



**RESOLUTION NO. 2022-04**

**A RESOLUTION AUTHORIZING THE CONDUCT OF MAIL BALLOT ELECTION FOR THE TOWN OF LARKSPUR'S REGULAR MUNICIPAL ELECTION ON APRIL 5, 2022, AND SETTING FORTH DETAILS IN RELATION THERETO**

**WHEREAS**, the Town of Larkspur, Colorado (the "Town"), is a municipal corporation duly organized and operating as a statutory town under the Constitution and laws of the State of Colorado; and,

**WHEREAS**, the members of the Town Council of the Town of Larkspur (the "Council") have been duly elected and qualified; and,

**WHEREAS**, Pursuant to the Home Rule Municipal Charter of the Town of Larkspur Section II regular and special municipal elections in the town shall be held in accordance with the provisions of the Colorado Municipal Election Code of 1965 and with other applicable state statutes; and

**WHEREAS**, in accordance with Section 31-1-101(10) of the Colorado Revised Statutes, the Town's next regular election shall be held on Tuesday, April 5, 2022; and

**WHEREAS**, the Town Council wishes to conduct the April 5, 2022, Regular Municipal Election as a Mail Ballot Election, and toward that end, wishes to adopt the Municipal Mail Ballot Statutes utilizing Sections 31-10-907 through 31-10-913, C.R.S. and 1.7.5-104, C.R.S.; and

**WHEREAS**, it is necessary to set forth certain procedures concerning the conduct of the election.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LARKSPUR, COLORADO, AS FOLLOWS:**

**Section 1.** All action heretofore taken (not inconsistent with the provisions of this resolution) by the Town and the officers thereof, directed towards the election and objects and purposes herein stated is hereby ratified, approved and confirmed.

**Section 2.** Unless otherwise defined herein, all terms used herein shall have the meanings defined in the Municipal Election Code.

**Section 3.** The Council hereby determines that the regular election of the Town to be held on April 5, 2022, shall be conducted as a mail ballot election pursuant to Part 9, Article 10, Title 31 of the Colorado Revised Statutes.



**Section 4.** The Town Clerk is hereby appointed as the designated election official of the Town for purposes of performing acts required or permitted by law in connection with the election and he may execute such documents as may be required in furtherance of this power and pursuant to the Town of Larkspur's Municipal Code and Home Rule Charter, the Town Clerk is the Designated Election Official.

**Section 5.** The Town Clerk is authorized and directed to appoint election judges pursuant to C.R.S. 31-10-401.

**Section 6. Election Plan.** The Town Clerk no longer is required to submit a proposed plan for conducting a mail ballot election.

**Section 7. Casting Ballots in Person.** Registered voters shall have the opportunity to cast ballots in person as provided by the Municipal Mail Ballot Statutes at a polling place at the Town Clerk's Office, Larkspur Town Hall, 8720 Spruce Mt Road.

**Section 8. Ballots.** The Town Clerk shall utilize Town Resources for printing ballots and for supplies.

**Section 9. Recording Votes.** The Town Clerk and appointed Election Judges shall be responsible shall be responsible for the recording of all votes at said election.

**Section 10.** If any section, paragraph, clause or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall in no manner affect any remaining provisions of this resolution.

**Section 11.** All resolutions or parts of resolution inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution or part of any resolution heretofore repeals.

**Section 12.** The effective date of this resolution shall be immediately upon adoption.



INTRODUCED, PASSED AND ADOPTED AT A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF LARKSPUR THIS 6th DAY OF JANUARY 2022.

TOWN OF LARKSPUR

Votes Approving:	<u>6</u>
Votes Opposing:	<u>0</u>
Absent:	<u>1</u>
Abstained:	<u>0</u>



ATTEST:

TOWN COUNCIL OF THE  
TOWN OF LARKSPUR, COLORADO

  
\_\_\_\_\_  
Sean Hogan,  
Town Clerk

  
\_\_\_\_\_  
Isaac Levy,  
Mayor