

Commissioner Rayson moved adoption of the following Resolution:

BOARD OF COUNTY COMMISSIONERS

COUNTY OF EAGLE, STATE OF COLORADO

RESOLUTION NO. 2010- 103

A RESOLUTION PROVIDING FOR THE SUBMISSION, TO THE REGISTERED QUALIFIED ELECTORS OF EAGLE COUNTY, COLORADO, OF A QUESTION WHICH WOULD EXTEND TERM LIMITATIONS FOR THE OFFICE OF COUNTY COMMISSIONER IMPOSED IN ACCORDANCE WITH ARTICLE XVIII, SECTION 11 OF THE CONSTITUTION OF THE STATE OF COLORADO; SAID BALLOT QUESTION TO BE SUBMITTED AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2010; PRESCRIBING THE FORM OF BALLOT QUESTION FOR SUBMISSION AT SAID ELECTION; PROVIDING FOR CERTIFICATION OF THE ELECTION QUESTION TO THE COUNTY CLERK AND RECORDER; AND OTHERWISE PROVIDING FOR THE CONDUCT THEREOF.

WHEREAS, Article XVIII, Section 11, of the Constitution of the State of Colorado, provides that no elected officials of any county or political subdivision of the State of Colorado, shall serve more than two consecutive terms in office; and

WHEREAS, Article XVIII, Section 11 of the Constitution of the State of Colorado further provides that the voters of the County may eliminate the limitations on terms of office imposed by this Section 11; and

WHEREAS, County Commissioners are elected officials subject to these term limit restrictions; and

WHEREAS, County Commissioners are responsible not only for day to day matters impacting Eagle County and its citizens but County Commissioners are also responsible for representation of Eagle County on numerous boards and committees at the state and national level. Such service requires specialized knowledge, the development of relationships and expertise which is often developed over time; and

WHEREAS, the electors of Eagle County may desire the option to retain certain County Commissioners in office to benefit from the skills, expertise and knowledge they possess; and

WHEREAS, extending the term limit by one additional term is consistent with the elector's desire to broaden participation in public service by retaining a term limit, while allowing more continuity of service if desired by the electors; and

WHEREAS, the Board of County Commissioners finds that it is in the best interest of the County to request the electors, voting in the next General Election, to consider extension of the term limits for County Commissioners; and

WHEREAS, the proposal for extension of County Commissioner term limits may be submitted at the election to be held on November 2, 2010; and

WHEREAS, pursuant to section 1-5-203(3), C.R.S., no later than sixty days before any election the designated election official of each political subdivision that intends to conduct an election shall certify the order of the ballot and ballot content.

WHEREAS, such election shall be conducted by the Eagle County Clerk and Recorder in accordance with the "Uniform Election Code", Articles 1 to 13, of Title 1, Colorado Revised Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF EAGLE, STATE OF COLORADO:

Section 1. Certification of Question to Clerk and Recorder for Election. The following question shall be presented at the General Election to be held on Tuesday, November 2, 2010. That said election shall be held in accordance with the provisions of the Uniform Election Code. The Board of County Commissioners hereby directs that a copy of this Resolution be certified and filed in the Office of the Clerk and Recorder before the close of business on September 3, 2010 and authorizes and directs the Clerk and Recorder to certify the ballot issue and ballot content as provided by law.

Section 2. Form Ballot Question. At the general election, there shall be submitted to a vote of the registered electors of the County the following question:

"Shall the maximum term of office for a county commissioner in Eagle County, Colorado be lengthened by one additional term so that county commissioners may be elected for a maximum of three consecutive terms?"

Section 3. Setting the Title. Pursuant to the provisions of C.R.S. 1-5-203(3), the County Clerk, as the designated and coordinated Election Official, shall certify the ballot.

Section 4. Severability. If any part, section, paragraph, clause or provision of this Resolution shall be adjudged to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect the remaining sections, paragraphs, clauses or provisions of this Resolution, it being the intention that the various parts hereof are severable.

Section 5. The Board finds, determines and declares that this Resolution is necessary for the public health, safety and welfare of the citizens of the County of Eagle, State of Colorado.

MOVED, READ AND ADOPTED, by the Board of County Commissioners of the County of Eagle, State of Colorado, at its regular meeting held the ^{24th} day of August, 2010.

COUNTY OF EAGLE, STATE OF
COLORADO, By and Through Its
BOARD OF COUNTY COMMISSIONERS

ATTEST:

By: Teak J. Simonton
Teak J. Simonton Clerk
to the Board of County Commissioners



By: Sara J. Fisher
Sara J. Fisher, Chairman

By: Jon Stavney
Jon Stavney, Commissioner

By: Peter F. Runyon
Peter F. Runyon, Commissioner

Commissioner Stavney seconded adoption of the foregoing resolution. The roll having been called, the vote was as follows:

Commissioner Fisher
Commissioner Stavney
Commissioner Runyon

aye
aye
aye

This Resolution passed by 3/0 vote of the Board of County Commissioners of the County of Eagle, State of Colorado.