

**Town of Erie
Resolution No. 23-063**

A Resolution of the Board of Trustees of the Town of Erie Referring to Voters the Proposed Home Rule Charter, Setting Out Alternative Language for Consideration by Voters, Calling a Special Election on November 7, 2023, to be Coordinated with Boulder and Weld Counties, and Ordering Publication of Notice of the Proposed Charter

Whereas, pursuant to the Municipal Home Rule Act of 1971, C.R.S. § 31-2-201, *et seq.*, as amended, the Board of Trustees initiated the process for adoption of a Home Rule Charter by Ordinance No. 15-2022;

Whereas, at the November 8, 2022, election, Erie voters approved formation of a Town of Erie Home Rule Charter Commission, which commission met and drafted a proposed Home Rule Charter;

Whereas, on April 25, 2023, within 180 days after its election and as required by C.R.S. § 31-2-206(10), the Town of Erie Home Rule Charter Commission submitted to the Board of Trustees its proposed Home Rule Charter;

Whereas, pursuant to C.R.S. § 31-2-207, the Town must now publish notice of the proposed Charter and set the charter ballot questions;

Whereas, Section 31-2-207, C.R.S., requires the election for consideration of adoption of the proposed home rule charter to be held not less than sixty nor more than one hundred eighty-five days after publication of the notice of the proposed Charter;

Whereas, pursuant to C.R.S. § 31-10-108, a special election may be held on any Tuesday designated by ordinance or resolution of the governing body with at least 60 days' notice, and a special election may be held at the same time and place as a Primary, Congressional Vacancy, or General Election as a Coordinated Election; and

Whereas, pursuant to C.R.S. § 1-7-116(5), the Town must notify Boulder County and Weld County of its participation in a Coordinated Election at least 100 days before the election.

Now Therefore be it Resolved by the Board of Trustees of the Town of Erie, Colorado, that:

Section 1. At a special election to be held on Nov. 7, 2023, and coordinated with Boulder County and Weld County, in accordance with Article XX of the Colorado Constitution and the Municipal Home Rule Act of 1971, the following questions shall be submitted to a vote of the registered electors of the Town of Erie:

Question No. 1: Shall the Town of Erie proposed home rule charter be adopted?

Yes/For ___

No/Against ___

Question No. 2: If the Town of Erie proposed home rule charter is adopted, shall Section 2.08(1) of the charter be replaced to read as follows:

Section 2.08 Compensation of Mayor and Council Members.

(1) The Mayor shall receive as monetary compensation the sum of twelve hundred dollars (\$1,200) per month, and each Council Member shall receive as monetary compensation the sum of seven hundred dollars (\$700) per month. Both amounts shall be adjusted annually according to the consumer price index (CPI) for the Denver-Boulder-Greeley area, or such successor index promulgated by the U.S. Bureau of Labor Statistics. The first CPI adjustment shall be applied January 1, 2025. In addition, the Mayor and Council Members shall receive such other non-monetary compensation or benefits as may be set by ordinance. Monetary compensation shall not be modified by ordinance.

Yes/For ___

No/Against ___

Section 2. Uniform Election Code. At the election called hereunder, in lieu of the Colorado Municipal Election Code of 1965, the requirements and procedures of the Uniform Election Code of 1992, Articles 1 to 13 of Title 1, C.R.S., to the extent applicable, shall be used in coordination with Boulder and Weld Counties.

Section 3. Participation in Coordinated Election. The Town Board of Trustees of the Town of Erie approves its participation in a coordinated election to be held on Nov. 7, 2023, said election to be conducted by the Boulder County Clerk and Weld County Clerk, respectively, and hereby authorizes the Town Clerk to take whatever actions are necessary to accomplish the election, including without limitation providing the County Clerks notice in writing of the Town's participation in the election and otherwise complying with all applicable state and local election laws, as appropriate.

Section 4. Designation of Election Official. The Designated Election Official for the Town for the 2023 Coordinated Election is the Town Clerk.

Section 5. Publication of the Proposed Charter. The Town Clerk is instructed, as required by C.R.S. § 31-2-207(1), to publish and give notice of the election on or before May 25, 2023. The notice of the election shall contain the full text of the proposed Charter.

Adopted this 23rd day of May, 2023.

Justin Brooks, Mayor

Attest:

Debbie Stamp, Town Clerk