

TOWN OF MARBLE  
COLORADO

ORDINANCE #9  
1984

AN ORDINANCE ENACTED PURSUANT TO C.R.S. 31-10-306 REQUIRING WRITE-IN CANDIDATES FOR MUNICIPAL OFFICE TO FILE AN AFFIDAVIT OF INTENT FIVE DAYS PRIOR TO THE ELECTION AND, PURSUANT TO C.R.S. 31-10-507 ALLOWING THE BOARD OF TRUSTEES TO CANCEL THE MUNICIPAL ELECTION AND DECLARING AN EMERGENCY.

WHEREAS, it has been determined by the Board of Trustees of the Town of Marble (hereinafter "Board") that there have been received one (1) valid petition for one (1) Mayor, and six (6) valid petitions Board of Trustee positions which are the subject of a scheduled municipal election on April 3, 1984; and

WHEREAS, the Board has determined by their vote that it is in the best interest of the Town to require that a write-in candidate file an affidavit of intent five (5) days prior to the election indicating that said candidate desires the office and is qualified to assume the duties of the office; and

WHEREAS, the Board has further determined that it is in the best interest of the Town to provide that the Board may hold a special meeting on the Friday prior to the election if there are not more candidates than offices to be filled at such election, including candidates filing affidavits of intent, so that the election may be cancelled and the candidates elected by resolution so as to avoid unnecessary expenditure of municipal funds by holding such election; and

WHEREAS, the Board through prudent and reasonable inquiry believes that there will be no write-in candidates and that no interest has been expressed for the Board positions except from the seven candidates nominated; and

WHEREAS, the Board has further determined that an emergency exists and that in order to immediately preserve the public health and safety by not expending funds to hold a municipal election in light of important budgetary concerns, that this Ordinance will take effect immediately upon adoption.

NOW THEREFORE, be it ordained by the Board of Trustees of the Town of Marble that:

1. Pursuant to C.R.S 31-10-306 any write-in candidate for any municipal office must file an affidavit of intent five (5) days prior to the date of the election indicating that such person desires the office and is qualified to assume the duties of that office if elected.

2. If the only matter before the voters in a municipal election is the elections of persons to office, and if at the close of business on the Friday before the election there are not more than candidates than offices to be filled at such election, including candidates filing affidavits of intent to be write-in candidates, the Town Clerk shall certify such fact to the governing body, and it shall hold a special meeting on said Friday and may cancel the election by resolution and declare the candidates elected. Upon such declaration the candidates shall be deemed elected. Notice of such cancellation shall be published, if possible, in order to inform the electors in the municipality. Further, a notice of such cancellation shall be posted at each polling place and in not less than one other public place.

3. The Board hereby declares that an emergency exists and that in order to protect the safety and health of the Town of Marble that this Ordinance shall become effective immediately upon adoption.

TOWN OF MARBLE  
by: June K. Blue, Mayor

Attest: Elaine Hogue, Clerk

*file*

Ordinance # 3  
1984  
TOWN OF MARBLE

EMERGENCY ORDINANCE  
SERIES 1984

ORDINANCE ADOPTED: by majority vote of Governing  
Body of the Municipality of Marble, Colorado,

PURSUANT TO STATUTES: of the Colorado Municipal  
Election Code:

31-10-306 Requiring an affidavit of intent  
of write in candidate.

31-10-507 As provided: if not more candi-  
dates than offices to be filled  
for election, election may be  
cancelled and candidates be  
declared to office.

ORDINANCE effective until Midnight 3, April 1984.

June L. Blue  
Mayor

Elaine S. Hoque  
Clerk

by posting