

**TOWN OF FREDERICK, COLORADO
ORDINANCE NO. 1211**

**AN ORDINANCE OF THE TOWN OF FREDERICK, COLORADO,
AMENDING CHAPTER 2, ARTICLE I, SECTION 2-5 AND 2-6(a) OF
THE *FREDERICK MUNICIPAL CODE* WITH RESPECT TO ELECTIONS**

WHEREAS, The Board of Trustees upon the recommendation of the Town Clerk in her capacity as the elections officer, finds it in the best interests of the community to amend the election provisions of the municipal code regarding cancellation of municipal elections.

**BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF
FREDERICK, COLORADO, AS FOLLOWS:**

Section 1. Chapter 2, Article I, Section 2-5 of the *Frederick Municipal Code* is hereby repealed in its entirety and reenacted to read as follows:

2-5 Write-in votes.

No write-in vote for any municipal office shall be counted unless the candidate files an affidavit of intent with the Town Clerk as provided for in the Colorado Municipal Election Code.

Section 2. Chapter 2, Article I, Section 2-6 (a) of the *Frederick Municipal Code* is hereby repealed in its entirety and reenacted to read as follows:

2-6 Cancellation of municipal elections.

(a) In any municipal election, if the only matter before the voters is the election of persons to office and if there are not more candidates than offices to be filled at such election, including candidates filing affidavits of intent, the Town Clerk shall certify such fact to the Board of Trustees and it shall hold a meeting and by resolution shall instruct the Town Clerk to cancel the election and declare the candidates elected as provided for in the Colorado Municipal Election Code.

Section 3. Effective Date. This ordinance shall be published and become effective as provided by law.

Section 4. Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance. The Town Board hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentence, clauses or phrases are declared invalid.

Section 5. Repealer. All ordinances or resolutions and motions of the Board of

Trustees of the Town of Frederick or parts thereof, in conflict with this ordinance are to the extent of such conflict hereby superseded and repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance, resolution or motion, nor revive any ordinance, resolution or motion thereby.

**INTRODUCED, READ, PASSED, ADOPTED AND ORDERED PUBLISHED
THIS 27TH DAY OF OCTOBER, 2015.**

ATTEST:

TOWN OF FREDERICK

By *Meghan C. Martinez*
Meghan C. Martinez, Town Clerk

By *Laura Brown*
Laura Brown, Mayor Pro Tem

