



FRUITA
COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: DEB WOODS, DEPUTY CITY CLERK

DATE: OCTOBER 18, 2022

AGENDA TEXT: SWEARING-IN of newly appointed Council member Aaron Hancey to the Fruita City Council to fill a vacancy for a two-year term to expire in April of 2024

BACKGROUND

When Fruita City Council member Heather O'Brien resigned on September 6, 2022, a vacancy was created on the City Council that needs to be filled. Section 2.04 (B) of the City Charter provides the procedure. It states:

“When there is a vacancy in the Council, the Council shall have sixty (60) days from the date of that vacancy to appoint a qualified person to the vacancy until the next general municipal election. All appointments shall be approved upon the majority vote of the Council as then constituted at a public meeting. If the Council fails to fill the vacancy within the sixty (60) days provided by this Charter, a special election shall be held not less than ninety (90) days from the date of the vacancy unless a regular municipal election shall occur within 90 days.”

In order to be eligible to serve on the Council, a person must be a registered voter residing in the city limits of Fruita and of at least twenty-one years of age. Any person appointed to the vacant seat will serve a two-year term (until the April 2024 election). Neither the Charter nor the Fruita Municipal Code require any specific process to be followed by the City Council in appointing a member to fill a vacancy on the Council.

At the September 6, 2022 City Council meeting, the Council agreed to a procedure of scheduling the application deadline of September 22nd at 5:00 p.m. and October 10th as the day for the Council to conduct interviews.

On October 10, 2022, the City Council held a Special Meeting and conducted interviews of the five (5) applicants from whom an application was received by the City Clerk's Office by the deadline.

Following the interview process and in accordance with the timeline previously agreed to, the City Council took a vote at the October 10th Special Meeting and with a vote of four to one, made the decision to appoint Aaron Hancey to the vacant seat on the City Council.

October 18, 2022 is the date of the regular City Council meeting at which Aaron Hancey will be sworn in by City Clerk Margaret Sell and will take his seat behind the dais as a member of the Fruita City Council.

FISCAL IMPACT

N/A

APPLICABILITY TO CITY GOALS AND OBJECTIVES

This appointment is required by the City Charter.

OPTIONS AVAILABLE TO THE COUNCIL

N/A

RECOMMENDATION

There is no recommendation or action necessary on the part of the City Council.

The Mayor will invite Aaron Hancey to the front of the room to take the Oath of Office and then Councilor Hancey will take his seat behind the dais as a member of the Fruita City Council.