

RESOLUTION

NO. 23 - 32

**THE BOARD OF COUNTY COMMISSIONERS
OF HUERFANO COUNTY, COLORADO**

**A RESOLUTION CONCERNING THE SUBMISSION TO THE REGISTERED
ELECTORS OF HUERFANO COUNTY OF A REFERRED BALLOT QUESTION
AT THE NOVEMBER 7, 2023 ELECTION REGARDING WHETHER THE
COUNTY MAY RE-ESTABLISH TERM LIMITS FOR THE FOLLOWING
OFFICES: ASSESSOR, CLERK AND RECORDER, CORONER, SHERIFF, AND
TREASURER**

WHEREAS, Article XVIII, Section 11 of the Colorado Constitution provides for the limitation of the terms of all elected county officials to two consecutive terms of office beginning on or after January 1, 1995; and,

WHEREAS, Article XVIII, Section 11(2) of the Colorado Constitution at an election held on November 3, 1998, a majority of the electors of Huerfano County voting on the ballot question authorized the Huerfano County Assessor, Clerk and Recorder, Coroner, and Treasurer to serve more than two consecutive terms of office notwithstanding Article XVIII, Section 11 or the Colorado Constitution that limited county elected officials to serving no more than two consecutive terms of office; and,

WHEREAS, Article XVIII, Section 11(2) of the Colorado Constitution at an election held on November 4, 2008, a majority of the electors of Huerfano County voting on the ballot question authorized the Huerfano County Sheriff to serve more than two consecutive terms of office notwithstanding Article XVIII, Section 11 or the Colorado Constitution that limited county elected officials to serving no more than two consecutive terms of office; and,

WHEREAS, the Board of County Commissioners of Huerfano County, Colorado commissioned a survey of registered voters in Huerfano County and seeing strong support for the re-establishment of term limits, has by this resolution authorized the referral to the registered electors of Huerfano County, Colorado, of a ballot question that, if approved by a majority of the Huerfano County registered electors voting thereon, would reestablish and re-impose term limitations on the offices of Assessor, Clerk and Recorder, Coroner, Sheriff, and Treasurer of three consecutive terms of office, with such term limitation to be applicable to terms of office beginning on or after January 1, 2023 and for the purposes of which such terms of office would be considered to be consecutive unless they are at least four years apart; and

WHEREAS, any such ballot questions must be approved by a majority of the legally eligible Huerfano County registered electors voting on such ballot measures before becoming effective.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Huerfano County, Colorado as follows:

1. The following ballot questions and titles are hereby referred and submitted to the registered electors of Huerfano County, Colorado at the November 7, 2023 election:

Shall the office of Assessor of Huerfano County, Colorado be authorized to serve no more than three consecutive terms of office, notwithstanding the county voters approval of Huerfano County Resolution #98-17 that provided for unlimited terms in office for certain Huerfano County elected officials, with this limitation on the number of terms to be applicable for terms of office beginning on or after January 1, 2023, and for the purposes of which, such terms of office are considered to be consecutive unless they are at least four years apart?

_____YES
_____NO

Shall the office of Clerk and Recorder of Huerfano County, Colorado be authorized to serve no more than three consecutive terms of office, notwithstanding the county voters approval of Huerfano County Resolution #98-17 that provided for unlimited terms in office for certain Huerfano County elected officials, with this limitation on the number of terms to be applicable for terms of office beginning on or after January 1, 2023, and for the purposes of which, such terms of office are considered to be consecutive unless they are at least four years apart?

_____YES
_____NO

Shall the office of Coroner of Huerfano County, Colorado be authorized to serve no more than three consecutive terms of office, notwithstanding the county voters approval of Huerfano County Resolution #98-17 that provided for unlimited terms in office for certain Huerfano County elected officials, with this limitation on the number of terms to be applicable for terms of office beginning on or after January 1, 2023, and for the purposes of which, such terms of office are considered to be consecutive unless they are at least four years apart?

_____YES
_____NO

Shall the office of Sheriff of Huerfano County, Colorado be authorized to serve no more than three consecutive terms of office, notwithstanding the county voters approval of Huerfano County Resolution #08-13 that provided for unlimited terms in office for certain Huerfano County elected officials, with this limitation on the number of terms to be applicable for terms of office beginning on or after January 1, 2023, and for the purposes of which, such terms of office are considered to be consecutive unless they are at least four years apart?

_____YES
_____NO

Shall the office of Treasurer of Huerfano County, Colorado be authorized to serve no more than three consecutive terms of office, notwithstanding the county voters approval of Huerfano County Resolution #98-17 that provided for unlimited terms in office for certain Huerfano County elected officials, with this limitation on the number of terms to

be applicable for terms of office beginning on or after January 1, 2023, and for the purposes of which, such terms of office are considered to be consecutive unless they are at least four years apart?

_____ YES
_____ NO

2. Said ballot questions shall be voted upon only by Huerfano County, Colorado registered electors legally eligible to vote at the November 7, 2023 election.
3. Should the Huerfano County Clerk and Recorder, acting in her statutory capacity as the designated election official for the Huerfano County, Colorado, November 7, 2023 general election find and certify in accordance with the applicable provisions of the Colorado Uniform Elections Code of 1992, as amended, that the majority of Huerfano County registered electors voting on each of the individual ballot questions set forth hereinabove have voted YES on those specific questions, they shall declare those specific ballot questions to be passed and adopted. However, should they find and certify that the majority of the Huerfano County registered electors voting on each of the individual ballot questions set forth hereinabove have voted NO on those specific questions, they shall declare those specific ballot questions to not be passed and not be adopted.
4. Upon the Board of County Commissioners of Huerfano County, Colorado certifying the ballot questions and titles to the Huerfano County Clerk and Recorder in substantially the form set forth hereinabove, all acts required or permitted by the Uniform Election Code of 1992, as amended, relevant to providing of notice, the mailing to electors of any required information, or pertaining to the conduct of the election on such ballot questions at the November 7, 2023 general election, including, but not limited to, voting by early voter's ballots, absentee ballots, and emergency absentee ballots, which are to be performed by the designated election official, shall be performed by the Huerfano County Clerk and Recorder.

INTRODUCED, READ, APPROVED AND ADOPTED ON THIS 27th day of JUNE 2023.



ATTEST:

County Clerk and Recorder and
Ex-Officio Clerk to said Board

BOARD OF COUNTY COMMISSIONERS
OF HUERFANO COUNTY, COLORADO

BY _____
John Galusha, Chairman

Arica Andreatta, Commissioner

Karl Sporleder, Commissioner