

**TOWN OF MINTURN, COLORADO
RESOLUTION NO. 20- SERIES 2008**

**A RESOLUTION ESTABLISHING PROCEDURES REGARDING
REFERENDUM PETITIONS**

WHEREAS, the Town of Minturn is a home rule town organized pursuant to Article XX, Section 6 of the Colorado Constitution; and

WHEREAS, Article III of the Home Rule Charter for the Town of Minturn (the Charter") establishes procedures for the circulation of referendum petitions and the verification of petition signatures within the Town of Minturn; and

WHEREAS, the Town Clerk, as appointed by the Town Council of the Town of Minturn, has been designated in the past as the party that is responsible for determining if the signatures submitted on a petition for referendum are proper and sufficient in accordance with the provisions of Section 3.2 of the Charter and the applicable provisions of Colorado Law; and

WHEREAS, the Town Council of the Town of Minturn wishes to confirm and to clarify the duties and obligations of the Town Clerk with respect to the review and approval of signatures on referendum petitions; and

WHEREAS, pursuant to Article XX, Section 6 of the Colorado Constitution, and Section 31-11-102 of the Colorado Revised Statutes the Town Council is authorized to establish procedures regarding referendum petitions, whether by charter, ordinance or resolution.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MINTURN AS FOLLOWS:

1. The Town Clerk, in consultation with the Town Attorney and such other members of the Town Administration as shall be deemed appropriate, shall be responsible for reviewing all referendum petitions submitted to Town, and for making the final determination of petition sufficiency in accordance with Section 3.3 of the Charter;

2. The protest provisions set forth in Section 31-11-110 of the Colorado Revised Statutes shall not apply to referendum petitions submitted to the Town of Minturn.

APPROVED, this 27 day of February, 2008 by the Town Council of the Town of Minturn, a Colorado home rule municipality.

By: Hawkeye F. Flaherty
Mayor

ATTEST

By: [Signature]
Town Clerk

