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CHAPTER 2

ARTICLE 2

BOARD OF TRUSTEES

2-3-1 Corporate Authority

The corporate authority of the Town is vested in a Board of Trustees, consisting of one Mayor and six Trustees. (Section 31-4-301(1), C.R.S. 1973, As Amended)

2-3-2 Authority in General

The Board of Trustees shall constitute the legislative body of the Town, and shall have power and authority, except as otherwise provided by statute, to exercise all power conferred upon or possessed by the Town, and shall have the power and authority to adopt such Ordinances and Resolutions as it shall deem proper in the exercise of its powers.

2-3-3 Appointment of Officers

- (a) The Board of Trustees shall appoint a Recorder, who shall be designated as the Town Clerk, a Town Treasurer, a Town Attorney, a Town Marshall, who shall be designated as the Chief of Police, and a Municipal Judge. (Sections 31-4-304; 31-4-306; and 13-10-105, C.R.S. 1973, As Amended)
- (b) The Board of Trustees may appoint other officers as it may deem necessary for good government of the Town, and prescribe their duties, fix their compensation and require an oath of affirmation. (Section 31-4-304, C.R.S. 1973)
- (c) All appointments of officers shall be by Ballot and concurrence of a majority of the members elected to the Board is required. The names of those who voted, and the vote of each candidate received upon the vote resulting in an appointment shall be recorded. (Section 31-16-108, C. R. S. 1973)
- (d) All appointed officers shall be appointed by the Board of Trustees at the first regular meeting after each regular election, and shall hold their respective offices for a term of two (2) years, or until their respective successors are appointed and qualified.

2-3-4 Filling Vacancies in Appointive Offices

The Board of Trustees shall have power, by appointment, to fill all vacancies in any appointive office, and the person so appointed shall hold office until after the next regular election, and until his successor is appointed and qualified. (Section 31-4-303, C.R.S. 1973)

2-3-5 Filling Vacancies in Elective Offices

The Board of Trustees shall have power, by appointment, to fill all vacancies in the Board or in any other elected office, and the person so appointed shall hold office until the next regular election and until his successor is elected and qualified. If the term of the person creating the vacancy was to extend beyond the next regular election, the person elected to fill the vacancy shall be elected for the unexpired term. Where a vacancy or vacancies exist in the office of trustee and a successor or successors to be elected at the next election to fill the unexpired term or terms, the three candidates for trustee receiving the highest number of votes shall be elected to four-year terms and the candidate or candidates receiving the next highest number of votes, in descending order, shall be elected to fill the unexpired term or terms. (Section 31-4-301(5), C.R.S. 1973, 1979 Supp.)

2-3-6 Removal of Officers

By the vote of four (4) Trustees, the Mayor, the Clerk, the Treasurer, the Marshall, any member of the Board, or any other officer of the Town may be removed from office. No such removal shall be made without a charge in writing and an opportunity of Hearing being given unless the Officer against whom the charge is made has moved out of the limits of the Town. When any Officer ceases to reside within the limits of the Town, he may be removed from office pursuant to Section 31-4-307, C.R.S., 1973, As Amended. A municipal Judge may be removed during his term of office only for cause, as set forth in Section 13-10-105(2), C.R.S. 1973. (Section 31-4-307, C.R.S. 1973, As Amended)

2-3-7 Combined Offices

The Board of Trustees may appoint one person to hold more than one office, where such offices are compatible. The Board of Trustees may appoint one person to hold the office of Town Clerk and Town Treasurer.

2-3-8 Intergovernmental Contracts and Agreements

The Board of Trustees shall have authority, on behalf of the Town, to enter into contractual arrangements with one or more other governmental bodies for the performance of any governmental service, activity or undertaking which could be performed by each of the governmental bodies, in accordance with the requirements of State Law. (Section 29-1-203, C.R.S. 1973)

2-3-9 Committees

Any question pending before the Board of Trustees may be referred to a standing committee, or to a special committee, for its consideration and report. Standing committees shall be appointed at a regular meeting by the Mayor.