TOWN OF DEL NORTE, COLORADO
ORDINANCE NO. 787

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF DEL NORTE, COLORADO CHANGING THE DATE OF REGULAR MUNICIPAL ELECTION AND AMENDING BOARD OF TRUSTEES TERMS OF OFFICE

WHEREAS, The Board of Trustees passed Resolution No. 8-2025, submitting to the registered electors of the Town of Del Norte the question of whether the date of the regular municipal election shall be changed from the first Monday in April of even numbered years to the first Tuesday following the first Monday in November of even numbered years AND also passed Resolution No. 7-2025 submitting the question whether elected officials of the Town shall be limited to serving no more than two consecutive four-year terms in office to the registered electors of the Town of Del Norte; and

WHEREAS, each question as above-stated was approved by a "Yes" vote by the electorate; and

WHEREAS, this ordinance will not have the effect of shortening the term of office of any trustee affected herein; and

WHEREAS, C.R.S. § 31-10-109(1)(b) states, "Where a majority of the registered electors voting on the question submitted in accordance with the requirements of paragraph (a) of this subsection (1) approve a change in the regular election date of the municipality, the governing body of the municipality shall by ordinance establish its new regular election date in accordance with the vote of the registered electors and may include in the ordinance any alteration in the terms of office of officials that may be necessary to accomplish the change in election dates in an orderly manner. In no event shall the ordinance shorten the term of any elected official in office at the time of its adoption".

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF DEL NORTE, COLORADO, AS FOLLOWS:

A. The Town of Del Norte's Regular Municipal election will be conducted on the first Tuesday following the first Monday in November of even-numbered years.

B. The terms of the current and newly elected Board of Trustees are amended to the following:

Shelly Burnett	Term expires in November of 2028
Keith Mendeke	Term expires in November of 2030
Micah Reynolds	Term expires in November of 2030
Danielle Sondrol	Term expires in November of 2028
Andrew Velasquez	Term expires in November of 2028
Louie Velasquez	Term expires in November of 2028
Stephen Coleman	Term expires in November of 2030

PART 1: AMENDMENT OF MUNICIPAL CODE:

Chapter 2 - (Administration) Article 2 (Mayor and Board of Trustees) of the Del Norte Municipal Code, Sections 2-2-10 and 2-2-50, are hereby amended as follows [Note: additions are shown in **bold underlined** print; deletions are shown as ~~strikethrough~~ print]:

Sec. 2-2-20. Trustees; term of office.

At the ~~April 4, 1972~~ **April 7, 2026** election, ~~six~~ **four** Trustees were elected, three of whom were elected for **a** ~~two~~ **four**-year terms and ~~three~~ **one** of whom ~~were~~ **was** elected **to complete a four year term consisting of the remaining** ~~for four two~~-year terms. At the next subsequent regular election ~~and at each regular election thereafter,~~ three Trustees **(and the Mayor)** ~~were and~~ shall be ~~thereafter~~ elected to serve four-year terms. **At the regular election following the November 2028 election and at each subsequent regular election thereafter, all trustees shall be elected to serve four-year terms. The Board of Trustees is providing by this Ordinance for four-year overlapping terms of Trustees.**

Sec. 2-2-50. Removal from office; vacancies.

(a) By a majority vote of all members of the Board of Trustees, the Mayor or any Trustee 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 Town limits. When any officer ceases to reside within the Town limits, he or she may be removed from office pursuant to this Subsection.

(b) In case of the death, resignation, vacation or removal of any of the Trustees during his or her term of office, the Board of Trustees, by a majority vote of all remaining members thereof, may select and appoint, from among the duly qualified electors of the Town, a suitable person to fill the vacancy and shall fill any vacancy in accordance with state statutes. The person so appointed shall hold office until the next regular election and until ~~he or~~ his **or her** successor is elected and qualified.

PART 2: REPEAL. Any and all existing ordinances or parts of ordinances of the Town of Del Norte covering the same matters as embraced in this Ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed; provided, however, that such repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this Ordinance.

PART 3: SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town of Del Norte hereby declares that it would have adopted this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases thereof be declared invalid or unconstitutional.

PART 4: EFFECTIVE DATE. This Ordinance shall take effect thirty (30) days after passage, adoption and publication thereof as provided by law.

PART 5: PUBLICATION. This Ordinance shall be published by title only.

READ, PASSED, ADOPTED AND ORDERED PUBLISHED BY THE BOARD OF TRUSTEES OF THE TOWN OF DEL NORTEAND SIGNED THIS _____ DAY OF _____, 2026.

Shelly Burnett

_____

Shelly Burnett, Mayor

ATTEST: _____

Bernadette Martinez, Town Clerk/Administrator

APPROVED AS TO FORM:

_____

Eugene L. Farish, Town Attorney

CERTIFICATION

I HEREBY CERTIFY that this Ordinance was approved and adopted at the regular board meeting of the Board of Trustees of the Town of Del Norte, Colorado on the _____ day of _____ 2026, and published by title in the Valley Courier, a legal newspaper for the Town of Del Norte on _____ ___, 2026.

_____

Bernadette Martinez, Town Administrator