STATE OF COLORADO) ss COUNTY OF ELBERT)

At the regular meeting of the Board of County Commissioners for Elbert County, State of Colorado, held at the Courthouse in Kiowa, Wednesday, the 30th day of August, A.D. 2017, there were present:

Danny Willcox Commissioner, Chair Chris Richardson Commissioner Commissioner Commissioner Commissioner Clerk to the Board

When the following proceeding, among others, were had and done, to wit:

RESOLUTION NO. 17-23

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ELBERT COUNTY REFERRING TO THE NOVEMBER 7, 2017 COORDINATED ELECTION BALLOT THE QUESTION OF THE APPROVAL OR REJECTION OF A PROPOSAL EXTENDING THE TERM LIMITS IMPOSED BY STATE LAW IN ARTICLE XVIII, SECTION 11(2) OF THE COLORADO CONSTITUTION, FOR THE CURRENT OFFICE HOLDER OF THE SHERIFF OF ELBERT COUNTY, SHAYNE HEAP.

WHEREAS, Section 1-41-103(1)(d), Colorado Revised Statutes, as amended, states, in Article XVIII Section 11 of the Colorado Constitution provides that no nonjudicial elected official of Elbert County shall serve more than two (2) consecutive terms in office; and

WHEREAS, Subsection (2) of said Article XVIII Section 11 of the Colorado Constitution provides that voters of a County may vote to modify the State imposed term limits on terms of office during a November election by a majority vote approving such a question referred to the ballot by the Board of County Commissioners of that County; and

WHEREAS, Subsection (2) of said Article XVIII Section 11 of the Colorado Constitution provides that the voters of any political subdivision may lengthen, shorten or eliminate the limitations on terms of office imposed by Article XVIII Section 11; and

WHEREAS, the Elbert County Board of County Commissioners has received or reviewed requests, heard public comments at regularly-scheduled Board of County Commissioner meetings from residents, citizens, and registered electors of Elbert County. Colorado, who believe that in the interest of better and more efficient government it is desirable to permit the Elbert County Sheriff to serve more than two terms; and

WHEREAS, the Elbert County Board of County Commissioners directs the placement on the ballot a question to refer to the voters of the County whether the limitations on terms of office for the current Elbert County Sheriff, Shayne Heap, should be extended for a third term.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ELBERT COUNTY that there shall be referred to the registered electors of the County the following proposal:

Section 1. THAT at the coordinated election to be held on Tuesday, November 7, 2017, the County shall submit to the registered electors of the County the question of whether the limitations on terms of office for the current Elbert County Sheriff, Shayne Heap, should be extended for an additional consecutive term in office, to serve a third term.

Section 2. THAT the ballot title and question that shall be referred to the registered electors of the County shall be as follows:

Shall the term limits imposed by state law and in Article XVIII, Section 11, of the Colorado Constitution on the office of Sheriff of Elbert County be modified so as to permit the current office holder of the office of Sheriff of Elbert County, Shayne Heap, to seek and, if the voters of Elbert County choose to re-elect, to serve a third consecutive term?

YES/FOR NO/AGAINST	
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Section 3. THAT the cost of the election shall be paid from the general fund of the County.

UPON A MOTION DULY MADE AND SECONDED, the foregoing Resolution was adopted by the following vote:

DANNY WILLCOX, CHAIRMAN

CHRIS RICHARDSON, COMMISSIONER

GRANT THAYER, COMMISSIONER

ATTEST:

BY:

DALLAS SCHROEDER, CLERK TO THE BOARD