

RESOLUTION NO. 2-12

AN ORDINANCE SUBMITTING TO THE VOTERS OF THE TOWN OF BERTHOUD AT THE REGULAR GENERAL ELECTION TO BE HELD ON TUESDAY, APRIL 3, 2012, BALLOT ISSUES REQUESTING THE REGISTERED VOTERS OF THE TOWN OF BERTHOUD:

TO AVAIL THEMSELVES OF THE SAVINGS AUTHORIZED BY C.R.S. 31-20-202(1.5) BY REMOVING THE REQUIREMENT FOR NEWSPAPER PUBLICATION OF PROCEEDINGS RELATED TO THE PAYMENT OF BILLS AND STATEMENTS AS LONG AS DISTRIBUTION OF THIS INFORMATION IS MADE ON THE MUNICIPAL WEBSITE WITHIN THE TIME IN WHICH IT WOULD HAVE OTHERWISE BEEN REQUIRED, and;

TO AVAIL THEMSELVES OF THE SAVINGS AUTHORIZED BY C.R.S. 31-16-105 BY REMOVING THE REQUIREMENT FOR NEWSPAPER PUBLICATION OF ORDINANCES IN THEIR ENTIRETY, INSTEAD PUBLISHING BY TITLE ONLY WITH ALL THE ORDINANCES MADE AVAILABLE ON THE OFFICIAL TOWN OF BERTHOUD WEBSITE AND KEPT AS A PERMANENT RECORD IN THE OFFICE OF THE TOWN CLERK THEREBY SUBSTANTIALLY REDUCING THE PUBLISHING COSTS INCURRED

WHEREAS, Section 31-20-202(1.5) and Section 31-16-105 of the Colorado Revised Statutes allows the voters of the Town to eliminate the requirement for newspaper publication of proceedings relating to municipal bills and statements and eliminate the requirement for newspaper publication of ordinances in their entirety; and

WHEREAS, In the absence of newspaper publication the Town would be required to publish such of their proceedings as relate to the payment of bills, stating for what the same are allowed, the name of the person to whom allowed, and to whom paid, as well as statements concerning all contracts awarded and rebates allowed on the municipal web site; and

WHEREAS, the Board of Trustees believes that online publication of the foregoing is in the best interests of the Town in that it is a cost saving measure and members of the Town have greater access to the internet than the newspaper that this information has historically been published in;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF BERTHOUD, COLORADO THAT:

Section 1. At the regular general election to be held on Tuesday, April 3, 2012, between the hours of 7:00 a.m. and 7:00 p.m. there shall be submitted to the voters of the Town of Berthoud the following ballot issue, the full text of which shall read as follows:

BALLOT ISSUE NO. 221:

Shall the Town of Berthoud provide an alternative method for distribution of information relating to the payment of bills by posting the monthly information on the Town's website, in accordance with Section 31-20-202, Colorado Revised Statutes, instead of publishing them in the newspaper, thereby

substantially reducing the costs incurred in the publication of such information – approximately \$1042.35 per year - with the monthly listing of the payment of bills to be made available through the Berthoud Town Hall and also on the Town's official website?

_____ YES _____ NO

BALLOT ISSUE NO. 222:

Shall the Town of Berthoud be allowed to publish its ordinances by title only after they are adopted by the Board of Trustees, as provided by Colorado Revised Statutes Section 31-16-105, with all the ordinances made available on the official Town of Berthoud website and kept as a permanent record in the office of the Town Clerk thereby substantially reducing the publishing costs incurred – approximately \$1362 per year - by the Town when the ordinances are published in full?

_____ YES _____ NO

Section 2. If a majority of all of the votes cast at the election are for the issues, such issues shall be made effective May 1, 2012.

Section 3. The election shall be conducted under the provisions of state law and the Ordinances of the Town of Berthoud and pursuant to this Resolution.

Section 4. The Town Clerk of the Town of Berthoud shall give all appropriate notices of elections on such matters as provided under state law and the Colorado Constitution.

Section 5. If any section, paragraph, clause or provision of this Resolution shall, for any reason, be held invalid or unenforceable, such decision shall not affect any of the remaining provisions of this Resolution.

Section 6. Publication and Effective Date. This Resolution shall become effective upon approval.

PASSED, APPROVED, AND SIGNED this 6TH day of March, 2012.

ATTEST:

By: Mary K. Cowdin
MARY K. COWDIN, Town Clerk

TOWN OF BERTHOUD, COLORADO

By: T. P. Patterson
T. P. PATTERSON, Mayor