

**TOWN OF PARACHUTE, COLORADO
RESOLUTION NO. 2016-03**

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, REMOVING TRUSTEE JOHN LOSCHKE FROM RECALL ELECTION.

WHEREAS, Section 2-2 of the Town Charter states that:

Each Trustee and the Mayor shall be elected for a term of four (4) years. Three (3) Trustees shall be elected at the general election in April of 2008 and every four (4) years thereafter. Three (3) Trustees and the Mayor shall be elected at the general election in April of 2010 and every four (4) years thereafter, subject to the provisions of Section 2-6 of this Article.

WHEREAS, Trustee John Loschke was elected to his current Trustee position in April, 2012 and, pursuant to Section 2-2 of the Town Charter, serves a 4-year term set to expire in April 2016;

WHEREAS, C.R.S. § 31-4-503(4) addresses recall petitions and elections, providing:

...if a regular election is to be held within one hundred eighty days after the date of submission of said petition, the recall election shall be held as a part of said regular election; except that, if the officer sought to be recalled is seeking reelection at said regular election, only the question of such officer's reelection shall appear on the ballot;

WHEREAS, the Town received a Petition to recall Trustee John Loshke from office within 180 days of a regular election;

WHEREAS, because Trustee Loschke is seeking re-election at the regular election to be held in April 2016, only the question of Trustee Loschke's re-election shall appear on the ballot;

WHEREAS, Trustee Loschke was mistakenly included in as part of the of recall election set in Resolution No. 2015-20;

WHEREAS, the Board of Trustees finds that the adoption of this Resolution is necessary to correct Resolution No. 2015-20 and properly conduct the recall and general election in April 2016;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Board of Trustees hereby determines that pursuant to C.R.S. § 31-4-503(1)

a recall election cannot be held on the Petition to recall John Loschke from the office of Trustee of the Town of Parachute and that only the question of Trustee Loschke's re-election shall appear on the ballot for the April 2016 general election. The Board of Trustees hereby amends Resolution No. 2015-20 to remove the question of "Shall John Loschke be recalled from the office of Trustee of the Town of Parachute?" and such question shall not appear on the election ballot.

Section 3. Town Staff is hereby authorized and directed to take such actions as are necessary and proper to ensure the recall election and general election are conducted appropriately based on the determination and actions contained in Section 2 of this Resolution, including but not limited to, removal of Trustee Loschke from any official ballot prepared in accordance with C.R.S. § 31-4-504, setting the issue of re-election for Trustee Loschke as part of the general election, and all other necessary and prudent actions and/or obligations of the Town to conduct an election in accordance with Colorado law.

INTRODUCED, PASSED, ADOPTED, AND APPROVED by a vote of 4 to 0 of the Board of Trustees of the Town of Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado, on the 21st day of January, 2016 and approved by the Mayor on the 21st day of January, 2016.



**BOARD OF TRUSTEES OF THE
TOWN OF PARACHUTE, COLORADO**

By



Roy B. McClung
Mayor

ATTEST:


S. Denise Chiaretta
Town Clerk