

**TOWN OF MOFFAT, COLORADO
ORDINANCE NO. 2-2008**

**AN ORDINANCE ALLOWING THE MAYOR TO VOTE ON ALL MATTERS BEFORE
THE BOARD OF THE TRUSTEES**

WHEREAS, by custom, pattern and practice, the Mayor of the Town of Moffat has not voted in matters before the board, except in the case of a tie vote; and

WHEREAS, C.R.S. § 31-4-202 provides that the Mayor shall have the same voting powers as any member of the board, except that a town may by ordinance provide that the mayor shall not be entitled to vote on any matter before the board, except in the case of tie vote; and

WHEREAS, it is unclear whether the Town of Moffat ever passed such an ordinance enacting its pattern and practice of the Mayor not voting except in cases of a tie vote; and

WHEREAS, the Board of Trustees recently failed to have a quorum to vote on a matter, however it would have had a quorum had the Mayor been entitled to vote as regular member of the board; and

WHEREAS, the Board of Trustees desires to avoid this situation in the future;

NOW THEREFORE, Be it ordained by the Board of Trustees of the Town of Moffat, Colorado:


1. That the Mayor shall have the same voting powers as any member of the Board of Trustees pursuant to C.R.S. § 31-4-202.

INTRODUCED, and read in full, this 1st day of April, 2008.

ADOPTED, and signed this 6th day of May 2008.

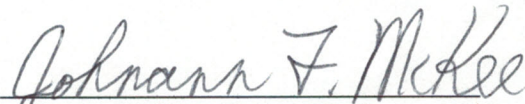
Signed this 5th day of MAY 2009, *nunc pro tunc*.

APPROVED:



Earl LeRoy, Mayor

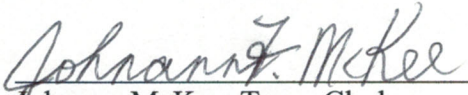
ATTEST:



Johann McKee, Town Clerk

CERTIFICATION

I HEREBY CERTIFY that the within Ordinance was introduced, and read in full on the 1st of April, 2008, and was adopted and signed the 6th day of May, 2008, at a regular meeting of the Board of Trustees of Moffat, Colorado; and was published by posting in the designated places on May 6, 2009.


Johann McKee, Town Clerk

