

**TOWN OF BLUE RIVER, COLORADO
ORDINANCE NO. 2023-06**

AN ORDINANCE AMENDING SECTIONS 2-2-90 AND 2-2-110 OF THE BLUE RIVER MUNICIPAL CODE TO PROVIDE FOR THE DATE FOR REGULAR MEETINGS TO BE HELD ON THE SECOND THURSDAY OF A CALENDAR MONTH AND TO PROVIDE FOR THE OFFICIAL PLACE OF POSTING OF PUBLIC MEETING NOTICES

WHEREAS, the Town of Blue River (“Town”) is a statutory municipality incorporated and organized pursuant to the provisions of Section 31-2-101, et seq., C.R.S.; and

WHEREAS, Section 2-2-90 of the Town Code provides for regular meetings of the Board of Trustees; and

WHEREAS, Section 2-2-110 of the Town Code provides for the place of posting notices; and

WHEREAS, the setting and the manner of meetings is a matter of local concern; and

WHEREAS, the Colorado Open Meetings Law, C.R.S. Section 24-6-402(2)(II)(A) states that it is the desire of the general assembly that local governments transition from posting physical notices of public meetings in physical locations to posting notices on a website, social media account, or other official online presence of the local government to the greatest extent practicable; and

WHEREAS, the Board of Trustees desires to set Regular Meetings of the Board of Trustees for 2024 and thereafter on the second Thursday of each calendar month; and

WHEREAS, the Board of Trustees desires to designate the Town’s official website as the official location where notices of Town meetings will be posted; and

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BLUE RIVER, COLORADO:

Section 1. Amendment to Section 2-2-90. Sec. 2-2-90 of the Town of Blue River Municipal Town Code is hereby revised to read in full as follows:

2-2-90. Regular Meetings.

Commencing in January 2024, regular meetings of the Board of Trustees shall be customarily held on the second Thursday of each calendar month at the Town Hall, 0110 Whispering Pines Circle, Blue River, CO 80424, commencing at 6:00 p.m., except on legal holidays. However, the Town Manager or the Board of Trustees may cancel a regular meeting for reasons which shall include lack of quorum,

adverse weather conditions, lack of business, or exigent or emergency circumstances. The Town Manager, in consultation with the Mayor, may set a regular meeting at any date or time provided that notice of the regular meeting is provided in accordance with the Colorado Open Meetings Law.

Section 2. Amendment to Section 2-2-110. Sec. 2-2-110 of the Town of Blue River Municipal Town Code is hereby revised to read in full as follows:

2-2-110. Place of Posting Notices.

- (a) In accordance with the Colorado Open Meetings Law, C.R.S. Section 24-6-402(2)(c)(III), the Board of Trustees hereby designates the Town's Official Website:

<https://townofblueriver.colorado.gov>

as the official location where notices of Town meetings will be posted.

- (b) The Board of Trustees, by resolution adopted at the first meeting of each calendar year, shall either redesignate the above location or designate a new location for posting notices of meetings. If, in any calendar year, the Board of Trustees fails to adopt such resolution, the above-designated locations shall be deemed the designated location for such calendar year. The Board may designate another posting location anytime during a calendar year if such location is both authorized by the Colorado Open Meetings Law and is necessary to address exigent or unforeseen circumstances prohibiting the use of the designated posting location. In addition to the designated posting location, the Town may, at its discretion, also post notice at one or more locations or in publications as a non-official courtesy notice.
- (c) Notices of public hearings, including but not limited to zoning of property or amendments to the Land Use Code, shall be posted at the Town's official posting location as well as any other posting location required by law.

Section 3. Severability. Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such judgment shall not affect, impair, or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.

Section 4. Minor Revision or Correction Authorized. The Town Manager, in consultation with the Town Attorney, is authorized to make minor revisions or corrections to the codified version of the provisions of this Ordinance provided that such revisions or corrections are

grammatical, typographical, numerical, or non-substantive and do not alter or change the meaning and intent of this Ordinance.

Section 5. Repeal. Any and all ordinances or codes or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such ordinance or code or part thereof shall not revive any other section or part of any ordinance or code heretofore repealed or superseded and this 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 effective date of this Ordinance.

Section 6. Effective Date. The provisions of this Ordinance shall become effective thirty (30) days after publication following final passage.

INTRODUCED, READ, AMENDED, PASSED, ADOPTED AND ORDERED PUBLISHED at a regular or special meeting of the Board of Trustees of the Town of Blue River, Colorado, held on the 19th day of December 2023.

Toby Babich, Mayor

ATTEST:



Michelle Eddy, Town Clerk

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