

**ORDINANCE NO. 03  
SERIES 2022**

**AN ORDINANCE OF THE CRESTED BUTTE TOWN COUNCIL AMENDING  
CHAPTER 2, ARTICLE 2, SECTION 20 REGARDING TOWN COUNCIL MEMBER  
ATTENDANCE AT MEETINGS OF THE TOWN COUNCIL**

**WHEREAS**, the Town of Crested Butte, Colorado (the "**Town**") is a home rule municipality, duly and regularly organized and now validly existing as a body corporate and politic under and by virtue of the Constitution and laws of the State of Colorado; and

**WHEREAS**, Section 2-2-40 of the Crested Butte Municipal Code provides that meetings of the Town Council shall be conducted by the Mayor, according to the rules and procedures adopted by the Town Council; and

**WHEREAS**, the Town Council Handbook contains those Town Council Rules of Procedure in Chapter 3 including the provision in Rule 4.F requiring that the Council shall review these Rules of Procedure, at least annually, and shall annually approve a Resolution adopting Council Rules of Procedure; and

**WHEREAS**, on December 7, 2021 the Town Council reviewed a draft update to the Town Council Handbook and directed that changes be made to accommodate remote attendance at meetings by members of the Town Council to accommodate travel and other needs that may arise from time to time and such changes were incorporated into the Town Council Handbook adopted on December 20, 2021 with Resolution 28, Series 2021; and

**WHEREAS**, for consistency, Section 2-2-20 of the Crested Butte Municipal Code should be updated to match the allowances for remote attendance incorporated into the Town Council Handbook; and

**WHEREAS**, the Town Council finds that the limited allowance for remote attendance at meetings by Town Council members is in the best interest of the health, safety and welfare of the Town, its residents and visitors

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO:**

**Section 1:** Section 2-2-20 of the Crested Butte Municipal Code is hereby amended to add a new subsection (b) and renumber current subsection (b) as new subsection (c) as follows:

(a) Attendance requirements. In order to faithfully perform the duties of their office, the Mayor and Council members shall regularly attend Town Council meetings. *Regular attendance*, for the purposes of this Section, shall mean:

- (1) No more than two (2) consecutive absences at regular Council meetings; and
- (2) Attendance at seventy-five percent (75%) or more of regular Council meetings during the previous one-year period.

(b) Remote attendance.

- (1) Remote, or virtual, attendance of regular, special and emergency Council meetings is acceptable, and members may fully participate and vote when attending remotely.
- (2) Council members must attend at least 75% of annual regular Council meetings in person each year.


(c) Removal for failure to meet attendance requirements. Any Councilmember, including the Mayor, may be removed from office for failure to meet the attendance requirements set forth in Subsection (a) above. Such removal shall be accomplished by the adoption of an ordinance under the procedures set forth in the Charter. No such removal shall be accomplished by an emergency ordinance. Such removal shall be effective upon the effective date of said ordinance.


**Section 2:** If any provision of this ordinance, or the application of such provision to any person or circumstance, is held to be unconstitutional, then the remainder of this ordinance, and the application of the provisions of such to any person or circumstance, shall not be affected thereby.

INTRODUCED, READ AND SET FOR PUBLIC HEARING THIS 18<sup>th</sup> DAY OF  
JANUARY, 2022.

ADOPTED BY THE TOWN COUNCIL UPON SECOND READING IN PUBLIC  
HEARING THIS 7<sup>th</sup> DAY OF FEBRUARY, 2022.

TOWN OF CRESTED BUTTE, COLORADO

By:   
Ian Billick, Mayor

ATTEST:  
  
Lynelle Stanford, Town Clerk

[SEAL]

