

**A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR  
THE NOVEMBER 7, 2023 COORDINATED MAIL BALLOT ELECTION**

**NO. 2023-076**

WHEREAS, the City of Commerce City (the “City”) intends to conduct its regular municipal election, pursuant to Section 3.1 of the City’s home rule charter, as a coordinated election with the November 7, 2023, state-wide mail ballot election (the “Coordinated Election”); and

WHEREAS, the City Council hereby determines that it is in the best interest of the citizens of the City to approve the attached Intergovernmental Agreement to provide for the conduct of the Coordinated Election by the Adams County Clerk and Recorder (the “Election IGA”), which Election IGA sets forth the procedures for the Coordinated Election and the rights and obligations of the parties related thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO, AS FOLLOWS:

**SECTION 1. Findings.** The recitals to this resolution are incorporated as findings of the City Council. This resolution is found to be necessary for the preservation of the public health, safety, and welfare and in the public interest.

**SECTION 2. Approval.** The Election IGA, substantially in the form attached hereto, is hereby approved. The City Clerk and Deputy City Clerk are hereby authorized and directed to sign and attest the Election IGA substantially in the form attached hereto on behalf of the City of Commerce City.

**SECTION 3. Election Code.** The City will utilize and be subject to the requirements and procedures of the Uniform Election Code of 1992 while participating in this Coordinated Election and said Code will apply in lieu of the “Colorado Municipal Election Code of 1965”, article 10 of title 31, C.R.S., with respect to any election, consistent with the City Charter.

**SECTION 4. Designation.** The City Clerk is designated as the City’s designated election official pursuant to C.R.S. § 1-1-104(8).

RESOLVED AND PASSED THIS 17TH DAY OF JULY 2023.

CITY OF COMMERCE CITY, COLORADO

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Benjamin A. Huseman, Mayor

ATTEST

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Dylan A. Gibson, City Clerk