

**RESOLUTION NO. 2016-91**

**A Resolution of the Board of County Commissioners of Boulder County referring to the November 8, 2016 general election ballot the question of extending the term limits for the Boulder County District Attorney, Twentieth Judicial District, State of Colorado.**

Recitals:

A. The voters statewide adopted an amendment to the state constitution in 1994 which imposed term limits on every state and local elected office (Article XVIII, Section 11, Colorado Constitution).

B. Although the amendment failed in Boulder County, it is applicable to countywide elected offices in Boulder County as well as statewide.

C. By the terms of subsection 2 of that constitutional amendment itself, the voters of a county can vote to eliminate or modify the state-imposed term limits in a November election by a majority vote approving such a question referred to the ballot by the board of county commissioners of that county.

D. The Twentieth Judicial District is coterminous with the boundaries of the County of Boulder, State of Colorado.

E. In November 2009, the Board referred to the voters of the County, and a majority of the voters approved, the modification of state-imposed term limits applicable to the office of District Attorney for the Twentieth Judicial District, to enable a person elected to such office to be nominated for and elected to such office for a maximum of three consecutive terms, as set forth in Resolution 2009-103.

F. Representatives from within the office of the elected District Attorney, Stanley L. Garnett, have requested that this Board consider placing a question on the November 2016 election ballot seeking to modify term limits applicable to the office of District Attorney for the Twentieth Judicial District, to enable a person elected to such office to be nominated for and elected to such office for a maximum of four consecutive terms.

G. This Board finds that, through the term limits provided in Article XVIII, Section 11, Colorado Constitution, the voters of the state have imposed upon the voters of Boulder County a restriction on their right to vote for the candidate of their choice in each county election, a restriction which the majority of voters of Boulder County did not favor.

H. Pursuant to the provisions of Article XVIII, Section 11(2), this Board desires to refer to the November election the question of the modification of term limits for the Boulder County elected office of the District Attorney, Twentieth Judicial District.

Therefore, the Board resolves:

1. There shall be referred to the November 8, 2016 general election ballot the question of the modification of term limits for the Boulder County elected office of the District Attorney, Twentieth Judicial District, to enable a person elected to such office to be nominated for and elected to such office for a maximum of four consecutive terms.

2. The Board shall take further action by resolution to set a ballot title for the proposal described herein. For purposes of Section 1-11-203.5, C.R.S., as amended, such resolution shall serve to set the ballot title for such proposal.

A motion to approve this Resolution 2016-91 was made by Commissioner Gardner, seconded by Commissioner Domenico, and passed by a 3-0 vote.

ADOPTED this 4<sup>th</sup> Day of August, 2016.

**BOARD OF COUNTY COMMISSIONERS  
OF BOULDER COUNTY**

ATTEST:



Elise Jones

Elise Jones, Chair

Cindy Domenico

Cindy Domenico, Vice Chair

Mike Ruder

Clerk to the Board

Deb Gardner

Deb Gardner, Commissioner