

# COUNCIL COMMUNICATION

<b>Meeting Date:</b> December 14, 2021	<b>Agenda Item:</b> 10D	<b>Agenda Location:</b> Consent Calendar	<b>Goal(s):</b>	<b>Legal Review:</b> <i>TY</i>	<input checked="" type="checkbox"/> 1 <sup>st</sup> Reading <input type="checkbox"/> 2 <sup>nd</sup> Reading
<b>Subject:</b> An ordinance amending Subsections 2-1(a)(2) and (3) of the Thornton City Code pertaining to posting of legal notices to add Trail Winds Recreation Center as an additional required location to post public notices and approved ordinances.					
<b>Recommended by:</b> Robb Kolstad <i>RK</i>				<b>Approved by:</b> Kevin S. Woods <i>KW</i>	
<b>Presenter(s):</b> Kristen Rosenbaum, City Clerk				<b>Ordinance previously introduced by:</b> _____	

**SYNOPSIS:**

This ordinance amends Subsections 2-1(a)(2) and (3) of the Thornton City Code to add Trail Winds Recreation Center as an additional required location to post public notices and approved ordinances. Public hearing notices and approved ordinances are currently required to be posted on the City’s website and at City Hall, the Active Adult Center, and Margaret Carpenter Recreation Center. Public hearing notices and approved ordinances are currently posted at Trail Winds; however, this amendment codifies the current practice. Notices and approved ordinances will also be posted at the Community Center once it is finished.

**RECOMMENDATION:**

Staff recommends Alternative No. 1, approval of the ordinance which adds Trail Winds Recreation Center as an additional required location to post public notices and approved ordinances.

**BUDGET/STAFF IMPLICATIONS:**

None.

**ALTERNATIVES:**

1. Approve the ordinance as drafted.
2. Approve the ordinance with specific changes directed by Council.
3. Do not approve the ordinance.

**BACKGROUND:**

INTRODUCED BY: \_\_\_\_\_

AN ORDINANCE AMENDING SUBSECTIONS 2-1(a)(2) and (3) OF THE THORNTON CITY CODE PERTAINING TO POSTING OF LEGAL NOTICES TO ADD TRAIL WINDS RECREATION CENTER AS AN ADDITIONAL REQUIRED LOCATION TO POST PUBLIC NOTICES AND APPROVED ORDINANCES.

WHEREAS, Section 2-1 of the City Code contains the requirements for legal notices to be published as required by the Charter, the City Code, and other applicable laws; and

WHEREAS, City Council desires to make additional updates to the publication requirements.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF THORNTON, COLORADO, AS FOLLOWS:

1. Subsections 2-1(a)(2) and (3) are hereby amended by the addition of the words double-underlined to read as follows:

**Sec. 2-1. Legal notices**

- (a) Whenever a legal notice is required to be published or posted by the Charter, ordinances of the city or applicable laws or regulations of the state or United States, unless otherwise therein set forth or required by law, such notice shall be provided as follows:
  - (2) Notices of a public hearing, municipal election not coordinated with the county, or city ward and polling place changes shall be posted at Margaret W. Carpenter Recreation Center, the Thornton Active Adult Center, Trail Winds Recreation Center, and City Hall.
  - (3) Posting of the full title of each ordinance passed after first reading, and before second reading, and after final passage, with instructions on where to obtain the full text of each ordinance, shall be at Margaret W. Carpenter Recreation Center, the Thornton Active Adult Center, Trail Winds Recreation Center, and City Hall.
2. If any portion of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the constitutionality or validity of the remaining portions of this ordinance. City Council hereby declares that it would have passed this ordinance and each part hereof irrespective of the fact that any one part be declared unconstitutional or invalid.

3. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portions hereof are hereby repealed to the extent of such inconsistency or conflict.
4. The repeal or amendment of any provision of the Code by this ordinance shall not release, extinguish, alter, modify, or change in whole or in part any penalty, forfeiture, or liability, either civil or criminal, which shall have been incurred under such provision, and each provision shall be treated and held as still remaining in force for the purpose of sustaining any and all proper actions, suits, proceedings, and prosecutions for the enforcement of the penalty, forfeiture, or liability, as well as for the purpose of sustaining any judgment, decree, or order which can or may be rendered, entered, or made in such actions, suits, proceedings, or prosecutions.
5. This ordinance shall take effect upon final passage.

INTRODUCED, READ, PASSED on first reading, ordered posted in full, and title ordered published by the City Council of the City of Thornton, Colorado, on \_\_\_\_\_, 2021.

PASSED AND ADOPTED on second and final reading on \_\_\_\_\_, 2022.

CITY OF THORNTON, COLORADO

\_\_\_\_\_  
Jan Kulmann, Mayor

ATTEST:

\_\_\_\_\_  
Kristen N. Rosenbaum, City Clerk

THIS ORDINANCE IS ON FILE IN THE CITY CLERK'S OFFICE FOR PUBLIC INSPECTION.

APPROVED AS TO LEGAL FORM:

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Tami Yellico, City Attorney

PUBLICATION:

Posted at City Hall, Margaret W. Carpenter Recreation Center, and Thornton Active Adult Center after first and second readings.

Published on the City's official website after first reading on \_\_\_\_\_, 2021, and after second and final reading on \_\_\_\_\_, 2022.