

ORDINANCE

AN ORDINANCE OF THE CITY OF MANITOU SPRINGS, COLORADO, AMENDING CERTAIN SECTIONS OF THE MANITOU SPRINGS MUNICIPAL CODE REGARDING THE PERSONNEL APPEALS BOARD.

WHEREAS, on November 3, 2015, the voters of the City of Manitou Springs approved the removal of the Personnel Appeals Board from the City’s Home Rule Charter; and

WHEREAS, the City Council desires to amend the Manitou Springs Municipal Code to conform with the election results.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANITOU SPRINGS, COLORADO, THAT:

Section 1: Section 1.36.010(A) of the Manitou Springs Municipal Code is hereby repealed and reenacted as follows:

(A) The city clerk, at the request of the city council or any city employee, or of any holder of any license or permit issued by the city, which license or permit is the subject of a hearing held either by the city council, shall issue a subpoena to anyone who may be found within the county of El Paso, state of Colorado.

Section 2: Section 2.56.070 of the Manitou Springs Municipal Code is hereby deleted in its entirety.

Section 3: If any article, section, paragraph, sentence, clause or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 4: The repeal or modification of any provision of Manitou Springs Municipal 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. 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 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.

Section 5: This ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

Passed on first reading and ordered published this 1st day of December, 2015.

/s/ Donna Kast
City Clerk

A Public Hearing on this ordinance will be held at the December 15th, 2015, City Council meeting. The Council Meeting will be held at 7:00 P.M. at City Hall, 606 Manitou Avenue, Manitou Springs, Colorado.

Ordinance Published: December 3, 2015 (in full)
City's Official Website and City Hall

Passed on Second Reading and Ordered Published this 15th day of December, 2015.

Approved: /s/ Marc A. Snyder
Mayor and City Council

Attest: /s/ Donna Kast
City Clerk

Ordinance Published: December 17, 2015 (in full)
City's Official Website and City Hall