

CITY OF EDGEWATER
ORDINANCE NO. 2023-09
SERIES OF 2023

AN ORDINANCE REPEALING AND REENACTING SECTION 2-4-10 OF THE EDGEWATER MUNICIPAL CODE TO ABOLISH THE DEPARTMENT OF ADMINISTRATIVE SERVICES, TO ESTABLISH A NEW DEPARTMENT OF HUMAN RESOURCES AND TO RE-ESTABLISH THE DEPARTMENT OF FINANCE AND THE OFFICE OF THE CITY CLERK AS DISTINCT CITY DEPARTMENTS

WHEREAS, the City of Edgewater, Colorado (the “City” or “Edgewater”), is a Colorado home rule municipality, duly organized and existing pursuant to Section 6 of Article XX of the Colorado Constitution;

WHEREAS, pursuant to Section 10.7 of the Edgewater Home Rule Charter (“Charter”), the Edgewater City Council may, by ordinance, establish such departments as it determines necessary for the proper administration of the City; and further, may by ordinance abolish any City department created by ordinance which is not also mandated by Charter; and

WHEREAS, the City Manager has recommended the departmental structure established herein for the efficient and effective administration of the City.

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

Section 1. Section 2-4-10 of the Edgewater Municipal Code (“Code”), concerning the Administrative Services Department, is hereby repealed and re-enacted, to read in its entirety as follows:

Sec. 2-4-10. - Department of Human Resources.

(a) In accordance with Section 10.7 of the Charter, there is hereby established a Department of Human Resources.

(b) The Department shall be administered by the Director of Human Resources, who shall be a department head and who shall be responsible to the City Manager for administration of the Department and such duties as may be established by the City Manager or as may be set forth by ordinance.

Section 2. The Department of Administrative Services previously established by Code Section 2-4-10 is abolished, and the Department of Finance and the Office of the City Clerk, previously consolidated with the Department of Administrative Services, are hereby re-established as distinct City departments.

Section 3. Severability. If any 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 adopted 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. Safety Clause. The City Council hereby finds, determines, and declares that this ordinance is promulgated under the general police power of the City, that it is promulgated for the health, safety, and welfare of the public, that this ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare, and that this ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 5. Effective Date. This ordinance shall become effective in accordance with the Home Rule Charter of the City of Edgewater.

INTRODUCED, READ, PASSED ON FIRST READING AND ORDERED PUBLISHED this 18th day of July, 2023.

/s/ John Beltrone
John Beltrone, Mayor

ATTEST:

/s/ Lenore Pedroza
Lenore Pedroza, CMC
City Clerk

PASSED AND ADOPTED ON SECOND READING AND ORDERED PUBLISHED this 15th day of August, 2023.

/s/ John Beltrone
John Beltrone, Mayor

ATTEST:

/s/ Lenore Pedroza
Lenore Pedroza, CMC
City Clerk

APPROVED AS TO FORM:

/s/ Carmen Beery
Carmen Beery, City Attorney