

Article 19

Transitional Provisions

Section 19.1. Effective Date of Charter

This Charter shall become effective immediately upon filing and recording with the Secretary of State of Colorado following approval of the registered electors of the City.

Section 19.2. Prior City Legislation

All ordinances, resolutions, rules, regulations, policies and procedures of the City which are not inconsistent with this Charter and which are in full force and effect on the effective date of this Charter shall continue in full force and effect until repealed or amended. Any provision of any ordinances, resolutions, rules or regulations, policies and procedures which are inconsistent with this Charter is hereby repealed.

Section 19.3. Continuation of Appointed Officers and Employees

Except as otherwise provided herein, after the effective date of this Charter, all appointed officers and all employees of the City shall continue in that City office or employment, which corresponds to the City office or employment which they held prior to the effective date of this Charter as though they had been appointed or employed in the manner provided in this Charter. They shall, in all respects, be subject to the provisions of this Charter, except that any officer or employee who holds a position which this Charter provides be held at the pleasure of the appointing officer or body, shall hold such position only at such pleasure regardless of the term for which originally appointed.

Section 19.4. Continuation of Terms of Office – Mayor, Councilmembers, City Clerk, City Treasurer and Board and Commission Members

Notwithstanding any other provision of this Charter, the terms of office of the Mayor, each Councilmember, the City Clerk, the City Treasurer and of the members of each City board and commission, serving prior to the effective date of this Charter, shall continue.

Section 19.5. Saving Clause

Neither the adoption of this Charter nor the amendment or repeal of any ordinance, resolution, rule, regulation, policy or procedure, or portion thereof, inconsistent with this Charter, shall be construed to destroy any property right, contract right or right of action of any nature or kind, civil or criminal, vested in or against the City by virtue of any such ordinance, resolution, rule, or regulation, policy or procedure, or portion thereof, or any other provision of law theretofore existing or otherwise accruing to the City. All such rights shall vest in and inure to the City or to any persons asserting any such claims against the City as fully and as completely as though this Charter had not been adopted and as though there had been no amendment or repeal of any ordinance, resolution, rule, regulation, policy, contract or procedure, or portion thereof. Such rights shall include but not be limited to:

- a. Any contractual relationships between the City and any employee by virtue of any retirement and pension plans in effect on the effective date of this Charter; and

- b. Any franchise ordinances and agreements of the City in effect on the effective date of this Charter; and
- c. Any contracts between the City and any person, company, individual, entity, government or corporation.