

**Ordinance First Reading
Notice for Publication and Posting**

NOTICE OF PUBLIC HEARING

TOWN OF GYPSUM

P.O. Box 130
50 Lundgren Boulevard
Gypsum, CO 81637

This is to give notice that at a public meeting on February 11th, 2025, the following Ordinance was introduced, read by title, approved on first reading, and ordered posted and published by title only, by the Gypsum Town Council. A public hearing for final approval, rejection, or other action as may be taken by vote of Town Council on second reading is scheduled on February 25th, 2025, at 7:00 p.m. in the Town Council Chambers at Gypsum Town Hall, 50 Lundgren Boulevard, Gypsum Co 81637.

Ordinance No. 04 (Series 2025) An Ordinance of the Town of Gypsum, Colorado, Amending the Gypsum Municipal Code to Create a Public Utilities Department and Distribute the Responsibilities of and Divisions within the Public Works and Public Utilities Departments

The text of this Ordinance is available for public inspection at the office of the Town Clerk, 50 Lundgren Blvd., Gypsum, Colorado, Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m. and on the Town's website at <https://townofgypsum.com>.
/ss: Becky Close, Town Clerk

**Ordinance Second Reading Without Amendments
Notice for Publication and Posting**

PUBLIC NOTICE

TOWN OF GYPSUM

P.O. Box 130
50 Lundgren Boulevard
Gypsum, CO 81637

This is to give notice that at a public hearing on second reading, the following Ordinance was introduced, read by title, and finally adopted, passed, approved and ordered posted and published by title only by the Town Council on February 25th, 2025.

Ordinance No. 04 (Series 2025) An Ordinance of the Town of Gypsum, Colorado, Amending the Gypsum Municipal Code to Create a Public Utilities Department and Distribute the Responsibilities of and Divisions within the Public Works and Public Utilities Departments

The text of this Ordinance is available for public inspection at the office of the Town Clerk, 50 Lundgren Blvd., Gypsum, Colorado, Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m. and on the Town web site at <https://townofgypsum.com>.
/ss: Becky Close, Town Clerk.

TOWN OF GYPSUM, COLORADO

**ORDINANCE NO. 04
SERIES 2025**

**AN ORDINANCE OF THE TOWN OF GYPSUM, COLORADO
AMENDING THE GYPSUM MUNICIPAL CODE TO CREATE A
PUBLIC UTILITIES DEPARTMENT AND DISTRIBUTE THE
RESPONSIBILITIES OF AND DIVISIONS WITHIN THE PUBLIC
WORKS AND PUBLIC UTILITIES DEPARTMENTS**

WHEREAS, the Town of Gypsum ("Town") is a home rule municipality duly organized and existing under Article XX of the Colorado Constitution and the Town's Home Rule Charter effective October 21, 1982 (the "Charter"); and

WHEREAS, pursuant to Article 1.3 of the Charter, the Town has all power of local self-government and home rule and all power possible for a home rule municipality to have under the Constitution and laws of the State of Colorado; and

WHEREAS, the Town Manager continually evaluates the organizational structure and alignment with departmental needs, services and projects; and

WHEREAS, the separation of the Public Utilities Department from the Public Works Department will promote efficiency and coordination across the departments, improve the effectiveness of providing government services and overseeing the Town's expansive utility system, and enhance the Town's collections and wastewater treatment operations to protect the health of the inhabitants and maintain the environmental integrity of the Eagle River; and

WHEREAS, the Town Council finds that restructuring of departments to establish an independent Public Utilities Department will promote the health, safety, and general welfare of the Town; and

WHEREAS, the Town Council desires to update portions of Title 13 of the Town Gypsum Municipal Code ("Code") and provide general authority to reflect the reorganization of departmental duties and the creation of a new department.

NOW, THEREFORE, be it ordained by the Town Council of the Town of Gypsum, Colorado that:

Section 1. Amendment of Section 13.01.020. Section 13.01.020 of the Code is hereby amended as follows to delete the stricken-through text and add the double-underlined and capitalized language:

**13.01.020 – Public Works DEPARTMENT AND PUBLIC UTILITIES
DEPARTMENT – DirectorS and Personnel.**

The property and personnel under the control of the Town shall BE DIVIDED INTO TWO DEPARTMENTS, THE PUBLIC WORKS DEPARTMENT AND THE PUBLIC UTILITIES DEPARTMENT ~~referred to generally as the public works department.~~ THE PUBLIC WORKS DEPARTMENT SHALL CONTAIN THE FOLLOWING DIVISIONS: STREETS MAINTENANCE, PARKS MAINTENANCE, FLEET MAINTENANCE, AND TRASH. THE PUBLIC UTILITIES DEPARTMENT SHALL CONTAIN THE FOLLOWING DIVISIONS: WATER TREATMENT, WASTEWATER TREATMENT, AND COLLECTIONS AND DISTRIBUTION. The Town Manager shall designate a personS TO SERVE as directorS of the public works department AND THE PUBLIC UTILITIES DEPARTMENT. ~~The public works director shall cause the town council's policies and orders to be executed and shall bring matters to the town manager's attention which are appropriate for action. The person being appointed public works director shall have responsibility for and control of the town's system and shall perform all acts which may be necessary for the prudent and efficient approval of the town manager.~~ The Town Manager shall have the power to prescribe, AND MAY FROM TIME TO TIME ADJUST THE DUTIES OF EACH DEPARTMENT, DEPARTMENT DIRECTOR, AND DIVISION, ~~such other and further rules and regulations governing the powers and duties of the public works and its personnel.~~

Section 2. Amendment of Section 13.03.030. Section 13.03.030 of the Code is hereby amended as follows to delete the stricken-through text and add the double-underlined capitalized language:

13.03.030 – Public works AND PUBLIC UTILITIES directorS – appointmentS and duties.

The Town Manager shall designate a public works director WHO SHALL BE IN CHARGE OF THE PUBLIC WORKS DEPARTMENT AND THE DIVISIONS WITHIN THE PUBLIC WORKS DEPARTMENT, AND A PUBLIC UTILITIES DIRECTOR WHO SHALL BE IN CHARGE OF THE PUBLIC UTILITIES DEPARTMENT AND THE DIVISIONS WITHIN THE PUBLIC UTILITIES DEPARTMENT ~~of the wastewater department.~~ The personS, ~~party or entity~~

appointed shall be qualified FOR THEIR RESPECTIVE POSITION, ~~to manage the wastewater system~~ and shall have the immediate control and management of all things pertaining to the THEIR DEPARTMENT ~~wastewater system~~, and shall ~~perform all things pertaining to the wastewater system~~, and shall perform all acts which may be necessary for the prudent, efficient, and economical management and protection of the THEIR RESPECTIVE DEPARTMENTS AND THE TOWN'S RESOURCES ~~wastewater system~~, subject to the approval of the Town. The Town shall have the power to prescribe such other and further rules and regulations governing the powers and duties of the public works AND PUBLIC UTILITIES director~~s~~ and such other rates, rules, and regulations as are now contained in this Chapter.

Section 3. Transition and Implementation. The Town Manager is authorized and directed to administer the transition from the existing Public Works Department to the restructured Public Works Department and a Public Utilities Department in a manner and timeframe which is efficient and which minimizes disruption in the Town Manager's discretion.

Section 4. Complimentary Code Changes. The Town Clerk is authorized and directed to review the Code and make any edits and changes necessary therein to implement and reflect the organizational change from the existing Public Works Department to both a Public Works Department and a Public Utilities Department with the divisions provided for herein.

Section 6. Public Inspection. Copies of this ordinance and the Gypsum Municipal Code are available for public inspection at the office of the Gypsum Town Clerk.

Section 7. Public Hearing. A public hearing on this Ordinance shall be held on the 25th day of February, 2025 at 7:00 p.m. at the Gypsum Town Hall, 50 Lundgren Blvd., Gypsum, Colorado.

Section 8. Effective Date. This Ordinance shall become effective as a permanent Ordinance five (5) days after publication, following final adoption after a public hearing held on the 25th day of February, 2025, at 7:00 p.m. at the Gypsum Town Hall, 50 Lundgren Blvd., Gypsum, Colorado.

Section 9. Severability. If any portion of this Ordinance is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.