ORDINANCE NO. 20-_____

AN ORDINANCE AMENDING MULTIPLE SECTIONS OF PART 1 (CONDUCT OF ELECTIONS) OF ARTICLE 1 (GENERAL MUNICIPAL ELECTIONS) OF CHAPTER 5 (ELECTIONS) OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001, AS AMENDED, PERTAINING TO ELECTION BALLOTS

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

Section 1.   Section 110 (Definitions) of Part 1 (Conduct of Elections) of Article 1 (General Municipal Elections) of Chapter 5 (Elections) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

5.1.110: DEFINITIONS:

* * *

MAIL BALLOT PACKET: The packet of information provided by the City Clerk to eligible electors in a mail ballot election. The packet includes the ballot, instructions for completing the ballot, ~~a secrecy envelope,~~ and a return envelope.

* * *

RETURN ENVELOPE: An envelope that is printed with spaces for the name and address of, and a self-affirmation to be signed by the eligible elector voting in a mail ballot election, that contains a ~~secrecy envelope and~~ ballot for the elector, and that is designed to allow election officials, upon examining the signature, name and address on the outside of the envelope, to determine whether the enclosed ballot is being submitted by an eligible elector who has not previously voted in that particular election.

~~SECRECY ENVELOPE: An envelope or sleeve used for a mail ballot election that contains the eligible elector's ballot for the election, and that is designed to conceal and maintain the confidentiality of the elector's vote until the counting of votes for that particular election.~~

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Section 2.   Section 113 (Preelection Process) of Part 1 (Conduct of

Elections) of Article 1 (General Municipal Elections) of Chapter 5 (Elections) of

the Code of the City of Colorado Springs 2001, as amended, is amended to

read as follows:

5.1.113: PREELECTION PROCESS:

The City Clerk shall present to City Council for approval no later than one hundred (100) days before the election a proposed plan for conducting the mail ballot election based upon the mail ballot plan criteria set forth in this part. The mail ballot plan proposed by the City Clerk shall:

A.   * * *

J.   Provide a sample of the secrecy envelope to be used in the mail ballot election.

JK.   * * *

Section 3.   Section 116 (Preparing and Mailing Ballot Packets) of Part 1

(Conduct of Elections) of Article 1 (General Municipal Elections) of Chapter 5

(Elections) of the Code of the City of Colorado Springs 2001, as amended, is

amended to read as follows:

5.1.116: PREPARING AND MAILING BALLOT PACKETS:

A.   The City Clerk shall prepare, or cause to be prepared, mail ballot packets that include the ballot, instructions for completing the ballot, **and** a return envelope, and a secrecy envelope. The City Clerk shall supervise the distribution, handling, and counting of ballots, and the survey of returns and shall take all necessary steps to protect the confidentiality of the ballots cast and the integrity of the election.   **If the City Clerk chooses not to use a secrecy envelope, the City Clerk shall outline in the plan presented to Council the steps to be taken to ensure the confidentiality of the ballots cast.**

B.   The top portion of each ballot shall be divided by a perforated line. The portion above the perforated line shall be known as the ballot stub and shall have printed on it a sequential ballot number. The ballot stub may also have printed on it other information, including, but not limited to, the precinct

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~~number, Council district number, job sequencing information used by the printer or instructions.~~

B~~C~~.   * * *

C~~D~~.   * * *

D~~E~~.   * * *

E~~F~~.   * * *

F~~G~~.   * * *

G~~H~~.   * * *

H~~I~~.   * * *

Section 4.   Section 117 (Voting and Returning Ballots) of Part 1 (Conduct of Elections) of Article 1 (General Municipal Elections) of Chapter 5 (Elections) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

5.1.117: VOTING AND RETURNING BALLOTS:

A.   Upon receipt of a ballot, the eligible elector shall mark the ballot, sign and complete the self-affirmation on the return envelope, enclose identification if required by subsection 5.1.116**E**~~F~~ of this part, and comply with the instructions provided with the ballot.

* * *

Section 5.   Section 121 (Verification of Signatures) of Part 1 (Conduct of Elections) of Article 1 (General Municipal Elections) of Chapter 5 (Elections) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

5.1.121: VERIFICATION OF SIGNATURES:

<center>* * *</center>

C.   If the return envelope received from an eligible elector described in subsection 5.1.116**E**~~F~~ of this part does not contain identification, the return envelope shall be separated and the City Clerk shall send to the eligible elector written correspondence explaining the discrepancy. The elector may either submit by electronic means, fax or bring a copy of the elector's identification to the Office of the City Clerk no later than the close of business on the eighth day after the election. If the ballot is otherwise valid, the ballot shall be counted. If the elector does not submit a copy of the required identification, the ballot shall be invalid and not counted.

<center>* * *</center>

Section 6.   This ordinance shall be in full force and effect from and after its final adoption and publication as provided by Charter.

Section 7.   Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this _____ day of _____, 2020.

Finally passed: _____   _____
                                              Council President

Mayor's Action:

☐   Approved on _____.

☐   Disapproved on _____, based on the following objections:

_____

_____

_____

_____

_____
Mayor

Council Action After Disapproval:

☐   Council did not act to override the Mayor's veto.

☐   Finally adopted on a vote of _____, on _____.

☐   Council action on _____ failed to override the Mayor's veto.

_____
Council President

ATTEST:

_____
Sarah B. Johnson, City Clerk

CAO: _____
COS: _____