

CHAPTER 5 ELECTIONS

ARTICLE 2 CAMPAIGN FUNDS, DISCLOSURES, AND USE OF CITY RESOURCES

PART 3 USE OF CITY RESOURCES FOR CAMPAIGNING

SECTION:

- 5.2.301: Purpose
- 5.2.302: Definitions
- 5.2.303: Use Of City Resources For Campaigning Prohibited
- 5.2.304: Permitted Uses Of City Resources
- 5.2.305: Personal Opinions And Resources Not Restricted

the election of an individual to, or the recall of an individual from, public office.

INCIDENTAL USE OF CITY RESOURCES: Not more than one hour of City employee staff time and not more than fifty dollars (\$50.00) worth of other City resources.

MUNICIPAL ELECTION: An election held as required or permitted by the Charter. (Ord. 12-91)

5.2.301: PURPOSE:

- A. City Council has determined that to maintain the integrity of the electoral process and to prevent the misuse of City resources, the use of City resources for campaign purposes generally does not serve the public interest and should be prohibited.
- B. City Council has also determined that the use of City resources in the following situations serves the public interest and should be permitted: 1) by City Council to adopt resolutions supporting or opposing election issues, 2) by the Mayor to issue proclamations supporting or opposing election issues, and 3) by the City to participate in litigation in matters related to election issues. (Ord. 12-91)

5.2.303: USE OF CITY RESOURCES FOR CAMPAIGNING PROHIBITED: Except as specifically permitted by section 5.2.304 of this part, it shall be a violation of this part to use City resources to support or oppose, directly or indirectly, a person running for office, the retention of a person who is the subject of a recall election, or an election issue. (Ord. 12-91)

5.2.304: PERMITTED USES OF CITY RESOURCES:

- A. City resources may be used by City Council to adopt resolutions and by the Mayor to issue proclamations supporting or opposing election issues.
- B. City resources may be used to answer questions related to election issues if the questions have not been solicited by a person in his or her capacity with the City.
- C. City resources may be used to prepare and distribute a summary of comments in compliance with City Charter section 7-90(c)(2)(v) and article X, section 20(3)(b)(v) of the Colorado Constitution.
- D. The incidental use of City resources by a member of City Council and by the Mayor to distribute an opinion on an election issue to be considered in a municipal election is permitted. (Ord. 12-91)

5.2.302: DEFINITIONS: Unless the specific language or the context indicates that a different meaning is intended, the following definitions apply to this part:

CITY RESOURCES; USE OF CITY RESOURCES: Funds, assets, or any other resources owned, controlled, or otherwise used or employed by the City. Any activity by an individual who acts on City time and any activity by an individual who acts, or purports to act, in his or her capacity with the City constitutes the use of City resources.

ELECTION ISSUE: A matter that has been submitted to the electors, but only if the matter is not related to

5.2.305

5.2.305

5.2.305: **PERSONAL OPINIONS AND RESOURCES NOT RESTRICTED:** This part does not restrict an individual from expressing opinions or from using personal resources to support or oppose an election issue, a person running for public office, or a person who is the subject of a recall election. (Ord. 12-91)