

ORDINANCE NO. 16-115

AN ORDINANCE MAKING AND CERTIFYING THE 2016 TAX LEVY FOR TAXES PAYABLE IN 2017 AT 4.279 MILLS UPON EACH DOLLAR OF ASSESSED VALUATION OF ALL TAXABLE PROPERTY AND A TAX CREDIT OF 4.279 MILLS UPON EACH DOLLAR OF ASSESSED VALUATION OF ALL TAXABLE BUSINESS PERSONAL PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF COLORADO SPRINGS

WHEREAS, Article VII., Section 7-30(b) of The Charter of the City of Colorado Springs, provides that in adopting the budget, the City Council shall also estimate and declare the amount of money necessary to be raised by tax levy; and

WHEREAS, Article VII., Section 7-40(a) of The Charter of the City of Colorado Springs, provides that City Council, upon said estimate, shall forthwith proceed to make by ordinance the proper levy in mills upon each dollar of assessed valuation of all taxable property within the City, such levy representing the amount of taxes for City purposes necessary to provide for payment during the ensuing fiscal year of all properly authorized demands upon the Treasurer; and

WHEREAS, Paragraph 8(b) of Section 20 of Article X of the Colorado Constitution provides that each taxing district in the State of Colorado may enact cumulative uniform exemptions and credits to reduce or end business personal property taxes; and

WHEREAS, Section 39-1-111.5, C.R.S., provides that in order to effect a refund for any of the purposes set for in Section 20 of Article X of the Colorado Constitution, any local government may approve and certify a property tax credit or mill levy rate reduction concurrent with the certification of its levy to the board of county commissioners; and

WHEREAS, the City Council provided a property tax credit on taxes payable in 2016 on all taxable business personal property equal to one-half (1/2) of the gross mill levy upon each dollar of assessed valuation of all taxable business personal property; and

WHEREAS, for taxes payable in 2017, City Council grants a credit equal to one hundred percent (100%) of the gross mill levy upon each dollar of assessed valuation of all taxable business personal property; provided however, that such credit shall not restrict or limit the taxing authority of the City under its Charter or the Constitution and laws of the State of Colorado.

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

Section 1. Based upon the budget presented by the Mayor, this City Council hereby estimates the property tax revenue of the City of Colorado Springs for the year 2017 to be:

General Fund:

Gross Mill Levy on All Taxable Property EXCEPT Taxable Business Personal Property

4.279 mills

\$20,020,059

Taxable Business Personal Property

Gross Mill Levy on Taxable Business Personal Property

4.279 mills

\$1,507,918

less: Tax Credit

(4.279) mills

(\$1,507,918)

Net Mill Levy on Taxable Business Personal Property

0 mills

\$0

Section 2. That the City Council hereby finds, determines and declares that the amount of money necessary to be raised by the tax levy, taking into account the amounts available from other sources to meet the expenses of the City for the ensuing year, is the sum of \$20,020,059.

Section 3. That the property tax levy in mills necessary to raise said amount of money is 4.279 mills after due allowance is made for a tax credit of 4.279 mills on the mill levy assessed against all taxable business personal property, statutory collection fees, and uncollectable taxes; and, that accordingly there is hereby levied upon each dollar of assessed valuation of all taxable property within the City of Colorado Springs assessed and returned upon the assessment rolls for the year 2016, 4.279 mills for City purposes to be due and payable in and during the year 2017, and a credit of 4.279 mills on the mill levy assessed against all taxable business personal property.

Gross Mill Levy on All Taxable Property EXCEPT Taxable Business Personal Property	<u>Mills</u> 4.279
<u>Taxable Business Personal Property</u>	
Gross Mill Levy on Taxable Business Personal Property	4.279
less: Tax Credit in Mills	(4.279)
Net Mill Levy on Taxable Business Personal Property	0

Section 4. The City Clerk is directed to certify a copy of this ordinance to the Board of County Commissioners and the County Assessor of El Paso County who shall extend the

same upon the tax list for the year 2016 and shall include said City taxes in the general warrant to the County Treasurer for collection.

Section 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed and all statutes of the State of Colorado or parts thereof in conflict herewith are hereby superseded.

Section 6. This ordinance shall be in full force and effect from and after its passage and publication as provided by City 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 shall be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this 8th day of November, 2016.


Finally passed: November 22, 2016



City Council President

Mayor's Action:

- Approved on November 22, 2016
- 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.

ATTEST:



Sarah B. Johnson, City Clerk



City Council President

CAO: 
COS: _____

I HEREBY CERTIFY, that the foregoing ordinance entitled **“AN ORDINANCE MAKING AND CERTIFYING THE 2016 TAX LEVY FOR TAXES PAYABLE IN 2017 AT 4.279 MILLS UPON EACH DOLLAR OF ASSESSED VALUATION OF ALL TAXABLE PROPERTY AND A TAX CREDIT OF 4.279 MILLS UPON EACH DOLLAR OF ASSESSED VALUATION OF ALL TAXABLE BUSINESS PERSONAL PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF COLORADO SPRINGS”** was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on November 8, 2016; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 22nd day of November, 2016, and that the same was published by title and summary, in accordance with Section 3-80 of Article III of the Charter, in the Transcript, a newspaper published and in general circulation in said City, at least ten days before its passage.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City, this 22nd day of November, 2016.


Sarah B. Johnson, City Clerk



1st Publication Date: November 10, 2016

2nd Publication Date: November 25, 2016

Effective Date: November 30, 2016 Initial: SBJ
City Clerk