

ORDINANCE NO. 19-_____

AN ORDINANCE SUBMITTING A CHARTER AMENDMENT TO THE REGISTERED QUALIFIED ELECTORS OF THE CITY OF COLORADO SPRINGS, COLORADO AT THE SPECIAL MUNICIPAL ELECTION TO BE HELD AT THE COORDINATED ELECTION CONDUCTED BY MAIL BALLOT TO BE HELD ON NOVEMBER 5, 2019, RELATING TO SELECTION OF THE PRESIDENT OF CITY COUNCIL AND AMENDING SECTION 3-20 OF THE CITY CHARTER

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. Council hereby submits and refers to the vote of the registered qualified electors of the City at a Special Municipal Election to be held at the Coordinated Election conducted by mail ballot on November 5, 2019 (the "Election"), a proposed amendment to Section 3-20 of the Charter of the City of Colorado Springs to read as follows:

3-20. President of Council.

Pursuant to rule adopted by City Council, The President of Council shall be elected by and from the members of the Council and shall preside at all meetings of the Council; the President of Council shall have a voice and vote in its proceedings. The President of Council shall be recognized as the leader of the Council.

In the absence of the President of Council, the other members of the Council shall elect one of their number to perform the duties of the President of Council. ~~At its first regular meeting on or after the third Tuesday in April of each odd-numbered year, and biennially thereafter, the Council shall elect one of its members as President of Council.~~

The President of Council, as such officer, but not as a Councilmember, may be removed from the office of President of Council by a vote of at least five (5) members of the Council.

Section 2. The Election shall be a special municipal election which is held as part of a coordinated election, conducted by mail ballot on November 5, 2019, pursuant to the Charter of the City of Colorado Springs and applicable

Colorado statutes, except as otherwise provided in the Charter or ordinances of the City, all as impliedly modified by relevant judicial decisions. The City Clerk shall be the designated election official for all matters.

Section 3. The question of amending the City Charter for this purpose shall be submitted to the registered qualified electors of the City in substantially the following form:

“SHALL ARTICLE III, SECTION 3-20 OF THE CHARTER OF THE CITY OF COLORADO SPRINGS BE AMENDED TO PROVIDE THAT THE PRESIDENT OF CITY COUNCIL BE ELECTED BY AND FROM THE MEMBERS OF THE COUNCIL AS PROVIDED BY RULE OF THE CITY COUNCIL, AND REMOVING THE REQUIREMENT THAT THE ELECTION BE CONDUCTED AT THE COUNCIL’S FIRST MEETING AFTER THE THIRD TUESDAY IN EACH ODD-NUMBERED YEAR?”

Section 4. The City Clerk and officers of the City are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this ordinance. The City Clerk shall assist and cooperate with the County Clerk and Recorder in conducting the general municipal election if held as part of a coordinated election.

Section 5. All actions heretofore taken by the Council and officers of the City, not inconsistent with the provisions of this ordinance and toward the general election, are hereby ratified, approved and confirmed.

Section 6. If any section, paragraph, clause or provision of this ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of that section, paragraph, clause or provision shall not affect any of the remaining provisions of this ordinance.

Section 7. All ordinances resolutions, bylaws and regulations of the City in conflict with this ordinance, are hereby repealed to the extent of any conflict. This repealer shall not be construed to revive any ordinance, resolution, bylaw or regulation, in whole or in part, previously repealed.

Section 8. This ordinance shall be in full force and effect from and after its passage and publication as provided by the Charter. If the Charter amendment is passed by the electorate, it shall be effective as provided by law.

Section 9. Within thirty (30) days of the effective date of this ordinance, the City Clerk shall publish notice of the election upon the amendment, which notice shall contain the full text of the amendment as set forth in this ordinance.

Introduced, read, passed on first reading and ordered published this ____ day of _____, 2019.

Finally passed: _____

Council President

ATTEST:

Sarah B. Johnson, City Clerk