

RESOLUTION NO. 77-19

A RESOLUTION SUBMITTING TO THE REGISTERED QUALIFIED ELECTORS OF THE CITY OF COLORADO SPRINGS, COLORADO, AT THE COORDINATED ELECTION CONDUCTED BY MAIL BALLOT TO BE HELD ON TUESDAY, NOVEMBER 5, 2019, THE QUESTION OF RETAINING AND SPENDING UP TO \$7,000,000, THE ESTIMATED 2018 FISCAL YEAR REVENUE ABOVE THE 2018 FISCAL YEAR REVENUE AND SPENDING LIMITATIONS, FOR CITY PARKS, SPORTS AND CULTURAL FACILITIES AND TRAIL IMPROVEMENTS, AS A VOTER APPROVED REVENUE CHANGE; PROVIDING FOR THE FORM OF THE BALLOT TITLE; PROVIDING FOR CERTAIN MATTERS WITH RESPECT TO THE ELECTION; AND PROVIDING THE EFFECTIVE DATE OF THIS RESOLUTION

WHEREAS, the City Council (the "Council") of the City of Colorado Springs, Colorado (the "City"), a municipal corporation duly organized and existing as a home rule city under Article XX of the Constitution of the State of Colorado and the City Charter ("Charter"), has determined that the estimated 2018 fiscal year revenues of the City exceed the 2018 Fiscal Year revenue and spending limitations of Article X, § 20 of the Colorado Constitution and City Charter § 7-90, and that such revenues, if retained by the City, will be used solely for the parks, sports and cultural facilities and trail improvement projects located within the City of Colorado Springs which are described in Section 3 of this Resolution, and that are in the best interest of the residents of, and visitors to, the City; and

WHEREAS, the Council does hereby determine that the Coordinated Election conducted by mail ballot on November 5, 2019, be designated as a special municipal election pursuant to Section 11-20 of the City Charter and Section 31-10-108, C.R.S. (the "Election") at which the question of retaining the estimated Fiscal Year 2018 revenues exceeding such Fiscal Year revenue and spending limitations shall be submitted to the City's electors qualified and registered to vote thereon.

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

Section 1. There shall be submitted to the registered qualified electors of the City at the Election the question regarding a retention of the 2018 fiscal year revenues exceeding the 2018 Fiscal Year revenue and spending limitations, as a voter approved revenue change, exempt from revenue and spending limitations, which appears in full in Section 3 of this Resolution.

Section 2. The Election shall be a special municipal election held as part of the Coordinated Election conducted by mail ballot on November 5, 2019.

Section 3. The question of retention of the 2018 Fiscal Year revenues, exceeding the 2018 Fiscal Year revenue and spending limitations, as a voter approved revenue change, exempt from revenue and spending limitations, shall be submitted to the registered qualified electors of the City in substantially the following form:

WITHOUT IMPOSING ANY NEW TAX OR INCREASING THE RATE OF ANY EXISTING TAX, SHALL THE CITY OF COLORADO SPRINGS BE PERMITTED TO RETAIN AND SPEND UP TO \$7,000,000, THE ESTIMATED 2018 FISCAL YEAR REVENUE ABOVE THE 2018 FISCAL YEAR REVENUE AND SPENDING LIMITATIONS, SOLELY FOR THE FOLLOWING PARKS, SPORTS AND CULTURAL FACILITIES AND TRAIL IMPROVEMENT PROJECTS LOCATED WITHIN THE CITY OF COLORADO SPRINGS:

- REPAIR, RESTORATION AND IMPROVEMENTS TO ACACIA, ANTLERS, MONUMENT VALLEY, PALMER AND PANORAMA PARKS
- REPAIR, RESTORATION AND IMPROVEMENTS TO ALAMO SQUARE/PIONEERS MUSEUM
- REPAIR, RESTORATION AND IMPROVEMENTS TO COTTONWOOD CREEK BASEBALL FIELDS, LEON YOUNG SPORTS COMPLEX, BOULDER PARK SPORTS COURTS AND THORNDALE PARK SPORTS COURTS
- TRAIL IMPROVEMENTS TO HOMESTEAD, MESA, SANDCREEK AND LEGACY LOOP TRAILS
- REPAIR AND REPAVING OF EVERGREEN AND FAIRVIEW CEMETERY PARKING AREAS
- PREPARATION OF COMMUNITY PARK MASTER PLAN FOR COLEMAN PARK

, AS A VOTER APPROVED REVENUE CHANGE AND EXCEPTION TO ANY CONSTITUTIONAL, CHARTER, OR CITY ORDINANCE OR CODE LIMITATIONS THAT MAY OTHERWISE APPLY?

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 resolution. The City Clerk shall assist and cooperate with the County Clerk and Recorder in conducting the special municipal election 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 resolution and toward the special municipal election herein authorized, be and the same are hereby ratified, approved and confirmed.

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

Section 7. All resolutions, bylaws and regulations of the City in conflict with this resolution, are hereby repealed to the extent only of such inconsistency. The repealer shall not be construed to revive any ordinance, resolution, bylaw or regulation or part thereof, heretofore repealed. If passed by the electorate, the ballot measure shall be effective hereafter as provided by law.

Section 8. This resolution shall be effective upon passage.

Dated at Colorado Springs, Colorado this 13th day of August, 2019.



Council President

ATTEST:




Sarah B. Johnson, City Clerk