



City of Colorado Springs

City Hall
107 N. Nevada Avenue
Colorado Springs, CO
80903

Meeting Minutes City Council

City Council meetings are broadcast live on Channel 18. In accordance with the ADA, anyone requiring an auxiliary aid to participate in this meeting should make the request as soon as possible but no later than 48 hours before the scheduled event.

Wednesday, August 10, 2022

4:30 PM

Council Chambers

Special City Council Meeting

How to Watch the Meeting

Coloradosprings.gov/springstv | Facebook Live: Colorado Springs City Council
Facebook Page @coscity Council | SPRINGS TV - Comcast Channel 18 / 880 (HD)
- Stratus IQ Channel 76 / 99 (Streaming)

How to Comment on Agenda Items

Before the meeting, you may email general comments for items not on the agenda or comments regarding agenda items to: allcouncil@coloradosprings.gov

During the meeting, those who wish to comment should submit their name, telephone number, and the topic or agenda item for comment via allcouncil@coloradosprings.gov in addition to calling +1 720-617-3426 United States, Denver (Toll) and entering this Conference ID: 507 763 746#

Estimated agenda item times are provided for planning purposes and do not constitute notice of a specific time for any item. Items may take more or less time than estimated. City Council may amend the order of items.

1. Call to Order and Roll Call

Present: 8 - Councilmember Dave Donelson, Councilmember Stephannie Fortune, President Pro Tem Randy Helms, Councilmember Nancy Henjum, Councilmember Bill Murray, Councilmember Mike O'Malley, President Tom Strand, and Councilmember Wayne Williams

Excused: 1 - Councilmember Yolanda Avila

Councilmember Murray and Councilmember Williams attended the meeting virtually.

2. New Business

- 2.A.** [22-505](#) A Resolution submitting to the registered qualified electors of the City of Colorado Springs, Colorado, at the special municipal election to be held as part of the coordinated election on Tuesday, November 8, 2022, a ballot question on an initiated ordinance authorizing the regulation of and repealing the prohibition against retail/recreational marijuana

establishments

Presenter:

Sarah B Johnson, City Clerk

Attachments: [MJBallotReferralRES-2022-08-02](#)
[Statement of Sufficiency IO 2022-002A](#)

Sarah B Johnson, City Clerk, presented the Resolutions submitting to the registered qualified electors of the City at the special municipal election to be held as part of the coordinated election on Tuesday, November 8, 2022, a ballot question on an initiated Ordinance authorizing the regulation of and repealing the prohibition against retail/recreational marijuana establishments and the ballot question of increasing sales tax \$5,600,000 annually by imposing an additional 5% sales tax on the sale of retail/recreational marijuana within the City and constituting a voter approved revenue change exempt from spending and revenue limitations; providing for the form of the ballot title and text; providing for certain matters with respect to the election; and providing the effective date of this Resolution.

Councilmember Williams asked why these initiatives will not go on the April 2023 municipal election ballot so there would not be an expense to the City for it. Ms. Johnson stated the City Charter states that they cannot be referred to an election more than ninety days out from when the statement of sufficiency is made.

Councilmember Williams asked how much it will cost the taxpayers by having this on the November 2022 ballot. Ms. Johnson stated the El Paso County Clerk and Recorder estimate is approximately \$315,604.52 for the City to participate.

Councilmember Williams stated he will vote in favor of referring these to the ballot because it is required to do so, but it does not mean that he supports the initiatives or the cost to the taxpayers.

Councilmember Murray stated if the Pikes Peak Rural Transportation Authority (PPRTA) initiative is referred to the ballot, it should not cost any additional charges to add another question. Ms. Johnson clarified that the PPRTA question is not a City question and is a separate cost to the PPRTA to place this item on the November 2022 ballot.

Councilmember Donelson asked if City Council has the option to enact the Ordinance without referring it to the voters. Wynetta Massey, City Attorney, stated City Council does have the authority to pass the initiated Ordinance as presented or pass this Resolution which refers the Ordinance to the ballot, however the tax question must be referred to the voters.

Councilmember Williams stated he does not believe this sales tax will cover what is needed for law enforcement but will support referring it to the voters.

President Pro Tem Helms asked what would happen if Council does not refer this item to the voters. Ms. Massey explained the citizen initiated Ordinance process and the requirements.

Motion by Councilmember Henjum, seconded by Councilmember Murray, that the Resolution submitting to the registered qualified electors of the City of Colorado Springs, Colorado, at the special municipal election to be held as part of the coordinated election on Tuesday, November 8, 2022, a ballot question on an initiated ordinance authorizing the regulation of and repealing the prohibition against retail/recreational marijuana establishments be adopted. The motion passed by a vote of 6-2-1-0

Aye: 6 - Donelson, Fortune, Henjum, Murray, Strand, and Williams

No: 2 - Helms, and O'Malley

Excused: 1 - Avila

2.B. [22-507](#)

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 8, 2022, the question of increasing sales tax \$5,600,000 annually by imposing an additional 5% sales tax on the sale of retail/recreational marijuana within the City of Colorado Springs and constituting a voter approved revenue change exempt from spending and revenue limitations; providing for the form of the ballot title and text; providing for certain matters with respect to the election; and providing the effective date of this resolution

Presenter:

Sarah B Johnson, City Clerk

Attachments: [MJ Tax TABOR Question RES-2022-08-02\(V2\)](#)

[Statement of Sufficiency IO 2022-005](#)

Please see comments in Agenda item 2.A.

Motion by Councilmember Henjum, seconded by Councilmember Murray, that the Resolution submitting the 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 8, 2022, the question of increasing sales tax \$5,600,000 annually by imposing an additional 5% sales tax on the sale of retail/recreational marijuana within the City of Colorado Springs and constituting a voter approved revenue change exempt from spending and revenue limitations; providing for the form of the ballot title and text; providing for certain matters with respect to the election; and providing the effective date of this resolution be adopted. The motion passed by a vote of 8-0-1-0

Aye: 8 - Donelson, Fortune, Helms, Henjum, Murray, O'Malley, Strand, and Williams

Excused: 1 - Avila

3. Adjourn

There being no further business to come before City Council, Council adjourned.

Sarah B. Johnson, City Clerk