

RESOLUTION NO. \_\_\_\_- 20

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 3, 2020, THE QUESTION OF IMPOSITION AND COLLECTION OF A TEN CENT (\$0.10) PER BAG FEE ON SINGLE USE PLASTIC BAGS, 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

**NOW, THEREFORE, BE IT RESOLVED 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 to be held at the Election (as defined in Section 2), the question regarding approval of Ordinance No. 20 - \_\_ providing for the imposition and collection of a fee imposed on the use of single use plastic bags, 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 3, 2020.

Section 3. The question of approval of Ordinance No. 20 - \_\_ providing for the imposition and collection of a ten cent (\$0.10) per bag fee imposed on the use of single use plastic bags for the purpose of funding clean up events in the City's parks, rights-of way and other public properties, educational activities related to the environment, programs and infrastructure to reduce waste, and mitigation of the effects of waste in the City's public spaces, and permitting the retention and spending of the full amount of all revenues the City receives from

such fee, as a voter-approved revenue change and exception to the revenue and spending limitations in Article X, § 20 of the Colorado Constitution and § 7-90 of the City Charter, shall be submitted to the registered qualified electors of the City in substantially the following form:

WITHOUT IMPOSING ANY NEW TAX OR INCREASING ANY EXISTING TAXES, SHALL ORDINANCE NO. 20 - \_\_ OF THE CITY OF COLORADO SPRINGS BE APPROVED AUTHORIZING THE IMPOSITION AND COLLECTION OF A TEN CENT (\$0.10) PER BAG FEE IMPOSED ON THE USE OF INDIVIDUAL SINGLE USE PLASTIC BAGS IN RETAIL STORES BEGINNING JULY 1, 2021, FOR THE PURPOSE OF FUNDING CLEAN UP EVENTS WITHIN THE CITY'S PARKS, RIGHTS-OF WAY AND OTHER PUBLIC PROPERTIES, EDUCATIONAL ACTIVITIES RELATED TO THE ENVIRONMENT, PROGRAMS AND INFRASTRUCTURE TO REDUCE WASTE, AND MITIGATION OF THE EFFECTS OF ENVIRONMENTAL WASTE IN THE CITY'S PUBLIC SPACES, AND SHALL THE CITY HEREAFTER BE PERMITTED TO RETAIN AND SPEND THE FULL AMOUNT OF ALL REVENUES THE CITY RECEIVES FROM SUCH FEE, AS A VOTER-APPROVED REVENUE CHANGE AND EXCEPTION TO THE REVENUE AND SPENDING LIMITATIONS IN ARTICLE X, § 20 OF THE COLORADO CONSTITUTION AND § 7-90 OF THE CITY CHARTER?

Yes

No

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 Election, 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 or unenforceability of that section, paragraph, clause or provision shall not affect any of the remaining provisions of this ordinance.

Section 7. All resolutions, bylaws and regulations of the City in conflict with this resolution, 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 resolution shall be effective upon passage.

Dated at Colorado Springs, Colorado this \_\_\_ day of July, 2020.

\_\_\_\_\_  
Council President

ATTEST:

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Sarah B. Johnson, City Clerk