

ORDINANCE NO. 22-_____

AN ORDINANCE MAKING AND CERTIFYING THE 2022 TAX LEVY FOR TAXES PAYABLE IN 2023 AT 3.854 MILLS (COMPRISED OF A GENERAL OPERATING MILL LEVY OF 4.279 MILLS AND A TEMPORARY TAX CREDIT OF 0.425 MILLS) UPON EACH DOLLAR OF ASSESSED VALUATION OF ALL TAXABLE PROPERTY AND A TAX CREDIT OF 3.854 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 forth 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, due to the reassessment of real property within the City during 2021, the City anticipates exceeding the TABOR Property Tax limit by approximately \$3.1 million in 2022 and 2023; therefore, to provide some property tax relief to citizens and to reduce the property tax revenue received by the City by \$3.1 million and below the TABOR Property Tax limit, the 2022 mill levy for taxes payable in 2023 will reflect a temporary credit of 0.425 mills, for a total 2022 mill levy of 3.854 mills (comprised of a general operating mill levy of 4.279 mills and a temporary tax credit of 0.425 mills); and

WHEREAS, for taxes payable in 2023, 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 2023 to be:

General Fund:

Mill Levy (4.279 mills less temporary tax credit of 0.425 mills) on All Taxable Property EXCEPT Taxable Business Personal Property	3.854 mills	\$26,055,412
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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 \$26,055,412.

Section 3. That the property tax levy in mills necessary to raise said amount of money is 3.854 mills (comprised of a general operating mill levy of 4.279 mills and a temporary tax credit of 0.425 mills) after due allowance is made for a tax credit of 3.854 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 2022, 3.854 mills (comprised of a general operating mill levy of 4.279 mills and a temporary tax credit 0.425 mills) for City purposes to be due and payable in and during the year 2023, and a credit of 3.854 mills on the mill levy assessed against all taxable business personal property.

Mill Levy (4.279 mills less temporary tax credit of 0.425 mills) on All Taxable Property EXCEPT Taxable Business Personal Property	<u>Mills</u> 3.854
<u>Taxable Business Personal Property</u>	
Gross Mill Levy on Taxable Business Personal Property	3.854
less: Tax Credit in Mills	(3.854)
Net Mill Levy on Taxable Business Personal Property	0

Section 4. A copy of this ordinance will be certified 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 2022 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 ____ day of _____, 2022.

Finally passed: _____

Council President

Mayor's Action:

- Approved on _____.
- 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.

Council President

ATTEST:

Sarah B. Johnson, City Clerk

CAO: _____
COS: _____