

RESOLUTION NO. ____ - 25

A RESOLUTION SUBMITTING TO THE REGISTERED QUALIFIED ELECTORS OF THE CITY OF COLORADO SPRINGS, COLORADO, AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 1, 2025, A BALLOT QUESTION TO REPEAL THE INITIATED ORDINANCE IDENTIFIED IN THE NOVEMBER 2024 SPECIAL MUNICIPAL ELECTION AS BALLOT QUESTION 300, 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

WHEREAS, on January 19, 2024, a statement of intent to circulate a petition for a proposed initiated ordinance was submitted to the City Clerk by qualified electors designated as the Petition Committee; and

WHEREAS, the petition was thereafter circulated and submitted to the City Clerk, and on July 10, 2024, the City Clerk determined the minimum required number of signatures had not been submitted and deemed the petition insufficient.

WHEREAS, the petition committee requested to amend the insufficiency pursuant to City Code § 5.1.410(B).

WHEREAS, the petition was thereafter circulated and additional signatures were submitted to the City Clerk, and on August 26, 2024, the City Clerk certified that a sufficient number of valid signatures had been submitted pursuant to Charter § 12-30(c)(3); and

WHEREAS, the City Council for the City of Colorado Springs was required by Charter to pass the initiated ordinance without amendment or call an election and set a ballot title for the proposed ballot issue pursuant to Charter § 12-60(a)(2). The City Council called an election on the initiated ordinance; and

WHEREAS, the initiated ordinance was passed by the electors of the City of Colorado Springs at the November 5, 2024, special municipal election held; and

WHEREAS, the City Council may, on its own motion, submit any ordinance adopted by an initiative to a vote of the electors at a succeeding general municipal election for repeal or amendment of the initiated ordinance pursuant to Charter § 12-10(d); and

WHEREAS, the Council does hereby determine that the General Municipal Election conducted by mail ballot on April 1, 2025, is designated as a municipal election pursuant to the City Charter (the "Election") at which the question of repealing the initiated ordinance identified in the November 2024 Special Municipal Election as Ballot Question 300 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. The intent of City Council is to seek voter repeal of the entire initiated ordinance referred to the November 2024 election by Resolution 106-24 and presented on the November 5, 2024 ballot as Ballot Question 300, while maintaining existing criminal ordinances pertaining to marijuana.

Section 2. There shall be submitted to the registered qualified electors of the City a ballot question concerning the repeal of the initiated ordinance authorizing the regulation of and repealing the prohibition against retail/recreational marijuana establishments, which appears in full in Section 4 of this Resolution.

Section 3. The Election shall be a General Municipal Election conducted by mail ballot on April 1, 2025.

Section 4. The ballot title for the repeal of the initiated ordinance shall be submitted to the qualified electors of the City in substantially the following form:

Shall the electors of the City of Colorado Springs repeal the initiated ordinance that appeared as Ballot Question 300 in the November 5, 2024 election, which legalized recreational marijuana sales for the first time in the City of Colorado Springs?

_____ YES

_____ NO

Section 5. 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 conduct the Election.

Section 6. All actions heretofore taken by the Council and officers of the City, not inconsistent with the provisions of this Resolution are hereby ratified, approved and confirmed.

Section 7. 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 Resolution.

Section 8. 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 9. This Resolution shall be effective upon passage.

Dated at Colorado Springs, Colorado this ____ day of _____, 2025.

Council President

ATTEST:

Sarah B. Johnson, City Clerk