

RESOLUTION NO. ____ - 25

A RESOLUTION SUBMITTING TO THE ELIGIBLE ELECTORS OF THE CITY OF COLORADO SPRINGS, COLORADO, AT THE SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 17, 2025, A BALLOT QUESTION IN RESPONSE TO A REFERENDUM OF ORDINANCE NO. 25-16 PASSED ON JANUARY 28, 2025, ANNEXING TO THE CITY OF COLORADO SPRINGS THAT AREA KNOWN AS KARMAN LINE ADDITION NO. 6, THE ANNEXATION CONSISTING OF 1,876.24 ACRES AND LOCATED NORTHWEST OF THE BRADLEY ROAD AND CURTIS ROAD INTERSECTION, 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 28, 2025, City Council passed Ordinance No. 25-16 (the "Ordinance"), annexing to the City of Colorado Springs ("City") that area known as Karman Line Addition No. 6, the annexation consisting of 1,876.24 acres and located northwest of the Bradley Road and Curtis Road intersection; and

WHEREAS, on January 31, 2025, a statement of intent to circulate a petition for a referendum of the Ordinance was submitted to the City Clerk by eligible electors designated as the Petition Committee; and

WHEREAS, on February 3, 2025, the City's Initiative Review Committee ("IRC") indicated the referendum item could proceed to the City's Title Board; and

WHEREAS, the title of the Ordinance presented to City Council on January 28, 2025 incorrectly listed the acreage to be annexed as 1,760.74 acres, but the attached legal descriptions indicated the correct area to be annexed as 1,876.24 acres, and the Petition Committee and Title Board agreed that an accurate referendum question should refer to the corrected acreage adopted by City Council; and

WHEREAS, the City's Title Board met on February 3, 2025, and determined that, with respect to the Petition Committee's proposed referendum of the Ordinance, the requirements of § 5.1.407 of the Code of the City of Colorado Springs 2001, as amended ("City Code"), appeared to be satisfied and designated and fixed a title for the petition for the proposed referendum; and

WHEREAS, the petition was thereafter circulated and submitted to the City Clerk on February 26, 2025; and

WHEREAS, on March 21, 2025, the City Clerk certified that a sufficient number of valid signatures had been submitted pursuant to § 12-30(c)(2) of the Charter of the City of Colorado Springs ("City Charter"); and

WHEREAS, the City Council is required to reconsider the Ordinance, and if the same be not entirely repealed, set a ballot title and submit the Ordinance to a vote of the eligible electors of the City pursuant to City Charter § 12-60(a)(3); and

WHEREAS, the City Council does hereby submit the Ordinance to a vote of the eligible electors and determines that a Special Municipal Election conducted by mail ballot on June 17, 2025, (the "Election") shall be designated as a municipal election pursuant to the City Charter at which the referendum will be voted upon.

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

Section 1. The above and foregoing recitals are incorporated herein by reference and are adopted as findings and determinations of the City Council.

Section 2. On April 8, 2025, in accord with City Charter § 12-60(a)(3), the City Council reconsidered but did not repeal the Ordinance in its entirety.

Section 3. In accord with City Charter § 12-60(a)(3), there shall be submitted to the eligible electors of the City a ballot question concerning the referendum of the Ordinance, approving or rejecting the same, which appears in full in Section 5 of this Resolution.

Section 4. The Election shall be a Special Municipal Election conducted by mail ballot on June 17, 2025.

Section 5. The ballot title for the referendum of the Ordinance shall be submitted to the eligible electors of the City in substantially the following form:

Shall Ordinance 25-16, concerning annexing that area known as Karman Line Addition No. 6 consisting of 1,876.24 acres located northwest of the Bradley Road and Curtis Road intersection, which was passed by City Council on January 28, 2025, become effective?

_____ For the Ordinance

_____ Against the Ordinance

Section 6. Pursuant to City Charter § 12-60, the City Council deems it appropriate that the notice of the Election will include only the title of the Ordinance and a summary prepared by the City Clerk and that the Ordinance will be available for inspection and acquisition in the Office of the City Clerk.

Section 7. The City Clerk and officers of the City are hereby authorized and directed to take all action necessary and appropriate to effectuate the provisions of this Resolution and to place this ballot question on the June 17, 2025, Special Municipal Election.

Section 8. All actions heretofore taken by the City Council, IRC, Title Board, and officers of the City, not inconsistent with the provisions of this Resolution and for the Election herein authorized, are hereby ratified, approved, and confirmed.

Section 9. 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 10. 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 11. This Resolution shall take effect immediately upon its passage.

Dated at Colorado Springs, Colorado this 8th day of April, 2025.

Council President

ATTEST:

Sarah B. Johnson, City Clerk