

ORDINANCE NO 02-45

AN ORDINANCE AMENDING PART 10 (PUBLIC SAFETY SALES AND USE TAX FUND) OF ARTICLE 6 (CITY FUNDS) OF CHAPTER 1 (ADMINISTRATION, PERSONNEL AND FINANCE) OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001, AS AMENDED, BY AMENDING SECTION 1.6.1005 (EXPENDITURES FROM THE FUND) AND ADDING TWO NEW SECTIONS TO CREATE THE PUBLIC SAFETY SALES TAX OVERSIGHT COMMITTEE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. That section 1.6.1005 (Expenditures from the Fund) of Part 10 (Public Safety Sales and Use Tax Fund) of Article 6 (City Funds) of Chapter 1 (Administration, Personnel, Finance) of the Code of the City of Colorado Springs 2001 as amended, is hereby amended to read as follows:

\* \* \*

1.6.1005: EXPENDITURES FROM THE FUND:

Moneys from the Fund shall be expended for police and fire (public safety) capital and operating needs and to fund public safety personnel, equipment and operations, including necessary internal support, to fund the construction of fire stations and police substations, and other public safety facilities. , ~~as recommended by the Citizen's Coordination Committee of the Springs Community~~

~~Improvements Program ("SCIP01") and as approved by City Council as set forth in the budget adopted by the City Council each year pursuant to City Code § 7-30. This fund will not replace local funds already budgeted for public safety operations.~~

Section 2. That Part 10 (Public Safety Sales and Use Tax Fund) of Article 6 (City Funds) of Chapter 1 (Administration, Personnel and Finance) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended by the addition of two new Sections to read as follows:

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1.6.1006: Board Created, Appointments

1.6.1007: Powers and Duties

1.6.1006: BOARD CREATED, APPOINTMENTS

A. There is hereby created the Public Safety Sales Tax Oversight Committee, to be composed of 11 members selected and appointed by City Council. Of these 11 members, one member shall represent each of the 4 City Council districts of the City and 7 shall be at-large members. For the calendar year 2002, four at-large members shall be drawn from the leadership and membership of the SCIP 01 Citizens Coordination Committee, the Public Safety Subcommittee and the Public Safety Executive Committee.

B. Appointments to the Committee shall be made in such a manner as to achieve staggered 3 year terms. Vacancies owing to death or resignation shall be filled by appointment for the unexpired term.

1.6.1007: POWERS AND DUTIES

A. On November 6, 2001, voters approved a 0.4% increase in the City's sales and use tax for Police and Fire capital improvements projects and operations needs. It is the intent of City Council to include citizens as partners to monitor the expenditure of the public safety sales tax funds, to ensure that the items approved by

voters at the November, 2001 election are accomplished with these funds and to review the annual public safety sales tax preliminary budget as submitted to City Council to ensure that the baseline funding for general fund public safety expenditures is maintained.

B. The Committee shall elect its own chair and vice-chair and adopt rules for its own organization and procedure, so long as the rules are not in conflict with the City Charter, City Code or Rules and Procedures of City Council. The committee shall act in an advisory capacity to the City Council and City Manager in all matters pertaining to the planning , development and use of the public safety sales tax.

C. The committee shall monitor the impact of the public safety sales tax on public safety performance measures, review the 10-year plan to ensure annual allocations are congruent with the plans' objectives and advise City staff and City Council when necessary relating to recommendations regarding implementation of public safety sales tax provisions. Further, the committee shall prepare any recommendations regarding the use and need for public safety sales tax funds for City Council. Such review and recommendations shall be submitted in October of each year, or such other time that work sessions are scheduled to consider the police and fire proposed budget, but shall be advisory only.

Section 3. 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.

Section 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by Charter.

Introduced, read, passed on first reading, and  
ordered published this 12<sup>th</sup> day of March, 2002

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\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

Finally passed, adopted and approved this  
26<sup>th</sup> day of March, 2002

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

I HEREBY CERTIFY, that the foregoing ordinance entitled **"AN ORDINANCE AMENDING PART 10 (PUBLIC SAFETY SALES AND USE TAX FUND) OF ARTICLE 6 (CITY FUNDS) OF CHAPTER 1 (ADMINISTRATION, PERSONNEL AND FINANCE) OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001, AS AMENDED, BY AMENDING SECTION 1.6.1005 (EXPENDITURES FROM THE FUND) AND ADDING TWO NEW SECTIONS TO CREATE THE PUBLIC SAFETY SALES TAX OVERSIGHT COMMITTEE"** was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on March 12, 2002; that said ordinance was

passed at a regular meeting of the City Council of said City, held on the 26<sup>th</sup> day of March, 2002, and that the same was published by title and summary, in accordance with Section 3-80 of Article 111 of the Charter, in the Daily Transcript, a newspaper published and in general circulation in said City, at least ten days before its passage.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the City, this 26<sup>th</sup> day of March, 2002.

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City Clerk

# Public Safety Sales Tax Oversight Committee

## Structure and Responsibilities

March 2002

### Mission for Public Safety Sales Tax Oversight Committee

To include citizens as partners with City Council to monitor the expenditure of the Public Safety Sales Tax (PSST) funds.

The primary objective for the Public Safety Sales Tax Oversight Committee (PSSTOC) is to ensure that the items approved by voters at the November 6, 2001 election are accomplished with PSST funds.

Additionally, the PSSTOC will review the annual PSST and General Fund Preliminary Budget as submitted to City Council to ensure that the baseline funding for General Fund public safety expenditures is maintained.

This committee is directly responsible to City Council.

### Membership

The Public Safety Sales Tax Oversight Committee is composed of 11 members selected and appointed by City Council. The members will include:

- ◆ A representative from each of the City Council districts
- ◆ Seven at-large representatives. However, there are exceptions for 2002:
  - Of the seven at-large representatives, four should be drawn from the leadership and members of the existing SCIP 01 Citizens Coordination Committee, Public Safety Subcommittee and Public Safety Executive Committee

### Selection of Committee Members

- ◆ City Council will advertise position openings
- ◆ Interested residents of the city of Colorado Springs may submit a Letter of Interest addressed to the Mayor's Office for membership consideration
- ◆ City employees and non-City residents are not eligible for appointments but may attend the quarterly public meetings

### Terms of Service

Membership terms are for 3 calendar years. However, to establish staggered terms, there are exceptions for 2002:

For 2002, the three at-large positions will be one-year appointments only

For 2002, the four at-large positions filled from members of the existing SCIP 01 Citizens Coordination Committee, Public Safety Subcommittee and Public Safety Executive Committee, will be two-year appointments only

For 2002, the four quadrant representative positions will serve the full three-year appointment

At the expiration of a term, a member may apply to City Council for reappointment, except that no member shall serve more than two terms consecutively.

**Mid-Term Vacancies:** Vacancies that occur mid-term will be filled by City Council appointment. City Council, at its discretion, may re-advertise or choose a replacement from the

most recent Letters of Interest received to fill vacant seats. Mid-term appointees complete the remainder of the vacated term and must reapply if interested in subsequent terms.

**Removal of members:** Upon petition of the strong majority (7 of the 11 members in support) a member may be recommended to City Council for removal and replacement.

### **Responsibilities of Public Safety Sales Tax Oversight Committee**

#### **The PSSTOC is responsible for:**

- ◆ Reviewing and making recommendations to City Council on substantial changes to project budgets, major adjustments in the allocation of resources between projects, or any substantial change in the scope of projects
- ◆ Meeting quarterly, in January, April, July and October, to review capital projects status and to monitor the progress of the operational components funded from the Public Safety Sales Tax
- ◆ Monitoring the PSST impact on public safety performance measures
- ◆ Reviewing the annual PSST and General Fund Preliminary Budget as submitted to City Council to ensure that the baseline funding for General Fund public safety expenditures is maintained.
- ◆ Presenting a formal report to City Council in conjunction with the formal annual budget process.
- ◆ Reviewing the Public Safety Sales Tax 10-year projection plan to ensure annual allocations are congruent with the plan's objectives
- ◆ Advising City staff and City Council when necessary of concerns and recommendations related to the implementation of the PSST provisions. The committee acts in an advisory capacity only, and does not have authority to direct City staff.
- ◆ Representing the Committee at project groundbreaking and facility opening ceremonies

#### **The PSSTOC is responsible for determining:**

- ◆ Designated spokesperson/s to facilitate meetings, coordinate formal correspondence, and publicly represent the Committee
- ◆ Procedural guidelines for conducting quarterly meetings
- ◆ The means by which citizens are given the opportunity to provide input and participate in its meetings
- ◆ Development of criteria for removal of a member

#### **Staff is responsible for providing the committee with:**

- ◆ Quarterly progress reports of PSST personnel hiring, PSST CIP projects, and other PSST funded items
- ◆ Administrative staff support for the oversight meetings and ensuring public notification is achieved in accordance with the City Code
- ◆ Copies of approved PSST budgets and approved 10-year PSST plans annually prior to the April meeting