

RESOLUTION NO. ____-10

A RESOLUTION SUBMITTING TO THE REGISTERED QUALIFIED ELECTORS OF THE CITY OF COLORADO SPRINGS, COLORADO, AT THE GENERAL ELECTION TO BE HELD AS A SPECIAL MUNICIPAL ELECTION ON TUESDAY, NOVEMBER 2, 2010, A PROPERTY TAX REVENUE RETENTION QUESTION ALLOWING THE CITY OF COLORADO SPRINGS TO RETAIN UP TO \$600,000 TO PROVIDE HIGH PRIORITY ROAD AND BRIDGE INFRASTRUCTURE REPAIRS AND PUBLIC SAFETY SERVICES, PROVIDING FOR THE FORM OF BALLOT TITLE, PROVIDING FOR CERTAIN MATTERS WITH RESPECT TO THE ELECTION AND PROVIDING THE EFFECTIVE DATE OF THIS RESOLUTION.

WHEREAS, the City Council (the "Council") of the City of Colorado Springs (the "City"), a municipal corporation duly organized and existing as a home rule city under Article XX of the Constitution of the State of Colorado and the City Charter (the "Charter"), has determined that estimated 2009 property tax revenues are above the 2009 property tax limit mandated by the Taxpayer's Bill of Rights, Colorado Constitution Art. X, § 20 and City Charter Art. VII, § 7-90 ("TABOR") and that such revenues, if retained by the City, will be used to provide high priority road and bridge infrastructure repairs, public safety and parks and recreation needs, and other essential City services to its citizens as this is necessary and is in the best interests of the citizens and inhabitants of the City; and

WHEREAS, the Council does hereby determine that at the special municipal election to be held on November 2, 2010, the question of retaining the estimated 2009 revenues above the 2009 fiscal year spending limitation 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. That there is hereby submitted and referred to the vote of the electors of the City at the General Election to be held as a special Municipal election on November 2, 2010, closing at 7:00 p.m., the following proposed ballot question:

"SHALL THE CITY OF COLORADO SPRINGS BE PERMITTED TO RETAIN UP TO \$600,000 TO PROVIDE HIGH PRIORITY ROAD AND BRIDGE INFRASTRUCTURE REPAIRS AND PUBLIC SAFETY SERVICES THIS AMOUNT BEING THE ESTIMATED 2009 PROPERTY TAX REVENUE ABOVE THE 2009 PROPERTY TAX LIMIT MANDATED BY THE TAXPAYER'S BILL OF RIGHTS, OTHERWISE KNOWN AS "TABOR" (COLORADO

CONSTITUTION ARTICLE X, SECTION 20 AND CITY CHARTER ARTICLE VII, SECTION 7-90), AND CONSTITUTING A VOTER-APPROVED REVENUE CHANGE?"

Section 2. This special municipal election shall be coordinated through the El Paso County Clerk & Recorder's Office as part of the November 2, 2010 general election.

Section 3. The officers of the City are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 4. 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 such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution. If passed by the electorate, the ballot measure shall be effective thereafter as provided by law.

Dated at Colorado Springs, Colorado, this 2nd day of September, 2010.

Mayor

ATTEST:

City Clerk