

**CITY OF GRAND JUNCTION, COLORADO**

**RESOLUTION NO. 99-22**

**A RESOLUTION SETTING THE TITLE FOR AND SUBMITTING TO THE ELECTORATE ON APRIL 4, 2023, A MEASURE TO INCREASE CITY SALES AND USE TAX FROM 3.25% TO 3.39% (AN INCREASE OF 0.14% TO SUNSET DECEMBER 31, 2054) AND TO RETAIN AND SPEND REVENUES AS A VOTER APPROVED REVENUE CHANGE AS DEFINED BY ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION AND TO INCUR BONDED INDEBTEDNESS TO BUILD A COMMUNITY RECREATION CENTER AT MATCHETT PARK**

**RECITALS**

The City Council of the City of Grand Junction at its December 21, 2022, meeting considered placing a question on the April ballot asking the City electors to approve a 0.14% City sales and use tax rate increase for the construction, furnishing and equipping of a community recreation center (CRC) at Matchett Park and authorizing the City to borrow money to finance the CRC project.

On November 16, 2022, after an approximately 10-month public outreach effort by the City Parks and Recreation Advisory Board, City staff, and Barker Rinker Seacat, the City's consultant for the CRC Project, the City Council approved Resolution 84-22 approving the 2022 CRC plan (CRC Plan). Resolution 84-22 is incorporated herein as if fully set forth.

The CRC Plan anticipates the construction and operation of an approximately 83,000 square foot facility which, when built will realize the highest priority of the Parks, Recreation and Open Space (PROS) Master Plan adopted in January 2021 which is for the community to have a recreation center.

For these and other reasons the City Council has determined that the 0.14% sales and use tax rate increase is a reasonable means of advancing the community's interests as

expressed by the PROS Master Plan in general and the CRC Plan in particular. If the ballot question increasing the sales tax rate is approved and the City is authorized with the passage of the question to incur debt, then the City Council will begin the CRC project as soon as possible with the funds generated from the 0.14% sales and use tax increase being used to pay the debt for the CRC project and if excess funds are available, fund the operation and maintenance.

With approval of the question the City will proceed without delay to design, construct, furnish and equip the CRC as soon as possible with an anticipated completion date of late 2025.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND

JUNCTION THAT:

The following question shall be submitted to the registered electors at the regular municipal election on April 4, 2023.

SHALL CITY OF GRAND JUNCTION TAXES BE INCREASED \$2,300,000 IN 2023 (BEGINNING IN JULY 2023) AND \$4,600,000 IN 2024 (THE FIRST FULL FISCAL YEAR) AND BY WHATEVER AMOUNTS AS ARE GENERATED ANNUALLY THEREAFTER UNTIL DECEMBER 31, 2054 BY INCREASING THE CITY'S SALES AND USE TAX RATE FROM 3.25% TO 3.39% BEGINNING JULY 1, 2023 FOR THE PURPOSE OF GENERATING REVENUE TO FINANCE THE COSTS OF DEBT SERVICE, CONSTRUCTION, EQUIPPING, AND FURNISHING, AND IF AVAILABLE, OPERATING AND MAINTAINING, AN INDOOR COMMUNITY RECREATION CENTER (CRC) AT MATCHETT PARK WHICH AS DESCRIBED IN THE ADOPTED 2022 CRC PLAN IS PROJECTED TO PROVIDE AND MAY INCLUDE BUT NOT NECESSARILY BE LIMITED TO A MULTI-GENERATIONAL AQUATIC CENTER WITH A WARM WATER LEISURE POOL CONSISTING OF A LAZY RIVER, ZERO DEPTH ENTRY, WATER PLAYGROUND AND SLIDES, A COOL WATER LAP POOL, AND A WARM WATER THERAPY POOL, A MULTI-SPORT GYMNASIUM, AN INDOOR WALK/JOG TRACK, A FITNESS AND WEIGHTS AREA, MULTI-PURPOSE MEETING ROOMS, AND OTHER COMMUNITY GATHERING AND RECREATION SPACES, AND SHALL CITY OF GRAND JUNCTION DEBT BE INCREASED \$70,000,000 WITH A REPAYMENT COST OF \$148,500,000 TO PROVIDE FINANCING FOR THE COSTS OF CONSTRUCTION OF THE COMMUNITY RECREATION CENTER (CRC) WITH

THE DEBT BEING PAYABLE FROM THE TAX INCREASE OR ANY OTHER GENERAL REVENUE OF THE CITY, PROVIDED THAT THE SPECIFIC TERMS OF THE DEBT, INCLUDING A PROVISION FOR EARLY REPAYMENT WITH OR WITHOUT A PREMIUM, AND THE PRICE AT WHICH IT WILL BE SOLD BEING DETERMINED BY THE CITY AS NECESSARY AND PRUDENT WITH THE CITY BEING AUTHORIZED TO IMPOSE, COLLECT, RETAIN AND SPEND SUCH REVENUES AND ANY INVESTMENT EARNINGS AND INTEREST ON SUCH REVENUES, AS A VOTER APPROVED REVENUE CHANGE UNDER ARTICLE X SECTION 20 OF THE COLORADO CONSTITUTION?

Yes  No

The ballot title is set based upon the requirements of the Colorado Constitution and the City Charter and pursuant to Section 31-11-102 C.R.S is an alternative to the provisions of Section 31-11-111. C.R.S. regarding both a title and a submission clause. Pursuant to

Section 31-10-1308. C.R.S any election contest arising out of a ballot Issue or ballot question election concerning the order of the ballot or the form or content of the ballot title shall be commenced by petition filed with the proper court within five days after the title of the ballot Issue or ballot question is set.

If the voters authorize the debt as described in the question set forth above the City intends to Issue such debt in the approximate aggregate principal amount of \$70,000,000 to pay the costs of the project described in the ballot question, including the reimbursement of certain costs incurred by the City prior to the execution and delivery of debt proceeds upon terms acceptable to the City, as authorized in a resolution to be hereafter adopted and to take all further action which is necessary or desirable in connection therewith. The officers, employees, and agents of the City shall take all action necessary or reasonably required to carry out, give effect to, and consummate the transactions contemplated hereby and shall take all action necessary or desirable to finance the Project and to otherwise carry out the transactions contemplated by this resolution. The City shall not use reimbursed moneys for purposes prohibited by Treasury Regulation § 1.150-2(h). This resolution is intended to be a

declaration of "official intent" to reimburse expenditures within the meaning of Treasury Regulation § 1.150-2.

PASSED, ADOPTED and APPROVED this 21<sup>st</sup> day of December 2022.



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Anna M. Stout  
President of the City Council

ATTEST:



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Janet Harrell  
Deputy City Clerk

