

RESOLUTION NO. 70-23

A RESOLUTION CALLING A SPECIAL ELECTION IN THE CITY OF GRAND JUNCTION, COLORADO CONCERNING AND PROVIDING FOR THE SUBMISSION TO THE ELECTORATE ON NOVEMBER 7, 2023, OF TWO MEASURES TO AMEND THE CITY CHARTER, AND OTHER DETAILS RELATING THERETO AND A MEASURE TO ASK VOTERS FOR APPROVAL TO ENTER INTO DEBT FOR CONSTRUCTION OF A 29 ROAD AND I-70 INTERCHANGE AND OTHER IMPROVEMENTS TO A SEGMENT OF 29 ROAD

WHEREAS, the City of Grand Junction, in the County of Mesa and State of Colorado (the "City"), is a home rule municipal corporation duly organized and existing under laws of the State of Colorado and the City Charter ("Charter"); and

WHEREAS the members of the City Council of the City ("Council") have been duly elected and qualified; and,

WHEREAS, the Council hereby finds and determines that it is in the public interest to pose a question to the electors to authorize an increase in City debt and allow the City to collect, retain and spend revenue as stated in the question without application of the Taxpayers Bill of Rights ("TABOR") for an interchange at I-70 and 29 Road, and to pose two questions to amend the City Charter, one pertaining to leasing City property for up to 99 years for affordable and work force housing, and the other pertaining to increasing City Council salaries and offering City Councilmembers health insurance, all as further provided in the resolution and ordinances pertaining to the same; and,

WHEREAS the Mesa County Elections Department Clerk ("County") is conducting a coordinated election on November 7, 2023 ("Election") pursuant to §1-7-116, C.R.S.; and,

WHEREAS the Council is of the opinion that the City should seek voter approval for the purposes provided in this resolution, the ordinances and the resolution setting the ballot questions; and,

WHEREAS it is necessary to set forth certain procedures concerning the conduct of the Election.

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

Section 1. All actions heretofore taken, not inconsistent with the provisions of this resolution, by the City and the officers thereof, directed toward the Election and the objects and purposes herein stated and as stated by the ordinances and resolution setting the questions for the Election are hereby ratified, approved and confirmed. Unless otherwise defined herein, all terms used herein shall have the meanings defined in §1-1-104, C.R.S., and TABOR.

Section 2. Pursuant to the Uniform Election Code and all other applicable laws of the State of Colorado, the Council hereby determines that an election shall be held on November 7, 2023, at which there shall be submitted to the registered electors of the City the questions described in Section 3 hereof. The City shall participate in the coordinated election being conducted by the County on November 7, 2023. The officers of the City are authorized to enter into an intergovernmental agreement with the County pursuant to §1-7-116 of the Uniform Election Code and Article II, Section 25 of the City Charter. Any such intergovernmental agreements hereby or heretofore approved in connection with the Election are hereby ratified, approved and confirmed.

Section 3. The Council hereby authorizes and directs the designated election official to certify to the County on or before September 8, 2023, the ballot issues in substantially the form of the ordinances and resolution pertaining to the same.

Section 4. The City Council hereby appoints the City Clerk as the designated election official ("DEO") for purposes of performing acts required or permitted by law in connection with the Election. Pursuant to §1-1-111(2), C.R.S., all powers and authority granted to the Council may be exercised by the DEO, including but not limited to the power to appoint election judges.

Section 5. If a majority of the votes cast on any question are in favor, then the City shall be authorized to act as provided in the question(s) and if a majority of the votes cast on any question(s) are opposed then the City shall not be authorized to act.

Section 6. 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 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 such section, paragraph, clause, or provision shall in no manner affect any remaining provisions of this resolution, the intent being that the same are severable.

INTRODUCED, READ, APPROVED, AND ADOPTED this 16th day of August 2023.



Anna M. Stout
President of the City Council

ATTEST:



Amy Phillips
City Clerk

