

CITY OF GRAND JUNCTION, COLORADO

RESOLUTION NO. 81-04

A RESOLUTION APPOINTING A DESIGNATED VOTER FOR THE CITY OF  
GRAND JUNCTION TO CAST A VOTE IN THE SPECIAL ELECTION  
SCHEDULED NOVEMBER 2, 2004 REGARDING TAX INCREMENT  
FINANCING DEBT

**Recitals.**

On August 4, 2004, the Grand Junction City Council adopted Ordinance No. 3653 which directed that a question be submitted to the qualified electors of the Downtown Development Authority which if approved will extend the number of years for borrowing, authorize an increase in the maximum incurred debt and modify the purposes of the Downtown Development Authority.

On August 18, 2004, the City Council by Resolution No. 70-04 directed the election be conducted by mail ballot.

The provisions of 31-25-801 *et seq.*, C.R.S. define how such an election will be conducted and define qualified electors as "a resident, a landowner, or a lessee as said terms are defined in this section." Further it states that "any landowner or lessee which is not a natural person may vote only if it designates by some official action a representative thereof to cast its ballot." The City is a landowner and is not a natural person and therefore must designate a representative to vote in the election.

The appointment of a representative by resolution satisfies the requirements of State law.

The City Council approved a Written Mail Ballot Plan on August 18, 2004 by Resolution No. 70-04. Since that adoption, the estimated number of qualified electors has been refined. The City Clerk made that change prior to submitting the Mail Ballot Plan to the Secretary of State. The City Council needs to ratify that and other minor changes that may be needed as required by the Secretary of State.

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

1. City Manager Kelly Arnold is the designated representative to cast a ballot on behalf of the City of Grand Junction.

2. Changes made to the Written Mail Ballot plan as required by the provisions of 31-25-801 *et seq* C.R.S., by the Secretary of State and as otherwise required by law are hereby ratified and approved.

Approved this 15<sup>th</sup> day of September, 2004.

/s/ Bruce Hill  
President of the Council

ATTEST:

/s/ Stephanie Tuin  
City Clerk