

CITY OF IDAHO SPRINGS
County of Clear Creek
State of Colorado

Resolution No. 20 , Series 2023

**A RESOLUTION SUPPORTING A “YES” VOTE ON CITY BALLOT QUESTION 2A TO
AUTHORIZE THE CITY TO KEEP AND SPEND ALL REVENUES WITHOUT CREATING
ANY NEW TAX OR INCREASING ANY CURRENT TAX**

WHEREAS, the City of Idaho Springs, Colorado (the “City”), is a statutory city, duly organized and existing under the laws of the State of Colorado; and

WHEREAS, the City will hold its next regular municipal election on November 7, 2023, to be conducted as a coordinated mail ballot election; and

WHEREAS, as authorized by the Colorado Taxpayer’s Bill of Rights (TABOR), the City Council has referred a ballot question to City electors this November, seeking authorization for the City to retain and spend all revenues from all sources in 2023 and beyond even if such revenues exceed TABOR and statutory limitations for any particular year; and

WHEREAS, a critical part of the ballot question is that the requested permission to keep and spend all revenues does *not* depend on any new tax or an increase in any current City tax rate; and

WHEREAS, the motivation to seek voter-approval of this ballot question is to allow the City to aggressively pursue grant funding for a host of desirable public projects that would otherwise be impossible or very difficult to afford without the approved ballot question; and

WHEREAS, the necessity of the ballot question is due to the limits that TABOR imposes on the City’s ability to spend state grant funding; and

WHEREAS, the City Council therefore finds that a “yes” vote on Ballot Question 2A will benefit the citizens of Idaho Springs by allowing the City to pursue grant funding for desirable public projects without raising current taxes and without imposing a new tax, all while maintaining the citizens’ right to vote on any new taxes or increases on tax rates; and

WHEREAS, the Fair Campaign Practices Act, in C.R.S. § 1-45-117(1)(b)(III)(A), expressly allows the City Council to adopt a resolution taking a position of advocacy on a ballot issue; and

WHEREAS, the City Council therefore wishes to support and encourage a “yes” vote on City Ballot Question 2A appearing on City elector ballots this coming November 7, 2023.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Idaho Springs, Colorado as follows:

Section 1. The City Council of the City of Idaho Springs supports a “yes” vote on the following City of Idaho Springs Ballot Question 2A at the November 7, 2023 election:

BALLOT TITLE

SHALL IDAHO SPRINGS, WITHOUT CREATING A NEW TAX OR INCREASING A CURRENT TAX, BE AUTHORIZED TO RETAIN AND SPEND ALL REVENUES WITHOUT REGARD TO CONSTITUTIONAL AND STATUTORY LIMITATIONS?

BALLOT QUESTION

SHALL THE CITY OF IDAHO SPRINGS, COLORADO, WITHOUT CREATING ANY NEW TAX OR INCREASING ANY CURRENT TAXES, BE PERMITTED TO RETAIN AND SPEND THE FULL AMOUNT OF CITY REVENUES FROM ALL SOURCES, COMMENCING IN 2023 AND EACH SUBSEQUENT YEAR, WITHOUT REGARD TO ANY REVENUE OR EXPENDITURE LIMITATIONS INCLUDING THOSE CONTAINED IN ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION?

_____ Yes _____ No


Section 2. The City Council wishes to advocate for this Ballot Question because it does *not* increase taxes or create a new tax at the same that it opens a door to more funding (state grants) for the City to spend on public projects.

Public projects that the City has identified as possible grant fund application subjects include: renovation of the old Citywide Banks Building into a new Police Station, a project to remodel the City Baseball Fields into a new Sports Complex that would include a Skate Park, Playground, Tennis and Pickleball Courts, Community Gathering Spaces and Fields for Sports, and the design and implementation of a new Comprehensive Plan to help guide the City for the next several years. Projects like this will be more difficult for the City to afford without the grant funding that this ballot question could allow.

Section 3. The adoption of this Resolution shall not be reported or distributed through any means other than the established, customary means by which information about City Council proceedings is regularly provided to the public, in strict conformance with C.R.S. § 1-45-117(1)(b)(III)(B).


Section 4. This resolution shall become effective upon its adoption.

PASSED, ADOPTED AND APPROVED at a Regular Meeting of the City Council of the City of Idaho Springs, Colorado, held on the 25th day of September, 2023.



Chuck Harmon, Mayor

ATTESTED AND CERTIFIED:



Diane Breece, City Clerk