

**STATE OF COLORADO
COUNTY OF GILPIN
CITY OF BLACK HAWK**

COUNCIL BILL NUMBER: CB16

ORDINANCE NUMBER: 2016-16

TITLE: AN ORDINANCE CALLING A NOVEMBER 8, 2016, SPECIAL ELECTION TO BE COORDINATED WITH THE COUNTY, SUBMITTING A BALLOT QUESTION, AND SETTING THE BALLOT TITLE THEREFOR

WHEREAS, the City of Black Hawk desires to conduct a special election on November 8, 2016;

WHEREAS, Section 2 of Article III of the City of Black Hawk Home Rule Charter adopts by reference the Colorado Municipal Election Code of 1965; and

WHEREAS, pursuant to the provisions of the Colorado Municipal Election Code and the City's home rule authority regarding the conduct of its elections, the City desires to conduct its November 8, 2016, special election as a coordinated election.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLACK HAWK, GILPIN COUNTY:

Section 1. The following ballot question shall be submitted to the registered electors of the City of Black Hawk at the November 8, 2016, special municipal election:

Ballot Question No. 1:

SHALL THE CITY OF BLACK HAWK TAXES BE INCREASED THREE HUNDRED AND TWENTY FIVE THOUSAND DOLLARS (\$325,000,000) ANNUALLY IN 2017, AND BY WHATEVER ADDITIONAL AMOUNTS ARE COLLECTED ANNUALLY IN SUBSEQUENT YEARS, BY A NEW ONE-HALF (1/2) PERCENT SALES TAX IMPOSED ON THE PURCHASE OF TAXABLE GOODS AND SERVICES, THE PROCEEDS TO BE USED TO MARKET AND PROMOTE THE CITY THROUGH FIREWORKS DISPLAYS, HOLIDAY LIGHT DISPLAYS, PUBLIC FLOWER BOXES, AND FOR OTHER GENERAL GOVERNMENTAL PURPOSES, AND SHALL THE CITY BE AUTHORIZED TO COLLECT AND SPEND THE FULL PROCEEDS OF SUCH TAX WITHOUT LIMITATION AND WITHOUT LIMITING THE EXPENDITURE OF ANY OTHER REVENUES OR FUNDS UNDER ARTICLE X, SECTION 20, OF THE COLORADO CONSTITUTION?

Yes _____

No _____

Section 2. The November 8, 2016, special municipal election shall be coordinated with the County.

Section 3. Safety Clause. The Board of Aldermen hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Black Hawk, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Aldermen further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 4. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 5. Effective Date. The City Clerk is directed to post the Ordinance as required by the Charter. This Ordinance shall become effective upon posting by the City Clerk.

READ, PASSED AND ORDERED POSTED this 27th day of July, 2016.


David D. Spellman, Mayor

ATTEST:


Melissa A. Greiner, City Clerk

