

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO CERTIFYING THE BALLOT CONTENT FOR THE COORDINATED MAIL BALLOT ELECTION TO BE HELD ON NOVEMBER 7, 2017; AND SETTING FORTH OTHER DETAILS RELATED THERETO.

RESOLUTION NO. 2017-98

WHEREAS, pursuant to Article III, Section 3.2 of the City of Brighton Charter, a regular municipal election shall be held on the first Tuesday in November of each odd numbered year; and

WHEREAS, pursuant to the City of Brighton Charter, the Colorado Constitution and Colorado Revised Statutes, the City Council has called for and there shall be held a coordinated mail ballot election on November 7, 2017; and

WHEREAS, pursuant to Resolution No. 2017-97, the City Council has referred to the registered electors of the City of Brighton the question concerning the expansion of the transactions to which the City's 3.75% use tax applies to provide services and public facilities and amenities to citizens, including without limitation, public safety, support services, streets, and parks and recreation and authorization to collect a permanent municipal general use tax of 3.75% commencing January 1, 2018; and

WHEREAS, pursuant to the City of Brighton Charter and Brighton Municipal Code, at the regular municipal election, the eligible electors will vote for one (1) candidate for Mayor and one (1) candidate from each of the four (4) wards for a total number of five (5) members that serve on the City Council; and

WHEREAS, nomination petitions for the office of Mayor and Councilmember were received and the signatures thereon verified by the City Clerk and the candidate positions on the ballot have been established by lot; and

WHEREAS, the City Clerk, acting as the Designated Election Official for the City has presented the Intergovernmental Agreements to the Adams County Clerk and Recorder and the Weld County Clerk and Recorder to participate in the coordinated mail ballot election on November 7, 2017 and therefore, certifies and submits the following ballot content for the November 7, 2017 coordinated mail ballot election:

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO that the Use Tax ballot question and the names of the candidates for Mayor and Councilmember shall appear on the November 7, 2017 ballot in the following order:

QUESTION 1-A: AUTHORIZATION TO EXPAND THE TRANSACTIONS TO WHICH THE CITY'S 3.75% USE TAX APPLIES TO PROVIDE SERVICES AND PUBLIC FACILITIES AND AMENITIES TO CITIZENS, INCLUDING WITHOUT LIMITATION, PUBLIC SAFETY, SUPPORT SERVICES, STREETS, AND PARK AND RECREATION.

Ballot Title:

SHALL CITY OF BRIGHTON TAXES BE INCREASED BY UP TO \$4,000,000 IN 2018 AND BY WHATEVER AMOUNTS ARE GENERATED ANNUALLY THEREAFTER, BY IMPOSING, BEGINNING JANUARY 1, 2018, A USE TAX OF 3.75% ON THE STORAGE OR ACQUISITION CHARGES OR COSTS FOR THE PRIVILEGE OF STORING, USING, OR CONSUMING IN THE CITY ANY ARTICLES OF TANGIBLE PERSONAL PROPERTY PURCHASED AT RETAIL (IN ADDITION TO THE TRANSACTIONS ALREADY SUBJECT TO THE USE TAX) PROVIDED THAT NO SUCH TAX WILL BE IMPOSED ON PURCHASES OF TANGIBLE PROPERTY ON WHICH THE CITY SALES TAX IS COLLECTED OR TRANSACTIONS WHICH ARE OTHERWISE EXEMPTED FROM THIS TAX BY FUTURE ACTION OF THE CITY COUNCIL, WITH THE REVENUES FROM SUCH TAX TO BE USED TO PROVIDE SERVICES AND PUBLIC FACILITIES AND AMENITIES TO CITIZENS, INCLUDING WITHOUT LIMITATION, PUBLIC SAFETY, SUPPORT SERVICES, STREETS, AND PARK AND RECREATION; AND SHALL THE CITY BE AUTHORIZED TO COLLECT, RETAIN AND SPEND ALL REVENUES IT RECEIVES FROM SUCH TAX AND INVESTMENT INCOME THEREON, AS A VOTER APPROVED REVENUE CHANGE UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION?

YES ____

NO ____

COUNCILMEMBER OFFICES TO BE VOTED ON AND CANDIDATES THEREFOR:

MAYOR (Vote for One)

Wayne Scott

Ken Kreutzer

Kirby Wallin

COUNCILMEMBER – WARD 1 (Vote for One)

Joan Kniss

Matt Johnston

Andrew W. Butler

COUNCILMEMBER – WARD 2 (Vote for One)

Gregory Mills

D.R. Dill

Ferman “Sonny” Maestas

COUNCILMEMBER – WARD 3 (Vote for One)

R. Wayne Walvoord

Clint Blackhurst

COUNCILMEMBER – WARD 4 (Vote for One)

Mark Humbert

Archie Demarest

ADOPTED this 5th day of September, 2017

CITY OF BRIGHTON, COLORADO

By: _____
Richard N. McLean, Mayor

ATTEST:

Natalie Hoel, City Clerk

APPROVED AS TO FORM:

Margaret R. Brubaker, City Attorney