

AGENDA ITEM SUMMARY

FORT COLLINS CITY COUNCIL

ITEM NUMBER: 18

DATE: November 15, 2005

STAFF: Wanda Krajicek

SUBJECT

First Reading of Ordinance No. 145, 2005, Approving a General Form of Petition for Initiated Charter Amendments.

RECOMMENDATION

Staff recommends adoption of the Ordinance on First Reading.

EXECUTIVE SUMMARY

This Ordinance approves a general form of petition for citizen-initiated Charter amendments.

BACKGROUND

Under the State Constitution, home rule municipalities may adopt local laws governing matters related to local elections. The City Charter provides that the Council may prescribe, by ordinance, upon recommendation of the City Clerk, a general form of petition for citizen-initiated Charter amendments which shall contain warnings and notices to signers as necessary. It appears that the Council has never approved a general form of petition for citizen-initiated Charter amendments.

The procedures for amending the City Charter are contained in the Colorado Revised Statutes. The statute is silent as to the form of a petition, except to specify that a petition must contain the text of the proposed amendment and shall state whether the proposed amendment is sought to be submitted at the next regular election or a special election.

The Council has previously approved petition forms for recall, initiative and referendum matters. The proposed general form of petition for citizen-initiated Charter amendments is similar to other petitions forms in most respects, but it contains requirements specific to the Charter amendment provisions of state statute.

ORDINANCE NO. 145, 2005
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROVING A GENERAL FORM OF PETITION
FOR INITIATED CHARTER AMENDMENTS

WHEREAS, the Charter of the City of Fort Collins states that the City Council may prescribe by ordinance, upon recommendation of the City Clerk, a general form of petition for citizen-initiated Charter amendments; and

WHEREAS, it has recently come to staff's attention that the Council has never approved such a form; and

WHEREAS, the City Clerk recommends adoption of a petition form for citizen initiatives to better ensure that potential signers of a petition are familiar with the purpose and content of a petition before signing the same; and

WHEREAS, the City Clerk has recommended Council approval of a general form of petition for citizen-initiated Charter amendments, attached hereto as Exhibit "A".

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the general form of petition for initiated Charter amendments, attached hereto as Exhibit "A", is hereby approved by the Council.

Section 2. That the City Clerk is hereby directed to have a sufficient quantity of petition forms printed for distribution, upon request, to any individual or group that has filed with the City Clerk an statement of intent to circulate a petition to amend the Charter, pursuant to CRS 31-2-210(1)(a)(I).

Section 3. That the general form of petition approved herein shall be used for Charter amendment proceedings commenced after the effective date of this ordinance.

Section 4. That a petition for a citizen-initiated Charter amendment shall be reviewed by the Clerk who shall determine that the petition contains all information, and only the information, required by state and local law, and once reviewed and approved the petition may be circulated.

Introduced and considered favorable on first reading and ordered published this 15th day of November, A.D. 2005, and to be presented for final passage on the 20th day of December, A.D. 2005.

Mayor

ATTEST:

City Clerk

Passed and adopted on final reading this 20th day of December, A.D. 2005.

Mayor

ATTEST:

City Clerk

Petition Section No. _____

PETITION FOR INITIATED CHARTER AMENDMENT

TO: The City Council of the City of Fort Collins

<p>GENERAL STATEMENT OF PURPOSE</p>
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WARNING: IT IS AGAINST THE LAW

For anyone to sign any Charter amendment petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign such petition when not a registered elector.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR.

TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF THE STATE OF COLORADO AND A RESIDENT OF THE CITY OF FORT COLLINS AND REGISTERED TO VOTE IN FORT COLLINS MUNICIPAL ELECTIONS.

Do not sign this petition unless you have read or had read to you the proposed Charter amendment or the summary of the charter amendment in its entirety and understand its meaning.

PETITION REPRESENTATIVES

	Name (not less than 5)	Address
1.	_____	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____

NOTE: Throughout its circulation, each petition section shall contain or have attached immediately following this page the full text of the proposed initiated Charter amendment.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A RESIDENT OF FORT COLLINS AND REGISTERED TO VOTE AT YOUR CURRENT ADDRESS

**Petition
Section #: _____
Page 1**

Before signing this petition, you are encouraged to read the full text of the initiated Charter amendment, which immediately precedes these signature pages.

1	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
2	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
3	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
4	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
5	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
6	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
7	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
8	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
9	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
10	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	

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Petition Section #: _____
Page 2

Before signing this petition, you are encouraged to read the full text of the initiated Charter amendment, which immediately precedes these signature pages.

11	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
12	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
13	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
14	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
15	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
16	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
17	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
18	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
19	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
20	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	

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Petition Section #: _____
Page 3

Before signing this petition, you are encouraged to read the full text of the initiated Charter amendment, which immediately precedes these signature pages.

21	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
22	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
23	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
24	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
25	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
26	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
27	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
28	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
29	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
30	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	

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Petition Section #: _____
Page 4

Before signing this petition, you are encouraged to read the full text of the initiated Charter amendment, which immediately precedes these signature pages.

31	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
32	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
33	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
34	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
35	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
36	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
37	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
38	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
39	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
40	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	

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Petition Section #: _____
Page 5

Before signing this petition, you are encouraged to read the full text of the initiated Charter amendment, which immediately precedes these signature pages.

41	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
42	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
43	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
44	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
45	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
46	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
47	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
48	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
49	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
50	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	

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Petition Section #: _____
Page 6

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51	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
52	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
53	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
54	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
55	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
56	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
57	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
58	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
59	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
60	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	

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Petition Section #: _____
Page 7

Before signing this petition, you are encouraged to read the full text of the initiated Charter amendment, which immediately precedes these signature pages.

61	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
62	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
63	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
64	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
65	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
66	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
67	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
68	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
69	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
70	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	

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Petition Section #: _____
Page 8

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71	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
72	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
73	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
74	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
75	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
76	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
77	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
78	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
79	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
80	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	

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Petition Section #: _____
Page 9

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81	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
82	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
83	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
84	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
85	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
86	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
87	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
88	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
89	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
90	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	

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Petition Section #: _____
Page 10

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91	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
92	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
93	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
94	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
95	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
96	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
97	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
98	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
99	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	
100	Signature	Residence Address (Street and Number)	Date Signed
	Printed Name	City	

STATE OF COLORADO)
)
COUNTY OF LARIMER)
)
CITY OF FORT COLLINS)

ss. **AFFIDAVIT OF PETITION CIRCULATOR**

The undersigned petition circulator, being first duly sworn and upon oath, states that he or she is eighteen (18) years of age or older, that he or she personally circulated the attached petition; that each signature thereon was affixed in the presence of the petition circulator; that each signature thereon is the signature of the person whose name it purports to be; that to the best of the knowledge and belief of the affiant each of the persons signing said petition was, at the time of signing, a registered elector in the City of Fort Collins; that each signer had an opportunity before signing to read the full text of the petition; and that the petition circulator has not paid or will not in the future pay, directly or indirectly, any money or other thing of value to any signer for the purpose of inducing or causing such signer to affix his or her signature to such petition.

AFFIANT:

Signature of Petition Circulator

Printed Name of Circulator

Street Address of Petition Circulator

City/State

Date

Subscribed and sworn to before me this _____ day of _____,
_____.

Notary Public

Address of Notary Public