

# AGENDA ITEM SUMMARY

## FORT COLLINS CITY COUNCIL

ITEM NUMBER: 26

DATE: June 6, 2006

STAFF: Wanda Krajcek

### SUBJECT

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First Reading of Ordinance No. 103, 2006, Calling a Special Municipal Election on September 12, 2006 and Authorizing the Conduct of Said Election as a Mail Ballot Election.

### RECOMMENDATION

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Staff recommends adoption of the Ordinance on First Reading.

### FINANCIAL IMPACT

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Staff estimates that the cost of this special election will be \$100,000.

### EXECUTIVE SUMMARY

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On May 19, 2006, the City Clerk's Office received an initiative petition to amend the City Charter relating to collective bargaining. The Clerk's Office has completed its review of the petition and has determined that the petition contains a sufficient number of signatures to place the initiated measure on a special election ballot. Pursuant to C.R.S. 31-2-210(4), if the petition is certified as sufficient by the City Clerk, the election must be held as near as possible to the approximate date stated in the petition (September 12, 2006). A Resolution submitting the measure to the voters will be brought to Council at an adjourned meeting on June 13.

ORDINANCE NO. 103, 2006  
OF THE COUNCIL OF THE CITY OF FORT COLLINS  
CALLING A SPECIAL MUNICIPAL ELECTION ON  
SEPTEMBER 12, 2006 AND AUTHORIZING THE  
CONDUCT OF SAID ELECTION AS A MAIL BALLOT ELECTION

WHEREAS, a group of local citizens circulated an initiative petition to amend the City Charter relating to collective bargaining; and

WHEREAS, the petition was submitted to the City Clerk on May 19, 2006; and

WHEREAS, the City Clerk has determined that the petition contains a sufficient number of signatures to require Council to place the issue on a special election ballot; and

WHEREAS, C.R.S. 31-2-210(4) requires that the election be held as near as possible to the approximate date stated in the Petition, which is September 12, 2006; and

WHEREAS, the City Council wishes to call a special municipal election on September 12, 2006.

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

Section 1. That a special municipal election in the City of Fort Collins is hereby called for Tuesday, September 12, 2006.

Section 2. That the provisions of the Uniform Election Code (C.R.S., Title 1, Article 7.5, also known as the "Mail Ballot Election Act") pertaining to mail ballot elections for the conduct of the September 12, 2006 special municipal election are hereby adopted by the Council for said election, except that, to the extent that any provisions of the Mail Ballot Election Act pertaining to the preservation of election records conflict with Title 31, Article 10 of the Colorado Revised Statutes (the "Municipal Election Code"), the provisions of the Municipal Election Code shall prevail.

Section 3. That the provisions of C.R.S. 1-11-203.5 relating to contests concerning ballot order or ballot title are hereby adopted by the Council for said election.

Section 4. That the City Clerk is hereby authorized to forthwith submit to the Colorado Secretary of State a proposed plan for conducting the mail ballot election pursuant to the provisions of the Mail Ballot Election Act and to follow the other procedures in the Act with regard to the conduct of the election.

Section 5. That the registered voters of the City of Fort Collins shall have an opportunity to cast ballots in person as provided by the Mail Ballot Election Act, at a polling place located at the City Clerk's Office, 300 LaPorte Avenue, Fort Collins, Colorado.

Section 6. That the use of an electronic system to record the votes at said election is hereby authorized.

Introduced, considered favorably on first reading, and ordered published this 6th day of June, A.D. 2006, and to be presented for final passage on the 18th day of July, A.D. 2006.

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Mayor

ATTEST:

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City Clerk

Passed and adopted on final reading on the 18th day of July, A.D. 2006.

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Mayor

ATTEST:

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City Clerk