

AGENDA ITEM SUMMARY
FORT COLLINS CITY COUNCIL

ITEM NUMBER: 11

DATE: August 15, 2006

STAFF: Wanda Krajicek

SUBJECT

Second Reading of Ordinance No. 110, 2006, Calling a Special Municipal Election to Be Held in Conjunction with the November 7, 2006 Larimer County General Election.

RECOMMENDATION

Staff recommends adoption of the Ordinance on Second Reading.

EXECUTIVE SUMMARY

This Ordinance, unanimously adopted on First Reading on July 18, 2006, calls a Special Municipal Election to be held in conjunction with the November 7, 2006 Larimer County General Election, and preserves the opportunity for Council to place initiated or referred issues on the November ballot.

AGENDA ITEM SUMMARY
FORT COLLINS CITY COUNCIL

ITEM NUMBER: 22

DATE: July 18, 2006

STAFF: Wanda Krajicek

SUBJECT

First Reading of Ordinance No. 110, 2006, Calling a Special Municipal Election to Be Held in Conjunction with the November 7, 2006 Larimer County General Election.

RECOMMENDATION

Staff recommends adoption of the Ordinance on First Reading.

EXECUTIVE SUMMARY

This Ordinance calls a Special Municipal Election to be held in conjunction with the November 7, 2006 Larimer County General Election, and preserves the opportunity for Council to place initiated or referred issues on the November ballot.

BACKGROUND

Article VIII, Section 2 of the City Charter requires that a special election be called by ordinance. In order to meet the statutory deadline to enter into an intergovernmental agreement with Larimer County for the conduct of the election, First Reading of this Ordinance must occur on this date with Second Reading at the next available Council meeting on August 15. (The August 1 meeting has been cancelled.)

At the May 23, 2006 Council Work Session there was consensus among Councilmembers that staff should prepare for the November 7 election, a ballot measure amending citizen-initiated Ordinance No. 142, 1999, which requires the City to pursue the relocation of the Colorado Highway 14 Truck Route to a location outside the City's Urban Growth Area boundaries. Staff will prepare a resolution for the August 15 meeting which places such a measure on the November special election ballot.

If the Council wishes to consider the placement of any other matters before the voters in November, it may do so by resolution no later than August 15, which is before the statutory deadline for certifying ballot content to the County Clerk.

ORDINANCE NO. 110, 2006
OF THE COUNCIL OF THE CITY OF FORT COLLINS
CALLING A SPECIAL MUNICIPAL ELECTION TO BE
HELD IN CONJUNCTION WITH THE NOVEMBER 7, 2006
LARIMER COUNTY GENERAL ELECTION

WHEREAS, the Council may wish to consider placing before the voters a ballot measure amending citizen-initiated Ordinance No. 142, 1999, which requires the City to pursue the relocation of the Colorado Highway 14 Truck Route to a location outside the City's Urban Growth Area boundaries, which measure would be placed before the voters in November at a special election to be held on November 7, 2006, in conjunction with the Larimer County General Election; and

WHEREAS, while the Council may, by resolution, submit any question or proposed ordinance or resolution, or submit any initiative or referendum measure, to a vote of the people at a regular or special election at any time prior to the statutory deadline to certify ballot content to the County Clerk, the decision to call a special election must be made by ordinance at an earlier date; and

WHEREAS, for the foregoing reasons, the Council wishes to call a special municipal election on November 7, 2006, to be held in conjunction with the Larimer County General Election, for the purpose of submitting to the electorate of the City any ballot issues approved by the Council prior to the deadline for certifying ballot content to the Larimer County Clerk and Recorder.

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, November 7, 2006, which shall be held in conjunction with the Larimer County General Election and conducted in such form as shall be determined by the Larimer County Clerk and Recorder.

Section 2. That the provisions of the Uniform Election Code of 1992 are hereby adopted with respect to the conduct of said election in lieu of the provisions of the Municipal Election Code of 1965.

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.

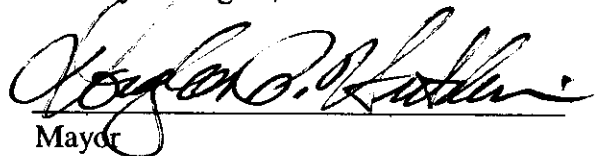
Section 4. That, notwithstanding any provision in the State Statutes to the contrary, the City Council may, by resolution, submit to the voters at said election any citizen-initiated or City-initiated measure that complies with the requirements of the City Charter, irrespective of the nature of such measure.

Section 5. That the City Clerk is hereby directed to certify the ballot content for the Special Municipal Election to the Larimer County Clerk no later than September 8, 2006.

Section 6. That the City Manager is hereby authorized to enter into an intergovernmental agreement with Larimer County for conduct of the election, pursuant to Section 1-7-116(2) of the Colorado Revised Statutes.

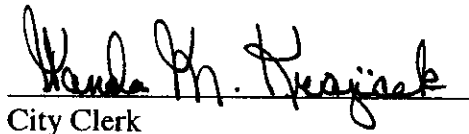
Section 7. In the event that the Council does not take action by resolution prior to September 8, 2006 to submit any ballot measures to the voters at the November 7, 2006 Larimer County General Election, the election provided for herein shall be cancelled and the provisions of this Ordinance shall be of no further force and effect.

Introduced, considered favorably on first reading, and ordered published this 18th day of July, A.D. 2006, and to be presented for final passage on the 15th day of August, A.D. 2006.



Mayor

ATTEST:



City Clerk

Passed and adopted on final reading on the 15th day of August, A.D. 2006.

Mayor

ATTEST:

City Clerk