

From: [Hohol Michael](#)
To: [City Leaders](#)
Subject: [EXTERNAL] Protest of Proposed Ballot Language - City Council meeting July 2, 2024
Date: Sunday, June 30, 2024 3:53:24 PM

I would like to protest the ballot language as follows:

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Item #13 Items Relating to a City Initiated Charter Amendment Relating to Recall
ARTICLE IX. RECALL

I oppose the removal of the maximum duration of time in the revised Article IX Section 1 The Recall, Section 3 Action by Council item (b). I suggest a reasonable 90 or 120 days should be the maximum.

The revised Article IX, Section 2 Petitions, item (h) Protests, item (1) has incorrectly decreased the original time from 10 days to 7 days.

The revised Article IX, Section 2 Petitions, item (h) Protests, item (7) has removed the entirety of the original text that stated “In case the petition is deemed insufficient, whether following the initial determination by the City Clerk, or following protest proceedings, it may be withdrawn and amended within fifteen (15) days from the filing of the City Clerk's certificate of insufficiency. The City Clerk shall, within five (5) days after such amendment, examine the amended petition and the registration books and certify the result. If the petition is still insufficient, or if no amendment is made, the City Clerk shall return it to one (1) of the designated petition representatives without prejudice to the filing of a new petition for the same purpose.”

With today’s technology for signing lawful documents including the Federal IRS and Colorado income tax, the requirement under the revised Article IX, Section 2 Petitions, item (c) Circulation of Petition, item 4, is not relevant and prohibits the efficient means that are available to gather required signatures. Changes should also be incorporated into section (d).

The voting information should include the above details so that the voter can readily understand the differences between the original and proposed revision.

I suggest the Ballot Language to include:

- Totally removes the maximum duration of time in the revised Article IX Section 1 The Recall, Section 3 Action by Council item (b).
- Article IX, Section 2 Petitions, item (h) Protests, item (1) has decreased the original time from 10 days to 7 days.
- Removes the entirety of the original text Section 2 Petitions, last paragraph starting with “In case the petition is deemed insufficient, whether following the initial determination by the City Clerk, or following protest proceedings

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Item #14 Items Relating to a City Initiated Charter Amendment Relating to Initiative and Referendum
ARTICLE X. INITIATIVE AND REFERENDUM

The revised Article X Initiative and Referendum, Section 3 Action by Council, does not include the original text that states "if the initiative petition proposing such measure requests a special election, the proposed measure shall be submitted to a vote of the registered electors at a special election to be called by the Council within one hundred twenty (120) days of the presentation of the certified petition to the Council, unless any other regular or special city election is to occur within said period, in which case the proposed measure shall be submitted at such other regular or special city election."

With today's technology for signing lawful documents including the Federal IRS and Colorado income tax and contracts, the requirement under the revised Article X, Section 2 Petitions, item (c) Circulation of Petition, is not relevant and prohibits the efficient means that are available to gather required signatures.

The revised Article X Initiative and Referendum, has totally eliminated the original text of Section 5 Petitions, (f), (2) **Insufficient petition; amendment**, This is a gross change that should not have been done, and the original text should be included.

I suggest the Ballot Language to include:

- Removes original text Section 1. Initiative, (e), starting with the sentence section "if the initiative petition proposing such measures
- Removed entirely the original text Section 5 Petitions, (f), (2) **Insufficient petition; amendment**.

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Sincerely,
Michael Hohol
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