

TOWN OF PALMER LAKE, COLORADO

ORDINANCE NO. 14-2022

**AN EMERGENCY ORDINANCE APPROVING A BALLOT QUESTION TO BE
SUBMITTED TO THE VOTERS OF THE TOWN OF PALMER LAKE,
COLORADO RELATED TO A MILL LEVY INCREASE FOR THE
NOVEMBER 8, 2022 COORDINATED ELECTION**

WHEREAS, Colorado Constitution, Article X, Section 20, (3)(a) states that ballot issues involving property tax increases shall be decided in a state general election, biennial local district election, or on the first Tuesday in November on odd-numbered years, and the next state general election is scheduled for November 8, 2022; and

WHEREAS, the Palmer Lake Board of Trustees (the “Board of Trustees”) finds that the Town of Palmer Lake’s property tax revenues are not sufficient to pay for the expenses of operations and maintenance of the general municipal operations; and

WHEREAS, the Board of Trustees finds that increasing property tax revenues will provide a secure and stable source of revenues for basic operations and maintenance; and

WHEREAS, the Board of Trustees has determined that a question should be placed on the ballot at its November 8, 2022, coordinated election, asking the voters to approve an increase in property tax by way of a mill levy increase.

**NOW THEREFORE BE IT ORDAINED BY THE TOWN BOARD OF
TRUSTEES OF THE TOWN OF PALMER LAKE, COLORADO AS FOLLOWS:**

1. The Town Board of Trustees hereby approves the form of and refers the following ballot question for submission to the registered electors to appear on the Town of Palmer Lake Coordinated Election, November 8, 2022:

MILL LEVY INCREASE

SHALL THE TOWN OF PALMER LAKE TAXES BE INCREASED BY NOT MORE THAN \$1,370,000 IN TAX COLLECTION YEAR 2023 AND BY WHATEVER ADDITIONAL AMOUNTS ARE GENERATED ANNUALLY THEREAFTER BY INCREASING THE GENERAL OPERATING MILL LEVY FOR GENERAL MUNICIPAL PURPOSES BY 15 MILLS FROM THE CURRENT 11.238 MILLS NOT TO EXCEED 26.238 MILLS IF BALLOT QUESTION RELATING TO OPERATION OF RETAIL MARIJUANA PASSES, OR BY 30 MILLS NOT TO EXCEED 41.238 MILLS IF SUCH BALLOT QUESTION DOES NOT PASS?

YES _____

NO _____

2. For purposes of C.R.S. § 31-11-111, or similar applicable provisions of Title 1 for a coordinated election, this Ordinance shall serve to set the title and context for the ballot questions set forth herein and the ballot title for each such question shall be the text of the questions themselves.

3. The Town Clerk is authorized to correct typographical errors and omissions and to cause to be entered into any blanks of the ballot question the appropriate ballot question number or letter upon designation of the ballot number or letter by the appropriate election official.

4. The Mayor, the Town Attorney, and the Town Clerk are hereby authorized and directed to take all necessary and appropriate action to effectuate the provisions of this Ordinance including the taking of all reasonable and necessary action to cause such approved form of ballot questions to be printed and placed on the ballot for the Palmer Lake Coordinated Election, November 8, 2022.

5. This Ordinance must be adopted as an emergency ordinance in order to be effective prior to the deadlines set by the IGA between the Town and El Paso County and Title 1 of the Colorado Revised Statutes.

6. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town Board of Trustees hereby declares that it would have passed this ordinance and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

7. Repeal. Existing ordinances or parts of ordinances covering the same matters as embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this ordinance.

8. Publication and Effective Date. This Ordinance is necessary for the immediate protection and preservation of the public health, safety, and welfare of the citizens of the Town of Palmer Lake for the reasons described above, and therefore, shall become effective immediately as an emergency ordinance upon adoption by the Board of Trustees.

INTRODUCED, PASSED AND ADOPTED AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE ON THIS 8TH DAY OF SEPTEMBER 2022.

ATTEST:

TOWN OF PALMER LAKE, COLORADO

Dawn A. Collins
Town Administrator/Clerk

BY: _____
William Bass
Mayor