

**ORDINANCE NO. 1999-6
TOWN OF RICO**

CERTIFYING BALLOTS ISSUES FOR THE NOVEMBER 2nd, 1999 ELECTION

WHEREAS, the Board of Trustees finds that increasing local control and authority over matters which affect the Town of Rico will promote the interests of citizens and residents of the Rico community; and,

WHEREAS, the Municipal Home Rule Act of 1971, C.R.S. 1973, 31-2-201 *et seq.*, as amended, authorizes the Board of Trustees to initiate, by ordinance, the adoption of a home rule charter; and,

WHEREAS, the Board of Trustees of the Town of Rico desires to initiate the adoption of a home rule charter for the Town of Rico; and,

WHEREAS, the Board of Trustees finds that additional funding for maintenance and capital improvements related to the Street Fund, Main Street area, and Park, Open Space and Trails will promote the quality of life, economic health, public safety, and general welfare of the Rico community;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF RICO, STATE OF COLORADO the following:

SECTION 1. INITIATION OF HOME RULE

In accordance with the provisions of Article XX of the Colorado Constitution and the Municipal Home Rule Act of 1971, the following question shall be submitted to a vote of the registered electors of the Town of Rico, at a regular election to be held on the 2nd day of November, 1999:

“HOME RULE CHARTER: Shall the Town of Rico form a home rule charter commission?”

SECTION 2. COMMISSION MEMBERS

At the election on the 2nd day of November, 1999, the registered electors shall elect a total of nine (9) members to the charter commission, all members to be elected at large, to take office if the formation of the charter commission is approved by the qualified electors.

SECTION 3: BALLOT ISSUES

The following additional ballot issues with ballot titles are hereby submitted to a vote of the registered electors of the Town of Rico at a regular election to be held on the 2nd day of November, 1999:

- A. **“STREET FUND: SHALL THE TOWN OF RICO, COLORADO, TAXES BE INCREASED \$10,000.00 ANNUALLY in the first full fiscal year, and thereafter by whatever annual amount future collections total, by imposition of an additional mill levy not to exceed one point eight (1.8) mills, WHICH REVENUES SHALL BE DEDICATED TO THE TOWN’S STREET FUND, and shall the Town be permitted to collect, retain, and expend the full proceeds of such tax, notwithstanding any state restriction on fiscal year spending, including without limitation the restrictions of Article X, Section 20 of the Colorado Constitution?”**

- B. "MAIN STREET IMPROVEMENTS: SHALL THE TOWN OF RICO, COLORADO, TAXES BE INCREASED \$8,800.00 ANNUALLY in the first full fiscal year, and thereafter by whatever annual amount future collections total, by imposition of an additional mill levy not to exceed one point four (1.4) mills for not more than ten (10) years, WHICH REVENUES SHALL BE DEDICATED TO THE TOWN'S MAIN STREET IMPROVEMENT FUND, and SHALL THE TOWN OF RICO, COLORADO, DEBT BE INCREASED \$140,000.00 WITH A REPAYMENT COST OF \$19,100.00 for the purpose of financing improvements to Glasgow Avenue (main street) by the issuance of general obligation and special improvement district debt instruments in a total principal amount not to exceed \$140,000.00 at a net effective interest rate not to exceed 6% per annum and with a maturity date not to exceed 10 years from the date of issuance; and shall the proceeds of the issuance of such debt instruments, and shall the Town be permitted to collect, retain, and expend the full proceeds of such tax and any earnings from the investments of such proceeds, notwithstanding any state restriction on fiscal year spending, including without limitation the restrictions of Article X, Section 20 of the Colorado Constitution, and shall such amounts constitute a voter approved revenue and spending change?"
- C. "PARKS, OPEN SPACE, AND TRAILS FUND: SHALL THE TOWN OF RICO, COLORADO, TAXES BE INCREASED \$17,500.00 ANNUALLY in the first full fiscal year, and thereafter by whatever annual amount future collections total, by imposition of an additional mill levy not to exceed three point one five (3.15) mills, WHICH REVENUES SHALL BE DEDICATED TO THE TOWN'S PARKS, OPEN SPACE AND TRAILS FUND, and shall the Town be permitted to collect, retain, and expend the full proceeds of such tax, notwithstanding any state restriction on fiscal year spending, including without limitation the restrictions of Article X, Section 20 of the Colorado Constitution?"
- D. "TOWN MARSHALL: Does the Town of Rico need a resident Town Marshall?"
- E. "PUBLICATION OF ORDINANCES: Shall the Town of Rico publish ordinances by title only?"


SECTION 4: PUBLICATION


After final adoption, the Town Clerk shall cause a copy of this ordinance to be published in the Dolores Star in accordance with Ordinance No. 323 of the Town of Rico, Colorado.

Introduced, Read, and Approved this 11th day of August, 1999.

Read and approved on Second and Final Reading this 31st day of August, 1999.

By: 
Joseph V. Croke, Mayor

Attest:  [Town Seal]
Linda Yellowman, Town Clerk

Approved as to form: 
Eric James Heil, Esq., Town Attorney