1	BY AUTHORITY					
2	ORDINANCE NO COUNCIL BILL NO. CB15-0402					
3	SERIES OF 2015 COMMITTEE OF REFERENCE:					
4	BUSINESS DEVELOPMENT					
5	<u>A BILL</u>					
6	For an ordinance referring to the ballot at the November 3, 2015 coordinated					
7 8	election a question concerning the approval of an Amendatory Intergovernmental Agreement between the City and County of Denver and					
9	Adams County governing the development and use of certain property at					
10 11	Denver International Airport.					
12						
13	WHEREAS, the City and County of Denver and Adams County previously entered into an					
14	Intergovernmental Agreement on Annexation and an Intergovernmental Agreement on a New					
15	Airport, both dated April 21, 1988, providing for the detachment of territory from Adams County and					
16	the annexation of that land into Denver County pursuant to Sec. 30-6-109.5, C.R.S., and					
17						
18	WHEREAS, Adams County voters approved the 1988 Agreements at a special election on					
19	May 17, 1988; and					
20						
21	WHEREAS, the 1988 Agreements provided for, among other things, certain land use					
22	regulations on and around the airport; and					
23						
24	WHEREAS, certain municipalities located in Adams County are identified as third-party					
25	beneficiaries to the 1988 Agreements; and					
26						
27	WHEREAS, the parties and the third-party beneficiaries are proposing to amend the land					
28	use regulations in the 1988 Agreements to provide greater opportunities for businesses to locate					
29	on airport property, in exchange for sharing a portion of the city tax revenue derived from such					
30	businesses, with the overall objective of promoting regional economic development on and around					
31	Denver International Airport; and					
32						
33	WHEAREAS, the parties have determined that approval of the Amendatory					
34	Intergovernmental Agreement should require the consent of the voters in both Adams County and					
35	Denver County.					
36						

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. Pursuant to § 8.2.3 of the Charter, the City Council hereby calls a special municipal election to be conducted on November 3, 2015 and coordinated with the regular biennial school district election occurring on said date. In accordance with § 3.3.6 of the Charter and Article X, Section 20(3)(c) of the Colorado Constitution, the following question shall be submitted to a vote of the registered electors of the City and County of Denver at said election. Each elector voting at said election and desirous of voting for or against the tax increase shall case a vote as provided by law either "Yes" or "No" on the proposition:

Referred Question

"Shall the City and County of Denver be authorized to amend the intergovernmental agreements between Denver and Adams County that originally provided for the annexation and development of Denver International Airport (DIA); with the purpose of the amendments being to provide additional opportunities for commercial development at DIA, to share with Adams County one-half of the available tax revenue derived by Denver from such development, and generally to promote economic development and job creation in and around DIA in both Denver and Adams County; and with Denver's commitment to share tax revenue with Adams County being treated as a multiple fiscal year financial obligation within the meaning of Article X, Section 20(4)(b) of the Colorado Constitution?

The proper officials of the City and County of Denver as are charged with duties relating to the election shall, before the election, issue such calls, make such certifications, and publications, give such notices (including, without limitation, the notice required by Art. X, § 20(3)(b) of the Colorado Constitution), make such appointments, and do all such other acts and things in connection with the submission of this question to the registered electors of the City and County of Denver at the election as are required by the constitution and laws of the State of Colorado and the Charter and ordinances of the City and County of Denver. The ballots cast at such election shall be canvassed and the results ascertained, determined, and certified in accordance with the requirements of the Constitution and laws of the State of Colorado and the Charter and ordinances of the City and County of Denver.

1	Section 2. If and only if the question set fo	rth in Section 1 is appro	oved by De	enver v	oters,		
2	and Adams County voters likewise grant their approval, the Mayor shall be authorized to execute						
3	the proposed Amendatory Intergovernmental Agreement between the City and County of Denve						
4	and County of Adams, in the words and figures contained and set forth in that document a						
5	available for public inspection in the office and on the web page of City Council, and filed in t						
6	office of the Clerk and Recorder, Ex-Officio Clerk of the City and County of Denver, under C						
7	Clerk's Filing No. 2015-0264.						
8	COMMITTEE APPROVAL DATE: June 9, 2015						
9	MAYOR-COUNCIL DATE: June 16, 2015						
10	PASSED BY THE COUNCIL:			,	2015		
11		PRESIDENT					
12	APPROVED:	MAYOR		,	2015		
13 14 15	ATTEST:	- CLERK AND RECOR EX-OFFICIO CLERK CITY AND COUNTY	OF THE	/ER			
16	NOTICE PUBLISHED IN THE DAILY JOURNAL: _	, 2015; _		,	2015		
17	PREPARED BY: David Broadwell, Assistant City At	torney	DATE: Ju	une 18,	2015		
18 19 20 21 22	Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §3.2.6 of the Charter. The bill must pass no later than August 31, 2015 to meet the deadline for the November ballot.						
23	D. Scott Martinez, City Attorney for the City and Cou	inty of Denver					
24	BY:, Assistant City Attorney		DATE:	June	18,		
25	2015						