

1 **BY AUTHORITY**

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2021

COUNCIL BILL NO. CB21-0907  
COMMITTEE OF REFERENCE:  
Finance and Governance

5 **A BILL**

6 **For an ordinance submitting to a vote of the registered electors of the City and**  
7 **County of Denver at a special municipal election to be held in conjunction with**  
8 **the coordinated election on November 2, 2021, a proposed amendment to the**  
9 **Charter of the City and County of Denver moving the general election for the**  
10 **City and County of Denver from the first Tuesday in May of odd-numbered years**  
11 **to the first Tuesday in April of odd-numbered years.**

12 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

13 **Section 1.** There is hereby submitted to the registered electors of the City and County of  
14 Denver for their approval or rejection at a special municipal election to be conducted at the same  
15 time and in conjunction with the coordinated election to be held in the City and County of Denver on  
16 November 2, 2021, a proposed amendment to the Charter of the City and County of Denver, as  
17 follows:

18 **Effective upon publication and filing with the Secretary of State in accordance**  
19 **with the Constitution and laws of the State of Colorado, the following sections**  
20 **of the Charter of the City and County of Denver are amended to read as follows:**

21 **Section 2.** § 8.2.2 of the Charter of the City and County of Denver is amended by deleting  
22 the language stricken and adding the language underlined to read as follows:

24  
25 **§ 8.2.2 - General election.**

26 (A) A-For general elections conducted before January 1, 2023, the general City and County  
27 election shall be held on the first Tuesday in May of every odd-numbered year. On the  
28 first Tuesday of May, 1995 and on the same day every four (4) years thereafter, the  
29 general election shall be held for the purpose of electing a Mayor, an Auditor, thirteen  
30 Councilmembers, and the Clerk and Recorder; and for the submission of any initiative,  
31 referendum, Charter amendment, or other referred measure to the voters. On the first  
32 Tuesday of May, 2005 and on the same day every four (4) years thereafter, the general  
33 election shall be held for the purpose of conducting vacancy elections in accordance

1 with the requirements of this Charter and for the submission of any initiative, referendum,  
2 Charter amendment, or other referred measure to the voters.

3 (B) Beginning with the 2023 general City and County election, the general election shall be  
4 held on the first Tuesday of April of every odd-numbered year. On the first Tuesday of  
5 April, 2023, and on the same day every four (4) years thereafter, the general election  
6 shall be held for the purpose of electing a Mayor, an Auditor, thirteen Councilmembers,  
7 and the Clerk and Recorder; and for the submission of any initiative, referendum, Charter  
8 amendment, or other referred measure to the voters. On the first Tuesday of April, 2025  
9 and on the same day every four (4) years thereafter, the general election shall be held  
10 for the purpose of conducting vacancy elections in accordance with the requirements of  
11 this Charter and for the submission of any initiative, referendum, Charter amendment,  
12 or other referred measure to the voters.

13  
14 **Section 3.** The paper ballot for said election shall carry the following designation, which shall  
15 be the title and submission clause:

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17 **REFERRED QUESTION \_\_\_\_\_**

18 Shall the Charter of the City and County of Denver be amended to move the general election  
19 for the City and County of Denver from the first Tuesday in May of odd-numbered years to the first  
20 Tuesday in April of odd-numbered years to bring the City and County of Denver into compliance with  
21 federal and state laws for mailing June runoff election ballots to military and overseas citizens ballots  
22 forty-five days before Election Day?

23  
24 **Section 4.** The proper officials of the City and County of Denver as are charged with duties  
25 relating to the election shall, before the election, issue such calls, make such certifications and  
26 publications, give such notices, make such appointments, and do all such other acts and things in  
27 connection with the submission of this Charter amendment to the registered electors of the City and  
28 County of Denver at the election as are required by the Constitution and laws of the State of Colorado  
29 and the Charter and ordinances of the City and County of Denver.

30  
31 **Section 5.** The ballots cast at such election shall be canvassed and the results ascertained,  
32 determined, and certified in accordance with the requirements of the Constitution and laws of the  
33 State of Colorado and the Charter and ordinances of the City and County of Denver.  
34

1 **Section 6.** If any section, paragraph, clause, or other portion of this ordinance is held to be  
2 invalid or unenforceable for any reason, the validity of the remaining portions of this ordinance shall  
3 not be affected.

4 COMMITTEE APPROVAL DATE: August 10, 2021

5 MAYOR-COUNCIL DATE: August 17, 2021

6 PASSED BY THE COUNCIL: \_\_\_\_\_  
7 \_\_\_\_\_ - PRESIDENT

8 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_

9 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
10 EX-OFFICIO CLERK OF THE  
11 CITY AND COUNTY OF DENVER

12 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_; \_\_\_\_\_

13 PREPARED BY: Troy A. Bratton, Assistant City Attorney DATE: August 18, 2021

14 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the  
15 City Attorney. We find no irregularity as to form and have no legal objection to the proposed  
16 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §  
17 3.2.6 of the Charter.

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19 Kristin M. Bronson, Denver City Attorney

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22 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_