

1 BY AUTHORITY

2 ORDINANCE NO. _____
3 SERIES OF 2015

COUNCIL BILL NO. CB15-0402
COMMITTEE OF REFERENCE:
4 BUSINESS DEVELOPMENT

5 A BILL

6 **For an ordinance referring to the ballot at the November 3, 2015 coordinated**
7 **election a question concerning the approval of an Amendatory**
8 **Intergovernmental Agreement between the City and County of Denver and**
9 **Adams County governing the development and use of certain property at Denver**
10 **International Airport.**

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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

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18 WHEREAS, Adams County voters approved the 1988 Agreements at a special election on
19 May 17, 1988; and

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21 WHEREAS, the 1988 Agreements provided for, among other things, certain land use
22 regulations on and around the airport; and

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24 WHEREAS, certain municipalities located in Adams County are identified as third-party
25 beneficiaries to the 1988 Agreements; and

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27 WHEREAS, the parties and the third-party beneficiaries are proposing to amend the land use
28 regulations in the 1988 Agreements to provide greater opportunities for businesses to locate on
29 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

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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.

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

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

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13 **Referred Question _____**
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15 "Shall the City and County of Denver be authorized to amend the intergovernmental
16 agreements between Denver and Adams County that originally provided for the
17 annexation and development of Denver International Airport (DIA); with the purpose
18 of the amendments being to provide additional opportunities for commercial
19 development at DIA, to share with Adams County one-half of the available tax
20 revenue derived by Denver from such development, and generally to promote
21 economic development and job creation in and around DIA in both Denver and
22 Adams County; and with Denver's commitment to share tax revenue with Adams
23 County being treated as a multiple fiscal year financial obligation within the meaning
24 of Article X, Section 20(4)(b) of the Colorado Constitution?
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28 The proper officials of the City and County of Denver as are charged with duties relating to the
29 election shall, before the election, issue such calls, make such certifications, and publications, give
30 such notices (including, without limitation, the notice required by Art. X, § 20(3)(b) of the Colorado
31 Constitution), make such appointments, and do all such other acts and things in connection with the
32 submission of this question to the registered electors of the City and County of Denver at the election
33 as are required by the constitution and laws of the State of Colorado and the Charter and ordinances
34 of the City and County of Denver. The ballots cast at such election shall be canvassed and the
35 results ascertained, determined, and certified in accordance with the requirements of the
36 Constitution and laws of the State of Colorado and the Charter and ordinances of the City and County
37 of Denver.
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