1		<u> </u>	SY AUTHORITY
2	ORDINAN	CE NO	COUNCIL BILL NO. CB18-0661
3	SERIES O	F 2018	COMMITTEE OF REFERENCE:
4			Finance & Governance
5			A BILL
6 7 8 9 10	For an ordinance submitting to a vote of the qualified and registered electors of the City and County of Denver at a special municipal election to be held in conjunction with the general election of November 6, 2018, a proposed amendment to the Charter of the City and County of Denver concerning the right to initiative and referendum.		
11	BE IT ENA	CTED BY THE COUNCIL OF T	HE CITY AND COUNTY OF DENVER:
12	Sec	tion 1. There is hereby subm	nitted to the properly qualified and registered electors of
13	the City and County of Denver for their approval or rejection at a special municipal election to be		
14	conducted at the same time and in conjunction with the general election to be held in the City and		
15	County of Denver on November 6, 2018, a proposed amendment to the Charter of the City and		
16	County of Denver, as follows:		
17 18 19 20 21	Effective upon publication and filing with the Secretary of State pursuant to the Constitution and laws of the State of Colorado, the following sections of Part 3 of Article VIII of the 2002 Charter of the City and County of Denver shall be and are hereby amended by deleting the language stricken and adding the language underlined, to read as follows:		
22	§ 8.3.1 - R	ights of initiative, referendum	and recall reserved to the people.
23	(B)	An ordinance may be initiated	by petition of registered electors numbering at a minimum
24		five (5) per cent of the total ve	ote for the office of Mayor in the last election at which a
25		Mayor was elected. two (2) pe	ercent of the total number of active registered electors as
26		of January 1 each odd-numbe	red year.
27	(C)	An enacted ordinance may be	referred by petition of registered electors numbering at a
28		minimum five (5) per cent of the	ne total vote for the office of Mayor in the last election at
29		which a Mayor was elected.	two (2) percent of the total number of active registered
30		electors as of January 1 each	odd-numbered year.

§ 8.3.7 - Review and comment procedures for initiated ordinances and Charter amendments.

A draft of the text of any proposed initiated Charter amendment or ordinance shall be submitted by the proponents to the City Council staff and the City Attorney for review and comment. No later than ten (10) business days after submission of the draft text, unless withdrawn by the proponents, the City Council staff and the City Attorney shall jointly render their comments to the proponents of the proposed measure at a meeting open to the public, which shall be held after full and timely notice to the public. Such meeting shall be held prior to submission of the measure by the proponents to the Clerk and Recorder as required by this Charter or by State Law. Neither the City Council staff nor the City Attorney shall have any power to require any amendment, modification, or other alteration of the text of any such proposed measure, or to impose any procedural requirements on the proponents whatsoever.

Section 2. All ballots and ballot marking devices for said election shall carry the following designation, which shall be the title and submission clause:

REFERRED QUESTION _____

Shall the Charter of the City and County of Denver be amended to change the number of valid signatures required to place an initiative or referendum on the ballot from a percentage of votes cast for Mayor in the last election to a percentage of active registered voters in Denver and lengthen the amount of time during which City Council and the City Attorney must conduct review and comment for proposed initiatives?

Section 3. Each elector voting at the election and wishing to vote for or against the amendment shall indicate the elector's choice by selecting the word "YES" or "NO", on the ballot or ballot marking device.

Section 4. The proper officials of the City and County of Denver charged with duties relating to the election shall, before the election, issue such calls, make such certifications and publications, give such notices, make such appointments, and do all such other acts and things in connection with the submission of this Charter amendment to the qualified and 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.

1	Section 5. The ballots cast at such election shall be canvassed and the results ascertained			
2	determined, and certified in accordance with the requirements of the Constitution and laws of the			
3	State of Colorado and the Charter and ordinances of the City and County of Denver.			
4	Section 6. If any section, paragraph, clause, or other portion of this ordinance is held to be			
5	invalid or unenforceable for any reason, the validity of the remaining portions of this ordinance sha			
6	not be affected.			
7	COMMITTEE APPROVAL DATE: July 17, 2018			
8	MAYOR-COUNCIL DATE: N/A			
9	PASSED BY THE COUNCIL:			
10	PRESIDENT			
11	APPROVED: MAYOR			
12 13	ATTEST: CLERK AND RECORDER, EX-OFFICIO CLERK OF THE			
14	CITY AND COUNTY OF DENVER			
15	NOTICE PUBLISHED IN THE DAILY JOURNAL:;;			
16	PREPARED BY: Victoria J. Ortega, Assistant City Attorney DATE: July 19, 2018			
17 18 19 20 21	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.			
22	Kristin M. Bronson, Denver City Attorney			
23 24	BY:, Assistant City Attorney DATE:			