

**TOWN OF WILLIAMSBURG**  
**Ordinance ?? 2021**

**AN ORDINANCE FOR THE TOWN OF WILLIAMSBURG AND PROVIDING OTHER  
DETAILS RELATING THERETO.**

WHEREAS, the Town of Williamsburg (the "Town"), is a municipality duly organized and existing under the Constitution and laws of the State of Colorado; and

WHEREAS, the members of the Board of Trustees of the Town of Williamsburg (the "Board") have been duly elected and qualified; and

WHEREAS, Article X, Section 20 of the Colorado Constitution ("TABOR") requires voter approval for any new tax, the creation of any debt, and for spending certain monies above limits established by TABOR; and

WHEREAS, TABOR requires the Town to submit ballot issues (as defined in TABOR) to the Town's electors on limited election days before action can be taken on such ballot issues; and

WHEREAS, November 2, 2021, is one of the election dates at which ballot issues may be submitted to the eligible electors of the Town pursuant to TABOR; and

WHEREAS, the County Clerk and Recorder of Fremont County (the "County Clerk") will conduct mail ballot election on November 2, 2021, as a coordinated election (the "Election"); and

WHEREAS, pursuant to the Corporate Authority vested in the Board, § 31-4-101, et seq., C.R.S., the Board has determined that it is necessary to submit to the electors of the Town, at the election to be held November 2, 2021, the question of adding the ad valorem property taxes of 4.5 mills, an increase of in order to maintain and improve the Town's road system; and

WHEREAS, it is necessary to set forth certain procedures concerning the conduct of the election.

**BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF  
WILLIAMSBURG:**

Section 1. All action heretofore taken (not inconsistent with the provisions of this ordinance) by the Town and the officers thereof, directed towards the election and the objects and purposes--herein-stated is hereby ratified, approved and confirmed.

Section 2, Unless otherwise defined herein, all terms used herein shall have the meanings defined in the Uniform Election Code of 1992, Title 1, Articles 1 through 13, C.R.S., as amended.

Section 3. Pursuant to Section 1-1-102, C.R.S., the Board elects to utilize the provisions of the Uniform Election Code of 1992 in connection with the election. The Board hereby determines to call a election to be conducted on November 2, 2021, pursuant to the Uniform Election Code of 1992. The Board hereby determines that at the election to be held on November 2, 2021, there shall be submitted to the eligible electors of the Town the question set forth in Section 4. Because the election will be held as part of the coordinated election, the Board hereby determines that the County Clerk shall conduct the election on behalf of the Town. The officers of the Town are hereby authorized to enter into one or more intergovernmental agreements with the County Clerk pursuant to Section 1-7-116, C.R.S. Any such intergovernmental agreement heretofore entered into in connection with the election is hereby ratified, approved and confirmed.

Section 4: The Board hereby authorizes and directs the designated election official to certify to the County Clerk the question in substantially the form hereinafter set forth. Such question shall be submitted to the eligible electors of the Town at the election in substantially the following form:

SHALL THE TOWN OF WILLIAMSBURG, COLORADO, TAXES BE INCREASED ANNUALLY BY \$ IN TAX COLLECTION YEAR 2023, AND BY WHATEVER AMOUNTS ARE RAISED EACH YEAR THEREAFTER BY 4.5 MILL LEVY, (CONTINUING THE 3.490 MILLS FOR GENERAL OPERATING PURPOSES AND PROVIDING FOR AN INCREASE OF 4.5 MILLS TO BE USED SOLELY FOR ROAD AND BRIDGE) IN ORDER TO IMPROVE AND MAINTAIN ROADS AND TO IMPROVE FLOOD DRAINAGE IN THE TOWN, EFFECTIVE FOR TAXES ASSESSED IN 2022 AND COLLECTED IN 2023 AND EACH SUCCEEDING YEAR AND SHALL THE TOWN BE AUTHORIZED TO COLLECT, RETAIN AND SPEND ALL REVENUE FROM SUCH TAX LEVY AS A VOTER-APPROVED REVENUE CHANGE AND AS AN EXCEPTION TO THE LIMITS WHICH WOULD OTHERWISE APPLY, INCLUDING ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION ("TABOR") AND SECTION 29-1-301, C.R.S.?

Yes \_\_\_\_\_

No \_\_\_\_\_

Section 5. The Town Clerk is hereby appointed as the designated election official of the Town for purposes of performing acts required or permitted by law in connection with the election.

Section 6. If a majority of the votes cast on the questions submitted at the election shall be in favor of the increase in the Town's mill levy to effect said change, as provided in such question, the Town shall be authorized to proceed with the necessary action in accordance with such question.

Section 7. Pursuant to Section 1-11-203.5, C.R.S., any election contest arising out of a ballot issue or ballot question concerning the order of the ballot or the form or content of the ballot title shall be commenced by petition filed with the proper court within five days after the title of the ballot issue or ballot question is set.

Section 8. If any section, paragraph, clause or provision of this ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall in no manner affect any remaining provisions of this ordinance.

Section 9. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

Section 10. The effective date of this ordinance shall be immediately upon adoption.

INTRODUCED, PASSED AND ADOPTED at a regular meeting of the Board of Trustees of the Town of WILLIAMSBURG, Colorado, on \_\_\_\_\_, 2021

\_\_\_\_\_  
Forrest Borre, Mayor

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Attest: Lucinda Ricotta, Town Clerk