

ORDINANCE NO. 701

AN ORDINANCE SUBMITTING TO THE REGISTERED QUALIFIED ELECTORS OF THE CITY OF GOLDEN, COLORADO, AT THE GENERAL MUNICIPAL ELECTION TO BE HELD TUESDAY, NOVEMBER 6, 1973, IN ADDITION TO ANOTHER QUESTION OR OTHER QUESTIONS WHICH MAY BE SUBMITTED AT SAID ELECTION, A QUESTION RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY IN A PRINCIPAL AMOUNT NOT EXCEEDING \$2,500,000.00 FOR THE PURPOSE OF ACQUIRING, DEVELOPING, AND IMPROVING LAND FOR PARK, RECREATION, GREENBELT AND OPEN SPACE PURPOSES; AND PROVIDING FOR CERTAIN DETAILS IN RELATION THERETO.

WHEREAS, the City Council of the City of Golden, Colorado, deems it necessary and advisable to acquire, develop and improve land for Park, Recreation, greenbelt and open space purposes; and

WHEREAS, the City Council has determined that it will be necessary to issue general obligation bonds of the City in order to provide sufficient funds with which to pay the costs and expenses of such land acquisition, development, and improvement; and

WHEREAS, in accordance with the applicable provisions of the Constitution and laws of the United States of America and of the State of Colorado, and the home rule Charter and ordinances of said City, it is first necessary to submit the question of issuing such general obligation bonds to the qualified, registered electors of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1. That at the general municipal election to be held in the City of Golden on Tuesday, the 6th day of November, 1973, between the hours of 7:00 A.M. and 7:00 P.M. of said day, there shall be submitted to a vote of the qualified, registered electors of said City, in addition to another question or other questions which may be submitted, the question of issuing general obligation bonds of the City for the purpose of acquiring, developing and improving land for park, recreation, greenbelt and open space purposes, the details of which question are more particularly stated in the forms of Ballot Label, Absentee Ballot and Notice of Election hereinafter set forth.

Section 2. The election on said question of issuing bonds shall be held at the same polling places in the several election wards within the City of Golden as are established and used for the said General Municipal Election in said City, said polling places and wards being as follows:

WARD ONE
Golden High School, 701 24th Street

WARD TWO
Bell Junior High School, 1001 Ulysses Street

WARD THREE
Loveland Fire Station, 9th and East Streets

WARD FOUR
Golden Recreation Center, 1015 10th Street

Section 3. The appropriate City officers and officials are hereby authorized and directed to obtain the names of a sufficient number of properly qualified persons to act as judges, and clerks of election, and alternates, at said General Municipal Election, and to submit such list of names to the Council for confirmation, approval and appointment at the earliest possible date prior to said Election, and in all events not less than fifteen (15) days before the Election.

Section 4. Any person who is at least eighteen (18) years of age, a citizen of the United States, and who has resided in the State of Colorado and in the municipal election ward for thirty-two days immediately preceding the election, and who has complied with the registration laws shall be allowed to vote on the question of issuing bonds. The registration list for the municipal election ward shall contain the names and addresses of all electors residing within the municipal

election ward whose names appeared on the County registration records at the close of business on the thirty-second (32d) day preceding said special municipal election (i.e. Friday, October 5, 1973).

Section 5. Votes at said Election, except those cast by absentee voters, shall be registered on voting machines, at least one of which shall be located at each of the polling places.

On each voting machine at each polling place the ballot label shall, in addition to another question or other questions which may be submitted, contain the following question:

Question No. 2

"Shall the City of Golden, Colorado, be authorized to issue its General Obligation Bonds in a principal amount not exceeding \$2,500,000.00, for the purpose of acquiring developing and improving land for park, recreation, greenbelt and open space purposes, together with all necessary incidentals and appurtenances, such bonds to bear interest at a maximum net effective interest rate not exceeding 7.50% per annum, and to mature serially within twenty (20) years from their date?"

On each such voting machine there shall be counters which will permit the elector to indicate his vote "FOR THE BONDS" or "AGAINST THE BONDS" on such Question submitted. There shall be provided at each polling place two sample ballots which shall be arranged in the form of a diagram showing the front of the voting machine as it will appear after the official ballot labels are inserted therein for this election. The Judges of Election shall comply strictly with the provisions of the Colorado Municipal Election Code of 1965, as amended, as the same relate to voting machines.

All absentee votes cast at said election shall be registered upon paper ballots, which shall be in substantially the following form:

No. _____ (Perforate)

No. _____ (Perforate)

OFFICIAL BALLOT

CITY OF GOLDEN, COLORADO

GENERAL MUNICIPAL ELECTION

NOVEMBER 6, 1973

(The elector shall vote upon the question by placing a cross (x) opposite the words expressing his choice.)

BALLOT

QUESTION NO. 2

"Shall the City of Golden, Colorado, be authorized to issue its General Obligation Bonds in a principal amount not exceeding \$2,500,000.00, for the purpose of acquiring developing and improving land for park, recreation, greenbelt, and open space purposes, together with all necessary incidentals and appurtenances, such bonds to bear interest at a maximum net effective interest rate not exceeding 7.50% per annum, and to

mature serially within twenty (20) years from their date?"

FOR THE BONDS	:	:
AGAINST THE BONDS	:	:

(To be endorsed on back of ballot)

"OFFICIAL ABSENTEE BALLOT FOR GENERAL MUNICIPAL ELECTION HELD IN THE CITY OF GOLDEN, COLORADO, NOVEMBER 6, 1973.

(Facsimile Signature)
City Clerk"

Section 6. The election on the question of issuing bonds shall be held and conducted, the votes cast on the question aforesaid shall be returned and canvassed, and the result thereof declared in the same manner and as nearly as may be as provided by law for the return, canvass and the declaration of the result of votes cast at the general election of municipal officers in the City of Golden.

Section 7. Notice of the said election shall be published in the Golden Daily Transcript, a daily newspaper having general circulation in the City, at least 10 days before the election day, being in the edition dated October 26, 1973, and a copy of such Notice shall be posted at the polling place in each election ward at least ten (10) days before said election. The City Clerk is hereby charged with the duty of giving such notice. Said notice shall be in substantially the following form, but may include other matter required for or relating to said election:

P U B L I C N O T I C E

O F

GENERAL MUNICIPAL ELECTION

IN

THE CITY OF GOLDEN, COLORADO

TUESDAY, NOVEMBER 6, 1973

* * *

PUBLIC NOTICE IS HEREBY FURTHER GIVEN, That at the general municipal election to be held in the City of Golden, Colorado, on Tuesday, the 6th day of November, 1973, between the hours of 7:00 o'clock A.M. and 7:00 o'clock P.M., of said day, there will be submitted to the qualified, registered electors of the City the following questions:

"NOTICE IS HEREBY FURTHER GIVEN THAT THE CITY COUNCIL, in and by the Ordinance calling said Election, has determined and declared as follows:

1. In the event this Election results in the approval of bonds pursuant to Question 2 ONLY (but not the sales tax pursuant to Question No. 1), then and in that event the Council will not issue bonds pursuant to the approval given under Question No. 2; and
2. In the event this Election results in the approval of the sales tax pursuant to Question No. 1 ONLY, (but not the bonds pursuant to Question No. 2), the Council will impose the sales tax pursuant to said approval."

* * *

Question No. 2:

"Shall the City of Golden, Colorado, be authorized to issue its General Obligation Bonds in a principal amount not exceeding \$2,500,000.00, for the purpose of acquiring developing and improving land for park, recreation, greenbelt and open space purposes, together with all necessary incidentals and appurtenances, such bonds to bear interest at a maximum net effective interest rate not exceeding 7.50% per annum, and to mature serially within twenty (20) years from their date?"

* * * (Insert other material relating to General Municipal Election, as required)

The election on said question will be held at the same polling places in the several Election Districts, Wards and Precincts in the City as are used for the preceding General Municipal Election in said City, which Districts, wards precincts and polling places are as follows:

WARD ONE
Golden High School, 701 24th Street

WARD TWO
Bell Junior High School, 1001 Ulysses Street

WARD THREE
Loveland Fire Station, 9th and East Streets

WARD FOUR
Golden Recreation Center, 1015 10th Street

Any person who is at least eighteen (18) years of age, a citizen of the United States, and who has resided in the State of Colorado and in the municipal election ward for thirty-two days immediately preceding this election, and who has complied with the registration laws, shall be entitled to vote on the question referred to above. The registration list for the municipal election ward shall contain the names and addresses of all electors residing within the municipal election ward whose names appeared on the County registration records at the close of business on the thirty-second day preceding said special municipal election (i.e. Friday, October 5, 1973). An otherwise qualified and registered elector who moves from the municipal election ward where registered to another ward within the City within thirty-two days prior to the election shall be permitted to vote at the polling place where he or she is registered.

Those electors who are otherwise fully qualified to vote on said question at such election, but who are or will be unable to appear at the polling place on the day of election, may apply in writing at the office of the City Clerk, at the City Hall for an absentee ballot, at any time during business hours, on or before Friday, November 2, 1973.

The votes cast on said question(s) shall be recorded on voting machines, except that paper ballots shall be provided for absentee voters, and the election shall be held, conducted and the returns thereof shall be returned, canvassed and declared, as nearly as may be in the manner prescribed by law for the general election of municipal officers.

IN WITNESS WHEREOF, the City Council has caused this Notice to be given as of the 23d day of August, 1973.

(S E A L)

/s/ _____
Sharon Bennetts, City Clerk

Publish in: The Golden Daily Transcript

Publish on: October 26, 1973

Section 8. When any registered elector on the day of the general election, shall be absent from the City, or by reason of his work or the nature of his employ-

ment is likely to be absent and fears that he will be absent from the City on said day, or because of serious illness or physical disability or for reasons based upon the doctrines of established religions shall be unable to attend the polls, or for any other reason authorized by law said elector is authorized to vote by absentee ballot, he or she may vote by absentee ballot, in accordance with the provisions of the Colorado Municipal Election Code of 1965, as amended.

Application for an absentee ballot shall be filed with the City Clerk not later than the close of business on the Friday immediately preceding the election. The application may be in the form of a letter, stating the applicant's residence address and the reasons for which such an absentee ballot is required.

Section 9. "IT IS HEREBY DETERMINED AND DECLARED by the City Council of the City of Golden, as follows:

1. That in the event this Election results in the approval of bonds pursuant to Question No. 2 ONLY (but not the sales tax pursuant to Question No. 1), then and in that event the Council will not issue bonds pursuant to the approval given under Question No. 2; and
2. That in the event this Election results in the approval of the sales tax pursuant to Question No. 1 ONLY, (but not the bonds pursuant to Question No. 2), the Council will impose the sales tax pursuant to said approval."

Section 10. That if any one or more sections or parts of this Ordinance shall be adjudged unenforceable or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions hereof, it being the intention that the various provisions hereof are severable.

Introduced, read and ordered published this 23rd day of August, 1973.

Adopted, approved and ordered published this 27th day of September, 1973.

David C. Crawford, Mayor

Attest:

Sharon L. Bennetts, City Clerk

Approved as to form:

Daniel T. Moyle, Jr., City Attorney

I, Sharon L. Bennetts, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing ordinance was introduced and read at a regular meeting of the City Council of said City, held on the 23rd day of August, 1973, and by order of said City Council was published as a proposed ordinance as the law directs more than seven days prior to its passage in the Outlook, legal newspaper; and that on the 27th day of September, 1973, the said proposed ordinance was read and passed by the City Council aforesaid, the said meeting being a regular meeting of said City Council and ordered published in aforesaid newspaper as the law directs.

Witness my hand and official seal of the City of Golden, Colorado, this 28th day of September, A.D. 1973.

(S E A L)

Attest: _____
Sharon L. Bennetts, City Clerk of
the City of Golden, Colorado