

1 *response; firefighters to ensure safe and sufficient response to emergencies;*
2 *personnel to support emergency public safety responders; and police and fire*
3 *equipment and facilities to ensure safety. The scope of the permissible use of such*
4 *revenues shall be coterminous with the scope described in subsection (M), above.*
5 *Accordingly, all such revenues shall also be allocated to the public safety sales tax*
6 *fund and shall be subject to the same restrictions as other moneys deposited therein.*
7 *(Approved by voters November 7, 2017.)*

8 Section 4

9 The Council amends section 4.04.280 of the Longmont Municipal Code, by adding
10 italicized material and deleting stricken material, to read as follows:

11 4.04.280. - Storage, consumption and use tax levied—Allocation of increased tax
12 for open space acquisition and maintenance and street system maintenance and
13 improvements from special public improvement funds—Sunset clause.

14 A. Except as provided separately in subsections F through K of this section for
15 construction equipment, there shall be levied and there shall be collected from every
16 person a tax or excise for the privilege of storing, using, distributing or otherwise
17 consuming any article of tangible personal property purchased at retail from sources
18 outside the corporate limits of the city, subsequent to the effective date of the
19 ordinance codified in this chapter. Such tax shall be payable to and shall be
20 collected by the director of finance at the rate of 3.~~53~~²⁷⁵ percent of the price to be
21 computed in accordance with schedules or systems approved by the finance
22 director. Said schedules or systems shall be designed so that no such tax is charged
23 on any sale of \$0.16 or less.

1 . . .

2 *P. All revenues derived from the two and fifty-five one-hundredths of one cent*
3 *increase approved according to Ordinance O-2017-XX shall be used exclusively to*
4 *provide additional resources to increase the level of service for public safety in*
5 *Longmont, including, but not limited to: police officers and personnel for traffic*
6 *enforcement and to investigate sex assaults; police officers to ensure safety of*
7 *officers and to improve emergency response; emergency dispatchers for 911*
8 *response; firefighters to ensure safe and sufficient response to emergencies;*
9 *personnel to support emergency public safety responders; and police and fire*
10 *equipment and facilities to ensure safety. The scope of the permissible use of such*
11 *revenues shall be coterminous with the scope described in subsection (O), above.*
12 *Accordingly, all such revenues shall also be allocated to the public safety sales tax*
13 *fund and shall be subject to the same restrictions as other moneys deposited therein.*
14 *(Approved by voters November 7, 2017.)*

15 **Section 5**

16 **Election and Effective Date:**

17 Under section 9.15 of the Longmont Municipal Charter and Article X, Section 20 of the
18 Colorado Constitution, the Council refers this ordinance to the qualified electors of the City for
19 approval at the regular City election now scheduled for November 7, 2017. If approved by a
20 majority of the electors voting thereon, it shall become effective when the City Clerk or other
21 designated election official duly files the required certificate of election.

1 Section 6

2 Ballot Question:

3 The ballot title and question submitted to the electors shall be as follows:

4 SHALL CITY OF LONGMONT TAXES BE INCREASED \$6.2 MILLION
5 ANNUALLY IN THE FIRST FULL YEAR AND BY SUCH AMOUNTS AS ARE
6 RAISED ANNUALLY THEREAFTER BY INCREASING THE CITY SALES AND
7 USE TAX RATE FROM 3.275 PERCENT TO 3.53 PERCENT, WHICH IS AN
8 INCREASE OF TWO AND FIFTY-FIVE ONE HUNDRETH CENTS ON EACH
9 TEN DOLLAR PURCHASE, BEGINNING JANUARY 1, 2018, WITH PROCEEDS
10 USED EXCLUSIVELY TO INCREASE THE LEVEL OF SERVICE FOR PUBLIC
11 SAFETY IN THE CITY OF LONGMONT, INCLUDING, BUT NOT LIMITED TO:

- 12 • POLICE OFFICERS AND PERSONNEL FOR TRAFFIC
13 ENFORCEMENT AND TO INVESTIGATE SEX ASSAULTS;
- 14 • POLICE OFFICERS TO ENSURE SAFETY OF OFFICERS AND TO
15 IMPROVE EMERGENCY RESPONSE;
- 16 • EMERGENCY DISPATCHERS FOR 911 RESPONSE;
- 17 • FIREFIGHTERS TO ENSURE SAFE AND SUFFICIENT RESPONSE
18 TO EMERGENCIES;
- 19 • PERSONNEL TO SUPPORT EMERGENCY PUBLIC SAFETY
20 RESPONDERS; AND
- 21 • POLICE AND FIRE EQUIPMENT AND FACILITIES TO ENSURE
22 SAFETY;

1 SHALL THE REVENUES FROM SUCH TAX AND ANY INVESTMENT
2 INCOME EARNED FROM SUCH REVENUES BE COLLECTED AND SPENT AS
3 A VOTER-APPROVED REVENUE CHANGE UNDER SECTION 20 OF
4 ARTICLE X OF THE COLORADO CONSTITUTION; AND SHALL ORDINANCE
5 O-2017-XX, WHICH INCREASES THE SALES AND USE TAX RATE, BE
6 APPROVED?

7 YES _____

8 NO _____

9 Section 7

10 If the electors approve this ordinance, then on the effective date specified above, all
11 ordinances or parts of ordinances in conflict herewith are hereby repealed, but only to the extent
12 of such inconsistency. The officers and employees of the City are hereby authorized and directed
13 to take all action necessary or appropriate to effectuate the provisions of this ordinance.

14 Section 8

15 Pursuant to Article XX of the State Constitution and the Charter, all State statutes that
16 might otherwise apply in connection with the provisions of this ordinance (including, without
17 limitation, § 31-11-111, C.R.S.) are hereby superseded to the extent of any inconsistencies or
18 conflicts between the provisions of this ordinance and such statutes. Any such inconsistency or
19 conflict is intended by the City Council and shall be deemed made pursuant to the authority of
20 Article XX of the State Constitution and the Charter.

21 Introduced this _____ day of _____, 2017.

22 Passed and adopted this _____ day of _____, 2017.

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MAYOR

ATTEST:

CITY CLERK

NOTICE: THE COUNCIL WILL HOLD A PUBLIC HEARING ON THIS ORDINANCE AT 7:00 P.M. ON THE _____ DAY OF _____, 2017, IN THE LONGMONT COUNCIL CHAMBERS.

APPROVED AS TO FORM:

ASSISTANT CITY ATTORNEY

DATE

PROOFREAD

DATE

APPROVED AS TO FORM AND SUBSTANCE:

ORIGINATING DEPARTMENT

DATE

CA File: 10393