

**RESOLUTION NO. 16**

**SERIES NO. 2015**

**RESOLUTIONS OF THE CRESTED BUTTE TOWN  
COUNCIL COMMUNICATING WITH THE  
GUNNISON COUNTY CLERK AND RECORDER OF  
THE TOWN COUNCIL'S INTENTION TO SUBMIT  
A REFERRED BALLOT MEASURE TO THE  
REGISTERED ELECTORS FOR THE INCREASE  
OF SALES AND USE TAXES IN THE AMOUNT OF  
ONE HALF OF A PERCENT**

WHEREAS, the Town of Crested Butte, Colorado (the "**Town**") is a home rule municipality duly and regularly organized and now validly existing as a body corporate and politic under and by virtue of the Constitution and laws of the State of Colorado;

WHEREAS, the electors of the Town adopted the Home Rule Charter of the Town of Crested Butte, Colorado (the "**Charter**") on November 5, 1974;

WHEREAS, Section 12.1 of the Charter provides that the Town Council may levy and collect taxes, including, without limitation, sales taxes and use taxes for municipal purposes after approval by a majority of the registered electors of the Town voting at a regular or special election;

WHEREAS, under Section 5.7 of the Charter, the Town Council shall have the power to submit at a general or special election any ordinance or question to a vote of the registered electors of the Town;

WHEREAS, Section 1-41-103, C.R.S. provides that a local government question under Article X, Section 20 of the Colorado Constitution, commonly known as the "TABOR Amendment," including, but not limited to, approval of a new tax, may be submitted to the registered electors of the Town at a local election to be held on the first Tuesday of November in each odd-numbered year;

WHEREAS, pursuant to Section 2.2 of the Charter, the Town Council hereby finds and determines that there should be submitted to the registered electors of the Town, at the general election to be held on November 3, 2015, in conjunction with the coordinated election to be held on that date, as a referred measure, the question of whether effective January 1, 2016 the Town should adopt a new 0.5% increase to the Town's sales tax and use tax (the "**Ballot Measure**"); and

WHEREAS, the Town Council expresses in these Resolutions its intention to submit the Ballot Measure to the Clerk and Recorder for Gunnison County, Colorado, following due adoption of the language therefor and approval of other matters in connection therewith by ordinance of the Town Council, for its inclusion on the ballot for

a vote of the registered electors of the Town in the coordinated election on November 3, 2015.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT:

1. **Findings.**

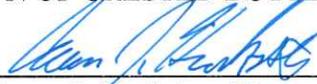
1.1 The "Whereas" clauses set forth above are considered substantive provisions of these Resolutions and are incorporated herein as formal findings.

1.2 Only upon passage of an ordinance of the Town Council establishing the Ballot Measure shall the issue be taken up by the registered electors of the Town.

1.3 Based on the foregoing, the Town Council hereby finds, determines and declares that these Resolutions are necessary and proper for the health, safety and welfare of Crested Butte, its residents and visitors.

INTRODUCED, READ AND ADOPTED BEFORE THE TOWN COUNCIL THIS 20<sup>th</sup> DAY OF July, 2015.

TOWN OF CRESTED BUTTE, COLORADO

By:   
Aaron J. Huckstep, Mayor

ATTEST  
  
Lynelle Stanford, Town Clerk

(SEAL)

