

RESOLUTION NO. 016-2017

A RESOLUTION OF THE TOWN BOARD OF TRUSTEES OF THE TOWN OF CRESTONE
REFERRING THE ISSUE OF AN INCREASE OF THE TOWN'S RETAIL SALES TAX
FROM THE CURRENT THREE PERCENT (3%) TO FOUR POINT TWO PERCENT (4.2%)
UPON THE SALE OF TANGIBLE PERSONAL PROPERTY WITH THE TOWN OF
CRESTONE TO THE TOWN ELECTORATE

WHEREAS, the Board of Trustees has determined that, in order to meet the town's operational expenses, the increased need for community services, law enforcement, community improvements to infrastructure and future utility extensions, an increase in town sales tax structure is necessary; and

WHEREAS, the town board of trustees has further determined that an increase in the sales tax is a more equitable manner of distributing the tax over all persons who are residents and non-residents who purchase goods, retail personal property and commodities within the town instead of seeking a mill levy increase upon the residential and business owners of real property located within the town; and

WHEREAS, Article X, Section 20 of the Colorado Constitution requires any increase of taxes by the town to be approved by a vote of the town electorate;

NOW THEREFORE be it hereby resolved by the Board of Trustees of the Town of Crestone that the following measure shall be submitted to the town electorate at the regular municipal election to be held on April 3, 2018, to wit:

BALLOT TITLE:

AN AMENDMENT TO ORDINANCE #2000-1 (WHICH ENACTED A 3% SALES TAX FOR THE TOWN OF CRESTONE) INCREASING THE TOWN SALES TAX BY 1.2% TO A TOTAL OF 4.2% ON THE RETAIL SALE OF PERSONAL PROPERTY WITHIN THE TOWN OF CRESTONE

BALLOT ISSUE:

SHALL THE TOWN OF CRESTONE'S TAXES BE INCREASED \$75,000 (FIRST FULL FISCAL YEAR INCREASE) AND BY WHATEVER ADDITIONAL AMOUNTS ARE RAISED ANNUALLY THEREAFTER, THROUGH THE ADOPTION OF AN ORDINANCE AMENDING ORDINANCE #2000-1, INCREASING THE SALES TAX ESTABLISHED BY SAID ORDINANCE BY 1.2% ON THE SALE OF TANGIBLE PERSONAL PROPERTY AT RETAIL AND RESULTING IN A TOTAL TOWN SALES TAX OF 4.2%, THE PROCEEDS OF WHICH SHALL BE DEPOSITED INTO THE TOWN GENERAL FUND AND USED FOR TOWN OPERATIONAL EXPENSES AND OTHER GENERAL PURPOSES OF THE TOWN EFFECTIVE JULY 1, 2018, AND SHALL SUCH REVENUES CONSTITUTE A VOTER-APPROVED REVENUE CHANGE, NOTWITHSTANDING ANY REVENUE OR EXPENDITURE LIMITATION CONTAINED IN ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION OR ANY OTHER LAW?

YES _____

NO _____

In connection with the fixing of the ballot title for the ballot issue, the Town Board of Trustees finds and determines:

- A. The Town Board has considered the public confusion that might be caused by misleading ballot titles.
- B. The general understanding of the effect of a yes or no vote on the ballot issue will be clear to the electors.
- C. The ballot title for the ballot issue will not conflict with those titles selected for any other measure that will appear on the municipal ballot at the April 3, 2018, regular town election.
- D. The ballot title for the ballot issue correctly and fairly expresses the true intent and meaning of the measure.
- E. If a majority of all the votes cast at the election shall approve the ballot issue, described herein, then the Town Board of Trustees shall enact an Ordinance amending Ordinance #2000-1, which shall mandate the collection of sales tax at a rate of \$4.2% upon tangible personal property sold within the Town of Crestone at retail, and retail establishments within the Town shall be required and authorized to collect, and remit said tax to the Town in accordance with the requirements of law, which tax shall be used for community services, law enforcement, community improvements to infrastructure, future utility extensions and other governmental purposes of the Town.
- F. The Town Clerk shall serve as the designated election officer of the Town for the purpose of performing acts required or permitted by law in connection with the election on the ballot issue and shall take such action as may be required to comply with all applicable laws pertaining to the conduct of the election.

DONE and SIGNED this 11th day of December, 2017.



Kairina Danforth, Mayor

Attest:



Allyson Ransom
Town Clerk

