



City Clerk
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MEMORANDUM

DATE: December 30, 2022

TO: Mayor and Councilmembers

THROUGH: Kelly DiMartino, City Manager
Rupa Venkatesh, Assistant City Manager

FROM: Anissa Hollingshead, City Clerk

RE: Presentation to the City Council of the Certification of Sufficiency of the Petition Effort Protesting Ordinance No. 114, 2022

Attached to this memo is my certification of the sufficiency of the petition for referendum submitted in protest of Ordinance No. 114, 200. This certification is being presented to the Council via this memo.

TIMELINE OF STEPS TO DATE

November 1, 2022	Ordinance No. 114, 2022 Adopted by the City Council
November 11, 2022	Notice of protest filed against Ordinance No. 114, 2022 going into effect
November 21, 2022	Petition representatives submitted the final form of petitions planned for circulation
November 29, 2022	City Clerk's Office approved petition sections for circulation, starting the circulation time period
December 19, 2022	Complete petition submitted
December 27, 2022	Deadline for the City Clerk to complete examination of petition to make a determination of sufficiency or insufficiency
December 29, 2022	Deadline for filing a protest of the Clerk's determination of sufficiency or insufficiency
December 30, 2022	Presentation of certification of sufficiency for referendum to the City Council

NEXT STEPS

The Home Rule Charter prescribes the full referendum process. Article X, Section 2 (e) outlines the next steps to be taken by the City Council:

(e) Action by Council. The presentation to Council of a petition certified by the City Clerk as sufficient for referendum shall automatically suspend the operation of the ordinance in question pending repeal by Council or final determination by the electors. The Council shall reconsider the ordinance at the next regular or special meeting of the Council following the receipt of the petition by the City Clerk. If the ordinance, or that part sought to be repealed, is not repealed, the Council shall refer the same to a vote of the registered electors at the next regular or special city election scheduled for any other purpose. Alternatively, the Council may call a special election for that specific purpose.

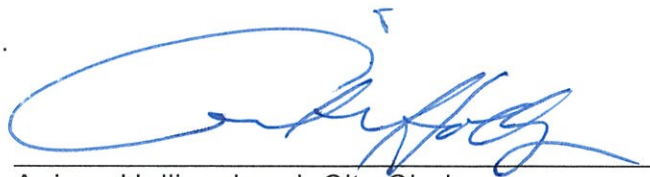


STATEMENT OF REFERENDUM PETITION SUFFICIENCY

I, Anissa Hollingshead, City Clerk, do hereby certify that:

1. On December 19, 2022, petition representatives Ross Cunniff, David Roy, and Eric Hamrick submitted a petition requesting that Council repeal Ordinance No. 114, 2022, or refer such ordinance to the registered electors of the city; and
2. A referendum petition must be signed by registered electors of the city equal in number to at least ten (10) percent of the total ballots cast in the last regular city election; and
3. The number of signatures of registered voters who live within the Fort Collins city limits required for said petition to be sufficient is 4,228; and
4. Upon examination of the petition, I have determined that the petition contains 6,447 valid signatures, and the petition is therefore deemed sufficient to require further action by the Council; and
5. This determination of sufficiency was subject to protest within ten (10) days of the filing of the petition, which deadline was 5:00 p.m. on December 29, 2022. No protest was filed by this deadline and the petition is therefore certified as sufficient.

Signed this 30th day of December, 2022.



Anissa Hollingshead, City Clerk