



LAW DEPARTMENT

MEMORANDUM

To: Mayor and Council

From: Anne L. Morgan, City Attorney

Date: August 8, 2018

Subject: Ballot Language for Citizen-Initiated Ordinances on November 6, 2018 Ballot

This memo serves as back up to the ordinance calling the election for November 6, 2018. We have posted an amended draft ordinance today. We changed the order of the election items. The ballot will begin with the general municipal election, then the bond election, then charter amendments, then citizen-initiated ordinances. The amended ordinance now contains draft ballot language for the citizen-initiated ordinances. The language changes in the amended ordinance are highlighted in yellow throughout the document.

In addition to the draft ballot language in the amended ordinance, council members asked us to provide alternative proposed ballot language for the citizen-initiated ordinances. The language currently shown in the ordinance as well as the proposed suggestions are listed below.

For the citizen-initiated ordinance regarding a comprehensive rewrite of the land development laws (Proposition J), the proposed ballot language currently included in the ordinance is as follows:

“Shall the City Code be amended to include a requirement that there shall be both a waiting period and subsequent voter approval by election before any future comprehensive revisions of the City’s land development laws may go into effect?”

Two alternative options for ballot language for this ordinance are as follows:

Option 1:

“Shall a city ordinance be adopted to require a waiting period and voter approval before CodeNEXT or subsequent comprehensive land development revisions become effective?”

Option 2: “Shall the City Code be amended to include a requirement that there shall be both a waiting period, for up to three years, and subsequent voter approval by election before any future comprehensive revisions of the City’s land development laws, which include environmental, transportation, utility, zoning, subdivision, site plan, and other city ordinances, may go into effect?”

For the citizen-initiated ordinance regarding the efficiency study (Proposition K), the proposed ballot language currently included in the ordinance is as follows:

“In addition to having an internal City Auditor and independent external auditor, shall the City Code be amended to require an efficiency study of the City’s operational and fiscal performance performed by a third-party consultant, at an estimated cost of \$4 million, the funding of which will require a reduction in services or an increase in the tax rate?”

Two alternative options for ballot language for this ordinance are as follows:

Option 1:

“Shall a city ordinance be adopted requiring a comprehensive, independent, third-party efficiency audit of all city operations and budget.”

Option 2:

“Shall a city ordinance be adopted requiring a comprehensive, independent, third-party efficiency audit of all city operations and budget, possibly costing the city \$1,000,000 to \$4,000,000, and potentially identifying \$160,000,000 million or more in annual savings opportunities for the city?”

Please feel free to contact me with any questions or concerns you might have.

Cc: Spencer Cronk, City Manager