

TOWN OF JOHNSTOWN, COLORADO

RESOLUTION NO. 2020-04

RESOLUTION REFERRING TO THE REGISTERED ELECTORS OF THE TOWN OF JOHNSTOWN A BALLOT ISSUE CONCERNING AN INCREASE IN THE TOWN'S SALES AND USE TAX RATE BY 0.5% (FROM 3% TO 3.5%) TO FUND STREET AND SIDEWALK MAINTENANCE AND REPAIRS AND TRANSPORTATION RELATED CAPITAL IMPROVEMENT PROJECTS AT THE APRIL 7, 2020 REGULAR MUNICIPAL ELECTION

WHEREAS, the Town of Johnstown, Colorado (the "Town") is a Colorado home rule municipality, duly organized and existing under the laws of the State of Colorado and the Town's Home Rule Charter; and

WHEREAS, the Town Council is vested with the authority to administer the affairs of the Town; and

WHEREAS, by Ordinance 2016-142, adopted on or about August 1, 2016, the Town Council approved a street maintenance fee to fund ongoing maintenance of the Town's streets, including but not limited to, resurfacing, pothole repair, periodic seal coating, chip seal application and asphalt overlay; and

WHEREAS, if the registered voters of the Town of Johnstown support the sales and use tax ballot measure described herein, which revenue will be used for transportation purposes only, the Town Council is committed to removing the street maintenance fee effective on or before the date of the implementation of increased sales and use tax rate; and

WHEREAS, the Town has identified an initial listing of high priority streets (in no particular order) that need attention and total almost Eighteen Millions Dollars (\$18M) in construction costs for street maintenance, which are included in Exhibit A to this Resolution; and

WHEREAS, in addition to ongoing street and sidewalk maintenance and repairs, the Town Council anticipates significant capital improvement projects in the relatively near future; and

WHEREAS, to provide additional funding to the Town for street and sidewalk maintenance and repairs and transportation related capital improvement projects, the Town Council desires to submit a ballot issue to the registered electors of the Town of Johnstown concerning an increase in the Town's sales and use tax by 0.5% (from 3% to 3.5%); and

WHEREAS, as opposed to the street maintenance fee, which cost is borne solely by residents of the Town, an increase in the sales and use tax rate to provide designated funds for street and sidewalk maintenance and repairs and transportation related capital improvement

projects would mean that persons who do not reside in the Town, but use the Town's streets and sidewalks, also contribute specified funds for such purposes; and

WHEREAS, it is estimated that sixty-five percent (65%) of all sales tax revenue is generated from persons who do not reside in the Town; and

WHEREAS, the visitors to the Town should continue to contribute financially to the maintenance and upkeep of the roadways as a result of the impact they have upon the roadways; and

WHEREAS, the Town Council hereby finds and determines that it is in the public interest to submit to the registered electors of the Town, at the regular municipal election to be held on April 7, 2020, the issue of increasing the Town's sales and use tax rate by 0.5%.

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

1. Pursuant to the Home Rule Charter and Ordinances of the Town of Johnstown and applicable provisions of Colorado law, the Town Council hereby refers to the registered electors of the Town at the regular municipal election to be held on Tuesday, April 7, 2020, the following ballot issue, in substantially the same form, to appear on the mail ballot:

~~SHALL TOWN OF JOHNSTOWN TAXES BE INCREASED BY \$2,100,000 IN THE FIRST FULL FISCAL YEAR (2021), AND BY WHATEVER ADDITIONAL AMOUNTS ARE RAISED ANNUALLY IN EACH SUBSEQUENT YEAR, BY INCREASING THE TOWN'S SALES AND USE TAX RATE BY 0.5% (EQUIVALENT TO 5 CENTS ON A \$10.00 PURCHASE), AND ELIMINATING THE STREET MAINTENANCE FEE IMPOSED BY ORDINANCE NO. 2016-142, COMMENCING ON JULY 1, 2020, TO FUND:~~

- (i) STREET AND SIDEWALK MAINTENANCE AND REPAIRS, INCLUDING, BUT NOT LIMITED TO, PAVING, PATCHING, POT HOLE REPAIR, SEAL COATING, CHIP SEAL APPLICATION, ASPHALT OVERLAY, AND RECONSTRUCTION; AND
- (ii) TRANSPORTATION RELATED PROJECTS, INCLUDING, BUT NOT LIMITED TO, THOSE RELATED TO ROADWAYS, CURBS, GUTTERS, BRIDGES, SIDEWALKS, SHOULDERS, TRAFFIC SIGNALS, PEDESTRIAN SIGNALS AND MEDIANS;

AND SHALL ALL REVENUES GENERATED FROM THE INCREASED TAX AUTHORIZED HEREIN AND FROM ANY EARNINGS FROM THE INVESTMENT OF SUCH REVENUES CONSTITUTE A VOTER-APPROVED REVENUE CHANGE AND AN EXCEPTION TO THE REVENUE AND SPENDING LIMITS OF ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION OR ANY OTHER LAW?

_____ YES

_____ NO

2. Pursuant to Home Rule Charter § 6.4, the Town Clerk is hereby authorized to be in charge of all activities and duties related to the April 7, 2020 municipal election. In addition, the officers and employees of the Town are hereby authorized and directed to take all necessary and appropriate action to effectuate the provisions of this Resolution.

3. Upon approval of the ballot issue by the majority of the registered electors voting thereon, Town Council shall enact an implementing ordinance consistent with the terms and conditions contained therein.

4. If any portion of this Resolution is held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such portion shall not affect any of the remaining portions of this Resolution.

5. This Resolution shall be in full force and effect upon its passage and adoption.

PASSED, SIGNED, APPROVED, AND ADOPTED this 22nd day of January, 2020.



By: *Diana Seefe*
Diana Seefe, Town Clerk

TOWN OF JOHNSTOWN, COLORADO

By: *Gary Lebsack*
Gary Lebsack, Mayor

TOWN OF JOHNSTOWN, COLORADO
2020 - 2029 Road Capital Improvement Project Needs
PROJECTS BY DEPARTMENT

PROJECT NAME	SUBDIVISION	TYPE	SEGMENT OF ROAD	Total
Alabaster	Roxbury	2" overlay	Redrock to Limestone	\$ 164,200
Alysse Ct	Landings	Full reconstruction	Entire Segment	\$ 171,875
Aviara	Johnstown farm	2" overlay	Entire Segment	\$ 162,730
Ballantine	Corbet Glen	2" overlay	C0 13 to Carlson Blvd	\$ 348,045
Black Brush	Thompson Crossing	2" overlay	Entire Segment	\$ 128,000
Brianna Ct	Landings	Full reconstruction	Entire Segment	\$ 171,875
Briarwood	TRR	2" Overlay	Frontage to Heatherwood	\$ 233,550
Brunner	Roxbury	2" overlay	Highplains to Gemstone	\$ 246,328
Castle Pines	Johnstown Farms	2" overlay	Dee to Centennial	\$ 139,000
Charlotte	Old Town	Full reconstruction	Jays to Columbine	\$ 887,923
Cherry Ln	Rollinghills	2" overlay	Entire segment	\$ 60,833
Christopher CT	Landings	2" overlay	Entire Segment	\$ 171,875
Cinnamen Teal	Pioneer Ridge	2" overlay	CR 17 to CR 17	\$ 551,930
Clark	Carlson Farms	2" overlay	Claycomb to Goodwin	\$ 67,083
Claycomb	Carlson Farms	2" overlay	Wyss to Clark	\$ 72,583
Colorado Blvd	Major Arterial	3" overlay	CR 46 to HWY 60	\$ 439,528
Colorado Blvd	Major Arterial	3" overlay	Hwy 60 to n limits	\$ 303,810
Country Acres	Country acres	Full reconstruction	HWY 60 to HWY 60	\$ 782,000
Couples	Johnstown farm	2" overlay	Pebble Beach to Edgewood	\$ 43,000
Crestview	Rollinghills	2" overlay	Brittany to Estate	\$ 133,633
Fox Meadow	Rolling Hills	2" overlay	Entire Segment	\$ 54,500
Green wing Dr	Pioneer ridge	2" overlay	Entire Segment	\$ 135,832
Hawthorne	Clearview	Full Reconstruction	Woodbine to Silverbell	\$ 159,975

TOWN OF JOHNSTOWN, COLORADO
2020 - 2029 Road Capital Improvement Project Needs
PROJECTS BY DEPARTMENT

PROJECT NAME	SUBDIVISION	TYPE	SEGMENT OF ROAD	Total
Herrera	S Johnstown	Full reconstruction	Entire Segment	\$ 86,500
Idaho	Old Town	Full reconstruction	HWY 60 to Charlotte	\$ 167,330
Kiersi Ct	Landings	Full Reconstruction	Entire Segment	\$ 171,875
Kirkland	Corbet Glen	2" overlay	Glenroy to Brunner	\$ 72,583
Kuner	S Johnstown	Full reconstruction	Entire Segment	\$ 86,500
Lemon Grass	Thompson Crossing	2" overlay	Entire Segment	\$ 129,500
Maestes	S Johnstown	Full reconstruction	Entire Segment	\$ 145,000
Malard	Pioneer Ridge	2" overlay	Entire segment	\$ 245,666
Nicholas	Landings	2" overlay	Entire Segment	\$ 80,450
Overland	Rolling Hills	2" overlay	Entire Segment	\$ 138,250
Parish	Old Town	2" overlay	Hwy 60 to N 2nd st	\$ 272,600
Parish - CR 17	Major Arterial	3" overlay	Hwy 60 to south limits	\$ 4,791,720
Parkwood	Rolling Hills	2" overlay	Entire Segment	\$ 217,400
Pebble Beach	Johnstown farm	2" overlay	Entire Segment	\$ 74,500
Penny Grass	Thompson Crossing	2" overlay	Entire Segment	\$ 206,000
Podtburg	Landings	2" overlay	Entire Segment	\$ 309,076
River Ranch Pkwy	TRR	2" Overlay	Frontage to Hunterwood	\$ 454,746
S 2nd st	S Johnstown	Full reconstruction	Entire Segment	\$ 243,445
S Greeley	Old Town	Full reconstruction	Hwy 60 to Charlotte	\$ 177,500
S Greeley	Country acres	Full reconstruction	Hwy 60 to Country Acres	\$ 190,000
S Harding	Country acres	Full reconstruction	Hwy 60 to Country acres	\$ 275,828
S Raymond	Old Town	Full reconstruction	Hwy 60 to Charlotte	\$ 218,000
Saxoney	Pioneer Ridge	2" overlay	Cinnamon Teal to Black duck	\$ 295,000

TOWN OF JOHNSTOWN, COLORADO
2020 - 2029 Road Capital Improvement Project Needs
PROJECTS BY DEPARTMENT

PROJECT NAME	SUBDIVISION	TYPE	SEGMENT OF ROAD	Total
Settlers	Johnstown Farms	2" overlay	Expedition to Castle Pines	\$ 87,500
Shepard Cress	Thompson Crossing	2" overlay	Entire Segment	\$ 126,500
Sherwood	Rolling Hills	2" overlay	Overland to Rolling Hills	\$ 37,000
Silverbell	Clearview	2" overlay	CO 13 to Carlson Blvd	\$ 230,000
Sorrell	Thompson Crossing	2" overlay	Entire Segment	\$ 227,500
St Andrews	Johnstown farm	2" overlay	Entire Segment	\$ 69,400
Telep CR 15	Major Arterial	Full reconstruction	Hwy 60 to CR 46	\$ 1,452,275
Telep CR 15	Major Arterial	2" overlay	Hwy 60 to 4th	\$ 181,373
Tori Ct	Landings	2" overlay	Entire Segment	\$ 171,875
Torrey Pines	Johnstown farm	2" overlay	Pebble Beach to Aviara	\$ 104,800
Tristi Ct	Landings	Full Reconstruction	Entire Segment	\$ 171,875
Water Cress	Thompson Crossing	2" overlay	Entire Segment	\$ 197,500
Waylon	Landings	2" overlay	Entire Segment	\$ 80,450
Windsong	Rollinghills	2" overlay	Crestview to Brittany	\$ 84,766
			TOTAL	\$ 17,902,391