

**CITY OF CENTENNIAL,  
COLORADO**

**RESOLUTION NO. 2022-R-45**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CENTENNIAL,  
COLORADO, SUBMITTING A BALLOT ISSUE SEEKING VOTER  
AUTHORIZATION OF A NEW LODGING TAX; AND SETTING THE TITLE  
FOR THE BALLOT ISSUE**

WHEREAS, a general election coordinated by Arapahoe County is scheduled on November 8, 2022 (“Election”); and

WHEREAS, pursuant to the Taxpayer’s Bill of Rights, Article X, Section 20(4) of the Colorado Constitution (“TABOR”), governmental entities are required to obtain advance voter approval for any new tax; and

WHEREAS, the provision of lodging and accommodations of less than thirty days, including short-term residential rentals, results in the increased use by visitors and others of City resources and increases demands upon municipal services, which has an impact on the health, safety, and welfare of City residents; and

WHEREAS, many municipalities in Colorado, including many of those neighboring the City, impose a lodging tax on such short term rentals in addition to the municipal sales tax in order to offset the costs of these increased demands on city services; and

WHEREAS, the City Council desires to seek voter approval for the imposition of a new tax on lodging at a rate competitive with surrounding cities to help provide needed additional revenue streams so the City can continue to provide services and amenities at the same levels as provided presently; and

WHEREAS, if approved by the voters, the proceeds from the lodging tax will be used to offset increased public safety costs that are the result of visitor impacts in the City and other municipal services; and

WHEREAS, the City Council has determined that it should fix the ballot title for the ballot issue set forth in this resolution; and

WHEREAS, the City Council finds that the title set forth herein is not misleading, clearly identifies the effect of a “YES” or “NO” vote, does not conflict with the title of any other measure that will appear on the ballot, and correctly and fairly expresses the true intent and meaning of the issue.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Centennial, as follows:

**Section 1.** The City Council hereby approves participation in the Election to be held on November 8, 2022 and approves and refers the following ballot issue to the voters to appear on the ballot for such Election:

SHALL CITY OF CENTENNIAL TAXES BE INCREASED ANNUALLY BY \$1,050,000.00 IN THE FIRST FULL FISCAL YEAR OF COLLECTION COMMENCING JANUARY 1, 2023, AND BY WHATEVER AMOUNT IS RAISED ANNUALLY THEREAFTER, BY THE IMPOSITION OF A LODGING TAX AT THE RATE OF THREE AND ONE HALF PERCENT (3.5%) ON THE RENTAL FEE, PRICE, OR OTHER CONSIDERATION PAID OR CHARGED FOR SHORT-TERM RENTAL (LESS THAN 30 CONSECUTIVE DAYS) OF ANY ROOM, RESIDENCE, ACCOMMODATION, OR SPACE IN ANY HOTEL, INN, BED AND BREAKFAST, OR ANY OTHER PLACE THAT PROVIDES SLEEPING ROOMS, SLEEPING FACILITIES, OR ACCOMMODATIONS FOR CONSIDERATION LOCATED WITHIN THE CITY, WITH THE REVENUES OF SUCH TAX TO BE SPENT ON PROJECTS AND SERVICES ADDRESSING VISITOR IMPACTS IN THE AREAS OF PUBLIC SAFETY AND ANY OTHER LAWFUL MUNICIPAL PURPOSE, AND SHALL ALL REVENUES FROM SUCH TAXES AND ANY EARNINGS THEREON BE COLLECTED, RETAINED AND SPENT AS A VOTER-APPROVED REVENUE CHANGE WITHOUT LIMITATION OR CONDITION CONTAINED IN ARTICLE X SECTION 20 OF THE COLORADO CONSTITUTION OR ANY OTHER LAW?

\_\_\_\_ YES

\_\_\_\_ NO

**Section 2.** Nothing in this Resolution or the ballot title or issue shall amend, alter, impair, or affect the prior voter approvals related to the City's sales, use and/or property taxes or otherwise alter any currently effective voter approval to collect, retain and spend excess revenues, such that a failure of the ballot issue contained herein will not result in a reversal of any previously obtained voter approval.

**Section 3.** This Resolution shall serve to set the title and content for the ballot issue set forth herein and the ballot title for such shall be the text of the question itself.

**Section 4.** The City Clerk, as the Designated Election Official, is authorized to correct typographical errors and omissions and to cause to be entered into the blanks of the ballot issue the appropriate ballot question number or letter upon designation of the ballot number or letter by the appropriate election official.

**Section 5.** The Designated Election Official and City Attorney are hereby authorized and directed to take all necessary and appropriate action to effectuate the provisions of this Resolution including all reasonable and necessary action to cause such approved ballot issue to be printed and placed on the ballot for the election and any actions previously taken in conformity with this Resolution are hereby ratified.

**Section 6.** If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining issues of this Resolution.

**Section 7.** This Resolution shall be effective immediately upon approval by the City Council.

ADOPTED by a vote of 6 in favor and 1 against this 6<sup>th</sup> day of September, 2022.

By:   
Stephanie Piko, Mayor

ATTEST:

Approved as to Form:

By:   
City Clerk or Deputy City Clerk

By:   
For City Attorney's Office