

SUBJECT: RESOLUTION NO. 44, SERIES 2024 – A RESOLUTION IN SUPPORT OF A REGIONAL TRANSPORTATION DISTRICT BALLOT MEASURE TO BE SUBMITTED TO THE VOTERS AT THE NOVEMBER 5, 2024 ELECTION

DATE: SEPTEMBER 17, 2024

PRESENTED BY: MAYOR CHRIS LEH

SUMMARY:

RTD Director Lynn Guissinger will be at the September 17 meeting to ask the council to consider a resolution in support of the de-Brucing ballot measure RTD has put on the November ballot.

FISCAL IMPACT:

N/A

RECOMMENDATION:

Council discussion and action on the resolution if desired.

ATTACHMENT(S):

1. Resolution

STRATEGIC PLAN IMPACT:

☐	 Financial Stewardship & Asset Management	☒	 Reliable Core Services
☐	 Vibrant Economic Climate	☐	 Quality Programs & Amenities
☐	 Engaged Community	☐	 Healthy Workforce
☐	 Supportive Technology	☒	 Collaborative Regional Partner

**RESOLUTION NO. 44
SERIES 2024**

**A RESOLUTION IN SUPPORT OF A REGIONAL TRANSPORTATION DISTRICT
BALLOT MEASURE TO BE SUBMITTED TO THE VOTERS AT THE NOVEMBER 5,
2024 ELECTION**

WHEREAS, the Regional Transportation District (RTD) provides critical services as a public transit provider for Louisville as well as part or all of eight counties and 31 municipalities in the Denver-Boulder metro area; and

WHEREAS, public transit and the services provided by RTD are critical to meeting many of Louisville and our region's and state's goals, including (1) providing affordable, equitable transportation options that advance access to opportunity by providing access to jobs, school, medical appointments, and other services; (2) contributing to the county's and state's efforts to achieve their air quality, climate, and affordable housing goals; (3) providing affordable transportation options for seniors, people with disabilities and lower income residents; and

WHEREAS, the RTD board of directors has submitted a question to the eligible electors at an election to be held on November 5, 2024 that, without imposing any new tax or increasing any tax rate, RTD is authorized to continue to collect, retain, and spend all revenues it receives from whatever sources without regard to the limitations set forth in the Taxpayer's Bill of Rights (TABOR) in Article X, Section 20 of the Colorado Constitution (the Ballot Measure); and

WHEREAS, in 1999, voters exempted RTD from TABOR's revenue and spending limitations through the period required to pay certain bond debt; and

WHEREAS, RTD will pay off this bond debt in November 2024; and

WHEREAS, such debt payoff will subject much of RTD's TABOR-applicable revenue, except the .4% sales and use tax levied for RTD's FasTracks Project, to TABOR's growth limitations beginning in 2025; and

WHEREAS, TABOR growth limitations will limit the annual allowable growth in RTD's revenue collection beginning in 2025; and

WHEREAS, TABOR limits do not account for the rate of construction cost increases, which have exceeded Consumer Price Index values, and revenue collected in excess of these TABOR limits must be returned to taxpayers; and

WHEREAS, the language of the Ballot Measure is attached to this Resolution as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LOUISVILLE AS FOLLOWS:

The City of Louisville City Council endorses the Ballot Measure that asks the eligible electors, without imposing any new tax or increasing any tax rate, to authorize RTD to continue to collect, retain and spend all revenues it receives from whatever sources without regard to the limitations of TABOR.

PASSED AND ADOPTED this 17th day of September, 2024.

Christopher M. Leh, Mayor

ATTEST:

Meredyth Muth, City Clerk

**EXHIBIT A
BALLOT LANGUAGE**

WITHOUT IMPOSING ANY NEW TAX OR INCREASING ANY TAX RATE, SHALL THE REGIONAL TRANSPORTATION DISTRICT'S ("RTD") AUTHORIZATION TO COLLECT RETAIN AND SPEND ALL REVENUES IT RECEIVES FROM ALL SOURCES, INCLUDING ITS SALES TAX REVENUES, GRANT FUNDS AND OTHER MONEYS LAWFULLY RECEIVED BY RTD FROM THE STATE OF COLORADO OR ANY OTHER SOURCE, ORIGINALLY APPROVED BY THE VOTERS IN 1999, BE CONTINUED TO PERMIT RTD TO RETAIN REVENUE NECESSARY TO PROVIDE VITAL RTD SERVICES, INCLUDING BUT NOT LIMITED TO:

- PROVIDING TRANSPORTATION CHOICES TO LOCAL RESIDENTS BY MAINTAINING AND GROWING CURRENT LEVELS OF BUS, AND RAIL SERVICES;
- REPAIRING AND IMPROVING RAIL LINES, BUSES, BUS STOPS AND STATIONS AND OTHER INFRASTRUCTURE TO PRESERVE THE PUBLIC'S INVESTMENT IN TRANSIT;
- MAINTAINING THE AVAILABILITY OF SERVICES FOR PEOPLE WITH DISABILITIES;
- CONTINUING TO PROVIDE CLEANER, MORE EFFICIENT METHODS OF TRANSPORTATION OTHER THAN DRIVING ON ROADS AND HIGHWAYS; AND
- PROVIDING TRANSPORTATION SERVICES FOR YOUTH 19 YEARS OF AGE OR YOUNGER AT REDUCED OR NO FARES;

WITH ALL FUNDS SUBJECT TO INDEPENDENT AUDIT AND OVERSEEN BY THE ELECTED RTD BOARD; AS A VOTER APPROVED REVENUE CHANGE AND EXEMPTION FROM ANY REVENUE AND SPENDING LIMITATIONS UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION?