

**OFFICIAL BALLOT FOR
OLD COLORADO CITY DOWNTOWN DEVELOPMENT AUTHORITY
SPECIAL ELECTION, TUESDAY, NOVEMBER 5, 2024**

/s/Courtney Linney

Facsimile of Signature of the Designated Election Official

WARNING

ANY PERSON WHO, BY USE OF FORCE OR OTHER MEANS, UNDULY INFLUENCES AN ELIGIBLE ELECTOR TO VOTE IN ANY PARTICULAR MANNER OR TO REFRAIN FROM VOTING, OR WHO FALSELY MAKES, ALTERS, FORGES, OR COUNTERFEITS ANY MAIL BALLOT BEFORE OR AFTER IT HAS BEEN CAST, OR WHO DESTROYS, DEFACES, MUTILATES, OR TAMPERS WITH A BALLOT IS SUBJECT, UPON CONVICTION, TO IMPRISONMENT, OR TO A FINE, OR BOTH. (§ 1-13.5-1105(4)(b), C.R.S.)

To vote, place crossmark (X) to the right of your choice after each ballot question / issue.

BALLOT QUESTION A

(Organize Downtown Development Authority)

Shall the Old Colorado City Downtown Development Authority (the “Authority”) be organized pursuant to Part 8 of Article 25 of Title 31 Colorado Revised Statutes to exercise all powers authorized therein and perform any approved plan of development within the boundaries of the area described as follows:

The proposed Authority is located within a central business district of the City of Colorado Springs, County of El Paso, Colorado, in a downtown district. The Authority’s boundaries within the central business district include only the properties located in the City of Colorado Springs, Colorado, identified by the El Paso County Assessor Schedule/Parcel Numbers, property addresses, and partial legal descriptions as shown on the Attachment to this Ballot and as such boundaries are described in Ordinance No. 24-87, adopted by the City Council of the City of Colorado Springs on August 27, 2024.

YES: _____ NO: _____

BALLOT ISSUE B

(Operations Tax Increase – Limited Mill Levy)

SHALL THE CITY OF COLORADO SPRINGS (THE “CITY”) TAXES BE INCREASED \$325,000 IN THE FIRST FISCAL YEAR (2024) AND ANNUALLY THEREAFTER BY LEVYING AN AD VALOREM TAX AT A RATE OF NOT MORE THAN FIVE MILLS WITHIN THE BOUNDARIES OF THE PROPOSED OLD COLORADO CITY DOWNTOWN DEVELOPMENT AUTHORITY (THE “AUTHORITY”), FOR THE PURPOSES SET FORTH IN PART 8 OF ARTICLE 25 OF TITLE 31 COLORADO REVISED STATUTES; AND SHALL THE CITY AND THE AUTHORITY BE AUTHORIZED TO COLLECT, RETAIN, AND EXPEND THE REVENUES COLLECTED FROM SUCH TOTAL PROPERTY TAX RATE, AND INVESTMENT INCOME THEREON, AS A VOTER-APPROVED REVENUE CHANGE?

If approved, the City of Colorado Springs shall be authorized to impose an ad valorem mill levy not to exceed five (5) mills on all real and personal property within the boundaries of the Authority and for the Authority, to be used for the purpose of paying the Authority’s operations, maintenance, and other expenses, as allowed by Part 8 of Article 25 of Title 31 Colorado Revised Statutes.

YES: _____ NO: _____

BALLOT ISSUE C

(Debt)

SHALL OLD COLORADO CITY DOWNTOWN DEVELOPMENT AUTHORITY (THE “AUTHORITY”) DEBT BE INCREASED \$5,000,000 WITH A REPAYMENT COST OF \$15,000,000 (MAXIMUM) FOR APPROVED PLANS OF DEVELOPMENT AND CONSTITUTING A VOTER-APPROVED REVENUE CHANGE?

If approved, such debt may be issued for the Authority by the City of Colorado Springs for the purpose of constructing capital improvements with a public purpose, including through, but not limited to, paying the costs of creating and implementing any plan of development, including operating, maintaining, or otherwise providing systems, operations, and administration for the purpose of carrying out the objects and purposes for which the Authority was organized, together with all necessary, incidental, and appurtenant, facilities, equipment, personnel, contractors, consultants, and costs, and all land, easements, and appurtenances necessary or appropriate in connection therewith, such debt to bear interest at a net effective interest rate not to exceed nine percent (9%) per annum, such interest to be payable at such time or times and which may compound periodically as may be determined by the City Council, such debt to be sold in one series or more at a price above, below, or equal to the principal amount of such debt and on such terms and conditions as the City Council may determine, including provisions for redemption of the debt prior to maturity with or without payment of

premium, and which debt may be refinanced at a net effective interest rate not to exceed the maximum net effective interest rate without additional voter approval; such debt shall be paid from any legally available moneys of the Authority, including the revenues pledged or from taxes pledged pursuant to Section 31-25-807(3)(b), C.R.S., or both such revenues and taxes with such limitations as may be determined by the board of the Authority and the City Council, and shall the proceeds of any such debt and the proceeds of such taxes, any other revenue used to pay such debt, and investment income thereon be collected and be spent as a voter approved revenue change, without regard to any spending, revenue-raising, or other limitation contained within Article X, Section 20 of the Colorado Constitution and Section 7-90 of the Charter of the City of Colorado Springs and without limiting in any year the amount of other revenues that may be collected and spent by the Authority and the City of Colorado Springs.

YES: _____ NO: _____

BALLOT ISSUE D
(De-TABOR)

SHALL THE OLD COLORADO CITY DOWNTOWN DEVELOPMENT AUTHORITY (THE “AUTHORITY”), OR THE CITY OF COLORADO SPRINGS (THE “CITY”) ON BEHALF OF AND FOR USE BY THE AUTHORITY FOR PURPOSES OTHER THAN ENTERPRISES, AND AS A VOTER APPROVED REVENUE CHANGE, BE AUTHORIZED TO COLLECT, RETAIN, AND SPEND THE FULL AMOUNT OF REVENUES RECEIVED BY THE AUTHORITY, OR BY THE CITY ON BEHALF OF AND FOR USE BY THE AUTHORITY, IN 2024 AND EACH YEAR THEREAFTER, INCLUDING, WITHOUT LIMITATION, TAX REVENUES, FEES, RATES, TOLLS, CHARGES, GRANTS, RENTS, LOANS, CONTRIBUTIONS, AND ANY OTHER REVENUES IMPOSED, COLLECTED, OR AUTHORIZED BY LAW, AND SHALL SUCH REVENUE BE COLLECTED AND SPENT WITHOUT REGARD TO ANY EXPENDITURE, REVENUE-RAISING, OR OTHER LIMITATION INCLUDING THOSE CONTAINED WITHIN ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION OR SECTION 7-90 OF THE CHARTER OF THE CITY OF COLORADO SPRINGS, AND WITHOUT LIMITING IN ANY YEAR THE AMOUNT OF OTHER REVENUES THAT MAY BE COLLECTED, RETAINED, AND SPENT BY THE AUTHORITY AND THE CITY ON BEHALF OF THE AUTHORITY, AND SHALL ALL REVENUES GENERATED BY ANY AD VALOREM TAX LEVY UP TO FIVE MILLS COLLECTED, RETAINED, OR SPENT IN 2024 AND COLLECTED, RETAINED, OR SPENT IN ALL SUBSEQUENT YEARS THEREAFTER BE VOTER APPROVED AS AN INCREASED LEVY EXEMPT FROM THE TAX INCREASE LIMITATIONS CONTAINED IN

SECTIONS 29-1-301 AND 29-1-302 COLORADO REVISED STATUTES AND ANY OTHER APPLICABLE LAW?

YES: _____ NO: _____

**BALLOTS MUST BE RECEIVED BY 7:00 P.M. ON
ELECTION DAY, NOVEMBER 5, 2024
OLD COLORADO CITY DOWNTOWN
DEVELOPMENT AUTHORITY
c/o Spencer Fane LLP
1700 Lincoln Street, Suite 2000
Denver, CO 80203-4554**