

RESOLUTION NO. 6342

**ENTITLED: "A RESOLUTION WHEREBY THE GOVERNING BODY OF THE CITY OF CHEYENNE AUTHORIZES A SPECIAL CHEYENNE DOWNTOWN DEVELOPMENT AUTHORITY DISTRICT ELECTION TO BE HELD OCTOBER 18, 2023, AS PROVIDED BY WYOMING STATUTE § 15-9-217(b) WHICH, UPON AFFIRMATIVE MAJORITY VOTE OF THE QUALIFIED VOTERS WITHIN THE DISTRICT, WILL AUTHORIZE A SPECIAL ASSESSMENT OF TWENTY (20) MILLS UPON REAL PROPERTY WITHIN THE DISTRICT, EXCLUDING REAL PROPERTY USED EXCLUSIVELY FOR RESIDENTIAL PURPOSES, FOR A PERIOD OF FOUR (4) YEARS."**

WHEREAS, the Cheyenne Downtown Development Authority ("DDA") serves a public use in promoting the health, safety, prosperity, security and general welfare of the Cheyenne Downtown Development Authority District ("District"); assists in halting or preventing deterioration of property values or structures within the District; assists in halting or preventing the growth of blighted areas within the District; assists the City of Cheyenne in the development and redevelopment of the District, and in the overall planning to restore or provide for continuance of the health thereof;

WHEREAS, pursuant to Wyo. Stat. § 15-9-217(b), upon the approval of the Governing Body of the City of Cheyenne and a majority of persons voting in the election owning real property within the District, excluding real property used exclusively for residential purposes, under election procedures specified by the governing body, an annual special assessment not to exceed thirty (30) mills against the assessed value of real property within the District, excluding real property used exclusively for residential purposes, may be levied;

WHEREAS, the DDA has requested the governing body to authorize a special election as provided by Wyo. Stat. § 15-9-217(b) which, upon affirmative majority vote of the qualified voters within the District, will authorize a special assessment of twenty (20) mills upon real property in the District, excluding real property used exclusively for residential purposes, for a period of four (4) years;

WHEREAS, proceeds from the assessment may be expended by the DDA for landscaping or maintenance of public areas, planning or management of development or improvement activities, promotion of public events and activities in support of business recruitment and development; and

WHEREAS, all proceeds of the assessment shall be used by the DDA for District activities and improvements.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CHEYENNE, WYOMING, that pursuant to Wyo. Stat. § 15-9-217(b), the DDA is hereby authorized to make arrangements for a special election on October 18, 2023, for the

purpose of providing qualified voters within the District the opportunity to determine whether to approve a special assessment of twenty (20) mills upon real property within the District, excluding real property used exclusively for residential purposes, for a period of four (4) years.

BE IT FURTHER RESOLVED BY THE GOVERNING BODY OF THE CITY OF CHEYENNE, WYOMING, that the costs and expenses, including postage and advertising, involved in the preparation and conduct of the special election be borne by the DDA.

PRESENTED, READ AND ADOPTED this 24th day of July, 2023.



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Patrick Collins, Mayor

(SEAL)

ATTEST:

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Kristina F. Jones, City Clerk

**Wording for Questions to be Placed on Election Ballot for DDA Special District Election on October 18, 2023**

"SHALL A SPECIAL ASSESSMENT OF TWENTY (20) MILLS BE LEVIED UPON THE ASSESSED VALUE OF REAL PROPERTY WITHIN THE BOUNDARIES OF THE CHEYENNE DOWNTOWN DEVELOPMENT AUTHORITY DISTRICT, EXCLUDING REAL PROPERTY USED EXCLUSIVELY FOR RESIDENTIAL PURPOSES, FOR A PERIOD OF FOUR (4) YEARS PURSUANT TO THE PROVISION OF WYOMING STATUTES SECTION 15-9-217 (b) FOR THE PURPOSE OF: (1) LANDSCAPING OR MAINTENANCE OF PUBLIC AREAS; (2) PLANNING OR MANAGEMENT OF DEVELOPMENT OR IMPROVEMENT ACTIVITIES; (3) PROMOTION OF PUBLIC EVENTS; AND (4) ACTIVITIES IN SUPPORT OF BUSINESS RECRUITMENT AND DEVELOPMENT?"



0342  
Adopted  
7-24-23

OFFICE OF THE CITY CLERK

ACTION AND PROCESSING RECORD

FOR THE GOVERNING BODY OF THE CITY OF CHEYENNE

DATE PRESENTED: July 24, 2023

AGENDA ITEM #: 14

ENTITLED:

"WHEREBY THE GOVERNING BODY OF THE CITY OF CHEYENNE AUTHORIZES A SPECIAL CHEYENNE DOWNTOWN DEVELOPMENT AUTHORITY DISTRICT ELECTION TO BE HELD OCTOBER 18, 2023, AS PROVIDED BY WYOMING STATUTE § 15-9-217(B) WHICH, UPON AFFIRMATIVE MAJORITY VOTE OF THE QUALIFIED VOTERS WITHIN THE DISTRICT, WILL AUTHORIZE A SPECIAL ASSESSMENT OF TWENTY (20) MILLS UPON REAL PROPERTY WITHIN THE DISTRICT, EXCLUDING REAL PROPERTY USED EXCLUSIVELY FOR RESIDENTIAL PURPOSES, FOR A PERIOD OF FOUR (4) YEARS."

SPONSOR: MR. LAYBOURN AND MR. WHITE

COMMITTEE: FINANCE COMMITTEE

Agenda Item #14/ July 24, 2023

Mr. White advised the item was reviewed under other items for the agenda at the July 17, 2023 Finance Committee meeting, therefore, provisions of Title 2 of City Code have been met. Mr. White moved to adopt, seconded by Dr. Aldrich. Mr. White moved to amend by substitute dated July 20, 2023, seconded by Dr. Aldrich. Motion to amend by substitute carried. Voting "Yes" - all members of the governing body. Main motion as amended by substitute carried. Voting "Yes" - all members of the governing body. Comments were made by the following members of the governing body: Dr. Aldrich and Mr. Laybourn.

## CITY COUNCIL AGENDA ITEM COVER SHEET

DATE OF CITY COUNCIL MEETING: July 24, 2023

TYPE OF DOCUMENT:

( ) \*ORDINANCE)    (   X   ) \*RESOLUTION)    **\*NEED COUNCIL MEMBER SPONSOR**  
 ( ) PRELIMINARY PLAT/PRELIMINARY ZONE CHANGE( ) LEASE/CONTRACT  
 ( ) CHANGE ORDER/CONTRACT MODIFICATION                    ( ) CONSIDERATION OF BID  
 ( ) APPLICATION/LICENSE/PERMIT)                            ( ) APPOINTMENT  
 ( ) ANNOUNCEMENT/REPORT/MOTION)                            ( ) OTHER (ex: Minutes)

\*COUNCIL MEMBER SPONSOR(S) (ORDINANCES/RESOLUTIONS ONLY): Jeff White

EXACT WORDING OF AGENDA ENTITLEMENT/ITEM: Resolution whereby the Governing Body of the City of Cheyenne Authorizes a Special Cheyenne Downtown Development Authority District Election to be held October 18, 2023, as provided by WYO. STAT. §15-9-217(b) which, upon affirmative majority vote of the qualified voters within the District, will authorize a Special Assessment of twenty (20) Mills upon real property within the District, excluding real property used exclusively for residential purposes, for a period of four (4) years.

( ) 1% General Purpose Option Tax Fund (5<sup>th</sup> Penny) Ballot Years: \_\_\_\_\_  
( ) Specific Purpose Option Tax Fund (6<sup>th</sup> penny) Ballot Years: \_\_\_\_\_

Other Funding: Grant:

CONTACT PERSON: Kris Jones PHONE: 6334 DEPT. City Clerk

OTHER CITY DEPTS OR GOVERNMENTAL AGENCIES AFFECTED: DDA

FINANCIAL IMPACT/CONDITIONS WHICH AFFECT CITY:

LEASE/CONTRACT TERM: STARTING DATE:

	YES	NO	N/A
Is funding budgeted?	( )	( )	( X )
Were Bids called for?	( )	( )	( X )
Affected parties notified of Council procedure & dates?	( )	( X )	( )
Has bond, insurance or other security been arranged?	( )	( )	( X )
Have legal descriptions been checked?	( )	( )	( X )

Agenda item reviewed and/or approved by:

Risk Manager\* ( ) City Attorney ( X ) Dept. Head ( X ) Affected party ( X )

(\*Leases/Contracts) (If applicable)

General Comments:

Submitted by: Kris Jones Title: City Clerk Date: July 14, 2023

UPON PASSAGE OF THIS AGENDA ITEM, COPIES SHOULD BE SENT TO:

City Clerk \_\_\_\_\_ DDA \_\_\_\_\_  
(CT) (CT)

DM (Conv. Time). S - Scanned/electronic conv. D - Paper conv. (Revised 08/2022)





**Cheyenne Downtown Development Authority**

2101 O'Neil Ave., Room 205

Cheyenne, WY 82001

July 14, 2023

Kris Jones, Cheyenne City Clerk  
City of Cheyenne 2101 O'Neil Ave.  
Cheyenne WY 82001

Dear Kris,

The Cheyenne Downtown Development Authority submits this request in writing for the City of Cheyenne to conduct a special election pursuant to provision of Wyoming State Statutes Section 15-9-217 (b) and (c) to reauthorize a special assessment of 20 (mils) upon non-residential, commercial properties within the district for a period of four (4) years.

The proposed election date will be Wednesday, October 18, 2023. The election will be held from 9 a.m. to 3 p.m. in the lobby of the Cheyenne Depot, 121 W. 15th Street, Cheyenne, WY 82001. Upon a majority vote of participating electors in favor of the special district, taxes will be levied and collected in the same manner as a general property tax. The effective term of the assessment, if a majority vote is received, is to be for four (4) years commencing with the 2024 tax year.

The wording of the question to be placed on the election ballot is attached. The listing of qualified voters has been requested from the Laramie County Assessor. The listing will be provided to you as soon as it is received. An explanation of the formats you would like the property owner listing to be in would be appreciated. Qualified voters are persons owning real property within the district, excluding real property used exclusively for residential purposes. A map outlining the established boundaries of the DDA District is included and may be used for publication purposes. A larger version of this map will be provided to the City Clerk's office for posting at the election site. We will confirm that the names of three (3) persons who may serve as election judges; and names of any alternate judges will be submitted not less than one month prior to the election.

We look forward to working with you and your staff on the special district election. The DDA appreciates the time and effort you have contributed to this project. If you have any questions, please contact me at 433-9730.

Sincerely,

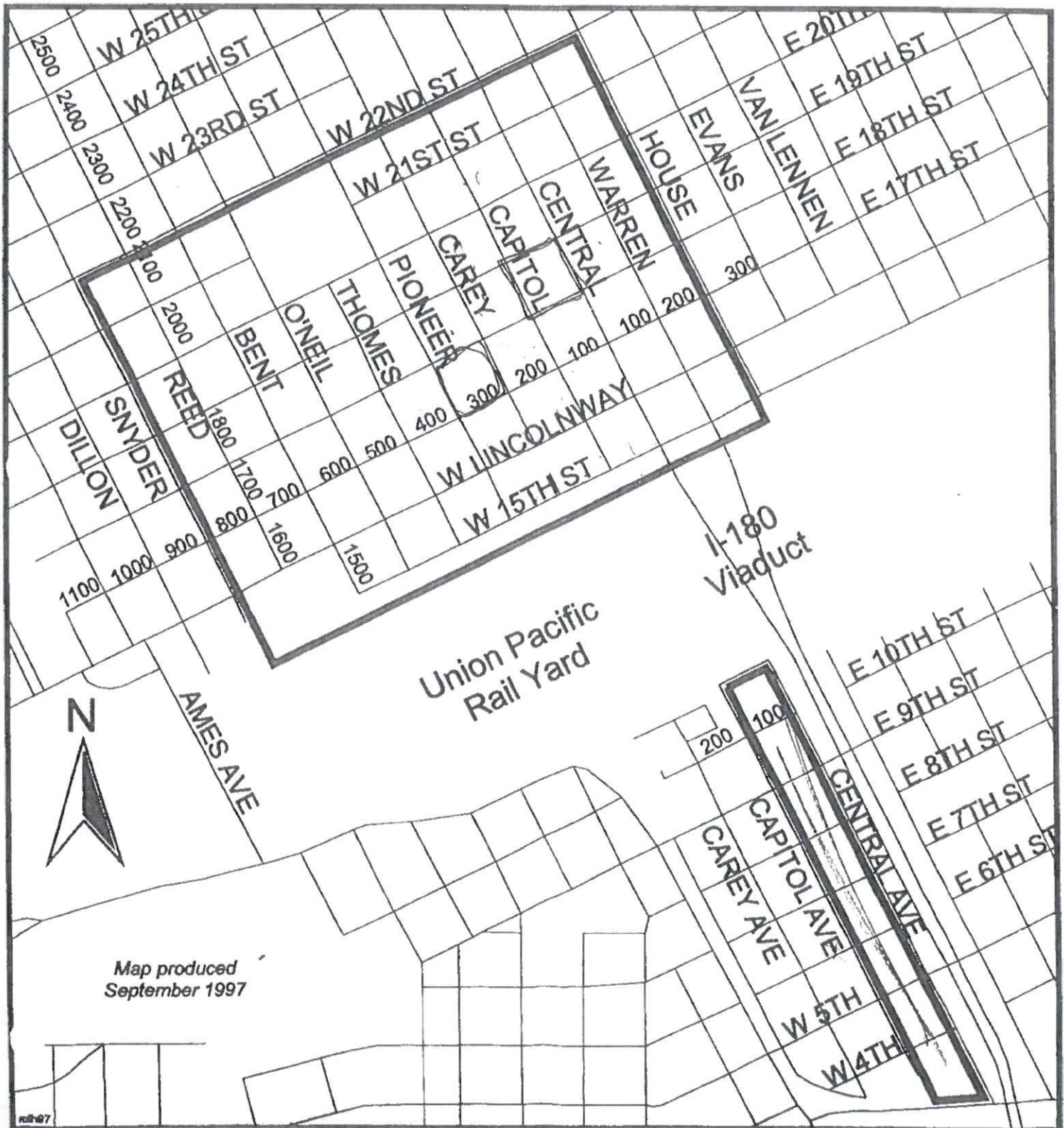
Thom Gabrukiewicz

Administrator, Cheyenne Downtown Development Authority

**Wording for Questions to be Placed on Election Ballot for DDA Special District Election on  
October 18, 2023**

"SHALL A SPECIAL ASSESSMENT OF TWENTY (20) MILLS BE LEVIED UPON THE ASSESSED VALUE OF REAL PROPERTY WITHIN THE BOUNDARIES OF THE CHEYENNE DOWNTOWN DEVELOPMENT AUTHORITY DISTRICT, EXCLUDING REAL PROPERTY USED EXCLUSIVELY FOR RESIDENTIAL PURPOSE, FOR A PERIOD OF FOUR (4) YEARS PURSUANT TO THE PROVISION OF WYOMING STATUTES SECTION 15-9-217 (b) AND (c) FOR THE PURPOSE OF: (1) ADMINISTRATIVE COSTS; (2) LANDSCAPING AND MAINTENANCE OF PUBLIC AREAS; (3) PLANNING AND MANAGEMENT OF DEVELOPMENT OR IMPROVEMENT ACTIVITIES; (4) PROMOTION OF PUBLIC EVENTS; AND (5) ACTIVITIES IN SUPPORT OF BUSINESS RECRUITMENT AND DEVELOPMENT?"

# Cheyenne Downtown Development Authority District





**Wording for Questions to be Placed on Election Ballot for DDA Special District Election on  
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