



CITY AND COUNTY OF DENVER

REVIEW AND COMMENT ON AN INITIATED ORDINANCE

CERTIFICATE OF COMPLIANCE

TO: Denver Elections Division

FROM: Office of the City Council
Office of the City Attorney

This is to certify that the Denver City Council and the Denver City Attorney's Office received an amended initiated ordinance proposal as required by Sec. 15-3(b), D.R.M.C. The initial review and comment hearing was held on 6-3-2022, in accordance with § 8.3.7 of the Denver Charter. The amendments to the proposed initiated ordinance are deemed non-substantive by the Denver City Attorney's Office. The full text of the amended ordinance is attached.

Short Title of proposed measure: My Spark Denver Program

Proponent(s): Trey Rogers

Changes Submitted: Non-substantive

Date Received: 6-3-2022

Date and Time of Hearing: No additional Review and Comment Hearing needed

Certified By:

Office of the Denver City Council By:

Signature: Zachary Rothmier

Office of the Denver City Attorney By: Jonathan Griffin

Signature: Jon Griffin

Date: 6-3-2022

Date: 6-3-2022

RECEIVED

2022 JUN -8 AM 9:36

SPARK RECORDS
CITY & COUNTY, DENVER

Affidavit of Petitioners' Committee Petition for Denver Initiated Ordinance

We, the undersigned, registered electors of the City And County of Denver, Colorado, pursuant to C&R Election Rule 5.3 and Section 8.3.2 of the Charter of the City and County of Denver, Colorado, hereby file this Affidavit constituting ourselves as the Petitioners' Committee, with the intention to circulate a petition for an Initiated Ordinance, and being duly sworn upon oath, depose and state as follows:

1. The following five (5) registered electors of the City and County of Denver shall constitute the Petitioners' Committee:

Name	Address	Phone Number
John Bailey	3570 Monaco Pkwy, Denver, CO 80207	720-629-0964
Elsa Bañuelos	4130 Tejon St, Suite C, Denver, CO 80211	303-458-6545
Rudy Gonzales	800 N Washington St, Apt. 206, Denver, CO 80203	720-271-0346
Malik Robinson	119 Park Ave West, Denver, CO 80205	303-295-1759 x15
Michael Cortes	10101 East 26th Ave., Denver, CO 80238	303-325-6650

2. The Petitioners' Committee shall be responsible for circulating and filing the petition.

3. Primary contact for the Petitioners' Committee is:

John Bailey

720-629-0964

johnbailey062@gmail.com

(Name)

(Daytime Phone)

(Email)

Address to which notices will be sent: 3570 Monaco Parkway, Denver, CO 80207

4. The Ballot Title for the Initiated Ordinance shall be as follows: (State Ballot Title in full in space provided or attach typewritten copy.)

See Attached.

5. The Initiated Ordinance full text shall be as follows: (State ordinance in full in space provided or attach typewritten copy to this page.)

See Attached.

(Legible Signature of Committee Member)

(Legible Signature of Committee Member)

(Legible Signature of Committee Member)

(Legible Signature of Committee Member)

(Legible Signature of Committee Member)

STATE OF COLORADO

CITY AND COUNTY Denver

Subscribed and sworn to me on this

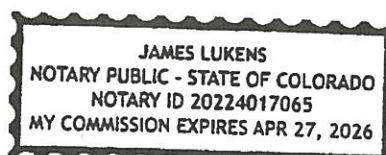
2 day of JUNE, 2022

My commission expires:

4/27/2026

(Signature of Notary Public)

[SEAL]



Affidavit of Petitioners' Committee Petition for Denver Initiated Ordinance

We, the undersigned, registered electors of the City And County of Denver, Colorado, pursuant to C&R Election Rule 5.3 and Section 8.3.2 of the Charter of the City and County of Denver, Colorado, hereby file this Affidavit constituting ourselves as the Petitioners' Committee, with the intention to circulate a petition for an Initiated Ordinance, and being duly sworn upon oath, depose and state as follows:

1. The following five (5) registered electors of the City and County of Denver shall constitute the Petitioners' Committee:

Name	Address	Phone Number
John Bailey	3570 Monaco Pkwy, Denver, CO 80207	720-629-0964
Elsa Bañuelos	4130 Tejon St, Suite C, Denver, CO 80211	303-458-6545
Rudy Gonzales	800 N Washington St, Apt. 206, Denver, CO 80203	720-271-0346
Malik Robinson	119 Park Ave West, Denver, CO 80205	303-295-1759 x15
Michael Cortes	10101 East 26th Ave., Denver, CO 80238	303-325-6650

2. The Petitioners' Committee shall be responsible for circulating and filing the petition.

3. Primary contact for the Petitioners' Committee is:

John Bailey

720-629-0964

johnbailey062@gmail.com

(Name)

(Daytime Phone)

(Email)

Address to which notices will be sent: 3570 Monaco Parkway, Denver, CO 80207

4. The Ballot Title for the Initiated Ordinance shall be as follows: (State Ballot Title in full in space provided or attach typewritten copy.)

See Attached.

5. The Initiated Ordinance full text shall be as follows: (State ordinance in full in space provided or attach typewritten copy to this page.)

See Attached.

Michael Cortés

(Legible Signature of Committee Member)

(Legible Signature of Committee Member)

(Legible Signature of Committee Member)

(Legible Signature of Committee Member)

(Legible Signature of Committee Member)

STATE OF COLORADO
CITY AND COUNTY

Denver

Subscribed and sworn to me on this

2 day of June, 2022

My commission expires: February 12, 2024

(Signature of Notary Public)

[SEAL]

SYDNEY WU
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20204006122
MY COMMISSION EXPIRES FEBRUARY 12, 2024

Affidavit of Petitioners' Committee Petition for Denver Initiated Ordinance

We, the undersigned, registered electors of the City And County of Denver, Colorado, pursuant to C&R Election Rule 5.3 and Section 8.3.2 of the Charter of the City and County of Denver, Colorado, hereby file this Affidavit constituting ourselves as the Petitioners' Committee, with the intention to circulate a petition for an Initiated Ordinance, and being duly sworn upon oath, depose and state as follows:

1. The following five (5) registered electors of the City and County of Denver shall constitute the Petitioners' Committee:

Name	Address	Phone Number
John Bailey	3570 Monaco Pkwy, Denver, CO 80207	720-629-0964
Elsa Bañuelos	4801 W Gill Pl, Denver, CO 80219	303-458-6545
Rudolph R Gonzales	800 N Washington St. Apt. 206, Denver, CO 80203	720-271-0346
Thomas Malik Robinson	4691 Iran Street, Denver, CO 80429	303-295-1759 x15
Michael Cortes	10101 East 26th Ave., Denver, CO 80238	303-325-6650

2. The Petitioners' Committee shall be responsible for circulating and filing the petition.

3. Primary contact for the Petitioners' Committee is:

John Bailey

720-629-0964

johnbailey062@gmail.com

(Name)

(Daytime Phone)

(Email)

Address to which notices will be sent: 3570 Monaco Parkway, Denver, CO 80207

4. The Ballot Title for the Initiated Ordinance shall be as follows: (State Ballot Title in full in space provided or attach typewritten copy.)

See Attached.

5. The Initiated Ordinance full text shall be as follows: (State ordinance in full in space provided or attach typewritten copy to this page.)

See Attached.

RECEIVED
 2022 JUN -8 AM 9:38
 CLERK & RECORDS
 CITY OF DENVER

Thomas Malik Robinson

(Legible Signature of Committee Member)

Elsa Bañuelos

(Legible Signature of Committee Member)

Michael Cortes

(Legible Signature of Committee Member)

(Legible Signature of Committee Member)

(Legible Signature of Committee Member)

STATE OF COLORADO
CITY AND COUNTY of Denver

Subscribed and sworn to me on this

7th day of June, 2022

[SEAL]

My commission expires: 8-13-2023

Erin Holweger

(Signature of Notary Public)

ERIN HOLWEGER
 NOTARY PUBLIC
 STATE OF COLORADO
 NOTARY ID 20114042610
 MY COMMISSION EXPIRES AUGUST 13, 2023

Ballot title

My Spark Denver Program

Shall the voters of the City and County of Denver adopt a change in Denver ordinance to fund out-of-school enrichment and learning opportunities for Denver children and youth, including tutoring and supplemental academic instruction, arts and sports activities, career and technical education training, programs to support mental health and wellness, support for children and youth with special needs, and English, foreign, and native language acquisition programs; prioritizing funding for children and youth eligible for free or reduced school lunch; paying for the program with a 4.5% sales tax on marijuana products already authorized by Denver voters and with a portion of the existing tax on marijuana products; limiting administrative expenses to no more than 7.5% of program funding; establishing a non-profit entity to administer the program whose board members would include a member of the city council, the superintendent of Denver Public Schools or the superintendent's designee, and seven members appointed by the mayor and confirmed by the city council; and requiring annual reporting on the program's activities to the public and elected officials?

RECEIVED

2022 JUN -8 AM 9:38

CLERK & RECORDER
CITY & COUNTY, DENVER

Be it Enacted by the People of the City and County of Denver:

SECTION 1. Chapter 11, D.R.M.C., concerning Child Care Establishments, shall be amended by **adding** a new Article V as follows:

ARTICLE V

MY SPARK DENVER PROGRAM

Sec. 11-40. - Legislative intent.

The purpose of this article is to provide for the administration of the dedicated sales tax increase on marijuana approved by voters on November 8, 2022, and as provided in paragraph 53-92(a)(3) of this Code (hereinafter referred to as the "My Spark Denver tax") for the purpose of establishing and funding the My Spark Denver Program as established by section 11-42. The people of the City and County of Denver find and declare that:

(1) A strong system of in-school and out-of-school public education creates the foundation for youth education. This combination of in-school and out-of-school learning ensures individual opportunity, strong communities, a well-prepared workforce, a vibrant democracy, and a thriving, resilient economy.

(2) Out-of-school enrichment and learning opportunities are critical for all Denver children and youth. These opportunities, outside of their regular school schedules, provide essential academic and life skills for children and youth to thrive in school and life. These enrichment and learning opportunities are critical to maintaining and enhancing academic performance and mental, physical, and emotional health for all children.

(3) Implementation of the My Spark Denver out-of-school enrichment and learning program will provide benefits to Denver communities by providing supplemental support to students, their families, and their in-school educators; additional employment opportunities for individual educators and out-of-school enrichment and learning providers; and increased economic stability for students and families.

RECEIVED

2022 JUN -8 AM 9:38

CLERK & RECORDS
CITY & COUNTY OF DENVER

(4) The new funding generated by this measure is intended to supplement, not supplant, the city's current funding for enrichment and learning opportunities. The requirement in section 11-46 of the annual appropriation of a portion of the My Spark Denver Fund to the office of children's affairs for out-of-school programs, including out-of-school enrichment and learning opportunities, is intended to increase the office's funding for that purpose. The dedication of a portion of the city's current tax on sales of retail marijuana and retail marijuana products to the My Spark Denver Fund is intended to approximate current funding to the office of children's affairs for out-of-school programs and to ensure that funding is permanently available for this purpose.

(5) The expenditure of the My Spark Denver tax and the establishment of the My Spark Denver Program serve important public and municipal purposes and are matters of local concern for which the citizens of Denver enjoy the full right of self-governance.

Sec. 11-41. - Definitions.

As used in this article, the following words or terms shall have the following meanings respectively ascribed to them, unless the context otherwise requires:

(1) "Non-profit entity" means the non-profit entity referenced in subsection 11-42(a), implementing the My Spark Denver Program, and meeting the criteria and requirements set forth in subsection 11-42(b).

(2) "Board" means the board of directors of the non-profit entity.

(3) "Eligible child or youth" means a child or youth from five through eighteen years of age who resides in the city and is, or will be, eligible for admission to public school within the city.

(4) "Enrichment and learning opportunity" means a program, service, system, activity, or other pursuit or purchase that provides supplemental educational or learning to eligible children or youth outside of normal school operations. "Enrichment and learning opportunity" includes: tutoring and supplemental academic instruction in core subject areas, including reading, mathematics, science, and writing; arts and

RECEIVED
2022 JUN -8 AM 9:3
CITY & RECORDS
CITY OF DENVER, CO

sports activities; career and technical education training; programs to support mental health and wellness; targeted support for children and youth with special needs and learning disabilities; English, foreign and native language acquisition; materials, supplies, equipment, and services (including transportation) required to complete or participate in an approved enrichment and learning opportunity and as distributed or provided by an enrichment and learning opportunity provider; and any other program, service, system, activity, or other pursuit or purchase that provides supplemental educational or learning to eligible children or youth outside of normal school operations, as approved by the board. "Enrichment and learning opportunity" does not include in-school instruction that occur during school hours; services, materials, curricula, or programs provided as part of a normal course of study conducted in accordance with a student's compulsory attendance requirements under C.R.S. § 22-33-104; credit recovery programs regardless of the time of day or day of the week they are offered; courses in religion or theology; or payment of school tuition.

(5) "Parent" means a parent or legal guardian of an eligible child or youth or an individual who stands *in loco parentis* of an eligible child or youth.

(6) "My Spark Denver Program" or "Program" means the enrichment and learning program created by section 11-42.

Sec. 11-42. - My Spark Denver Program - establishment.

(a) Expenditures of the My Spark Denver tax for the My Spark Denver Program shall be made pursuant to an agreement between the city and a Colorado non-profit entity meeting the requirements set forth in subsection (b) of this section, which shall define the obligations of the non-profit entity in consideration of such funding. The agreement shall be administered on behalf of the city by the office of children's affairs. Expenditures made under the agreement shall be subject to financial audit by the city auditor in 2028 and every third year thereafter.

(b) The non-profit entity shall meet the following criteria and requirements:

(1) The non-profit entity shall be duly incorporated and shall remain in good standing under the Colorado Revised Nonprofit Corporation Act, shall be a

RECEIVED
JUN -8 AM 9:39
CLERK & RECORDS
CITY OF DENVER

separate and distinct legal entity from the city, shall be deemed an independent contractor of the city, and shall not be considered a department or agency of the city. The non-profit entity shall have the authority to contract in its own name and to hire its own employees who shall not be considered officers or employees of the city.

(2) The sole purpose of the non-profit entity, as reflected in the non-profit entity's articles of incorporation, shall be to administer the My Spark Denver Program under contract with the city in accordance with the requirements of this article.

(3) The non-profit entity's articles of incorporation shall provide for a nine-member board of directors composed in accordance with section 11-43.

(4) The non-profit entity shall comply with all applicable requirements of the Colorado Open Records Act, C.R.S. § 24-72-200.1-206, and its board shall comply with the city's open meetings ordinance, Chapter 2, Article III, D.R.M.C.

(5) Not less than once annually, the non-profit entity shall report to the mayor, the city council, the auditor, and the public the following information:

(a) The number of eligible children or youth receiving assistance from the My Spark Denver Program, in total and by program;

(b) Analysis, including objective data where possible, of the impact of the My Spark Denver Program on children and youth by program; and

(c) Audited financial statements for the non-profit entity, including full reports on expenditures for the prior fiscal year and anticipated budgets and work plans for the ensuing fiscal year.

(c) The agreement between city and the non-profit entity for administration of the My Spark Denver Program shall include the following provisions and requirements:

(1) Any expenditure of My Spark Denver tax revenues under the agreement shall be subject to annual appropriation by the city council.

(2) No more than seven-and-one-half (7.5) percent of My Spark Denver tax revenue received by the non-profit entity in any year shall be spent on administrative

2022 JUN - 8 AM 9:39
RECEIVED
CLERK & RECORDER
CITY & COUNTY OF DENVER

expenses. For purposes of this limitation, "administrative expenses" shall mean salaries and office expenses related to any staff or employees of the non-profit entity; any fees or expenses paid to third-party contractors or consultants to assist in the development or administration of the My Spark Denver Program; expenses associated with assisting parents in navigating and selecting among enrichment and learning opportunities; expenses associated with measurement of the performance of the My Spark Denver Program; the cost of assistance provided to providers; the cost associated with the preparation of reports to city officials and the public on the performance of the My Spark Denver Program; any expenses reimbursed to members of the board; routine business expenses such as insurance, accounting and legal expenses; and any similar overhead expenses incurred by the non-profit entity. Unspent revenue in any year up to the limits in this paragraph (2) may be used for administrative expenses in subsequent years.

(3) The non-profit entity may seek, accept, and expend gifts, grants and donations from any source and may use any such gifts, grants and donations for any purpose permitted under this article.

(4) The non-profit entity shall administer the My Spark Denver Program in a manner that does not discriminate against any eligible child or youth, family of any eligible child or youth, or provider based on race, ethnicity, color, native language, religious affiliation, national origin, gender, military status, sexual orientation, gender variance, marital status, or physical or mental disability. The non-profit entity shall ensure that program is available to all eligible children and youth without regard to their immigration status.

(5) The non-profit entity shall not be a provider of enrichment and learning opportunities.

(d) The non-profit entity shall establish and administer the My Spark Denver Program for the distribution of funds on behalf of eligible children and youth to be used for enrichment and learning opportunities, consistent with this article and any other criteria and policies adopted by the board.

(e) In administering the My Spark Denver Program, the non-profit entity shall:

RECEIVED

2022 JUN -8 AM 9:39

OFFICE OF THE CITY CLERK

(1) Seek to provide access to enrichment and learning opportunities to every eligible child and youth, ensure a broad diversity of enrichment and learning opportunities and providers, and provide resources to parents to help them identify and choose enrichment and learning opportunities for their eligible children and youth.

(2) Establish criteria for the qualification of providers of enrichment and learning opportunities to participate in the My Spark Denver Program. Providers must be authorized to do business in Colorado. Providers must carry liability insurance coverage at or above policy limits established by the non-profit entity. The criteria shall be designed to encourage the participation of a large and diverse universe of providers, including but not limited to small community-based providers, individual teachers, small and large non-profit providers, and business providers. The non-profit entity may assist providers with the qualification process and may provide them with technical, programmatic, and capacity building expertise and funding, as necessary, to ensure a broad range of providers qualify to participate in the My Spark Denver Program. Immediate family members of eligible children and youth may not be providers to their own children or youth. The non-profit entity may disqualify a provider from participation if it determines the provider has failed to meet the requirements of this article or the criteria established under this paragraph and may ban from participation providers the non-profit entity reasonably concludes have engaged in fraud or illegal conduct. Denver Public Schools and public school teachers are pre-authorized as providers and are thus exempt from qualification under this paragraph. The non-profit entity shall consult with the Denver Public School's after school learning department concerning the development of criteria for the qualification of providers under this paragraph.

(3) Establish criteria to determine which programs, services, systems, activities, and other pursuits and purchases qualify as enrichment and learning activities eligible for funding through the My Spark Denver Program.

(4) Establish procedures to ensure child and youth safety, including the use of background checks provided by the Colorado Bureau of Investigation or similar agency for providers who will come in contact with children or youth through the My Spark Denver Program.

(5) Establish criteria for the distribution of funds to providers chosen by parents to provide enrichment and learning opportunities to eligible children and youth. The non-profit entity shall distribute funds according to the following requirements:

(a) The non-profit shall first fund applications, up to one thousand dollars (\$1,000) per eligible child or youth per calendar year, from parents of children or youth in low-income families, defined as having a child or youth eligible for free or reduced lunch, as certified through a school district, a board of cooperative services, or a district charter school or a successor proxy for low-income as adopted by statute or the Colorado Department of Education.

(b) The non-profit may use funds not required to satisfy the requirement of paragraph (a) of this subsection to increase the maximum funding per eligible child or youth per calendar year beyond one thousand dollars (\$1,000) and to fund additional applications through a system designed to prioritize applications by need according to family income.

(c) In determining need, the non-profit entity shall consult with local schools and government agencies, to reduce, to the extent practical, eligibility screening beyond the free and reduced lunch certification process.

(6) The non-profit entity shall provide opportunities for parents of participating children and youth to offer qualitative feedback at no cost and with the fewest possible financial and technological barriers to participation. By no later than September 1, 2023, the non-profit entity shall establish a system to measure the impacts of enrichment and learning opportunities provided to eligible children and youth and to ensure that enrichment and learning providers are rated by quantitative and qualitative results. The non-profit entity shall publish the results of the system's evaluation of providers at least annually, beginning on January 1, 2025, in a searchable on-line database which shall be accessible by the public at no cost.

(7) The non-profit shall assist the parents of eligible children and youth in navigating and selecting among available enrichment and learning opportunities and may offer this service through a contractor.

CLERK & RECORDS
CITY & COUNTY OF DENVER
JUN - 8 AM 9:40
RECEIVED

Sec. 11-43. – Directors.

One (1) director shall be a member of the city council appointed by the city council. One (1) director shall be the superintendent of Denver Public Schools or the superintendent's designee. Seven (7) directors shall be appointed by the mayor and confirmed by the city council. At all times, of the mayor's appointees: one shall be a parent of at least one eligible child or youth; one shall be a K-12 teacher in Denver; one shall be a provider of enrichment and learning opportunities that serves one thousand (1,000) or more children and youth annually; and one shall be a provider of enrichment and learning opportunities that serves fewer than one thousand (1,000) children and youth annually. In addition, the mayor is encouraged to appoint directors with expertise in nonprofit operations, family services, and youth mental health and who represent the geographic and cultural diversity of the city. Directors shall be appointed to three-year terms of office, except that three directors shall be appointed by the mayor to serve an initial term of two years. The mayor and city council shall appoint initial directors not later than February 1, 2023. Except for the member of city council and the superintendent of Denver Public Schools or the superintendent's designee, no director may serve more than three terms. Members of the board shall serve without compensation but may be reimbursed for actual and necessary expenses.

Sec. 11-44. – My Spark Denver Advisory Board.

Not later than April 1, 2023, the board shall appoint seventeen members of an advisory board to advise the non-profit entity regarding administration of the My Spark Denver Program. At least one member of the advisory board shall be a resident of each city council district and at least one member shall be a person employed in the retail marijuana industry. Each member shall serve a two-year term and may be reappointed to serve one additional term.

Sec. 11-45. – My Spark Denver Fund - establishment.

The My Spark Denver Fund is hereby created in the city treasury. The fund consists of all money dedicated to the Fund pursuant to paragraph 53-92(a)(3) and all

RECEIVED
2022 JUN -8 AM 9:40
CITY OF DENVER

revenue generated by a tax of three tenths (.3) of one percent imposed on sales of retail marijuana and retail marijuana products to consumers by retail marijuana stores pursuant to paragraph 53-92(a)(1), which amount shall be transferred to the fund. All interest and income earned on the deposit and investment of money in the fund must be credited to the fund and must not be transferred to the general fund or any other city fund at any time, including at the end of any city fiscal year. The My Spark Denver Fund may only be used for implementation of the My Spark Denver Program, and to increase funding to the office of children's affairs, pursuant to this article.

Sec. 11-46. – Funding for the office of children's affairs.

Ten (10) percent of the My Spark Denver Fund shall be annually appropriated by the city council to the office of children's affairs to support out-of-school enrichment and learning opportunities for children and youth and to fund the office's costs related to administering the My Spark Denver Program. Funds appropriated under this section for out-of-school enrichment and learning programs shall be used to support organizations that provide those programs at low or no cost. The office of children's affairs may utilize funding available under this section to contract with one or more organizations to administer its out-of-school enrichment and learning expenditures. The office of children's affairs shall expend no more than five (5) percent of funds appropriated to the office under this section for the administration of the My Spark Denver Program.

SECTION 2. In D.R.M.C., revise subsection (a) of Section 53-92 concerning the sales tax on marijuana products as follows:

Sec. 53-92. – Imposition of tax.

(a)(1) In addition to the sale tax imposed by division 1 of this article II, there is imposed upon all sales of retail marijuana and retail marijuana products to a consumer by a retail marijuana store a tax at the rate of three and one-half (3.5) percent of the amount of the sale.

(2) In addition to the sale tax imposed by division 1 of this Article II and the sale tax imposed by subsection (a)(1) of this section 53-92, beginning October 1, 2018, there is imposed upon all sales of retail marijuana and retail marijuana products to a

RECEIVED
JUN -8 AM 9:40
CITY & COUNTY OF DENVER

consumer by a retail marijuana store a tax at the rate of two (2) percent of the amount of the sale. The two (2) percent tax described in this subsection 53-92(a)(2) shall be dedicated to the Affordable Housing Property Tax and Other Local Revenue Fund for affordable housing purposes.

(3) In addition to the sales tax imposed by division 1 of Article 11 and the sales tax imposed by paragraphs (a)(1) and (a)(2) of this section 53-92, beginning January 1, 2023, there is imposed upon all sales of retail marijuana and retail marijuana products to a consumer by a retail marijuana store a tax at the rate of four and one-half (4.5) percent of the amount of the sale. The four and one-half (4.5) percent tax described in this paragraph 52-92(a)(3) shall be dedicated to the My Spark Denver Fund as defined in D.R.M.C. Chapter 11 Section 42.

SECTION 3. This ordinance shall become effective January 1, 2023.

RECEIVED

2022 JUN -8 AM 9:40

CLERK & RECORDER
CITY OF DENVER

Instructions to Circulators

Petition for Denver Initiated Ordinance

1. How To Circulate a Petition

- A. An initiated ordinance petition may consist of multiple petition sections. There must only be one circulator for each petition section.
- B. Each petition section is bound in a blue manuscript cover and contains: A) an *Affidavit of Petitioners' Committee* containing ballot title and full text, B) an *Instructions to Circulators* page, C) several numbered *Signature Pages* that contain a Warning section at the top of each page, and D) an *Affidavit of Circulator* page.
- C. Read the Warning in this petition section to be aware of who may sign this petition and other legal restrictions on signers of this petition.
- D. A petition section may not be left unattended on a counter or desk for voters to sign.

2. Who May Sign a Petition

- A. Signers must be residents of the City and County of Denver and registered to vote in Denver.
- B. Circulators may not sign their own petition section. Notaries may not notarize a petition section they have signed.

3. How To Sign a Petition - Signers Must:

- A. Print clearly.
- B. Use blue or black ink. Do not use ditto marks ("") to provide information on a signature line.
- C. Fill out every required field completely, date it and sign it in the presence of the circulator.
- D. Sign their own signature and print their own legal name in the same manner as the person is registered: last name, first name, and middle initial. (For example: Mary Doe, not Mrs. John Doe)
- E. Use the residence address where they reside and are registered to vote, including street name and street number, city and county. Post office boxes may not be used as a place of residence.
- F. Place their initials on all minor corrections. If a major correction is required, the signer should cross out the entire pair of lines containing the error and use the next pair of blank lines.
- G. Not sign for another signer. However, any person **except the circulator** may assist a signer who has limited literacy or is physically unable to write the required information on the petition. The signer must make his or her mark in the signature space and the person giving assistance must provide their signature and a statement that assistance was given. This statement must be provided on the petition immediately following the name of the elector who received assistance.

4. What To Do After Petition Section is Completed

- A. Do not disassemble petition sections. If the original staples are removed, all names on the section are disqualified.
- B. A petition section does not have to be completely filled for the listed names to be valid.
- C. The *Affidavit of Circulator* must be properly signed and notarized. Do not sign or date your *Affidavit of Circulator* until in the presence of the notary.
- D. No additional signatures may be collected after the *Affidavit of Circulator* is notarized. Any subsequent signatures are invalid.
- E. All petition sections must be filed with the Elections Division at one time.

RECEIVED

2022 JUN -8 AM 9:40

Clerk & Recorder
City & County, Denver

Warning and Signature Page

Petition for Denver Initiated Ordinance

**“WARNING:
IT IS AGAINST THE LAW:**

For anyone to sign any initiative petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE. TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE IN THE CITY AND COUNTY OF DENVER:

Do not sign this petition unless you have read or had read to you the proposed initiative in its entirety and understand its meaning.”

Ballot Title: See Attached.

1.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
2.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
3.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
4.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
5.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
6.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
7.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
8.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
9.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
10.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	

Section 0001, Page 1

Warning and Signature Page

Petition for Denver Initiated Ordinance

“WARNING: IT IS AGAINST THE LAW:

For anyone to sign any initiative petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE. TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE IN THE CITY AND COUNTY OF DENVER:

Do not sign this petition unless you have read or had read to you the proposed initiative in its entirety and understand its meaning.”

Ballot Title: See Attached.

1.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
2.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
3.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
4.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
5.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
6.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
7.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
8.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
9.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
10.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	

Section 0001, Page 2

RECEIVED

JUN - 8 AM 9:40

CLERK & RECORDER
COUNTY CLERK

Warning and Signature Page
Petition for Denver Initiated Ordinance

WARNING:
IT IS AGAINST THE LAW:

For anyone to sign any initiative petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE. TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE IN THE CITY AND COUNTY OF DENVER:

Do not sign this petition unless you have read or had read to you the proposed initiative in its entirety and understand its meaning."

Ballot Title: See Attached.

Table with 10 rows for signatures. Each row contains fields for Date, Last Name, First Name, MI, Year of Birth (Optional), Address - Number, Street, Unit #, City/County, and Signature.

RECEIVED
2022 JUN -8 AM 9:40
CLERK & RECORDER
CITY & COUNTY OF DENVER

Warning and Signature Page
Petition for Denver Initiated Ordinance

“WARNING:
IT IS AGAINST THE LAW:

For anyone to sign any initiative petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE. TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE IN THE CITY AND COUNTY OF DENVER:

Do not sign this petition unless you have read or had read to you the proposed initiative in its entirety and understand its meaning.”

Ballot Title: See Attached.

1.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
2.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
3.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
4.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
5.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
6.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
7.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
8.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
9.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
10.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	

Section 0001, Page 4

RECEIVED
2022 JUN -8 AM 9:41
CLERK & RECORDER
CITY & COUNTY OF DENVER

Warning and Signature Page
Petition for Denver Initiated Ordinance

“WARNING:
IT IS AGAINST THE LAW:

For anyone to sign any initiative petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE. TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE IN THE CITY AND COUNTY OF DENVER:

Do not sign this petition unless you have read or had read to you the proposed initiative in its entirety and understand its meaning.”

Ballot Title: See Attached.

1.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
2.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
3.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
4.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
5.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
6.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
7.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
8.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
9.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
10.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	

Section 0001, Page 5

RECEIVED
2022 JUN -8 AM 9:41
CLERK & RECORDER
CITY & COUNTY OF DENVER

Warning and Signature Page
Petition for Denver Initiated Ordinance

“WARNING:
IT IS AGAINST THE LAW:

For anyone to sign any initiative petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE. TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE IN THE CITY AND COUNTY OF DENVER:

Do not sign this petition unless you have read or had read to you the proposed initiative in its entirety and understand its meaning.”

Ballot Title: See Attached.

Table with 10 rows for signature collection. Each row contains fields for Date, Last Name, First Name, MI, Year of Birth (Optional), Address - Number, Street, Unit #, City/County, and Signature.

RECEIVED
JUL - 8 AM 9:41

Warning and Signature Page
Petition for Denver Initiated Ordinance

“WARNING:

IT IS AGAINST THE LAW:

For anyone to sign any initiative petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE. TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE IN THE CITY AND COUNTY OF DENVER:

Do not sign this petition unless you have read or had read to you the proposed initiative in its entirety and understand its meaning.”

Ballot Title: See Attached.

1.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
2.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
3.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
4.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
5.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
6.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
7.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
8.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
9.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
10.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	

Section 0001, Page 7

RECEIVED

2022 JUN -8 AM 9:41

CLERK OF RECORD
CLERK OF RECORD
CLERK OF RECORD

Warning and Signature Page
Petition for Denver Initiated Ordinance

WARNING:
IT IS AGAINST THE LAW:

For anyone to sign any initiative petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE. TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE IN THE CITY AND COUNTY OF DENVER:

Do not sign this petition unless you have read or had read to you the proposed initiative in its entirety and understand its meaning."

Ballot Title: See Attached.

Table with 10 rows for signatures. Each row contains fields for Date, Last Name, First Name, MI, Year of Birth (Optional), Address - Number, Street, Unit #, City/County, and Signature.

RECEIVED
2022 JUN -8 AM 9:41
OFFICE OF THE CITY CLERK

Warning and Signature Page
Petition for Denver Initiated Ordinance

“WARNING:
IT IS AGAINST THE LAW:

For anyone to sign any initiative petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE. TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE IN THE CITY AND COUNTY OF DENVER:

Do not sign this petition unless you have read or had read to you the proposed initiative in its entirety and understand its meaning.”

Ballot Title: See Attached.

Table with 10 rows for signatures. Each row contains fields for Date, Last Name, First Name, MI, Year of Birth (Optional), Address - Number, Street, Unit #, City/County, and Signature.

RECEIVED
2022 JUN -8 AM 9:41
CLERK & RECORDER
CITY & COUNTY OF DENVER

Warning and Signature Page

Petition for Denver Initiated Ordinance

**"WARNING:
IT IS AGAINST THE LAW:**

For anyone to sign any initiative petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.

DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE. TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE IN THE CITY AND COUNTY OF DENVER:

Do not sign this petition unless you have read or had read to you the proposed initiative in its entirety and understand its meaning."

Ballot Title: See Attached.

1.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
2.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
3.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
4.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
5.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
6.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
7.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
8.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
9.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
10.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	

Section 0001, Page 10

RECEIVED

2022 JUN -8 AM 9:41

CLERK & RECORDER
CITY & COUNTY OF DENVER



Denver Elections
Division

Affidavit of Circulator

Petition for Denver Initiated Ordinance

I, _____, being duly sworn
(Circulator's Printed Name)

on oath depose and say that I have read and understand the laws governing the circulation of petitions; that

1. I was a citizen of the United States, and at least 16 years of age at the time this petition section was circulated and signed by the listed electors;
2. I personally circulated this section of the petition;
3. All signatures on this petition section were affixed in my presence;
4. Each signature hereon is the genuine signature of the person whose name it purports to be;
5. To the best of my knowledge and belief, each of the persons signing this petition section was, at the time of signing, a registered elector of the City and County of Denver;
6. I have not paid and will not in the future pay and that I believe that no other person has paid or will pay, directly or indirectly, any money or other thing of value to any signer for the purpose of inducing or causing the signer to affix the signer's signature to the petition; and
7. Each signer had an opportunity to read the full text and ballot title of this initiative.

(Signature of Circulator)

(Date)

(Circulator's Permanent Residential Address)

STATE OF COLORADO
CITY AND COUNTY _____

Subscribed and sworn to me on this

_____ day of _____,

[SEAL]

RECEIVED

2022 JUN -8 AM 9:41

CLERK & RECORDER
CITY & COUNTY, DENVER

My commission expires: _____

(Signature of Notary Public)



RECHTKORNFELD PC
CRIMINAL • CIVIL • POLITICAL

June 8, 2022

Ben Schler
Policy and Compliance Administrator
Denver Clerk and Recorder's Office
201 W. Colfax Avenue
Denver, CO 80202

Re: Petition Materials for Proposed Initiated Ordinance – My Spark Denver Program

Mr. Schler,

I am writing in response to your letter of June 6 concerning the My Spark Denver proposed initiated ordinance. Attached you will find a revised submission which includes the following changes:

- 1) The proposed ballot title has been changed to standard capitalization (not all capital letters).
- 2) We have added five additional pages of signature lines, for a total of ten.
- 3) We have added three staples across the top of the packet.
- 4) We have updated information for the three committee members you were unable to located in the statewide voter registration database. Two names have been updated and two addresses have been updated. These three committee members have notarized the amended affidavit. We have also included the original affidavit which includes correct information and notarized signatures for our other two committee members.

Thank you in advance for your review of this revised submission.

Sincerely,

Thomas M. Rogers III

RECEIVED

2022 JUN -8 AM 9:41

SPARK & RECORDER
CITY & COUNTY, DENVER