

NOTICE OF PUBLIC HEARING
BEFORE THE
CITY AND COUNTY OF BROOMFIELD

DATE: August 12, 2025
TIME: 6:00 p.m.
PLACE: Council Chambers, George Di Ciero City & County Building
One DesCombes Drive
Broomfield, Colorado 80020

Notice is hereby given that a public hearing will be held before the City and County of Broomfield on

ORDINANCE NO. 2279

An ordinance submitting to a vote of the registered electors of the City and County of Broomfield at the coordinated election to be held on November 4, 2025, a proposed amendment to the Broomfield Charter that would require Council to adopt a Code of Ethics

Recitals.

Whereas, Broomfield became a City and County in November 2001, but the Home Rule Charter has been in effect since 1974. Home rule charters detail the structure and powers of a local government; and

Whereas, Council established a Charter Review Committee (CRC) to do a comprehensive review of and recommend changes to the Charter; and

Whereas, Council also discussed and gave consideration to changes to the Charter that it would like the voters to consider; and

Whereas, the CRC recommended that the Charter be amended to add a specific provision to the Charter requiring that Council adopt a code of ethics; and

Whereas, Broomfield currently has a code of ethics in the Broomfield Municipal Code, approved in 2001, but there is no requirement in the Charter that such a code of ethics be adopted or remain in the Code; and

Whereas, in 2006, Colorado voters approved an initiated measure, Amendment 41 which added Article XXIX, entitled "Ethics in Government," to the Colorado Constitution; and

Whereas, Section 7 of Amendment 41 contains a carve-out provision intended to protect the independence of home rule jurisdictions in regulating ethical matters by stating that the requirements "shall not apply" to home rule jurisdictions "that have adopted charters, ordinances, or resolutions that address the matters covered by [Article XXIX]."

Whereas, the required ordinance, consistent with home rule authority, makes clear that Broomfield’s code of ethics will govern and address the same matters as Amendment 41; and

Whereas, adding a new section 4.11 to the Charter would ensure there would always be a code of ethics in the Broomfield Municipal Code and acknowledges Broomfield’s ability as a home rule entity in adopting its own code of ethics;

Whereas, Charter amendments are permitted by Broomfield’s Constitutional Amendment and Section 18.6 of the Charter, and may be referred to the voters via an ordinance adopted by Council.

Now therefore, be it ordained by the City Council of the City and County of Broomfield, Colorado:

Section 1.

That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2.

Subject to the approval of the registered electors of the City and County of Broomfield, Chapter IV of the Broomfield Charter shall be amended with the addition of a new Section 4.11 shown in **bold** below, which ballot question shall be submitted to the registered electors of the City as “Proposed Charter Amendment No. 1D”, or with the number as set forth in Section 4 below, at the November 2025 election:

Section 4.11 - Conflicts of Interests; Code of Ethics

The Council shall adopt or amend by ordinance a code of ethics governing disclosure of conflicts of interest, recusals from voting and other standards or code of conduct or ethics. As a home rule jurisdiction, this code of ethics is intended to address the ethical standards for public officials as established by Article XXIX of the Colorado Constitution.

Section 3.

The following ballot title and question shall be placed on the ballot of the November 4, 2025 election for the City and County of Broomfield for consideration by the registered electors:

**Proposed Charter Amendment No. 1D
(Local Code of Ethics)**

Shall a new Section 4.11 of the Broomfield Home Rule Charter be added to require Council adopt and maintain a Broomfield code of ethics governing disclosure of conflicts of interests, recusals from voting and other standards or code of conduct or ethics, which local ordinance is intended to address the ethical standards for public officials as established by Article XXIX of the Colorado Constitution?

_____ Yes/For
_____ No/Against

Section 4.

It is Council's intent that the numbers for the Broomfield ballot questions be as low as possible. Council authorizes staff to modify the ballot number if needed so that the Broomfield Charter change ballot questions are sequential and with the lowest numbers possible.

Section 5.

Publication of this ordinance in full after final approval constitutes publication of notice of an election upon the proposed amendment pursuant to Section 31-2-210(4) of the Colorado Revised Statutes.

Section 6.

If any clause, sentence, paragraph or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 7.

This ordinance is effective seven days after publication following final passage.

Introduced and approved after first reading on July 8, 2025, and ordered published in full.

APPROVED AS TO FORM:

/s/ Nancy Rodgers

City and County Attorney

*Bold type indicates new material to be added to the Broomfield Municipal Code.
Dashes through words indicate deletions from the Broomfield Municipal Code.*

Published by title in the Broomfield Enterprise on Sunday, July 13, 2025

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