

**TOWN OF BERTHOUD  
RESOLUTION NO. 2020-14**

**A RESOLUTION SUPPORTING THE REPEAL OF THE GALLAGHER  
AMENDMENT, A QUESTION APPEARING ON THE NOVEMBER 3, 2020  
BALLOT AS “AMENDMENT B” IN THE STATE OF COLORADO.**

**WHEREAS**, the Gallagher Amendment was added to the Colorado State Constitution in 1982 and mandates that the assessed value of residential property equal 45% of statewide taxable property and nonresidential equal 55%; and

**WHEREAS**, Gallagher also mandates that the assessed value of non-residential property be fixed at 29% while the assessed value of residential property is adjusted every two years to stay at the 45% maximum; and

**WHEREAS**, the effect of these arbitrary mandates has been for the assessed value rate for residential property to fall from 21% in 1982 to 7.15% in 2019 statewide due to the increased residential property values in some areas of Colorado; and

**WHEREAS**, Gallagher adjusts the assessment rate statewide even though many rural areas of Colorado have not had the large increases in residential property tax value and lack a large commercial tax base resulting in large declines in property tax funding; and

**WHEREAS**, this continuing decline in residential property tax assessment rates has resulted in a significant decline in property tax revenue statewide for critical municipal services and also a significant decline in revenue for special district operations, such as the Berthoud Fire Protection District, Berthoud Community Library District, and also the Thompson R-2J School District; and

**WHEREAS**, the effect of the 45% residential and 55% nonresidential revenue mandates has been large property tax increases on small businesses and other nonresidential property; and

**WHEREAS**; the large tax increases on businesses limits job growth and has caused some businesses to close as their costs increase much more rapidly than their business; and

**WHEREAS**, many businesses small and large are struggling with the damaging effects of the COVID 19 pandemic; and

**WHEREAS**, repealing the Gallagher amendment will not result in a tax increase and will just stabilize the residential assessment rate at its current level of 7.15% and non-residential at 29%; and

**WHEREAS**, the referred ballot question to repeal Gallagher had the bi-partisan support of 70% of the Colorado Legislature and the Colorado Municipal League Executive Board voted to support Amendment B;

Therefore, be it resolved that the Berthoud Town Board of Trustees urges voters to support the repeal of the Gallagher Amendment to the Colorado Constitution and vote yes on Amendment B.

PASSED, ADOPTED AND APPROVED THIS 13<sup>th</sup> day of October 2020

TOWN OF BERTHOUD

BY:

William Karspeck  
William Karspeck, Mayor

ATTEST:

Christian Samora  
Christian Samora, Town Clerk

