

RESOLUTION NO. 15  
(Series 2020)

**A RESOLUTION IN SUPPORT OF BALLOT QUESTION 3B ON THE  
NOVEMBER 3, 2020 GENERAL ELECTION BALLOT**

**WHEREAS**, the Town of Berthoud, Colorado ("Town"), is a statutory town; and

**WHEREAS**, in 2005 the Colorado General Assembly enacted Senate Bill 05-152 (SB 152), which prohibits local governments such as the Town from providing cable television services, telecommunication services, or high-speed internet services (advanced services), either directly or indirectly, unless such services are authorized by the electorate; and

**WHEREAS**, SB 152 has been interpreted by some as prohibiting local governments from providing a wide spectrum of services including such things as internet service in public facilities; leveraging government infrastructure and partnering with private businesses to provide affordable and high-speed internet services throughout the community; and direct provision of broadband services by municipal government where needed; and

**WHEREAS**, a voter approved exemption from SB 152 would restore local independence and the ability to evaluate all possibilities for next generation broadband services in the Town; and

**WHEREAS**, the Berthoud Town Board of Trustees submitted to Berthoud voters, as authorized by SB152, a question as to whether Berthoud should be exempted from the restrictions imposed by SB 152; and

**WHEREAS**, an election will be held on Tuesday, November 3, 2020, conducted as a coordinated election in conjunction with Larimer and Weld Counties; and

THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, COLORADO, AS FOLLOWS:

**Section 1.** The Town Board of the Town of Berthoud supports the passage of ballot question 3B that will appear on the November 3, 2020 General Election Ballot, and strongly urges the electors of the Town to vote in favor of such ballot question.

**Section 2.** Adoption of this resolution may be reported or distributed only through established, customary means, other than paid advertising, by which information about other proceedings of the Town Council is regularly provided to the public.

**Section 3.** This resolution is effective upon adoption.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 27<sup>th</sup> DAY OF OCTOBER 2020.

ATTEST:

Christian R. Samora, Town Clerk

TOWN OF BERTHOUD

Will Karspeck, Mayor

