

RESOLUTION NO. 04
(Series 2018)

**A RESOLUTION OF THE TOWN OF BERTHOUD,
COLORADO, SUBMITTING TO THE REGISTERED
ELECTORS VOTING IN THE MUNICIPAL MAIL BALLOT
ELECTION TO BE HELD APRIL 3, 2018 A BALLOT
QUESTION CONCERNING WHETHER THE TOWN OF
BERTHOUD SHOULD AUTHORIZE AND REGULATE
RETAIL SALE OF MARIJUANA SUBJECT TO THE TAXES
AND FEES APPROVED BY BERTHOUD VOTERS IN THE 2017
GENERAL ELECTION**

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

WHEREAS, the current municipal ordinances prohibit the retail sale of Marijuana and Cannabis products within the confines of the Town; and

WHEREAS, the voters of the Town approved in 2017 the imposition of certain taxes and fees upon the retail sale of Marijuana and Cannabis products if and when such sales and businesses were authorized; and

WHEREAS, at a regular meeting of the Board of trustees on January 23, 2018, a resolution was passed to determine the Question of allowing such businesses through a vote of the people at the April, 2018 municipal election; and

WHEREAS, presentation of the question to the public requires a resolution establishing the question to be placed on the Ballot; and

WHEREAS, the Board finds and determines that it is necessary and desirable to submit to the electors of the Town voting at the April municipal election to be held on April 3, 2018, the question of authorizing the retail sale of Marijuana and related Cannabis products.

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

Section 1. All actions heretofore taken (not inconsistent with the provisions of this resolution) by the Town and the officers thereof, directed toward the election in relation to the objects and purposes herein stated are hereby ratified, approved and confirmed.

Section 2. The following Ballot Question shall be submitted to the qualified electors of the Town voting at the Municipal Election to be held on April 3, 2018:

RETAIL MARIJUANA AND CANNABIS PRODUCTS SALES

Shall the establishment and operation of retail marijuana sales by municipally licensed medical dispensaries be permitted in the Town of Berthoud, Colorado, subject to the fees and taxes heretofore approved by voters of the Town and subject to all requirements of the Colorado Retail Marijuana Code and regulations to be adopted by the Town Board of Trustees?

YES

NO

Section 3. This Resolution shall serve to set the ballot title for the ballot Question set forth above, and the ballot title for the ballot Question shall be the text of such ballot Question.

Section 4. The officers and employees of the Town are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 5. Upon approval of the above Ballot Question by the majority of the registered electors voting thereon, the Board shall enact an implementing ordinances to carry out all legal and regulatory requirements associated with the above Ballot Question.

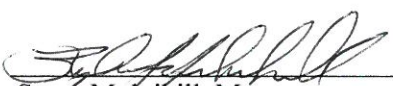
INTRODUCED, READ, PASSED, AND ADOPTED THIS 30th DAY OF JANUARY, 2018

TOWN OF BERTHOUD

ATTEST:


Christian Samora, Town Clerk

BY:


Steve Mulvihill, Mayor

