

RESOLUTION NO. 18-03

A RESOLUTION SUBMITTING TO THE REGISTERED ELECTORS OF THE TOWN OF FIRESTONE AT THE REGULAR MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 3, 2018, THE QUESTION OF AFFIRMING THE TOWN'S RIGHT TO PROVIDE HIGH-SPEED INTERNET SERVICES (ADVANCED SERVICES), TELECOMMUNICATIONS SERVICES, AND/OR CABLE TELEVISION SERVICES TO RESIDENTS, BUSINESSES, SCHOOLS, LIBRARIES, NONPROFIT ENTITIES AND OTHER USERS OF SUCH SERVICES, EITHER DIRECTLY OR INDIRECTLY WITH PUBLIC OR PRIVATE SECTOR PARTNERS AS EXPRESSLY PERMITTED BY ARTICLE 27, TITLE 29, OF THE COLORADO REVISED STATUTES, AND SETTING FORTH RELATED DETAILS

WHEREAS, the Town of Firestone (the "Town"), is a Colorado municipal corporation duly organized and existing under laws of the State of Colorado; and

WHEREAS, the Town will hold a regular municipal election on April 3, 2018; and

WHEREAS, the Town Board of Trustees is of the opinion that it should refer to the voters at the April 3, 2018 regular municipal election the question of re-establishing the Town's right to provide high-speed internet services (advanced services), telecommunications services, and/or cable services as stated herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO:

Section 1. A regular municipal election will be held in the Town of Firestone on Tuesday, April 3, 2018, between the hours of 7:00 a.m. and 7:00 p.m.

Section 2. Pursuant to applicable provisions of the laws of the State of Colorado, the Board of Trustees hereby submits to the registered electors of the Town at such regular election to be held on April 3, 2018 (the "election"), the ballot question specified in Section 3 of this resolution.

Section 3. The following ballot question, certified in substantially the form set forth below, is hereby referred to the registered electors of the Town and shall appear on the ballot of the election to be held on April 3, 2018:

BALLOT QUESTION NO. _____

SHALL THE TOWN OF FIRESTONE, WITHOUT INCREASING TAXES BY THIS MEASURE, BE AUTHORIZED TO PROVIDE HIGH-SPEED INTERNET SERVICES (ADVANCED SERVICES), TELECOMMUNICATIONS SERVICES, AND/OR CABLE TELEVISION SERVICES, INCLUDING BUT NOT LIMITED TO ANY NEW AND IMPROVED HIGH BANDWIDTH SERVICE(S) BASED ON FUTURE TECHNOLOGIES, TO RESIDENTS, BUSINESSES, SCHOOLS, LIBRARIES, NONPROFIT ENTITIES AND OTHER USERS OF SUCH SERVICES, EITHER DIRECTLY OR INDIRECTLY WITH PUBLIC OR PRIVATE SECTOR PARTNERS, AS EXPRESSLY PERMITTED BY COLORADO REVISED STATUTES §§ 29-27-101 TO 304, "COMPETITION IN UTILITY AND ENTERTAINMENT SERVICES"?

YES _____
NO _____

Section 4. If a majority of all the votes cast at the election on the question submitted shall be for the question, the question shall be deemed to have passed and shall be effective upon passage.

Section 5. 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 and the conduct of the April 3, 2018 election.

Section 6. If any portion of this resolution is held to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this resolution. The Board of Trustees and the registered voters of the Town hereby declare that they would have passed and approved this resolution and each part hereof irrespective of the fact that any one part be declared invalid.

INTRODUCED, ADOPTED AND RESOLVED THIS 10th DAY OF January, 2018.

TOWN OF FIRESTONE, COLORADO

Bobbi Sindelar
Bobbi Sindelar, Mayor Pro-tem



ATTEST:

Leah Vanarsdall
Leah Vanarsdall, Town Clerk