

RESOLUTION NO. 2020-

A RESOLUTION OF THE TOWN COUNCIL OF CASTLE ROCK STATING ITS OPPOSITION TO COLORADO PROPOSITION 113 AND THE ADOPTION OF THE NATIONAL POPULAR VOTE INTERSTATE COMPACT

WHEREAS, in accordance with the provisions of Article II, Section 1, Clauses 2 and 4 of, and the Twelfth Amendment to the U.S. Constitution, the President of the United States is chosen by the members of the Electoral College; and

WHEREAS, under the U.S. Constitution, it is left to the discretion of each state legislature to determine the manner in which the votes of its individual members are cast; and

WHEREAS, at present, Colorado's Electoral College members are directed to allocate their votes to the Presidential candidate that wins the popular votes in the state; and

WHEREAS, this November, Colorado voters will be asked to decide the fate of Proposition 113, which calls for the State of Colorado to join the National Popular Vote Interstate Compact (the "Compact"); and

WHEREAS, the Compact is an agreement among participating states to ensure that the candidate who wins the most votes nationwide is elected President, which agreement becomes binding when the states participating in the Compact represent more than half (270 votes) of all electoral votes in the Electoral College (538 votes); and

WHEREAS, if Proposition 113 passes, at such time as the Compact becomes binding, Colorado will be obligated to award all nine of its electoral votes to the presidential candidate who receives the most popular votes nationwide, even if that candidate does not win the majority of votes in Colorado; and

WHEREAS, recent elections have shown that Colorado's electoral votes are highly coveted and pursued by presidential candidates, ensuring that such candidates will listen to Colorado's unique perspectives on regional issues such as water, infrastructure, and taxes; and

WHEREAS, adoption of the Compact will encourage presidential candidates to focus their campaigns on large population centers where they can reach more voters, thereby concentrating political power in the largest cities located in the most populous states and relegating Colorado to "bit player" status in future presidential elections; and

WHEREAS, the Compact attempts to sidestep the U.S. Constitution and the system of checks and balances created by America's Founding Fathers for the purpose of ensuring political power will never be concentrated in a particular city, state, or region, so that each state will always have a voice in the election of a President; and

WHEREAS, Section 1-45-117(1)(b)(III)(A), C.R.S, allows the Town Council to pass a resolution or take a position of advocacy on any statewide ballot issue of importance to the citizens of Castle Rock.

NOW, THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO, AS FOLLOWS:

Section 1. **Statement of Opposition.** The Town Council formally declares its opposition to Colorado Proposition 113 and the adoption of the National Popular Vote Interstate Compact for the purpose of ensuring proper checks and balances against the concentration of political power in large population centers and protecting Colorado's unique political voice in presidential politics.

PASSED, APPROVED AND ADOPTED this 15th day of September, 2020, by the Town Council of the Town of Castle Rock, Colorado, on first and final reading by a vote of _____ for and _____ against.

ATTEST:

TOWN OF CASTLE ROCK

Lisa Anderson, Town Clerk

Jason Gray, Mayor

Approved as to form:

Approved as to content:

Michael J. Hyman, Town Attorney

David L. Corliss, Town Manager