

## RECORD OF PROCEEDINGS

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### MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF GLENDALE, COLORADO

April 18, 2017

Mayor Mike Dunafon led the room in the Pledge of Allegiance.

1. Call to Order and Roll Call. Mayor Dunafon called the regular meeting of the Council to order. Sherry Frame, City Clerk, called roll. The following Council Members were also present: Mayor Pro Tem Doris Rigoni, Scott Brock, Storm Gloor, and Dario Katardzic. Council Members Lindsey Mintz and Scott Norquist were absent. City Manager Jerry Peters, City Attorneys Jeff Springer and Matt Giacomini, and members of City Staff also attended the meeting.

2. Approval of Agenda. Mayor Pro Tem Rigoni moved to approve the agenda. This particular motion requires no second.

3. Preliminary Staff Matters. There was none.

4. Public Comments. There was none.

5. Public Hearing on Final Site Plan for Green Solution, 4151 East Kentucky Avenue. Mayor Dunafon read the matter into the record by title only, all Council Members having received copies of the same. The Mayor opened the public hearing.

Chuck Line, Deputy City Manager, said the site plan is for a recreational marijuana facility. The Planning Commission unanimously recommended approval of this final site plan, with Staff recommendations, at their last meeting. The only issue with the site is an overhead utility pole containing Comcast cable, which will be removed. Staff also recommends approval, with Staff recommendations.

Kyle Speidell appeared before Council and outlined the changes that have been made to the site plan since the last Council meeting. These changes include more ascetic bike racks, window detail for privacy and security, upgraded building elevation, locked and gated fence to basement, added decorative lighting, cobblestone-lined swales, stone pathway from the Home Depot side of the lot to avoid people stepping in the swales, curb cut for drainage, etc. He anticipates the building will be ready for occupation by mid summer. Mr. Line said Green Solution has met all requirements of the zoning code.

The Mayor closed the public hearing. Council Member Katardzic moved to approve the Final Site Plan for Green Solution, 4151 East Kentucky Avenue, with Staff recommendations. Council Member Brock seconded the motion, and the motion passed unanimously.

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6. Public Hearing on a Site Plan Amendment and Special Use Permit for MedExpress, 320 South Birch Street. Mayor Dunafon read the matter into the record by title only, all Council Members having received copies of the same. The Mayor opened the public hearing.

Mr. Line said the building is 4,714 square feet and will be used as an urgent care facility. This is not mixed use, so a special use permit is being sought. Staff's only concerns were with regard to landscaping, but these concerns have been met. Josh Bertrand, Public Works Director, said skyrocket junipers will be added to existing landscaping to meet requirements. Mr. Line said lights will be added to the east side of the building for photometrics. He also said the Planning Commission unanimously recommended approval of this site plan, with Staff recommendations.

The Mayor closed the public hearing. Council Member Brock moved to approve a Site Plan Amendment and Special Use Permit for MedExpress, 320 South Birch Street, with Staff recommendations. Council Member Katardzic seconded the motion, and the motion passed unanimously.

7. Introduction of Ordinance No. 2, Series of 2017, an Ordinance of the City Council of the City of Glendale, Colorado, Amending and Adopting Section 17.04.080(L) to the Glendale Code of Ordinances to Exempt City of Glendale Developments From the Requirements of the Zoning Code and Recognizing the Creation of Specific Tracts of Land Owned by the City of Glendale. Mayor Dunafon read the matter into the record by title only, all Council Members having received copies of the same. The Mayor opened the public hearing.

Chuck Line said that law allows a City to exempt certain municipal or utility projects if it is provided for in the Zoning Code. One section of the ordinance creates five tracts that are approximately 170 square feet in size.

The Mayor closed the public hearing. Mayor Pro Tem Rigoni moved to approve Ordinance No. 2, Series of 2017, an Ordinance of the City Council of the City of Glendale, Colorado, Amending and Adopting Section 17.04.080(L) to the Glendale Code of Ordinances to Exempt City of Glendale Developments From the Requirements of the Zoning Code and Recognizing the Creation of Specific Tracts of Land Owned by the City of Glendale. Council Member Brock seconded the motion, and the motion passed unanimously.

8. Discussion Items:

a. Review the Next City Council Meeting Agenda. Council reviewed the draft May 2, 2017 meeting agenda.

9. Public Comments. There were none.

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10. Other Business. There was none.

11. Items for Press Release. There were none.

Executive Session. Mayor Dunafon recused himself from the Executive Session. Mayor Pro Tem Rigoni took the place of the Mayor. Council Member Gloor moved that Council go into Executive Session for a conference with the City Attorney, for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b). Council Member Katardzic seconded the motion. The motion passed unanimously.

Mayor Pro Tem said, "It is April 18, 2017, and the time is 7:35 p.m. For the record, I am the presiding officer, Mayor Pro Tem Doris Rigoni. As required by the Open Meetings Law, this Executive Session is being electronically recorded.

Also present at this Executive Session are the following persons:

Council Member Scott Brock

Council Member Storm Gloor

Council Member Dario Katardzic

Council Member Lindsey Mintz

City Manager Jerry Peters

Deputy City Manager and Finance Director Linda Cassaday

Deputy City Manager Chuck Line

City Attorneys Jeff Springer and Matt Giacomini

The purpose of the Executive Session is for a conference with the City Attorney, for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b).

I caution each participant to confine all discussion to the stated purpose of the Executive Session. No formal action may occur in the Executive Session.

If at any point in the Executive Session, any participant believes that the discussion is going outside the proper scope of the Executive Session, please interrupt the discussion and make an objection.

Madam Clerk: Is the recorder reset for this portion of the meeting?

The Council is now in Executive Session."

At the end of the Executive Session, Mayor Pro Tem Rigoni said, "I hereby attest that this recording reflects the actual contents of the discussion at the Executive Session and has been

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made in lieu of any written minutes to satisfy the recording requirements of the Open Meetings Law.

I hereby ask the City Clerk to retain the recording for a 90-day period.

The time is now 7:50 p.m., and we conclude the Executive Session and return to the open meeting.”

After the close of the Executive Session and the audience returned to the room, Mayor Pro Tem Rigoni said, “Madam Clerk, please reset the recording. The time is now 7:53 p.m., and the Executive Session has been concluded. The participants in the Executive Session, besides me, were:

Council Member Scott Brock  
Council Member Storm Gloor  
Council Member Dario Katardzic  
Council Member Lindsey Mintz  
City Manager Jerry Peters  
Deputy City Manager and Finance Director Linda Cassaday  
Deputy City Manager Chuck Line  
City Attorneys Jeff Springer and Matt Giacomini

For the record, if any person who participated in the Executive Session believes that any substantial discussion of any matters not included in the motion to go into the Executive Session occurred during the Executive Session in violation of the Open Meetings Law, I would ask that you state your concerns for the record.” Nothing none, Mayor Pro Tem Rigoni read the next agenda item into the record.

12. Resolution No. 3, Series of 2017, a Resolution of the City Council of the City of Glendale, Colorado, Authorizing the City Manager to Execute Various Agreements in Connection With the Management of a Professional Rugby Team. Mayor Dunafon read the matter into the record by title only, all Council Members having received copies of the same.

Linda Cassaday, Deputy City Manager and Finance Director, said a new organization has been formed, Major League Rugby, which now has 10 team members: New Orleans, Houston, Austin, Dallas, Kansas City, Seattle, Utah, Minneapolis, Glendale, and Chicago. It is a limited liability company, and each team owns an equal interest in the league. She said the resolution refers to agreements between the Glendale ownership group and the City, which would include a transfer of the trademark “Glendale Raptors” to the ownership group. The City would then license that name back from the ownership group, and the City would continue to operate the

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stadium, sell sponsorships and tickets, and operate the team. Besides the trademark purchase agreement and the trademark license agreement, there will be a management agreement between the ownership group and the City. In exchange, the City will retain 100% of the local revenues generated by the team, i.e., ticketing, sponsorships, advertising, broadcasting, etc., until its costs are totally met, at which time the City will split local revenues with the ownership group. The benefit to the City is the potential revenue expansion of the ticketing, hospitality suite, sponsorship, etc., because a professional team is expected to bring in more people, more sales tax, etc. The first-year investment by the ownership in the professional league will be approximately \$560,000.

Council Member Brock moved to approve Resolution No. 3, Series of 2017, a Resolution of the City Council of the City of Glendale, Colorado, Authorizing the City Manager to Execute Various Agreements in Connection With the Management of a Professional Rugby Team. Council Member Katardzic seconded the motion, and the motion passed unanimously.

13. Adjournment. The meeting was adjourned, after a motion by Council Member Katardzic.

Dated: 5/2/17



Mike Dunafon, Mayor

ATTEST:



Sherry Frame, City Clerk