

RECORD OF PROCEEDINGS

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

March 7, 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, Lindsey Mintz, and Scott Norquist. Council Member Dario Katardzic was absent. City Manager Jerry Peters, City Attorney 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. New Manager Registration, Jason Bargar, Chatham Cherry Creek HP Leaseco LLC d/b/a Hyatt Place Denver/Cherry Creek, 4150 East Mississippi Avenue. Mayor Dunafon read the matter into the record by title only, all Council Members having received copies of the same.

Chief Haskins said the Police Department completed a background check on the application for change of manager for Chatham Cherry Creek HP Leaseco LLC d/b/a Hyatt Place Denver/Cherry Creek, 4150 East Mississippi Avenue. The new Operating Manager listed is Jason Bargar of Aurora, Colorado, who will replace James Brown. A criminal check showed no criminal activity for Jason Bargar. Based on the background investigation and with the consent of the Mayor and City Council, Chief Haskins recommended approval of the change of manager.

Jason Bargar appeared before Council; he has been with the Hyatt for one year. He said some remodeling to the hotel is underway, eliminating a meeting room to add more guest rooms.

Mayor Pro Tem Rigoni moved to approve the New Manager Registration for Jason Bargar, Chatham Cherry Creek HP Leaseco LLC d/b/a Hyatt Place Denver/Cherry Creek, 4150 East Mississippi Avenue. Council Member Norquist seconded the motion, and the motion passed unanimously.

6. New Manager Registration, Natalie Cahill, Summit Hotel TRS 094, LLC, d/b/a Staybridge Suites Cherry Creek, 4220 East Virginia Avenue. Mayor Dunafon read the matter into the record by title only, all Council Members having received copies of the same.

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Chief Haskins said the Police Department completed a background check on the application for change of manager for Summit Hotel TRS LLC d/b/a Staybridge Suites Cherry Creek at 4220 East Virginia Avenue. The new Operating Manager listed is Natalie Cahill of Centennial, Colorado, who will replace Timothy Wentzlaff. A criminal check showed no criminal activity for Natalie Cahill. Based on the investigation and with the consent of the Mayor and City Council, Chief Haskins recommended approval of the change of manager.

Natalie Cahill appeared before Council and said she has been with the hotel for three months. Previously, she was at the Denver Tech Center Staybridge Suites.

Council Member Brock moved to approve the New Manager Registration for Natalie Cahill, Summit Hotel TRS 094, LLC, d/b/a Staybridge Suites Cherry Creek, 4220 East Virginia Avenue. Council Member Gloor seconded the motion, and the motion passed unanimously.

7. Consent Item

- a. Minutes of the February 7, 2017 Regular Meeting

Mayor Pro Tem Rigoni moved to approve the consent item. Council Member Mintz seconded the motion. The motion then passed unanimously.

8. Public Hearing on Special Event Permit, The Hellenic Orthodox Community of Denver, for Greek Independence Celebration on March 25, 2017, at 4610 East Alameda 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.

Chief Haskins said the Police Department completed a background check on the application for a Special Event Permit submitted by the Hellenic Orthodox Community of Denver to host an event at the Assumption Greek Orthodox Cathedral at 4610 East Alameda Avenue. The date of the Greek Independence Celebration is March 25, 2017, beginning at 7:30 p.m. and ending on March 26, 2017, at 2:00 a.m. The President is Constantinos Loannides, and the Event Manager is Natasa Kallergis. A criminal check showed no criminal activity for Constantinos Loannides or Natasa Kallergis. A check with the State of Colorado Liquor Enforcement section shows no record of any violations against the Assumption Greek Orthodox Cathedral. All necessary paperwork is on file with the State of Colorado. Based on the investigation and with the consent of the Mayor and City Council, Chief Haskins recommended approval of the Special Events Permit.

Natasa Kallergis appeared before Council and said they will serve only beer and wine at the dinner event. She said the February Greek Night event raised \$10,000. The money will be used to renovate the school bathrooms. The Mayor closed the public hearing. Council Member Gloor

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moved to approve the Special Event Permit for The Hellenic Orthodox Community of Denver for Greek Independence Celebration on March 25, 2017, at 4610 East Alameda Avenue. Council Member Brock seconded the motion. The motion then passed unanimously.

9. Consider Issuing Notice of Proposed Denial of Tavern Liquor License for JP Colorado, LLC d/b/a World of Beer, 660 South Colorado Blvd. Mayor Dunafon read the matter into the record by title only, all Council Members having received copies of the same.

Chuck Line, Deputy City Manager, said that the registered manager for World of Beer, Marissa Vertucci, has not been present on the premises and employed by World of Beer since late 2016. He said C.R.S. ¶12-47.301(8) states, "Each licensee holding a tavern license ... shall manage such premises himself or herself or employ a separate and district manager on the premises and shall report the name of such manager to the state and local licensing authorities. Such licensee shall report any change in managers to the state and local licensing authorities within thirty days after the change. ..." Mr. Line said the City has received no application for change of manager. In addition, a Notice of Municipal Tax Lien for World of Beer dated January 20, 2017 was filed with the Arapahoe County Clerk and Recorder on February 9, 2017, for \$50,048.70. He read Liquor Regulation 47-310(e), which states that when a licensing authority is required to make a determination as to the character, record and reputation of existing licensee, the authority may consider if the licensee is delinquent in the payment of any local taxes. Mr. Line said Staff recommends issuing a Notice of Proposed Denial, with a public hearing date of April 4, 2017, when the licensee may bring an attorney and/or witnesses. Linda Cassaday, Deputy City Manager and Finance Director, outlined the steps the City took in attempting to collect the taxes due. She said the taxes unpaid by World of Beer were the result of an audit assessment done in July of 2016. Ms. Cassaday reported on her contacts with World of Beer to set up a payment plan. No management representative from World of Beer was present at the meeting. Mr. Line said that setting the public hearing for 30 days in the future gives World of Beer an opportunity to remedy their administrative and operational deficiencies. City Attorney Giacomini concurred with Staff's analysis and recommendations. Council asked about possible conditions against the licensee.

Mayor Pro Tem Rigoni moved to approve the issuance of a Notice of Proposed Denial to notify the Applicant that the City Council of the City of Glendale, in its capacity as the Local Liquor Licensing Authority, upon motion duly made on March 7, 2017, proposing to deny the renewal of the Tavern liquor license of the Applicant. Council Member Brock seconded the motion. The motion then passed unanimously.

10. Public Hearing on a Preliminary Site Plan for MAC Corp at 4425 East Virginia 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.

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Chuck Line said the Planning Commission unanimously recommended the approval of the site plan, with Staff recommendations. One of the major concerns by people testifying at the last Planning Commission meeting was the possibility of people smoking marijuana on the roof of the building, if State law changes in the future. The Applicant has voluntarily agreed that the accessory part of the rooftop patio will only be used by the front retail, which will be non-marijuana related. Mr. Line covered the square footage of the building, the uses, and the standards for the site, which all meet the City's zoning requirements. He said Staff recommends approval of the site plan, with staff conditions.

Nathan Peters from Shatter, representing the accessory use under MAC Corp, appeared before Council, as did Anna Cozy, the owner of MAC Corp. Butler Rents owns the property. Mr. Line said no variances were requested.

The Mayor closed the public hearing. Council Member Brock moved to approve the Preliminary Site Plan for MAC Corp at 4425 East Virginia Avenue. Council Member Mintz seconded the motion, and the motion passed unanimously.

11. Introduction of Ordinance No. 1, Series of 2017, an Ordinance of the City Council of the City of Glendale, Colorado, Amending Storm Water, Section 13.30, of the Code of Ordinances of the City of Glendale. Mayor Dunafon read the matter into the record by title only, all Council Members having received copies of the same.

Josh Bertrand, Director of Public Works, said the ordinance presented updates the City's current storm water ordinance. The last storm water requirements were linked to the CDHP general permit requirements. This ordinance allows the City to make its own requirements, equal to or more stringent than the State's requirements. He recommended that Council approve the changes to the ordinance.

Council Member Gloor moved to approve the Introduction of Ordinance No. 1, Series of 2017, an Ordinance of the City Council of the City of Glendale, Colorado, Amending Storm Water, Section 13.30, of the Code of Ordinances of the City of Glendale. Council Member Norquist seconded the motion, and the motion passed unanimously.

12. Discussion Items:

a. Review the Next City Council Meeting Agenda. Council reviewed the draft April 7, 2017 meeting agenda. The City Clerk will add the Public Hearing on the Notice of Proposed Denial of Tavern Liquor License for World of Beer to the agenda, as well as a proclamation on behalf of Kids to Parks Day.

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b. Adoption of the 2014 National Electric Code. Mr. Line said that, under the Charter, copies of the primary code must be available for review at the time of the first reading of the ordinance when Council adopts by reference. In this case, copies of the Electric Code are \$86 each, but copies of the international codes are \$1,100 each. He asked if Council was amenable to not having their own copies of the codes and being able to view a copy at the City offices. Council agreed.

13. On-Going Updates

- a. DRCOG. Council Member Gloor attended the association's orientation session.
- b. CML. Council Member Mintz reminded Council of the June CML conference.
- c. Transportation Solutions. Mayor Pro Tem Rigoni said Kate Williams is the new Executive Director of the organization.
- d. RTD. Council Member Brock attended the recent annual meeting.
- e. Infinity Park. Linda Cassaday said the new jumbotron, 52"x24" and a new ribbon board digital display for the east end of the stadium are to be installed in June, before the first movie night. The Small College Championships are scheduled the end of April, the Collegiate National Championships in May, and the National Club Championships the end of June. Seventeen teams are registered for the 7s tournament in August. She said two high-profile events are being held at the Events Center in the next few weeks: The Sports Women of Colorado and the Denver Business Journal's 40 Under 40.
- f. Glendale 180. Captain Gross attended the Responsible Hospitality Institute, an association of entertainment districts around the world. This year's theme was the economic viability of entertainment districts. He said noise complaints against entertainment districts are causing huge problems.

14. Department Reports. Chief Haskins said Korbie Perkins will leave her full-time job as a liaison officer at the City and will be operating her own non-profit company doing RAD trainings. She will continue working for the City part-time. Nicole Limoges, Executive Director of the YMCA, said February was another great month for the facility. They exceeded their monthly goal and netted 32 new members. She commended Monica Heinrich, the new Health and Wellness Director, for adding new classes to the program. Chuck Line said the final site for Green Solution is on the agenda for the next Planning Commission meeting, as well as the site plan for MedExpress on the top floor of 320 South Birch Street.

15. Public Comments. Nasrin Kholghy of the Persian Rug Store appeared before Council and spoke of the dry trees their business cut and trimmed on both sides of the creek.

16. Council Reports. There was none relating to City business.

17. Other Business. There was none.

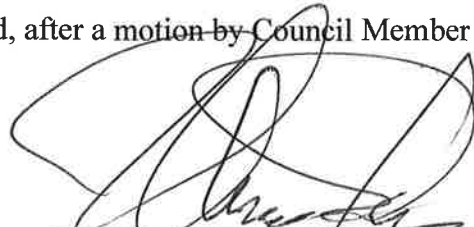
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18. Items for Press Release. There were none.

19. Adjournment. The meeting was adjourned, after a motion by Council Member Mintz.

Dated: April 4, 2017



Mike Dunafon, Mayor

ATTEST:



Sherry Frame, City Clerk