

RECORD OF PROCEEDINGS

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

May 2, 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, Dario Katardzic, Lindsey Mintz, and Scott Norquist. City Manager Jerry Peters, City Attorneys Jeff Springer and Matt Giacomini, and members of City Staff also attended the meeting.

2. Approval of Agenda. Council Member Gloor moved to approve the agenda, with the switch in order of items Nos. 8 and 9. This particular motion requires no second. There was unanimous consent of the Council.

3. Preliminary Staff Matters. There were none.

4. Public Comments. There were none.

5. Consent Items.

a. Minutes of the April 4, 2017 Regular Meeting

b. Minutes of the April 18, 2017 Regular Meeting

c. Renewal of Hotel and Restaurant Liquor License for El Torito #3 Incorporated d/b/a El Torito #3, 4978 Leetsdale Drive

d. Renewal of Hotel and Restaurant Liquor License, Cuba Cuba Sandwicheria, LLC, d/b/a Cuba Cuba Sandwicheria, 654 South Colorado Blvd.

e. Renewal of New Hotel and Restaurant Liquor License for BSB Colorado #1 LLC d/b/a Big Smoke Burger, 652 South Colorado Blvd.

Mayor Pro Tem Rigoni moved to approve the Consent Items. Council Member Brock seconded the motion, and the motion passed unanimously.

6. Public Hearing on Renewal 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. The Mayor reminded Council that the public hearing was opened at the last Council meeting on April 4, 2017, and was never closed.

Chuck Line, Deputy City Manager, said a Notice of Proposed Denial was served upon the Licensee due to failure to pay lawfully-imposed taxes and the failure to report changes of manager within 30 days. He said the Licensee signed a Promissory Note to the City for the back taxes and is current with the payments. Also, a manager for the location was approved by Council on April 4, 2017.

Jason Rapport of JP Colorado, owner, appeared before Council. He said the business has been open in Glendale for four years; carry local brewer products; give business to the CitySet restaurants as they

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have no kitchen; and employ 15-20 people. Mr. Rappaport explained the difficulties the business has had with finding the right manager for the position. He said he takes full responsibility for not following the Colorado liquor rules. Mr. Rappaport assured Council that any change of manager would be given to the City within the 30-day period required. He said that within 90 days the entire staff will undergo TIPS training, and any new employee thereafter will be required to get TIPS certification.

Mr. Line said that Staff recommends a renewal of the liquor license with the following conditions: 1) all employees be TIPS trained within 90 days; 2) notice be given to the City within 30 days of any change of manager; 3) timely payments be made on the tax repayment plan; and 4) communicating with the Police Department on regular compliance checkups.

Mr. Line said that the Licensee not meeting any of these conditions would be a violation of the liquor code. If this would happen, the matter would be brought back to Council to decide whether to issue a Show Cause Order.

The Mayor closed the public hearing. Mayor Pro Tem Rigoni moved to approve the Renewal of Tavern Liquor License for JP Colorado, LLC d/b/a World of Beer, 660 South Colorado Blvd., with the conditions set by Staff. Council Member Brock seconded the motion, and the motion passed unanimously.

7. Public Hearing on 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 Section 1 adds exemption to the City's existing Code for City of Glendale and water and wastewater projects from the requirements of the zoning process. It also allows an exemption for areas in other government-owned properties funded in part by the City of Glendale. Section 2 creates four tracts of land, exempt from the zoning requirements. These are not developable lots and can only be used for their current use, a parking space. They are separate, taxable units under the subdivision codes of the State of Colorado and the City. Section 2 applies Section 1.

The Mayor closed the public hearing. Council Member Gloor 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 Mintz seconded the motion, and the motion passed unanimously.

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8. Resolution No. 5, Series of 2017, a Resolution of the City Council of the City of Glendale, Colorado, Approving the Conveyance of Four Approximately 162 Sq/Ft Tracts of Real Property at 4490 East Virginia Avenue. Mayor Dunafon read the matter into the record by title only, all Council Members having received copies of the same.

Carolynne White, Special Counsel to the Downtown Development Authority, said the purpose of the resolution is to convey the four tracts of land created by Ordinance No. 2 to the persons named in the resolution, who will then be able to serve on the DDA Board. Mr. Line said the conveyance in the resolution cannot take place until the required five-day final posting and publication of Ordinance No. 2 has been met.

Council Member Norquist moved to approve Resolution No. 5, Series of 2017, a Resolution of the City Council of the City of Glendale, Colorado, Approving the Conveyance of Four Approximately 162 Sq/Ft Tracts of Real Property at 4490 East Virginia Avenue. Council Member Brock seconded the motion, and the motion passed unanimously.

9. Resolution No. 4, Series of 2017, a Resolution of the City Council of the City of Glendale, Colorado, Appointing New Members of the Glendale Downtown Development Authority Board. Mayor Dunafon read the matter into the record by title only, all Council Members having received copies of the same.

Carolynne White said the resolution appoints new members to the DDA Board to create a full quorum. She asked to amend the resolution provided to Council by striking out the following verbage from Paragraph No. 3, "If the property owner is not a natural person, the entity must designate a natural person to serve on the DDA Board on its behalf." This language is a summary of the DDA law and does not need to be included. She said Paragraph No. 2 offers Council the ability to name two Council Members to sit on the DDA Board.

Council Member Mintz moved to approve Resolution No. 4, Series of 2017, a Resolution of the City Council of the City of Glendale, Colorado, Appointing New Members of the Glendale Downtown Development Authority Board, as amended, with the appointment of Council Member Gloor and Mayor Pro Tem Rigoni as the appointed City Council Members to the Board. Council Member Brock seconded the motion, and the motion passed unanimously.

10. Discussion Items:

a. Review the Next City Council Meeting Agenda. Council reviewed the draft May 2, 2017 meeting agenda. The City Clerk said she will be adding the liquor license renewal for T-Bar and the vacation of an easement at 320 South Birch Street. Mr. Line said an ordinance will be presented on the way the City does the criminal background check on pawn items, to adopt the standard in the state statute. He said there will also be an ordinance on small cell process in zoning code, as presently the procedure is not a good one for facilities location in a right-of-way.

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11. On-Going Updates

a. Infinity Park. Linda Cassaday, Deputy City Manager and Finance Director, said the City will host the National Collegiate 7s Championship during the weekend of May 19-21. Forty teams, with 600 players and coaches, will participate. The National Club Championship will take place in early June. She said events are scheduled in the Ballroom of the Event Center every day for 22 days in April and May.

b. Glendale 180. No report.

12. Department Reports. Nicole Limoges, Executive Director of the YMCA, thanked the Police Department for their help with the Easter Egg Hunt. She said 2,500 eggs were gathered by the kids in less than a minute. The Sports Center was No. 5 on Ameritowns Media's list for the top 10 sports centers in Colorado. Josh Bertrand, Director of Public Works, said the department will be striping the street at Colorado Blvd. and Kentucky Avenue and installing new exercise equipment in Infinity Park South. Linda Cassaday said voting is in process for the movies to be shown on Monday Movie Nights. The annual audit will take place soon. She also mentioned that Cherry Street will be closed around June 5th during the installation of the new screen. Chief Joe Haskins said two new police officers are out of training (Officers Nunez and Vanderpool). By June, the department should be fully staffed.

13. Public Comments. There were none.

14. Council Reports. Council Member Gloor said he noticed that Glendale was incorporated by May 19, 1952, so its 65th anniversary is approaching. Council Member Mintz said she is forming a 501(c)(3) for at-risk youth and athletic mentorship.

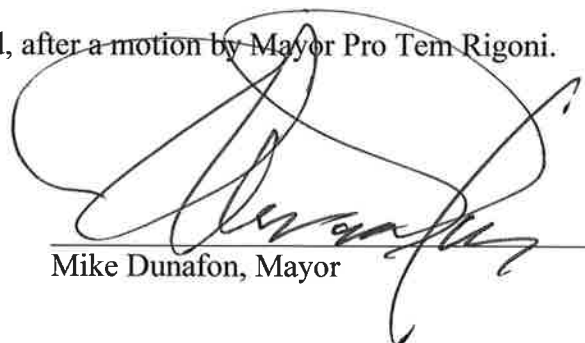
15. Other Business. There was none.

16. Items for Press Release. There were none.

17. Executive Session. There was none.

18. Adjournment. The meeting was adjourned, after a motion by Mayor Pro Tem Rigoni.

Dated: June 6, 2017



Mike Dunafon, Mayor

ATTEST:



Sherry Frame, City Clerk