



MINUTES
TOWN OF PARACHUTE
BOARD OF TRUSTEES REGULAR MEETING
FEBRUARY 18, 2016

The Town of Parachute will make reasonable accommodations for access to Town services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call (970) 285-7630, x-104 for assistance.

Meeting called to Order by Mayor Roy McClung at 6:30 p.m.

(A) CALL TO ORDER AND ROLL CALL

Trustees Present: John Loschke
Dan Manzanares
Juanita Williams
Tom Rugaard
Tim Olk
Travis Sproles
Mayor: Roy McClung

Trustees Absent: None

Staff Present: Town Manager: Stuart McArthur
Town Clerk: Denise Chiaretta
Public Works Director: Mark King
Police Chief: Cary Parmenter
Administrative Assistant: Lucy Cordova

Audience List Attached:

(B) PLEDGE OF ALLEGIANCE

APPROVE AGENDA

Town Manager McArthur stated that there were corrections to the agenda.

Items G and H should read "Board of Trustees" not "Planning and Zoning Commission."
Executive Session was expanded to include discussion of personnel matters (except if the employee who is the subject of the session has requested an open meeting or if the personnel matter involves more than one employee, and all of the employees have requested an open meeting. Personnel matters does not include discussion of other council members or appointment of elected or appointed officials or the city's personnel policies under C.R.S. 24-6-402(4)(F)

MOTION NO. 1:

Moved and seconded by Trustees Rugaard / Loschke to approve the agenda with the changes to Items G, H and R.

Vocal vote passed unanimously.

(D) CONSENT AGENDA:

- (1) MINUTES FROM THE JANUARY 21, 2016, REGULAR MEETING
- (2) EXPENDITURES PAID IN JANUARY 2016
- (3) LIQUOR LICENSE RENEWAL APPLICATION FOR HOTEL AND RESTAURANT 3.2 BEER LICENSE

APPLICANT: El Tapatio LLC
 DBA: El Tapatio
 LOCATION: 393 East 2nd Street, Unit 4
 ADDRESS: P.O. Box 604
 Parachute, CO 81635

MOTION NO: 2

Moved and seconded by Trustees Loschke / Rugaard to approve items one through three.

Motion passed unanimously.

(E) COMMENTS FROM CITIZENS REGARDING ITEMS NOT ON THE AGENDA

Pam Jarrett 184 South Second Court.

Ms. Jarrett addressed a resolution that was passed in the January Board meeting concerning setting a date for an annexation application. She stated that the affidavit on the last page Mr. Gerhard signed indicated his residence; in fact, it was the UPS store in Grand Junction.

An amended affidavit was signed later with his “mailing address.” She believes that it should come before the trustees to be voted on again.

Ms. Jarrett stated that after the last Board meeting she had seen someone pass money to an employee and when asked about it she was told that it was a fee. She asked if the Town did not have rules in place concerning handling money.

Ms. Jarrett also asked about the resolution regarding postings and was concerned about an ad for the Green Joint offer lower costs to person with medical marijuana cards does this mean that they are not being changed tax, that would be a loss of revenue to the Town.

(F) DEPARTMENTAL REPORTS:

- (1) Mayor and Board of TrusteesMayor and Trustees
 - Mayor McClung stated that he and Stuart had met with Terra Energy, the company acquiring WPX. It was a meet and greet.
 - Trustee Rugaard stated that he was sorry, but due to his uncle’s funeral service he was unable to get back in time to make the E.A.B. meeting.
- (2) Town Manager Monthly Update..... Stuart McArthur, Town Manager
 Town Manager McArthur briefly went over his monthly report regarding issues relevant to keeping

activities in Town and submitting grant applications to help cover costs with improving the rest area and to seek out acquiring a larger piece of land in Town and establishing a Parks & Recreation Enterprise Fund.

Some of the upcoming issues that will be covered in the future are wastewater rate increase, annexation, zoning, and water/wastewater rate issues for residents.

There was discussion about changing the fireworks to the park on the Fourth of July. It was decided to keep the fireworks with Oktoberfest and to move forward with a Latino Festival in May.

Town Manager McArthur stated that he met with the Rifle Regional Economic Development Corporation. It has been decided that the association between RREDC and the Grand Valley Economic Development Committee would end.

Town Manager McArthur also informed the Board the BLM has issued its preliminary finding for the environmental studies for the Previously Issued WRNF Leases EIS. In Garfield County, they propose to cancel 47% of leased area and modify/reaffirm 53%. Most of the leases to be cancelled are in and around the Thompson Divide.

- (3) Community Development Report Stuart McArthur, Town Manager

Town Manager McArthur stated that most of this is repeat of the activities from his report.

The Town has upgraded the audio and video of the Board room and fiber optics have been brought in to Town Hall and we are now getting bids for an IT Company.

- (4) Public Works Department Monthly UpdateMark King, Public Works Director

Public Works Director King gave an overview of his report and added that he had gone to the county weed Board meeting and has found that there are many noxious weeds within the Town limits that need to be eradicated. The State has mandated the Town have a weed ordinance and establish a weed advisory Board.

- (5) Police Department Monthly Update Cary Parmenter, Police Chief

Police Chief Parmenter presented his annual report. The Mayor asked about the armed robbery activity that happened the day before the meeting.

There were no questions just comments about a job well done.

Annual Report from Chief Parmenter

Chief Parmenter gave a short power point presentation on his annual report.

Chief Parmenter showed that calls for services have gone up in the last couple of years although the population has gone down.

(G) PUBLIC HEARING BEFORE THE PLANNING AND ZONING COMMISSION TO CONSIDER A DEVELOPMENT REVIEW APPLICATION FROM BRUCE HOGGAN FOR A SPECIAL USE REVIEW TO BUILD AN OUTDOOR RECREATION FACILITY IN A SERVICE COMMERCIAL ZONED AREA (CANCELLED)

APPLICANT/OWNER: Bruce Hoggan
225 Callahan Avenue
Parachute, CO 81635

PROJECT NAME: Public meeting to seek authorization from the Town of Parachute for a Special Use Review to build an outdoor recreation center in an area that is zoned Service Commercial

PROJECT LOCATION: 68 Cardinal Way
Parachute, CO 81635

LEGAL DESCRIPTION(S): Section: 12
Township: 7
Range: 96
Subdivision: SPRING LAKE ESTATES, SECTION E
Lot: 3 A RESUB OF LOT 2A, SEC.E12
6th Prime Meridian
County of Garfield
State of Colorado

STAFF: STUART McArthur, TOWN MANAGER

Mayor McClung stated that this Hearing has been cancelled.

(H) PUBLIC HEARING BEFORE THE BOARD OF TRUSTEES TO CONSIDER A DEVELOPMENT REVIEW APPLICATION FROM JOHN B. AND SHERRY L. LOSCHKE FOR A SPECIAL USE REVIEW TO BUILD A RETAIL MARIJUANA CULTIVATION FACILITY IN A SERVICE COMMERCIAL ZONED AREA

APPLICANT/OWNER: John B. and Sherry L. Loschke
250 S. Railroad Ave
Parachute, CO 81635

PROJECT NAME: Public hearing to seek authorization from the Town of Parachute for a Special Use Review to build a Retail Marijuana Cultivation Facility in a Service Commercially zoned area.

PROJECT LOCATION: 250 ½ S. Railroad Ave.
Parachute, CO 81635

LEGAL DESCRIPTION(S): Section: 7
Township: 7 South
Range: 95 West
Subdivision: Eshe Waterman Sub
Lot: 3 and: Lot: 4 E 25' X 160' of LOT 3
6th Prime Meridian
County of Garfield
State of Colorado

Public Hearing called to order at 7: 21 p.m.

Mayor McClung asked Town Clerk Chiaretta if there was proof of publication and notice to property owners. Town Clerk Chiaretta stated that “yes” there was.

Mayor McClung asked if the applicate was present. Applicate is present.

Mayor McClung asked Town Clerk Chiaretta if there was proof of publication and notice to property Owners. Town Clerk Chiaretta stated that “yes” there was.

Trustee Loschke recused himself from the Public Hearing as he has a monetary interest in the application.

Town Planner Davis Farrar introduced himself and Phil Vaughan whom was representing John and Sherry Loschke.

Town Planner Farrar gave an overview of his staff report and asked if the Board had any questions at this time.

There being no questions Town Planner Farrar stated he would have Mr. Vaughn make his presentation before he made his recommendation to the Board.

Mr. Vaughn of Phil Vaughan Construction Management, Inc. 1038 County Road 323 Rifle, CO 81650

Mayor McClung asked Mr. Vaughn to please raise and be sworn in before he began his presentation. Mr. Vaughn was sworn in.

Mr. Vaughn thanked the staff for working with him to get this presentation in order and go over the conditions.

Mr. Vaughn gave a power point presentation that is included in his presentation in the Board of Trustees packets, he went over the location of this property.

Mr. Vaughn stated that this application meets all of the setbacks and requirements set by the Town of Parachute.

Mr. Vaughn continued to give an overview of the application, traffic flow, lighting, parking, landscaping etc.

Mr. Vaughn brought up the cash-in-lieu of land dedication as there will not be any type of a park in this area.

Mayor McClung asked if any of the Trustee had any questions regarding Mr. Vaughn's presentation.

There were none.

Town Planner Farrar stated that he had spoken to the Town Manager regarding what the cost per acre would be and he was looking into it.

The acreage is 0.86 and at \$55,000 per acre it would be \$4,730 at this time Mr. Vaughn felt that his clients would be alright with this amount and felt that the resolution should reflect the fact that staff would be able to negotiate the cost of cash-in-lieu of land dedication.

Town Planner Farrar that his recommendation is to approve the Special Use Review for the Loschke Retail Marijuana Cultivation Facility with the Planning Commissions recommended (16) sixteen conditions, which he read into the record.

Mayor McClung stated it is now time for the Public Comment portion of the Public Hearing.

Mayor McClung stated that all persons that have signed up to speak please rise and be sworn in.

Pam Jarrett, 184 South 2nd Court stated that she was concerned about the location of the facility due to the high usage of utilities and the high concentrate of carbon dioxide be sent into the air.

Katherine Backes 5708 County Road 301 Parachute

Ms. Backes asked to have to slides put up to show the location of her property. Ms. Backes stated that she felt that she was not kept abreast of what was happening. She was told that all of the marijuana facilities would be centrally located and it is not.

Ms. Backes was also concerned about the parking being so close to the residence on her property and would like more consideration taken regarding the fencing due to the vehicles coming and going.

Mark Smith, 1187 Gore Trail, Cordillera, CO.

Mr. Smith stated that Green Cross of Colorado has made a big commitment to the Town of Parachute and he is happy to see this coming on this location, as his facility would be able to use some of the products that will be grown at this facility.

Mayor McClung asked if there was anyone that was not signed up would like to speak.

There being none Mayor McClung asked the applicant if they had any comments at this time.

Mr. Vaughn addressed the energy usage issue. This applicant would be required to following international energy code that has been adopted by the Town and the State of Colorado. Regarding the issue of the fencing that Ms. Backes mentioned, it will be slatted fencing and the residence at that location has been taken into consideration.

Trustee Williams asked about the carbon dioxide that was brought up by Ms. Jarrett.

Mr. Vaughn stated that he was not aware of this problem and, of course, the code would be followed and everyone works to have an energy efficient building.

Mayor McClung stated there being no further comments from the public he will close the public comment portion of this hearing.

Mayor McClung asked if the Board had any questions of the staff.

Trustee Sproles asked if anyone thought there would be sufficient energy to operate this facility.

Town Planner Farrar stated that he has not researched this, but believes that there is no reason to believe that Xcel Energy would not be able to furnish the energy required. The Mayor stated that the the carbon dioxide emissions would be from where the energy is produced, not where it is used.

Trustee Rugaard asked if there was some thought that could be done to relieve Ms. Backes concerns regarding noise at the residence.

Mayor McClung stated that this is a cultivation facility and would only have coming and going during the day and most of that would just be employees.

Mayor McClung called for a motion.

(I) BOARD CONSIDERATION OF RESOLUTION NO. 2016-10

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, APPROVING A SPECIAL REVIEW USE PERMIT FROM JOHN B. AND SHERRY L. LOSCHKE FOR A SPECIAL USE REVIEW TO BUILD A RETAIL MARIJUANA CULTIVATION FACILITY IN A SERVICE COMMERCIALY ZONED AREA

MOTION NO. 3:

Moved and seconded by Trustees Rugaard / Williams to approve Resolution NO. 2016-10 amending conditions to give Town staff the authority to negotiate a cash amount in lieu of land dedication.

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, APPROVING A SPECIAL REVIEW USE PERMIT FROM JOHN B. AND SHERRY L. LOSCHKE FOR A SPECIAL USE REVIEW TO BUILD A RETAIL MARIJUANA CULTIVATION FACILITY IN A SERVICE COMMERCIALY ZONED AREA

Motion passed with Trustees Olk, Williams and Rugaard voting “yes” and Trustees Sproles and Manzanares voting “no”.

(J) PUBLIC HEARING BEFORE THE TOWN OF PARACHUTE BOARD OF TRUSTEES IN CONSIDERATION OF AN APPLICATION FOR RETAIL LICENSE FOR A MARIJUANA CULTIVATION FACILITY

APPLICANT/OWNER: 14er Grand Valley, LLC
DBA: 14er Grand Valley / 14er GV
PROJECT NAME: Application for license from the Town of Parachute for a retail cultivation facility.
PROJECT LOCATION: 250 ½ South Railroad Avenue
Parachute, CO 81635
LEGAL DESCRIPTION: Assessor Parcel No: 2407-072-00-012
Section: 7
Township: 7 South
Range: 95 West
Subdivision: Eshe Waterman Sub
Lot: 3 and: Lot: 4 E 25' X 160' of LOT 3

Public hearing called to order at 8:39 p.m.

Mayor McClung asked if the applicant was present. The applicant was present.

Mayor McClung noted that Trustee John Loschke has recused himself due to monetary gain on the application.

Mayor McClung asked Town Clerk Chiaretta if there was proof of publication and notice to property owners. Town Clerk Chiaretta stated that “yes” there was.

Mayor McClung asked Town Manager McArthur to please introduce the applicate and to make his staff report.

Town Manager McArthur introduced Mr. Vaughan and Nicholas Broderick of 14er Grand Valley, LLC

Town Manager McArthur stated that he has gone over the application and all conditions for a license has been met and there is a conditional State license and fee for the Town license has been received, this was turned in to the Town in September 2015.

Mayor McClung asked the applicant to come forward and make their presentation.

Nicholas Broderick, 5515 Racquet Lane, Boulder, CO.

Phil Vaughan Construction Management, Inc., 1038 County Road 323, Rifle, CO 81650

Mayor McClung swore in the applicants.

Mr. Vaughan stated that he and Mr. Broderick went over the application together. The application is in order and notifications to property owners have been notified and the proof of publications is in the packet along with copies of the conditional licenses from the State of Colorado.

Mr. Broderick stated that he was born and raised in Colorado. He graduated from Grand Valley High School and went on to complete his education at the University of Colorado in Boulder receiving an environmental engineering degree.

Mr. Broderick and his partner Evan Anderson started Sustainable Health, LLC in 2009 and have stayed on top of all regulations as they come out. Sustainable Health took on another partner in 2010.

Their business is all organic. They have a medical facility in Boulder. The standards that they have there will also be carried over to this facility for the recreational marijuana.

Mr. Broderick went on to review the plans for security and energy savings in the facility.

Mr. Broderick went on to explain that they would like to hire local residents. If the need was felt maybe put on an off duty police officer for added security.

All employees will be full-time employees and will have full benefits and paid vacations.

Mayor McClung asked if there were any questions of the applicant and staff.

Mayor McClung asked those who have signed up to make public comments at this time please rise and be sworn in.

Pam Jarrett, 184 South 2nd Court, Parachute, CO 81635

Ms. Jarrett stated that she was not pleased with this location as it is close to Wendy's and Shommy's Restaurants where family go to eat.

Becky Warner, 0465 County Road 340, Parachute, CO 81635

Ms. Warner asked the applicant how many employees they were planning on hiring and if there would be between 18 and 22 full time employees.

Mr. Broderick addressed the public's comments.

Mayor McClung called for questions from the Board of Trustees of the applicant or staff.

There being none Mayor McClung called for a motion.

MOTION NO. 4:

Moved and seconded by trustees Rugaard / Olk to approve the license for 14er Grand Valley, LLC for a Marijuana Cultivation Facility.

Motion passed with Trustees Olk, Williams and Rugaard voting "yes" and Trustees Sproles and Manzanares voting "no."

(K) PUBLIC HEARING BEFORE THE TOWN OF PARACHUTE BOARD OF TRUSTEES IN CONSIDERATION OF AN APPLICATION FOR RETAIL LICENSE FOR A MARIJUANA RETAIL STORE

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|---------------------------|--|
| APPLICANT/OWNER: | 14er Grand Valley, LLC |
| DBA: | 14er Grand Valley / 14er GV |
| PROJECT NAME: | Application for license from the Town of Parachute for a retail marijuana store. |
| PROJECT LOCATION: | 250 ½ South Railroad Avenue Parachute, CO 81635 |
| LEGAL DESCRIPTION: | Assessor Parcel No: 2407-072-00-012 Section: 7 Township: 7 South Range: 95 West Subdivision: Eshe Waterman Sub |

Lot: 3 and: Lot: 4 E 25' X 160' of LOT 3

Mayor McClung called for an 8 minutes break at 9:12 p.m.

Public Hearing called to order at 9:21 p.m.

Trustee Loschke recused himself from this hearing due to possible monetary gain.

Mayor McClung asked if the applicant was present. Applicant is present.

Mayor McClung asked Town Clerk Chiaretta if there was proof of publication and notice to property owners. Town Clerk Chiaretta stated that "yes" there was.

Mayor McClung asked if there were any other records that are not in the packet that need to be entered into the record. Town Manager McArthur stated there was not.

Mayor McClung asked Town Manager McArthur to introduce the applicant and make his presentation

Town Manager McArthur introduced Phil Vaughn of Phil Vaughn Construction LLC and Nick Broderick.

Town Manager McArthur explained that he could go over his presentation again basically this is the same application the only thing that needs to be changed is the address will have to be Unit A and Unit B.

Mayor McClung sworn in the applicants.

Mayor McClung then asked the applicants to please state their names and addresses again for the record.

Nicholas Broderick, 5515 Racquet Lane, Boulder, CO.

Phil Vaughan Construction Management, Inc., 1038 County Road 323, Rifle, CO 81650

Mr. Vaughan stated that much of his application we be much the same but being respectful of the licensing process he would like to go over the criteria again.

Mr. Broderick again talked about getting started in the cannabis business and how he and his partner have grown their medical business.

They have surpassed and complied with all regulations that have come along in the last ten years as they are ever changing.

Mayor McClung asked if there were any questions of the applicant or staff.

There being none Mayor McClung moved on to the public comment portion of the hearing.

All those signed up were sworn in.

Pam Jarrett, 184 South Second Court, Parachute, CO 81635

Ms. Jarrett stated that this applicant was just awarded a license and does the Board really believe that the Town needs another retail pot shop, she also quoted a federal law concerning 1000 foot space away from a truck stop or rest area.

There being no other members of the public, Mayor McClung asked the applicants if they wished address the public comment.

Phil Vaughan stated that they have set forth an application that meets all requirements of the Town of Parachute's municipal code 6.11.20 and requested the Board approve the application.

Mayor McClung asked if the Board had any questions from the staff or the applicant.

There being none Mayor McClung asked for a motion.

MOTION NO. 5:

Moved and seconded by trustees Rugaard / Olk to approve the application for a retail marijuana retail store.

Mayor McClung questioned the staff and applicant, should the motion be changed to reflect the address needs to be split in # 1 and # 2 or Suite A and B.

Town Attorney Conklin and the applicant agreed that this could be done in the final paper work.

Motion passed with trustees Williams, Olk and Rugaard voting yes and trustees Manzanares and Sproles voting no

**(L) PUBLIC HEARING BEFORE THE TOWN OF PARACHUTE BOARD OF TRUSTEES
IN CONSIDERATION OF AN APPLICATION FOR RETAIL LICENSE FOR A
MARIJUANA RETAIL STORE**

| | |
|---------------------------|--|
| APPLICANT/OWNER: | Green Cross Colorado |
| DBA: | Tumbleweed Express |
| PROJECT NAME: | Application for license from the Town of Parachute for a retail marijuana store. |
| PROJECT LOCATION: | 258 South Railroad Avenue Parachute, CO 81635 |
| LEGAL DESCRIPTION: | Assessor Parcel No: 2407-072-00-012 Section: 7 Township: 7 Range: 95 |

Public Hearing called to order at 9:43 p.m.

Mayor McClung asked if the applicant was present. Applicant is present.

Mayor McClung asked Town Clerk Chiaretta if there was proof of publication and notice to property owners. Town Clerk Chiaretta stated that “yes” there was.

Mayor McClung asked if there were any other records that are not in the packet that need to be entered into the record. Town Manager McArthur stated there was not.

Mayor McClung asked Town Manager McArthur to introduce the applicant and make his presentation.

Town Manager McArthur introduced Mark Smith

Town Manager McArthur informed the Board that he has gone over the application and it is in order.

The Town has received their check from Green Cross Colorado and have already received the Town portion of the funds from the State application as Green Cross Colorado has already.

Mayor McClung asked if the Board had any questions of Town Manager McArthur at this time.

There were none.

Mayor McClung swore in Mr. Smith.

Mark Smith, 1187Gore Trail, Cordillera, CO 81632

Mr. Smith stated he did not have any power point or drawing, but just wants to explain what the plan is for the Valley Car Wash.

They have come up with a unique idea that has not been done anywhere in the United States. The plan is to have a drive-through dispensary.

A marijuana license requires that all transactions take place in the licensed premise. The idea is to be able to drive into the dispensary through pneumatic doors that would open and close, so the vehicle is in the licensed premise. After verifying that everyone in the car was at least 21 years of age, a sliding window such as in a fast food drive-up would be open and the transaction could then take place.

Mr. Smith explained that this would be very discreet and safer for the customer as there is no getting out of your car and having to walk up the facility.

Of course, this would be a smaller store than the Tumbleweed.

Mayor McClung asked if the Board if they have any questions of the applicant.

Trustee Olk asked about the verification of the age of the occupants of the facility.

Mr. Smith stated that there will be a speaker outside before any vehicle is let in that will inform the occupants in the vehicle that they need to understand that everyone must be at least 21 years of age. When inside, there will be a pneumatic tube to transport I.D.s to be verified with electronic machines that can also identify fake I.D's. Only then can an order and sale take place.

Trustee Sproles asked about transporting products from the larger store to the smaller store.

Mr. Smith replied that there would be more transporting, because the facility is smaller. It will all be taken care of just as receiving products to the larger store.

Mr. Smith asked the Board to please give him just a minute to speak after the vote.

Mayor McClung stated he will now take public comments. He swore in those signed in.

Ron Jarrett, 184 South Second Court, Parachute, CO 81635.

Mr. Jarrett asked if Trustee Loschke should be able to vote on the application as he will be in competition with this facility and he was not sure that this is legal, but if they already have a state license it must be ok with the state.

Mr. Jarrett also questioned selling marijuana over the Internet. He did not know for sure, but did think that this was illegal.

Mayor McClung asked the applicant if he would like to address any of the comments that have been made.

Mr. Smith stated that they would not be transacting any sales on the Internet. The app would only allow setting up an order to be picked up.

With all the money that has been invested, they are going to be extremely cautious. If someone was hiding and got caught it would come down on the company.

Mayor McClung closed the public comments portion of the hearing and asked if the Board had any question for the staff or applicant.

Town Attorney Conklin explained to the Board that this is the same as a liquor license. Not only can the State pull a license, but the Town as the local licensing authority can also pull the license, also.

MOTION NO. 6:

Moved and seconded by Trustees Loschke / Rugaard to grant a retail license for a Marijuana retail store to Green Cross Colorado.

Mayor McClung asked if the Board had any other questions or comments.

Trustee Loschke stated he would like to make a comment, he would like to point out to this Board that it is incumbent that they upon us to follow our codes and our laws and be sure we are covering what we need to be covering to not exposing our self's further litigation by denying these licensees.

Motion passed with Trustees Olk, Loschke, Williams, and Rugaard voting yes and Trustees Sproles and Manzanares voting no.

Mayor McClung asked Mr. Smith if he would like to speak now as he requested.

Mr. Smith stated that he and Daniel Griffin would like to also offer a \$5,000 scholarship for this facility also.

Mr. Smith explained that they did not want to be part of the process for the scholarship and felt it needed to be based on need more than the best grades. If the Board could act on this soon they would award the scholarships this year. They would like to meet the recipients and give them a large check and have a picture taken.

Mr. Smith also mentioned that they would like to have a festival and pay the Town for a permit and have it be a marijuana friendly festival with bands maybe river sports etc. They would build a permanent band stand.

(M) BOARD CONSIDERATION OF ORDINANCE NO. 692-2016

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING SECTIONS 6.11.120 AND 6.11.050 OF THE PARACHUTE MUNICIPAL CODE REGARDING REVIEW CRITERIA AND CO-LOCATION OF LICENSES.

Town Attorney Conklin explained the changes to Board.

MOTION NO. 7:

Moved and seconded by Trustees Rugaard / Olk to adopt Ordinance NO. 692-2016

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING SECTIONS 6.11.120 AND 6.11.050 OF THE PARACHUTE MUNICIPAL CODE REGARDING REVIEW CRITERIA AND CO-LOCATION OF LICENSES.

Motion passed unanimously.

(N) BOARD CONSIDERATION OF RESOLUTION NO. 2016-07

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, AUTHORIZING THE CONDUCT OF A MAIL BALLOT ELECTION FOR THE 2016 REGULAR MUNICIPAL ELECTION.

Town Attorney Conklin explained that the Town charter set the election date and this resolution is to identify it is a mail ballot and allowing staff to conduct the election.

MOTION NO.8:

Moved and seconded by Trustees Loschke / Olk to adopt Resolution NO. 2016-07

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, AUTHORIZING THE CONDUCT OF A MAIL BALLOT ELECTION FOR THE 2016 REGULAR MUNICIPAL ELECTION.

Motion passed unanimously.

(O) BOARD CONSIDERATION OF RESOLUTION NO. 2016-08

A RESOLUTION SUPPORTING THE GRANT APPLICATION FOR A GRANT FROM THE GARFIELD COUNTY FEDERAL MINERAL LEASE DISTRICT FOR THE REMODEL OF THE PARACHUTE REST AREA REST ROOMS AND VISITORS CABIN

MOTION NO. 9:

Moved and seconded by Trustees Loschke /Manzanares to adopt Resolution NO. 2016-08

A RESOLUTION SUPPORTING THE GRANT APPLICATION FOR A GRANT FROM THE GARFIELD COUNTY FEDERAL MINERAL LEASE DISTRICT FOR THE REMODEL OF THE PARACHUTE REST AREA REST ROOMS AND VISITORS CABIN

Motion passed unanimously.

(P) BOARD CONSIDERATION OF RESOLUTION NO. 2016-09

RESOLUTION SUPPORTING THE GRANT APPLICATION FOR A GRANT FROM THE GARFIELD COUNTY FEDERAL MINERAL LEASE DISTRICT FOR THE ACQUISITION OF OUTDOOR RECREATION EQUIPMENT

MOTION NO.10:

Moved and seconded by Trustees Rugaard / Loschke to adopt Resolution NO. 2016-09

RESOLUTION SUPPORTING THE GRANT APPLICATION FOR A GRANT FROM THE GARFIELD COUNTY FEDERAL MINERAL LEASE DISTRICT FOR THE ACQUISITION OF OUTDOOR RECREATION EQUIPMENT

Motion passed unanimously.

(Q) OTHER MATTERS

(1) NONE

(R) EXECUTIVE SESSION

FOR THE PURPOSE OF DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS, DEVELOPING STRATEGY FOR NEGOTIATIONS, AND/OR INSTRUCTING NEGOTIATORS, UNDER C.R.S. SECTION 24-6-402(4)(E); SUBJECT: LAW SUITS

FOR DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS: DEVELOPING STRATEGY FOR NEGOTIATIONS; AND INSTRUCTING NEGOTIATORS UNDER C.R.S. 24-6-402(4)E: LAND ACQUISITION.

TO DISCUSS PERSONNEL MATTERS (EXCEPT IF THE EMPLOYEE WHO IS THE SUBJECT OF THE SESSION HAS REQUESTED AN OPEN MEETING OR IF THE PERSONNEL MATTER INVOLVES MORE THAN ONE EMPLOYEE, AND ALL OF THE EMPLOYEES HAVE REQUESTED AN OPEN MEETING. PERSONNEL MATTERS DOES NOT INCLUDE DISCUSSION OF OTHER COUNCIL MEMBERS OR APPOINTMENT OF ELECTED OR

APPOINTED OFFICIALS OR THE CITY'S PERSONNEL POLICIES UNDER C.R.S. 24-6-402(4)(F)

MOTION NO. 11

Moved and seconded by Trustees Rugaard / Olk to move into executive session

FOR THE PURPOSE OF DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS, DEVELOPING STRATEGY FOR NEGOTIATIONS, AND/OR INSTRUCTING NEGOTIATORS, UNDER C.R.S. SECTION 24-6-402(4)(E); SUBJECT: LAW SUITS FOR DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS: DEVELOPING STRATEGY FOR NEGOTIATIONS; AND INSTRUCTING NEGOTIATORS UNDER C.R.S. 24-6-402(4)E: LAND ACQUISITION.

TO DISCUSS PERSONNEL MATTERS (EXCEPT IF THE EMPLOYEE WHO IS THE SUBJECT OF THE SESSION HAS REQUESTED AN OPEN MEETING OR IF THE PERSONNEL MATTER INVOLVES MORE THAN ONE EMPLOYEE, AND ALL OF THE EMPLOYEES HAVE REQUESTED AN OPEN MEETING. PERSONNEL MATTERS DOES NOT INCLUDE DISCUSSION OF OTHER COUNCIL MEMBERS OR APPOINTMENT OF ELECTED OR APPOINTED OFFICIALS OR THE CITY'S PERSONNEL POLICIES UNDER C.R.S. 24-6-402(4)(F)

Motion passed unanimously

Moved into Executive Session at 10:18 p.m.

Mayor McClung moved out of executive session and called the public meeting to order at 10:50 p.m.

Mayor McClung stated that Town Attorney and Town Manager McArthur have been given instruction on how to proceed with negotiation regarding Lawsuits, negotiation in land acquisition and, personnel matters.

There being no other matters Mayor McClung called for a motion to adjourn.

(S) MOTION TO ADJOURN

Moved and seconded by Trustees Olk / Loschke to adjourn

Vocal vote passed unanimously

Adjourned at: 10:54 p.m.

Mayor

ATTEST:

Town Clerk