CITY OF CENTRAL, COLORADO
NOTICE OF A REGULAR MEETING of the CITY COUNCIL to be held on
Tuesday, September 3, 2013 @ 6:00 p.m.
141 Nevada Street, Central City, Colorado
AGENDA

The City Council meeting packets are prepared several days prior to the meetings and available for public inspection at City Hall during normal business hours the Monday prior to the meeting. This information is reviewed and studied by the City Council members, eliminating lengthy discussions to gain basic understanding. Timely action and short discussion on agenda items does not reflect lack of thought or analysis. Agendas are posted on the City's access channel, on the City Hall bulletin board, at the Post Office and at Washington Hall the Friday prior to the Council meeting.

6:00pm Council Meeting

1. Call to Order.

2. Roll Call.

Mayor	Ron Engels
Mayor Pro-Tem	Bob Spain
Council members	Shirley Voorhies
	Glo Gaines
	Kathy Heider

EXECUTIVE SESSION – Pursuant to C.R.S. 24-6-402(4)(f)(I) to discuss a personnel matter.

3. **Pledge of Allegiance** ****Regular session to resume at 7:00 p.m.****

4. Additions and/or Amendments to the Agenda.

5. Conflict of Interest.

6. Consent Agenda: The Consent Agenda contains items that can be decided without discussion. Any Council member may request removal of any item they do not want to consider without discussion or wish to vote no on, without jeopardizing the approval of other items on the consent agenda. Items removed will be placed under Action items in the order they appear on the agenda (this should be done prior to the motion to approve the consent agenda).

   Regular Bill lists of August 8 & 15;and
   City Council minutes: August 6, 2013.

PUBLIC FORUM/AUDIENCE PARTICIPATION – *(public comment on items on the agenda not including Public Hearing items)*: the City Council welcomes you here and thanks you for your time and concerns. If you wish to address the City Council, this is the time set on the agenda for you to do so. When you are recognized, please step to the podium, state your name and address then address the City Council. Your comments should be limited to **three (3) minutes per speaker**. The City Council may not respond to your comments this evening, rather they may take your comments and suggestions under advisement and your questions may be directed to the City Manager for follow-up. Thank you.

SECOND READING AND PUBLIC HEARING –

7. Ordinance No. 13-09: An ordinance of the City Council of the City of Central, Colorado prohibiting the operation of retail marijuana cultivation facilities, retail marijuana product manufacturing testing facilities within the boundaries of the City of Central, and establishing a new Article IX to Chapter 6 of the Central City Municipal Code regarding the regulation of retail marijuana stores to comply with the requirements of Amendment 64 to the Colorado Constitution, and setting forth related regulations and licensing requirements. (McAskin)

8. Ordinance No. 13-10: An ordinance of the City Council of the City of Central, Colorado amending certain provisions of Article VII of Chapter 6 of the Municipal Code concerning Medical Marijuana establishments; specifically Section 6-7-210 concerning hours of operation. (McAskin)

PLEASE TURN OFF CELL PHONES

ACTION ITEMS: NEW BUSINESS –

9. Proclamation for Navy Veterans

10. BID Award for Lawrence Street (Griffith)

11. Central City Promise Program for Kasey Mayle-Combs (Flowers)

12. 2012 Audit Presentation (Flowers)

13. Resolution No. 13-17: A resolution of the City Council of the City of Central, Colorado approving an Intergovernmental Agreement with the City of Black Hawk and the Timberline Fire Protection District, for mutual aid between Fire Departments.

REPORTS –

14. Staff updates –

COUNCIL COMMENTS - limited to 5 minutes each member.

PUBLIC FORUM/AUDIENCE PARTICIPATION – for non-action items not Action or Public Hearing items on this agenda (same rules apply as outlined in the earlier Public Forum section).

EXECUTIVE SESSION –
Pursuant to C.R.S. 24-6-402(4)(e) to instruct negotiators regarding new development within the City of Central.
Pursuant to C.R.S. 24-6-402(4)(b) and (4)(e) to discuss specific legal questions and to instruct negotiators concerning options concerning the financing of future capital improvements within the City of Central.

ADJOURN. Next Council meeting September 17, 2013.

Posted 8/30/13

PLEASE TURN OFF CELL PHONES

Please call Reba Bechtel, City Clerk at 303-582-5251 at least 48 hours prior to the Council meeting if you believe you will need special assistance or any reasonable accommodation in order to be in attendance at or participate in any such meeting.

CITY OF CENTRAL
CASH ON HAND
8/29/2013

Total Beginning ENB Cash on Hand 8/16/2013	**425.90**
Deposits to ENB	-
Wires Out ENB	-
Cleared Checks	-
8/29/2013	*425.90*
<less previously approved & outstanding>	59.00
Total ENB Cash on Hand 8/29/2013	**484.90**

Total Beginning CO Biz Cash on Hand 8/16/13	**143,816.86**
Deposits to COB	1,123,469.68
Wires Out COB	(55,014.57)
Cleared Checks	(188,229.75)
8/29/2013	**1,024,042.22**
<less previously approved & outstanding>	**(109,273.53)**
Total COB Cash on Hand 8/29/2013	**914,768.69**

Total Beginning Colotrust Cash on Hand 8/16/2013	**889,023.70**
Wires into Account	4,079.62
Wires out of Account-Into CO Biz Bank	-
Total Colotrust Cash on Hand 8/29/13	**893,103.32**

***The City is currently in the process of switching the operating account from Evergreen National Bank to Colorado Business Bank. As such, you will see less and less activity out of Evergreen National and on the next cash flow report both of the operating accounts will be reflected. Once all transactions have cleared Evergreen National Bank, it will be removed from this sheet.

TOTAL CASH ON HAND 8/29/2013	**1,808,356.91**

CITY OF CENTRAL
DEBIT CREDIT CARD PURCHASES
8/17/13 thru 8/28/13

Date	Vendor	Description	Amount
8/21/2013	Jobtarget	Op. Director Posting	150.00
TOTAL for Debit Cards			**150.00**

7/8/2013	Dostal Alley	Fire Dept Meal	57.75
7/8/2013	JJ Keller and Assoc.	Uniform Traffic Control Manual	65.69
7/8/2013	Barnes and Noble	Asphalt Handbook	75.08
7/8/2013	Safeway	Water Plant Supplies	166.22
7/9/2013	WalMart	Water Plant-Batteries and CDs	65.37
7/9/2013	Amazon.com	CD Burner for PD	289.19
7/10/2013	Steel Toe Shoes	Credit for Boots-PW	(109.99)
7/11/2013	Steel Toe Shoes	Boots for PW	109.99
7/11/2013	Tommyknockers Brewery	Credit for Kegs from Opera Picnic	(150.00)
7/15/2013	Bobtail Corner Store	Water Plant Supplies	12.10
7/15/2013	Harbor Freight	PW Tools	67.28
7/18/2013	Allied Towing	Flat Tire Repair	20.00
7/23/2013	Logo Sportswear	Hats for PW	198.00
7/24/2013	Avis Rent a Car	PD Chief Conference Car	257.12
7/25/2013	Frontier Airlines	PD Conference Airfare	303.30
7/29/2013	LSH Lights	Lights for Vehicles-PW	126.96
8/2/2013	Metro Institute	PW Registration	63.00
8/6/2013	Norton Software	FD Anti-Virus Software	74.99
8/6/2013	Finance Charges	Finance Charges	269.95
TOTAL for Credit Cards			**1,962.00**

CASH FLOW
CHECK LISTING

8/29/2013

Inv Date	Inv #	Ck. Date	CK#	Vendor	Description	Amount	Mail Date
8/20/13	82013	8/20/13	126973	Independent Painting	City Hall Police Dept Sign	750.00	clrd
8/13/13	7370035161	8/22/13	126974	DPC Industries	Water Plant Supplies	1,028.80	
8/15/13	131424	8/22/13	126975	CIRSA	Deductible for PW	1,000.00	
8/15/13	2223549	8/22/13	126976	Idaho Springs Lumber	PW Supplies	41.55	
8/16/13	81613	8/22/13	126977	MCI	Toll Free Telephone	28.29	
8/15/13	54072	8/22/13	126978	O.J. Watson	Sight Gauge	35.98	
8/19/13	95082I	8/22/13	126979	Office Stuff	Toner and Cleaning Supplies	94.16	
8/22/13	82213	8/22/13	126980	Petty Cash	PD, PW and Water Supplies	359.25	
8/12/13	132289	8/22/13	126981	SSI Emergency Equipment	Helmets, Jump Bags-FD	340.50	
7/26/13	305617	8/22/13	126982	Stevinson Chevrolet	New Engine for Brush Truck	10,571.15	
7/31/13	334829	8/22/13	126983	Sturgeon Electric	Parkway Lighting Maintenance	506.49	
8/6/13	9209991455	8/22/13	126984	Grainger	PW Parts and Supplies	34.83	
8/19/13	501976	8/22/13	126985	Honnen Equipment	Back Hoe Repair	7,934.73	
8/7/13	45652	8/22/13	126986	J&S Contractors Supply	Signs	268.26	
8/9/13	D707991309	8/22/13	126987	Professional Affiliates	Sign Maintenance	80.00	
7/31/13	9911376483	8/22/13	126988	Airgas USA	Nitrogen	20.46	
8/22/13	119479	8/22/13	126989	Air-O-Pure	Restroom Sanitation at PW and Chase	95.00	
8/8/13	D840440	8/22/13	126990	Accutest Mountain States	Water Testing	165.00	
8/19/13	40356	8/22/13	126991	Peak Performance Imaging	Metered Photocopies	157.19	
8/17/13	487	8/22/13	126992	Albatross Inspections	Backflow Assemblies	457.10	
4/1/13	131967	8/22/13	126993	Morning Star Elevator	Service Contract for Wash Hall	295.00	
8/13/13	173	8/22/13	126994	Mountain Gateway Center	Propane	52.20	
8/15/13	91417	8/22/13	126995	Intermountain Sweeper	Rod End for Sweeper	54.58	
8/20/13	82013	8/22/13	126996	Central City BID	BID-Kool 105 Marketing Campaign	46,080.00	clrd
8/1/13	1794264001	8/22/13	126997	Piritek North	Auto Parts	1,024.40	
8/12/13	12097707	8/22/13	126998	Martin Marietta	Asphalt	481.53	
8/14/13	203419	8/22/13	126999	Rex Oil Company	Fuel	3,278.61	
8/6/13	80613	8/22/13	127000	Cardmember Services	See Detail	1,962.00	
8/10/13	1800	8/22/13	127001	Rocky Mtn Truck Repair	Repair PW Truck	472.50	
7/31/13	164571	8/22/13	127002	Kumar and Assoc.	Geotech Study on Nevada St Wall	19,849.05	
8/9/13	80913	8/22/13	127003	Ken Fifeild	Digitize PD Badges	45.00	
8/17/13	1	8/22/13	127004	Jeremy P. Harris	PW GIS Training	350.00	
		8/30/13	127005	Employe Payroll	PR 8/30	1,040.11	
		8/30/13	127006	CO Dept of Revenue	Employee Garnishment	346.70	Void
		8/30/13	127007	ICMA-401	Retirement Contributions	1,873.05	Void
		8/30/13	127008	ICMA-457	Retirement Contributions	1,738.21	Void
		8/30/13	127009	ICMA-IRA	Retirement Contributions	281.00	Void
		8/30/13	127010	CO Dept of Revenue	Employee Garnishment	346.70	
		8/30/13	127011	ICMA-401	Retirement Contributions	1,873.05	
		8/30/13	127012	ICMA-457	Retirement Contributions	1,738.21	
		8/30/13	127013	ICMA-IRA	Retirement Contributions	281.00	
8/26/13	5751150053	8/29/13	127014	Clear Creek Supply	Key Copies for VC	2.97	

CASH FLOW
CHECK LISTING

8/29/2013

8/26/13	72525359	8/29/13	127015	GCR Truck Tire Center	Tire Repairs	94.90	
8/25/13	82513	8/29/13	127016	Gilpin County Arts	Payroll for Galleries	2,080.00	
8/21/13	253100	8/29/13	127017	Napa Auto Parts	Auto Parts	78.26	
8/9/13	282842	8/29/13	127018	Neve's Uniforms	Uniforms for PD	905.45	
8/28/13	390668001	8/29/13	127019	Cintas First Aid	Restock First Aid Cabinets	293.45	
8/16/13	81613	8/29/13	127020	Century Link	Telephone and Fax	831.20	
8/23/13	1135148030	8/29/13	127021	United Rentals	Chipper Rental for PW	741.40	
8/22/13	2013086106	8/29/13	127022	Anthem Blue Cross Blue Shield	Health Insurance Premiums	14,537.69	
8/29/13	82913	8/29/13	127023	CACP	Executive Certification for PD	100.00	
8/26/13	AI06634	8/29/13	127024	McCandless Int'l Trucks	Heavy Equipment Parts	92.26	
8/22/13	82213	8/29/13	127025	Gilpin County Historical Society	Coeur D Alene HP Grant	3,000.00	
8/9/13	S707991309	8/29/13	127026	YESCO	Sign Maintenance	80.00	
8/9/13	29400	8/29/13	127027	One Way	Residential Trash Service	4,061.10	
8/16/13	9709985357	8/29/13	127028	Verizon Wireless	Water General Internet	80.28	
8/29/13	82913	8/29/13	127029	Alan Lanning	Mileage for September and August Overage	261.09	
8/19/13	2550	8/29/13	127030	Finish Line Systems	Bolts	15.84	
8/20/13	500324937	8/29/13	127031	Modular Space Corp	PW Office	136.60	
8/19/13	12125971	8/29/13	127032	Martin Marietta Materials	Asphalt	330.96	
8/22/13	5296017	8/29/13	127033	Cogent	Monitoring Program for Water Plant	3,933.17	
8/16/13	44478	8/29/13	127034	Sherwin Williams	Street Paint	981.80	
8/19/13	91913	8/29/13	127035	Assurant Employee Benefits	Dental Insurance Premiums	1,478.86	

		Total Issued:	**250,881.45**
Outstanding through ENB	59.00	Approved & Sent Checks:	109,332.53
Outstanding through COB	109,273.53	Clrd & Pending Approval:	46,830.00
		Voided Checks:	4,238.96
		Total Pending Approval 9/3/13	**137,309.96**

CITY OF CENTRAL
CITY COUNCIL MEETING
August 20, 2013

CALL TO ORDER
A regular meeting of the City Council for the City of Central was called to order by Mayor Engels at 6:03 p.m., in City Hall on August 20, 2013.

ROLL CALL
Present: Mayor Engels
Alderman Voorhies
Alderman Gaines
Alderman Heider
Alderman Spain

Absent: None

Staff Present: Manager Lanning
City Clerk Bechtel
Attorney McAskin
Finance Director Flowers
Planner/HPO Fejeran
Police Chief Krelle
Utilities Superintendent Griffith
Streets/Facilities Superintendent Braccio

At 6:04 p.m., Alderman Spain moved to go into Executive Session – Pursuant to C.R.S. 24-6-402(4)(f)(I) to discuss a personnel matter and reconvene to take any actions deemed necessary and to invite Alan Lanning into the meeting. Attorney McAskin was also present. Alderman Voorhies seconded, and without discussion, the motion carried unanimously.

At 7:06 p.m., Mayor Engels reconvened regular session.

ADDITIONS AND/OR AMENDMENTS TO THE AGENDA
The agenda was approved as presented.

CONFLICTS OF INTEREST
No Council Member disclosed a conflict regarding any item on the agenda.

CONSENT AGENDA
Alderman Gaines moved to approve the consent agenda containing the regular bill lists for August 8 and 15, 2013; and the City Council minutes for the regular meeting on August 6, 2013. Alderman Voorhies seconded, and without discussion, the motion carried unanimously.

PUBLIC FORUM/AUDIENCE PARTICIPATION
No one requested time to address the Council.

NEW BUSINESS
Proclamation for Lew Cady
Mayor Engels read the proclamation honoring Lew Cady for his 18 years of service on the Historic Preservation Commission as well as his passionate dedication to all things Central City.

Ordinance No. 13-09: *An ordinance of the City Council of the City of Central, Colorado prohibiting the operation of retail marijuana cultivation facilities, retail marijuana product manufacturing testing facilities within the boundaries of the City of Central, and establishing a new Article IX to Chapter 6 of the Central City Municipal Code regarding the regulation of retail marijuana stores to comply with the requirements of Amendment 64 to the Colorado Constitution, and setting forth related regulations and licensing requirements.*
Ordinance No. 13-10: *An ordinance of the City Council of the City of Central, Colorado amending certain provisions of Article VII of Chapter 6 of the Municipal Code concerning Medical Marijuana establishments; specifically Section 6-7-210 concerning hours of operation.*
Attorney McAskin
The City Council is being asked to consider two ordinances regarding marijuana. Ordinance 13-09 concerns changes to the Municipal Code to implement provisions of Amendment 64 and the Colorado Retail Marijuana Code. Ordinance 13-10 concerns changes to the Municipal Code to amend Section 6-7-210 of the Code relating to the authorized hours of operation for medical marijuana establishments.

As Ordinance 13-09 authorizes the operation of retail marijuana stores in the City, subject to licensing requirements, the City may expect a modest increase in sales taxes. The fiscal impact has not been quantified and is not expected to be significant.

In the November, 2012 general election, Colorado voters approved an amendment to the state Constitution, Article XVIII, Section 16 of the Colorado Constitution that makes the personal possession and use of one ounce or less of marijuana for adults twenty-one (21) years of age or older legal in Colorado ("Amendment 64"). On May 28, 2013, the governor signed House Bill 13-1317 into law enacting Title 12, Article 43.4 of the Colorado Revised Statutes (the "Colorado Retail Marijuana Code" or "Code"). The Colorado Retail Marijuana Code regulates the cultivation, manufacture, distribution, and sale of retail marijuana. The Code states that on or after October 1, 2013, businesses engaged in the cultivation, manufacture, or sale of marijuana or in the processing of marijuana-infused products shall apply for a license subject to its terms and conditions and any rules promulgated pursuant thereto.

Amendment 64 specifically authorizes the City to prohibit or regulate retail marijuana businesses and to adopt regulations consistent with the intent of the state law.

The City is authorized to enact the proposed Ordinances pursuant to its home rule authority, its general police and zoning powers, and in accordance with the Colorado Constitution. Federal law considers marijuana a Schedule I controlled substance and it is unknown at this time what, if any, enforcement action the federal government may take against the sale, cultivation and possession of marijuana for personal use. Therefore, persons (and entities) involved in the sale, cultivation, and use of marijuana may still be prosecuted under federal law.

Ordinance No. 13-09 is consistent with Amendment 64's authorization to local governments to prohibit certain retail marijuana establishments within their communities. Specifically, Ordinance No. 13-09 prohibits retail cultivation facilities, product manufacturing facilities and testing facilities from operating within Central City.

Mayor Engels added that these regulations are very similar to our existing medical marijuana regulations. Alderman Voorhies asked for clarification on the distance restriction to schools or child care facilities. Attorney McAskin explained that that is covered when either business would apply for a city license and be reviewed for zoning. If one exists then the second business would not be allowed.

Alderman Gaines moved to adopt Ordinance No. 13-09: An ordinance of the City Council of the City of Central, Colorado prohibiting the operation of retail marijuana cultivation facilities, retail marijuana product manufacturing testing facilities within the boundaries of the City of Central, and establishing a new Article IX to Chapter 6 of the Central City Municipal Code regarding the regulation of retail marijuana stores to comply with the requirements of Amendment 64 to the Colorado Constitution, and setting forth related regulations and licensing requirements and set the Public Hearing for September 3, 2013 at 7:00p.m.. Alderman Voorhies seconded, and without discussion, the motion carried unanimously.

Alderman Gaines moved to adopt Ordinance No. 13-10: An ordinance of the City Council of the City of Central, Colorado amending certain provisions of Article VII of Chapter 6 of the Municipal Code concerning Medical Marijuana establishments; specifically Section 6-7-210 concerning hours of operation and set the Public Hearing for September 3, 2013 at 7:00p.m.. Alderman Voorhies seconded, and without discussion, the motion carried unanimously.

Resolution No. 13-14: *A resolution of the City Council of the City of Central, Colorado accepting an Annexation Petition, making certain Findings of Fact, finding substantial compliance for such petition, and setting a Public Hearing for property known as the Iowa Lode Mining Claim Annexation.*
Resolution No. 13-15: *A resolution of the City Council of the City of Central, Colorado accepting an Annexation Petition, making certain Findings of Fact, finding substantial compliance for such petition, and setting a Public Hearing for property known as the Prospector's Run – BLM Transfer Property Annexation.*
Attorney McAskin gave the background as follows: The City Council is being asked to consider two resolutions pertaining to petitions for annexation filed of record with the City: a petition for annexation pertaining to the Iowa Lode Mining Claim (consisting of 4.81 acres, more or less) and a petition for annexation pertaining to the Prospector's Run – BLM Property transfer annexation (consisting of 4,400 square feet, more or less) (collectively, the "Petitions").

Action on Resolution Nos. 13-14 and 13-15 will not annex the property described in each respective petition, nor will action on the Resolutions signify City Council's approval or disapproval of the annexations. The finding of substantial compliance contained within each Resolution is an administrative step required by the Act in order to formally initiate annexation proceedings. The Resolutions also establish the date, time and place at which a public hearing on the eligibility of the property described with particularity in each of the Petitions will be conducted (the "Eligibility Hearing").

The proposed date on which the Eligibility Hearing will be conducted on each of the Petitions is Tuesday, October 1, 2013 at 7:00 p.m.

There are three major procedural steps required for a voluntary annexation. The first two steps, Substantial Compliance and the Eligibility Hearing, are procedural in that City Council's role is to determine whether or not an annexation request meets requirements of the Act. The third step is a legislative determination of City Council as to whether it wishes to annex the Property. The following is a summary of the three steps:

A. Substantial Compliance – City Council must determine if each Petition meets the requirements set forth in C.R.S. § 31-12-107(1). As set forth later in this Council Communication Form, as part of the Substantial Compliance determination, City Council is required to set the date and time of the Eligibility Hearing.

B. Eligibility – After public notice in accordance with the requirements of the Act, City Council must determine if the requested annexation meets the applicable provisions of the Act and the Colorado Constitution, and is therefore eligible for annexation into the City. The Eligibility Hearing must occur between thirty (30) and sixty (60) days after the Substantial Compliance Hearing (if the Substantial Compliance Resolutions, Resolution Nos. 13-14 and 13-14 are approved, the Eligibility Hearing will be scheduled for Tuesday, October 1, 2013).

C. Annexation and Zoning – Once an annexation request has been deemed eligible, City Council can proceed with the annexation and zoning hearings. The first two steps determine whether the Property described in each of the Petitions *may* be annexed; this step determines whether said Property *should* be annexed. Currently, it is anticipated that City Council will take action on this third step immediately following the conclusion of the Eligibility Hearing.

This Council Communication Form and the attached Resolutions are intended to comply with step one of the annexation process set forth above (Substantial Compliance). Staff is asking City Council to determine that the Petitions substantially comply with the requirements of the Act; specifically C.R.S. § 31-12-107(1), given that:

1. Each Petition has been signed by more than fifty percent (50%) of the landowners (the Owner owns 100% of the Property described in the Petition).

2. The signatures on each Petition are dated within one hundred and eighty (180) days of the date on which the Petition was filed with the City Clerk, satisfying the requirement of C.R.S. § 31-12-107(1)(e).

3. Each Petition contains:

    a. An allegation that it is desirable and necessary that the Property described in the Petition be annexed.

    b. An allegation that the requirements of C.R.S. § 31-12-104 and § 31-12-105 exist or have been met.

    c. An allegation that the signer of the Petition comprise more than fifty (50%) percent of the land owners and own more than fifty (50%) of the territory exclusive of streets and alleys.

d. A request that the City of Central approve the annexation.

e. The signatures of the landowner(s).

f. The mailing address of the landowner(s).

g. A legal description of the Property.

h. The dates on which the Petition was executed by each of the landowners.

i. Circulator affidavits.

4. Together with each Petition, four (4) copies of an annexation map were filed with the City Clerk, containing the following information as required by C.R.S. § 31-12-107(1)(d).

Staff recommends City Council find that the Petitions are in substantial compliance with applicable provisions of the Act, specifically C.R.S. § 31-12-107(1), and approve Resolution Nos. 13-14 and 13-15 in the form submitted. In accordance with the requirements of the Municipal Code, each of the Petitions will be referred to the Planning Commission for review and comment.

Approving the Resolutions will not have any direct fiscal impact on the City as it only states that the Petitions meet statutory content requirements for an annexation petition and sets the date for the Eligibility Hearing.

Staff will complete all necessary public notification regarding the proposed annexations. If City Council approves Resolution Nos. 13-14 and 13-15, a hearing will be scheduled before the Planning Commission on September 4, 2013. The First Reading of the Annexation Ordinances will be scheduled before City Council on Tuesday, September 17, 2013. Second Reading of the Annexation Ordinances will be scheduled on Tuesday, October 1, 2013, to follow the completion of the Eligibility Hearing.

Planner Fejeran explained that the Prospectors Run Annexation is a clean-up within the existing PUD. Elizabeth Mellon, 808 Vernon Drive and Treasurer of the HOA, was present for questions.

Alderman Gaines moved to approve Resolution No. 13-14: A resolution of the City Council of the City of Central, Colorado accepting an Annexation Petition, making certain Findings of Fact, finding substantial compliance for such petition, and setting a Public Hearing for property known as the Iowa Lode Mining Claim Annexation for October 1, 2013 at 7:00 p.m.. Alderman Voorhies seconded, and without discussion, the motion carried unanimously.

Alderman Voorhies moved to approve Resolution No. 13-15: A resolution of the City Council of the City of Central, Colorado accepting an Annexation Petition, making certain Findings of Fact, finding substantial compliance for such petition, and setting a Public Hearing for property known as the Prospector's Run – BLM Transfer Property Annexation for October 1, 2013 at 7:00 p.m.. Alderman Spain seconded, and without discussion, the motion carried unanimously.

Resolution No. 13-16: *A resolution approving an Intergovernmental Agreement between the City of Central and Black Hawk Central City Sanitation District regarding the sharing of costs on the Lawrence Street Project.*
Utilities Superintendent Griffith explained that the Water Department is requesting that Council enter into an IGA with BHCC Sanitation District and share some of the common expenses. The

expenses would include, road paving, traffic control, as-builts, and final surveying. We will split the shared costs with the BHCC Sanitation District for the commonalities in the project

This IGA is very similar and provides for the same conditions with the BHCCSD as the Council approved for the Main Street project and will result in a direct savings to Central City. The exact amount will be determined by the final bid numbers.

Alderman Gaines asked if the shared costs will be a 50/50 split. Staff confirmed that it will be 50/50.

Alderman Voorhies moved to approve Resolution No. 13-16: A resolution approving an Intergovernmental Agreement between the City of Central and Black Hawk Central City Sanitation District regarding the sharing of costs on the Lawrence Street Project. Alderman Gaines seconded, and without discussion, the motion carried unanimously.

Agreement for Snow Removal Services

Streets and Facilities Superintendent Braccio gave the background as follows: in January of 2010, the City entered into an Agreement with the Prospectors Run Homeowners Association (HOA) regarding snow removal on Mack Road for the period of January 1, 2010 through May 31, 2010. The HOA agreed to provide snow removal services for Mack Road at a cost to the City of $800 per month. This Agreement was originally entered into in order to help mitigate any possible effects that the City's sand/salt ice mixture was having on Mack Road as it is not asphalt. The agreement has been renewed three subsequent times most recently for the 2012-2013 winter season. The proposed Agreement is for a continuation of the same services during the 2013-2014 snow season with a time period of October 1, 2013 through April 30, 2014. The total contract amount is for Five Thousand Six Hundred Dollars ($5,600), or Eight Hundred Dollars ($800) per month. This amount is reflected in the City's adopted 2013 Budget and the 2014 Proposed Budget in the Public Works Department.

Alderman Spain moved to approve the Agreement for Snow Removal Services for the 2013-2014 winter season. Alderman Voorhies seconded, and without discussion, the motion carried unanimously.

Appointment to CML Policy Committee

Manager Lanning explained that we need to appoint a representative to the CML Policy Committee. Alderman Voorhies moved to reappoint Alan Lanning to the CML Policy Committee. Alderman Spain seconded, and without discussion, the motion carried unanimously.

STAFF REPORTS

Manager Lanning reported the following:

Energy & Mineral Impact Grant – the City did not receive funding though we can re-apply the Tiger Grant which is still pending is not received

GOCO Grant – staff is ready to submit

Lawrence Street – Bid opening is set for 8/23

Finance Director Flowers asked for budget work sessions to be set. Council consensus is for 9/12, 9/26, and 10/3.

COUNCIL COMMENTS

Alderman Heider asked about the EPA Quartz Hill project. Staff responded that bids will be going out after 9/1 to be awarded around 10/1 and will require the contractor to provide a mitigation plan for construction due to bedrock. Alderman Heider also thanked the City and the Teller House for the event honoring Lew Cady.

Alderman Gaines asked if the Nevada Street Wall project will come to Council for approval. Manager Lanning stated that will happen with the bid process. Alderman Gaines also asked if the cost for the CML Fall District luncheon is covered in the budget. Staff confirmed that it is.

Alderman Voorhies stated she had met our new Police Officer Roe and thanked Public Works for their assistance with the drain at the Post Office.

Mayor Engels asked staff to see what can be done to mediate the water draining into Ermels and thanked the Public Works crew for their support of the Saturday events. Mayor Engels also wanted to remember Ross Grimes, a long time business owner in Central City, who passed away on July 17 and offered condolences to the family.

PUBLIC FORUM/AUDIENCE PARTICIPATION

Roy Varela, 430 Lawrence, encouraged Council support to move forward with the parking garage while property being considered is for sale.

Joe Behm, President of the BID, implored Council to act on the parking garage which the casinos have determined is essential to the economic health of their business.

Hearing no further business, Mayor Engels adjourned the meeting at 8:20 p.m.
The next Council meeting is scheduled for September 3, 2013 at 7:00 p.m.

_____ _____

Ronald E. Engels, Mayor Reba Bechtel, City Clerk

AGENDA ITEM # 7 & 8

CITY COUNCIL COMMUNICATION FORM

TO: **Mayor Engels and Members of City Council**

FROM: **Marcus McAskin, City Attorney**

DATE: **August 28, 2013**

ITEMS: **Ordinance No. 13-09: prohibiting retail marijuana cultivation facilities, product manufacturing facilities, and testing facilities, and establishing a new Article IX to Chapter 6 of the Municipal Code regarding the regulation of retail marijuana stores to comply with Amendment 64, and setting forth related regulations and licensing requirements**

Ordinance No. 13-10: amending certain provisions of Article VII of Chapter 6 of the Municipal Code concerning medical marijuana establishments, specifically Section 6-7-210 concerning hours of operation

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__X__ ORDINANCE
_____ MOTION
_____ INFORMATION

I. **REQUEST OR ISSUE:** The City Council is being asked to consider two ordinances regarding marijuana on second reading. Ordinance 13-09 concerns changes to the Municipal Code to implement provisions of Amendment 64 and the Colorado Retail Marijuana Code. Ordinance 13-10 concerns changes to the Municipal Code to amend Section 6-7-210 of the Municipal Code relating to the authorized hours of operation for medical marijuana establishments.

II. **RECOMMENDED ACTION / NEXT STEP:** Consider the Ordinances individually on second reading, following a public hearing on each Ordinance.

III. **FISCAL IMPACTS:** As Ordinance 13-09 authorizes the operation of retail marijuana stores in the City, subject to licensing requirements, the City may expect a modest

increase in sales taxes. The fiscal impact has not been quantified and is not expected to be significant.

IV. BACKGROUND INFORMATION:

In the November, 2012 general election, Colorado voters approved an amendment to the state Constitution, Article XVIII, Section 16 of the Colorado Constitution that makes the personal possession and use of one ounce or less of marijuana for adults twenty-one (21) years of age or older legal in Colorado ("Amendment 64").

On May 28, 2013, the governor signed House Bill 13-1317 into law enacting Title 12, Article 43.4 of the Colorado Revised Statutes (the "Colorado Retail Marijuana Code" or "Code"). The Colorado Retail Marijuana Code regulates the cultivation, manufacture, distribution, and sale of retail marijuana. The Code states that on or after October 1, 2013, businesses engaged in the cultivation, manufacture, or sale of marijuana or in the processing of marijuana-infused products shall apply for a license subject to its terms and conditions and any rules promulgated pursuant thereto.

Amendment 64 specifically authorizes the City to prohibit or regulate retail marijuana businesses and to adopt regulations consistent with the intent of the state law.

V. LEGAL ISSUES: The City is authorized to enact the proposed Ordinances pursuant to its home rule authority, its general police and zoning powers, and in accordance with the Colorado Constitution. Federal law considers marijuana a Schedule I controlled substance and it is unknown at this time what, if any, enforcement action the federal government may take against the sale, cultivation and possession of marijuana for personal use. Therefore, persons (and entities) involved in the sale, cultivation, and use of marijuana may still be prosecuted under federal law.

Ordinance No. 13-09 is consistent with Amendment 64's authorization to local governments to prohibit certain retail marijuana establishments within their communities. Specifically, Ordinance No. 13-09 prohibits retail cultivation facilities, product manufacturing facilities and testing facilities from operating within Central City.

VI. CONFLICTS OR ENVIRONMENTAL ISSUES: N/A

VII. SUMMARY AND ALTERNATIVES: City Council has the following options:

(1) Adopt Ordinance Nos. 13-09 and 13-10 on second reading, following a public hearing on each Ordinance, as may or may not be amended;

(2) Direct staff to make revisions to Ordinance No. 13-09 and/or 13-10 and schedule consideration of the Ordinance(s) on a future City Council agenda for second reading; or

(3) Reject or deny one or both of Ordinance No. 13-09 and/or 13-10.

CITY OF CENTRAL, COLORADO
ORDINANCE 13-09

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CENTRAL, COLORADO PROHIBITING THE OPERATION OF RETAIL MARIJUANA CULTIVATION FACILITIES, RETAIL MARIJUANA PRODUCT MANUFACTURING FACILITIES AND RETAIL MARIJUANA TESTING FACILITIES WITHIN THE BOUNDARIES OF THE CITY OF CENTRAL, AND ESTABLISHING A NEW ARTICLE IX TO CHAPTER 6 OF THE CENTRAL CITY MUNICIPAL CODE REGARDING THE REGULATION OF RETAIL MARIJUANA STORES TO COMPLY WITH THE REQUIREMENTS OF AMENDMENT 64 TO THE COLORADO CONSTITUTION, AND SETTING FORTH RELATED REGULATIONS AND LICENSING REQUIREMENTS

WHEREAS, the City of Central ("City") is authorized under its home rule charter and Title 31 of the Colorado Revised Statutes to adopt and amend ordinances in furtherance of governmental administration and the City's police powers; and

WHEREAS, on November 6, 2012, the voters of the State of Colorado approved Amendment 64, codified as Section 16 of Article XVIII of the Colorado Constitution, which authorize the personal use and possession of recreational marijuana for adults; and

WHEREAS, on May 28, 2013, the governor signed House Bill 13-1317 into law enacting Title 12, Article 43.4 of the Colorado Revised Statutes (the "Colorado Retail Marijuana Code"), which regulates the cultivation, manufacture, distribution, and sale of retail marijuana; and

WHEREAS, the Colorado Retail Marijuana Code states that on or after October 1, 2013, businesses engaged in the cultivation, manufacture, or sale of marijuana or in the processing of marijuana-infused products shall apply for a license subject to its terms and conditions and any rules promulgated pursuant thereto; and

WHEREAS, the Colorado Constitution specifically authorizes the City to prohibit or regulate retail marijuana businesses and to adopt regulations consistent with the intent of the state law; and

WHEREAS, in order to comply with the Colorado Retail Marijuana Code and the new state licensing scheme, the City Council has determined to adopt a new Article IX to Chapter 6 of the Central City Municipal Code; and

WHEREAS, the City Council considered the revisions to Chapter 6 of the Municipal Code set forth in this Ordinance No. 13-09 in study sessions conducted on June 4, 2013 and July 16, 2013; and

WHEREAS, City Council conducted a public hearing, with proper notice provided, to consider adoption of this Ordinance as required by law; and

BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CENTRAL, COLORADO THAT:

Section 1. Addition of Article IX of Chapter 6 of the Municipal Code. A new Article IX of Chapter 6 is hereby adopted to read in full as follows:

CHAPTER 6

Business Licenses and Regulations

Article IX Retail Marijuana Store Licenses

Division 1 Retail Marijuana Stores

Sec. 6-9-10	Findings and legislative intent
Sec. 6-9-20	Authority
Sec. 6-9-30	Definitions
Sec. 6-9-40	Marijuana cultivation facilities, marijuana product manufacturing facilities and marijuana testing facilities prohibited
Sec. 6-9-50	License required for retail marijuana stores
Sec. 6-9-60	Local licensing authority
Sec. 6-9-70	General licensing procedures
Sec. 6-9-80	Application for license
Sec. 6-9-90	Denial of license
Sec. 6-9-100	Authority authorized to impose conditions on license
Sec. 6-9-110	Decision on application
Sec. 6-9-120	Notice of decision
Sec. 6-9-130	Contents of license
Sec. 6-9-140	License non-transferable; exceptions
Sec. 6-9-150	Duration of license; renewals
Sec. 6-9-160	Duties of licensee; records to be maintained
Sec. 6-9-170	Suspension or revocation of license
Sec. 6-9-180	Prohibited locations; permanent location required
Sec. 6-9-190	On-site cultivation prohibited
Sec. 6-9-200	Retail marijuana store requirements and restrictions
Sec. 6-9-210	Persons prohibited as licensees and managers
Sec. 6-9-220	Provision applicable to existing medical marijuana businesses
Sec. 6-9-230	Signage and advertising
Sec. 6-9-240	Fees
Sec. 6-9-250	Paraphernalia
Sec. 6-9-260	Alcohol
Sec. 6-9-270	Taxes
Sec. 6-9-280	Penalties; injunctive relief
Sec. 6-9-290	No waiver of governmental immunity
Sec. 6-9-300	No City liability
Sec. 6-9-310	Indemnification of City
Sec. 6-9-320	Other laws remain applicable
Sec. 6-9-330	Compliance with state law

ARTICLE IX

Retail Marijuana Store Licenses

Division 1
Retail Marijuana Stores

Sec. 6-9-10. Findings and legislative intent.

Section 16 of Article XVIII of the Colorado Constitution and Article 43.4 of Title 12, C.R.S. vests the City Council with the option to determine whether to license Retail Marijuana Establishments within the boundaries of the City. The purpose of this Article is to authorize such licensing only for retail marijuana stores, to regulate such retail marijuana stores in the City pursuant to the requirements of this Article, and to designate a local licensing authority to issue and process applications submitted for a license within the City. The operation of marijuana cultivation facilities, marijuana product manufacturing facilities and marijuana testing facilities is prohibited within City boundaries. This Article is intended to exercise the authority granted by Section 16 of Article XVIII of the Colorado Constitution and the Colorado Retail Marijuana Code for the City to adopt licensing requirements that are supplemental to and/or stricter than, the requirements set forth in State law. The purpose of this Article is to license and regulate retail marijuana stores in the interest of public health, safety and general welfare of the community.

Sec. 6-9-20. Authority.

The City Council hereby finds, determines and declares that it has the power to adopt this Article pursuant to:

(1) The Local Government Land Use Control Enabling Act, Article 20 of Title 29, C.R.S.;

(2) Part 3 of Article 23 of Title 31, C.R.S. (concerning municipal zoning powers);

(3) Section 31-15-103, C.R.S. (concerning municipal police powers);

(4) Section 31-15-401, C.R.S. (concerning municipal police powers);

(5) Section 31-15-501, C.R.S. (concerning municipal authority to regulate businesses);

(6) The authority granted to home rule municipalities by Article XX of the Colorado Constitution;

(7) Section 16 of Article XVIII of the Colorado Constitution;

(8) The Colorado Retail Marijuana Code, Article 43.4 of Title 12, C.R.S; and

(9) The powers contained in the Home Rule Charter.

Sec. 6-9-30. Definitions.

(a) As used in this Article, the following words shall have the following meanings:

Amendment 64 means a voter-initiated amendment to the Colorado Constitution adopted November 6, 2012, codified as Section 16 of Article XVIII to the Colorado Constitution.

Applicant means a person who has submitted an application for a license to operate a retail marijuana store pursuant to this Article.

Application means an application for a license submitted pursuant to this Article.

Authority or *Local Licensing Authority* means the Central City Retail Marijuana Store Licensing Authority.

City Manager means the City Manager of the City or his or her designee.

Colorado Retail Marijuana Code means Article 43.4 of Title 12 of the Colorado Revised Statutes, inclusive of rules and regulations promulgated thereunder, and as the same may be amended from time to time.

Crime of violence shall have the same meaning as set forth in Section 18-1.3-406, C.R.S. whether committed in Colorado or another state.

Cultivation means the process by which a person promotes the germination and growth of a seed to a mature marijuana plant. *Cultivation* does not include the storing or watering of mature marijuana plants without the aid of grow lighting.

Day means a calendar day, unless otherwise indicated.

Good cause means and includes: (1) the licensee has violated, does not meet or has failed to comply with any of the terms, conditions or provisions of this Article and any rule and regulation promulgated pursuant to this Article or the Colorado Retail Marijuana Code; (2) the licensee has failed to comply with any special terms or conditions that were placed on its license at the time the license was issued pursuant to an order of the Colorado Department of Revenue or Local Licensing Authority; or (3) the licensee's retail marijuana store has been operated in a manner that adversely affects the public health, welfare or safety of the immediate neighborhood in which the retail marijuana store is located.

License means a license to operate a retail marijuana store issued pursuant to this Article.

Licensee means a person licensed pursuant to this Article and the Colorado Retail Marijuana Code.

Marijuana shall have the same meaning as set forth in Amendment 64, or as may be more fully defined in the Colorado Retail Marijuana Code.

Marijuana accessories shall have the same meaning as set forth in Amendment 64, or as may be more fully defined in the Colorado Retail Marijuana Code.

Marijuana cultivation facility means an entity which prepares and packages marijuana and sells marijuana to retail marijuana stores, to marijuana product manufacturing facilities and to other marijuana cultivation facilities in accordance with Amendment 64 and the Colorado Retail Marijuana Code, but not to consumers.

Marijuana product manufacturing facility means an entity which purchases marijuana; manufactures, prepares and packages marijuana products and sells marijuana and marijuana products to other marijuana product manufacturing facilities and to retail marijuana stores in accordance with Amendment 64 and the Colorado Retail Marijuana Code, but not to consumers.

Marijuana testing facility means an entity which analyzes and certifies the safety and potency of marijuana in accordance with Amendment 64 and the Colorado Retail Marijuana Code.

Operating fees means fees that must be paid by a licensee for the costs of administering and enforcing this Article as set forth in Amendment 64, or as may be more fully defined in the Colorado Retail Marijuana Code.

Retail marijuana establishment means a retail marijuana store, a retail marijuana cultivation facility, a retail marijuana product manufacturing facility, or a retail marijuana testing facility as set forth in Section 16 of Article XVIII of the Colorado Constitution or as may be more fully defined in the Colorado Retail Marijuana Code.

Retail marijuana store means an entity which is licensed in accordance with the Colorado Retail Marijuana Code and this Article to purchase marijuana from marijuana cultivation facilities, to purchase marijuana and marijuana products from marijuana product manufacturing facilities, and to sell marijuana and marijuana products to consumers.

School means a public or private preschool or a public or private elementary, middle, junior high or high school.

State licensing authority means the authority created for the purpose of regulating and controlling the licensing of the cultivation, manufacture, distribution and sale of marijuana in Colorado, pursuant to C.R.S. § 12-43.4-201.

(b) In addition to the definitions provided in Subsection (a) above, the other defined terms in Amendment 64 are incorporated into this Article by reference.

Sec. 6-9-40. Marijuana cultivation facilities, marijuana product manufacturing facilities, and marijuana testing facilities prohibited.

The following uses shall be prohibited within the boundaries of the City:

(1) Marijuana cultivation facilities;

(2) Marijuana product manufacturing facilities; and

(3) Marijuana testing facilities.

No person shall operate a marijuana cultivation facility, marijuana product manufacturing facility or marijuana testing facility within the corporate boundaries of the City, as the same may be adjusted from time to time through annexation or otherwise.

Sec. 6-9-50. License required for retail marijuana stores.

(a) No person shall operate a retail marijuana store within the City without a valid license issued in accordance with this Article.

(b) Any requirements set forth in this Article shall be in addition to, and not in lieu of, any other requirements imposed by any state or local law.

(c) The issuance of any license pursuant to this Article does not create an exception, defense or immunity to any person in regard to any potential criminal liability the person may have for the production, distribution or possession of marijuana.

Sec. 6-9-60. Local licensing authority.

(a) There shall be and is hereby created the Central City Retail Marijuana Store Licensing Authority, hereafter referred to in this Article as the "Authority" or the "Local Licensing Authority".

(b) The Authority shall be the City Council. The City Council may, by resolution, delegate its authority set forth in this Article to the City Manager.

(c) The Authority shall have the duty and authority pursuant to the Colorado Retail Marijuana Code and this Article to grant or refuse licenses in the manner provided by law.

(d) The Authority shall have all the powers of a local licensing authority as set forth in the Colorado Retail Marijuana Code.

(e) The Authority shall have the power to promulgate rules and regulations concerning the procedures for hearings before the Authority.

(f) The Authority shall have the power to require any applicant or licensee to furnish any relevant information required by the Authority.

(g) The Authority shall have the power to administer oaths and issue subpoenas to require the presence of persons and the production of papers, books and records at any hearing which the Authority is authorized to conduct.

(h) The Local Licensing Authority shall possess all powers given to local licensing authorities by the provisions of the Colorado Retail Marijuana Code and rules and regulations promulgated thereunder. Any decision made by the Authority to grant or deny a license, to revoke or suspend a license, to conditionally grant a license, or to renew or not renew a license shall be a final decision which may be appealed to the District Court pursuant to Rule 106(a)(4) of the Colorado Rules of Civil Procedure. No defense or objection may be presented for judicial review unless it is first presented to the Authority prior to the effective date of the Authority's decision.

Sec. 6-9-70. General licensing procedures.

(a) For the purpose of regulating the sale of retail marijuana, the Authority in its discretion, upon application in the prescribed form, may issue and grant to the applicant a local license for a retail marijuana store, subject to the provisions and restrictions provided in this Article, Section 16 of Article XVIII of the Colorado Constitution and the Colorado Retail Marijuana Code. In accordance with Section 6-6-40 of this Article, the operation of marijuana cultivation facilities, marijuana product manufacturing facilities or marijuana testing facilities within the corporate boundaries of the City is prohibited.

(b) The Authority shall issue a license under this Article when, after thorough consideration of the application, and from review of such other information as required by this Article or the Colorado Retail Marijuana Code, the Authority determines that the applicant complies with all of the requirements of this Article and the Colorado Retail Marijuana Code, including the following:

(1) The application, including any required attachments and submissions, is complete and signed by the applicant;

(2) The applicant has paid the application fee and any other fees required by this Article;

(3) The application does not contain a material falsehood or misrepresentation;

(4) The location of the retail marijuana store is proposed to be located in a location permitted by this Article and other applicable provisions of this Code;

(5) The criminal history of the applicant, and the applicant's owners, officers, and managers, does not disqualify the applicant from holding a license; and

(6) The applicant meets or otherwise will meet all the requirements of this Article and the Colorado Retail Marijuana Code.

(c) The Authority shall approve, conditionally approve, or deny a license application, and shall promptly forward its decision to the State Licensing Authority.

(d) Prior to the issuance of any license, the Authority shall make a finding and determination as to the good moral character of the applicant in accordance with the standards and procedures set forth in the Colorado Retail Marijuana Code. In so doing, the Authority may incorporate any findings as to good moral character previously made by the State Licensing Authority. The Authority shall not be required to perform a criminal background check: (i) if the State Licensing Authority has performed a criminal background check on the applicant to the satisfaction of the Authority; or (ii) if the Authority issues a license conditioned on the completion and successful review of the criminal background check prior to the approval of the license.

(e) Upon receipt of the application for a retail marijuana store license, the Authority may circulate the application to the Planning Department, the Police Department, the

Fire Department, or any other City department the Authority deems necessary in order to determine whether the proposed facility is or will be in compliance with any and all applicable local laws, rules and regulations.

(f) After approval of an application and prior to the issuance of a license, the premises proposed to be licensed may be inspected by the building official to determine compliance with the City's building and other life, health and safety codes. No license shall be issued if the proposed licensed premises does not comply with the City's building and technical codes as identified by the building official in writing provided to the applicant. Throughout the term of the license the building official may inspect the licensed premise to determine continuing compliance with the City's building and technical codes.

(g) The Authority shall deny any application for a license that is not in compliance with this Article, the Colorado Retail Marijuana Code or any other applicable State or local law or regulation. Notwithstanding the foregoing, the Authority may issue a conditional license.

(h) In the event the City incurs costs in the inspection, clean-up, or any other requirements to remove marijuana of any retail marijuana store, the business and responsible person(s) shall reimburse the City all actual costs incurred by the City for such inspection or clean-up.

(i) In the event that a retail marijuana store does not commence operations within sixty (60) days of issuance of a license from the City, the license shall be deemed forfeited and the business may not commence operations.

Sec. 6-9-80. Application for license.

(a) An applicant seeking to obtain a license pursuant to this Article shall file an application with the City Manager. The form of the application shall be provided by the City and shall include all information required by this Article and any additional information requested by the City Manager if such information, in his or her opinion, is reasonably necessary to complete the investigation and review of the application.

(b) The application must include the following:

(1) Proof of ownership or legal possession of the proposed licensed premises.

(2) Consent from the landowner if the proposed premises will be leased. If the owner(s) of the proposed retail marijuana store is not the owner of the proposed licensed premises, the applicant shall provide written authorization to the City from the owner to enter the property for inspection of the proposed licensed premises on a form approved by the City.

(3) Name(s) and address(es) of the owner(s) of the proposed retail marijuana store.

(4) If the owner is a corporation, partnership, limited liability company, or other business entity, the name(s), social security number(s), and address(es) of any

officer or director of the entity and of any person holding one percent (1%) or more of the issued and outstanding capital stock or other ownership interest of the entity.

(5) A completed set of the applicant fingerprints of each person specified in subsection (4) and/or (4) of this Section 6-9-80(b).

(6) Name(s) and address(es) of any manager or managers of the proposed retail marijuana store.

(7) An operating plan for the proposed retail marijuana store including the following information:

A. A description of the products and services to be provided by the retail marijuana store.

B. A floor plan showing all interior dimensions of the proposed licensed premises and the layout of the retail marijuana store, including all limited access areas, areas of ingress and ingress, and location(s) of all security cameras. Such floor plan shall also show the principal uses of the floor area depicted therein.

C. A security plan indicating how the applicant intends to comply with the requirements of this Article, the Colorado Retail Marijuana Code, and any other applicable law, rule or regulation. The security plan includes specialized details of security arrangements and will be protected from disclosure as provided under the Colorado Open Records Act, C.R.S. § 24-72-203(2)(a)(VIII). If the City determines that such security plan and related documents are subject to inspection, it will attempt to provide at least twenty four (24) hours advance notice to the applicant prior to such disclosure.

D. An area map, drawn to scale, indicating, within a radius of one-quarter mile from the boundaries of the property upon which the retail marijuana store is proposed to be located, the proximity of the property to any school or to any residential zone district within the City.

(8) A statement of whether or not any person holding any ownership interest in the proposed retail marijuana store has:

A. Been denied an application for a medical marijuana establishment license or retail marijuana establishment license by the State or any other local jurisdiction in the State, or has had such a license suspended or revoked; and

B. Been convicted of a felony or has completed any portion of a sentence due to a felony charge within the preceding five (5) years.

(9) Proof that the proposed retail marijuana store will be located in a location that permits such land use under this Article and other applicable provisions of this Code.

(10) Proof that all initial application, licensing, operational, background, and other fees due and payable to properly license and operate a retail marijuana store, and as determined by the Authority, have been paid.

(11) Any additional document(s) or information requested by the Authority.

(d) A license issued pursuant to this Article does not eliminate the need for the licensee to obtain other required City licenses and licenses related to the operation of the approved retail marijuana store, including, without limitation:

(1) Any required land use approval, if applicable;

(2) A City business and sales tax license; and

(3) Any building permits, including mechanical, plumbing, or electrical permits.

Sec. 6-9-90. Denial of license.

The Authority shall deny an application for a license under this Article when the applicant fails to cooperate with the City during the application phase, when the applicant fails to meet all of the standards set forth in Section 6-9-70 above, when the applicant fails to provide any application materials to the City in accordance with Section 6-9-80 above, when the applicant provides inaccurate or false information to the City during the application phase, or when the applicant fails to obtain any other required City license, including but not limited to those required by Section 6-9-80(d) above.

Sec. 6-9-100. Authority authorized to impose conditions on license.

The Authority is authorized to impose terms and conditions on a license as may be necessary to protect the public health, safety and welfare, or to ensure compliance with the requirements of this Article, the Colorado Retail Marijuana Code, or other applicable law.

Sec. 6-9-110. Decision on application.

The Authority shall approve, deny or conditionally approve an application within thirty (30) days of the receipt of the completed application. The decision and the reasons for the decision, as well as any conditions of approval, shall be in writing.

Sec. 6-9-120. Notice of decision.

The City Manager shall notify the applicant of the decision on the application within three (3) business days of rendering the decision. A copy of the decision shall be sent by certified mail to the applicant at the address shown in the application.

Sec. 6-9-130. Contents of license.

(a) A license shall contain the following information:

(1) The name of the licensee;

(2) The date of the issuance of the license;

(3) The address at which the licensee is authorized to operate the retail marijuana store;

(4) Any special conditions of approval imposed upon the license by the Authority, pursuant to notice of decision, as follows; and

(5) The date of the expiration of the license.

(b) A license must be signed by both the applicant and the City Manager to be valid.

Sec. 6-9-140. License non-transferable; exceptions.

(a) A retail marijuana store license is not transferable or assignable, including without limitation, not transferable or assignable to a different premise, or to a different owner or licensee, except in accordance with this Section 6-9-140. A retail marijuana store license is valid only for the owner specifically identified on the license, and the specific location for which the license is issued.

(b) A licensee may transfer or assign all ownership, rights and interests in a license subject to prior application to, and approval by, the City Manager and compliance with Section 12-43.4-308, C.R.S. The City Manager may refer the transfer application to the City Council for a public hearing provided that notice of the public hearing is posted on the licensed premises in conformance with Section 12-43.4-302(2), C.R.S., and the applicant has been provided with at least ten (10) days advance notice of the hearing. The application for any transfer of a retail marijuana store license shall contain, at a minimum, all of the information required by Section 6-9-80 of this Article and any supplemental information requested in writing by the Authority. Any attempt to transfer or assign a license in violation of this Section voids the license.

Sec. 6-9-150. Duration of license; renewals.

(a) Each license issued pursuant to this Article shall be valid for one (1) year from the date of issuance and may be renewed as provided in this Section. The license shall expire on the last day of the month in which the license is issued of the year following issuance or renewal of the license.

(b) A licensee shall renew their license issued pursuant to this Article annually. Any renewal of the license shall be governed by the standards and procedures set forth in the Colorado Retail Marijuana Code, subject to any additional restrictions on renewal as provided in this Article or promulgated by the Authority.

(c) The licensee shall apply for renewal of the retail marijuana store license at least forty five (45) days before the expiration of the license. The licensee shall apply for renewal using forms provided by the City. If the applicant fails to apply for renewal at least 45 days before the expiration of the license, but does apply for renewal prior to expiration of the license, the City may process the renewal application if the applicant submits the late filing fee established pursuant to Section 6-9-240 at the time of submittal of the renewal application.

(1) The renewal license fee, and late filing fee if applicable, shall accompany the application. Such fee is nonrefundable.

(2) In the event there has been a change to any of the plans identified in the license application, including but not limited to the operating plan or security plan, the renewal application shall include specifics of the changes or proposed changes in any of such plans.

(3) The renewal application shall include verification that the retail marijuana store has a valid state license issued by the State Licensing Authority, and that such license is in good standing.

(4) The City shall not accept renewal applications after the expiration of a license, but instead shall require the applicant to file a new license application.

(d) Failure of the licensee to renew and keep its State or local license current and valid or to make timely payment of the local licensing or operating fees shall be grounds for revocation of any license issued pursuant to this Article.

Sec. 6-9-160. Duties of licensee; records to be maintained.

(a) It is the duty and obligation of each licensee to do the following:

(1) Comply with all of the terms and conditions of the license;

(2) Comply with all of the requirements of this Article;

(3) Comply with all other applicable City ordinances;

(4) Comply with the Colorado Retail Marijuana Code;

(5) Comply with all state laws and administrative regulations pertaining to the use of marijuana;

(6) Comply with all applicable federal laws, rules or regulations, other than a federal law, rule or regulation concerning the possession, sale or distribution of marijuana which conflicts with Amendment 64;

(7) Permit inspection of its records and the licensed premises by the City Manager for the purpose of determining the licensee's compliance with the terms and conditions of the license; and

(8) Post the license in a conspicuous location at the retail marijuana store.

(b) Each licensee shall keep a complete set of books of account, invoices, copies of orders and sales, correspondence, bank statements, and all other records necessary to show fully the business transactions of such licensee. The records of the licensee shall clearly track inventory purchased and sales and disposal thereof to clearly track revenue from sales of any marijuana, paraphernalia and marijuana accessories offered by the retail marijuana store. All such books and records shall be open at all times during business hours for the inspection and examination of the City or its duly authorized representatives, including any auditor selected by

the City pursuant to Section 6-9-160(c) below. The City may require any licensee to furnish such information as the City deems necessary for the proper administration of this Article. The records shall clearly show the source, amount, price and dates of all marijuana received or purchased, and the amount, price and dates for all marijuana sold.

(c) The City may require an audit to be made of the books and records of a retail marijuana store on such occasions as it may consider necessary. Such audit may be made by an auditor selected by the City. The expense of any audit determined necessary by the City shall be paid by the retail marijuana store.

Sec. 6-9-170. Suspension or revocation of license.

(a) A license issued pursuant to this Article may be suspended or revoked by the Authority for the following reasons:

(1) Fraud, misrepresentation or a false statement of material fact contained in the license application;

(2) A violation of any City, state or federal law or regulation, other than a federal law or regulation concerning the possession, sale or distribution of marijuana that conflicts with Amendment 64;

(3) A violation of any of the terms and conditions of the license;

(4) A violation of any law which, if occurring prior to the submittal of the application, could have been cause for denial of the license application;

(5) Failure to timely correct any violation of any law, or comply with any order to correct a violation of any law within the time stated in the notice or order;

(6) A violation of any of the provisions of this Article including but not limited to any violation of the duties set forth in Section 6-9-160; or

(7) Good cause.

(b) Hearing, burden of proof.

(1) The City Manager or the Police Chief may request in writing that a license issued under this Article be suspended or revoked. The written request to suspend or revoke must include the allegations upon which the suspension or revocation is based and must be provided to the licensee.

(2) The City Council, sitting in its official capacity of the Authority shall preside over the hearing on the suspension or revocation.

(3) The date and time of the hearing must be set, written notice of which must be sent by regular mail, postage prepaid, to the licensee at least ten (10) days prior to the hearing date.

(4) Notice of the public hearing shall comply with any other applicable provisions of the Colorado Retail Marijuana Code.

(5) The hearing must be conducted based on the allegations provided in the written request. The burden shall be on the City to prove by a preponderance of the evidence that the licensee has violated the provisions of Subsection (a) above.

(6) A written decision must be provided to the licensee within ten (10) business days of the conclusion of the hearing. Notice shall be given by mailing a copy of the decision to the licensee by regular mail, postage prepaid, at the address shown in the license. Notice is deemed to have been properly given upon mailing.

(c) In connection with the suspension of a license, the Authority may impose reasonable conditions. The Authority shall be authorized to enter into stipulations with any licensee at or following the public hearing.

(d) In the event a retail marijuana store or licensee is charged with violation of any law, upon which a final judgment would be grounds for suspension or revocation of the license, the Authority may suspend the license pending the resolution of the alleged violation.

(e) If the Authority revokes or suspends a license, the retail marijuana store may not move or remove any marijuana from the premises except under the supervision of the Central City Police Department.

(f) Any decision made by the Authority shall be a final decision and may be appealed to the District Court, pursuant to Rule 106(a)(4) of the Colorado Rules of Civil Procedure. The licensee's failure to timely appeal the decision is a waiver of the licensee's right to contest the suspension or revocation of the license.

Sec. 6-9-180. Prohibited locations; permanent location required.

Prior to the issuance of a license for a retail marijuana store, the City Manager shall determine whether the proposed location of the retail marijuana store complies with the requirements of this Section and Chapter 16 of this Code. Failure to comply with the requirements of this Section shall preclude issuance of a license.

(1) No retail marijuana store shall be located within an area zoned for single-family residential use.

(2) Each retail marijuana store shall be operated from a permanent location. No retail marijuana store shall be permitted to operate from a moveable, mobile or transitory location.

(3) No retail marijuana store shall be located within one thousand (1,000) feet of a school, an alcohol or drug treatment facility, the principal campus of a college, university or seminary or a residential child care facility.

Sec. 6-9-190. On-site cultivation prohibited.

The cultivation of marijuana on or within a retail marijuana store is prohibited.

Sec. 6-9-200. Retail marijuana store requirements and restrictions.

(a) No retail marijuana store approved pursuant to this article may sell marijuana at any time except between the hours of 10:00 a.m. to 10:00 p.m.

(b) All retail marijuana store licenses shall be issued for a specific fixed location, which shall be considered the licensed premises.

(c) All retail marijuana stores shall post a sign in a conspicuous location stating:

"IT IS ILLEGAL TO TRANSFER MARIJUANA TO ANYONE UNDER THE AGE OF TWENTY-ONE. IT IS ILLEGAL TO SEND OR TRANSPORT MARIJUANA TO ANOTHER STATE. THE POSSESSION OF MARIJUANA REMAINS A CRIME UNDER FEDERAL LAW."

(d) It shall be unlawful for any retail marijuana store to employ any person at a licensed premise who is younger than twenty-one (21) years of age.

(e) The name and contact information for the owner or owners and any manager of the retail marijuana store shall be conspicuously posted in the facility, together with the name and contact information of any person designated by the owner to be contacted in the event of an emergency.

(f) The retail marijuana store license, the business license and the sales tax license shall be conspicuously posted in the facility.

(g) No change shall be made to the floor plan of the interior of any licensed premises unless such modification is approved by the Authority and all other appropriate City departments prior to the time the change is made. The Authority may charge a processing and inspection fee to cover any processing or inspection costs.

(h) No marijuana shall be smoked, eaten or otherwise consumed or ingested on the licensed premises.

(i) A retail marijuana store shall be ventilated so that the odor of marijuana cannot be detected by a person with a normal sense of smell at the exterior of the retail marijuana store or at any adjoining use or property.

(j) The licensed premises shall be monitored and secured twenty-four (24) hours a day including, at a minimum, the following security measures:

(1) Installation and use of security cameras to monitor all areas of the licensed premises where persons may gain or attempt to gain access to marijuana, marijuana products, or monies maintained by the facility.

(2) Recordings from security cameras shall be maintained for a minimum of seventy- two (72) hours in a secure off-site location.

(3) Installation and use of a safe for overnight storage of any marijuana or marijuana products, and /or monies on the licensed premises, with the safe being incorporated into the building structure or securely attached thereto.

(4) Installation of a monitored user alarm system compliant with the Colorado Retail Marijuana Code and any other applicable State or local regulations.

(5) Robbery and burglary alarm systems that are professionally installed, monitored and maintained in good working condition.

Sec. 6-9-210. Persons prohibited as licensees and managers.

(a) It shall be unlawful for any of the following persons to have an ownership or a financial interest in a retail marijuana store, and no license provided by this Article shall be issued to, or held by, and no retail marijuana store shall be managed by:

(1) Any person until all applicable fees for the license have been paid.

(2) Any person not of good moral character.

(3) Any corporation, partnership, limited liability company, or other entity whose officers, members, partners, directors or stockholders are not of good moral character.

(4) Any natural person who is under twenty-one years of age.

(5) Any person who, in the immediately preceding twelve (12) months had a medical marijuana facility license or retail marijuana establishment license revoked or suspended by the State, or by a local licensing authority in the City or any other jurisdiction.

(6) Any person who has been convicted of a felony that is deemed a crime of violence or has completed any portion of a felony sentence within the preceding five (5) years.

(7) A person licensed pursuant to this Article who, during a period of licensure, or who, at the time of application, has failed to remedy an outstanding delinquency for taxes owed, or an outstanding delinquency for judgments owed to a government.

(8) A sheriff, deputy, police officer, or prosecuting officer, or an officer or employee of the State Licensing Authority, the Authority, or the City.

(9) Any person of bad moral character as defined by the Colorado Retail Marijuana Code.

(b) In making the evaluation of the good moral character of the individual identified on an application or amendment thereof, the Authority shall consider the following:

(1) Laws, rules and regulations applicable to evaluation of other types of licenses issued by governments that consider the good moral character of the applicants.

(2) Any additional information the Authority may request of the individual if the individual has a violation of any laws, or items disclosed by the individual which require additional information in order for the Authority to make a determination regarding issuance of the license.

Sec. 6-9-220. Provisions applicable to existing medical marijuana businesses.

(a) Pursuant to section 12-43.4-104, C.R.S., certain medical marijuana licensees or applicants qualified to receive a State license may, on or after October 1 2013, either apply for a Retail Marijuana Establishment license in addition to their medical marijuana license, convert their medical marijuana license to a Retail Marijuana Establishment license, or apply for a Retail Marijuana Establishment license and surrender their medical marijuana license when the Retail Marijuana Establishment license is issued.

(b) A person who holds both a license pursuant to article 43.3 of title 12, C.R.S. and a license for a retail marijuana store may operate both licenses in the same premises ("dual operation") provided they meet the requirements of the Colorado Retail Marijuana Code and this Article.

Sec. 6-9-230. Signage and advertising.

(a) All signage for a retail marijuana store shall comply with the requirements of Chapter 14 of this Code.

(b) Any person or their agent licensed pursuant to this Article, may not cause advertisements, signs, displays or other promotional material depicting marijuana use or symbols to be shown or exhibited off the premises or in any manner which is visible to the public from roadways, pedestrian sidewalks or walkways, other public place, including advertising utilizing any of the following media: any billboard or other outdoor general advertising device as defined by this Code; any sign mounted on a vehicle, any hand-held or other portable sign; or any handbill, leaflet or flier directly handed to any person in a public place, left upon a motor vehicle, or posted upon any public or private property without the consent of the property owner. The prohibition set forth in this section (b) shall not apply to:

(1) Any sign located on the same zone lot as the retail marijuana store which exists solely for the purpose of identifying the location of the retail marijuana store and which otherwise complies with the requirements of Chapter 14 of this Code;

(2) Any advertisement contained within a newspaper, magazine, or other periodical; or

(3) Advertising which is purely incidental to sponsorship of a charitable or community event by the retail marijuana store.

(c) No licensed retail marijuana store shall use any advertising material that is misleading, deceptive, or false, or that, as evidenced either by the content of the advertising material or by the medium or the manner in which the advertising is disseminated is designed to appeal to minors.

(d) Any person licensed as a retail marijuana store shall include in any advertisement for marijuana the following language: "FOR ADULTS 21 AND OVER ONLY." Provided, however, this language shall not be required to be displayed upon any sign identifying a retail marijuana store.

Sec. 6-9-240. Fees.

(a) Licensing fees, operating fees including but not limited to building inspection and re-inspection fees, renewal fees, late filing fees, and all other fees necessary for the administration, regulation, and implementation of this Article shall be set by the City Council by resolution.

(b) At least annually, the amount of fees charged pursuant to this section shall be reviewed and, if necessary, adjusted to reflect the direct and indirect costs incurred by the Authority and the City in connection with the administration and enforcement of this Article, including costs of unannounced compliance checks.

Sec. 6-9-250. Paraphernalia.

Devices, contrivances, instruments and paraphernalia for inhaling or otherwise consuming marijuana, including but not limited to rolling papers and related tools, water pipes and vaporizers, may lawfully be sold at a licensed retail marijuana store.

Sec. 6-9-260. Alcohol.

The sale or consumption of an alcoholic beverage within a retail marijuana store is prohibited.

Sec. 6-9-270. Taxes.

Each licensee shall pay sales tax on all marijuana, marijuana accessories, paraphernalia and other tangible personal property sold by the licensee at the retail marijuana store.

Sec. 6-9-280. Penalties; injunctive relief.

(a) It is a municipal offense for any person to violate any provision of this Article. Any person convicted of having violated any provision of this Article shall be punished as set forth in Section 1-4-20 of this Code.

(b) In addition to all other remedies available to the City under this Code and by law, the operation of a retail marijuana store without a valid license issued pursuant to this Article may be enjoined by the City in an action brought in a court of competent jurisdiction.

Sec. 6-9-290. No waiver of governmental immunity.

In adopting this Article, the City Council is relying on and does not waive or intend to waive by any provision of this Article the monetary limitations (presently one hundred fifty thousand dollars [$150,000.00] per person and six hundred thousand dollars [$600,000.00] per occurrence) or any other rights, immunities and protections provided by the Colorado

Governmental Immunity Act, Section 24-10-101, et seq., C.R.S., or any other limitation, right, immunity or protection otherwise available to the City, its officers or its employees.

Sec. 6-9-300. No City liability.

By accepting a license issued pursuant to this Article, a licensee releases the City, its officers, elected officials, employees, attorneys and agents from any liability for injuries, damages or liabilities of any kind that result from any arrest or prosecution of retail marijuana store owners, operators, employees, clients or customers for a violation of state or federal laws, rules or regulations. The City Manager may require a licensee to execute a written instrument confirming the provisions of this Section.

Sec. 6-9-310. Indemnification of City.

By accepting a license issued pursuant to this Article, a licensee, jointly and severally if more than one (1), agrees to indemnify and defend the City, its officers, elected officials, employees, attorneys, agents, insurers and self-insurance pool against all liability, claims and demands on account of injury, loss or damage, including, without limitation, claims arising from bodily injury, personal injury, sickness, disease, death, property loss or damage or any other loss of any kind whatsoever, which arise out of or are in any manner connected with the operation of the retail marijuana store that is the subject of the license. The licensee further agrees to investigate, handle, respond to and provide defense for and defend against any such liability, claims or demands at its expense and to bear all other costs and expenses related thereto, including court costs and attorney fees. The City Manager may require a licensee to execute a written instrument confirming the provisions of this Section.

Sec. 6-9-320. Other laws remain applicable.

The provisions of this Article do not protect licensees, operators, employees, customers and clients of a licensed retail marijuana store from prosecution pursuant to any laws that may prohibit the cultivation, sale, use or possession of controlled substances. In addition, as of the date of the adoption of this Article, the cultivation, sale, possession, distribution and use of marijuana remain violations of federal and state law (except for conduct covered by Amendment 64), and this Article affords no protection against prosecution under such federal and state laws. Licensees, operators, employees, customers and clients of a licensed retail marijuana store assume any and all risk and any and all liability arising or resulting from the operation of the retail marijuana store under any state or federal law. Further, to the greatest extent licensed by law, any actions taken under the provisions of this Article by any public officers, elected or appointed officials, employees, attorneys and agents of the City shall not become a personal liability of such person or of the City.

Sec. 6-9-330. Compliance with state law.

(a) To the extent the State has adopted or adopts in the future any additional or stricter laws or regulations governing the sale or distribution of marijuana, the additional or stricter regulations shall control the establishment or operation of any retail marijuana store in the City. Compliance with any applicable State law or regulation shall be deemed an additional requirement for issuance or denial of any license under this Article, and noncompliance with any

applicable State law or regulation shall be grounds for revocation or suspension of any license issued hereunder.

(b) Any retail marijuana store licensed pursuant to this Article may be required to demonstrate, upon demand by the Authority or by law enforcement officers that the source and quantity of any marijuana found upon the licensed premises is in full compliance with any applicable State laws or regulations.

(c) Except as otherwise provided herein, the Authority shall be governed by the Colorado Retail Marijuana Code now in effect or subsequently amended. In the event of any conflict between the provisions of this Article and those in the Colorado Retail Marijuana Code, the more restrictive provision shall control.

(d) If the state prohibits the cultivation, production, possession or other distribution of marijuana through retail marijuana stores, or if a retail marijuana store is denied a retail marijuana store license through the State Licensing Authority or has such license revoked pursuant to the Colorado Retail Marijuana Code, or if a court of competent jurisdiction determines that the federal government's prohibition of the cultivation, production, possession or other distribution of marijuana through retail marijuana stores supersedes state law, any license issued pursuant to this Article shall be deemed to be immediately revoked by operation of law, with no ground for appeal or other redress on behalf of the licensee.

(e) A license for a retail marijuana store is a revocable privilege, and no applicant therefore or holder thereof shall be deemed to have acquired any property interest therein.

Sec 6-9-340 – 6-9-400 [Reserved]

Section 2. Severability. Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.

Section 3. Repeal. Any and all ordinances or codes or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such ordinance or code or part thereof shall not revive any other section or part of any ordinance or code heretofore repealed or superseded and this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the effective date of this Ordinance.

Section 4. Effective Date. This Ordinance shall become effective immediately following publication, public hearing and the approval of City Council following second reading in accordance with Sections 5.9 and 5.10 of the City Charter.

INTRODUCED AND READ by title only on first reading at the regular meeting of the City Council of the City of Central on the 20th day of August, 2013, at Central City, Colorado.

CITY OF CENTRAL, COLORADO

_____
Ronald E. Engels, Mayor

Approved as to form:

_____
Marcus McAskin, City Attorney

ATTEST:

_____
Reba Bechtel, City Clerk

PASSED AND ADOPTED on second reading, at the regular meeting of the City Council of the City of Central on the 3rd day of September, 2013.

CITY OF CENTRAL, COLORADO

_____
Ronald E. Engels, Mayor

ATTEST:

_____
Reba Bechtel, City Clerk

POSTED IN FULL AND PUBLISHED BY TITLE AND SUMMARY in the Weekly Register Call newspaper on August 22, 2013.

POSTED AND PUBLISHED BY TITLE [AND SUMMARY IF AMENDED ON SECOND READING] in the Weekly Register Call newspaper on September 5, 2013.

CITY OF CENTRAL, COLORADO

_____
Ronald E. Engels, Mayor

ATTEST:

_____
Reba Bechtel City Clerk

CITY OF CENTRAL, COLORADO
ORDINANCE 13-10

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CENTRAL, COLORADO AMENDING CERTAIN PROVISIONS OF ARTICLE VII OF CHAPTER 6 OF THE MUNICPAL CODE CONCERNING MEDICAL MARIJUANA ESTABLISHMENTS; SPECIFICALLY SECTION 6-7-210 CONCERNING HOURS OF OPERATION

WHEREAS, the City of Central ("City") is authorized under its home rule charter and Title 31 of the Colorado Revised Statutes to adopt and amend ordinances in furtherance of governmental administration and the City's police powers; and

WHEREAS, the City Council previously adopted Ordinance No. 12-16, which Ordinance established regulations pertaining to the licensing and operation of medical marijuana establishments; and

WHEREAS, the City Council has considered Ordinance No. 13-09 to establish a new Article IX of Chapter 6 of the Municipal Code, pertaining to the licensing and operation of retail marijuana stores; and

WHEREAS, the City Council desires to amend Section 6-7-210 of the Municipal Code to conform the hours of operation of medical marijuana establishments with the hours of operation for retail marijuana stores; and

WHEREAS, City Council conducted a public hearing, with proper notice provided, to consider adoption of this Ordinance as required by law; and

BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CENTRAL, COLORADO THAT:

Section 1. Section 6-7-210 of the Municipal Code is hereby amended to read as follows, with strike through to show deleted text and underline to show new text:

> **Sec. 6-7-210. Hours of Operation.**
>
> A medical marijuana establishment may serve, sell or distribute medical marijuana only between the hours of ~~8:00~~ 10:00 a.m. and ~~7:00~~ 10:00 p.m., Monday through Sunday.

Section 2. Severability. Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.

Section 3. Repeal. Any and all ordinances or codes or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such ordinance or code or part thereof shall not revive

any other section or part of any ordinance or code heretofore repealed or superseded and this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the effective date of this Ordinance.

Section 4. Effective Date. This Ordinance shall become effective immediately following publication, public hearing and the approval of City Council following second reading in accordance with Sections 5.9 and 5.10 of the City Charter.

INTRODUCED AND READ by title only on first reading at the regular meeting of the City Council of the City of Central on the 20th day of August, 2013, at Central City, Colorado.

CITY OF CENTRAL, COLORADO

_____
Ronald E. Engels, Mayor

Approved as to form:

_____
Marcus McAskin, City Attorney

ATTEST:

_____
Reba Bechtel, City Clerk

PASSED AND ADOPTED on second reading, at the regular meeting of the City Council of the City of Central on the 3rd day of September, 2013.

CITY OF CENTRAL, COLORADO

_____
Ronald E. Engels, Mayor

ATTEST:

_____
Reba Bechtel, City Clerk

POSTED IN FULL AND PUBLISHED BY TITLE AND SUMMARY in the Weekly Register Call newspaper on August 22, 2013.

POSTED AND PUBLISHED BY TITLE [AND SUMMARY IF AMENDED ON SECOND READING] in the Weekly Register Call newspaper on September 5, 2013.

CITY OF CENTRAL, COLORADO

_____

Ronald E. Engels, Mayor

ATTEST:

_____

Reba Bechtel City Clerk

City of Central
Proclamation

WHEREAS, the USS Enterprise CVAN/CVN-65 was commissioned into the United States Naval Service on November 25, 1961 and had remained in active service for over 51 years until its inactivation on December 1, 2012, a seagoing record unmatched by any warship in American history, twice her expected lifetime; and

WHEREAS, the USS Enterprise established a historic career, including

- being the first nuclear powered aircraft carrier ever built,
- sailing all the world's oceans and visiting 6 of the 7 worlds continents,
- deploying 25 times from the United States to convey US interests around the world,
- committing to her primary military function during times of conflict,
- committing to humanitarian purposes during times of need and disasters; and

WHEREAS, the men and women who served aboard the USS Enterprise are the reason the ship was able to perform at the highest level of expectations during her 51 years of distinguished service; and

WHEREAS, the families and communities of the sailors and Marines serving aboard the USS Enterprise provided the necessary support for the crewmen while they served their country and away from home; and

WHEREAS, the United States Navy has proudly served this nation for over 238 years and provided security for all the freedoms that we are endowed and have earned; and

WHEREAS, the USS Enterprise CVAN/CVN-65 Association is a social organization dedicated to preserving the history of all ships commissioned as the USS Enterprise, maintaining memories of past and present shipmates, establishing a camaraderie among former shipmates and families, and reaching out to communities to promote the value provided to our country by the service of our young men and women; and

WHEREAS, the USS Enterprise CVAN/CVN-65 Association has chosen Colorado as the location for its 2013 annual reunion and has highlighted the City of Central as a premier Colorado community that expresses friendship, history and support for US servicemen and servicewomen.

THEREFORE, I, Ronald E. Engels, by virtue of the authority vested in me as Mayor of Central City, Colorado, to honor the contribution provided our great nation by the men, women and families of the USS Enterprise, do hereby proclaim the week of September 1st, 2013 as

USS Enterprise CVAN/CVN-65 Week

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the City of Central, Colorado this 3rd day of September, 2013.

_____

Ronald E. Engels, Mayor

AGENDA ITEM # 10

CITY COUNCIL COMMUNICATION FORM

FROM: **Shawn Griffith**

DATE: **September 3, 2013**

ITEM: **Bid award for the Lawrence Street Water Line Project to Hammerlund Construction for up to $287,501.**

NEXT STEP: **Council Motion**

_____ORDINANCE
__X__MOTION
_____INFORMATION

I. **REQUEST OR ISSUE:** Staff requests that Council award the bid for the Lawrence Street water line to Hammerlund Construction with a total cost of $261,365 plus 10% contingency for a total of $287,501. See attached.

II. **RECOMMENDED ACTION / NEXT STEP:** Approve the bid award to allow staff to issue a notice to proceed.

III. **FISCAL IMPACTS:** $261,365 + 10% contingency.

IV. **BACKGROUND INFORMATION:** Council approved the funding and the RFP distribution at the July 2nd meeting for the Lawrence St Water line. The engineering and design work was wrapped up in early July. Council asked that the Lawrence St project be completed this year so as to avoid emergency repairs and interrupted service. Staff received three bids from contractors and made the determination of the proposed contractor after conducting reference checks. The Contractor is Hammerlund Construction of Sedalia, CO. Staff met with the BHCC Sanitation District on Monday the 26th and they approved Hammerlund contingent on reference checks.

V. **LEGAL ISSUES:** None

VI. **CONFLICTS OR ENVIRONMENTAL ISSUES:** None

VII. **SUMMARY AND ALTERNATIVES:**

Council may take one of the following actions:

1. Move to approve the resolution and IGA.
2. Move to deny the resolution and IGA.

LAWRENCE STREET BID OPENING

August 23, 2013 AT 2:00 P.M.

NAME OF CONTRACTOR SUBMITTING BID:	Duran		American West		Hammerlund	
Bid Bond (Y/N)	Yes		Yes		Yes	
Proposed Subs Submitted (Y/N)	Yes		Yes		Yes	
Proposed Suppliers Submitted (Y/N)	Yes		Yes		Yes	
WATER LINE IMPROVEMENTS						
Pipe	Unit Price	Total	Unit Price	Total	Unit Price	Total
12" DIP 1,560 LF	85.00	132,600.00	60.00	93,600.00	55.00	85,800.00
8" DIP 60 LF	111.00	6,660.00	56.00	3,360.00	53.00	3,180.00
6" DIP 20 LF	74.00	1,480.00	34.00	680.00	47.00	940.00
Valves						
12" Gate Valve 3 EA	2,907.00	8,721.00	3,100.00	9,300.00	3,100.00	9,300.00
8" Gate Valve 2 EA	1,219.00	2,438.00	1,825.00	3,650.00	1,900.00	3,800.00
6" Gate Valve 3 EA	1,150.00	3,450.00	1,350.00	4,050.00	1,400.00	4,200.00
Hydrant 3 EA	2,335.00	7,005.00	3,750.00	11,250.00	3,200.00	9,600.00
Fittings						
12" x 8" Tee 1 EA	776.00	776.00	850.00	850.00	970.00	970.00
12" x 6" Tee 3 EA	695.00	2,085.00	810.00	2,430.00	920.00	2,760.00
12" 45° Bend 1 EA	659.00	659.00	645.00	645.00	770.00	770.00
12" 22.5° Bend 2 EA	782.00	1,564.00	610.00	1,220.00	740.00	1,480.00
12" 11.25° Bend 3 EA	770.00	2,310.00	595.00	1,785.00	730.00	2,190.00
12" x 8" Reducer 1 EA	567.00	567.00	375.00	375.00	460.00	460.00
8" x 6" Tee 1 EA	692.00	692.00	560.00	560.00	700.00	700.00
8" 22.5° Bend 1 EA	441.00	441.00	365.00	365.00	430.00	430.00
Miscellaneous (Water)						
Abandonment/ Capping of 4" Water Line 1 LS	730.00	730.00	6,250.00	6,250.00	1,470.00	1,470.00
Connection to Existing 12" Water Line 1 EA	958.00	958.00	2,500.00	2,500.00	1,860.00	1,860.00
Connection to Existing 8" Water Line 2 EA	883.00	1,766.00	2,100.00	4,200.00	1,910.00	3,820.00
Service Line Reconnections 11 EA	1,469.00	16,159.00	1,650.00	18,150.00	1,200.00	13,200.00
Temporary Service 1 LS	8,700.00	8,700.00	12,500.00	12,500.00	3,500.00	3,500.00
WATER LINE IMPROVEMENTS SUBTOTAL		199,761.00		177,720.00		150,430.00
SANITARY SEWER LINE IMPROVEMENTS						
Pipe						
12" SDR26 PVC Sewer Main 210 LF	68.00	14,208.00	71.00	14,910.00	65.00	13,650.00
8" SDR26 PVC Sewer Main 1,290 LF	74.00	95,460.00	45.00	58,050.00	44.00	56,760.00
Insulation when less than 6-feet deep 470 LF	50.00	23,500.00	56.00	26,320.00	42.00	19,740.00
Manholes						
Remove and Replace Manhole – 4' Dia. 4 EA	6,600.00	26,400.00	3,200.00	12,800.00	3,600.00	14,400.00
Manhole – 4' Diameter 1 EA	5,479.00	5,479.00	2,850.00	2,850.00	3,400.00	3,400.00
Miscellaneous (Sanitary Sewer)						
Rock Excavation 230 CY	45.00	10,350.00	36.00	8,280.00	150.00	34,500.00
Asbestos-Cement Pipe Removal and Disposal 1,500 LF	11.00	16,500.00	5.50	8,250.00	22.00	33,000.00
Service Line Reconnections 11 EA	674.00	7,414.00	800.00	8,800.00	750.00	8,250.00
Temporary Bypass Pumping 1 LS	4,500.00	4,500.00	11,500.00	11,500.00	4,000.00	4,000.00
SANITARY SEWER LINE IMPROVEMENTS SUBTOTAL		203,811.00		151,760.00		187,700.00
	Bid had:	203,883.00				
NAME OF CONTRACTOR SUBMITTING BID:						
COMMON SITE WORK						
General Conditions 1 LS	20,200.00	20,200.00	101,500.00	101,500.00	53,000.00	53,000.00
Mobilization/Demobilization 1 LS	4,600.00	46,000.00	32,500.00	32,500.00	25,270.00	25,270.00
Traffic Control 1 LS	16,000.00	16,000.00	42,000.00	42,000.00	21,000.00	21,000.00
Asphalt Paving 32,000 SF	3.10	99,200.00	3.80	121,600.00	3.20	102,400.00
Base Course 1,200 TONS	60.00	72,000.00	27.50	33,000.00	15.00	18,000.00
Survey for Record Drawings 1 LS	7,000.00	7,000.00	4,750.00	4,750.00	2,200.00	2,200.00
COMMON SITE WORK SUBTOTAL $		260,400.00		335,350.00		221,870.00
PROJECT TOTAL $		663,972.00		664,830.00		560,000.00
	Bid Had:	664,044.00				
Bid Alternate No. 1 (PVC vs Ductile Iron)						
Pipe						
12" C900 PVC 1560 LF	77.35	120,666.00	57.00	88,920.00	48.00	74,880.00
8" C900 PVC 60 LF	104.85	6,291.00	54.00	3,240.00	47.00	2,820.00
BID ALT 1 LUMP SUM DEDUCT		(12,303.00)		(4,800.00)		(11,280.00)

AGENDA ITEM #11

CITY COUNCIL COMMUNICATION FORM

FROM: **Shannon Flowers, Finance Director**

DATE: **August 21, 2013**

ITEM: **Central City Promise Program Requests- Kasey Mayle-Combs**

NEXT STEP: **Review Promise Program request for scholarship and make a motion to award Kasey Mayle-Combs with $4,898.95 for continuing post-secondary educational tuition assistance in 2013.**

_____ORDINANCE
__X__MOTION
_____INFORMATION

I. **REQUEST OR ISSUE:** The Central City Promise Program was initiated by City Council to encourage high school graduates and G.E.D. recipients of Central City to make post-secondary education a priority. The Promise Program helps make it possible for Central City residents to attend a university, community college or trade school by providing assistance with the costs associated with attending one of these educational institutions.

Ms. Mayle-Combs has submitted all of the required information and paperwork (*please see attached*) and is requesting Promise Program funds in the amount of $4,898.95 in 2013.

Ms. Mayle-Combs is continuing her post-secondary education at the University of Colorado at Denver and has received previous Promise Program disbursement between 2007 and 2011 that total $12,412.70. The Promise Program Guidelines limit the amount that an individual can receive to a total of $20,000 or funding over the course of four (4) years. Ms. Mayle-Combs has been receiving funding for more than the four (4) year period (since 2007) but has not yet reached the $20,000 limit on funds. This is the first time that this issue has come about in the Promise Program. Therefore, Council can choose to continue funding as the monetary limit has not yet been reached or choose not to fund based on the four

(4) year time limit. It should be noted that Council's decision on this will set a precedent for cases moving forward and it is recommended that the Promise Program Guidelines be changed to reflect Council's preference.

II. **RECOMMENDED ACTION / NEXT STEP:** Review Promise Program request for scholarship and determine whether or not to grant funding based upon guideline time limit or monetary maximum. Make a motion to award Kasey Mayle-Combs with continuing post-secondary educational tuition assistance in the amount of $4,898.95.

III. **FISCAL IMPACTS:** The 2013 Budget has $15,000 allocated for the Promise Program. Granting the above requests will leave this line item with a remaining budget of $1,351.05. This is the third request of the year for funding from this program. Allocated funding can support this request and leave a remaining $1,351.05 for further applicants.

IV. **BACKGROUND INFORMATION:** Please see the attached Application, Letter of Request and transcripts as provided by the applicant.

V. **LEGAL ISSUES:**

VI. **CONFLICTS OR ENVIRONMENTAL ISSUES:** None

VII. **SUMMARY AND ALTERNATIVES:**

1. Make a motion to award Kasey Mayle-Combs with continuing post-secondary educational tuition assistance in the amounts of $4,898.95.
2. Make a motion to award a lesser amount to the applicant.
3. Deny the tuition request.

CENTRAL CITY PROMISE PROGRAM SCHOLARSHIP APPLICATION

First Application _____ **Continuing Application** X

Name Kasey Combs

Physical Address 311 EUREKA ST. Central City, CO

Mailing Address School Address 9290 Jullian Way Westminster, CO 80031

Phone 303.548.5464

Birth Date 9.12.90

High School Graduation Date/G.E.D. 2008

Grades during which your were a resident of Central City K-12

Name of Post Secondary Institution Univ. of Colorado Denver

Address of Institution 13120 E. 19th Ave. Campus Box A098 Aurora, CO 80045

Total Funds Requested $ 4,898.95

REQUIRED INFORMATION TO BE SUMBITTED WITH APPLICATION:

1. Provide a copy of your high school diploma or G.E.D. certificate
2. Provide proof of residency within City to establish award percentage. Proof can be transcripts from schools attended and/or an affidavit from the property owner. (Affidavit attached
3. Provide one (1) letter of recommendation from a teacher or school administrator
4. Provide one (1) letter of recommendation from a community member or someone not affiliated with the school
5. Provide a letter introducing yourself to City Council. Describe your participation in school and in the community, any special honors or awards received, what you hope to

AFFIDAVIT OF RESIDENCY

I, Cynthia Combs, either currently (own)/rent a residence in the City of Central or have in the past owned/rented a residence in the City of Central.

The property address (is)/was 311 EUREKA ST. and, I hereby attest to the fact that Kasey Combs (Name of Applicant) resided at this property while attending the following years of kindergarten through twelfth (12th) grade: K-12 (list grades attended as a resident).

I hereby certify that the information provided in this application and all accompanying documents is true and correct to the best of my knowledge.

Signature: _____ Date: 8.15.13

Printed Name: Cynthia Combs

Applicant Signature: _____ Date: 8-15-13

do in the future and any other information that you think the City Council may want to know about you.

6. Include a copy of your acceptance letter to you post-secondary educational institution.

For Continuing Applicants

7. A copy of your class schedule-ONLY required if you have already registered for classes
8. Provide a copy of post-secondary education transcript that shows a GPA of 2.5 or higher
9. Provide a letter to City Council requesting to continue your scholarship and briefly describe how your post-secondary education is progressing.

I hereby certify that the information provided in this application and all accompanying documents is true and correct to the best of my knowledge.

Signature: Karen D Murphy Date: 8-15-13

I hereby authorize the faculty and staff of CU Denver to release information regarding my academic performance to the City Manager, City of Central.

Student's Signature: Karen D Murphy Date: 8-15-13

Guardian's Signature: C Gonzales Date: 8.15.13

August 10, 2013

Ms. Shannon Flowers
Central City Promise Program
City of Central
Box 249
Central City, Co 80427

Ms. Flowers,

As per requirements of the Central City Promise Program, I am submitting the documentation required for funding this semester at CU Denver.

As you will note from my latest transcript, I began to feel the stress of a full load of intense classes and decided to withdraw and take a break, rather than jeopardize my grade point average. During my break from school, I took a three month trip to Japan to study Buddhism. I came home feeling better equipped to balance my life and cope with stress. At that point, I made the decision to get a job and work for a little while before I returned to school. Working an hourly job for a year has given me a greater sense of responsibility and a stronger work ethic.

I am now ready to resume my studies in biomedical research. Prior to my withdrawal from school, I was working with a program called LABCOATS. Through this program, I was given the opportunity to work at Anschutz Medical Campus. I chose to work in the Department of Obstetrics and Gynecology. The majority of my time with this program was dedicated to working in the lab of James McManaman, Ph.D. Our focus was primarily the identification and characterization of proteins involved in milk lipid formation and secretion. In May of 2011, I co-authored the article "Determinants of Adipophilin Function in Milk Lipid Formation and Secretion" published in the *Journal Trends in Endocrinology and Metabolism.*

I appreciate all the past financial support from Central City and as that you extend my thanks to the City Council for their continued support.

Sincerely,

Kasey D. Mayle-Combs

UNOFFICIAL TRANSCRIPT

NAME: Mayle-combs, Kasey Dale
STUDENT NR: XXX-XX-4594/810893383 BIRTHDATE : 09/12/XXXX
PRINT DATE: 08/09/2013

Requested By: Kasey Dale Mayle-combs

Other Institutions Attended:

SECONDARY SCH : New Vista High School
GRAD: XX/XXXX
Boulder CO

COURSE TITLE	CRSE NR	UNITS	GRADE	PNTS
--- Spring 2008 UC Boulder ---				
Non-Degree UGRD	Non-Degree HS Senior			
Biofundamentals	MCDB 1111	4.0	A-	14.8
ATT 4.0 EARNED 4.0 GPAHRS 4.0 GPAPTS 14.80 GPA 3.700				
--- Fall 2008 UCD-Dntwn Denvr ---				
College of Lib Arts & Sci UGRD	Pre-Medicine			
General Biology I	BIOL 2051	3.0	B+	9.9
GT-SC2 -Natural & Physicl Sci:Lec Crse w/o Req Lab				
Intro Social Psychology	SOC 2462	3.0	A	12.0
GT-SS3 -Soc & Behav Sci:Hmn Behav, Cult, Soc Frame				
Beginning Spanish I	SPAN 1010	5.0	A	20.0
ATT 11.0 EARNED 11.0 GPAHRS 11.0 GPAPTS 41.90 GPA 3.809				
Deans List				
--- Spring 2009 UCD-Dntwn Denvr ---				
College of Lib Arts & Sci UGRD	Pre-Medicine			
General Biology II	BIOL 2061	3.0	B	9.0
GT-SC2 -Natural & Physicl Sci:Lec Crse w/o Req Lab				
General Biology Lab II	BIOL 2081	1.0	C	2.0
GT-SC1 - Natural & Physcal Sci:Lec Crse w/ Req Lab				
Beginning Spanish II	SPAN 1020	5.0	A	20.0
ATT 9.0 EARNED 9.0 GPAHRS 9.0 GPAPTS 31.00 GPA 3.444				
--- Summer 2009 UCD-Dntwn Denvr ---				
College of Lib Arts & Sci UGRD	Pre-Medicine			
Intro Molecular Research	BIOL 2750	2.0	B	6.0
ATT 2.0 EARNED 2.0 GPAHRS 2.0 GPAPTS 6.00 GPA 3.000				

COURSE TITLE	CRSE NR	UNITS	GRADE	PNTS
--- Fall 2009 UCD-Dntwn Denvr ---				
College of Lib Arts & Sci UGRD	Pre-Medicine			
General Chemistry I	CHEM 2031	(3.0)	W	0.0
GT-SC2 -Natural & Physicl Sci:Lec Crse w/o Req Lab				
General Chemistry Lab I	CHEM 2038	(1.0)	W	0.0
GT-SC1 - Natural & Physcal Sci:Lec Crse w/ Req Lab				
Core Composition I	ENGL 1020	3.0	B	9.0
GT-C01 - Communication				
World Regional Geography	GEOG 1102	3.0	C+	6.9
GT-SS2 - Soc & Behav Sci: Geography				
Second Year Spanish I	SPAN 2110	3.0	B	9.0
ATT 13.0 EARNED 9.0 GPAHRS 9.0 GPAPTS 24.90 GPA 2.767				
--- Spring 2010 UCD-Dntwn Denvr ---				
College of Lib Arts & Sci UGRD	Pre-Medicine			
General Chemistry I	CHEM 2031	3.0	B+	9.9
GT-SC2 -Natural & Physicl Sci:Lec Crse w/o Req Lab				
General Chemistry Lab I	CHEM 2038	1.0	B+	3.3
GT-SC1 - Natural & Physcal Sci:Lec Crse w/ Req Lab				
Drawing I	F A 1100	3.0	A	12.0
Second Year Spanish II	SPAN 2120	3.0	A	12.0
Race/Gender/Law/Pub Plcy	WGST 3034	3.0	A-	11.1
ATT 13.0 EARNED 13.0 GPAHRS 13.0 GPAPTS 48.30 GPA 3.715				
--- Fall 2010 UC Denver ---				
College of Lib Arts & Sci UGRD	Pre-Medicine			
Human Anatomy	BIOL 3244	(4.0)	W	0.0
General Chemistry II	CHEM 2061	(3.0)	W	0.0
GT-SC2 -Natural & Physicl Sci:Lec Crse w/o Req Lab				
General Chemistry Lab II	CHEM 2068	(2.0)	W	0.0
GT-SC1 - Natural & Physcal Sci:Lec Crse w/ Req Lab				
Adv Conversation-Composition I	SPAN 3010	(3.0)	W	0.0
ATT 12.0 EARNED 0.0 GPAHRS 0.0 GPAPTS 0.00 GPA 0.000				
--- Spring 2011 UC Denver ---				
College of Lib Arts & Sci UGRD	Pre-Medicine			
General Biology Lab I	BIOL 2071	1.0	A	4.0
GT-SC1 - Natural & Physcal Sci:Lec Crse w/ Req Lab				
General Cell Biology	BIOL 3611	3.0	B	9.0
Human Reproductive Biology	BIOL 5074	3.0	B	9.0
General Chemistry II	CHEM 2061	3.0	D	3.0
GT-SC2 -Natural & Physicl Sci:Lec Crse w/o Req Lab				
General Chemistry Lab II	CHEM 2068	(2.0)	F	0.0
GT-SC1 - Natural & Physcal Sci:Lec Crse w/ Req Lab				
ATT 12.0 EARNED 10.0 GPAHRS 12.0 GPAPTS 25.00 GPA 2.083				

UNOFFICIAL TRANSCRIPT

NAME: Mayle-combs, Kasey Dale
STUDENT NR: XXX-XX-4594/810893383 BIRTHDATE : 09/12/XXXX
PRINT DATE: 08/09/2013

CUMULATIVE CREDITS :

	TR UNITS	CU UNITS	TOT UNITS	QUAL UNITS	QUAL PTS	GPA
UGRD	0.0	58.0	58.0	60.0	191.90	3.198

***** END OF ACADEMIC RECORD *****

University of Colorado
Denver | Anschutz Medical Campus

If you have a federal student loan you have the right to cancel that loan within the award year, call 303-556-2886 Denver Campus or 303-724-8039 Anschutz Medical Campus.

For questions regarding your student account
email- bursar@ucdenver.edu
or call 303-556-2710

Student ID	*Activity Through*	*Amount Due*	*Due Date*	*Amount Paid*
810893383	08/05/13	4,898.75	09/06/13	$

Mayle-combs,Kasey Dale
9290 Julian Way
Westminster, CO 80031

University of Colorado Denver
13120 East 19th Avenue
Campus Box A098
Aurora, CO 80045

1 810893383 0 4 19999 00000489875

DETACH HERE AND RETURN UPPER PORTION WITH PAYMENT

Mayle-combs,Kasey Dale 810893383 08/05/13

UNIVERSITY OF COLORADO
Denver | Anschutz Medical Campus
Official Bill

ACCOUNT SUMMARY

Date	Description	Charges	Credits/ Payments
07/17/13	Web Registration Adv Pay-CC		-200.00
07/30/13	College Opportunity Fund Fall		-768.00
07/30/13	College Opportunity Fund Fall	768.00	
07/30/13	College Opportunity Fund Fall		-960.00
07/30/13	Lynx Mascot_Spirit Fee	1.10	
07/30/13	Phoenix Center Fee	2.00	
07/30/13	Cultural Events Fee-Mandatory	4.00	
07/30/13	Stdnt Newspaper Fee-Mandatory	4.00	
07/30/13	Energy Renewal Fee-Mandatory	5.00	
07/30/13	Student Rec Fee - Mandatory	6.00	
07/30/13	Club Sports_Spirit Fee	8.90	
07/30/13	Student Activity Fee-Mandatory	21.83	
07/30/13	Stdnt Hlth Cntr Fee-Mandatory	24.00	
07/30/13	SIS Fee - Mandatory	30.00	
07/30/13	Ahec Bond Fee - Mandatory	60.00	
07/30/13	CLAS Major Supplement Fee	69.70	
07/30/13	Arts & Media Instructional Fee	74.22	
07/30/13	Rtd Bus Pass - Mandatory	77.00	
07/30/13	On-Line Course Fee	100.00	
07/30/13	CLAS Instructional Fee	117.00	
07/30/13	Information Tech Fee-Mandatory	120.00	
07/30/13	Student Svs Fee - Mandatory	144.00	
07/30/13	Tuition-Fall-UG-Res	5,190.00	

Billing Hours	Activity Through	Amount Due	4,898.75
15	08/05/13	Date Due	09/06/13

University of Colorado
Denver | Anschutz Medical Campus

If you have a federal student loan you have the right to cancel that loan within the award year, call 303-556-2886 Denver Campus or 303-724-8039 Anschutz Medical Campus.

For questions regarding your student account
email- bursar@ucdenver.edu
or call 303-556-2710

Student ID	*Activity Through*	*Amount Due*	*Due Date*	*Amount Paid*
810893383	08/05/13	4,898.75	09/06/13	$

Mayle-combs,Kasey Dale
9290 Julian Way
Westminster, CO 80031

University of Colorado Denver
13120 East 19th Avenue
Campus Box A098
Aurora, CO 80045

1 810893383 0 4 19999 00000489875

DETACH HERE AND RETURN UPPER PORTION WITH PAYMENT

Mayle-combs,Kasey Dale 810893383 08/05/13

UNIVERSITY OF COLORADO
Denver | Anschutz Medical Campus
Official Bill

Total Anticipated Aid

MESSAGES

AGENDA ITEM #12

CITY COUNCIL COMMUNICATION FORM

FROM: **Shannon Flowers, Finance Director**

DATE: **August 29, 2013**

ITEM: **2012 Audit Presentation**

NEXT STEP: **Make a motion to Accept and approve the City of Central's 2012 Audited Financial Statements.**

_____ORDINANCE
__X__MOTION
_____INFORMATION

I. **REQUEST OR ISSUE:** In April of this year, John Cutler & Associates performed an audit of the City's financial procedures, practices, and financial statements for the year ended December 31, 2012. Over the course of the past few months staff and John Cutler & Associates have worked together to draft and prepare the finalized 2012 Audited Financial Statements.

The financial statements illustrate the financial transactions of the City over the course of 2012 and present the City's financial information, in whole and as separate units, as of December 31, 2012.

Prior to submitting the Audited Financial Statements to the State as required by law, it is necessary for Council to formerly accept and approve the document. The City obtained an extension for filing with the State until September 30, 2013 due to late receipt of the BID's audited information.

II. **RECOMMENDED ACTION / NEXT STEP:** Make a motion to accept and approve the City of Central's Audited 2012 Financial Statements.

III. **FISCAL IMPACTS:** None.

IV. **BACKGROUND INFORMATION:** Please review the Audited Financial Statements that follow this Council Communication Form.

V. **LEGAL ISSUES:**

VI. **CONFLICTS OR ENVIRONMENTAL ISSUES:** None

VII. **SUMMARY AND ALTERNATIVES:**

1. Make a motion to accept and approve the City of Central's 2012 Audited Financial Statements.

AGENDA ITEM # 13

CITY COUNCIL COMMUNICATION FORM

FROM: **Gary Allen, Fire Chief**

DATE: **29 August, 2013**

ITEM: **Request approval for Resolution 13-17: A resolution of the City Council of the City of Central, Colorado approving an Intergovernmental Agreement for Mutual Aid by and between the City of Central, City of Black Hawk and the Timberline Fire Protection District for Mutual Aid of Fire Protection services and functions.**

NEXT STEP: **Council Motion**

_____ORDINANCE
__X__MOTION
_____INFORMATION

I. **REQUEST OR ISSUE:** The Fire Department is asking council to approve an IGA with the City of Black Hawk and Timberline Fire Protection District which allows us to enter into a Mutual Aid Agreement for additional fire protection services and functions when an incident out grows the abilities of our own department.

II. **RECOMMENDED ACTION / NEXT STEP:** Approve Resolution 13-17 with the IGA as presented in the attachment.

III. **FISCAL IMPACTS:** **N/A**

IV. **BACKGROUND INFORMATION:** We currently are working on a Mutual Aid Agreement from 1996. With the disillusion of High Country Fire District and Colorado Sierra Fire District into the formation of the Timberline Fire Protection District, we have had to update the signature pages to this document. The body of the document primarily has not changed.

V. **LEGAL ISSUES:** None

VI. **CONFLICTS OR ENVIRONMENTAL ISSUES:** None

VII. **SUMMARY AND ALTERNATIVES:**

Council may take one of the following actions:

1. Move to approve the resolution and IGA.
2. Move to deny the resolution and IGA.

CITY OF CENTRAL, COLORADO
RESOLUTION NO. 13-17

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CENTRAL, COLORADO APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF BLACK HAWK AND THE TIMBERLINE FIRE PROTECTION DISTRICT, FOR MUTUAL AID BETWEEN FIRE DEPARTMENTS

WHEREAS, Colorado state law authorizes and encourages intergovernmental cooperation; and

WHEREAS, the City desires to enter into a mutual aid agreement with the City of Black Hawk and the Timberline Fire Protection District providing for mutual aid between and amongst the fire departments of each of the respective parties; and

WHEREAS, from time to time, emergencies may arise in one or another of the respective jurisdictions of the parties resulting in greater demands than the personnel and equipment of the party can handle, or emergencies of such intensity may occur that they cannot be handled by the equipment of the party in whose jurisdiction the emergency occurs; and

WHEREAS, the establishment of a mutual aid agreement serves an important public purpose and will promote the safety, security and general welfare of the inhabitants of the City, as well as promote the safety, security and general welfare of the inhabitants of Black Hawk and the Timberline Fire Protection District; and.

WHEREAS, the City Council desires to approve the terms of the Mutual Aid Intergovernmental Agreement (the "Mutual Aid IGA"), a copy of which is attached and incorporated into this Resolution as **Exhibit A**; and

WHEREAS, the City, Black Hawk and Timberline have agreed upon the terms of the IGA.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CENTRAL, COLORADO THAT:

Section 1. The City Council hereby (a) approves the Mutual Aid IGA, in substantially the form attached hereto as **Exhibit A**; (b) authorizes the City Attorney to make such changes as may be needed to correct any nonmaterial errors or language or to negotiate such changes to the Mutual Aid IGA as may be appropriate that do not substantially increase the obligations of the City, and (c) authorizes the Mayor to execute the same on behalf of the City with the approval of the City Attorney.

Section 2. Effective Date. This Resolution shall take effect upon its approval by the City Council.

ADOPTED THIS 3rd DAY OF SEPTEMBER, 2013.

CITY OF CENTRAL, COLORADO

By:_____
Ronald E. Engels, Mayor

ATTEST:

By:_____
Reba Bechtel, City Clerk

APPROVED TO FORM:

By:_____
Marcus A. McAskin, City Attorney

Resolution Exhibits:

Exhibit A – Mutual Aid IGA (5 pages)

INTERGOVERNMENTAL AGREEMENT FOR MUTUAL AID BETWEEN FIRE DEPARTMENTS

THIS AGREEMENT, is made and entered into by and between the CITY OF BLACK HAWK, a Colorado home rule municipality (the "City"), the CITY OF CENTRAL, a Colorado home rule municipality ("Central City"), and the TIMBERLINE FIRE PROTECTION DISTRICT, a quasi-municipal corporation and political subdivision of the State of Colorado (the "District") (collectively, the "parties").

RECITALS

A. Intergovernmental agreements to provide functions or services, including the sharing of costs of such services or functions, by political subdivisions of the State of Colorado are specifically authorized by Section 29-1-203, C.R.S.

B. The parties hereto are each authorized to lawfully provide, establish, maintain and operate firefighting and other emergency services.

C. Each of the parties hereto maintain emergency equipment.

D. Concurrent boundaries often result in more than one fire department responding to the same incident.

E. Emergencies may arise in one or another of the jurisdictions of the parties resulting in greater demands than the personnel and equipment of the party can handle, or emergencies of such intensity may occur that they cannot be handled by the equipment of the party in whose jurisdiction the emergency occurs.

F. It is in the best interest of each of the parties that it may have service of and from the other parties to aid and assist it in the purpose of fighting fires or responding to other emergencies.

G. Establishment of a mutual aid agreement will serve a public purpose and will promote the safety, security and general welfare of the inhabitants of the parties.

NOW THEREFORE, IT IS MUTUALLY AGREED by and between each of the parties as follows:

1. Provisions of Article 5, Title 29, Colorado Revised Statutes, as amended, are incorporated herein by this reference. The statute shall control in the event of a conflict between the statute and this Agreement.

2. It is understood and agreed that this Agreement provides for the joint exercise by the parties of the functions and services provided and contemplated herein, but does not establish a separate legal entity to do so, nor does it designate any party as an agent of any other party for any purpose whatsoever. This Agreement shall provide only for sharing of in-kind services and costs by the parties toward the realization of a common mutual goal.

3. For and in consideration of the promises of each participating party set forth, each agrees with each of the others that in the event there are any fires or other emergencies in the territory served by one party which are beyond the control of the fire department of that party; whether because of the intensity of the emergency or otherwise, each agrees, subject to the limitations herein set forth, to aid and assist the other, by causing and permitting their fire department and its equipment to be used in responding to emergencies in the territorial area of any of the others, and the need for such aid and assistance, subject, however, to the following limitations:

a. Any of the agreeing parties may be excused from making its equipment or service available to any of the other in the event of the need of the emergency equipment or the need of the personnel of such party within the territorial area of such party or any other party, or their prior use at any place, or in the event that the terms of Paragraph 8 apply, which decision of availability shall be made by the fire department requested to give mutual aid, and which decision shall be conclusive in its sole discretion.

b. It is understood and agreed that each party's performance shall be subject to appropriation of funds by its City Council or other legislative body and payment of such funds into the treasury of such party.

c. Mutual aid response by any party beyond the political boundary of the responding party is hereby deemed to be approved by the respective executive and legislative governing bodies and fire chiefs of the parties and such response shall require no further approval by responsible official of any party.

4. Notwithstanding anything to the contrary contained within this Agreement, the City agrees not to provide any fire service through mutual aid within the Central City Growth Area, as that term is defined in that Intergovernmental Agreement dated September 29, 1999 (the "Growth IGA"), unless the City is dispatched to the Central City Growth Area at the request of Central City.

5. Each party shall, at all times, be responsible for its own costs incurred in the performance of this Agreement and shall not receive any reimbursement from any other party, except for third party reimbursement under Paragraph 8.

6. Each party waives all claims and causes of action against all of the other parties for compensation, damages, personal injury or death occurring as a consequence, direct or indirect, of the performance of this Agreement.

7. Each party shall be expected to maintain its equipment and organize its emergency response method with both personnel and equipment to the extent necessary to cope with the ordinary and routine emergencies arising within its boundaries and for which the party is organized. No party shall expect any other to respond to emergency calls where the emergency arises due to a failure of such requesting party to organize available personnel or maintain equipment in proper working order and in sufficient quantity to meet the demands within its own boundaries.

8. Each party agrees that it will reasonably pursue any legal reimbursement possible, pursuant to state or federal laws, for incidents, including but not limited to hazardous materials incidents, occurring within its jurisdiction, on behalf of all parties responding and, upon full or partial payment by the responsible entity, will distribute the reimbursement received in a fair and equitable manner to assisting parties based on their documented expenses for the involved incident.

9. Nothing contained in this Agreement, and no performance under this Agreement by personnel of the parties hereto, including volunteers, shall in any respect alter or modify the status of officers, agents, volunteers, or employees of the respective parties for purposes of workman's compensation or their benefits or entitlement, pension, levels or types of training, internal discipline, certification, or rank procedures, methods, or categories, or for any purpose, or condition or requirement of employment. Workman's compensation coverage shall be as structured in Section 29-5-109, C.R.S.

10. It is understood and agreed by the parties hereto that if any part, term or provision of the Agreement is held by the courts to be illegal or in conflict with any law of the State of Colorado, the validity of the remaining portions or provisions shall not be affected and the rights and obligations of the parties shall be construed and enforced as if the Agreement did not contain the particular part, term, or provision held to be invalid.

11. Each and every term, provision, or condition herein is subject to and shall be construed in accordance with the provisions of Colorado law, the charters or bylaws of the various parties, and the ordinances, resolutions and regulations enacted pursuant thereto.

12. This Agreement shall be binding upon the successors and assigns of each of the parties hereto, except that no party may assign any of its rights or obligations hereunder, without the prior written consent of all of the other parties.

13. It is expressly understood and agreed that enforcement of the terms and conditions of this Agreement, and all rights of action relating to such enforcement, shall be strictly reserved to the named parties hereto, and nothing contained in this Agreement shall give or allow any such claim or right of action by any other or third person on such Agreement. It is the express intention of the named parties that any person other than the named parties receiving services or benefits under this Agreement shall be deemed to be an incidental benefit only.

14. Any party hereto may terminate this Agreement with or without cause upon thirty (30) days prior written notice to each of the others.

15. This Agreement may be executed in one or more counterparts, each of which shall constitute an original and all of which shall constitute one and the same document.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on this _____ _____ day of _____, _____.

CITY OF BLACK HAWK

BY:_____
David D. Spellman, Mayor

ATTEST:

_____
Jeanie Magno, City Clerk

APPROVED AS TO FORM:

_____
City Attorney

CITY OF CENTRAL

BY:_____
Ronald E. Engels, Mayor

ATTEST:

_____
Reba Bechtel, City Clerk

APPROVED AS TO FORM:

_____
City Attorney

TIMBERLINE FIRE PROTECTION DISTRICT

BY:_____
Chairman of the Board

_____
Administrator

ATTEST:

_____
Secretary

APPROVED AS TO FORM:

_____
Attorney

FINANCE DEPARTMENT WEEKLY REPORT

DATE: August 29, 2013

TO: Alan Lanning, City Manager
Mayor & Council

FROM: Shannon Flowers, Finance Director/Treasurer

Following is an update of the Finance Department's activities from Friday Augusts 16th through Thursday August 29th.

- Met with Department Directors regarding 2014 Budget requests
- Worked with Finance Clerk, Water Dept. superintendent and JVA regarding Water Rate Study for 2014 Budget
- Continued to work on 2014 Budget Draft
- Prepared and mailed all Volunteer Firefighter Length of Service Plan Award Letters
- Received annual State Gaming Distribution check in the amount of $795,932.24. This is $13,732.05 (approx. 2%) higher than 2012's distribution. These amounts do not include the extended gaming amount which will be disbursed in a few weeks.
- Finalized 2012 Audited Financial Statements, currently being finalized with the auditors and will be presented to Council on September 3, 2013.
- Attended Ambulance Board meeting
- Worked with City Planner on grant and non-profit formation
- Began August Bank Reconciliation
- Reconciled miscellaneous revenues
- Filed CIRSA claim for workers comp injury
- Processed Bi-weekly payroll and all associated tax and retirement filings
- Finance Clerk Processed Accounts Payable
- Finance Clerk processed Accounts Receivable and prepared weekly deposits
- Finance Clerk administered Court

City Clerk's Office

To: City Manager Alan Lanning, Mayor Engels, and City Council

From: Reba Bechtel, City Clerk

Date: September 3, 2013

Re: Bi-weekly Report

- Council minutes and packet prep.
- Planning Commission minutes and packet prep.
- Processed and issued liquor license renewal for Central City Social Group dba Central City Social Club.
- Renewed Medical Marijuana Center license for Green Grass LLC.
- Worked with Marcus and Robert on Annexation notices.

Planning Department

To: City Manager Alan Lanning, Mayor Engels, and City Council

From: Robert Fejeran, City Planner/HPO

Date: September 4, 2013

Re: Bi-weekly Report

Workplan Items Completed

- **Baseline Services** –
  - ***Permitting***:
    - Thirty-nine permits issued to date (Sum of Project Values: $959,220)
    - Two new construction permits (including Prospector's Run)
  - ***Annexations***:
    - Prospector's Run (currently in process)
    - Iowa Load (currently in process)

- **Public Works / Infrastructure** –
  - AT&T facility: Site civil engineering underway
  - City Bridge assessment completed by Stantec
  - Lawrence Street Waterline bids received

- **Information Technology** –
  - Surveying City assets by zone (north/south)

- **Grants** –
  - GOCO Grant submitted
  - CLG Survey grant (due 10/31) survey Reconnaissance
  - Possible USDA Grant for Public Works Facility
  - Coordinating grants for Arts Association/Historical Society

- **Project Management** –
  - Quartz Hill Reclamation
    - Construction contract bids to be let 9/1
  - Nevada Street Rock Wall Remediation
    - Geotech analysis
    - Construction bid from Hayward Baker expected Sep 9th

Upcoming Workplan Items

- **Comprehensive Plan Update –**
  - October/November start date to address elements (economic development, demographic, land use, etc.)

- **Historic Design Guidelines Update –**
  - January /February start date to update historic design guidelines, to coincide with CLG grant

Water Department

To: City Manager Alan Lanning, Mayor Engels, and City Council

From: Shawn Griffith, Utilities Superintendent

Date: September 3, 2013

Re: Bi-weekly Report

- **Lawrence St Waterline Replacement Project** – opened the sealed bids on Aug 23 at 2:00pm. The lowest bidder was Hammerlund Construction. On the 26th, due diligence commenced on references and he received in my opinion an overall B+ rating from those contacted. This company is out of MN and has recently expanded into CO. It is probable that he is using this bid to get a foothold in CO. Once Council approves the Bid, we will finalize the contract and issue a notice to proceed.

- **Hole in the Ground** – the Water Department, along with a few folks from PW, completed a two week project of clearing five acres of trees around HITG. This request for tree mitigation was made by CDPHE and the Dam inspector. Over 100 trees were felled, blocked and debris was chipped. Similar mitigation had not likely occurred in 25 years.

- **Storm Water Grant** – award was initiated on Tuesday the 27. The first phase of the project will be the Master Stormwater Plan, to be compiled by JVA. $20,000.00 will come from the State grant and a $5,000.00 match will come from the City.

- **Water Rate Study** – was completed by JVA with Staff input this week. There will be a work session to discuss findings and recommendations on September 17.

Public Works Department

To: City Manager Alan Lanning, Mayor Engels, and City Council

From: Joe Braccio, Streets/Facilities Superintendent

Date: August 15, 2013

Re: Bi-weekly Report

Completed Projects

- Projects – As a whole, staff is focused on low cost projects due to the recent budget restrictions.
- Shop – Staff has painted the exterior of the public works shop to prevent deterioration and make it look more presentable.
- Rock Wall – Public Works has repaired the retaining wall on the south side of Eureka Street that had fallen due to all of the rain that we have been getting. This was causing the road to wash out and the asphalt to pull away from the street.
- Storm Events – Ongoing work to keep up with the storm events.
- Flooding – Staff built a higher berm behind Ermel's on East 1st High to help with the flooding that has occurred with the recent heavy rain storms.
- GIS – Staff is working with the GIS system and Planning to start updating our maps. This will include property lines, right away, fire hydrants, other water infrastructure and all existing utilities.
- Daily Duties – Staff has been keeping up with watering, general equipment maintenance, trash removal throughout town, weed mowing, and pothole repair.
- Fleet – Staff has started to put together our snow removal equipment in preparation for the upcoming winter season.

Upcoming Projects

- Sidewalk Repair – Public Works will be doing some minor sidewalk repair throughout the City as sidewalk replacement has been cut due to recent budget restrictions.
- Ditches – Working on cleaning out ditches from all the rain, and sentiment.
- Snow and Fleet – Staff will train for the upcoming snow year.

MEMORANDUM

DATE: 29 August 2013

TO: Alan Lanning / City Manager

FROM: Gary Allen / Fire Chief

RE: **Activity Report**

The Fire Department has responded to incidents as of 29 August 2013, with incidents being out of city, and of those incidents was for Mutual Aid to other agencies. Following are the activities the department responded to and conducted for this reporting period.

Thursday 15 Aug., 2013 - 13:54 PM / Fire Alarm - 111 Lawrence St.

*Thursday 15 Aug., 2013 - 21:04 PM / MVA, Rollover - Lake Gulch Road

Saturday 17 Aug., 2013 - 10:12 AM / Medical - 102 Main St.

Saturday 17 Aug., 2013 - 11:34 AM / Medical - GMV

*Sunday 18 Aug., 2013 - 20:18 PM / Smoke Investigation (Wildland) near GMV

Sunday 18 Aug., 2013 - 22:23 PM / Medical

Tuesday 20 Aug., 2013 - 14:36 PM / Haz-Mat - Natural Gas leak

*Tuesday 20 Aug., 2013 - 19:12 PM / Medical

*Thursday 22 Aug., 2013 - 17:44 PM / Smoke Investigation (Wildland)

Thursday 22 Aug., 2013 - 19:43 PM / Smoke Investigation - campfire

*Thursday 22 Aug., 2013 - 19:52 PM / Wildland Fire - Fairburn mountain, MA to Timberline Fire

Friday 23 Aug., 2013 - 13:07 PM / MVA, ATV - Bald Mtn Rd & Upper Apex Rd

Friday 23 Aug., 2013 - 17:43 PM / Smoke Investigation (Wildland) – Lake Gulch Rd

Friday 23 Aug., 2013 - 19:56 PM / Medical - 321 Gregory St.

Saturday 24 Aug., 2013 - 04:34 AM / Fire Alarm - 321 Gregory St.

Tuesday 27 Aug., 2013 - 15:33 PM / Medical - GMV

Tuesday 27 Aug., 2013 - 19:01 PM / Medical - KOA Campground

Training

We conducted regular department training on Thursday night at 19:00 on Salvage and Overhaul.
We conducted the County MCI drill on Saturday 24 August at 07:30 AM, this took all day along with BHFD, Timberline, GAA, CSP, GCSO, BHPD, Air Life & Flight for Life. The scenario was a multi car MVA and we had almost 70 patients to contend with in extricating, packaging and transport.
We conducted our monthly joint Medical training with Timberline Fire and St. Anthony's hospital on allergy & anaphylaxis shock.

Meetings

I met with Jose Crespo and Mike Coleman with Motorola on some radio issues.
I attended the State Chiefs, Combo Section in Elizabeth at Elizabeth Fire

Apparatus

We still have a Brush truck at Front Range Fire for repairs. Once that truck comes back we need to take E-31 down for its yearly ISO pump test and service.