

RIFLE CITY COUNCIL MEETING

Wednesday, November 7, 2018

REGULAR MEETING

7:00 p.m. * Council Chambers

A regular meeting of the Rifle City Council was called to order at 7:04 p.m. by Mayor Barb Clifton.

PRESENT AT ROLL CALL: Councilors Joe Carpenter, Joe Elliott, Ed Green, Theresa Hamilton, Clint Hostettler, Sean Strode and Mayor Barb Clifton.

OTHERS PRESENT: City Manager Scott Hahn, City Clerk Kristy Doll, City Attorney Jim Neu, Rifle Community Television (RCTV) Salvador Tovar-Guzman, Chief of Police Tommy Klein, IT Director Kelly Thompson, Finance Director Michelle Duran, Planning Director Nathan Lindquist, Police Department Sergeants, Corporals and Officers, Kelli Litzau and family, Joel Carpenter, Dan Meskin, Dan Sullivan and Mark Sills.

CITIZEN COMMENTS

No Citizen comments were heard.

CONSENT AGENDA - APPROVE THE FOLLOWING ITEMS:

- A. Minutes from the September 5, 2018 Regular Meeting
- B. Minutes from the September 19, 2018 Regular Meeting
- C. (Acting as Liquor Licensing Authority) New Manager Registration for Western Slope Chicken, LLC dba Wingchesters
- D. (Acting as Liquor Licensing Authority) Liquor License Renewal for J & L, Inc. dba Shanghai Garden, BPOE Lodge dba Rifle Lodge No. 2195 (Elks), Western Slope Chicken, LLC dba Wingchesters
- E. (Acting as Liquor Licensing Authority) Change in Corporate Structure 2017 for Western Slope Chicken, LLC dba Wingchesters
- F. (Acting as Liquor Licensing Authority) Change in Corporate Structure 2018 for Western Slope Chicken, LLC dba Wingchesters
- G. Amending Sales Tax Definitions - Ordinance No. 16, Series of 2018 – 2nd Reading
- H. Reschedule November 21, 2018 City Council Regular Meeting

Councilor Hamilton moved to approve Consent Agenda Items A, B, C, D, E, F, G and H; seconded by Councilor Strode.

Roll Call: Yes - Clifton, Carpenter, Elliott, Green, Hamilton, Hostettler and Strode

ADMINISTER OATH OF OFFICE TO NEW CITY OF RIFLE POLICE OFFICER KELLI LITZAU

City Clerk Kristy Doll administered the Oath to Office for new City of Rifle Police Officer Kelli Litzau.

CONSIDER PURCHASE ORDER FOR DIGITAL STORAGE FOR IT INFRASTRUCTURE

IT Director Kelly Thompson noted the IT Department requested \$100,000 in the 2019 budget for digital storage for IT infrastructure. The storage node at the Water Treatment Plant has been problematic since it was installed and recently started causing performance issues for our entire virtual environment. IT staff has worked diligently to move desktops and server's storage array from the Water Treatment Plant and performance has improved. With the loss of a storage array, we are now approaching a critical level of storage usage on the remaining arrays at City Hall and the Police Department. Staff recommends replacing the storage arrays now or risk running out of space before 2019. Staff further recommends the purchase of three nodes from Nimble Storage by HP Enterprise (HPE) at a cost not to exceed \$117,000 to replace the nodes at the City Hall, Police Department, and the Water Treatment Plant.

Councilor Hamilton moved to approve the purchase order request for digital storage for IT infrastructure from Nimble Storage by HP Enterprise (HPE) in an amount not to exceed \$117,000; seconded by Councilor Green.

Roll Call: Yes - Clifton, Carpenter, Elliott, Green, Hamilton, Hostettler and Strode

RECEIVE THIRD QUARTER FINANCIAL REPORTS

Finance Director Michelle Duran gave an update on the third quarter financial reports. She stated revenues are up by 5% overall in 2018 compared to the prior year.

CONSIDER APPROVING FINAL SUBDIVISION PLAN AND FINAL SUBDIVISION PLAT FOR THE PROMONTORY AT GRAHAM MESA FILING 4 - ORDINANCE NO. 17, SERIES OF 2018 – 2ND READING

Planning Director Nathan Lindquist stated the final Subdivision Plan and Subdivision Plat for Promontory at Graham Mesa Filing 4 would create 32 lots for single-family homes. The lot size would be between approximately 4200 and 6500 square feet. The property is zoned Medium-Density Residential (MDR) which allows for single family or multifamily homes and a minimum lot size for a single-family home of 3,000 square feet. The Planning Commission approved the Sketch/Preliminary Plan on August 28, 2018. Staff recommends approval of the Final Subdivision, Final Subdivision Plat and Subdivision Improvements Agreement for the Property ("SIA") for the Promontory at Graham Mesa Filing 4.

Councilor Hostettler moved to approve Ordinance No. 17, Series of 2018 on its second reading as presented, and ordered it to be published as required by Charter; seconded by Councilor Hamilton.
Roll Call: Yes - Clifton, Carpenter, Elliott, Green, Hamilton, and Hostettler
No - Strode

CONSIDER AMENDING THE LICENSING AND REGULATIONS OF MARIJUANA BUSINESSES, AND A SPECIAL SALES TAX ON RETAIL MARIJUANA PRODUCTS – ORDINANCE NO. 18, SERIES 2018 – 1ST READING

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING ARTICLES VII AND IX OF CHAPTER 4, AND ARTICLE VII CHAPTER 6 OF THE RIFLE MUNICIPAL CODE, PERTAINING TO THE LICENSING AND REGULATION OF MARIJUANA BUSINESSES, AND PROVIDING FOR A SPECIAL SALES TAX ON RETAIL MARIJUANA PRODUCTS.

City Attorney Jim Neu stated Ordinance No. 18 amends the Rifle Municipal Code to allow the licensing of retail marijuana stores with several restrictions on eligible applicants and locations allowed. The retail marijuana store licenses are only available to the current licensed medical marijuana centers with valid medical marijuana center licenses held on October 1, 2018. There are currently three medical marijuana center licenses issued in the City. The three licensed stores may hold one or more local licenses for the operation of a medical marijuana center and/or a retail marijuana store at that location, which would allow each store to have two licenses and would allow for a total of six licenses. The seven licensed cultivation facilities may hold one or more local licenses for the operation of a medical cultivation facility and/or a retail marijuana cultivation facility at that location, which would allow each store to have two licenses and would allow for a total of fourteen. Medical marijuana centers and/or retail marijuana stores are to be located south of I-70 in a Light Industrial Zone District, Light Industrial PUD Zone Districts if general retail sales are allowed in the PUD, or Industrial Zone District. Cultivation facilities are still required to obtain a conditional use permit from the Planning Commission and cultivation facilities are restricted to the Light Industrial Zone District or Industrial Zone District. As licenses become available, there will be a lottery system for issuing those licenses and the City Clerk is authorized to implement rules and regulations to administer the lottery process. There will be an additional sales tax in the amount of five percent (5%) of the purchase price upon the sale of retail marijuana and retail marijuana infused products from a retail marijuana store. Marijuana Business License moratorium is set to expire on 12/31/18.

Councilor Elliott moved to approve Ordinance No. 18, Series of 2018 on its first reading as presented, and ordered it to be published as required by Charter; seconded by Councilor Strode.
Roll Call: Yes - Clifton, Carpenter, Elliott, Hamilton, Hostettler and Strode
No - Green

ADMINISTRATIVE REPORTS

Administrative reports were given by City Clerk Kristy Christensen, City Manager Scott Hahn, Jim Neu, Finance Director Michelle Duran, and Planning Director Nathan Lindquist.

The first Council meeting in January scheduled for January 2nd will be cancelled due to holidays.

COMMENTS FROM MAYOR AND COUNCIL

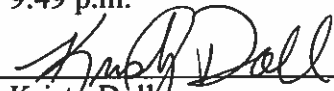
Comments were heard from Councilors Joe Carpenter, Joe Elliott, Ed Green, Theresa Hamilton, Clint Hostettler, Sean Strode and Mayor Barb Clifton.

EXECUTIVE SESSION for discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees – (City Manager’s three month review)

Councilor Elliott moved to go into Executive Session for the City Manager’s three month review; seconded by Councilor Strode.

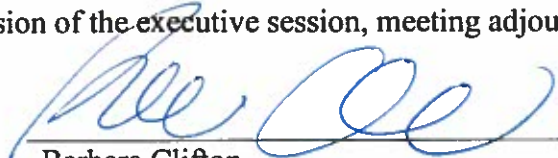
Roll Call: Yes - Clifton, Carpenter, Elliott, Green, Hamilton, Hostettler and Strode

Upon return to Regular Meeting following conclusion of the executive session, meeting adjourned at 9:49 p.m.



Kristy Doll
City Clerk





Barbara Clifton
Mayor

