



FRUITA COLORADO

CITY COUNCIL REGULAR MEETING

Fruita Civic Center

Tuesday, April 16, 2024 at 7:00 PM

AGENDA

The link to join the join the meeting electronically will be posted prior to the meeting at <https://www.fruita.org/citycouncil/page/council-meeting-information>. You may also contact the City of Fruita at (970) 858-3663 for information to connect to the meeting.

This agenda is for informational purposes only and items may be added or deleted at the discretion of the City Council. An executive session may be requested for any item appearing on the agenda.

1. CALL TO ORDER AND ROLL CALL

2. MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

3. AGENDA - ADOPT/AMEND

4. OLD BUSINESS - PROCLAMATIONS AND PRESENTATIONS

- A. PROCLAMATION - Proclaiming Saturday, April 27, 2024 as "Military Bound Graduate Recognition Day" in the City of Fruita to be accepted by Kristy Hale of the Western Slope Blue Star Mothers
- B. PROCLAMATION - Proclaiming April, 2024 as "National Donate Life Month" in the City of Fruita to be accepted by Jessi Rochel with the Chris Klug Foundation
- C. PROCLAMATION - Proclaiming Friday, April 26, 2024 as Arbor Day in the City of Fruita to be accepted by Parks and Recreation Director Marc Mancuso
- D. PROCLAMATION - Proclaiming the month of May, 2024 as "Grand Valley Bike Month" and Wednesday, May 1, 2024 as "Bike to Work Day" in the City of Fruita to be accepted by Parks and Recreation Director Marc Mancuso

5. PUBLIC PARTICIPATION

This section is set aside for the City Council to LISTEN to comments by the public regarding items that do not otherwise appear on this agenda. Generally, the City Council will not discuss the issue and will not take an official action under this section of the agenda. Please limit comments to a three-minute period.

6. OLD BUSINESS - CONSENT AGENDA

These are items where all conditions or requirements have been agreed to or met prior to the time they come before the Council for final action. These items will be approved by a single motion of the

Council. Members of the Council may ask that an item be removed from the consent section and fully discussed. All items not removed from the consent section will then be approved. A member of the Council may vote no on specific items without asking that they be removed from the consent section for full discussion. Any item that is removed from the consent agenda will be placed at the end of the regular agenda.

A. MINUTES - A request to approve the minutes of the March 5, 2024 City Council meeting

B. BOARDS AND COMMISSIONS REAPPOINTMENT – A request to approve the reappointment of Kelley Griffin to the Fruita Tourism Advisory Council (FTAC) for another (final) three-year term to expire in April of 2027

C. LETTER TO LOCALISM COMMITTEE – Authorizing the Mayor to Sign a Letter to Fruita Localism Committee

7. ACKNOWLEDGMENT OF NEWLY APPOINTED/REAPPOINTED BOARDS AND COMMISSIONS MEMBERS

8. OLD BUSINESS - COUNCIL REPORTS AND ACTIONS

9. PRESENTATIONS TO OUTGOING COUNCIL MEMBERS

10. 15-MINUTE RECESS (*refresments will be served*)

11. NEW BUSINESS

A. SWEARING IN - Swearing in of newly elected City Council members and the Mayor

12. NEW BUSINESS - CONSENT AGENDA

These are items where all conditions or requirements have been agreed to or met prior to the time they come before the Council for final action. These items will be approved by a single motion of the Council. Members of the Council may ask that an item be removed from the consent section and fully discussed. All items not removed from the consent section will then be approved. A member of the Council may vote no on specific items without asking that they be removed from the consent section for full discussion. Any item that is removed from the consent agenda will be placed at the end of the regular agenda.

A. LIQUOR LICENSE RENEWAL – A request to approve the renewal of a Fermented Malt Beverage and Wine (Off Premises) Liquor License for the Fruita Consumers Cooperative Association located at 1650 Highway 6 & 50

B. LIQUOR LICENSE RENEWAL – A request to approve the renewal of a Hotel and Restaurant Liquor License – Malt, Vinous and Spirituous for Fiesta Guadalajara located at 103 Highway 6 & 50

C. LIQUOR LICENSE RENEWAL – A request to approve the renewal of a Retail Liquor Store liquor license – Malt, Vinous and Spirituous for Fruita Liquor Mart located at 423 E. Highway 6 & 50

- D. LIQUOR LICENSE RENEWAL – A request to approve the renewal of a Retail Liquor Store License – Malt, Vinous & Spirituous for Soeng, LLC dba Jackalope Liquors located at 404 Jurassic Ave, Unit B

13. NEW BUSINESS - PUBLIC HEARINGS

Public hearings are held to obtain input from the public on various items. Public hearings are either Legislative in nature or Quasi-Judicial in nature. Public Input is limited to 3 minutes per person. People speaking should step up to the microphone and state their name and address. Speakers should be to the point and try not to repeat the points others have made. Each is described as follows:

LEGISLATIVE – Legislative public hearings are held when the City Council is considering an item that establishes legislation such as an ordinance amending or establishing laws of the city. Interactions by members of the public with the City Council or individual members is permissible on items of a legislative nature.

ORDINANCES - After introduction of an Ordinance (First Reading), a public hearing date is set and notice of the hearing is published in the newspaper. Staff presents the ordinance on Second Reading and the hearing is opened to the public for public input. After comments from the public, the Mayor will close the hearing and bring the Ordinance back to the City Council for discussion and potential action. The Council will make a motion to approve the Ordinance or take no action. In the event the ordinance is approved, it will become effective 30 days after adoption.

QUASI-JUDICIAL – Quasi-judicial public hearings are held when the City Council is acting in a judicial or judge like manner and a person with a legitimate interest is entitled to an impartial decision made on the basis of information presented and laws in effect. Quasi-judicial hearings are commonly held for land use hearings and liquor license hearings. Since the City Council is acting in a fair and impartial manner, it is NOT permissible for City Council members to have any ex-parte communication (contact between the applicant, members of the public, or among other members of the City Council) outside of the Public Hearings and meetings on the subject application. The City Council must limit its consideration to matters which are placed into evidence and are part of the public record. Quasi-judicial hearings are held in the following manner:

1. Staff presentation - Staff will present the comments and reports received from review agencies and offer a recommendation.
2. Applicant Presentation - The petitioner is asked to present the proposal. Presentations should be brief and to the point and cover all of the main points of the project.
3. Public Input (limit of 3 minutes per person) Speakers must step up to the microphone and state their name and address. Speakers should be to the point and try not to repeat the points others have made.
4. The public hearing is closed to public comments.
5. Questions from the Council. After a Council member is recognized by the Mayor, they may ask questions of the staff, the applicant, or the public.
6. Make a motion. A member of the City Council will make a motion on the issue.
7. Discussion on the motion. The City Council may discuss the motion.
8. Vote. The City Council will then vote on the motion.

A. QUASI-JUDICIAL HEARINGS

- 1) SPECIAL EVENT LIQUOR PERMIT APPLICATION – A request to approve an application from the Fruita Rotary Club to provide a beer garden at the Lower Valley Firefighters’ Cornhole Tournament on Saturday, April 20, 2024 from 1:00 – 7:00 p.m. at Civic Center Memorial Park located at 325 E. Aspen Ave – *Deputy City Clerk Deb Woods*
- 2) SPECIAL EVENT LIQUOR PERMITS APPLICATION – A request to approve an application from the Colorado Plateau Mountain Bike Trail Association (COPMOBA) to provide a beer garden at the combined 2024 events of Fruita Tire Festival and CO2UT Gravel Bike Race at Civic Center Memorial Park located at 325 E. Aspen Ave – *Deputy City Clerk Deb Woods*

B. LEGISLATIVE HEARINGS

8. ADMINISTRATIVE AGENDA

9. CITY MANAGER'S REPORT

10. NEW BUSINESS - COUNCIL REPORTS AND ACTIONS

A. Election of a Mayor Pro Tem

B. Discussion concerning Council Boards and Commissions Liaison Assignments

C. Council Reports and Actions

11. ADJOURN

In accordance with the Americans with Disabilities Act, persons who need accommodation in order to attend or participate in this meeting should contact the City Clerk's Office at 970-858-3663 within 48 hours prior to the meeting in order to request such assistance.

Proclamation

Proclaiming April 27th, 2024 as: “Military Bound Graduate Recognition Day”

WHEREAS, the freedom and security that the citizens of our Western Slope communities enjoy are the direct result of the continued vigilance of the United States Armed Forces,
 WHEREAS, less than 30% of High School seniors are eligible for military service,
 WHEREAS, less than 1% of High School seniors choose military service,
 WHEREAS, the commitment to serve by these young men and women is essential to preserving the liberties that have enriched our communities and this nation,

NOW THEREFORE, BE IT RESOLVED THAT THE
 FRUITA CITY COUNCIL DOES HERBY PROCLAIM
 SATURDAY APRIL 27, 2024 AS:

“Military Bound Graduate Recognition Day”

The City of Fruita recognizes and honors these brave young men and women and values the selfless act of service they commit to today and encourages all citizens to participate in the celebration of their service and convey their gratitude for such.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the official Seal of the City of Fruita this 16th day of April, 2024.



 Joel Kincaid, Mayor, City of Fruita

Proclamation

National Donate Life Month 2024

Whereas, this April 2024 is the 21st National Donate Life Month with a goal to raise awareness about organ, eye, and tissue donation, encourage Americans to register as donors, and honor those that have saved and healed lives through the gift of donation; and

Whereas, Colorado has been one of the leaders in the nation with a donor registry of 66.21% of driver license/ID card applicants signing up to be organ and tissue donors—a decision that reflects deep commitment to one another and confirms that there is good inside all of us; and

Whereas, One donor can save up to 8 lives through organ donation, and save and heal more than 75 lives through tissue donation; and

Whereas, A record 307 heroic organ donors provided 918 life-saving transplants in 2023, which is a 10.6% increase from the prior year; and Donor Alliance recovered tissue for transplant from 1,703 heroic tissue donors saving and healing with nearly 144,000 tissue grafts; and

Whereas, Registering gives hope back to the more than 1,300 people waiting for a life-saving organ transplant in Colorado and Wyoming, while compassionately celebrating donors and their families for the gift of life; and

Whereas, the Chris Klug Foundation, a national nonprofit that promotes organ, eye, and tissue donation awareness, reached a record-breaking 1,035,237 individuals nationwide in 2023 with their lifesaving message;

Whereas, Organ, eye, and tissue donation would not be possible without our community coming together for one united purpose. By saying “Yes” to be an organ, eye, and tissue donor, you’re not just checking a box—you’re saving and healing lives.

NOW THEREFORE, BE IT RESOLVED THAT the Fruita City Council does hereby proclaim April, 2024 as National Donate Life Month in the City of Fruita.

IN WITNESS WHEREOF, I hereunto set my hand and cause to be affixed the official seal of the City of Fruita 16th day of April, 2024.



Joel Kincaid, Mayor, City of Fruita

Arbor Day Proclamation

WHEREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, the holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, lower our heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal.

NOW, THEREFORE, WE, THE CITY COUNCIL OF THE CITY OF FRUITA, DO HEREBY PROCLAIM FRIDAY, APRIL 26, 2024 AS:

ARBOR DAY

In the City of Fruita and urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, we urge all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations.

Dated this 16th day of April, 2024.

Joel Kincaid, Mayor of the City of Fruita



PROCLAMATION
*Month of May as “Grand Valley Bike Month” and
Wednesday, May 1, 2024 as “Bike to Work Day”*

WHEREAS, Colorado is a premiere bicycling state and the City of Fruita offers some of the best bicycling opportunities in the country; and

WHEREAS, Mesa County has designated May as Bike Month to celebrate bicycling for transportation, fun and health; and

WHEREAS, Bicycling truly adds to Fruita’s small town atmosphere by enjoying the experience of fun and freedom of safely riding a bike to work, school, on errands and for recreation; and

WHEREAS, the City of Fruita has gained a world-wide reputation as a mecca for outstanding mountain biking, gravel riding and road riding; and

WHEREAS, the City of Fruita proudly aspires to hold the title of “Trails Capital of the World” for its celebrated mountain biking trails on 18 Road, the Kokopelli Area, and the expansion of the Colorado Riverfront Trail; and

WHEREAS, bicycling activities and attractions have a positive impact on the City of Fruita’s economy and tourism industry and stimulates economic development by making the area attractive to businesses and citizens who enjoy the outdoors and healthy lifestyles; and

WHEREAS, creating bicycle-friendly communities has been shown to improve citizens’ health, well-being, and quality of life, to boost community spirit, to improve traffic safety, and to reduce pollution and congestion; and

WHEREAS, the City of Fruita will be promoting the following bicycling activities in May:

Wednesday, May 1 Kick off “Bike to Work Day” with a free breakfast in Fruita, followed with a bike ride along the wayfinding routes. Breakfast is provided by Einstein Bagels and Coffee from Bestslope from 7:00 am – 9:00 am at the Fruita Civic Center. Enjoy a group ride after breakfast with Fruita City staff.

Monday, May 6 & 8 6:00 to 8:00 pm Tina Ooley with Every Pedal Mountain Bike will lead a family friendly bike ride through the community. Meet at the Fruita Community Center! Mesa County Library Fruita Branch will host family story time: All About Bikes! Join us for a fun family story time all about bikes – learn why they are so cool and how to use them safely. 10:00 am at the Fruita Library Branch.

Tuesday, May 21 Adult crafting: Make a popsicle stick bicycles! Come and create a popsicle stick bike during our monthly adult crafting event. 10:30 am at the Fruita Library Branch.

NOW, THEREFORE, WE, the Fruita City Council hereby proclaim the month of May, 2024 as “*GRAND VALLEY BIKE MONTH*” and Wednesday, May 1, 2024 as “*BIKE TO WORK DAY*” in the City of Fruita and call upon all citizens to participate in bicycling activities for improved health and community wellbeing.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the official Seal of the City of Fruita this 16th day of April 2024.

Joel Kincaid, Mayor



**FRUITA CITY COUNCIL MEETING
MARCH 5, 2024
7:00 P.M.**

1. CALL TO ORDER AND ROLL CALL

Mayor Kincaid called the regular meeting of the Fruita City Council to order at 7:00 p.m. The meeting was held both in person and with virtual access provided through Zoom.

Present: Mayor Joel Kincaid
Mayor Pro Tem Matthew Breman
City Councilor Jeannine Purser
City Councilor James Williams
City Councilor Ken Kreie
City Councilor Amy Miller
City Councilor Aaron Hancey

Excused Absent: (None)

City staff present: City Manager Mike Bennett
Assistant City Manager Shannon Vassen
Finance Director/City Clerk Margaret Sell
Deputy City Clerk Deb Woods
Communications and Engagement Specialist Ciara DePinto
Parks and Recreation Director Marc Mancuso
Planning and Development Director Dan Caris
City Planner Henry Hemphill
Chief of Police Dave Krouse

Also present: Members of the public (in-person and virtually)

2. MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

Mayor Kincaid called for a moment of silence for all faiths and beliefs to have the opportunity for a silent prayer. He then led in the Pledge of Allegiance.

3. AGENDA – ADOPT/AMEND

- **COUNCILOR BREMAN MOVED TO ADOPT THE AGENDA AS PRESENTED. COUNCILOR PURSER SECONDED THE MOTION. THE MOTION PASSED WITH SIX YES VOTES.**

4. PROCLAMATIONS AND PRESENTATIONS

- A. **PRESENTATION – FRUITA TEACHERS AND STUDENTS OF THE MONTH FOR MARCH 2024: FRUITA 8/9 SCHOOL**

Mayor Kincaid read the names of the student and teacher chosen by Principal Jason Plantiko as the “Student of the Month” and “Teacher of the Month.” There was one student and one teacher who were nominated. The student and teacher received a Certificate of Recognition, an “I-Heart-Fruita” pin, and a day pass to the Fruita Community Center. Photos were taken of the student with the City Council.

B. PRESENTATION – BIENNIAL UPDATE FROM THE FRUITA AREA CHAMBER OF COMMERCE

Kayla Bowers, Fruita Area Chamber of Commerce Director, gave an update on what they are hearing from local business owners. She wanted to address the recent closures of some of the businesses in the community. Ms. Bowers said that she spoke to some of the businesses that were closing or relocating outside of Fruita to gain some insight on why or what was causing them to leave. She said the businesses she spoke with had been in business from anywhere from three to eight years. The most significant reason that businesses were leaving was due to an increase in rent. Between rising costs and declining revenue, they could not maintain a profitable business. Competition was not a factor in closing. Work force, high labor burden, and online sales also affected their decisions. The Chamber is committed to continuing ongoing outreach and engagement by completing “Business Retention Surveys.’ The Chamber has completed four or five of the surveys before tonight’s meeting. The businesses have been in operation for five and fifteen years, began in Fruita, and have no plan to move out of Fruita. They reported that their sales are stable or increasing. The businesses did express concerns about hiring, specifically with the lack of interested candidates who live in Fruita or who can afford to live in Fruita. Also, commuting to and from Fruita for work is expensive. Several businesses indicated that their main source of business was from visitors. When asked about community factors affecting their business they said availability of skilled labor, high wage requirements, and employee health care costs were the top three. Some positives were the community attitude towards business, the Chamber of Commerce, and visitors. Ms. Bowers explained that this survey helped indicate what the top issues are for businesses. She said that as far as the labor force and high wages, the Chamber has partnerships with CMU tech and the Business Incubator Center which offer upscale and rescale opportunities at little to no cost. Also, there is the Work Experience Program through the Workforce Center which allows business to bring on interns who meet certain criteria so that the individuals may get on the job training. Ms. Bowers said that one of the Chamber’s top priorities was advocacy and advocating for pro-business legislation. She explained that there is a Government Affairs Committee, and they review legislation and act on those that are pro-business and opposing those that are not. She invited the City Council to attend the Government Affairs Committee. The Chamber looks forward to continuing their partnership with the City of Fruita. Ms. Bowers then took questions.

Councilor Hancey thanked Ms. Bowers for presenting and said that he thought the surveys were a great way to stay informed and he hoped that she would share the data as she gathers it.

Ms. Bowers also handed out invitations to all City Council members for their annual banquet.

C. PRESENTATION – THE FRUITA YOUTH ACTION COUNCIL WILL PRESENT 2023 HIGHLIGHTS AND 2024 GOALS

Abby Talley, member of the Fruita Youth Action Council and a sophomore at Fruita Monument High, has been part of the Council since its inception five years ago. The Fruita Youth Action Council is a group of youth in the City who strive to improve our district through community sanctioned events,

volunteer work, and services. They provide input on important issues in their lives, promote health and wellness within the community, and act as a voice of the youth.

Senior at Caprock Academy, Cassie Smith, is in her second year on the Fruita Youth Action Council. She gave an overview of past service projects and volunteer work that the Council has done. Ms. Smith talked about the basketball tournament that they are promoting and trying to get youth in the valley to take part in. She went on to talk about the Angel Tree at the Fruita Community Center. She said that it was something that she participated in with her family and thought it would be something that would be a great idea for the community. She said it was very successful. Ms. Smith covered some of the other successes of the group. She said many of their projects have been very successful and have brought many youths into the Rec Center. She said that the Splash Bash is one of the events that is put on every year that has had a lot of success. Ms. Smith said they were changing it up a bit and trying to gear it toward older teens.

Ben Romero spoke next. He explained that he is a new member to the Fruita Youth Action Council, and he joined because he is on a mission to empower the youth. He said that he would like youth to be inspired to be more involved in the community. He said some future plans for the Council are to gain a larger social media presence. He also explained that there is room to grow their community involvement by creating and painting more murals or building statues around the City of Fruita.

Mayor Kincaid asked if the City Council had any questions.

Councilor Purser thanked each of the members for their presentation. She then asked each one of the members what they would like the City Council to support them in. Miss Talley explained that she would like to see more youth involved in the community because they are the future of the community and to promote things to make them interested in community events. Mr. Romero said that he would like the City Council to approach them with volunteer or service-related opportunities. Miss Smith explained that she thought it was important for the youth to be involved in community government and Boards. She said that she sits in on the Parks and Recreation Board meetings, and she thinks that it is important for youth to learn how to speak in a more formal manner.

Councilor Miller asked how many members were on the Fruita Youth Action Council. Mr. Romero said that there are 19 members, and they are trying to recruit more.

Mayor Kincaid asked how they offered the basketball tournament at no charge. Miss Smith said that they have a budget. Miranda Carrithers spoke and said they do have a budget that they can utilize to be able to provide small prizes, gain interest, and involve everyone. Mayor Kincaid encouraged the Fruita Youth Action Council to come to Council and request more funding if they wanted to think bigger and needed extra funding for something in particular.

5. PUBLIC PARTICIPATION

There were no comments from the public.

6. CONSENT AGENDA

A. LIQUOR LICENSE RENEWAL – A REQUEST TO APPROVE THE RENEWAL OF A HOTEL AND RESTAURANT – MALT, VINOUS & SPIRITOUS LIQUOR

LICENSE FOR COLORADO SUMMIT, LLC DBA ASPEN STREET COFFEE LOCATED AT 136 E. ASPEN AVE.

- B. LIQUOR LICENSE RENEWAL – A REQUEST TO APPROVE THE RENEWAL OF A HOTEL LIQUOR LICENSE – MALT, VINOUS AND SPIRITOUS FOR KARMA KITCHEN LOCATED AT 229 E. ASPEN AVE.**
- C. BOARDS AND COMMISSIONS APPOINTMENTS – A REQUEST TO APPROVE MULTIPLE APPOINTMENTS OF PERSON TO THE CITY’S VARIOUS BOARDS AND COMMISSIONS FOR THEREE-YEAR TERMS AS SPECIFIED BY MAYOR KINCAID AND WITH THE APPROVAL OF MAYOR PRO TEM BREMAN AND COUNCILORS MILLER AND HANCEY**
- D. LETTER OF SUPPORT FOR CITY OF FRUITA – A REQUEST TO AUTORIZE THE MAYOR TO SIRM LETTERS OF SUPPORT FO RTH CITY OF FRUITA’S CONGRESSIONAL DIRECTED SPENDING REQUEST**
- E. RESOLUTION 2024-07 – A REQUEST TO APPROVE A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF FRUITA AND ZAMBELLI FIREWORKS FOR FIREWORK PRODUCTION SERVICES AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE AGREEMENT**
- F. ORDINANACE 2024-05 – 1ST READING – AMENDING SECTION 3.18.240 OF THE FRUITA MUNICIPAL CODE CONCERNING MEMBERSHIP REQUIREMENTS FOR THE TOURISM ADVISORY COUNCIL**

Mayor Kincaid opened the public hearing on the Consent Agenda. Hearing no comments from the public, he directed it to the City Council.

- **COUNCILOR KREIE MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED. COUNCILOR MILLER SECONDED THE MOTION. THE MOTION PASSED WITH SIX YES VOTES. COUNCILOR WILLIAMS VOTED YES ON ALL ITEMS WITH THE EXCEPTION OF ITEM F.**

7. ACKNOWLEDGMENT OF NEWLY APPOINTED BOARDS AND COMMISSIONS MEMBERS

Mayor Kincaid acknowledged all newly appointed Boards and Commissions members and thanked them for their service. All City Councilors gave them a round of applause.

8. PUBLIC HEARINGS

A. LEGISLATIVE HEARINGS

- 1) RESOLUTION 2024-06 – PUBLIC HEARING – AMENDING THE 2024 BUDGET WITH SUPPLEMENTAL APPROPRIATIONS OF FUNDS FOR CAPITAL PROJECTS AND CAPITAL EQUIPMENT INITIALLY INCLUDED IN THE 2023 ANNUAL BUDGET – ASSISTANT CITY MANAGER SHANNON VASSEN**

Assistant City Manager, Shannon Vassen, presented to the City Council Resolution 2024-06 regarding supplemental budget appropriations for capital projects and equipment initially included in the 2023 Budget. Mr. Vassen explained that all this funding is not new spending but needs to be reappropriated for 2024. He explained that he would not cover all the projects and equipment that are listed, but he would highlight some of the larger ones. He said \$135,000 for two new Police Interceptors needs to be reappropriated. He explained that the vehicles were budgeted for 2023, ordered in February 2024, and will be delivered in December 2025. He went on to explain that there are a lot of Capital Projects being rolled forward. Two of the big ones are Fremont Street ROW acquisition funding of \$384,875 and 19 Road ROW acquisition funding of \$304,225. Mr. Vassen explained that the ROW acquisition had begun at 19 Road and that the City was anticipating it being completed in the next couple of months. The next reappropriation of funding is the funding for Reed Park, which includes construction of the playground and shelter, totaling \$2,455,875. Mr. Vassen explained that there were a few more projects at the Wastewater Treatment facility that were almost completed in 2023. These projects include the bearing assembly unit for \$191,625, H2S Sewer Line and Manhole Replacements for \$400,000, and the Aeration Project for \$16,000. Mr. Vassen then took questions.

Mayor Kincaid opened the public hearing on Resolution 2024-06. Hearing no comments from the public, he directed it to the City Council.

Councilor Breman asked for some clarification about the replacement of the failed bearing. He asked if it that was the one failed prematurely. Mr. Vassen said yes, they noticed that it was failing so they called someone to come and refurbish it, however they couldn't fix it, so they had new ones installed. He explained that this was not initially a capital project, but they came to City Council in May or June for funds to replace/fix these.

- **COUNCILOR HANCEY MOVED TO APPROVE RESOLUTION 2024-06 AMENDING THE 2024 BUDGET WITH SUPPLEMENTAL APPROPRIATIONS OF FUNDS FROM THE GENERAL FUND, CONSERVATION TRUST FUND, CAPITAL PROJECTS FUND, AND SEWER FUND FOR CAPITAL PROJECTS AND CAPITAL EQUIPMENT INITIALLY INCLUDED IN THE 2023 ANNUAL BUDGET. COUNCILOR PURSER SECONDED THE MOTION. THE MOTION PASSED WITH 6 YES VOTES.**

- 2) **ORDINANCE 2024-09 – SECOND READING – AN ORDINANCE APPROVING A LEASE AGREEMENT BETWEEN CITY OF FRUITA AND REGION 10 FOR THE USE AND MANAGEMENT OF THE FRUITA CARRIER NEUTRAL LOCATION AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT – ASSISTANT CITY MANAGER SHANNON VASSEN**

Mr. Vassen presented to the City Council Ordinance 2024-09 which is an Ordinance approving a lease agreement between the City of Fruita and Region 10 for the use and management of the Fruita carrier neutral location and authorizing the City Manager to execute the agreement. Mr. Vassen explained that over the last couple of years, Mesa County and Garfield County have been working to complete significant fiber internet upgrades. He went on to say that Fruita's project brought a lateral connection along I-70 into a carrier neutral location within Fruita. He said the City's portion is almost done. He explained that the next step will be to enter into this lease agreement with Region 10 to manage the space. He also said that the City is in the process of purchasing the equipment to outfit

the space so that other providers can come in. Mr. Vassen stated that this will be a large internet network serving Colorado, Utah, and New Mexico. Mr. Vassen then took questions. He also explained that he had Corey Bryndal from Region 10 on the call as well to help answer any questions.

Mayor Kincaid opened the public hearing on Resolution 2024-09. Hearing no comments from the public, he directed it to the City Council.

Mr. Bryndal said that Region 10 is in the western part of the state. He said that they are expanding up towards Denver and down to Durango, stating that the project Mr. Vassen is speaking of is part of the I-70 build. He explained that their goals are to reach better sources of internet access, provide support for ISPs in the area, make sure that services stay up, have ample capacity, and the costs come down.

Mayor Kincaid asked what the timeline was for it to be active. Mr. Bryndal explained that they were hoping for March 31, 2024, but he said they had to reprogram a Federal grant that cost them several months' worth of time. He is now hoping by mid-summer. Mr. Vassen spoke up and said Clear Networxs is building out in Fruita, which is a separate project. He explained that they are about 90% complete on the north side of Fruita and the south side may take a little bit longer, as it's very rocky and harder to dig. He also said that Clear Networxs will use the cnl as well.

Councilor Kreie gave kudos to Region 10 for their success on this project and what they have accomplished.

Councilor Hancey asked when the fiber going out to all the residents is going to be complete. Mr. Vassen explained they are almost 90% complete on the north side and a little longer on the south side. Mr. Vassen said that multiple providers have expressed interest in utilizing fiber to offer less expensive internet. Councilor Hancey said that it should create competition for the consumer and hopefully less expensively.

Mr. Bryndal explained that he is a Middle Mile component, and the private companies do the Last Mile, which is the build out to the residents.

- **COUNCILOR BREMAN MOVED TO APPROVE RESOLUTION 2024-09 AN ORDINANCE APPROVING A LEASE AGREEMENT BETWEEN CITY OF FRUITA AND REGION 10 FOR THE USE AND MANAGEMENT OF THE FRUITA CARRIER NEUTRAL LOCATION AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT. COUNCILOR MILLER SECONDED THE MOTION. THE MOTION PASSED WITH SIX YES VOTES.**
- 3) **ORDINANCE 2024-08 – SECOND READING – AN ORDINANCE AUTHORIZIN THE CITY MANAGER TO EXECUTE A CONTRACT WITH FARM, LLC FOR ITS PURCHASE OF CITY PROPERTY KNOWN AS 169 S. MULBERRY STREET, FRUITA, COLORADO AND TO EXECUTE ALL DOCUMENTS TO PERFECT THE SALE - (KIM CRAWFORD, SPECIAL COUNSEL & MARY ELIZABETH GEIGER, CITY ATTORNEY)**

Special Counsel from Butler Snow, Kim Crawford, gave an overview of the development agreement, including key terms and risks. She explained that Farm LLC has proposed to buy and improve the property located at 169 S. Mulberry Street, including parking and future retail or studio space. The

City's goals are to create a pedestrian oriented commercial area, remediate blight, support arts, and make a social hub. Ms. Crawford went on to explain the key terms of the development agreement. They include all terms and conditions. The buyer needs to obtain a letter of credit that can be drawn upon by the City at any time if the buyer defaults, new metal roof, replacement of skylights, new garage doors, new exterior lighting, paint, 20 parking spaces, totaling \$640,000 comprised of cash and nonmonetary contributions. Ms. Crawford explained that there are two risks. One being that the buyer will back out of the project and the other is that they would be unable to meet their contractual obligations to redevelop the property. Ms. Crawford then took questions. Ms. Geiger wanted the Council to know that the parking agreement has also been drafted, which includes the designated 20 parking spaces. City Manager, Mike Bennett, explained that by acting on the Ordinance tonight, it allows for the City Manager to close on the property and upon closing the two agreements, whose terms have been covered by the two attorneys', will be executed.

Mayor Kincaid opened the public hearing on Ordinance 2024-08. Hearing no comments from the public, he directed it to the City Council

Councilor Hancey asked what the investment from the City had been. Mr. Bennett said the City had purchased the property for the same amount that it is being sold for. Mr. Bennett also asked Planning Director, Dan Caris, to elaborate on the environmental studies that had been conducted. Councilor Hancey asked what the community was getting back from the sale of the property. He then reiterated that what the City was getting was remediated blight, parking spaces, and improvement to current facilities, but wanted to know what else the City would be getting. Mr. Bennett explained that due to the zoning for the space, the type of commercial development that the City would like to see, and the ability to work with a developer on how this is property is developed are also things that the City are getting from the sale. Councilor Hancey then asked how large is the letter of credit that the Buyer is getting. Mr. Bennett explained that it is for \$230,000, which is the estimated amount needed to cover the renovations to the building to bring it up to code. Mr. Bennett then told the City Council that the cost of the property was \$620,000 plus an additional \$20,000 in due diligence costs (environmental studies) for a total of \$640,000. Councilor Hancey thought that this was a huge win for the community.

Councilor Purser asked for a line-item breakdown in the nonmonetary contribution of \$409,885. Mr. Bennett said the buyer was present at the meeting and asked if they could break it down for the City Council. Gavin Brooke, representative from FARM, LLC, explained that there are three components to the purchase. One is cash, one is \$227,000 in exterior improvements, and the third piece is the value of land for 20 parking spaces, valued at \$182,857 which is directly proportionate to the amount of land needed to put 20 parking spaces and the \$640,000 purchase price.

- **COUNCILOR HANCEY MADE A MOTION TO APPROVE ORDINANCE 2024-08 AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH FARM, LLC FOR ITS PURCHASE OF CITY PROPERTY KNOWN AS 169 S. MULBERRY STREET, FRUITA, COLORADO AND TO EXECUTE ALL DOCUMENTS TO PERFECT THE SALE. COUNCILOR PURSER SECONDED THE MOTION. THE MOTION PASSED WITH SIX YES VOTES.**

B. QUASI-JUDICIAL HEARINGS

- 1) NEW LIQUOR LICENSE APPLICATION – A REQUEST TO APPROVE A NEW HOTEL AND RESTAURANT – MALT, VINOUS AND SPIRITOUS**

**LIQUOR LICENSE FOR BLUE LOTUS VIETNAMESE RESTAURANT, LLC
DBA BLUE LOTUS VIETNAMESE RESTAURANT LOCATED AT 152 S.
MESA STREET (FORMERLY KOKO'S) – DEPUTY CITY CLERK DEB
WOODS**

Deputy City Clerk, Deb Woods, provided staff's presentation of an application for a new Hotel and Restaurant liquor license for the Blue Lotus Vietnamese Restaurant located at 152 S. Mesa Street.

Ms. Woods stated that the applicant submitted all the required paperwork and fees for the new liquor license on January 29, 2024. She pointed out that the Notice of Public Hearing was posted at the site on February 16, 2024, and a notice was published in the Daily Sentinel on February 24, 2024, notifying the public of tonight's Public Hearing.

Ms. Woods explained that for new liquor licenses there are only two things that the City Council must consider when approving the liquor licenses, one is the character of the applicant and the other being the needs of the neighborhood. Ms. Woods stated that staff did background checks concerning the applicant through the Federal Bureau of Investigation, Colorado Bureau of Investigation, Mesa County Sheriff's Office, Cities of Grand Junction and Fruita Police Departments, the Washington State Patrol, the Pennington County, South Dakota Sheriff's Office, and the Rapid City, South Dakota Police Department. All these background checks came back clear so there are no grounds for Council to deny the application based on the character of the applicant. Concerning the needs of the neighborhood, the applicant submitted a survey of 14 individuals who were all in favor of the liquor license being issued. Those surveyed also expressed that they didn't feel that the needs of the neighborhood had already been met by existing liquor establishments. Ms. Woods said that based on those two items it is staff's recommendation that City Council approve a Hotel and Restaurant – Malt, Vinous, and Spiritous Liquor License for the Blue Lotus Vietnamese Restaurant. The applicants, Lynn Fontang and Jerry, owner of Dragon Treasure Restaurant, were in the audience to answer questions.

Mayor Kincaid opened the public hearing. Hearing no comments from the public, he closed the public hearing and referred the matter to the City Council.

- **COUNCILOR MILLER MOVED TO APPROVE A REQUEST FOR A NEW HOTEL AND RESTAURANT - MALT, VINOUS AND SPIRITOUS LIQUOR LICENSE FOR BLUE LOTUS VIETNAMESE RESTAURANT, LLC DBA BLUE LOTUS VIETNAMESE RESTAURANT LOCATED AT 152 S. MESA STREET. COUNCILOR WILLIAMS SECONDED THE MOTION. THE MOTION PASSED WITH SIX YES VOTES.**

- 2) **ORDINANCE 2024-07, SECOND READING, AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF FRUITA BY ZONING APPROXIMATELY 5.07 ACRES OF PROPERTY LOCATED AT 614 RAPTOR ROAD TO A PLANNED UNIT DEVELOPMENT ZONE (GEODE FLATS PUD) – CITY PLANNER HENRY HEMPHILL**

City Planner, Henry Hemphill, gave the staff presentation of Ordinance 2024-07 amending the zoning map of the City of Fruita by zoning 5.07 acres of property located at 614 Raptor Road to a Planned Unit Development (Geode Flats PUD).

Mr. Hemphill explained that this is a second reading. He pointed out an error on the previous agenda item inaccurately setting the public hearing date for the second reading as February 20, 2024, instead of March 5, 2024. Mr. Hemphill also explained that they resent public notice postcards notifying property owners near the development of the date change, as well as the legal notice that is required.

Mr. Hemphill stated that PUDs are unique developments within a community that cannot otherwise be realized through strict adherence to the code.

On January 24, 2023, the Planning Commission and City Council held a joint workshop in which discussions and decisions are non-binding. Next, the preliminary PUD plan is presented, and the Planning Commission makes a recommendation to City Council and enacts an ordinance zoning the property to PUD. Lastly, the final PUD plan has the application being reviewed administratively in accordance with agencies and City Councils' decision on the preliminary PUD Plan.

Mr. Hemphill explained that all legal notices had gone out. He then went over an aerial view of the property that is being discussed. He said that it is currently zoned Commercial 2 (C-2) and is near a motel, Starbucks, dental office, and McDonalds.

Mr. Hemphill told City Council that the concept plan included public benefit of childcare vs. parks, trails, and open space. He explained that the Lagoon property is nearby and had plenty of parks, trails, and open space. If a new application was submitted, a parking study needed to be submitted and it was included in the packet. He went on to say that the architecture needed to be in line with the geologic features such as the Bookcliffs and the Monument and not take away from the beauty of the State Patrol building. Lastly, there was a discussion around the proposed density, and it was not a concern.

Mr. Hemphill explained that this is application 2023-37 and the applicant, TWG Raptor LP, is in the audience to explain the project and answer questions. Mr. Hemphill gave an overview of the development plain. It includes:

- 4 Multi-Family Buildings to be rented at either the affordable housing or market rate.
- Maximum height of 4 stories tall
- Will include 1 Clubhouse.
- Parking will include:
 - 1.32 parking spaces per unit x 180 units = 238 spaces
- Listed Code Requirements, falls within the comprehensive plan, offers flexibility, and is compatible with the surrounding area uses.
- The applicant requested some deviations from the City design standards. There was some discussion around the design standards and they have been met and agreed upon.
- No review comments from a public agency are required.
- No public comments have been received.
- Planning Commission recommended approval with conditions listed in the Staff Report and included the reverter clause of being able to convert back to C-2 zoning and passed with a vote of 5-0.

Conditions and Recommendations as required by the Planning Commission:

- Remove all commercial land uses from PUD Guide with a reverter clause so that property can be reverted to C-2 if affordable or market rate rental housing is not constructed.

- \$100k childcare cash in lieu fee be collected at Site Plan approval.
- Design Standards be met as written in the Land Use Code.
- Unless major modifications are made in the application, Site Design Review will be completed administratively.

Mr. Hemphill stated that it is Staff's recommendation to approve the application because it meets all of the requirements of Section 17.19.030(A)(1) (a-d) and Section 17.19.030(B)(1) (a-e) of the Fruita Land Use Code with the condition that the applicant adequately resolve all review comments and conditions in the Staff Report with either the zoning ordinance or the Final PUD application.

Regional Development Director for TWG Development, LLC, Megan Adams, said that while Mr. Hemphill had covered all the technical information, she wanted to cover some of the other points. She explained that she focuses on affordable housing and workforce housing.

Ms. Adams said that TWG does own the land. She said that when they originally came to the City Council, they had applied for some grant funding that they didn't end up receiving. She explained that what she is going forth with now is essentially their plan B and it aligns well with Prop 123. She showed a graphic of the concept plan, which included the three- and four-story elevations. She spoke to the childcare center and the \$100,000 dedicated for the center to be built. She went on to discuss parking and how they are asking for a blended rate because they don't know how many apartments will be offered at the affordable rate and how many will be offered at market rate. She said there are some traffic improvements they will make. Ms. Adams went on to say that they always provide on-site amenities and while the PUD specifies two, she said they usually do four. She then showed a graphic of what they are doing in Durango. They are converting an old hotel and then adding new units to the back. Ms. Adams talked about the Planning Commission discussions and how the development will be a good fit for Fruita, promotes sustainability, enhances opportunity for increased childcare businesses, requested Prairie Dog resettlement, and requested a funky color palette. Ms. Adams explained that she felt that their plan is in conformance with Fruita in Motion and the Fruita Land Use Code. Ms. Adams said that one thing that is a little different is the reverter clause that they asked for. She said that if they get rid of all of the C-2 zoning, they may not be able to sell it if Prop 123 runs out of funding. She stated that they are trying to get Prop 123 funding and part of it is Reporting and Tenant Equity Vehicle (TEV). She explained that the tenants will have some sort of equity in the development, so that as it makes money, the tenants will receive some sort of compensation. She then took questions.

Mayor Kincaid opened the public hearing. He asked that the person state their name and address for the record and limit their comments to three minutes.

Dustin Patrick, 532 Raptor Road Unit B, said that he was curious about the \$100,000 for a childcare center, stating that he didn't understand it.

Mayor Kincaid closed the public hearing and referred the matter to the City Council.

Councilor Miller said that she had the same question as Mr. Patrick. Mr. Bennett said that a developer can propose a way to benefit the community as part of the PUD. The way that TWG, LLC has chosen to do this is by putting \$100,000 towards the availability of additional seats in a childcare center. Planning Director Dan Caris said that originally, he and Ms. Adams had applied for the Stronger Communities Infrastructure Grant and one of the stipulations for the grant is that there be a community benefit. Mr. Caris said that they went after the whole amount of \$4 million and were

unsuccessful. However, Mr. Caris and Ms. Adams still found merit in providing the \$100,000 for a new childcare center.

Councilor Breman asked if the \$100k was a requirement for the rezone to a PUD. Mr. Caris said no, it is not a requirement.

Councilor Williams asked if it was an exchange for an open space or trail. Councilor Breman said that it was in lieu of a childcare facility on site. Mr. Caris explained that typically, with the grant requirements, the developer would be required to build a childcare center on site. He said that based on what the developer was trying to do and the number of units that they wanted to construct, there wasn't room for the childcare facility onsite, so it was to be built within a quarter mile of the development.

Councilor Williams asked if a childcare facility would still be built within a quarter mile of the development. Mr. Caris explained that because the project wasn't chosen to receive the stronger Communities grant, the distance requirement is now not as important, but the childcare facility will still be built within Fruita.

Councilor Miller asked if there were other grant opportunities that the developer and the City could try to obtain. Mr. Bennett explained that they were working with Prop 123 which is a Proposition that has a community commit to building a certain number of affordable housing units within a certain period. By opting into Prop 123 there are certain types of funding through the State to offset the costs.

Councilor Purser asked if the childcare facility that would be receiving the \$100,000 was an existing business. Mr. Bennett explained that they had been working with a particular childcare center when they were trying to receive the Stronger Communities Infrastructure grant. He explained that because the City didn't receive those funds, now they need to look at how the funds will help within the community.

Councilor Kreie asked if the \$100,000 comes into the City and if the City works with an entity to show the expansion. Mr. Caris said yes, that is correct.

Councilor Breman said that he was uncomfortable with the City being responsible for choosing an existing business or picking a new business to benefit from the \$100,000. He would feel better if the developer built the day care center. He felt like it was outside the role of local municipal government.

Councilor Kreie said that he thought it would turn into a project. He said he was worried about the \$100,000 disappearing if the City isn't involved because the private market isn't working.

Councilor Breman said that the private market would be assisted by the developer.

Councilor Hancey suggested that a committee be developed to help the childcare facility that receives the \$100,000 and oversee the spending.

Councilor Breman thinks that the money for the childcare facility was a great idea, but he didn't think it was fiscally responsible to give one business \$100,000.

Mayor Kincaid asked Mr. Bennett if there was a way to have a partnership similar to others that the City has formed in the past for grant monies. He thought the process of choosing the facility and spending the money was the challenge. Mr. Bennett said that from a staff perspective it isn't in the City's interest to pick who receives it and apply it. He said that once they receive their site plan, that is when the money goes to someone the developer is working with for childcare. Mr. Bennett said that if they weren't in works with someone at that time, the City would work with a group like the Business Incubator in order to use pass-through grants. He explained that the hope is that a partner is identified, and the developer works directly with them.

Mayor Kincaid asked if Mr. Bennett was referencing the revolving loan fund. Mr. Bennett said that was correct. Mayor Kincaid said that the City would need to contact the Business Incubator to be able to manage the funds. Councilor Breman said the City could be the fiduciary agent of the funds, but they wouldn't oversee how the money was spent. Mayor Kincaid explained that the money could end up being divided between multiple agencies. Councilor Breman and Councilor Williams liked this idea.

City Attorney Mary Elizabeth Geiger asked for clarification. She said from what she understood, the \$100,000 will be given by the developer to the City at site-plan approval for a childcare facility unless the developer has formed a partnership with a childcare facility, at which point the funds will be given to them for expansion. Mr. Bennett said that was correct. Mr. Caris said that neither the City nor the developer want to be in the childcare business.

Mayor Kincaid said that once the PUD is set there is no way to see the \$100,000 come through because there are no mechanisms in place to see how the money is spent. Mr. Bennett said yes, but the PUD process is not dependent on receiving the funds. Staff would still be recommending approval as the development meets all the requirements for a PUD. Mr. Bennett said that the City Council can approve and state that the City would be the fiduciary as a condition.

Ms. Geiger asked Mr. Caris if the resolution needed to be reworded to reflect the cash in lieu. Mayor Kincaid asked during a normal PUD process the City can add in specific things that the City required. Mr. Caris said that the developer is asking for deviation from the PUD and he thought that the monies could be deployed prior to site-plan approved or used as a passthrough where the City is not a fiduciary of the \$100,000.

Councilor Kreie didn't think it was in the City's best interest to spend time making sure that the daycare facility is the right one, have the most public benefit, or even be in business in a year. He didn't think the City really had a vote in how well this is done.

Councilor Breman wants to make sure that this will benefit the most community benefit.

Councilor Purser said that, because of the way it is worded, there is no guarantee that more daycare spaces will be available as daycare facilities could use the funds for supplies or other needed items. Councilor Kreie thought that when they first talked about it, this money was just the beginning.

Councilor Miller said that there was a childcare desert, and it is on the radar across Colorado right now. She felt like the City Council could do more with \$100,000, rather than the developer just writing a check.

Councilor Kreie asked if the money could be put in a fund and the City think about how to use the money over the next few months.

Councilor Breman asked if a workshop could be scheduled to discuss the \$100,000. He said that there were some differences of opinions about what needs to happen.

Mayor Kincaid asked Ms. Geiger what the options were going forward. Ms. Geiger said that the condition needed to be reworded to reflect having the funds be directed to the Council and then they can act as a fiduciary and select how it is spent. She also said that the hearing can be continued. Mayor Kincaid stated that if it is approved tonight, then the site-plan doesn't come back before the Council but just goes to staff. Mr. Bennett stated that that was correct.

Councilor Hancey wants the City Council to stay out of daycare facilities, but he would like to facilitate the use of the dollars in the community.

Councilor Breman said that he would like the City to be the fiduciary, but they will work with outside groups to find the greatest benefit to the community.

Councilor Williams worded the resolution so that it reflects the PUD with stipulations around the \$100,000 and then the group can discuss how they would like to handle the funds. Mr. Bennett said that he agreed with Councilor Williams and that he thought they should approve the PUD and then discuss the funds later at a workshop.

Councilor Breman asked about the flat surface of 800 sq. ft vs. the deviation 2400 sq. ft. Mr. Hemphill explained that there need to be design standards and preventing blank wall space is one of the things they must do. Councilor Breman asked if this was a standard deviation or unreasonable. Mr. Hemphill said that it was a standard deviation especially based on the size of the building.

Councilor Hancey asked for a summary of all variances. Mr. Hemphill explained that the deviations include:

- Flat surface area changing from 800 sq. ft. vs. 2400 sq. ft.
- Setbacks
- Building heights

Mr. Bennett explained to the Council that in the packet that they were provided, beginning on page 8, there is a breakdown of each area of design and breaks down the deviations.

Ms. Greiger asked for a wording change on Mr. Hemphill's slide show from "agency" to "partnership". There was also a wording change from "could" to "will".

- **COUNCILOR BREMAN MOVED TO APPROVE AN ORDINANCE 2024-07, SECOND READING, AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF FRUITA BY ZONING APPROXIMATELY 5.07 ACRES OF PROPERTY LOCATED AT 614 RAPTOR ROAD TO A PLANNED UNIT DEVELOPMENT ZONE (GEODE FLATS PUD) WITH THE NOTED CONDITIONS:**

1) REMOVE ALL COMMERCIAL LAND USES FROM THE PUD GUIDE

- 2) **A REVERTER CLAUSE BE USED TO REVERT BACK TO THE C-2 ZONE IF AFFORDABLE HOUSING OR MARKET RATE RENTAL HOUSING IS NOT CONSTRUCTED.**
- 3) **\$100K CHILDCARE CASH IN LIEU FEE BE COLLECTED AT SITE PLAN APPROVAL SO THE CITY WILL ACT AS THE FIDUCIARY AGENT AND WORK WITH AN OUTSIDE THIRD-PARTY ON THE DISTRIBUTION OF THE FUNDS, AS AMENDED.**
- 4) **DESIGN STANDARDS CONTAINED IN SECTION 17.13.060 (B)(1) BE MET AS WRITTEN IN THE LAND USE CODE.**
- 5) **IF THIS PUD GUIDE IS APPROVED WITH THESE CONDITIONS BY STAFF AND FULLY MET, THEN A FUTURE SITE DESIGN REVIEW APPLICATION BE REVIEWED ADMINISTRATIVELY UNLESS THERE IS A MAJOR MODIFICATION CHANGE IN THE APPLICATION DEEMED BY THE COMMUNITY DEVELOPMENT DIRECTOR.**

THE MOTION WAS SECONDED BY COUNCILOR WILLIAMS. THE MOTION PASSED WITH SIX YES VOTES.

9. ADMINISTRATIVE AGENDA

- A. RESOLUTION 2024-08 A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE CITY MANAGER TO EXECUTE THE COOP TOWER FAÇADE LEASE AGREEMENT AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE LEASE. (CITY ATTORNEY, MARY ELIZABETH GEIGER)**

City Attorney Mary Elizabeth Geiger, presented to the City Council regarding the lease of the East and West facades of the abandoned grain towers of the COOP Towers. She explained that the annual lease was \$24,000 or \$2,000/per month paid to Sparks Fly. Ms. Geiger went on to say that the lease is a year-to-year lease, and the City can terminate at any time with ninety days' notice. Mr. Bennett let the City Council know that Tim Navin, owner of Sparks Fly, was present this evening and would like to address the Council.

Tim Navin, owner of Sparks Fly, wanted to let the City Council know that the intention of allowing the banners is just to promote the City, no agenda's, just Fruita as a Community.

- COUNCILOR MILLER MOVED TO ADOPT RESOLUTION 2024-08 A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE CITY MANAGER TO EXECUTE THE COOP TOWER FAÇADE LEASE AGREEMENT AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE LEASE. COUNCILOR PURSER SECONDED THE MOTION. THE MOTION PASSED WITH SIX YES VOTES.**

10. CITY MANAGER'S REPORT

City Manager Mike Bennett reminded the Council that on Thursday night from 5-6:30 pm they will be having a naming party for the riverfront property often referred to as "The Lagoons.". He said

come with all your ideas. He said the Planning Commission, City Council and Council Candidates, past City Councilors, and the Leadership Team are all invited to have dinner and brainstorm a name.

Mr. Bennett talked to the Fruita Area Chamber of Commerce about the interviews and wanted to know if the City Council would like to move their bi-annual review to quarterly reviews so that the Chamber can present those results more frequently to the City Council. The City Council said that they would like that.

Mr. Bennett went on to talk about the new businesses coming to the City. FARM, LLC has celebrated it's one year anniversary. There are 23 new businesses, with ten being completely new businesses. A new restaurant is coming as well as new spaces at 169 S. Mulberry St, and the expansion of Sparks Fly.

11. COUNCIL REPORTS AND ACTIONS

A. COUNCIL REPORTS AND ACTIONS

COUNCILOR KEN KREIE

Councilor Kreie said his next meeting with GRVTC is after he has left the City Council, so they will need a new liaison. And the Fruita Youth Action Council presented tonight. He had no further updates.

COUNCILOR AMY MILLER

Councilor Miller asked if, in celebration of the one-year anniversary of the Building Department, there could be a brief review of the year. Mr. Bennett said that was a great idea.

Councilor Miller also asked for a Proclamation for the Fruita Monument Boys Basketball Team for their amazing season, bringing the community together, and embracing the Fruita spirit.

COUNCILOR AARON HANCEY

Councilor Hancey had no updates.

MAYOR PRO TEM BREMAN

Councilor Breman said the Colorado Capital Conference is June 11 – June 13 and is done through CMU. He said there is an application process but if selected, a person goes to Washington DC and learns how a few things work. He said that it was his understanding that no one from Fruita had ever gone, but he thought it would be of value to have a presence there and was important to build those relationships at the Federal level. Councilor Breman thought that both he and Mr. Bennett would be the best choices to go. He explained that if chosen, the cost is \$1000 per person plus hotel and airfare.

Councilor Breman brought up the utility line strikes. He asked if the City Council was okay in asking Mr. Bennett and Staff to work with the new vendor to be extra safe and cautious. Mr. Bennett explained that it is not always the locate company, but sometimes there are additional lines that they are unaware of. Mr. Bennett said the City was going to speak to Xcel about the recent utility line strikes. Councilor Breman asked if it would be inappropriate to ask Xcel to come and present to City

Council about their plan to stop the utility line strikes. Mr. Bennett said that it was completely appropriate. He went on to say that Clearnetworx has stopped working in the area until they have more direction from Xcel. Councilor Kreie said that Clearnetworx came to his house and asked how he wanted his wires run, through conduit or not. He told Clearnetworx to come back and bury it in conduit, but he thought there is some information that needs to be sent out to homeowners about how they get their wire run.

COUNCILOR JEANNINE PURSER

Councilor Purser had no updates.

COUNCILOR JAMES WILLIAMS

Councilor Williams had no updates.

MAYOR JOEL KINCAID

Mayor Kincaid had no updates.

B. EXECUTIVE SESSION – TO CONVENE IN EXECUTIVE SESSION FOR THE PURPOSE OF DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS; DEVELOPING STRATEGY FOR NEGOTIANS AND INSTRUCTING NEGOTIATORS PURSUANT TO C.R.S. SECTION 24-6-402(4)(e) WITH REGARD TO DEVELOPMENT AGREEMENTS AND CONTRACTS WITH 2FORKS VENTURES FOR THE REDEVELOPMENT OF THE LAGOON PROPERTY AREA SOMETIMES REFERRED TO AS “THE BEACH”

- **COUNCILOR KREIE MOVED TO CONVENE IN EXECUTIVE SESSION FOR THE PURPOSE OF DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS; DEVELOPING STRATEGY FOR NEGOTIANS AND INSTRUCTING NEGOTIATORS PURSUANT TO C.R.S. SECTION 24-6-402(4)(e) WITH REGARD TO DEVELOPMENT AGREEMENTS AND CONTRACTS WITH 2FORKS VENTURES FOR THE REDEVELOPMENT OF THE LAGOON PROPERTY AREA SOMETIMES REFERRED TO AS “THE BEACH”. COUNCILOR PURSER SECONDED THE MOTION.**

Mayor Kincaid asked for questions or comments. Hearing none he asked the Deputy City Clerk to poll the City Council.

THE MOTION PASSED WITH SIX YES VOTES.

12. ADJOURN

With no further business before the Council, Mayor Kincaid adjourned the meeting at 9:50 p.m.

Respectfully submitted,

Jennifer Cupp
Executive Assistant
City of Fruita

Draft



FRUITA COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL

FROM: DEPUTY CITY CLERK DEBRA WOODS FOR MAYOR JOEL KINCAID

DATE: APRIL 16, 2024

AGENDA TEXT: BOARDS AND COMMISSIONS REAPPOINTMENT – A request to approve the reappointment of Kelley Griffin to the Fruita Tourism Advisory Council (FTAC) for another (final) three-year term to expire in April of 2027

BACKGROUND

Fruita Tourism Advisory Council (FTAC) member Kelley Griffin’s term on the board expired in March of 2024, thus creating a vacancy.

On March 26, 2024, Kelley Griffin submitted her application for reappointment to the FTAC, which is attached. Mayor Kincaid and Council Liaison James Williams recommend that she be reappointed to the FTAC for another three-year term to expire in April of 2027.

If Kelley Griffin is reappointed, there will be no remaining vacancies on the FTAC. The vacancy has been advertised since January of 2024 and no other applications have been received by staff for her seat on the board.

Finally, pursuant to the City’s Boards and Commissions policies, Kelley will be term-limited to this one, final three-year term if she is reappointed.

FISCAL IMPACT

N/A

APPLICABILITY TO CITY GOALS AND OBJECTIVES

Boards and Commissions provide valuable input to the City and help establish goals and objectives. They provide a link between citizens of Fruita and city government.

OPTIONS AVAILABLE TO THE COUNCIL

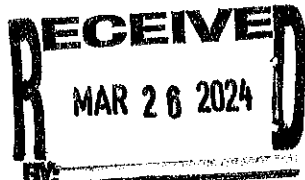
1. Reappoint Kelley Griffin to the Fruita Tourism Advisory Council (FTAC) for another (final) three-year term to expire in April of 2027

2. Instruct staff to publish a notice of vacancy and repeat the interview process.

RECOMMENDATION

It is the recommendation of Mayor Kincaid and Councilor Williams that the following reappointment be made:

- **KELLEY GRIFFIN TO THE FRUITA TOURISM ADVISORY COUNCIL (FTAC) FOR ANOTHER (FINAL) THREE-YEAR TERM TO EXPIRE IN APRIL OF 2027**



FRUITA COLORADO

CITY OF FRUITA
BOARDS AND COMMISSIONS
MEMBERSHIP APPLICATION

BOARD OR COMMISSION: Tourism Advisory

NAME: Kelley Griffin

MAILING ADDRESS: 239 N Ash St

Fruita CO 81521
City State Zip

RESIDENCE ADDRESS: 239 N Ash St

PHONE NUMBER: 970-589-6555 970-858-8238
Home Work

E-MAIL ADDRESS: Kelley.ekane@gmail.com

How long have you been a resident of Fruita? 16 years

Occupation/Employer: Realtor at Chesnick Realty

List any volunteer and/or work experience:

Work: Realtor at Chesnick Realty (8 years)
City of Fruita Fitness and Special Events Supervisor 2010-2013
Volunteer: FHW - sat on Board, volunteered at multiple special events

Are you presently serving on a board or commission? If so, which one(s)?

Yes. Tourism

Why do you want to be a member of this board or commission?

I want to help promote the city of Fruita as a desirable destination but make sure that message also advocates sustainability and responsible travel.

List any abilities, skills, or interests which are applicable to the board or commission for which you are applying.

Event planning, marketing, public relations and communication skills/experience. I'm also an avid traveller, mountain biker, adventure seeker and a mom. I love Fruita and I want to share our great city with others!

City of Fruita
Boards and Commissions Application
Page 2

Are you committed to attending meetings? Yes No
Are you committed to serving an entire term? Yes No

Please specify any activities which might create serious conflict of interest if you should be appointed to a particular board or commission. (If unsure, please call the City Manager's office at 858-3663)

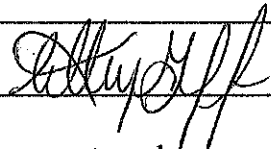
None

List any licenses, certificates or other specialized training applicable to the board or commission for which you are applying.

N/A

Additional information or references you believe may be helpful in considering your application.

I have served on this board for one full term and I feel excited about the progress we've made and the direction we are heading. I'm happy to provide references if needed.

Signature  Date 3/24/24

All applicants are strongly encouraged to attend a regularly scheduled meeting of the board or commission for which they are applying. Frequent non-attendance may result in termination of the appointment.

ATTACHMENTS TO APPLICATION MUST BE LIMITED TO TWO PAGES

Please feel free to submit a resume along with this application. Application and any attachments should be returned to the Fruita City Council c/o the City Clerk, 325 E. Aspen, Fruita, CO 81521. Although we have indicated the best time to apply for a particular board, we accept applications for any of the boards year-round. Thank you.



FRUITA

COLORADO

AGENDA ITEM COVER SHEET

TO: MAYOR & CITY COUNCIL

FROM: CIARA DEPINTO, COMMUNICATIONS AND ENGAGEMENT MANAGER

DATE: APRIL 16, 2024

AGENDA TEXT: LETTER TO LOCALISM COMMITTEE – Authorizing the Mayor to Sign a Letter to Fruita Localism Committee

BACKGROUND

During the Fruita City Council Workshop on March 26, 2024, Fruita City Council provided direction to staff to draft a letter to the Fruita Localism Committee to first share thanks to the committee for their time and effort and, secondly, to share the next steps on how the Fruita City Council is moving forward with the recommendation from the committee.

From November 2023 to January 2024, the Localism Committee met four times to discuss ideas for creating a potential Localism Board. The committee consisted of nine members, including Councilor Purser, acting as the Council Liaison for the committee. At the Fruita City Council meeting on Tuesday, February 20, 2024, the Localism Committee presented its recommendation to the City Council. Overall, the Localism Committee recommends the Fruita City Council create a Localism Board with the following mission statement, “The Fruita Localism Board represents and relays the needs and opinions of our diverse community and shares this feedback within the City to ensure that all locals have a greater opportunity to live and play like a local. Reach out | Receive | Engage.” Fruita City Council continued the dialogue on the recommendation during the Fruita City Council workshop on March 26, 2024, in which the Fruita City Council decided it would be best for Councilor Purser and Communications and Engagement Manager Ciara DePinto to share the Localism Committee’s recommendation with the Livability Commission. It was brought to Fruita City Council’s attention that the Livability Commission has similar goals around communication and engagement. This presentation will be followed by a conversation with the commission on how the concept of localism could potentially fit into the Livability Commission or how the Livability Commission’s goals could be reworked so that a Localism Board could be created without having two boards working towards similar goals.

APPLICABILITY TO CITY GOALS AND OBJECTIVES

Boards and Commissions serve as an important part of the City of Fruita and recommend projects or policies to improve the quality of place, economic health, and lifestyle of the community overall.

OPTIONS AVAILABLE TO THE COUNCIL

- Authorize the Mayor to sign the Letter to the Fruita Localism Committee.
- Advise staff to revise the letter and authorize the Mayor to sign it with changes.

RECOMMENDATION

It is the recommendation of staff that the Council by motion:

AUTHORIZE THE MAYOR TO SIGN THE LETTER ON BEHALF OF THE FRUITA CITY COUNCIL AND FOR CITY STAFF TO SEND THE LETTER TO THE LOCALISM COMMITTEE ON BEHALF OF THE FRUITA CITY COUNCIL.



FRUITA COLORADO

Section 6, Item C.



325 E Aspen
Suite 155
Fruita CO 81521

Phone:
970-858-3663

Fax:
970-858-0210

E Mail
fruita@fruita.org

Web Site
fruita.org

City Manager's Office
970-858-3663

City Clerk/Finance
970-858-3663

Community
Development
970-858-0786

Engineering
970-858-8377

Human Resources
970-858-8373

Public Works
970-858-9558

Recreation Dept.
970-858-0360

April 16, 2024

Fruita Localism Committee

Re: Thank you and next steps for the Localism Committee Recommendation to Fruita City Council

Dear Fruita Localism Committee,

First and foremost, we (Fruita City Council) want to extend a sincere thank you to each and every one of you for taking the time to provide us with such a thoughtful recommendation on the topic of localism and what this means for the Fruita community. We truly value the work Fruita boards and commissions accomplish, including the committees we appoint. Your work did not go unnoticed, and it has and continues to help us work through the next steps for implementing the concept of localism.

At the City Council Workshop on March 26, 2024, we continued the discussion around localism and the recommendation the committee provided. Thank you to everyone who attended this meeting. After extensive conversation around localism and next steps for creating a board, it was brought to our attention that the Livability Commission has similar goals around communication and engagement. To make sure Fruita boards are not duplicating efforts, we decided it would be best if Councilor Purser and Communications and Engagement Manager Ciara DePinto, shared the Localism Committee's recommendation with the Livability Commission. This will be followed by a conversation with the commission on how the concept of localism could potentially fit into the Livability Commission or how the Livability Commission's goals could be reworked so that a Localism Board could be created without having two boards working towards similar goals.

The Livability Commission meets on Thursday, April 25, at 4:00 p.m., when we will continue the conversation around localism to help bring your recommendation to life. If you have any questions, please reach out to any of us.

Again, thank you for your time and dedication to the Fruita community.

Sincerely,

Mayor Kincaid and the Fruita City Council



FRUITA COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: MIKE BENNETT, CITY MANAGER

DATE: APRIL 16, 2024

AGENDA TEXT: SWEARING IN - Swearing in of newly elected City Council members and the Mayor

BACKGROUND

Following the presentation to outgoing City Council members:

1. Mayor Matthew Breman will be sworn in by the City Clerk.
2. Upon taking his seat, the Mayor may say a few words.
3. The Mayor will ask Aaron Hancey, Rich Parrish and Andrea Stolarczyk to be sworn in by the City Clerk.
4. Upon taking their seats, the Mayor will offer the newly elected Council members the opportunity to say a few words.

Attached is a copy of the Abstract of Votes Cast and Certificate of Determination for the April 2, 2024 Regular Municipal Election (Official Results) for the City of Fruita.

Summary for: All Contests, Fruita, All Tabulators, All Counting Groups
City of Fruita
Regular Municipal Election
April 2, 2024
OFFICIAL RESULTS

Fruita Mayor (Vote for One)				
	UNOFFICIAL RESULTS	CURED BALLOTS	OFFICIAL RESULTS	
Candidate Names	Number of Votes			Percentage of Votes
Matthew Breman	2123	0	2123	100%
Total Votes	2123	0	2123	100%
Fruita City Council (Vote for Three)				
Candidate Names	Number of Votes			Percentage of Votes
Frank Graziano	1369	4	1373	15.101%
Richard (Rich) Parrish	1658	3	1661	18.269%
Aaron Hancey	1755	1	1756	19.314%
Andrea Stolarczyk	1585	1	1586	17.444%
Referred Issue A	Number of Votes			Percentage of Votes
Yes	1587	2	1589	17.477%
No	1124	3	1127	12.396%
Total Votes	9078	14	9092	100%
Total Ballots Cast	2789	0	2789	
Total Ballots Mailed	9783	0	9783	
% of Ballots received	29%		29%	

ELECTION CERTIFICATE

Section 11, Item A.

STATEMENT AND CERTIFICATE OF DETERMINATION of an election held in the
City of Fruita, Colorado, on April 2, 2024

Fruita Mayor – Two-Year Term	Total
Matthew Breman	2,123
Fruita City Council – Four-Year Term (Vote for Three)	Total
Frank Graziano	1,369
Richard (Rich) Parrish	1,661
Aaron Hancey	1,756
Andrea Stolarczyk	1,586
Referred Issue A	Total
Yes	1,589
No	1,127
Total	
Total ballots cast	2,789
Total ballots issued	9,783
Percentage of voters voting	29%

We do hereby certify that the above and foregoing is a true and correct copy of the abstract of the votes cast at the April 2, 2024 Regular Municipal Election of the City of Fruita.

Margaret Sell, City Clerk

Date

Debra Woods, Deputy City Clerk

Date

Daniel Robinson, Municipal Judge

Date



FRUITA COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: DEBRA WOODS, DEPUTY CITY CLERK

DATE: APRIL 16, 2024

AGENDA TEXT: LIQUOR LICENSE RENEWAL – A request to approve the renewal of a Fermented Malt Beverage and Wine (Off Premises) Liquor License for the Fruita Consumers Cooperative Association located at 1650 Highway 6 & 50

BACKGROUND

The Fermented Malt Beverage and Wine (Off Premises) Liquor License for the Fruita Consumers Cooperative Association located at 1650 Highway 6 & 50 is up for renewal. Their current license expires on **June 9, 2024**. The City Clerk’s office has not been advised of any issues or concerns related to the liquor license during the past year. The Police Department report indicates that there have not been any violations or incidents reported to them in the last year and there is nothing unusual or of concern that would hinder renewal of the license. There is one current Colorado Responsible Alcohol Vendor Training certificates on file at the City Clerk’s Office for Rebecca Garska that is valid until August of 2025.

The following information is provided as background on the liquor license renewal process:

Pursuant to State Statutes, the local licensing authority (City Council) may cause a hearing on the application for renewal to be held. No renewal hearing shall be held until a notice of hearing has been conspicuously posted on the licensed premises for a period of ten days and notice of the hearing has been provided the applicant at least ten days prior to the hearing. The licensing authority may refuse to renew any license for good cause, subject to judicial review.

This item is placed on the Consent agenda for the Council to determine if there is any cause for a hearing to be held on the renewal of the liquor license. If there is no cause for a hearing, the City Council should approve the renewal of the existing license. If there is cause for a hearing, the City Council should set a date to hold a quasi-judicial hearing to determine if there are sufficient grounds for suspension or revocation of the liquor license. The City Council may also temporarily suspend any license, without notice, pending any prosecution, investigation or public hearing. No such suspension shall be for a period of more than 15 days.

FISCAL IMPACT

None.

APPLICABILITY TO CITY GOALS AND OBJECTIVES

The City of Fruita is charged with protection of the public health, safety and welfare. The review and renewal of liquor licenses ensures that licensed establishments are operating by the rules and regulations adopted by the City and State concerning the sale or service of beer and alcoholic beverages.

OPTIONS AVAILABLE TO THE COUNCIL

1. Renewal of the Fermented Malt Beverage and Wine (Off Premises) Liquor License
2. Schedule a hearing date to determine if there is good cause for the license to be suspended or revoked.

RECOMMENDATION

It is the recommendation of staff that the Council move to:

- **RENEW THE FERMENTED MALT BEVERAGE AND WINE LIQUOR LICENSE (OFF PREMISES) FOR THE FRUITA CONSUMERS COOPERATIVE ASSOCIATION LOCATED AT 1650 HIGHWAY 6 & 50**

Submit to Local Licensing Authority

FRUITA CONSUMERS COOPERATIVE ASSOCIATION
1650 HIGHWAY 6 & 50
Fruita CO 81521

Fees Due		Section 12, Item A.
Renewal Fee		221.25
Storage Permit	\$100 X _____	\$
Sidewalk Service Area	\$75.00	\$
Additional Optional Premise Hotel & Restaurant	\$100 X _____	\$
Related Facility - Campus Liquor Complex	\$160.00 per facility	\$
Amount Due/Paid		\$ 221.25

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

Retail Liquor License Renewal Application

Please verify & update all information below

Return to city or county licensing authority by due date

Licensee Name FRUITA CONSUMERS COOPERATIVE ASSOCIATION		Doing Business As Name (DBA) FRUITA CONSUMERS COOPERATIVE ASSOCIATION	
Liquor License # 04-01586	License Type Fermented Malt Beverage and Wine (city)		
Sales Tax License Number 00403589	Expiration Date 06/09/2024	Due Date 04/25/2024	
Business Address 1650 HIGHWAY 6 & 50 Fruita CO 81521			Phone Number 9708583667
Mailing Address 1650 HIGHWAY 6 & 50 Fruita CO 81521		Email Chris@fruitacoop.com	
Operating Manager Chris Gillaspie	Date of Birth 12/30/1969	Home Address 2291 1/2 S Arriba Circle RGT CO 81507	Phone Number 970-986-5349
1. Do you have legal possession of the premises at the street address above? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Are the premises owned or rented? <input type="checkbox"/> Owned <input type="checkbox"/> Rented* *If rented, expiration date of lease _____			
2. Are you renewing a storage permit, additional optional premises, sidewalk service area, or related facility? If yes, please see the table in upper right hand corner and include all fees due. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3a. Are you renewing a takeout and/or delivery permit? (Note: must hold a qualifying license type and be authorized for takeout and/or delivery license privileges) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3b. If so, which are you renewing? <input type="checkbox"/> Delivery <input type="checkbox"/> Takeout <input type="checkbox"/> Both Takeout and Delivery			
4a. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
4b. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
5. Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
6. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			

7. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. Yes No

8. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. Yes No

Affirmation & Consent I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.		
Type or Print Name of Applicant/Authorized Agent of Business <i>Chris Wilkovic</i>	Title <i>CEO/President</i>	
Signature <i>[Signature]</i>	Date <i>3/5/24</i>	
Report & Approval of City or County Licensing Authority The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 44, Articles 4 and 3, C.R.S., and Liquor Rules. Therefore this application is approved.		
Local Licensing Authority For <i>The City of Fruita</i>		Date
Signature	Title <i>MAYOR MATTHEW BERGMAN</i>	Attest


Tax Check Authorization, Waiver, and Request to Release Information

I, Chris Gillaspie am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of Fruita Consumers Cooperative Association (the "Applicant/Licensee") to permit the Colorado Department of Revenue and any other state or local taxing authority to release information and documentation that may otherwise be confidential, as provided below. If I am signing this Waiver for someone other than myself, including on behalf of a business entity, I certify that I have the authority to execute this Waiver on behalf of the Applicant/Licensee.

The Executive Director of the Colorado Department of Revenue is the State Licensing Authority, and oversees the Colorado Liquor Enforcement Division as his or her agents, clerks, and employees. The information and documentation obtained pursuant to this Waiver may be used in connection with the Applicant/Licensee's liquor license application and ongoing licensure by the state and local licensing authorities. The Colorado Liquor Code, section 44-3-101, et seq. ("Liquor Code"), and the Colorado Liquor Rules, 1 CCR 203-2 ("Liquor Rules"), require compliance with certain tax obligations, and set forth the investigative, disciplinary and licensure actions the state and local licensing authorities may take for violations of the Liquor Code and Liquor Rules, including failure to meet tax reporting and payment obligations.

The Waiver is made pursuant to section 39-21-113(4), C.R.S., and any other law, regulation, resolution or ordinance concerning the confidentiality of tax information, or any document, report or return filed in connection with state or local taxes. This Waiver shall be valid until the expiration or revocation of a license, or until both the state and local licensing authorities take final action to approve or deny any application(s) for the renewal of the license, whichever is later. Applicant/Licensee agrees to execute a new waiver for each subsequent licensing period in connection with the renewal of any license, if requested.

By signing below, Applicant/Licensee requests that the Colorado Department of Revenue and any other state or local taxing authority or agency in the possession of tax documents or information, release information and documentation to the Colorado Liquor Enforcement Division, and its duly authorized employees, to act as the Applicant's/Licensee's duly authorized representative under section 39-21-113(4), C.R.S., solely to allow the state and local licensing authorities, and their duly authorized employees, to investigate compliance with the Liquor Code and Liquor Rules. Applicant/Licensee authorizes the state and local licensing authorities, their duly authorized employees, and their legal representatives, to use the information and documentation obtained using this Waiver in any administrative or judicial action regarding the application or license.

Name (Individual/Business) <u>Fruita Consumers Cooperative Association</u>		Social Security Number/Tax Identification Number <u>84-0207895</u>	
Address <u>1650 HWY 6:50</u>			
City <u>Fruita</u>		State <u>CO</u>	Zip <u>81521</u>
Home Phone Number <u>970-858-3667</u>		Business/Work Phone Number	
Printed name of person signing on behalf of the Applicant/Licensee <u>Chris Gillaspie</u>			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) 			Date signed <u>3/5/2024</u>

Privacy Act Statement

Providing your Social Security Number is voluntary and no right, benefit or privilege provided by law will be denied as a result of refusal to disclose it. § 7 of Privacy Act, 5 USCS § 552a (note).

**CITY OF FRUITA
MEMORANDUM**

TO:	FRUITA POLICE DEPARTMENT
FROM:	DEBRA WOODS, DEPUTY CITY CLERK
DATE:	MARCH 26, 2024
RE:	FERMENTED MALT BEVERAGE LIQUOR LICENSE RENEWAL

License Information

Licensee:	Fruita Consumers Cooperative Association (Co-Op)
Location:	1650 Highway 6 & 50
Type of License:	Fermented Malt Beverage (FMB)
Expiration Date of Current License:	June 9, 2024
City Council Hearing Date:	April 16, 2024
DUE DATE FOR POLICE REPORT:	April 12, 2024

Tips certificates on File

Employee:	Date:	Exp
Rebecca Garska	08/29/2023	08/29/2025

Report of Fruita Police Department

A)	Have there been any reported violation(s) of the Liquor or Beer Code in the last year?	Yes	No
B)	Have there been any incidents reported to the Police Dept in the last year that would pertain to the liquor license and the establishment's control of alcoholic beverages and their patrons?	Yes	No
C)	Are there other concerns that need to be brought to the attention of the City Council?	Yes	No

Please attach documentation to support the above noted violation(s), incidents or comments.

Signed: Paula Rajewich	Date: 3-27-24
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FRUITA COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: DEBRA WOODS, DEPUTY CITY CLERK

DATE: APRIL 16, 2024

AGENDA TEXT: LIQUOR LICENSE RENEWAL – A request to approve the renewal of a Hotel and Restaurant Liquor License – Malt, Vinous and Spirituous for Fiesta Guadalajara located at 103 Highway 6 & 50

BACKGROUND

The Hotel and Restaurant Liquor License for Fiesta Guadalajara located at 103 Highway 6 & 50 **expires on June 15, 2024**. The City Clerk’s office has not been advised of any issues or concerns related to the liquor license during the past year. The Police Department report indicates that there have not been any violations or incidents reported to them in the last year and there is nothing unusual or of concern that would hinder renewal of the license. There are no TIPS certificates on file at the City Clerk’s Office.

The following information is provided as background on the liquor license renewal process:

Pursuant to State Statutes, the local licensing authority (City Council) may cause a hearing on the application for renewal to be held. No renewal hearing shall be held until a notice of hearing has been conspicuously posted on the licensed premises for a period of ten days and notice of the hearing has been provided the applicant at least ten days prior to the hearing. The licensing authority may refuse to renew any license for good cause, subject to judicial review.

This item is placed on the Consent agenda for the Council to determine if there is any cause for a hearing to be held on the renewal of the liquor license. If there is no cause for a hearing, the City Council should approve the renewal of the existing license. If there is cause for a hearing, the City Council should set a date to hold a quasi-judicial hearing to determine if there are sufficient grounds for suspension or revocation of the liquor license. The City Council may also temporarily suspend any license, without notice, pending any prosecution, investigation or public hearing. No such suspension shall be for a period of more than 15 days.

FISCAL IMPACT

None.

APPLICABILITY TO CITY GOALS AND OBJECTIVES

The City of Fruita is charged with protection of the public health, safety and welfare. The review and renewal of liquor licenses ensures that licensed establishments are operating by the rules and regulations adopted by the City and State concerning the sale or service of beer and alcoholic beverages.

OPTIONS AVAILABLE TO THE COUNCIL

1. Renew the Hotel and Restaurant Liquor License.
2. Schedule a hearing date to determine if there is good cause for the license to be suspended or revoked.

RECOMMENDATION

It is the recommendation of staff that the Council move to:

- **RENEW THE HOTEL AND RESTAURANT LIQUOR LICENSE – MALT, VINOUS AND SPIRITUOUS FOR FIESTA GUADALAJARA LOCATED AT 103 US HIGHWAY 6 & 50**

Submit to Local Licensing Authority

**FIESTA GUADALAJARA FRUITA
 PO BOX 70
 Ontario OR 97914-0070**

Fees Due		
Renewal Fee		625.00
Storage Permit	\$100 X _____	\$
Sidewalk Service Area	\$75.00	\$
Additional Optional Premise Hotel & Restaurant	\$100 X _____	\$
Related Facility - Campus Liquor Complex	\$160.00 per facility	\$
Amount Due/Paid		\$

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

Retail Liquor License Renewal Application

Please verify & update all information below

Return to city or county licensing authority by due date

Licensee Name ROME INC		Doing Business As Name (DBA) FIESTA GUADALAJARA FRUITA	
Liquor License # 12-69053-0000	License Type Hotel & Restaurant (city)		
Sales Tax License Number 12690530000	Expiration Date 06/15/2024	Due Date 05/01/2024	
Business Address 103 US HWY 6 & 50 Fruita CO 81521			Phone Number 9708581228
Mailing Address PO BOX 70 Ontario OR 97914-0070		Email <i>derrickdraper@jwstoffice.net</i>	
Operating Manager <i>JAVIER SANCHEZ</i>	Date of Birth <i>12/18/1963</i>	Home Address <i>2827 HAROLD LAKE #E</i>	Phone Number
1. Do you have legal possession of the premises at the street address above? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Are the premises owned or rented? <input checked="" type="checkbox"/> Owned <input type="checkbox"/> Rented* *If rented, expiration date of lease _____			
2. Are you renewing a storage permit, additional optional premises, sidewalk service area, or related facility? If yes, please see the table in upper right hand corner and include all fees due. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3a. Are you renewing a takeout and/or delivery permit? (Note: must hold a qualifying license type and be authorized for takeout and/or delivery license privileges) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3b. If so, which are you renewing? <input type="checkbox"/> Delivery <input type="checkbox"/> Takeout <input type="checkbox"/> Both Takeout and Delivery			
4a. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
4b. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
5. Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
6. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			

7. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. Yes No

8. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. Yes No *SAL, INC.; DAVE, INC*

Affirmation & Consent

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.

Type or Print Name of Applicant/Authorized Agent of Business <i>SALVADOR SANCHEZ</i>	Title <i>PRESIDENT</i>
Signature <i>[Signature]</i>	Date <i>2024. 3. 13</i>

Report & Approval of City or County Licensing Authority

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 44, Articles 4 and 3, C.R.S., and Liquor Rules.

Therefore this application is approved.

Local Licensing Authority For <i>The City of Fruita</i>	Date
Signature <i>[Signature]</i>	Title <i>MATTHEW BREMAN</i> <i>MAYOR</i>
	Attest

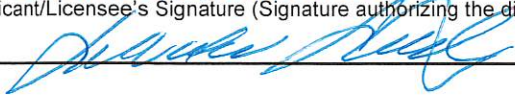
Tax Check Authorization, Waiver, and Request to Release Information

I, SAMUON SANCHEZ am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of RONE, INC. (the "Applicant/Licensee") to permit the Colorado Department of Revenue and any other state or local taxing authority to release information and documentation that may otherwise be confidential, as provided below. If I am signing this Waiver for someone other than myself, including on behalf of a business entity, I certify that I have the authority to execute this Waiver on behalf of the Applicant/Licensee.

The Executive Director of the Colorado Department of Revenue is the State Licensing Authority, and oversees the Colorado Liquor Enforcement Division as his or her agents, clerks, and employees. The information and documentation obtained pursuant to this Waiver may be used in connection with the Applicant/Licensee's liquor license application and ongoing licensure by the state and local licensing authorities. The Colorado Liquor Code, section 44-3-101. et seq. ("Liquor Code"), and the Colorado Liquor Rules, 1 CCR 203-2 ("Liquor Rules"), require compliance with certain tax obligations, and set forth the investigative, disciplinary and licensure actions the state and local licensing authorities may take for violations of the Liquor Code and Liquor Rules, including failure to meet tax reporting and payment obligations.

The Waiver is made pursuant to section 39-21-113(4), C.R.S., and any other law, regulation, resolution or ordinance concerning the confidentiality of tax information, or any document, report or return filed in connection with state or local taxes. This Waiver shall be valid until the expiration or revocation of a license, or until both the state and local licensing authorities take final action to approve or deny any application(s) for the renewal of the license, whichever is later. Applicant/Licensee agrees to execute a new waiver for each subsequent licensing period in connection with the renewal of any license, if requested.

By signing below, Applicant/Licensee requests that the Colorado Department of Revenue and any other state or local taxing authority or agency in the possession of tax documents or information, release information and documentation to the Colorado Liquor Enforcement Division, and its duly authorized employees, to act as the Applicant's/Licensee's duly authorized representative under section 39-21-113(4), C.R.S., solely to allow the state and local licensing authorities, and their duly authorized employees, to investigate compliance with the Liquor Code and Liquor Rules. Applicant/Licensee authorizes the state and local licensing authorities, their duly authorized employees, and their legal representatives, to use the information and documentation obtained using this Waiver in any administrative or judicial action regarding the application or license.

Name (Individual/Business) <u>RONE, INC ; FIESTA GUADALUPE</u>		Social Security Number/Tax Identification Number <u>20-1987731</u>	
Address <u>103 US 50</u>			
City <u>FIESTA</u>		State <u>CO</u>	Zip <u>81521</u>
Home Phone Number		Business/Work Phone Number <u>541.889.3656</u>	
Printed name of person signing on behalf of the Applicant/Licensee <u>SAMUON SANCHEZ</u>			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) 			Date signed <u>2023.3.13</u>

Privacy Act Statement

Providing your Social Security Number is voluntary and no right, benefit or privilege provided by law will be denied as a result of refusal to disclose it. § 7 of Privacy Act, 5 USCS § 552a (note).

**CITY OF FRUITA
MEMORANDUM**

TO:	FRUITA POLICE DEPARTMENT – PAULA RAJEWICH
FROM:	DEBRA WOODS, DEPUTY CITY CLERK
DATE:	APRIL 2, 2024
RE:	HOTEL/RESTAURANT LIQUOR LICENSE RENEWAL
License Information	
Licensee:	Fiesta Guadalajara
Location:	103 US Hwy 6 & 50
Type of License:	Hotel/Restaurant
Expiration Date of Current License:	June 15, 2024
City Council Hearing Date:	April 12, 2024
DUE DATE FOR POLICE REPORT:	April 16, 2024

TIPS CERTIFICATES ON FILE

Employee:			
(No current certificates on file)			
Report of Fruita Police Department			
A)	Have there been any reported violation(s) of the Liquor or Beer Code in the last year?	Yes	No
B)	Have there been any incidents reported to the Police Dept in the last year that would pertain to the liquor license and the establishment’s control of alcoholic beverages and their patrons?	Yes	No
C)	Are there other concerns that need to be brought to the attention of the City Council?	Yes	No
Please attach documentation to support the above noted violation(s), incidents or comments.			
Signed: Paula Rajewich		Date: 04-02-2024	

Please fax to: (970) 858-0210
Or e-mail: dwoods@fruita.org



FRUITA COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: DEB WOODS, DEPUTY CITY CLERK

DATE: APRIL 16, 2024

AGENDA TEXT: LIQUOR LICENSE RENEWAL – A request to approve the renewal of a Retail Liquor Store liquor license – Malt, Vinous and Spirituous for Fruita Liquor Mart located at 423 E. Highway 6 & 50

BACKGROUND

The Retail Liquor Store License - Malt, Vinous, and Spirituous for Fruita Liquor Mart located at 423 E. Highway 6 & 50 is up for renewal. Their current license expires on **May 31, 2024**.

The Police Department report indicates that there have been no violations or incidents reported to them in the last year and there is nothing unusual or of concern that would hinder renewal of the license. The City Clerk’s office has not been advised of any other issues or concerns related to the liquor license during the past year. There are no current TIPS certificates on file in the City Clerk’s Office.

The following information is provided as background on the liquor license renewal process:

This item is placed on the agenda for the Council to determine if there is any cause for a hearing to be held on the renewal of the liquor license. If there is no cause for a hearing, the City Council should approve the renewal of the existing license. If there is cause for a hearing, the City Council should set a date to hold a quasi-judicial hearing to determine if there are sufficient grounds for suspension or revocation of the liquor license. The City Council may also temporarily suspend any license, without notice, pending any prosecution, investigation or public hearing. No such suspension shall be for a period of more than 15 days.

FISCAL IMPACT

NONE

APPLICABILITY TO CITY GOALS AND OBJECTIVES

The City of Fruita is charged with protection of the public health, safety and welfare. The review and renewal of liquor licenses ensures that licensed establishments are operating by the rules and regulations adopted by the City and State concerning the sale or service of beer and alcoholic beverages.

OPTIONS AVAILABLE TO THE COUNCIL

1. Renewal of the Retail Liquor Store License - Malt, Vinous, and Spirituous for Fruita Liquor Mart.
2. Schedule a hearing date to determine if there is good cause for the license to be suspended or revoked.

RECOMMENDATION

It is the recommendation of staff that the Council move to:

- **RENEW THE RETAIL LIQUOR STORE LICENSE - MALT, VINOUS, AND SPIRITUOUS FOR FRUITA LIQUOR MART LOCATED AT 423 E. HIGHWAY 6 & 50**

Submit to Local Licensing Authority

FRUITA LIQUOR MART
423 E HWY 6 & 50
Fruita CO 81521

Fees Due		Section 12, Item C.
Renewal Fee		352.50
Storage Permit	\$100 X _____	\$
Sidewalk Service Area	\$75.00	\$
Additional Optional Premise Hotel & Restaurant	\$100 X _____	\$
Related Facility - Campus Liquor Complex	\$160.00 per facility	\$
Amount Due/Paid		\$ 352.50

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

Retail Liquor License Renewal Application

Please verify & update all information below

Return to city or county licensing authority by due date

Licensee Name BEST BOYS LLC		Doing Business As Name (DBA) FRUITA LIQUOR MART	
Liquor License # 42-79539-0000	License Type Retail Liquor Store (city)		
Sales Tax License Number 42795390000	Expiration Date 05/31/2024	Due Date 04/16/2024	
Business Address 423 E HWY 6 & 50 Fruita CO 81521			Phone Number 9708589842
Mailing Address 423 E HWY 6 & 50 Fruita CO 81521		Email GME Lucky Me GJ.com	
Operating Manager Lam Vat	Date of Birth 09/12/1979	Home Address 2219 Da Vinci Place, GJ, CO 81507	Phone Number 539-355-2351
1. Do you have legal possession of the premises at the street address above? <input type="checkbox"/> Yes <input type="checkbox"/> No Are the premises owned or rented? <input type="checkbox"/> Owned <input checked="" type="checkbox"/> Rented* *If rented, expiration date of lease <u>11/15/2026</u>			
2. Are you renewing a storage permit, additional optional premises, sidewalk service area, or related facility? If yes, please see the table in upper right hand corner and include all fees due. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3a. Are you renewing a takeout and/or delivery permit? (Note: must hold a qualifying license type and be authorized for takeout and/or delivery license privileges) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3b. If so, which are you renewing? <input type="checkbox"/> Delivery <input type="checkbox"/> Takeout <input type="checkbox"/> Both Takeout and Delivery			
4a. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
4b. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
5. Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
6. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			

7. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. Yes No

8. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. Yes No *Please see attached sheet*

Affirmation & Consent		
I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.		
Type or Print Name of Applicant/Authorized Agent of Business	Title	
<i>Lam Vat</i>	<i>Managing Member</i>	
Signature	Date	
<i>Lam Vat</i>	<i>03/28/2024</i>	
Report & Approval of City or County Licensing Authority		
The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 44, Articles 4 and 3, C.R.S., and Liquor Rules.		
Therefore this application is approved.		
Local Licensing Authority For	Date	
<i>The City of Fortita</i>		
Signature	Title	Attest
	<i>MAYOR</i>	

MATTHEW BRENNAN

Tax Check Authorization, Waiver, and Request to Release Information

I, Lam Vat am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of Fruita Liquor Mart (the "Applicant/Licensee") to permit the Colorado Department of Revenue and any other state or local taxing authority to release information and documentation that may otherwise be confidential, as provided below. If I am signing this Waiver for someone other than myself, including on behalf of a business entity, I certify that I have the authority to execute this Waiver on behalf of the Applicant/Licensee.

The Executive Director of the Colorado Department of Revenue is the State Licensing Authority, and oversees the Colorado Liquor Enforcement Division as his or her agents, clerks, and employees. The information and documentation obtained pursuant to this Waiver may be used in connection with the Applicant/Licensee's liquor license application and ongoing licensure by the state and local licensing authorities. The Colorado Liquor Code, section 44-3-101. et seq. ("Liquor Code"), and the Colorado Liquor Rules, 1 CCR 203-2 ("Liquor Rules"), require compliance with certain tax obligations, and set forth the investigative, disciplinary and licensure actions the state and local licensing authorities may take for violations of the Liquor Code and Liquor Rules, including failure to meet tax reporting and payment obligations.

The Waiver is made pursuant to section 39-21-113(4), C.R.S., and any other law, regulation, resolution or ordinance concerning the confidentiality of tax information, or any document, report or return filed in connection with state or local taxes. This Waiver shall be valid until the expiration or revocation of a license, or until both the state and local licensing authorities take final action to approve or deny any application(s) for the renewal of the license, whichever is later. Applicant/Licensee agrees to execute a new waiver for each subsequent licensing period in connection with the renewal of any license, if requested.

By signing below, Applicant/Licensee requests that the Colorado Department of Revenue and any other state or local taxing authority or agency in the possession of tax documents or information, release information and documentation to the Colorado Liquor Enforcement Division, and is duly authorized employees, to act as the Applicant's/Licensee's duly authorized representative under section 39-21-113(4), C.R.S., solely to allow the state and local licensing authorities, and their duly authorized employees, to investigate compliance with the Liquor Code and Liquor Rules. Applicant/Licensee authorizes the state and local licensing authorities, their duly authorized employees, and their legal representatives, to use the information and documentation obtained using this Waiver in any administrative or judicial action regarding the application or license.

Name (Individual/Business) <u>Best Boys LLC DBA Fruita Liquor Mart</u>		Social Security Number/Tax Identification Number <u>27-1556275</u>	
Address <u>423 Highway 6 and 50</u>			
City <u>Fruita</u>		State <u>CO</u>	Zip <u>81521</u>
Home Phone Number <u>559-355-2351</u>		Business/Work Phone Number <u>970-858-9842</u>	
Printed name of person signing on behalf of the Applicant/Licensee <u>Lam Vat</u>			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) <u>Lam Vat</u>			Date signed <u>08/28/2024</u>

Privacy Act Statement

Providing your Social Security Number is voluntary and no right, benefit or privilege provided by law will be denied as a result of refusal to disclose it. § 7 of Privacy Act, 5 USCS § 552a (note).

BEST BOYS, LLC DBA FRUITA LIQUOR MART
RENEWAL RETAIL LIQUOR STORE LICENSE #42-79539-0000 EXPIRES 05/31/2024

Q8: Does the applicant or any of its agents, owners, managers, partners, or lenders (other than licensed financial institutions) have a direct or interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation.

A: Yes. Alex Vat is also 50% Co-owner (and his wife, Ratha Vann is 50% Co-owner) of:

Fermented Malt Beverage and Wine license #04-01021
E & J Brothers LLC
DBA Lucky Me Superstore
2902 Patterson Rd
Grand Junction, CO 81504

Alex Vat is also 50% Co-owner (and his wife, Ratha Vann is 50% Co-owner) of:

Retail Liquor License #03-14234
Lucky Me Liquor LLC DBA Lucky Me Liquor 2
2648 Patterson Rd, Suite A
Grand Junction, CO 81506

Alex Vat is also 100% Owner of:

Retail Liquor License #03-17380
Lucky You Liquor LLC DBA Lucky Me Liquor 3
2992 Patterson Rd
Grand Junction, CO 81504

**CITY OF FRUITA
MEMORANDUM**



TO:	FRUITA POLICE DEPARTMENT
FROM:	DEBRA WOODS, DEPUTY CITY CLERK
DATE:	APRIL 3, 2024
RE:	RETAIL LIQUOR STORE LICENSE RENEWAL

License Information

Licensee:	Fruita Liquor Mart
Location:	423 E Hwy 6 & 50
Type of License:	Retail Liquor Store License
Expiration Date of Current License:	May 31, 2024
City Council Hearing Date:	April 16, 2024
DUE DATE FOR POLICE REPORT:	April 12, 2024

Tips certificates on File

Employee:	Issued:	Exp
(None current)		

Report of Fruita Police Department

A)	Have there been any reported violation(s) of the Liquor or Beer Code in the last year?	Yes	No
B)	Have there been any incidents reported to the Police Dept in the last year that would pertain to the liquor license and the establishment's control of alcoholic beverages and their patrons?	Yes	No
C)	Are there other concerns that need to be brought to the attention of the City Council?	Yes	No

Please attach documentation to support the above noted violation(s), incidents or comments.

Signature: Paula Rajewich	Date: 040-04-24
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FRUITA COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: DEB WOODS, DEPUTY CITY CLERK

DATE: APRIL 16, 2024

AGENDA TEXT: LIQUOR LICENSE RENEWAL – A request to approve the renewal of a Retail Liquor Store License – Malt, Vinous & Spirituous for Soeng, LLC dba Jackalope Liquors located at 404 Jurassic Ave, Unit B

BACKGROUND

The Retail Liquor Store License – Malt, Vinous, and Spirituous for Jackalope Liquors located at 404 Jurassic Ave., Unit B is up for renewal. Their current license expires on **June 19, 2024**.

The Police Department report shows there is nothing unusual or of concern that would prohibit the issuance of license. The City Clerk’s office has no current TIPS certificate on file for Jackalope Liquors.

The following information is provided as background on the liquor license renewal process:

This item is placed on the agenda for the Council to determine if there is any cause for a hearing to be held on the renewal of the liquor license. If there is no cause for a hearing, the City Council should approve the renewal of the existing license. If there is cause for a hearing, the City Council should set a date to hold a quasi-judicial hearing to determine if there are sufficient grounds for suspension or revocation of the liquor license. The City Council may also temporarily suspend any license, without notice, pending any prosecution, investigation or public hearing. No such suspension shall be for a period of more than 15 days.

FISCAL IMPACT

None.

APPLICABILITY TO CITY GOALS AND OBJECTIVES

The City of Fruita is charged with protection of the public health, safety and welfare. The review and renewal of liquor licenses ensures that licensed establishments are operating by the rules and regulations adopted by the City and State concerning the sale or service of beer and alcoholic beverages.

OPTIONS AVAILABLE TO THE COUNCIL

- Renew the Retail Liquor Store License for Jackalope Liquors located at 404 Jurassic Ave., Unit B.

- Schedule a hearing date to determine if there is good cause for the license to be suspended or revoked.

RECOMMENDATION

It is the recommendation of staff that the Council move to:

- **RENEW THE RETAIL LIQUOR STORE LICENSE FOR SOENG, LLC DBA JACKALOPE LIQUORS LOCATED AT 440 JURASSIC AVE., UNIT B**

DR 8400 (03/31/23)
 COLORADO DEPARTMENT OF REVENUE
 Liquor Enforcement Division
 PO BOX 17087
 Denver CO 80217-0087

APPLICANT ID: 610082

Section 12, Item D.

Submit to Local Licensing Authority

**JACKALOPE LIQUORS
 209 VISTA HILL DRIVE
 Grand Junction CO 81503**

Fees Due	
Renewal Fee	352.50
Storage Permit \$100 X _____	\$
Sidewalk Service Area \$75.00	\$
Additional Optional Premise Hotel & Restaurant \$100 X _____	\$
Related Facility - Campus Liquor Complex \$160.00 per facility	\$
Amount Due/Paid	\$

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

Retail Liquor License Renewal Application

Please verify & update all information below

Return to city or county licensing authority by due date

Licensee Name SOENG LLC		Doing Business As Name (DBA) JACKALOPE LIQUORS	
Liquor License # 03-08367	License Type Retail Liquor Store (city)		
Sales Tax License Number 33316069	Expiration Date 07/19/2024	Due Date 06/04/2024	
Business Address 404 JURASSIC AVENUE UNIT B Fruita CO 81521			Phone Number 7173836083
Mailing Address 209 VISTA HILL DRIVE Grand Junction CO 81503		Email	
Operating Manager <i>Kimsuann Soeng</i>	Date of Birth <i>02/16/83</i>	Home Address <i>209 Vista Hills Drive Grand Junction, CO 81503</i>	Phone Number <i>7173836083</i>
1. Do you have legal possession of the premises at the street address above? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Are the premises owned or rented? <input type="checkbox"/> Owned <input checked="" type="checkbox"/> Rented* *If rented, expiration date of lease <i>05/31/27</i>			
2. Are you renewing a storage permit, additional optional premises, sidewalk service area, or related facility? If yes, please see the table in upper right hand corner and include all fees due. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3a. Are you renewing a takeout and/or delivery permit? (Note: must hold a qualifying license type and be authorized for takeout and/or delivery license privileges) Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>			
3b. If so, which are you renewing? <input type="checkbox"/> Delivery <input type="checkbox"/> Takeout <input type="checkbox"/> Both Takeout and Delivery			
4a. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
4b. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
5. Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
6. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			

7. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. Yes No

8. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. Yes No

Affirmation & Consent		
I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.		
Type or Print Name of Applicant/Authorized Agent of Business	Title	
<i>Kimsuwan Soeng</i>	<i>Owner</i>	
Signature	Date	
<i>[Signature]</i>	<i>04-08-24</i>	
Report & Approval of City or County Licensing Authority		
The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 44, Articles 4 and 3, C.R.S., and Liquor Rules.		
Therefore this application is approved.		
Local Licensing Authority For	Date	
<i>The City of Fruita</i>		
Signature	Title	Attest
	<i>MAYOR MATTHEW BRENNAN</i>	

Tax Check Authorization, Waiver, and Request to Release Information

I, Kimsuann Soeng am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of SOENG LLC DBA Jackalope Liquors (the "Applicant/Licensee") to permit the Colorado Department of Revenue and any other state or local taxing authority to release information and documentation that may otherwise be confidential, as provided below. If I am signing this Waiver for someone other than myself, including on behalf of a business entity, I certify that I have the authority to execute this Waiver on behalf of the Applicant/Licensee.

The Executive Director of the Colorado Department of Revenue is the State Licensing Authority, and oversees the Colorado Liquor Enforcement Division as his or her agents, clerks, and employees. The information and documentation obtained pursuant to this Waiver may be used in connection with the Applicant/Licensee's liquor license application and ongoing licensure by the state and local licensing authorities. The Colorado Liquor Code, section 44-3-101, et seq. ("Liquor Code"), and the Colorado Liquor Rules, 1 CCR 203-2 ("Liquor Rules"), require compliance with certain tax obligations, and set forth the investigative, disciplinary and licensure actions the state and local licensing authorities may take for violations of the Liquor Code and Liquor Rules, including failure to meet tax reporting and payment obligations.

The Waiver is made pursuant to section 39-21-113(4), C.R.S., and any other law, regulation, resolution or ordinance concerning the confidentiality of tax information, or any document, report or return filed in connection with state or local taxes. This Waiver shall be valid until the expiration or revocation of a license, or until both the state and local licensing authorities take final action to approve or deny any application(s) for the renewal of the license, whichever is later. Applicant/Licensee agrees to execute a new waiver for each subsequent licensing period in connection with the renewal of any license, if requested.

By signing below, Applicant/Licensee requests that the Colorado Department of Revenue and any other state or local taxing authority or agency in the possession of tax documents or information, release information and documentation to the Colorado Liquor Enforcement Division, and its duly authorized employees, to act as the Applicant's/Licensee's duly authorized representative under section 39-21-113(4), C.R.S., solely to allow the state and local licensing authorities, and their duly authorized employees, to investigate compliance with the Liquor Code and Liquor Rules. Applicant/Licensee authorizes the state and local licensing authorities, their duly authorized employees, and their legal representatives, to use the information and documentation obtained using this Waiver in any administrative or judicial action regarding the application or license.

Name (Individual/Business) <u>Jackalope Liquors</u>		Number [REDACTED]	
Address <u>209 Vista Hills Drive</u>			
City <u>Grand Junction</u>		State <u>CO</u>	Zip <u>81503</u>
Home Phone Number <u>717 3836083</u>		Business/Work Phone Number <u>9708582071</u>	
Printed name of person signing on behalf of the Applicant/Licensee <u>Kimsuann Soeng</u>			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) <u>[Signature]</u>			Date signed <u>04/08/24</u>

Privacy Act Statement

Providing your Social Security Number is voluntary and no right, benefit or privilege provided by law will be denied as a result of refusal to disclose it. § 7 of Privacy Act, 5 USCS § 552a (note).

**CITY OF FRUITA
MEMORANDUM**

TO:	FRUITA POLICE DEPARTMENT
FROM:	DEBRA WOODS, DEPUTY CITY CLERK
DATE:	APRIL 8, 2024
RE:	RETAIL LIQUOR LICENSE RENEWAL

License Information	
Licensee:	Jackalope Liquors
Location:	404 Jurassic Ave. #B
Type of license:	Retail Liquor Store - Malt Vinous and Spirituous Liquor License
Expiration date of current license:	June 19, 2024
City council hearing date:	April 16, 2024
Due date for police report:	April 11, 2024

Tips certificates on File

Employee:	Expiration Date:
(None)	

Report of Fruita Police Department

A)	Have there been any reported violation(s) of the Liquor or Beer Code in the last year?	Yes	No
B)	Have there been any incidents reported to the Police Dept in the last year that would pertain to the liquor license and the establishment's control of alcoholic beverages and their patrons?	Yes	No
C)	Are there other concerns that need to be brought to the attention of the City Council?	Yes	No

Please attach documentation to support the above noted violation(s), incidents or comments.

Signature: Paula Rajewich _____ Date: 04-09-24



FRUITA COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: DEBRA WOODS, DEPUTY CITY CLERK

DATE: APRIL 16, 2024

AGENDA TEXT: SPECIAL EVENT LIQUOR PERMIT APPLICATION – A request to approve an application from the Fruita Rotary Club to provide a beer garden at the Lower Valley Firefighters’ Cornhole Tournament on Saturday, April 20, 2024 from 1:00 – 7:00 p.m. at Civic Center Memorial Park located at 325 E. Aspen Ave – *Deputy City Clerk Deb Woods*

BACKGROUND

The Fruita Rotary Club has filed an application to be granted a Special Event Liquor Permit to provide a beer garden for the Lower Valley Firefighters’ Cornhole Tournament at Civic Center Memorial Park on Saturday, April 20, 2024 from 1:00 to 7:00 p.m.

State law allows any municipality, county, or special district to apply for a Special Events Liquor Permit, and the Fruita City Council adopted Resolution 2011-32, which authorizes the Local Licensing Authority to issue Special Events Liquor Permits to qualifying organizations and political candidates without sending the application to the State Authority for approval.

The City of Fruita requires that the applicant submit a narrative addressing specific issues related to the Special Events Permits. The application, narrative, diagram, permission from the City of Fruita Recreation Department, Fruita Police Department Memorandum and Certificate of Liability Insurance are attached.

The diagram of the licensed premises submitted with the application controls the area in which alcohol may be sold or consumed and should be strictly adhered to.

FISCAL IMPACT

None.

APPLICABILITY TO CITY GOALS AND OBJECTIVES

N/A

OPTIONS AVAILABLE TO THE COUNCIL

1. Approval of the special events permits for the Lower Valley Firefighters’ Cornhole Tournament

- 2. Denial of the special events permits

RECOMMENDATION

IT IS THE RECOMMENDATION OF STAFF THAT THE COUNCIL BY MOTION:

- **APPROVE THE APPLICATION FOR THE SPECIAL EVENTS PERMIT FOR THE FRUITA ROTARY CLUB TO PROVIDE A BEER GARDEN DURING THE LOWER VALLEY FIREFIGHTERS’ CORNHOLE TOURNAMENT ON SATURDAY, APRIL 20, 2024 FROM 1:00 – 7:00 PM SUBJECT TO THE FOLLOWING CONDITIONS:**
 1. **APPLICANT WILL DISCONTINUE SERVING ALCOHOL AT 6:30 PM TO ALLOW PATRONS 30 MINUTES TO FINISH BEVERAGES AND LEAVE THE AREA.**
 2. **ALL ALCOHOL WILL SECURED AND REMOVED BY 7:00 PM.**
 3. **NO ALCOHOL SHALL BE BROUGHT INTO OR OUT OF THE LICENSED PREMISES.**
 4. **THE LICENSEE IS SOLELY RESPONSIBLE FOR CONTROL OF THE LICENSED PREMISES IN REGARDS TO ALCOHOL POSSESSION, CONSUMPTION AND ADHERENCE TO STATE AND MUNICIPAL LIQUOR LAWS.**

RECOMMENDED MOTION:

- **APPROVE THE APPLICATION FOR THE SPECIAL EVENTS LIQUOR PERMIT FROM THE FRUITA ROTARY CLUB TO PROVIDE A BEER GARDEN DURING THE LOWER VALLEY FIREFIGHTERS’ CORNHOLE TOURNAMENT AT CIVIC CENTER MEMORIAL PARK LOCATED AT 325 E. ASPEN AVE. ON SATURDAY, APRIL 20, 2024 FROM 1:00 – 7:00 PM SUBJECT TO THE CONDITIONS STATED BY STAFF.**

Application for a Special Events Permit

Departmental Use Only

Section A, Item 1)

In order to qualify for a Special Events Permit, You **Must Be Nonprofit** and **One of the Following** (See back for details.)

- | | | |
|------------------------------------|---|--|
| <input type="checkbox"/> Social | <input type="checkbox"/> Athletic | <input type="checkbox"/> Philanthropic Institution |
| <input type="checkbox"/> Fraternal | <input checked="" type="checkbox"/> Chartered Branch, Lodge Or Chapter | <input type="checkbox"/> Political Candidate |
| <input type="checkbox"/> Patriotic | <input checked="" type="checkbox"/> Of A National Organization Or Society | <input type="checkbox"/> Municipality Owning Arts Facilities |
| <input type="checkbox"/> Political | <input type="checkbox"/> Religious Institution | |

LIAB Type of Special Event Applicant is Applying for:	DO NOT WRITE IN THIS SPACE
2110 <input checked="" type="checkbox"/> Malt, Vinous And Spirituous Liquor \$25.00 Per Day	Liquor Permit Number
2170 <input type="checkbox"/> Fermented Malt Beverage (3.2 Beer) \$10.00 Per Day	

1. Name of Applicant Organization or Political Candidate Fruita Rotary Club	State Sales Tax Number (Required) 27-15995-0000
---	---

2. Mailing Address of Organization or Political Candidate (include street, city/town and ZIP) PO BOX 471 FRUITA, CO 81521	3. Address of Place to Have Special Event (include street, city/town and ZIP) CIVIC CENTER PARK, 325 E Aspen Ave
--	---

Name	Date of Birth	Home Address (Street, City, State, ZIP)	Phone Number
4. Pres./Sec'y of Org. or Political Candidate Karen Leonhart	8/15/1958	460 N Mesa St, Fruita, CO 81521	970-250-4435
5. Event Manager Lou Mudd	01/16/55	126 S Maple St, Fruita, CO 81521	970-201-4881

6. Has Applicant Organization or Political Candidate been Issued a Special Event Permit this Calendar Year? <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES HOW MANY DAYS? _____	7. Is premises now licensed under state liquor or beer code? <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES TO WHOM? _____
---	--

8. Does the Applicant Have Possession or Written Permission for the Use of The Premises to be Licensed? Yes No

List Below the Exact Date(s) for Which Application is Being Made for Permit

Date	Date	Date	Date	Date
4/20/2024				
Hours From 1:00 p. .m.	Hours From .m.	Hours From .m.	Hours From .m.	Hours From .m.
To 7:00 p. .m.	To .m.	To .m.	To .m.	To .m.

Oath of Applicant

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

Signature <i>Lou Mudd</i>	Title event manager	Date 3/20/2024
------------------------------	-------------------------------	--------------------------

Report and Approval of Local Licensing Authority (City or County)

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 12, Article 48, C.R.S., as amended.
THEREFORE, THIS APPLICATION IS APPROVED.

Local Licensing Authority (City or County) The City of Fruita	<input checked="" type="checkbox"/> City <input type="checkbox"/> County	Telephone Number of City/County Clerk (970) 639-4210
Signature <i>Matthew Brennan</i>	Title MATTHEW BRENNAN, MAYOR	Date

DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY

Liability Information			
License Account Number	Liability Date	State	Total
		-750 (999)	\$.

Lower Valley Firefighters Foundation
Corn Hole tournament
April 20, 2024
Special Event Permit Narrative

Lower Valley Firefighters Foundation is sponsoring a Corn Hole Tournament and Fruita Rotary Club has been asked to provide beer service during the event. Fruita Rotary has served beer at many events and festivals in Fruita with a good track record. The beer we serve will come from one of our local breweries and will be poured into plastic cups from kegs.

- 1) Description: This Cornhole Tournament is a fundraiser for the Foundation. There will be up to 40 - 2-person corn hole teams, for a total of 80 competitors, plus approximately 100 spectators.
- 2) Security: Rotary Club members will monitor entrances to the licensed area to make sure no alcohol enters or exits the area. Signs will be posted indicating that no alcohol can be brought into or exit the area.
- 3) Crowd Control: Rotarians will monitor patrons and the consumption of alcohol to prevent any patrons from becoming overly intoxicated, and stop serving anyone who is intoxicated. Fruita PD will be notified if any activity escalates beyond the control of Fruita Rotary Club.
- 4) Fencing/Barriers: The licensed area as marked on the attached map will be enclosed by fencing.
- 5) Toilets: If the Firefighters Foundation does not procure a room in the Civic Center for participants access to restrooms then Porta-Potties will be located near the north side of the fenced area.
- 6) Signage: Signs will be posted at each entrance/exit indicating no alcohol allowed into or out of the licensed premise.
- 7) ID's: ID's will be checked by Fruita Rotary members and a wristband issued indicating that their ID has been checked for legal consumption age. Only persons with a valid ID showing proof of age will be served.
- 8) Many Fruita Rotarians have been SMART server trained and will be present at this event.
- 9) Trash: Trash receptacles will be available throughout the park including within the licensed area.
- 10) Food: there will be a food available for purchase at this event. Fruita Rotary will have snacks available at the beer booth.



CIVIC CENTER PARK

Lower Valley Firefighters Foundation
Beer Garden Map

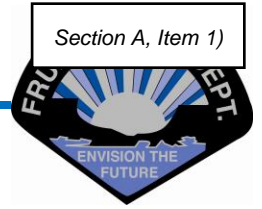
Fruita Police Department

Chief David Krouse

Section A, Item 1)

157 S. Mesa St
Fruita, CO 81521

970-858-3008 Phone
970-858-3665 Fax
www.fruita.org



To: Debra Woods
From: Dave Krouse, Chief of Police
Date: April 5, 2024
Re: 2024 LV Firefighter Fundraiser Special Event Liquor Permit

The application and narrative have been reviewed. There is nothing which would prohibit the issuance of the license requested.

The licensee needs to be aware they are solely responsible for control of the licensed premises in regard to alcohol possession, consumption and adherence to state and municipal laws.



FRUITA COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: DEBRA WOODS, DEPUTY CITY CLERK

DATE: APRIL 16, 2024

AGENDA TEXT: SPECIAL EVENT LIQUOR PERMITS APPLICATION – A request to approve an application from the Colorado Plateau Mountain Bike Trail Association (COPMOBA) to provide a beer garden at the combined 2024 events of Fruita Tire Festival and CO2UT Gravel Bike Race at Civic Center Memorial Park located at 325 E. Aspen Ave – *Deputy City Clerk Deb Woods*

BACKGROUND

The Colorado Plateau Mountain Bike Trail Association (COPMOBA) has filed an application to be granted Special Event Liquor Permits to provide a beer garden for the combined 2024 events of Fruita Tire Festival and CO2UT Gravel Bike Race at Civic Center Memorial Park. The proposed beer garden will remain in the same location on the dates and times below:

Date	Time
Friday, May 3, 2024	4:00 – 10:00 pm
Saturday, May 4, 2024	11:00 am – 10:00 pm

State law allows any municipality, county, or special district to apply for a Special Events Liquor Permit, and the Fruita City Council adopted Resolution 2011-32, which authorizes the Local Licensing Authority to issue Special Events Liquor Permits to qualifying organizations and political candidates without sending the application to the State Authority for approval.

The City of Fruita requires that the applicant submit a narrative addressing specific issues related to the Special Events Permits. The application, narrative, diagram, permission from the City of Fruita Recreation Department, Fruita Police Department Memorandum and Certificate of Liability Insurance are attached.

The diagram of the licensed premises submitted with the application controls the area in which alcohol may be sold or consumed and should be strictly adhered to.

FISCAL IMPACT

None.

APPLICABILITY TO CITY GOALS AND OBJECTIVES

N/A

OPTIONS AVAILABLE TO THE COUNCIL

1. Approval of the special events permits for the combined 2024 events of Fruita Tire Festival and CO2UT Gravel Bike Race
2. Denial of the special events permits

RECOMMENDATION

IT IS THE RECOMMENDATION OF STAFF THAT THE COUNCIL BY MOTION:

- **APPROVE THE APPLICATION FOR THE SPECIAL EVENTS PERMITS FOR THE COLORADO PLATEAU MOUNTAIN BIKE TRAIL ASSOCIATION (COPMOBA) TO PROVIDE A BEER GARDEN DURING THE COMBINED 2024 EVENTS OF FRUITA FAT TIRE FESTIVAL AND CO2UT AT CIVIC CENTER MEMORIAL PARK ON FRIDAY MAY 3, 2024 FROM 4:00 – 10:00 PM AND SATURDAY, MAY 4, 2024 FROM 11:00 AM – 10:00 PM SUBJECT TO THE FOLLOWING CONDITIONS:**
 1. **APPLICANT WILL DISCONTINUE SERVING ALCOHOL AT 9:30 PM ON BOTH NIGHTS TO ALLOW PATRONS 30 MINUTES TO FINISH BEVERAGES AND LEAVE THE AREA.**
 2. **ALL ALCOHOL WILL SECURED AND REMOVED BY 10:00 PM.**
 3. **NO ALCOHOL SHALL BE BROUGHT INTO OR OUT OF THE LICENSED PREMISES.**
 4. **THE LICENSEE IS SOLELY RESPONSIBLE FOR CONTROL OF THE LICENSED PREMISES IN REGARDS TO ALCOHOL POSSESSION, CONSUMPTION AND ADHERENCE TO STATE AND MUNICIPAL LIQUOR LAWS.**

RECOMMENDED MOTION:

- **APPROVE THE APPLICATION FOR THE SPECIAL EVENTS LIQUOR PERMITS FROM THE COLORADO PLATEAU MOUNTAIN BIKE TRAIL ASSOCIATION (COPMOBA) TO PROVIDE A BEER GARDEN DURING THE COMBINED 2024 EVENTS OF FRUITA FAT TIRE FESTIVAL AND CO2UT AT CIVIC CENTER MEMORIAL PARK ON THE DATES AND TIMES REQUESTED SUBJECT TO THE CONDITIONS STATED BY STAFF.**

DR 8439 (02/27/24)
COLORADO DEPARTMENT OF REVENUE
Liquor Enforcement Division
PO BOX 17087
Denver CO 80217-0087
(303) 205-2300

Departmental Use Only

Application for a Special Events Permit

Liquor Permit Number (Do Not Fill Out)

In order to qualify for a Special Events Permit, You **Must Be a Qualifying Organization Per 44-5-102 C.R.S. and One of the Following (See back for details.)**

- Social Athletic Philanthropic Institution
- Fraternal Chartered Branch, Lodge or Chapter Political Candidate
- Patriotic National Organization or Society Municipality Owned Arts Facilities
- Political Religious Institution

LIAB Type of Special Event Applicant is Applying for:

- 2110 Malt, Vinous And Spirituous Liquor \$25.00 Per Day
- 2170 Fermented Malt Beverage \$10.00 Per Day

Name of Applicant Organization or Political Candidate	State Sales Tax Number (Required)
Colorado Plateau Mountain Bike Trail Association, Inc.	4148617000

Mailing Address of Organization or Political Candidate
Post Office Box 4602

City	State	ZIP Code
Grand Junction	CO	81502

Address of Place to Have Special Event
Civic Center Park; 325 E. Aspen Avenue

City	State	ZIP Code
Fruita	CO	81521

Authorized Representative of Qualifying Organization or Political Candidate
John Howe

Date of Birth (MM/DD/YY)	Phone Number
09/26/1961	970-270-3738

Authorized Representative's Mailing Address (if different than address provided in Question 2.)

City	State	ZIP Code

Event Manager

John Howe

Date of Birth (MM/DD/YY)

09/26/1961

Phone Number

970-270-3738

Event Manager Home Address

339 Sienna Ct

City

Grand Junction

State

CO

ZIP Code

81507

Email Address of Event Manager

jhowe@hfak.com

1. Is the place to have the Special Event located on State-owned property?

Yes No

2. Has Applicant Organization or Political Candidate been issued a Special Event Permit this Calendar Year?

No Yes, How many days?

[Empty text box]

3. Is the premises for which your event is to be held currently licensed under the Colorado Liquor or Beer codes?

No Yes, License Number

[Empty text box]

4. Does the Applicant Have Possession or Written Permission for the Use of The Premises to be Licensed?

Yes No

List Below the Exact Date(s) for Which Application is Being Made for Permit

Date	Date
May 3, 2024	May 4, 2024
From:	From:
4:00 pm	11:00 am
To:	To:
10:00 pm	10:00 pm

Date	Date
From:	From:
To:	To:

Date	Date
From:	From:
To:	To:

Date	Date
From:	From:
To:	To:

Date	Date
From:	From:
To:	To:

Date	Date
From:	From:
To:	To:

Date	Date
From:	From:
To:	To:

Date	Date
From:	From:
To:	To:

Oath of Applicant

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

Title

President

Signature

[Handwritten Signature]

Date (MM/DD/YY)

04/01/2024

Report and Approval of Local Licensing Authority (City or County)

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 44, Article 5, C.R.S., as amended.

Therefore, this Application is Approved.

Local Licensing Authority (City or County)

The City of Fruita

City County

Telephone Number of City/County/Clerk

(970) 639-4210

Title

MAYOR MATTHEW BRENNAN

Signature

[Blank Signature Box]

Date (MM/DD/YY)

[Blank Date Box]

Do Not Write in this Space - For Department of Revenue Use Only

Liability Information

License Account Number

[Blank License Account Number Box]

Liability Date

[Blank Liability Date Box]

State

[Blank State Box]

Total

[Blank Total Box]

-750 (999) \$.00

COPMOBA
Fruita Fat Tire Festival/Co2uT – May 3 and 4, 2024
Special Permit Application Narrative

1. Description. The Fruita Fat Tire Festival (FFTF) is an annual event that brings a number of mountain bike enthusiasts to Fruita. For 2024, Desert Gravel is organizing the Co2uT gravel bike race in conjunction with FFTF. Colorado Plateau Mountain Bike Trail Association, Inc. (COPMOBA) is a tax exempt organization under Section 501(c)(3) of the Internal Revenue Code. COPMOBA will provide a beer garden in the licensed area shown on the attached map for the 2024 FFTF in Fruita Civic Center Park, 325 E. Aspen Avenue. COPMOBA will sell and serve beer from kegs into plastic cups. Beer garden hours will be from 4:00 pm to 10:00 pm on Friday, May 3 and 11:00 am to 10:00 pm on Saturday, May 4; Last call will be no later than 9:30 pm on Friday and Saturday to allow patrons to finish any beer before closing at 10:00 pm.

2. Security and Crowd Control. COPMOBA volunteers will monitor the entrances to the licensed area and its perimeter in order to prevent alcohol being removed from or brought into the licensed area. Additional security within the licensed area will be provided by paid security and/or COPMOBA volunteers to monitor participant behavior and to prevent participants from becoming noticeably intoxicated. COPMOBA will refuse to serve any participant who is noticeably intoxicated. Fruita Police will be called if any illegal activity or behavior cannot be controlled by security occurs.

3. Fencing. Metal and snow fencing, barriers and adjacent building walls will enclose the licensed area as shown on the attached map.

4. Toilets. Portable toilets will be accessible in the licensed area.

5. Signage. Signs will be posted at the entrances, on perimeter fencing and building doors stating that identification will be checked and that no alcohol is allowed in or out of the licensed area.

6. Age Verification. Identification will be checked by COPMOBA volunteers at the token sales area and wristbands provided to persons over the age of 21. Persons under the age of 21 will not be provided wristbands or served alcohol. Wristbands will be checked at the beer service booth and persons without a wristband will not be served.

7. Responsible Alcohol Vendor. COPMOBA has Responsible Alcohol Vendor trained volunteers who will be monitoring the licensed area for identification verification and for participants who may become noticeably intoxicated.

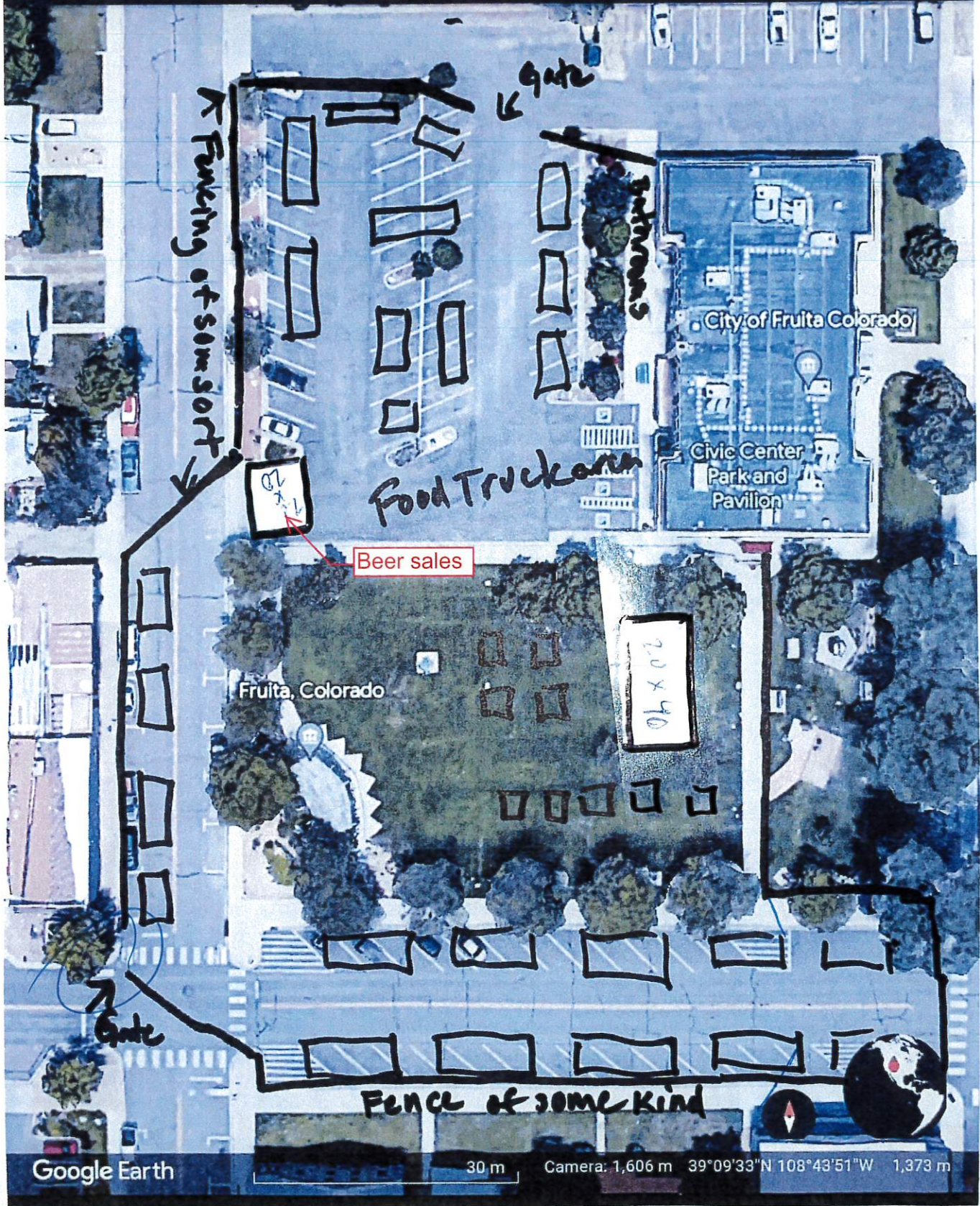
8. Trash. Trash will be picked up periodically by volunteers and disposed of in receptacles provided by the event sponsor in order to keep the licensed area clean.

9. Food. Food trucks will be available and serving food in the licensed area.

You are currently running an experimental version of Earth.

Learn more

Send feedback



Google Earth

30 m

Camera: 1,606 m 39°09'33"N 108°43'51"W 1,373 m

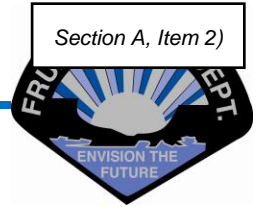
Fruita Police Department

Chief David Krouse

Section A, Item 2)

157 S. Mesa St
Fruita, CO 81521

970-858-3008 Phone
970-858-3665 Fax
www.fruita.org



To: Debra Woods
From: Dave Krouse, Chief of Police
Date: April 5, 2024
Re: 2024 CO2UT/Fat Tire Special Event Liquor Permit

The application and narrative have been reviewed. There is nothing which would prohibit the issuance of the license requested.

The licensee needs to be aware they are solely responsible for control of the licensed premises in regard to alcohol possession, consumption and adherence to state and municipal laws.



CERTIFICATE OF LIABILITY INSURANCE

Section A, Item 2)

03/19/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Nicholas Hill Group, Inc. 1586 S 21st Street Suite 200 Colorado Springs CO 80904		CONTACT NAME: Andrea Slate PHONE (A/C, No, Ext): (719) 694-2595 E-MAIL ADDRESS: andrea@nicholashillgroup.com		FAX (A/C, No):
INSURED Colorado Plateau Mountain Bike Trails Association PO Box 4602 Grand Junction CO 81502		INSURER(S) AFFORDING COVERAGE INSURER A : Everest National Insurance Company		NAIC # 10120
		INSURER B :		
		INSURER C :		
		INSURER D :		
		INSURER E :		
		INSURER F :		

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR	Y		S18MB00198-241	03/25/2024	03/25/2025	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ Excluded PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 300,000 Liquor Liability \$ 1,000,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> HIRE AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB DED \$ RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A				PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Certificate holder is added as Additional Insured on a Primary and Noncontributory basis under the General Liability Insurance and shall include a Waiver of Subrogation in favor of the Additional Insured. Coverage includes Participant Legal Liability. Coverage is included for Trail Building and Maintenance and Completed Operations of Trail Building and Maintenance performed by the Policyholder.

CERTIFICATE HOLDER City of Fruita, CO 325 E. Aspen Fruita, CO 81521	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
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FRUITA COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: MICHAEL BENNETT, CITY MANAGER

DATE: APRIL 16, 2024

AGENDA TEXT: ELECTION OF A MAYOR PRO TEM

BACKGROUND

Article 3.05 of the Fruita City Charter states that the City Council shall elect from its membership a Mayor Pro Tem who shall act as Mayor during the absence or disability of the Mayor. The Mayor Pro Tem shall serve a two (2) year term. If there is a vacancy in the office of Mayor, the Mayor Pro Tem shall resign his/her Council seat and assume the office of Mayor until the next regular election. If there is a vacancy in the office of Mayor Pro Tem, a Mayor Pro Tem shall be elected by the Council to fill the unexpired term.

This appointment is typically made at the first meeting following the Regular Municipal Election. The steps are as follows:

1. The Mayor will ask for nominations for Mayor Pro Tem.
2. The Mayor will close the nomination process after receiving nominations.
3. If there is more than one nominee, the Mayor will offer nominees an opportunity to speak.
4. The Mayor will ask for a motion and a vote.

FISCAL IMPACT

None.

APPLICABILITY TO CITY GOALS AND OBJECTIVES

The election of a Mayor Pro Tem ensures that City business can be conducted in an orderly and efficient manner in the absence of the Mayor.

OPTIONS AVAILABLE TO THE COUNCIL

Elect a member of the City Council to serve as Mayor Pro Tem for a two-year term.

RECOMMENDATION

- **ELECT A MEMBER OF THE CITY COUNCIL TO SERVE AS MAYOR PRO TEM FOR A TWO-YEAR TERM**



FRUITA COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: MICHAEL BENNETT, CITY MANAGER

DATE: APRIL 16, 2024

AGENDA TEXT: Discussion Concerning Council Boards And Commissions Liaison Assignments

BACKGROUND

Appointment of City Council liaisons to various Boards and Commissions are made shortly following the regular Municipal Election held every two years. This is an opportunity for the Council to discuss on which boards they are interested in serving and which boards are amenable to their person schedules. The discussion will continue at the April workshop.

Attached is a list of the various boards and commissions that have a City Council liaison/representative.

Board/Commission	2022 Appointments	Requires Elected Official?	Voting or Non-voting	Meeting Time
Board of Adjustments		Yes	Non-Voting	As needed
Historic Preservation	Amy Miller	Yes	Non-Voting	1st Mon/month/11:00am/Ccivic Center
Parks & Recreation	Aaron Hancey	Yes	Non-Voting	1st Mon/month/5:30pm/City Shops
Police Commission		Yes	Non-Voting	3rd Wed/quarterly/7pm/Police Dept.
Tourism Advisory	James Williams	Yes	Non-Voting	4th Thurs/month/11am/Civic Center
Arts & Culture	Jeannine Purser	Yes	Non-Voting	2nd Wed/month/5:30pm/City Shops
Livability Commission	Amy Miller	Yes	Non-Voting	3rd Thurs/month/4pm/Civic Center
Fruita Housing Authority	All Council members	Yes	Voting	As needed
Grand Valley Regional Transportation		Yes	Voting	4th Mon/month/3-5pm/GJ Council Chambers
Chamber of Commerce	Matthew Breman	Yes	Voting	2nd Wed/month/7-8:30am/Civic Center
AGNC	James Williams	Yes	Voting	4th Mon/month/different cities/9am-1:30pm
GJEP	Matthew Breman	No	Voting	3rd Wed/month/7:30-9am/GJEP offices in GJ
GJEP Ex-Officio	Mike Bennett	No	Non-Voting	3rd Wed/month/7:30-9am/GJEP offices in GJ
Mesa County CDBG		No	Voting	Quarterly either at GJ or Mesa County Chambers
Fruita Youth Action Council		Yes	Liaison	2nd Monday of the month/6:30-8:00pm
Museum of Western Colorado	Aaron Hancey	No	Non-Voting	4th Tues/month/5pm/currently virtual/used to rotate locals
GJ Air Alliance Board		No	Non-voting	2nd Friday/month/9am/GJ Chamber Offices

***For information sake:**

One Riverfront Commission	Marc Mancuso	No	Non-voting	2nd Mon/every other month 5:30pm/ 544 Rood in GJ
River Corridor Initiative	Marc Mancuso	No	TBD	TBD
Mesa County Opioid Settlement	Dave Krouse	No	Voting	As needed--averaging monthly typically on a Thursday
CML Policy Committee	Shannon Vassen	No	Voting	February, October, December in Denver; June at CML conf.
Greater Grand Junction Sports	Marc Mancuso	No	Voting	last Wed each month @ 3pm, CMU
Outdoor Recreation Coalition Advisory	Mike Bennett	No	Advisory	As needed
911 Communication Center	Dave Krouse	No	Voting	Quarterly
Mesa County Enterprise Zone	Mike Bennett	No	Voting	Quarterly or as needed to vote on applications