

RECORD OF PROCEEDINGS
FORT LUPTON CITY COUNCIL/ENTERPRISE BOARDS
August 25, 2020

The City Council of the City of Fort Lupton met in a special session at the City Complex, 130 South McKinley Avenue, the regular meeting place of the City Council, on Tuesday, August 25, 2020. Due to the COVID-19 virus, the meeting was held with remote access provided through GoToMeetings. Mayor Zo Stieber called the meeting to order at 6:30 p.m. and invited everyone to join her in the Pledge of Allegiance.

ROLL CALL

Mari Peña, City Clerk, called the roll. Those present were Mayor Zo Stieber, Councilmembers Michael Sanchez, Chris Ceretto, Bruce Fitzgerald. Councilmember David Crespin joined the meeting at 6:34 p.m. and Councilmember Tommy Holton joined the meeting at 6:38 p.m.

Also present was City Administrator, Chris Cross, City Clerk, Mari Pena, City Attorney, Andy Ausmus and Chief John Fryar.

PERSONS TO ADDRESS COUNCIL

There was no one present to address the Council.

ACTION AGENDA

AM 2020-150 Approving an Ordinance for the Submission of Ballot Question to the Registered Electors Regarding Medical and Retail Marijuana for the November 3, 2020 Coordinated Election

The Council has determined to submit the question of whether to allow medical marijuana center and retail marijuana stores within the City at the November 3, 2020 election and to set the title and content of the ballot for the ballot issues to be submitted at the election called by the Ordinance. The questions shall read as follows:

Shall the establishment and operation of medical marijuana centers and retail marijuana stores be permitted in the City of Fort Lupton, Colorado, subject to the requirements of the State of Colorado medical and retail marijuana codes and regulations and the ordinances and codes to be adopted by the City of Fort Lupton?

It was moved by Bruce Fitzgerald and seconded by Michael Sanchez to approve Ordinance 2020-1097 AN ORDINANCE APPROVING THE SUBMISSION OF A BALLOT QUESTION ON THE NOVEMBER 3, 2020, COORDINATED ELECTION, PERTAINING TO MEDICAL AND RETAIL MARIJUANA; SETTING THE TITLES AND CONTENT OF THE BALLOT FOR THE ELECTION; PROVIDING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY. Motion passed unanimously on roll call vote.

Council member David Crespin joined the meeting at 6:34 p.m.

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AM 2020-151 Approving an Ordinance for the Submission of a Ballot Question to the Registered Electors pertaining to Retail Marijuana Sales Tax for the November 3, 2020 Coordinated Election

The Council has determined to submit the ballot question regarding a retail marijuana sales tax at the November 3, 2020, general election and set the title and content of the ballot for the ballot issues to be submitted at the election called by the attached Ordinance. Discussion occurred over the sales tax amount to be imposed at a rate of 3.1%. The questions shall read as follows:

SHALL CITY OF FORT LUPTON TAXES BE INCREASED BY ONE HUNDRED THOUSAND DOLLARS (\$100,000) ANNUALLY IN THE FIRST FISCAL YEAR (2021), AND BY SUCH AMOUNTS AS ARE RAISED ANNUALLY THEREAFTER BY IMPOSING AN ADDITIONAL SALES TAX OF 3.1% ON THE SALE OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS, IF THE REGISTERED ELECTORS OF THE CITY DETERMINE TO ALLOW THE SALE OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS, WITH THE TAX REVENUES BEING USED TO FUND GENERAL GOVERNMENT EXPENSES AS DETERMINED BY THE CITY COUNCIL, WITH THE RATE OF THE TAX BEING ALLOWED TO BE INCREASED OR DECREASED WITHOUT FURTHER VOTER APPROVAL SO LONG AS THE RATE OF TAXATION DOES NOT EXCEED 10%, AND WITH THE RESULTING TAX REVENUE BEING ALLOWED TO BE COLLECTED AND SPENT AS A VOTER APPROVED REVENUE CHANGE WITHOUT REGARD TO ANY EXPENDITURE, REVENUE RAISING, OR OTHER LIMITATION CONTAINED IN ARTICLE X, § 20, OF THE COLORADO CONSTITUTION OR ANY OTHER LAW?

It was moved by Michael Sanchez and seconded by Bruce Fitzgerald to amend Ordinance 2020-1098 by placing a 3.1% Retail Marijuana Sales Tax on the ballot question, the ORDINANCE APPROVING THE SUBMISSION OF A BALLOT QUESTION ON THE NOVEMBER 3, 2020, COORDINATED ELECTION, PERTAINING TO RETAIL MARIJUANA SALES TAX; SETTING THE TITLES AND CONTENT OF THE BALLOT FOR THE ELECTION; PROVIDING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY. Motion passed unanimously on roll call vote.

Councilmember Tommy Holton joined the meeting at 6:38 p.m.

AM 2020-152 Approving an Intergovernmental Agreement to Participate in Weld County's Designation of an Urban County Municipality that may be Able to Seek Funds Through the Allocation of Community Development Block Grants (CDBG) From the U.S. Department of Housing and Urban Development

Weld County is seeking the designation of an Urban County through the U.S. Department of Housing and Urban Development (HUD). If the County qualifies, the County will be eligible to receive an allocation of Community Development Block Grant (CDBG) funds. The goal of the CDBG program at the Weld County level is to provide funds for decent housing and suitable

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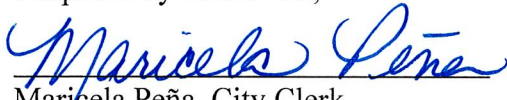
living environments, along with economic opportunities, principally for low and moderate income persons.

It was moved by Michael Sanchez and seconded by Bruce Fitzgerald to approve the Intergovernmental Agreement to participate in Weld County's designation of an Urban County Municipality that may be Able to seek funds through the allocation of Community Development Block Grants (CDBG) From the U.S. Department of Housing and Urban Development. Motion passed unanimously on roll call vote.

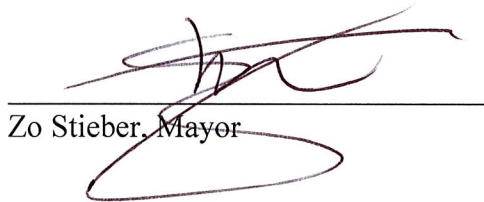
ADJOURNMENT

Mayor Stieber adjourned the meeting at 6:40 p.m.

Respectfully Submitted,


Maricela Peña, City Clerk

Approved by City Council


Zo Stieber, Mayor

