



CITY OF TRINIDAD
TRINIDAD, COLORADO

The Regular Meeting of the City Council of the City of Trinidad,
Colorado, will be held on Tuesday, April 19, 2016 at 6:00 P.M.
in City Council Chambers at City Hall

Meeting Protocols:

PLEASE TURN OFF CELL PHONES; BE RESPECTFUL AND TAKE PERSONAL CONVERSATIONS INTO THE LOBBY AREA.

The following items are on file for consideration of Council:

**** PROCLAMATION – Arbor Day – April 29, 2016****

**** PROCLAMATION – Comcast Cares Day – April 30, 2016****

****PROCLAMATION – SEXUAL ASSAULT, AUTISM, AND CHILD ABUSE AWARENESS MONTH – APRIL, 2016****
QUARTERLY EMPLOYEE LONGEVITY RECOGNITION

1) **ROLL CALL**

2) **POLICY ITEMS**

- a) Golf Association Board joint meeting
- b) Pocket Park Art Presentation

3) **PETITIONS OR COMMUNICATIONS, ORAL OR WRITTEN**

The Public Comment section offers an opportunity for any citizen to express opinions or ask questions regarding City services, policies or other matters of community concern, and any agenda items that are not a part of a scheduled public hearing. Citizens will have five minutes for comments. This time limit was established to provide efficiency in the conduct of the meeting and to allow equal opportunity for everyone wishing to speak. An immediate response should not be expected, as issues are typically referred to City staff for follow-up or research and are then reported back to Council and the individual who initiated the comment or inquiry.

Written materials for presentation to Council must be submitted to the City Clerk as the speaker approaches the podium.

4) **CONSENT AGENDA APPROVAL**

The Consent Agenda can be adopted by a simple motion. The Consent Agenda will be read aloud prior to a vote on the motion. Any Consent Agenda item may be removed from the Consent Agenda at the request of a Council Member for individual consideration.

- a) Minutes, Regular Meeting of April 5, 2016 and Special Meeting of April 12, 2016
- b) New Retail Marijuana Store license application filed by Magnolia Road, Inc. d/b/a Magnolia Road Cannabis Company at 413 N. Commercial Street (a hearing must be scheduled-June 7, 2016 at 6:00 p.m. is proposed)
- c) Modification of premises applications (two applications) filed by The Grow Foundry, Inc. d/b/a Coda Signature at 1105 Constitution Drive
- d) Modification of premises application filed by High Sierra Naturals, Inc. at 3613 Freedom Road
- e) Bills
- f) Payroll, April 9, 2016 through April 22, 2016



5) **PUBLIC HEARING**

- a) New Retail Marijuana Cultivation Facility application filed by Freedom Growers Corp. at 3502 Freedom Road
 - i) Executive Session – Quasi Judicial Deliberation
- b) New Retail Marijuana Store license application filed by Tri-Canna, LLC d/b/a Tri-Canna at 411 N. Commercial Street
 - i) Executive Session – Quasi Judicial Deliberation

City Council sits as a quasi-judicial body for public hearings to consider liquor and marijuana license applications. Applicants, members of the public and press are advised that, to ensure a fair and unbiased process, and to provide due process to the applicant and the public, the City Council is only allowed to consider communications that occur during the public hearing and matters set forth in the official record for the matter. Consequently, City Council Members cannot engage in conversations about any license applications prior to the formal hearing.

c) **ANNEXATION City of Trinidad Maglia 10.44 Annexation**

- i) Public Hearing – Petition for annexation by City of Trinidad known as the Maglia 10.44 Annexation
- ii) Resolution setting forth findings of fact and determinations regarding the proposed Maglia 10.44 Annexation
- iii) First reading of an ordinance annexing certain territory to the City and setting a hearing date for consideration of said ordinance

Approval of any Ordinance on first reading is intended only to set a public hearing for the Ordinance and does not constitute a representation that the City Council, or any member of the City Council, supports, approves, rejects, or denies the merits of the Ordinance

- iv) Public hearing – amending the zone map by establishing the zone class of certain land annexed into the City of Trinidad to Industrial
 - a) First reading of an ordinance amending the zone map by establishing the zone classification of certain land annexed into the corporate limits of the City and setting a hearing date for consideration of said ordinance

Approval of any Ordinance on first reading is intended only to set a public hearing for the Ordinance and does not constitute a representation that the City Council, or any member of the City Council, supports, approves, rejects, or denies the merits of the Ordinance

d) **ANNEXATION City of Trinidad Maglia 13.87 Annexation**

- i) Public Hearing – Petition for annexation by City of Trinidad known as the Maglia 13.87 Annexation
- ii) Resolution setting forth findings of fact and determinations regarding the proposed Maglia 13.87 Annexation



City of Trinidad, Colorado

Trinidad City Council Agenda
April 19, 2016
Page 3

5) **PUBLIC HEARING (cont.)**

- iii) First reading of an ordinance annexing certain territory to the City and setting a hearing date for consideration of said ordinance

Approval of any Ordinance on first reading is intended only to set a public hearing for the Ordinance and does not constitute a representation that the City Council, or any member of the City Council, supports, approves, rejects, or denies the merits of the Ordinance

- iv) Public hearing – amending the zone map by establishing the zone class of certain land annexed into the City of Trinidad to Industrial

- a) First reading of an ordinance amending the zone map by establishing the zone classification of certain land annexed into the corporate limits of the City and setting a hearing date for consideration of said ordinance

Approval of any Ordinance on first reading is intended only to set a public hearing for the Ordinance and does not constitute a representation that the City Council, or any member of the City Council, supports, approves, rejects, or denies the merits of the Ordinance

6) **UNFINISHED BUSINESS**

- a) Public hearing for consideration of an ordinance repealing and re-enacting Section 20-26 of Chapter 20 (“Vehicles and Traffic”) of the Trinidad Municipal Code, concerning restricted parking areas

- i) Second reading of an ordinance repealing and re-enacting Section 20-26 of Chapter 20 (“Vehicles and Traffic”) of the Trinidad Municipal Code, concerning restricted parking areas

- b) Public hearing for consideration of an ordinance amending Sections 13-2 and 13-3 of Chapter 13 (“Parks and Recreation”) of the Trinidad Municipal Code, concerning park hours and unauthorized vehicles

- i) Second reading of an ordinance amending Sections 13-2 and 13-3 of Chapter 13 (“Parks and Recreation”) of the Trinidad Municipal Code, concerning park hours and unauthorized vehicles

- c) Public hearing - Zone change request by Trinidad Retail D01 to amend the zone classification of property described as Lots 17 through 26, Block 11, James Addition, City of Trinidad, County of Las Animas, State of Colorado, from Transitional-Medium Density Residential (T-MDR) zoning to Transitional-Community Commercial (T-CC) zoning – 1423 Santa Fe Trail (formerly Chef Liu’s)

- i) Executive Session – Quasi Judicial Deliberation

- ii) Second reading of an ordinance amending the zone classification of property described as Lots 17 through 26, Block 11, James Addition, City of Trinidad, County of Las Animas, State of Colorado, from Transitional-Medium Density Residential (T-MDR) zoning to Transitional-Community Commercial (T-CC) zoning

Given the quasi-judicial nature of land use cases, applicants, members of the public and press are advised that, to ensure a fair and unbiased process, and to provide due process to the applicant and the public, the City Council is only allowed to consider communications that occur during the public hearing and matters set forth



in the official record for the matter. Consequently, City Council Members cannot engage in conversations about any land use applications prior to the formal hearing.

6) **UNFINISHED BUSINESS (cont.)**

- d) Public hearing for consideration of an ordinance repealing Articles 11 and 12 and re-enacting Article 12 (Article 11 Reserved) of Chapter 14 of the Trinidad Municipal Code concerning medical and retail marijuana businesses
 - i) Second reading of an ordinance repealing Articles 11 and 12 and re-enacting Article 12 (Article 11 Reserved) of Chapter 14 of the Trinidad Municipal Code concerning medical and retail marijuana businesses

7) **MISCELLANEOUS BUSINESS**

8) **COUNCIL REPORTS**

9) **REPORTS BY CITY MANAGER AND CITY ATTORNEY**

10) **ADJOURNMENT**

Individuals with disabilities needing auxiliary aid(s) may request assistance by contacting Audra Garrett, City Clerk, 135 N. Animas Street, Phone (719) 846-9843, or FAX (719) 846-4140. At least a 48 hour advance notice prior to the scheduled meeting would be appreciated so that arrangements can be made to locate the requested auxiliary aid(s).