

RESOLUTION NO. 2012-01-09

AUTHORIZING THE CITY CLERK TO GRANT ADMINISTRATIVE APPROVAL OF ANNUAL RENEWALS OF LIQUOR LICENSES UNDER CERTAIN CONDITIONS

WHEREAS, the City Council of the City of Fort Morgan acts in the capacity of the Local Licensing Authority regarding the issuance, renewal and regulation of liquor licenses and related permits; and,

WHEREAS, the City currently has approximately 27 active liquor licenses, and under the current practice the annual renewal application for each one of these licenses is placed on a City Council agenda for approval by the Local Licensing Authority; and,

WHEREAS, the vast majority of these annual renewals are granted routinely as part of the City Council's consent agenda, except in cases where the licensee has had a violation of liquor license laws, rules or regulations during the preceding year; and,

WHEREAS, City staff, including the City Clerk, City Attorney and Fort Morgan Police Department personnel, review and investigate each renewal application for completeness, accuracy and compliance with the applicable laws, rules and regulations.

WHEREAS, authorizing the administrative approval of annual liquor license renewals by City staff would streamline City Council agendas while maintaining the same practices and due diligence currently used in evaluating the renewal applications.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT MORGAN, COLORADO:

SECTION 1: The City Council of the City of Fort Morgan, in its capacity as the Local Licensing Authority, hereby grants authority to the City Clerk, acting as the Secretary of the Local Licensing Authority, to grant administrative approval of annual renewals of liquor licenses in the City provided there have been no violations of the Colorado Liquor or Beer Codes, local ordinances or any other state or local laws, rules or regulations during the year preceding the renewal application.

SECTION 2: Said approval by the City Clerk will be granted only after the review, investigation and approval of each liquor license renewal application by the City Attorney's Office and the Fort Morgan Police Department, and the payment of all applicable local and state liquor license fees.

SECTION 3: In the event any violations are discovered during this review, or any other irregularities related to any renewal application are found, that application will be placed on the agenda of the City Council acting as the Local Licensing Authority for its review and approval. If the City staff determines that a public hearing of any kind would be required or recommended before the granting of the renewal, that hearing shall be scheduled before the City Council acting as the Local Licensing Authority.

SECTION 4: The City Clerk will provide the City Council with a monthly report detailing the liquor license renewals that have been administratively granted during the preceding month.

SECTION 5: The provisions of this Resolution apply only to annual renewals of liquor licenses; these provisions do not apply to new license applications, changes of location, transfers of ownership or any other liquor licensing activities.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 17th day of January, 2012, the vote upon roll call being as follows:

Ayes: Mayor McAlister, Councilmembers Bryan, Forstedt, Nation, Northrup, Segura, Shaver.

Nays: None.

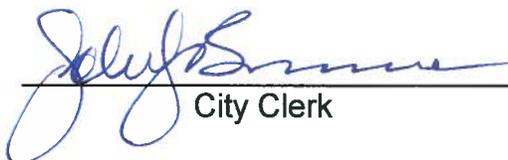
Absent /Abstain: None.

THE CITY COUNCIL OF THE CITY OF
FORT MORGAN, COLORADO

[SEAL]

BY: 
Mayor

ATTEST:


City Clerk

STATE OF COLORADO)
COUNTY OF MORGAN)
CITY OF FORT MORGAN)

ss.

CERTIFICATE

I, John Brennan, City Clerk for the City of Fort Morgan, Colorado, do hereby certify and attest that the foregoing **Resolution** is a true, perfect and complete copy of the **Resolution** adopted by the Council of Fort Morgan, Colorado, and is identical to the original thereof appearing in the official records of the City of Fort Morgan, Colorado, and that the same has not been, since its adoption, in any respect, rescinded or amended.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have affixed the seal
of the City of Fort Morgan this 17th day of JANUARY, 2012.



John Brennan, City Clerk