

RESOLUTION No. 2013-05-02

GRANTING ADDITIONAL AUTHORITY TO THE CITY CLERK FOR THE ADMINISTRATION 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; and,

WHEREAS, the City currently has approximately 30 active liquor licenses, and under the current practice many routine administrative matters related to these licenses are placed on City Council agendas for approval as the Local Licensing Authority; and,

WHEREAS, the majority of these Licensing approvals are granted routinely, 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 licensing transaction prior to presentation to City Council to ensure completeness, accuracy and compliance with the applicable laws, rules and regulations.

WHEREAS, authorizing the administrative approval of various licensing transactions by City staff would streamline City Council agendas while maintaining the same practices and due diligence currently used in evaluating 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 the following liquor licensing matters 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 application:

- 1) Special Events Permits
- 2) Transfers of Ownership
- 3) Changes of Location
- 4) Modification of Premises

- 5) Registration/Change of Managers
- 6) Change of Trade Name/Corporate Name
- 7) Tasting Permits

SECTION 2: Said approval by the City Clerk will be granted only after review in accordance with established procedures and applicable State law, investigation and approval of each liquor license 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 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 approval, 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 applications that have been administratively reviewed and granted during the preceding month.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 21st day of May, 2013, the vote upon roll call being as follows:

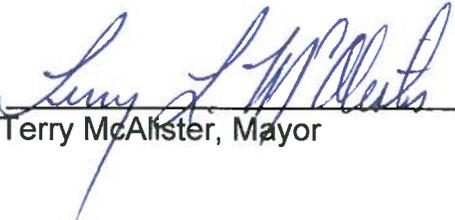
Ayes: Mayor McAlister, Councilmembers Bryan, Castoe, Forstedt, Northrup, Segura and Shaver.

Nays: None.

Absent /Abstain: None.



THE CITY COUNCIL OF THE CITY OF
FORT MORGAN, COLORADO

BY: 
Terry McAlister, Mayor

ATTEST:


John Brennan, City Clerk

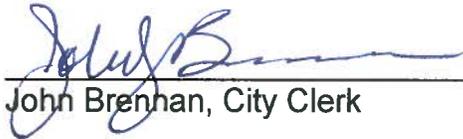
STATE OF COLORADO)
COUNTY OF MORGAN)
CITY OF FORT MORGAN)

ss.

CERTIFICATE

I, John Brennan, City Clerk of the City of Fort Morgan, Colorado, do hereby certify that the above and foregoing **Resolution** is a true, perfect and complete copy of the **Resolution** adopted by the City Council 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 affixed the seal of the City of Fort Morgan this 22nd day of May, 2013.



John Brennan, City Clerk