TOWN BOARD WORK SESSION

March 17, 2025 - 5:30 PM
1st Floor Conference Room, 301 Walnut Street, Windsor, CO 80550

To view Town Board meeting broadcasts, visit
www.windsorgov.com/MeetingsOnDemand.

AGENDA

GOAL of this Work Session is to have the Town Board receive information on topics of Town business from the Town Manager, Town Attorney and Town staff in order to exchange ideas and opinions regarding these topics.

Members of the Public in attendance are asked to be recognized by the Mayor before participating in any discussions of the Town Board

WORK SESSION AGENDA ITEMS

1. Sammy's Law Follow-Up Discussion - S. Hale, Town Manager
2. Firearms in Sensitive Spaces Follow-Up Discussion - S. Garrison, Chief of Police; D. Money, Town Attorney
3. Hauler Licensing Discussion - E. Lucas, Deputy Town Manager
4. Future Meetings Agenda

The Town of Windsor will make reasonable accommodations for access to Town services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call (970) 674-2400 by noon on the Thursday prior to the meeting to make arrangements.

MEMORANDUM

Date: March 17, 2025
To: Mayor and Town Board
From: Shane Hale, Town Manager
Re: Sammy's Law Follow-Up Discussion - S. Hale, Town Manager
Item #: 1.

Background / Discussion:
Sammy's Law is a grassroots movement that advocates for ending puppy mill sales in Colorado by banning the residential sale of cats and dogs in pet stores. The goal behind local legislation that bans retail sales of dogs and cats is that the puppy mill industry will have less of an outlet for its sales and thus combat any inhumane practices that puppy mills might entail.

Multiple local jurisdictions have adopted ordinances that ban the retail sale of cats and dogs, except for businesses that partner with non-profits and/or animal rescues that have the goal of finding homes for dogs and cats already needing a home. The jurisdictions that adopt these ordinances may do so with a dual purpose of 1) protecting the animals involved in puppy mill breeding and 2) protecting the consumer from buying pets that have medical or health conditions caused by the puppy mill system.

The Windsor Town Board has been approached by the Sammy's Law advocates requesting that Windsor adopt legislation as discussed above.

Does the Town Board wish to proceed with formal action to address puppy mills and the retail sale of cats and dogs? If so, in what form--Resolution or Ordinance? If an Ordinance is adopted, does the Town Board wish to create exceptions for individual homeowners who may have a puppy or kitten that was birthed from their individual home pet? How will this be enforced or policed and what penalties will result in the violation of this law?

Financial Impact:
N/A

Relationship to Strategic Plan:
Promote Effective Government

Recommendation:

CC:

Attachments:

MEMORANDUM

Date: March 17, 2025
To: Mayor and Town Board
From: Stephen Garrison, Police Chief
Re: Firearms in Sensitive Spaces Follow-Up Discussion - S. Garrison, Chief of Police; D. Money, Town Attorney
Item #: 2.

Background / Discussion:
SB 24-131 prohibits a person from knowingly carrying a firearm, both openly and concealed, in the following government buildings, including their adjacent parking areas:

- State legislative buildings, including buildings at which the offices of elected members are located;
- A building of a local government's governing body, including buildings at which the offices of elected members or the chief executive officer of a local government are located (local government buildings); and
- A courthouse or other building used for court proceedings.

A local government *may* enact an ordinance or resolution, (opting out of this bill) by regulating who can carry a firearm in government buildings and on government property.

For example, Colorado Revised Statute ("C.R.S.") Sec. 18-12-105.3 prohibits the carrying of a firearm in certain areas including their adjacent parking areas on the property or within any building where the Town Board meets, into a Town Board meeting, or where the elected member's office is, or where the municipal courthouse is (which is currently Town Hall).

This section indicates that the Local Government may allow the prohibited activity(ies), and can redefine what the Local Government is comfortable permitting. However, remaining silent and not adopting an ordinance or resolution means the prohibition as adopted in SB24-131 remains in place.

This item came before the board at the November 4, 2024 Work Session.

Financial Impact:

Relationship to Strategic Plan:

Recommendation:

CC:

Attachments:

1. Prohibiting Weapons in Sensitive Areas 03-17-25
2. 3-14-2025 Draft Ordinance Opting Out of SB24-131
3. 2024a_131_signed

Prohibiting Weapons in Sensitive Areas SB24-131

SB24-131 Summary

The act prohibits a person from knowingly carrying a firearm, both openly and concealed, in the following government buildings, including their adjacent parking areas:

- A building of a local government's governing body, including buildings at which the offices of elected members or the chief executive officer of a local government are located (local government buildings); and
- A courthouse or other building used for court proceedings.

The act permits a local government to enact a law permitting carrying at a local government building

Considerations

1. Continue as-is with an assigned Windsor police officer at all Town Board meetings and municipal court under SB24-131.

2. Enact an ordinance permitting firearms at a local government building (opt-out).

3. Add security officers to screen for weapons;
   a) only during Town Board, work sessions, and municipal court or
   b) during all business hours

Estimated Annual Cost for Security

Annual security screening:

- Town Board, work sessions, and court = **$18,252/year**
  (216 hours X $42.25) X 2 Armed security officers

- Full-time (2) armed security officers = **$154,214/year**

*One-time metal detector purchase approximately **$10,000**

Town Board Follow-up

- Legal researched other SB24-131 ordinances

- Created draft ordinance
  - Opting out of SB24-131
  - The carrying of firearms in or upon public facilities is unlawful when said facilities are posted with notification that the carrying of firearms is prohibited
    - **Allows for a person with a valid permit to carry a concealed handgun**
  - Prohibits the carrying of firearms, both open or concealed, in the Town Recreation Center, at all times, and in Town Hall during the hours of municipal court

Proposed Windsor Ordinance

Sec.10-4-230. Firearms prohibited in or upon public facilities.

Section 1. Article IV of Chapter 10 of the Town of Windsor Municipal Code is hereby amended to add a new section 10-4-230 permitting the carrying of firearms in sensitive spaces. The new section shall read as follows:

(a) The carrying of firearms in or upon public facilities is unlawful when said facilities are posted with notification that the carrying of firearms is prohibited.

(b) Nothing in this section shall be construed to forbid any law enforcement officer, Town-authorized security, or police-approved designee from carrying or wearing such weapons and firearms as shall be necessary in the proper discharge of his or her duties.

Proposed Windsor Ordinance

Sec.10-4-230. Firearms prohibited in or upon public facilities.

(c) It shall not be an offense of subsection (a) of this section if the person was carrying a concealed handgun and had, at the time of carrying the concealed handgun, a valid permit to carry such concealed handgun, and that this person is in compliance with all local, state and federal laws pertaining to that concealed handgun. This subsection (c) does not negate the prohibitions in subsection (f) of this section.

(d) For purposes of this section, public facilities shall include, but not be limited to, municipally owned, operated, or leased buildings, properties, recreational facilities, parks, trails, and open spaces.

(e) The Town hereby opts out, as provided for in C.R.S. Sec. 18-12-105.3(4)(b), of the general state law prohibition for the carrying of firearms on certain government properties. This includes:

Proposed Windsor Ordinance

Sec.10-4-230. Firearms prohibited in or upon public facilities.

(1) Properties or buildings where the chambers or galleries of a local government's governing body are located;

(2) Locations where a meeting of the local government's governing body is being conducted;

(3) Official offices of any elected member of a local government's governing body or of the chief executive officer of a local government, as stated in C.R.S. Sec. 18-12-105.3(1)(b). This opt-out does not change the applicability of section (a) of this section.

(f) The Town, however, prohibits the carrying of firearms, both open or concealed, in the Town Recreation Center, at all times, and in Town Hall during the hours of municipal court. These prohibitions do not apply to the Town of Windsor law enforcement officers, Town-authorized security, or police-approved designees, consistent with subsection (b) of this section.

POLICE
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TOWN OF WINDSOR

ORDINANCE NO. 2025-

AN ORDINANCE OPTING OUT OF THE REQUIREMENTS SET FORTH IN SENATE BILL 24-131 CONCERNING FIREARMS IN SENSITIVE SPACES, AND AMENDING THE TOWN OF WINDSOR MUNICIPAL CODE BY THE ADOPTION OF A NEW SECTION 10-4-230 TO PERMIT THE CARRYING OF FIREARMS IN THE TOWN OF WINDSOR TOWN HALL

WHEREAS, the Town of Windsor ("Town") is a Colorado home rule municipality with all powers and authority provided by Colorado law; and

WHEREAS, at its 2024 regular session, the Colorado General Assembly passed Senate Bill 24-131, in which, the bill prohibits the carrying of a firearm in specified sensitive spaces; and

WHEREAS, Senate Bill 24-131 took effect on July 1, 2024; and

WHEREAS, Senate Bill 24-131 provides that the governing body of a local government may enact an ordinance opting out of this prohibition with respect to certain local government buildings, such as the Town of Windsor Town Hall; and

WHEREAS, the Town Board ("Board") finds and determines that, in the interest of protecting the rights of citizens to keep and bear firearms under the Second Amendment to the United States Constitution, it is desirable to adopt such an Ordinance; and

WHEREAS, the Board finds that the Town and its residents are best served by enacting code that would allow the Town to post notification as to when firearms would be prohibited in public facilities; and

WHEREAS, the Town wishes to adopt this new section of the Windsor Municipal Code in the best interest of the public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF WINDSOR, COLORADO, AS FOLLOWS:

Section 1. Article IV of Chapter 10 of the Town of Windsor Municipal Code is hereby amended to add a new section, Sec. 10-4-230, allowing the carrying of firearms in sensitive spaces. The new section shall read as follows:

Sec.10-4-230. Firearms prohibited in or upon public facilities.

(a) The carrying of firearms in or upon public facilities is unlawful when said facilities are posted with notification that the carrying of firearms is prohibited.

(b) Nothing in this section shall be construed to forbid any law enforcement officer, Town-authorized security, or police-approved designee from carrying or wearing such weapons and firearms as shall be necessary in the proper discharge of his or her duties.

(c) It shall not be an offense of subsection (a) of this section if the person was carrying a concealed handgun and had, at the time of carrying the concealed handgun, a valid permit to carry such concealed handgun, and that this person is in compliance with all local, state and federal laws pertaining to that concealed handgun. This subsection (c) does not negate the prohibitions in subsection (f) of this section.

(d) For purposes of this section, public facilities shall include, but not be limited to, municipally owned, operated, or leased buildings, properties, recreational facilities, parks, trails, and open spaces.

(e) The Town hereby opts out, as provided for in C.R.S. Sec. 18-12-105.3(4)(b), of the general state law prohibition for the carrying of firearms on certain government properties. This includes:

(1) Properties or buildings where the chambers or galleries of a local government's governing body are located;

(2) Locations where a meeting of the local government's governing body is being conducted;

(3) Official offices of any elected member of a local government's governing body or of the chief executive officer of a local government, as stated in C.R.S. Sec. 18-12-105.3(1)(b). This opt-out does not change the applicability of section (a) of this section.

(f) The Town, however, prohibits the carrying of firearms, both open or concealed, in the Town Recreation Center, at all times, and in Town Hall during the hours of municipal court. These prohibitions do not apply to the Town of Windsor law enforcement officers, Town-authorized security, or police-approved designees, consistent with subsection (b) of this section.

Section 2. Severability. The provisions of this Ordinance are hereby declared to be severable. If any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 3. Repealer. All orders, resolutions, or ordinances in conflict with this Ordinance are hereby repealed, only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, ordinance, or part thereof, heretofore repealed.

Introduced, passed on first reading, and ordered published this ____ day of _____ 2025.

TOWN OF WINDSOR, COLORADO

_____
Julie Cline, Mayor

ATTEST:

_____
Karen Frawley, Town Clerk [Seal]

Introduced, passed on second reading, and ordered published this ____ day of ____ 2025.

TOWN OF WINDSOR, COLORADO

_____
Julie Cline, Mayor

ATTEST:

_____
Karen Frawley, Town Clerk [Seal]

SENATE BILL 24-131

BY SENATOR(S) Jaquez Lewis and Kolker, Cutter, Fields, Sullivan, Gonzales;
also REPRESENTATIVE(S) Brown and Lindsay, Froelich, Amabile, Bacon, Boesenecker, Daugherty, deGruy Kennedy, Garcia, Hamrick, Hernandez, Herod, Jodeh, Joseph, Kipp, Lindstedt, Marvin, McCormick, Parenti, Ricks, Rutinel, Sirota, Story, Valdez, Weissman, Willford, Woodrow.

CONCERNING PROHIBITING CARRYING A FIREARM IN SENSITIVE SPACES RECOGNIZED BY THE UNITED STATES SUPREME COURT AS PLACES AT WHICH LONGSTANDING LAWS PROHIBITED CARRYING FIREARMS.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. Legislative declaration. (1) The general assembly finds and declares that:

(a) The second amendment to the United States constitution protects the right of persons to keep and bear arms, and the supreme court of the United States has held that states may, consistent with the second amendment, regulate carrying firearms in sensitive places;

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(b) Colorado currently regulates carrying firearms in specified sensitive places, including certain government buildings, schools, and public transportation facilities;

(c) The sensitive spaces described in this act are places where children and other members of the public congregate; and

(d) The sensitive spaces described in this act are sensitive places at which the state can regulate carrying firearms consistent with the second amendment.

SECTION 2. In Colorado Revised Statutes, **add** 18-12-105.3 as follows:

18-12-105.3. Unlawful carrying of a firearm in government buildings - penalty - definitions. (1) A PERSON SHALL NOT KNOWINGLY CARRY A FIREARM, WHETHER LOADED OR NOT LOADED, IN ANY OF THE FOLLOWING LOCATIONS, INCLUDING THEIR ADJACENT PARKING AREAS:

(a) ON THE PROPERTY OF OR WITHIN ANY BUILDING IN WHICH:

(I) THE CHAMBERS, GALLERIES, OR OFFICES OF THE GENERAL ASSEMBLY, OR EITHER HOUSE THEREOF, ARE LOCATED;

(II) A LEGISLATIVE HEARING OR MEETING OF THE GENERAL ASSEMBLY IS BEING CONDUCTED; OR

(III) THE OFFICIAL OFFICE OF ANY MEMBER, OFFICER, OR EMPLOYEE OF THE GENERAL ASSEMBLY IS LOCATED;

(b) UNLESS PERMITTED BY A LOCAL GOVERNMENT, AS DESCRIBED IN SUBSECTION (4)(b) OF THIS SECTION, ON THE PROPERTY OR WITHIN ANY BUILDING IN WHICH:

(I) THE CHAMBERS OR GALLERIES OF A LOCAL GOVERNMENT'S GOVERNING BODY ARE LOCATED;

(II) A MEETING OF A LOCAL GOVERNMENT'S GOVERNING BODY IS BEING CONDUCTED; OR

(III) THE OFFICIAL OFFICE OF ANY ELECTED MEMBER OF A LOCAL GOVERNMENT'S GOVERNING BODY OR OF THE CHIEF EXECUTIVE OFFICER OF A LOCAL GOVERNMENT IS LOCATED; OR

(c) A COURTHOUSE OR ANY OTHER BUILDING OR PORTION OF A BUILDING USED FOR COURT PROCEEDINGS.

(2) THIS SECTION DOES NOT APPLY TO:

(a) A PEACE OFFICER CARRYING A FIREARM PURSUANT TO THE AUTHORITY GRANTED IN SECTION 16-2.5-101 (2);

(b) A MEMBER OF THE UNITED STATES ARMED FORCES OR COLORADO NATIONAL GUARD WHEN ENGAGED IN THE LAWFUL DISCHARGE OF THE MEMBER'S OFFICIAL DUTIES;

(c) SECURITY PERSONNEL EMPLOYED OR RETAINED BY AN ENTITY THAT CONTROLS OR OPERATES A PLACE DESCRIBED IN THIS SECTION AND SECURITY PERSONNEL DESCRIBED IN SECTION 24-33.5-216.7 (5) WHILE ENGAGED IN THE SECURITY PERSONNEL'S OFFICIAL DUTIES;

(d) LAW ENFORCEMENT PERSONNEL, DEFENSE COUNSEL PERSONNEL, AND COURT PERSONNEL CARRYING OR POSSESSING A FIREARM IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES AS PART OF THE LAWFUL AND COMMON PRACTICES OF A LEGAL PROCEEDING; AND

(e) A PERSON WHO HOLDS A VALID PERMIT TO CARRY A CONCEALED HANDGUN OR A TEMPORARY EMERGENCY PERMIT ISSUED PURSUANT TO PART 2 OF THIS ARTICLE 12 WHO IS CARRYING A CONCEALED HANDGUN IN THE ADJACENT PARKING AREA OF A LOCATION LISTED IN SUBSECTION (1) OF THIS SECTION.

(2.3) (a) ON AND BEFORE JANUARY 4, 2025, SUBSECTION (1)(a) OF THIS SECTION DOES NOT APPLY TO A MEMBER OF THE GENERAL ASSEMBLY.

(b) THIS SUBSECTION (2.3) IS REPEALED, EFFECTIVE JANUARY 5, 2025.

(3) A PERSON COMMITS UNLAWFUL CARRYING OF A FIREARM IN A GOVERNMENT BUILDING IF THE PERSON VIOLATES SUBSECTION (1) OF THIS

SECTION. UNLAWFUL CARRYING OF A FIREARM IN A GOVERNMENT BUILDING IS A CLASS 1 MISDEMEANOR.

(4) (a) THIS SECTION DOES NOT PROHIBIT A LOCAL GOVERNMENT FROM ENACTING AN ORDINANCE, REGULATION, OR OTHER LAW PURSUANT TO SECTION 18-12-214 OR 29-11.7-104 THAT PROHIBITS A PERSON FROM CARRYING A FIREARM IN A SPECIFIED PLACE.

(b) A LOCAL GOVERNMENT MAY ENACT AN ORDINANCE, REGULATION, OR OTHER LAW THAT PERMITS A PERSON TO CARRY A FIREARM AT PLACE DESCRIBED IN SUBSECTION (1)(b) OF THIS SECTION.

(5) NOTHING IN THIS SECTION PROHIBITS A PERSON FROM SECURELY STORING A FIREARM IN A VEHICLE, AS REQUIRED BY STATE LAW, THAT IS AT A LOCATION DESCRIBED IN THIS SECTION.

(6) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "GOVERNING BODY" HAS THE SAME MEANING SET FORTH IN SECTION 29-1-102.

(b) "LOCAL GOVERNMENT" MEANS ANY CITY, COUNTY, CITY AND COUNTY, SPECIAL DISTRICT, OR OTHER POLITICAL SUBDIVISION OF THIS STATE, OR ANY DEPARTMENT, AGENCY, OR INSTRUMENTALITY THEREOF.

SECTION 3. In Colorado Revised Statutes, 18-12-105.5, **amend** (1)(a), (1)(b)(II), (3) introductory portion, (3)(d.5), and (3)(h); **repeal** (3)(d); and **add** (1)(a.5), (3)(i), (3)(j), and (4) as follows:

18-12-105.5. Unlawfully carrying a weapon - unlawful possession of weapons - school, college, or university grounds - definition. (1) (a) A person shall not knowingly and unlawfully and without legal authority carry, bring, or have in the person's possession a deadly weapon as defined in section 18-1-901 (3)(e) THAT IS NOT A FIREARM in or on the real estate and all improvements erected thereon of any public or private elementary, middle, junior high, high, or vocational school or any public or private college, university, or seminary; except for the purpose of presenting an authorized public demonstration or exhibition pursuant to instruction in conjunction with an organized school or class, for the purpose

of carrying out the necessary duties and functions of an employee of an educational institution that require the use of a deadly weapon THAT IS NOT A FIREARM, or for the purpose of participation in an authorized extracurricular activity or on an athletic team.

(a.5) A PERSON SHALL NOT KNOWINGLY CARRY A FIREARM, EITHER OPENLY OR CONCEALED, IN OR ON THE REAL ESTATE AND ALL IMPROVEMENTS ERECTED THEREON OF ANY LICENSED CHILD CARE CENTER; PUBLIC OR PRIVATE ELEMENTARY, MIDDLE, JUNIOR HIGH, HIGH, OR VOCATIONAL SCHOOL; OR ANY PUBLIC OR PRIVATE COLLEGE, UNIVERSITY, OR SEMINARY; EXCEPT FOR THE PURPOSE OF PRESENTING AN AUTHORIZED PUBLIC DEMONSTRATION OR EXHIBITION PURSUANT TO INSTRUCTION IN CONJUNCTION WITH AN ORGANIZED SCHOOL OR CLASS, FOR THE PURPOSE OF CARRYING OUT THE NECESSARY DUTIES AND FUNCTIONS OF AN EMPLOYEE OF AN EDUCATIONAL INSTITUTION THAT REQUIRE THE USE OF A FIREARM, OR FOR THE PURPOSE OF PARTICIPATION IN AN AUTHORIZED EXTRACURRICULAR ACTIVITY OR ON AN ATHLETIC TEAM.

(b) (II) A person who violates ~~subsection (1)(a)~~ SUBSECTION (1)(a.5) of this section commits a ~~class 5 felony if the weapon involved is a firearm, as defined in section 18-1-901~~ CLASS 1 MISDEMEANOR.

(3) It ~~shall not be~~ IS NOT an offense under this section if:

(d) ~~The person, at the time of carrying a concealed weapon, held a valid written permit to carry a concealed weapon issued pursuant to section 18-12-105.1, as said section existed prior to its repeal; except that it shall be an offense under this section if the person was carrying a concealed handgun in violation of the provisions of section 18-12-214 (3); or~~

(d.5) The weapon involved was a handgun, ~~and~~ the person held a valid permit to carry a concealed handgun or a temporary emergency permit issued pursuant to part 2 of this ~~article, except that it shall be an offense under this section if the person was carrying a concealed handgun in violation of the provisions of~~ ARTICLE 12, AND THE PERSON IS CARRYING THE CONCEALED HANDGUN:

(I) ON THE REAL PROPERTY, OR INTO ANY IMPROVEMENTS ERECTED THEREON, OF A PUBLIC ELEMENTARY, MIDDLE, JUNIOR HIGH, OR HIGH SCHOOL IN ACCORDANCE WITH THE AUTHORITY GRANTED PURSUANT TO

section 18-12-214 (3); or

(II) IN A PARKING AREA OF A LICENSED CHILD CARE CENTER OR A PUBLIC OR PRIVATE COLLEGE, UNIVERSITY, OR SEMINARY; OR

(h) The person has possession of the weapon for use in an educational program approved by a school, which program includes, but ~~shall not be~~ IS NOT limited to, any course designed for the repair or maintenance of weapons; OR

(i) THE WEAPON INVOLVED IS A FIREARM; THE PERSON CARRYING THE FIREARM IS EMPLOYED OR RETAINED AS SECURITY PERSONNEL BY A LICENSED CHILD CARE CENTER OR A PUBLIC OR PRIVATE COLLEGE, UNIVERSITY, OR SEMINARY; AND THE PERSON IS CARRYING THE FIREARM WHILE ENGAGED IN THE PERSON'S OFFICIAL DUTIES AS SECURITY PERSONNEL; OR

(j) A LICENSED CHILD CARE CENTER IS ON THE SAME REAL ESTATE AS ANOTHER BUILDING OR IMPROVEMENT THAT IS NOT A SCHOOL AND THAT IS OPEN TO THE PUBLIC AND THE PERSON IS CARRYING A FIREARM ON AN AREA OF REAL ESTATE OR ANY IMPROVEMENT THEREON THAT IS NOT DESIGNATED AS A LICENSED CHILD CARE CENTER.

(4) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "LICENSED CHILD CARE CENTER" MEANS A CHILD CARE CENTER, AS DEFINED IN SECTION 26.5-5-303 (3), THAT IS LICENSED BY THE DEPARTMENT OF EARLY CHILDHOOD OR IS EXEMPT FROM LICENSING PURSUANT TO SECTION 26.5-5-304 (1)(b), AND THAT OPERATES WITH STATED EDUCATIONAL PURPOSES. "LICENSED CHILD CARE CENTER" DOES NOT INCLUDE A FAMILY CHILD CARE HOME, AS DEFINED IN SECTION 26.5-5-303 (7).

SECTION 4. In Colorado Revised Statutes, 1-13-724, **amend** (1)(a)(III), (1)(b)(I), (3)(a), (3)(b), and (3)(c) as follows:

1-13-724. Unlawfully carrying a firearm at a polling location or drop box - exception - legislative declaration. (1) (a) The general assembly finds and declares that:

(III) ~~Openly carried~~ Firearms in or near a polling location or drop

box may intimidate, threaten, or coerce voters, affecting Coloradans' exercise of their voting rights; and

(b) The general assembly further declares that:

(I) Regulating ~~openly carried~~ firearms at polling locations and drop boxes is substantially related to the general assembly's interest in ensuring all Colorado voters have the right to vote in an environment that is safe FROM GUN VIOLENCE and free from intimidation;

(3) (a) It is unlawful for any person to ~~openly~~ carry a firearm, as defined in section 18-1-901 (3)(h), within any polling location, or within one hundred feet of a drop box or any building in which a polling location is located, as publicly posted by the designated election official, on the day of any election or during the time when voting is permitted for any election. The designated election official responsible for any central count facility, polling location, or drop box involved in that election cycle shall visibly place a sign notifying persons of the one-hundred-foot no ~~open~~ carry zone for firearms required pursuant to this section.

(b) It is unlawful for any person to ~~openly~~ carry a firearm, as defined in section 18-1-901 (3)(h), within a central count facility, or within one hundred feet of any building in which a central count facility is located, during any ongoing election administration activity related to an active election conducted by the designated election official, as publicly posted by the designated election official.

(c) This ~~subsection (1)~~ SUBSECTION (3) does not apply to:

(I) A person who ~~openly~~ carries a firearm that the person owns on the person's private property that is within the one-hundred-foot buffer zone or while traveling directly between the person's private property and a place outside the one-hundred-foot buffer zone; ~~or~~

(II) A uniformed security guard employed by a contract security agency, as defined in section 24-33.5-415.4, acting within the scope of the authority granted by and in the performance of a contractual agreement for the provision of security services with a person or entity that owns or controls the facility, building, or location subject to this section; OR

(III) SECURITY PERSONNEL DESCRIBED IN SECTION 24-33.5-216.7 (5) WHILE ENGAGED IN THE SECURITY PERSONNEL'S OFFICIAL DUTIES.

SECTION 5. In Colorado Revised Statutes, 18-12-105, **amend** (1) introductory portion, (1)(c), and (2) introductory portion; and **add** (2)(b.5) as follows:

18-12-105. Unlawfully carrying a concealed weapon - unlawful possession of weapons. (1) A person commits a class 1 misdemeanor if ~~such~~ THE person knowingly and unlawfully:

(c) Without legal authority, carries, brings, or has in ~~such~~ THE person's possession ~~a firearm or~~ any explosive, incendiary, or other dangerous device on the property of or within any building in which the chambers, galleries, or offices of the general assembly, or either house thereof, are located, or in which a legislative hearing or meeting is being or is to be conducted, or in which the official office of any member, officer, or employee of the general assembly is located.

(2) It ~~shall not be~~ IS NOT an offense PURSUANT TO THIS SECTION if the defendant was:

(b.5) CARRYING A CONCEALED FIREARM AT A SPECIFIC LOCATION IN VIOLATION OF SECTION 1-13-724, 18-12-105.3, OR 18-12-105.5; OR

SECTION 6. In Colorado Revised Statutes, 18-12-214, **amend** (3.5) as follows:

18-12-214. Authority granted by permit - carrying restrictions - local authority. (3.5) A permit issued pursuant to this part 2 does not authorize a person to carry a concealed handgun:

(a) Onto the real property, or into any improvements erected thereon, of a LICENSED CHILD CARE CENTER, AS DEFINED IN SECTION 18-12-105.5, OR A public OR PRIVATE college, ~~or~~ university, ~~if the carrying of concealed handguns is prohibited by the governing board of the college or university~~ OR SEMINARY IN VIOLATION OF SECTION 18-12-105.5;

(b) IN A GOVERNMENT BUILDING IN VIOLATION OF SECTION 18-12-105.3; OR

(c) AT A POLLING LOCATION, DROP BOX, OR CENTRAL COUNT FACILITY, IN VIOLATION OF SECTION 1-13-724.

SECTION 7. Effective date - applicability. This act takes effect July 1, 2024, and applies to offenses committed on or after said date.

SECTION 8. Safety clause. The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for

the support and maintenance of the departments of the state and state institutions.

Steve Fenberg
PRESIDENT OF
THE SENATE

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED Friday May 31st 2024 at 12:15 PM
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO

MEMORANDUM

Date: March 17, 2025
To: Mayor and Town Board
From: Eric Lucas, Deputy Town Manager
Re: Hauler Licensing Discussion - E. Lucas, Deputy Town Manager
Item #: 3.

Background / Discussion:
Over the past few years, the Town has received ongoing concerns from residents regarding the number of solid waste haulers operating in residential neighborhoods. Primary issues raised include increased traffic, noise levels, and road wear due to multiple haulers servicing the same areas.

In 2023, the Town began collaborating with Sustainable Windsor, a local advocacy group, which introduced us to Front Range Waste Diversion (FRWD), a state-funded organization. FRWD presented to the Board in December 2023 on various options to address these concerns, including:

Evaluating the feasibility of a single-hauler or limited-hauler system to reduce the number of trucks operating in residential areas.

Reviewing current ordinances and regulations regarding waste collection services, including hauler licensing requirements.

Maintaining the status quo.

Following that presentation, the Board directed staff to research hauler licensing practices in other municipalities, including how data collected through licensing is utilized. Staff presented our findings in March 2024, after which the Board directed staff to apply for grant funding in the next FRWD grant cycle. However, within a month, we learned that the state had eliminated all funding and programs under FRWD due to a reorganization of its waste management efforts.

This reorganization led to the creation of Colorado Circular Communities (C3), the state's new waste diversion and recycling initiative. Staff recently contacted C3 to inquire about the next funding cycle for technical assistance in developing a hauler licensing policy and program. We learned that C3 provides technical assistance at no cost for such initiatives.

At your upcoming meeting, staff will present a recap of these developments, including the information presented to the Board in March 2024. Our objective is to bring the new Board up to speed and seek direction on whether staff should move forward with developing a hauler licensing policy for future Board consideration and potential adoption.

Financial Impact:
None at this time

Relationship to Strategic Plan:

Recommendation:
Provide staff direction as to pursuing the development of a hauler license for future consideration.

CC:

Attachments:

FUTURE TOWN BOARD MEETINGS

March 24, 2025 5:30 p.m.	Town Board Work Session Vision Zero Final Presentation Dig Smart Policy
March 24, 2025 7:00 p.m.	Town Board Regular Meeting
March 31, 2025	Canceled – 5th Monday
April 7, 2025	Canceled – 1st Monday
April 14, 2025 5:30 p.m.	Town Board Work Session Board/Manager/Attorney Monthly Meeting Office of Emergency Management Overview Digital Accessibility Update Water Supply Update
April 14, 2025 7:00 p.m.	Town Board Regular Meeting
April 21, 2025 5:30 p.m.	Town Board Work Session Downtown Master Plan Kodak Open Space/CYO Discussion
April 28, 2025 5:00 p.m.	Town Board Work Session Arbor Day Poster Contest Recognition (5 – 5:30) Metro District Discussion for Service Plans and Finance
April 28, 2025 7:00 p.m.	Town Board Regular Meeting
May 5, 2025 5:30 p.m.	Town Board Work Session P3 Discussion Joint PC/TB – Comprehensive Town Updates Downtown
May 12, 2025 5:30 p.m.	Town Board Work Session Board/Manager/Attorney Monthly Meeting Windsor High School Student Presentation Museum Strategic Plan
May 12, 2025 6:45 p.m.	Kern Board Meeting
May 12, 2025 7:00 p.m.	Town Board Regular Meeting

May 19, 2025 5:30 p.m.	Town Board Work Session Sustainable Windsor Update Sales Tax Split Discussion Proposed SAFEbuilt stormwater inspection services fee increases
May 26, 2025	Canceled – Memorial Holiday
June 2, 2025	Canceled – 1st Monday
June 9, 2025 5:30 p.m.	Town Board Work Session Board/Manager/Attorney Monthly Meeting
June 9, 2025 7:00 p.m.	Town Board Regular Meeting
June 16, 2025 5:30 p.m.	Town Board Work Session
June 23, 2025 5:30 p.m.	Town Board Work Session
June 23, 2025 7:00 p.m.	Town Board Regular Meeting
June 30, 2025	Canceled – 5th Monday

Future Work Session Topics

- Wildland Resiliency Code presentation - sometime in July