

Front St. in Monument.

In response to the public comments, Dominguez said, “This town is not intimidated (by CMG), nor is the board. We have three attorneys that are going to be working this issue: the town attorney, a land use attorney that we are hiring, and our CIRSA insurance attorney. We will fight this.”

The lawsuit named the Town of Monument and all the members of the Monument Board of Trustees and Monument Board of Adjustment both as individuals

and as official members of those boards.

The complaint “involves a challenge to the Town of Monument’s refusal to issue zoning approval and a business license for a methadone treatment facility within the town’s limits.” It also asks for judicial review of the Board of Adjustment’s revocation of zoning approval and review of the Board of Trustees’ approval of an ordinance enacting a six-month moratorium on the new establishment of any business that classifies itself or seeks approval for itself as a clinic in the B and C zoning classifications of the town. See www.ocn.me/v15n9.htm#mboa0810 and www.ocn.me/v15n9.htm#mboa0824.

The plaintiffs also asserted claims under the U.S. Constitution, the Americans with Disabilities Act of 1973, and other cases citing the defendants’ “discriminatory actions.”

During public comments, Greg Coopman read a statement from attorney William Louis, who represents Jamie Fenley and the “No Methadone in Monument” group. Louis’ comments included:

- CMG has filed long-haul litigation.
- Do not be intimidated by CMG naming you (board members) in your individual capacity; it is nothing more than an intimidation tactic.
- This is not about keeping addicts out. It is about keeping a methadone dispensary out of its currently proposed location.
- If CMG cannot be made to go away, then we the people encourage you (trustees and staff) to fight. We will fight with you.

Eighteen people spoke to the board, imploring members to stand firm against CMG’s planned methadone clinic and the associated lawsuit in order to protect Monument’s homes, businesses, and citizens. Their comments included:

- Tom Allen, chairman of “No Methadone in Monument”: Our intention is to work through this as professionals. Allow us to work through this with you.
- Greg Coopman: It is common practice that these companies try to intimidate by lawsuits to strong-arm settlements that ultimately allow them to open....

- Do not let this dispensary open.
- Stephen Phillips: It is clear that CMG is in direct violation of federal regulations under the Drug Enforcement Administration (DEA), since they are not showing willingness to work with the community in which they want to move. The town staff or trustees need to contact the DEA and the state.
 - Wayne Laugesen: A major exhibit in this lawsuit is an irresponsible memo written and distributed on July 23 by Town Manager Pamela Smith.... CMG is a criminal enterprise masquerading as a health care clinic.
 - Dennis Connors: You have not been well served by the bureaucratic staff of the town. There is still an opportunity to rectify this situation. CMG has been through this before. They started out in stealth phase ... and now are on the intimidation phase. If you do the right thing and do not give in, my family and I will be forever grateful, no matter what the outcome.
 - Angela Small: You need to ask for the town manager’s and town clerk’s resignations.
 - Dede Laugesen: Trust has been broken.
 - Bobby Morris: Now you want to work with the public? Because you are threatened with a recall?
 - Anna Walsh: Katie Peck of CMG said it was Denise Vincione, controlled substance administrator, Colorado Department of Human Services, who recommended to CMG that they come to Monument.... Anyone else here can contact the state and lobby, too.... CMG does not have a state license yet. They have to meet at least eight criteria under the Controlled Substance Act (HB 14-1173) before they can sell a drop of methadone.
 - Chris Randell: I would encourage businesses to start pooling together what their lost revenue would be if the clinic came in. I bet it’s more than \$800,000.

- The trustees’ responses included:
- Dominguez: I did every damn thing I could when I found out about it. Same thing with this board.... Continued suggestions that anyone resign are counterproductive.
 - Jeff Bornstein: Let’s channel the anger and work positively. We are going to fight.
 - Jeff Smith: Everyone should lobby the state. You are already mobilized and have articulate speakers. Use your 1,000 voices; it means more than our seven. Don’t wait for us get through the legal mire. This needs to be on the agenda for the Colorado state Legislature to keep it from happening in other small towns.

Questions about shots fired in Limbach Park

Bobby Morris demanded an explanation about the Monument Police Department’s handling of an incident on Sept. 3 where youths were shooting at a target on a tree in Limbach Park around midnight. Police Chief Jake Shirk said, “I can guarantee you, we are actively investigating” but that he could not give a report to the board until the investigation was complete.

Sanctuary Pointe water tank and booster station

Morgan Hester, consultant to the Monument Planning Department, presented an ordinance for a Final PD Site Plan for the Sanctuary Pointe water tank and booster station. Andrea Barlow of NES Inc. also answered questions from the trustees.

The new water tank and booster station would provide water service for the

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Next to the Monument Police Department

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