



CITY OF TRINIDAD
TRINIDAD, COLORADO

The Regular Meeting of the City Council of the City of Trinidad, Colorado, will be held on Tuesday, January 21, 2014 at 7:00 P.M. in City Council Chambers at City Hall

The following items are on file for consideration of Council:

- 1) **ROLL CALL**
- 2) **APPROVAL OF MINUTES**, Regular Meeting of January 7, 2014
- 3) **PETITIONS OR COMMUNICATIONS, ORAL OR WRITTEN**
 - a) Jim Vigil to address Council concerning:
 - i) Update on Trinidad Lake State Park and introduction of new manager;
 - ii) Update on Rural Philanthropy Days to be held in Trinidad in September, 2014
- 4) **COUNCIL REPORTS**
- 5) **REPORTS BY CITY MANAGER AND CITY ATTORNEY**
- 6) **UNFINISHED BUSINESS**
- 7) **MISCELLANEOUS BUSINESS**
 - a) Consideration of bid results for the purchase of aluminum sulfate for the City of Trinidad Water Treatment Plant
 - b) Transfer of ownership of a retail liquor store license by Elizabeth Jameson d/b/a Drop City Liquor at 155 Elm Street (formerly Johnny M. and Elizabeth A. Jameson)
 - c) Temporary permit request by Elizabeth Jameson d/b/a Drop City Liquor at 155 Elm Street
- 8) **BILLS**
- 9) **PAYROLL**, January 4, 2014 through January 17, 2014
- 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).

The regular meeting of the City Council of the City of Trinidad, Colorado, was held on Tuesday, January 7, 2014, at 7:00 p.m. in City Council Chambers at City Hall.

There were present:	Councilmember	Mattie, presiding
	Councilmembers	Bolton, Bonato, Miles
Also present:	City Manager	Acre
	City Attorney	Downs
	City Clerk	Garrett
Absent:	Mayor Pro-Tem	Velasquez
	Councilmember	Shew

The pledge of allegiance was recited.

APPROVAL OF THE MINUTES. Regular Meeting of December 17, 2013 and Special Meetings of December 17, 2013 and December 19, 2013. A motion to approve the minutes as presented was made by Councilmember Bolton and seconded by Councilmember Miles. The motion carried unanimously upon roll call vote.

UNFINISHED BUSINESS. Public hearing for consideration of an ordinance increasing business license fees and modifying the term of the same. Councilmember Mattie declared the public hearing open and called for comment for or against the ordinance. There being none, the hearing was closed.

Second reading of an ordinance increasing business license fees and modifying the term of the same. The ordinance title was read aloud. Councilmember Bolton asked City Manager Acre if he knows the number of licenses there are and the amount of revenue that would be realized from this increase. City Manager Acre answered that he will have to get that information for her. A motion to approve the ordinance on second reading was made by Councilmember Bolton and seconded by Councilmember Bonato. Upon roll call vote the motion carried unanimously.

ORDINANCE NO. 1951

AN ORDINANCE INCREASING CITY OF TRINIDAD BUSINESS LICENSE FEES AND
MODIFYING THE TERM OF THE SAME

BILLS. A motion to approve payment of the bills was made by Councilmember Bolton. The motion was seconded by Councilmember Bonato. Roll call was taken on the motion and it carried unanimously.

PAYROLL, December 21, 2013 through January 10, 2014. Councilmember Bolton noted a substantial amount of money paid out for vacation and sick leave and asked if the City lost an employee. City Manager Acre said it was for someone who did a buyout. A motion to approve the payroll was made by Councilmember Bolton and seconded by Councilmember Miles. Roll call was taken and the motion carried unanimously.

City Manager Acre read aloud plaques that were to be presented this evening to outgoing Mayor Pro-Tem Linda Velasquez and Councilmember Franklin Shew in appreciation for their service to the City. He said he enjoyed working with them and would make sure they receive the plaques.

ADJOURNMENT. There being no further business to come before Council, a motion to adjourn the regular meeting was made by Councilmember Bolton and seconded by Councilmember Miles. The meeting was adjourned by unanimous voice vote of Council.

ATTEST:

ANTHONY MATTIE, Councilmember

AUDRA GARRETT, City Clerk

The regular meeting of the City Council of the City of Trinidad, Colorado, was held on Tuesday, January 7, 2014, at 7:00 p.m. in City Council Chambers at City Hall.

The Honorable Bruce A. Billings, Las Animas County Court Judge, administered the Oath of Office to Joseph A. Reorda as Mayor, Liz Torres, Anthony Mattie, Pat Fletcher and Michelle Miles as Council Members.

PROCLAMATION – LINDA BARRON DAY – JANUARY 8, 2014. Garrison Commander Col. Dave Grosso, Ft. Carson, addressed Council. He thanked them for the privilege and honor of presenting Linda Barron with a certificate recognizing her as a great American, having spent a lifetime of service to others. Ms. Barron credited God and teamwork for her success in those efforts. She provided a brief history of her life. Councilmember Mattie read aloud the Proclamation issued by the Mayor and City Council naming January 8, 2014 as Linda Barron Day for her service to the community, veterans and active military. John Rios, Local VFW Commander, presented Ms. Barron with a service pin.

There were present:	Mayor	Reorda
	Councilmembers	Bolton, Bonato, Fletcher, Mattie, Miles, Torres
Also present:	City Manager	Acre
	City Attorney	Downs
	City Clerk	Garrett

APPOINTMENTS. Appointment of Mayor Pro-Tem. Mayor Reorda opened nominations. Councilmember Fletcher nominated Councilmember Carol Bolton as Mayor Pro-Tem. The nomination was seconded by Councilmember Torres. Councilmember Miles nominated Councilmember Joe Bonato. The nomination died for a lack of a second. Upon roll call vote (taken after the SCEDD appointment), the motion carried unanimously excepting Councilmember Bolton who abstained. Councilmember Bolton thanked Council and said she is very honored to serve in that position.

Appointment of Municipal Judge. Councilmember Bolton moved to re-appoint John E. Garcia as Municipal Judge. The motion was seconded by Councilmember Mattie and carried unanimously upon roll call vote. The Honorable Bruce A. Billings, Las Animas County Court Judge, administered the Oath of Office to John E. Garcia as Municipal Judge.

Appointment to South Central Council of Governments Board (member of Council, coincident with term (currently held by Councilmember Anthony Mattie)). Mayor Reorda stated that he believed in the past the former mayors appointed themselves to the Board. Councilmember Mattie expressed his strong interest in continuing to serve on this Board. Mayor Reorda agreed. He stated that Council needs the present support to continue, referring to the full audience. He added that he hoped the philosophy of Council is that it is not about me, or you, it is about us and the people who put us here. Sometimes we will make mistakes, but Council needs support no matter what they do. This town has gone through grief and sadness. Now it is over and we need to say good things about Trinidad and support and help each other. Everyone will be treated equally. He thanked those in attendance for coming. Terry Sears suggested that when Council needs to hold an executive session they do so at 6:30 p.m. rather than 7:00 p.m. so people will not have to sit and wait. Mayor Reorda said he was going to ask for that motion, to set aside a day and time for executive session. Councilmember Bolton reminded that she had made that suggestion several months back and said Council has been attempting to do that. A motion to re-appoint Councilmember Mattie to the SCCOG Board was made by Councilmember Fletcher and seconded by Councilmember Bolton. The motion carried unanimously upon roll call vote.

Appointment to the Southern Colorado Economic Development District (SCEDD) Board of Directors (Louis Fineberg, Planning Director). Councilmember Mattie nominated Louis Fineberg to the Board and Councilmember Bolton seconded the motion. Roll call was taken and the motion carried unanimously.

Appointment to the Arkansas River Power Authority Board of Directors (formerly held by Franklin Shew). Councilmember Mattie moved for the appointment of Councilmember Pat Fletcher to fill the unexpired term of Franklin Shew on the ARPA Board. Councilmember Miles seconded the motion. Upon roll call vote, the motion carried unanimously.

Appointment to the E911 Authority Board. A motion to re-appoint Nick DeBono to the Board was made by Councilmember Bonato and seconded by Councilmember Fletcher. Roll call was taken and the motion carried unanimously.

Appointments to the Arts & Culture Advisory Commission. Councilmember Bolton made a motion to re-appoint Marilyn Leuszler and Bonnie Canizaro to the Arts & Culture Advisory Commission. Councilmember Miles seconded the motion, which carried by a unanimous roll call vote.

Appointment to the Parks & Recreation Advisory Committee. A motion to re-appoint Cherie Kollander to the Committee was made by Councilmember Bolton and seconded by Councilmember Fletcher. Upon roll call vote, the motion carried unanimously.

PETITIONS OR COMMUNICATIONS, ORAL OR WRITTEN. Mayor Reorda thanked the members of the VFW who were present for being in attendance.

COUNCIL REPORTS. None.

REPORT BY CITY MANAGER. Congratulations and welcome. City Manager Acre congratulated and welcomed the new members of Council. He also wished Council a happy new year and said he looks forward to a good new year.

Office hours. City Manager Acre informed Council that Doris Morgan from Congressman Gardner's office will hold 'office hours' at City Hall tomorrow from 2:30 p.m. to 3:30 p.m.

Commercial Street Project. City Council was advised by City Manager Acre of a Commercial Street business owners' meeting with staff on January 14th at 5:30 p.m. at 210B N. Commercial Street. He explained that he was contacted by a representative of the business owners wanting the communication regarding the Commercial Street Project. Staff had also been thinking about having a meeting. This was the date they agreed upon. Councilmember Miles stated that she has been approached about alternative parking on Commercial Street when the streets are torn up. City Manager Acre said he imagines it will come up and will work with business owners to minimize the impact on them. He has talked to the radio stations about doing some public service announcements and he's discussed the potential of a billboard that reminds people that we are still open for business. Councilmember Miles suggested the City look at the lot across from Smoker Friendly for some accommodation. City Manager Acre said he has had an initial discussion with the owner of the lot who was amenable to leasing that lot similar to how the City does other lots. Mayor Reorda suggested people should park away from where they are going and walk, and employees of the downtown businesses definitely do so.

REPORT BY CITY ATTORNEY. Medical Marijuana Ordinance. City Attorney Downs reminded Council that about a week ago he provided Council with a copy of a lengthy ordinance regarding medical marijuana regulations. He asked Council to ignore that ordinance. Andy Nathan, a CIRSA lawyer, has told him that Trinidad needs a simpler and easier ordinance, like Cortez, Colorado's ordinance. He said he'd try to get a new ordinance to Council in this Friday's packet.

MISCELLANEOUS BUSINESS. Retail liquor store license renewal request by Linda T. Anderson Barron d/b/a Mountain Liquor & General Store at 1144 Robinson Avenue. Linda Barron was present on behalf of the renewal request. A motion to approve the license renewal was made by Councilmember Bolton. Councilmember Miles seconded the motion. Roll call was taken on the motion which carried unanimously.

Designation of public places for posting of notice of meetings. Councilmember Bolton said that City Hall and the Carnegie Public Library has served the City well for this purpose for the past 20 years and moved that they continue to be the designated public places for posting of meeting notices. Councilmember Bonato seconded the motion which carried by a unanimous roll call vote.

Appeal from a decision of the Planning, Zoning and Variance Commission filed by Lex and Alyce Vollmer, Application #2013-15, Request for variance to place an accessory structure with a 4/12 roof-pitch and to exceed the allowable square footage of accessory structure, located at 203 E. North Avenue. Councilmember Bolton made a motion to set this matter for public hearing on February 4, 2014 at 7:00 p.m. Councilmember Mattie seconded the motion. Upon roll call vote the motion carried unanimously excepting Councilmember Bonato who abstained.

Acceptance of Affidavit of Surrender of the state and local liquor licenses of LMR, Inc. d/b/a Purgatoire & A Little Catering Company. A motion to accept the affidavit was made by Councilmember Miles and was seconded by Councilmember Bonato. Upon roll call vote the motion carried unanimously, however with Councilmember Torres recusing herself from the vote.

EXECUTIVE SESSION. For discussion of specialized details of security arrangements or investigations under C.R.S. Section 24-6-402(4)(d) – Discussion of policies regarding future security measures; and for discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees – Informal discussion regarding City Manager/City Council relationship; and for a conference with the City Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) – Discussion regarding ARPA mediation. A motion to enter into executive session for the stated purposes was made by Councilmember Mattie and seconded by Councilmember Bolton. Upon roll call vote the motion carried unanimously and the executive session ensued at 8:00 p.m. The executive session was electronically recorded as required by the Open Meetings Law except that portion constituting legal advice. Upon conclusion of executive session at 9:35 p.m., the meeting resumed.

I, Les S. Downs, City Attorney for the City of Trinidad, do hereby attest that the executive session held on this 7th day of January, 2014, was permissible under CRS Section 24-6-402 (4)(b).

As City Attorney, it is my opinion that the discussion of the matter announced in the motion to enter into executive session constituted a privileged attorney-client communication. Therefore, it is my recommendation that no further record be kept of this executive session.

Les S. Downs
City Attorney

ADJOURNMENT. There being no further business to come before Council, a motion to adjourn the regular meeting was made by Councilmember Bolton and seconded by Councilmember Mattie. The meeting was adjourned by unanimous voice vote of Council.

ATTEST:

JOSEPH A. REORDA, Mayor

AUDRA GARRETT, City Clerk

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Council Communication

City Council Regular Meeting: January 21, 2014

Prepared on: January 6, 2014

Dept. Head Signature: 

of Attachments: 1

SUBJECT: Aluminum Sulfate Bid Summary

Presenter: Tom Acre, City Manager

Recommended City Council Action: Staff is recommending approval of the low bid.

Summary Statement: Aluminum Sulfate is a chemical used in the water purification process at the Water Treatment Plant. Staff received three bids and the low bidder's cost was \$32,634, which includes two separate deliveries. The cost has been budgeted and will be expended through the 2014 Budget.

Expenditure Required: \$32,634.00

Source of Funds: Water Department Budget: Filtration Plant- Chemicals

Policy Issue: We are required to provide a reliable and safe drinking water supply to our customers and ensure we meet or exceed required State standards for public health and safety.

Alternative: None

Background Information: Aluminum Sulfate has been used for several years for water purification at the Water Treatment Plant. The chemical assists with the flocculation process in our water treatment system. The cost of aluminum sulfate exceeds the \$30,000, therefore, City Council approval is being sought. Staff has requested to purchase a total of 88,200 pounds of Aluminum Sulfate; however, the delivery of the chemical will occur in two separate shipments. Due to the cost exceeding \$30,000, City Council must approve the purchase. Staff has included a bid summary identifying the bid amounts from the individual companies. Staff recommends approval of the purchase from DPC Industries, Inc. in the amount of \$32,634.00

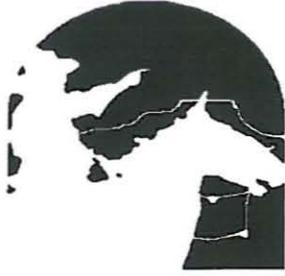
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ALUMINUM SULFATE
BID SUMMARY

January 6, 2014

Supplier	Quantity	Unit Price	Delivery Amount	Total Amount
DPC Industries, Inc. 3501 2 nd St., SW P.O. Box 9155 AMF Albuquerque, NM 87119-9155	88,200 lbs	0.37/lb	Included	\$32,634.00
Treatment Technology 25667 Conifer Rd., Suite 100 Conifer, CO 80433	88,200 lbs	0.40/lb	Included	\$35,280.00
Univar USA, Inc. 8201 S 212 th Kent, WA 98032-1994	88,200 lbs	0.475/lb	Included	\$41,895.00

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CITY OF TRINIDAD, COLORADO
1876

COUNCIL COMMUNICATION

CITY COUNCIL MEETING: January 21, 2014
PREPARED BY: Audra Garrett, City Clerk
DEPT. HEAD SIGNATURE: *Audra Garrett*
OF ATTACHMENTS: 2

SUBJECT: Transfer of ownership request of a retail liquor store license by Elizabeth Jameson d/b/a Drop City Liquor at 155 E. Elm Street (formerly Johnny M. and Elizabeth A. Jameson d/b/a Drop City Liquor)

PRESENTER: Elizabeth Jameson

RECOMMENDED CITY COUNCIL ACTION: Set the transfer of ownership request for public hearing on February 18, 2014

SUMMARY STATEMENT: N/A

EXPENDITURE REQUIRED: No

SOURCE OF FUNDS: N/A

POLICY ISSUE: The only consideration with a transfer of ownership of a liquor license is the moral character of the applicant.

ALTERNATIVE: The hearing could be set as early as February 4, 2014, however it is doubtful we would have fingerprint results back by then.

BACKGROUND INFORMATION:

- The application is in order. The licensee seeks to transfer the licensed premise.
- A disclosure statement is provided by Councilmembers Miles (attached).
- Appropriate fees have been paid.

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**COLORADO LIQUOR
 RETAIL LICENSE APPLICATION**

NEW LICENSE TRANSFER OF OWNERSHIP LICENSE RENEWAL

- ALL ANSWERS MUST BE PRINTED IN BLACK INK OR TYPEWRITTEN
- APPLICANT MUST CHECK THE APPROPRIATE BOX(ES)
- LOCAL LICENSE FEE \$ _____
- APPLICANT SHOULD OBTAIN A COPY OF THE COLORADO LIQUOR AND BEER CODE (Call 303-370-2165)

1. Applicant is applying as a
 Corporation
 Partnership (includes Limited Liability and Husband and Wife Partnerships)
 Individual
 Limited Liability Company
 Association or Other

2. Applicant If an LLC, name of LLC; if partnership, at least 2 partner's names; if corporation, name of corporation
 Elizabeth Jameson Fein Number _____

2a. Trade Name of Establishment (DBA) State Sales Tax No. Business Telephone
 Drop City Liquor- _____ 0000 719-846-1370

3. Address of Premises (specify exact location of premises)
 155 E. Elm St.

City Trinidad	County Las Animas	State CO	ZIP Code 81082
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4. Mailing Address (Number and Street) 155 E. Elm St.	City or Town Trinidad	State CO	ZIP Code 81082
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5. If the premises currently have a liquor or beer license, you MUST answer the following questions:

Present Trade Name of Establishment (DBA) Drop City Liquor	Present State License No.	Present Class of License	Present Expiration Date January 23, 2014
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LIAB	SECTION A	NONREFUNDABLE APPLICATION FEES	LIAB	SECTION B (CONT.)	LIQUOR LICENSE FEES
2300	<input type="checkbox"/>	Application Fee for New License	1985	<input type="checkbox"/>	Resort Complex License (City)
2302	<input type="checkbox"/>	Application Fee for New License - w/Concurrent Review	1986	<input type="checkbox"/>	Resort Complex License (County)
2310	<input checked="" type="checkbox"/>	Application Fee for Transfer	1988	<input type="checkbox"/>	Add Related Facility to Resort Complex ... \$ 75.00 X _____ Total _____
			1990	<input type="checkbox"/>	Club License (City)
			1991	<input type="checkbox"/>	Club License (County)
			2010	<input type="checkbox"/>	Tavern License (City)
			2011	<input type="checkbox"/>	Tavern License (County)
			2012	<input type="checkbox"/>	Manager Registration - Tavern
			2020	<input type="checkbox"/>	Arts License (City)
			2021	<input type="checkbox"/>	Arts License (County)
			2030	<input type="checkbox"/>	Racetrack License (City)
			2031	<input type="checkbox"/>	Racetrack License (County)
			2040	<input type="checkbox"/>	Optional Premises License (City)
			2041	<input type="checkbox"/>	Optional Premises License (County)
			2045	<input type="checkbox"/>	Vintners Restaurant License (City)
			2046	<input type="checkbox"/>	Vintners Restaurant License (County)
			2220	<input type="checkbox"/>	Add Optional Premises to H & R
			2370	<input type="checkbox"/>	Master File Location Fee
			2375	<input type="checkbox"/>	Master File Background

LIAB	SECTION B	LIQUOR LICENSE FEES
1905	<input type="checkbox"/>	Retail Gaming Tavern License (City)
1906	<input type="checkbox"/>	Retail Gaming Tavern License (County)
1940	<input checked="" type="checkbox"/>	Retail Liquor Store License (City)
1941	<input type="checkbox"/>	Retail Liquor Store License (County)
1950	<input type="checkbox"/>	Liquor Licensed Drugstore (City)
1951	<input type="checkbox"/>	Liquor Licensed Drugstore (County)
1960	<input type="checkbox"/>	Beer and Wine License (City)
1961	<input type="checkbox"/>	Beer and Wine License (County)
1970	<input type="checkbox"/>	Hotel and Restaurant License (City)
1971	<input type="checkbox"/>	Hotel and Restaurant License (County)
1975	<input type="checkbox"/>	Brew Pub License (City)
1976	<input type="checkbox"/>	Brew Pub License (County)
1980	<input type="checkbox"/>	Hotel and Restaurant License w/opt premises (City)
1981	<input type="checkbox"/>	Hotel and Restaurant License w/opt premises (County)
1983	<input type="checkbox"/>	Manager Registration - H & R

DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY

LIABILITY INFORMATION

County	City	Industry Type	License Account Number	Liability Date	License Issued Through (Expiration Date)
				FROM	TO
State _____-750 (999)	City 2180-100 (999)	County 2190-100 (999)	Managers Reg _____-750 (999)		
Cash Fund New License 2300-100 (999)		Cash Fund Transfer License 2310-100 (999)		TOTAL	
				\$	

6. Is the applicant (including any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation) or manager under the age of twenty-one years? Yes No

7. Has the applicant (including any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation) or manager ever (in Colorado or any other state);
 (a) been denied an alcohol beverage license?
 (b) had an alcohol beverage license suspended or revoked?
 (c) had interest in another entity that had an alcohol beverage license suspended or revoked?
 If you answered yes to 7a, b or c, explain in detail on a separate sheet.

8. Has a liquor license application (same license class), that was located within 500 feet of the proposed premises, been denied within the preceding two years? If "yes," explain in detail.

9. Are the premises to be licensed within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary?

10. Has a liquor or beer license ever been issued to the applicant (including any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation)? If yes, identify the name of the business and list any current or former financial interest in said business including any loans to or from a licensee.

11. Does the Applicant, as listed on line 2 of this application, have legal possession of the premises by virtue of ownership, lease or other arrangement?
 Ownership Lease Other (Explain in Detail)

a. If leased, list name of landlord and tenant, and date of expiration, EXACTLY as they appear on the lease:

Landlord	Tenant	Expires

Attach a diagram and outline or designate the area to be licensed (including dimensions) which shows the bars, brewery, walls, partitions, entrances, exits and what each room shall be utilized for in this business. This diagram should be no larger than 8 1/2" X 11". (Doesn't have to be to scale)

12. Who, besides the owners listed in this application (including persons, firms, partnerships, corporations, limited liability companies), will loan or give money, inventory, furniture or equipment to or for use in this business; or who will receive money from this business. Attach a separate sheet if necessary.

NAME	DATE OF BIRTH	FEIN OR SSN	INTEREST
First Nat Bank			Bldg Loan

Attach copies of all notes and security instruments, and any written agreement, or details of any oral agreement, by which any person (including partnerships, corporations, limited liability companies, etc.) will share in the profit or gross proceeds of this establishment, and any agreement relating to the business which is contingent or conditional in any way by volume, profit, sales, giving of advice or consultation.

13. **Optional Premises or Hotel and Restaurant Licenses with Optional Premises** Yes No

 Has a local ordinance or resolution authorizing optional premises been adopted?
 Number of separate Optional Premises areas requested. _____ (See License Fee Chart)

14. **Liquor Licensed Drug Store** applicants, answer the following: Yes No

 (a) Does the applicant for a Liquor Licensed Drug Store have a license issued by the Colorado Board of Pharmacy? COPY MUST BE ATTACHED.

15. **Club Liquor License** applicants answer the following and attach: Yes No

 (a) Is the applicant organization operated solely for a national, social, fraternal, patriotic, political or athletic purpose and not for pecuniary gain?
 (b) Is the applicant organization a regularly chartered branch, lodge or chapter of a national organization which is operated solely for the object of a patriotic or fraternal organization or society, but not for pecuniary gain?
 (c) How long has the club been incorporated? _____ (d) Has applicant occupied an establishment for three years that was operated solely for the reasons stated above?
 (Three years required)

16. **Brew-Pub License or Vintner Restaurant Applicants** answer the following: Yes No

 (a) Has the applicant received or applied for a Federal Permit?
 (Copy of permit or application must be attached)

17a. **Name of Manager (for all on-premises applicants)** Elizabeth A. Jameson (If this is an application for a Hotel, Restaurant or Tavern License, the manager must also submit an Individual History Record (DR 8404-I). Date of Birth

17b. Does this manager act as the manager of, or have a financial interest in, any other liquor licensed establishment in the State of Colorado? If yes, provide name, type of license and account number. Yes No

18. **Tax Distraint Information.** Does the applicant or any other person listed on this application and including its partners, officers, directors, stockholders, members (LLC) or managing members (LLC) and any other persons with a 10% or greater financial interest in the applicant currently have an outstanding tax distraint issued to them by the Colorado Department of Revenue? Yes No

 If yes, provide an explanation and include copies of any payment agreements.

19. If applicant is a corporation, partnership, association or limited liability company, applicant **must list** ALL OFFICERS, DIRECTORS, GENERAL PARTNERS, AND MANAGING MEMBERS. In addition applicant **must list** any stockholders, partners, or members with OWNERSHIP OF **10% OR MORE** IN THE APPLICANT. ALL PERSONS LISTED BELOW must also attach form DR 8404-I (Individual History record), and submit finger print cards to their local licensing authority.

NAME	HOME ADDRESS, CITY & STATE	DOB	POSITION	% OWNED*

*If total ownership percentage disclosed here does not total 100% applicant must check this box

Applicant affirms that no individual other than these disclosed herein, owns 10% or more of the applicant

Additional Documents to be submitted by type of entity

- CORPORATION** Cert. of Incorp. Cert. of Good Standing (if more than 2 yrs. old) Cert. of Auth. (if a foreign corp.)
 PARTNERSHIP Partnership Agreement (General or Limited) Husband and Wife partnership (no written agreement)
 LIMITED LIABILITY COMPANY Articles of Organization Cert. of Authority (if foreign company) Operating Agrmt.
 ASSOCIATION OR OTHER Attach copy of agreements creating association or relationship between the parties

Registered Agent (if applicable)

Address for Service

OATH OF APPLICANT

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge. I also acknowledge that it is my responsibility and the responsibility of my agents and employees to comply with the provisions of the Colorado Liquor or Beer Code which affect my license.

Authorized Signature

Title

Date

Elizabeth Jameson

Owner

1-10-14

REPORT AND APPROVAL OF LOCAL LICENSING AUTHORITY (CITY/COUNTY)

Date application filed with local authority

Date of local authority hearing (for new license applicants; cannot be less than 30 days from date of application 12-47-311 (1) C.R.S.

THE LOCAL LICENSING AUTHORITY HEREBY AFFIRMS:

That each person required to file DR 8404-I (Individual History Record) has:

Yes No

Been fingerprinted

Been subject to background investigation, including NCIC/CCIC check for outstanding warrants

That the local authority has conducted, or intends to conduct, an inspection of the proposed premises to ensure that the applicant is in compliance with, and aware of, liquor code provisions affecting their class of license

(Check One)

Date of Inspection or Anticipated Date _____

Upon approval of state licensing authority.

The foregoing application has been examined; and the premises, business to be conducted, and character of the applicant are satisfactory. We do report that such license, if granted, will meet the reasonable requirements of the neighborhood and the desires of the adult inhabitants, and will comply with the provisions of Title 12, Article 46 or 47, C.R.S. **THEREFORE, THIS APPLICATION IS APPROVED.**

Local Licensing Authority for

Telephone Number

TOWN, CITY
 COUNTY

Signature

Title

Date

Signature (attest)

Title

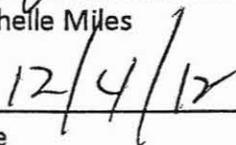
Date

DISCLOSURE STATEMENT

I, Michelle Miles, hereby state and affirm that I am a member of Opera House Wine & Spirits, LLC, a Colorado limited liability company formed on February 22, 2010, whose principal office address is 601 W. Main Street, Trinidad, Colorado, 81082; that said limited liability company owns and operates Tire Shop Wine & Spirits, a retail liquor store licensed entity, licensed under Title 12, Articles 46 or 47, CRS 1973, as amended of the State of Colorado and under Chapter 3 of the Municipal Code of the City of Trinidad, located at 601 W. Main Street, in the City of Trinidad, County of Las Animas, State of Colorado; that I hold a 99% interest in Opera House Wine & Spirits, LLC; and, that I am able to act independently upon liquor licensing matters that come before the Trinidad City Council, the local liquor licensing authority, of which I am a member.



Michelle Miles



Date

7c



COUNCIL COMMUNICATION

CITY COUNCIL MEETING: January 21, 2014
PREPARED BY: Andra Garrett, City Clerk
DEPT. HEAD SIGNATURE: *Andra Garrett*
OF ATTACHMENTS: 2

SUBJECT: Temporary permit request by Elizabeth Jameson d/b/a Drop City Liquor at 155 E. Elm Street

PRESENTER: Elizabeth Jameson

RECOMMENDED CITY COUNCIL ACTION: Approval of the permit is recommended to allow the business to continue operating until the approval of the transfer is granted or denied.

SUMMARY STATEMENT: N/A

EXPENDITURE REQUIRED: No

SOURCE OF FUNDS: N/A

POLICY ISSUE: Temporary permits allow an applicant to continue operation until the transfer is ultimately approved or disapproved. The duration of the temporary permit is 120 days.

ALTERNATIVE: The permit could be denied.

BACKGROUND INFORMATION:

- The temporary permit application is in order.
- A disclosure statement is provided by Councilmembers Miles (attached).
- The appropriate fee has been paid.

7c



CITY OF TRINIDAD, COLORADO
TEMPORARY PERMIT APPLICATION - LIQUOR OR 3.2% BEER
FEE: \$100

Applicant is:

X Individual Corporation Partnership Limited Liability Co. Other

If the applicant is a partnership, list the name and addresses of all partners; if the applicant is a corporation, association, or other organization, list the names and addresses of the president, vice-president, secretary, and managing officer; if the applicant is a limited liability company, list the names and addresses of all members. (Attach a separate sheet if necessary)

Applicant's Name: Elizabeth Jameson

Applicant's Address (street name & number, city, state, zip code): PD Box 236 Aguirre, CO 81021
10500 CR 69.4 Lot 1 Trinidad, CO

Applicant's financial interest in the proposed transfer: owner

The premises for which the temporary permit is sought: (Business name and address, must be the same as shown on the application for transfer of ownership.)

155 E. Elm St. Drop City Liquor

INFORMATION ON EXISTING LICENSE

Trade Name of Establishment: Drop City Liquor

Current Licensee: Johnny & Elizabeth Jameson

State License Number: 42995620000 Liquor License

Type of License: Liquor Store License

Expiration Date: 01-23-13

Signature of Applicant: Elizabeth Jameson

Date: 1-10-14

TEMPORARY PERMIT
Approval by Local Licensing Authority
City of Trinidad, Colorado

Date Approved by Local Authority:

Temporary Permit Expiration Date:

ATTEST:

Mayor

City Clerk

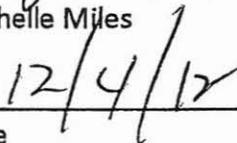
Date

DISCLOSURE STATEMENT

I, Michelle Miles, hereby state and affirm that I am a member of Opera House Wine & Spirits, LLC, a Colorado limited liability company formed on February 22, 2010, whose principal office address is 601 W. Main Street, Trinidad, Colorado, 81082; that said limited liability company owns and operates Tire Shop Wine & Spirits, a retail liquor store licensed entity, licensed under Title 12, Articles 46 or 47, CRS 1973, as amended of the State of Colorado and under Chapter 3 of the Municipal Code of the City of Trinidad, located at 601 W. Main Street, in the City of Trinidad, County of Las Animas, State of Colorado; that I hold a 99% interest in Opera House Wine & Spirits, LLC; and, that I am able to act independently upon liquor licensing matters that come before the Trinidad City Council, the local liquor licensing authority, of which I am a member.



Michelle Miles



Date