



**CITY OF TRINIDAD
TRINIDAD, COLORADO**

The Regular Meeting of the City Council of the City of Trinidad, Colorado, will be held on Tuesday, October 18, 2011 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) **READING OF MINUTES**, Regular Meeting of October 4, 2011
- 3) **PUBLIC HEARING**
 - a) 2012 Capital Improvement Projects Budget
 - b) 2012 Annual Budget
- 4) **PETITIONS OR COMMUNICATIONS, ORAL OR WRITTEN**
- 5) **REPORTS BY CITY MANAGER AND CITY ATTORNEY**
 - a) Colorado Welcome Center quarterly report
- 6) **COMMITTEE REPORTS**
- 7) **UNFINISHED BUSINESS**
- 8) **MISCELLANEOUS BUSINESS**
 - a) Tavern liquor license renewal request by Trinidad Lanes, LLC at 823 Van Buren
 - b) 3.2% Beer Retail License (Off Premises) renewal request by JR's Fuel Stop, Inc. d/b/a JR's Fuel Stop 810 at 731 E. Main Street
 - c) 3.2% Beer Retail License (Off Premises) renewal request by JR's Fuel Stop, Inc. d/b/a JR's 811 at 105 E. Colorado Avenue
 - d) Special events permit request (malt, vinous and spirituous) by Mount Carmel Health, Wellness & Community Center at 911 Robinson for November 5, 6, 11, 12, & 13, 2011
 - e) Consideration of Contract Amendment #2 between the City and Colorado Department of Local Affairs for the Trinidad Old Stone Water Works Building
 - f) Consideration of Third Amendment to Agreement between the City and Southern Colorado Construction, Inc.
 - g) First reading of a supplemental budget ordinance identifying and appropriating a previously unanticipated revenue source for the Capital Projects Fund for the fiscal year beginning on January 1, 2011, and ending on December 31, 2011, and setting a hearing date for consideration of said ordinance
 - h) First reading of an ordinance amending Chapter 14 ('Planning and Zoning'), Section 14-100 ('Off-Street Parking') of the Code of the City of Trinidad, Colorado, to accommodate possible reductions in the required number of parking spaces for mixed-use developments, and setting a hearing date for consideration of said ordinance
- 9) **BILLS**
- 10) **PAYROLL**, October 1, 2011 through October 14, 2011
- 11) **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, October 4, 2011 at 7:00 p.m. in City Council Chambers at City Hall.

There were present:	Mayor	Garduno, presiding
	Councilmembers	Aragon, Pando, Rino, Shew, Toupal, Velasquez
Also present:	City Attorney	Beatty
	City Clerk	Garrett
	City Manager	Gil de Rubio

The pledge of allegiance was recited.

READING OF THE MINUTES. Regular Meeting of September 20, 2011. Mayor Garduno called for any questions, additions or discussion. A motion to approve the minutes as submitted was made by Councilmember Rino and seconded by Councilmember Toupal. The motion carried unanimously excepting Councilmember Velasquez who abstained due to her absence from that meeting.

PETITIONS OR COMMUNICATIONS, ORAL OR WRITTEN. Las Animas County Commissioner Gary Hill addressed Council regarding health insurance and passed a booklet on to the City Manager. He explained that the County belongs to the County Health Pool, the board of which consists strictly of County Commissioners and he is one of them. He said that since the City is looking at their budget now if the plan saves them a dime it would be good for the City. Mr. Hill said the board held their annual meeting two weeks ago and where the national trend is 9 to 16% increases in health insurance costs, the county was able to hold their increase to 4% for next year. He added that although he hasn't used the insurance, he understands that it is a good plan. Councilmember Rino asked what kind of insurance it is. Mr. Hill said it is health insurance through CTSI, who also sells every other type of insurance. City Manager Gil de Rubio further clarified that this is a governmental pool.

Tom Murphy addressed Council regarding ethics violations and the golf course clubhouse. He said he just wanted to let Council know that tomorrow or the next day he would be delivering a verified complaint of the Code of Ethics to City Attorney Beatty on behalf of Councilmember Pando, Councilmember Velasquez and Mayor Garduno. He said he felt it important for him to show up and look them in the eye and let them know he was going to do so. He continued that last week at the meeting Councilmember Rino made two very profound statements regarding the golf course – the City should have hired an engineer because of the problems we are having now and that the Golf Association had absolutely nothing to do with the purchase of the clubhouse. He said his observation is that we have a Council who reacts rather than plans. Mr. Murphy continued that his understanding is that Council members Pando and Rino attended a Golf Association meeting and said he was not sure if they shared that with the rest of the Council, but the next time that is on the agenda if they have shared that meeting with the rest of Council he would like to know about it at the next meeting, noting that he may be wrong about it based on the way Councilmember Pando was rolling his eyes. He reiterated that he would be delivering the complaints tomorrow or the next day. Councilmember Pando asked Mr. Murphy if he doesn't ever have anything positive and why he is such a negative person. He asked why he doesn't try to come up with something positive in his newspaper – there's got to be some beautiful things happening in Trinidad. It seems like he survives just on the negatives and jabbing, he said, and that it was very evident at the 'Meet the Candidates' forum. He re-asked why he doesn't come up with something positive that is beneficial since he talks about what is good for Trinidad and what is good for the community. He suggested he come up with something good. Mr. Murphy rebutted, asking why he doesn't look at 30 years of investment in this community. He said he'd show him in his bank records what he has done for this community – he's bought locally and hired locally, so he said he found that very insulting that he would say that. Councilmember Rino told Mr. Murphy that he is the liaison between the Golf Association and the City and therefore he is entitled to go to the meetings. Mr. Murphy said that's why he asked. He questioned the fact that he said the City should have hired an engineer. Mr. Murphy said he was here and there had been no talk about buying the clubhouse. It just popped up and was one of the last things Jim Soltis did. He asked that he be shown on the tapes when it had been discussed. It was done in an instant, it just happened, there was no discussion. That's reaction, not planning. Councilmember Rino said he may be right but on the same token every Council member voted on the purchase of the clubhouse. Mr. Murphy agreed that they did, but when you talk about long-range planning that isn't it. Councilmember Rino agreed. Mr. Murphy reminded that there was money taken out of the budget, over \$200,000 and it is not chump change. Councilmember Velasquez told Mr. Murphy that the last time she remembered this is America – not guilty until proven. Mr. Murphy said he's not saying she's guilty.

REPORT BY CITY MANAGER. 2012 Draft Budget. City Manager Gil de Rubio identified at Council's seating places the draft 2012 budget. He said they have been spending time the last week putting together the budget and thanked Finance Director Rose Blatnik for her diligent work on it as well as the department heads. He described it as a hectic week however they have produced a formidable budget. He asked Council to take this ensuing week to go over the budget and mark it up and any questions they have will be answered at the next work session.

ARPA. City Manager Gil de Rubio pointed out that Council had received a report regarding the last ARPA meeting.

Budget. Councilmember Rino asked if the 2012 proposed budget includes a 2% increase and doing away with furloughs. City Manager Gil de Rubio advised that it does.

REPORT BY CITY ATTORNEY. Town of Cokedale. City Attorney Beatty advised Council that the City has been contacted by the Town of Cokedale who desires to secure a contract stating the City will continue to sell water to the town. The City has been doing so since at least 1957, however there's no written agreement in place. City Attorney Beatty explained that the reason for their request at this time is because of their pursuit for funding from the Colorado Department of Public Health and Environment for the completion of a sewer project in the town. He concluded that Council may

OCTOBER 4, 2011

anticipate a draft agreement before them in the next few months.

Trinidad Lake Reservoir Project. City Attorney Beatty informed Council of a Trinidad Lake Reservoir Project annual review meeting to be held this Friday morning, October 7th. The US Bureau of Reclamation and the Colorado Division of Water Resources and other parties will be in attendance. Utilities Superintendent Jim Fernandez and other City staff members will attend as will Jeff Kahn and the City's water engineer Gary Thompson. The City will be requesting that the Arkansas River Compact Administration consider two amendments to the operating principles for Trinidad Lake Reservoir. One is the use of water rights outside of the Purgatoire River Water Conservancy District boundaries and the second is to increase the number of acres under the Johns Flood Ditch for which the City can claim consumptive use credit. Those issues may also be discussed this Thursday at 7:00 p.m. in Council Chambers by the Purgatoire River Water Conservancy District during their meeting.

Labor Unions. City Attorney Beatty advised Council that the City's labor unions will seek renewal of their contracts with the City. City Manager Gil de Rubio is leading the negotiations and there are a number of items the City will seek to address with the union, which might include injury leave provisions, compensatory time off provisions, pay increase for temporary assignments to work in a higher job classification, and funeral leave, among other aspects of the contracts.

Personnel manual. City Attorney Beatty told Council that the work on the personnel manual is still underway. It is anticipated to be provided for Council's consideration in the next few months as well.

City Manager evaluation. Councilmember Pando requested City Attorney Beatty get a ruling on what was correct in terms of the arguments with respect to the City Manager evaluation. He said he recognizes the Open Meetings law but the Charter says something different. The City Manager's contract is nearly exact language to the Charter. Someone needs to make a ruling. He said he contends that Council determines how the evaluation is done. He challenged City Attorney Beatty to prove him right or prove him wrong. He added that he doesn't know what he has to do to find it out, but either find it out or it goes to the next level, which will be determined by him. City Attorney Beatty reminded him that they had discussed this issue on a few occasions and that he provided his opinion. After review of the employment agreement, the conservative approach is to air on the side of caution. Councilmember Pando reiterated that Council needs to get another opinion at a higher level. City Attorney Beatty questioned what higher level. Councilmember Pando said he doesn't know but that City Attorney Beatty would be more familiar. City Attorney Beatty reiterated that he rendered his opinion but can solicit another opinion. He re-asked what the next step would be. Councilmember Pando said he'd think it over and he would hear about it. City Manager Gil de Rubio interjected, reminding that Council determined the method of evaluation and there was a motion and second and voted for approval for each Council member to provide him with their written evaluation and to meet with him one on one. Therefore he said the Charter has been fulfilled as far as the Council determining the method of evaluation. Councilmember Pando said that may be true for this year, but then we are talking about for next year. It doesn't mean that's for every year. We have time to work on it. City Attorney Beatty said he can consult with someone else. Councilmember Pando suggested maybe the Colorado Municipal League.

Budget. City Manager Gil de Rubio advised that there will be copies of the draft budget for the public but if any of the Council or Mayoral candidates wanted to have a copy they may stop by and obtain one.

COMMITTEE REPORTS. None.

UNFINISHED BUSINESS. None.

MISCELLANEOUS BUSINESS. First reading of an ordinance amending Section 7-47.1(1) of Chapter VII ("Finance and Taxation") of the Trinidad City Code to revise requirements of membership in the Tourism Board of the City of Trinidad, Colorado, and setting a hearing date for consideration of said ordinance. The ordinance was introduced by Councilmember Toupal and then read aloud in its entirety. Mayor Garduno sought City Attorney Beatty's clarification, recalling that Council had approved two questions for the ballot in November to change the Charter. She said they had to do that to make changes to the Charter. She asked how they can make changes now through an ordinance. City Attorney Beatty explained that the ordinance proposed doesn't change the Charter language. It is a proposed amendment to the Code of Ordinances, Section 7-47.1(1). He said that he believes the impetus for this ordinance was the fact that the City is having difficulty staffing the Tourism Board at the moment. There are three members and the ordinance calls for five. The two members needed on the board need to be from the hotel and the restaurant industries. Although there have been efforts made to recruit, they haven't been successful. He said he thought City Manager Gil de Rubio would like to make this ordinance provision not any more restrictive than our City Charter. The City Charter provides the general rule that members of the City boards and commissions shall be residents but there is additional language in Section 8.3 that provides "in the event that a board of commission may have responsibilities or duties which affect certain areas outside the City limits, the Council may appoint qualified residents of the affected area to that board or commission; provided that the majority of the voting members of such board or commission shall always be residents of the City." Where the current ordinance for the Tourism Board membership restricts membership to residents of the City of Trinidad, he said the Home Rule Charter actually provides a window for appointment to someone who doesn't live in the City limits. He advised that in the event that City Council entertains a motion to appoint a non-resident, it would need to be accompanied with a finding that the board or commission has responsibilities which affect certain areas outside of the City limits and that person resides in an affected area. Councilmember Rino suggested that it seems they could do a better job in recruiting citizens. He added that he spoke to a couple of people today, and one person who said she might be interested. Before they do this and open it up, they should stick with the way the ordinance is and Council should try to recruit. If they are unable to get members in the City limits, then they can reconsider extending it out of City limits. He reiterated that they can try to recruit the two people. He opined that would be the best way to proceed. Mayor Garduno recalled that in the past Council members used to take the responsibility of recruiting a member of the community to serve on boards and commissions, and that seemed to work fairly well. She added that she's not convinced that this proposed ordinance will fix the problem and that the City lodging tax board should be filled within the City limits. City Manager Gil de Rubio said this ordinance was to be a prototype for other boards. He pointed out that the Parks & Recreation Advisory Committee cannot get members either and they had difficulty filling the Library Board. City Manager Gil de Rubio applauded Council for trying to get members, but said he didn't see how this ordinance would hurt, reminding that Council still has discretion in making the appointments. Mayor

Garduno reiterated her opinion that since this is a City lodging tax, her preference is that the board be staffed with local members. Councilmember Aragon moved to approve the ordinance on first reading and consider it further at a public hearing to be held at 7:00 p.m. on October 18, 2011. Councilmember Toupal seconded the motion. Roll call was taken and the following votes were cast:

Aye - Aragon, Shew, Toupal
Nay - Pando, Rino, Velasquez, Garduno

The motion failed and consequently the ordinance died on first reading.

ORDINANCE NO.

AN ORDINANCE AMENDING SECTION 7-47.1(1) OF CHAPTER VII ("FINANCE AND TAXATION") OF THE TRINIDAD CITY CODE TO REVISE REQUIREMENTS OF MEMBERSHIP IN THE TOURISM BOARD OF THE CITY OF TRINIDAD, COLORADO

Appointments to the Planning, Zoning and Variance Commission. Mayor Garduno announced that two letters of interest were received for three positions. The letters received were from Glenn T. Davis and Cherie Kollander, both seeking re-appointment to the Commission. A motion to re-appoint Glenn T. Davis and Cherie Kollander was made by Councilmember Rino and seconded by Councilmember Velasquez. The motion carried by a unanimous roll call vote.

Setting of Public Hearing date for Capital Budget Estimates and 2012 Annual Budget (10/18/11). Councilmember Rino moved to set the public hearings for 7:00 p.m. on October 18, 2011. The motion was seconded by Councilmember Velasquez and carried unanimously upon a roll call vote.

BILLS. A motion to approve the bills was made by Councilmember Rino. The motion was seconded by Councilmember Toupal. Councilmember Rino said he didn't know if his question was for the City Manager or the Tourism Board, but noticed a \$175 payment to Barrack Properties for moving the trolley storage. He asked if the individual who owns the building where the trolley was previously stored had been informed that it was going to be moved out. He asked if the City had a lease agreement with that individual and if it had been checked out because he understands there was a lease agreement. City Manager Gil de Rubio said his understanding is that person had been notified. Councilmember Rino rebutted that he wasn't. City Manager Gil de Rubio said he'd look into it. Mayor Garduno noted that the City was paying M & M \$100 and this is an increase to \$175. She asked if there was a reason for the move. City Manager Gil de Rubio said he'd look into it. Steven Kelley, a member of the Tourism Board, stated the reason for the increase is because they are storing the trailer there as well as the trolley. Councilmember Rino said the trolley had been stored at the previous location for close to 20 years and questioned why it was moved. City Manager Gil de Rubio said he'd look into it and get back to Council. Roll call was taken on the motion. The motion carried unanimously.

PAYROLL, September 17, 2011 through September 30, 2011. A motion to approve the payroll was made by Councilmember Shew and seconded by Councilmember Toupal. The motion carried unanimously.

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

ATTEST:

JENNIE GARDUNO, Mayor

AUDRA GARRETT, City Clerk

ITEM NO. 3

ITEM TO BE PLACED ON THE AGENDA FOR THE
REGULAR MEETING OF THE CITY COUNCIL TO
BE HELD ON October 18, 2011

ITEM:

PUBLIC HEARING

- a) 2012 Capital Improvement Projects Budget
- b) 2012 Annual Budget

**REQUEST
MADE BY:**

**CONTENTS/
COMMENTS:**

Public notice of hearings (also advertised on Comcast and KCRT, KSPK, and KTRN)

ITEM NO. 3

NOTICE OF PUBLIC HEARINGS

A PUBLIC HEARING will be held by the City Council of the City of Trinidad, on Tuesday, October 18, 2011 at 7:00 p.m. in the City Council Chambers, City Hall, 135 N. Animas Street, Trinidad, Colorado, for the purpose of taking public comment on the following:

CAPITAL BUDGET ESTIMATES

A PUBLIC HEARING will also be held by the City Council of the City of Trinidad, on Tuesday, October 18, 2011 at 7:00 p.m. in the City Council Chambers, City Hall, 135 N. Animas Street, Trinidad, Colorado, for the purpose of taking public comment on the following:

2012 ANNUAL BUDGET

A copy of the proposed Capital Budget Estimates and the proposed 2012 Annual Budget is available for review at City Hall.

Any person wishing to make comments on the above may appear before the City Council at said hearings.

Any interested elector of the City of Trinidad may file any objections to the proposed budget at any time prior to the final adoption of the budget by the Trinidad City Council.

For the Trinidad City Council
Ed Gil de Rubio, City Manager

PUBLISH: October 7 (Chronicle) & October 14, 2011 (Independent Times)
Furnish Proof of Publication
Display Ad - 10 Pt. Type

ITEM NO. 8a

ITEM TO BE PLACED ON THE AGENDA FOR THE
REGULAR MEETING OF THE CITY COUNCIL TO
BE HELD ON October 18, 2011

ITEM: Tavern liquor license renewal request by Trinidad Lanes, LLC at 823 Van Buren

**REQUEST
MADE BY:** Trinidad Lanes, LLC

**CONTENTS/
COMMENTS:** Renewal application
Departmental reports
Fees have been paid

ITEM NO. 8a

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

TRINIDAD LANES LLC
 1217 WILLOW ST
 TRINIDAD CO 81082

License Number 28-33090-0000	License Type 2010
Liability Information 05 102 722410 B 111703	
Business Location 823 VAN BUREN TRINIDAD CO	
Current License Expires NOV 16, 2011	
DEPARTMENTAL USE ONLY	
Total Amount Due	
Total Paid \$	Date

- This renewal reflects no changes from the last application. Complete page 2 and file now!
- Yes there are changes from the last application.** If applicant is a Corporation or Limited Liability company, use DR 8177 and send in with this renewal. Any other changes of ownership require a transfer of ownership. See your Local Licensing Authority immediately.

Wholesaler, manufacturer, importer, and public transportation system license renewals do not need Local Licensing Authority approval and must be returned directly to the Colorado Department of Revenue at least 30 days prior to the current license expiration date.

This application for renewal must be returned to your CITY OR COUNTY Licensing Authority at least 45 days prior to the expiration date of your current license. Failure to do so may result in your license not being renewed. Include both pages of this renewal and payment.

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.

Authorized Signature <i>Matthew Wayne Jellat</i>	Date 9-27-11	Business Phone 719-846-7201
Title Owner	Sales Tax Number 28-33090-0000	

REPORT AND APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S.
THEREFORE THIS APPLICATION IS APPROVED.

Local Licensing Authority for Trinidad	Date
Signature	Title Mayor
Attest	

DO NOT DETACH

DO NOT DETACH

DO NOT DETACH

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your banking account electronically.

21

Business Name	LICENSE NUMBER (Use for all reference)		PERIOD
TRINIDAD LANES LLC	28-33090-0000		11-12
TYPE OF LICENSE ISSUED TAVERN LIQUOR LICENSE - MALT, VINOUS, AND SPIRITUOUS	CASH FUND	STATE FEE	CITY 85% OAP
	2320-100(999)	2010-750(999)	2180-100(999)
	\$ 50.00	\$ 25.00	\$ 425.00

ADD \$100.00 TO RENEW RETAIL WAREHOUSE STORAGE PERMIT 2210-100(999) SUB-TOTAL \$ 500.00
 TOTAL AMOUNT DUE \$ 500.00

ATTACHMENT TO LIQUOR OR 3.2 BEER LICENSE RENEWAL APPLICATION

This page must be completed and attached to your signed renewal application form.
 Failure to include this page with the application may result in your license not being renewed.

Trade Name of Establishment TRINIDAD LAVES LLC		State License Number 02833090-0000	
1. Operating Manager KIMBERLY M. SALBATO		Home Address [REDACTED] TRINIDAD CO 81082 [REDACTED]	
2. Do you have legal possession of the premises for which this application for license is made? Are the premises owned or rented: OWN If rented, expiration date of lease: _____			Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
3. Has there been any change in financial interest (new notes, loans, owners, etc.) since the last annual application? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders or owners, (other than licensed financial institutions) are materially interested.			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
4. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been convicted of a crime? If yes, attach a detailed explanation.			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
5. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been denied an alcoholic beverage license, had an alcoholic beverage license suspended or revoked, or had interest in any entity that had an alcoholic beverage license denied, suspended or revoked? If yes, attach a detailed explanation.			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
6. Does the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), have a direct or indirect interest in any other Colorado liquor license (include loans to or from any licensee, or interest in a loan to any licensee)? If yes, attach a detailed explanation.			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
7. Corporation or Limited Liability Company (LLC) or Partnership applicants must answer these questions. Since the date of filing of the last annual license application:			
(a) Are there, or have there been: any officers or directors; or managing members; or general partners added to or deleted from applicant for renewal of a 3.2 beer or liquor license?			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
(b) Are there or have there been: any stockholders with 10% or more of the issued stock of the Corporation; or any members with 10% or more membership interest in the LLC; or any partners with 10% or more interest in the partnership added to or deleted from the applicant for renewal of a 3.2 beer or liquor license?			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
(c) If Yes to (a) or (b), complete and attach Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, and all supporting documentation, and fees your Local Licensing Authority immediately.			
8. Sole proprietorships, Husband-Wife Partnerships or Partners in General Partnerships:			
EVIDENCE OF LAWFUL PRESENCE			
Each person identified above must complete and sign the following affidavit. Please make additional copies if necessary. Each person must also provide a copy of their driver's license or state issued identification card.			
In lieu of form DR 4679, the undersigned swears or affirms under penalty of perjury under the laws of the State of Colorado that (check one):			
<input type="checkbox"/> I am a United States Citizen <input type="checkbox"/> I am not a United States Citizen but I am a Permanent Resident of the United States <input type="checkbox"/> I am not a United States Citizen but I am lawfully present in the United States pursuant to Federal Law <input type="checkbox"/> I am a foreign national not physically present in the United States			
I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, or fraudulent statement or misrepresentation in this sworn affidavit is punishable under the criminal laws of Colorado Revised Statute 18-8-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received.			
Signature Kimberly M. Salbato		Printed name KIMBERLY M. SALBATO	
		Date 9-27-11	

9/28/11

DEPARTMENTAL INSPECTION REPORT
3.2% BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE

Applicant: Trinidad Lanes, LLC

dba: Trinidad Lanes

Address: 823 Van Buren

Type of License: Tavern

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT
COUNCIL MEETING DATE: October 18, 2011, 7:00 p.m.

DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS: Fire Extinguishers need inspection
Emergency lights need repair

10.3.11
Date

Jeroy Lerea
Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 12, 2011

9/28/11

Monday
8:30 - 12:00

DEPARTMENTAL INSPECTION REPORT
3.2% BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE

Applicant: Trinidad Lanes, LLC

dba: Trinidad Lanes

Address: 823 Van Buren

Type of License: Tavern

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT
COUNCIL MEETING DATE: October 18, 2011, 7:00 p.m.

DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS: battery out roof light (2)
update Fin rebug

10-3-11
Date

[Signature]
Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 12, 2011

9/28/2011

**DEPARTMENTAL INSPECTION REPORT
3.2 % BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE**

Applicant's Name: Trinidad Lanes, LLC

DBA:

Business Address: 823 Van Buren

Type of License: Tavern

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT

COUNCIL MEETING DATE: October 18, 2011, 7:00 pm

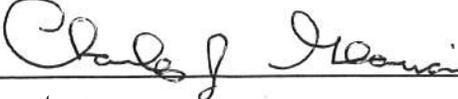
DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS:

<u>Date</u>	<u>Sequence Number</u>	<u>Call Type</u>	<u>Case Number</u>
1/29/2011	TPD201101195	Fights	No report
3/12/2011	TPD201103177	Fights	11-00673

10-4-11
Date


Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 12, 2011

Detail Report

Response Detail

Seq Number	Agency	Creation Time
TPD201101195	TPD	01/29/2011 20:26:25

Identification

Free Format Address	Response Type	Priority
823 VAN BUREN ST (SANTA FE TRL)	FIGHTS	P3

Caller Info

Name	Phone Number	Ext	Address
FEMALE CALLER			

Question & Answer

Question	Answer	Agent	Workstation

Caller Notes

Call Note	Agent	Workstation	Time Stamp

Response Notes

Response Note	Agent	Workstation	Time Stamp

Confidential Notes

Confidential Note	Agent	Workstation	Time Stamp

Response Detail

Incident Notes

Incident Note	Agent	Workstation	Time Stamp
RP STATES THAT THERE IS A FIGHT OUTSIDE OF THE BOWLING ALLEY SHE DIDNT KNOW IF THERE WERE WEAPONS AND UNK WHO THEY WERE	SCHLENSK ER	POSITION2	01/29/2011 20:27:03
TRIED ASKING IF SHE WANTED CONTACT SHE SAID JUST GET THEM HERE AND HUNG UP	SCHLENSK ER	POSITION2	01/29/2011 20:27:19
Address of TPD201101195 has been modified from 823 VAN BUREN to 823 VAN BUREN ST (SANTA FE TRL).	SCHLENSK ER	POSITION2	01/29/2011 20:27:26
302-APPEARS C4 LOOKS LIKE THEY ARE SEPERATED AT THIS TIME	SCHLENSK ER	POSITION2	01/29/2011 20:28:23
302-GOT IT FIGURED OUT WORDS EXCHANGED WHO ONE WENT TO GET A RIDE AND THEN THE OTHER FOLLOW BOTH SIDES OF THE PARENTS ARE THERE AND NEITHER WANTS TO PRESS ANY CHARGES WILL BE OUT TALKING TO THE OWNER	SCHLENSK ER	POSITION2	01/29/2011 20:43:49
302-FATHER OF PACHECO PT SHOWED UP, WILL TALK TO HIM NOW, WAS TALKING WITH THE AUNT EARLIER	ZUNIGA	POSITION1	01/29/2011 20:48:49

Disposition Notes

Disposition Note	Agent	Workstation	Time Stamp
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Response Detail

Modification

Attribute	Value	Agent	Time Stamp
STATUS	Disposed	ZUNIGA	01/31/2011 04:08:30
DISPOSITION CODE	CC	GUTIERREZ	01/30/2011 19:29:06
UNIT STATUS	Unit 109: CL	ZUNIGA	01/29/2011 20:52:17
STATUS	CL	ZUNIGA	01/29/2011 20:52:17
HANDLINGUNIT	(T)112	ZUNIGA	01/29/2011 20:52:17
UNIT STATUS	Unit 202: CL	ZUNIGA	01/29/2011 20:51:12
UNIT STATUS	Unit 203: CL	SCHLENSKER	01/29/2011 20:44:00
PERSON ADD/MODIFY (FIRSTNAME)	ALYSSA SERENA	SCHLENSKER	01/29/2011 20:34:13
PERSON ADD/MODIFY (LASTNAME)	PACHECO	SCHLENSKER	01/29/2011 20:34:09
PERSON ADD/MODIFY (LASTNAME)	MESTAS	SCHLENSKER	01/29/2011 20:33:27
PERSON ADD/MODIFY (FIRSTNAME)	SANTANA	SCHLENSKER	01/29/2011 20:32:03
PERSON ADD/MODIFY (LASTNAME)	MEASTAS	SCHLENSKER	01/29/2011 20:31:55
UNIT STATUS	Unit 109: AR	SCHLENSKER	01/29/2011 20:28:47
UNIT STATUS	Unit 203: AR	SCHLENSKER	01/29/2011 20:28:45
UNIT STATUS	Unit 203: DP	SCHLENSKER	01/29/2011 20:28:44
UNIT STATUS	Unit 202: AR	SCHLENSKER	01/29/2011 20:27:49
STATUS	AR	SCHLENSKER	01/29/2011 20:27:49
CALLER NAME	FEMALE CALLER	SCHLENSKER	01/29/2011 20:27:31
ADDRESS	823 VAN BUREN ST (SANTA FE TRL/)	SCHLENSKER	01/29/2011 20:27:26
UNIT STATUS	Unit 109: EN	SCHLENSKER	01/29/2011 20:26:32
STATUS	EN	SCHLENSKER	01/29/2011 20:26:30
UNIT STATUS	Unit 202: EN	SCHLENSKER	01/29/2011 20:26:30
UNIT STATUS	Unit 202: DP	SCHLENSKER	01/29/2011 20:26:28
STATUS	DP	SCHLENSKER	01/29/2011 20:26:27
HANDLINGUNIT	(A)112	SCHLENSKER	01/29/2011 20:26:27

Response Detail

UNIT STATUS	Unit 109: DP	SCHLENSKER	01/29/2011 20:26:27
PRIMARYUNIT	109	SCHLENSKER	01/29/2011 20:26:27
SEQUENCENUMBER	TPD201101195	SCHLENSKER	01/29/2011 20:26:25
MVR ACTIVE	1	SCHLENSKER	01/29/2011 20:26:25
CALL CODE	FIGHTS	SCHLENSKER	01/29/2011 20:26:25
PRIORITY	P3	SCHLENSKER	01/29/2011 20:26:25
STATUS	PENDING	SCHLENSKER	01/29/2011 20:26:25
CREATION TIME	2011-01-29T20:26:25.711	SCHLENSKER	01/29/2011 20:26:25
ADDRESS	823 VAN BUREN	SCHLENSKER	01/29/2011 20:26:25

Activity Log

Status	Agent	Workstation	Time Stamp
PENDING	SCHLENSKER	POSITION2	01/29/2011 20:26:25
DP	SCHLENSKER	POSITION2	01/29/2011 20:26:27
EN	SCHLENSKER	POSITION2	01/29/2011 20:26:30
AR	SCHLENSKER	POSITION2	01/29/2011 20:27:49
CL	ZUNIGA	POSITION1	01/29/2011 20:52:17
Disposed	ZUNIGA	POSITION1	01/31/2011 04:08:30

Case Number

Case Number	Note	Agent
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Primary Unit Information

Resource	Agent	Workstation	Time Stamp
109	SCHLENSKER	POSITION2	01/29/2011 20:26:27

Response Detail

Assigned Resources & Agents

Resource Name	Agent	Badge Number
109	KNEZEL	109
202	MASSARO TTI	102
203	CURRIER	103

Disposition Codes

Dispositon Code	Agent	Time Stamp
CC	GUTIERREZ	01/30/2011 19:29:06

Affected Person

Name	Gender	Race	Hair Color	Weight	Height
MESTAS, SANTANA					
PACHECO, ALYSSA SERENA					

Vehicle Affected

VIN	Model	Year	Color	Owner	License Number
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Affected Property

Name	Type	Serial Number	Quantity	Description
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Affected Building

Name	Floor	Structure	Involvement	Owner
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Position Public Safety

CAD Abstract

Number of Responses : 1

Sequence Number: TPD201103177

Call Answered 03/12/2011 21:04:48	Call Code FIGHTS	Case Number TPD201100673
Created 03/12/2011 21:04:58	Dispatched 03/12/2011 21:06:56	Completed 03/12/2011 22:48:11
		Disposed 03/12/2011 23:58:43

Response Information

Response Type : FIGHTS
Reason for Stop :
Stop Statute :
Primary Resource : 109
Primary Trooper : KNEZEL, TRAVIS
Response Origin : P911
Disposition Codes : AR

Validated Address :: True

Incident Information

Common Place : Zone :
House Number : 823 City :
Street Name : VAN BUREN State:
Suffix : ZIP Code :
Street Type : ST X Coordinate 3287699.4422241002
Cross Streets: Y Coordinate 1180190.2448856600
Free Format Address : 823 VAN BUREN ST (SANTA FE TRL/)

Location History

Date/Time	Address	Municipality	Dispatcher / Position
03/12/2011 21:04:58	145 HWY 350, TOWER MNTN ST ATE SITE, TRINIDAD, CO	TOWER MNTN ST ATE SITE	ZUNIGA, KRISTINA / POSITION1
03/12/2011 21:05:04	BOWLING ALLEY		ZUNIGA, KRISTINA / POSITION1
03/12/2011 22:04:37	823 VAN BUREN		ZUNIGA, KRISTINA / POSITION1
03/12/2011 22:04:40	823 VAN BUREN ST (SANTA FE TRL/)		ZUNIGA, KRISTINA / POSITION1

Person 1 of 3

Last Name : APODACA First Name : ANTHONY GILBERT Middle Name : ANTHONY GILBERT
Suffix : DOB : DL State : CO SOC :
Involvement : SUBJECT Perceived Gender : DL Number :
Perceived Race : Race : WHITE Gender : MALE Address :
Notes : Phone :

Person 2 of 3

Last Name : EARLE First Name : DELIA B Middle Name : DELIA B
 Suffix : DOB : ██████████ SOC : ██████████
 Involvement : SUBJECT DL State : NM DL Number : ██████████
 Perceived Race : Perceived Gender : Address :
 Race : WHITE Gender : FEMALE Phone :
 Notes :

Person 3 of 3

Last Name : SALAZAR First Name : JILL E Middle Name : JILL E
 Suffix : DOB : ██████████ SOC : ██████████
 Involvement : SUBJECT DL State : NM DL Number : ██████████
 Perceived Race : Perceived Gender : Address :
 Race : WHITE Gender : FEMALE Phone :
 Notes :

Vehicle 1 of 1

State : CO License # : ██████████ Reg Type : Sedan
 VIN : ██████████ Color : Make : Chrysler
 Model : Vehicle Type : # Occupants :
 Involvement : VEHICLE Reg Owner : APODACA, LOUIS JR Reg Year : 2011
 Notes :

Resource Activity Statuses

<u>Date/Time</u>	<u>Unit ID</u>	<u>Status</u>	<u>Dispatcher / Position</u>
03/12/2011 21:06:56	107	DP	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:07:01	107	EN	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:08:21	107	AR	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:27:42	107	EH	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:33:31	107	AH	ZUNIGA,KRISTINA / POSITION1
03/12/2011 22:48:11	107	CL	GUTIERREZ,COREY / POSITION1
03/12/2011 23:04:32	109	DP	GUTIERREZ,COREY / POSITION1
03/12/2011 23:04:37	109	AH	GUTIERREZ,COREY / POSITION1
03/12/2011 23:40:09	109	EJ	GUTIERREZ,COREY / POSITION1
03/12/2011 23:42:29	109	AJ	GUTIERREZ,COREY / POSITION1
03/12/2011 23:56:43	109	CL	GUTIERREZ,COREY / POSITION1
03/12/2011 23:09:35	202	DP	GUTIERREZ,COREY / POSITION1
03/12/2011 23:09:39	202	EH	GUTIERREZ,COREY / POSITION1
03/12/2011 23:11:04	202	AH	GUTIERREZ,COREY / POSITION1
03/12/2011 23:40:11	202	CL	GUTIERREZ,COREY / POSITION1
03/12/2011 21:06:56	210	DP	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:07:02	210	EN	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:08:20	210	AR	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:27:41	210	EH	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:33:32	210	AH	ZUNIGA,KRISTINA / POSITION1
03/12/2011 22:48:11	210	CL	GUTIERREZ,COREY / POSITION1
03/12/2011 21:06:59	C40	DP	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:07:00	C40	EN	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:16:53	C40	AR	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:25:49	C40	ED	ZUNIGA,KRISTINA / POSITION1
03/12/2011 21:27:36	C40	AD	ZUNIGA,KRISTINA / POSITION1
03/12/2011 22:03:09	C40	CL	ZUNIGA,KRISTINA / POSITION1

Response Notes

Response Note

Agent

Workstation

Time Stamp

Incident Notes

<u>Incident Note</u>	<u>Agent</u>	<u>Workstation</u>	<u>Time Stamp</u>
Address of TPD201103177 has been modified from 145 HWY 350, TOWER MNTN ST ATE SITE, TRINIDAD, CO to BOWLING ALLEY.	ZUNIGA	POSITION1	03/12/2011 21:05:04
1ST RP, CHRISTINA, SAW MALES AND FEMALES FIGHTING OUTSIDE THE BOWLING ALLEY	ZUNIGA	POSITION1	03/12/2011 21:06:08
SOME PTS DID GO BACK INTO THE BOWLING ALLEY	ZUNIGA	POSITION1	03/12/2011 21:06:18
SECOND CALLER, REFUSED INFO, SAID HE COULD HEAR IT FROM HOPS AND VINES	ZUNIGA	POSITION1	03/12/2011 21:06:38
3RD RP CALLED AND SAID HE WAS WITH THE FEMALE INVOLVED, THE OTHER PTS WERE STARTING TO LEAVE, HE WAS GOING TO GET OFF AND TALK TO OFCS	ZUNIGA	POSITION1	03/12/2011 21:09:05
107-SEND MED, FEMALE, HEAD HURTING AND CANT BREATHE	ZUNIGA	POSITION1	03/12/2011 21:09:15
2901-CANCEL MED, WONT BE A TRANSPORT	ZUNIGA	POSITION1	03/12/2011 21:20:30
MED COPIES	ZUNIGA	POSITION1	03/12/2011 21:20:34
C40- 10-95 DIS CON, EN CMCS ON HOLD, BM 23293.2	ZUNIGA	POSITION1	03/12/2011 21:25:41
OWNER, SALBATO, CALLED TO COMPLAIN THAT EMERGENCY VEHS WERE BLOCKING HIS PARKING LOT ON HIS BUSIEST NIGHT	ZUNIGA	POSITION1	03/12/2011 21:27:18
C40 WAS ADVISED OF COMPLAINT	ZUNIGA	POSITION1	03/12/2011 21:27:25
C40-AD	ZUNIGA	POSITION1	03/12/2011 21:27:33
107-WILL HAVE EARLE 10-95 EH	ZUNIGA	POSITION1	03/12/2011 21:28:02
107-BM 84999 CERT 0	ZUNIGA	POSITION1	03/12/2011 21:28:12
107-AH 85000 CERT AT 2.2	ZUNIGA	POSITION1	03/12/2011 21:32:51
C40-CLEAR, PT PLACED ON PD HOLD	ZUNIGA	POSITION1	03/12/2011 22:02:06
Address of TPD201103177 has been modified from BOWLING ALLEY to 823 VAN BUREN.	ZUNIGA	POSITION1	03/12/2011 22:04:37
Address of TEMS:2011:00425 has been modified from BOWLING ALLEY to 823 VAN BUREN.	ZUNIGA	POSITION1	03/12/2011 22:04:38
Address of TFD:2011:00284 has been modified from BOWLING ALLEY to 823 VAN BUREN.	ZUNIGA	POSITION1	03/12/2011 22:04:38
Address of TPD201103177 has been modified from 823 VAN BUREN to 823 VAN BUREN ST (SANTA FE TRL).	ZUNIGA	POSITION1	03/12/2011 22:04:40
Address of TEMS:2011:00425 has been modified from 823 VAN BUREN to 823 VAN BUREN ST (SANTA FE TRL).	ZUNIGA	POSITION1	03/12/2011 22:04:41
Address of TFD:2011:00284 has been modified from 823 VAN BUREN to 823 VAN BUREN ST (SANTA FE TRL).	ZUNIGA	POSITION1	03/12/2011 22:04:41
per 302 CLR FROM ER PATIENT IS CLOSE TO GETTING DISCHARGED	GUTIERREZ	POSITION1	03/12/2011 23:24:33
109 WILL STAND BY	GUTIERREZ	POSITION1	03/12/2011 23:24:37
PER 109 CLR FROM ER EJ W/ FEM BM=50946	GUTIERREZ	POSITION1	03/12/2011 23:40:05

PER 109 AJ EM 50947	GUTIERREZ	POSITION1	03/12/2011 23:42:40
PER 109 FEM PARTY DROPPED OFF WITHOUT INCIDENT	GUTIERREZ	POSITION1	03/12/2011 23:56:40

Audra Garrett

From: John Martinez [jmartinez@la-h-health.org]
Sent: Wednesday, September 28, 2011 8:50 AM
To: Audra Garrett
Subject: RE: Liquor license

Hi Audra;

Trinidad Lanes, LLC located at 823 Van Buren Trinidad Colorado is in Compliance with the Las Animas /Huerfano County Health Department.

John Martinez
Environmental Health Specialist III
jmartinez@la-h-health.org

Las Animas-Huerfano Counties District Health Department

Trinidad Office

412 Benedicta Ave
Trinidad, CO 81082
(Ph) 719-846-2213
(Fax) 719-846-4472

Walsenburg Office

119 E. Fifth Street
Walsenburg, CO 81089
(Ph) 719-738-2650
(Fax) 719-738-2653

From: Audra Garrett [mailto:audra.garrett@trinidad.co.gov]
Sent: Wednesday, September 28, 2011 8:23 AM
To: John Martinez
Subject: Liquor license

Hi John,

Please verify compliance with your office for Trinidad Lanes, LLC at 823 Van Buren, with respect to their liquor license renewal. Thanks!

Audra Garrett, City Clerk

City of Trinidad
135 N. Animas Street
Trinidad, CO 81082
(719) 846-9843 ext. 135
(719) 846-4140 fax
audra.garrett@trinidad.co.gov

ITEM NO. 8b

ITEM TO BE PLACED ON THE AGENDA FOR THE
REGULAR MEETING OF THE CITY COUNCIL TO
BE HELD ON October 18, 2011

ITEM: 3.2% Beer Retail License (Off Premises) renewal request by JR's Fuel Stop, Inc.
d/b/a JR's Fuel Stop 810 at 731 E. Main Street

**REQUEST
MADE BY:** JR's Fuel Stop, Inc.

**CONTENTS/
COMMENTS:** Renewal application
Departmental reports
Fees have been paid

ITEM NO. 8b

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**



J R'S FUEL STOP INC
 J R'S FUEL STOP 810
 PO BOX 930
 TRINIDAD CO 81082-0930

License Number 40-88504-0000	License Type 2122
Liability Information 05 102 424490 C 012502	
Business Location 731 E MAIN ST TRINIDAD CO	
Current License Expires JAN 24, 2012	
DEPARTMENTAL USE ONLY	
Total Amount Due	
Total Paid \$	Date

- This renewal reflects no changes from the last application. Complete page 2 and file now!
- Yes there are changes from the last application.** If applicant is a Corporation or Limited Liability company, use DR 8177 and send in with this renewal. Any other changes of ownership require a transfer of ownership. See your Local Licensing Authority immediately.

Wholesaler, manufacturer, importer, and public transportation system license renewals do not need Local Licensing Authority approval and must be returned directly to the Colorado Department of Revenue at least 30 days prior to the current license expiration date.

This application for renewal must be returned to your CITY OR COUNTY Licensing Authority at least 45 days prior to the expiration date of your current license. Failure to do so may result in your license not being renewed. Include both pages of this renewal and payment.

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.		
Authorized Signature <i>Lenses Hamm</i>	Date 9/27/11	Business Phone 7198469822
Title Sec. / Treasurer	Sales Tax Number 40-88504	
REPORT AND APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY		
The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. THEREFORE THIS APPLICATION IS APPROVED.		
Local Licensing Authority for Trinidad		Date
Signature	Title Mayor	Attest

DO NOT DETACH

DO NOT DETACH

DO NOT DETACH

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your banking account electronically.

21

Business Name J R'S FUEL STOP 810	LICENSE NUMBER (Use for all reference) 40-88504-0000	PERIOD 01-13
TYPE OF LICENSE ISSUED 3.2 PERCENT BEER RETAIL LICENSE (OFF PREMISES)	CASH FUND 2330-100(999) \$ 50.00	STATE FEE 2122-750(999) \$ 25.00
	CITY 85% OAP 2180-100(999) \$ 21.25	

TOTAL AMOUNT DUE \$ 96.25

ATTACHMENT TO LIQUOR OR 3.2 BEER LICENSE RENEWAL APPLICATION

**This page must be completed and attached to your signed renewal application form.
 Failure to include this page with the application may result in your license not being renewed.**

Trade Name of Establishment <i>JR's Fuel Stop #810</i>		State License Number <i>40-88504-0000</i>	
1. Operating Manager <i>Antoinette Choate</i>		Home Address <i>[REDACTED] TRINIDAD CO 81082</i>	
Date of Birth <i>[REDACTED]</i>			
2. Do you have legal possession of the premises for which this application for license is made? Are the premises owned or rented: _____ If rented, expiration date of lease: _____			Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
3. Has there been any change in financial interest (new notes, loans, owners, etc.) since the last annual application? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders or owners, (other than licensed financial institutions) are materially interested.			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
4. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been convicted of a crime? If yes, attach a detailed explanation.			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
5. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been denied an alcoholic beverage license, had an alcoholic beverage license suspended or revoked, or had interest in any entity that had an alcoholic beverage license denied, suspended or revoked? If yes, attach a detailed explanation. <i>JR's Fuel Stop #811</i>			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
6. Does the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), have a direct or indirect interest in any other Colorado liquor license (include loans to or from any licensee, or interest in a loan to any licensee)? If yes, attach a detailed explanation.			Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
7. Corporation or Limited Liability Company (LLC) or Partnership applicants must answer these questions.			
Since the date of filing of the last annual license application:			
(a) Are there, or have there been: any officers or directors; or managing members; or general partners added to or deleted from applicant for renewal of a 3.2 beer or liquor license?			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
(b) Are there or have there been: any stockholders with 10% or more of the issued stock of the Corporation; or any members with 10% or more membership interest in the LLC; or any partners with 10% or more interest in the partnership added to or deleted from the applicant for renewal of a 3.2 beer or liquor license?			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
(c) If Yes to (a) or (b), complete and attach Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, and all supporting documentation, and fees your Local Licensing Authority immediately.			
8. Sole proprietorships, Husband-Wife Partnerships or Partners in General Partnerships:			
EVIDENCE OF LAWFUL PRESENCE			
Each person identified above must complete and sign the following affidavit. Please make additional copies if necessary. Each person must also provide a copy of their driver's license or state issued identification card.			
In lieu of form DR 4679, the undersigned swears or affirms under penalty of perjury under the laws of the State of Colorado that (check one):			
<input checked="" type="checkbox"/> I am a United States Citizen <input type="checkbox"/> I am not a United States Citizen but I am a Permanent Resident of the United States <input type="checkbox"/> I am not a United States Citizen but I am lawfully present in the United States pursuant to Federal Law <input type="checkbox"/> I am a foreign national not physically present in the United States			
I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, or fraudulent statement or misrepresentation in this sworn affidavit is punishable under the criminal laws of Colorado Revised Statute 18-8-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received.			
Signature <i>Ginger Hamm</i>		Printed name <i>Ginger Hamm</i>	
		Date <i>9/19/11</i>	

10/3/11

DEPARTMENTAL INSPECTION REPORT
3.2% BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE

Applicant: JR's Fuel Stop, Inc.

dba: JR's Fuel Stop 810

Address: 731 E. Main Street

Type of License: 3.2% Beer - Off Premises

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT
COUNCIL MEETING DATE: October 18, 2011, 7:00 p.m.

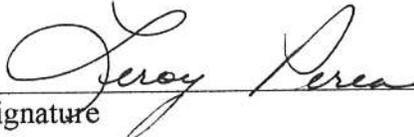
DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS: _____

outlet cover - ballast cover

Done 10-6-11 

10-5-11
Date 
Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 12, 2011

10/3/11

DEPARTMENTAL INSPECTION REPORT
3.2% BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE

Applicant: JR's Fuel Stop, Inc.

dba: JR's Fuel Stop 810

Address: 731 E. Main Street

Type of License: 3.2% Beer - Off Premises

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT
COUNCIL MEETING DATE:

October 18, 2011, 7:00 p.m.

DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS: Fabricated outlet cover / ballistic
cover

10-5-2011
Date

[Signature]
Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 12, 2011

10/3/2011

**DEPARTMENTAL INSPECTION REPORT
3.2 % BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE**

Applicant's Name: JR's Fuel Stop, Inc.

DBA: JR's Fuel Stop #810

Business Address: 731 E. Main Street

Type of License: 3.2% Beer - Off Premises

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT

COUNCIL MEETING DATE: October 18, 2011, 7:00 p.m.

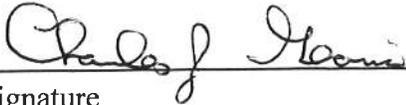
DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS:

<u>Date</u>	<u>Sequence Number</u>	<u>Call Type</u>	<u>Case Number</u>
12/20/2010	TPD201018673	Fights	No report
8/11/2011	TPD201111653	Drunks	11-02243

10-4-11
Date


Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 12, 2011

CAD Abstract

Number of Responses : 1

Sequence Number: TPD201018673

Call Answered 12/20/2010 12:00:15	Call Code FIGHTS	Case Number
Created 12/20/2010 11:58:05	Dispatched 12/20/2010 11:58:07	Completed 12/20/2010 12:09:19
		Disposed 12/21/2010 06:41:12

Response Information	
Response Type :	FIGHTS
Reason for Stop :	
Stop Statute :	
Primary Resource :	106
Primary Trooper :	LEPLATT,CLAYTON
Response Origin :	CAD
Disposition Codes :	CC

Incident Information		Validated Address : : True
Common Place :	Zone :	
House Number :	731	City :
Street Name :	MAIN	State:
Suffix :	E	ZIP Code :
Street Type :	ST	X Coordinate 3291748.3295589699
Cross Streets:	LINDEN OAK	Y Coordinate 1185219.9772009400
Free Format Address :	731 E MAIN ST (N LINDEN AVE/N OAK ST)	

Location History

<u>Date/Time</u>	<u>Address</u>	<u>Municipality</u>	<u>Dispatcher / Position</u>
12/20/2010 11:58:05	JR EAST		MANTELLI,BRYAN / POSITION2
12/20/2010 12:04:40	731 E MAIN		MANTELLI,BRYAN / POSITION2
12/20/2010 12:04:42	731 E MAIN ST (N LINDEN AVE/N OAK ST)		MANTELLI,BRYAN / POSITION2

Person 1 of 2			
Last Name :	GIVAN	First Name :	MICHAEL
Suffix :		DOB :	[REDACTED]
Involvement :	SUBJECT	DL State :	CO
Perceived Race :		Perceived Gender :	
Race :		Gender :	MALE
Notes :			

Person 2 of 2			
Last Name :	SERNA	First Name :	CONRAD
Suffix :		DOB :	[REDACTED]
Involvement :	SUBJECT	DL State :	CO
Perceived Race :		Perceived Gender :	
Race :		Gender :	MALE
Notes :			

Resource Activity Statuses

<u>Date/Time</u>	<u>Unit ID</u>	<u>Status</u>	<u>Dispatcher / Position</u>
12/20/2010 11:58:07	106	DP	MANTELLI,BRYAN / POSITION2
12/20/2010 11:58:09	106	AR	MANTELLI,BRYAN / POSITION2
12/20/2010 11:58:11	106	EN	MANTELLI,BRYAN / POSITION2
12/20/2010 12:02:13	106	AR	MANTELLI,BRYAN / POSITION2
12/20/2010 12:09:18	106	CL	MANTELLI,BRYAN / POSITION2

Response Notes

<u>Response Note</u>	<u>Agent</u>	<u>Workstation</u>	<u>Time Stamp</u>
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Incident Notes

<u>Incident Note</u>	<u>Agent</u>	<u>Workstation</u>	<u>Time Stamp</u>
PER WILDLIFE 223 SEND PD UNIT TO JR EAST MAIN FOR AN ALTERCATION	MANTELLIB	POSITION2	12/20/2010 12:00:10
Address of TPD201018673 has been modified from JR EAST to 731 E MAIN.	MANTELLIB	POSITION2	12/20/2010 12:04:40
Address of TPD201018673 has been modified from 731 E MAIN to 731 E MAIN ST (N LINDEN AVE/N OAK ST).	MANTELLIB	POSITION2	12/20/2010 12:04:42
108-CLEAR	MANTELLIB	POSITION2	12/20/2010 12:09:15
RP CALLED AND STATED THAT A	BATCHELDER	POSITION2	12/20/2010 20:01:23
DISREGARD LAST	BATCHELDER	POSITION2	12/20/2010 20:02:27

CAD Abstract

Number of Responses : 1

Sequence Number: TPD201111653

Call Answered 08/11/2011 15:47:17	Call Code DRUNKS	Case Number TPD201102243
Created 08/11/2011 15:49:29	Dispatched 08/11/2011 15:50:15	Completed 08/11/2011 15:56:03
		Disposed 08/12/2011 03:36:04

<u>Response Information</u>	
Response Type :	DRUNKS
Reason for Stop :	
Stop Statute :	
Primary Resource :	C10
Primary Trooper :	MACWATERS,ANTHONY
Response Origin :	P911
Disposition Codes :	CC

<u>Incident Information</u>		Validated Address :: No Value	
Common Place :		Zone :	
House Number :	731	City :	TRINIDAD
Street Name :	MAIN	State:	
Suffix :	E	ZIP Code :	
Street Type :		X Coordinate	
Cross Streets:		Y Coordinate	
Free Format Address :	731 E MAIN, TRINIDAD, CO		

Location History

<u>Date/Time</u>	<u>Address</u>	<u>Municipality</u>	<u>Dispatcher / Position</u>
08/11/2011 15:49:29	731 E MAIN, TRINIDAD, CO	TRINIDAD	RIVAS,AMANDA / POSITION1

<u>Person 1 of 1</u>			
Last Name :	TEMPLIN	First Name :	KEVIN
Suffix :		DOB :	██████████
Involvement :	SUBJECT	DL State :	MI
Perceived Race :		Perceived Gender :	
Race :		Gender :	
Notes :		Middle Name :	KEVIN
		SOC :	
		DL Number :	
		Address :	
		Phone :	

Resource Activity Statuses

<u>Date/Time</u>	<u>Unit ID</u>	<u>Status</u>	<u>Dispatcher / Position</u>
08/11/2011 15:50:15	105	DP	BATCHELDER,KELLI / POSITION2
08/11/2011 15:50:25	105	EN	BATCHELDER,KELLI / POSITION2
08/11/2011 15:54:08	105	AR	BATCHELDER,KELLI / POSITION2
08/11/2011 15:56:03	105	CL	RIVAS,AMANDA / POSITION1
08/11/2011 16:00:34	105	DP	BATCHELDER,KELLI / POSITION2
08/11/2011 16:00:36	105	AR	BATCHELDER,KELLI / POSITION2
08/11/2011 16:03:32	105	CL	BATCHELDER,KELLI / POSITION2
08/11/2011 20:42:12	201	DP	RIVAS,AMANDA / POSITION1
08/11/2011 20:42:15	201	AD	RIVAS,AMANDA / POSITION1
08/11/2011 20:57:35	201	CL	RIVAS,AMANDA / POSITION1
08/11/2011 16:00:32	304	DP	BATCHELDER,KELLI / POSITION2
08/11/2011 16:00:37	304	AR	BATCHELDER,KELLI / POSITION2
08/11/2011 16:03:32	304	CL	BATCHELDER,KELLI / POSITION2
08/11/2011 20:23:15	C10	DP	SCHLENSKER,MANDI / POSITION2
08/11/2011 20:23:17	C10	EN	SCHLENSKER,MANDI / POSITION2
08/11/2011 20:31:47	C10	AR	RIVAS,AMANDA / POSITION1
08/11/2011 20:39:00	C10	ED	RIVAS,AMANDA / POSITION1
08/11/2011 20:42:08	C10	AD	RIVAS,AMANDA / POSITION1
08/11/2011 20:57:35	C10	CL	RIVAS,AMANDA / POSITION1

Response Notes

<u>Response Note</u>	<u>Agent</u>	<u>Workstation</u>	<u>Time Stamp</u>
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Incident Notes

<u>Incident Note</u>	<u>Agent</u>	<u>Workstation</u>	<u>Time Stamp</u>
HOMELESS MALE ASKING CUSTOMER WHT SHIRT BLACK PANTS	RIVAS	POSITION1	08/11/2011 15:47:51
RP IS ANNETE	RIVAS	POSITION1	08/11/2011 15:47:53
RP ADV THAT THIS PARTY IS BOTHERING THE CUSTOMERS FOR MONEY AND IS IN THE STORE WEARING WHITE SHIRT AND BLACK OR BLUE PANTS	RIVAS	POSITION1	08/11/2011 15:48:28
105-MYSELF AND 304 WILL BE 10-8 PARTY LEFT THEY WAS LS GOING NB ON LINDEN WILL BOLO AREA	BATCHELDER	POSITION2	08/11/2011 15:56:06
105-JUST OFF NORTH LINDEN BY BIKE TRAIL SAME PARTY CONTACTED AT LUMBERJACK BAR	BATCHELDER	POSITION2	08/11/2011 16:00:29
105-UNITS 10-8 THIS PARTY WAS ADV THAT IF HE IS CONTACTED AGAIN THEY WILL FIND SOME SOLUTION SO HE IS NOT ROAMING THE STREETS	BATCHELDER	POSITION2	08/11/2011 16:03:24
RP CALLED BACK AND STATES THAT THE HOMELESS GUY IS BACK HARASSING THE CUSTOMERS AGAIN	SCHLENSKER	POSITION2	08/11/2011 20:23:11
C10- TRANSPORTING PT TO DETOX TO SEE IF HE MEETS CRITERIA	RIVAS	POSITION1	08/11/2011 20:38:57
C10- PT WAS PLACED	RIVAS	POSITION1	08/11/2011 20:57:30
Response TPD20111653. Call code changed from TRAAID to DRUNKS.	GUTIERREZ	POSITION1	08/12/2011 03:16:10

ITEM NO. 8c

ITEM TO BE PLACED ON THE AGENDA FOR THE
REGULAR MEETING OF THE CITY COUNCIL TO
BE HELD ON October 18, 2011

ITEM: 3.2% Beer Retail License (Off Premises) renewal request by JR's Fuel Stop, Inc.
d/b/a JR's 811 at 105 E. Colorado Avenue

**REQUEST
MADE BY:** JR's Fuel Stop, Inc.

**CONTENTS/
COMMENTS:** Renewal application
Departmental reports
Fees have been paid

ITEM NO. 8c

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**



J R'S FUEL STOP INC
 J R'S 811
 PO BOX 930
 TRINIDAD CO 81082-0930

License Number 40-88505-0000	License Type 2122
Liability Information 05 102 424490 C 012502	
Business Location 105 E COLORADO AVE TRINIDAD CO	
Current License Expires JAN 24, 2012	
DEPARTMENTAL USE ONLY	
Total Amount Due	
Total Paid \$	Date

- This renewal reflects no changes from the last application. Complete page 2 and file now!
- Yes there are changes from the last application.** If applicant is a Corporation or Limited Liability company, use DR 8177 and send in with this renewal. Any other changes of ownership require a transfer of ownership. See your Local Licensing Authority immediately.

Wholesaler, manufacturer, importer, and public transportation system license renewals do not need Local Licensing Authority approval and must be returned directly to the Colorado Department of Revenue at least 30 days prior to the current license expiration date.

This application for renewal must be returned to your CITY OR COUNTY Licensing Authority at least 45 days prior to the expiration date of your current license. Failure to do so may result in your license not being renewed. Include both pages of this renewal and payment.

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.		
Authorized Signature <i>Denise Hammon</i>	Date 9/27/11	Business Phone 7198469822
Title Sec/Treas.	Sales Tax Number 40-88505	
REPORT AND APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY		
The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. THEREFORE THIS APPLICATION IS APPROVED.		
Local Licensing Authority for Trinidad		Date
Signature	Title Mayor	Attest

DO NOT DETACH

DO NOT DETACH

DO NOT DETACH

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your banking account electronically.

21

Business Name J R'S 811	LICENSE NUMBER (Use for all reference) 40-88505-0000		PERIOD 01-13
TYPE OF LICENSE ISSUED 3.2 PERCENT BEER RETAIL LICENSE (OFF PREMISES)	CASH FUND 2330-100(999)	STATE FEE 2122-750(999)	CITY 85% OAP 2180-100(999)
	\$ 50.00	\$ 25.00	\$ 21.25

TOTAL AMOUNT DUE \$ 96.25

ATTACHMENT TO LIQUOR OR 3.2 BEER LICENSE RENEWAL APPLICATION

**This page must be completed and attached to your signed renewal application form.
 Failure to include this page with the application may result in your license not being renewed.**

Trade Name of Establishment <i>JR's Fuel Stop #811</i>		State License Number <i>40-88505-0000</i>	
1. Operating Manager <i>Paty Smith</i>		Home Address <i>[REDACTED] Trinidad, CO 81082</i>	
Date of Birth <i>[REDACTED]</i>			
2. Do you have legal possession of the premises for which this application for license is made? Are the premises owned or rented: <i>owned</i> . If rented, expiration date of lease: _____		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
3. Has there been any change in financial interest (new notes, loans, owners, etc.) since the last annual application? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders or owners, (other than licensed financial institutions) are materially interested.		Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
4. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been convicted of a crime? If yes, attach a detailed explanation.		Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
5. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been denied an alcoholic beverage license, had an alcoholic beverage license suspended or revoked, or had interest in any entity that had an alcoholic beverage license denied, suspended or revoked? If yes, attach a detailed explanation.		Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
6. Does the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), have a direct or indirect interest in any other Colorado liquor license (include loans to or from any licensee, or interest in a loan to any licensee)? If yes, attach a detailed explanation. <i>JR's Fuel Stop #810</i>		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
7. Corporation or Limited Liability Company (LLC) or Partnership applicants must answer these questions. Since the date of filing of the last annual license application:		Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
(a) Are there, or have there been: any officers or directors; or managing members; or general partners added to or deleted from applicant for renewal of a 3.2 beer or liquor license?		Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
(b) Are there or have there been: any stockholders with 10% or more of the issued stock of the Corporation; or any members with 10% or more membership interest in the LLC; or any partners with 10% or more interest in the partnership added to or deleted from the applicant for renewal of a 3.2 beer or liquor license?		Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
(c) If Yes to (a) or (b), complete and attach Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, and all supporting documentation, and fees your Local Licensing Authority immediately.			
8. Sole proprietorships, Husband-Wife Partnerships or Partners in General Partnerships:			
EVIDENCE OF LAWFUL PRESENCE			
Each person identified above must complete and sign the following affidavit. Please make additional copies if necessary. Each person must also provide a copy of their driver's license or state issued identification card.			
In lieu of form DR 4679, the undersigned swears or affirms under penalty of perjury under the laws of the State of Colorado that (check one):			
<input checked="" type="checkbox"/> I am a United States Citizen			
<input type="checkbox"/> I am not a United States Citizen but I am a Permanent Resident of the United States			
<input type="checkbox"/> I am not a United States Citizen but I am lawfully present in the United States pursuant to Federal Law			
<input type="checkbox"/> I am a foreign national not physically present in the United States			
I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, or fraudulent statement or misrepresentation in this sworn affidavit is punishable under the criminal laws of Colorado Revised Statute 18-8-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received.			
Signature <i>Linger Hamm</i>		Printed name <i>Ginger Hamm</i>	
		Date <i>9/9/11</i>	

10/3/11

DEPARTMENTAL INSPECTION REPORT
3.2% BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE

Applicant: JR's Fuel Stop, Inc.

dba: JR's 811

Address: 105 E. Colorado Avenue

Type of License: 3.2% Beer – Off Premises

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT
COUNCIL MEETING DATE: October 18, 2011, 7:00 p.m.

DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS: Remove debris from in front of rear door

Complete 10-12-11 JP

10-5-11
Date

[Signature]
Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 12, 2011

10/3/11

DEPARTMENTAL INSPECTION REPORT
3.2% BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE

Applicant: JR's Fuel Stop, Inc.

dba: JR's 811

Address: 105 E. Colorado Avenue

Type of License: 3.2% Beer – Off Premises

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT
COUNCIL MEETING DATE: October 18, 2011, 7:00 p.m.

DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS: back door clean now

10-3-2011
Date

[Signature]
Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 12, 2011

10/3/2011

**DEPARTMENTAL INSPECTION REPORT
3.2 % BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE**

Applicant's Name: JR's Fuel Stop, Inc.

DBA: JR's #811

Business Address: 105 E. Colorado Avenue

Type of License: 3.2% Beer - Off Premises

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT

COUNCIL MEETING DATE: October 18, 2011, 7:00 p.m.

DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS:

<u>Date</u>	<u>Sequence Number</u>	<u>Call Type</u>	<u>Case Number</u>
2/19/2011	TPD201102095	Assault	11-00434

10-4-11
Date

Charles J. Stover
Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 12, 2011

CAD Abstract

Number of Responses : 1

Sequence Number: TPD201102095

Call Answered 02/19/2011 12:30:44	Call Code ASLTS	Case Number TPD201100434
Created 02/19/2011 12:31:42	Dispatched 02/19/2011 12:32:22	Completed 02/19/2011 13:34:18
		Disposed 02/20/2011 02:39:15

Response Information

Response Type : ASLTS
Reason for Stop :
Stop Statute :
Primary Resource : C20
Primary Trooper : BARRY, BRANDON
Response Origin : P911
Disposition Codes : RPT

Incident Information

Validated Address : : No Value

Common Place :
House Number : 105
Street Name : COLORADO AV
Suffix : E
Street Type :
Cross Streets :
Free Format Address : 105 E COLORADO AV, TRINIDAD, CO

Zone :
City : TRINIDAD
State :
ZIP Code :
X Coordinate
Y Coordinate

Location History

<u>Date/Time</u>	<u>Address</u>	<u>Municipality</u>	<u>Dispatcher / Position</u>
02/19/2011 12:31:42	105 E COLORADO AV, TRINIDAD, CO	TRINIDAD	MANTELLI, BRYAN / POSITION1

Person 1 of 4

Last Name : TORRES
Suffix :
Involvement : VICTIM
Perceived Race :
Race :
Notes :

First Name : ROBERT LEO
DOB : ██████████
DL State : CO
Perceived Gender :
Gender : MALE

Middle Name : ROBERT LEO
SOC : ██████████
DL Number : ██████████
Address :
Phone :

Person 2 of 4

Last Name : DIEZ
Suffix :
Involvement : SUSPECT
Perceived Race :
Race :
Notes :

First Name : ATILANO
DOB : ██████████
DL State : CO
Perceived Gender :
Gender : MALE

Middle Name : ATILANO
SOC :
DL Number :
Address :
Phone :

Person 3 of 4

Last Name : DIAZ First Name : INDIO Middle Name : INDIO
 Suffix : DOB : ██████████ SOC :
 Involvement : SUSPECT DL State : CO DL Number :
 Perceived Race : Perceived Gender : Address :
 Race : Gender : MALE Phone :
 Notes :

Person 4 of 4

Last Name : GARCIA First Name : ANGEL Middle Name : ANGEL
 Suffix : DOB : ██████████ SOC :
 Involvement : SUSPECT DL State : CO DL Number :
 Perceived Race : Perceived Gender : Address :
 Race : Gender : MALE Phone :
 Notes :

Vehicle 1 of 1

State : CO License # : ██████████ Reg Type : Truck
 VIN : Color : WHITE Make : Ford
 Model : Vehicle Type : # Occupants :
 Involvement : VEHICLE Reg Owner : GEHRMANN, BERNHARD (Reg Year : 2011
 Notes :

Resource Activity Statuses

<u>Date/Time</u>	<u>Unit ID</u>	<u>Status</u>	<u>Dispatcher / Position</u>
02/19/2011 12:41:31	109	DP	MANTELLI,BRYAN / POSITION1
02/19/2011 12:41:34	109	AR	MANTELLI,BRYAN / POSITION1
02/19/2011 13:30:17	109	CL	BATCHELDER,KELLI / POSITION2
02/19/2011 12:36:33	208	DP	MANTELLI,BRYAN / POSITION1
02/19/2011 12:36:35	208	EN	MANTELLI,BRYAN / POSITION1
02/19/2011 12:54:17	208	AR	MANTELLI,BRYAN / POSITION1
02/19/2011 13:06:19	208	CL	BATCHELDER,KELLI / POSITION2
02/19/2011 12:32:22	C20	DP	MANTELLI,BRYAN / POSITION1
02/19/2011 12:32:24	C20	EN	MANTELLI,BRYAN / POSITION1
02/19/2011 12:33:56	C20	AR	MANTELLI,BRYAN / POSITION1
02/19/2011 13:34:18	C20	CL	BATCHELDER,KELLI / POSITION2

Response Notes

<u>Response Note</u>	<u>Agent</u>	<u>Workstation</u>	<u>Time Stamp</u>
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██████████
 ██████████

██████████

██████████

Incident Notes

<u>Incident Note</u>	<u>Agent</u>	<u>Workstation</u>	<u>Time Stamp</u>
RP STATES THERE WAS A FIGHT HERE IN THE STORE	MANTELLIB	POSITION1	02/19/2011 12:31:53
1 PARTY HAS LEFT	MANTELLIB	POSITION1	02/19/2011 12:32:07
RP STATES THE PERSON THAT GOT HIT IS STILL HERE AT THE STORE	MANTELLIB	POSITION1	02/19/2011 12:32:19
C20-23	BATCHELDER	POSITION2	02/19/2011 12:32:33
C20-	MANTELLIB	POSITION1	02/19/2011 12:43:46
Response TPD201102095. Call code changed from FIGHTS to ASSLTs.	BATCHELDER	POSITION2	02/19/2011 12:47:13
C20-UNITS CLEAR AN ASSAULT TORRES WAS INSIDE STORE FOUR OTHER MALES INDIO AND ATIANO DIAZ AND TONY GARCIA AND GILBERT NO LAST NAME ASSAULT IN STORE GOT HIT IN BACK OF HEAD	MANTELLIB	POSITION1	02/19/2011 12:48:42
GOOD BUMP ON BACK OF HEAD BLU AND GRAY CHEVY WITH CAMPER POSSIBLY ON 1600 OR 1700 BLK OF ARIZONA	MANTELLIB	POSITION1	02/19/2011 12:49:10
C20-RP STORE CLERK HAS CONTACTED HIS MANAGER 15 MINUTES WILL BE AT STORE AND WILL PULL VIDEO OF INCIDENT	MANTELLIB	POSITION1	02/19/2011 12:50:48

ITEM NO. 8d

ITEM TO BE PLACED ON THE AGENDA FOR THE
REGULAR MEETING OF THE CITY COUNCIL TO
BE HELD ON October 18, 2011

ITEM: Special events permit request (malt, vinous and spirituous) by Mount Carmel Health, Wellness & Community Center at 911 Robinson for November 5, 6, 11, 12, & 13, 2011

**REQUEST
MADE BY:** Mount Carmel Health, Wellness & Community Center

**CONTENTS/
COMMENTS:** SEP Application w/attachments
Departmental reports
Fire & Security Plans
Fees have been paid

ITEM NO. 8d

APPLICATION FOR A SPECIAL EVENTS PERMIT

Department Use Only

IN ORDER TO QUALIFY FOR A SPECIAL EVENTS PERMIT, YOU MUST BE NONPROFIT
 AND ONE OF THE FOLLOWING (See back for details.)

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> SOCIAL | <input type="checkbox"/> ATHLETIC | <input type="checkbox"/> PHILANTHROPIC INSTITUTION |
| <input type="checkbox"/> FRATERNAL | <input type="checkbox"/> CHARTERED BRANCH, LODGE OR CHAPTER | <input type="checkbox"/> POLITICAL CANDIDATE |
| <input type="checkbox"/> PATRIOTIC | <input type="checkbox"/> OF A NATIONAL ORGANIZATION OR SOCIETY | <input type="checkbox"/> MUNICIPALITY OWNING ARTS FACILITIES |
| <input type="checkbox"/> POLITICAL | <input type="checkbox"/> RELIGIOUS INSTITUTION | |

LIAB	TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR:
2110 <input checked="" type="checkbox"/>	MALT, VINOUS AND SPIRITUOUS LIQUOR \$25.00 PER DAY
2170 <input type="checkbox"/>	FERMENTED MALT BEVERAGE (3.2 Beer) \$10.00 PER DAY

DO NOT WRITE IN THIS SPACE
LIQUOR PERMIT NUMBER

1. NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE MOUNT CARMEL HEALTH WELLNESS & COMMUNITY CENTER	State Sales Tax Number (Required) 04-295461
--	---

2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE
 (include street, city/town and ZIP)
**911 ROBINSON AVE.
 TRINIDAD, CO 81082**

3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT
 (include street, city/town and ZIP)
**911 ROBINSON AVE.
 TRINIDAD, CO 81082**

NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
4. PRES./SECY OF ORG. or POLITICAL CANDIDATE Scott Candland		713 CORUNDUM ROAD TRINIDAD, CO 81082	970-418-8146
5. EVENT MANAGER Scott Candland	"	"	"

6. HAS APPLICANT ORGANIZATION OR POLITICAL CANDIDATE BEEN ISSUED A SPECIAL EVENT PERMIT THIS CALENDAR YEAR?
 NO YES HOW MANY DAYS? **32**

7. IS PREMISES NOW LICENSED UNDER STATE LIQUOR OR BEER CODE?
 NO YES TO WHOM? _____

8. DOES THE APPLICANT HAVE POSSESSION OR WRITTEN PERMISSION FOR THE USE OF THE PREMISES TO BE LICENSED? Yes No

LIST BELOW THE EXACT DATE(S) FOR WHICH APPLICATION IS BEING MADE FOR PERMIT

Date	Hours From	To	Date	Hours From	To	Date	Hours From	To	Date	Hours From	To
11/4/11	6	P.m.	11/5/11	6	P.m.	11/6/11	1:30	P.m.			

OATH OF APPLICANT

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

SIGNATURE Scott Candland	TITLE COO	DATE 10/6/11
------------------------------------	---------------------	------------------------

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

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 12, Article 48, C.R.S., as amended.

THEREFORE, THIS APPLICATION IS APPROVED.

LOCAL LICENSING AUTHORITY (CITY OR COUNTY) Trinidad	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY	TELEPHONE NUMBER OF CITY/COUNTY CLERK (719) 846-9843
SIGNATURE	TITLE Mayor	DATE

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

LIABILITY INFORMATION			
License Account Number	Liability Date	State	TOTAL
			-750 (999) \$

APPLICATION FOR A SPECIAL EVENTS PERMIT

IN ORDER TO QUALIFY FOR A SPECIAL EVENTS PERMIT, YOU MUST BE NONPROFIT
 AND ONE OF THE FOLLOWING (See back for details.)

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> SOCIAL | <input type="checkbox"/> ATHLETIC | <input type="checkbox"/> PHILANTHROPIC INSTITUTION |
| <input type="checkbox"/> FRATERNAL | <input type="checkbox"/> CHARTERED BRANCH, LODGE OR CHAPTER | <input type="checkbox"/> POLITICAL CANDIDATE |
| <input type="checkbox"/> PATRIOTIC | <input type="checkbox"/> OF A NATIONAL ORGANIZATION OR SOCIETY | <input type="checkbox"/> MUNICIPALITY OWNING ARTS FACILITIES |
| <input type="checkbox"/> POLITICAL | <input type="checkbox"/> RELIGIOUS INSTITUTION | |

LIAB	TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR:
2110 <input checked="" type="checkbox"/>	MALT, VINOUS AND SPIRITUOUS LIQUOR \$25.00 PER DAY
2170 <input type="checkbox"/>	FERMENTED MALT BEVERAGE (3.2 Beer) \$10.00 PER DAY

DO NOT WRITE IN THIS SPACE

LIQUOR PERMIT NUMBER

1. NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE State Sales Tax Number (Required)
 MOUNT CARMEL HEALTH, WELLNESS & COMMUNITY CENTER 04-295461

2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE
 (include street, city/town and ZIP)
 911 ROBINSON AVE
 TRINIDAD, CO 81082

3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT
 (include street, city/town and ZIP)
 911 ROBINSON AVE
 TRINIDAD, CO 81082

NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
4. PRES/SECY OF ORG. or POLITICAL CANDIDATE Scott Camdland	[REDACTED]	713 CONCORD RD TRINIDAD, CO 81082	970-418-2146
5. EVENT MANAGER Scott Camdland	"	"	"

6. HAS APPLICANT ORGANIZATION OR POLITICAL CANDIDATE BEEN ISSUED A SPECIAL EVENT PERMIT THIS CALENDAR YEAR?
 NO YES HOW MANY DAYS? 32

7. IS PREMISES NOW LICENSED UNDER STATE LIQUOR OR BEER CODE?
 NO YES TO WHOM? _____

8. DOES THE APPLICANT HAVE POSSESSION OR WRITTEN PERMISSION FOR THE USE OF THE PREMISES TO BE LICENSED? Yes No

LIST BELOW THE EXACT DATE(S) FOR WHICH APPLICATION IS BEING MADE FOR PERMIT

Date	Hours From	To	Date	Hours From	To	Date	Hours From	To	Date	Hours From	To
11/11/11	6p	11p	11/12/11	6p	11p	11/13/11	1:30p	5p			

OATH OF APPLICANT

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

SIGNATURE Scott Camdland TITLE COO DATE 10/6/11

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

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 12, Article 48, C.R.S., as amended.
THEREFORE, THIS APPLICATION IS APPROVED.

LOCAL LICENSING AUTHORITY (CITY OR COUNTY) Trinidad CITY COUNTY TELEPHONE NUMBER OF CITY/COUNTY CLERK (719) 846-9843

SIGNATURE _____ TITLE Mayor DATE _____

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

LIABILITY INFORMATION

License Account Number	Liability Date	State	TOTAL
		-750 (999)	\$.



President
Kip Hampden Properties LLC
PO Box 85
Colorado Springs CO 80901
719-575-7122
Fax: 719-846-4140

Audra Garrett
City of Trinidad
135 N. Animas
Trinidad CO 81082
719-846-9843 (Extension 135)
Fax 719-846-4140z

October 6, 2011

To Whom It May Concern,

Kip Hampden Properties LLC, property owner of **911 Robinson Avenue in Trinidad, Colorado**, authorizes the sale and consumption of beer and wine on November 4, 5, 6 and 11, 12 and 13. The Mt. Carmel Health, Wellness and Community Center, located at the above address is hosting a Southern Colorado Repertory Theatre production on those dates.

Best Regards,


Scott Candland
Chief Operating Officer



OFFICE OF THE SECRETARY OF STATE
OF THE STATE OF COLORADO

CERTIFICATE

I, Scott Gessler, as the Secretary of State of the State of Colorado, hereby certify that, according to the records of this office,

Mount Carmel Health, Wellness and Community Center

is a **Nonprofit Corporation** formed or registered on 07/01/2010 under the law of Colorado, has complied with all applicable requirements of this office, and is in good standing with this office. This entity has been assigned entity identification number 20101373502.

This certificate reflects facts established or disclosed by documents delivered to this office on paper through 05/06/2011 that have been posted, and by documents delivered to this office electronically through 05/12/2011 @ 09:50:17.

I have affixed hereto the Great Seal of the State of Colorado and duly generated, executed, authenticated, issued, delivered and communicated this official certificate at Denver, Colorado on 05/12/2011 @ 09:50:17 pursuant to and in accordance with applicable law. This certificate is assigned Confirmation Number 7943922.



A handwritten signature in black ink, appearing to read "Scott Gessler".

Secretary of State of the State of Colorado

*****End of Certificate*****

Notice: A certificate issued electronically from the Colorado Secretary of State's Web site is fully and immediately valid and effective. However, as an option, the issuance and validity of a certificate obtained electronically may be established by visiting the Certificate Confirmation Page of the Secretary of State's Web site, <http://www.sos.state.co.us/biz/CertificateSearchCriteria.do> entering the certificate's confirmation number displayed on the certificate, and following the instructions displayed. Confirming the issuance of a certificate is merely optional and is not necessary to the valid and effective issuance of a certificate. For more information, visit our Web site, <http://www.sos.state.co.us>; click Business Center and select "Frequently Asked Questions."

STATE OF COLORADO)
COUNTY OF LAS ANIMAS) SS
CITY OF TRINIDAD)

CERTIFICATE OF POSTING

I, Audra Garrett, City Clerk of the City of Trinidad, Colorado, do hereby certify that pursuant to the laws of the State of Colorado, and the ordinances of the City of Trinidad, Mount Carmel Health, Wellness & Community Center, 911 Robinson Avenue, Trinidad, Colorado, which business has applied for a Special Events Permit, to sell and dispense Malt, Vinous and Spirituous Liquors at 911 Robinson Avenue, Trinidad, Colorado, on November 5, 6, 11, 12, & 13, 2011, was duly posted for no less than ten continuous days, with the first day of posting occurring on the 7th day October, 2011.

WITNESS, my hand and the official seal of the City of Trinidad, Colorado, this 7th day of October, 2011.

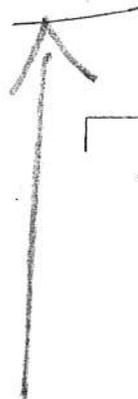
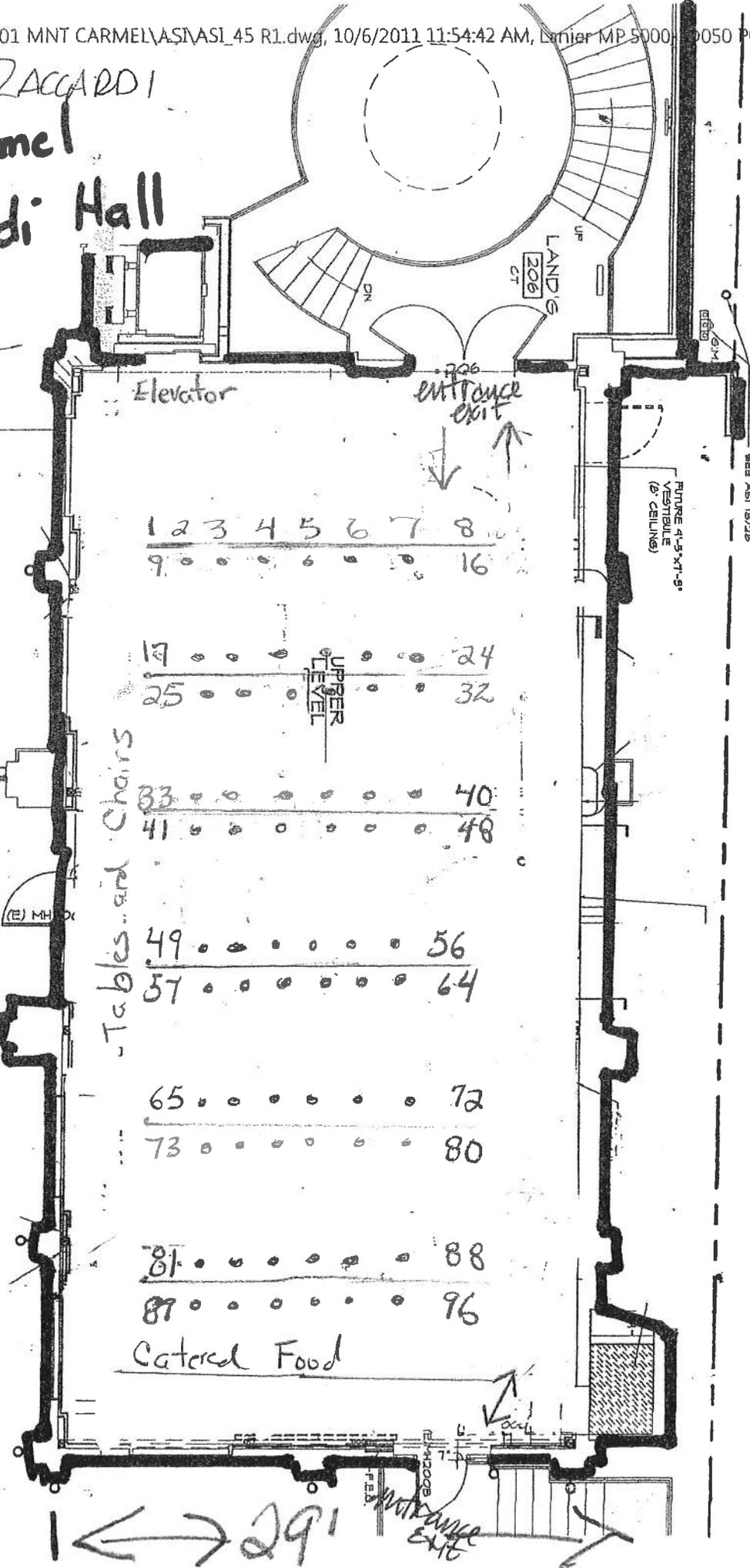
CITY OF TRINIDAD, COLORADO

(S E A L)



Audra Garrett, City Clerk

ZACCARDI Mt. Carmel Ziccardi Hall



591

Tables and Chairs

1	2	3	4	5	6	7	8
9							16
17							24
25							32
33							40
41							48
49							56
57							64
65							72
73							80
81							88
87							96

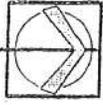
CATERED FOOD

291

ENTRANCE EXIT

14. Carmel Upper Lobby

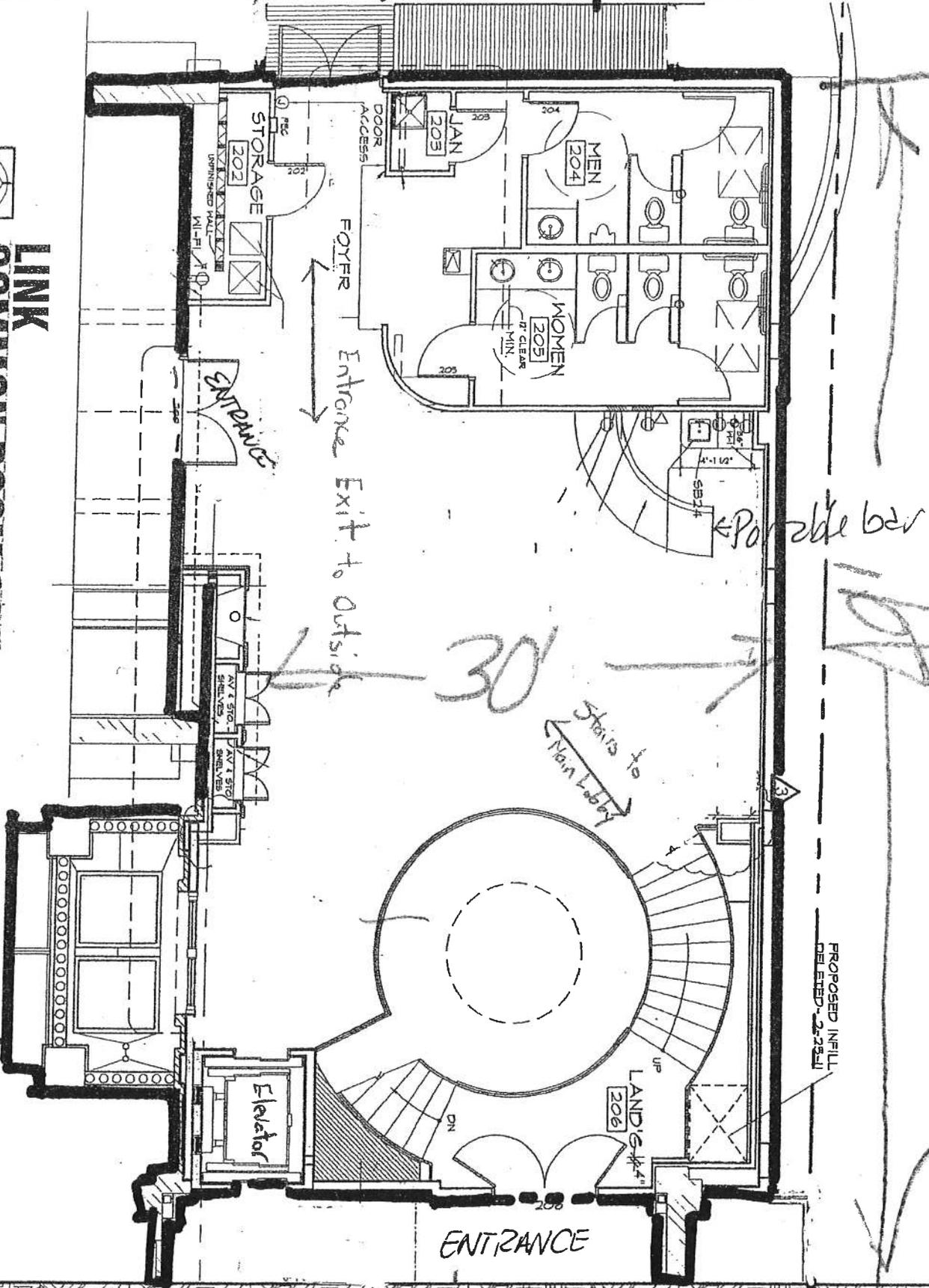
Q:\ACK\projects\07\0501 MNT CARMEL\AS\AS1 39 R5-1.dwg, 10/6/2011 11:45:51 AM, Lanier MP 5000/LD050 PCL



**LINK
COMMON ROOM 200**

SCALE: 1/8" = 1'-0"

UPPER LOBBY



- R3 REV. 4-20-11
- R4 REV. 5-2-11
- R5 REV. 5-6-11

**MOUNT CARMEL
LINK CORE AND SHELL**

507 ALTA STREET, TRINIDAD, COLORADO



**ART C. KLEIN CONSTRUCTION
INC.**
3370 CHELTON LOOP SO.
COLORADO SPRINGS, COLORADO 80909
719 570-6060

DATE:
5-6-11

JOB NO.:
07-4501

1
OF
4

AS1 #:
39 R5

10/6/11

DEPARTMENTAL INSPECTION REPORT
3.2% BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE

Applicant: Mount Carmel Health, Wellness & Community Center

dba:

Address: 911 Robinson Avenue

Type of License: Special Events Permit – Malt, Vinous and Spirituous

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT

COUNCIL MEETING DATE: October 18, 2011, 7:00 p.m.

DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS: _____

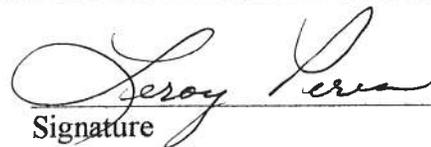
occupancy for Chapel - 60

Mezzanine - 48

dinner room Z, coord. Hall - 96

This event only

10-12-11
Date


Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 13, 2011

October 11, 2011

FIRE SAFETY PLAN

Mount Carmel Health, Wellness and Community Center

911 Robinson Ave.

Trinidad, CO 81082

scottcandland@aol.com



SPECIAL EVENT: Southern Colorado Repertory Theatre productions to be presented in the Chapel with food and beverage activities staged in Zaccardi Hall and Upper Lobby.

1. **Friday night Nov. 4th, 7:30**
2. **Saturday night Nov. 5th 7:30 with dinner theatre option**
3. **Sunday Nov. 6th, matinee at 2:30**
4. **Friday night Nov. 11, 7:30**
5. **Saturday night Nov. 12, 7:30 with dinner theatre option**
6. **Sunday Nov. 13, matinee at 2:30**

Friday Nov. 4th: Opening night gala. Following the production there will be a private, by invitation only cocktail party in the upper lobby.

Saturday Nov. 5 and Nov. 11: Optional dinners served in Zaccardi Hall beginning at 6PM will precede the performance.

Sunday Nov. 6 and Nov. 13: Nonalcoholic beverages only will be served during intermission.

1. Exit routes are clearly marked.
2. The means of egress are illuminated at all times.
3. The building served by the means of egress is occupied.
4. The flow of egress travel will not be interrupted by any building element.
5. Obstructions shall not be placed in the required width of means of egress.
6. The occupancy load as determined by Trinidad Fire Department will be strictly adhered to.
7. Smoke and carbon monoxide detectors shall be operable.
8. Extensive extension cords will not be used.
9. Fire extinguishers shall be appropriate to the Special Event in quantity and size, and shall have been inspected by a certified inspection company.
10. Water supply is available on West side of building.
11. Apparatus accessibility by means of road in front of building.
12. Emergency exit instructions will be announced at the beginning of each presentation.

10/6/11

DEPARTMENTAL INSPECTION REPORT
3.2% BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE

Applicant: Mount Carmel Health, Wellness & Community Center

dba:

Address: 911 Robinson Avenue

Type of License: Special Events Permit – Malt, Vinous and Spirituous

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT
COUNCIL MEETING DATE: October 18, 2011, 7:00 p.m.

DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS: Approved For this report only

10-12-2011
Date

[Signature]
Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 12, 2011

10/6/2011

**DEPARTMENTAL INSPECTION REPORT
3.2 % BEER (FERMENTED MALT BEVERAGE)
OR LIQUOR LICENSE**

Applicant's Name: Mount Carmel Health, Wellness & Community Center

DBA:

Business Address: 911 Robinson Avenue

Type of License: Special Events Permit - Malt, Vinous and Spirituous

Renewal Transfer Change of Location New Special Event

FOR CONSIDERATION AT

COUNCIL MEETING DATE: October 18, 2011, 7:00 p.m.

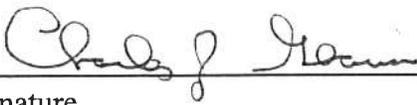
DEPARTMENT REVIEW

DEPARTMENT: FIRE / INSPECTION / POLICE / HEALTH DEPARTMENT

COMMENTS:

Follow approved security plan (copy attached). In addition, no one showing signs of intoxication may serve alcohol and servers must not consume alcohol.

10-13-11
Date


Signature

RETURN TO THE CITY CLERK'S OFFICE BEFORE: October 12, 2011

October 11, 2011

SECURITY PLAN

Mount Carmel Health, Wellness and Community Center

911 Robinson Avenue

Trinidad, CO 81082

scottcandland@aol.com

SPECIAL EVENT: Southern Colorado Repertory Theatre productions to be presented in The Chapel with food and beverage activities staged in Zaccardi Hall and Upper Lobby.

1. **Friday night Nov. 4th, 7:30**
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5. **Saturday night Nov. 12, 7:30 with dinner option**
6. **Sunday Nov. 13, matinee at 2:30**

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Saturday Nov. 5 and 11: Optional dinners served in Zaccardi Hall beginning at 6PM will precede the performance.

Sunday Nov. 6 and 13: Nonalcoholic beverages only will be served during intermission.

SECURITY DURING EVENTS

1. Mount Carmel will provide volunteers at each event to monitor crowd activities.
2. All will wear identical name badges.
3. They will carry cell phones to immediately notify law enforcement should the need arise.
4. The Trinidad Police Department shall be notified of any and all criminal events that

occur during the event.

5. Trinidad Police Department personnel can conduct walk-throughs of the event as deemed necessary by the Chief of Police.

LIQUOR SERVICE

1. All persons responsible for the service of alcoholic beverages shall be TIPS certified.
2. No person selling alcohol will consume alcohol.
3. Personnel operating the bar should pay special attention to ensure that underage persons ARE NOT being served alcohol. Personnel will also ensure that overly intoxicated persons are not being served (as per CRS and Municipal Code). Any violations of the Colorado Beer and Alcohol Code and Trinidad Municipal Alcohol Code shall be immediately brought to the attention of TPD.
4. No person not designated as a bar employee will be allowed behind the bar.
5. The event will have in place an accounting system for tracking all bar receipts and tip receipts. A "TIP" jar will not be left where it can be accessed by unauthorized persons. TIP jars will be emptied and accounted for during normal cash drops.
6. No person is allowed to bring alcoholic beverages into the event area. No person is allowed to take alcoholic beverages out of the event area. Appropriate action will be taken for said violations.
7. A minimum of one person shall be assigned as security at the bar to check ID to ensure that customers are of the legal drinking age. No ID...no alcohol.

OCCUPANCY CERTIFICATION

1. The events will not exceed the occupancy rating as provided by the Trinidad Fire Department.
2. Exits shall be kept free-flowing and clear of obstruction at all times.

PREPARED BY:
SCOTT CANDLAND
COO
MOUNT CARMEL
CELL: 970-418-2146

ITEM NO. 8e

ITEM TO BE PLACED ON THE AGENDA FOR THE
REGULAR MEETING OF THE CITY COUNCIL TO
BE HELD ON October 18, 2011

ITEM: Consideration of Contract Amendment #2 between the City and Colorado
Department of Local Affairs for the Trinidad Old Stone Water Works Building

**REQUEST
MADE BY:**

**CONTENTS/
COMMENTS:** Contract Amendment #2

ITEM NO. 8e

CONTRACT AMENDMENT

Amendment #: 2	Encumbrance #: F09S5746
Original Contract CMS or CLIN #: 09-559, 27519	Amendment CMS #:

1) PARTIES

This Amendment to the above-referenced Original Contract (hereinafter called the Contract) is entered into by and between City of Trinidad (hereinafter called "Contractor"), and the STATE OF COLORADO (hereinafter called the "State") acting by and through the Department of Local Affairs, (hereinafter called "DOLA").

2) EFFECTIVE DATE AND ENFORCEABILITY

This Amendment shall not be effective or enforceable until it is approved and signed by the Colorado State Controller or designee (hereinafter called the "Effective Date"). The State shall not be liable to pay or reimburse Contractor for any performance hereunder including, but not limited to, costs or expenses incurred, or be bound by any provision hereof prior to the Effective Date.

3) FACTUAL RECITALS

The Parties entered into the Contract for Phase 1 of the rehabilitation of the historic Old Stone Water Works Building to provide office and meeting space, and to house a museum. The State and Contractor acknowledge that the current Project description no longer reflects the project and the estimated costs no longer reflect the original estimates. Both Parties also agree that more time is needed to complete the Project. In addition, the general provisions statement regarding the Colorado Open Records Act is incorporated.

4) CONSIDERATION-COLORADO SPECIAL PROVISIONS

The Parties acknowledge that the mutual promises and covenants contained herein and other good and valuable consideration are sufficient and adequate to support this Amendment. The Parties agree to replacing the Colorado Special Provisions with the most recent version (if such have been updated since the Contract and any modification thereto were effective) as part consideration for this Amendment.

5) LIMITS OF EFFECT

This Amendment is incorporated by reference into the Contract, and the Contract and all prior amendments thereto, if any, remain in full force and effect except as specifically modified herein.

6) MODIFICATIONS

The Contract and all prior amendments thereto, if any, are modified as follows:

a. Exhibit A, Section 1, Project Description, Objectives and Requirements: are modified as follows by deleting the current contract language for #1 and inserting the following:

"The Project consists of implementing phase I for the rehabilitation of the Old Stone Waterworks Building in the City of Trinidad (Contractor). Phase I includes stabilizing the structure and rehabilitating its exterior. Interior improvements are envisioned to take place as a Phase II of the Project and will be implemented at a later date. The planned use for the building upon completion of the project is as office space for a public use."

b. Exhibit A, Section 3, Time of Performance: is deleted and replaced with the following:

The Project shall commence upon the Effective Date and shall be completed on or before October 31, 2012. In accordance with paragraph 8.b.i. of this Contract, the Contractor may request an extension of the time for performance by submitting a written request, including a full justification for the request, to the State at least thirty (30) days prior to the termination of the performance period. If the State, in its sole discretion, consents to an extension, the State shall grant such extension in accordance with paragraph 8.b.i. of this Contract.

c. **Exhibit A, Section 4, Budget:** is modified by deleting the current Budget and inserting new Budget.

- "Budget.

<u>Revenues</u>		<u>Expenditures</u>	
Energy/Mineral Impact - GRANT	\$244,985	Architect/Construction Administration	\$ 59,358
Contractor Funds	<u>\$342,440</u>	Exterior Restoration	\$ 528,067
Total	\$587,425	Total	\$587,425"

d. **Insert the following after item #27:**

28. CORA Disclosure

To the extent not prohibited by federal law, this Grant and the performance measures and standards under CRS §24-103.5-101, if any, are subject to public release through the Colorado Open Records Act, CRS §24-72-101, et seq.

7) START DATE

This Amendment shall take effect on the later of its Effective Date or October, 4, 2011.

8) ORDER OF PRECEDENCE

Except for the Special Provisions, in the event of any conflict, inconsistency, variance, or contradiction between the provisions of this Amendment and any of the provisions of the Contract, the provisions of this Amendment shall in all respects supersede, govern, and control. The most recent version of the Special Provisions incorporated into the Contract or any amendment shall always control other provisions in the Contract or any amendments.

9) AVAILABLE FUNDS

Financial obligations of the state payable after the current fiscal year are contingent upon funds for that purpose being appropriated, budgeted, or otherwise made available.

THE PARTIES HERETO HAVE EXECUTED THIS AMENDMENT

*** Persons signing for Contractor hereby swear and affirm that they are authorized to act on Contractor's behalf and acknowledge that the State is relying on their representations to that effect.**

CONTRACTOR City of Trinidad, Colorado	STATE OF COLORADO John W. Hickenlooper, GOVERNOR Department of Local Affairs
By: _____ Name of Authorized Individual	By: _____ Reeves Brown, Executive Director
Title: _____ Official Title of Authorized Individual	Date: _____
_____ *Signature	PRE-APPROVED FORM CONTRACT REVIEWER
Date: _____	By: _____ Teri Davis, Director of Financial Assistance Services
	Date: _____

ALL CONTRACTS REQUIRE APPROVAL BY THE STATE CONTROLLER

CRS §24-30-202 requires the State Controller to approve all State Contracts. This Contract is not valid until signed and dated below by the State Controller or delegate. Contractor is not authorized to begin performance until such time. If Contractor begins performing prior thereto, the State of Colorado is not obligated to pay Contractor for such performance or for any goods and/or services provided hereunder.

STATE CONTROLLER David J. McDermott, CPA
By: _____
Barbara M. Casey, Controller Delegate
Date: _____

ITEM NO. 8f

ITEM TO BE PLACED ON THE AGENDA FOR THE
REGULAR MEETING OF THE CITY COUNCIL TO
BE HELD ON October 18, 2011

ITEM: Consideration of Third Amendment to Agreement between the City and Southern Colorado Construction, Inc.

**REQUEST
MADE BY:**

**CONTENTS/
COMMENTS:** Third Amendment to Agreement

ITEM NO. 8f

THIRD AMENDMENT TO AGREEMENT

This is a Third Amendment to Agreement ("**Third Amendment**") effective as of the ____ day of _____, 2011, ("**Effective Date**"), between the CITY OF TRINIDAD, COLORADO, a home rule municipal corporation of the State of Colorado having an address of 135 North Animas Street, P.O. Box 880, Trinidad, CO 81082 ("**Owner**"), and SOUTHERN COLORADO CONSTRUCTION, INC., a corporation of the State of Colorado having an address of 2908 Farabaugh Lane, Pueblo, CO 81005 ("**Contractor**").

RECITALS

WHEREAS, Owner and Contractor entered into an Agreement dated December 23, 2008, and recorded with the Las Animas County Clerk and Recorder as Instrument No. 200900701910 in Book No. 1083, Page Nos. 686-701 ("**Agreement**"), pursuant to which Owner has retained Contractor to complete an exterior restoration/rehabilitation of the Old Stone Water Works Building located at 223 Cedar Street in Trinidad, Colorado (the "**Project**"); and

WHEREAS, said Agreement was amended by a First Amendment to Agreement dated July 21, 2009, and recorded with the Las Animas County Clerk and Recorder as Instrument No. 200900703995 in Book No. 1086, Page Nos. 1216-1217 ("**First Amendment**"), pursuant to which the parties agreed to extend the time period during which Owner may suspend work; and

WHEREAS, said Agreement was further amended by a Second Amendment to Agreement dated January 18, 2011, and recorded with the Las Animas County Clerk and Recorder as Instrument No. 201100710589 in Book No. 1095, Page Nos. 1593-1595 ("**Second Amendment**"), pursuant to which the parties agreed to amend the Agreement by (i) designating A-E Design Associates, P.C., as the Project's Architect/Engineer; and (ii) extending the dates for Substantial Completion and Final Payment in recognition of the Project's division into Phases 1A and 1B; and

WHEREAS, Contractor has satisfactorily completed Phase 1A of the Project, and

WHEREAS, Owner and Contractor hereby desire to amend the Agreement a third time to extend the time for Contractor's completion of Phase 1B of the Project.

NOW, THEREFORE, in consideration of the foregoing recitals and the mutual covenants contained herein, Owner and Contractor agree as follows:

1. **Dates for Substantial Completion and Final Payment.** Article 3 ("Contract Times"), § 3.02, of the Agreement is hereby amended as follows:

3.02 Dates for Substantial Completion and Final Payment

- A. Contractor and Owner mutually recognize and agree that Work on Project Phase 1B has been suspended; that said suspension shall not be cause for any adjustment in the Contract Price or any assessment of liquidated damages for delays; and that Work on Project Phase 1B shall resume on or about March 1, 2011. All Work will be substantially completed on or before December 15, 2011, and completed and ready for final payment in accordance with Paragraph 14.07 of the General Conditions on or before December 31, 2011.

2. **Continuity of Terms.** Unless amended herein, all terms and conditions contained in the Agreement, First Amendment, and Second Amendment shall remain in full force and effect.

3. **Entire Agreement; Modification and Waiver.** This Third Amendment constitutes the entire agreement between the parties pertaining to the subject matter contained herein and supersedes

all prior and contemporaneous agreements, representations, and understandings. No supplement, modification, or amendment of this Third Amendment shall be binding unless executed in writing by both parties. No waiver of this Third Amendment shall be binding unless executed in writing by the party making the waiver.

- 4. **Authorization.** The signatories to this Third Amendment affirm and warrant that they are fully authorized to enter into and execute this agreement, and that all necessary actions, notices, meetings, and/or hearings pursuant to any law required to authorize their execution of this Third Amendment have been made.

IN WITNESS WHEREOF, Owner and Contractor have signed this Agreement in duplicate, and one (1) counterpart each has been delivered to Owner and Contractor.

CONTRACTOR: SOUTHERN COLORADO CONSTRUCTION, INC.

[Handwritten Signature]
MR. CHARLES E. SCHERRER, President

Date: 9/30/2011

STATE OF Colorado)
COUNTY OF Pueblo) ss.

The foregoing Second Amendment to Agreement was acknowledged before me this 30th day of September, 2011, by Mr. Charles E. Scherrer, President of Southern Colorado Construction, Inc., on behalf of the corporation.



Witness my hand and official seal.
My Commission Expires: 12-31-11

[Handwritten Signature]
Notary Public

OWNER: CITY OF TRINIDAD, COLORADO

MS. JENNIE GARDUNO, Mayor
Date: _____

ATTEST:

AUDRA GARRETT, City Clerk

APPROVED AS TO FORM:

JEROD BEATTY, City Attorney

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WHEREAS, said Agreement was further amended by a Second Amendment to Agreement dated January 18, 2011, and recorded with the Las Animas County Clerk and Recorder as Instrument No. 201100710589 in Book No. 1095, Page Nos. 1593-1595 ("**Second Amendment**"), pursuant to which the parties agreed to amend the Agreement by (i) designating A-E Design Associates, P.C., as the Project's Architect/Engineer; and (ii) extending the dates for Substantial Completion and Final Payment in recognition of the Project's division into Phases 1A and 1B; and

WHEREAS, Contractor has satisfactorily completed Phase 1A of the Project, and

WHEREAS, Owner and Contractor hereby desire to amend the Agreement a third time to extend the time for Contractor's completion of Phase 1B of the Project.

NOW, THEREFORE, in consideration of the foregoing recitals and the mutual covenants contained herein, Owner and Contractor agree as follows:

1. **Dates for Substantial Completion and Final Payment.** Article 3 ("Contract Times"), § 3.02, of the Agreement is hereby amended as follows:

3.02 Dates for Substantial Completion and Final Payment

- A. Contractor and Owner mutually recognize and agree that Work on Project Phase 1B has been suspended; that said suspension shall not be cause for any adjustment in the Contract Price or any assessment of liquidated damages for delays; and that Work on Project Phase 1B shall resume on or about March 1, 2011. All Work will be substantially completed on or before December 15, 2011, and completed and ready for final payment in accordance with Paragraph 14.07 of the General Conditions on or before December 31, 2011.
2. **Continuity of Terms.** Unless amended herein, all terms and conditions contained in the Agreement, First Amendment, and Second Amendment shall remain in full force and effect.
3. **Entire Agreement; Modification and Waiver.** This Third Amendment constitutes the entire agreement between the parties pertaining to the subject matter contained herein and supersedes

all prior and contemporaneous agreements, representations, and understandings. No supplement, modification, or amendment of this Third Amendment shall be binding unless executed in writing by both parties. No waiver of this Third Amendment shall be binding unless executed in writing by the party making the waiver.

- 4. **Authorization.** The signatories to this Third Amendment affirm and warrant that they are fully authorized to enter into and execute this agreement, and that all necessary actions, notices, meetings, and/or hearings pursuant to any law required to authorize their execution of this Third Amendment have been made.

IN WITNESS WHEREOF, Owner and Contractor have signed this Agreement in duplicate, and one (1) counterpart each has been delivered to Owner and Contractor.

CONTRACTOR: SOUTHERN COLORADO CONSTRUCTION, INC.

[Handwritten Signature]

MR. CHARLES E. SCHERRER, President

Date: 9/30/2011

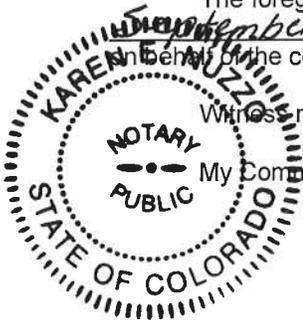
STATE OF Colorado)
COUNTY OF Pueblo) ss.

The foregoing Second Amendment to Agreement was acknowledged before me this 30th day of September, 2011, by Mr. Charles E. Scherrer, President of Southern Colorado Construction, Inc., on behalf of the corporation.

Witness my hand and official seal.

My Commission Expires: 12-31-11.

[Handwritten Signature]
Notary Public



OWNER: CITY OF TRINIDAD, COLORADO

Ms. JENNIE GARDUNO, Mayor

Date: _____

ATTEST:

AUDRA GARRETT, City Clerk

APPROVED AS TO FORM:

JEROD BEATTY, City Attorney

ITEM NO. 8g

ITEM TO BE PLACED ON THE AGENDA FOR THE
REGULAR MEETING OF THE CITY COUNCIL TO
BE HELD ON October 18, 2011

ITEM: First reading of a supplemental budget ordinance identifying and appropriating a previously unanticipated revenue source for the Capital Projects Fund for the fiscal year beginning on January 1, 2011, and ending on December 31, 2011, and setting a hearing date for consideration of said ordinance

**REQUEST
MADE BY:**

**CONTENTS/
COMMENTS:** Ordinance

ITEM NO. 8g

CITY OF TRINIDAD, COLORADO

ORDINANCE NO. _____

A SUPPLEMENTAL BUDGET ORDINANCE IDENTIFYING AND APPROPRIATING A PREVIOUSLY UNANTICIPATED REVENUE SOURCE FOR THE CAPITAL PROJECTS FUND FOR THE FISCAL YEAR BEGINNING ON JANUARY 1, 2011, AND ENDING ON DECEMBER 31, 2011

WHEREAS, by Ordinance No. 1910, the City Council of the City of Trinidad, Colorado, appropriated monies in the Capital Projects Fund for Fiscal Year 2011 among various capital projects, including an appropriation of Ninety Two Thousand Five Dollars (\$92,005) for "Veterans Park Improvements"; and

WHEREAS, by Resolution No. 1362, the City Council approved an Intergovernmental Agreement with the State of Colorado Department of Revenue ("CDOT") setting forth a reimbursement to the City in the amount of Seventy Four Thousand Seven Hundred Seventy Three Dollars (\$74,773) for "Veterans Park Use Mitigation" due to the elimination of the City's prior Veterans Memorial Park resulting from the realigned and reconstructed Interstate 25 Viaduct; and

WHEREAS, the City of Trinidad is pleased to have received said reimbursement from CDOT in the amount of Seventy Four Thousand Seven Hundred Seventy Three Dollars (\$74,773); and

WHEREAS, in accordance with Chapter IX ("Budget Control and Financing"), § 9.7, of the Home Rule Charter for the City of Trinidad, Colorado, the City Council herein desires to identify and appropriate this previously unanticipated revenue source for the Veterans Park Improvements line item of the Capital Projects Fund budget for Fiscal Year 2011.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO, that the "Veterans Park Improvements" line item in the Capital Projects Fund budget for Fiscal Year 2011 is hereby increased by Seventy Four Thousand Seven Hundred Seventy Three Dollars (\$74,773), to a revised budget total of One Hundred Sixty Six Thousand Seven Hundred Seventy Eight Dollars (\$166,778), in recognition of the City's receipt of CDOT's reimbursement for Veterans Park Use Mitigation; as reflected in Exhibit "A" attached hereto and incorporated herein by this reference. Consequently, the Capital Projects Fund budget total is hereby increased from \$3,495,751 to \$3,570,524.

INTRODUCED BY COUNCILMEMBER _____, READ AND ORDERED PUBLISHED this ____ day of _____, 2011.

FINALLY PASSED AND APPROVED this ____ day of _____, 2011.

THE EFFECTIVE DATE OF THIS ORDINANCE SHALL BE THE ____ day of _____, 2011.

JENNIE GARDUNO, MAYOR

ATTEST:

AUDRA GARRETT, CITY CLERK

EXHIBIT "A"

2011 - CAPITAL PROJECTS SUPPLEMENTAL BUDGET REVISION

A/C#	PROJECT	2011 APPROVED BUDGET	PLUS + OR MINUS (-)	2010 REVISED BUDGET
9040-7641	Veterans Park Improvements	92,005	74,773	166,778
				-
				-
				-
		92,005	74,773	166,778

Unanticipated source of revenue:
CDOT reimbursement of \$74,773
mitigation for the Interstate 25 Viaduct
Resconstruction for work performed in
the new Veterans Memorial Park.

Capital Projects total Budget - \$3,495,751 to \$3,570,524

ITEM NO. 8h

ITEM TO BE PLACED ON THE AGENDA FOR THE
REGULAR MEETING OF THE CITY COUNCIL TO
BE HELD ON October 18, 2011

ITEM: First reading of an ordinance amending Chapter 14 (“Planning and Zoning”),
Section 14-100 (“Off-Street Parking”) of the Code of the City of Trinidad,
Colorado, to accommodate possible reductions in the required number of parking
spaces for mixed-use developments, and setting a hearing date for consideration of
said ordinance

**REQUEST
MADE BY:**

**CONTENTS/
COMMENTS:** Ordinance

ITEM NO. 8h

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 14 (“PLANNING AND ZONING”), SECTION 14-100 (“OFF-STREET PARKING”) OF THE CODE OF THE CITY OF TRINIDAD, COLORADO, TO ACCOMMODATE POSSIBLE REDUCTIONS IN THE REQUIRED NUMBER OF PARKING SPACES FOR MIXED-USE DEVELOPMENTS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO, that:

Section 1. Amendment of § 14-100 (“Off-street parking”). Chapter 14 (“Planning and Zoning”), Section 14-100 (“Off-street parking”) of the Code of the City of Trinidad, Colorado, is hereby amended by adding a second subsection, as follows:

Section 14-100. Off-street parking.

(2) **Parking Space Reduction for Mixed-Use Development**

(a) **Purpose:**

Shared parking arrangements can reduce impervious surface area by allowing a reduction in the number of parking spaces required for a single use where the parking associated with that use is shared with one or more adjacent uses. Shared parking arrangements also increase efficiency in land use and encourage mixed-use development.

(b) **Definitions:**

I. **Mixed-Use Development** – A site-specific development that contains a combination of two or more commercial, industrial and/or residential uses. In order to be included in a mixed-use development for the purposes of this section, an individual use may not be located more than five hundred (500) feet from the nearest site-specific shared parking space.

(c) **Mixed-Use Development Parking Requirement Reductions:**

A reduction in the total number of parking spaces required for all non-residential uses within a mixed-use development, as calculated in accordance with and pursuant to Section 14-100(1) above, is allowed in accordance with the requirements of this section. To be considered for a parking reduction, the applicant must submit an aggregate parking demand analysis for the proposed mixed-use development that includes the hours of peak demand for each individual use. Said analysis must be prepared by a traffic engineer licensed in the State of Colorado and must utilize the latest parking demand analysis methodology as published by the Institute of Traffic Engineers (“ITE”), the Urban Land Institute (“ULI”) or other source acceptable to the Planning, Zoning and Variance Commission.

Alternatively, the applicant may reduce the total amount of required parking spaces in a mixed-use development in accordance with the following methodology from the Urban Land Institute's shared parking standards:

- (1) Determine the minimum parking space requirements for each individual use within the mixed-use development in accordance with and pursuant to Section 14-100(1).
- (2) Multiply the required minimum number of parking spaces for each individual use by the applicable percentages for each of the five time periods set forth in Table 1 below.
- (3) Add the required minimum number of parking spaces for all individual uses in each of the five vertical columns of Table 1.
- (4) Select the vertical column with the highest total.
- (5) Use this number as the required minimum number of parking spaces for the mixed-use development.

Table 1: Urban Land Institute's Shared Parking Ratios

SHARED PARKING RATIOS (Numbers Are Listed As Percentages)					
Use	WEEKDAY			WEEKEND	
	Morning 12:00 am – 6:00 am	Day 9:00 am – 4:00 pm	Evening 6:00 pm – 12:00 pm	Day 9:00 am – 4:00 pm	Evening 6:00 pm – 12:00 pm
Office	5.0 %	100 %	10 %	10 %	5.0 %
Retail	5.0 %	60 %	90 %	100 %	70 %
Restaurant	10 %	50 %	100 %	100 %	100 %
Entertainment	10 %	40 %	100 %	80 %	100 %
Hotel	75 %	75 %	100 %	75 %	100 %
Others	100 %	100 %	100 %	100 %	100 %

- (d) **Maximum Parking Space Reduction for Mixed-Use Developments:**
In no instance shall any parking reduction exceed thirty percent (30%) of the sum total of the required parking spaces for all individual uses as calculated in accordance with Section 14-100(1) above.
- (e) **Americans with Disabilities Act (ADA):**
For the purposes of this section, no reduction in the number of required ADA-compliant parking spaces are permitted.

- (f) **Residential Parking in Mixed-Use Developments:**
No reductions in the required number of parking spaces are permitted for residential uses located within mixed-use developments. Parking spaces for residential uses within mixed-use developments must be provided in accordance with the requirements of Section 14-100(1) above and must be clearly marked as reserved for residential use.
- (g) **Reserved Parking for Non-Residential Uses within Mixed-Use Developments:**
Non-residential parking spaces in a shared parking facility associated with a mixed-use development may not be reserved for individual uses.
- (h) **Reciprocal Parking Agreements:**
A reciprocal written agreement must be executed by all property owners within a mixed-use development that assures the perpetual joint use of all shared parking and contains a provision for the maintenance of the shared parking facility. A copy of said agreement must be submitted to the City of Trinidad Planning Department for review and approval. Said agreement must be recorded as a deed restriction on all properties within the mixed-use development and cannot be modified or revoked without the consent of the Planning Director. If any requirements for shared parking are violated, the affected property owners must provide a remedy satisfactory to the Planning Director or provide the full amount of required parking for each use in accordance with the requirements of Section 14-100(1) above.

Section 2. Effective Date. This ordinance shall be published and become effective ten (10) days after final passage, as provided in § 5.5 of the Home Rule Charter for the City of Trinidad, Colorado.

INTRODUCED BY COUNCILMEMBER _____, READ AND ORDERED PUBLISHED this ____ day of _____, 2011.

FINALLY PASSED AND APPROVED this ____ day of _____, 2011.

EFFECTIVE DATE OF THIS ORDINANCE SHALL BE this ____ day of _____, 2011.

JENNIE GARDUNO, Mayor

ATTEST:

AUDRA GARRETT, City Clerk