

**MINUTES OF A REGULAR MEETING
OF THE COUNCIL OF THE
TOWN OF SWINK
HELD
June 2, 2008 (Monday)
One Audio Tape Available**

CALL TO ORDER:

A special meeting of the Town Council of the Town of Swink was called to order by Mayor Cordova on Monday, June 2, 2008 at 7:00 pm.

PLEDGE OF ALLEGIANCE:

Mayor Cordova led the Pledge of Allegiance.

ROLL CALL:

City Clerk Terry Clodfelter called roll.

Present: Cordova Cox
 Lytle Piquette
 Stone

Also in attendance were:

Phillip Malouff, Attorney
Rick Dell, Public Works Director
Terry Clodfelter, Clerk

Absent: Headlee Wallace

AUDIENCE:

Mary Jane Maddux, Swink, CO – Robert and Debbie Basye,
Hogg Stop, Swink, CO – Dave Anderson, Swink, CO – Richard
Monk, Swink, CO – Ed Hiza, Swink, CO

Public Hearing – Hogg Stopp Saloon

Attorney Phillip Malouff opened the Public Hearing and went over the agenda with council and audience. Malouff stated that the application has been filed from Debra Sue Basye as the Hogg Stopp is in proper order and that all fees have been paid to the Town and to the State. Malouff stated that there are 3 aspects of the liquor license.

- 1) Interest in the neighbor
- 2) Need for the liquor license
- 3) The character of the applicant.

He stated that the first 2 does not apply in this situation due do the establishment has held a license in the past 2 years.

Debra Sue Basye addresses the council. She gave a brief statement regarding her family and why her family has moved to Swink. She stated that she has painted the building and would like for the bar to be for the local people and the community. She stated that she hopes to have benefits in the future.

Malouff asked if she has closed the loan with Dave Anderson – Yes

Malouff asked if she knows Colorado rules and regulations – Yes

Malouff asked if she is familiar with the rules – Yes

Malouff stated that in the past 75 days Otero CO had a sting for serving under age minors. He asked if she knew about that and stated that the council will be on top of this. - Yes

Malouff asked if she knew she had to renew her license on a yearly basis – Yes

Lytle asked her about her experience in a bar – Basye stated that she has been a manager before and has work in a bar before. She stated that she has also own 3 separate business.

Cordova asked what the business was - One was a video store, the second was a restaurant and the third she combined both the video and the restaurant as one business.

Malouff ask if anyone was proponents of application in the audience. – No

Malouff asked if anyone was opponents of application in the audience – No

Malouff asked if there was in final questions to the applicant – None

Malouff closed the Public hearing.

Council member Stone moved, Council member Lytle seconded, to approve the liquor license for the Hogg Stopp Saloon. The motion passed unanimous.

Malouff will type the Resolution.

Old Business

A. New Maintenance Building – Update

Dell addressed the council concerning the new maintenance building. Dell stated that he has talked with a contractor concerning the building and the prices are going up everyday. He also stated that he has looked at a building in Fowler that was purchased a couple of years ago and that the party is selling it at a discount price. The building is 3 sided and is 90 x 100 for \$32,000.00. Council discussed a 3 sided verse a 4 sided building, the cost of both building, the conditions of both buildings. Cordova then asked about where the money was coming from. Dell stated that he has budget this item for the last 2 years so there should be funding in this account. Grants were also talked about by council. Clerk will check on grants and call Lee Merkel, DOLA and Teri Erickson. Table until next month.

New Business***A. Trash Services***

Clerk stated that she and Dell have received calls from business and residents around Swink to see if we could pick up their trash. Clerk stated that she has checked the rates. She also stated that Dell gave her a route that the trash could take. Dell stated that the trash would be picked up on Tuesday as that is the day the maintenance department does dumpsters. Clerk stated that the route would be West out of Swink to Rd 21, North out of Swink to Hwy 50, East out of Swink to 25 and South of Swink to Rd Y. She stated that Rocky Ford will be picking up the areas to Road 21 or 22. Clerk stated that the cost of Swink's Trash for residents is \$17.19 per month and for business is done by number of time the crew pick ups. The cost per dump is \$7.19 plus \$6.00 per month for dumpster rental. She stated that she took the average of the residents that called and the people would be paying about the same with the following rates: Residents would be charge \$25.00 per month and business would be charged \$10.42 per dump plus a rental of \$10.00. The \$10.00 rental is because the Town would have to order new dumpsters. She also stated that the first month the customers should pay for 2 months that way we have 1 month to hold if the customers decided to end the services without payment.

Council member Lytle moved, Council member Piquette second, to expand the Town of Swink trash pickup to included the following areas: West to Road 21, North to Hwy 50, East to Road 25, and South to Rd Y and charge the residents \$25.00 and business \$10.42 per dump plus a \$10.00 dumpster rental per month. The motion passed unanimous.

B. Richard Monk

Mr. Richard Monk, 412 Kimble addressed the council concerning the number of dogs a private resident can have. He stated that his neighbor has 8 dogs. Lytle stated that the Town of Swink does not have an ordinance on the number of dogs in

town. Monk stated that La Junta and Otero County does and why can we not follow Otero County guidelines.

Ed Hiza, 500 Kimble also address the same problem.

Clerk stated that this resident plus the others that have numbers of dogs all of them licensed with the Town. Lytle stated that the town should have a firm ordinance regarding the number of dogs and also concerns about barking dogs. After a brief discussion council stated that this matter will be tabled until next month so council can do research.

Adjourn

Mayor Cordova adjourns the meeting at 7:55 pm.