

**MINUTES OF A REGULAR MEETING  
OF THE COUNCIL OF THE  
TOWN OF SWINK  
HELD  
May 11, 2009 (Monday)  
Two Audio Tapes Available – Regular Meeting**

**CALL TO ORDER:** A regular meeting of the Town Council of the Town of Swink was called to order by Mayor Cordova on Monday, May 11, 2009 at 7:00 pm.

**PLEDGE OF ALLEGIANCE:**

Mayor Cordova led the Pledge of Allegiance.

**ROLL CALL:**

Town Clerk Clodfelter called roll.

Present:	Cordova	Cox
	Headlee	Lytle
	Piquette	Stone

Also in attendance were:

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

Absent:

Wallace (participated via cell phone)

**AUDIENCE:**

Mary Jane Maddux, La Junta, CO - Jim Harper, Swink, CO –  
Debra Basye, Hogg Stopp Saloon, Swink, CO – Dave Anderson,  
Swink, CO – Larry Siegfried, Rocky Ford, CO – Allison Cortner,  
Robert Basye, Swink, CO – Suzette Cordova, La Junta, CO –  
Kelly Taylor, Rocky Ford, CO – Trava Erickson, La Junta, CO –  
Kristen Stanley, La Junta, CO – Susan Hasgrove, La Junta, CO –  
Dominique Erickson, La Junta, CO – Clint Jones, La Junta, CO –  
Gary Parrish, La Junta, CO – Tom Allsworth, La Junta, CO –  
David Garcia, La Junta, CO – Gary Miller, La Junta, CO – Eric  
Williams, Swink, CO – Melissa McVef – La Junta, CO – Pat  
O’Connell, La Junta, CO – Donna Mast, Swink, CO – Tom

Valencia, Swink, CO – Angela Carter, La Junta, CO – Tiffany Brittan, La Junta, CO – Melonie Carter, la Junta, CO – Scott McElroy, Swink, CO – Angela McElroy, Swink, CO – Tina Harper, La Junta, CO – Janett Gamboa, Rocky Ford, CO – Guy Headrick, Rocky Ford, CO – Buba Anderson, La Junta, CO – Mike and Lauren Engebrecht, La Junta, CO – Justin Schrock, La Junta, CO

**CONSENT AGENDA:**

Mayor Cordova requested comments regarding the Consent Agenda, which consisted of:

- ◆ *Minutes of the April 13, 2009 Regular Meeting*
- ◆ *Disbursement List*
- ◆ *Public Works Director Report*
- ◆ *Clerks Report*
- ◆ *Librarian Report*

Council member Piquette moved, Council member Cox seconded, to approve the Consent Agenda. The motion passed unanimous after correction. Correction: Page 6 – CORAD Vote – Piquette voted yes

**Audience Participation**

None at this time

**Committee/Boards/CML Reports/Class**

**A. *Swink Recreation Update – Clodfelter***

Clodfelter reported that the Swink Recreation Program had a balance of \$ 4787.11. Clodfelter stated that the soccer games start on May 26th and she will have a baseball coach’s meeting on Tuesday, May 12th at 6:30 p.m. She also stated that the 7/8 age group went co-ed 7/8 and machine pitch. She stated that Dell order the machine from Sports World.

**B. *Financial Committee – Update***

Wallace stated that the committee did not meet this month. Cordova stated that the financial committee will need to schedule a meeting this month to discuss the Neptune Meter Reader and Workmen's Comp. The work session will be schedule for May 18th at 5:30 pm.

**C. Rick Dell – Board Reports**

Dell stated that everything is in his monthly report.

**Maintenance Building / Fire Department**

Dell stated that the contract has been signed with DOLA, Ponderosa Contractors and the Town of Swink. Clerk stated that she would like to schedule a ground breaking with the fire department, Lee Merkel, Ponderosa and council. She will let council know the date and time and also call the press.

Dell stated that Lance Brundage talked to him about an easement on the property. Dell will check this out.

**CO-RAD – Update**

Dell stated that he has nothing new to report on. Dell did state that our water test was better this quarter but we will still need to test four more quarters.

**Liquor License – Dave Anderson – Liquor Store**

Mr. Malouff opens the public hearing for the new liquor license for Dave Anderson, Log Cabin Retail liquor store.

Mr. Malouff stated that the council will look at all the legal questions, the need for the liquor store, location and the character of the applicant which is Dave Anderson.

Mr. Malouff went around the room and around 27 people spoke on behalf of Mr. Anderson. All was in favor of the liquor store and responded to Dave Anderson character as being an outstanding person. No one spoke against the need of the liquor store or Mr. Anderson.

Mr. Malouff stated that all the fees have been paid to the State and the Town of Swink, all the paper work is in order, all the legal notices have been met. Mr. Malouff closed the public hearing.

Council member Lytle moved, Council member Headlee seconded, to accept the new liquor license from Dave Anderson for the Log Cabin Retail Store. The motion passed unanimous.

**Old Business:**

***A. 2009 Annual Celebration – Update***

Trustee Stone stated that we will have BINGO, Swink Lions will have they annual pancake breakfast, car show, live entertainment all day long with Lance Valliant, talent show and JC Carrica will be paying for the “Wind River Band”. Stone stated that the new gym will be dedicated at 2:00 pm. He stated that we still need sponsors, booths and parade entries. He stated that next year will be our 5th year which will be in conjunctions with the all school alumni. Clodfelter stated that she has scheduled time for TTO (KBLJ). She also needs people to do voice overlay at the radio stations for our commercials. She stated that she will be getting with the paper to get ads in the last 2 weeks.

***B. Speed Limit on Columbia Avenue – Update***

This matter will be tabled till September and Dell will have Mr. Mobley from the La Junta Police Department finish his survey and we can budget for this item in 2010.

***C. Water Allocation – Water Restriction - Update***

Dell stated that he has not heard anything but he did request 200 acre feet of water and we are still in level 1 with no water restriction.

**New Business**

***A. Special Event Liquor License***

***1. May 30, 2009 – Bike Rally – Ark Valley Hospice***

Mr. Malouff stated that all the paperwork has been turned in by Ark Valley Hospice for a special event license for May 30th from 8:30 am – 11:00 pm. Mr. Malouff asked by show of hands who was in favor of expanding the area for the beer garden. The vote was 29 in favor and 1 opposed to expanding the area.

Mr. James Harper asked about security for the event. Debra Basye stated that she will have a private individual handling the security.

Mr. Harper asked who was going to run the event. Mrs. Basye replied that she would be running the event but Ark Valley Hospice will be in charge.

Mrs. Basye talked about having panels to secure the area.

Mr. Malouff closed the public hearing.

Council member Headlee moved, Council member Piquette seconded, to approve the Special Event license for May 30, 2009 for Ark Valley Hospice. Cordova stated that he hopes the Otero County Sheriff Department would be contacted immediately. The motion passed unanimous.

**2. June 13, 2009 – Annual Celebration**

Clerk stated that no paperwork has been turned in for the annual celebration. A special meeting will be scheduled for May 26th at 5:30 to approve the annual celebration beer garden thru Ark Valley Hospice.

Mr. Malouff talked to Mrs. Basye about letting alcohol leave the bar. He stated that we have had a lot of complaints on this matter. Mr. Malouff stated that the event holder will be the responsible party.

Mrs. Basye asked about closing the road on May 30th.

Council member Headlee moved, Council member Piquette seconded, to approve to block off 3rd street between Powars and Wiley for May 30, 2009. The motion passed unanimous. Dell will block this area off on May 30th.

Mr. Harper asked about Mr. Given's vacant lot. Mrs. Basye stated that she has contacted the owners about using this area for a bike show.

***B. Earl McFarland – Workmen's Comp***

Tabled for financial committee

***C. 102 B Street***

Clerk stated that she received a letter from a resident regarding 102 B Street. Cordova read the letter that stated that the resident is using 102 B Street to have an auto repair shop. Malouff will check on the zoning for this. Table till next month.

***D. Railroad Crossing on North Swink Dr.***

Clerk stated that she received a letter from Mr. Thomas concerning the railroad crossing on North Swink Drive. Cordova stated that we will contact the railroad company and check on the status of the repair.

***E. Varnado – Town Judge***

Clerk stated that she received a letter from Mrs. Varnado concerning the town judge position. Clerk will reply to the letter.

***F. Lower Ark Valley –***

Clerk stated that council received a Letter from Lower Ark Valley Water. Dell stated that this letter does not affect the Town of Swink.

***G. Attending meetings –***

Council received Ordinance 2005-08 in their package tonight regarding council pay. Tabled till next month.

***H. SEBREA***

Cordova read a letter for SEBREA regarding a meeting on May 20th at OJC at noon.

***I. DOLA***

Cordova received a survey from DOLA and stated that Lytle will complete the survey.

***J. Headlee – Swink Garden Club***

Headlee stated that the Swink Lions had a Eagle Scout help with the garden club to help receive his badge.

***K. Speeding – In Swink***

Council discussed speeding in the Town of Swink. Clerk will call Otero Co Sheriff to patrol the area more.

***L. E-mail***

Council talked about e-mailing. Mr. Malouff stated that we can not take a vote by e-mail.

***M. GMS***

Stone asked about the \$20,000 for GMS. Dell stated that GMS is holding off till we get a grant and the deadline is October to retain an engineer. He stated that no contract has been signed with GMS.

**Information**

NONE

**Adjourn**

Mayor Cordova adjourned the meeting at 8:10 pm.

