

**MINUTES OF A REGULAR MEETING  
OF THE COUNCIL OF THE  
TOWN OF SWINK  
HELD  
July 14, 2008 (Monday)  
One Audio Tape Available  
One Executive Session Tape Available**

**CALL TO ORDER:**

A regular meeting of the Town Council of the Town of Swink was called to order by Mayor Cordova on Monday, July 14, 2008 at 7:04 pm.

**PLEDGE OF ALLEGIANCE:**

Mayor Cordova led the Pledge of Allegiance.

**ROLL CALL:**

City Clerk Terry Clodfelter called roll.

Present:	Cordova	Cox
	Headlee Join at 7:10 pm	Lytle
	Piquette	Stone
	Wallace	

Also in attendance were:

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

**AUDIENCE:**

Mike Steeves, La Junta Tribune Democrat — Mary Jane Maddux, La Junta, CO - John Milenski, Swink, CO

**CONSENT AGENDA:**

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

- ◆ *Minutes of the June 9, 2008 Regular Meeting*
- ◆ *Disbursement List*
- ◆ *Public Works Director Report*
- ◆ *Clerks Report*
- ◆ *Librarian report*

Council member Wallace moved, Council member Headlee seconded, to approve the Consent Agenda. The motion passed unanimous.

### **Audience**

No audience participation.

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

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

Clerk reported that we have a balance of \$6612.25. She also stated that a spreadsheet was handed out tonight. The Baseball made a profit of around \$1300.00. She would like for council to consider raising the salary next year for the Swink Recreation Director for the summer. Clerk stated that Mr. Hobbs put in a lot of hours for the \$1400.00. She also stated that Mary Hobbs ran the concession stand this year and it was a big success. She also recommends that we give Jeff Hobbs a bonus for all the hard work. Dell also stated that in the previous year the town paid \$2400.00 for this position. It was lower when we were getting high school students to run the grounds. Dell also stated that he and Judy went to Sam's 3 times to pick up supplies this year for the concession stand. Dell also stated that Mr. Hobbs did a fantastic job and that the concession stand was always open. Stone stated that we may consider hiring 2 different people next year: one for the grounds and one for the concessions stand. Dell stated that he feels one person would be better. Wallace stated that if we give him a bonus he may come back next year if he knows that he was appreciated. Cordova stated that council has 2 issues before them tonight. One the pay for next year which we can wait till budget time to

discuss and the 2<sup>nd</sup> should we give a bonus to Jeff Hobbs. Council member Lytle moved, Council member Wallace seconded, to give Jeff Hobbs a 1 time bonus of \$600.00. The motion passed unanimous.

NOTE: Malouff arrived at the meeting at 7:09 pm

***B. Financial Committee – Update***

Cordova stated he did receive a draft of the audit from Grimsley and White and he will be working on the MDA. The audit will be presented to council at the August meeting. Table until next month.

**Old Business:**

***A. Annual Celebration***

Cordova stated that a spreadsheet was handed out tonight with the financial information. Stone stated that we did loose money this year of approximately \$3250.46. Stone asked about the rules that Otero County Health Department had for the chili cook off. Stone will visit with Otero Co Health Department to get rules set down and invite her to a meeting. Stone stated that he would like to have the annual celebration two more years and then every 5 years with the school. Piquette suggest that we schedule events when the band is setting up so we do not lose people and keep them busy. Cox suggests that we start in the afternoon and have a shorter event overall. Lytle stated that we need to have changes. Stone stated that we need to start in November with the planning. Lytle also stated that we need more people to get more donations, have more activities for different age groups, etc. Stone stated that we could get a letters out in November to donors and let them know what to expect for their donation. Cordova also suggest a community dance. Stone asked about the budget. Cordova stated that the 1<sup>st</sup> reading will be in October. Headlee stated that he would like to have some of things that the town did a few years ago. For example the pig race the Swink Lions did. Some of the other suggests was cow bingo and a block barbeque. Cordova stated

that a committee needs to be set up of 4 and Stone stated that we need to get ideas and do it another 2 years. Headlee stated that he does not want to see it die every year. Lytle stated that we need to get new ideas. Table until next month meeting.

***B. New Maintenance Building – Update***

Dell stated that last month we talked about the finances for the maintenance building. He stated that he did a spreadsheet with the bank statements that was attached to his report and would like council to review it. He stated that in the maintenance building has been in the budget for the last two years. Headlee asked about what plans we are talking about. Dell stated that we need to figure out how much money we have first. Lytle and Clodfelter will schedule a meeting with Erickson and get started on a grant for the building. Clodfelter stated that the deadline for the grant is August 1<sup>st</sup> thru DOLA. Tabled until next month.

***C. Siren Handheld Devise – Update***

Table until next month meeting.

***D. 5-10 Year Plan***

Clerk stated that she has talked with Lee Merkel and he will be willing to be the facilitator for the meeting again this year on August 23, 2008. Cordova stated that the meeting will be held at the Swink Town Hall at 9:00 with lunch around 11:00 am and hopefully be done by 1:00 pm.

**Executive Session with Town Attorney**

Council member Lytle moved, Council member Wallace seconded, to go into executive session with our town attorney with council members and the Town attorney for the purpose of receiving legal advice on a specific legal questions under C.R.S. Section 24-6-402(4)(B) at 7:40 p.m. The motion passed unanimous.

The time is now 8:36 pm, and the executive session has been concluded. The participants in the executive session were Cordova, Headlee, Cox, Wallace, Lytle, Piquette, Stone and Town Attorney, Phillip Malouff. For the record, if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meeting Law, I would ask that you state your concerns for the record. Seeing none, the next agenda item is Dog.

***E. Dog Ordinance – Kennel***

Cordova stated that several items were discussed in executive session. Council members will re-visit Ordinance No. 229 that died before and get input from the citizens of Swink. Lytle stated that she did bring a tape to the meeting regarding barking dogs. Lytle stated that it would be beneficial to have a public meeting on the number of dogs a resident could have, whether the Town should have dog kennel license, etc. Cordova stated that we need to get feed back from the community. Piquette suggest that we have a survey in the newsletter and also hold a special meeting. A survey will be mailed to all residents of Swink tomorrow by the clerk and a special meeting will be held on July 28<sup>th</sup> at 7:00 pm.

**New Business**

**A. John Milenski**

Mr. John Milenski addressed the council concerning the lot west of the Church and south of the railroad tracks but right next to the track which is next to his property. He stated that he would like to purchase this vacant lot and it is currently owned by the Town of Swink. Mr. Milenski also stated that he has maintained this property for several years. Mr. Malouff stated that it is part of a street and asked about who owns the adjoining property. Malouff stated that the answer is difficult. He stated that streets can be vacated by the town but needs to

have a survey done and ½ the property would go to the owner on each side per the State law. This would be Mr. Taggart and Mr. Milenski. He advised Mr. Milenski to talk with Mr. Taggart and see if he could purchase his 1/2. Malouff stated that the town would have to have an ordinance, a survey and a legal description. Malouff stated that Mr. Milenski would pay for the survey. Dell asked about the utilities. Malouff stated that we would have an easement with the utilities on the property. Malouff advised Mr. Milenski to talk with Mr. Taggart before he gets a survey, then come back to the board. The board would then make a decision on the property. Table till a later date.

**B. Ark Valley Fair Parade**

Piquette will attend the Ark Valley Fair Parade to be a judge.

**C. Ordinance to waive a final bill – due to death**

Cordova stated that a family member of a resident of Swink asked him about if the Town has an ordinance concerning waiving a final bill due to death of their family member. Malouff stated that we do not have and he has never heard of any ordinance that would waive utilities bills. He stated that the town should deal with this on a one on one basis.

**D. Street signs**

Cox stated that we need to get street signs as soon as possible. Dell will check with La Junta and start getting signs for Swink.

**Information**

No Information

**Adjourn**

Mayor Cordova adjourns the meeting at 8:57 pm.