



MEETING OF THE CITY COUNCIL

City Council Chambers

448 East 1st Street, Room 190

City of Salida, Colorado

Tuesday, June 21, 2011, 6:00 p.m.

The City Council may take action on any of the following agenda items as presented or modified prior to or during the meeting, and items necessary or convenient to effectuate the agenda items.

I. MEETING CALLED TO ORDER

II. PLEDGE OF ALLEGIANCE – Led by Mayor Pro Tem Tom Yerkey

III. ROLL CALL

IV. CITIZEN PARTICIPATION – 3 minute time limit

V. PRESENTATION –

1. Department of Corrections appreciation to the Salida Hot Springs Pool.

VI. SCHEDULED ITEMS

1. **Consent Agenda** (Janella Martinez) **Section 1**
 - a. Approval of Agenda
 - b. Approval of Minutes: June 7, 2011
 - c. City Property Requests: 1.) US Pro Challenge
 - d. Special Events Liquor Permits: 1.) US Pro Challenge 2.) Brewers Rendezvous
2. **Moonlight Pizza Brew Pub Liquor license application – Public Hearing** **Section 2**
(Janella Martinez)
3. **Adopting the National Electrical Code 2008 Edition –** **Section 3**
1st reading (Dara MacDonald)
Ordinance 2011-13 an ordinance of the City Council of the City of Salida, Colorado, amending Chapter 18, of the Salida Municipal Code adopting the National Electrical Code, 2008 Edition.
4. **Authorization to enter into a grant agreement for -** (Jack Lewis) **Section 4**
Airport Improvements - FAA grant aiP13(fy2011) for \$3,100,000.
Resolution 2011-44 a resolution of the City Council of the City of Salida, Colorado, approving a grant agreement with the FDA and Chafee County for the Harriet Alexander Field Project N0. 3-08-0049-13.

Agenda June 21, 2011

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The order of agenda items listed above are approximate and intended as a guideline for the City Council. Individuals with disabilities needing auxiliary aid(s) may request assistance by contacting the City Clerk, 448 E. 1st Street, Ste. 112, Salida, CO 81201, 719-539-2311 at least 48 hours in advance.

5. **Planning Commission Re-Appointment-(Dara MacDonald)** **Section 5**
Resolution 2011- 43 a resolution of the City Council of the City of Salida, Colorado approving citizen appointments to the Planning Commission
6. **Employee Retirement Plan Agreements - (Jan Schmidt)** **Section 6**
Resolution 2011-39 a resolution of the City Council of the City of Salida, Colorado approving the ICMA Retirement Corporation Government Money Purchase Plan and Trust (401 Plan).
7. **Employee Retirement Plan-(Jan Schmidt)** **Section 7**
Resolution 2011-40 a resolution of the City Council of the City of Salida, Colorado approving the 401 Plan Administrative Services Agreement between ICMA Retirement Corporation Governmental and the City.
8. **Employee Retirement Plan-(Jan Schmidt)** **Section 8**
Resolution 2011-41 a resolution of the City Council of the City of Salida, Colorado approving the ICMA Retirement Corporation Governmental Deferred Compensation Plan (457 Plan).
9. **Employee Retirement Plan-(Jan Schmidt)** **Section 9**
Resolution 2011-42 a resolution of the City Council of the City of Salida, Colorado approving the 457 Plan Administrative Services Agreement between ICMA Retirement Corporation and the City.
10. **Construction project at the pool –(Theresa Casey)** **Section 10**
Resolution 2011-45 a resolution of the City Council of the City of Salida, Colorado authorizing the City Administrator to enter into a constructions services agreement between DSI and the City of Salida.
11. **Medical marijuana license fee schedule- (Jack Lewis)** **Section 11**
Resolution 2011-38 a resolution of the City Council of the City of Salida, Colorado approving the Schedule of Medical Marijuana Center License Fees attached as Exhibit A and incorporated herein by this reference as the official fee schedule for Chapter 6, Article III of the SMC.
12. **Medical Marijuana Moratorium extension – 2nd reading -Public Hearing** **Section 12**
(Karl Hanlon)
Ordinance 2011-12 an Emergency Ordinance of the City Council of the City of Salida, Colorado imposing a Temporary Moratorium on the acceptance, processing, and approval of any application for the Transfer of a Licensed Medical Marijuana Business into the city through June 30, 2012.
13. **Administrator/City Attorney/Deputy City Clerk**
 - a. Administrator’s Report – Jack Lewis
 - b. City Attorney Report – Karp, Neu, Haulon, PC
 - c. Deputy City Clerk Report – Janella Martinez
14. **Elected Official Reports**
 - a. City Treasurer – Eileen Rogers
 - b. Mayor – Charles Rose
 - c. City Council- Keith Baker, Scott Damman, Jim McCormick, Jay Moore, Steven Stewart,

Agenda June 21, 2011

The order of agenda items listed above are approximate and intended as a guideline for the City Council. Individuals with disabilities needing auxiliary aid(s) may request assistance by contacting the City Clerk, 448 E. 1st Street, Ste. 112, Salida, CO 81201, 719-539-2311 at least 48 hours in advance.

and Tom Yerkey.

VII. EXECUTIVE SESSION –

1. For a conference with the City Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b):

AND THE FOLLOWING ADDITIONAL DETAILS ARE PROVIDED FOR IDENTIFICATION PURPOSES: For legal advice regarding naming rights agreement.

VIII. ADJOURN –

[SEAL]

Mayor

City Clerk



CITY COUNCIL AGENDA ITEM

MEETING DATE: June 21, 2011
AGENDA ITEM TITLE: Consent Agenda Items
PRESENTED BY: Janella Martinez, Deputy City Clerk
AGENDA SECTION: Scheduled Items

REQUESTS:

- a. Approval of Agenda
- b. Approval of Minutes: June 7, 2011
- c. City Property Requests: 1.) US Pro Challenge
- d. Special Events Liquor Permits: 1.) US Pro Challenge 2.) Brewers Rendezvous

BACKGROUND:

c. City Property requests:

1.) US Pro Challenge

See separate cover letter from Theresa Casey.

d. Special Events Liquor Permits:

1.) US Pro Challenge

See separate cover letter from Janella Martinez.

2.) Brewers Rendezvous

This Salida Chamber and the Colorado Brewer's Guild are requesting a Special Events Liquor Permit on Saturday, July 9, 2011 from 1:00 p.m. to 5:00 p.m. in Riverside Park.

The public notice was posted on June 10, 2011. To date no public comments have been received.

ACTION:

If City Council wishes to approve the items on the consent agenda;

A Council member should make a motion to combine and approve the items on the consent agenda.

Followed by a second, and then a simple voice vote.



**MINUTES REGULAR MEETING
CITY COUNCIL CHAMBERS
448 E. 1st Street**

Salida, Colorado

June 7, 2011

6:00 p.m.

The meeting was called to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE -

Led by Mayor Pro-tem Tom Yerkey

ROLL CALL -

Present at roll call were Mayor Pro-tem Tom Yerkey and Council Members Keith Baker, Scott Damman, Jim McCormick, Jay Moore and Steven Stewart. Also present were City Treasurer Eileen Rogers, City Clerk Betty Schwitzer, City Administrator Jack Lewis, Deputy City Clerk Janella Martinez and City Attorney Karl Hanlon.

Absent was Mayor Chuck Rose.

CITIZEN PARTICIPATION -

Jim Miller, has some comments about the sign on Hwy 50 and F Street that was discussed during the morning work session. Administrator Lewis will talk about this item during his report.

PRESENTATION -

SCHEDULED ITEMS-

1. Consent Agenda --

- a. Approval of Agenda
- b. Approval of Minutes: Special Meeting Minutes April 12, 2011
- c. City Property Requests:
- d. Special Events Liquor Permits: 1.) Salida Rotary 4th of July

Deputy City Clerk, Janella Martinez, presented written materials that are included in the packet for the record.

1.) Salida Rotary Club Charitable Fund dba Salida Rotary Club is requesting a Special Events Liquor Permit in Riverside Park on Monday, July 4, 2011 from 10:00 a.m. to 10:00 p.m.

The Salida Business Alliance request for park use and street closures was approved during your May

17, 2011 meeting. The Salida Rotary Club will be selling food and alcohol during this event.

The public notice was posted on May 20, 2011. To date no public comments have been received.

Baker made a motion to remove 4. Citizen appointment to the Planning Commission – Resolution 2011- 36 approving appointment to the Planning Commission from the agenda, and combining and approving the items on the consent agenda. The motion was seconded by Moore. With all in consensus, THE MOTION CARRIED.

2. Acceptance of the 2010 Audit- Johnson, Holscher, & Co. (Jan Schmidt)

Jan Schmidt, Finance Director presented written materials that are included in the packet for the record. Mr. Dean Johnson of Johnson, Holscher & Company, PC., attended the last council meeting and briefly presented the results of the audit. At that time, the two final sections needed to complete the annual audit report had not been distributed. The final report Council received included those two sections, which are Management's Discussion and Analysis and the Local Highway Finance Report.

The City's independent auditor presented the audit opinion and a draft of the financial statements at the last meeting. A bound copy of the financial statements that include management's discussion and analysis of the financial statements and the local highway finance report was distributed to Council Members prior to tonight's meeting.

Ms. Schmidt gave a summary of the City's financial position.

The City's finances are divided into separate funds. The resources and spending within each fund is kept separate from that of other funds. In 2010, the financial picture was not consistently positive for each fund.

The main government fund is the general fund. This includes the city government activities that are not separated as a business-type activity or special fund. This includes activities like police, fire, streets, recreation, planning and general administration.

The City added nearly \$270,000 to General Fund reserves in 2010. This was significant for a year when economic conditions were weak overall and sales tax revenue declined. The City was able to add to general fund reserves last year by not replacing some employees who left during the year, cutting out the raises that had been budgeted and cutting or deferring some capital spending.

The water and wastewater enterprise fund is managed essentially as two separate businesses. Revenue generated from providing water is used to pay for that service. Revenue generated from treating waste is used to pay for operations of the wastewater plant and associated infrastructure.

The water fund ran out of money in 2010. City staff and Council have talked a lot about this in connection with raises rates. The amount of revenue coming into this fund was not sufficient to meet the debt service, capital and operating obligations. On the statement of revenue, expense and changes in net assets on pg 8, you will see a loss of over \$135,000. To meet cash flow obligations in 2010, the water fund borrowed \$250,000 from the sewer reserves. With the recent increase in rates, staff plans to slowly fix the financial troubles for our water operations.

Sewer operations are generating a surplus. This has happened for the past several years in anticipation of the money needed to pay for the treatment plant upgrade so we can meet regulatory requirements of the effluent put back into the Arkansas River. On the statement of revenue, expense and changes in net assets on page 8, you will see a loss of over \$465,000. Cash reserves of \$2.1 million look healthy but will go fast once construction starts.

The SteamPlant was also set up as an Enterprise Fund for accounting purposes, although it is disqualified under TABOR because of the general fund subsidy it currently receives. The SteamPlant shows a loss of \$53,000 even after the general fund subsidy it received last year of about \$88,000.

Finally, the Conservation Trust Fund shows about \$6,000 more in spending than the amount of revenue received last year.

The City's net assets increased by \$1,851,000 (6.3%) during 2010. This was despite overall weak economic conditions and a 1.3% decrease in taxable sales reported within the City. The sales tax trends improved in the later part of the year and a modest improvement in development related revenue was realized in comparison to 2009.

Total assets on Salida's Statement of Net Assets were \$38,272,000, which exceeded liabilities by \$31,059,000 at the end of 2010. The \$1,851,000 increase in net assets during 2010 was primarily driven by grant and other revenues that the City invested in capital assets. In addition, the City deferred capital spending and reduced operating expenses due to economic uncertainties, which also improved general fund equity.

Unrestricted net assets of \$4,664,000 as of December 31, 2010 were available to meet the City's future obligations to citizens, employees and creditors:

- For government activities - \$2,230,000, an increase of \$501,000 (29.0%)
- For business-type activities - \$2,434,000, a decrease of \$374,000 (13.3%)
- The unreserved fund balances were 53.4% and 143.8% of the 2011 operating expenditures budget for government and business-type activities, respectively.

As of December 31, 2010 the total fund equity for governmental activities was \$2,994,000, of which \$157,000 was in the Conservation Trust Fund. The total increase in the governmental fund balance during 2010 was \$263,000 (9.6%). Because the government fund balance sheet excludes the value of capital assets, a different financial result is reflected when compared to the Statement of Net Assets (discussed above) for the same period of time.

Total cash and investments were \$4,459,000, of which \$2,965,000 was unrestricted. Of that amount, \$804,000 was available for general government activities and \$2,161,000 was held in funds for business-type activities. Funds designated by council for specific uses are included in unrestricted cash and investments.

Within the business-type activities of the City, unrestricted funds available for water operations were depleted in 2010 to pay for current capital projects and meet debt service requirements. An "intra-fund" loan from sewer reserves was utilized for cash flow needs pending the closing of an approved loan and increase in water rates in 2011.

In total, cash and investments balances decreased \$49,000 during 2010. Debt service required \$1,041,000, of which \$702,000 was repayment of principal. The City invested \$3,120,000 in capital assets, most significantly the wastewater treatment facility upgrade, renovation of municipal facilities and largely grant-funded recreation assets.

The Management Discussion & Analysis serves as an introduction to Salida's basic financial statements, which are comprised of three components:

- 1) Government-wide financial statements
- 2) Fund financial statements
 - a. Governmental Funds
 - b. Proprietary Funds
- 3) Notes to the financial statements
- 4) Supplementary information

Staff recommends that council accept the report.

Damman made a motion to accept the report from Johnson, Holscher & Company, P.C., the independent accounting firm that completed an audit of the basic financial statements of the City of Salida, Colorado for the year ended December 31, 2010. Stewart seconded the motion. With all in consensus, THE MOTION CARRIED.

3. Veazey Encroachment License Agreement – (Dara MacDonald)

Resolution 2011-35 approving a License to Encroach Agreement for the Veazey Building at 129 N. G Street.

Dara MacDonald, Community Development Director, presented written information that is included in the packet for the record. The request is to pass a Resolution approving a License to Encroach Agreement with Wade and Blake Veazey for the existing building at 129 N. G Street. The area of encroachment is described in the legal description that is included in the packet.

The applicants have received a Certificate of Approval for improvements to the building, however those improvements will not affect the existing encroachment. Staff recommends that the encroachment license be executed now while other permitting is occurring. Ms. MacDonald said this building is also known as the Ice House. The Veazey brothers were present this evening to answer any questions from Council.

Damman made a motion to pass RESOLUTION 2011-35 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO, AUTHORIZING THE MAYOR TO SIGN A LICENSE TO ENCROACH AGREEMENT WITH WADE VEAZEY AND BLAKE VEAZEY. Moore seconded the motion. With all in consensus, THE MOTION CARRIED.

4. Approve and Award Contract for the Poncha Hot Springs Gradient Temperature Drilling Project –

Resolution 2011- 37 authorizing the City Administrator to enter into a Construction Services Agreement between the City of Salida and American Drilling Service.

Administrator, Jack Lewis, presented written materials that are included in the packet for the record.

The request is to award the bid of the 2011 Poncha Hot Springs Thermal Gradient Drilling Project bid and to approve the contract for construction services with American Drilling Service.

For many years the Poncha Hot Springs has provided a source of enjoyment for those living and visiting this beautiful valley. For almost as many years there has been talk of the potential of the hot springs. The City was fortunate enough to be given a grant to explore at least one potential, Geothermal energy. That grant gives the City the ability to drill a series of test holes to get a better idea of the possible temperature of the hot springs source. These test holes will provide us a glance at what is underneath the ground and whether a depth project is in order. The holes have been carefully selected by experts and again verified by the bidding contractors. Project scope was to drill up to five test holes approximately 250 feet deep. Then the contractor will install a small diameter pipe into the well casing to allow temperature monitoring. The project was bid in May with an opening date of May 25th. There were three (3) qualified bidders. The high bid was \$63,000 and the low bid was for \$47,437.32. This low bid belonged to American Drilling. After review it is staff's recommendation to award the bid to American Drilling Service for a sum not to exceed \$47,437.32 (Forty-seven Thousand Four Hundred Thirty-seven Dollars and 32 cents).

Administrator Lewis said that the low bid came in higher than what the City has budgeted based on the available grant. He requested that Council include in the motion to authorize the City Administrator to negotiate with the apparent low bidder in order to match the budget provided from the grant. It might mean drilling only three or four holes instead of the five test holes included in the grant.

A map that shows the progress of the Geothermal Study at the hot springs site was distributed to Council Members and is included in the packet. The areas on the map shown in green depict the source of the water. There are four stars that indicate where to do the drilling. The site on the far corner of the map, on the Farrow property, will more than likely be the one taken out if needed to negotiate costs. Administrator Lewis hopes to keep four sites in the study.

Moore made a motion to approve RESOLUTION 2011-37 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO, AWARDING THE BID OF THE 2011 PONCHA HOT SPRINGS THERMAL GRADIENT DRILLING PROJECT AND TO APPROVE THE CITY ADMINISTRATOR TO ENTER INTO A CONSTRUCTION SERVICES AGREEMENT WITH AMERICAN DRILLING SERVICE FOR THE PONCHA HOT SPRINGS THERMAL GRADIENT DRILLING PROJECT, and allowing the City Administrator to further negotiate with American Drilling Services for a cost that is closer to the granted amount. Damman seconded the motion. With all in consensus, THE MOTION CARRIED.

5. Medical Marijuana Moratorium extension – (Karl Hanlon)

Ordinance 2011-12 an Emergency Ordinance of the City Council of the City of Salida, Colorado imposing a Temporary Moratorium on the acceptance, processing, and approval of any application for the Transfer of a Licensed Medical Marijuana Business into the city through June 30, 2012.

City Attorney, Karl Hanlon reminded those present at the last meeting that Council adopted final regulations for the city. City Council requested an emergency ordinance to impose a temporary moratorium on the acceptance, processing, and approval of any application for the Transfer of a

Licensed Medical Marijuana Business into the city through June 30, 2012.

This ordinance will prevent a Medical Marijuana Center to Transfer their business from a jurisdiction that banned medical marijuana to relocate in Salida.

Baker made a motion to approve ORDINANCE 2011-12 AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO IMPOSING A TEMPORARY MORATORIUM ON THE ACCEPTANCE, PROCESSING, AND APPROVAL OF ANY APPLICATION FOR THE TRANSFER OF A LICENSED MEDICAL MARIJUANA BUSINESS INTO THE CITY THROUGH JUNE 30, 2012, ordering the ordinance be published in full and second reading and a public hearing on June 21, 2011. Damman seconded the motion. With all in consensus, THE MOTION CARRIED.

6. Administrator/City Attorney/Deputy City Clerk

a. Administrator's Report –

Theresa Casey, Recreation Manager, gave an update on the Phase 3 Hot Waterline Project that completes replacing sections of the hot waterline from the source at Poncha Hot Springs down Highway 50 to the Salida Aquatics Center. The project is complete; bringing the current temperature reading to 113.5°. Three years ago our engineer was asked by a Council Member what kind of temperatures the City would get out of this project when completed. The engineer estimated the water would come in at 112°-113. On average the readings have shown a 19° increase in temperatures since the final phase was completed. The small pool is kept at about 98°, while the lap pool is kept in the low 80's.

Ms. Casey thanked Public Works employees Kevin Nelson and Public Work's Director Rob Vance for their assistance with reading temperatures and making sure everything got done in a timely matter.

Administrator Lewis requested a motion by Council for a sign request by Salida Business Alliance at Hwy 50 and F Street. During a previous morning work session a proposal came to Council to have the words "Art District" added below the current sign reading Historic Downtown Salida on an Arrow pointing to F Street. Administration encouraged this individual to coordinate efforts with the Salida Business Alliance. Vickie Sue Vigil, President of the Salida Business Alliance, is requesting to add "Art, Shop, Riverwalk" to the sign.

Jim Miller said at the work session this morning he understood that the board would be installed on one side of the sign posts and would not be visible from both sides and if the lettering was only 2" in diameter it won't be visible by highway traffic. A brief discussion followed about whether or not lettering of that size would be visible from the Highway. Administrator Lewis said a Resolution was distributed for Council review at the beginning of the meeting.

Damman made a motion to approve the application for the addition of a 2" x 12" x 12' sign reading "Art, Shop, Riverwalk" on the existing wayfinding sign at the corner of Hwy 50 and F Street based on a finding that the sign promotes a legitimate and necessary public interest in wayfinding and the economic vitality of the downtown commercial district. The motion was seconded by Moore. With all in consensus, THE MOTION CARRIED.

- b. City Attorney Report – Karp, Neu, Hanlon PC

City Attorney, Karl Hanlon, had nothing to report.

- c. Deputy City Clerk -

Deputy Clerk, Janella Martinez, had nothing to report.

12. Elected Official Reports -

- a. Treasurer-

City Treasurer Eileen Rogers, had nothing to report

- b. Mayor –

It was noted that Councilor Moore will be appointed a Director in the Upper Arkansas Water Conservancy District during their regular meeting Thursday, June 9, 2011. Council Members congratulated Moore.

A motion was made by Moore to adjourn the meeting at 6:32 p.m. The motion was seconded by Damman. With all in consensus, THE MOTION CARRIED.

Mayor

[SEAL]

Deputy City Clerk

Respectfully submitted by Janella Martinez, Deputy City Clerk



CITY COUNCIL AGENDA ITEM

MEETING DATE: June 21, 2011

AGENDA ITEM TITLE: USA Pro Cycling Challenge, City Property and Street Closure Request

PRESENTED BY: Theresa Cascy, Recreation Manager

AGENDA SECTION: Scheduled Items

REQUEST: Approve

BACKGROUND REVIEW:

The USA Pro Cycling Challenge (UPCC) is requesting the use of city parks and city street closures for the August 23 & 24 events in Salida.

The following requests are for Council consideration:

- The use of Riverside Park for expo tents and a beer garden. (Amplified sound permit and liquor permits have been applied for.)
- The use of the Scout Hut has been requested for ancillary events which have not yet been determined.
- The use of Alpine Park has been requested for ancillary events which have not yet been determined.
- Street closure on August 22 starting at 4 pm through 8pm August 23 for set-up of the start venue located on F Street in front of Bensons Tavern.
- Street closures on August 23, starting at 8am until 1pm for the parade lap and start of the event.
- The UPCC is also requesting the closure of several streets on August 23rd from 8:00am to 1:00pm.

*Please see attached memo and map for street closure details.

The Local Organizing Committee (LOC) is working with local media and doing a door to door campaign to alert local residents to the street closures and related parking challenges. Additionally the LOC has met, on numerous occasions, with City staff to assure compliance with city regulations and to assure communication of details between the LOC and staff is complete and that all issues have been addressed.

RECOMMENDATION:

Staff recommends Council approval of the city property request and street closure requests and that Council "Make a motion to approve the city property requests; including the use of city parks and city street closures, as submitted by the Local Organizing Committee of the USA Pro Cycling Challenge, on August 22 and 23, 2011".

ACTION:

A council member should "Make a motion to approve the City Property Requests; including the use of city parks and city street closures, as submitted by the Local Organizing Committee of the USA Pro Cycling Challenge, on August 22 and 23, 2011".

The motion should be followed by a second and a roll call vote.



Events Check List for City of Salida Departments

Event Name: Pro Challenge **Date of event:** August 22-23
Event Sponsor: Chaffee Sports Commission **Event location:** Riverside Park, F Street, Sackett
Contact Person: Angela Damman **Phone number:** 539-4746

This request includes:
Merchandise sales: Yes **Amplified Sound:** Yes **Street closures:** Yes **City Property use:** Yes

City Clerk:

Do we need a meeting? Yes No Do you recommend approval? Yes No

Comments: all issues have been discussed
more preliminary meetings would be held
if safety departments as needed
Signed: Janell A. Martz
Date: 4/22/11

Police Department:

Do we need a meeting? Yes No Do you recommend approval? Yes No

Comments: _____
Signed: _____
Date: 4-22-2011

Public Works Department:

Do we need a meeting? Yes No Do you recommend approval? Yes No

Comments: We need further discussion on road closures and
Expectations prior to event
Signed: _____
Date: 4-22-11

Fire Department:

Do we need a meeting? Yes No Do you recommend approval? Yes No

Comments: Continued discussions regarding public safety needs & cost
Signed: _____
Date: 4/22/11

Recreation Director:

Do we need a meeting? Yes No Do you recommend approval? Yes No

Comments: _____
Signed: _____
Date: _____

Event Coordinator:

Does your request include any of the following items? Please check all that apply.
Food Merchandise Alcohol Amplified Sound Street closures Electricity

Comments: _____
Signed: _____
Date: _____

Proposed pre-event meeting date (if needed): _____

- Cover Letter
- Insurance Certificate
- Security Deposit
- Payment

City Administrator: _____
Date: _____

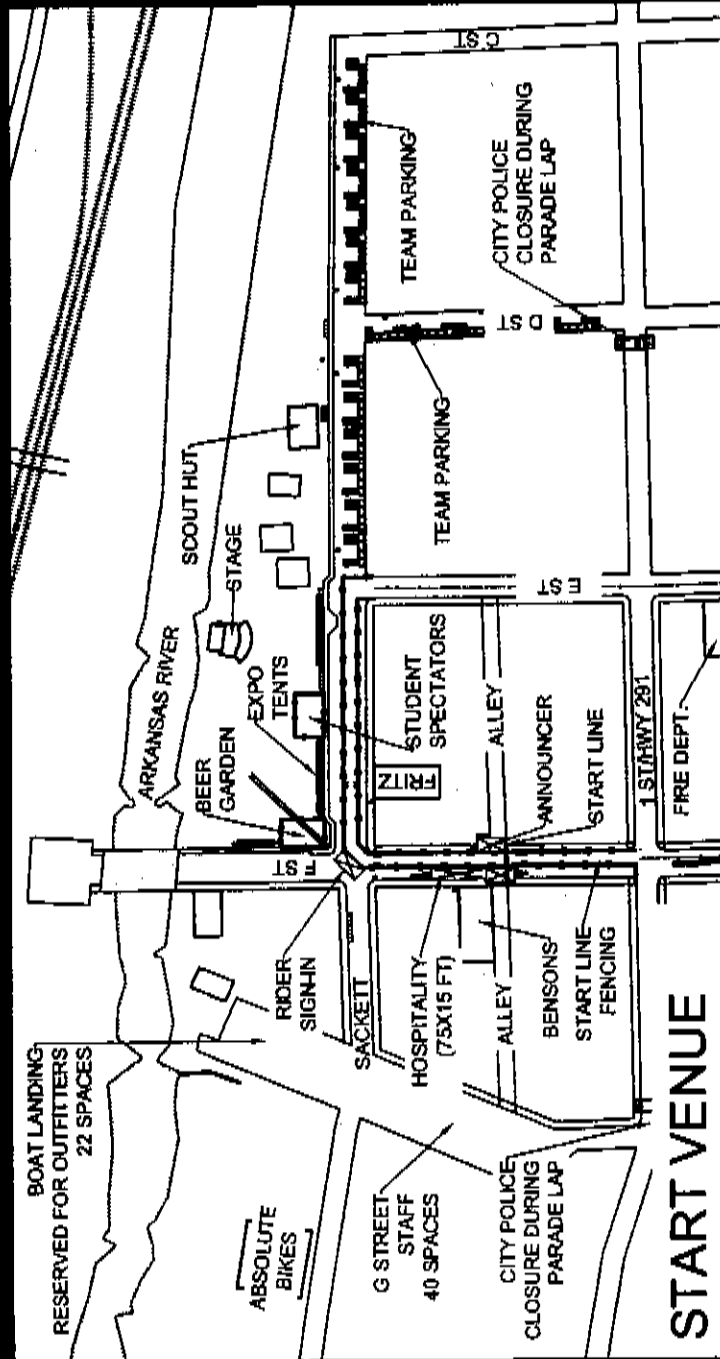
QUIZNOS EVENT DETAILS
 DATE - TUESDAY, AUGUST 23RD, 2011
 RACE START TIME - 11:30 AM
 SPECTATORS - 5 TO 10,000
 MEDIA HITS - 1 BILLION
 TV COVERAGE - INTERNATIONAL

START VENUE CLOSURE
 MONDAY 4PM UNTIL
 TUESDAY 4PM

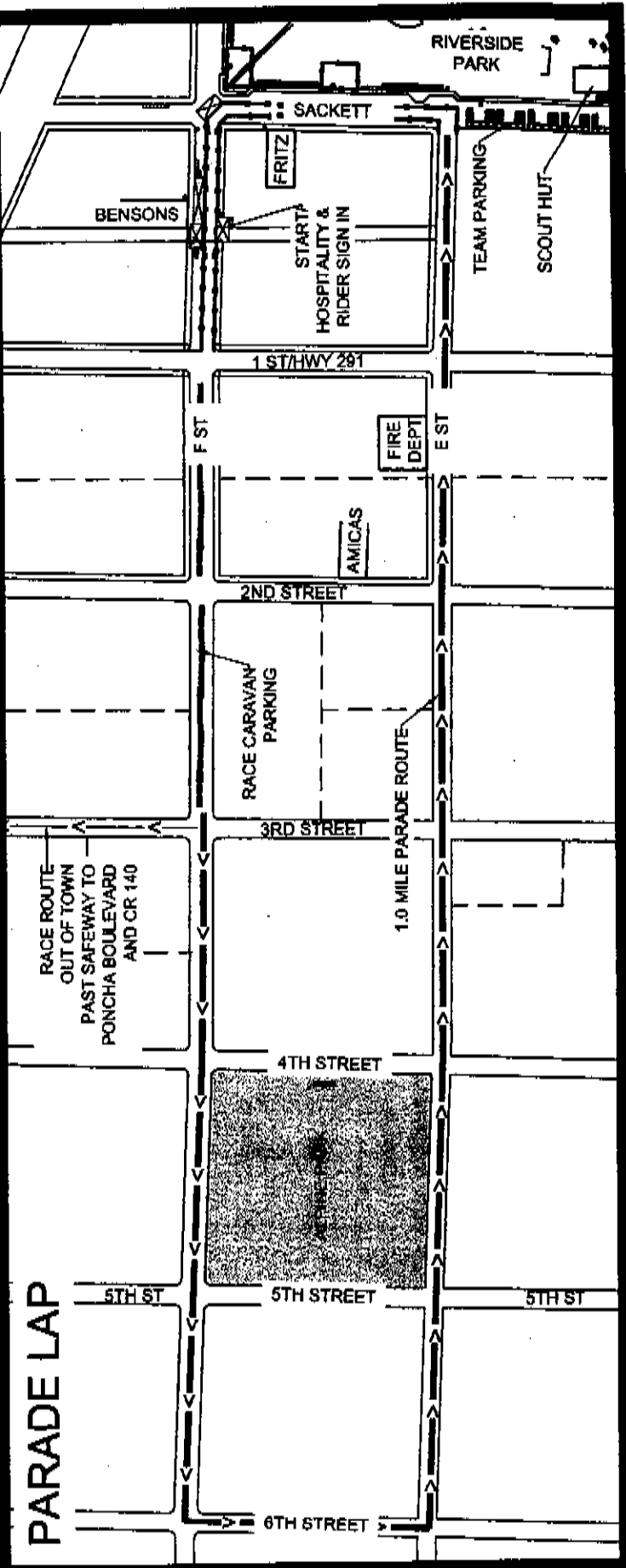
PARADE LAP CLOSURE
 TUESDAY 9AM UNTIL
 TUESDAY 1PM
 RIDERS ON LAP FROM 11 TO 11:30AM

ALL TIMES ARE PRELIMINARY AND
 SUBJECT TO CHANGE.

FOR MORE INFORMATION GO TO:
www.usaproccyclingchallenge.com



START VENUE



PARADE LAP



CITY OF SALIDA

PARK RESERVATIONS

APPLICATION B: EVENTS TO WHICH THE PUBLIC IS INVITED THAT MAY REQUIRE PERMITS FOR STREET CLOSURES, ALCOHOL, AMPLIFIED SOUND

Reservations are not guaranteed until the completed application has been approved by the City. Please review the attached Provisions for Park Rental and Rules and initial here.

Date of application March 4, 2011

1. Event location(s): Riverside, F and Sackett Streets

2. Date(s) & times(s) of event: August 22nd and August 23rd, 2011

3. Individual or organization sponsor(s): Chaffee Sports Commission

Address: 944 East Rainbow Blvd #301, Salida, Co 81201

Telephone: 719-539-4746 Email: angela@southcentralracing.com

4. Contact person: Angela Damman

Address: 104 Wood Ave,

Telephone: Email:

5. Plans for proposed activity. This application must be accompanied by a cover letter to Salida City Council explaining the details of the event.

5. Estimated number of people: 5000

7. Are street closures proposed in your event? Yes If yes, where and when? City Event Venue Plan

If yes, it is the applicant's responsibility to circulate and submit a petition signed by abutting residents/merchants as to their support or non-support of the closure. See attached petition.

1. Do you plan on using any portion of the Salida Trail System during your event? No If yes, describe when, how and where.

Please attach an event site plan including venues, street closures, parade/race routes, emergency vehicle access routes, portable toilet placement, vendor booths, etc.

OUTLINE (on the site map) THE AREA WHERE ALCOHOL WILL BE DISTRIBUTED.

0. Will there be amplified sound? Yes [X] No [] If yes, please fill out the attached AMPLIFIED SOUND PERMIT.

1. Will you need electricity? Yes [X] No [] If yes, for what purpose? Vendors and Amplified Sound

12. Will you be renting portable toilets? Yes No

County Health policy **REQUIRES** 1 toilet/50 people. Events with over 100 attendees **must** have additional portable toilets. Local providers are: Arkansas Valley Porta Pots (719) 539-9957; CP's Portables (719) 539-4985.

13. Will you be renting trash/recycling containers? Yes No

Events with 50 or more participants require a professional trash service. You are responsible for trash removal during and after your event. Local trash company: Waste Management, (719) 539-6911.

We encourage recycling for all events. If clean-up is not satisfactory, damage deposit may not be refunded.

14. Will any food or merchandise be sold? Yes No

(If yes, **FOOD AND SALES TAX LICENSES MUST BE OBTAINED**. Contact the Colorado Department of Revenue for sales tax licenses at (303) 232-2416 and the Chaffee County Public Health Department for food licenses at (719) 539-2124.)

Vendors must have a fire extinguisher on site. Vendor booths are subject to inspection by the Salida Fire Department.

15. Will alcoholic beverages be sold and/or dispensed at your event? Yes No

If yes, please fill out the attached Application for Special Events Permit and submit it along with the necessary fees. A State of Colorado Special Event Liquor License permit is **ONLY** issued to **incorporated non-profit organizations**. **EVENTS REQUIRING ALCOHOL LICENSES MUST SUBMIT THEIR APPLICATION AT LEAST 90 DAYS IN ADVANCE OF THE EVENT.**

16. Will you require any law enforcement services specific for your event? Yes No

If yes, for what purpose (security, traffic, parking or public control, Salida Trail System crossings, etc)?

Traffic Control

Date(s) and time(s) officers needed: August 23rd from 8am to 4pm

17. Where do you plan for people to park for your event? City Streets and Public Parking Lots

City Streets and Public Parking Lots

18. Please explain your Emergency Action Plan, including first aid stations and communication with public safety agencies.

Per recommendations from the City of Salida

CITY OF SALIDA

Permit #: _____

AMPLIFIED SOUND PERMIT

Please fill out form completely, sign and date prior to submission.

In pursuant to Article IX Section 10-9-80 S.M.C., Chaffee Sports Commission (Permittee) has been granted this permit to exceed the maximum sound levels established in Article IX Section 10-9-80, M.C., in accordance with the following terms and conditions:

Permittee: Chaffee Sports Commission

Address: 944 East Rainbow Blvd #301 Salida, Co 81201

Telephone: 719-539-4746

Individual supervising sound (if different from Permittee): Angela Damman

Activity/event: Quiznos Pro Challenge - Salida Start

Type of sound amplification equipment authorized (if any): Music and public announcement

Location: Riverside Park, F and Sackett Streets

Date(s): August 23, 2011

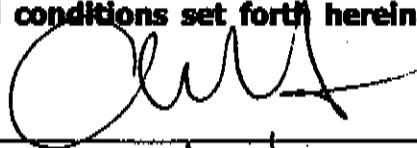
Hours of operation: 8am - 10pm

Additional terms/conditions (attach additional sheets if necessary):

Expiration: _____

This permit will not be issued beyond 10:00 p.m.

The Permittee shall ensure that the sound/activity authorized by this permit shall be conducted in compliance with all applicable City ordinances and regulations, and a failure by the Permittee to do so, or to comply with all terms and conditions set forth hereinabove, may result in the summary revocation of this permit.

Accepted and agreed to by the Permittee: 

Date: 4/29/11

Approved by the City Administrator on the _____ day of _____.

City of Salida: _____ (City Administrator)



Street Closure Petition

Applicant must circulate and submit this petition to be signed by abutting residents/merchants as to their support or non-support of the closure.

Event location: Downtown Salida Date: August 23, 2011
 Event time/From: 4pm (start area) 8am To: 4pm Aug 23
 Event coordinator: Angela Dammann Phone: 721-6116

NAME AND ADDRESS Please print	BUSINESS NAME	Support Yes or No	SIGNATURE
Law and Wom Concepts 116 E. 1st	LWC	Y	[Signature]
SAMUEL BRICKER	OUTSIDE TV	X	[Signature]
Laura Donovan	Dangerous Collective	Y	Angela Dammann
Lauren Giusti 1230 I St	Giusti Design	X	[Signature]
Spaulding Growing Communities	→	Y	Spaulding
Anna Ward	→	Y	Anna Ward
Ruby Zeller 224 1st	Simple Lodge	Y	[Signature]
Rubin DeBary 834 H St	Go To Guide	Y	[Signature]
Christian Rest 124 E. St	Polished	Yes	[Signature]
Jodee Kane 201 E St	Pinnon RE Group	yes	[Signature]
Stephen Peuser Salida 6015 E 17th	Pinnon RE Group	yes	[Signature]
Elisabern Peuser	Pinnon RE Group	yes	[Signature]
Kaweta Eddy	Pinnon "	yes	[Signature]
Sara Coleman	Sunshine Market	yes	[Signature]
STEVANKE VITTORE	708 E ST.	YES	[Signature]
Whisk Baking	311 Caldwell	yes	[Signature]
Stacy DeLo	SU OAFSA	yes	[Signature]
Emily Lamont	9000000	yes	[Signature]
Karin Marchand	Solidas Shoeman	yes	Karin Marchand
Lindsay Lund	148 E St Vitallina	YES	[Signature]
Brett Zichmke	286 D St	YES	[Signature]
Katherine Pickoon	Pettit Holdings	yes	[Signature]
Jan Schmidt 107-128 ND	Boonellie Properties	yes	Jan Schmidt
MICHAEL VARNUM 220 W EXETER	STEAMPLANT	YES	[Signature]
Vickie Sue Vign 125 E 2nd	The Mail Mail	YO	[Signature]



CITY COUNCIL AGENDA ITEM

MEETING DATE: June 21, 2011

AGENDA ITEM TITLE: A request for a Special Events Liquor Permit by Chaffee Sports Commission on August 22, 2011 and August 23, 2011, at Riverside Park and on F Street.

PRESENTED BY: Janella Martinez, Deputy City Clerk

AGENDA SECTION: Scheduled Items

BACKGROUND REVIEW:

Chaffee Sports Commission has submitted an application for a **Special Events Liquor Permit** to sell Malt, Vinous & Spirituous Liquor for consumption on the premises at Riverside Park, Sackett and F Streets, Salida, CO 81201 from 4:00 p.m. to 10:00 p.m. on Monday, August 22, and from 8:00 a.m. to 10:00 p.m. on Tuesday, August 23, 2011.

The property was posted on Friday, June 10, 2011. The attached map defines the liquor premises. To date no public comments have been received.

Chaffee Sports Commission has submitted an application for a Special Events Liquor Permit to sell Malt, Vinous & Spirituous Liquor for consumption on the premises at the 100 Block of F Street in the Hospitality Tent from 4:00 p.m. to 10:00 p.m. on Monday, August 22, and from 8:00 a.m. to 10:00 p.m. on Tuesday, August 23, 2011.

The property was posted on Friday, June 10, 2011. The attached map defines the liquor premises. To date no public comments have been received.

RECOMMENDATION:

Staff recommends that the City Council hold the public hearing and take any comments available during the hearing.

ACTION:

The Mayor should hold the hearing to allow public comment.

If Council feels the request is in order, a member should "make a motion to approve the Special Event Liquor Permits by the Chaffee Sports Commission on August 22 and 23, 2011.

Followed by a second, and then either a roll call or a simple voice vote.

Date: May 6, 2011
To: Salida City Council

From: Andy Riemenschneider
Technical Director
2011 USA Pro Cycling Challenge
Salida Host City: Stage 1 Start

Subject: Request for City Services



The USA Pro Cycling Challenge (UPCC) is a professional road cycling event hosted by 11 cities over 7 days, covering 600 miles. This event begins in Colorado Springs and ends in Denver. Stage 1 on August 23rd, will start in Salida and finish in Crested Butte. The race will return through Chaffee County (Buena Vista) on August 24th on the way to Aspen. The Chaffee Sports Commission, has been established as a 501 (c)(4) organization to manage the UPCC "Salida Stage Start" Local Organizing Committee responsibilities as a Host City.

The footprint of the Salida Stage Start has been approved by the UPCC and has been reviewed by city staff in numerous meetings. The Union Pacific Railroad has also given a verbal approval to use the railyard for staff parking.

To host this event the LOC is requesting the following:

- Permission to use Riverside Park including amplified sound, a liquor permit and the park's electricity. The Scout Hut and Alpine Park has also been reserved. The liquor permit also includes the Hospitality VIP Tent (located between Sackett and 1st Street on F Street) where liquor will be served, but not sold.
- Permission to close the streets for set up of the Start Venue from approximately 4:00pm August 22 to 8:00pm August 23. This includes F Street from Hwy 291 to the cul de sac; Sackett Avenue from I to C Streets; and C, D and E Streets from Hwy 291 to Sackett.
- Permission to close downtown streets for a Parade Lap on August 23 from 6:00am-1:00pm. The Parade Lap route includes E and F Streets from Sackett to, and including 6th street. To ensure safety of everyone, all cars will need to be cleared from these streets. The racers will ride this parade lap two times from 11-12:00pm, before leaving town on Poncha Boulevard.
- Permission to use the City's event fencing, barricades and cones.
- Assistance from City Staff as required to successfully and safely host this event.
- Permission to hang UPCC banners on City light posts from June to September.
- Permission to draw flags of representing countries (using sidewalk chalk) on F Street at the start line on Monday, August 22. This will be an art project for the Boys & Girls Club.

Event details will be posted in the Mountain Mail, Salida Citizen and other media outlets notifying local residents of the road closures. The LOC will also go door to door to notify residents of the Street Closures and distribute a road closure flyer a week before the event.

If you have any questions or require additional information, please contact me at 505-690-5873. On behalf of USA Pro Cycling Challenge Local Organizing Committee, we are grateful for your continued support.

Thank you,
Andy Riemenschneider

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 type="checkbox"/> SOCIAL | <input checked="" 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:	DO NOT WRITE IN THIS SPACE
2110 <input checked="" type="checkbox"/> MALT, VINOUS AND SPIRITUOUS LIQUOR \$25.00 PER DAY	LIQUOR PERMIT NUMBER
2170 <input type="checkbox"/> FERMENTED MALT BEVERAGE (3.2 Beer) \$10.00 PER DAY	

1. NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE Chaffee Sports Commission	State Sales Tax Number (Required)
--	-----------------------------------

2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE (include street, city/town and ZIP) 944 East Rainbow Blvd #301 Salida, Co 81201	3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT (include street, city/town and ZIP) 100 BLACK NORTH F STREET Salida, CO 81201
---	---

NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
1. PRES./SEC'Y OF ORG. or POLITICAL CANDIDATE Mark Walker (President)			719 221 6011
2. EVENT MANAGER Angela Damman			719-539-4746
6. HAS APPLICANT ORGANIZATION OR POLITICAL CANDIDATE BEEN ISSUED A SPECIAL EVENT PERMIT THIS CALENDAR YEAR? <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES HOW MANY DAYS? _____		7. IS PREMISES NOW LICENSED UNDER STATE LIQUOR OR BEER CODE? <input checked="" type="checkbox"/> NO <input type="checkbox"/> 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
Aug. 22 2011		4pm	10pm	Aug. 23, 2011		8am	4pm				

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 	TITLE Event Director	DATE 3/3/2011
---------------	--------------------------------	-------------------------

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)	<input type="checkbox"/> CITY <input type="checkbox"/> COUNTY	TELEPHONE NUMBER OF CITY/COUNTY CLERK
SIGNATURE	TITLE	DATE

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

LIABILITY INFORMATION			TOTAL
License Account Number	Liability Date	State	

UPCC EVENT DETAILS

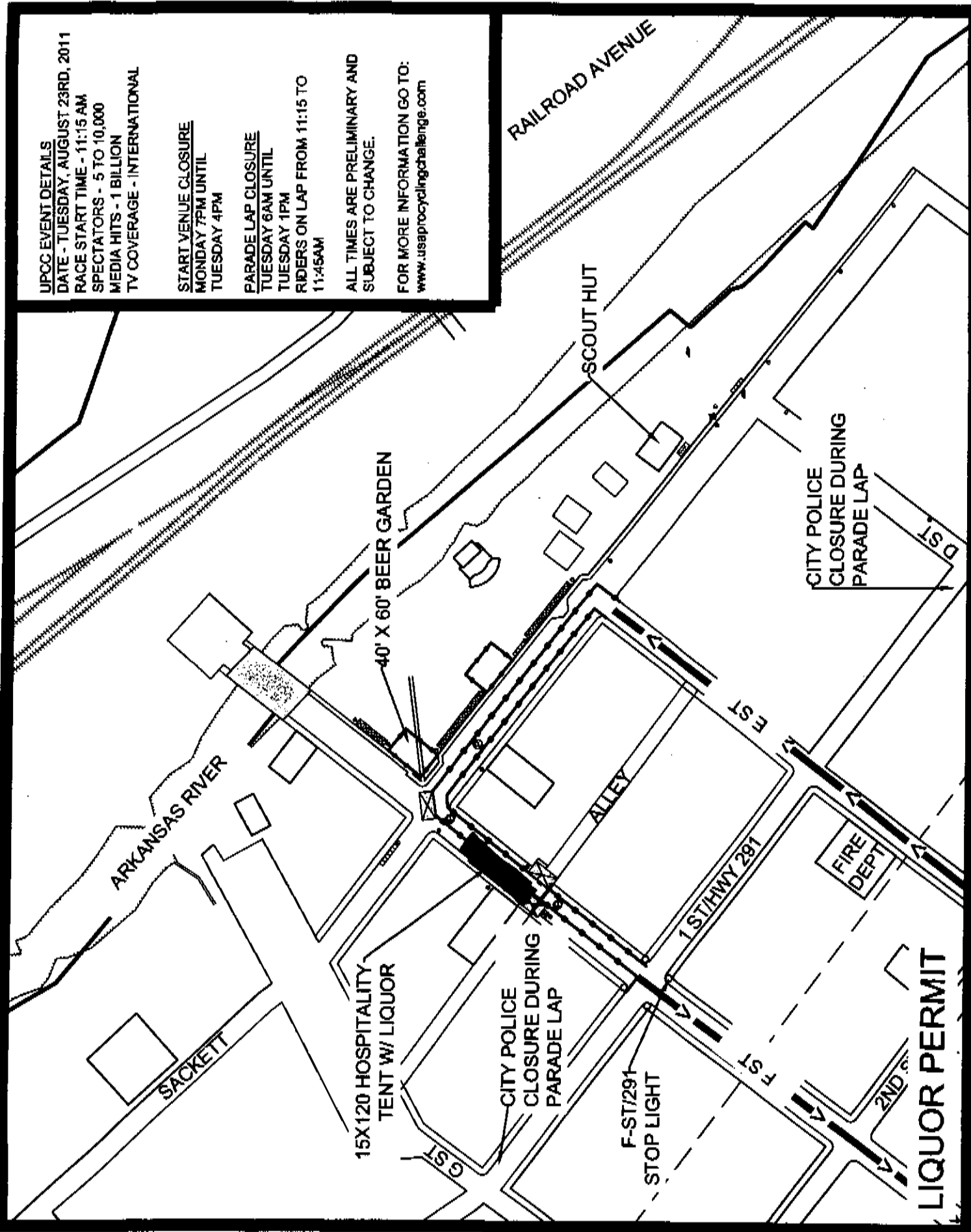
DATE - TUESDAY, AUGUST 23RD, 2011
RACE START TIME - 11:15 AM
SPECTATORS - 5 TO 10,000
MEDIA HITS - 1 BILLION
TV COVERAGE - INTERNATIONAL

START VENUE CLOSURE
MONDAY 7PM UNTIL
TUESDAY 4PM

PARADE LAP CLOSURE
TUESDAY 6AM UNTIL
TUESDAY 1PM
RIDERS ON LAP FROM 11:15 TO
11:45AM

ALL TIMES ARE PRELIMINARY AND
SUBJECT TO CHANGE.

FOR MORE INFORMATION GO TO:
www.usaproccyclingchallenge.com



ARKANSAS RIVER

RAILROAD AVENUE

SCOUT HUT

40' X 60' BEER GARDEN

CITY POLICE
CLOSURE DURING
PARADE LAP

SACKETT

15X120 HOSPITALITY
TENT W/ LIQUOR

CITY POLICE
CLOSURE DURING
PARADE LAP

F-ST/291
STOP LIGHT

1ST/HWY 291

FIRE
DEPT

LIQUOR PERMIT

G ST

F ST

2ND

D ST

18439 (06/28/06)
 COLORADO DEPARTMENT OF REVENUE
 LIQUOR ENFORCEMENT DIVISION
 75 SHERMAN STREET
 DENVER CO 80261
 (303) 206-2300

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.)

- SOCIAL ATHLETIC PHILANTHROPIC INSTITUTION
 FRATERNAL CHARTERED BRANCH, LODGE OR CHAPTER POLITICAL CANDIDATE
 PATRIOTIC OF A NATIONAL ORGANIZATION OR SOCIETY MUNICIPALITY OWNING ARTS FACILITIES
 POLITICAL RELIGIOUS INSTITUTION

JAB TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR:

110 MALT, VINOUS AND SPIRITUOUS LIQUOR \$25.00 PER DAY

170 FERMENTED MALT BEVERAGE (3.2 Beer) \$10.00 PER DAY

DO NOT WRITE IN THIS SPACE

LIQUOR PERMIT NUMBER

NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE: **Chaffee Sports Commission**

State Sales Tax Number (Required)

MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE (include street, city/town and ZIP): **944 East Rainbow Blvd #301 Salida, Co 81201**

3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT (include street, city/town and ZIP): **Riverside Park, Sackett and F Streets Salida, CO 81201**

NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
PRES./SECY OF ORG. or POLITICAL CANDIDATE Mark Walker (President)			719 221 6011
EVENT MANAGER Regela Damman		81201	719-539-4746

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

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

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
to Aug. 22 2011	From 4pm	To 10pm	
Date Aug. 23, 2011	From 8am	To 10 pm	

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.

NATURE: 

TITLE: **Event Director**

DATE: **3/3/2011**

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): CITY COUNTY

TELEPHONE NUMBER OF CITY/COUNTY CLERK: _____

NATURE: _____ TITLE: _____ DATE: _____

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

LIABILITY INFORMATION

License Account Number	Liability Date	State	TOTAL

UPCC EVENT DETAILS

DATE - TUESDAY, AUGUST 23RD, 2011

RACE START TIME - 11:15 AM

SPECTATORS - 5 TO 10,000

MEDIA HITS - 1 BILLION

TV COVERAGE - INTERNATIONAL

START VENUE CLOSURE

MONDAY 7PM UNTIL

TUESDAY 4PM

PARADE LAP CLOSURE

TUESDAY 8AM UNTIL

TUESDAY 1PM

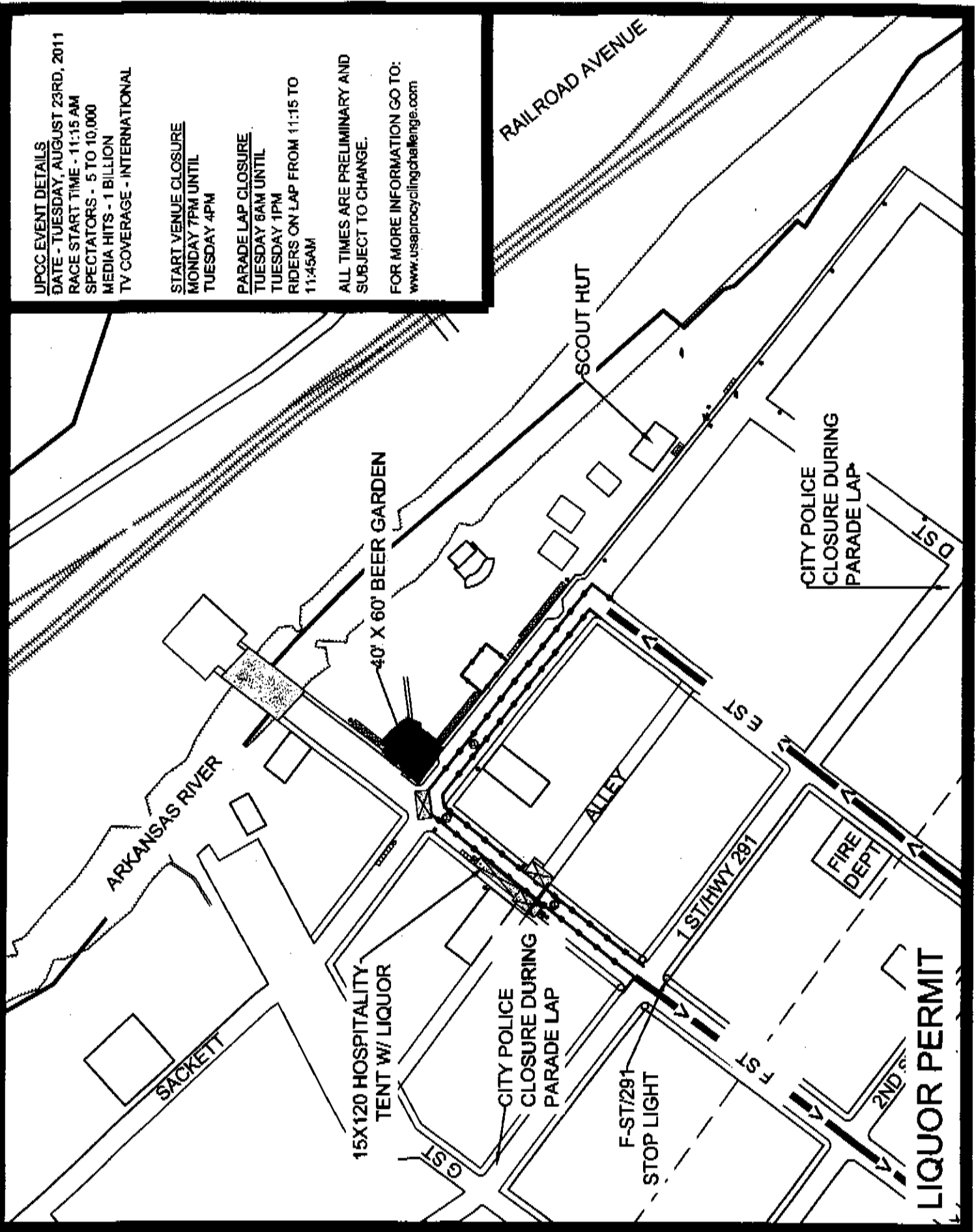
RIDERS ON LAP FROM 11:15 TO

11:45AM

ALL TIMES ARE PRELIMINARY AND
SUBJECT TO CHANGE.

FOR MORE INFORMATION GO TO:

www.useprocylingchallenge.com



ARKANSAS RIVER

SACKETT

15X120 HOSPITALITY
TENT W/ LIQUOR

40' X 60' BEER GARDEN

CITY POLICE
CLOSURE DURING
PARADE LAP

F-ST/291
STOP LIGHT

1ST/HWY 281

F ST

M ST

SCOUT HUT

RAILROAD AVENUE

CITY POLICE
CLOSURE DURING
PARADE LAP

FIRE
DEPT

LIQUOR PERMIT

D ST

2ND ST



Salida Chamber of Commerce

406 W. Hwy. 50 - Salida, CO 81201 - (719) 539-2088 - Fax (719) 538-7844
www.salidachamber.org - email: info@salidachamber.org

June 2, 2011

TO: Salida City Council

FROM: Salida Chamber of Commerce

RE: Use of Riverside Park & Street Closures

The Salida Chamber and The Colorado Brewer's Guild are pleased to announce the 15th Edition of The Colorado Brewer's Rendezvous slated for Saturday, July 9th from 1:00pm until 5:00 pm. We are requesting the exclusive use of Riverside Park and the closure of Sackett Street from F to E and F from Sackett to the cul-de-sac. We are requesting closure of the park and streets beginning at 8:00am on the 9th, and ending at 7:00pm, or until the park is clean and all parties have left.

Arrangements have been made in compliance with the rules and regulations for use of City Parks. We are looking forward to a great event and as always, cooperating with City Officials to ensure a safe and orderly function.

Thank you in advance for your cooperation and support and please know you may contact me directly for any additional information or clarification.

Best regards,


John Engelbrecht
Executive Director

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:	DO NOT WRITE IN THIS SPACE
2110 <input checked="" type="checkbox"/>	MALT, VINOUS AND SPIRITUOUS LIQUOR \$25.00 PER DAY	LIQUOR PERMIT NUMBER
2170 <input type="checkbox"/>	FERMENTED MALT BEVERAGE (3.2 Beer) \$10.00 PER DAY	

1. NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE Salida Chamber of Commerce HEART OF THE ROCKIES CHAMBER OF COMMERCE	State Sales Tax Number (Required) 05-01438-000
---	---

2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE (include street, city/town and ZIP) 406 W. Highway 50, Salida, CO 81201	3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT (include street, city/town and ZIP) 101 E. Sackett Street, Salida, CO 81201 (Riverside Park)
---	---

NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
4. PRES./SECY OF ORG. or POLITICAL CANDIDATE John Engelbrecht			719-539-2068
5. EVENT MANAGER John Engelbrecht			719-539-2068
6. HAS APPLICANT ORGANIZATION OR POLITICAL CANDIDATE BEEN ISSUED A SPECIAL EVENT PERMIT THIS CALENDAR YEAR? <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES HOW MANY DAYS? _____		7. IS PREMISES NOW LICENSED UNDER STATE LIQUOR OR BEER CODE? <input checked="" type="checkbox"/> NO <input type="checkbox"/> 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 7-9-2011		Date		Date		Date		Date	
Hours	From	Hours	From	Hours	From	Hours	From	Hours	From
To	To	To	To	To	To	To	To	To	To

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 	TITLE Executive Director	DATE 5/31/11
---------------	-----------------------------	-----------------

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)	<input type="checkbox"/> CITY <input type="checkbox"/> COUNTY	TELEPHONE NUMBER OF CITY/COUNTY CLERK
SIGNATURE	TITLE	DATE

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

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



**Special Event Liquor Permits
Check List for City of Salida Departments**

Applicant: Heart of the Rockies Chamber of Commerce

Event: Brewers Rendezvous, July 9, 2011, from 12:00 -7:00 pm

Business address: 406 W. HWY 50, Salida, CO 81201 Event location: Riverside Park, Salida, CO 81201

Contact Person: John Engelbrecht Phone number: 539-2068

This request includes:

Merchandise sales Food by local Caterers Amplified Sound Yes Street closures Yes City Property use Yes

City Clerk: Do you recommend approval? Yes No

Comments: _____

Compliance Issues: _____

See Attached: _____ Signed: Janella Martinez
Date: 6/15/11

Police Department: Do you recommend approval? Yes No

Comments: _____

Compliance Issues: _____

See Attached: _____ Signed: [Signature]
Date: 6-15-2011

Public Works Department: Do you recommend approval? Yes No

Comments: _____

Compliance Issues: _____

See Attached: _____ Signed: [Signature]
Date: 6/8/11

Fire Department: Do you recommend approval? Yes No

Comments: _____

Compliance Issues: _____

See Attached: _____ Signed: [Signature]
Date: 6-16-11

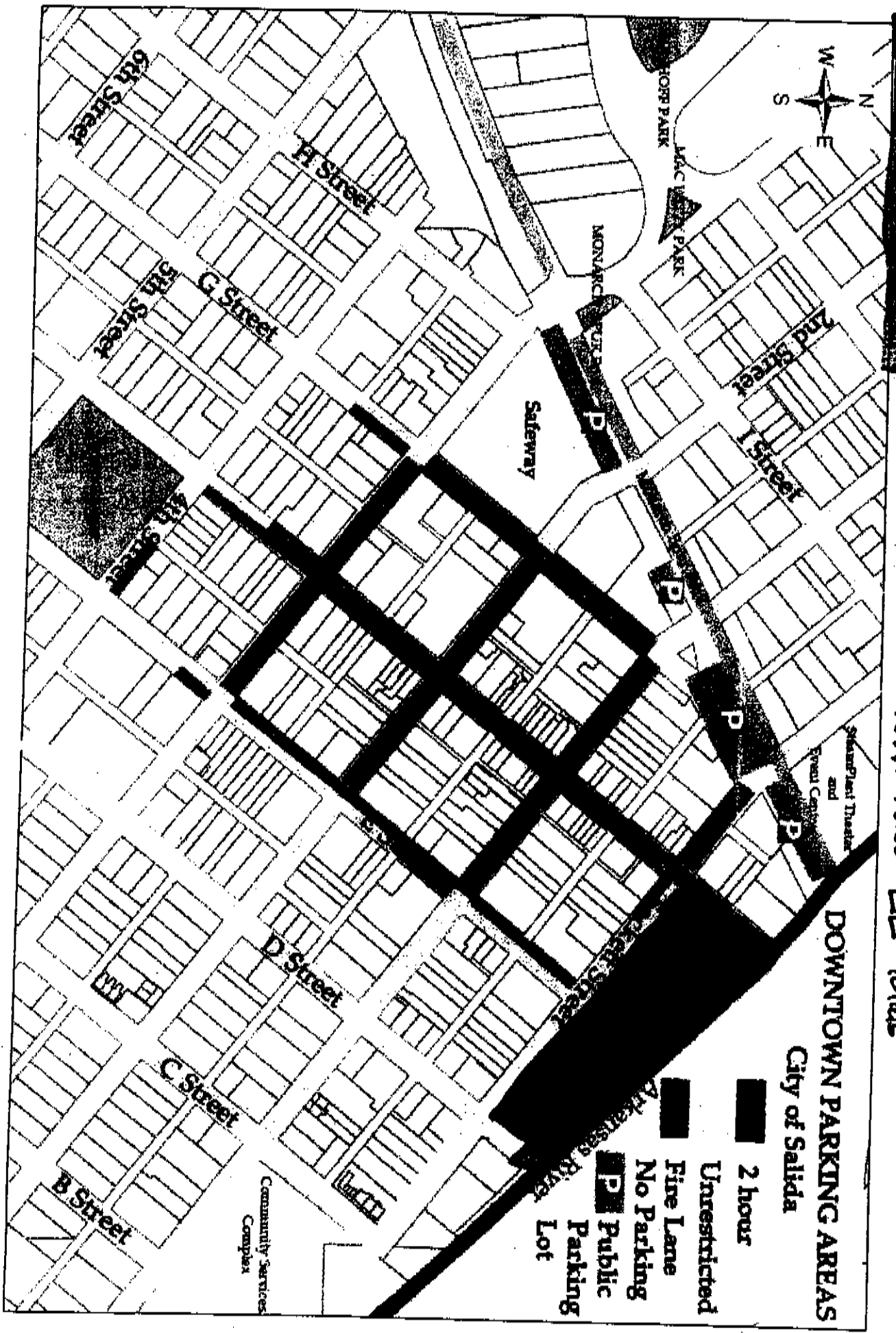
Recreation: Do you recommend approval? Yes No

Comments: _____

Compliance Issues: _____

See Attached: _____ Signed: _____
Date: _____

Please complete and return to:
City Clerk Janella Martinez
448 E 1st Street, Suite 112, Salida, CO 81201
719-530-2630
janclla.martinez@cityofsalida.com



Sheet Closure

XXX - Fence □□ - Toilet

DOWNTOWN PARKING AREAS

City of Salida

- 2 hour
- Unrestricted
- Fire Lane
- No Parking
- Public Parking Lot

6th Street

H Street

5th Street

G Street

4th Street

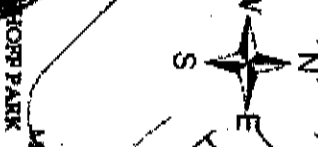
2nd Street

1st Street

D Street

C Street

B Street



MONARCH CITY PARK

SAWYER PARK

Sawyer Park and Small Cafeteria

Community Services Center



**CITY OF SALIDA
CITY COUNCIL AGENDA ITEM**

MEETING DATE: June 21, 2011

AGENDA ITEM TITLE: An application for a Brew Pub License (City) by Cooper, Inc. dba Moonlight Pizza with concurrent review.

PRESENTED BY: Janella Martinez, Deputy City Clerk

AGENDA SECTION: Scheduled Items

CAN THIS ITEM BE RESCHEDULED?: No

BACKGROUND REVIEW:

Cooper, Inc. dba **Moonlight Pizza, 242 F Street, Salida, Colorado. 81201**, has submitted an application for a **Brew Pub License (city)**. The licensee currently holds a **Hotel & Restaurant Liquor license; this license will be surrendered prior to issuing a brew pub license.** A brew pub license may be issued to any person operating a brew pub and also selling malt, vinous, and spirituous liquors in the place where such liquors are to be consumed.

During the hours established in section 12-47-901 (5) (b), malt liquors manufactured by a brew pub licensee on the licensed premises may be:

- ✓ Furnished for consumption on the premises;
- ✓ Sold to independent wholesalers for distribution to licensed retailers;
- ✓ Sold to the public in sealed containers for off-premises consumption. Only malt liquors manufactured and packaged on the premises by the licensee shall be sold in sealed containers.
- ✓ Sold at wholesale to licensed retailers in an amount up to three hundred thousand gallons per calendar year.

A brew pub licensee shall sell malt, vinous, and spirituous liquors for on-premises consumption only if at least fifteen percent of the gross on-premises food and drink income of the business of the licensed premises is from the sale of food.

After receipt of the application, the clerk then places it on the agenda of the local authority for a meeting, receipt will be considered April 25, 2011.

A minimum of 30 days from the receipt of the application a public hearing must be held to allow

testimony by any person who would aid the local authority in considering the application C.R.S. 12-47-311

During this 30 day period, the public notice process begins. The applicant must petition the neighborhood, which in the City of Salida is the city limits, the property must be posted and a notice must be published in a local paper. The property was posted June 9, 2011 and the notice was published in the Mountain Mail on May 12, 2011.

- ✓ Following local liquor authority approval, the Mayor and Clerk sign the application, which will be sent to the state the next day. Then if the State has also found the application in order, the license will be issued and will be sent to the clerk.
- ✓ The clerk then issues a local license and both State and City licenses are issued to the applicant.

Preliminary sign off sheets (Administrative Department Compliance Plan) were submitted for review by City Council. A local license will not be issued until final inspections have been completed and signed by all City departments.

RECOMMENDATION:

Staff recommends that the City Council hold the public hearing and take any comments available during the hearing.

ACTION:

If Council feels the request is in order a member would make a motion to approve the **Brew Pub License (city)** for Cooper, Inc. dba **Moonlight Pizza, 242 F Street, Salida, Colorado. 81201**

Followed by a second, and then a roll call.

Copy for Packet

**COLORADO LIQUOR
 RETAIL LICENSE APPLICATION**

NEW LICENSE TRANSFER OF OWNERSHIP LICENSE RENEWAL

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

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

2. Applicant If an LLC, name of LLC; if partnership, at least 2 partner's names; if corporation, name of corporation
 Cooper, Inc. Fein Number 81-0570272

2a. Trade Name of Establishment (DBA) State Sales Tax No. Business Telephone
 Moonlight Pizza 15-032758 719-539-4277

3. Address of Premises (specify exact location of premises)
 242 F st

City County State ZIP Code
 Salida Chaffee CO 81201

4. Mailing Address (Number and Street) City or Town State ZIP Code
 154 Mesa Cir Salida CO 81201

5. If the premises currently have a liquor or beer license, you MUST answer the following questions:
 Present Trade Name of Establishment (DBA) Present State License No. Present Class of License Present Expiration Date
 Moonlight Pizza 40-93606-0002 Hotel and Rest. 10/21/2011

LIAB	SECTION A	NONREFUNDABLE APPLICATION FEES
2300	<input checked="" type="checkbox"/>	Application Fee for New License \$1,025.00
2302	<input type="checkbox"/>	Application Fee for New License - w/Concurrent Review \$1,125.00
2310	<input type="checkbox"/>	Application Fee for Transfer \$1,025.00

LIAB	SECTION B (CONT.)	LIQUOR LICENSE FEES
1985	<input type="checkbox"/>	Resort Complex License (City) \$500.00
1986	<input type="checkbox"/>	Resort Complex License (County) \$500.00
1988	<input type="checkbox"/>	Add Related Facility to Resort Complex... \$ 75.00 X Total
1990	<input type="checkbox"/>	Club License (City) \$308.75
1991	<input type="checkbox"/>	Club License (County) \$308.75
2010	<input type="checkbox"/>	Tavern License (City) \$500.00
2011	<input type="checkbox"/>	Tavern License (County) \$500.00
2012	<input type="checkbox"/>	Manager Registration - Tavern \$ 75.00
2020	<input type="checkbox"/>	Arts License (City) \$308.75
2021	<input type="checkbox"/>	Arts License (County) \$308.75
2030	<input type="checkbox"/>	Racetrack License (City) \$500.00
2031	<input type="checkbox"/>	Racetrack License (County) \$500.00
2040	<input type="checkbox"/>	Optional Premises License (City) \$500.00
2041	<input type="checkbox"/>	Optional Premises License (County) \$500.00
2045	<input type="checkbox"/>	Vintners Restaurant License (City) \$750.00
2046	<input type="checkbox"/>	Vintners Restaurant License (County) \$750.00
2220	<input type="checkbox"/>	Add Optional Premises to H & R \$100.00 X Total
2370	<input type="checkbox"/>	Master File Location Fee \$ 25.00 X Total
2375	<input type="checkbox"/>	Master File Background \$250.00 X Total

LIAB	SECTION B	LIQUOR LICENSE FEES
1905	<input type="checkbox"/>	Retail Gaming Tavern License (City) \$500.00
1906	<input type="checkbox"/>	Retail Gaming Tavern License (County) \$500.00
1940	<input type="checkbox"/>	Retail Liquor Store License (City) \$227.50
1941	<input type="checkbox"/>	Retail Liquor Store License (County) \$312.50
1950	<input type="checkbox"/>	Liquor Licensed Drugstore (City) \$227.50
1951	<input type="checkbox"/>	Liquor Licensed Drugstore (County) \$312.50
1960	<input type="checkbox"/>	Beer and Wine License (City) \$351.25
1961	<input type="checkbox"/>	Beer and Wine License (County) \$436.25
1970	<input type="checkbox"/>	Hotel and Restaurant License (City) \$500.00
1971	<input type="checkbox"/>	Hotel and Restaurant License (County) \$500.00
1975	<input checked="" type="checkbox"/>	Brew Pub License (City) \$750.00
1976	<input type="checkbox"/>	Brew Pub License (County) \$750.00
1980	<input type="checkbox"/>	Hotel and Restaurant License w/opt premises (City) \$500.00
1981	<input type="checkbox"/>	Hotel and Restaurant License w/opt premises (County) \$500.00
1983	<input checked="" type="checkbox"/>	Manager Registration - H & R \$ 75.00

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

LIABILITY INFORMATION

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

6. Is the applicant (including any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation) or manager under the age of twenty-one years?	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>												
7. Has the applicant (including any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation) or manager ever (in Colorado or any other state); (a) been denied an alcohol beverage license? (b) had an alcohol beverage license suspended or revoked? (c) had interest in another entity that had an alcohol beverage license suspended or revoked? If you answered yes to 7a, b or c, explain in detail on a separate sheet.	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>												
8. Has a liquor license application (same license class), that was located within 500 feet of the proposed premises, been denied within the preceding two years? If "yes," explain in detail.	<input type="checkbox"/> <input checked="" type="checkbox"/>												
9. Are the premises to be licensed within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary?	<input type="checkbox"/> <input checked="" type="checkbox"/>												
10. Has a liquor or beer license ever been issued to the applicant (including any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation)? If yes, identify the name of the business and list any current or former financial interest in said business including any loans to or from a licensee.	<input checked="" type="checkbox"/> <input type="checkbox"/>												
11. Does the Applicant, as listed on line 2 of this application, have legal possession of the premises by virtue of ownership, lease or other arrangement? <input type="checkbox"/> Ownership <input checked="" type="checkbox"/> Lease <input type="checkbox"/> Other (Explain in Detail) _____	<input type="checkbox"/> <input type="checkbox"/>												
a. If leased, list name of landlord and tenant, and date of expiration, EXACTLY as they appear on the lease:													
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:33%; padding: 2px;">Landlord Kimberly and Scott Bouldin</td> <td style="width:33%; padding: 2px;">Tenant Cooper Inc, DBA Moonlight Pizza</td> <td style="width:33%; padding: 2px;">Expires 5/01/2016</td> </tr> </table>	Landlord Kimberly and Scott Bouldin	Tenant Cooper Inc, DBA Moonlight Pizza	Expires 5/01/2016										
Landlord Kimberly and Scott Bouldin	Tenant Cooper Inc, DBA Moonlight Pizza	Expires 5/01/2016											
Attach a diagram and outline or designate the area to be licensed (including dimensions) which shows the bars, brewery, walls, partitions, entrances, exits and what each room shall be utilized for in this business. This diagram should be no larger than 8 1/2" X 11". (Doesn't have to be to scale)													
12. Who, besides the owners listed in this application (including persons, firms, partnerships, corporations, limited liability companies), will loan or give money, inventory, furniture or equipment to or for use in this business; or who will receive money from this business. Attach a separate sheet if necessary.													
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:35%;">NAME</th> <th style="width:15%;">DATE OF BIRTH</th> <th style="width:20%;">FEIN OR SSN</th> <th style="width:30%;">INTEREST</th> </tr> </thead> <tbody> <tr> <td style="padding: 2px;">See Attached Loan Commitment</td> <td></td> <td></td> <td></td> </tr> <tr> <td style="padding: 2px;"> </td> <td></td> <td></td> <td></td> </tr> </tbody> </table>	NAME	DATE OF BIRTH	FEIN OR SSN	INTEREST	See Attached Loan Commitment								
NAME	DATE OF BIRTH	FEIN OR SSN	INTEREST										
See Attached Loan Commitment													
Attach copies of all notes and security instruments, and any written agreement, or details of any oral agreement, by which any person (including partnerships, corporations, limited liability companies, etc.) will share in the profit or gross proceeds of this establishment, and any agreement relating to the business which is contingent or conditional in any way by volume, profit, sales, giving of advice or consultation.													
13. Optional Premises or Hotel and Restaurant Licenses with Optional Premises Has a local ordinance or resolution authorizing optional premises been adopted?	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>												
Number of separate Optional Premises areas requested. _____ (See License Fee Chart)													
14. Liquor Licensed Drug Store applicants, answer the following: (a) Does the applicant for a Liquor Licensed Drug Store have a license issued by the Colorado Board of Pharmacy? COPY MUST BE ATTACHED.	Yes No <input type="checkbox"/> <input type="checkbox"/>												
15. Club Liquor License applicants answer the following and attach: (a) Is the applicant organization operated solely for a national, social, fraternal, patriotic, political or athletic purpose and not for pecuniary gain? (b) Is the applicant organization a regularly chartered branch, lodge or chapter of a national organization which is operated solely for the object of a patriotic or fraternal organization or society, but not for pecuniary gain? (c) How long has the club been incorporated? _____ (Three years required) (d) Has applicant occupied an establishment for three years that was operated solely for the reasons stated above?	Yes No <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>												
16. Brew-Pub License or Vintner Restaurant Applicants answer the following: (a) Has the applicant received or applied for a Federal Permit? (Copy of permit or application must be attached)	Yes No <input checked="" type="checkbox"/> <input type="checkbox"/>												
17a. Name of Manager (for all on-premises applicants) <u>Scott Bouldin</u> (If this is an application for a Hotel, Restaurant or Tavern License, the manager must also submit an Individual History Record (DR 6404-1)).	Date of Birth _____												
17b. Does this manager act as the manager of, or have a financial interest in, any other liquor licensed establishment in the State of Colorado? If yes, provide name, type of license and account number.	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>												
18. Tax Distraint Information. Does the applicant or any other person listed on this application and including its partners, officers, directors, stockholders, members (LLC) or managing members (LLC) and any other persons with a 10% or greater financial interest in the applicant currently have an outstanding tax distraint issued to them by the Colorado Department of Revenue? If yes, provide an explanation and include copies of any payment agreements.	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>												

19. If applicant is a corporation, partnership, association or limited liability company, applicant must list ALL OFFICERS, DIRECTORS, GENERAL PARTNERS, AND MANAGING MEMBERS. In addition applicant must list any stockholders, partners, or members with OWNERSHIP OF 10% OR MORE IN THE APPLICANT. ALL PERSONS LISTED BELOW must also attach form DR 8404-1 (Individual History record), and submit finger print cards to their local licensing authority.

NAME	HOME ADDRESS, CITY & STATE	DOB	POSITION	% OWNED*
Kimberly K Bouldin			President	45
Scott W Bouldin	1234 Main Street, Denver, CO 80201		V. Pres.	45
Kyle P Buskist			Shareholder	10

*If total ownership percentage disclosed here does not total 100% applicant must check this box
 Applicant affirms that no individual other than those disclosed herein, owns 10% or more of the applicant

Additional Documents to be submitted by type of entity

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

Registered Agent (if applicable) _____ Address for Service _____

OATH OF APPLICANT

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

Authorized Signatures 	Title President	Date 4/22/2011
--	--------------------	-------------------

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

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

THE LOCAL LICENSING AUTHORITY HEREBY AFFIRMS:

That each person required to file DR 8404-1 (Individual History Record) has:

<input type="checkbox"/> Been fingerprinted.....	Yes	No
<input type="checkbox"/> Been subject to background investigation, including NCIC/CCIC check for outstanding warrants.....	<input type="checkbox"/>	<input type="checkbox"/>

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

(Check One)
 Date of inspection or Anticipated Date _____
 Upon approval of state licensing authority.

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

Local Licensing Authority for _____	Telephone Number _____	<input type="checkbox"/> TOWN, CITY <input type="checkbox"/> COUNTY
Signature _____	Title _____	Date _____
Signature (attest) _____	Title _____	Date _____

SALIDA

1hx,
Janella

448 East 1st Street, Suite 112
SALIDA, CO 81201

PHONE 719-539-4555
FAX 719-539-5271

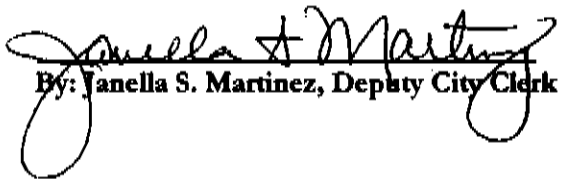
**PUBLIC NOTICE
PURSUANT TO THE LIQUOR LAWS
OF COLORADO**

Pursuant to the Liquor Laws of the State of Colorado, Cooper, Inc. dba Moonlight Pizza, 242 F Street, Salida, Colorado 81201, has requested The Liquor Authority of the City of Salida, Colorado to grant a Brew Pub Liquor license to operate a brew pub and to sell Malt, and Vinous liquors by the drink for consumption on the premises at 242 F Street, Salida, Chaffee County, Colorado.

Hearing on the application received April 25, 2011 will be held before the Local Licensing Authority of the City of Salida, Colorado at the hour of 6:00 p.m., or as soon thereafter as may be heard, on Tuesday, June 21, 2011 in the City Council Chambers, 448 East 1st, Suite 190, Salida, Colorado.

At said time and place, any interested persons may appear to be heard for or against the granting of said license.

LIQUOR LICENSING AUTHORITY


By: Janella S. Martinez, Deputy City Clerk

Publish in Mountain Mail May 12, 2011

**CITY OF SALIDA
ADMINISTRATIVE COMPLIANCE PLAN**

**Application for:
Cooper, Inc. dba MOONLIGHT PIZZA
242 F Street, Salida, CO. 81201**

May 10, 2011

Do you know of any reason why this application should not be approved?

Signed _____
Health Department Date _____

Do you know of any reason why this application should not be approved?

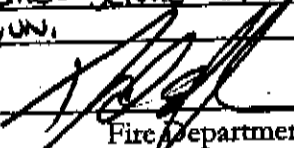
Signed _____
Building Inspector Date _____

Do you know of any reason why this application should not be approved?

Signed _____
Community Development Department Date _____

Do you know of any reason why this application should not be approved?

*NO - MUST PASS FIRE INSPECTION PRIOR TO COMMENCING DEMOLITION
PROCESS OR PROVIDING CUSTOMER SERVICE IN NEW AREA. AS OF 5/27
CONSTRUCTION ITDO NOT BEGUN.*

Signed  _____
Fire Department Date *5/27/11*

Do you know of any reason why this application should not be approved?

Signed _____
Police Department Date _____

Please return by June 6, 2011 to;
Janella Martinez, Deputy City Clerk, City of Salida, 448 East 1st St., Suite 112, Salida, CO 81201

Janella Martinez

From: Victor Crocco [vcrocco@chaffeeconomy.org]
Sent: Wednesday, May 11, 2011 8:17 AM
To: janella.martinez@cityofsalida.com
Subject: RE: Moonlight Pizza Brew Pub application review

There are no health issues associated with Moonlight Pizza at the time of this documentation.

From: Janella Martinez [mailto:janella.martinez@cityofsalida.com]
Sent: Tuesday, May 10, 2011 11:48 AM
To: 'Donald Taylor'; dara.macdonald@cityofsalida.com; Terry Clark'; William Paradise; 'Victor Crocco'
Subject: Moonlight Pizza Brew Pub application review

Good morning.

Moonlight Pizza currently holds a Hotel & Restaurant Liquor License. On April 25, 2011 an application was submitted by Cooper, Inc. dba Moonlight Pizza for a Brew Pub license. Attached please find an Administrative Compliance Check that requires a signature from your department prior to this license being issued. Please return this form to me by Monday, June 6, 2011.

Thanks,

Janella Martinez, Deputy City Clerk
448 E. 1st Street, Suite 112
Salida, CO 81201
Fax 719.539.5271
Phone 719.530.2630

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This message has been scanned for viruses and dangerous content by MailScanner, and is believed to be clean.

No virus found in this message.
Checked by AVG - www.avg.com
Version: 10.0.1325 / Virus Database: 1500/3628 - Release Date: 05/10/11

--
This message has been scanned for viruses and dangerous content by **MailScanner**, and is believed to be clean.

5/20/2011

**CITY OF SALIDA
ADMINISTRATIVE COMPLIANCE PLAN**

**Application for:
Cooper, Inc. dba MOONLIGHT PIZZA
242 F Street, Salida, CO. 81201**

May 10, 2011

Do you know of any reason why this application should not be approved?

Signed _____
Health Department Date

Do you know of any reason why this application should not be approved?

Signed _____
Building Inspector Date

Do you know of any reason why this application should not be approved?

No. Please contact Community Development Dept. prior to any changes to the site or sign.

Signed *D. T. Mc Donald* *5/10/2011*
Community Development Department Date

Do you know of any reason why this application should not be approved?

Signed _____
Fire Department Date

Do you know of any reason why this application should not be approved?

Signed _____
Police Department Date

**Please return by June 6, 2011 to;
Janella Martinez, Deputy City Clerk, City of Salida, 448 East 1st St., Suite 112, Salida, CO 81201**

**CITY OF SALIDA
ADMINISTRATIVE COMPLIANCE PLAN**

**Application for:
Cooper, Inc. dba MOONLIGHT PIZZA
242 F Street, Salida, CO. 81201**

May 10, 2011

Do you know of any reason why this application should not be approved?

Signed _____
Health Department Date

Do you know of any reason why this application should not be approved? *NONE*

Signed *Wm Paradiso* *24 May 2011*
Building Inspector Date

Do you know of any reason why this application should not be approved?

Signed _____
Community Development Department Date

Do you know of any reason why this application should not be approved?

Signed _____
Fire Department Date

Do you know of any reason why this application should not be approved?

Signed _____
Police Department Date

**Please return by June 6, 2011 to;
Janella Martinez, Deputy City Clerk, City of Salida, 448 East 1st St., Suite 112, Salida, CO 81201**



CITY COUNCIL AGENDA ITEM

MEETING DATE: June 21, 2011

AGENDA ITEM TITLE: Adoption of the 2008 National Electrical Code

PRESENTED BY: Dara MacDonald, Community Development Director

BACKGROUND REVIEW:

In 2007, the City adopted the National Electrical Code, 2005 Edition (NEC), effective January 1, 2008. This was done concurrent with the adoption of the 2006 International Codes. Like the International Codes, a new version of the NEC is issued every three years.

With the passage of HB 10-1225, effective July 1, 2010, C.R.S. 12-23-104 now requires that local jurisdictions adopt or adhere to the minimum standards of the Colorado State Electrical Board within one (1) year of their adoption of regulations. The State Electrical Board is currently operating under the NEC 2008 Edition.

As of July 1 the City of Salida will be out of compliance with this State requirement to have adopted the NEC 2008 Edition. City staff has only recently become aware of this requirement and have brought the matter to the Council for consideration. The Chaffee County Board of Commissioners adopted the NEC 2008 Edition by resolution with no amendments at their meeting on June 14th. The City must adopt this type of regulation by ordinance which requires two hearings. In addition, because the City is adopting the NEC by reference, additional publication requirements apply which push the public hearing date back more than 15 days from first reading, or until July 19th.

In March 2011 the State Electrical Board adopted the NEC 2011, effective July 1, 2011. The City has until July 1, 2012 to adopt that version of the code. Adoption of that version is not recommended at this time due to uncertainty about some of the requirements on the part of the building official as well as local electrical contractors. The Building Official, Bill Paradise, is planning to attend the public hearing on July 19th to answer any questions about the NEC.

RECOMMENDATION:

A Council person should make a motion "to approve Ordinance No. 13, 2011, an ordinance of the City Council for the City of Salida, Colorado repealing and reenacting Chapter 18, Article VII of the Salida Municipal Code to adopt by reference the National Electrical Code, 2008 Edition and providing penalties for violation thereof setting the public hearing for July 19, 2011 and ordering the ordinance to be published in full."

CITY OF SALIDA, COLORADO
ORDINANCE NO. 13
(Series of 2011)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO, REPEALING AND REENACTING CHAPTER 18, ARTICLE VII OF THE SALIDA MUNICIPAL CODE TO ADOPT BY REFERENCE THE NATIONAL ELECTRICAL CODE, 2008 EDITION AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, by Ordinance No. 14, Series of 2007, the City of Salida adopted the National Electrical Code, 2005 Edition, as the official electrical code for the City; and

WHEREAS, the National Electrical Code continues to undergo revision, and the City wishes to adopt the 2008 Edition the minimum standards governing the planning, laying out, and installing or the making of additions, alterations, and repairs in the installation of wiring apparatus and equipment for electric light, heat, and power; and

WHEREAS, the City contracts its building inspections through the Chaffee County Building Department which has made a thorough study of the National Electrical Code, 2008 Edition and recommends adoption with amendments proposed below; and

WHEREAS, in the interest of efficient building code administration and maintaining certainty for designers and builders in the community, the Salida City Council desires to adopt by reference the National Electrical Code, 2008 Edition, pursuant to the procedures set forth in C.R.S. §31-16-201 *et seq.*; and

WHEREAS, pursuant to C.R.S. §31-16-203, the City Council introduced the ordinance at first reading on June 21, 2011 and held a duly-noticed public hearing on July 19, 2011 to solicit public opinion on the adoption of the National Electrical Code, 2008 Edition; and

WHEREAS, the City Council finds and determines that the adoption of the National Electrical Code, 2008 Edition is in the best interest of the public health, safety and welfare of the citizens of Salida.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF SALIDA, COLORADO, ORDAINS THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Chapter 18, Article VII of the Salida Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

ARTICLE VII
Electrical Code

Sec. 18-7-10. Adoption.

18-7-10. Adoption.

Pursuant to Title 31, Article 16, Part 2, C.R.S., there is hereby adopted by reference NFPA 70 - National Electrical Code (NEC), 2008 Edition, published by the National Fire Protection Association, One Batterymarch Park, Quincy, MA 02169-7471, to have the same force and effect as if set forth herein in every particular. The subject matter of the adopted code includes comprehensive provisions and standards regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, replacement, addition to, use or maintenance of electrical systems as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Electrical Code.

18-7-20. Copy on file.

At least one (1) copy of the National Electrical Code, 2008 Edition, has been and is now on file in the office of the City Clerk and may be inspected by any interested person between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, holidays excepted. The code as finally adopted shall be available for sale to the public through the office of the Building Official.

18-7-30. Violations, penalties

It shall be unlawful for any person, owner, occupant or contractor to erect, construct enlarge, alter, repair, move, improve, remove, rehabilitate, convert, demolish, use, occupy, equip or maintain any building or structure in the city, or cause the same to be done, contrary to or in violation of any of the provisions of this section and the NEC. Violations of this section and/or the NEC shall be punishable by a fine not to exceed one thousand dollars (\$1,000.00) or a term of imprisonment not to exceed ninety (90) days, or both such fine and imprisonment. A separate offense shall be deemed committed for each day, or portion of a day, that a violation of this section occurs or continues unabated.

Section 3. If any provision, clause, sentence or paragraph of this Ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

INTRODUCED ON FIRST READING, ADOPTED and ORDERED PUBLISHED IN FULL in a newspaper of general circulation in the City of Salida by the City Council on the 21st day of June, 2011 and set for second reading and public hearing on the 19th day of July, 2011.

INTRODUCED ON SECOND READING, FINALLY ADOPTED and ORDERED
PUBLISHED BY TITLE ONLY, by the City Council on the ___ day of July, 2011.

CITY OF SALIDA, COLORADO

Charles Rose, Mayor

[SEAL]

ATTEST:

City Clerk

PUBLISHED IN FULL in the Mountain Mail after First Reading on the ___ day of _____, 2011, and BY TITLE ONLY, after final adoption on the _____ day of _____, 2011.

Janella Martinez, Deputy City Clerk



CITY COUNCIL AGENDA ITEM

MEETING DATE: June 21, 2011

AGENDA ITEM TITLE: Grant Agreement with Chaffee County, City of Salida and the FAA for Harriet Alexander Field project number 3-08-0049-13

PRESENTED BY: Jack D. Lewis, City Administrator

AGENDA SECTION: Scheduled Items

BACKGROUND REVIEW:

Harriet Alexander Field (Airport) has long waited for this grant to refurbish the runway. The total project was bid and the FAA funding has finally been released for a portion of the project. The original bid consisted of 6 schedules. The funding that has been released is for schedule 1 and 6 of the program. Those two schedules will pave the runway and install all new lighting on the runway. The total project is \$3,100,000 with the City of Salida contributing \$13,500. Should FAA funding become available for the rest of the project a second grant would be executed.

STAFF RECOMMENDATION:

Staff recommends approval of the resolution. The contribution was anticipated and budgeted.

Action:

Make a motion to pass Resolution 2011-44 of the City Council of the City of Salida, Colorado approving the Grant Agreement with the Federal Aviation Administration and authorizing the Mayor Pro Tem to sign the agreement.

Followed by a second and a roll call vote.

CITY OF SALIDA, COLORADO
RESOLUTION NO. 44
(Series of 2011)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO APPROVING A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION AND CHAFFEE COUNTY FOR THE HARRIET ALEXANDER FIELD PROJECT NO. 3-08-0049-13.

WHEREAS, the City of Salida in conjunction with Chaffee County owns and operates the Harriet Alexander Field Airport (the "Airport"), which functions as a regional airport serving the City and County; and

WHEREAS, in order to fund much-needed improvements to the Airport runway, the City cooperated in the preparation of a six-part Federal Aviation Administration ("FAA") grant application; and

WHEREAS, FAA funding has become available for Schedule No. 1, runway paving, and Schedule No. 6, runway lighting, of the six-part grant application, which schedules will pave the runway and install all new lighting on the runway; and

WHEREAS, the Salida City Council finds and determines the best interests of Salida residents will be served by adopting the Grant Agreement with the FAA and Chaffee County for Harriet Alexander Field Project No. 3-08-0049-13.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO THAT:

1. The Salida City Council incorporates the foregoing recitals as its conclusions, facts, determinations, and findings.
2. The City Council hereby approves the Grant Agreement with the Federal Aviation Administration and Chaffee County for Harriet Alexander Field Project No. 3-08-0049-13 and authorizes the Mayor Pro Tem to sign the Agreement on behalf of the City.

RESOLVED, APPROVED, AND ADOPTED this 21st day of June, 2011.

CITY OF SALIDA, COLORADO

By _____

Mayor Pro Tem

[SEAL]

ATTEST:

City Clerk

GRANT AGREEMENT

Federal Aviation
Administration

Part I - Offer

Date of Offer: June 14, 2011
Airport: Harriet Alexander Field
Project Number: 3-08-0049-13
Contract Number: DOT-FA11NM-1011
DUNS: 082652777

To: County of Chaffee and City of Salida, Colorado (herein called the "Sponsor")

From: The United States of America (acting through the Federal Aviation Administration, herein called the "FAA")

Whereas, the Sponsor has submitted to the FAA a Project Application dated January 31, 2011, for a grant of Federal funds for a project at or associated with Harriet Alexander Field, which Project Application, as approved by the FAA, is hereby incorporated herein and made a part hereof; and

Whereas, the FAA has approved a project for the Airport (herein called the "Project") consisting of the following:

Rehabilitate, install new edge lights, install precision approach path indicators (PAPI's) and install runway end identifier lights (REIL's) on Runway 6/24,

all as more particularly described in the Project Application.

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Now therefore, pursuant to and for the purpose of carrying out the provisions of Title 49, United States Code, as amended, herein called "the Act", and in consideration of (a) the Sponsor's adoption and ratification of the representations and assurances contained in said Project Application and its acceptance of this offer as hereinafter provided, and (b) the benefits to accrue to the United States and the public from the accomplishment of the Project and compliance with the assurances and conditions as herein provided, **THE FEDERAL AVIATION ADMINISTRATION, FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES** to pay, as the United States share of the allowable costs incurred in accomplishing the Project, 95.00 per centum thereof.

This Offer is made on and **SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS:**

CONDITIONS

1. The maximum obligation of the United States payable under this offer shall be \$2,700,000. For the purposes of any future grant amendments which may increase the foregoing maximum obligation of the United States under the provisions of Section 47108(b) of the Act, the following amounts are being specified for this purpose:

\$-0-for planning
\$2,700,000 for airport development and noise program implementation
2. The allowable costs of the project shall not include any costs determined by the FAA to be ineligible for consideration as to allowability under the Act.
3. Payment of the United States' share of the allowable project costs will be made pursuant to and in accordance with the provisions of such regulations and procedures as the Secretary shall prescribe. Final determination of the United States' share will be based upon the final audit of the total amount of allowable project costs and settlement will be made for any upward or downward adjustments to the Federal share of costs.
4. The Sponsor shall carry out and complete the Project without undue delay and in accordance with the terms hereof, and such regulations and procedures as the Secretary shall prescribe, and agrees to comply with the assurances which were made part of the project application.
5. The FAA reserves the right to amend or withdraw this offer at any time prior to its acceptance by the Sponsor.
6. This offer shall expire and the United States shall not be obligated to pay any part of the costs of the project unless this offer has been accepted by the Sponsor on or before June 24, 2011, or such subsequent date as may be prescribed in writing by the FAA.
7. The Sponsor shall take all steps, including litigation if necessary, to recover Federal funds spent fraudulently, wastefully, or in violation of Federal antitrust statutes, or misused in any other manner in any project upon which Federal funds have been expended. For the purposes of this grant agreement, the term "Federal funds" means funds however used or disbursed by the Sponsor that were originally paid pursuant to this or any other Federal grant agreement. It shall obtain the approval of the Secretary as to any determination of the amount of the Federal share of such funds. It shall return the recovered Federal share, including funds recovered by settlement, order or judgement, to the Secretary. It shall furnish to the Secretary, upon request, all documents and records pertaining to the determination of the amount of the Federal share or to any settlement, litigation, negotiation, or

other efforts taken to recover such funds. All settlements or other final positions of the Sponsor, in court or otherwise, involving the recovery of such Federal share shall be approved in advance by the Secretary.

8. The United States shall not be responsible or liable for damage to property or injury to persons which may arise from, or be incident to, compliance with this grant agreement.

Special Conditions

9. The Sponsor will carry out the project in accordance with policies, standards, and specifications approved by the Secretary including but not limited to the advisory circulars listed in the "Current FAA Advisory Circulars required for use in AIP funded and PFC Approved Projects," dated June 2, 2010, and included in this grant, and in accordance with applicable state policies, standards, and specifications approved by the Secretary.
10. The Sponsor must provide for the continuous operation and maintenance of any navigational aid funded under the AIP during the useful life of the equipment and check the facility prior to its commissioning to assure it meets the operational standards. The Sponsor must also remove, relocate, or lower each obstruction on the approach or provide for the adequate lighting or marking of the obstruction if any aeronautical study conducted under FAR Part 77 determines that to be acceptable, and mark and light the runway, as appropriate. The Federal Aviation Administration will not take over the ownership, operation, or maintenance of any Sponsor-acquired equipment.
11. It is mutually understood and agreed that if, during the life of the project, the FAA determines that the maximum grant obligation of the United States exceeds the expected needs of the Sponsor by \$25,000.00 or five percent (5%), whichever is greater, the maximum obligation of the United States can be unilaterally reduced by letter from the FAA advising of the budget change. Conversely, if there is an overrun in the total actual eligible and allowable project costs, FAA may increase the maximum grant obligation of the United States to cover the amount of the overrun not to exceed the statutory percent limitation and will advise the Sponsor by letter of the increase. It is further understood and agreed that if, during the life of the project, the FAA determines that a change in the grant description is advantageous and in the best interests of the United States, the change in grant description will be unilaterally amended by letter from the FAA. Upon issuance of the aforementioned letter, either the grant obligation of the United States is adjusted to the amount specified or the grant description is amended to the description specified.
12. Unless otherwise approved by the FAA, the Sponsor will not acquire or permit any contractor or subcontractor to acquire any steel or manufactured products produced outside the United States to be used for any project for airport development or noise compatibility for which funds are provided under this grant. The Sponsor will include in every contract a provision implementing this special condition.
13. In accordance with Section 47108(b) of the Act, as amended, the maximum obligation of the United States, as stated in Condition No. 1 of this Grant Offer:
 - a. may not be increased for a planning project;
 - b. may be increased by not more than 15 percent for development projects;may be increased by not more than 15 percent or by an amount not to exceed 25 percent of the total increase in allowable costs attributable to the acquisition of land or interests in land, whichever is greater, based on current credible appraisals or a court award in a condemnation proceeding.

14. For a project to replace or reconstruct pavement at the airport, the Sponsor shall implement an effective airport pavement maintenance management program as is required by Airport Sponsor Assurance Number C-11. The Sponsor shall use such program for the useful life of any pavement constructed, reconstructed, or repaired with federal financial assistance at the airport. As a minimum, the program must conform with the provisions outlined below:

PAVEMENT MAINTENANCE MANAGEMENT PROGRAM

An effective pavement maintenance management program is one that details the procedures to be followed to assure that proper pavement maintenance, both preventive and repair, is performed. An airport sponsor may use any form of inspection program it deems appropriate. The program must, as a minimum, include the following:

- a. Pavement Inventory.** The following must be depicted in an appropriate form and level of detail:

- (1) location of all runways, taxiways, and aprons;
- (2) dimensions;
- (3) type of pavement, and;
- (4) year of construction or most recent major rehabilitation.

For compliance with the Airport Improvement Program (AIP) assurances, pavements that have been constructed, reconstructed, or repaired with federal financial assistance shall be so depicted.

- b. Inspection Schedule.**

- (1) **Detailed Inspection.** A detailed inspection must be performed at least once a year. If a history of recorded pavement deterioration is available, i.e., Pavement Condition Index (PCI) survey as set forth in Advisory Circular 150/5380-6, "Guidelines and Procedures for Maintenance of Airport Pavements," the frequency of inspections may be extended to three years.
- (2) **Drive-By Inspection.** A drive-by inspection must be performed a minimum of once per month to detect unexpected changes in the pavement condition.

- c. Record Keeping.** Complete information on the findings of all detailed inspections and on the maintenance performed must be recorded and kept on file for a minimum of five years. The types of distress, their locations, and remedial action, scheduled or performed, must be documented. The minimum information to be recorded is listed below:

- (1) inspection date,
- (2) location,
- (3) distress types, and
- (4) maintenance scheduled or performed.

For drive-by inspections, the date of inspection and any maintenance performed must be recorded.

- d. Information Retrieval.** An airport Sponsor may use any form of record keeping it deems appropriate, so long as the information and records produced by the pavement survey can be retrieved to provide a report to the FAA as may be required.

- e. **Reference.** Refer to Advisory Circular 150/5380-6, "Guidelines and Procedures for Maintenance of Airport Pavements," for specific guidelines and procedures for maintaining airport pavements and establishing an effective maintenance program. Specific types of distress, their probable causes, inspection guidelines, and recommended methods of repair are presented.

15. The Sponsor agrees to perform the following:

- a. Furnish a construction management program to FAA prior to the start of construction which shall detail the measures and procedures to be used to comply with the quality control provisions of the construction contract, including, but not limited to, all quality control provisions and tests required by the Federal specifications. The program shall include as a minimum:
 - (1) The name of the person representing the Sponsor who has overall responsibility for contract administration for the project and the authority to take necessary actions to comply with the contract.
 - (2) Names of testing laboratories and consulting engineer firms with quality control responsibilities on the project, together with a description of the services to be provided.
 - (3) Procedures for determining that testing laboratories meet the requirements of the American Society of Testing and Materials standards on laboratory evaluation, referenced in the contract specifications (D 3666, C 1077).
 - (4) Qualifications of engineering supervision and construction inspection personnel.
 - (5) A listing of all tests required by the contract specifications, including the type and frequency of tests to be taken, the method of sampling, the applicable test standard, and the acceptance criteria or tolerances permitted for each type of test.
 - (6) Procedures for ensuring that the tests are taken in accordance with the program, that they are documented daily, that the proper corrective actions, where necessary, are undertaken.
- b. Submit at completion of the project, a final test and quality control report documenting the results of all tests performed, highlighting those tests that failed or did not meet the applicable test standard. The report shall include the pay reductions applied and reasons for accepting any out-of-tolerance material.
- c. Failure to provide a complete report as described in paragraph (a), or failure to perform such tests, shall, absent any compelling justification, result in a reduction in Federal participation for costs incurred in connection with construction of the applicable pavement. Such reduction shall be at the discretion of the FAA and will be based on the type or types of required tests not performed or not documented and will be commensurate with the proportion of applicable pavement with respect to the total pavement constructed under the grant agreement.
- d. The FAA, at its discretion, reserves the right to conduct independent tests and to reduce grant payments accordingly if such independent tests determine that Sponsor test results are inaccurate.

16. The Sponsor agrees to comply with the Assurances attached to this offer, which replaces the assurances that accompanied the Application for Federal Assistance.

17. The sponsor agrees to monitor progress on the work to be accomplished by this grant. For consultant services, the Sponsor agrees to make payment only for work that has been satisfactorily completed. It is understood by and between the parties hereto that the approximate value of the final project documentation is ten percent (10%)

of the total value of the consultant services contract, and the amount will not be paid to the Consultant until acceptable final project documentation is provided.

18. **TRAFFICKING IN PERSONS:**

a. Provisions applicable to a recipient that is a private entity.

1. You as the recipient, your employees, subrecipients under this award, and subrecipients' employees may not—
 - i. Engage in severe forms of trafficking in persons during the period of time that the award is in effect;
 - ii. Procure a commercial sex act during the period of time that the award is in effect; or
 - iii. Use forced labor in the performance of the award or subawards under the award.
2. We as the Federal awarding agency may unilaterally terminate this award, without penalty, if you or a subrecipient that is a private entity –
 - i. Is determined to have violated a prohibition in paragraph a.1 of this award term; or
 - ii. Has an employee who is determined by the agency official authorized to terminate the award to have violated a prohibition in paragraph a.1 of this award term through conduct that is either—
 - A. Associated with performance under this award; or
 - B. Imputed to you or the subrecipient using the standards and due process for imputing the conduct of an individual to an organization that are provided in 2 CFR part 180, "OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement)," as implemented by our agency at 49 CFR Part 29.

b. Provision applicable to a recipient other than a private entity. We as the Federal awarding agency may unilaterally terminate this award, without penalty, if a subrecipient that is a private entity--

1. Is determined to have violated an applicable prohibition in paragraph a.1 of this award term; or
2. Has an employee who is determined by the agency official authorized to terminate the award to have violated an applicable prohibition in paragraph a.1 of this award term through conduct that is either--
 - i. Associated with performance under this award; or
 - ii. Imputed to the subrecipient using the standards and due process for imputing the conduct of an individual to an organization that are provided in 2 CFR part 180, "OMB Guidelines to Agencies on Government wide Debarment and Suspension (Nonprocurement)," as implemented by our agency at 49 CFR Part 29.

c. Provisions applicable to any recipient.

1. You must inform us immediately of any information you receive from any source alleging a violation of a prohibition in paragraph a.1 of this award term.
2. Our right to terminate unilaterally that is described in paragraph a.2 or b of this section:
 - i. Implements section 106(g) of the Trafficking Victims Protection Act of 2000 (TVPA), as amended (22 U.S.C. 7104(g)), and
 - ii. Is in addition to all other remedies for noncompliance that are available to us under this award.
3. You must include the requirements of paragraph a.1 of this award term in any subaward you make to a private entity.

d. Definitions. For purposes of this award term:

1. "Employee" means either:
 - i. An individual employed by you or a subrecipient who is engaged in the performance of the project or program under this award; or

ii. Another person engaged in the performance of the project or program under this award and not compensated by you including, but not limited to, a volunteer or individual whose services are contributed by a third party as an in-kind contribution toward cost sharing or matching requirements.

2. "Forced labor" means labor obtained by any of the following methods: the recruitment, harboring, transportation, provision, or obtaining of a person for labor or services, through the use of force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery.

3. "Private entity":

i. Means any entity other than a State, local government, Indian tribe, or foreign public entity, as those terms are defined in 2 CFR 175.25.

ii. Includes:

A. A nonprofit organization, including any nonprofit institution of higher education, hospital, or tribal organization other than one included in the definition of Indian tribe at 2 CFR 175.25(b).

B. A for-profit organization.

4. "Severe forms of trafficking in persons," "commercial sex act," and "coercion" have the meanings given at section 103 of the TVPA, as amended (22 U.S.C. 7102).

19. The Sponsor shall provide for a Single Audit in accordance with Office of Management Budget Circular A-133. The Sponsor shall submit the Single Audit reporting package to the Federal Audit Clearinghouse on the Federal Audit Clearinghouse's Internet Data Entry System at <http://harvester.census.gov/fac/collect/ddeindex.html>. The Sponsor shall also provide one copy of the completed A-133 Audit to the Denver Airports District Office.

The Sponsor's acceptance of this Offer and ratification and adoption of the Project Application incorporated herein shall be evidenced by execution of this instrument by the Sponsor, as hereinafter provided, and this Offer and Acceptance shall comprise a Grant Agreement, as provided by the Act, constituting the contractual obligations and rights of the United States and the Sponsor with respect to the accomplishment of the Project and compliance with the assurances and conditions as provided herein. Such Grant Agreement shall become effective upon the Sponsor's acceptance of this Offer.

United States of America
Federal Aviation Administration



Manager, Denver Airports District Office

Part II - Acceptance

The Sponsor does hereby ratify and adopt all assurances, statements, representations, warranties, covenants, and agreements contained in the Project Application and incorporated materials referred to in the foregoing Offer and does hereby accept this Offer and by such acceptance agrees to comply with all of the terms and conditions in this Offer and in the Project Application.


Executed this 16 day of JUNE, 2011.

COUNTY OF CHAFFEE, COLORADO

(SEAL)

Attest:

Title


Chaffee County Clerk

By:



Sponsor's Designated Official Representative

Title:

Commission Chair

Certificate of Sponsor's Attorney

I, Jennifer A. Davis, acting as Attorney for the Sponsor do hereby certify:

That in my opinion the Sponsor is empowered to enter into the foregoing Grant Agreement under the laws of the State of Colorado. Further, I have examined the foregoing Grant Agreement and the actions taken by said Sponsor relating thereto, and find that the acceptance thereof by said Sponsor and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said State and the Act. In addition, for grants involving projects to be carried out on property not owned by the Sponsor, there are no legal impediments that will prevent full performance by the Sponsor. Further, it is my opinion that the said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Dated at Salida, Co this 16th day of June, 2011.



Signature of Sponsor's Attorney

Part II - Acceptance

The Sponsor does hereby ratify and adopt all assurances, statements, representations, warranties, covenants, and agreements contained in the Project Application and incorporated materials referred to in the foregoing Offer and does hereby accept this Offer and by such acceptance agrees to comply with all of the terms and conditions in this Offer and in the Project Application.

Executed this _____ day of _____, 2011.

CITY OF SALIDA, COLORADO

(SEAL)

By: _____
Sponsor's Designated Official Representative

Attest: _____

Title: _____

Title: _____

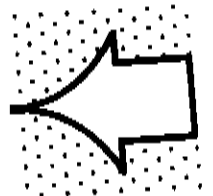
Certificate of Sponsor's Attorney

I, _____, acting as Attorney for the Sponsor do hereby certify:

That in my opinion the Sponsor is empowered to enter into the foregoing Grant Agreement under the laws of the State of Colorado. Further, I have examined the foregoing Grant Agreement and the actions taken by said Sponsor relating thereto, and find that the acceptance thereof by said Sponsor and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said State and the Act. In addition, for grants involving projects to be carried out on property not owned by the Sponsor, there are no legal impediments that will prevent full performance by the Sponsor. Further, it is my opinion that the said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Dated at _____ this _____ day of _____, 2011.

Signature of Sponsor's Attorney





CITY COUNCIL AGENDA ITEM

MEETING DATE: June 21, 2011

AGENDA ITEM TITLE: Adoption of the 2008 National Electrical Code

PRESENTED BY: Dara MacDonald, Community Development Director

BACKGROUND REVIEW:

In 2007, the City adopted the National Electrical Code, 2005 Edition (NEC), effective January 1, 2008. This was done concurrent with the adoption of the 2006 International Codes. Like the International Codes, a new version of the NEC is issued every three years.

With the passage of HB 10-1225, effective July 1, 2010, C.R.S. 12-23-104 now requires that local jurisdictions adopt or adhere to the minimum standards of the Colorado State Electrical Board within one (1) year of their adoption of regulations. The State Electrical Board is currently operating under the NEC 2008 Edition.

As of July 1 the City of Salida will be out of compliance with this State requirement to have adopted the NEC 2008 Edition. City staff has only recently become aware of this requirement and have brought the matter to the Council for consideration. The Chaffee County Board of Commissioners adopted the NEC 2008 Edition by resolution with no amendments at their meeting on June 14th. The City must adopt this type of regulation by ordinance which requires two hearings. In addition, because the City is adopting the NEC by reference, additional publication requirements apply which push the public hearing date back more than 15 days from first reading, or until July 19th.

In March 2011 the State Electrical Board adopted the NEC 2011, effective July 1, 2011. The City has until July 1, 2012 to adopt that version of the code. Adoption of that version is not recommended at this time due to uncertainty about some of the requirements on the part of the building official as well as local electrical contractors. The Building Official, Bill Patadise, is planning to attend the public hearing on July 19th to answer any questions about the NEC.

RECOMMENDATION:

A Council person should make a motion "to approve Ordinance No. 13, 2011, an ordinance of the City Council for the City of Salida, Colorado repealing and reenacting Chapter 18, Article VII of the Salida Municipal Code to adopt by reference the National Electrical Code, 2008 Edition and providing penalties for violation thereof setting the public hearing for July 19, 2011 and ordering the ordinance to be published in full."

CITY OF SALIDA, COLORADO
ORDINANCE NO. 13
(Series of 2011)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO, REPEALING AND REENACTING CHAPTER 18, ARTICLE VII OF THE SALIDA MUNICIPAL CODE TO ADOPT BY REFERENCE THE NATIONAL ELECTRICAL CODE, 2008 EDITION AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, by Ordinance No. 14, Series of 2007, the City of Salida adopted the National Electrical Code, 2005 Edition, as the official electrical code for the City; and

WHEREAS, the National Electrical Code continues to undergo revision, and the City wishes to adopt the 2008 Edition the minimum standards governing the planning, laying out, and installing or the making of additions, alterations, and repairs in the installation of wiring apparatus and equipment for electric light, heat, and power; and

WHEREAS, the City contracts its building inspections through the Chaffee County Building Department which has made a thorough study of the National Electrical Code, 2008 Edition and recommends adoption with amendments proposed below; and

WHEREAS, in the interest of efficient building code administration and maintaining certainty for designers and builders in the community, the Salida City Council desires to adopt by reference the National Electrical Code, 2008 Edition, pursuant to the procedures set forth in C.R.S. §31-16-201 *et seq.*; and

WHEREAS, pursuant to C.R.S. §31-16-203, the City Council introduced the ordinance at first reading on June 21, 2011 and held a duly-noticed public hearing on July 19, 2011 to solicit public opinion on the adoption of the National Electrical Code, 2008 Edition; and

WHEREAS, the City Council finds and determines that the adoption of the National Electrical Code, 2008 Edition is in the best interest of the public health, safety and welfare of the citizens of Salida.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF SALIDA, COLORADO, ORDAINS THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Chapter 18, Article VII of the Salida Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

ARTICLE VII
Electrical Code

Sec. 18-7-10. Adoption.

18-7-10. Adoption.

Pursuant to Title 31, Article 16, Part 2, C.R.S., there is hereby adopted by reference NFPA 70 - National Electrical Code (NEC), 2008 Edition, published by the National Fire Protection Association, One Batterymarch Park, Quincy, MA 02169-7471, to have the same force and effect as if set forth herein in every particular. The subject matter of the adopted code includes comprehensive provisions and standards regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, replacement, addition to, use or maintenance of electrical systems as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Electrical Code.

18-7-20. Copy on file.

At least one (1) copy of the National Electrical Code, 2008 Edition, has been and is now on file in the office of the City Clerk and may be inspected by any interested person between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, holidays excepted. The code as finally adopted shall be available for sale to the public through the office of the Building Official.

18-7-30. Violations, penalties

It shall be unlawful for any person, owner, occupant or contractor to erect, construct enlarge, alter, repair, move, improve, remove, rehabilitate, convert, demolish, use, occupy, equip or maintain any building or structure in the city, or cause the same to be done, contrary to or in violation of any of the provisions of this section and the NEC. Violations of this section and/or the NEC shall be punishable by a fine not to exceed one thousand dollars (\$1,000.00) or a term of imprisonment not to exceed ninety (90) days, or both such fine and imprisonment. A separate offense shall be deemed committed for each day, or portion of a day, that a violation of this section occurs or continues unabated.

Section 3. If any provision, clause, sentence or paragraph of this Ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

INTRODUCED ON FIRST READING, ADOPTED and ORDERED PUBLISHED IN FULL in a newspaper of general circulation in the City of Salida by the City Council on the 21st day of June, 2011 and set for second reading and public hearing on the 19th day of July, 2011.

INTRODUCED ON SECOND READING, FINALLY ADOPTED and ORDERED
PUBLISHED BY TITLE ONLY, by the City Council on the __ day of July, 2011.

CITY OF SALIDA, COLORADO

Charles Rose, Mayor

[SEAL]

ATTEST:

City Clerk

PUBLISHED IN FULL in the Mountain Mail after First Reading on the __ day of _____, 2011, and BY TITLE ONLY, after final adoption on the _____ day of _____, 2011.

Janella Martinez, Deputy City Clerk



CITY COUNCIL AGENDA ITEM

MEETING DATE: June 21, 2011

AGENDA ITEM TITLE: Citizen Appointment to the Planning Commission

PRESENTED BY: Dara MacDonald, Community Development Director

REQUEST: A resolution of the City Council for the City of Salida, Colorado approving citizen appointments to the Planning Commission.

BACKGROUND REVIEW:

With the resignation of Verl Curtis, there is one open position on the Salida Planning Commission. Richard Leavitt's term has expired and he has expressed an interest in being reappointed. The current makeup of the commission is as follows. The Commission is made up of seven regular members and two alternate positions.

Don Stephens	4/16/13
Harald Kasper	4/16/12
Richard Leavitt	4/16/11
P.T. Wood	4/16/12
Cheryl Brown-Kovacic	4/16/13
Lisa Malde	4/16/13
Open Position	4/16/14
Tim Kennedy (Alternate)	4/16/12
Mike Wilbur (Alternate)	4/16/13

RECOMMENDATION:

If council wishes, it may appoint two regular members for a terms to expire 4/16/14.

ACTION:

A Council person should make a motion "to approve Resolution No. 43, 2011, a resolution of the City Council for the City of Salida, Colorado approving the appointment of _____ (and _____) as a regular member of the Planning Commission for terms specified in the Resolution."

Followed by a second and voice vote

RESOLUTION NO. 43
(Series 2011)

**A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF SALIDA, COLORADO
APPROVING CITIZEN APPOINTMENTS TO THE PLANNING COMMISSION**

WHEREAS, in accordance with Section 2-7-10 of the Salida City Code, as amended, the City Council has selected and appointed the following person(s) to serve as a regular member of the City of Salida Planning Commission for the specified term:

_____ (term to expire 4/16/14)

_____ (term to expire 4/16/14)

WHEREAS, in accordance with Section 2-7-10 of the Salida City Code, as amended, City Council shall confirm the appointments by majority vote;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO THAT:

1. The City Council incorporates the foregoing recitals as findings by the City Council.
2. Appointment of _____ (and _____) as a regular member of the Planning Commission, is hereby approved

RESOLVED, APPROVED, AND ADOPTED this 21st day of June, 2011.

CITY OF SALIDA

By: _____
Mayor

[SEAL]

ATTEST: _____
City Clerk