

**TOWN OF LIMON
BOARD OF TRUSTEES
Regular Meeting
January 6, 2005
7:30 P.M.**

Notice of this meeting was published in the Limon Leader on Thursday, January 6th, 2005.

ROLL

Town Clerk Chris Snyder called roll. Members of the Board present: Mayor Beattie, Trustees: Bandy, Jackson, Kelly, Kudlock, Metcalf and Williams.

STAFF

Staff present: Town Administrator Kiely, Public Works Director Stone, Chief of Police Yowell, and Town Clerk Snyder.

GUESTS

Patricia Rosales, Shirley Wong, Berkely Rasband, Kay Christie, Bob Jones, Ardalan Hardi, Keith Simpson, Virgil Stang, John Hill, and Amanda Christie.

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

Trustee Bandy made a motion to approve the minutes for the December 2, 2004 regular meeting, as corrected; seconded by Trustee Kudlock. Motion carried unanimously.

Trustee Williams made a motion to approve the minutes for the December 28, 2004 special meeting; seconded by Trustee Bandy. Voting Aye: Mayor Beattie, Trustees: Bandy, Kelly, Metcalf and Williams. Abstain: Trustees Jackson and Kudlock. Motion carried.

TEN MINUTE CITIZEN INPUT - None

TRANSFER OF OWNERSHIP FOR GOLDEN CHINA LIQUOR LICENSE

Trustee Bandy moved to approve the liquor license transfer of ownership request for Golden China; seconded by Trustee Jackson. Motion carried unanimously.

LIQUOR LICENSE RENEWAL FOR GOTTSCHALK OIL, DBA AS TOTAL

Trustee Jackson moved to approve the liquor license renewal for Gottschalk Oil Inc., dba Total; seconded by Trustee Kudlock. Motion carried unanimously.

CHANGE OF PREMISE REQUEST FROM OSCAR'S BAR & GRILLE

Trustee Bandy moved to approve the change of premise request from Oscar's Bar & Grille; seconded by Trustee Jackson. Motion carried unanimously.

REQUEST FROM SEH TO EXTEND CONTRACT

Bob Jones, SEH, was present to explain to the Board their need to increase the cost of their contract for the airport project.

Trustee Bandy moved to approve the request in the amount of \$25,000; seconded by Trustee Williams. Motion carried unanimously.

SUNSHINE LAW REQUIREMENT; NOTICE OF WHERE SPECIAL MEETINGS WILL BE POSTED

Trustee Kudlock moved to post special meetings on the door at Town Hall; seconded by Trustee Jackson. Motion carried unanimously.

ORDINANCE NO. 497; AMEND LAND DEVELOPMENT CODE BY DELETING SECTIONS PERTAINING TO SEXUALLY ORIENTED BUSINESSES

Mayor Beattie opened the public hearing at 8:25 p.m.

Town Administrator Kiely reported to the Board that we are trying to make ordinances less confusing for people looking at licensing issues.

Ordinance No. 497 will take licensing for sexually oriented businesses out of the Land Development Code and will put it in the Municipal Code.

There was a hearing in front of the Planning Commission on December 20, 2004. They acted upon it and recommended approval to remove it from the Land Development Code. There were no written comments or testimony heard at the Planning Commission meeting.

This change does not change zoning requirements.

Kiely talked about the licensing process and requirements.

There were no comments from the public and Mayor Beattie closed the public hearing at 8:35 p.m.

Town Administrator Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said ordinance was submitted in writing to each member of the Board of Trustees and the Mayor.

Ordinance No. 497; An Ordinance Amending Ordinance No. 376, The Land Development Code of the Town of Limon, Lincoln County, Colorado, by Deleting Sections Pertaining to Sexually Oriented Businesses

Trustee Kudlock moved to approve Ordinance No. 497; seconded by Trustee Kelly. Motion carried unanimously.

ORDINANCE NO. 498; AMEND MUNICIPAL CODE REGULATING ADULT ENTERTAINMENT ESTABLISHMENTS

Town Administrator Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said ordinance was submitted in writing to each member of the Board of Trustees and the Mayor.

Ordinance No. 498; An Ordinance Repealing Ordinance No. 433 – Sexually Oriented Business Licensing and Amending Ordinance No. 376, the Municipal Code of the Town of Limon, Lincoln County, Colorado, By Adding Chapter 760- - Regulating Adult Entertainment Establishments.

Trustee Kelly moved to approve Ordinance No. 498; seconded by Trustee Kudlock. Motion carried unanimously.

ORDINANCE NO. 499; AMEND LAND DEVELOPMENT CODE ADDRESSING ACCESSORY BUILDINGS

Mayor Beattie opened the public hearing at 8:45 p.m.

Town Administrator Kiely reported this amendment was put before the Planning Commission and they recommended approval with the addition of giving the Town Administrator the ability to grant permits administratively if no objections are filed.

He reported to the Board how the permit process would work.

There were no comments from the public and Mayor Beattie closed the public hearing at 8:35 p.m.

Town Administrator Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said ordinance was submitted in writing to each member of the Board of Trustees and the Mayor.

Ordinance No. 499; An Ordinance Amending the Land Development Code of the Town of Limon Adopted by Ordinance 376 By Adding A Section Addressing Accessory Buildings That Are Not Subordinate to Nor Harmonious With the Principal Building or Use.

Trustee Metcalf moved to approve Ordinance No. 499; seconded by Trustee Jackson. Motion carried unanimously.

APPROVAL OF LIMON MUNICIPAL AIRPORT LEASE AGREEMENTS

Trustee Bandy moved to approve the form of the airport lease agreements; seconded by Trustee Williams. Motion carried unanimously.

ATTORNEY'S REPORT

No report.

ADMINISTRATION REPORTS

Public Works Director Stone reported that the engineering for the upcoming water projects is almost done and that he has gotten several responses to the ad for the golf course manager position. He talked about the mapping done at the gravel pit.

Stone asked for permission to have the Mayor sign a letter thanking the Department of Corrections for their help in several projects for the Town.

Trustee Kelly moved to give permission; seconded by Trustee Jackson. Motion carried unanimously.

Town Administrator Kiely reported the Special Improvement District bonds are finished and we will be sending out the first year's billing.

Mountain View sent the Town a letter concerning sales tax collection but Kiely does not believe it will effect the Town's collection.

Kiely gave a Ports to Plains update.

A minor subdivision in Pershing Addition has been administratively approved since there were no major changes.

MAYORS REPORT

Mayor Beattie had no report.

TRUSTEES REPORT

Trustee Metcalf asked if the Town could make residents aware of snow removal requirements and the Limon Leader offered to print a story in the next issue.

APPROVAL OF BILLS

Trustee Kelly moved to approve the bills that were submitted for the month of December; seconded by Trustee Williams. Motion carried unanimously.

ADJOURNMENT

At 9:20 p.m. Trustee Kudlock moved to adjourn; seconded by Trustee Kelly. Motion carried unanimously.

TOWN CLERK_____

MAYOR_____