

MINUTES
CITY OF VICTOR REGULAR CITY COUNCIL MEETING
MAY 12, 2016 – 6:00 P.M.

- I. **CONVENE REGULAR MEETING/PLEDGE OF ALLEGIANCE/INVOCATION:** The meeting was called to order by Mayor Hakes who led the audience in the Pledge of Allegiance followed by an invocation by Terry Akins.
- II. **ROLL CALL:** Present were Mayor Buck Hakes, and Councilors Terry Akins, Bruce Davis, Tarla Perdew and Michael Wallace. Also present were City Administrator Deb Downs and Deputy City Clerk Claire Greenwood.
- III. **CONSENT CALENDAR:** *(These items will be acted on as a whole, unless a specific item is called for discussion by a Council member or Mayor)*
A. Minutes of Regular City Council Meeting 4/28/16: A motion by Tarla Perdew to approve the consent calendar was seconded by Terry Akins. All were in favor and the motion carried.
- IV. **REPORTS/PRESENTATIONS**
A. Mayor and Councilor Reports/Presentations: The Mayor and Councilors reported on matters in which they are involved.
B. City Administrator – Deb Downs: Submitted written report.
- V. **PUBLIC COMMENT WITHOUT PRIOR APPOINTMENT:** Matthew Manzano who resides at the Wyatt House advised Council of his plans to open a butcher shop at 306 W. Victor Avenue.
- VI. **ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA:** A motion by Tarla Perdew to add items G. Cooperative Agreement with Management of the Gold Belt Tour National Scenic Byway, and H. Ratify 9/23/or variance of setbacks at 120 N. 7th Street was seconded by Michael Wallace. All were in favor and the motion carried.
- VII. **ORDINANCES AND RESOLUTIONS**
A. RESOLUTION NO. 2016-05-12.01: A RESOLUTION APPROVING A PURCHASE AND SALE AGREEMENT BETWEEN THE CITY AND THE ASPEN VALLEY LAND TUST AND AUTHORIZING THE MAYOR OR THE CITY ADMINISTATOR TO EXECUTE CLOSING DOCUMENTS: A motion by Bruce Davis to approve Resolution No. 2016-05-12.01 was seconded by Tarla Perdew. All were in favor and the motion carried.
- VIII. **NEW BUSINESS**
A. Liquor License and Processing Fees Parallel to State Fees until New Fee Schedule is Adopted: A motion by Terry Akins to adopt liquor license and processing fees parallel to State fees until new fee schedule is adopted was seconded by Michael Wallace. All were in favor and the motion carried.
B. Victor Elks Request to Waive Special Event Permit Fee of \$100 per Event for all of 2016: A motion by Michael Wallace to waive special event fees for the Elks Lodge was seconded by Bruce Davis. All were in favor and the motion carried.
C. PUBLIC HEARING – VICTOR ELKS SPECIAL EVENT LIQUOR PERMITS: 6/17-19/16, 7/15-17/16, 9/3-5/16 AND 9/10/16: Mayor Hakes opened the Public Hearing. No comments from the audience were forthcoming and the Public Hearing was closed. A motion by Tarla Perdew to approve the four special event liquor permit applications submitted by the Elks Lodge was seconded by Terry Akins. All were in favor and the motion carried.
D. Executive Session Pursuant to CRS24-6-402(4)(c) to discuss a matter which must remain confidential under federal, state, or local law. A motion by Terry Akins to adjourn to executive session pursuant to CRS24-6-402(4)(c) was seconded by Tarla Perdew. All were in favor and the regular session was adjourned and council met in executive session.
E. Reconvene in Regular Session: Regular session of the Council reconvened.
F. PUBLIC HEARING – Application for Change of Location – Debbie Medina dba: MotherLode (liquor store)–from 415 Victor Avenue to 321 Victor Avenue with issuance of City Liquor License contingent upon satisfaction of application and/or ordinance deficiencies: Mayor Hakes opened the public hearing during which several citizens addressed the Council. 1. Gary Nelson, owner of the Victor Historic Holdings dba: Victor Hotel spoke in favor of the move;

2. Kathryn Chandler, owner of 415 Victor Avenue, the location from where the liquor store is moving, regarding an amount of money owed to her by the applicants for rent and damage to her property but asked that the application not be denied based on that; 3. The applicant and her husband Julian Medina addressed Council in defense of the stated debt owed to Kathryn Chandler. At this time, Mayor Hakes reported that he had heard from several (appx. 5) individuals regarding their belief that the use was not consistent with the historic status of the building. City Administrator Deb Downs also advised Council that the City could not issue the license until a debt was paid to the City. There being no further comments, the public hearing was closed. A motion by Terry Akins to approve the application for the change of location of Motherlode from 415 Victor Avenue to 321 Victor Avenue was seconded by Tarla Perdew. All were in favor and the motion carried.

G. Cooperative Agreement with Management of the Gold Belt Tour National Scenic Byway: A motion by Bruce Davis to approve the Agreement was seconded by Michael Wallace. All were in favor and the motion carried.

H. Ratify 9/23/or variance of setbacks at 120 N. 7th Street: A motion by Tarla Perdew to ratify the 9/23/16 variance to setbacks at 120 N. 7th Street for the construction of a garage was seconded by Terry Akins. All were in favor and the motion carried.

IX. ADJOURN: A motion to adjourn met with unanimous approval and the meeting adjourned.

ATTEST:

Byron L. Hakes, Jr., Mayor

Claire Greenwood, Deputy City Clerk