

ALAMOSA CITY COUNCIL

Regular Meeting Minutes

Council Chambers & Zoom Video Webinar
300 Hunt Avenue, Alamosa, CO
November 1, 2023

Zoom Webinar Link: <https://us02web.zoom.us/j/85753492744>

Dial-In Number: +1 719 359 4580 US | **Webinar ID:** 857 5349 2744

Council Calendar

6:00 PM - Work Session: UDC Parking, Automatic Election and Cameras

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The Regular Meeting of the Alamosa City Council was called to order on the above date by Mayor Ty Coleman at 7:00 p.m. The Pledge of Allegiance was recited.

II. ROLL CALL

Present at roll call: Mayor Ty Coleman, Councilors Charles Griego, Liz Hensley, Jan Vigil, Dawn Krebs, and Michael Carson. Councilor Kristina Daniel was present via Zoom Webinar. Also present: City Manager Heather Sanchez, City Attorney Erich Schwiesow, and City Clerk Holly Martinez.

III. AGENDA APPROVAL

Ms. Sanchez recommended to Council that Item C.2.a. be moved up on the agenda to occur right after the Planning Commission Annual Update.

Councilor Vigil moved, seconded by Councilor Griego to approve the agenda as amended. The motion carried unanimously.

IV. CITIZEN COMMENT

Alamosa City Council welcomes your comments. Citizens wishing to speak may obtain and complete a speaker card through the City Clerk at the start of the meeting.

A. Audience Comments

April Gonzales spoke in regards to her concerns related to the Police Chief's resignation and tax payer monies.

Ron Quintana commented in regards to concerns he had related to curbs not being painted by ASU and other areas of town.

Mark Smith spoke in support of Chief Anderson.

Mark Trujillo commented stating that there needs to be a different solution for people other than just giving them huts because it isn't helping them.

Marisa Gonzales commented that we need to help the community and stated that no one wants to be homeless.

Larry Jack spoke regarding his concerns of the misleading comments related to the Airport Road housing and the St. Benedict campsite.

Ruthie Brown spoke requesting that the Consent Calendar Item C.8.a. be removed from that portion of the agenda to be discussed. She also spoke further about her concerns of how we've gotten to this point with the Police Chief resigning.

Larry Brown spoke in support of the Police Department, Officers, and Chief Anderson.

Donna McDonald commented in regards to her concerns of safety within the community and in support of the police department.

Melissa Buhrns commented in regards to fear of safety concerns and the St. Benedict campsite.

Leann Harmon spoke in regards to the homeless concerns in Alamosa, and especially in the area of south Alamosa.

Sandra Ortega commented and gave compliments to everyone for all they've done to try to address these issues that are ongoing in the community.

B. Follow-Up

Ms. Sanchez informed Council that she was not going to provide follow up to the comments related to the Chief of Police at this time as it would likely be addressed later on in the agenda. She addressed the concerns raised from the citizen related to unpainted curbs, and received contact information so staff could further look into those.

V. CEREMONIAL ITEMS

A. Proclamation: Operation Green Light for Veterans

Mayor Pro Tem Griego read the proclamation and Council presented it to County Commissioner, Lori Laske.

VI. CONSENT CALENDAR A

The Consent Calendar allows multiple actions with one motion. Consent Calendar A contains routine items which have been recommended for action by staff or advisory boards. Council may remove a consent calendar item for separate consideration.

Councilor Griego moved, seconded by Councilor Vigil, to approve Consent Calendar A. The motion carried unanimously.

C.7.a. Receive Minutes of Special Meeting October 11, 2023

C.7.b. Receive Minutes of Meeting October 18, 2023

C.7.c. Approve Municipal Judge contract for 2023-2024

C.8.a. Approve City Manager contract for 2023-2024.

VII. REGULAR BUSINESS

B. Board/Commission Business

1. Planning Commission Annual Update

Planning Commission Chair Mark Manzanares provided the annual update of the Planning Commission to Council.

C. Business Brought Forward by City Staff

1. Update on Police Chief Process

Mayor Coleman provided information on how this item on the agenda would be handled as to maintain order and respect for all parties and the concerns that everyone had.

Ms. Sanchez provided information to Council on the status of the Police Chief and the recent resignation that he provided and the manner in which it came out in the local newspapers.

After Ms. Sanchez provided her information, Mayor Coleman invited Chief Anderson to come up to the podium to speak on his behalf.

Chief Anderson spoke emotionally, in turn providing his immediate resignation. He resigned, handing his badge to Mayor Coleman.

Council further discussed this item and provided direction to staff on next steps to take to address the concerns that were raised by this public resignation which will include meetings with Council and Department Head leadership one on one in executive sessions.

1. Development Services

a. Resolution No. 18-2023, Establishing a Zone of Benefit Recovery for the Carroll Street Extension

Development Services Director Rachel James and Planning and Development Specialist Deacon Aspinwall presented information to Council.

Councilor Hensley moved, seconded by Councilor Griego, to deny the establishment of the zone of benefit. The motion failed, 2 in favor and 4 against, with Councilor Carson abstaining from the vote.

Council further discussed this resolution and determined it was incorrectly titled on the agenda, and a public hearing needed to be held.

Mayor Coleman opened the public hearing at 10:20 p.m. and asked for those

wishing to speak on this agenda item.

Dan Russell spoke in favor of the previous motion made and was speaking on behalf of Carroll properties.

There being no one else wishing to speak, the hearing closed at 10:22 p.m.

Councilor Hensley moved, seconded by Councilor Vigil, to deny the establishment of the zone of benefit. The motion carried unanimously with Councilor Carson abstaining from the vote.

- b. Motion authorizing funds for the demolition of three residential structures

Ms. James provided background information to Council, which they further discussed.

Councilor Griego moved, seconded by Councilor Vigil to authorize funds for the demolition of the blue house, located at 509 Eighth Street, and to allow more time to the other two with current occupants. The motion carried unanimously.

D. Committee Reports

Councilor Griego reported on the Alamosa Senior Citizens meeting he attended.

Councilor Krebs reported on the Creative District Committee meeting she attended, which will meet monthly for now instead of bi-monthly.

E. Staff Announcements

None.

VIII. LOCAL LIQUOR LICENSING AUTHORITY ACTIONS

F. Liquor Licensing Items

- a. Needs and Desires Hearing: New application for a Tavern license, Joseph Serrano d/b/a The 719

The application for this new Tavern license is for Joseph Serrano d/b/a The 719. The registered manager and owner on the application is Joseph Serrano.

Counselor Schwiesow gave an overview of the hearing procedures, and the licensee's obligation to affirmatively prove the needs and desires of the neighborhood and the desires of the adults inhabitants of the neighborhood. The city's presumptive neighborhood is the city limits plus a one-mile radius.

Mayor Coleman opened the public hearing on this application at 10:49 p.m. and invited the applicant to present his application.

Mr. Joseph Serrano presented Council with a petition in support of the application, which contained a total of seven pages and 100 signatures. This is marked as Exhibit A. He also

presented the poster of notice of hearing that was displayed at the location sought for a license. This is marked as Exhibit B. Counselor Schwiesow confirmed with the City Clerk the date the notice was posted. Mr. Serrano indicated that he posted on September 14th; however, the City Clerk Holly Martinez confirmed that she received verification of the notice being posted on September 21, 2023. It was also confirmed that the notice of the hearing was published in that paper as required on October 21, 2023.

Mr. Serrano proceeded to provide the following information as background for his application: He is applying for a liquor license located at 513 State Avenue and has been in the beverage industry for 11 years, in Las Vegas, Nevada where he worked for station casinos and served many local regulars. He also is part of the Bartender local 165 Union which involved alcohol awareness classes with frequent updates for continued certifications. The Union required obtaining a sheriff's card, a health card, and he kept up to date with it for 11 years. This card is similar to Colorado's TIP program for alcohol awareness.

He continued to provide background information about himself including him being born and raised in a small town in Nevada and having relatives in Alamosa. He moved to Alamosa this past June to be closer to family, and his father returned to Sanford in 2022 for the beauty and quality of life that southern Colorado offers.

Mr. Serrano purchased the building from Tim Rivera this past June and it has a long history with locals as a bar and live music venue. He purchased it hoping to continue that legacy. The location is excellent with well-lit parking nearby, excellent eateries and shops within walking distance. He will offer an outstanding customer service experience to downtown visitors and plans to have his father help him to renovate the building as he is retired with 30-plus years in construction.

He provided the following information specific to the location of the request for the license at this establishment:

- The business name, The 719, was chosen which represents the area code for Southern and Central Colorado.
- The San Luis Valley is the destination for many people in a broad area and they hope to gain visitors' loyalty as they travel through.
- They want to be part of a community and plan to support all venues in a downtown area and plan to provide loyalty programs.
- They will also have joint advertisement and have participation in First Fridays with Visit Alamosa.
- Plans to work with the Rubi Slipper on a limited carry out menu.
- They plan to be open 11 a.m. - midnight daily.
- They will provide craft cocktails, mocktails, and weekly specials; along with local beer and wine, gourmet hotdogs, specialty baked potatoes and nachos.

He continued by saying that they will be providing a safe, clean, attractive and comfortable environment. A place to join old friends and meet new friends. His establishment will also be a place to watch sporting events, have a stage for live entertainment and offer evenings including: trivia nights, theme nights, and karaoke. It will also include pool tables, cornhole and community events and open mic nights.

Mr. Serrano addressed safety concerns with the following information:

- Takes pride in enjoying the safe enjoyment of cocktails in public.
- Strict enforcement of a 21 and over policy for alcohol consumption.
- Will watch his guests continuously and will not hesitate to stop any disruptions before they escalate.
- Will require staff certified training in the TIPS program of Colorado.

He ended his presentation by thanking multiple people who have helped him along the way to get to this point and stating that Alamosa residents want his location to be up and running, and

then presented Council with a PowerPoint showing slides of his proposed business.

Mayor Coleman opened the public hearing to the audience for comments related to this hearing at 10:54 p.m.

Eddie Valdez spoke in favor of this liquor license request.

Sarah Dixon spoke in support of this liquor license request.

Mayor Coleman opened the public hearing again confirming this would be for comments in opposition to this application (10:59 p.m.)

There being no one further wishing to speak, the hearing closed at 11:03 p.m.

Council provided praise to the applicant for an excellent presentation and wished him much success.

Councilor Hensley moved, seconded by Councilor Vigil, to approve this application for a new Tavern License for Joseph Serrano dba The 719 and to direct the City Attorney to prepare written findings for consideration consistent with this decision. The motion carried 6 to 1 with Council Carson casting the no vote.

COUNCIL COMMENT

Mayor Coleman thanked Council and staff for the way they carried themselves in tonight's meeting.

Councilor Griego informed every one of the Veteran's Day parade on November 11th and encouraged participation at the event.

EXECUTIVE SESSIONS

1. Executive session pursuant to C.R.S. § 24-6-402(4)(b) to receive legal advice from the City Attorney and the City's opioid litigation attorney concerning claims against pharmacy benefit managers (PBM's).

Counselor Schwiesow informed Council that this executive session needs to include the opioid counsel who he had not been able to get ahold of yet and recommended, given the late hour, to bump the item as it's not time-sensitive.

Councilor Vigil moved, seconded by Councilor Griego, to reschedule the executive session to January. The motion carried unanimously.

ADJOURNMENT

The meeting adjourned at 11:16 p.m.

Holly C. Martinez, City Clerk

Ty Coleman, Mayor

ALAMOSA CITY COUNCIL
COUNCIL COMMUNICATION

Subject/Title:
Council Calendar

ATTACHMENTS:

Description

[Council Calendar](#)

Type

Cover Memo

Alamosa City Council Meeting and Event Calendar

Updated 10/27/2023

All events are held in Alamosa Colorado unless otherwise noted.

CITY HALL IS LOCATED AT 300 HUNT

Date	Time		Location	Additional Information
October 31, 2023	4:00 p.m.	FrightFest	Colorado Guard Armory	***
November 1, 2023	6:00 p.m.	Work Session: UDC Parking, Automatic Election & Cameras	Council Chambers	*
November 1, 2023	7:00 p.m.	Regular Council Meeting	Council Chambers	
November 15, 2023	7:00 p.m.	Regular Council Meeting	Council Chambers	
December 1, 2023	5:30 p.m.	Celebration of Lights	City Hall	***
December 6, 2023	5:30 p.m.	40 Years of Service Reception: Honoring Retiring Councilmember Charles Griego	Council Chambers	***
December 6, 2023	7:00 p.m.	Regular Council Meeting	Council Chambers	
December 20, 2023	7:00 p.m.	Regular Council Meeting	Council Chambers	
December 23, 2023	6:00 p.m.	Alamosa Christmas Light Parade	Main Street	***

* Work sessions are informal Council meetings for the purpose of discussion among Council members. No action is taken. The public is invited to attend, but public comment is generally not received unless otherwise noted.

**Sponsored by outside entity. Council members have been invited to attend. Please check with originating entity for registration information

*** Citizens are encouraged to attend this community event

**** This is a purely social event and not open to the public

*****This is a closed session and not open to the public

Subject/Title:
Proclamation: Operation Green Light for Veterans

ATTACHMENTS:

Description	Type
Operation Green Lights for Veterans	Proclamations



Operation Green Light for Veterans

***WHEREAS**, the residents of the City of Alamosa have great respect, admiration, and the utmost gratitude for all the men and women who have selflessly served our country and this community in the Armed Forces; and*

***WHEREAS**, the contributions and sacrifices of those who served in the Armed Forces have been vital in maintaining the freedoms and the way of life enjoyed by our citizens; and*

***WHEREAS**, the City of Alamosa seeks to honor individuals who have made countless sacrifices for freedom by placing themselves in harm's way for the good of all; and*

***WHEREAS**, veterans continue to serve our community in the American Legion, Veterans of Foreign Wars, religious groups, civil service, and by functioning as County Veterans Service Officers in 29 states to help fellow former service members access more than \$52 billion in federal health, disability and compensation benefits each year; and*

***WHEREAS**, approximately 200,000 service members transition to civilian communities annually; and*

***WHEREAS**, an estimated 20 percent increase of service members will transition to civilian life in the near future; and*

***WHEREAS**, studies indicate that 44-72 percent of service members experience high levels of stress during transition from military to civilian life; and*

***WHEREAS**, active military service members transitioning from military service are at a high risk for suicide during their first year after military service; and*

***WHEREAS**, the National Association of Counties encourages all counties, parishes and boroughs to recognize Operation Green Light for Veterans; and*

***WHEREAS**, the City of Alamosa appreciates the sacrifices of our United State military personnel and believes specific recognition should be granted; there be it*

***RESOLVED**, with designation as a Green Light for Veterans county, the City of Alamosa hereby declares from November 1, 2023 to Veterans Day, November 11th 2023 a time to salute and honor the service and sacrifices of our men and women in uniform transitioning from active service; therefore, be it further*

***RESOLVED**, that in observance of Operation Green Light, the City of Alamosa encourages its citizens in patriotic tradition to recognize the importance of honoring all those who made immeasurable sacrifices to preserve freedom by displaying green lights in a window of their place of business or residence from November 6th through the 12th, 2023.*

Given under my hand and seal of the City of Alamosa, Colorado on this 18th day of October, 2023.

Ty Coleman, Mayor

ALAMOSA CITY COUNCIL
COUNCIL COMMUNICATION

Subject/Title:

Receive Minutes of Special Meeting October 11, 2023

ATTACHMENTS:

Description	Type
Minutes of Special Meeting October 11, 2023	Minutes

ALAMOSA CITY COUNCIL

Special Meeting Minutes

Council Chambers

October 11, 2023

6:00 PM - Special Meeting

I. CALL TO ORDER

The Special Meeting of the Alamosa City Council was called to order on the above date by Mayor Pro Tem Charles Griego at 6:00 p.m.

II. ROLL CALL

Present at roll call: Mayor Pro Tem Charles Griego, Councilor Kristina Daniel, Jan Vigil, Liz Hensley, and Dawn Krebs. Mayor Ty Coleman was present via Zoom. Councilor Michael Carson was absent. Also present: Facilitator Kim Smoyer, and at their designated times during the meeting, City Clerk Holly Martinez and City Manager Heather Sanchez.

EXECUTIVE SESSIONS

Executive Session pursuant to C.R.S. § 24-6-402(4)(f) to conduct evaluations of the City Manager and City Clerk.

Councilor Vigil moved, seconded by Councilor Daniel, to move into executive session (6:01 p.m.) pursuant to C.R.S. § 24-6-402(4)(f) to conduct evaluations of the City Manager and City Clerk. The motion carried unanimously.

Mayor Pro Tem Griego affirmed that after the executive session, no further city business would be discussed.

ADJOURNMENT

The meeting adjourned immediately following the executive session (6:18 p.m.).

Holly C. Martinez, City Clerk

Ty Coleman, Mayor

ALAMOSA CITY COUNCIL
COUNCIL COMMUNICATION

Subject/Title:

Receive Minutes of Meeting October 18, 2023

ATTACHMENTS:

Description

Type

[Minutes of Meeting October 18, 2023](#)

Minutes

ALAMOSA CITY COUNCIL

Regular Meeting Minutes

Council Chambers & Zoom Video Webinar
300 Hunt Avenue, Alamosa, CO
October 18, 2023

Zoom Webinar Link: <https://us02web.zoom.us/j/85753492744>

Dial-In Number: +1 719 359 4580 US | Webinar ID: 857 5349 2744

6:00 PM - Work Session: Advisory Board Applicant Interviews

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The Regular Meeting of the Alamosa City Council was called to order on the above date by Mayor Ty Coleman at 7:00 p.m. The Pledge of Allegiance was recited.

II. ROLL CALL

Present at roll call: Mayor Ty Coleman, Councilors Charles Griego, Michael Carson, Jan Vigil, Dawn Krebs, Kristina Daniel, and Liz Hensley. Also present: City Manager Heather Sanchez, City Attorney Erich Schwiesow, and City Clerk Holly Martinez.

III. AGENDA APPROVAL

Ms. Sanchez informed Council of the need to add a presentation to the agenda for Care and Share to do an update under presentations from outside agencies. Councilor Griego moved, seconded by Councilor Hensley, to approve the agenda as amended.

IV. CITIZEN COMMENT

Alamosa City Council welcomes your comments. Citizens wishing to speak may obtain and complete a speaker card through the City Clerk at the start of the meeting.

A. Audience Comments

Aaron Miltenberger invited Council to a roadside clean up for the Kiwanis Club. He also extended an invitation to Council to the Boys and Girls Club Be Great Gala event, which is one of their biggest fundraisers.

B. Follow-Up

None.

V. CEREMONIAL ITEMS

- A. Proclamation: Domestic Violence Awareness Month
Proclamación: Mes de Concientización sobre la Violencia Doméstica

Councilor Griego and Councilor Vigil read the proclamation in both Spanish and English and Council presented it to Tu Casa Representatives.

- B. Proclamation: Day of Kindness

Councilor Hensley read the proclamation, and Council presented it to Elise and Neil Rudolph, representatives with the Community Non-Violence Coalition.

VI. CONSENT CALENDAR A

The Consent Calendar allows multiple actions with one motion. Consent Calendar A contains routine items which have been recommended for action by staff or advisory boards. Council may remove a consent calendar item for separate consideration.

Councilor Vigil moved, seconded by Councilor Daniel, to approve Consent Calendar A. The motion carried unanimously.

C.2.a. March 2023 monthly financial and expenditure reports

C.2.b. April 2023 monthly financial and expenditure reports.

C.2.c. May 2023 monthly financial and expenditure reports.

C.7.a. Approve Minutes of Meeting October 4, 2023

C.8.b. Receive September 2023 Monthly Reports

VII. REGULAR BUSINESS

A. Presentations from Outside Agencies

1. Presentation from Alamosa County on Proposition HH

County Commissioner Lori Laske and County Administrator Roni Wisdom presented information on proposition HH to Council and asked for their support in opposing the proposition.

2. Resolution No. 17-2023, Opposing Proposition HH: Reduce Property Taxes and Retain State Revenue

Councilor Carson moved, seconded by Councilor Hensley, to approve Resolution No. 17-2023. The motion carried unanimously.

3. Care and Share update

Care and Share President and CEO Nate Springer provided an update to Council on the Care and Share program in the valley.

B. Board/Commission Business

1. Advisory Board Appointments

City Clerk Holly Martinez provided information to Council on the applications received for the two boards, the Alamosa Housing Authority Board and the newly created Creative District Committee. There were two applicants for the Alamosa Housing Authority Board and eight applicants for the Creative District Committee with two vacancies on the Alamosa Housing Authority Board and Seven Vacancies for the Creative District Committee. Ballots were provided to Council and were cast with the following results:

Appointment to the Alamosa Housing Authority Board:

- Denise Heersink, with a term ending 6/1/2025
- Billy Ulibarri, with a term ending 6/1/2024

Appointment to the Creative District Committee with a term ending 6/1/2025 as follows:

- MaryAnne Talbott as the Written Arts Representative
- Lares Feliciano as the At Large Representative
- Nancy Harris as the Musical Arts Representative

Appointment to the Creative District Committee with a term ending 6/1/2027 as follows:

- William (Bill) Tite as the Visual Arts Representative
- Jeff Myers as the History/Culture Representative
- John H. Taylor as the Performative Arts Representative
- Aaron Miltenberger as the Main Street Committee Member representative

Councilor Vigil moved, seconded by Councilor Daniel, to approve the appointments as voted on. The motion carried unanimously.

Councilor discussed who the Council appointee for the committee would be and it was decided Councilor Krebs would be the representative until at least February.

C. Business Brought Forward by City Staff

1. Development Services

- a. Public Hearing and Second Reading, Ordinance No. 17-2023, An Ordinance Rezoning Tract 1 of the Yohn Subdivision from Industrial to Campus

Ms. Rachel James and Mr. Deacon Aspinwall provided the background information on this ordinance to Council.

Mayor Coleman opened the public hearing at 8:13 p.m. and asked for those wishing to speak on this ordinance.

Dawn Melgares spoke in support of this ordinance.

Ruthie Brown spoke in opposition to this ordinance.

Judy McNeilsmith spoke in support of this ordinance.

Gary Stieduhar spoke in opposition to this ordinance.

James Slovak spoke regarding concerns of why the Recreation Advisory Board was not informed of the Campus Master Plan.

Richard Hubler spoke in support of this ordinance in his professional opinion as a planner.

Ms. Brown further provided comments for the city to improve the website to also include information for landlords to be able to evict someone since the other information is there.

There being no one else wishing to speak, the hearing closed at 8:51 p.m.

Council further discussed this ordinance.

Councilor Griego moved, seconded by Councilor Daniel, to finally adopt Ordinance No. 17-2023. The motion carried unanimously.

- b. Resolution No. 16-2023, Approving the Campus Designation and Master Plan for the Alamosa Family Recreation Center

Mr. Aspinwall provided background information on this resolution to Council.

Councilor Vigil moved, seconded by Councilor Daniel to approve Resolution No. 16-2023. The motion carried unanimously.

2. Finance

- a. Public Hearing and Second Reading, Ordinance No. 20-2023, an ordinance amending the established pay plan for City officers and employees in accordance with article III, section 11 of the *Charter* and as referred to in section 15-2 of the *Code of Ordinances*, concerning personnel rules and regulations and pay plan for City officers and employees.

Ms. Sanchez provided a review of background information on this ordinance to Council.

Mayor Coleman opened the public hearing at 9:42 p.m. and asked for those wishing to speak on this ordinance.

There being no one wishing to speak, the hearing closed at 9:43 p.m.

Councilor Vigil moved, seconded by Councilor Hensley to finally adopt Ordinance No. 20-2023. The motion carried unanimously.

- b. Public Hearing and Second Reading, Ordinance No. 19-2023 An Ordinance Approving Rate Increases For The Provision Of Water, Sewer, and Solid Waste Disposal Services.

Ms. Sanchez provided a review of background information on this ordinance to Council.

Mayor Coleman opened the public hearing at 9:44 p.m. and asked for those wishing to speak on this ordinance.

There being no one wishing to speak, the hearing closed at 9:45 p.m.

Councilor Vigil moved, seconded by Councilor Daniel to finally adopt Ordinance No. 19-2023. The motion carried unanimously.

- c. Public Hearing and Second Reading, Ordinance No. 18-2023, an Ordinance making the annual appropriations for fiscal year 2024.

Ms. Sanchez provided a review of background information on this ordinance to Council.

Mayor Coleman opened the public hearing at 9:45 p.m. and asked for those wishing to speak on this ordinance.

There being no one wishing to speak, the hearing closed at 9:46 p.m.

Councilor Vigil moved, seconded by Councilor Daniel to finally adopt Ordinance No. 18-2023. The motion carried unanimously

3. City Manager/Legal

- a. Motion authorizing the City Manager to sign a development agreement with Manish Patel for the construction of a downtown hotel.

Ms. Sanchez provided background information to Council.

Councilor Daniel moved, seconded by Councilor Griego, to authorize the City Manager to sign a development agreement with Manish Patel for a downtown hotel with the authorization to amend as long as it is within the spirit of the original agreement. The motion carried unanimously.

D. Committee Reports

Councilor Krebs reported on the Library Board meeting she attended.

Councilor Griego reported on the Recreation Advisory Board meeting she attended.

E. Staff Announcements

Ms Sanchez commented in regards to the Walsh providing Council with an update.

Other comments that were provided during the count for advisory board appointments included updating Council on staff recently meeting with the Buell Foundation as well as the Alamosa School District Hispanic Heritage celebration. She also reminded Council that the monthly volunteer clean up is Thursday and the Lunch with ASU President is this Friday as well. Ms. Brooks also commented in regards to offering work sessions via Zoom as well, but it will still be informally done.

COUNCIL COMMENT

Councilor Griego apologized for some of the comments he made earlier in the meeting.

ADJOURNMENT

The meeting adjourned at 10:07 p.m.

Holly C. Martinez, City Clerk

Ty Coleman, Mayor

Subject/Title:

Approve Municipal Judge contract for 2023-2024

Recommended Action:

Approve the professional employment agreement with James R. McDonald.

Background:

City Council has evaluated the performance of Judge McDonald and decided to continue the employment agreement. The employment agreement includes the COLA adjustment offered to all city employees (4%), one time pay adjustment of 7% and a 4% Merit Increase to be effective January 1, 2024.

Issue Before the Council:

Does Council wish to renew the employment agreement with Judge McDonald?

Alternatives:

- Council can approve the agreement.
- Council can approve the agreement with changes.
- Council can decide to not approve the agreement and provide further direction to staff

Fiscal Impact:

The increases are included in the 2024 budget.

Legal Opinion:

The City Attorney will be present for any comments.

Conclusion:

City Council conducted the annual evaluation of the Municipal Judge and determined that continuing employment was appropriate.

Subject/Title:

Approve City Manager contract for 2023-2024.

Recommended Action:

Approve the professional employment agreement with Heather Sanchez.

Background:

City Council has evaluated the performance of Heather Sanchez and decided to continue the employment agreement, with a 4% increase to take effect January 1, 2024.

The employment agreement has been updated to reflect a change in the City's retirement contribution at 5 years, 10 years, and 15 years of satisfactory performance.

Issue Before the Council:

Does Council wish to renew the employment agreement with Heather Sanchez?

Alternatives:

- Council can approve the agreement.
- Council can approve the agreement with changes.
- Council can decide to not approve the agreement and provide further direction to staff.

Fiscal Impact:

The COLA and merit increase are included in the 2024 budget.

Legal Opinion:

The City Attorney will be present for any questions.

Conclusion:

City Council conducted the annual evaluation of the City Manager and determined that continuing employment was appropriate.

ALAMOSA CITY COUNCIL COUNCIL COMMUNICATION

Subject/Title:

Needs and Desires Hearing: New application for a Tavern license, Joseph Serrano d/b/a The 719

Recommended Action:

This is a quasi-judicial issue where Council's action may only be based on evidence presented at the hearing.

Conduct hearing to receive evidence regarding whether the reasonable requirements of the neighborhood and the desires of the adult inhabitants of the neighborhood support the issuance of the license applied for in this application.

If the matter appears to be clear-cut, Council should make a decision after the hearing and direct the City Attorney to prepare written findings for consideration at the following meeting (November 15, 2023) consistent with the decision made after the hearing.

Background:

Joseph Serrano d/b/a The 719 has applied for a new Tavern license at 513 State Avenue. This application was accepted administratively on September 19, 2023.

Applicant Details:

- Business address is 513 State Avenue.
- The licensed premise is proposed to be the entirety of the interior of the structure at said address.
- Applicant has a current sales tax license.
- Applicant is eligible to be licensed.
- Applicant is a sole proprietor.
- Applicant owner is Joseph Serrano.
- Manager on the license is Joseph Serrano.
- Possession of property is documented through a deed.
- Preliminary factual findings are attached, and have been provided to the applicant as required.
- The property was posted on September 21, 2023 and has remained up until the hearing.
- The legal notice was published as required in the Valley Courier on October 21, 2023.

Issue Before the Council:

The hearing is for the purpose of receiving evidence and testimony regarding this license application. **This is a quasi-judicial issue where Council's action may only be based on evidence presented at the hearing.**

Alternatives:

Council is limited to the option of conducting the needs and desires hearing as required by law.

Fiscal Impact:

N/A

Legal Opinion:

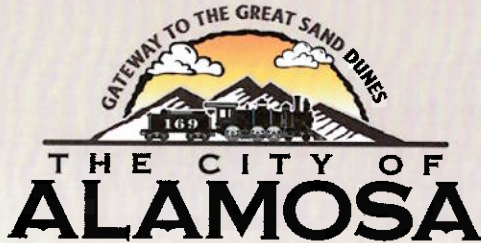
The City Attorney will be available at the meeting to conduct the hearing.

Conclusion:

Council should conduct the hearing as required. If the matter appears to be clear-cut, Council should make a decision after the hearing and direct the City Attorney to prepare written findings for consideration at the following meeting consistent with the decision made after the hearing.

ATTACHMENTS:

Description	Type
Preliminary Factual Findings	Backup Material
Application for Joseph Serrano dba The 719	Backup Material
Drawing of Propose licensed premises	Backup Material
Proof of Posting at Location	Backup Material



Office of the City Clerk
300 Hunt Avenue/P.O. Box 419
Alamosa, CO 81101
cityclerk@ci.alamosa.co.us

September 19, 2023

Joseph Serrano
d/b/a The 719
513 State Ave.
Alamosa, CO 81101

Greetings:

You are hereby advised that an investigation has been made with regard to the application made by Joseph Serrano d/b/a The 719 for a new Tavern License at 513 State Ave. Based on the results thereof, the following has been determined:

1. The location of the premises for which the license is sought is 513 State Ave. in Alamosa, Colorado.
2. In the two years preceding the date of application acceptance, there has not been a denial of a Tavern license application for the reason that the reasonable requirements of the neighborhood were satisfied by the existing outlets.
3. It appears from the application documents that you are entitled to possession of the premises where you propose to exercise the license applied for, and that the possession will continue throughout the initial term of the license, if granted.
4. The sale of liquor on the proposed premises is not a violation of City of Alamosa zoning, building, and fire laws or regulations.
5. The proposed location is not within 500 feet from a school.
6. The Alamosa City Council has designated the Neighborhood to be the city limits plus a one-mile radius. You, as the applicant, may accept that designation or present alternative evidence.
7. Preliminary background investigation results have been received for the sole Member of the applicant entity and have not given rise to anything that would cause the Local Licensing Authority to question the good moral character of this individual. Fingerprint results are not yet received but have been submitted.

The public hearing of your application has been set for **Wednesday, November 1, 2023** **beginning at 7:00 p.m. or shortly thereafter** (generally, the hearings are scheduled near the end of the Regular Council Agenda but there is not a guaranteed time in which the hearing will begin - the City Clerk can provide an estimated time after the posting of the agenda to help limit your time spent at the Council meeting).

The hearing will take place in Alamosa Council Chambers, 300 Hunt Avenue in Alamosa. At said hearing, you shall have an opportunity to be heard regarding all matters of consideration of your application. ***Be advised that you, as the applicant, are burdened with persuading the City Council, who is the Local Liquor Licensing Authority, that the granting of this license will meet the needs of the neighborhood and the desires of the adult inhabitants of the neighborhood. If you fail to present convincing evidence, the application will be denied. City Council's procedure is to consider a final decision at the conclusion of the hearing.***

Should you have any questions or concerns regarding the procedure involved in this public hearing, please feel free to contact me.

Sincerely,



Holly C. Martinez
City Clerk

Colorado Liquor Retail License Application

* Note that the Division will not accept cash ☒ Paid by check ☐ Paid online

Uploaded to MoveIt on Date 9/19/2023

☐ New License ☒ New-Concurrent ☐ Transfer of Ownership ☐ State Property Only ☐ Master file

- All answers must be printed in black ink or typewritten
- Applicant must check the appropriate box(es)
- Applicant should obtain a copy of the Colorado Liquor, Beer and Wine Code: SBG.Colorado.gov/Liquor

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

2. Applicant if an LLC, name of LLC; if partnership, at least 2 partner's names; if corporation, name of corporation Joseph Serrano FEIN Number 93-2717983

2a. Trade Name of Establishment (DBA) The 719 State Sales Tax Number 20231406553 Business Telephone n/a

3. Address of Premises (specify exact location of premises, include suite/unit numbers)
513 State Ave.

City Alamosa County Alamosa State CO ZIP Code 81101

4. Mailing Address (Number and Street) [REDACTED] City or Town Alamosa State CO ZIP Code 81101

5. Email Address joeserrano3@hotmail.com

6. If the premises currently has a liquor or beer license, you must answer the following questions

Present Trade Name of Establishment (DBA)	Present State License Number	Present Class of License	Present Expiration Date

Section A Nonrefundable Application Fees*	Section B (Cont.) Liquor License Fees*
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☐ Application Fee for New License\$1,100.00	☐ Liquor-Licensed Drugstore (County)\$312.50
☒ Application Fee for New License w/Concurrent Review\$1,200.00	☐ Lodging & Entertainment - L&E (City)\$500.00
☐ Application Fee for Transfer\$1,100.00	☐ Lodging & Entertainment - L&E (County)\$500.00

Section B Liquor License Fees*

☐ Add Optional Premises to H & R.....\$100.00 X _____ Total _____	☐ Manager Registration - H & R\$30.00
☐ Add Related Facility to Resort Complex\$75.00 X _____ Total _____	☐ Manager Registration - Tavern\$30.00
☐ Add Sidewalk Service Area.....\$75.00	☐ Manager Registration - Lodging & Entertainment.....\$30.00
☐ Arts License (City)\$308.75	☐ Manager Registration - Campus Liquor Complex\$30.00
☐ Arts License (County)\$308.75	☐ Optional Premises License (City).....\$500.00
☐ Beer and Wine License (City).....\$351.25	☐ Optional Premises License (County)\$500.00
☐ Beer and Wine License (County).....\$436.25	☐ Racetrack License (City).....\$500.00
☐ Brew Pub License (City)\$750.00	☐ Racetrack License (County)\$500.00
☐ Brew Pub License (County).....\$750.00	☐ Resort Complex License (City).....\$500.00
☐ Campus Liquor Complex (City)\$500.00	☐ Resort Complex License (County).....\$500.00
☐ Campus Liquor Complex (County)\$500.00	☐ Related Facility - Campus Liquor Complex (City)\$160.00
☐ Campus Liquor Complex (State).....\$500.00	☐ Related Facility - Campus Liquor Complex (County)\$160.00
☐ Club License (City).....\$308.75	☐ Related Facility - Campus Liquor Complex (State).....\$160.00
☐ Club License (County)\$308.75	☐ Retail Gaming Tavern License (City)\$500.00
☐ Distillery Pub License (City).....\$750.00	☐ Retail Gaming Tavern License (County).....\$500.00
☐ Distillery Pub License (County)\$750.00	☐ Retail Liquor Store License-Additional (City).....\$227.50
☐ Hotel and Restaurant License (City).....\$500.00	☐ Retail Liquor Store License-Additional (County).....\$312.50
☐ Hotel and Restaurant License (County)\$500.00	☐ Retail Liquor Store (City).....\$227.50
☐ Hotel and Restaurant License w/one opt premises (City).....\$600.00	☐ Retail Liquor Store (County).....\$312.50
☐ Hotel and Restaurant License w/one opt premises (County).....\$600.00	☒ Tavern License (City).....\$500.00
☐ Liquor-Licensed Drugstore (City)\$227.50	☐ Tavern License (County).....\$500.00
	☐ Vintners Restaurant License (City)\$750.00
	☐ Vintners Restaurant License (County).....\$750.00

Questions? Visit: SBG.Colorado.gov/Liquor for more information

Do not write in this space - For Department of Revenue use only

Liability Information			
License Account Number	Liability Date	License Issued Through (Expiration Date)	Total \$

Application Documents Checklist and Worksheet

Instructions: This checklist should be utilized to assist applicants with filing all required documents for licensure. All documents must be properly signed and correspond with the name of the applicant exactly. All documents must be typed or legibly printed. Upon final State approval the license will be mailed to the local licensing authority. Application fees are nonrefundable. **Questions? Visit: SBG.Colorado.gov/Liquor for more information**

Items submitted, please check all appropriate boxes completed or documents submitted

I. Applicant information

- ☒ A. Applicant/Licensee identified
- ☒ B. State sales tax license number listed or applied for at time of application
- ☒ C. License type or other transaction identified
- ☒ D. Return originals to local authority (additional items may be required by the local licensing authority)
- ☐ E. All sections of the application need to be completed
- ☐ F. Master file applicants must include the Application for Master File form DR 8415 and applicable fees to this Retail License Application

II. Diagram of the premises

- ☒ A. No larger than 8½" X 11"
- ☒ B. Dimensions included (does not have to be to scale). Exterior areas should show type of control (fences, walls, entry/exit points, etc.)
- ☐ C. Separate diagram for each floor (if multiple levels)
- ☐ D. Kitchen - identified if Hotel and Restaurant
- ☒ E. Bold/Outlined Licensed Premises

III. Proof of property possession (One Year Needed)

- ☐ A. Deed in name of the applicant (or) (matching question #2) date stamped / filed with County Clerk
- ☐ B. Lease in the name of the applicant (or) (matching question #2)
- ☐ C. Lease assignment in the name of the applicant with proper consent from the landlord and acceptance by the applicant
- ☒ D. Other agreement if not deed or lease. (matching question #2)

IV. Background information (DR 8404-I) and financial documents

- ☐ A. Complete DR 8404-I for each principal (individuals with more than 10% ownership, officers, directors, partners, members)
- ☒ B. Fingerprints taken and submitted to the appropriate Local Licensing Authority through an approved State Vendor. Master File applicants submit results to the State using code 25YQHT with Identogo.

Do not complete fingerprint cards prior to submitting your application.

The Vendors are as follows:

Identogo – <https://uenroll.identogo.com/> Phone: 844-539-5539 (toll-free)

Colorado Fingerprinting – <http://www.coloradofingerprinting.com>

Appointment Scheduling Website: <http://www.coloradofingerprinting.com/cabs/>

Phone: 720-292-2722 Toll Free: 833-224-2227

Details about the vendors and fingerprinting in Colorado can be found on CBI's website here:

<https://cbi.colorado.gov/sections/biometric-identification-and-records-unit/employment-and-background-checks>

- ☐ C. Purchase agreement, stock transfer agreement, and/or authorization to transfer license
- ☐ D. List of all notes and loans (Copies to also be attached)

V. Sole proprietor/husband and wife partnership (if applicable)

- ☐ A. Form DR 4679 (not required)
- ☒ B. Copy of State issued Driver's License or Colorado Identification Card for each applicant

VI. Corporate applicant information (if applicable)

- ☐ A. Certificate of Incorporation
- ☐ B. Certificate of Good Standing
- ☐ C. Certificate of Authorization if foreign corporation (out of state applicants only)

VII. Partnership applicant information (if applicable)

- ☐ A. Partnership Agreement (general or limited).
- ☐ B. Certificate of Good Standing

VIII. Limited Liability Company applicant information (if applicable)

- ☐ A. Copy of articles of organization
- ☐ B. Certificate of Good Standing
- ☐ C. Copy of Operating Agreement (if applicable)
- ☐ D. Certificate of Authority if foreign LLC (out of state applicants only)

IX. Manager registration for Hotel and Restaurant, Tavern, Lodging & Entertainment, and Campus Liquor Complex licenses when included with this application

- ☐ A. \$30.00 fee
- ☒ B. If owner is managing, no fee required

Name Joseph Serrano	Type of License Tavern	Account Number
7. Is the applicant (including any of the partners if a partnership; members or managers if a limited liability company; or officers, stockholders or directors if a corporation) or managers under the age of twenty-one years? Yes ☐ No ☒		
8. Has the applicant (including any of the partners if a partnership; members or managers if a limited liability company; or officers, stockholders or directors if a corporation) or managers 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 8a, b or c, explain in detail on a separate sheet.		
9. 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. ☐ ☒		
10. 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? ☐ ☒ Waiver by local ordinance? ☐ ☒ Other:		
11. Is your Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 1500 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of greater than (>) 10,000? NOTE: The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS. ☐ ☒		
12. Is your Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 3000 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of less than (<) 10,000? NOTE: The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS. ☐ ☒		
13. a. For additional Retail Liquor Store only. Was your Retail Liquor Store License issued on or before January 1, 2016? ☐ ☒ b. Are you a Colorado resident? ☒		
14. 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 <u>current</u> financial interest in said business including any loans to or from a licensee. ☐ ☒		
15. Does the applicant, as listed on line 2 of this application, have legal possession of the premises by ownership, lease or other arrangement? ☒ ☐ ☒ Ownership ☐ Lease ☐ Other (Explain in Detail) _____ a. If leased, list name of landlord and tenant, and date of expiration, exactly as they appear on the lease:		
Landlord	Tenant	Expires
b. Is a percentage of alcohol sales included as compensation to the landlord? If yes, complete question 16. ☐ ☒		
c. Attach a diagram that designates the area to be licensed in black bold outline (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 8½" X 11".		
16. 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.		
Last Name Serrano	First Name Robert	Date of Birth [REDACTED]
Last Name	First Name	Date of Birth
		FEIN or SSN
		Interest/Percentage 14%
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.		
17. Optional Premises or Hotel and Restaurant Licenses with Optional Premises: Has a local ordinance or resolution authorizing optional premises been adopted? ☐ ☐ Number of additional Optional Premise areas requested. (See license fee chart)		
18. For the addition of a Sidewalk Service Area per Regulation 47-302(A)(4), include a diagram of the service area and documentation received from the local governing body authorizing use of the sidewalk. Documentation may include but is not limited to a statement of use, permit, easement, or other legal permissions.		

Name	Type of License	Account Number
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19. Liquor Licensed Drugstore (LLDS) applicants, answer the following:

a. Is there a pharmacy, licensed by the Colorado Board of Pharmacy, located within the applicant's LLDS premise? ☐ ☐
If "yes" a copy of license must be attached.

20. Club Liquor License applicants answer the following: Attach a copy of applicable documentation Yes No

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? ☐ ☐

d. Has applicant occupied an establishment for three years (three years required) that was operated solely for the reasons stated above? ☐ ☐

21. Brew-Pub, Distillery Pub or Vintner's Restaurant applicants answer the following:

a. Has the applicant received or applied for a Federal Permit? (Copy of permit or application must be attached) ☐ ☐

22. Campus Liquor Complex applicants answer the following:

a. Is the applicant an institution of higher education? ☐ ☐

b. Is the applicant a person who contracts with the institution of higher education to provide food services? ☐ ☐
If "yes" please provide a copy of the contract with the institution of higher education to provide food services.

23. For all on-premises applicants.

a. For all Liquor Licensed Drugstores (LLDS) the Permitted Manager must also submit an Manager Permit Application - DR 8000 and fingerprints.

Last Name of Manager Serrano	First Name of Manager Joseph
--	--

24. 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 ☐ ☒

25. Related Facility - Campus Liquor Complex applicants answer the following: ☐ ☐

a. Is the related facility located within the boundaries of the Campus Liquor Complex?
If yes, please provide a map of the geographical location within the Campus Liquor Complex.
If no, this license type is not available for issues outside the geographical location of the Campus Liquor Complex.

b. Designated Manager for Related Facility- Campus Liquor Complex

Last Name of Manager	First Name of Manager
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26. Tax Information. Yes No

a. Has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? ☐ ☒

b. Has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? ☐ ☒

27. 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-I (Individual History Record), and make an appointment with an approved State Vendor through their website. See application checklist, Section IV, for details.

Name Joseph Serrano	Home Address, City & State Alamosa Co	DOB [REDACTED]	Position Owner/Manager	%Owned 50%
Name Robert Serrano	Home Address, City & State Alamosa Co	DOB [REDACTED]	Position Owner	%Owned 50%
Name	Home Address, City & State	DOB	Position	%Owned
Name	Home Address, City & State	DOB	Position	%Owned
Name	Home Address, City & State	DOB	Position	%Owned

Name	Type of License	Account Number
** If applicant is owned 100% by a parent company, please list the designated principal officer on above. ** Corporations - the President, Vice-President, Secretary and Treasurer must be accounted for above (Include ownership percentage if applicable) ** If total ownership percentage disclosed here does not total 100%, applicant must check this box: ☒ Applicant affirms that no individual other than these disclosed herein owns 10% or more of the applicant and does not have financial interest in a prohibited liquor license pursuant to Article 3 or 5, C.R.S.		
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 Signature <i>Joseph Serrano</i>	Printed Name and Title <i>Joseph Serrano</i>	Date <i>9-14-23</i>
Report and Approval of Local Licensing Authority (City/County)		
Date application filed with local authority <i>09/14/2023</i>	Date of local authority hearing (for new license applicants; cannot be less than 30 days from date of application) <i>11/01/2023</i>	
For Transfer Applications Only - Is the license being transferred valid? Yes No ☐ ☐		
The Local Licensing Authority Hereby Affirms that each person required to file DR 8404-I (Individual History Record) or a DR 8000 (Manager Permit) has been: ☒ Fingerprinted ☒ Subject to background investigation, including NCIC/CCIC check for outstanding warrants 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 _____ ☒ Will conduct inspection upon approval of state licensing authority		
☐ Is the Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 1,500 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of > 10,000? Yes No ☐ ☐ ☐ Is the Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 3,000 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of < 10,000? Yes No ☐ ☐ NOTE: The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS. ☐ Does the Liquor-Licensed Drugstore (LLDS) have at least twenty percent (20%) of the applicant's gross annual income derived from the sale of food, during the prior twelve (12) month period? Yes No ☐ ☐		
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 44, Article 4 or 3, C.R.S., and Liquor Rules. Therefore, this application is approved.		
Local Licensing Authority for <i>City of Alamosa</i>		Telephone Number <i>(719) 589-2593</i> ☒ Town, City ☐ County
Signature	Print	Title
Signature	Print	Title
		Date

Tax Check Authorization, Waiver, and Request to Release Information

I, Joseph Serrano am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of Joseph Serrano (the "Applicant/Licensee") to permit the Colorado Department of Revenue and any other state or local taxing authority to release information and documentation that may otherwise be confidential, as provided below. If I am signing this Waiver for someone other than myself, including on behalf of a business entity, I certify that I have the authority to execute this Waiver on behalf of the Applicant/Licensee.

The Executive Director of the Colorado Department of Revenue is the State Licensing Authority, and oversees the Colorado Liquor Enforcement Division as his or her agents, clerks, and employees. The information and documentation obtained pursuant to this Waiver may be used in connection with the Applicant/Licensee's liquor license application and ongoing licensure by the state and local licensing authorities. The Colorado Liquor Code, section 44-3-101, et seq. ("Liquor Code"), and the Colorado Liquor Rules, 1 CCR 203-2 ("Liquor Rules"), require compliance with certain tax obligations, and set forth the investigative, disciplinary and licensure actions the state and local licensing authorities may take for violations of the Liquor Code and Liquor Rules, including failure to meet tax reporting and payment obligations.

The Waiver is made pursuant to section 39-21-113(4), C.R.S., and any other law, regulation, resolution or ordinance concerning the confidentiality of tax information, or any document, report or return filed in connection with state or local taxes. This Waiver shall be valid until the expiration or revocation of a license, or until both the state and local licensing authorities take final action to approve or deny any application(s) for the renewal of the license, whichever is later. Applicant/Licensee agrees to execute a new waiver for each subsequent licensing period in connection with the renewal of any license, if requested.

By signing below, Applicant/Licensee requests that the Colorado Department of Revenue and any other state or local taxing authority or agency in the possession of tax documents or information, release information and documentation to the Colorado Liquor Enforcement Division, and is duly authorized employees, to act as the Applicant's/Licensee's duly authorized representative under section 39-21-113(4), C.R.S., solely to allow the state and local licensing authorities, and their duly authorized employees, to investigate compliance with the Liquor Code and Liquor Rules. Applicant/Licensee authorizes the state and local licensing authorities, their duly authorized employees, and their legal representatives, to use the information and documentation obtained using this Waiver in any administrative or judicial action regarding the application or license.

Name (Individual/Business) <u>Joseph Serrano / The 719</u>		Social Security Number/Tax Identification Number [REDACTED]	
Address [REDACTED]			
City <u>Alamosa</u>		State <u>CO</u>	Zip <u>81101</u>
Home Phone Number <u>702-219-1670</u>		Business/Work Phone Number <u>702-219-1670</u>	
Printed name of person signing on behalf of the Applicant/Licensee <u>Joseph Serrano</u>			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) <u>Joseph Serrano</u>			Date signed <u>4-14-23</u>

Privacy Act Statement

Providing your Social Security Number is voluntary and no right, benefit or privilege provided by law will be denied as a result of refusal to disclose it. § 7 of Privacy Act, 5 USCS § 552a (note).

Individual History Record

To be completed by the following persons, as applicable: sole proprietors; general partners regardless of percentage ownership, and limited partners owning 10% or more of the partnership; all principal officers of a corporation, all directors of a corporation, and any stockholder of a corporation owning 10% or more of the outstanding stock; managing members or officers of a limited liability company, and members owning 10% or more of the company; and any intended registered manager of Hotel and Restaurant, Tavern and Lodging and Entertainment class of retail license

Notice: This individual history record requires information that is necessary for the licensing investigation or inquiry. All questions must be answered in their entirety or the license application may be delayed or denied. If a question is not applicable, please indicate so by "N/A". **Any deliberate misrepresentation or material omission may jeopardize the license application.** (Please attach a separate sheet if necessary to enable you to answer questions completely)

1. Name of Business <u>The 719</u>		Home Phone Number <u>702-219-1670</u>	Cellular Number <u>11 / 1</u>	
2. Your Full Name (last, first, middle) Jose <u>Serrano, Joseph, Andy</u>		3. List any other names you have used		
4. Mailing address (if different from residence) [Redacted]		Email Address <u>JoeSerrano3@hotmail.com</u>		
5. List current residence address. Include any previous addresses within the last five years. (Attach separate sheet if necessary)				
Street and Number		City, State, Zip		From
Current [Redacted], <u>Alamosa CO</u>		<u>Alamosa, CO, 81101</u>		<u>05-23</u> <u>Current</u>
Previous [Redacted]		<u>Henderson, NV, 89074</u>		<u>03-22-22</u> <u>05-04-23</u>
6. List all employment within the last five years. Include any self-employment. (Attach separate sheet if necessary)				
Name of Employer or Business		Address (Street, Number, City, State, Zip)	Position Held	From
<u>Knee knockers</u>		<u>500 Cottonwood Drive</u> ^{<u>Alamosa</u>} <u>81101</u>	<u>Butler</u>	<u>06-23</u> <u>Current</u>
<u>Palace station Hotel</u>		<u>2411 W Sahara Ave</u> <u>Las Vegas NV</u> <u>89102</u>	<u>Bartender</u>	<u>06-17</u> <u>06-23</u>
<u>Luxor Hotel</u>		<u>3900 S Las Vegas Blvd</u> <u>Las Vegas NV</u> <u>89119</u>	<u>Bartender</u>	<u>02-14</u> <u>08-17</u>
7. List the name(s) of relatives working in or holding a financial interest in the Colorado alcohol beverage industry.				
Name of Relative	Relationship to You	Position Held	Name of Licensee	
<u>N/A</u>				
8. Have you ever applied for, held, or had an interest in a Colorado Liquor or Beer License, or loaned money, furniture, fixtures, equipment or inventory to any licensee? (If yes, answer in detail.) ☐ Yes ☒ No				
9. Have you ever received a violation notice, suspension, or revocation for a liquor law violation, or have you applied for or been denied a liquor or beer license anywhere in the United States? (If yes, explain in detail.) ☐ Yes ☒ No				

Street and number	city, state, zip	From	To
	Las Vegas NV 89123	10-1-18	03-22-22

10. Have you ever been convicted of a crime or received a suspended sentence, deferred sentence, or forfeited bail for any offense in criminal or military court or do you have any charges pending? (If yes, explain in detail.) ☐ Yes ☒ No
11. Are you currently under probation (supervised or unsupervised), parole, or completing the requirements of a deferred sentence? (If yes, explain in detail.) ☐ Yes ☒ No
12. Have you ever had any professional license suspended, revoked, or denied? (If yes, explain in detail.) ☒ Yes ☐ No

Personal and Financial Information

Unless otherwise provided by law, the personal information required in question #13 will be treated as confidential. The personal information required in question #13 is solely for identification purposes.

13a. Date of Birth [REDACTED]	b. Social Security Number [REDACTED]	c. Place of Birth Las Vegas NV	d. U.S. Citizen ☒ Yes ☐ No
e. If Naturalized, state where		f. When	g. Name of District Court
h. Naturalization Certificate Number	i. Date of Certification	j. If an Alien, Give Alien's Registration Card Number	k. Permanent Residence Card Number
l. Height 5'3	m. Weight 155	n. Hair Color Brown	o. Eye Color Brown
p. Gender M	q. Do you have a current Driver's License/ID? If so, give number and state. ☒ Yes ☐ No # [REDACTED] State Colorado		

14. Financial Information.

a. Total purchase price or investment being made by the applying entity, corporation, partnership, limited liability company, other.
\$ 200,000

b. List the total amount of the **personal** investment, made by the person listed on question #2, in this business including any notes, loans, cash, services or equipment, operating capital, stock purchases or fees paid. \$ 204,000

* If corporate investment only please skip to and complete section (d)

** Section b should reflect the total of sections c and e

c. Provide details of the personal investment described in 14b. You must account for all of the sources of this investment. (Attach a separate sheet if needed)

Type: Cash, Services or Equipment	Account Type	Bank Name	Amount
Cash	N/A	N/A	200,000

d. Provide details of the corporate investment described in 14 (a). You must account for all of the sources of this investment. (Attach a separate sheet if needed)

Type: Cash, Services or Equipment	Loans	Account Type	Bank Name	Amount
N/A				

e. Loan Information (Attach copies of all notes or loans)

Name of Lender	Address	Term	Security	Amount
N/A				

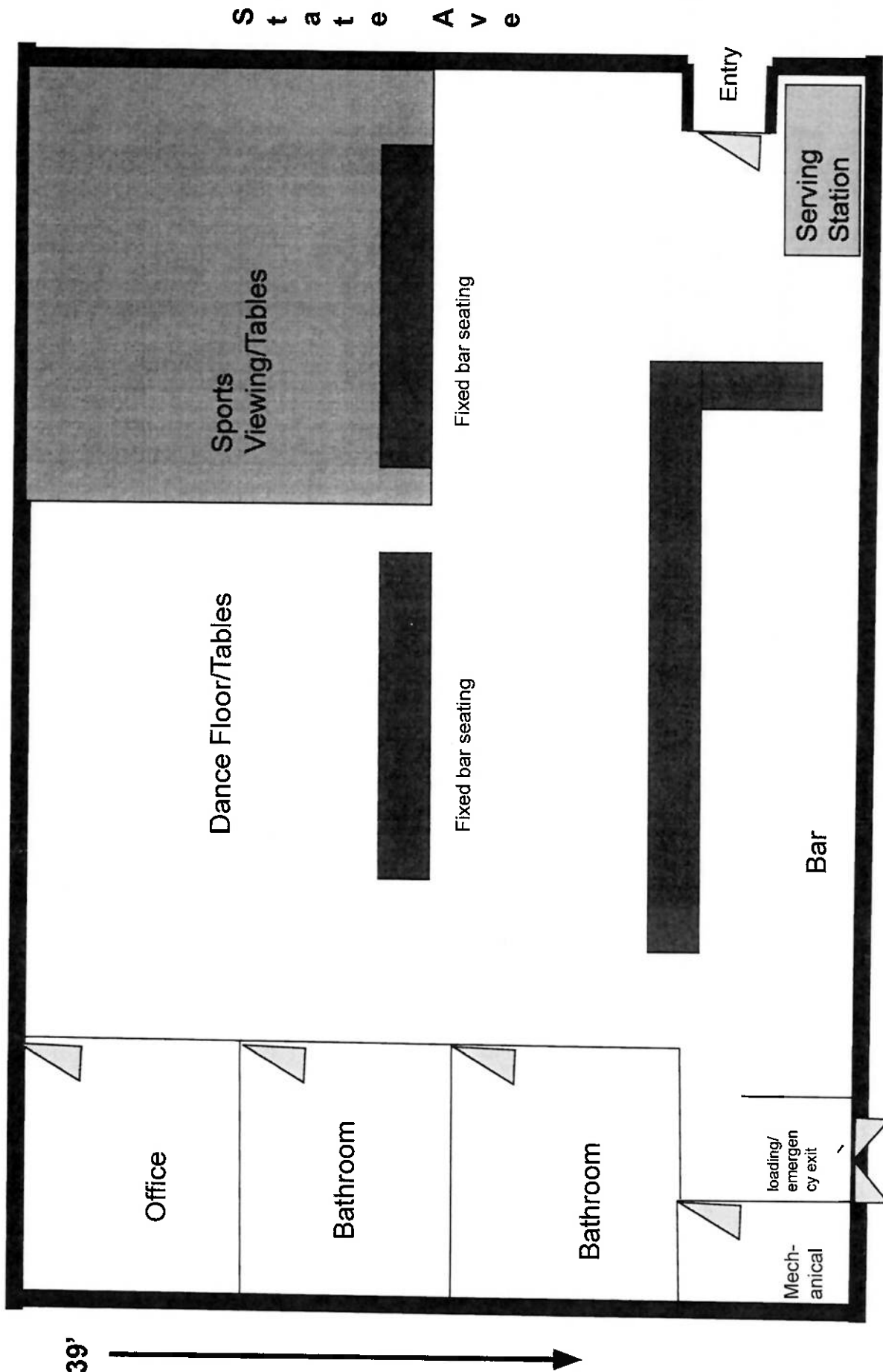
Oath of Applicant

I declare under penalty of perjury that this application and all attachments are true, correct, and complete to the best of my knowledge.

Authorized Signature 	Print Signature Joseph Serino	Title Owner	Date 8-15-25
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15 feet

39'



Parcel No 5413-102-25-004

Property Address 513 State Ave

City Alamosa

County Alamosa

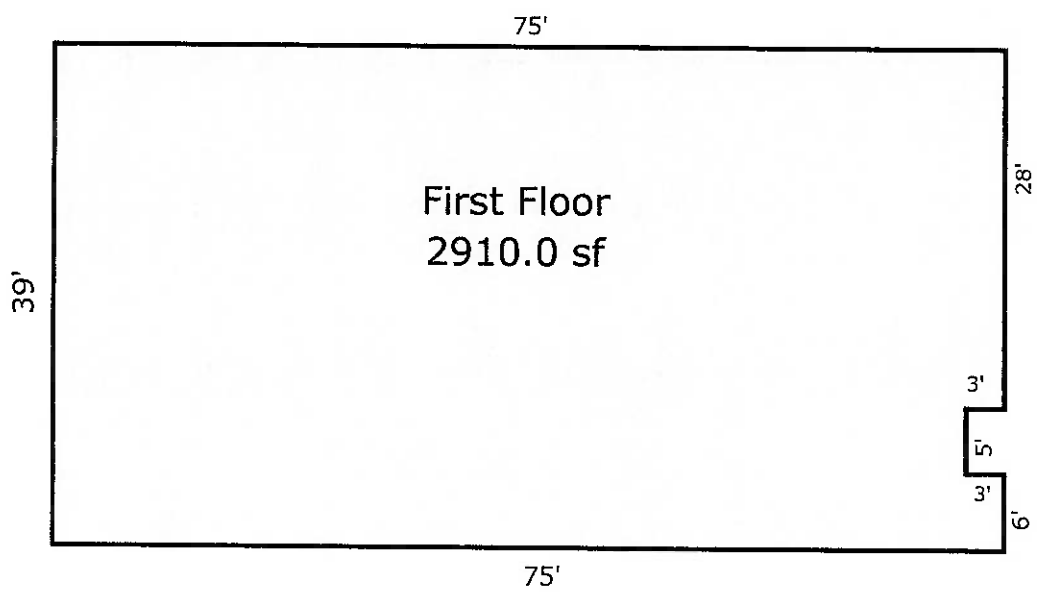
State Colorado

Zip 81101

Owner

Client

Appraiser Name



Comments:

Scale: 1" = 12'

AREA CALCULATIONS SUMMARY

Code	Description	Factor	Net Size	Perimeter	Net Totals
GLA1	First Floor	1.00	2910.00	234.0	2910.00

Comment Table 1

Welcome ENJOY YOUR VISIT

513

NOTICE

PURSUANT TO THE LIQUOR
LAWS OF COLORADO
JOSEPH SERRANO
d/b/a THE 719

Has requested the licensing officials of the
CITY OF ALAMOSA
To grant
a TAVERN license at this location to dispense
fermented malt beverages

HEARING ON APPLICATION TO BE HELD

At Alamosa City Hall, 300 Hunt Avenue,
Alamosa, CO 81101

Time & Date: 7:00 p.m. November 1, 2023

Date of Application 09/14/2023

Applicant Address:

Joseph Serrano

513 State Ave., Alamosa, CO

Petitions or remonstrances

may be filed with the City Clerk,
300 Hunt Avenue, Alamosa CO 81101

Posting Date: September 20, 2023

**ALAMOSA CITY COUNCIL
COUNCIL COMMUNICATION**

Subject/Title:

Executive session pursuant to C.R.S. § 24-6-402(4)(b) to receive legal advice from the City Attorney and the City's opioid litigation attorney concerning claims against pharmacy benefit managers (PBM's).