

SPECIAL MEETING

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. APPROVAL OF AGENDA
- V. PUBLIC COMMENT

Public comment is intended for members of the public wishing to address the Board of Trustees about matters that are not listed for discussion on the agenda. Comments will be taken under advisement by the Board but no decisions will be made. At its discretion, the Board may elect to place a matter raised under public comment on a future agenda for further discussion and possible action.
- VI. PRESENTATIONS
- VII. CONSENT AGENDA
- VIII. BOARD INFORMATION ITEMS
- IX. NEW BUSINESS
 - a. Discussion and possible adoption of Resolution 2019-11 - "A RESOLUTION DESIGNATING AUTHORIZED SIGNATORIES ON CITY OF CREEDE ACCOUNTS AT DEL NORTE BANK";
 - b. Retail Liquor License Renewal Application DR 8400 made by Kip's Grill, LLC. DBA Kip's Grill, locate at 101 E 5th Street;
 - c. Permit Application and Report of Changes DR 8442 made by Kip's Grill, LLC to change corp. or trade name to Kip's Grill, Sky Lounge, M Lounge, Kip Nagy;
 - d. Permit Application and Report of Changes DR 8442 made by Kip's Grill, LLC to change, alter or modify premises;
 - e. Discussion and possible approval of a professional services agreement with Dan Naiman Architects for building plan reviews and inspections;
 - f. Discussion and possible adoption of Resolution 2019-12 expressing support by the Board of Trustees for a grant application to the USDA for funding to completely replace the City of Creede sewer collection system;

OPEN TO THE PUBLIC

POSTED 8/16/2019

- X. OLD BUSINESS
- XI. BOARD REPORTS
- XII. EXECUTIVE SESSION
- XIII. ADJOURN

Resolution No. 2019-11
City of Creede, a Colorado Town

**A RESOLUTION DESIGNATING AUTHORIZED SIGNATORIES
ON CITY OF CREEDE ACCOUNTS AT DEL NORTE BANK**

WHEREAS, the City of Creede, A Colorado Town wishes to amend / designate authorized signatories on all City of Creede accounts at Del Norte Bank;

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES
OF THE CITY OF CREEDE, THAT;**

SECTION 1: All existing signatories on all City of Creede accounts at Del Norte Banks shall be removed;

SECTION 2: The following persons shall be formally designated as authorized signatories on all City of Creede accounts at Del Norte Bank:

1. Jeffrey Larson, Mayor;
2. Kay Wyley, Trustee;
3. Louis Fineberg, Town Manager
4. Sarah Efthim, Town Clerk / Treasurer

SECTION 3: All City of Creede accounts at Del Norte Bank are listed in Exhibit A, attached.

APPROVED AND ADOPTED by the Board of Trustees this 20th day of August, 2019.

City of Creede, a Colorado Town

Attest:

Jeffrey Larson Date
Mayor

Sarah Efthim Date
City Clerk

Screen ID: CUS0030 Date/Time: 8/14/2019 1:22:07 PM
 Version: 2019.5 User initials: KM
 Search Criteria: Customer=45795;Application=

Account Profile



CITY OF CREEDE	Customer: 45795	Tax ID: GOLD-11
2223 NORTH MAIN	Home phone: (719) 658-2276	Birth date:
CREEDE CO 81130	Business phone: None	Date of death: None
	Cell phone: None	Internet banking: Yes
		Inter@ct statements: No

Open All Closed

Customer Profile Report: Bank Customer



Show all: Balances

- Additional Deposit Information
- Additional Loan Information
- Additional Relationship Information
- General Account Information

Deposit

Balances Interest/Payment Dates Profitability

Account Status	Account title	Type Description	Ownership Branch	Tickler Message	Available balance Current balance
159055343 Open and active	CITY OF CREEDE A COLORADO TOWN	1003 GENERAL FUND	0 2		95,017.53 100,000.00
159055350 Open and active	CITY OF CREEDE A COLORADO TOWN	1003 WATER SEWER FUND	0 2		465,450.80 482,599.21
159055357 Open and active	CITY OF CREEDE CONSERVATION TRUST FUND	1003 CONSERVATION TRUST FUND	0 2		34,314.80 34,314.80
110021334 Open and active	CITY OF CREEDE A COLORADO TOWN	2004 INVESTOR SAVINGS	0 2		957,980.18 957,980.18
110021337 Open and active	CITY OF CREEDE A COLORADO TOWN	2004 CAPITAL IMPROVEMENT FUND	0 2		352,119.11 352,119.11
110021340 Open and active	CITY OF CREEDE A COLORADO TOWN	2004 VIRGINIA CHRISTENSEN FUND	0 2		330,841.97 330,841.97
110021343 Open and active	CITY OF CREEDE A COLORADO TOWN	2004 WATER SEWER DEEP CREEK RESERVE	0 2		79,983.97 79,983.97
110021346 Open and active	CITY OF CREEDE A COLORADO TOWN	2004 WATER SEWER 2 PERCENT RESERVE	0 2		64,114.43 64,114.43
108894 Open and active	CITY OF CREEDE A COLORADO TOWN	3009 WATER SEWER REVENUE BOND	0 2		24,400.07 24,400.07

Submit to Local Licensing Authority

Fees Due	
Renewal Fee	
Storage Permit \$100 X _____	\$
Additional Optional Premise Hotel & Restaurant \$100 X _____	\$
Related Facility - Campus Liquor Complex \$160.00 per facility	\$
Amount Due/Paid	\$

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

Retail Liquor or Fermented Malt Beverage License Renewal Application

Please verify & update all information below


Return to city or county licensing authority by due date

Licensee Name Kip's Grill, LLC		Doing Business As Name (DBA) Kip's Grill, Sky Lounge, M lounge, Kip Nagy		
Liquor License # 4703150	License Type Hotel & Restaurant	Sales Tax License # 02834605-0000	Expiration Date August, 28th 2019	Due Date
Business Address 101 E 5th St				Phone Number 719-658-0220
Mailing Address PO 547			Email kip@kipsgrill.com	
Operating Manager Kip Nagy	Date of Birth 12-7-66	Home Address 606 Rio Grande Ave		Phone Number 719-850-0749

- Do you have legal possession of the premises at the street address above? Yes No
 Are the premises owned or rented? Owned Rented* *If rented, expiration date of lease _____
- Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested Yes No
- Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. Yes No
- Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. Yes No
- Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. Yes No

Affirmation & Consent

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.

Type or Print Name of Applicant/Authorized Agent of Business Kip Nagy	Title President/Owner
Signature 	Date 4-22-2019

Report & Approval of City or County Licensing Authority

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 44, Articles 4 and 3, C.R.S., and Liquor Rules.

Therefore this application is approved.

Local Licensing Authority For	Date
Signature	Title
	Attest

Instruction Sheet

For All Sections, Complete Questions 1-4 Located on Page 1

Section A

To Register or Change Managers, check the appropriate box in section A and complete question 8 on page 5. Proceed to the Oath of Applicant for signature. Submit to State Licensing Authority for approval.

Section B

For a Duplicate license, be sure to include the liquor license number in section B on page 1 and proceed to page 5 for Oath of Applicant signature.


Section C

Check the appropriate box in section C and proceed below.

- 1) *For a Retail Warehouse Storage Permit*, go to page 3 complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 2) *For a Wholesale Branch House Permit*, go to page 3 and complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 3) *To Change Trade Name or Corporation Name*, go to page 3 and complete question 6 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 4) *To modify Premise, or add Sidewalk Service Area*, go to page 4 and complete question 9. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 5) *For Optional Premises* go to page 4 and complete question 9. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County).
- 6) *To Change Location*, go to page 3 and complete question 7. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 7) *Campus Liquor Complex Designation*, go to page 4 and complete question 10. Submit the necessary information and proceed to page 5 for Oath of Applicant signature.
- 8) *To add another Related Facility* to an existing Resort or Campus Liquor Complex, go to page 4 and complete question 11.

Storage Permit	<p>5. Retail Warehouse Storage Permit or a Wholesalers Branch House Permit</p> <p><input type="checkbox"/> Retail Warehouse Permit for:</p> <p style="margin-left: 20px;"><input type="checkbox"/> On-Premises Licensee (Taverns, Restaurants etc.)</p> <p style="margin-left: 20px;"><input type="checkbox"/> Off-Premises Licensee (Liquor stores)</p> <p><input type="checkbox"/> Wholesalers Branch House Permit</p> <p>Address of storage premise: _____</p> <p>City _____, County _____, Zip _____</p> <p>Attach a deed/ lease or rental agreement for the storage premises. Attach a detailed diagram of the storage premises.</p>				
Change Trade Name or Corporate Name	<p>6. Change of Trade Name or Corporation Name</p> <p><input checked="" type="checkbox"/> Change of Trade name / DBA only</p> <p><input type="checkbox"/> Corporate Name Change (Attach the following supporting documents)</p> <p style="margin-left: 20px;">1. Certificate of Amendment filed with the Secretary of State, or</p> <p style="margin-left: 20px;">2. Statement of Change filed with the Secretary of State, <u>and</u></p> <p style="margin-left: 20px;">3. Minutes of Corporate meeting, Limited Liability Members meeting, Partnership agreement.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">Old Trade Name <p style="text-align: center;">Kip's Grill</p></td> <td style="width: 50%; padding: 2px;">New Trade Name <p style="text-align: center;">Kip's Grill, Sky Lounge, M Lounge, Kip Nagy</p></td> </tr> <tr> <td style="padding: 2px;">Old Corporate Name</td> <td style="padding: 2px;">New Corporate Name</td> </tr> </table>	Old Trade Name <p style="text-align: center;">Kip's Grill</p>	New Trade Name <p style="text-align: center;">Kip's Grill, Sky Lounge, M Lounge, Kip Nagy</p>	Old Corporate Name	New Corporate Name
Old Trade Name <p style="text-align: center;">Kip's Grill</p>	New Trade Name <p style="text-align: center;">Kip's Grill, Sky Lounge, M Lounge, Kip Nagy</p>				
Old Corporate Name	New Corporate Name				
Change of Location	<p>7. Change of Location</p> <p>NOTE TO RETAIL LICENSEES: An application to change location has a local application fee of \$750 payable to your local licensing authority. You may only change location within the same jurisdiction as the original license that was issued. Pursuant to 44-3-311(1) C.R.S. Your application must be on file with the local authority thirty (30) days before a public hearing can be held.</p> <p>Date filed with Local Authority _____ Date of Hearing _____</p> <p>(a) Address of current premises _____</p> <p style="margin-left: 20px;">City _____ County _____ Zip _____</p> <p>(b) Address of proposed New Premises (Attach copy of the deed or lease that establishes possession of the premises by the licensee)</p> <p style="margin-left: 20px;">Address _____</p> <p style="margin-left: 20px;">City _____ County _____ Zip _____</p> <p>(c) New mailing address if applicable.</p> <p style="margin-left: 20px;">Address _____</p> <p style="margin-left: 20px;">City _____ County _____ State _____ Zip _____</p> <p>(d) Attach detailed diagram of the premises showing where the alcohol beverages will be stored, served, possessed or consumed. Include kitchen area(s) for hotel and restaurants.</p>				

Change of Manager	<p>8. Change of Manager or to Register the Manager of a Tavern, Hotel and Restaurant, Lodging & Entertainment liquor license or licenses pursuant to section 44-3-301(8)</p> <p>(a) Change of Manager (attach Individual History DR 8404-I H/R, Tavern and Lodging & Entertainment only)</p> <p>Former manager's name _____</p> <p>New manager's name _____</p> <p>(b) Date of Employment _____</p> <p>Has manager ever managed a liquor licensed establishment? Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>Does manager have a financial interest in any other liquor licensed establishment? Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>If yes, give name and location of establishment _____</p>
Modify Premises or Addition of Optional Premises, Related Facility, or Sidewalk Service Area	<p>9. Modification of Premises, Addition of an Optional Premises, Addition of Related Facility, or Addition of a Sidewalk Service Area</p> <p>NOTE: Licensees may not modify or add to their licensed premises until approved by state and local authorities.</p> <p>(a) Describe change proposed _____</p> <p>_____</p> <p>_____</p> <p>(b) If the modification is temporary, when will the proposed change:</p> <p>Start _____ (mo/day/year) End _____ (mo/day/year)</p> <p>NOTE: THE TOTAL STATE FEE FOR TEMPORARY MODIFICATION IS \$300.00</p> <p>(c) Will the proposed change result in the licensed premises now being located 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?</p> <p>(If yes, explain in detail and describe any exemptions that apply) Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(d) Is the proposed change in compliance with local building and zoning laws? Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(e) If this modification is for an additional Hotel and Restaurant Optional Premises has the local authority authorized by resolution or ordinance the issuance of optional premises? Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(f) Attach a diagram of the current licensed premises and a diagram of the proposed changes for the licensed premises.</p> <p>(g) Attach any existing lease that is revised due to the modification.</p> <p>(h) For the addition of a Sidewalk Service Area per Regulation 47-302(A)(4), include 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.</p>
Campus Liquor Complex Designation	<p>10. Campus Liquor Complex Designation</p> <p>An institution of higher education or a person who contracts with the institution to provide food services</p> <p>(a) I wish to designate my existing _____ Liquor License # _____ to a Campus Liquor Complex Yes <input type="checkbox"/> No <input type="checkbox"/></p>
Additional Related Facility	<p>11. Additional Related Facility</p> <p>To add a Related Facility to an existing Resort or Campus Liquor Complex, include the name of the Related Facility and include the address and an outlined drawing of the Related Facility Premises.</p> <p>(a) Address of Related Facility _____</p> <p>(b) Outlined diagram provided Yes <input type="checkbox"/> No <input type="checkbox"/></p>

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 PRESIDENT / OWNER	Date 4-22-19
Report and Approval of LOCAL Licensing Authority (CITY / 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 applicable provisions of Title 44, Articles 4 and 3, C.R.S., as amended. Therefore, This Application is Approved.		
Local Licensing Authority (City or County)		Date filed with Local Authority
Signature	Title	Date
Report of STATE Licensing Authority		
The foregoing has been examined and complies with the filing requirements of Title 44, Article 3, C.R.S., as amended.		
Signature	Title	Date

Permit Application and Report of Changes

Current License Number 4703150
All Answers Must Be Printed in Black Ink or Typewritten
Local License Fee \$ _____

1. Applicant is a <input type="checkbox"/> Corporation <input type="checkbox"/> Individual <input type="checkbox"/> Partnership..... <input checked="" type="checkbox"/> Limited Liability Company	Present License Number 4703150
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2. Name of Licensee Kip's Grill, LLC	3. Trade Name DBA Kip Nagy, Sky Lounge, M Lounge
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4. Location Address
 101 E 5th St

City Creede	County Mineral	ZIP 81130
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SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.

Section A – Manager reg/change	Section C
• License Account No. _____ <input type="checkbox"/> Manager's Registration (Hotel & Restr.).....\$75.00 <input type="checkbox"/> Manager's Registration (Tavern).....\$75.00 <input type="checkbox"/> Manager's Registration (Lodging & Entertainment).....\$75.00 <input type="checkbox"/> Change of Manager (Other Licenses pursuant to section 12-47-301(8), C.R.S.) NO FEE	<input type="checkbox"/> Retail Warehouse Storage Permit (ea)..... \$100.00 <input type="checkbox"/> Wholesale Branch House Permit (ea)..... 100.00 <input type="checkbox"/> Change Corp. or Trade Name Permit (ea) 50.00 <input type="checkbox"/> Change Location Permit (ea) 150.00 <input checked="" type="checkbox"/> Change, Alter or Modify Premises \$150.00 x _____ Total Fee _____
<b style="text-align: center;">Section B – Duplicate License • Liquor License No. _____ <input type="checkbox"/> Duplicate License..... \$50.00	<input type="checkbox"/> Addition of Optional Premises to Existing H/R \$100.00 x _____ Total Fee _____ <input type="checkbox"/> Addition of Related Facility to Resort Complex \$75.00 x _____ Total Fee _____ <input type="checkbox"/> Tavern ConversionNo Fee

Do Not Write in This Space – For Department of Revenue Use Only

Date License Issued	License Account Number	Period

The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your bank account electronically.

TOTAL AMOUNT DUE	\$.00
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Instruction Sheet

For All Sections, Complete Questions 1-4 Located on Page 1

Section A

To Register or Change Managers, check the appropriate box in section A and complete question 8 on page 4. Proceed to the Oath of Applicant for signature. Submit to State Licensing Authority for approval.

Section B

For a Duplicate license, be sure to include the liquor license number in section B on page 1 and proceed to page 4 for Oath of Applicant signature.

Section C

Check the appropriate box in section C and proceed below.

- 1) **For a Retail Warehouse Storage Permit**, go to page 3 complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 2) **For a Wholesale Branch House Permit**, go to page 3 and complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 3) **To Change Trade Name or Corporation Name**, go to page 3 and complete question 6 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 4) **To modify Premise**, go to page 4 and complete question 9. Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 5) **For Optional Premises or Related Facilities** go to page 4 and complete question 9. Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 6) **To Change Location**, go to page 3 and complete question 7. Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 7) **Tavern Conversion**, go to page 4 and complete questions 10. Submit the necessary information and proceed to page 4 for Oath of Applicant signature. **(Must be completed by August 10, 2017, as the tavern conversion will no longer be permitted)*. Submit to Local Licensing Authority (city or county) for approval.

Storage Permit	<p>5. Retail Warehouse Storage Permit or a Wholesalers Branch House Permit</p> <p><input type="checkbox"/> Retail Warehouse Permit for:</p> <p style="padding-left: 20px;"><input type="checkbox"/> On-Premises Licensee (Taverns, Restaurants etc.)</p> <p style="padding-left: 20px;"><input type="checkbox"/> Off-Premises Licensee (Liquor stores)</p> <p><input type="checkbox"/> Wholesalers Branch House Permit</p> <p>Address of storage premise: _____</p> <p>City _____, County _____, Zip _____</p> <p>Attach a deed/ lease or rental agreement for the storage premises. Attach a detailed diagram of the storage premises.</p>				
Change Trade Name or Corporate Name	<p>6. Change of Trade Name or Corporation Name</p> <p><input type="checkbox"/> Change of Trade name / DBA only</p> <p><input type="checkbox"/> Corporate Name Change (Attach the following supporting documents)</p> <p style="padding-left: 20px;">1. Certificate of Amendment filed with the Secretary of State, or</p> <p style="padding-left: 20px;">2. Statement of Change filed with the Secretary of State, <u>and</u></p> <p style="padding-left: 20px;">3. Minutes of Corporate meeting, Limited Liability Members meeting, Partnership agreement.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Old Trade Name</td> <td style="width: 50%;">New Trade Name</td> </tr> <tr> <td>Old Corporate Name</td> <td>New Corporate Name</td> </tr> </table>	Old Trade Name	New Trade Name	Old Corporate Name	New Corporate Name
Old Trade Name	New Trade Name				
Old Corporate Name	New Corporate Name				
Change of Location	<p>7. Change of Location</p> <p>NOTE TO RETAIL LICENSEES: An application to change location has a local application fee of \$750 payable to your local licensing authority. You may only change location within the same jurisdiction as the original license that was issued. Pursuant to 12-47-311 (1) C.R.S. Your application must be on file with the local authority thirty (30) days before a public hearing can be held.</p> <p>Date filed with Local Authority _____ Date of Hearing _____</p> <p>(a) Address of current premises _____</p> <p style="padding-left: 20px;">City _____ County _____ Zip _____</p> <p>(b) Address of proposed New Premises (Attach copy of the deed or lease that establishes possession of the premises by the licensee)</p> <p>Address _____</p> <p style="padding-left: 20px;">City _____ County _____ Zip _____</p> <p>(c) New mailing address if applicable.</p> <p>Address _____</p> <p style="padding-left: 20px;">City _____ County _____ State _____ Zip _____</p> <p>(d) Attach detailed diagram of the premises showing where the alcohol beverages will be stored, served, possessed or consumed. Include kitchen area(s) for hotel and restaurants.</p>				

Change of Manager	<p>8. Change of Manager or to Register the Manager of a Tavern, Hotel and Restaurant, Lodging & Entertainment liquor license or licenses pursuant to section 12-47-301(8).</p> <p>(a) Change of Manager (attach Individual History DR 8404-I H/R, Tavern and Lodging & Entertainment only) Former manager's name _____ New manager's name _____</p> <p>(b) Date of Employment _____ Has manager ever managed a liquor licensed establishment?..... Yes <input type="checkbox"/> No <input type="checkbox"/> Does manager have a financial interest in any other liquor licensed establishment?..... Yes <input type="checkbox"/> No <input type="checkbox"/> If yes, give name and location of establishment _____ _____</p>
Modify Premises or Addition of Optional Premises or Related Facility	<p>9. Modification of Premises, Addition of an Optional Premises, or Addition of Related Facility</p> <p>NOTE: Licensees may not modify or add to their licensed premises until approved by state and local authorities.</p> <p>(a) Describe change proposed <u>Add egress</u> _____ _____</p> <p>(b) If the modification is temporary, when will the proposed change: Start <u>8-1-2019</u> (mo/day/year) End <u>8-31-2019</u> (mo/day/year)</p> <p>NOTE: THE TOTAL STATE FEE FOR TEMPORARY MODIFICATION IS \$300.00</p> <p>(c) Will the proposed change result in the licensed premises now being located 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? (If yes, explain in detail and describe any exemptions that apply) Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>(d) Is the proposed change in compliance with local building and zoning laws?..... Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>(e) If this modification is for an additional Hotel and Restaurant Optional Premises or Resort Complex Related Facility, has the local authority authorized by resolution or ordinance the issuance of optional premises? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>(f) Attach a diagram of the current licensed premises and a diagram of the proposed changes for the licensed premises.</p> <p>(g) Attach any existing lease that is revised due to the modification.</p>
Tavern Conversion	<p>10. Tavern Conversion</p> <p><i>(Note* Must be completed by August 10, 2017 as the Tavern conversion will no longer be permitted. Only Tavern licenses issued before August 10, 2016, that do not fit the definition of a tavern as defined in section 12-47-103(38), C.R.S. may convert to a different license type.)</i> Please pick one of the following choices:</p> <p>(a) I wish to convert my existing Tavern Liquor License # _____ to a Lodging and Entertainment Liquor License?..... Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(b) I wish to convert my existing Tavern Liquor License # _____ to a _____ Liquor License? Yes <input type="checkbox"/> No <input type="checkbox"/></p>

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 President	Date 8-1-2019
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Report and Approval of LOCAL Licensing Authority (CITY / 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 applicable provisions of Title 12, Articles 46 and 47, C.R.S., as amended. **Therefore, This Application is Approved.**

Local Licensing Authority (City or County)	Date filed with Local Authority
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Signature	Title	Date
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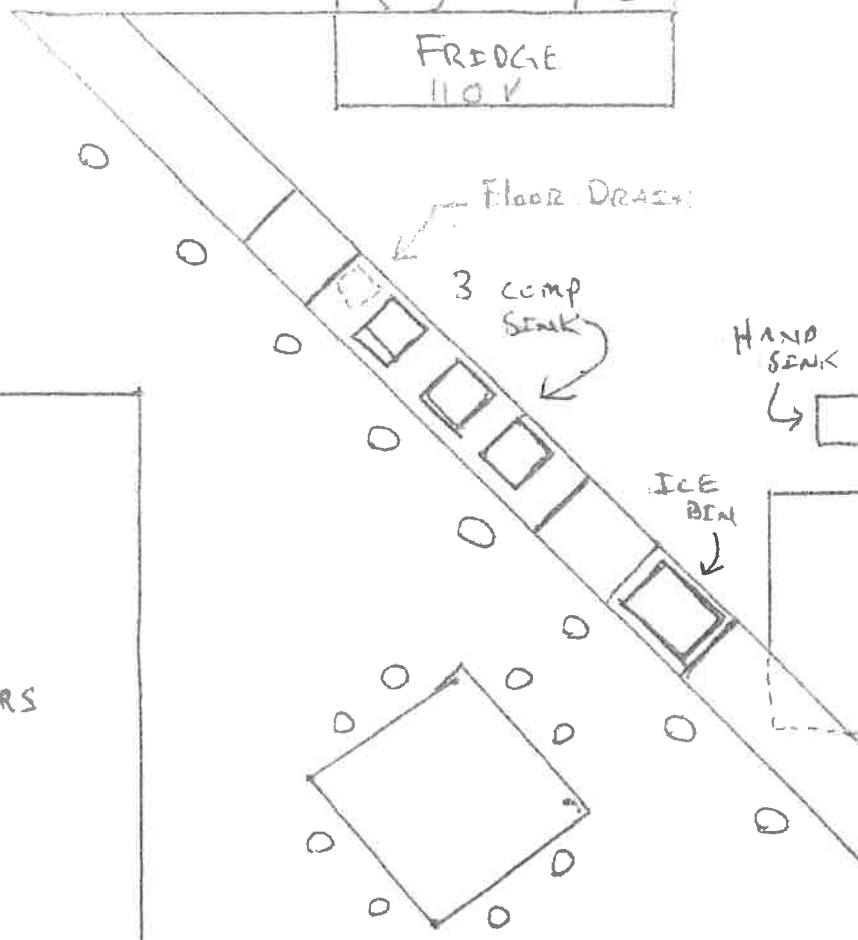
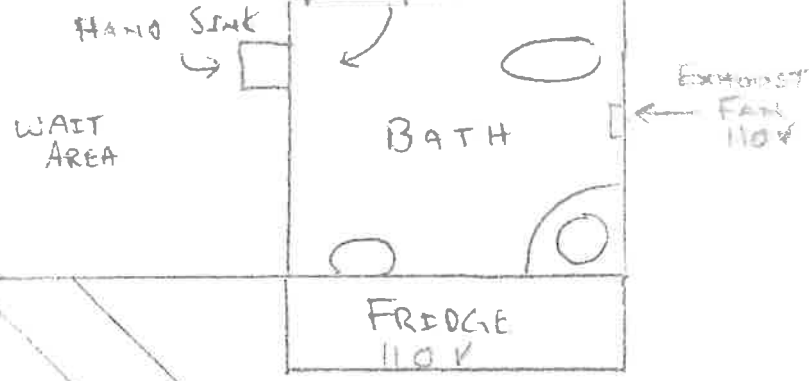
Report of STATE Licensing Authority

The foregoing has been examined and complies with the filing requirements of Title 12, Article 47, C.R.S., as amended.

Signature	Title	Date
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INTERIOR FINISH, PLUMBING & ELECTRICAL

NEW
EGRESS



□ = 1'

□ = MAP
 TO BE
 FILED W/
 BUILDING
 PERMIT &
 FORM DR 8442

5th ST.

Map 57

-1-2019

City Of Creede

This is what Kip's Grill @ 101 E 5th St has on file for it's Liquor License upstairs foot print and signed off building permit from 2011/2012.

It does not match what the city has on file.

Please see form DR8442 to be file for accurate foot print and building permit foot print.

Sincerely
Kip Nagy
Kip's Grill, LLC
President

A handwritten signature in black ink, appearing to read "Kip Nagy", with a long horizontal flourish extending to the right.

COMPLIANCE AGREEMENT

THIS COMPLIANCE AGREEMENT ("Agreement") is entered into on December 6, 2011 by and between the City of Creede, a Colorado statutory town ("City") and Kip Nagy ("Owner"), as the property owner of Kip's Grill, 101 E. 5th Street, Creede, Colorado, ("Property"). This Agreement rescinds the Stop Work Order issued on November 20, 2011, and revised on November 23, 2011, and permits construction to proceed under City of Creede Building Permit 11-23 ("Permit 11-23") in accordance with and subject to the terms and conditions in this Agreement.

1. **CONSTRUCTION DOCUMENTS:** City and Owner agree that the original construction documents submitted to the City were not prepared by a "registered design professional" as defined by the 2003 International Building Code; however, the City agrees to partially waive and modify such requirement in accordance with the authority set forth in Section 106.1 of the 2003 International Building Code subject to the terms and conditions of this Agreement.

2. **CONDITION OF RESCINDING STOP WORK ORDER:** As a condition of rescinding the Stop Work Order, Owner agrees to abide by the following conditions:

- a. Owner shall submit construction drawings prepared by a registered design professional showing all structural tolerances and weight limits for the floor above the existing restaurant and shall show other construction occurring or to occur on the Property on or before January 1, 2012.
- b. No occupancy of the second floor area shall be permitted until construction drawings are prepared and submitted to City and approved by City.
- c. No work shall be performed over walkways during operation of business.
- d. Railing and/or sheeting shall be installed as necessary to prevent falling materials or tools from endangering the public.
- e. Protective fencing shall be maintained to protect the sidewalk area.
- f. City agrees that Owner may continue to operate businesses on the Property during the period of construction for Permit 11-23 provided that Owner complies with all applicable health codes.

3. **CONTINUING AUTHORITY:** This Agreement shall not restrict the authority of the Building Official or Building Inspector from conducting inspections, requesting information or issuing subsequent stop work orders or notices of violation as such authority is set forth in the 2003 IBC as adopted by the City and as may be amended.

READ, UNDERSTOOD AND AGREED

CITY OF CREEDE:

Ramona Weber 12/7/11
Ramona Weber, Building Inspector Date

ATTEST:

Randi DePriest 12/7/11
Randi DePriest, City Clerk Date

APPROVED AS TO FORM:

Meredith Van Horn 12/6/11
Meredith Van Horn, Asst. City Attorney Date

OWNER:

Kip Nagy 12-8-11
Kip Nagy Date

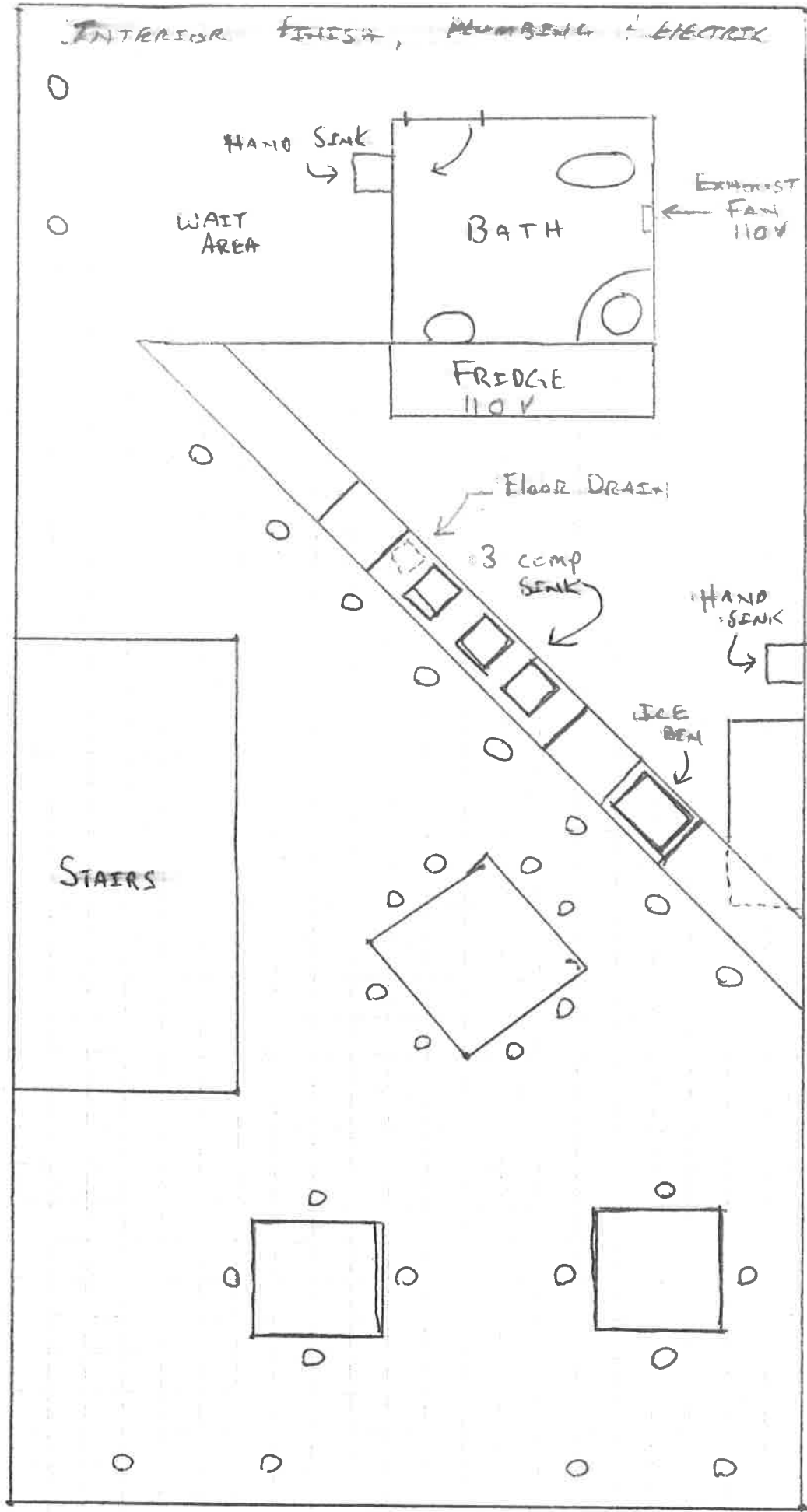
APPROVED AS TO FORM:

Steve Atencio 12/8/11
Steve Atencio, Attorney for Owner Date

CITY CLERK
719-658-2276
RAMONA
719-588-9541

INTERIOR FINISH, PLUMBING & ELECTRIC

Main ST

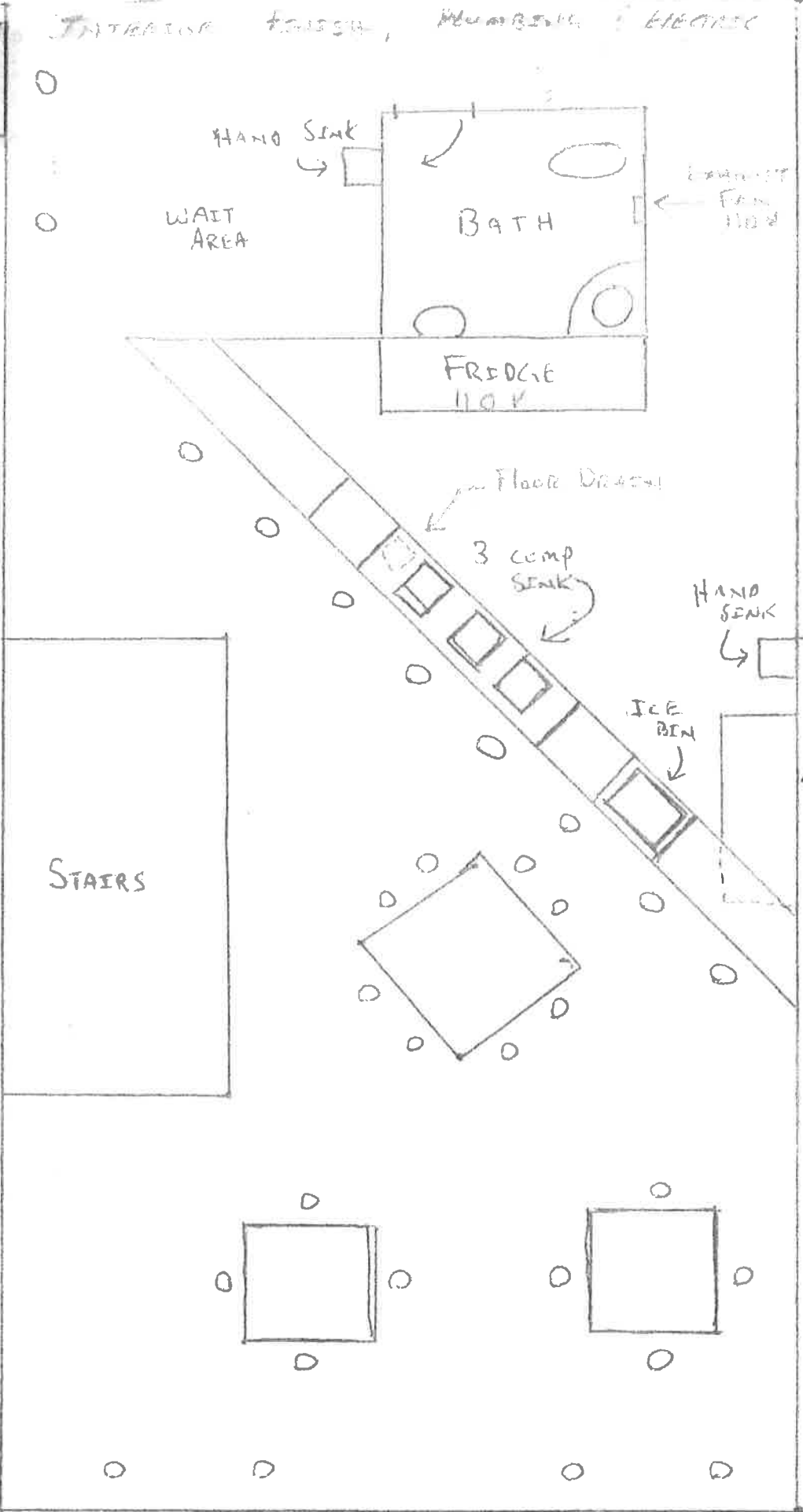


5th ST


□ = 1'


INTERIOR FLOOR PLAN, MEMBERSHIP EGRESS

NEW EGRESS



Map of

 = MAP TO BE
 FILLED W/
 BUILDING PERMIT &
 FORM DR 8442

 = 1'

5th ST



March 27, 2012

Kip Nagy
PO Box 457
Creede, CO 81130

**RE: KIP'S GRILL - UPPER LEVEL FLOOR FRAMING
101 5TH STREET, CREEDE, CO
FILE #12187**

Dear Mr. Nagy,

Please find attached design drawings for the upper level floor framing system of the above referenced project. This floor framing system has been designed in compliance with required allowable live load conditions of the 2012 IBC.

Loading conditions include a 100 lb. per square foot live load in addition to a 10 lb. per square foot dead load of building materials. This would provide a total design load of 110 lbs. per square foot.

If I can be of further assistance with respect to the completion of the Kip's Grill restaurant project, please feel free to contact my office.

Sincerely,

HERNDON ENGINEERING, INC.


MICHAEL C. HERNDON, P.E.
Architectural Engineer

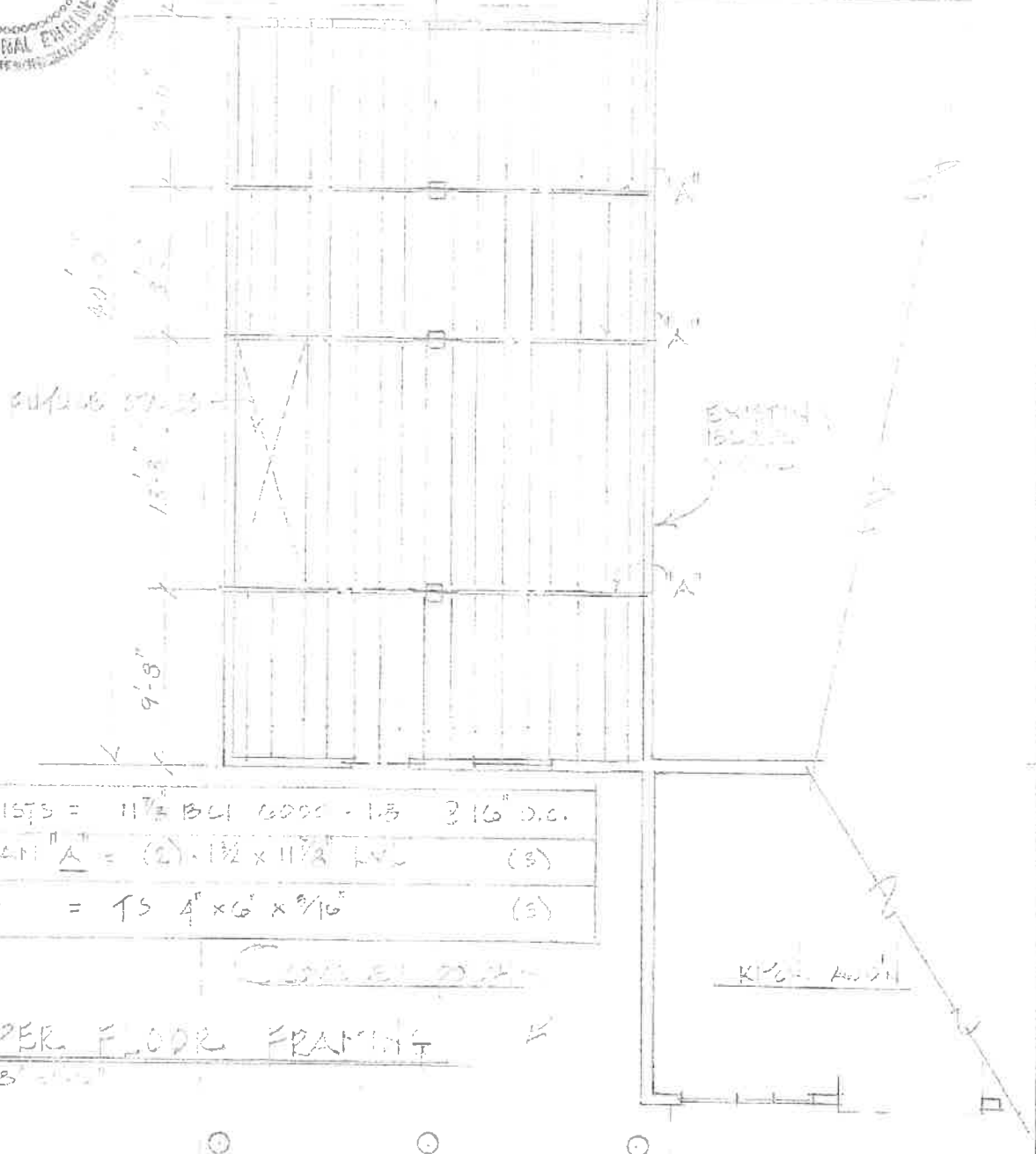


Professional Engineering License #23161

MCH: adh



LIVE LOAD = 100 psf
 DEAD LOAD = 10 psf
 TOTAL LOAD = 110 psf

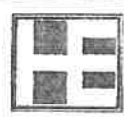


JOISTS =	11 1/2" BCI 6090 - 13	2 1/2" O.C.
BEAM "A" =	(2) - 1 1/2" x 11 1/2" LVL	(3)
⊞ =	13 4" x 6" x 3/16"	(3)

UPPER FLOOR FRAMING



KIP'S GRILL
 101 5th ST
 CREED, CO.
 #12187 3/26 2010



HERNDON
ENGINEERING

5530 S 79TH E PL, STE 2, TULSA, OK



Good Neighbor Policy

Kip's Grill and its immediate neighbors have maintained and nurtured communications regarding noise levels and stewardship of maintaining property for the past 15 years.

When an issue comes up, neighbors like Barb Roughton have always spoken directly to Kip or management at Kip's Grill and immediate corrections have always been made to satisfy the situation.

We appreciate all the people who have communicated with Kip's on a direct level. That is truly part of being a good neighbor.

Kip's will be sold as a franchise and I will remain president of Kip's Grill. I will be helping out during the transition of ownership and I will continue to oversee the operations at the Creede location.

That being said, Kip's Grill, Creede's 3rd largest business, will continue to maintain its daily hours of 11am to 10pm. We recognize that the new owners, Marty and Corey, advertised the hours of The M Lounge as "hours open till ???". As they have gotten to know the community, they have gained a new and different perspective. We, Martin, Corey and I, as business partners, have discussed "good neighbor policies" on a daily level and they intend to make that a top priority moving forward. The following are what we believe the concerns of our immediate neighbors are:

1. Hours of operation....They will remain 6am-10pm daily
2. Noise levels...
3. New Ownership and the guideline for the new owner

KIP'S GRILL

Pleasin' The People!

KIP NAGY

101 E. 5th St.
Creede, CO 81130
719-850-0749

kip@kipsgrill.com

<http://www.facebook.com/kipsgrill>

<http://www.kipsgrill.com>



7-27-2019

Amanda, Barb, Bill, Rick

Thank you Barb and Bill for hosting all of us last night and thanks to everyone for joining us.

Here is my contact that you or your guest can use to text me if we have a noise issue. I am suggesting an unhappy emoji face be texted and the the issue will be handle immediately.

Kip Nagy 719-850-0749
Martin Lewis 480-330-3455

I would also like to follow up by writing a letter that expresses your continued support of Kip's Grill and the assurance that you would like to have Kip's Grill renew its Liquor License.

Sincerely,

Kip Nagy



President/Owner Kip's Grill
719-850-0749
kip@kipsgrill.com
PO Box 547
101 E 5th St
Creede, Co 81130

DNA

DAN NAIMAN ARCHITECTURE
104 Mill street
P.O. box 1194
Bayfield, Colorado 81122
(970) 903-4002
dan@dansdesigns.net

8/13/2019

Creede Town Hall.
Mr. Louis Fineberg
2223 N. Main Street
P.O. Box 457
Creede, CO 81130

Dear Mr. Fineberg,

It is my pleasure to present you with this proposal for professional services to provide building department plan reviews and building inspections. This proposal, if accepted, shall be an agreement (Agreement) between the Town of Creede, Colorado, (hereinafter referred to as the Client) and Dan Naiman Architecture (hereinafter referred to as **DNA**) and pertains to the scope of services to be provided by **DNA**.

DNA will provide the following **BASIC SERVICES** as described under the terms of this agreement. The scope of work covered in this proposal will be primarily limited to:

- 1). Commercial and residential building plan reviews for new construction, remodeling and additions of existing structures, tenant improvements or any other submittal requiring building department review and oversight.
- 2). Building inspection services. Commercial and residential building inspection services for code compliance with the locally adopted building codes (currently the 2003 International Building Codes).

The scope of work above does not include Electrical inspections or any other inspection that is typically performed by the State of Colorado inspectors or local Fire department staff

Services not set forth above as Basic Services and not listed as part of this Agreement are specifically excluded from the scope of **DNA** services.

The basic Professional services described above will be billed:

Plan review for commercial and residential permit applications -	\$100.00/hr.
Building inspection services per trip to Creede, Colorado	\$ 800.00/trip

(**DNA** recommends a minimum of 4 inspections be scheduled per trip in order to be cost effective).

Any additional expenses beyond those necessary to perform the work described above will be billed at cost + 10%.

Payment of any invoice by the Client to **DNA** shall be taken to mean the Client is satisfied with the services provided up to the date of payment and is not aware of any deficiencies in those services.

Billing will be as follows:

Plan reviews charges will be billed on a monthly basis with payment due upon receipt of an invoice.

Building inspections will be billed per trip to Creede Colorado, with payment due when inspection reports are submitted. It is anticipated that the inspection reports will be submitted prior to leaving Creede.

Information Provided by Others: Unless provided for under this agreement, the Client shall furnish, at the Clients expense, all information, requirements, reports, data, surveys and instructions required by this agreement. **DNA** may use such information, requirements, reports, data, surveys and instructions in performing its services and is entitled to rely upon the accuracy and completeness thereof. If, during the term of this Agreement, circumstances or conditions that were not originally contemplated by or known to **DNA** are revealed, to the extent that they affect the scope of services, compensation, schedule, allocation of risks or other material terms of this Agreement, **DNA** may call for renegotiation of appropriate portions of this Agreement. **DNA** shall notify the Client of the changed conditions necessitating renegotiation, and **DNA** and the Client shall promptly and in good faith enter into renegotiation of this Agreement to address the changed conditions. If terms cannot be agreed to, the parties agree that either party has the absolute right to terminate this Agreement, in accordance with the Termination provision hereof.

Nothing contained in this agreement shall create a contractual relationship with or a cause of action in favor of a third party against either the Client or **DNA**. **DNA's** services under this agreement are being performed solely for the Clients benefit, and no other party or entity shall have any claim against **DNA** because of this agreement or the performance or nonperformance of services hereunder.

Termination:

In the event of termination of this Agreement by either party, the Client shall within fifteen (15) calendar days of termination pay the Consultant for all services rendered and all reimbursable costs incurred by the Consultant up to the date of termination, in accordance with the payment provisions of this Agreement. The Client may terminate this Agreement for the Client's convenience and without cause upon giving the Consultant not less than seven (7) calendar days' written notice. Either party may terminate this Agreement for cause upon giving the other party not less than seven (7) calendar days' written notice for any of the following reasons:

- Substantial failure by the other party to perform in accordance with the terms of this Agreement and through no fault of the terminating party;
- Assignment of this Agreement or transfer of the Project by either party to any other entity without the prior written consent of the other party;
- Suspension of the Project or the Consultant's services by the Client for more than ninety (90) calendar days, consecutive or in the aggregate;
- Material changes in the conditions under which this Agreement was entered into, the Scope of Services or the nature of the Project, and the failure of the parties to reach agreement on the compensation and schedule adjustments necessitated by such changes.

In the event of any termination that is not the fault of, **DNA**, the Client shall pay the Consultant, in addition to payment for services rendered and reimbursable costs incurred, for all expenses reasonably incurred by **DNA** in connection with the orderly termination of this Agreement,

including but not limited to demobilization, reassignment of personnel, associated overhead costs and all other expenses directly resulting from the termination.

Please sign this and a duplicate of this proposal to acknowledge your acceptance of our proposal and return one signed copy to our office. The other signed copy is for your records. Thank you for the opportunity to provide Professional services for your Town.

Sincerely,

Daniel A. Naiman, Architect

The foregoing is hereby acknowledged, agreed to and accepted:

Dated:
