

Town of Garden City Minutes

December 13, 2016

Regular Meeting

Mayor Lonelle Archuleta called the meeting to order at 7:00 P.M.

Mayor Lonelle Archuleta and Trustees Terry Greenwood, Manuel Ramos, Tara Murlowski, Willie Spaedt, Fil Archuleta and Clarence Krieger were present. Staff present: Cheryl Campbell, Town Administrator; Abby Clabough, Deputy Clerk. Also present were Tom Wilczynski and Melinda Kadinger of Smokey's, John Rotherham of Nature's Herbs and Wellness, Rick Behning of Baseline Engineering and Dennis Kendrick of 2630 9th Avenue, Garden City.

Consent Agenda

- a. Approve Minutes from November 15, 2016 Regular Meeting
- b. Approve Minutes from November 22, 2016 Special Meeting
- c. Approve Minutes from December 6, 2016 Special Meeting
- d. Approve Treasurer's Report for November 2016
- e. Approve Paid Bills
- f. Approve Bills To Be Paid

Fil Archuleta moved and Manuel Ramos seconded to approve the Consent Agenda, items a - f.
7 Aye. 0 Nay. Motion carried.

Public Not On The Agenda Invited To Be Heard

Dennis Kendrick stated that he has a restraining order against someone. When the restraining order was filed, a fictitious birthday was noted on the order. Mr. Kendrick stated that because of the incorrect birthday, the Sheriff's Office is saying they won't enforce the restraining order. Attorney Don Hoff suggested that the Town contact Deputy Simmons to follow up.

Police Report

There was no discussion regarding the police report.

Marijuana Licensing Issues

- a. Smokey's Retail Marijuana Store License RMJ032017 Renewal Application

Tom Wilczynski and Melinda Kadinger represented Smokey's. Terry Greenwood moved and Tara Murlowski seconded to approve Smokey's Retail Marijuana Store License RMJ032017 renewal for their store at 2515 7th Avenue. 7 Aye. 0 Nay. Motion carried.

- b. Smokey's Retail Marijuana OPC License RMJ032017OPC Renewal Application

Tom Wilczynski and Melinda Kadinger represented Smokey's. Fil Archuleta moved and Clarence Krieger seconded to approve Smokey's OPC License RMJ032017OPC renewal for 2515 7th Avenue. 7 Aye. 0 Nay. Motion carried.

- c. Nature's Herbs and Wellness Center Retail Marijuana Store License RMJ022017 Renewal Application

John Rotherham represented Nature's Herbs and Wellness. Terry Greenwood moved and Clarence Krieger seconded to approve Nature's Herbs and Wellness Center Retail Marijuana Store License RMJ022017 renewal for their store at 540 27th Street. 7 Aye. 0 Nay. Motion carried.

d. Nature's Herbs and Wellness Center Retail Marijuana OPC License RMJ022017OPC Renewal Application

John Rotherham represented Nature's Herbs and Wellness. Fil Archuleta moved and Clarence Krieger seconded to approve Nature's Herbs and Wellness Center Retail OPC License RMJ022017OPC renewal at 540 27th Street. 7 Aye. 0 Nay. Motion carried.

e. Nature's Herbs and Wellness Center Retail Marijuana MIP License RMJ022017MIP Renewal Application

John Rotherham represented Nature's Herbs and Wellness. Fil Archuleta moved and Clarence Krieger seconded to approve Nature's Herbs and Wellness Center Retail Marijuana MIP License RMJ022017MIP renewal at 522 27th Street. 7 Aye. 0 Nay. Motion carried.

Consider Baseline Proposal for RFP Development for 8th Avenue Construction Plans

Rick Behning represented Baseline Engineering. Mr. Behning stated the first draft of the RFP would be completed in early January, and the firm would need another seven days after the Board reviews the document to finalize the RFP. Willie Spaedt moved and Tara Murlowski seconded to accept Baseline Engineering's proposal to develop the RFP for 8th Avenue construction plans. 7 Aye. 0 Nay. Motion carried.

Xcel Energy - Second Reading and Adoption of Ordinance No. 06-2016 An Ordinance Of The Town Of Garden City, Colorado Granting By A Non-Exclusive Franchise To Public Service Company Of Colorado, Its Affiliates, Successors And Assigns, The Right To Use The Streets Within The Town To Furnish, Sell, Transmit, Transport And Distribute Electricity To The Town And To All Residents Of The Town, Granting The Right To Acquire, Construct, Install, Locate, Maintain, Operate And Extend Into, Within And Through The Town All Facilities Reasonably Necessary To Furnish, Sell, Transmit, Transport And Distribute Electricity Within And Through The Town, And Granting The Right To Provide Street Lighting Service To The Town; And Fixing The Terms And Conditions Thereof.

Cheryl Campbell read Ordinance No. 06-2016. Fil Archuleta moved and Manuel Ramos seconded to adopt Ordinance No. 06-2016. Roll call vote: Tara Murlowski – Yes, Terry Greenwood – Yes, Willie Spaedt – Yes, Lonelle Archuleta – Yes, Clarence Krieger – Yes, Fil Archuleta – Yes, Manuel Ramos – Yes. 7 Aye. 0 Nay. Motion carried.

Adopt Resolution No. 10-2016 Adoption of Budget

Fil Archuleta moved and Willie Spaedt seconded to adopt Resolution No. 10-2016. Roll call vote: Clarence Krieger – Yes, Willie Spaedt – Yes, Manuel Ramos – Yes, Fil Archuleta – Yes, Terry Greenwood – Yes, Lonelle Archuleta – Yes, Tara Murlowski – Yes. 7 Aye. 0 Nay. Motion carried.

Adopt Resolution No. 11-2016 To Appropriate Sums of Money

Fil Archuleta moved and Manuel Ramos seconded to adopt Resolution No. 11-2016. Roll call vote: Manuel Ramos – Yes, Fil Archuleta – Yes, Lonelle Archuleta – Yes, Terry Greenwood – Yes, Clarence Krieger – Yes, Tara Murlowski – Yes, Willie Spaedt – Yes. 7 Aye. 0 Nay. Motion carried.

Adopt Resolution No. 12-2016 A Resolution Levying General Property Taxes for the Year 2016 to Help Defray the Costs of Government, for the Town of Garden City, Colorado, for the 2017 Budget Year

Manuel Ramos moved and Fil Archuleta seconded to adopt Resolution No. 12-2016. Roll call vote: Tara Murlowski – Yes, Lonelle Archuleta – Yes, Willie Spaedt – Yes, Fil Archuleta – Yes, Manuel Ramos – Yes, Clarence Krieger – Yes, Terry Greenwood – Yes. 7 Aye. 0 Nay. Motion carried.

Consider Ordinance Regarding Aggressive Solicitation

The Ordinance will be considered at the Board Meeting on January 17, 2017.

Consider Modified Town Hall Hours

Cheryl Campbell, Town Administrator, and Abby Clabough, Deputy Clerk, believe that keeping the Town Hall open later one day a week will benefit the public by allowing people to conduct business at the Town Hall after typical business hours. The suggested new hours are Monday – Wednesday 9:00 a.m. – 4:00 p.m., Thursday 9:00 a.m. – 6:00 p.m. and Friday 9:00 a.m. – 12:00 p.m.

Fil Archuleta moved and Manuel Ramos seconded to approve the new Town Hall hours as suggested. 7 Aye. 0 Nay. Motion carried.

Attorney's Report

Attorney Don Hoff spoke with Dollar Tree regarding their proposal for the 8th Avenue property. Dollar Tree stated that the buildings that house the Greeley Dollar Trees are not owned by the company, meaning Dollar Tree has no control over the appearance and maintenance of the buildings and lots of Dollar Tree stores in Greeley. The stores average \$1.8 million in sales a year, which translates to approximately \$54,000 a year in sales tax revenue for the Town of Garden City. Look at <http://www.mccormickequities.com/> for more information on the company interested in purchasing the lot.

Other Board Issues

Town Administrator Cheryl Campbell discussed the meeting with Greeley regarding a proposed IGA for water and sewer. Garden City does not agree with Greeley's suggested Plant Improvement Fees. Town Attorney Don Hoff wants to speak with Greeley's attorney regarding the proposed IGA. Fil Archuleta moved and Manuel Ramos seconded to approve Don Hoff to speak with Greeley's attorney. 7 Aye. 0 Nay. Motion carried.

Announcements

- a. Comcast Channel Lineup Change – available at the Town Hall
- b. Holiday Schedule: Town Hall will be closed on December 23rd and 26th, 2016 and closed January 2nd, 2017

Adjourn

Since there was no further business, Fil Archuleta moved and Manuel Ramos seconded to adjourn the meeting. 7 Aye. 0 Nay. Motion carried. Mayor Lonelle Archuleta adjourned the meeting at 8:13 p.m.