

## Town of Garden City Minutes

February 21, 2017

Regular Meeting

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

Mayor Lonelle Archuleta and Trustees Manuel Ramos, Tara Murlowski, Willie Spaedt, Fil Archuleta and Clarence Krieger were present; Trustee Terry Greenwood was absent. Staff present: Cheryl Campbell, Town Administrator; Abby Clabough, Deputy Clerk; Don Hoff, Town Attorney. Also present were Anna Hatch, Attorney for LivWell Enlightened Health and Jeremy Black of 128 S 2<sup>nd</sup> St., LaSalle, CO 80645.

### Consent Agenda

- a. Approve Minutes From February 07, 2017 Regular Meeting
- b. Approve Treasurer's Report for January 2017
- c. Approve Paid Bills
- d. Approve Bills To Be Paid

Fil Archuleta moved and Manuel Ramos seconded to approve Consent Agenda items a through d. 6 Aye. 0 Nay. Motion carried.

### Public Not On The Agenda Invited To Be Heard

There was none.

### Police Report

No comment.

### Marijuana Licensing Issues

a. LivWell I LLC DBA LivWell Retail Store License Renewal Application For License RMJ012017  
Anna Hatch represented LivWell. Tara Murlowski moved and Manuel Ramos seconded to approve LivWell's retail store license RMJ012017. 6 Aye. 0 Nay. Motion carried.

There was discussion regarding LivWell's employee use of the Town's property on 8<sup>th</sup> Avenue for parking. The Town has been picking up trash and LivWell should assume responsibility for keeping the lot clean. Ms. Hatch stated that LivWell would start cleaning the lot immediately.

Attorney Don Hoff suggested that LivWell pay rent for their use of the 8<sup>th</sup> Avenue property. Fil Archuleta moved and Clarence Krieger seconded to put the matter on the Agenda for the Board Meeting on March 7, 2017. 6 Aye. 0 Nay. Motion carried.

### Consider Job Description for the Police Chief's Position

Attorney Don Hoff suggested that references to assisting Federal Agencies and upholding Federal Law be removed from the job description. "Scheduling Court Bailiff" should be added. The Board decided that the Police Chief should report to the Town Administrator rather than reporting to the Board. Fil Archuleta moved and Clarence Krieger seconded to approve the job description with the aforementioned changes. 6 Aye. 0 Nay. Motion carried.

Consider Realtor's Listing Agreement from Jim Neufeld, Remax Commercial for 8<sup>th</sup> Avenue Property  
Attorney Don Hoff recommended that the length of the contract extend no more than 120 days. Mr. Hoff also suggested that there should be a clause that states that no payment will be made if one of the parties that has previously expressed interest purchases the property. After some discussion, it was determined that the Town will split the commission with the broker and pay 3%, as the broker will have made a financial investment in the sale of the property. No payment will be made to the broker after expiration of the contract if the property is purchased by one of the previously interested parties. Fil Archuleta moved and Tara Murlowski seconded to approve the Listing Agreement with the changes discussed. 6 Aye. 0 Nay. Motion carried.

Consider Capital Improvement CD at First Farm Bank

Fil Archuleta moved and Clarence Krieger seconded to not renew the CD and transfer the money to the checking account for Capital Improvement expenses. 6 Aye. 0 Nay. Motion carried.

Consider Request from CDR Associates

Mayor Lonelle Archuleta and Trustees Willie Spaedt, Manuel Ramos, Fil Archuleta and Tara Murlowski are interested in attending a meeting regarding the US 34 Planning and Environmental Linkage (PEL). Fil Archuleta moved and Manuel Ramos seconded that the Town Staff arrange a meeting with CDR Associates. 6 Aye. 0 Nay. Motion carried.

Attorney's Report

Attorney Don Hoff met with Greeley's Attorney regarding the proposed Water & Sewer IGA. Mr. Hoff told Greeley's Attorney that the Town does not accept the terms outlined in the IGA and that Greeley should not contact the Town Staff further about the matter; any further discussion should go through Mr. Hoff.

Other Board Issues

Trustees Willie Spaedt and Tara Murlowski need Elected Officials Liability training. Town Administrator Cheryl Campbell will research options.  
Discussion regarding the purchase of 2719 7<sup>th</sup> Avenue will be added to the March 7, 2017 Agenda.

Announcements

Americanism Day February 26, 2017 1:00 PM VFW 2514 7th Avenue. RSVPs required. This is an annual lunch event at which first responders from local law enforcement and emergency services agencies are recognized for going above and beyond the call of duty. The Auxiliary provides the meal at no cost to attendees. Mayor Archuleta will deliver a proclamation during the program.

Matson Construction is planning a free shredding day at the end of April or beginning of May that will be open to all Garden City residents and businesses. Residents' shredding will be unlimited while business owners will be allowed up to a yet to be determined amount.

Adjourn

Since there was no further business, Fil Archuleta moved and Clarence Krieger seconded to adjourn the meeting. 6 Aye. 0 Nay. Motion carried. Mayor Lonelle Archuleta adjourned the meeting at 8:34 p.m.