

Town of Garden City Minutes

January 2, 2019

Regular Meeting

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

Mayor Fil Archuleta and Trustees Willie Spaedt, Alex Lopez, Tricia Widener, and Clarence Krieger were present. Trustee Gary Sorensen was absent. Staff present: Cheryl Campbell, Town Administrator; Abby Spaedt, Assistant Town Administrator; Judy Baudour, Deputy Clerk; Town Attorney Amy Penfold, and Chief Jeremy Black. Also, present were Glenna Medina, VFW 2121; Noelle Gomez, 2711 7th Avenue; Ryan Reagan, 8th Avenue Wing Shack; Erica Pilch, XG Platinum; Sarah Mercer and Abby Kirkbride of Brownstein Hyatt Farber Schreck LLP participated via conference call.

Consent Agenda

- a. Approve Minutes from December 10, 2018 Special Meeting
- b. Approve Minutes from December 11, 2018 Meeting
- c. Approve Paid Bills
- d. Approve Bills to Be Paid
- e. Approve Payment of \$3,925.25 to J & T Consulting
- f. Approve Payment of \$2885.57 to ProCode Inc.
- g. Approve Payment of \$10,043.98 to Brownstein Hyatt Farber Schreck LLP

Tricia Widener moved, and Alex Lopez seconded to approve the Consent Agenda, items a. – g. 5 Aye. 0 Nay. Motion carried.

Public Not On The Agenda Invited To Be Heard

There was none.

Liquor Licensing Issues

- a. Pioneer Post Club of Greeley DBA Pioneer Greeley Post 2121 Tavern With Live Entertainment Liquor License Renewal

Glenna Medina, Manager, represented the license. Garden City PD, Greeley Fire Dept., and Weld County Health Dept. reported no violations and no objections to renewal. Building Inspector Jonathan Gesick reported one violation to be corrected. Ms Medina reported that the violation had been corrected. Clarence Krieger moved, and Alex Lopez seconded to approve the Tavern With Live Entertainment Liquor License Renewal for Pioneer Post 2121. 5 Aye. 0 Nay. Motion carried.

- b. Wing Shack Enterprises DBA 8th Avenue Wing Shack Hotel & Restaurant Liquor License Renewal

Ryan Reagan, Manager, represented the license. Garden City PD., and Weld County Health Dept. reported no violations and no objections to renewal. Greeley Fire Dept. and Building Inspector Jonathan Gesick have not completed the inspections as of January 2nd, 2019. Alex Lopez moved, and Willie Spaedt seconded to approve the Hotel and Restaurant Liquor License Renewal for 8th Avenue Wing Shack contingent upon a positive report from the Building Inspector and Greeley Fire Dept. 5 Aye. 0 Nay. Motion carried.

Marijuana Licensing Issues

a. XG Platinum Change Of Location For License RMJ042019MIP

Erica Pilch, Owner, submitted a Change of Location application for her retail MIP License from 422 26th Street to 2506 6th Avenue. Tricia Widener moved, and Alex Lopez seconded to approve the Change of Location for XG Platinum License No. RMJ042019MIP. 5 Aye. 0 Nay. Motion carried.

b. XG Platinum Change Of Location For License MMJ042019MIP

Erica Pilch, Owner, submitted a Change of Location application for her medical MIP License from 422 26th Street to 2506 6th Avenue. Alex Lopez moved, and Tricia Widener seconded to approve the Change of Location for XG Platinum License No. MMJ042019MIP. 5 Aye. 0 Nay. Motion carried.

c. XG Platinum Modification Of Premises At 2506 6th Avenue

Erica Pilch, Owner, submitted a Modification of Premises application for 2506 6th Avenue. Tricia Widener moved, and Alex Lopez seconded to approve the Modification of Premises application for XG Platinum. 5 Aye. 0 Nay. Motion carried.

MAD Holdings Commercial Revitalization Grant Final Review and Payment of \$8000.00

Alex Lopez moved, and Willie Spaedt seconded to continue this item to the January 15th, 2019 regular meeting. 5 Aye. 0 Nay. Motion carried.

Teleconference with Attorneys Regarding CDOT Meeting-May Be an Executive Session

Alex Lopez moved to go into Executive Session for a conference with Legal Counsel for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b). Willie Spaedt seconded the motion. 5 Aye. 0 Nay. Motion carried. The Board went into Executive Session at 7:15 p.m.

Mayor Fil Archuleta announced the end of the executive session with the following statement:

“The time is now 7:35 p.m., and the executive session has been concluded. The participants in the executive session were Trustees Willie Spaedt, Alex Lopez, Tricia Widener, and Clarence Krieger. Town Attorney Amy Penfold, Town Administrator Cheryl Campbell, Assistant Town Administrator Abby Spaedt, and myself, Mayor Fil Archuleta. Participating via teleconference were Attorneys Sarah Mercer and Abby Kirkbride of Brownstein Hyatt Farber Schreck LLP. For the record, if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, I would ask that you state your concerns for the record. Seeing none, the next agenda item is.....”

Consider Involvement In The North Front Range Metropolitan Planning Organization

Willie Spaedt moved, and Alex Lopez seconded to appoint Mayor Fil Archuleta as the representative for the Town of Garden City in The North Front Range Metropolitan Planning Organization. 5 Aye. 0 Nay. Motion carried.

Willie Spaedt moved, and Tricia Widener seconded to appoint Alex Lopez as the alternate representative for the Town of Garden City in The North Front Range Metropolitan Planning Organization. 5 Aye. 0 Nay. Motion carried.

Consider Hand Railing At The Corner Of 26th Street And 8th Avenue

Alex Lopez requested photos of the area surrounding the Everyday Store for the January 15, 2019 meeting to aide in the discussion. The Board instructed staff to research the cost of decorative railing and curbing for the corner. Willie Spaedt moved, and Alex Lopez seconded to approve the installation of hand railing at Greeley Hat Works. 5 Aye. 0 Nay. Motion carried.

Consider Designation Of Posting And Publishing Locations For 2019

Willie Spaedt moved, and Tricia Widener seconded to approve the marquee on the west side of the building as the posting location and the Greeley Tribune as the publishing location for 2019. 5 Aye. 0 Nay. Motion carried.

Consider Sale Of Flashing Speed Signs

Willie Spaedt moved, and Alex Lopez seconded to sell the flashing speed signs for half of the original cost per sign, with a lowest final sale price of \$3000.00 per sign. 5 Aye. 0 Nay. Motion carried.

Adopt Resolutions

- a. Adopt Resolution 01-2019 A Resolution Extending The Town Of Garden City's Commercial Revitalization Grant Program For 2019

Tricia Widener moved, and Willie Spaedt seconded to adopt Resolution 01-2019 A Resolution Extending The Town Of Garden City's Commercial Revitalization Grant Program For 2019. A roll call vote was taken: Fil Archuleta – Yes, Tricia Widener – Yes, Alex Lopez – Yes, Clarence Krieger – Yes, Willie Spaedt – Yes. 5 Aye. 0 Nay. Motion carried.

- b. Adopt Resolution 02-2019 A Resolution Extending The Town Of Garden City Landscape Voucher Program For 2019

Willie Spaedt moved, and Tricia Widener seconded to adopt Resolution 02-2019 A Resolution Extending The Town Of Garden City Landscape Voucher Program For 2019. A roll call vote was taken: Alex Lopez – Yes, Clarence Krieger – Yes, Willie Spaedt – Yes, Fil Archuleta – Yes, Tricia Widener – Yes. 5 Aye. 0 Nay. Motion carried.

- c. Adopt Resolution 03-2019 A Resolution Extending The Garden City Residential Landscape Improvement And Water Rebate Program For 2019.

Alex Lopez moved, and Willie Spaedt seconded to adopt Resolution 03-2019 A Resolution Extending The Garden City Residential Landscape Improvement And Water Rebate Program For 2019. A roll call vote was taken: Clarence Krieger – Yes, Alex Lopez – Yes, Willie Spaedt – Yes, Fil Archuleta – Yes, Tricia Widener – Yes. 5 Aye. 0 Nay. Motion carried.

- d. Adopt Resolution 04-2019 A Resolution Extending The Town Of Garden City's Single Family Residential Revitalization Grant Program For 2019

Tricia Widener moved, and Willie Spaedt seconded to adopt Resolution 04-2019 A Resolution Extending The Town Of Garden City's Single Family Residential Revitalization Grant Program For 2019. A roll call vote was taken: Tricia Widener – Yes, Fil Archuleta – Yes, Alex Lopez – Yes, Willie Spaedt – Yes, Clarence Krieger – Yes. 5 Aye. 0 Nay. Motion carried.

- e. Adopt Resolution 05-2019 A Resolution Extending The Garden City Pavement Improvement Grant Program For 2019

Alex Lopez moved, Willie Spaedt seconded to adopt Resolution 05-2019 A Resolution Extending The Garden City Pavement Improvement Grant Program For 2019. A roll call vote was taken: Tricia Widener – Yes, Clarence Krieger – Yes, Willie Spaedt – Yes, Fil Archuleta – Yes, Alex Lopez – Yes. 5 Aye. 0 Nay. Motion carried.

- f. Adopt Resolution 06-2019 A Resolution Extending The Garden City Fence Grant Program For 2019

Tricia Widener moved, and Willie Spaedt seconded to adopt Resolution 06-2019 A Resolution Extending The Garden City Fence Grant Program For 2019. A roll call vote was taken: Willie Spaedt – Yes, Alex Lopez – Yes, Fil Archuleta – Yes, Clarence Krieger – Yes, Tricia Widener – Yes. 5 Aye. 0 Nay. Motion carried.

g. Adopt Resolution 07-2019 A Resolution Extending The Garden City Tree Care And Removal Assistance Program For 2019

Tricia Widener moved, and Wille Spaedt seconded to adopt Resolution 07-2019 A Resolution Extending The Garden City Tree Care And Removal Assistance Program For 2019. A roll call vote was taken: Fil Archuleta – Yes, Clarence Krieger – Yes, Willie Spaedt – Yes, Tricia Widener – Yes, Alex Lopez – Yes. 5 Aye. 0 Nay. Motion carried.

Approve Payment Of \$140,546.18 To Naranjo Civil Constructors For Retainage

Willie Spaedt moved, and Alex Lopez seconded to approve payment of \$140,546.18 to Naranjo Civil Constructors for retainage for the 8th Avenue realignment project. 5 Aye. 0 Nay. Motion carried.

Appoint Board Member To Fill Vacancy On The Board Of Trustees

Alex Lopez moved, Willie Spaedt seconded to appoint Noelle Gomez to fill the vacancy on the Board of Trustees. 5 Aye. 0 Nay. Motion carried.

Attorney's Report

Attorney Amy Penfold reported that she was contacted by a representative of the company who owns 28th Street. Ms. Penfold asked the Board if they wanted her to pursue the issue of the Town acquiring the street. The Board instructed her to research the company's intentions regarding the future of the property including the street.

Police Chief's Report

a. Tent City Update

Police Chief Jeremy Black reported that the City of Greeley and CDOT removed and cleaned up the tent city outside of Garden City limits. CDOT will be policing their ROWs in the future.

b. Approve Purchase Of Police Car

Tricia Widener moved, and Alex Lopez seconded to approve the purchase of a police car for a maximum of \$47,000.00. 5 Aye. 0 Nay. Motion carried.

Chief Black received a quote and an invoice to replace current PD radios at a 40% discount. The Board instructed staff to add the item to the January 15th, 2019 agenda.

Other Board Issues

Town Administrator Cheryl Campbell advised the Board that three of the five Board goals for the 2018-2019 term have been met. The two remaining goals which are: Develop the Arts, and Community Events will be Staff's focus for 2019. She asked the Board to bring ideas for community events to the next meeting.

Mayor Fil Archuleta asked staff to email him the total of donations collected to date for the PTSD Monument.

Trustee Clarence Krieger asked why police vehicles were driving to LaSalle for fuel. The Chief explained that LaSalle is the closest location offering a fleet fuel service.

Announcements

- a. Comcast Channel Lineup Change Effective February 1, 2019
- b. The Town Hall will be closed on January 21, 2019 in observance of Martin Luther King Jr. Day

Adjourn

Since there was no further business, Willie Spaedt moved, and Tricia Widener seconded to adjourn the meeting. 5 Aye. 0 Nay. Motion carried. Mayor Fil Archuleta adjourned the meeting at 8:40 PM.

by _____