

## Town of Garden City Minutes

July 16, 2013

Regular Meeting

Mayor Seifried called the meeting to order at 7:03 PM.

Mayor Brian Seifried and Trustees; Rusty Boyd, Lonelle Archuleta, Kelly Stewart, Fil Archuleta and Clarence Krieger were present. Trustee Terry Greenwood was absent. Staff present was: Don Hoff, Town Attorney; Amy Penfold, Associate Attorney; Cheryl Campbell, Clerk; Joe Bain, Code Enforcement; Deputy Don Potter, Weld County Sheriff's Office; Ronica Lara, White Horse Inn; Stan Pettengill, Good Time Towne Tavern; Kyle Hamit and Chris Hajduk, The Gambler; Theresa Boyd, 2738 6<sup>th</sup> Avenue Lane; Dan Ruhala, 2504 6<sup>th</sup> Avenue #2.

### **Consent Agenda**

- a. Approve Minutes of Regular Meeting June 11, 2013
- b. Approve Treasurer's Report for June 2013
- c. Approve Checks Paid
- d. Approve Checks To Be Paid
- e. Approve Fence Grant for Joe Martinez 2706 7<sup>th</sup> Avenue for \$1843.00
- f. Approve Fence Grant for Keith & Mary Eisele 2731 7<sup>th</sup> Avenue for \$161.77
- g. Approve Fence Grant for Lowell Ferguson 2704 7<sup>th</sup> Avenue for \$565.00
- h. Approve Fence Grant for Loretta Aguilar 2711 7<sup>th</sup> Avenue for \$3000.00
- i. Approve \$5000.00 Transfer to GCBA To Pay Expenses For 75<sup>th</sup> Anniversary Celebration
- j. Approve Deputy Clerk's Attendance at Steve Moreno's Weld Clerk's Luncheon on July 30, 2013

Fil Archuleta moved and Clarence Krieger seconded to approve the consent agenda items a-j with a correction to the minutes of June 11, 2013 stating the Attorney present was Amy Penfold.

6 Aye. 0 Nay. Motion carried.

### **Public Not on the Agenda Invited To Be Heard**

Mayor Seifried asked the audience to introduce themselves and invited public comment. Dan Ruhala 2504 6<sup>th</sup> Avenue Lane #2 showed the Board some photos of areas around town that he believes need improvements or beautification.

### **Police Report**

Deputy Don Potter from the Weld County Sheriff's Office addressed the Board regarding police concerns in Garden City. There were no reports available from the Sheriff's Office. Lonelle Archuleta moved and Clarence Krieger seconded to approve the invoice for June 2013 from the Sheriff's Office for \$14,239.45. 6 Aye. 0 Nay. Motion carried.

### **Pat Hill – Street Repair and Maintenance 2013**

Mr. Hill presented a proposal from Dale's Environmental Service for cleaning the storm drain pipe from 8<sup>th</sup> Avenue east to Highway 85 for \$3600.00. Lonelle Archuleta moved and Clarence Krieger seconded to approve the proposal from Dales Environmental Service. 6 Aye. 0 Nay. Motion carried. Shirley Pfankuch requested that a wheel chair ramp be added on the sidewalk at 9<sup>th</sup> Avenue Apartments. Lonelle Archuleta moved and Fil Archuleta seconded to approve the ramp. 6 Aye. 0 Nay.

Motion carried. Lonelle Archuleta moved and Fil Archuleta seconded to approve the striping contract for \$4590.00. 6 Aye. 0 Nay. Motion carried. Mayor Brian Seifried asked Mr. Hill to check on the concrete pan on 27th Street that appears to be heaving from the heat.

### **Bus Stop Update with Mike Sigg**

Mr. Sigg presented photos of the construction in progress including the paint colors. Clarence Krieger moved and Fil Archuleta seconded to use aluminum glass frames and clear glass for the bus stop. Lonelle Archuleta moved and Fil Archuleta seconded to approve contracting a survey to determine property line and right of way at the location. 6 Aye. 0 Nay. Motion carried.

### **Medical Marijuana Licensing Issues**

- a. **LivWell I DBA LivWell Center and OPC Renewal Application**

This item was tabled to the August 20, 2013 Regular Meeting

### **Liquor Licensing Issues**

- a. **Whiskey River Inc DBA The Gambler Tavern with Live Entertainment Liquor License Renewal Application**

Trustee Boyd recused himself for this agenda item. Kyle Hamit, Part-Owner and Chris Hajduk, Part Owner and Registered Manager of The Gambler were present to represent the license. The two were asked if they planned to continue the 18 and older night on Wednesdays. Answer-Yes. Deputy Potter reported that the Sheriff's Office has ongoing concerns at The Gambler and would like some type of review put on the license. Lonelle Archuleta moved and Fil Archuleta seconded to approve the Tavern with Live Entertainment Liquor License for the Gambler with the condition of a review of the license in six months. 5 Aye. 0 Nay. Motion carried.

- b. **Super America LLC DBA The Everyday Store 3.2% Retail Liquor License Renewal**

This item was tabled to the August 20, 2013 Regular Meeting

- c. **White Horse Inn Complaint**

Ronica Lara, Owner of The White Horse Inn addressed the Board regarding a letter from her Attorney to the Town Attorney Don Hoff regarding police activities and conduct complaints.

### **Norm Yurk, NWY LLC Scott's Imports Pavement Grant Application**

Lonelle Archuleta moved and Fil Archuleta seconded to approve the Pavement Grant for NWY LLC for \$1070.50. 6 Aye. 0 Nay. Motion carried.

### **Stan Pettengill, Good Time Towne Tavern Revitalization Grant Application**

Trustee Kelly Stewart recused herself for this agenda item. The Board asked Mr. Pettengill to redesign the sign and resubmit his grant application. Lonelle Archuleta moved and Fil Archuleta seconded to reconsider the application when resubmitted. 5 Aye. 0 Nay. Motion carried.

### **Weld County Task Force Request For Funding Assistance For 2013**

Lonelle Archuleta moved and Fil Archuleta seconded to approve \$3000.00 for Weld County Task Force for 2013. 6 Aye. 0 Nay. Motion carried.

### **Landscape Project at Highway 34 and 8<sup>th</sup> Avenue**

Lonelle Archuleta moved and Clarence Krieger seconded to approve the Landscape Design Concept #2. 6 Aye. 0 Nay. Motion carried.

**Attorney's Report**

Don Hoff introduced Joe Nally from Stifel Nicolaus to the Board. Rusty Boyd moved and Lonelle Archuleta seconded to approve investing \$334,447.95 in Bonds with Stifel Nicolaus. 6 Aye. 0 Nay. Motion carried.

**Clerk's Annual Review**

The Board will complete review form for the August 20, 2013 Regular Meeting.

**ACM, LLP Leter of Intent for 2013 Audit**

Clarence Krieger moved and Lonelle Archuleta seconded to approve the Letter of Intent for the 2013 Audit from ACM, LLP. 6 Aye. 0 Nay. Motion carried.

**Consider Crushed Asphalt On Steve Mammen's Property In Exchange For Free Use For Overflow Parking**

Clarence Krieger moved and Lonelle Archuleta seconded to approve crushed asphalt on Steve Mammen' property at 620 27<sup>th</sup> St Rd. The property will be used for the band and audience for the 75<sup>th</sup> Anniversary Celebration and overflow parking at other times. 6 Aye. 0 Nay. Motion carried.

**Request For Assistance With Thank You Party For 75<sup>th</sup> Anniversary Volunteers**

Fil Archuleta moved and Rusty Boyd seconded to approve \$500.00 for assistance with the Thank You Party for Bootleggin' BBQ Volunteers. 6 Aye. 0 Nay. Motion carried.

**Other Board Issues**

Lonelle Archuleta moved and Clarence Krieger seconded to approve a neighborhood potluck on August 6, 2013 in observance of National Night Out. 6 Aye. 0 Nay. Motion carried.

Rusty Boyd addressed the other Board Members regarding his complaints regarding the activities and conduct of the Weld County Sheriff's Deputies as they pertain to the Gambler.

**Announcements**

- a. Comcast Channel Line Up Changes

Comcast is adding Cooking HD Channel 719, Disney Jr HD Channel 733 and Smithsonian HD Channel 735. Comcast is dropping RFD TV Channel 203.

- b. The Clerk requested permission to use the Board Room on Sunday July 21, 2013.

**Adjourn**

Since there was no further business, Lonelle Archuleta moved and Kelly Stewart seconded to adjourn the meeting. Mayor Brian Seifried adjourned the meeting at 10:03 PM.

Respectfully Submitted by \_\_\_\_\_  
Cheryl Campbell, Clerk