

Town of Garden City Minutes

January 17, 2017

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 Will Jones, Greeley Evans Transit; Steve Murlowski, Wing Shack; Pat Hill, Street Engineering Consultant; Glenna Medina, VFW; Tom Grant, Attorney for El Rodeo Night Club, LLC; Esmeralda Vargas, Jesus Arevalo and Gustavo Perez of El Rodeo Night Club, LLC; Weld County Deputies Simmons and McLaughlin; Brandy Natalzia and Town Attorney Don Hoff of Otis, Bedingfield & Peters; Debra Ashland and Helen Sanchez of 510 25th Street; Travis Ackerman and Jerry Naranjo representing Naranjo Civil Constructors; Armando Meza of Lonchero Meza.

Consent Agenda

- a. Approve Minutes From January 3, 2017 Regular Meeting
- b. Approve Treasurer's Report for December 2016
- c. Approve Paid Bills
- d. Approve Bills To Be Paid

Fil Archuleta moved and Clarence Krieger seconded to approve Consent Agenda items a through d. 7 Aye. 0 Nay. Motion carried.

Public Not On The Agenda Invited To Be Heard

There was none.

Police Report

Deputy Simmons reported that there was nothing significant to report. LivWell's traffic and parking problems have improved since they remodeled. Clarence Krieger asked about the woman discovered in his yard, and Deputy Simmons explained that it is an ongoing investigation and he has no additional information at this time.

Pat Hill Street Repair and Maintenance 2017

Pat Hill discussed the 27th Street drainage project. Because of the time lapse between the acceptance of the bid and when the Town obtained the signed easements necessary to start the job, there was a significant increase in the cost of the project. The project is going back out to bid. Advertising for bids will begin on January 27, 2017. There will be a bid meeting on February 9, 2017 at 4:00 p.m., and bids will be opened on February 24, 2017 at 2:00 p.m. at the Town Hall.

Adopt Resolution No. 08-2017 A Resolution By The Board Of Trustees Of The Town Of Garden City Adopting The Greeley Evans Transit 5-10 Year Strategic Plan

Will Jones represented Greeley Evans Transit. Fil Archuleta moved and Clarence Krieger seconded to adopt Resolution No. 08-2017 A Resolution By The Board Of Trustees Of The Town Of Garden City Adopting The Greeley Evans Transit 5-10 Year Strategic Plan. Roll call vote: Tara Murlowski – Yes, Willie Spaedt – Yes, Terry Greenwood – Yes, Lonelle Archuleta – Yes, Clarence Krieger – Yes, Manuel Ramos – Yes, Fil Archuleta – Yes. 7 Aye. 0 Nay. Motion carried.

Liquor Licensing Issues

a. Pioneer Post Club of Greeley dba Pioneer Greeley Post 2121 Tavern with Live Entertainment Liquor License Renewal Application

Glenna Medina, manager, represented Pioneer Greeley Post 2121. Clarence Krieger moved and Willie Spaedt seconded to approve the Tavern with Live Entertainment liquor license renewal. 7 Aye. 0 Nay. Motion carried.

b. Wing Shack Enterprises dba 8th Avenue Wing Shack Hotel/Restaurant Liquor License Renewal Application

Steve Murlowski, manager, represented 8th Avenue Wing Shack. Trustee Tara Murlowski recused herself. Terry Greenwood moved and Fil Archuleta seconded to approve the renewal of the Hotel/Restaurant Liquor License for Wing Shack Enterprises dba 8th Avenue Wing Shack. 6 Aye. 0 Nay. Motion carried.

Mayor Archuleta adjourned the regular meeting at 7:10 p.m. and opened the Public Hearing regarding the transfer of ownership of Sky Entertainment LLC's Tavern with Live Entertainment liquor license to El Rodeo Night Club LLC. There was no public comment. Mayor Archuleta adjourned the Public Hearing and resumed the Regular Meeting at 7:11 p.m.

a. El Rodeo Night Club LLC dba El Rodeo Transfer Of Ownership Of Tavern With Live Entertainment Liquor License

Attorney Tom Grant represented El Rodeo. TIPS training is scheduled for January 28, 2017. The Fire Marshall contacted the Town Hall to inform Town Staff that El Rodeo has code violations that must be fixed. Esmeralda Vargas, manager of El Rodeo for Sky Entertainment LLC, stated that she has spoken with the State's sales tax auditors, and the auditors are satisfied with the records she has provided. Terry Greenwood moved and Willie Spaedt seconded to approve the transfer of ownership of the Tavern With Live Entertainment Liquor License between Sky Entertainment LLC and El Rodeo Night Club LLC with stipulations agreed to at the December 6, 2016 meeting (listed below) plus the stipulation that all fire code violations are resolved within 30 days. 7 Aye. 0 Nay. Motion Carried.

Stipulations for El Rodeo Night Club, LLC:

- All employees receive or be scheduled to receive TIPS Training by January 16, 2016
- All unauthorized liquor is removed from the premises before re-opening and no unauthorized liquor is allowed on the premises in the future.
- All sales are tracked and reported accurately and made available at the request of the local or State authority.
- All disturbances be reported to the Sheriff's Office immediately.
- There are no disturbances resulting from the negligence of the bar or security staff to maintain an orderly establishment.
- No over-service or underage service violations.
- The grounds and parking lot are cleaned up and all weeds and trash removed before re-opening and maintained in the same condition according to Garden City Municipal Code.
- The bar agrees to only operate when they have an adequate number of security personnel on site.
- Pay all sales tax when due.

b. El Rodeo Night Club LLC dba El Rodeo Permit Application And Report Of Changes
Attorney Tom Grant represented El Rodeo Night Club LLC. Esmeralda Vargas was also present. Tara Murlowski moved and Manuel Ramos seconded to approve El Rodeo Night Club LLC dba El Rodeo Permit Application And Report Of Changes allowing Esmeralda Vargas to be the Registered Manager. 7 Aye. 0 Nay. Motion Carried.

Adopt Ordinance No. 01-2017 An Ordinance Regarding Aggressive Solicitation

Fil Archuleta moved and Manuel Ramos seconded to adopt Ordinance No. 01-2017 An Ordinance Regarding Aggressive Solicitation. Roll call vote: Clarence Krieger – Yes, Fil Archuleta – Yes, Terry Greenwood – Yes, Manuel Ramos – Yes, Tara Murlowski – Yes, Willie Spaedt – Yes, Lonelle Archuleta – Yes. 7 Aye. 0 Nay. Motion carried.

Consider Naranjo Civil Constructors, Inc Purchase Of 627 27th Street

Jerry Naranjo and Travis Ackerman represented Naranjo Civil Constructors. Attorney Don Hoff recommended a Land Use Hearing advertised and open to the public for comment. Fil Archuleta moved and Willie Spaedt seconded to set a Public Hearing to Consider a Change in Non-Conforming Use for January 30, 2017 at 4:00 p.m. 7 Aye. 0 Nay. Motion carried.

Consider Designation of the Posting and Publishing Locations for 2017

Fil Archuleta moved and Willie Spaedt seconded to post on the marquee on the west side of the building and publish in the Greeley Tribune for 2017. 7 Aye. 0 Nay. Motion carried.

Consider Staff Retirement Contributions

Willie Spaedt moved and Manuel Ramos seconded to approve a contribution equal to 10% of Town Administrator Cheryl Campbell's salary to her retirement account. 7 Aye. 0 Nay. Motion carried.

Consider Weld County Referral ZPTT17-0001

Fil Archuleta moved and Clarence Krieger seconded to answer 'no conflicts with our interests' for Referral No. ZPTT17-0001. 7 Aye. 0 Nay. Motion carried.

Consider Weld County Referral SUBX17-0001

Fil Archuleta moved and Clarence Krieger seconded to answer 'no conflicts with our interests' for Referral No. SUBX17-0001. 7 Aye. 0 Nay. Motion carried.

Attorney's Report

Attorney Don Hoff had nothing to report.

Other Board Issues

Armando Meza of Lonchero Meza discussed the conflicting reports of the origins of fights occurring outside the El Rodeo Night Club. Mr. Meza disputes that the fights happening outside are from his customers that arrive from other night clubs. He also mentioned that he is diligent about picking up trash from around his truck and the property.

Trustee Fil Archuleta asked about the purchase of the property at 2719 7th Avenue. Until the issue of the tax lien is settled, the Town is not going to take any action on the property.

Trustee Tara Murlowski asked about the water issues with Greeley. Town Administrator Cheryl Campbell and the Town's consultant Forrest Leaf are attending a meeting with Greeley's Budget Analyst on January 26, 2017. Attorney Don Hoff is setting up another meeting with Greeley's Attorney during the week of January 23, 2017.

Announcements

Cheryl Campbell reminded the Board that all dogs in Garden City must be licensed.

Adjourn

Since there was no further business, Fil Archuleta moved and Willie Spaedt seconded to adjourn the meeting. 7 Aye. 0 Nay. Motion carried. Mayor Lonelle Archuleta adjourned the meeting at 7:50 p.m.