

## Town of Garden City Minutes

December 11, 2018

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 Gary Sorensen were present. Trustee Clarence Krieger was absent. Staff present: Cheryl Campbell, Town Administrator; Abby Spaedt, Deputy Clerk; Amy Penfold, Town Attorney. Also present were John and Alice Rotherham of Nature's Herbs and Wellness, Irma Navarro and Susano Morales of El Bandido Night Club and Tom Wilczynski and Melinda Kadinger of Smokey's.

### Consent Agenda

- a. Approve Minutes From November 20, 2018 Regular Meeting
- b. Approve Treasurer's Report for November 2018
- c. Approve Paid Bills
- d. Approve Bills To Be Paid

Gary Sorensen moved, and Tricia Widener seconded to approve the Consent Agenda, items a. – d. 5 Aye. 0 Nay. Motion carried.

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

John Rotherham of Nature's Herbs and Wellness expressed his concern of a homeless encampment in unincorporated Weld County, near his place of business. Mr. Rotherham showed photographs of the tents and trash piles to the Board of Trustees. Chief Black responded to Mr. Rotherham, explaining the difficulties due to jurisdictional issues. Chief Black stated that he would communicate with the affected agencies and attempt to solve the problem.

### Liquor Licensing Issues

- a. El Baile LLC DBA El Bandido Tavern with Live Entertainment Liquor License Renewal Application

Susano Morales, owner of El Bandido will represented the license. Irma Navarro, the registered manager, was also present. Willie Spaedt moved, and Gary Sorensen seconded to approve the Tavern with Live Entertainment Liquor License renewal contingent upon a successful building inspection. 5 Aye. 0 Nay. Motion carried.

### Marijuana Licensing Issues

- a. Nature's Herbs and Wellness Center Retail Marijuana Store License Renewal Application RMJ022019

John Rotherham represented Nature's Herbs and Wellness. Willie Spaedt moved, and Alex Lopez seconded to approve Nature's Herbs and Wellness Center Retail Marijuana Store License Renewal Application RMJ022019. 5 Aye. 0 Nay. Motion carried.

- b. Nature's Herbs and Wellness Center Retail Marijuana Cultivation Facility License Renewal Application RMJ022019MCF

John Rotherham represented Nature's Herbs and Wellness. Gary Sorensen moved, and Willie Spaedt seconded to approve Nature's Herbs and Wellness Center Retail MCF License Renewal Application RMJ022019MCF. 5 Aye. 0 Nay. Motion carried.

- c. Nature's Kitchen Retail Marijuana Products Manufacturer License Renewal Application RMJ022019MIP

John Rotherham represented Nature's Kitchen. Alex Lopez moved, and Tricia Widener seconded to

approve Nature's Kitchen Retail Marijuana Products Manufacturer License Renewal Application RMJ022019MIP. 5 Aye. 0 Nay. Motion carried.

d. Smokey's Retail Marijuana Store License Renewal Application RMJ032019

Tom Wilczynski represented Smokey's. Willie Spaedt moved, and Tricia Widener seconded to approve Smokey's Retail Marijuana Store License Renewal Application RMJ032019. 5 Aye. 0 Nay. Motion carried.

e. Smokey's Retail Marijuana Cultivation Facility License Renewal Application RMJ032019MCF

Tom Wilczynski represented Smokey's. Gary Sorensen moved, and Tricia Widener seconded to approve Smokey's Retail Marijuana Cultivation Facility License Renewal Application RMJ032019MCF. 5 Aye. 0 Nay. Motion carried.

Approve Residential Revitalization Grant Final Review And Payment For Terry Greenwood

Terry Greenwood at 2740 6<sup>th</sup> Avenue Ln was previously approved for a Residential Revitalization Grant for paint, siding, windows, shutters, doors, and front porch. Gary Sorensen moved, and Alex Lopez seconded to approve the final grant payment of \$1941.02 to Terry Greenwood. 5 Aye. 0 Nay. Motion carried.

Consider Hand Railing At The Corner Of 26<sup>th</sup> Street And 8<sup>th</sup> Avenue

Willie Spaedt moved, and Tricia Widener seconded to continue this matter to the January 2, 2019 meeting. 5 Aye. 0 Nay. Motion carried.

Adopt Resolution 15-2018 A Resolution Summarizing Expenditures And Revenues For Each Fund And Adopting A Budget For The Town Of Garden City, Colorado For The Calendar Year Beginning On The First Day Of January, 2019 And Ending On The Last Day Of December, 2019.

Willie Spaedt moved, and Gary Sorensen seconded to adopt Resolution 15-2018. Roll call vote: Alex Lopez – Yes, Tricia Widener – Yes, Fil Archuleta – Yes, Gary Sorensen – Yes, Willie Spaedt – Yes. 5 Aye. 0 Nay. Motion carried.

Adopt Resolution 16-2018 A Resolution Appropriating Sums Of Money To The Various Funds And Spending Agencies, In The Amounts And For The Purpose As Set Forth Below, For The Town Of Garden City, Colorado, For The 2019 Budget Year.

Tricia Widener moved, and Willie Spaedt seconded to adopt Resolution 16-2018. Roll call vote: Willie Spaedt – Yes, Gary Sorensen – Yes, Tricia Widener – Yes, Alex Lopez – Yes, Fil Archuleta – Yes. 5 Aye. 0 Nay. Motion carried.

Adopt Resolution 17-2018 A Resolution Levying General Property Taxes For The Year 2018, To Help Defray The Costs Of Government, For The Town Of Garden City, Colorado, For The 2019 Budget Year.

Alex Lopex moved, and Willie Spaedt seconded to adopt Resolution 17-2018. Roll call vote: Tricia Widener – Yes, Alex Lopez – Yes, Willie Spaedt – Yes, Gary Sorensen – Yes, Fil Archuleta – Yes. 5 Aye. 0 Nay. Motion carried.

Adopt Resolution 18-2018 A Resolution Appropriating Additional Sums Of Money In Excess Of The Amount Budgeted For Calendar Year 2018, For The Town Of Garden City, Colorado

Tricia Widener moved, and Willie Spaedt seconded to adopt Resolution 18-2018. Roll call vote: Fil Archuleta – Yes, Alex Lopez – Yes, Willie Spaedt – Yes, Tricia Widener – Yes, Gary Sorensen – Yes. 5 Aye. 0 Nay. Motion carried.

Approve Weld County Hazard Mitigation Plan Letter

Gary Sorensen moved, and Alex Lopez seconded to approve the Weld County Hazard Mitigation Letter. 5 Aye. 0 Nay. Motion carried.

Approve Naranja Civil Constructors November 2018 Pay Application In The Amount Of \$164,566.18

Tricia Widener moved, and Alex Lopez seconded to Approve Naranja Civil Constructors November 2018 Pay Application In The Amount Of \$164,566.18. 5 Aye. 0 Nay. Motion carried.

Police Chief's Reports

- a. November Incident Report
- b. November Time of Day Report
- c. November Accident Report
- d. November Citation Report

Chief Black presented his reports.

Attorney's Report

Town Attorney Amy Penfold discussed Amendment A, which eliminated Involuntary Servitude as it may pertain to useful public service ordered by the Municipal Court Judge. Garden City Municipal Court will continue the practice of UPS until further case law develops. Ms. Penfold also discussed First Amendment Auditors and advised the Board regarding protocol moving forward.

Other Board Issues

Mayor Fil Archuleta expressed concern that drivers are not slowing or stopping for the new crosswalks.

Announcements

- a. The Staff Holiday Dinner is December 12, 2018 at 5:30 PM at Tony Roma's
- b. CDOT Meeting Regarding 8<sup>th</sup> Avenue Access is December 17, 2018 at 4:00 PM at Town Hall
- c. Effective December 18, 2018 Comcast will add Newsmax, Zee Living, and i24 News to their digital lineup
- d. Town Hall will be closed Monday December 24, 2018 and Tuesday December 25, 2018 in observance of the Christmas holiday
- e. There is a Vacancy on the Board Of Trustees, interested parties should bring a letter of interest to Town Hall by December 26, 2018
- f. Town Hall will be closed Tuesday January 1, 2019 in observance of the New Year's Day holiday
- g. The January 1, 2019 Regular Board Meeting has been rescheduled to Wednesday January 2, 2019 at 7:00 PM

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 8:14 PM.

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