

Town of Garden City Minutes

May 7, 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, Noelle Gomez, Tricia Widener, Gary Sorensen and Clarence Krieger were present. Staff present: Cheryl Campbell, Town Administrator; Abby Spaedt, Assistant Town Administrator; Judy Baudour, Deputy Clerk; Police Chief, Jeremy Black; and Amy Penfold, Town Attorney. Also present were Rich Hannan from VFW Post 2121; John Rotherham, High Plainz Strains II, LLC; Jean Gonnell, Counsel for XG Platinum; and Ramon Mendoza, representing Christina Mendoza of El Patron's Nite Club.

Consent Agenda

- a. Approve Minutes from April 16, 2019 Meeting
- b. Approve Corrected Minutes From April 2, 2019 Meeting
- c. Approve Paid Bills
- d. Approve Bills to be Paid

Tricia Widener moved, and Willie Spaedt seconded to approve the consent agenda, items

a. – d. 7 Aye. 0 Nay. Motion carried.

Public Not On The Agenda Invited To Be Heard

There was none.

Liquor Licensing Issues

- a. Christina Mendoza DBA El Patrons Nite Club Tavern With Live Entertainment Liquor License Renewal

Ramon Mendoza represented Christina Mendoza regarding the license. Greeley Fire Department, Weld County Health Department, and Garden City Police Department reported no objections to renewal. Building Inspector Jonathan Gesick reported one violation to be corrected. Willie Spaedt moved, and Noelle Gomez seconded to approve the Tavern with Live Entertainment License renewal for El Patrons Nite Club contingent upon a satisfactory reinspection report from the Building Inspector. 7 Aye. 0 Nay. Motion carried.

Consider Commercial Revitalization Grant Application Including Final Review And Payment To VFW Pioneer Post 2121 In The Amount Of \$1,955.00

Rich Hannan represented the VFW Post 2121. He reported that the siding repairs, the re-glazing of the windows, and the sign wrap that replaced the previous sign were all complete. Gary Sorenson moved, and Clarence Krieger seconded to approve the Commercial Revitalization Grant Application including final review and payment to the VFW Pioneer Post 2121 in the amount of \$1,955.00. 7 Aye. 0 Nay. Motion carried.

Consider Residential Revitalization Grant Application Including Final Review And Payment To Willie Spaedt In The Amount Of \$377.77

Willie Spaedt recused himself. Willie reported that the old sheds were removed and compost and sod were installed. Tricia Widener moved, and Alex Lopez seconded to approve the Residential Revitalization Grant application including final review and payment to Willie Spaedt in the amount of \$377.77. 6 Aye. 0 Nay. Motion carried.

Public Hearing Regarding USR 2019-02

Mayor Fil Archuleta adjourned the regular meeting and called the Public Hearing regarding USR 2019-02 to order at 7:10 PM. Attorney Amy Penfold advised the Board regarding the legal requirements of the Use By Special Review. Town Administrator Cheryl Campbell presented the staff report regarding the application. John Rotherham of High Plainz Strains II, LLC. presented the plans he has for the purchase of XG Platinum which includes a CBD shop and utilizing the cultivation license. There was no public comment. Mayor Fil Archuleta adjourned the Public Hearing and resumed the regular meeting at 7:15 PM.

USR 2019-02

Noelle Gomez moved, and Tricia Widener seconded to direct the Town Attorney to prepare an Order and Resolution granting approval of application for Use by Special Review by High Plainz Strains II, LLC. With the following conditions:

1. The Use by Special Review may be reviewed by the Board of Trustees annually.
2. The Use by Special Review is personal to High Plainz Strains II, LLC and the sole members of the LLC being John Rotherham and Alicia Rotherham. The Use by Special review shall not be transferred to any other individual, entity, or member of High Plainz Strains II, LLC without the approval of the Board of Trustees of the Town of Garden City.
3. The property shall be kept in compliance with the Town of Garden City Municipal Code.
4. No marijuana equipment, tools, supplies, or waste material shall be stored outdoors.”

7 Aye. 0 Nay. Motion carried.

Marijuana Licensing Issues

a. XG Platinum Change Of Ownership Retail Marijuana License RMJ042019

Jean Gonnell, Counsel for XG Platinum represented Erica Pilch regarding the request to transfer ownership of the Retail Marijuana License RMJ042019 from XG Platinum to High Plainz Strains II, LLC. She entertained questions. There were none. Willie Spaedt moved, and Gary Sorenson seconded to transfer ownership of Retail Marijuana License RMJ042019 from XG Platinum to High Plainz Strains II, LLC. 7 Aye. 0 Nay. Motion carried.

b. XG Platinum Change Of Ownership Retail Marijuana Cultivation Facility License RMJ042019MCF

Jean Gonnell, Counsel for XG Platinum represented Erica Pilch regarding the request to transfer ownership of the Retail Marijuana Cultivation Facility License RMJ042019MCF from XG Platinum to High Plainz Strains II, LLC. She entertained questions. There were none. Ms. Gonnell reported that upon approval of the transfers by the State, XG Platinum will surrender the Marijuana Infused Products Licenses MMJ042019MIP and RMJ042019MIP. Tricia Widener moved, and Willie Spaedt seconded to transfer ownership of Retail Marijuana Cultivation Facility License RMJ042019MCF from XG Platinum to High Plainz Strains II, LLC. 7 Aye. 0 Nay. Motion carried.

Consider CIRSA Optional Coverage Program For Detainee Medical Coverage For The Cost Of \$750.00

Trustee Noelle Gomez asked why we need this medical coverage. Town Administrator, Cheryl Campbell explained the need for this coverage, and that the \$750.00 cost covers May to December. The premium for 2020 will be higher. Chief Black commented regarding the cost of law suits filed against towns with no detainee coverage. Tricia Widener moved, and Gary Sorenson seconded to approve the CIRSA Optional Coverage Program for Detainee Medical Coverage at the cost of \$750.00. 7 Aye. 0 Nay. Motion carried.

Approve Police Department Building Proposal From TurnKey Builders In The Amount Of \$116,312.50

Gary Sorenson moved, and Tricia Widener seconded to approve Phase Two of the Police Department Building Proposal from TurnKey Builders in the amount of \$116,312.50. 7 Aye. 0 Nay. Motion carried.

Approve National Night Out With Or Without Alcohol

Alex Lopez moved, and Gary Sorenson seconded to approve National Night Out with alcohol. 6 Aye. 1 Nay. Motion carried.

Approve Logo Sign Quote From Art Sign Works In The Amount Of \$703.00

Willie Spaedt moved, and Alex Lopez seconded to approve the logo sign quote for a larger sign in the amount of \$703.00. 7 Aye. 0 Nay. Motion carried.

Consider 2019 Mosquito Control Services Agreement From Vector Disease Control

Clarence Krieger moved, and Willie Spaedt seconded to approve the 2019 Mosquito Control Services Agreement from Vector Disease Control. 7 Aye. 0 Nay. Motion carried.

Consider Use Of Board Room For Small Business Development Center

Tricia Widener moved, and Willie Spaedt seconded to allow the Small Business Development Center to use the Board Room to meet with business owners one day per month and four times during the year for classes to help small business owners. 7 Aye. 0 Nay. Motion carried.

Attorney's Report

Attorney Amy Penfold reported that she will provide an update on legislative changes in approximately a month.

Police Chief's Reports

Chief Black reported the three Reserve Officers are working in the field. Two have received their uniforms and the other uniform is on the way. He stated that the Reserve Officers are doing well.

Other Board Issues

It was reported to Chief Black that the residents at 2713 7th Avenue have an illegal open fire usually on the weekends. The Chief advised that dispatch must be called when the incident is occurring. Also, reported to the Chief were several instances of suspicious trucks exchanging tanks of unknown contents at 616 27th Street Road. The Chief recommended snapping a photo and calling dispatch when the incident is occurring.

Mayor Fil Archuleta and Alex Lopez commented that they would like to discontinue the Town's participation in the NFRMPO (North Front Range Metropolitan Planning Organization).

Announcements

- a. DCI Inc. Governor's Excellence Award Luncheon May 8, 2019 at 11:30 AM. RSVP Required.
- b. CML Meeting on May 9, 2019 at 9:00 AM at Council Chambers, City Center North, 1001 11th Avenue in Greeley.
- c. Disney's Moana will be showing at dusk on May 15, 2019 Movie Nights In the Park.

Adjourn

Since there was no further business, Willie Spaedt moved, and Clarence Krieger seconded to adjourn the meeting. 7 Aye. 0 Nay. Motion carried. Mayor Fil Archuleta adjourned the meeting at 7:51 P.M.

by _____