

Town of Garden City Minutes

May 21, 2019

Regular Meeting

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

Mayor Fil Archuleta and Trustees Alex Lopez, Noelle Gomez, Tricia Widener, Willie Spaedt and Clarence Krieger were present. Gary Sorensen was absent. Staff present: Abby Spaedt, Assistant Town Administrator; Amy Penfold, Town Attorney; and Jeremy Black, Police Chief. Also present were Anna Hatch, attorney for LivWell I LLC and Steven Bolz of Anton Collins Mitchell LLP.

Consent Agenda

- a. Approve Minutes From May 7, 2019 Meeting
- b. Approve Treasurer's Report For April 2019
- c. Approve Paid Bills
- d. Approve Bills To Be Paid
- e. Approve PTO for Town Administrator Cheryl Campbell: May 16- 24,2019
- f. Approve PTO For Assistant Town Administrator Abby Spaedt: October 21-25 and December 16-20, 23, 2019

Tricia Widener moved, and Alex Lopez seconded to approve the Consent Agenda, items a. – f. 6 Aye. 0 Nay. Motion carried.

Public Not On The Agenda Invited To Be Heard

There was none.

Public Hearing Regarding USR 2019-03

Mayor Fil Archuleta adjourned the regular meeting and called the Public Hearing regarding USR 2019-03 to order at 7:02 PM. Attorney Amy Penfold advised the Board regarding the legal requirements of the Use By Special Review. Assistant Town Administrator Abby Spaedt presented the staff report regarding the application. Anna Hatch represented LivWell I LLC. There was no public comment. Mayor Fil Archuleta adjourned the Public Hearing and resumed the regular meeting at 7:04 PM.

USR 2019-03

Tricia Widener moved, and Willie Spaedt seconded, to direct the Town Attorney to prepare an Order and Resolution granting approval of the application for Use by Special Review by Livwell I 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 Livwell I LLC and the sole member being John D. Lord and the holding company of BEYOND BROADWAY, LLC and the sole members of BEYOND BROADWAY LLC being John D. Lord and Michael J. Lord. The Use by Special review shall not be transferred to any other individual, entity, or member 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.

6 Aye. 0 Nay. Motion carried.

Marijuana Licensing Issues

a. LivWell I LLC Change Of Ownership License No. RMJ012019

Alex Lopez moved, and Tricia Widener seconded to approve the LivWell I LLC change of ownership for license RMJ012019. 6 Aye. 0 Nay. Motion carried.

b. LivWell I LLC Change Of Ownership License No. MMJ012019

Alex Lopez moved, and Willie Spaedt seconded to approve the LivWell I LLC change of ownership license MMJ012019. 6 Aye. 0 Nay. Motion carried.

Use By Special Review

Order For USR 2019-02 A Use by Special Review for High Plainz Strains II, LLC at 2506 6th Avenue

Willie Spaedt moved, and Alex Lopez seconded to approve the Order for USR 2019-02. 6 Aye. 0 Nay. Motion carried.

Adopt Resolution 09-2019 A Resolution Granting A Use By Special Review

Alex Lopez moved, and Tricia Widener seconded to to adopt Resolution 09-2019 A Resolution Granting a Use by Special Review to High Plainz Strains II, LLC at 2506 6th Avenue. Roll call vote: Alex Lopez – Yes, Tricia Widener – Yes, Willie Spaedt – Yes, Noelle Gomez – Yes, Clarence Krieger – Yes, Fil Archuleta – Yes. 6 Aye. 0 Nay. Motion carried.

2018 Audit Report By Randy Watkins Anton Collins Mitchell LLP

Steven Bolz presented the Audit Report for Anton Collins Mitchell LLP. Willie Spaedt moved, and Alex Lopez seconded to approve the 2018 Audit Report. 6 Aye. 0 Nay. Motion carried.

Adopt Ordinance 02-2019 An Ordinance Amending Chapter 8-Vehicles And Traffic Of The Garden City Municipal Code As Published Regarding Parking

Trustee Willie Spaedt raised a question about parking on non-paved areas in front of homes. After some discussion, it was decided that Town Attorney Amy Penfold should rewrite the part of the code regarding residential parking areas. Tricia Widener moved, and Alex Lopez seconded to continue this issue until Amy has a revision prepared for review. 6 Aye. 0 Nay. Motion carried.

Adopt Resolution 10-2019 A Resolution Of The Town Of Garden City Co Amending The Deferred Compensation Plan To Permit Loans

Willie Spaedt recused himself. Alex Lopez moved, and Tricia Widener seconded to adopt Resolution 10-2019 A Resolution Of The Town Of Garden City Co Amending The Deferred Compensation Plan To Permit Loans. Roll call vote: Tricia Widener – Yes, Fil Archuleta – Yes, Noelle Gomez – Yes, Alex Lopez – Yes, Clarence Kriedger – Yes. 5 Aye. 0 Nay. Motion carried.

Approve Use Of Premises For Special Event Letters For National Night Out and Bootleggin' Days

Tricia Widener moved, and Willie Spaedt seconded to approve the Use of Premises for Special Events letters for National Night Out and Bootleggin' Days. 6 Aye. 0 Nay. Motion carried.

Consider Switching Attendance From North Front Range Metropolitan Planning Organization To 85 Coalition/ Mayors' Bullseye Meeting

Noelle Gomez moved, and Tricia Widener seconded to discontinue attendance at the North Front Range MPO meetings and begin attending 85 Coalition/Mayors' Bullseye meetings. 6 Aye. 0 Nay. Motion carried.

Tricia Widener moved, and Willie Spaedt seconded to approve Alex Lopez as an alternate to attend the 85 Coalition/Mayor's Bullseye Meetings should the Mayor not be able to attend. 6 Aye. 0 Nay. Motion carried.

Attorney's Report

No report.

Police Chief's Report

- a. Approve MOU Concerning The Weld County Victim Advocate Services Unit

Alex Lopez moved, and Willie Spaedt seconded to approve the MOU Concerning The Weld County Victim Advocate Services Unit. 6 Aye. 0 Nay. Motion carried.

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

Other Board Issues

Willie Spaedt mentioned that Movie Night was a success. The other Board Members who attended Movie Night agreed.

Abby Spaedt said that a masonry company interested in building brick planters will be at the Town Hall on Thursday, May 23 at 2:00 p.m. to walk around 8th Avenue to design a plan for the custom built planters.

Abby Spaedt stated that May 31 is the last day to purchase bricks in support of the PTSD monument.

Announcements

- a. The Town Hall will be closed May 27, 2019 in observance of Memorial Day.
- b. Discover Weld County Meeting, May 30th at 10:00 AM, Weld County Southwest Weld Building – I-25 and Highway 119 – 4209 WCR 24 ½, Firestone. RSVP required.

Adjourn

Since there was no further business, Willie Spaedt moved, and Tricia Widener seconded to adjourn the meeting. 6 Aye. 0 Nay. Motion carried. Mayor Fil Archuleta adjourned the meeting at 8:15 P.M.

by _____