

TOWN OF GARDEN CITY  
BOARD OF TRUSTEES  
MINUTES

Regular Meeting  
7:30 p.m.

November 15, 2005

Mayor Miller called the meeting to order at 7:30 P.M. Board members present were Mayor Eddie Miller, Mary Miller, Terry Greenwood, Dennis Kendrick, Vince Loftus, Nina Kendrick, and Clarence Krieger. Staff present was Attorney Don Hoff and Town Clerk Janice Walter. Others present were: Jon and Carman Graham, Stagger Inn; and Jon Monson, Greeley Water and Sewer Department.

Minutes & Treasurer's Reports

A. Minutes of Regular Meeting October 18, 2005

B. Treasurer's Reports for October 2005

Vince Loftus moved and Nina Kendrick seconded to approve both the Minutes of Regular Meeting October 18, 2005 and the Treasurer's Reports for October 2005. 7 aye. 0 nay. Motion carried.

Liquor License Renewal for Stagger Inn

We had received an application for renewal from Stagger Inn. Applicant is Stagger Inn LLC. Carman Graham is the sole member of the LLC and Jon Graham is the manager. Their current license expires 12/8/05. All fees had been paid for a tavern liquor license with live entertainment. The Weld County Health Department reported that they did not have a current food service certificate. Dennis Kendrick moved to approve the renewal of Stagger Inn liquor license once the food service certificate is obtained. Mary Miller seconded. 7 aye. 0 nay. Motion carried.

Jon Monson, Greeley Water Department

Jon Monson from the Greeley Water Department presented a review of the history of the water usage in Garden City. He stated that everyone who gets water service has to pay for the pipes that are in the ground, raw water, and treatment plant investment fees. While Garden City did spend over \$100,000 for water lines that Greeley took over, there was never a treatment plant investment fee paid nor

did Garden City buy any water rights. All new customers must purchase a tap fee for \$7,400 each but when Greeley bought the 8<sup>th</sup> Avenue Water Line the tap fees were not collected. New customers must also supply the raw water which is about \$17,000 for each single family residence. If a development outside of the city limits wants City water, each property would be charged the tap fee of \$7,400 and must purchase raw water for about \$17,000, the developer would have to install the water lines, and they are still charged out of city limit rates. Garden City paid for water lines but never paid the other 2 charges for each property. Jon stated that Garden City residents are only paying about 50% of what it costs to deliver water to them.

Covered Parking

UNI Design had given us an estimate for covered parking using all materials that are the same as the Town Hall of \$22, 423.49. The alternate estimate using all wood products that would have to be painted was for \$18,123.49. The Board decided that those estimates were too high and we should get at least four more estimates.

Ordinance No. 1-2005 Board Fees

Eddie will read Ordinance No. 1-2005, an ordinance providing for the payment of compensation to the members of the Board of Trustees and the Mayor. The fees for \$125 for Trustees and \$250 for the Mayor will go into affect for all newly elected officials after May 2006. Dennis Kendrick moved and Terry Greenwood seconded to adopt Ordinance No. 1-2005. Roll call vote:

Mary Miller, yes	Clarence Krieger, yes
Dennis Kendrick, yes	Nina Kendrick, yes
Vince Loftus, yes	Terry Greenwood, yes
Mayor Miller, yes	

Motion carried.

Ordinance No. 2-2005 Sexually Oriented Businesses

The Board reviewed Ordinance No 2-2005, an ordinance amending the Land Use Code concerning the location and licensing of sexually oriented businesses. Don Hoff explained the need for a change in our current code. The ordinance under review has been upheld in

the Supreme Court. After considerable discussion, the issue was tabled until the January meeting.

#### 2006 Budget Hearing

Mayor Miller recessed the meeting and called the budget hearing to order. Mayor Miller stated that since we are still hoping that we will be able to reconstruct 9th Avenue, the largest expenditure in our budget for 2006 is for street work. The Highway Users Tax from Colorado and The Road and Bridge fund from Weld County will only generate approximately \$8,600 in revenues for 2006. We will have to transfer the majority of monies for the Street Fund expenditures from the General Fund. After a brief description of the budget, the floor was opened for public comment.

Mayor Miller closed the budget hearing and resumed the regular meeting.

#### Scooter's Liquor License

We had received an application for renewal for Scooter's. Brian Christiansen is the applicant and the manager. The current license expires 1/2/06. All fees had been paid for a tavern liquor license with live entertainment. The clerk tried to call Brian to see if he was coming to the meeting. Since the owner was not available, this item was tabled.

#### Other Board Issues

Don Hoff reported that the El Carousel Hearing for serving a minor had been held. The hearing officer ruled that there was not sufficient proof that the door person did not ask for identification.

The Clerk reported that she had been in contact with FEMA. We have tried to get a Flood Plan Map for Garden City in the past. After talking to the director, we have requested to have the area mapped again.

The Clerk reported that The Greeley Tribune has about doubled the price of publishing expenditures. The state law does allow municipalities to go to election to determine if the citizens would allow us to not be required to publish the expenditures.

Nina Kendrick asked what would happen if the Clerk was absent for a month. The Clerk answered that the assistant was learning different things each week with the goal of her knowing what needs to be done if the Clerk is absent. The Clerk has always been available by phone or in person even if she is not working and she has been willing to do whatever needs to be done.

The Clerk reported that the speed bump was in place on 9<sup>th</sup> Avenue. Clarence Krieger reported that the speed bump signs were up. We are not having much luck with the handicap caution signs though. We can not put them up on any of Greeley's sides of streets and the people who do the signs also caution against them because they create a false sense of protection for the handicapped. We were also cautioned again not to purchase the solar powered speed awareness sign that are permanently installed on sign posts and try to move them around. The permanent ones are not made to be moved around and if we want to move them we should get the portable ones. The Clerk stated that she did talk to Chief Guthrie about Evan's speed awareness signs. They have some battery operated signs which can be moved around and fastened to street light posts. The batteries have to be changed about every three days. We will get more information.

Since there was no further business, Mayor Miller adjourned the meeting at 8:37 p.m.

Respectfully Submitted by: Janice Walter  
Janice Walter, Clerk