

TOWN OF GARDEN CITY
BOARD OF TRUSTEES
MINUTES

Regular Meeting
7:30 p.m.

November 16, 2004

Mayor Miller called the meeting to order at 7:30 P.M. Board members present were Mayor Eddie Miller, Nina Kendrick, Terry Greenwood, Dennis Kendrick, Vince Loftus, Mary Miller and Clarence Krieger. Staff present was Attorney Don Hoff, Police Chief Michael Guthrie and Town Clerk Janice Walter. Others present were: Todd Anderson and Skip Boothe, Xcel Energy; and Lee and Walt Heinze, White Horse Inn.

Minutes & Treasurer's Reports

- A. Minutes of Regular Meeting October 19, 2004
- B. Minutes of Special Meeting November 5, 2004
- C. Treasurer's Reports for October 2004

Mary Miller moved and Vince Loftus seconded to approve the Minutes of Regular Meeting October 19, 2004, the Minutes of Special Meeting November 5, 2004 and the Treasurer's Reports for October 2004. 7 aye. 0 nay. Motion carried.

Seat Belt Laws

Chief Guthrie asked the Board to think about considering a primary seat belt law for Garden City. The State Legislature has been struggling with the seat belt laws for 5 years but still has not enacted a primary seat belt stop law. It is the law that all persons seated in the front seat must wear seat belts, but law enforcement can not stop a driver just to check seat belts. Several of the law enforcement agencies in Weld County are encouraging municipalities to adopt codes that would make seat belt laws a primary stop law within the city limits. Mayor Miller stated that going in and out of boundaries could create some confusion on the part of the drivers if the law was adopted in one town at a time.

Liquor License Issues

A. White Horse Inn Renewal

White Horse Inn LLC had applied for renewal of their tavern liquor license. Members are Leona Heinze and Ronica Jackson. Ronica

Jackson is the registered manager. All fees had been paid for a tavern license with live entertainment. The only negative report was from the Building Inspector that the back flow prevention device that was on the report last year still had not been fixed. Lee stated that the back flow device had been installed that day. Vince Loftus moved to approve the renewal of White Horse Inn liquor license. Clarence Krieger seconded. 7 aye. 0 nay. Motion carried.

B. Super America Change of Trade Name

Super America had applied for a change of trade name. When the previous change of ownership was requested on behalf of Super America, the understanding was that the buyer would change the trade name from Everyday Stores to Super America Stores. A change has taken place regarding the understanding between the Buyer and Seller, and the Seller, Recuperos, LLC, has agreed to allow the Buyer, Super America, LLC to continue use of the name of Everyday Stores. Dennis Kendrick moved to approve the change of trade name from Super America to Everyday Stores. Clarence Krieger seconded. 7 aye. 0 nay. Motion carried.

Skip Boothe, Xcel Energy

Skip Boothe of Xcel Energy apologized to the Board for not attending last months meeting and thanked them for rescheduling. He explained that the banner arms for the street light posts were ordered on October 5, 2004 but had not been received yet. Dennis Kendrick explained that the Town does have the money to pay the bill for the street lights but we have not paid it yet because the job was not finished we still have not received information regarding how the bill was figured. The Board also explained that they were not satisfied with the light pattern from the new street lights. Nina Kendrick stated that the lights look nice but they shine straight down instead of out over the streets. Other Board members agreed. Todd Anderson of Xcel Energy took copies of what information the Town had for the billing and stated that he and Skip would try to get all of these things resolved so that this controversy can be resolved. They will also check to see if there is a brighter or larger bulb that could be put in the lights.

Designated Trash Company

A representative of one of the trash companies had requested to be on the agenda to tell the Board about the benefits of having a designated trash company for the Town. Since no one showed up, this item was dropped.

Mayor Miller recessed the regular meeting and opened a public budget hearing.

2005 Budget Hearing

Mayor Miller announced that since we are still hoping that we will be able to reconstruct 9th Avenue and pay for street lights, the largest expenditure in our budget for 2005 is for street work. The Highway Users Tax from Colorado and The Road and Bridge fund from Weld County will only generate approximately \$9,500 in revenues for 2005. We will have to transfer the majority of monies for the Street Fund expenditures from the General Fund. Mayor Miller opened the hearing for public comment. After answering some questions about the budget, Mayor Miller closed the public hearing and resumed the meeting.

Other Board Issues

Clean Up Days

Clarence Krieger stated that he would like to see the Town go to twice a year clean up days. Don Hoff stated that we need to have a controlled location so that only the Garden City residents could use the dumpsters and it could be closed at night. Coordinating with Evans was suggested but some of the Board did not think that would work because some of the residents don't have pickups to take the trash to another location.

Jack's Place

Chief Guthrie reported that there were problems at Jack's Place the weekend before the meeting because there was a significant crowd with several fights and the Police were not notified. The police officers did contact the owners and explain that the police must be notified. The bar is catering to the 18 year olds and up. While that is not illegal as long as they are not advertising as teen night, it does tend to draw more problems.

Street Crack Fill

Rocky Mountain Pavement Maintenance, Inc. will be filling the cracks in the streets November 23, 2004. Some of the Board members were concerned that it would be too cold for the asphalt to flow. The clerk will contact the company about what the guidelines are. If they think it will be too cold, we will delay the job until next spring

Christmas Dinner

The clerk reported that the main course for the dinner will be steak kabobs. There were some complaints after last year's dinner about the prime rib so that is when the menu was decided for this year.

Zoning Code

Don Hoff asked the Board to give him some suggestions for the zoning code that he is working on. He has revised the business section and wanted the Board to think about what uses they want in that zone. That issue will be on the January agenda.

Hillside Parking

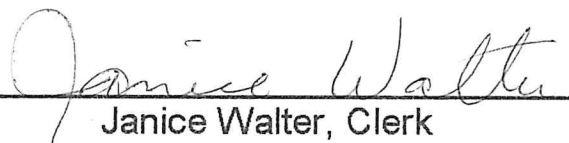
Dennis Kendrick expressed his concern that there are several semi trucks parked at Hillside Mall with no indication of what is inside them.

Loftus Property

Clarence Krieger reported that Dick Loftus has indicated that he would sell his property next door to the Town Hall for \$60,000 if the Town would pay all of the closing costs and let him have the furnace and hot water heater. That issue will be on the December agenda.

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

Respectfully Submitted by:


Janice Walter, Clerk