

TOWN OF GARDEN CITY  
BOARD OF TRUSTEES  
MINUTES

Regular Meeting  
7:30 p.m.

February 15, 2005

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 and Town Clerk Janice Walter. Also present were: Greg Zick, Power Sports Unlimited; Solidad Villalvilla, Squeeze Box; Jon & Carman Graham, Stagger Inn; and Brian Gough, Jack's Place.

Prior to the meeting all of the Board members and staff viewed and discussed the Public Officials Liability video from CIRSA.

The clerk thanked Mary Miller for repainting the letters on the rock sign in front of the Town Hall. Mary Miller said she ruined her brushes and wanted to know if the Town would replace them. The clerk replied that she would buy some more or reimburse the cost of the brushes when Mary Miller brought in a receipt.

Minutes & Treasurer's Reports

A. Minutes of Regular Meeting January 18, 2005

B. Treasurer's Reports for January 2005

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

Jon Monson, Greeley Water Department

The clerk announced that she had received word the night before that Mr. Monson would not be able to attend our meeting.

Greg Zick, Power Sports Unlimited

Greg Zick requested permission to hold a special event at Power Sports Unlimited. They want to do an event like an all day block party that would involve a live band, food, and outdoor motorcycle events in their parking lot and possibly into 28<sup>th</sup> Street. After considerable discussion concerning blocking off 28<sup>th</sup> Street, outdoor music, and

safety concerns, the Board agreed to approve the event when more information is available. Mr. Zick would have to contact the Evans' Police Department, Union Colony Fire Authority and the paramedics. Don Hoff stated that it would not be necessary to contact King Soopers before closing 28<sup>th</sup> Street. Mr. Zick will send more information to the clerk when it is available.

Liquor License Issues

A. Squeez Box Renewal

We had received the application for renewal of the Squeez Box tavern license application. Their current license expired 1/30/05. Applicant is Samuel Subia and manager is his sister, Shirley Villalvilla. There were no negative reports. All fees had been paid for a tavern liquor license with live entertainment. Dennis Kendrick moved to approve the renewal of the Squeez Box liquor license. 7 aye. 0 nay. Motion carried.

B. Stagger Inn Change of LLC Members

Carmen Graham had purchased the Stagger Inn LLC dba Stagger Inn at 2700 8<sup>th</sup> Avenue and had filed a change of LLC structure and a change of manager to Jon Graham. The police report included a charge pending of domestic violence for Jon Graham. Vince Loftus moved and Clarence Krieger seconded to approve the change of members to Carmen Graham and the change of manager to Jon Graham. 7 aye. 0 nay. Motion carried.

C. Training Notice

The clerk announced that there will be training classes for all liquor licensees and their employees in Weld County. There will be three classes held throughout 2005. We sent notices to all of Garden City liquor licensees.

D. Jacks Place

The Board received a police report concerning several fights at Jack's Place and that the staff did not call the police. Brian Gough, manager, explained what had happened and stated that he has taken steps to assure that it will not happen again. The Board cautioned Mr. Gough to call the police immediately when there is a problem. The clerk cautioned Mr. Gough that we have received complaints that minors are drinking alcohol in the bar. Mayor Miller stated that they

need to be taking care of business both inside the bar and in the parking lot.

#### Attorney Fees

Don Hoff requested an increase of \$5 in his fees retroactive to January 1, 2005. Mary Miller moved to raise the attorney fees to \$135 per hour retroactive to January 1, 2005. Nina Kendrick seconded. 7 aye. 0 nay. Motion carried.

#### EDAP

The Board received information from EDAP concerning a Community Profile program. It was the general consensus of the board that the program did not really seem to be appropriate for Garden City.

#### Franchises

The Board considered a letter from Comcast about our franchise that will expire October 16, 2007. Dennis Kendrick moved and Terry Greenwood seconded to inform Comcast that we would like to consider informal negotiations for renewing the franchise. 7 aye. 0 nay. Motion carried.

The Board reviewed an agreement in lieu of franchise that we have with Xcel Energy that was signed in 1981. Don Hoff suggested that we invite Xcel Energy to come to talk to us about entering into a franchise agreement.

#### Banners

We had a bid for 36 banners for the street light posts of \$2,587.60. We spent \$3,660.61 for the flags in 2002 (those broke off each time the wind blew and these brackets and banners are supposed to be stronger) and we have \$4,000 budgeted for each year. Dennis Kendrick moved to order and pay for the banners. Clarence Krieger and Vince Loftus seconded. 7 aye. 0 nay. Motion carried.

#### Announcement

##### A. Weld County

The Colorado Environmental Health Association, the Colorado Department of Public Health and Environment and the county health department are planning an education program for May 2005.

B. Park Property

The property on 26<sup>th</sup> Street is commercial property so the cost for an appraisal would be a lot higher. The clerk asked the Board what we should be looking for since no one seemed interested in a playground. Should we keep looking for property for a playground? If not, should we look for a place for a larger park with more picnic tables or a place for a senior center type location (a place to meet and play cards, table tennis, exercise equipment, etc)? Clarence Krieger moved to dissolve the discussions about a larger park, playground or recreation building. Terry Greenwood seconded. 7 aye. 0 nay. Motion carried.

C. Street Lights.

The Board reviewed a letter from the state auditor about the liability for the street lights occurring at the time the project was substantially complete but we have not paid yet. Xcel energy has ordered a different bulb to try in our street lights. They just ordered one and if you like it they will replace all of them.

Other Board Issues

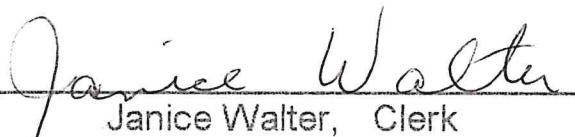
Don Hoff explained to the Board that someone had applied for a business license to put an outdoor flea market with portable toilets in the vacant lot north of the car wash. Since that is a business zone, the outdoor storage would not be allowed. The outdoor toilets would be a concern for the surrounding businesses.

The clerk explained that Habitat for Humanity may be applying for a use by special review for a used car lot at 2647 8<sup>th</sup> Avenue. This would only be a small portion of the property, the rest would be retail sales of material that was donated to them and not used to build homes.

The clerk also reported that someone may be interested in putting a coffee shop with internet access in 2613 8<sup>th</sup> Avenue.

Since there was no further business, Mayor Miller adjourned the meeting at 8:45 P.M.

Respectfully Submitted by:

  
Janice Walter, Clerk