

TOWN OF GARDEN CITY
BOARD OF TRUSTEES
MINUTES

Regular Meeting
7:30 p.m.

March 21, 2006

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, Police Chief Michael Guthrie and Town Clerk Janice Walter. Others present were: Ryan Spear, Jacks Place; Trent Johnson, Greeley Hat Works; Shirley Pfankuch and Gary Weigel, 9th Avenue Apartments; Brian Seifried, 8th Avenue Wing Shack; Scott Christiansen, Scooters; Tish Guenther, VFW; and Ronica Rueb, White Horse Inn.

Minutes & Treasurer's Reports

A. Minutes of Regular Meeting February 20, 2005

B. Treasurer's Reports for February 2006

Vince Loftus moved and Nina Kendrick seconded to approve both the Minutes of Regular Meeting February 20, 2005 and the Treasurer's Reports for February 2006. 7 aye. 0 nay. Motion carried.

Greeley Hat Works Revitalization Grant

Trent Johnson, Greeley Hat Works presented an application for a revitalization grant for stone & stucco facade in earth tones for the building at 2613 8th Avenue. The amount requested is \$3,000. Don Hoff stated that the cost breakdown would need to be more specific at the end of the project. Trent stated that he is hoping to have the store opened by May 1, 2006. Dennis Kendrick moved to approve the Greeley Hat Works revitalization grant up to \$3,000. Terry Greenwood seconded. 7 aye. 0 nay. Motion carried.

8th Avenue Wing Shack Liquor License Renewal

The Wing Shack enterprises, Inc. had applied for renewal of the 8th Avenue Wing Shack restaurant liquor license. Corporate officer is Brian Seifried. Their current license expired February 21, 2006. All fees had been paid for a restaurant liquor license and late renewal application. Vince Loftus moved and Clarence Krieger seconded to

approve the renewal of 8th Avenue Wing Shack liquor license. 7 aye. 0 nay. Motion carried.

26th Street No Parking Signs

Shirley Pfankuch, owner of the 9th Avenue Apartments requested moving both no parking signs on 26th Street between 9th Avenue and 8th Avenue. The no parking from here to corner and no parking from here to alley were placed several years ago so that vehicles entering 26th Street from the alley or from 9th Avenue could see if there is any traffic coming. Shirley requested that they be moved closer to the intersections to accommodate 2 more parking spaces. She also requested that the signs be placed on the utility poles rather than on sign posts. Don Hoff stated that we did not know if the signs could be placed on utility poles legally and if we could we would have to get permission from the utility companies. Dennis Kendrick moved to approve the new locations as recommended by Shirley Pfankuch for the no parking signs for a trial period. Clarence Krieger seconded. 7 aye. 0 nay. Motion carried.

Smoking Ban

Several bar owners in Garden City asked the Board to help them determine the rules of the new state no smoking law that goes into effect July 1, 2006. They also asked if the Town could issue grants for them to build patios. Don Hoff stated that the revitalization grant is not structured to cover the construction of patios. Don also said that the town is not free to just give tax payers money to private businesses unless there is a definite purpose to improve the town. After considerable discussion, the owners were told that they would have to get the law from the state to determine what the rules and guidelines will be. The Clerk will get a copy of the bill. Don Hoff stated that if the bars want to build patios, they need to come in and apply for building permits and modification of premises for liquor licensees.

Hearing for Ordinance No. 02-2006 Sexually Oriented Business Code

Mayor Miller recessed the regular meeting and called a hearing to order. This hearing was to consider Ordinance 02-2006, an ordinance adopting by reference the Garden City Sexually Oriented Business Code as article 6 of the Land Use Code of the town of Garden City concerning the location and licensing of sexually

oriented businesses in the Town of Garden City and repealing Ordinance No. 5-1998 regarding the same subject matter. Dennis Kendrick moved and Nina Kendrick seconded to adopt Ordinance No. 02-2006. Roll call vote:

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

Ordinance No. 02-2006 adopted.

Mayor Miller closed the hearing and resumed the regular meeting.

Resolution No. 01-2006 Cancel the Election

The only candidates running for the April election are Eddie Miller for Mayor and Terry Greenwood, Dennis Kendrick, Nina Kendrick and Mary Miller for trustees. According to election laws, we should go ahead with the election to determine the length of terms for each candidate, the three trustees with the highest number of votes would serve four year terms and the trustee with the least votes would serve a two year term. Nina Kendrick has stated that she will take the 2 year term. Clarence Krieger moved to adopt Resolution No. 01-2006, a resolution canceling the municipal election of the Town of Garden City scheduled for the 4th day of April, 2006 and declaring Eddie Miller elected as Mayor for a 2 year term; Terry Greenwood, Dennis Kendrick, and Mary Miller elected as Trustees for four year terms; and Nina Kendrick elected as Trustee for a two year term. Vince Loftus seconded. Roll call vote:

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

Resolution No. 01-2006 adopted.

Announcements

A. EDAP is now Upstate Colorado Economic Development

EDAP has changed their name to Upstate Colorado Economic Development. Jean Daviet has retired as VP of Finance and Fred Burmont has replaced her.

B. Department of Transportation Intermodal Forum

The Intermodal Committee of CDOT's Transportation Commission's forum was held March 15 to establish a Task Force addressing SB1 10% for transportation. Nominations for the Task Force must be submitted by March 23, 2006 in writing.

C. North Front Range MPO

The Board received information from the North Front Range MPO discussing funding and a work program for the Regional Transportation Authority Initiative.

Clean Up Days

Clarence Krieger moved that we have Spring Clean Up the same way we have been with four large roll off dumpsters distributed around town. Nina Kendrick seconded. 7 aye. 0 nay. Motion carried.

Clarence Krieger moved to set the May 19 thru May 22 as Clean Up Days. Vince Loftus seconded. 7 aye. 0 nay. Motion carried.

Clarence Krieger asked why the fence behind Checker's had not been repaired. Don Hoff stated that we do not have a ordinance that says the owners have to have a fence nor that they have to replace their fence if it comes down.

Since there was no further business, Mayor Miller adjourned the meeting at 8:35 P.M.

Respectfully Submitted by:

Janice E. Walter
Janice Walter, Clerk