

TOWN OF GARDEN CITY  
BOARD OF TRUSTEES  
MINUTES

Regular Meeting  
7:30 p.m.

April 18, 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, Jack Place; John Bach, Colorado Hug, Inc.; and Tish Guenther, VFW.

Minutes & Treasurer's Reports

A. Minutes of Regular Meeting March 21, 2006

B. Treasurer's Reports for March 2006

Vince Loftus moved to approve both the Minutes of Regular Meeting March 21, 2006 and the Treasurer's Reports for March 2006. Nina Kendrick seconded. 7 aye. 0 nay. Motion carried.

Liquor Issues

A. Jack Place Change of Manager

Jack Place had filed for a change of manager. Ryan Spear has replaced Brian Gough. Don Hoff asked Ryan about the report we received concerning serving a minor. After his reply, there was a discussion about detaining patrons who present false identification and confiscating the identifications. Chief Guthrie stated that anytime the bar confiscates a false identification they should also detain the person using the identification until the police arrive. Clarence Krieger moved to approve the change of manager. Vince Loftus seconded. 7 aye. 0 nay. Motion carried.

B. VFW Modifications of Premises

The VFW requested a modification of premises to include 2 temporary beer gardens for a benefit poker run to be held June 19<sup>th</sup>. Tish Guenther explained that they will have the areas fenced and security in place. Profits will go to Patriot Guard Riders, Rocky Mountain Military Moms, and to distribute packages to the troops. The second application will be to revert back to the original premises

plus a smaller permanent beer garden to accommodate the smokers once the state smoking ban goes into effect. Clarence Krieger moved and Vince Loftus seconded to approve both modifications of premises. 7 aye. 0 nay. Motion carried.

Parking Variance 2712 8<sup>th</sup> Avenue

John Bach of Colorado Hug, Inc. representing Ricardo Cerrillo dba La Milpa Market applied for a parking variance for the property at 2712 8<sup>th</sup> Avenue. They were asking that the minimum parking spaces be reduced from 39 to 29. All surrounding property owners had been notified. The Clerk asked John to explain the sign code to Ricardo so he will not have an excess of signs and banners on the building and to verify that the tortilla machine will not be noisy. After considerable discussion concerning the new business, Dennis Kendrick moved to grant Variance No. 2006-01. Clarence Krieger seconded. 7 aye. 0 nay. Motion carried.

Street Lights

Todd Anderson, Xcel Energy was supposed to be at the meeting but called to say he could not attend and sent a letter requesting payment for the street lights that were installed in 2002. He stated that they had agreed with the Town on delaying payment until the street lighting was satisfactory to the Town board. Now since there has not been a consensus about what the Board requires, they are asking to be paid. After considerable discussion about the lights not lighting up the street, Clarence Krieger moved and Dennis Kendrick seconded to not pay the bill and to have the attorney send them a letter explaining why. 7 aye. 0 nay. Motion carried.

Board and Appointments for 2006-2008 Term

The Garden City general election was cancelled because there were not more candidates than positions to be filled. Eddie Miller was declared Mayor for a 2 year term. Terry Greenwood, Dennis Kendrick, and Mary Miller were declared elected Trustees for 4 year terms. Nina Kendrick was declared elected Trustee for a 2 year term. All 5 took the oath of office prior to the meeting.

Dennis Kendrick moved (a) to appoint Clarence Krieger as Mayor Pro Tem, (b) to appoint Don Hoff as Town Attorney, (c) to appoint Michael Stewart as Municipal Judge, and (d) to appoint Janice Walter

as Town Clerk/Manager/Treasurer for the 2006-2008 term. Clarence Krieger seconded. 7 aye. 0 nay. Motion carried.

### Announcements

#### A. CML Annual Conference

The CML Annual Conference will be June 20-24 in Breckenridge. All elected officials and staff are encouraged to attend. The Town will pay mileage, registration (\$165 each), lodging, and food for any of you who want to go. The Clerk suggested that we send Lonelle and Fil Archuleta this year. CIRSA will reimburse some of the expense for them to attend a safety meeting. Clarence Krieger moved and Terry Greenwood seconded to send Lonelle and Fil Archuleta to the CML Annual Conference in Breckenridge this year. 7 aye. 0 nay. Motion carried.

#### B. CML Outreach Meeting

The CML Outreach Meeting will be in Loveland May 25, 2006 from noon to 2 p.m. These meetings feature updates on CML activities and programs and provide an opportunity to discuss issues of importance to your community and region. All elected officials and staff are encouraged to attend. There will also be a Department of Local Affairs Resources on the road workshop that morning. Please contact the Town Clerk if you want to attend either of these.

#### C. CML Effective Governance

There will be an Effective Governance Resources and skills for Elected Officials workshop in Denver May 6<sup>th</sup>. All elected officials are encouraged to attend and will receive 5 Elected Officials' Leadership Training Program credits for attending the day long workshop. Please let the Town Clerk know if you want to attend.

#### D. CDOT Hearing

There will be a Colorado Department of Transportation Hearing in Denver April 19, 2006 to present information and receive public comments on the proposed FY 2007-2012 Statewide Transportation Improvement Program.

#### E. NFRMPO

The Board reviewed information from the North Front Range Transportation & Air Quality Planning Council. They were

encouraged to attend a presentation on the implications of the changing ozone problem in Northern Colorado at the Loveland Police & Courts Building on May 4, 2006.

F. Weld County Coordinating Committee for Victims of Crime.

The Board received invitations for all the elected officials to attend this year's Victim Awareness Day on April 21, 2006 at 11:30 a.m. at Aims Community College. Attendees at the luncheon will hear from a victim/survivor and from investigators with the Jefferson County District Attorneys office. Entertainment will be provided by the Children's choir at Chappelow School. There is a \$15 fee for the luncheon. Please let the Town Clerk know right away if you are interested in attending.

Harassment Policy

We had adopted a sexual harassment policy several years ago but now CIRSA recommends that we adopt a general policy that prohibits harassment over age, disability, gender, family status, sexual, religious views, or national origin. The Town Clerk presented a harassment policy for the Board's consideration. Nina Kendrick moved to adopt the ban on harassment policy as an official Garden City policy. Clarence Krieger seconded. 7 aye. 0 nay. Motion carried.

Other Board Issues

Clarence Krieger stated that the Clerk would either like to have a raise or fewer hours. Janice Walter explained that she had not had a raise since 1999 and felt that was too long to go without an increase. The Board had approved a retirement plan for her but she did not think other places require you to go six years without an increase in order to qualify for retirement. While that retirement plan does sound good, Janice reminded the board that she had worked 13 years before it started and it certainly was not retroactive so that benefit will not be paid for very many years. She presented some charts that showed that the Garden City Clerk is paid significantly less than the other six small communities in the area are paid. Most of these clerks have not been with the communities more than a couple of years. The only clerk in the group that has been employed by the town for 16 years is the one in Gilcrest and she is making \$28.18 an hour. If Janice were working 32 hours a week at the same salary,

that would bring her hourly rate up to \$21.63 which would be more in the general range but still \$1.29 per hour lower than the average Clerks salary for those six municipalities. Terry Greenwood moved and Clarence Krieger seconded to reduce Janice Walter's hours to 32 per week at the same salary she is making now. 7 aye. 0 nay. Motion carried.

Since there was no further business, Mayor Miller adjourned the meeting at 8:42 P.M.

Respectfully Submitted by: Janice Walter  
Janice Walter, Clerk