



Town of Garden City Minutes
For June 19, 2007

Mayor Miller called the meeting to order at 7:30 PM.

Roll Call was taken. Board members present were Terry Greenwood, Mary Miller, Dennis Kendrick, Lonelle Archuleta, Nina Kendrick and Clarence Krieger. Staff present was Don Hoff, attorney and Kitty Kinoshita, Town Clerk. Police Chief Rick Brandt, Lt. Kessler and Lt. Parkos from the City of Evans Police Department were present. Walt and Bonnie Loftus, 2731 7th Avenue, Fermin Griego, 2708 7th Avenue, Tish Guenther and Dale Seal, VFW, Dan Schommer, Watkins & Schommer, Inc., Fil Archuleta, 2706 8th Avenue, Stan Pettengil, Good Time Towne Tavern attended the meeting.

Mayor Miller asked for a motion to approve the Consent Agenda. Clarence Krieger moved to accept the Minutes of Regular Meeting May 15, 2007, Treasurer's Reports for May 2007 Including Paying all Bills. Terry Greenwood seconded. 7 Ayes. 0 Nays. Motion passed.

Clarence Krieger moved to accept the Resubmission of February 27, 2007 Special Meeting Minutes, March Treasurer's Report and April Treasurer's Report. Dennis Kendrick seconded. 7 Ayes. 0 Nays. Motion passed.

Kitty Kinoshita noted the Certificate of Deposit at Cache Bank & Trust matured June 20, 2007. She had called for quotes. Cache Bank & Trust for 12 months is 5.21% interest and New Frontier Bank for 12 months is 5.75% interest. Due to the higher interest rate, Clarence Krieger moved and Terry Greenwood seconded to move the CD to New Frontier Bank. 7 Ayes. 0 Nays. Motion passed. The signatories will be the same at New Frontier Bank as they were at Cache Bank & Trust. They are Eddie Miller, Lonelle Archuleta and Clarence Krieger. They will go to the bank and withdraw the money and take it to New Frontier to open the CD June 20, 2007.

Mayor Miller invited the Public to be heard. Walter Loftus said he was here to represent his property at 2731 7th Avenue. He was mainly here to observe. Mr. Loftus asked if there was a vote on the park if he could vote. Don Hoff said no vote was expected to be taken on the park this night and since he was not a resident he could not vote. Mr. Loftus replied, he was then here only to observe and he didn't have any complaints. Fermin Griego said he lived two houses down and his bedroom would only be 50 feet from the park. Mr. Griego thought it would be a waste of money. Since there had been no park for 30 years, why would we want one now? Mr. Griego asked if a park would go in and Mayor Miller stated at this point it was only a possibility. Kelly Housewert of 2600 9th Avenue #3 was not able to attend the meeting, so he sent a letter. Mayor Miller read it to the room. It stated Mr. Housewert was in favor of the park. Tish Guenther said she had not received a flyer and was notified by word of mouth. Ms. Guenther was in favor. There were no other comments.

Cliff Davidson from North Front Range Metropolitan Planning Organization called and cancelled until next meeting.

Mayor Miller asked Don Hoff to give the Attorney Report. Mr. Hoff said he met with the Comcast representative about the Franchise renewal. The internet and cable are run by different parts of the company so getting free internet is not a matter of just switching services. We may be able to work out a trade. If the Town decides to go with the free internet it could reduce our Franchise payment from 5% to 4.5%. Since not many subscribe it would mean approximately \$200.00 less per year. This might be a good deal since the

Board doesn't care if the Town Hall has free cable. Mr. Hoff explained that the free service is given to each municipal building. Mr. Hoff said Scooter's served their day of suspension with no incident. He also stated he had information about the potential park property and would like to discuss this in Executive Session later in the meeting.

Mayor Miller asked for the Police Report. Lt. Kessler introduced Evans new Police Chief Rick Brandt. The Board and Clerk introduced themselves. Chief Brandt asked if the Board had any questions for him. There weren't any, so he turned the podium over to Lt. Kessler. He said there was good news. Evans has hired a second Code Enforcement Officer who is in training now. Evans is also in the process of hiring two more officers to fill the vacancies. The deadline for applicants was the 13th. Evans has also purchased two new vehicles which are currently being set up. They are SUV's. They decided on these due to the harsh winter. This has an added benefit for us because they will be able to bring the speed trailer over to help with the speeding.

Lonelle Archuleta said La Milpa Market was operating their taco trailer again on Friday, Saturday and Sunday. There are so many cars there their driveway is blocked. The trailer also has outside speakers so the Spanish music is very loud and annoying. Also the cars are playing *their* music very loud. Mrs. Archuleta called the police. She saw them drive by but not stop. Nina Kendrick and Eddie Miller said they could also hear the music on 9th Avenue. Mary Miller said she went over and chewed people out for playing the music so loud and without a permit for outside music but they wouldn't listen her. She suggests the Council does what is necessary to for them to get a permit and they must turn the music down. Kitty Kinoshita asked Filbert Archuleta if they were the business he was waiting for a Health Department inspection on. Lonelle Archuleta thought it was the Happy Chicken. Mr. Archuleta was not sure. Mrs. Archuleta said the Spanish store owned the trailer. She had gone in the store to see if they had the proper licenses and inspections. They do. She did not see any for the trailer. Kitty Kinoshita will call the Health Department to see if they have an inspection, if not she will ask for one. Lt. Kessler said they would address this.

Nina Kendrick said she was asked by three people what we were going to do about the underage drinking at the VFW. Tish Guenther said the VFW was her bar and there was not any underage drinking there. Her daughters were in there but they did not drink. The police had been in to check and her kids were not drinking. Ms. Guenther stated it was not worth her license to have underage drinking in her bar. She said they could come in and breathilize her kids and she checks all Id's. Lt. Kessler said they had been there twice and had not found underage drinking. Nina Kendrick said ok. Ms. Guenther asked her to have whoever asked to come over and talk to her about it. Ms. Guenther's kids are there in the afternoon or on karaoke nights. Stan Pettengill, owner of the Towne Tavern, said he would vouch for Ms. Guenther.

Mayor Miller asked Stan Pettengill if he had any comments for the Board about the Good Times Towne Tavern License Renewal. Mr. Pettengill didn't and asked if the Board had any questions for him. Dennis Kendrick asked how the music in the beer garden was working. Mr. Pettengill said he had not started it yet. Mr. Kendrick said since there were no problems he moved the license for the Good Times Towne Tavern be renewed. Nina Kendrick seconded the motion. 7 Ayes. 0 Nays. Motion passed.

Evans Ordinance Adding Section 5.08.125 which will allow Alcohol Beverage Tasting Events at Retail Liquor Businesses was discussed. Don Hoff asked Lt. Kessler if Evans was doing it now. Evans is and Mr. Hoff asked where. Lt. Kessler said 25th Avenue Liquor and Knotty Pine were and there have been no problems. Only Happy Day's Liquor, being the only retail store in Garden City, will be affected. Don Hoff asked the Board if they would like to adopt this ordinance when we adopt the other Evans codes. Terry Greenwood said if it helped get more business the better it would be. The Board decided to adopt the ordinance when we adopt the others. Mr. Hoff said we would be adopting Evans Code at either the July or August meeting depending on when the publication is posted.

The Street Repair project was discussed. Rocky Mountain Pavement submitted the bid of \$8,745, for patching, and \$9,573.34 for crack sealing. The Rocky Mountain Pavement representative, Corbet Larkin, had told Mrs. Kinoshita the streets did not need seal coated this year and should be considered for the budget next year. LaFarge submitted a bid of \$34,752.80 for patches, crack sealing and chip coating. Sealco Asphalt did not submit a bid. There is a sink hole in front of Power Sports which needs fixed. Until it was opened up no estimate could be given. Mr. Kendrick asked Clarence Krieger what he would recommend. Mr. Krieger said Rocky Mountain Pavement had done the work before and if we did not need the seal coat this year we should go with them. Dennis Kendrick moved we accept the bid from Rocky Mountain Pavement. Clarence Krieger seconded. 7 Ayes. 0 Nays. Motion passed.

Nina Kendrick said we might have an answer to the project Garden City Park, at 2712 7th Avenue. No one had showed up and she had personally invited people with children. Flyers were distributed 6/15/07. Ms. Guenther said she had heard about the project from one person and didn't get a flyer. The letter supporting the park was reread by Mayor Miller. Lonelle and Fil Archuleta said they had talked to several people and they were in favor of the park. Ms. Guenther thought it would be great to have a park because they would like to have picnics and the Evans parks needed a reservation far in advance or you had to be at the park very early. Also, that there was a curfew of 11 pm and that might cut down on noise. Nina Kendrick was concerned about children crossing 8th Avenue to get to the park. Kitty Kinoshita suggested a Crossing sign with a blinking light. Lt. Kessler said the Evans Police would watch it. Mrs. Kinoshita told the board there was a birthday party at the gazebo Saturday, so people were using the park Garden City has. Mayor Miller said Don Hoff had mentioned getting an appraisal and Clarence Krieger said the price of the land had been dropped to \$55,000. Nina Kendrick asked Mr. Hoff about the appraisal and he wanted to discuss it with the Board in Executive Session later in the meeting. Mary Miller expressed concern that when there was a park the children were unsupervised and destructive. Terry Greenwood mentioned the last park was had a more destructive than positive effect. Nina Kendrick thought the kids would benefit by having basketball, sand, swings and a slide. There needs to be park rules. Liability was asked about. As long as the Town of Garden City is not negligent and keeps the park in good repair there shouldn't be any. Once the park is in, CIRSA will come and look at it. If there is a park we need a neighborhood watch. There is a Neighborhood Watch Meeting July 11th at the Town Hall. Kitty Kinoshita has two different types of grants which might apply. She mentioned hiring a Grant Specialist if they decide to go on with the project. They would have more of a chance working with someone who knew all of the ins and outs. It would cost around \$800. Nina Kendrick moved to table the discussion on the park until next meeting. Lonelle Archuleta seconded. 7 Ayes. 0 Nays. Motion passed.

Efforts to Beautify Garden City. Nina Kendrick said there was a bad weed problem at 27th Street and 9th Avenue and the Code Enforcement needs to be called. There are several more places and the Board will get the addresses to the Clerk. Last meeting it was discussed the program would include keeping the yard clean and weed free (weeds mowed). It needs to be decided how much the monetary reward would be, how long the program would run and how to promote the program to the citizens. We would need to budget for the program. Terry Greenwood moved issued tabled until next month. Lonelle Archuleta seconded. 7 Ayes. 0 Nays. Motion passed. Kitty Kinoshita asked the Board for ideas she might work on before the next meeting.

National Night Out – August 7, 2007 –Nothing negative happened last year so if Clarence Krieger would cook the pig we should have it. Clarence Krieger moved to have National Night Out. Terry Greenwood seconded. 7 Ayes. 0 Nays. Motion carried. A Special Events Permit is needed. Terry Greenwood moved to approve the permit and Dennis Kendrick seconded. 7 Ayes. 0 Nays. Motion passed. A letter approving the Event signed by the Board approving the event on town property needs to be signed. We will need to Post intent at the Town

Hall to have a Special Event 10 days prior to a hearing. If no one protests the Event, no hearing is needed. It will be posted so the hearing, if it is needed, will be at the next Council meeting. Kitty Kinoshita asked what we should give out or what quantities are needed. Drawing prizes could be the fax machine, the computer (after jumped) and printers. Mayor Miller thought it was a good idea. Janice Walter now has those items. Kitty Kinoshita calls Mrs. Walter with questions and so she doesn't need that equipment for consulting. Clarence Krieger said we need to hang banners on light poles. The Flag at the Town Hall was replaced because it was getting ragged so it was suggested the Flag be retired in formal ceremony by the Young Marines of the VFW. Most people do not know how a Flag is retired and could be an educational thing. Tish Guenther will check at the VFW. Kitty Kinoshita is to give a report at next meeting.

Weld County Regional Transportation Authority Proposal was explained by Don Hoff. It includes a 1 cent tax for 10 years. Money would be spent within Garden City or within 3 miles. Since we pay for our own roads, Terry Greenwood wondered what good it would do us since there is no guarantee it will be spent in the Town. One reason businesses come to Garden City is the low taxes. Terry Greenwood moved not to support the RTA's position. Lonelle Archuleta and Clarence Krieger seconded. 7 Ayes. 0 Nays. Motion carried.

Announcements were read. October 29, 2007 will be the Flu Clinic. It is on a Monday and no time was set. There is a Neighborhood Watch Meeting July 11, 2007 at the Town Hall at 5:30 PM. It is the same night as the Board meeting. Lt. Kessler will see to the timing so the Board meeting will start on time. There is a Department of Local Affairs Budget Workshop Kitty Kinoshita will attend in Fort Morgan on July 25th. The cost is \$40.00.

Kitty Kinoshita was asked to get retirement and medical quotes. If she is reimbursed the cost will be \$345 per month. If independent insurance is purchased it will be \$492. Nina Kendrick asked if Kitty Kinoshita had been here long enough for benefits. She Started March 2, 2007 which is 90 days. Lonelle Archuleta thought they should wait. Clarence Krieger moved it be discussed in Executive Session. Nona Kendrick seconded. 7 Ayes. 0 Nays. Motion passed.

Other Board issues were called for. Fil Archuleta addressed the Board. He feels his job is being delegated out. Specifically mentioned was the replacement of the sprinkler timer, purchasing of supplies and stocking the fridge. He mentioned Kitty Kinoshita had used his card for the purchase of printer ink and so was denied a purchase and was embarrassed. Dennis Kendrick mentioned he should have access to the \$200 per month for purchases. Dennis Kendrick does not want to lose him and the issue needs resolved. Fil said some days he was down and that he worked when he felt good. He has no problem being called if there is an emergency. It was asked why the lawn in some places was so dry and there was no water. Clarence Krieger said he needed to come over, run the sprinklers and make sure they are working. Fil and Lonelle Archuleta said the sprinklers had been checked and work fine. Mr. Krieger then asked about the corner. Mr. Archuleta is not sure how to fix it. Kitty Kinoshita stated the sprinkle head was broken. Mayor Miller asked if Mr. Archuleta could fix it. After an affirmative answer Mayor Miller said fix it. Lonelle Archuleta said it was asked why they were here. Clarence Krieger said he did not ask that question. Tish Guenther asked if Mr. Archuleta was Lonelle's husband and if so if it was a conflict of interest. Nina Kendrick and Don Hoff said no that it was taken care of. Kitty Kinoshita had called John Riddell about fixing the sprinkle clock. It was over Memorial Day weekend and Mr. Riddell thought he could get parts. She ran the sprinkler manually and asked Fil Archuleta to double check the clock was off because a sprinkler head had blown. When she related the conversation to Janice Walter, she was told she should not call Mr. Archuleta for any work on the weekends. During a talk between her and Mr. Archuleta, he mentioned he did his work in the evenings and on weekends. She apologized for using his card for a purchase. Kitty Kinoshita thought the problems were due to miscommunication. Dennis Kendrick asked if Fil Archuleta worked for the Board. Don Hoff replied he did. Nina Kendrick asked Mrs. Kinoshita if she had taken an inventory of the supply room. She had not and was asked to. Mayor Miller said this issue should be taken care of.

Dan Schommer, the auditor, asked if there were any questions on the report. He told about the format and analyses which is a summary. More detail is found in the schedules. Mr. Schommer explained the schedules. Clarence Krieger moved to accept the audit. Nina Kendrick seconded. 7 Ayes. 0 Nays. Motion passed. Clarence Krieger moved to have Watkins & Schommer, Inc. do the audit next year. Dennis Kendrick seconded. 7 Ayes. 0 Nays. Motion passed.

The Town Council and Don Hoff went into Executive Session at 9:30 pm.

Mayor Miller called the meeting back to order. Terry Greenwood moved to reconsider Kitty Kinoshita's benefits at the September meeting. Nina Kendrick seconded. 6 Ayes. 1 No Vote. 0 Nays. Motion carried.

Clean Up Days was discussed. It was thought Mr. Vega, who is demolishing a house, had filled most of the dumpsters so no one else could put anything in them. Nina Kendrick said they had even started to fill hers. Don Hoff suggested the dumpsters be placed in an enclosed, single, central location and Garden City charge access. Lonelle Archuleta said they charged by what was in the trash. Waste Management did not charge Garden City for that. It was suggested we send Mr. Vega a bill. Don Hoff advised we could send it but it would be hard to collect. Dennis Kendrick said to send a bill and even when if not paid it will send a message. Kitty Kinoshita is to send a bill for 2 roll offs. Due to the trash blowing down the alley, the Board would like Kitty Kinoshita to write a warning letter to the owner of the apartments on 9th Avenue about the dumpsters in the alley. They should be in front where people can reach them. They would have two weeks to comply. Don Hoff asked Mrs. Kinoshita to show him the letter before it is sent.

Nina Kendrick moved the meeting be adjourned. Lonelle Archuleta seconded. 7 Ayes. 0 Nays. Motion passed. Mayor Miller adjourned the meeting at 10:15.

Respectfully submitted



Kitty Kinoshita, Clerk