

TOWN OF GARDEN CITY  
BOARD OF TRUSTEES  
MINUTES

Regular Meeting  
7:30 p.m.

August 16, 2005

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 and Town Clerk Janice Walter. Others present were: Brian Gough and Alan Dean, Jack's Place; Debra Ashland, Robert Ray and Helen Sanchez, El Carousel; Soledad Villavilla, Squeez Box; Jon Graham, Stagger Inn; Chris Delsordo and Brian Seifred, 8<sup>th</sup> Avenue Wing Shack; and Tish Gunther, Pioneer Post 2121 VFW.

3. Minutes & Treasurer's Reports

A. Minutes of Regular Meeting July 19, 2005

B. Treasurer's Reports for July 2005

The clerk explained to the board that expenditures and revenues year to date are up about 11-12% over last year to date. However from the end of July 2004 to the end of July 2005, the total fund balances are up \$103,247.21. Our finances are looking good. Clarence Krieger moved and Vince Loftus seconded to approve both the Minutes of Regular Meeting July 19, 2005 and the Treasurer's Reports for July 2005. 7 aye. 0 nay. Motion carried.

Cigarette and Beer Express liquor license renewal

We have received application for renewal of Cigarette and Beer Express retail liquor store license. C and B Express Inc. is the applicant. Negasi Woldu is the director/stockholder. Their current license expires September 26, 2005. Mary Miller moved to approve the renewal of Cigarette and Beer Express retail liquor license. Terry Greenwood seconded. 7 aye. 0 nay. Motion carried. C & B Express Inc also filed a change of corporate structure removing Hanna Woldu from the corporation. Negasi Woldu is now the only stockholder and officer of the corporation. Mary Miller moved and Terry Greenwood seconded to approve the change of corporate structure of C & B Express, Inc. 7 aye. 0 nay. Motion carried.

Minors in Liquor Licensed Establishments

On February 16, 1993 the Garden City Board of Trustees passed an ordinance banning minors from liquor licensed establishments after 8:00 p.m. On March 25, 1995 that ordinance was repealed when the licensees stated that they would control the minors on their own.

On February 15, 2005, Jack's Place was advised that we had received complaints that minors are drinking alcohol in the bar. On April 2, 2005, an 18 year old was arrested at Jack's Place for carrying a concealed 25 caliber semi-automatic handgun and for possession of cocaine. When arrested, he was wearing a wristband on his right wrist indicating he was 21. On April 11, 2005 at 1:36 in the morning, two 15 year old girls got into a fight with a 21 year old on the dance floor at El Carousel. The 15 year olds were sighted for curfew violations. On 7/17/05 at 12:07 a.m., a 16 year old girl and a 20 year old girl got into a fight in the restroom at El Carousel.

As these types of incidents and reports of fights continue to be reported, the Board is again considering controlling minors in liquor licensed establishments. We had sent letters to all the liquor licensees asking them to attend this meeting to talk about considering such an ordinance.

Debra Ashland denied that the 15 year olds and the 21 year old were fighting on the dance floor. She explained that the minors and the adults are separated when they come into the El Carousel. The adults can go to the minor's side but the minors can never go to the adult side, they have their own dance floor and restrooms. When asked what they are doing now to try to avoid the fights, Debra replied that they have hired more staff to observe the minors side and the parking lot. She emphasized that serving minors alcohol was never the problem at El Carousel, the problems all involved minors fighting.

Alan Dean presented an outline of Jack's Place policies and explained what they do to prevent minors from drinking. He also stated that it was not proven that the eighteen year old had a wrist band. Alan Dean stated that he believed they work harder than any other facility around to assure that minors don't get served. Since this is a college town, he stated that the only way to compete with places like the Armory and Cactus Canyon is to allow 18 year olds on the premise. He said that there is a fight every Friday night at the Armory and 2 or three fights every Friday night at Cactus Canyon. He demonstrated the x marks that are put on the hands of minors.

Brian Seifred, 8<sup>th</sup> Avenue Wing Shack asked if a restaurant license could be exempt if a minors ordinance is passed. He also asked if there could be a citation and a fine imposed instead of passing another ordinance that would restrict the rights of the business owners. Dennis Kendrick stated that it is not the Wing Shack type of business that is causing the problems but the establishments that allow minors to come in and stay to dance or listen to the band that are seeing an increase in fights and other problems.

Tish Gunther, Pioneer Post stated that they have a lot of private family events such as weddings and that there are always kids there all night long. It would hurt the VFW financially if they could not have the events. Tish also stated that she did not understand why a 15 year old would be allowed in a bar without a parent anyway. Debra Ashland stated that one 15 year old was with older sisters and the other was with an aunt and uncle. She also stated that she no longer lets 15 year olds in the bar.

Clarence Krieger asked the Licensees to take care of their problems so the Board would not have to take action.

Shirley Villavilla stated that even when they get customers that have been banded or marked at other bars, they still card them and use their own minors marking.

Mayor Miller recapped the problems that have increased over the last months because of the minors in bars and asked the licensees to take care of business and tighten up the security so that we can all work together to solve the problem before the Board is forced to take further action.

The Clerk stated that the ordinance had been repealed about 9 years ago after the owners stated they would take care of the problems and reports did stay fairly low for a long time. Now we are back to getting complaints constantly from parents upset that their kids are drinking in Garden City bars and actual police reports of minors causing problems. It could make a difference if all of the licensees got together to make sure that their security works so additional laws are not necessary.

Several of the Board members thanked the owners for coming to the meeting. Clarence Krieger suggested that the licensees who were not here be required to come in at the next meeting. We can't force them to attend the meetings, but we will contact them about the discussions.

### EDAP

We had received the 2004 annual report from Greeley/Weld Economic Development Action partnership along with an invoice for \$500 for our annual contribution. Clarence Krieger moved to pay Greeley Weld EDAP \$500 for our annual contribution. Vince Loftus seconded. 7 aye. 0 nay. Motion carried.

### Procedures to Request Traffic Calming

We received a packet of information from the street department in Greeley about speed bumps. When they receive a complaint or request, they send out this packet. If the neighborhood group wants something done about traffic conditions, they start by filing a petition asking the City to do something. If the request is for a speed bump, at least 90% of the households must be represented and 70% of the residents on the street have to agree. The residents immediately adjacent to the speed bump have veto power. Once a petition has been filed and approved, a study is done to determine the best solution. Approval must be received from the Fire Department, the Police Department and the storm water department before the transportation department can make a decision. Asphalt speed bumps cost about \$5,000 depending on the width of the street. The clerk asked the Board if they wanted her to put together a packet like Greeley's and proceed that way or to set up other guidelines. Don Hoff stated that we do need to get the residents to agree before we put a speed bump in or we will have to remove it after the complaints. Nina Kendrick volunteered to take a petition around to all of the businesses and residents on that section of 9<sup>th</sup> Avenue.

### Budget Workshop

A proposed budget for 2006 must be submitted to board before October 15. October meeting is the 18<sup>th</sup> so I have to submit a proposed budget to the Board at the September 20<sup>th</sup> meeting. The Clerk asked the Board if they wanted to have a formal workshop or just call her with suggestions. Dennis Kendrick moved to have Janice Walter prepare a preliminary budget with impute from the Board via telephone. Nina Kendrick seconded. 7 aye. 0 nay. Motion carried.

### Voting Centers

The Board received a list of the Weld County voting centers. We will no longer be able to vote in state and county elections at the Town

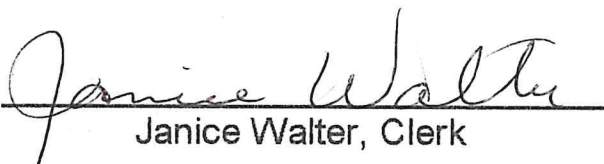
Hall. There are no longer precincts where you have to go to vote. You can go to any one of the places on the list of voting centers. Don't forget to take your identification. You can also request to have a ballot mailed to you.

Other Board Issues

All of the streets are done except a portion of 9<sup>th</sup> Avenue where vehicles were parked. The next time Rocky Mountain crew is going to be in town, they will call us the night before and we will try again to get 9<sup>th</sup> finished. They will bill us for that portion when it is done. We owe them a total of \$24,529 now. Vince Loftus moved and Clarence Krieger seconded to pay Rocky Mountain Pavement Maintenance \$24,529 for the street work. 7 aye. 0 nay. Motion carried.

The Clerk talked to Skip Booth of Xcel Energy again. The new lights are supposed to be installed Thursday. The bulbs are supposed to be below the hoods and the clerk asked them to bend the hoods out towards the street more.

Since there was no further business, Mayor Miller adjourned the meeting at 8:40 P.M.

Respectfully Submitted by:   
Janice Walter, Clerk