TOWN OF GARDEN CITY
BOARD OF TRUSTEES
MINUTES

Regular Meeting
7:30 p.m.

August 21, 2001

Mayor Warren called the meeting to order at 7:30 P.M. Board members present were Mayor Bob Warren, Dennis Kendrick, Betty Warren, Eddie Miller, Vince Loftus, Dixie Hill and Clarence Krieger. Staff present was Attorney Don Hoff and Town Clerk Janice Walter. Also present were: Miguel Martinez and Paul Motz, 2613 8th Avenue; and Steve Saunders, Checker Auto.

**Minutes & Treasurer's Reports**

**A. Minutes of Regular Meeting July 17, 2001**
**C. Treasurer's Reports for July 2001**

Dixie Hill requested that the minutes be corrected to read Mayor Warren told the representatives of El Carousel and Rudy's Den that their presence had been requested. Vince Loftus moved to approve both the Minutes of Regular Meeting July 17, 2001 as corrected and the Treasurer's Reports for July 2001. Betty Warren seconded. 7 aye. 0 nay. Motion carried.

**First Class Motors**

Miguel Martinez, owner of the property, stated that First Class Motors had moved. Mr. Martinez explained the maintenance and repair that he will have done within the next 30 days. Eddie Miller moved to revoke Use By Special Review No. 2000-3 granted to David Barghelame last year since he had moved First Class Motors from Garden City and the use had been abandoned. Vince Loftus seconded. 7 aye. 0 nay. Motion carried.

**Silver State Plastics**

Jim Cornforth had notified Mayor Warren that a loose bearing causes the noise coming from Silver State Plastics and that it would be replaced.

**Ordinance No. 1-2001**

Mayor Warren read Ordinance No. 1-2001, an ordinance granting a franchise by the Town of Garden City, County of Weld, Colorado, to

Greeley Gas Company, a division of Atmos Energy Corporation to furnish, sell and distribute gas to the Town and to all persons, businesses and industries within the Town and the right to acquire, construct, install, locate, maintain, operate and extend into, within and through said Town all facilities reasonably necessary to furnish, sell and distribute gas. Don Hoff stated that the maximum tax we could collect is 5% and the ordinance is for 3% with the option increasing the rate once a year. Clarence Krieger moved to change the duration of the franchise from 20 years to 5 years. Vince Loftus seconded. 7 aye. 0 nay. Motion carried. Betty Warren moved and Clarence Krieger seconded to adopt Ordinance No. 1-2001with the change. Roll call vote:

Vince Loftus, yes
Betty Warren, yes
Dennis Kendrick, yes
Mayor Warren, yes
Eddie Miller, yes
Dixie Hill, yes
Clarence Krieger, yes

Ordinance adopted.

**Ordinance No. 2-2001**

I am enclosing Ordinance No. 2-2001, an ordinance prohibiting the sale or delivery to any minor of graffiti materials and requiring any display and storage of graffiti materials to be accessible only with employee assistance and prohibiting the possession of graffiti materials by minors. Steve Saunders, manager of Checkers Auto Parts, stated that they comply with the state statutes concerning carding minors but the corporation is concerned with the cost of putting the material in cages if that is required. Don Hoff replied that the material would not necessarily have to be caged but could not be assessable to the public without employee assistance. Clarence Krieger moved to table the vote on this ordinance until next month so more businesses can be notified. Vince Loftus seconded. 7 aye. 0 nay. Motion carried.

**Sink Holes**

There are 2 sinkholes next to the Checkers property that may be from problems with the storm drain along 27th Street. Several of the Board members who have lived in the area for a long time stated that the storm drain is on the north side of the street but that area had underground tunnels and septic tanks that may have caved in. We

will have Unruh Backhoe Service check that area and the south side of Silver State Plastics to determine the cause.

**8th Avenue**

Felsburg, Holt & Ullevig are requesting bids for the work on 8th Avenue next week. Bids are due by August 30, 2001. Dixie Hill moved and Vince Loftus seconded to hold a special meeting Tuesday, September 4, 2001 at 4 P.M. to review the bids and award a contract. 7 aye. 0 nay. Motion carried.

**Budget Workshop**

The budget officer must present a preliminary budget for 2002 by October 15th. Since that is the day before our October meeting, it will have to be presented at the September 18th meeting. Budget workshop will be Tuesday, September 4th immediately following the special meeting.

**Insurance**

Clarence Krieger moved to reimburse the clerk $500 a month to purchase her insurance for the remainder of 2001 and for 2002. Dixie Hill seconded. 7 aye. 0 nay. Motion carried.

**El Paso Limousine**

The Board received copies of correspondences about El Paso Limousine. They have hired a security guard to monitor the parking area. Don Hoff stated that their attorney understands that 8th Avenue is not a good location for the bus stop and they are looking for a new location. Mayor Warren suggested that this item remain on the agenda for next month.

**Invoices**

We have received the following invoices:

The Greeley Monument Works, $1,800 for sandstone sign.

John Riddell, $3,395 for landscaping.

Minnig Cycle, $500 street cut deposit return. 27th Street Road in front of Vince Loftus's has been repaired.

Best Way Paving, $22,400.40 for sealcoat of streets.

Betty Warren moved and Clarence Krieger seconded to pay the above invoices. 7 aye. 0 nay. Motion carried.

Betty Warren reported that Tastefully Yours will cater the food for the Dedication on August 29, 2001 for $9.95 per person plus $75 for servers.

**Other Board Issues**

Eddie Miller requested that 2 potholes on 9th Avenue in front of the apartments be filled.

Mayor Warren reported that we had sent a letter to The Bus concerning the removal of a bus stop on 26th Street.

**Contract for Building and Zoning Official**.
John Swallow and his son, Dan, have been working together providing inspections for several small towns. Dan will be going to work full time for Evans sometime in October. This will increase John's workload with the other towns so it will be better for us to have a contract with Dan and/or John to do our Building and Zoning work. Dennis Kendrick moved to authorize the Mayor and Clerk to sign a contract for employment with Dan Swallow and/or John Swallow for Building and Zoning Official. Dixie Hill seconded. Roll call vote.

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| Eddie Miller, yes | Dennis Kendrick, yes |
| Clarence Krieger, yes | Dixie Hill, yes |
| Vince Loftus, yes | Betty Warren, yes |
| Mayor Warren, yes | |

Motion carried.

Clarence Krieger requested that something be done about the weeds around town especially the punch burs.

Clarence Krieger also requested that something be done about the drainage at Forest Stone. They have put up a four-foot retaining wall on the west side of their property that will cause the property to the west to flood. Mayor Warren will look at the property.

Don Hoff reported that Greeley water department can confirm that we only have 2 water and 2 sewer taps. The Board agreed that this is not a problem.

Don Hoff reported that he had received reports from the Drug Task Force concerning sales of drugs at Rudy's Den with the owner's knowledge. We have received an application for a registered manager, but have not received a report yet. The Board agreed that the registered manager application should not be processed until after the hearing. Eddie Miller moved to hold a hearing for suspension or revocation of Rudy's Den liquor license. Clarence Krieger seconded. 7 aye. 0 nay. Motion carried.

Dennis Kendrick reported that Seis Rosas will be selling tickets to concerts and wanted us to find out if we will receive any revenue on those sales.

Since there was no further business, Mayor Warren adjourned the meeting at 9:10 P.M.

Respectfully Submitted by: Janice Walter
Janice Walter, Clerk