

TOWN OF GARDEN CITY
BOARD OF TRUSTEES
MINUTES

Regular Meeting
7:30 p.m.

September 21, 2004

Mayor Miller called the meeting to order at 7:30 P.M. Board members present were Mayor Eddie Miller, Dennis Kendrick, Vince Loftus, Mary Miller and Clarence Krieger. Staff present was Attorney Don Hoff, Police Chief Michael Guthrie and Town Clerk Janice Walter. Also present were: Nina Kendrick, 2630 9th Avenue; Terry Greenwood, 2740 6th Avenue Lane; Tim Stitt, Stagger Inn; and Helen Sanchez, El Carousel.

Minutes & Treasurer's Reports

- A. Minutes of Regular Meeting August 17, 2004
- B. Minutes of Special Meeting September 2, 2004
- C. Treasurer's Reports for August 2004

Mary Miller moved and Vince Loftus seconded to approve the Minutes of Regular Meeting August 17, 2004, the Minutes of Special Meeting September 2, 2004, and the Treasurer's Reports for August 2004. 5 aye. 0 nay. Motion carried.

4. Change of Board

- A. Appoint Two New Board Members
- B. Appoint Mayor

The Board reviewed letters of interest for new board members from Nina Kendrick, Anita Woodruff, and Terry Greenwood. The clerk stated that she had been off work with her husband in the hospital and had not notified Anita Woodruff that she needed to be present. Mary Miller moved that the issue be tabled until the next meeting. There was no second. Clarence Krieger moved to proceed with the appointments. Vince Loftus seconded. 4 aye. 1 nay. Motion carried. Don Hoff stated that all three letters could be considered. Mary Miller stated that she was impressed with the letter from Anita Woodruff. Clarence Krieger moved to appoint Nina Kendrick and Terry Greenwood to the Board of Trustees. Vince Loftus seconded. 4 aye. 1 nay. Motion carried. These two will serve until the next regular election, April 2006.

Liquor Licenses

A. Stagger Inn Transfer of Ownership

We had received application for a transfer of ownership of the Club One liquor license to Stagger Inn, LLC dba Stagger Inn at 2700 8th Avenue. LLC members are Timothy Allan Stitt, 2892 42nd Avenue and Andrew Trujillo, 2808 Monterey Bay Evans. The premise had been posted and everything was in order. Dennis Kendrick asked if they would be planning any teen nights. Tim Stitt answered that they were planning teen nights and had actually already held one. They removed and locked up all alcohol and opened the premises for teen dancing from 6:00 p.m. to 10:00 p.m. He stated that at 10:00 p.m. the staff will be accompanying the teens outside and staying with them until the parents have picked them up. There were approximately 71 teens in attendance. The Board emphasized that any problems that arose during teen nights would be considered at the liquor license renewal. The clerk stated that could not be any alcohol present regardless of where it came from and that if an intoxicated teen got in the door it could go against the liquor license. Dennis Kendrick moved to approve the transfer of ownership to Stagger Inn. Clarence Krieger seconded. 5 aye. 0 nay. Motion carried.

B. El Carousel

We had received an application for renewal of the restaurant liquor license from Garden City Entertainment, Inc. dba El Carousel. Corporate officers are: Ruth Hernandez, 619 Edna Street, Pueblo, President and 50% stockholder; Debra Ashland, 3412 N Logan, Loveland, Vice President, Secretary/Treasurer and 50% stockholder; and Helen Sanchez, Manager. All fees had been paid for a restaurant liquor license with live entertainment. Mary Miller moved and Vince Loftus seconded to approve the renewal of El Carousel liquor license. 5 aye. 0 nay. Motion carried.

C. Cigarette & Beer Express

C and B Express, Inc had applied for renewal of their retail liquor store license. Their current license expires 9/26/04. Corporate officers are Negasi Goitam Woldu and Hanna Goitam Woldu, 1811 S Quebec Way #143 Denver, CO. 80231. The clerk stated that she had not notified the applicants until that day that they needed to be at the meeting and they did not have time to make arrangements to attend. There were no negative reports. The clerk asked the Board if they wanted to make an exception to requiring the applicant to be

present since it was her fault. Dennis Kendrick moved and Clarence Krieger seconded to approve the renewal of Cigarette & Beer Express retail liquor license. 5 aye. 0 nay. Motion carried.

Appointment of Mayor

Dennis Kendrick moved to appoint Eddie Miller as Mayor to serve until the next election. Clarence Krieger seconded. Roll call vote:

Eddie Miller, abstain	Dennis Kendrick, yes
Clarence Krieger, yes	Mary Miller, yes
Vince Loftus, yes	

Motion carried.

Nina Kendrick and Terry Greenwood were sworn in as trustees by the clerk and they took their positions on the Board.

Police Service for 2005

Chief Guthrie explained that the cost for Police Service for 2005 will be \$145,000. When Clarence Krieger asked why there was such a big jump, Chief Guthrie stated that the cost had remained the same for the past four years and the year before that the costs had dropped \$4,000 even though the costs to do business had continued to rise. Clarence Krieger reminded him that the crime rate in Garden City has continued to go down also. Earlier this year Chief Guthrie had presented the annual report that stated it would take two full time officers for the patrolling that was done in Garden City last year. There were also the costs of administration, code enforcement, and all of the other support staff. Clarence Krieger stated that he has received complaints that the officers had not been doing a walk through in the bars. The clerk asked if the increase in the Garden City rate had anything to do with the Evans financial problems that have been in the paper. Chief Guthrie stated that this increase has nothing to do with any other financial issues and that this increase was discussed with the city manager before any of the financial problems Evans is having was made public. Chief Guthrie stated that the Board did not need to act on anything tonight but should be aware during the budgeting process that the police services for 2005 will be \$140,000.

Order for PBRJD Use By Special Review

Don Hoff presented a draft order denying Use By Special No. 1-2004 to PBRJD for a CDOT materials lab at 2647 8th Avenue. Dennis Kendrick moved and Vince Loftus seconded to approve the order denying the Use By Special Review and authorize Eddie Miller to sign it. The two new board members did not vote because they were not seated on the Board at the time of the hearing. Roll call vote:

Clarence Krieger, yes	Eddie Miller, yes
Dennis Kendrick, yes	Vince Loftus, yes
Mary Miller, yes	

CIRSA Preliminary Insurance Quotes

We have received a preliminary quote for Worker's Comp of \$640 for 2005 (2004 was \$520) and for Property/Casualty \$3,261 (2004 was \$2332). Clarence Krieger moved to accept the preliminary quotes for property/casualty and worker's comp insurance for CIRSA. Vince Loftus seconded. 7 aye. 0 nay. Motion carried.

Mosquito Control for 2005

The Board reviewed a notice from Weld County that the Mosquito Control Program will not be continued for 2005. Clarence Krieger moved and Vince Loftus seconded to authorize the staff to prepare a resolution objecting to Weld County not continuing at least some portions of the mosquito control program. 7 aye. 0 nay. Motion carried.

Mayor Miller recessed the meeting for a five minute break then resumed the meeting.

Weld County Planning

P & A Turkey Farms had applied for a planned Unit Development Change of Zone for nine lots with Estate uses south of and adjacent to CR 52 west of and adjacent to CR 49.

Gary and Susan Alles have applied for 2 recorded Exemptions for property north of CR 54 west of and adjacent to CR 45.

Vince Loftus moved to reply to all three of the requests that we have reviewed the requests and find no conflicts with our interests. Dennis Kendrick seconded. 7 aye. 0 nay. Motion carried.

New Equipment

The clerk reported that we purchased a new copier for \$3,350 from Brattons. The estimate from Ottem Electronic for the sound system was \$3256 for a recorder and 7 microphones. Mayor Miller stated that the estimate was more than expected and asked the Board to review it. After considerable discussion, the Board agreed to take the time to see if we can find something better. Clarence Krieger moved to take the time to find something that would be more appropriate for the size of room that we have. Vince Loftus seconded. 7 aye. 0 nay. Motion carried.

2005 Preliminary Budget

The clerk presented a preliminary budget for 2005. Dennis Kendrick had suggested that the money that we owe for the street lights be put into an escrow account. There were several negative comments about the quality of the street lights.

Review of Zoning Code

Don Hoff asked the Board if they wanted him to review the zoning code to see if we need to make some changes. Some of the changes discussed were not allowing office use, schools, churches, used car lots and parking lots in the business zone which the Board has indicated should be primarily retail. The clerk suggested changing the parking requirements. The cost could be as much as \$2,500 and take several months to do. Dennis Kendrick moved and Vince Loftus seconded to authorize the staff to continue revising the zoning code. 7 aye. 0 nay. Motion carried.

The clerk asked the board to consider budgeting for funds to codify our codes. Don Hoff stated that the cost would probably be about \$7,000 and there would be an ongoing cost of maintaining the codes. Vince Loftus moved to proceed with the process to put our codes in a book form. Mary Miller seconded. 7 aye. 0 nay. Motion carried.

Town/County Meeting


Weld County will have the Town/County meeting Wednesday October 27 at the Ebony Event Center. The meals are \$15 each and there will be a choice of shrimp, prime rib or vegetarian lasagna. All of the Board and their significant others are invited. Please let the clerk know if you want to go and what your meal choice will be.

Mayor Pro Tem

Vince Loftus moved to appoint Clarence Krieger as Mayor Pro Tem and an authorized signer on the checking and other financial accounts along with Eddie Miller and Janice Walter. Dennis Kendrick seconded. 7 aye. 0 nay. Motion carried.

Since there was no further business, Mayor Miller adjourned the meeting at 8:54 P.M.

Respectfully Submitted by:



Janice Walter, Clerk