

Town of Garden City Minutes

January 20, 2009

Regular Meeting

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

Mayor Eddie Miller and Trustees; Terry Greenwood, Dennis Kendrick, Lonelle Archuleta, Fil Archuleta and Clarence Krieger were present. Trustee Mary Miller was absent. Staff present was: Don Hoff, Town Attorney; Cheryl Campbell, Clerk; Commander Mike Parkos and Commander Pat Haugse, Evans Police Department. Also in attendance were: Robert and Ruth Skow, Skow Photography; Eric Leskinen, John Waipa, Natalie Quebral, 2517 7th Ave; Randall Bisel and Jerry Park, VFW Post 2121; Kelly Housewert, 2600 9th Ave #3; Brian Seifried, 8th Avenue Wing Shack/A.F. Ray's Barcade.

Consent Agenda

- a. Approve Minutes of Regular Meeting December 9, 2008
- b. Approve Treasurer's Report Including Paying Bills
- c. Approve CIRSA annual renewal premium payments
- d. Approve Evans Police Contract Price Increase for 2009

Dennis Kendrick moved and Clarence Krieger seconded to approve the consent agenda. A roll call vote was taken:

Terry Greenwood	Yes	Fil Archuleta	Yes
Clarence Krieger	Yes	Lonelle Archuleta	Yes
Dennis Kendrick	Yes	Eddie Miller	Yes

6 Aye. 0 Nay. Motion carried.

Public Not on the Agenda Invited To Be Heard

Mayor Miller asked the audience to introduce themselves and invited public comment. Brian Seifried, 8th Avenue Wing Shack/A.F. Ray's Barcade presented the plans for the sign for A.F. Ray's to the Board. Dan Swallow is in the process of approving the sign. Brian announced the opening of A.F. Ray's Barcade will be January 28, 2009. Brian also expressed his interest in the Vacancy on the Board.

Vacancy on the Board

Mayor Miller announced the resignation of Mary Miller from the Board of Trustees. The Board needs to fill the vacancy on the Board within 60 days.

Interested parties must be a resident of Garden City for at least the last 12 months and must be a registered voter. Interested parties should submit a letter of interest to the Board on or before March 17, 2009. Clarence Krieger moved and Dennis Kendrick seconded to have the Clerk's office deliver a Notice of a Vacancy on the Board to each residence in Garden City. 6 Ayes. 0 Nays. Motion carried.

Mayor Miller adjourned the regular meeting and opened the Use by Special Review Hearing at 7:38 PM.

Use by Special Review No. 2008-01 Hearing

This was a continuance of the hearing that was held on November 18, 2008. Eric Leskinen was present to address the Board regarding his request for a Use by Special Review for the classic car restoration, welding and minor fabrication shop that he is operating at 2517 7th Avenue. Body shops are allowed in a C-Commercial Zone and this shop is in a B-Business Zone. The owners of the property, Robert and Ruth Skow were also present to address the Board regarding unlicensed Skow Photography vehicles that are stored on the property. The Clerk's office notified all of the surrounding property owners of the date, time and location of the hearing. The property has been posted since October 30, 2008 and the Notice of Public Hearing was published in the Greeley Tribune on November 3, 2008. Dan Swallow has approved the non-separated use of the building with a limit of 30 gallons of flammable liquids stored in the building and no more than 10 gallons of flammable liquids in use at any given time.

The Board asked Mr. Leskinen several questions regarding his business operation. Trustee Greenwood advised Mr. Leskinen to obtain a sales tax license. The Skows were advised by the Board of Trustees and the Evans Police Department that the vehicles on the property must be licensed and operable or removed. The approval is conditional: The yard must be kept clean and free of debris, junk cars and parts with the exception of two junk cars allowed to be visible on the property at any time as work in progress. The business must obtain a business license. The Skow vehicles must be licensed or removed. There will be a 6 month review by the Board. Terry Greenwood moved and Clarence Krieger seconded to approve the Use by Special Review with the preceding conditions. 6 Ayes. 0 Nays. Motion carried.

Mayor Miller adjourned the Use by Special Review Hearing and resumed the regular meeting at 7:50 PM.

VFW Pioneer Post 2121 Liquor License Renewal

Registered Manager Jerry Park and Assistant Manager Randall Bison were present to address the Board regarding VFW Pioneer Post 2121's liquor license renewal. The Clerk received reports from Evans P.D., Weld County Health Department and Union Colony Fire Protection District. All reported no violations and no objections to renewal. Mr. Park was asked about some building repairs that need to be addressed and he advised the Board that they are working with insurance adjusters to get approval for the needed repairs. Trustee Kendrick asked if the VFW rented its facility to the public for private parties where kids are present. Mr. Park answered yes; they do rent to the public for private parties and sometimes that does include minors. They use the wrist band system to avoid underage persons being served alcohol and the private parties are required to hire security guards for the event. Lonelle Archuleta moved and Clarence Krieger seconded to approve the liquor license for VFW Pioneer Post 2121. 6 Ayes. 0 Nays. Motion carried.

Police Report

Commander Pat Hauge reported on the December Police Report. He answered questions and addressed concerns from the Board. Several items were discussed including: the peddler selling goods on 8th Avenue in Taco Rapidio's parking lot every Saturday and Sunday, the Code Enforcement issues at La Milpa, questions regarding the Town's ability to limit building color schemes. The Police Department will do follow-up on these issues. The Commander also offered Brian Seifried some information regarding training for security for A.F. Ray's and announced that Evans will be hosting Server Training on February 26, 2009.

CIRSA Liability Training

The Board of Trustees discussed when to hold the Liability Training. Dennis Kendrick moved and Fil Archuleta seconded to have the training before the regular meeting on February 17, 2009 at 6:30 PM. 6 Ayes. 0 Nays. Motion carried.

Official Publication and Posting Locations

Currently, legal publishing is published in the Greeley Tribune which is part of Northern Colorado Communications Group or NCCG. Currently, the official posting locations are the front door and the marquee on the west

side of the Town Hall building. Lonelle Archuleta moved and Dennis Kendrick seconded to keep the same legal publishing and posting locations for 2009. 6 Aye. 0 Nay. Motion carried.

Attorney Report

Attorney Don Hoff discussed the need to update Garden City's Land Use Code and all ordinances that pertain to the code since its publication in 1986. The Clerk's office will have the Land Use Code ready for review for the March 17th regular meeting.

Announcements

- a. Comcast Price Increase as of February 2009

Comcast notified the Clerk's office by mail that their prices will increase beginning with the February statements. Their basic service will increase by \$1.00-\$2.00 and their packages will increase by \$1.00-\$8.00 depending on the package.

- b. NFRMPO-Preparing for Federal Economic Stimulus Program

NFRMPO e-mails the Clerk's office daily regarding the ever-changing economic situation involving infrastructure. The latest communication is that the Federal Economic Stimulus package will grant Colorado \$250 Million to \$500 Million for 'shovel-ready' highway improvements. Additional transit, rail and aviation funds are also expected in the Stimulus Package. The Clerk's office has several documents available for review if desired.

Other Board Issues

The Christmas dinner was discussed. The Clerk suggested that the dinner be held at the Town Hall next year. The Board discussed putting the Park Project on the agenda for February 17, 2009. GOCO will visit the sites next week. Terry Greenwood suggested that we consider the property at 2706 7th Avenue as a possible park site. Don Hoff will get details on the property.

Adjourn

Since there was no further business, Lonelle Archuleta moved and Clarence Krieger seconded to adjourn. Mayor Eddie Miller adjourned the meeting at 8:34 P.M.

Respectfully Submitted by _____
Cheryl Campbell, Clerk