

Town of Garden City Minutes

June 16, 2009

Regular Meeting

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

Mayor Eddie Miller and Trustees; Terry Greenwood, Brian Seifried, Lonelle Archuleta, Dennis Kendrick, Fil Archuleta and Clarence Krieger were present. Staff present was: Don Hoff, Town Attorney; Cheryl Campbell, Clerk; Commanders Mike Parkos and Pat Haugse, Evans Police Department. Also in attendance were: Stan Pettengill, Good Time Towne Tavern; Lisa Donley, Thee Working Class Bar; Mike Ketterling, KBN Engineers; Dan Schommer and Randy Watkins, Watkins & Schommer, Inc.

Consent Agenda

- a. Approve Minutes of Regular Meeting May 19, 2009
- b. Approve Treasurer's Report for May 2009 Including Paying Bills
- c. Approve Clerk's Attendance at Records Management Class June 23, 2009 In Boulder.

Clarence Krieger moved and Dennis Kendrick seconded to approve the consent agenda. 7 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. There was none.

Mike Ketterling, KBN Engineers, Inc-Drain Repair

Mike Ketterling presented plans for a new drain design at the NE corner of 8th Avenue and 27th Street. There was extensive discussion by the Board regarding the need for a new design and the approximate cost of \$20,000.00. The Board asked if they should cap and seal the drain. Mike advised against this idea because the drain is carrying some storm water away from 8th Avenue. Terry Greenwood moved and Clarence Krieger seconded to ask Les Matson Construction to build a new barrier around the existing drain. 7 Aye. 0 Nay. Motion carried. Mike Ketterling presented two invoices for payment. Invoice #4028 for \$93.00 for project manager time on the 8th Avenue paving project and Invoice #4043 for the work on the 8th Avenue and 27th Street drain design in the amount of \$1998.25. Clarence Krieger moved and Lonelle Archuleta seconded to approve both invoices for payment. 7 Aye. 0 Nay. Motion carried.

Dan Schommer, Watkins & Schommer, Inc-Audit Report

Dan Schommer presented the results of the 2008 Audit to the Board. He reported no concerns regarding the audit. There were no adjustments or corrections needed for 2008. The financial statements presented throughout 2008 proved to be an accurate accounting of the Town's finances. He also told the Board that the municipal audit procedures have become much more involved and that there are no longer quick, easy audits, as a result, Watkins & Schommer will have to raise their price for 2009. Don Hoff advised the Board that the engagement letter for 2009 would have to be put on the agenda for the July 21, 2009 regular meeting. Clarence Krieger moved and Lonelle Archuleta seconded to accept the 2008 Audit Report and approve payment for Watkins & Schommer, Inc's 2008 Audit Invoice in the amount of \$2500.00. 7 Aye. 0 Nay. Motion carried.

Police Report

Commander Pat Haugse from Evans Police Department addressed the Board regarding the police report for May 2009. The Town did not receive a written report. Commander Haugse went over the statistics from his notes. There were several incidents discussed including the incident on June 14, 2009 involving La Milpa, the Archuletas and The White Horse. The Commander defended the officers' performance while processing the crime scene which included the outside of the Whitehorse and the containment of White Horse patrons. The officers reported that they would have accommodated any request from a patron to be escorted from the scene but no-one made such a request. Commander Haugse encouraged the Board to participate in the ride-along program and asked the Clerk for contact information.

Liquor Licensing Issues

- a. **Good Time Towne Tavern License Renewal**

Good Time Towne Tavern 2504 6th Avenue applied for the annual renewal of their tavern with live entertainment liquor license on June 1, 2009. Stan Pettengill, owner, was present to address the Board. The Clerk's office received reports from Evans P.D., Union Colony Fire Protection District and Dan Swallow, Building Inspector. The only concerns reported were 1.) A sign stating that doors remain unlocked during business hours is needed for the back door and 2.) The fire extinguishers need serviced. Stan Pettengill reported that both items have been corrected. There were no objections to renewal. Dennis Kendrick moved and Clarence Krieger seconded to approve the renewal for Good Time Towne Tavern's Tavern w/Live Entertainment License. 7 Aye. 0 Nay. Motion carried. The bar has outside speakers in their beer garden; the Board approves the use of the outside speakers annually based on the occurrence of any noise complaints. The Clerk reported no complaints received regarding the outside speakers. Lonelle Archuleta moved and Clarence Krieger seconded to approve the use of the outside speakers for another year. 7 Aye. 0 Nay. Motion carried.

- b. **Thee Working Class Bar Modification of Premises Application**

Lisa Donley, Manager of Thee Working Class Bar 2619 8th Avenue addressed the Board regarding her application to modify the premises to include a smoking patio. Dan Swallow has a concern regarding a vent from the bathrooms in the bar that vents directly into the smoking patio. Lisa reported that she is correcting that problem. The State Liquor Investigator inspected the premises due to the existing apartment adjacent to the smoking patio. He gave the bar some revisions that have to be made to create a separate entrance for the apartment. The Board reviewed the floor plan with the changes. Clarence Krieger moved and Dennis Kendrick seconded to approve the application for Thee Working Class Bar's Modification of Premises. 7 Aye. 0 Nay. Motion carried.

Park Update

Don Hoff, Town Attorney, reported that he spoke to both property owners of the proposed park sites. Each owner will consider purchase price offers from the Town. The Board discussed each property and appropriate offers. Dennis Kendrick moved and Terry Greenwood seconded to make an offer of \$47,000.00 for the 7th Avenue property and an offer of \$32,000.00 for the 6th Avenue Lane property. Each offer is to be contingent on the approval of a Land Acquisition Grant from GOCO. 7 Aye. 0 Nay. Motion carried. Dennis Kendrick moved and Fil Archuleta seconded to approve \$1000.00 to be used as earnest money. \$500.00 for each property. A Roll Call vote was taken:

Eddie Miller – Yes Terry Greenwood – Yes Brian Seifried – Yes Lonelle Archuleta --
 Yes Fil Archuleta – Yes Dennis Kendrick – Yes Clarence Krieger – Yes

Garden City Web Site

Brian Seifried presented information to the Board regarding Web Site Providers. Lonelle Archuleta moved and Brian Seifried seconded to approve a Web Site for the Town of Garden City. 6 Aye. 1 Nay. Motion carried. Lonelle Archuleta moved and Fil Archuleta seconded to allow Brian Seifried to spend up to \$1000.00 to hire a provider to create the Garden City Web Site. 6 Aye 1 Nay. Motion carried.

Schedule Clerk's One Year Review

The Board discussed a one year review. The Town has never done a written review and we do not have a form. Don Hoff suggested contacting CML to see if they might have a form. Don suggested that each Trustee have a review form to complete and then discuss the results at a future meeting. Clarence Krieger questioned the process because the Board has never done this before and he did not think it was necessary now. Don reassured the Board that this was the appropriate procedure. Clarence Krieger suggested that a salary increase be given with no review. Don advised the Board that they could approve a salary increase now but they still need to do the review. Terry Greenwood moved and Fil Archuleta seconded to approve a 5% salary increase starting July 1, 2009. 7 Aye. 0 Nay. Motion carried.

Attorney Report

Attorney Don Hoff reported that he not be present at the July meeting due to a medical procedure.

Announcements

- a. Comcast is adding ION HD Channel 659 and TV Guide will move from Channel 16 to Channel 96 effective 06/09/09. Comcast will add RLTV Channel 208 and Create Channel 248 effective June 16, 2009. Effective June 22, 2009 the Cable Latino package is decreasing from \$32.99 to \$29.99 per month.
- b. The Clerk will be at Clerk's Institute July 12th through July 17th, 2009. The office will close at 11:30 on these days. This is also Board Packet week. If anyone needs to add something to the Agenda, leave a voice mail on the office phone or the Clerk's cell phone. The Clerk will work on Board Packets on Saturday July 18, 2009 and deliver them to the Board.

Other Board Issues

Dennis Kendrick voiced concern regarding the vehicle parked behind the vacant business next to B&R Check Holders. The Board asked the clerk to call Vernice Thomas and ask her to have the vehicle moved a few feet forward or back to clear Dennis's driveway. Ehrlich Motors is using the building next to UNI Design for auto detailing; they need to get a business license.

Adjourn

Since there was no further business, Dennis Kendrick moved and Fil Archuleta seconded to adjourn. Mayor Eddie Miller adjourned the meeting at 9:43 PM.

Respectfully Submitted by _____
Cheryl Campbell, Clerk