Town of Garden City Minutes

June 26, 2012 Regular Meeting

Mayor Seifried called the meeting to order at 7:06 PM.

Mayor Brian Seifried and Trustees; Terry Greenwood, Rusty Boyd, Lonelle Archuleta, Kelly Stewart, Fil Archuleta and Clarence Krieger were present. Staff present was: Don Hoff, Town Attorney; Cheryl Campbell, Clerk; Sgt Dave Clarke, Weld County Sheriff’s Office; Pat Hill, Street Consultant; Phil White, Phil’s Pro Auto; Shelia Busto, Everyday Store; Ed Vialpando, 2714 9th Avenue; Jim Beaton, 614 27th St Rd, Gary Sorensen, 612 27th St Rd; Sandy, Frank & Jared Bengford, King’s Pawn Shop; Casey Villa, Generations Natural Medicine; Trevin Bensko-Wecks, Troy Hammond & Carolynne White, Next Outdoor Media; Theresa Boyd & Justin Tuttle, Whiskey River; Terry Trueblood, 2712 9th Avenue.

**Consent Agenda**

* a. Approve Minutes of Regular Meeting May 15, 2012
* b. Approve Minutes of Special Meeting May 31, 2012
* c. Approve Treasurer’s Report for May 2012
* d. Approve Checks Paid
* e. Approve Checks To Be Paid

Fil Archuleta moved and Clarence Krieger seconded to approve the consent agenda items a-e.

7 Aye. 0 Nay. Motion carried.

**Public Not on the Agenda Invited To Be Heard**

Mayor Seifried asked the audience to introduce themselves and invited public comment. Ed Vialpando 2714 9th Avenue stated he was present to address the parking and other issues on 9th Avenue.

**Police Report**

Sgt Dave Clarke from the Weld County Sheriff’s Office addressed the Board regarding the May 2012 statistics. He also reported that new Deputies have been assigned to Garden City and they are Deputy Jeremy Black and Deputy Keith Stevens. He reported that the expectations for the new Deputies is that bar checks be done and not be extensive and that they concentrate on traffic enforcement when time allows.

**Pat Hill – Street Repair and Maintenance for 2012**

Pat presented several bids with award recommendations to the Board.

* Fil Archuleta moved and Lonelle Archuleta seconded to award the Concrete work for the 25th Street Project to Colorado Concrete for $35,541.50. A roll call vote was taken:

Brian Seifried – Yes Terry Greenwood – Yes Clarence Krieger – Yes Fil Archuleta – Yes

Kelly Stewart – Yes Rusty Boyd – Yes Lonelle Archuleta – Yes. 7 Aye. 0 Nay. Motion carried.

* Fil Archuleta moved and Clarence Krieger seconded to award the 2012 Patching Bid to Martin Marietta for $65,027.34. A roll call vote was taken:

Clarence Krieger – Yes Brian Seifried – Yes Lonelle Archuleta – Yes Kelly Stewart – Yes

Rusty Boyd – Yes Terry Greenwood – Yes Fil Archuleta – Yes. 7 Aye. 0 Nay. Motion carried.

* Lonelle Archuleta moved and Clarence Krieger seconded to award the 2012 Concrete Repair Bid to CanDo Concrete for $48,154.95. A roll call vote was taken:

Rusty Boyd – Yes Terry Greenwood – Yes Fil Archuleta – Yes Kelly Stewart – Yes

Lonelle Archuleta – Yes Brian Seifried – Yes Clarence Krieger – Yes. 7 Aye. 0 Nay. Motion carried.

**Next Media Outdoor**

Troy Hammond addressed the Board regarding his company’s request to convert two of their four billboards in town to digital billboards. Some of the Board members expressed interest in possibly having one of the billboards removed from 8th Avenue. The company will present two possible options to the Board at the July 17, 2012 meeting. Terry Greenwood moved to allow the digital billboards and cap the number of billboards allowed in Garden City at four. The motion died for lack of a second.

**Liquor Licensing Issues**

1. **Whiskey River Inc DBA Whiskey River Tavern with Live Entertainment Liquor**

**License Renewal Application**

Trustee Rusty Boyd recused himself as he is the owner of Whiskey River. Theresa Boyd, Registered Manager addressed the Board regarding the renewal application. Greeley Fire Department and Ken Kidd reported no violations and no objections to renewal. Weld County Health Department is in the process of scheduling an inspection. Sgt Clarke from the Weld County Sheriff’s Office gave a verbal report. The Board and the Sheriff’s Office asked if the Professional Security company would remain in place if renewal was granted, Theresa Boyd stated that Whiskey River will continue using the Security Company. The Sgt asked Mrs. Boyd about the future plans to bring off-track betting to Whiskey River. She stated that they are researching the possibility of bringing a simulcast wagering facility into Whiskey River. As these plans proceed, Whiskey River will come back to the Board. Terry Greenwood moved and Lonelle Archuleta seconded to approve the Tavern with Live Entertainment Liquor License Renewal for Whiskey River. 6 Aye. 0 Nay. Motion carried.

1. **Super America LLC DBA Everyday Store 3.2% Beer Liquor License**

Shelia Busto, Manager of the Everyday Store addressed the Board regarding Everyday Store’s renewal application. We have received reports from Weld County Health Department, Ken Kidd and Greeley Fire Department. Sgt. Clarke from Weld County Sheriff’s Office gave a verbal report. All report no uncorrected violations and no objections to renewal. Terry Greenwood moved and Kelly Stewart seconded to approve the 3.2% Beer Liquor License Renewal for Super America LLC DBA The Everyday Store.

7 Aye. 0 Nay. Motion carried.

**Resolution No. 07-2012 A Resolution Granting USR 2012-01**

Rusty Boyd moved and Fil Archuleta seconded to adopt Resolution No. 07-2012 A Resolution Granting USR 2012-01. A roll call vote was taken:

Clarence Krieger – Yes Lonelle Archuleta – Yes Kelly Stewart – Yes Rusty Boyd – Yes

Brian Seifried – Yes Fil Archuleta – Yes Terry Greenwood – Yes. 7 Aye. 0 Nay. Motion carried.

**Beaton Annexation**

1. **Resolution No. 06-2012 A Resolution Approving Annexation**

**Proceedings For The Beaton Annexation**

Fil Archuleta moved and Lonelle Archuleta seconded to adopt Resolution No. 06-2012 A Resolution Approving Annexation Proceedings For The Beaton Annexation. A roll call vote was taken:

Fil Archuleta – Yes Terry Greenwood – Yes Brian Seifried – Yes Rusty Boyd – Yes

Clarence Krieger – Yes Lonelle Archuleta – Yes Kelly Stewart – Yes. 7 Aye. 0 Nay. Motion carried.

1. **Ordinance No. 07-2012 An Ordinance Annexing Certain Unincorporated Land In Weld**

**County, Colorado, Into The Town Of Garden City, Colorado As More Fully Described Herein Known As The “Beaton Annexation” To The Town Of Garden City**

Lonelle Archuleta moved and Fil Archuleta seconded to adopt Ordinance No. 07-2012 An Ordinance Annexing Certain Unincorporated Land In Weld County, Colorado, Into the Town of Garden City, Colorado As More Fully Described Herein Known As The “Beaton Annexation” To The Town Of Garden City. A roll call vote was taken:

Terry Greenwood – Yes Rusty Boyd – Yes Kelly Stewart – Yes Lonelle Archuleta – Yes

Fil Archuleta – Yes Brian Seifried – Yes Clarence Krieger – Yes. 7 Aye. 0 Nay. Motion carried.

**Sorensen Annexation**

1. **Resolution No. 05-2012 A Resolution Approving Annexation Proceedings For The**

**Sorensen Annexation**

Terry Greenwood moved and Lonelle Archuleta seconded to adopt Resolution No. 05-2012 A Resolution Approving Annexation Proceedings For The Sorensen Annexation. A roll call vote was taken:

Kelly Stewart – Yes Fil Archuleta – Yes Brian Seifried – Yes Terry Greenwood – Yes

Clarence Krieger – Yes Lonelle Archuleta – Yes Rusty Boyd – Yes. 7 Aye. 0 Nay. Motion carried.

1. **Ordinance No. 06-2012 An Ordinance Annexing Certain Unincorporated Land**

**In Weld County, Colorado, Into The Town Of Garden City, Colorado As**

**More Fully Described Herein Known As The “Sorensen Annexation” To**

**The Town Of Garden City**

Lonelle Archuleta moved and Clarence Krieger seconded to adopt Ordinance No. 06-2012 An Ordinance Annexing Certain Unincorporated Land In Weld County, Colorado, Into The Town Of Garden City, Colorado As

More Fully Described Herein Known As The “Sorensen Annexation” To The Town Of Garden City. A roll call vote was taken: Lonelle Archuleta – Yes Brian Seifried – Yes Clarence Krieger – Yes Rusty Boyd – Yes Terry Greenwood – Yes Kelly Stewart – Yes Fil Archuleta – Yes. 7 Aye. 0 Nay. Motion carried.

**Phil White from Phil’s Pro Auto Commercial Revitalization Grand Request Application**

Phil White presented his request with pictures to the Board. He is asking for grant assistance to replace the fencing around his commercial property at 540 27th Street. Fil Archuleta moved and Clarence Krieger seconded to approve the Revitalization Grant Request from Phil White. 7 Aye. 0 Nay. Motion carried.

**Frank and Sandra Bengford from King’s Pawn Commercial Revitalization Grand Request Application**

Frank, Sandra and Jered Bengford presented their request with pictures to the Board. They are requesting grant assistance to redesign the front and north 26th St facing side of King’s Pawn. Lonelle Archuleta moved and Clarence Krieger seconded to approve the Revitalization Grant Request form King’s Pawn.

7 Aye. 0 Nay. Motion carried.

**Ordinance No. 05-2012 An Ordinance Amending Article XIV Of The Land Use Code Of Garden City, Establishing Regulations And Fees For Temporary Uses And Locations**

1. **Public Hearing**

Mayor Seifried adjourned the regular meeting and opened the public hearing regarding Ordinance No. 05-2012 An Ordinance Amending Article XIV Of The Land Use Code Of Garden City, Establishing Regulations And Fees For Temporary Uses And Locations. Terry Trueblood 2712 9th Avenue spoke regarding ongoing garage sales on 9th Avenue and the traffic and parking problems resulting from the garage sales. Mayor Seifried adjourned the public hearing and resumed the regular meeting.

1. **Ordinance No. 05-2012 An Ordinance Amending Article XIV Of The Land Use Code Of**

**Garden City, Establishing Regulations And Fees For Temporary Uses And Locations**

Lonelle Archuleta moved and Fil Archuleta seconded to adopt Ordinance No. 05-2012 An Ordinance Amending Article XIV Of The Land Use Code Of Garden City, Establishing Regulations And Fees For Temporary Uses And Locations. A roll call vote was taken: Brian Seifried – Yes Kelly Stewart – Yes

Terry Greenwood – Yes Fil Archuleta – Yes Clarence Krieger – Yes Rusty Boyd – Yes

Lonelle Archuleta – Yes. 7 Aye. 0 Nay. Motion carried.

**Ordinance No. 08-2012 An Ordinance Establishing Zoning For Property Recently Annexed To The Town Of Garden City, Weld County, Colorado**

Fil Archuleta moved and Clarence Krieger seconded to set a public hearing regarding Ordinance No. 08-2012 An Ordinance Establishing Zoning For Property Recently Annexed To The Town Of Garden City, Weld County, Colorado for July 17, 2012 at 7:00 PM. 7 Aye. 0 Nay. Motion carried.

**Deputy Clerk’s One Year Evaluation**

Mayor Seifried and Town Clerk, Cheryl Campbell will meet with the Deputy Clerk this week and schedule a follow-up evaluation in 90 days.

**Discussion Regarding Allowing Sanctioned Fight Events Excluding Tough Man Competitions To Be Held In Garden City**

Trustee Rusty Boyd initiated the discussion regarding allowing fight events to be held in Garden City. The Board asked Rusty to research this item for the July 17, 2012 meeting.

**Other Board Issues**

1. **National Night Out Food**

The Board of Trustees discussed food for National Night Out and the consensus was to serve hamburgers and hot dogs for the event and continue the event as a potluck to encourage citizen involvement.

1. **Flooring for Board/Court Room**

The Board instructed the Clerk’s Office to get bids for flooring in the Board Room.

**Announcements**

* a. At this time the office is scheduled to be closed on Friday July 13, 2012 as the Clerk and the

Deputy Clerk will both be in Boulder at the Clerks’ Institute. I will advise you if this changes.

**Adjourn**

Since there was no further business, Clarence Krieger moved and Terry Greenwood seconded to adjourn the meeting. Mayor Brian Seifried adjourned the meeting at 9:40 PM.

Respectfully Submitted by

Cheryl Campbell, Clerk