

Town of Garden City Minutes

September 16, 2008

Regular Meeting

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

Mayor Eddie Miller and Trustees, Terry Greenwood, Mary Miller, Dennis Kendrick, Lonelle Archuleta, Fil Archuleta and Clarence Krieger were present. Staff present were: Don Hoff, Town Attorney; Cheryl Campbell, Town Clerk; Janice Walter, Deputy Clerk and Commander Pat Hauge, Evans Police Department. Also in attendance were: Brian Siefried, 8th Avenue Wing Shack; Francisca Oliva, Rose's Bar; Mike Ketterling, KBN Engineering and Sara Evans, Weld County.

Consent Agenda

- a. Minutes of Regular Meeting August 19, 2008.
- b. Treasurer's Report for August 2008 including Paying Bills.
- c. Reply "No Conflict with Our Interests" to the Weld Comprehensive Plan.

Dennis Kendrick moved and Lonelle Archuleta 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. Brian Siefried from 8th Avenue Wing Shack thanked the Board for the Certificate of Appreciation for the Wing Shack's contribution to National Night Out. He reported that he enjoys having his business located in Garden City.

Mike Ketterling's Bid/Update on 8th Avenue

Mike Ketterling gave a brief update on the 8th Avenue overlay project. He reported that Rocky Mountain Paving has the low bid. Clarence Krieger asked if the Town could make CDOT responsible for the overlay, Mike answered that it would be impossible at this point as CDOT believes that they have vacated that portion of 8th Avenue and CDOT is in the process of executing the paperwork to state such. Mike expects that paperwork process to be completed within three months. The revised bids from Rocky Mountain Pavement and LaFarge were discussed. Don Hoff, Town Attorney, advised the Board that a new motion must be made due to the

cost revisions. Dennis Kendrick moved and Lonelle Archuleta seconded to accept Rocky Mountain Pavement's bid of \$175,151.49 and approve the project and that KBN Engineering Invoice #3767 for work performed through 09/16/08 be accepted and approved for payment. A roll call vote was taken.

Terry Greenwood	Yes
Mary Miller	Yes
Lonelle Archuleta	Yes
Dennis Kendrick	Yes
Filbert Archuleta	Yes
Clarence Krieger	Yes
Edwin Miller	Yes

7 aye. 0 nay. Motion carried.

The Board discussed the necessity of securing a payment bond for the 8th Avenue overlay project. The Board also discussed their desire to have Mike Ketterling oversee the project. Lonelle Archuleta moved and Dennis Kendrick seconded that a payment bond be purchased and that Mike Ketterling from KBN Engineering be retained to oversee the 8th Avenue overlay project. 7 aye. 0 nay. Motion carried.

Mosquito Control Presentation by Sara Evans

Sara Evans from Weld County presented a 30 minute program on the mosquito problem in Weld County and the seriousness of West Nile Virus. She encouraged Garden City to budget for a mosquito spraying program next year. The Board believes that in order for a spraying program to be successful, Greeley and Evans need to be spraying also. At the present time, Evans has a spraying program but Greeley does not. Ms. Evans invited the board to attend a three-county planning meeting September 24, 2008 in Longmont.

County Commissioner Candidate

There was no candidate present. The Attorney asked the Board if they would like him to invite the candidates from District 3 next month. The Board declined.

Liquor Licensing Issues

- a. **Rose's Bar Liquor License Renewal**

Francisca Oliva was present and addressed the Board regarding the renewal of her liquor license. The Attorney asked her if she had reopened the bar after being closed for several months to which she answered yes.

She reported that the Health Department had one concern and that she had corrected the problem. The Clerk had received reports from Evans P.D., Union Colony Fire Protection District, Weld County Health Department and the Building Inspector. All state no violations and no objections to a renewal. All fees have been paid for a Tavern with Live Entertainment License including a \$500.00 late fee. Dennis Kendrick moved and Clarence Krieger seconded to approve the Liquor License renewal for Rose's Bar. 7 aye. 0 nay. Motion Carried.

- b. **White Horse Liquor License Violation**

The Board discussed what, if any, action to take regarding the recent violation at The White Horse involving a visibly intoxicated person being served by the White Horse bartender. Clarence Krieger moved and Terry Greenwood seconded to have the Clerk notify the owner to attend the October 21, 2008 meeting and address the Board's concerns. 7 aye. 0 nay. Motion carried.

- c. **Thee Working Class Bar Liquor License Violation**

The violation at Thee Working Class Bar involved the bartender and one of the owners being cited for serving a minor. Clarence Krieger moved and Terry Greenwood seconded to have the Clerk notify the owner(s) to attend the October 21, 2008 meeting and address the Board's concerns. 7 aye. 0 nay. Motion carried.

Police Report

Commander Haugse explained items on the August police report. He also reported that Evans has split Code Enforcement into zones. Officer Augustine is the officer assigned to Garden City. It is hoped that this change will address code enforcement issues more effectively than in the past.

CML Dinner Meeting

CML District 2 Dinner Meeting will be hosted by Evans on Thursday October 2, 2008. There will be a pre-meeting at 4:00 PM, a social hour at 6:00 PM and dinner at 7:00 PM. The cost is \$30.00 per person. Each one interested will notify the Clerk so RSVP's can be made by the September 24, 2008 deadline.

Budget Proposal

The Board was given initial drafts of the proposed budget for review. We have two months before the budget has to be finalized. Any questions, concerns or changes may be directed to the Clerk's office. Clarence

Krieger moved and Lonelle Archuleta seconded to set a Budget Hearing for November 18, 2008. 7 Aye. 0 Nay. Motion Carried.

Storage Shed

The Board discussed what kind of storage shed the Town needs and the size. 12'X16' was agreed upon. The location was also discussed and it was decided to tear down the old shed and build the new shed in the same place with the door adjacent to the picnic area. Clarence Krieger moved and Dennis Kendrick seconded to solicit bids for the storage shed. 7 aye. 0 nay. Motion carried.

Paid Time Off Policy (PTO)

There was considerable discussion about the starting amount of PTO hours and the ending (20 years) amount of PTO hours. The proposal was to start employees with 160 hours of paid time off per year for the first year and progress up to 320 hours of paid time off per year at the twentieth year and thereafter. Clarence Krieger moved and Fil Archuleta seconded to accept the PTO draft and implement the Paid Time Off Policy which replaces the previous vacation and sick days policy. 7 aye. 0 nay. Motion carried.

Attorney Report

The Town Attorney presented information on new cases decided by the Colorado Supreme Court that have established a legal precedence for the zoning of Sexually Oriented Businesses (SOB). He will amend Garden City's ordinance to read that an SOB must be in a commercial zone and at least 300 feet from away from any residence. He will present the ordinance at the October 21, 2008 meeting.

Beautify Garden City Committee Meeting

Lonelle Archuleta will call the Clerk and schedule a meeting so the committee can decide who will receive rebates for the Beautify Garden City campaign.

Garden City Fall Clean-Up Days

The Board discussed and decided that Garden City will have Fall Clean-Up Days on November 14, 15, 16, 2008. The dumpsters should be located in the same places that they have been in the past. Clarence Krieger moved and Terry Greenwood seconded to approve Fall Clean-Up Days. 7 aye. 0 nay. Motion carried.

Announcements

a. Comcast Cable Service Call Charge Change

Comcast notified us by letter that effective September 30, 2008 the Service Call Charge currently at \$19.99 will change to \$27.20

b. CML Policy Committee Appointments

CML notified us by letter that each municipality member is entitled to designate one representative to the Policy Committee. Appointments to the Committee are made each fall and members serve for one year.

c. Weld Comprehensive Plan Open House Dates

The Weld County Comprehensive Plan Review Committee is nearing completion of their review. The plan will determine the vision and priorities for the future of Weld County. There are two public open houses scheduled for Thursday September 18, 2008 from 4:00 PM-8:00 PM in Greeley and Monday September 22, 2008 from 4:00 PM-8:00 PM in Longmont. Both Open Houses offer opportunities for public comment or you may e-mail your comments to kranslem@co.weld.co.us.

d. CDOT 2035 Statewide Transportation Plan

CDOT notified us by letter that the Statewide Transportation Plan has been completed. They enclosed a brochure summarizing key points of the plan. The full version of the plan is available on CDOT's website or by calling Aaron Willis at 303-512-4019.

e. NFRMPO Rocky Mnt Rail Authority Representatives

RMRA is conducting a one year study of the technical, financial and economical feasibility of providing high speed rail service connecting the cities and counties along the Front Range, the I-70 corridor and other locations within the state. Every municipality is invited to appoint an elected official as their official representative on the appropriate team. These representatives will represent their community at three meetings between now and next spring.

f. RVNA Flu Shot Clinic October 24, 2008 10 AM-12 PM

RVNA will be here on October 24, 2008 from 10 AM until 12 PM to give flu shots. They will accept Medicare for flu shots. Medicare pays for a pneumonia shot every 5-7 years. The cost without Medicare is \$33.00 for the flu shot. \$48.00 for the pneumonia shot and \$30.00 for a tetanus shot.

Other Board Issues

Christmas Party

The Board discussed the Garden City Employees Christmas Party. The Board decided that they would like to go back to Red Lobster again this year. They asked the Clerk to make the arrangements and pick a date. Clarence Krieger moved and Dennis Kendrick seconded to have the Christmas Party at Red Lobster. 7 aye. 0 nay. Motion carried.

Town County Dinner

The Town County Dinner will be held at Island Grove Park on October 16, 2008. The cost is \$19.00 per person and RSVP's must be in by October 9, 2008. There will be three dinner choices. Dennis Kendrick moved and Clarence Krieger seconded to have the Clerk RSVP for all elected officials, staff and spouses who wish to attend. 7 aye. 0 nay. Motion carried.

All About Autos

The Attorney asked the Clerk about the status of All About Autos. The business is closed and the building is empty. There is one car and a snowplow still parked in the parking lot. It is believed that the snowplow may belong to the building for snow removal.

Adjourn

Since there was no further business, Dennis Kendrick moved and Clarence Krieger seconded to adjourn. Mayor Eddie Miller adjourned the meeting at 9:40 P.M.

Respectfully Submitted by _____
Cheryl Campbell, Town Clerk