

Grand Junction, Colorado

May 17, 1978

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session on Wednesday, May 17, 1978, at 7:30 p.m. in the Council Chambers at City Hall. Council members present: Larry Brown, Robert Holmes, Bill O'Dwyer, Jane Quimby, Elvin Tufly, and President of the Council Karl Johnson. Lawrence Kozisek was absent. Also present were City Manager Jim Wysocki, City Attorney Gerald Ashby, and City Clerk Neva Lockhart.

MINUTES

Consideration of the minutes of the May 3, 1978, meeting and the May 11, 1978, special meeting have been deferred to June 7, 1978.

OPENING OF G ROAD ADJACENT TO PARTEE HEIGHTS

President Johnson acknowledged the petition opposing the opening of G Road next to Partee Heights. Utilities Director Jim Patterson submitted an alternative proposal in that Bunker Drive, Brassie Drive, and Niblic Drive would have a graveled turn-around at the ends of the street so that the trash trucks could enter and turn and come back out. Mr. Wayne Wilcox of 701 Bunker Drive stated that this would be acceptable provided a barricade was placed at the west end of G Road to keep out through traffic. Mr. Patterson estimated that the graveling and piping for the cul-de-sacs would cost approximately \$800 and that the construction of a barricade at the west end would cost approximately \$500.

It was moved by Councilman Holmes and seconded by Councilman Tufly that the staff be authorized to go ahead and gravel, pipe and barricade G Road in Partee heights as outlined. Motion carried.

CLEAN COMMUNITY SYSTEMS PROJECT

Jim Patterson gave a presentation on the Clean Community Systems Project. Council received the report for review.

LIQUOR - APPLICATION TO RENEW RETAIL LIQUOR STORE LICENSE FOR JIM'S LIQUORS, 1560 NORTH AVENUE

Submitted for consideration was the application by Dick Will Enterprises, Ltd., dba Jim's Liquors, to renew the retail liquor store license at 1560 North Avenue. A report from the Police Department advised that during the past licensing period there was one alleged violation at Jim's Liquors for selling to a subject under 21 years of age. A request has been made by the Grand Junction Police Department for a hearing before Council with no action taken as of this date. Request was made on March 15, 1978. No other complaints or violations were noted during the past

licensing period.

It was noted that the hearing on the alleged violation has been scheduled on the June 7 City Council agenda.

It was moved by Councilman Brown and seconded by Councilwoman Quimby that the application be approved and the license issued when the State license has been received. Motion carried with Councilman HOLMES voting NO.

LIQUOR - REGISTRATION OF DALE E. MITCHELL AS MANAGER OF HOWARD JOHNSON'S RESTAURANT & LOUNGE, 752 HORIZON DRIVE

Submitted for consideration was the application by Howard Johnson's Company to register Dale E. Mitchell as the manager of Howard Johnson's Restaurant & Lounge, 752 Horizon Drive. A report from the Police Department advised that Dale E. Mitchell is clear NCIC, CCIC and local files. Teletypes were sent to all areas of former residency and returns received indicated "no record found." Fingerprint card was mailed May 5, 1978, with no return as of this date.

It was moved by Councilman Tuflly and seconded by Councilman Brown that the registration of Dale E. Mitchell as manager of Howard Johnson's Restaurant & Lounge be approved. Motion carried.

LIQUOR - APPLICATION FOR THE RENEWAL OF A TAVERN LIQUOR LICENSE FOR THE EL CHARRO SUPPER CLUB, 227 ROOD

Submitted for consideration was the application by Michelle Garcia dba El Charro Y La Barra Famosa Supper Club, 227 Rood, to renew her tavern liquor license. A report from the Mesa County Health Department advised that they approve the renewal of the tavern liquor license for the El Charro Supper Club located at 227 Rood Avenue. The Fire Department report advised that an inspection of this business was made on May 10, 1978. It found the business to be in good condition with all safety requirements being met. A report from the Police Department advised that during the past licensing period there have been no complaints or violations concerning the above establishment and the sale of liquor by the drink.

It was moved by Councilman Tuflly and seconded by Councilman Brown that the application be approved and the license issued when the State license has been received. Motion carried with Councilman HOLMES voting NO.

3.2% BEER - APPLICATIONS BY SOUTHLAND CORP. DBA 7-ELEVEN STORES, TO RENEW 3.2% FERMENTED MALT BEVERAGE LICENSES

Submitted for consideration were the applications by Southland Corporation to renew 3.2% fermented malt beverage licenses for the following stores:

- (1) 7-Eleven Store, 2355 Belford Avenue
- (2) 7-Eleven Store, 1117 North 1st Street
- (3) 7-Eleven Store, 1134 North 12th Street

A report from the Police Department advised that during the past licensing period no complaints or violations concerning the sale of 3.2% beer on a carry-out basis at the store located at 2355 Belford Avenue. There was one complaint and violation at the 7-Eleven Store, 1117 North 1st Street, for under-age sale. Council took action and suspended the license for ten days. There was a complaint against the 7-Eleven Store, 1134 North 1st Street, alleging under-age sale of 3.2% beer. A hearing was held by the Council with no action taken due to insufficient evidence to substantiate the allegation.

It was moved by Councilman Brown and seconded by Councilman Tufly that the applications be approved and the licenses issued when the State licenses have been received. Motion carried with Councilman HOLMES voting NO.

BID CONSIDERATION - AWARD OF CONTRACT FOR CURB, GUTTER AND SIDEWALK REPAIRS, 1978 - CLIFF MAYS - \$28,263.00

Two bids were received and opened on May 10, 1978, for the curb, gutter and sidewalk repairs, 1978. Bids were:

Cliff Mays \$28,263.00

Fred Cunningham 28,895.00

Engineer's Estimate 29,135.00

Staff recommended the award of the contract to Cliff Mays for his low bid of \$28,263.00.

It was moved by Councilman Brown and seconded by Councilman Tufly that the bids be accepted and the contract for the curb, gutter and sidewalk repairs, 1978, be awarded Cliff Mays in the amount of \$28,263.00. Motion carried.

LIQUOR - APPLICATION BY RALPH AND MARY QUARLES TO MOVE RETAIL LIQUOR STORE LICENSE FROM 901 NORTH 1ST STREET TO 817 NORTH 1ST STREET

Advertised for hearing this date was the application by Ralph and Mary Quarles to move their retail liquor store license from 901 North 1st Street to 817 North 1st Street. The application was complete. There were no letters or counter petitions filed in opposition to the change of location. A survey of the area was conducted and the results are:

- (1) Yes, I am in favor of the issuance of the license as I believe

the needs of the neighborhood are not being met by existing outlets. 216

(2) No, I am not in favor of the issuance of the license as I believe the needs of the neighborhood are being met by existing outlets. 41

(3) Neutral 36

Total 283

In line with Council policy, a Resolution of Findings and Decision is scheduled on the June 7 agenda.

HEARING - APPLICATION BY MESA COLLEGE FOR 3.2% BEER SPECIAL EVENTS PERMIT FOR FRIDAY, MAY 19, FROM 8:00 P.M. TO MIDNIGHT IN HOUSTON HALL, AND SATURDAY, MAY 20, FROM 1:00 TO 5:00 P.M., SW OF THE ROE SAUNDERS FIELD HOUSE (5TH PERMIT)

Posted for hearing on this date was the application by Mesa College for a 3.2% fermented malt beverage Special Events Permit to be used Friday, May 19, from 8:00 p.m. to midnight in Houston Hall, and on Saturday, May 20, from 1:00 to 5:00 p.m. south and west of the Roe Saunders Field House. The request was made in conjunction with a "Spring Fest" at Mesa College. A letter from John Tomlinson, the President of Mesa College, was submitted which gave permission for the young people to sell beer on the campus during these events. A letter from the Police Department advised that Dr. Workman has advised the request for the May 19 function was originally scheduled as an outdoor function, but will be held inside Houston Hall from 8:00 p.m. to midnight. The function will consist of showing several movies and will have a sound system to provide music. Identification will be checked at the door to assure everyone in attendance is of legal age. Request is being made for four off-duty officers to patrol the function along with college security officers, faculty members, and members of the Student Body Association.

The function on May 20 will run from 1:00 p.m. to 5:00 p.m., and is to be held on the parking lot at Roe Saunders Field House, and will consist of games along with a small dance area, and outside sound system provided by Laffette Electronics. A request is being made for four off-duty police officers to patrol the function along with Mesa College security officers, faculty, and members of the Student Body Association. identifications will be checked at the point where beer will be dispensed.

Mr. Ed Schlichenmayer, President of the Student Body Association, appeared in behalf of the application.

It was moved by Councilman Tufly and seconded by Councilwoman Quimby that the application for the 3.2% beer Special Events Permit for Friday, May 19, from 8:00 p.m. to midnight in Houston Hall, and Saturday, May 20, from 1:00 to 5:00 p.m., south and west

of the Roe Saunders Field House, be granted. Motion carried with Councilmen HOLMES and O'DWYER voting NO.

HEARING - PETITION TO REZONE FROM R-1-C, SINGLE-FAMILY, TO R-2-A, DUPLEX/FOURPLEX, E END OF SANTA CLARA AVENUE - PROPOSED ORDINANCE

Senior Planner Del Beaver outlined the area. The petitioners are G. Lee and Elva G. Howell. Mr. Beaver stated that this was considered at the April 25 Planning Commission meeting and was recommended to Council for approval.

A hearing was held after proper notice. Mr. G. Lee Howell, owner, was present for the hearing. No letters were filed and there were no others present who indicated a desire to speak on this item.

The following entitled proposed ordinance was introduced and read: AN ORDINANCE AMENDING THE ZONING MAP, A PART OF CHAPTER 32 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION, BY CHANGING THE ZONING ON CERTAIN LANDS WITHIN THE CITY. It was moved by Councilman Tufly and seconded by Councilman Brown that the proposed ordinance be passed for publication. Motion carried.

HEARING - ELVALEE SUBDIVISION - FINAL PLAT (MINOR SUB), E END OF SANTA CLARA AVENUE (2-LOT SUBDIVISION)

This item was heard by the Planning Commission April 25, 1978, and recommended to the City Council for consideration. A hearing was held after proper notice. There was no one in the audience who indicated a desire to speak, and no letters had been filed.

It was moved by Councilman Tufly and seconded by Councilman O'Dwyer that the Final Plat of Elvalee Minor Subdivision be approved subject to the conditions of the Planning Commission and staff comments. Motion carried.

HEARING - PD-B HIGH COUNTRY STORAGE - FINAL DEVELOPMENT PLAN, SE CORNER GRAND MESA AVENUE AND CANNON AVENUE

Considered by the Grand Junction Planning Commission and recommended to Council was the Final Development Plan for the High Country Storage on the southeast corner of Grand Mesa Avenue and Cannon Avenue. A hearing was held after proper notice. Mr. Tom Logue was present, representing the petitioner. There were no letters filed and there were no others in the audience who indicated a desire to speak.

Councilman Holmes abstained from voting. It was moved by Councilman Tufly and seconded by Councilman Brown that the Final Development Plan for High Country Storage be approved subject to all stipulations of the Planning Commission. Motion carried.

HEARING - REZONE FROM R-1-B TO PD-B AND THE PRELIMINARY PLAN FOR ONE DENTAL OFFICE, NW CORNER OF 1ST STREET AND LOREY DRIVE

This item was considered by the Grand Junction Planning Commission on April 25, 1978, and was denied due to existing traffic congestion and encroachment into R-1-B zone.

Senior Planner Del Beaver outlined the area and discussed the Planning Commission decision.

Dr. David G. Summers was present for the hearing. He stated that his immediate neighbors did not oppose what he proposed doing with the development.

Max Krey, 2015 Overlook Drive, registered a protest that the date nor time of this meeting was printed on the sign giving Notice of Hearing. He stated that he is not in protest of the office if something will be done about the intersection. He suggested limited access and stop signs coming from the City Market parking lot.

Mr. Gordon Bogey, 394 Lilac Lane, also expressed concern with the City Market entry onto 1st Street and Lorey Drive.

A Resolution of Findings and Decision is scheduled on the June 7 agenda.

HEARING - REZONE FROM R-2 TO PD-B AND PRELIMINARY PLAN FOR OFFICE USE, NW CORNER OF 7TH STREET AND GLENWOOD AVENUE - PROPOSED ORDINANCE

Considered by the Planning Commission on April 25 and recommended to the City Council was the petition to rezone from R-2 to PD-B and the Preliminary Plan for Office Use, the northwest corner of 7th Street and Glenwood Avenue. The petitioner is Harry Williams for a change from duplex-fourplex residential to office use. Del Beaver set out the staff comments and stated that the Planning Commission approves subject to staff comments being considered, low profile lighting be provided, elevation view of building be provided with final development plan.

A hearing was held after proper notice. There was no one in the audience who indicated a desire to speak, and no letters had been filed.

The following entitled proposed ordinance was introduced and read: AN ORDINANCE AMENDING THE ZONING MAP, A PART OF CHAPTER 32 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION, BY CHANGING THE ZONING ON CERTAIN LANDS WITHIN THE CITY. It was moved by Councilman Tufly and seconded by Councilman O'Dwyer that the proposed ordinance be passed for publication. Motion carried with Councilman HOLMES voting NO.

It was moved by Councilman Tufly and seconded by Councilman O'Dwyer that the Preliminary Plan for Office Use on the northwest corner of 7th Street and Glenwood Avenue be approved subject to the staff comments and the conditions of the Planning Commission.

Motion carried with Councilman HOLMES voting NO.

RECESS

The President declared a five-minute recess. Upon reconvening all six Council members were present.

HEARING - PD-B THE WILLIAM BUILDING - PRELIMINARY PLAN, NE CORNER OF 11TH STREET AND BELFORD

Considered by the Planning Commission on April 25, 1978, and recommended to the City Council was the Preliminary Plan for The William Building. The Planning Commission approves subject to the following conditions:

- (1) Exterior lighting be addressed;
- (2) City Utilities be consulted concerning dumpster location;
- (3) Access to alley be open;
- (4) Staff comments.

A hearing was held after proper notice. Mr. Tom Logue, representing the petitioner, stated that there is agreement with comments from Planning Commission and staff.

There were no letters filed and no one in the audience who indicated a desire to speak.

It was moved by Councilman O'Dwyer and seconded by Councilman Tufly that the Preliminary Plan for the William Building at 11th and Belford be approved subject to the staff comments and subject to the Planning Commission conditions and with a stipulation that no access on the alley from that location be permitted. Upon roll call Council members QUIMBY, HOLMES, and BROWN voted NO. Council members TUFly, O'DWYER and JOHNSON voted YES. The motion having been lost, the item goes back to Planning Commission for reconsideration.

HEARING - GREENWOOD ESTATES SUBDIVISION - PRELIMINARY PLAN FOR 31-LOT SUBDIVISION, NW CORNER 17TH STREET AND WALNUT AVENUE - TABLED

The petitioner for this Preliminary Plan is Greentree, Inc. The development is located on the northwest corner of 17th Street and Walnut Avenue for a 31-lot subdivision. The Planning Commission heard this item on April 25, 1978, and approved the Preliminary Plan, and recommended to the City Council subject to the following conditions:

- (1) City Engineering, Development Department and staff and the developer meet to discuss plans for curing the ills of the street and intersection and that the comments generated relate to development timing of the project;

- (2) Staff comments be considered;
- (3) No development begin until the intersection is improved.

Mr. Luther Musgrove and Maurice H. McCoy, representing the petitioner, were present.

Gaylen Kuntz and Mary Kuntz, who live south of this property, Mrs. Angie Weaver, David Sneider, Skip Clifton, Gil Weaver, all residing within this area, appeared to state that something must be done about the intersection at 17th and Walnut.

The developer and owner suggested they meet with the City Manager and negotiate to see what can be accomplished in order to correct the problem at 17th and Walnut.

It was moved by Councilman Brown and seconded by Councilman Tufly that this item be tabled for two weeks. Motion carried.

HEARING - DEVELOPMENT IN H.O. - HOLIDAY INN ADDITION, I-70 AND HORIZON DRIVE

Approved by the Planning Commission and recommended to the City Council was the application for development in H.O. for an addition to the Holiday Inn at 755 Horizon Drive, to expand the motel. The Planning Commission approved subject to the following conditions:

- (1) Staff comments;
- (2) A temporary pedestrian walkway be provided in Horizon Drive right of way;
- (3) Egress-ingress be reviewed for improvement;
- (4) Lighting and screening be addressed.

A hearing was held after proper notice. No letters were filed and there was no one in the audience who indicated a desire to speak.

It was moved by Councilman Tufly and seconded by Councilman O'Dwyer that the development in H.O. for Holiday Inn addition be approved subject to the conditions of the Planning Commission. Motion carried.

HEARING - CLOCK SUBDIVISION - FINAL PLAT FOR A MINOR 3-LOT SUBDIVISION AT 310 PINON STREET

Recommended to Council by the Planning Commission subject to Staff comments was the Final Plat for Clock Minor Subdivision located at 310 Pinon Street on Orchard Mesa.

A hearing was held after proper notice. There was no one in the



audience who indicated a desire to speak and there were no letters filed.

It was moved by Councilman Tufly and seconded by Councilman Brown that the Final Plat for the Clock Minor Subdivision be approved subject to the conditions of the Planning Commission. Motion carried.

HEARING - SCHAUSTER SUBDIVISION - FINAL PLAT (MINOR SUB) 2 LOTS, 280 27 1/2 ROAD

Approved and recommended from the Planning Commission was the Final Plat for Schauster Minor Subdivision.

A hearing was held after proper notice. Mr. Doug Hayes of Colorado West Survey, represented the petitioner.

There were no letters filed and there was no one else in the audience who indicated a desire to speak.

It was moved by Councilman Brown and seconded by Councilman Tufly that the Final Plat for Schauster Minor Subdivision be approved subject to the conditions of the Planning Commission. Motion carried.

HEARING - PROPOSED ORDINANCE - ZONE TO PD-B AND CONSIDER OUTLINE DEVELOPMENT PLAN FOR ETTER/EPSTEIN ANNEXATION, S OF HORIZON DRIVE FROM CLIFF DRIVE TO G ROAD AND N OF HORIZON DRIVE FROM 27 1/2 ROAD TO G ROAD

Recommended to City Council from the Planning Commission was the petition to zone to PD-B the Etter/Epstein Annexation and consideration of the outline development plan for the Etter/Epstein Annexation, subject to the following conditions:

- (1) Drainage be provided in accordance with staff comments;
- (2) Access be addressed for 15th Street to Horizon Drive.

A hearing was held after proper notice. Mr. Ken Etter was present for the hearing.

There were no others present who indicated a desire to speak, and no letters were filed.

The following entitled proposed ordinance was introduced and read: AN ORDINANCE AMENDING THE ZONING MAP, A PART OF CHAPTER 32 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION, BY ADDING THE ZONING OF CERTAIN LANDS WITHIN THE CITY. It was moved by Councilman Tufly and seconded by Councilwoman Quimby that the proposed ordinance be passed for publication. Motion carried.

It was moved by Councilman Brown and seconded by Councilman O'Dwyer that the outline development plan for Etter/Epstein

Annexation be approved subject to the conditions of the Planning Commission. Motion carried.

HEARING - ZONING TEXT CHANGE AMENDING SECTION 3, PARAGRAPH 15.a.3.e. PROPOSED ORDINANCE

A hearing was held on this item. No letters had been filed and there was no one in the audience who indicated a desire to speak.

The following entitled proposed ordinance was introduced and read: AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF GRAND JUNCTION IN REGARD TO PLANNED DEVELOPMENT BUSINESS ZONES. It was moved by Councilman Brown and seconded by Councilman O'Dwyer that the proposed ordinance be passed for publication. Motion carried.

HEARING - FLORINE SUBDIVISION - FINAL PLAT (MINOR SUBDIVISION OF 2 LOTS) 450 FEET E OF 28 ROAD ON TEXAS AVENUE

The Planning Commission considered this item at its April 25 meeting, and recommended to the Council subject to staff comments.

A hearing was held after proper notice. There was no one in the audience who indicated a desire to speak, and no letters were filed.

It was moved by Councilman O'Dwyer and seconded by Councilman Brown that the Final Plat of Florine Minor Subdivision be approved subject to the conditions of the Planning Commission. Motion carried.

RESOLUTION APPROVING INDIAN VILLAGE SUBDIVISION FILING NO. 1

The following Resolution was presented and read:

RESOLUTION

APPROVING INDIAN VILLAGE SUBDIVISION, FILING NO. 1

WHEREAS, the final plat for Indian Village Subdivision Filing #1 was, through error, not submitted for approval to the City Council of the City of Grand Junction;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

That Indian Village Subdivision Filing No. 1, recorded in Plat Book 11 at Page 304 of the records of the Clerk and Recorder of Mesa County is hereby approved with a copy of this Resolution to be appended to said Filing to indicate proper approval thereof.

PASSED and ADOPTED this 17th day of May, 1978.

\_\_\_\_\_  
President of the Council

Attest:

\_\_\_\_\_  
City Clerk

It was moved by Councilman Tufly and seconded by Councilman O'Dwyer that the Resolution be passed and adopted as read. Upon roll call all Council members present voted AYE. The President declared the motion carried and the Resolution duly passed and adopted.

INDIAN VILLAGE SUBDIVISION FILING NO. 2 (COUNTY TRANSITIONAL) -  
PETITION TO PERMIT HOLLYWOOD CURB AND GUTTER IN THIS DEVELOPMENT,  
NW OF 29 ROAD AND F ROAD, 90-LOT SINGLE FAMILY SUBDIVISION

Mr. Harry La Monte, representing Seago Services, Inc., presented estimates pertaining to vertical curbs and gutters versus hollywood curbs and gutter. It was submitted that since Indian Village Filing No. 1 has the hollywood curbs and gutters that this development for filing No. 2 be permitted to continue with the hollywood curbs and gutters. Mr. Henry Fausson was present and offered reasons for hollywood curbs and GUTTERS IN THIS SUBDIVISION. It was moved by Councilman Brown and seconded by Councilman Tufly that no further action be taken by the City Council. Upon roll call, Council members BROWN, HOLMES, TUFLY and JOHNSON voted AYE. Council members QUIMBY and O'DWYER voted NO. Motion carried.

Councilman Brown recommended that an intensive study of the cost and benefit and desires of the people program be conducted in which they go through the amenities, not just the style of curb and separated sidewalks and open space, and a lot of the things that City Council has come to put upon developers as a matter of rote. Councilman O'Dwyer suggested that the Home Builders Association be invited to have some input into this also.

Councilwoman Quimby stated that she had some difficulty in denying this development to be consistent in both filings when just a couple of weeks ago another subdivision - part of it would have been one way, and part of it would have been another way, and Council left it so that it would be consistent.

ORDINANCE NO. 1738 - REZONE FROM R-2 (DUPLEX/FOURPLEX) TO P  
(PARKING), 626 BELFORD AVENUE

The Proof of Publication to the following entitled proposed ordinance was presented: AN ORDINANCE AMENDING THE ZONING MAP, A PART OF CHAPTER 32 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION, BY CHANGING THE ZONING ON CERTAIN LANDS WITHIN THE CITY. It was moved by Councilman Brown and seconded by Councilman O'Dwyer that the Proof of Publication be accepted for filing. Motion carried.

It was moved by Councilman Brown and seconded by Councilman Tufly that the proposed ordinance be called up for final passage and read. Motion carried.

The Ordinance was read. There being no comments, it was moved by Councilman Tufly and seconded by Councilman Brown that the Ordinance be passed, adopted, numbered 1738, and ordered published. Upon roll call all Council members voted AYE. The President declared the motion carried.

#### ORDINANCE NO. 1739 - PARKING REGULATIONS

The Proof of Publication to the following entitled proposed ordinance was presented: AN ORDINANCE ESTABLISHING PARKING AND LOADING REQUIREMENTS IN THE CITY OF GRAND JUNCTION. It was moved by Councilman Tufly and seconded by Councilman Brown that the Proof of Publication be accepted for filing. Motion carried with Councilman HOLMES voting NO.

It was moved by Councilman Tufly and seconded by Councilwoman Quimby that the proposed ordinance be called up for final passage and the title only read. Motion carried with Councilman HOLMES voting NO.

The title only was read. There being no comments, it was moved by Councilman Tufly and seconded by Councilman Brown that the Ordinance be passed, adopted, numbered 1739, and ordered published. Upon roll call Council members QUIMBY, TUFly, O'DWYER, BROWN and JOHNSON voted AYE. Councilman HOLMES voted NO. The President declared the motion carried.

#### PROPOSED ORDINANCE - VACATING 3 FEET OF E-W ALLEY, NORTH OF 23RD STREET SUBDIVISION

The following entitled proposed ordinance was presented and read: AN ORDINANCE VACATING A PORTION OF ALLEY WITHIN THE CITY OF GRAND JUNCTION. It was moved by Councilman Brown and seconded by Councilman O'Dwyer that the proposed ordinance be passed for publication. Motion carried.

#### APPROVAL OF MOUNTAIN BELL SETTLEMENT

It was moved by Councilman Holmes and seconded by Councilman Tufly that the City Attorney be authorized to enter into the Settlement Agreement with Mountain Bell. Motion carried.

#### SUPPORT OF JANE QUIMBY ON THE COLORADO MUNICIPAL LEAGUE EXECUTIVE BOARD

Consensus of the Council was to authorize the City Manager to direct a letter to the Nominating Committee of the Colorado Municipal League Executive Board in support of Jane Quimby.

GLENWOOD CANYON TOLL ROAD

Councilman Holmes stated he is emphatically opposed to making Glenwood Canyon a toll road. He questioned whether the City Council was ready to send a statement to this effect. The consensus of Council was that it is not yet in favor of expressing a feeling one way or another until more facts are known.

BAR X ALLEY

Mr. Warner advised that he has been in contact with the Bar X people and the contractor who has been hired to start the driveway. The contractor has stated he will be ready to commence by Friday.

HAPPY BIRTHDAY, KARL JOHNSON

Councilman Brown led his fellow members in singing Happy Birthday to Council President Karl M. Johnson. Karl's birthday is Thursday, May 18.

ADJOURNMENT

It was moved by Councilman O'Dwyer and seconded by Councilman Brown that the meeting be adjourned. Motion carried.

Neva B. Lockhart

Neva B. Lockhart, CMC  
City Clerk