

Grand Junction, Colorado

April 4, 1979

The City Council of the City of Grand Junction, Colorado, convened in regular session the 4th day of April, 1979, at 7:30 p.m. in Council Chambers at City Hall. Those present were Council members Larry Brown, Frank Dunn, Robert Holmes, Larry Kozisek, Jane Quimby, Bill O'Dwyer, and Karl Johnson, a quorum. Also present were City Manager Jim Wysocki, City Attorney Gerald Ashby, and City Clerk Neva Lockhart.

The meeting was called to order by Council President Johnson.

MINUTES

Consideration of the Minutes of February 21, March 7, and March 21, 1979, were deferred to April 4.

CANVASS ELECTION RETURNS - CERTIFICATE OF ELECTION

The votes from the April 3, 1979, election were canvassed by Council members Lawrence Kozisek, Robert W. Holmes, Larry Brown, Jane Quimby, Bill O'Dwyer, and Notaries Public Gerald J. Ashby and Donald H. Warner. The following Certificate of Election was filed:

CITY OF GRAND JUNCTION, COLORADO
CERTIFICATE OF ELECTION
April 3, 1979

WE, THE UNDERSIGNED, HEREBY CERTIFY that the results of the General Municipal Election held in the City of Grand Junction, Colorado, on Tuesday, April 3, 1979, were as follows:

Total votes cast in District "A" 160	
Total votes cast in District "B" 624	
Total votes cast in District "C" 607	
Total votes cast in District	

"D" 535	
Total votes cast in District "E" 381	
Total Absentee Ballots Cast <u>31</u>	
TOTAL VOTES CAST 2338	

FOR COUNCILMAN FROM DISTRICT "B" FOUR-YEAR TERM							
<u>CANDID</u> <u>ATESDi</u> st. "A"Dis t. "B"Dis t. "C"Dis t. "D"Dis t. "E"Abs enteeT <u>OTAL</u>							
Delmor e A. Beaver 311341 451038 814515							

Leiford d A. Darlen 311341 077555 3405							
Dale J. Hollin gswort h77310 269298 195121 161							
Alice T. Mottsl 338412 528114 6							
<u>FOR COUNCILMAN FROM DISTRICT "C" FOUR-YEAR TERM</u>							
Karl M. Johnso n11552 547042 231128 1871							
<u>WRITE-</u> <u>IN</u> <u>CANDID</u> <u>ATES</u>							

Dick Bamfor d21317 556162 201							
Dick Brock1 1							
Dan Rather 11							
Dick Bamber ger22							
FOR COUNCILMAN FROM DISTRICT "D" TO SERVE TWO-YEAR UNEXPIRED <u>TERM</u>							
<u>CANDID</u> <u>ATESDi</u> st. "A"Dis t. "B"Dis t. "C"Dis t. "D"Dis t.							

<u>"E" Absentees Total</u>							
Frank M. Dunn 11051745 044630 626185 5							
Bobby E. Wilson 437397 474243 06							
<u>WRITE-IN CANDIDATES</u>							
Mickey Mouse 123							
<u>FOR COUNCILMAN FROM CITY AT LARGE FOUR-YEAR TERM</u>							
<u>CANDIDATES</u>							

Louis R. Brach8 341229 931518 116130 6							
Randal l T. Chew, III258 714095 111746 5							
Robert E. Cleary , Jr.434 443517 1135							
D. Cole McMart in, Jr.125 057484 03210							
Anthon y K. Tysdal 302538 171411							

25							
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<u>TOTAL OF ALL VOTES FOR COUNCILMEN</u>		
Delmore A. BeaverDistrict B515		
Leiford A. DarienDistrict B405		
Dale J. HollingsworthDistrict t B1161		
Alice T. MottsDistrict B146		
Karl M. JohnsonDistrict C1871		
Dick BamfordDistrict C201		
Dick BrockDistrict C1		
Dan RatherDistrict C1		
Dick BambergerDistrict C2		

Frank M. DunnDistrict D1855		
Bobby E. WilsonDistrict D306		
Mickey MouseDistrict D3		
Louis R. BrachCity at Large1306		
Randall T. Chew, IIICity at Large465		
Robert E. Cleary, Jr.City at Large135		
D. Cole McMartin, Jr.City at Large210		
Anthony K. TysdalCity at Large125		

DATED this 4th day of April, 1979.

/s/ Lawrence L. Kozisek

Lawrence L. Kozisek
Councilman, District B

/s/ Robert W. Holmes

Robert W. Holmes
Councilman, District A

/s/ Larry Brown

Larry Brown
Councilman, City at Large

/s/ William G. O'Dwyer

William G. O'Dwyer
Councilman, District E

/s/ Gerald J. Ashby

Gerald J. Ashby,
Notary Public
My Commission Expires: 9-2-79

/s/ Donald H. Warner, Jr.

Donald H. Warner,
Notary Public
My Commission Expires: 4-9-83

/s/ Jane Quimby

Jane Quimby
Councilwoman, City at Large

CERTIFIED this 5th day of April, 1979.

Neva B. Lockhart, CMC
City Clerk

Theresa F. Martinez
Deputy City Clerk

Councilman Holmes commented that the lack of a polling place on Orchard mesa very likely contributed to the low turn out of voters in District A from that area.

Moved by Councilman Kozisek: To direct the City Clerk to establish a second polling precinct on Orchard Mesa in District A for all future elections. Seconded by Councilman O'Dwyer.

Vote: AYES: Unanimous.

INTRODUCTION OF NEW CITY EMPLOYEES

The following new City employees were present and introduced to Council:

Jim Turner - Date Processing
Randy Martinez - Walker Field

Gilbert Trujillo - Utilities
John Kiesler - Police Department
Travis Golden - Engineering
Martin Faber - Parks Department

BEER - APPLICATION ADDENDUM FORM DRL 404-A NAMING JOSEPH C. PRINSTER PRESIDENT OF CITY MARKET, INC., THREE STORES - APPROVED

Submitted for consideration was the 3.2% beer application addendum form DRL 404-A naming Joseph C. Prinster as President of City Market, Inc., for three City Market stores in the Grand Junction area. The police Department report advised that Mr. Prinster is clear of any recorded wants or warrants.

Moved by Councilman Dunn: That the application designating Joseph C. Prinster President of City Market, Inc., be approved. Seconded by Councilwoman Quimby.

Vote: AYES: Unanimous.

BEER - RESOLUTION OF FINDINGS AND DECISION FEATHER PETROLEUM, STOP 'N SAVE GROCERY, 213 NORTH 1ST STREET - APPROVED

The following Resolution was read:

RESOLUTION

OF DECISION ON APPLICATION FOR A FERMENTED MALT BEVERAGE LICENSE BY FEATHER PETROLEUM COMPANY AT 213 NORTH FIRST STREET, GRAND JUNCTION.

A public hearing having been held on March 21, 1979, on the application by Feather Petroleum Company for a fermented malt beverage license for sales in sealed containers for consumption off the premises for Stop 'N Save at 213 North First Street, Grand Junction, and the City Council having considered the evidence adduced at said hearing, FINDS:

1. That the hearing was held on March 21, 1979, on the application after proper notice thereof under the Beer Code.
2. That the survey conducted by the City indicated that the needs of the neighborhood were not being met by other outlets within the neighborhood and there was a need for this outlet in that 219 persons so stated while 37 felt the needs were being met by other outlets. In addition, the applicant submitted petitions bearing the signatures of 73 persons supporting the issuance of the license.
3. That no one appeared at the hearing in opposition to the granting of the license and no petitions or letters of disapproval were received by the City Council.
4. That the character of the applicant, as determined through a

check by the Police Department of the corporate officers and through letters attesting to their good character, is good.

5. The evidence supports the position that the needs of the neighborhood are not being met by other outlets of the same type and the position that the desires of the inhabitants of the neighborhood are that the license issue.

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

That a fermented malt beverage license for sales in sealed containers for consumption off the premises issue to Feather Petroleum Company doing business as Stop 'N Save at 213 North First Street, Grand Junction.

PASSED and ADOPTED this 4th day of April, 1979.

President of the Council

Attest:

City Clerk

Mr. Feather stated that Burger King is to install a flower box on his property. Installation has been delayed until the property can have the asphalt put in. The City is to pursue the timely installation of the flower box.

Moved by Councilman Brown: That the Resolution be passed and adopted as read. Seconded by Councilman Kozisek.

Roll call vote: AYES: QUIMBY, KOZISEK, DUNN, BROWN, JOHNSON

NOES: HOLMES, O'DWYER.

HEARING - LIQUOR - APPLICATION BY JOHN W., JR. AND ELEANOR MALONEY TO MOVE RAMADA LIQUORS FROM 715 HORIZON DRIVE TO 716 HORIZON DRIVE - APPLICATION FOR TRADE NAME CHANGE TO HORIZON LIQUOR

A hearing on the above application was held after proper notice. The following report was read:

Filed and accepted on March 1, 1979, was the application by John W., Jr. and Eleanor Maloney to move retail liquor store license from 716 Horizon Drive to 715 Horizon Drive. The sign giving notice of hearing was posted on the property March 23, 1979, and the display ad giving notice of hearing was published in The Daily Sentinel on Friday, March 23, 1979. A survey was conducted of the area bounded by G Road on the south, 28-1/4 Road on the east, H

Road on the north, and 27 Road (12th Street) on the west. The survey commenced March 10, and was completed March 23. 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. 315

(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. 23

(3) No opinion. 4

The applicant filed a petition signed by 32 people supporting his application to change the location of his retail liquor store. There is one other similar type outlet in the neighborhood. The applicant is also requesting permission to change trade name from Ramada Liquor to Horizon Liquor.

The map showing the proposed location and the locations of similar type outlets was reviewed. Mr. Maloney and his attorney, Gregg Kampf, were present for the hearing. There were no opponents, no letters, no counterpetitions.

A resolution of findings and decision is scheduled April 18, 1979.

HEARING - APPLICATION BY ZAPAR, INC., FOR HOTEL-RESTAURANT LIQUOR LICENSE AT THE ORE HOUSE RESTAURANT, 759 HORIZON DRIVE

A hearing was held after proper notice. The following report was read:

Filed and accepted March 2, 1979, was the application by Zapar, Inc., for a hotel-restaurant liquor license to be located at 759 Horizon Drive under the trade name of "Ore House Restaurant." Corporate officers are: President: Steven A. Zook; Vice President: Roger L. Roessler; Secretary/Treasurer: William Abshagen.

The sign giving notice of hearing was posted March 23, 1979, and the display ad giving notice of hearing was published in The Daily Sentinel Friday, March 23, 1979.

A survey was conducted of the area bounded by G Road on the south, 28-1/4 Road on the east, H Road on the north, and 27 Road (12th Street) on the west. The survey commenced March 10 and concluded March 23, 1979. 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. 312

(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. 46

(3) No Opinion. 2

(4) Undecided. 1

A restaurant with liquor license is a permitted use in H.O. Zone; therefore, conditional use hearing was not required by the Planning Commission.

The Police Department report advises that the individuals listed as officers and directors are clear NCIC/CCIC, local files, and New Mexico. Fingerprint cards have been mailed with no return to date. The Health Department and Fire Department will make their inspections upon the completion of the building prior to issuance of license.

Similar type outlets in the area: 3. The map showing similar type outlets was reviewed.

Sam Haupt was present representing the developers of the Shopping Center where this restaurant is to be located. Mr. Steve Zook and Mr. Abshagen were present. No opponents, no letters, no counterpetitions.

A resolution of findings and decision is scheduled April 18, 1979.

HEARING - APPLICATIONS BY MESA COLLEGE FOR 3.2% BEER SPECIAL EVENTS PERMITS FOR FRIDAY, APRIL 27 FROM 8:00 P.M. TO MID-NIGHT ON LAWN S OF STUDENT CENTER, AND SATURDAY, APRIL 28, FROM 12:00 NOON TO 4:00 P.M. ON LAWN W OF SAUNDERS FIELD HOUSE (4TH AND 5TH PERMITS) GRANTED

A hearing was held after proper posting of property. The report from the Police Department was read.

As in past functions of this nature, the college will check identification to insure only those 18 or older will be allowed to consume beer. They will serve beer only on the lawn south of the Student Center on the 27th and the lawn west of Saunders Field House on the 28th.

The college will provide security and faculty supervision along with off-duty officers for additional security.

There were no recorded violations noted during the last Special Event at the college.

Karen Alley, Vice President of Campus affairs, was present to speak for the events. Concern was expressed about the noise generated. Miss Alley said that concert on Friday night will be to the interior of the campus among the building which should keep the noise level down.

No opponents, no letters, no counterpetitions.

Moved by Councilman Kozisek: That the applications by Mesa College for 3.2% beer special events permits on the dates indicated be approved. Seconded by Councilman Brown.

Vote: AYES: QUIMBY, KOZISEK, DUNN, BROWN, JOHNSON

NOES: HOLMES, O'DWYER.

HEARING - CRESTVIEW ANNEXATION BETWEEN 27 1/4 ROAD AND 27 1/2 ROAD, AND BETWEEN F1/4 ROAD AND F1/2 ROAD - RESOLUTION ANNEXING - PROPOSED ORDINANCE

A hearing on the petition for annexation of Crestview was held after proper notice. No opponents, no letters, no counterpetitions.

The following Resolution was read:

RESOLUTION

WHEREAS, on the 4th day of April, 1979, a hearing was held before the City Council of the City of Grand Junction, Colorado, to determine the eligibility for annexation to said City of the following described territory, situate in Mesa County, Colorado, to wit:

The Northeast Quarter of the Southwest Quarter of Section 1, Township 1 South, Range 1 West, Ute Meridian;

and

WHEREAS, the Council has found, and does hereby find, that one-sixth the perimeter of the area proposed to be annexed is contiguous with the City; that a community of interest exists between the territory and the City; that territory proposed to be annexed is urban or will be urbanized in the near future; that the territory is integrated or is capable of being integrated with said City; that no land in single ownership has been divided by the proposed annexation; no land held in identical ownership comprising more than twenty acres which, together with the building and improvements thereon has an assessed valuation in excess of two hundred thousand dollars is included without the landowner's consent; nor is any of the land now subject to other annexation proceedings; and that no election is required under the Municipal Annexation Act of 1965.

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

That said territory is eligible for annexation to the City of Grand Junction, Colorado, and should be so annexed by Ordinance.

PASSED and ADOPTED this 4th day of April, 1979.

President of the Council

Attest:

City Clerk

Moved by Councilman Brown: That the Resolution be passed and adopted as read. Seconded by Councilman Kozisek.

Roll call vote: AYES: Unanimous.

The following entitled proposed ordinance was read: AN ORDINANCE ANNEXING TERRITORY TO THE CITY. Moved by Councilman O'Dwyer. That the proposed ordinance be passed for publication. Seconded by Councilman Brown.

Vote: AYES: Unanimous.

HEARING - PETITION FOR CONDITIONAL USE TO PERMIT CHIROPRACTIC OFFICE IN R-3 MULTI-FAMILY RESIDENTIAL ZONE ON .25 ACRE, LOCATED SW COR 27TH STREET AND GRAND AVENUE -

A hearing was held after proper notice. Senior Planner Karl Metzner located the area in question. Planning and Staff comments were reviewed. The petitioner was present for the hearing. No opponents, no letters, no counter petitions. A resolution of findings and decision scheduled April 18, 1979.

HEARING - PETITION FOR CONDITIONAL USE TO PERMIT DAY CARE FACILITY ON .9 ACRES IN R-1-C SINGLE-FAMILY RESIDENTIAL ZONE, 530 28-3/4 ROAD - PETITIONERS: LARRY AND PATRICIA KNIGHT

A hearing on this item was held after proper notice. The Planning and Staff comments were reviewed. Mrs. Knight was present for the hearing. No opponents, no letters, no counterpetitions.

A resolution of findings and decision scheduled April 18, 1979.

After discussion about the Planning Commission's recommendation that "future additions be architecturally compatible with the existing structure," President Johnson requested a definition of the phrase.

HEARING - ZONING JONES-SCHINDEL ANNEXATION TO PD-8 AND PRELIMINARY DEVELOPMENT PLAN - SE COR 27 1/2 ROAD AND G ROAD, PETITIONER ALLEN JONES (ALSO KNOWN AS CROWN HEIGHTS SUB)

A hearing on this item was held after proper notice. Karl Metzner

reviewed Planning and Staff comments. Lloyd Unfred, developer, was present for the hearing. Mr. Jones was also present. The Homeowner's Agreement will be submitted and recorded with the final development plan.

Jim Spelman, Airport Manager, was present to discuss Aviation easements, Airport Master Plan, and possible expansion of Runway 4/22.

Nancy Dickey, 718 Niblic Drive, asked that high density be kept on the southeast side and that Runway 4/22 not be lengthened.

The City Attorney recommended factfinding and decision on April 18, 1979. The proposed ordinance rezoning to PD-8 was tabled.

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

HEARING - REZONE FROM R-3 TO PD-B AND FINAL DEVELOPMENT PLAN FOR PROPERTY LOCATED E OF ALLEY E OF 12TH STREET AND S OF GLENWOOD AVENUE - PETITIONER: J. RAMSEY AND L. GIBSON - PROPOSED ORDINANCE

A hearing on this item was held after proper notice. Planning and Staff comments were reviewed. Loran Dake was present representing the petitioner.

The following entitled proposed ordinance was 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. Moved by Councilman Brown: That the proposed ordinance be passed for publication. Seconded by Councilwoman Quimby.

Vote: AYES: Unanimous.

Moved by Councilman Brown: That the final development plan be approved subject to the conditions of the Planning Commission. Seconded by Councilman O'Dwyer.

Vote: AYES: Unanimous.

PROPOSED ORDINANCE NOTIFYING PROPERTIES WITHIN 350 FEET OF ZONING AMENDMENTS, CONDITIONAL USES, ETC. - TABLED

The following entitled proposed ordinance was read: AN ORDINANCE AMENDING THE NOTIFICATION REQUIREMENTS FOR ZONING AMENDMENTS.

Discussion then followed regarding some method of assuring that property owners be notified of what is happening in their neighborhood.

After discussion, it was moved by Councilman Brown: That the proposed ordinance be tabled in the hopes that staff will present some samples and more specific recommendations of addressing the

problem at Council's Study Session. Seconded by Councilman O'Dwyer.

Vote: AYES: Unanimous.

GENERAL POLICY STATEMENT REGARDING NEIGHBORHOODS DOING IMPROVEMENT DISTRICTS - TABLED

ORDINANCE NO. 1807 - AUTHORIZING ESTABLISHMENT OF PUBLIC OFF-STREET PARKING DISTRICTS

Proof of Publication to following entitled proposed ordinance presented: AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF PUBLIC OFF-STREET PARKING DISTRICTS AND ENUMERATING THE POWER OF THE CITY COUNCIL WITH RESPECT TO THE ACQUISITION, CONSTRUCTION, INSTALLATION, FINANCING AND OPERATION OF IMPROVEMENTS THEREIN. Moved by Councilman Brown: That the Proof of Publication be accepted for filing. Seconded by Councilwoman Quimby.

Vote: AYES: Unanimous.

Moved by Councilman Holmes: That the proposed ordinance be called up for final passage and the title only read. Seconded by Councilman Brown.

Vote: AYES: Unanimous.

The title only was read. No comments. Moved by Councilman Brown: That the Ordinance be passed, adopted, numbered 1807, and ordered published in pamphlet form. Seconded by Councilman Kozisek.

Roll call vote: AYES: Unanimous.

ORDINANCE NO. 1808 - CONCERNING THE DISPENSING OF GASOLINE AND RELATED PRODUCTS

Proof of Publication to following entitled proposed ordinance presented: AN ORDINANCE CONCERNING THE DISPENSING OF GASOLINE AND RELATED PRODUCTS. Moved by Councilman Brown: That the Proof of Publication be accepted for filing. Seconded by Councilman Holmes.

Vote: YES: Unanimous.

Moved by Councilwoman Quimby: That the proposed ordinance be called up for final passage and read. Seconded by Councilman Kozisek.

Vote: AYES: Unanimous.

The Ordinance was read. No comments. Moved by Councilman Dunn: That the ordinance be passed, adopted, numbered 1808, and ordered published. Seconded by Councilman Brown.

Roll call vote: AYES: DUNN, BROWN, QUIMBY, HOLMES, KOZISEK,

JOHNSON

NOES: O'DWYER.

ORDINANCE NO. 1809 - ESTABLISHING A TAX ON PROPERTY TRANSFERS FOR
PARK PURPOSES

Proof of Publication to following entitled proposed ordinance presented: AN ORDINANCE ESTABLISHING A TAX ON PROPERTY TRANSFERS FOR PARK PURPOSES. Moved by Councilman Brown: That the Proof of Publication be accepted for filing. Seconded by Councilwoman Quimby.

Vote: AYES: Unanimous.

Moved by Councilman Brown: That the proposed ordinance be called up for final passage and read. Seconded by Councilman Kozisek.

Vote: AYES: Unanimous.

Since Council had a copy of the proposed ordinance the title only was read. Among the exemptions, items (h) and (i) were deleted.

President Johnson read a letter from the Grand Junction Board of Realtors which was opposed to the passage of a new tax to fund this project.

Moved by Councilman Brown: That the ordinance be amended to stipulate for acquisition only. Seconded by Councilman Kozisek.

Vote: AYES: Unanimous.

President Johnson read a second letter signed by ten people who were opposed to the adoption of the proposed ordinance and suggested head tax, grants, and other methods of raising the money.

Present and speaking against the proposed ordinance were:

Tom Wilkinson
Ed White
Robert Bray
Martha Darmody
Jim Allred
Kathy Hammer
Jerry Hammer
Marge Tucker

Moved by Councilman Brown: That the Ordinance be passed, adopted as amended, numbered 1809, and ordered published. Seconded by Councilman Kozisek.

Roll call vote: AYES: Unanimous.

RESOLUTION REQUIRING FISCAL IMPACT STATEMENT FOR PROPOSED CITY PROGRAMS OR REGULATIONS - APPROVED

The following Resolution was read:

RESOLUTION

REQUIRING JUSTIFICATION AND FISCAL IMPACT STATEMENTS FOR PROPOSED CITY PROGRAMS OR REGULATIONS.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

That every program suggested for undertaking to the City Council and each rule or regulation suggested to be enacted or approved by the Council carry with them two statements: (1) a statement of need and what is to be accomplished by the program, rule or regulation and (2) a financial note estimating the cost of the program in its inception, together with its future costs, as they may be reasonably projected, and the financial impact of the proposed rule or regulation on the City or on the citizens of the City.

PASSED and ADOPTED this 4th day of April, 1979.

President of the Council

Attest:

City Clerk

Moved by Councilman O'Dwyer. That the Resolution be passed and adopted as read. Seconded by Councilman Dunn.

Roll call vote: AYES: BROWN, HOLMES, KOZISEK, DUNN, O'DWYER, JOHNSON

NOES: QUIMBY.

RESOLUTION OPPOSING HOUSE BILL 1232 AS AMENDED - APPROVED

The following Resolution as read:

RESOLUTION

REQUESTING THE VETO OF HOUSE BILL NO. 1232 BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

That the City of Grand Junction confirm its request of Governor Richard D. Lamm that he veto House Bill 1232 when it appears before him for the reason that the present legislation was arrived

at after long, dispassionate consideration to meet well the general needs of the cities and their environs and should not be changed in a fit of pique arising from the continuing, and perhaps insolvable, Denver situation and a truly isolated incident in Colorado Springs.

PASSED and ADOPTED this 4th day of April, 1979.

President of the Council

Attest:

City Clerk

Moved by Councilman Kozisek: That the Resolution be passed and adopted as read. Seconded by Councilman O'Dwyer.

Roll call vote: AYES: Unanimous.

RESOLUTION OF OPPOSITION TO HOUSE BILL NO. 1201 - APPROVED

The following Resolution was read:

RESOLUTION

OPPOSING HOUSE BILL 1201 CONCERNING CONDEMNATION FOR DOMESTIC WATER.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

That there be communicated to the members of the Legislature from Mesa County the opposition of the City to House Bill 1201 with the urging of a negative vote by them as the Bill needlessly restricts municipalities in their acquisition of water and too narrowly defines "domestic water" requiring a complete change in the practice of water use in municipalities to their detriment without corresponding benefit to others.

PASSED and ADOPTED this 4th day of April, 1979.

President of the Council

Attest:

City Clerk

Moved by Councilman Brown: That the Resolution be passed and adopted as read. Seconded by Councilman O'Dwyer.

Roll call vote: AYES: Unanimous.

TWO RIVERS PLAZA

City Manager Wysocki reported that sampling of the roof at Two Rivers Plaza indicates that probably the entire roof will not have to be replaced although additional sampling is necessary prior to final decision.

Regarding the figures for any addition or storage, Mr. Wysocki indicated he will have those by the date of Council's study session.

Councilman Brown requested a legal opinion as to whether the City has any recourse whatsoever, with respect to the roof, against any party, whether it's the person who designed it, or the person who put it down, or any party who came in between.

LETTER FROM MAYOR TO COUNCIL CANDIDATES

Councilman Holmes suggested the Mayor send a letter to the nine Council candidates and he offered his congratulations to the four successful.

MISCELLANEOUS

Councilman Brown asked where the City stands on its big advertising campaign regarding easements. Mr. Wysocki responded that it has not been developed yet.

He, too, congratulated all the Council winners.

Councilman O'Dwyer stated that four or five months ago it was requested that Staff look to the future and see what kind of space they are going to need. Since Council has not received a report, he hopes they are still thinking about it.

Councilman Brown mentioned the use of the lands around the Airport for related facilities. He noted that land that may not be desirable for other development could be used for Road Department Buildings, the desirability of a golf course, etc. From the standpoint of taking lands that may some day be a problem from the noise and what not, and using them for City installations if they are appropriate.

Councilman Dunn said that although he has not always agreed with them, he is going to miss Councilman Kozisek and Councilman Brown and suggested they not forget the problems facing the City. Councilman Brown responded that their conspiracy is still in the embryonic stage, but they will be back. President Johnson pointed out that ex Council people are always subject to appointment to

special task forces.

ADJOURNMENT

The President adjourned the meeting.

Neva B. Lockhart, CMC

Neva B. Lockhart
City Clerk