

Grand Junction, Colorado

June 4, 1980

The City Council of the City of Grand Junction, Colorado, convened in regular session at 7:30 p.m. the 4th day of June, 1980, in City Council Chambers at City Hall. Those present were Council members Louis Brach, Frank Dunn, Robert Holmes, Dale Hollingsworth, Karl Johnson, Bill O'Dwyer, and Jane Quimby, a quorum. Also present were City Attorney Gerald Ashby, City Manager Jim Wysocki, and City Clerk Neva Lockhart.

Council President Quimby called the meeting to order and led in the Pledge of Allegiance.

#### INVOCATION

Reverend Bud Fraser, First Baptist Church.

#### MINUTES

Consideration of the minutes of the regular meeting May 21, 1980, was deferred to June 18, 1980.

#### BOARD OF ADJUSTMENT AND APPEALS

Upon motion by Councilman Dunn, seconded by Councilman Holmes and carried, the reappointment of Cathy Clark and Blaine Ford to serve 2-year terms and the reappointment of Warren Lowe to a 3-year term and the appointment of Sarah Simpson to a 3-year term on the Board of Adjustment and Appeals were ratified.

Council expressed its appreciation to Don Henry, architect, for his six years of service on this Board.

#### CLEAN COMMUNITY SYSTEMS

Maxine McMican appeared before Council to discuss Clean Community Systems and to make recommendations as a result of the litter and solid waste analysis. She would like to see the publication of a brochure outlining the ordinances and have better enforcement of littering. It was suggested that containers weighing approximately 700 pounds be purchased for the downtown mall area and North Avenue. Mrs. McMican thought that the merchants could be encouraged to participate in the financing of these containers. The Committee feels it is at an impasse unless there is more publicity and more support given to enforcement. There is a Council workshop Monday morning, and this may be an item of discussion.

#### BEER AND LIQUOR RENEWALS

Upon motion by Councilman Brach, seconded by Councilman Hollingsworth and carried with Councilman HOLMES voting NO, the

applications to renew 3.2% beer and hotel-restaurant liquor licenses were approved for the following establishments:

1. T-Bone Restaurant, 120 N. 7th Street
2. Shakey's Pizza Parlor, 2560 North Avenue

LIQUOR - CHANGE IN CORPORATE STRUCTURE - CHRISTOPHER BROTHERS, INC., DBA GAY JOHNSON'S RESTAURANT (PATTY'S HORSESHOE), 333 N. FIRST STREET

Upon motion by Councilman Brach, seconded by Councilman Hollingsworth and carried with Councilman HOLMES voting NO, the change in corporate structure by Christopher Brothers, Inc., dba Gay Johnson's Restaurant (Patty's Horseshoe), 333 N. First Street, was approved. New Corporate Officers:

President: Patricia A. Gibson  
Vice Pres: Jerome White Craig  
Sec/Tres: Sandra Williams

3.2% BEER - WITHDRAWAL OF APPLICATION BY BY THE WAY, INC.

A letter from John L. Green, President of By The Way, Inc., was read. Mr. Green withdrew the pending application for a 3.2% beer license to be located at 1450 N. 12th Street as he felt there were a significant number of misunderstandings concerning the nature of the restaurant relating to the application. Mr. Green indicated it is his intention to build and operate a restaurant and not an establishment primarily for the sale of beer. The Corporation plans to proceed with the construction and operation of the restaurant, and, at some future time after they have demonstrated the character of the business they intend to run, they may again discuss an appropriate license.

Upon motion by Councilman Johnson, seconded by Councilman Hollingsworth and carried, the letter from Mr. Green was accepted and the application was withdrawn.

APPLICATION TO RENEW RETAIL LIQUOR STORE LICENSE FOR JIM'S LIQUORS, 1560 NORTH AVENUE, SCHEDULED FOR HEARING JUNE 18, 1980

The application by Dick Will Enterprises, Ltd., to renew the retail liquor store license at Jim's Liquors, 1560 North Avenue, is scheduled for hearing on June 18, 1980, because of an alleged liquor code violation of selling to a minor.

ORDINANCE NO. 1888 - ZONING GONZO ANNEXATION PR-34.9

Upon motion by Councilman Holmes, seconded by Councilman Johnson and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: 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.

Upon motion by Councilman Dunn, seconded by Councilman O'Dwyer and carried, the proposed ordinance was called up for final passage and read.

There were no comments. Upon motion by Councilman Brach, seconded by Councilman O'Dwyer and carried by roll call vote, the Ordinance was passed, adopted, numbered 1888 and ordered published.

ORDINANCE NO. 1889 - ZONING MC KEE ANNEXATION FROM COUNTY AFT TO CITY PR-21, NE CORNER OF F-1/2 ROAD AND 25 ROAD

Upon motion by Councilman Johnson, seconded by Councilman Holmes and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: 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.

Upon motion by Councilman O'Dwyer, seconded by Councilman Holmes and carried, the proposed ordinance was called up for final passage and read.

There were no comments. Upon motion by Councilman Dunn, seconded by Councilman Holmes and carried by roll call vote, the Ordinance was passed, adopted, numbered 1889, and ordered published.

ORDINANCE NO. 1890 - ZONING FLYNN ANNEXATION FROM COUNTY C TO CITY C-1, NE CORNER OF 29 ROAD AND NORTH AVENUE

Upon motion by Councilman Dunn, seconded by Councilman O'Dwyer and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: 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.

Upon motion by Councilman Holmes, seconded by Councilman Johnson and carried, the proposed ordinance was called up for final passage and read.

There were no comments. Upon motion by Councilman Brach, seconded by Councilman Dunn and carried by roll call vote, the ordinance was passed, adopted, numbered 1890, and ordered published.

ORDINANCE NO. 1891 - ZONING INDEPENDENT AVENUE ANNEXATION FROM COUNTY C TO CITY C-2

Upon motion by Councilman Dunn, seconded by Councilman Johnson and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: 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.

Upon motion by Councilman Brach, seconded by Councilman O'Dwyer and carried, the proposed ordinance was called up for final passage and read.

There were no comments. Upon motion by Councilman Dunn, seconded by Councilman Johnson and carried by roll call vote, the Ordinance was passed, adopted, numbered 1891, and ordered published.

ORDINANCE NO. 1892 - AMENDING ZONING TEXT, CHAPTER 32, SECTION 11, PARAGRAPH B, "STREETS, SECONDARY" AND "STREETS, MAJOR"

Upon motion by Councilman Dunn, seconded by Councilman Holmes and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: AN ORDINANCE AMENDING CHAPTER 32 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION BY ADDING CERTAIN STREETS TO THE MAJOR AND SECONDARY STREET CATEGORIES.

Upon motion by Councilman Dunn, seconded by Councilman Holmes and carried, the proposed ordinance was called up for final passage and read.

There were no comments. Upon motion by Councilman Holmes, seconded by Councilman Dunn and carried by roll call vote, the Ordinance was passed, adopted, numbered 1892, and ordered published.

ORDINANCE NO. 1893 - ZONING MESA MALL ANNEXATION #3 FROM COUNTY C TO CITY H.O. ZONE

Upon motion by Councilman Johnson, seconded by Councilman Hollingsworth and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: 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.

Upon motion by Councilman Dunn, seconded by Councilman Holmes and carried, the proposed ordinance was called up for final passage and read.

There were no comments. Upon motion by Councilman Johnson, seconded by Councilman Holmes and carried by roll call vote, the Ordinance was passed, adopted, numbered 1893, and ordered published.

ORDINANCE NO. 1894 - REZONE FROM R-1-A TO PR-7.2, SE CORNER OF CORTLAND AVENUE AND 27-1/2 ROAD

Upon motion by Councilman Dunn, seconded by Councilman Holmes and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: 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 OF CERTAIN LANDS WITHIN THE CITY.

Upon motion by Councilman Brach, seconded by Councilman O'Dwyer and carried, the proposed ordinance was called up for final passage and read.

There were no comments. Upon motion by Councilman Dunn, seconded by Councilman O'Dwyer and carried by roll call vote, the Ordinance was passed, adopted, numbered 1894, and ordered published.

ORDINANCE NO. 1895 - GRANTING CONDITIONAL USE FOR EMPIRE SAVINGS AND LOAN ASSOCIATION

Upon motion by Councilman Johnson, seconded by Councilman Hollingsworth and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: AN ORDINANCE GRANTING A CONDITIONAL USE FOR EMPIRE SAVINGS AND LOAN ASSOCIATION.

Upon motion by Councilman Dunn, seconded by Councilman O'Dwyer and carried, the proposed ordinance was called up for final passage and read.

There were no comments. Upon motion by Councilman Brach, seconded by Councilman O'Dwyer and carried by roll call vote, the Ordinance was passed, adopted, numbered 1895, and ordered published.

ORDINANCE NO. 1896 - GRANTING CONDITIONAL USE FOR THE CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS

Upon motion by Councilman Hollingsworth, seconded by Councilman Holmes and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: AN ORDINANCE GRANTING A CONDITIONAL USE FOR THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS.

Upon motion by Councilman Dunn, seconded by Councilman Holmes and carried, the proposed ordinance was called up for final passage and read.

There were no comments. Upon motion by Councilman Hollingsworth, seconded by Councilman Johnson and carried by roll call vote, the Ordinance was passed, adopted, numbered 1896, and ordered published.

ORDINANCE NO. 1897 - CONCERNING DUST CONTROL AND CLEARED AREAS

Upon motion by Councilman Hollingsworth, seconded by Councilman O'Dwyer and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: AN ORDINANCE ADDRESSING THE ENVIRONMENTAL CONCERNS OF CONTROLLING DUST-PRODUCING AREAS AND LITTER AND DUST PRODUCTION FROM THE USE OF OPEN-BODIED TRUCKS.

Upon motion by Councilman Brach, seconded by Councilman Hollingsworth and carried, the proposed ordinance was called up for final passage and read.

There were no comments. Upon motion by Councilman Dunn, seconded by Councilman Hollingsworth and carried by roll call vote with Council members O'DWYER and HOLMES voting NO, the Ordinance was passed, adopted, numbered 1897, and ordered published.

#### REPLAT OF A PORTION OF VETERANS CEMETERY - PROPOSED ORDINANCE VACATING STREETS, WALKWAYS AND PATHS IN A PORTION OF VETERANS CEMETERY

Upon motion by Councilman Brach, seconded by Councilman Johnson and carried, the replat of a portion of Veterans Cemetery was approved and the President of the Council was authorized to sign.

The following entitled proposed ordinance was read: AN ORDINANCE VACATING STREETS, WALKWAYS AND PATHS IN A PORTION OF VETERANS CEMETERY. Upon motion by Councilman O'Dwyer, seconded by Councilman Brach and carried, the proposed ordinance was passed for publication.

#### STUDY SESSIONS

Monday and Wednesday of next week the City Council will meet at 7:00 a.m. in the City Manager's office.

#### SHRINE CIRCUS

Shrine Circus June 6th and June 7th, 1980.

#### AIRPORT AUTHORITY

Councilman Brach reported that the Airport Authority has interviewed sub-contractors for the Airport project that were recommended by John Porter, Architect.

#### COG

Councilman Brach reported that there is a move by some County Commissioners to change the By-Laws of COG. The proposed change would permit County Commissioners to have control of the budget, and they would review the budget four times a year in meetings other than regular meetings. Councilman Brach said it appears they are trying to get rid of the small town representatives. Councilman Brach has written a letter opposing all three changes in the By-Laws.

#### CLEAN COMMUNITY

Councilman Holmes shared some comments on methods to encourage citizens to take pride in keeping Grand Junction clean.

#### AIR SHOW

Councilman Hollingsworth said that the Air Show in Grand Junction has demonstrated that it can produce a type of entertainment that is reserved normally for cities many times its size. The community can be very proud of the way its citizens acted at the show.

#### DDA

Councilman Johnson said that DDA is in the process of negotiating for a building site on Main Street for a housing project for elderly in a multi-story project. Friday of this week there will be a meeting at Valley Federal on the effects of development in downtown areas.

#### AIM

Councilman Johnson said the AIM Committee spent all of today interviewing applicants for the Director's job. The Committee will evaluate and select a Director in the near future.

#### ADJOURNMENT

Upon motion by Councilman Johnson, duly seconded and carried, the meeting was adjourned.

Neva B. Lockhart

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Neva B. Lockhart, CMC  
City Clerk