

Grand Junction, Colorado

April 1, 1981

The City Council of the City of Grand Junction, Colorado, convened in regular session the 1st day of April, 1981, at 7:30 p.m. in the 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 Manager Jim Wysocki, City Attorney Gerald Ashby, and City Clerk Neva Lockhart.

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

#### INVOCATION

Reverend Jim Tadlock, Friendly Bible Church.

#### MINUTES

Consideration of the minutes of the special meeting March 16 and the regular meeting March 18, 1981, was deferred to April 15.

#### BILL REEVES AND CITY SANITATION DEPARTMENT CREW COMMENDED

The Mayor read a letter from the Downtown merchants commending Bill Reeves and the City Sanitation Department crew for the Main Street alley cleanup March 23 and 24.

#### INTERNATIONAL YEAR OF THE DISABLED PERSON

Mayor Quimby announced that Councilman Bob Holmes serves on the committee for the International Year of the Disabled Person, and it was her extreme pleasure to accept an award to the City of Grand Junction for its outstanding efforts made in employing the disabled. Modifications and jobs have been made to accommodate work situations. It has also kept communication lines open with the Division of Vocational Rehabilitation of available jobs.

#### APPOINTMENTS TO PLANNING COMMISSION

By secret ballot James Kamicar and Jane Quimby were appointed to serve on the Planning Commission to January, 1984, and Miland Dunivent and Richard Litle were appointed to serve until January, 1985.

President Quimby explained that she is presently serving a two-year term on the Executive Board of the Colorado Municipal League. In order for her to serve out her term, it is necessary for her to be an elected or an appointed official. With the openings on the Planning Commission, it occurred to the City Council members that she could be appointed to the Planning Commission and thus maintain her seat on the Executive Board of the Colorado Municipal

League. She is presently serving as Vice President and she anticipates running for the Presidency in June, 1981.

Councilman Hollingsworth commended President Quimby for her continued effort and representation not only on the local level but also her state-wide effort.

LIQUOR - APPLICATION BY CAMPBELLS/WAGLERS FOR RETAIL LIQUOR STORE LICENSE AT LAST CHANCE LIQUORS 1203 PITKIN AVENUE, APPROVED

Upon motion by Councilman Dunn, seconded by Councilman Brach and carried with Councilman HOLMES voting NO, the application by Thomas P. and Bonnie F. Campbell and J. R. and Gretchen Wagler, a partnership, for a retail liquor store license at Last Chance Liquors, 1203 Pitkin Avenue, was approved.

LIQUOR - APPLICATION APPROVED TO RENEW CLUB LIQUOR LICENSE FOR MOOSE LODGE NO. 27, 567 25 1/2 ROAD

Upon motion by Councilman Dunn, seconded by Councilman Brach and carried with Councilman HOLMES voting NO, the application by Moose Lodge No. 27, 567 25 1/2 Road, to renew its Club Liquor License was approved.

LIQUOR - TRADE NAME CHANGE FROM "THE HUNGRY MINER" TO "THE HUNGRY PROSPECTOR" AT 2424 U.S. HIGHWAY 6 & 50, SUITE 300, MESA MALL - APPROVED.

Upon motion by Councilman Dunn, seconded by Councilman Brach and carried, the application by Loma Jay, Inc., to change the trade name from "The Hungry Miner" to "The Hungry Prospector" at 2424 U.S. Highway 6 & 50, Suite 300, mesa Mall, was approved.

HEARING - ADDITION TO RETAIL STORE IN H.O. ZONE, NW CORNER HORIZON DRIVE AND I-70

A hearing was held after due notice on the petition by Acorn Petroleum, Wayne Brownell, for addition to retail store in H.O. zone for the northwest corner of Horizon Drive and I-70. There were no opponents, letters, or counterpetitions. Upon motion by Councilman Dunn, seconded by Councilman Brach and carried, the addition to the retail store was approved.

HEARING - HOLMES SUBDIVISION (MINOR) FINAL PLAT, SW CORNER OF ORCHARD AVENUE AND 28-3/4 ROAD

A hearing was held after due notice on the petition by Charles and Bernita Holmes for Holmes Subdivision (Minor) Final Plat. The subdivision contains .35 acres designed for 2 lots in a single-family residential zone located on the southwest corner of Orchard Avenue and 28-3/4 Road. There were no opponents, letters, or counterpetitions. Upon motion by Councilman Dunn, seconded by Councilman Brach and carried, the Final Plat for Holmes Subdivision (Minor) was approved.

HEARING - 3.2% BEER APPLICATION BY SCHILLING-ZUGMIER ENTERPRISES, INC., DBA BIG CHEESE PIZZA, 1320 NORTH AVENUE FOR LICENSE

A hearing was held after due notice on the application by Schilling-Zugmier Enterprises, Inc., dba Big Cheese Pizza, for 3.2% beer license for on-premise consumption at 1320 North Avenue. The following report was read:

"An application by Schilling-Sugmier, Inc., dba Big Cheese Pizza, 1320 North Avenue, for a 3.2% Beer License to permit sales for on-premise consumption was filed and accepted February 27, 1981. Officers, Directors, and majority stockholders are:

President: William J. Schilling 60%

Vice Pres: George A. Zugmier 40%

Sec/Treas: Ann E. Schilling

The sign giving notice of hearing was posted on the premises Friday, March 20, 1981, and the display ad giving notice of hearing was published in The Daily Sentinel March 20, 1981.

The area from 9th Street/Cannel Avenue on the west, Kennedy Avenue on the north, 15th Street on the east, to Hill Avenue on the south was surveyed. Results:

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. 327

a. Owner of property in neighborhood. 47

b. An employee or business lessee of property in the neighborhood 42

c. Inhabitant of neighborhood. 145

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 141

a. Owner of property in neighborhood 53

b. An employee or business lessee of property in the neighborhood. 34

c. Inhabitant of neighborhood. 59

The construction plans were reviewed and approved by the Mesa County Health Department on February 6, 1981. Preliminary inspection by the Fire Department was made March 26 with a final inspection to be made April 1, 1981. The Police Department

background investigation of the above named officers reveals nothing of a derogatory nature.

Similar-type outlets within the survey area: 3.

Similar-type outlets within one mile: 5."

The map showing similar type outlets was reviewed. Mr. Bill Schilling was present and stated that 3.2% beer will be sold only as a convenience to the customer who has bought food items. There were no opponents, letters, or counterpetitions. A Resolution of findings and decision is scheduled on the April 15, 1981, Council agenda.

AN ORDINANCE MAKING FINDINGS AND REZONING LANDS IN THE CITY, NW CORNER OF 1ST STREET AND WEST MESA AVENUE - FAILED TO PASS FOR PUBLICATION

The following entitled proposed ordinance was read: AN ORDINANCE MAKING FINDINGS AND REZONING LANDS IN THE CITY OF GRAND JUNCTION. It was moved by Councilman Dunn, seconded by Councilman O'Dwyer, that the proposed ordinance be passed for publication. Councilman Dunn stated that he thinks office use at this particular location is an appropriate use. He does not believe there has been a single-family house built between North Avenue and Orchard Avenue in the past thirty years. Junior High School officials told him that anyone who built a house next to the school would be very foolish. Councilman Brach has lived on First Street for a number of years, and he stated that this matter of First Street needs to be referred back to the Planning Commission for a workshop so it can be decided whether First Street is going to be developed as a high density area or whether it will be designated for light business use. He believes property owners in the area need to know which way it is going to be developed. He stated that he really does not care which way it goes although he would not like to see a three-story building at this particular location. He would like to see all of it changed one way or the other. Councilman Hollingsworth stated that it appears to him that Council needs to review the policy following review first by the Planning Commission from whom it came originally. He noted that he supported the policy and that this is the second instance in which proposed changes are taking place within a month. It seemed to Councilman Hollingsworth that if the policy has any validity, Council should change the policy rather than piecemeal changing the zoning. Councilman Holmes focused his concern on the availability of other lands around the City where this type development could be accommodated without the need for a zone change. Councilman O'Dwyer stated that this proposal smacks of spot zoning which he opposes; however, in looking at that section from North Avenue to Orchard Avenue on the west side of the street, it appears to him that this would not be a good residential area for families to raise their children. He stated that the First Street policy needs to be readdressed not only by the Planning Commission but also the Council.

Roll was called upon the motion to pass the proposed ordinance for publication. Result: AYES: DUNN, O'DWYER. NOES: BRACH, HOLMES, HOLLINGSWORTH, JOHNSON, QUIMBY. The motion was defeated by a majority vote of five to two.

Upon motion by Councilman Johnson, seconded by Councilman Hollingsworth and carried, the Council recommended the Planning Commission review the First Street policy statement between North Avenue and Orchard Avenue to see if revisions are in order.

ORDINANCE NO. 1951 - GRANTING A CONDITIONAL USE FOR CHURCH BUILDING AND DAY CARE CENTER, E OF 28 ROAD, S OF GRAND VALLEY CANAL

Upon motion by Councilman Holmes, seconded by Councilman O'Dwyer and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: AN ORDINANCE GRANTING A CONDITIONAL USE FOR ROBERT MC CLUNG.

Upon motion by Councilman O'Dwyer, seconded by Councilman Dunn 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 Johnson and carried by roll call vote, the Ordinance was passed, adopted, numbered 1951, and ordered published.

ORDINANCE NO. 1952 - EASEMENT VACATION, SW CORNER OF 12TH STREET AND WINTERS AVENUE

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 VACATING AN EASEMENT IN THE CITY.

Upon motion by Councilman Johnson, seconded by Councilman Dunn 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 1952, and ordered published.

ORDINANCE NO. 1953 - EASEMENT VACATION, N OF RIDGE DRIVE (F 1/2 RD) E OF 27-3/4 LINE

Upon motion by Councilman O'Dwyer, seconded by Councilman Brach and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: AN ORDINANCE VACATING EASEMENTS IN 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 Dunn, seconded by Councilman O'Dwyer and carried by roll call vote, the Ordinance was passed, adopted, numbered 1953, and ordered published.

ORDINANCE NO. 1954 - RIGHT-OF-WAY VACATION, 2516 FORESIGHT CIRCLE

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 VACATING RIGHT-OF-WAY IN 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 O'Dwyer, seconded by Councilman Dunn and carried by roll call vote, the Ordinance was passed, adopted, numbered 1954, and ordered published.

ORDINANCE NO. 1955 - UTILITY EASEMENT VACATION, LOT 20, HORIZON PARK PLAZA

Upon motion by Councilman O'Dwyer, seconded by Councilman Brach and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: AN ORDINANCE VACATING AN EASEMENT IN 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 Dunn, seconded by Councilman Johnson and carried by roll call vote, the Ordinance was passed, adopted, numbered 1955, and ordered published.

ORDINANCE NO. 1956 - ZONING ORDINANCE TEXT AMENDMENT DELETING CONDITIONAL USE 4.9 FROM THE R-3 ZONE

Upon motion by Councilman O'Dwyer, seconded by Councilman Brach and carried, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: AMENDING THE ZONING TEXT TO REMOVE ALL BUSINESS USES FROM THE R-3 MULTI-FAMILY RESIDENTIAL ZONE.

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 1956, and ordered published.

ORDINANCE NO. 1957 - ZONING PHIPPS ANNEXATION #2 H.O. - BETWEEN B 1/2 RD AND HIGHWAY 50, W OF 27-3/4 LINE

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 ADDING THE ZONING OF CERTAIN LANDS WITHIN THE CITY.

Upon motion by Councilman Johnson, 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 O'Dwyer, seconded by Councilman Dunn and carried by roll call vote, the Ordinance was passed, adopted, numbered 1957, and ordered published.

ORDINANCE NO. 1958 - CONCERNING LOS LUNEROS INDUSTRIAL REVENUE BONDS

Upon motion by Councilman Johnson, seconded by Councilman Hollingsworth and carried with Councilman HOLMES voting NO, the Proof of Publication to the following entitled proposed ordinance was accepted for filing: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF AN INDUSTRIAL DEVELOPMENT REVENUE BOND (LOS LUNEROS PROJECT), SERIES 1981, IN THE PRINCIPAL AMOUNT OF \$3,500,000; AND APPROVING THE FORM OF CERTAIN DOCUMENTS RELATING THERETO AND AUTHORIZING THE EXECUTION THEREOF.

Upon motion by Councilman Dunn, seconded by Councilman O'Dwyer and carried with Councilman HOLMES voting NO, the proposed ordinance was called up for final passage and the title only was read.

There were no comments. Upon motion by Councilman Brach, seconded by Councilman Hollingsworth and carried by roll call vote with Councilman HOLMES voting NO, the Ordinance was passed and adopted as amended, numbered 1958, and ordered published.

PROPOSED ORDINANCE - I.D. ST-80, PHASE A, ASSESSMENTS

The following entitled proposed ordinance was read: AN ORDINANCE APPROVING THE ASSESSABLE COST OF THE IMPROVEMENTS MADE IN AND FOR IMPROVEMENT DISTRICT NO. ST-80, PHASE A, IN THE CITY OF GRAND JUNCTION, COLORADO, PURSUANT TO ORDINANCE NO. 178, ADOPTED AND APPROVED THE 11TH DAY OF JUNE, 1910, AS AMENDED; APPROVING THE APPORTIONMENT OF SAID COST TO EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICT; ASSESSING THE SHARE OF SAID COST AGAINST EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICT; APPROVING THE APPORTIONMENT OF SAID COST AND PRESCRIBING THE MANNER FOR THE COLLECTION AND PAYMENT OF SAID ASSESSMENT. Councilman Dunn stated that he really sympathizes with the people

on F Road, especially the Willowbrook people, and he feels the only assessment they should pay is for the fence. Councilman Johnson pointed out that the City is paying its normal one-third of the cost plus 78 percent of the cost that would normally be assessed to the property owners on the Patterson Road improvements. Upon motion by Councilman Brach, seconded by Councilman Holmes and carried with Councilman DUNN and O'DWYER voting NO, the proposed ordinance was passed for publication.

PLANNING DEPARTMENT - RESOLUTION CONCERNING PRE-APPLICATION AND CONSULTATION FEES

The following Resolution was read:

RESOLUTION

CONCERNING PRE-APPLICATION AND CONSULTATION FEES.

Recitals

Statement of Purpose: The City of Grand Junction is experiencing rapid increases in development activity including rezonings, subdivisions, and other land developments. The City Council desires the best possible response capability on the part of local government to the pressing needs of private landowners and development interests. In order to respond promptly, efficiently and yet provide adequate public review of the potential conflicts or opportunities, the immediate initiation of a users fee for all pre-application conferences and consultations with Development Department staff will be enacted.

Background: The Grand Junction Development Department provides a number of services to citizens, landowners and development interest both within and outside the city. Specifically, the Department provides service regarding development proposals and changes in use of property. Fees have previously been established to offset the public's cost in reviewing the potential ramifications and standards of individual petitions before the City Council. However, no fees are presently collected for Department services rendered to landowners, development interests, and out-of-city investors regarding alternative uses, proposals or information on the development history of the City prior to the actual submittal of a petition or application.

The taxpayers of the City of Grand Junction as a whole are, therefore, paying for these services without a user fee compensation. For some services, of course, a specific fee is impossible to assess and may even present a hardship upon the individual citizens of the City. Three levels of service have, therefore, been set up in the Planning Department to respond to needs depending upon their complexity, length of time necessary for resolution and subject matter. This system insures that citizens, landowners, development interests or consultants can receive the level of response that legitimately pertains to their



needs.

The first level of service is free of charge to all persons. This includes the availability of a full-time counter person to respond to questions and phone calls regarding individual properties, regulations pertaining to those properties, setback requirements, zoning and development standards. The majority of questions posed to the Department fall within this first level of service, including the scheduling of items and results of public hearings, exemption from subdivision regulation guidelines and use restrictions on properties. A number of handouts, including the zoning and subdivision regulations for both the City of Grand Junction and Mesa County, are available at the counter to inform citizens of planning requirements, procedures, statistics and facts and monitoring progress of current applications.

The second level of service is the Consultation Conference with one or more of the professional members of the staff. This service is provided at a rate of \$40/hour. A minimum hour's fee is required and parts of additional hours are tabulated as full hours. Fees expended on Consultation Conferences will be applied toward the \$100 pre-application fee if a pre-application conference is held within 120 days. However, a maximum \$80 credit toward the pre-application fee is allowed. The consultation service includes all in-depth scheduled discussions with the planning staff to gain professional advice and counsel on:

1. Potential re-zonings, conditional uses, subdivision or development of specific properties (including exemptions, floodplain permits, right-of-way and easement vacations);
2. An appraisal of the development "situation" or "context" in Mesa County including the discussion of statistics, studies, data on facilities and services, and/or the development history of areas in the City or County.

The third level of service is available for prospective petitioners seeking to make a development submittal. A pre-application conference is held for all petitions (except exemptions) prior to submittal of an application for the purpose of;

1. Ascertaining the petitioner's exact needs and guiding the petitioner toward the most appropriate application or applications to fit those needs;
2. Informing the petitioner of submittal requirements and/or policies of the Planning Commission and City Council;
3. Insuring that all petitioners are shown minimum city development standards and procedures relating to their proposals prior to scheduling of public hearing time;
4. Pre-application conference fees will be charged for all items

except floodplain permits, rights-of-way and easement vacations.

The pre-application conference fee shall be applied toward the fee required for the particular application, provided the application is submitted within 120 days of the pre-application conference. Petitions made after 120 days must have another pre-application conference scheduled prior to submittal with pre-application fee charged. Only one pre-application conference fee will be credited toward the application fee. Pre-application fees shall be as indicated in the following schedule:

1. Minor Subdivision and Replats . . . \$25.00
2. Right-of-Way or Easement Vacations/Floodplain Permits . . .  
No fee
3. All others . . . \$100.00

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION that with the preceding description of services available from the Development Department, including the free services at the counter, the Department is hereby ordered to initiate a user fee for Pre-application Conferences of \$100 per conference and \$40/hour for Consultation Conferences. This fee will be added to the adopted Development Department Fee Schedule and be reviewed on an annual basis with all other fees.

BE IT FURTHER RESOLVED that this matter will be reviewed in not less than six (6) months and not longer than one (1) year.

PASSED and ADOPTED this 1st day of April, 1981.

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President of the Council

Attest:

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City Clerk

After discussion and upon motion by Councilman Johnson, seconded by Councilman Dunn and carried by roll call vote with Councilman HOLMES voting NO, the Resolution was passed and adopted as read.

Mr. Tony Tysdal questioned whether this was going to be opened up for public comment. The response was that this was a matter for discussion among the Council. Mr. Tysdal then asked how a motion could be made on the discussion. The City Attorney responded that Council could act without it being opened up for public hearing. Mr. Tysdal stated that homebuilders should know what they are doing, and what Council is doing with this action is taxing the people who do not know what they are doing. He agreed with

Councilman Holmes. President Quimby responded that that is not the intent of the action.

HEARING TO CONSIDER THE PROPOSED "GRAND JUNCTION ZONING AND DEVELOPMENT CODE" RECOMMENDED BY THE GRAND JUNCTION PLANNING COMMISSION

A hearing was held on the proposed "Grand Junction Zoning and Development Code" after due notice. President Quimby reviewed the history of this proposal by noting that in November, 1977, a Task Force was appointed; in June, 1979, Draft 6 was published for review and comment of 90-day review and three informational sessions were held. January, 1980, final draft was published for 60-day review and a public hearing. The public hearing was held March 18 and 19, 1980, April, 1980, to December, 1980, the Planning Commission spent over 80 hours reviewing the testimony and responding. December, 1980, to February 19, 1981, the proposal was revised as per the Grand Junction Planning Commission recommendations and was printed. This is now a hearing before the City Council.

President Quimby asked that anyone making a presentation be as brief and specific as possible.

Karl Metzner reviewed the proposed changes that have been submitted.

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

Testimony was had from:

Dick Fulton, 634 N. 5th Street

Del Beaver, 456 Elm Court

William Kane, 1746 N. 26th Street, representing Tony Tysdal, 334 Acoma Court

City Attorney Gerald Ashby response to Mr. Kane's remarks regarding fences

Councilman Robert Holmes

Tony Tysdal, 334 Acoma Court

Betsy Clark, 1316 Juniper

Harley Carson, 3200 Nolene, Clifton

Wally Torfin, 236 27 Road

City Manager Jim Wysocki

Bernard Dangler, 1630 Juniper Court

John Viera, Grand Junction

Councilman Louis Brach

The hearing was closed. Council deferred action until the comments made at this meeting can be considered.

#### MISCELLANEOUS COMMENTS

Councilman Holmes expressed concern that this Council on the one hand solicits participation from the constituency and then gavels down those people whose comments do not appear to be pertinent to the issue. (Reference the previous hearing). He believes the Council is nothing short of hypocritical when on the one hand it asks for input and on the other gavels it down and stifles it.

Councilman Hollingsworth stated that he does not feel too kindly to being called "hypocritical" or being a part of it. He referred to a circumstance early on of this meeting, a consent item, in which Council approved by a six to one vote the application by Moose Lodge No. 27 for renewal of its liquor license. He stated that he has brought to the attention of the Council before that the applications when licensees are approved have an annual review process at which time an applicant must fulfill the requirements as established by the State of Colorado, and when he has met those requirements he cannot be denied the renewal. Consistently, every two weeks Councilman Holmes votes "no" on liquor license application renewals. The "no" vote is not on the application and not on the renewal; it is whether or not the City Council as a political subdivision of the State of Colorado and whether the individual has in fact adhered to the various rules as set down by the State for the license, and as a consequence the vote is to whether or not the individual has in fact subscribed to those rules as set down by the State. The "no" vote is not a vote against the renewal, it's a vote that the individual, the applicant, has not prescribed to the rules, or, worse than that, is that he is of such moral character that he should not have the license.

Councilman Hollingsworth said that the fact is that Mr. Holmes knows when he votes "no" on those things he is violating his oath of office and probably the Constitution of the State of Colorado. Councilman Hollingsworth said that the rest of the Council has indicated by its being quiet on the topic that it approves of the thing. Councilman Hollingsworth stated that he does not. He stated that all members of the Council should be consistent on these things, including Mr. Holmes. Councilman Hollingsworth did not appreciate nor approved the terminology of "hypocritical" when the Council in fact and he as an individual are attempting to look at the circumstances and vote his conscience as he sees it on each individual thing. He does not choose to obey certain regulations and ignore others.

ADJOURNMENT

The President adjourned the meeting.

Neva B. Lockhart

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Neva B. Lockhart, CMC  
City Clerk