

Grand Junction, Colorado

October 6, 1982

The City Council of the City of Grand Junction, Colorado, convened in regular session the 6th day of October, 1982, at 7:30 p.m. in the City Council Chambers at City Hall. Those present were Council members Betsy Clark, Frank Dunn, Robert Holmes, Karl Johnson, Gary Lucero, and President of the Council Louis Brach. Also present were City Manager Jim Wysocki, City Attorney Gerald Ashby, and City Clerk Neva Lockhart.

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

INVOCATION

Councilman Robert Holmes.

MINUTES

Upon motion by Councilman Lucero, seconded by Councilman Johnson and carried, the minutes of the regular meeting September 15, 1982, were approved as submitted.

OATH OF OFFICE ADMINISTERED TO CHRISTINE KREISSLER, COUNCILWOMAN FOR DISTRICT B

The City Clerk administered the Oath of Office to Christine Kreissler, the appointed representative for Council District B.

LETTERS OF APPRECIATION PRESENTED TO JIM EISENHAUER AND RAY MEACHAM FOR SUCCESSFUL CENTENNIAL CELEBRATION

COUNCIL AUTHORIZES THE SUBMITTAL OF APPLICATIONS TO HUD AND THE STATE FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM - \$400,000 EACH - HOUSING AUTHORITY AND DDA 1982 AND 1983 FUNDING

After a review and petition by Staff, it was moved by Councilman Holmes, seconded by Councilwoman Clark and carried, staff was authorized to proceed with the applications to HUD and the State Department of Local Affairs for the Community Block Development Grants for 1982 and 1983.

RENEWAL OF LIQUOR AND BEER LICENSES

Upon motion by Councilman Dunn, seconded by Councilman Johnson and carried with Councilman HOLMES voting NO, and Councilman LUCERO ABSTAINING on the application by El Escondido, the following applications to renew liquor and beer licenses were approved:

El Escondido, 509 28-1/2 Road (Hotel-Restaurant)
State Liquors, 659 Rood Avenue (Retail Liquor Store)
Circle K Store No. 560, 2685 UnawEEP (3.2% Beer)

RESOLUTION NO. 70-82 CREATING AND ESTABLISHING IMPROVEMENT DISTRICT NO. ST-82, PHASE D, HORIZON DRIVE FROM I-70 TO H ROAD

The following Resolution was read:

RESOLUTION NO. 70-82

CREATING AND ESTABLISHING IMPROVEMENT DISTRICT NO. ST-82, PHASE D, WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE CONSTRUCTION OF CURBS AND GUTTERS, SIDEWALKS AND PAVING ON STREETS THEREIN AND PROVIDING FOR THE PAYMENT THEREOF.

WHEREAS, on the 4th day of August, 1982, the City Council of the City of Grand Junction, Colorado, passed a Resolution Adopting Details, Plans and Specifications for Improvement District No. ST-82, Phase D, and Authorizing Notice of Intention to Create said district; and

WHEREAS, Notice of Intention to Create said District was duly published; and

WHEREAS, Bruce Currier and Jack Treece expressed concern at the amount of the assessment given as an estimate based upon the preliminary computations of the City Engineer, but did not object to the construction of the roadway;

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

1. That said Improvement District No. ST-82, Phase D, be and the same is hereby created and established; and that construction of curbs and gutters, sidewalks and paving of streets therein be and the same are hereby authorized and directed, in accordance with the Resolution Adopting Details, Plans and Specifications prepared and filed therefor.

2. That the construction of curbs and gutters, sidewalks and paving of streets shall be made by contract let to the lowest reliable and responsible bidder after public advertisement, except that if it be determined by the City Council that the bids are too high, and that the proposed improvements can be efficiently made by the City, the City may provide that the construction shall be made under the direction and control of the City Manager by hiring labor by the day or otherwise, and by purchasing all necessary material, supplies and equipment.

3. That the improvements in said District were duly ordered, after notice duly given, and that all conditions precedent and all requirements of the laws of the State of Colorado, the Charter of said City, and Ordinance No. 178, as amended, being Chapter 18 of the Code of Ordinances of the City of Grand Junction, Colorado, have been strictly complied with.

4. That the description of the curbs and gutters, sidewalks and paving of streets to be constructed, the boundaries of said Improvement District No. ST-82, Phase D, the number of installments and assessments, the time in which the cost shall be payable, the rate of interest on unpaid installments, and the manner of apportioning and assessing such cost shall be as described in the Resolution adopted for said District on the 4th day of August, 1982, and in accordance with the published Notice of Intention to create said District.

5. That after the construction of said improvements in said District has been let, the Council shall, by resolution, provide for the issuance of public improvement bonds for said Improvement District No. ST-82, Phase D, for the purpose of paying the cost and expenses of construction of said District.

PASSED and ADOPTED this 6th day of October, 1982.

President of the Council

Attest:

City Clerk

Upon motion by Councilman Dunn, seconded by Councilman Holmes and carried by roll call vote, the Resolution was passed and adopted as read.

BIDS - AWARD OF CONTRACT - ORCHARD MESA COMMUNITY CENTER SWIMMING POOL CONSTRUCTION - TOLEFESON CONSTRUCTION COMPANY - \$235,960

Assistant City Manager Ron Ruskey reported the opening of three bids for the construction of the Orchard Mesa Community Center Swimming Pool. He requested that Council reject the low bidder and that it award the bid to Tolefeson Construction Company of Lakewood, Colorado, in the amount of \$235,960. Upon motion by Councilwoman Clark, seconded by Councilman Dunn and carried, the contract for the construction of the Orchard Mesa Community Center Swimming Pool was awarded to Tolefeson Construction Company for its bid of \$235,960.

Mr. Ruskey also reported to Council that there is one more contract to let for bids on this project and that is for a solar assist package on the pool and for domestic hot water.

I.D. ST-82, PHASES B AND C - BOND BID AWARDED HANIFEN, IMHOFF, INC. - RESOLUTION NO. 73-82 AUTHORIZING ISSUANCE OF BONDS - 9.52773%

Upon motion by Councilman Johnson, seconded by Councilman Lucero and carried with Councilwoman KREISSLER ABSTAINING, the bond bid was awarded Hanifen, Imhoff, Inc. for I.D. ST-82, Phases B and C at the net effective interest rate of 9.52773 percent.

The following Resolution was read:

RESOLUTION NO. 73-82

PROVIDING FOR THE ISSUANCE OF PUBLIC IMPROVEMENT BONDS OF IMPROVEMENT DISTRICT NO. ST-82, PHASES B AND C

WHEREAS, the City Council of the City of Grand Junction, Colorado, adopted Resolutions Creating Improvement District No. ST-82, Phases B and C on the 21st day of July, 1982, and the 18th day of August, 1982, respectively, within said City;

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

1. That for the purpose of paying the cost and expenses of constructing the improvements in said Improvement District No. ST-82, Phases B and C, including engineering, inspection and other incidental expenses, the City shall issue public improvement bonds of said Improvement District No. ST-82, Phases B and C, dated November 1, 1982, in the denomination of \$1,000.00 each, numbered 1 to 363, inclusive, due and payable on the 1st day of November, 1992, subject to call and payment, however, at any time prior to the maturity of said bonds, said bonds shall bear interest, payable semi-annually, on the first day of May and the first day of November of each year, as evidenced by coupons to be attached to said bonds as follows:

Bond Nos. Principal Interest Rate Maturity			
01- 40\$40,000.00 7.75% 11-1-1983			
41- 8040,000.00 8.00% 11-1-1984			
81-			

11535,000.008.20 %11-1-1985			
116- 15035,000.008.40 %11-1-1986			
151- 18535,000.008.60 %11-1-1987			
186- 22540,000.008.80 %11-1-1988			
226- 26035,000.009.00 %11-1-1989			
261- 29535,000.009.20 %11-1-1990			
296- 33035,000.009.40 %11-1-1991			
331- 36335,000.009.50 %11-1-1992			

In addition to the above interest rates, bonds will bear Supplemental Coupons commencing to accrue interest on December 1, 1982, and continuing until November 1, 1983, on Bonds Nos. 1 through 363, inclusive, all at 3.3%.

The principal of, and interest on, said bonds shall be payable at the office of the City Finance Director of the City of Grand Junction, Colorado, the said bonds shall be signed by the President of the City Council, sealed with the seal of the City and attested by the City Clerk, the coupons shall be signed with the original or facsimile signature of the City Finance Director, and when so executed, said bonds shall be registered by the City Finance Director.

2. Said bonds shall be payable out of the proceeds of a special

assessment to be levied upon the real estate situate in the City of Grand Junction, in said improvement district, especially benefitted by said improvements, and shall also be payable out of available proceeds of an annual one mill tax to be levied on the taxable property in said City, pursuant to People's Ordinance No. 27 of the said City, which tax was voted and authorized to make up deficits in special improvement district funds.

3. Said bonds, the coupons to be attached and the registration certificate to be endorsed thereon, shall be in substantially the following form:

UNITED STATES OF AMERICA

STATE OF COLORADO

COUNTY OF MESA

CITY OF GRAND JUNCTION PUBLIC IMPROVEMENT BOND IMPROVEMENT
DISTRICT NO. ST-82 PHASES B AND C

No. _____

\$1,000.00

The City of Grand Junction, County of Mesa, State of Colorado, for value received, acknowledges itself indebted and hereby promises to pay to the bearer hereof, the sum of

ONE THOUSAND DOLLARS (\$1,000.00)

in lawful money of the United States of America, on the 1st day of November, 1992, subject to call and payment, however, at any time prior thereto with interest thereon from date until payment according to the interest coupons hereto attached, payable semi-annually on the 1st day of May and the first day of November each year, both principal and interest being payable at the office of the City Finance Director in Grand Junction, Colorado, upon surrender of the attached coupons and this bond as they severally come due, or are called for payment.

This bond is issued for the purpose of paying the cost of local improvements in Improvement District No. ST-82, Phases B and C, in the City of Grand Junction, by virtue of, and in full conformity with, the Constitution and laws of the State of Colorado, the Charter of the City of Grand Junction, and requisite resolutions and ordinances of the said City, duly adopted, approved, published and made laws of said City prior to the issue hereof.

This bond is payable out of the proceeds of a special assessment to be levied upon real estate situate in the City of Grand Junction in said Improvement District No. ST-82, Phases B and C, especially benefitted by said improvements, and is also payable out of available proceeds of an annual one mill tax to be levied on

the taxable property in said City, which tax was voted and authorized to make up deficits in special improvement district funds, and the amount of the assessments upon real estate in said District for the payment hereof, with the accrued interest, shall be a lien upon said real estate in the respective amounts to be apportioned to said real estate, and assessed under the Charter and ordinances of said City.

It is hereby certified and recited that the total issue of bonds of said City for said District including this bond, does not exceed the estimate of the City Engineer of the cost of said improvements, nor the amount authorized by law, and it is further hereby certified and recited that every requirement of law relating to the creation of said Improvement District No. ST-82, Phases B and C, and the making of said improvements and the issuance of this bond has been fully complied with by proper officers of said City, and that all conditions required to exist and to be done precedent to and in the issuance of this bond, to render the same lawful and valid, have happened, been properly done and performed, and did exist in regular and due time, form and manner, as required by law.

IN TESTIMONY WHEREOF, the City of Grand Junction has caused this bond to be subscribed to by the President of the City Council, attested by the City Clerk under the seal of the City, and the interest coupons hereto attached to be attested by the facsimile signature of the City Finance Director, as of the first day of November, 1982.

President of the Council

Attest:

City Clerk

(SEAL)

(Form of Coupon)

No. _____

\$ _____

(November)

On the first day of May, A.D., 19_____, the City of Grand Junction, Colorado, will pay the bearer

_____ DOLLARS

in lawful money of the United States of America, at the office of the City Finance Director, in Grand Junction, Colorado, being six months' interest on its local public improvement bond of Improvement District No. ST-82, Phases B and C, provided the bond to which this coupon is attached has not been called for prior payment.

Attached to bond dated November 1, 1982.

NO. _____

(Facsimile Signature)

City Finance Director

(Registration Certificate)

It is hereby certified that the within the foregoing bond has been registered in a suitable book kept for that purpose in the office of the City Finance Director of the City of Grand Junction, Colorado, in accordance with the laws and ordinances under which the same is issued.

Dated at Grand Junction, Colorado, this _____ day of _____, A.D., 1982.

City Finance Director

The City Clerk is hereby authorized and directed to have printed the bonds authorized by this Resolution and when the same have been executed, to deposit the same with the City Finance Director, who shall deliver them to the lawful purchaser thereof, on receipt of the purchase price.

ADOPTED and APPROVED this 6th day of October, 1982.

President of the Council

Attest:

City Clerk

Upon motion by Councilwoman Clark, seconded by Councilman Dunn and carried by roll call vote with Councilwoman KREISSLER ABSTAINING, the Resolution was passed and adopted as read.

HEARING - APPLICATION BY GRAND JUNCTION DOWNTOWN ASSOC., INC., FOR MALT, VINOUS AND SPIRITUOUS LIQUOR SPECIAL EVENTS PERMIT AT TWO

RIVERS PLAZA, NOVEMBER 5, 1982, 4:30 P.M. TO 2:00 A.M. FOR DUCKS UNLIMITED DINNER MEETING - 5TH PERMIT - APPROVED

Proper notice having been given, a hearing was held on the application by the Grand Junction Downtown Association, Inc., for a malt, vinous and spirituous liquor special events permit at Two Rivers Plaza, 159 Main Street, for November 5, 1982, from 4:30 p.m. to 2:00 a.m. for the Ducks Unlimited Dinner meeting. Gloria Ferns was present to speak for the granting of the permit. There were no opponents, letters, or counterpetitions. Upon motion by Councilman Johnson, seconded by Councilwoman Clark and carried with Councilman HOLMES voting NO, the application was approved.

RESOLUTION NO. 74-82 OF FINDINGS AND DECISION RE: APPLICATION BY KATHERINE BLACKSHEAR TO MOVE TAVERN LIQUOR LICENSE FROM 359 COLORADO AVENUE TO 307 MAIN STREET AND TRADE NAME CHANGE TO "THE COZY LOUNGE" - APPLICATION DENIED

The following Resolution was read:

RESOLUTION NO. 74-82

OF DECISION ON THE APPLICATION OF KATHERINE BLACKSHEAR TO CHANGE THE LOCATION OF HER TAVERN LIQUOR LICENSE FROM 359 COLORADO AVENUE TO 307 MAIN STREET, GRAND JUNCTION.

A public hearing having been held on September 1, 1982, on the application by Katherine Blackshear for a tavern license at 307 Main Street, Grand Junction, and the City Council having considered the evidence adduced at said hearing, FINDS:

1. The hearing was held on September 1, 1982, on the application after proper notice thereof under the Liquor Code.
2. The applicant proposed to operate the tavern with her beauty parlor being on the same premises.
3. The survey conducted by the City indicated that the inhabitants of the neighborhood opposed the issuance of the license and the needs of the neighborhood were being met by the other outlets within the neighborhood as 276 persons so stated with 175 favoring the issuance of the license. There are 4 other outlets within the neighborhood currently.
4. The neighborhood does not have a large number of statutorily-defined inhabitants within it, as it is largely a business and commercial area, but of the inhabitants who responded to the survey, 26 favored the relocation of the license while 19 opposed.
5. No petitions either for or against the relocation of the license were presented in evidence. There was a small amount of opposition to the relocation expressed at the hearing.
6. The character of the applicant is good, qualifying her to hold

the license.

CONCLUSION

The evidence fails to show that the needs of the neighborhood are not being met by existing outlets within the neighborhood. While the number of inhabitants expressing an opinion is limited, this is some indication of the desires of the inhabitants of the neighborhood on the issue, but this limited statement does not carry the question of the needs of the neighborhood when the whole survey result is considered. The applicant has failed to show that the needs of the neighborhood are not being met by other outlets within the neighborhood.

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

That the application of Katherine Blackshear to change the location of her tavern liquor license from 359 Colorado Avenue to 307 Main Street be denied.

PASSED and ADOPTED this 6th day of October, 1982.

President of the Council

Attest:

City Clerk

Upon motion by Councilman Dunn, seconded by Councilman Holmes and carried by roll call vote with Councilmembers CLARK and LUCERO voting NO, and Councilwoman KREISSLER ABSTAINING, the Resolution was passed and adopted as read.

RESOLUTION NO. 75-82 OF FINDINGS AND DECISION RE: APPLICATION BY MARLIN BURL MURPHY FOR 3.2% BEER LICENSE AT CONOCO TRAVEL SHOPPE, 722 HORIZON DRIVE, SALES IN SEALED CONTAINERS FOR OFF-PREMISE CONSUMPTION - APPROVED

The following Resolution was read:

RESOLUTION NO. 75-82

OF DECISION ON APPLICATION FOR A 3.2% BEER LICENSE BY MARLIN BURL MURPHY FOR CONOCO TRAVEL SHOPPE AT 722 HORIZON DRIVE, GRAND JUNCTION, COLORADO.

A public hearing having been held on September 15, 1982, on the application by Marlin B. Murphy for a 3.2% beer license for sales in sealed containers for consumption off-premises for Conoco

Travel Shoppe at 722 Horizon Drive, Grand Junction, and the City Council having considered the evidence adduced at said hearing, FINDS:

1. The hearing was held on September 15, 1982, on the application after proper notice thereof under the Beer Code.
2. 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 79 persons so stated while 45 felt the needs were being met by other outlets. The applicant presented a petition bearing the signatures of 263 persons in favor of the issuance of the license.
3. 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. The character of the applicant is good as determined by checking done by the Police Department and by letters attesting to his good character.
5. The evidence supports the position that the license should be granted.

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

That the application of Marlin Burl Murphy for a 3.2% Beer License for Conoco Travel Shoppe at 722 Horizon Drive, Grand Junction, be granted.

PASSED and ADOPTED this 6th day of October, 1982.

President of the Council

Attest:

City Clerk

Upon motion by Councilman Johnson, seconded by Councilwoman Clark and carried by roll call vote with Councilman HOLMES voting NO, and Councilwoman KREISSLER ABSTAINING, the Resolution was passed and adopted as read.

HEARING - APPLICATION BY FEATHER PETROLEUM COMPANY FOR A 3.2% BEER LICENSE TO PERMIT SALES IN SEALED CONTAINERS FOR OFF-PREMISE CONSUMPTION AT COUNTRY CLUB 66, 723 HORIZON DRIVE - DECISION SCHEDULED OCTOBER 20, 1982

A hearing was held after proper notice on the application by Feather Petroleum Company for a 3.2% beer license which permits sales in sealed containers for off-premise consumption of the licensee at Country Club 66, 723 Horizon Drive. The following report was read:

"On August 19, 1982, an application was filed by Feather Petroleum Company for a 3.2% beer license at Country Club 66, 723 Horizon Drive, sales in sealed containers for consumption off the premises of the licensee. The application and supporting documents were in order and were accepted.

The sign giving notice of hearing was posted on the property September 24, 1982, and the display ad giving notice of hearing was published in The Daily Sentinel September 24, 1982.

A survey of the area from the intersection of G Road and Horizon Drive north to Crossroads Boulevard, east to 27-3/4 Road (if extended), south to G Road, and west along G Road to the point of beginning has been completed. 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. 59

a. An owner of property in the neighborhood. 11

b. An employee or business lessee of property in the neighborhood. 49

c. An inhabitant of the neighborhood. 7

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. 35

a. An owner of property in the neighborhood. 12

b. An employee or business lessee of property in the neighborhood. 17

c. An inhabitant of the neighborhood. 3

3. No Opinion. 3

There have been no letters or counterpetitions filed as of this date. Applicant has filed a petition signed by approximately 950 people supporting issuance of the license.

The report from the Police Department advises that the background of the officers is good.

Similar-type outlets within survey area and one mile: one.

The decision on another similar outlet across the street is pending."

The map showing similar-type outlets was reviewed. Mr. Larry Feather, President of Feather Petroleum Company, was present for the hearing. There were no opponents, letters or counterpetitions. The President closed the hearing. Decision on this application is scheduled October 20, 1982.

HEARING - APPLICATION BY PAUL W. GRINDLE, BRUCE E. TROY, DALE A. TROY FOR CONDITIONAL USE AND FOR A BEER-WINE LICENSE AT 2829 NORTH AVENUE, SUITE 209, UNDER TRADE NAME "THE EGGSCHANGE" - DECISION SCHEDULED OCTOBER 20, 1982

A hearing was held after proper notice on the application by Paul W. Grindle, Bruce E. Troy, and Dale A. Troy for conditional use and for a beer -wine license at The Eggschange, 2829 North Avenue, Suite 209. The following report was read:

"On August 27, 1982, an application was filed by Paul W. Grindle, Bruce E. and Dale A. troy for a Beer-Wine License at The Eggschange, 2829 North Avenue, for the sale of malt and vinous liquor by the drink for consumption on the premises of the licensee. The application and supporting documents were in order and were accepted.

The sign giving notice of hearing was posted on the property September 24, 1982, and the display ad giving notice of hearing was published in The Daily Sentinel September 24, 1982.

A survey of the area from 28 Road on the west, Elm Avenue on the north, 28-1/2 Road on the east, to Gunnison Avenue on the south has been completed. 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. 120

a. An owner of property in the neighborhood. 37

b. An employee or business lessee of property in the neighborhood. 59

c. An inhabitant of the neighborhood. 28

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. 92

a. An owner of property in the neighborhood. 49

b. An employee or business lessee of property in the neighborhood. 23

c. An inhabitant of the neighborhood. 38

3. No Opinion. 17

There have been no letters or counterpetitions filed as of this date.

The report from the Police Department advises that the background of the applicants is good. The Fire Department and Health Department reports listed no problems with the building at this time.

Similar-type outlets within survey area: 0.

Similar-type outlets within one mile: 1."

The map showing similar-type outlets was reviewed. Paul W. Grindle, representing the partnership, was present for the hearing. He presented a petition with approximately 331 signatures supporting the issuance of the license. There were no opponents, letters, or counterpetitions. The President closed the hearing. Decision on this application is scheduled October 20, 1982.

HEARING - APPLICATION BY MICHAEL IRVING AMBROSE FOR HOTEL-RESTAURANT LIQUOR LICENSE AND CONDITIONAL USE AT 546 MAIN STREET UNDER TRADE NAME OF "AMBROSIA" - DECISION SCHEDULED OCTOBER 20, 1982

A hearing was held after proper notice on the application by Michael Irving Ambrose for a hotel-restaurant liquor license and a conditional use at Ambrosia, 546 Main Street. The following report was read:

"On August 31, 1982, an application was filed by Michael Irving Ambrose for a Hotel-Restaurant Liquor License which permits the sale of malt, vinous and spirituous liquor by the drink for consumption on the premises of the licensee at Ambrosia, 546 Main Street. The application and supporting documents were in order and were accepted.

The sign giving notice of hearing was posted on the property September 24, 1982, and the display ad giving notice of hearing was published in The Daily Sentinel September 24, 1982.

A survey of the area from 8th Street on the east, Pitkin Avenue on the south, 2nd Street on the west, to Grand Avenue on the north has been completed. 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. 268

a. An owner of property in the neighborhood. 40

b. An employee or business lessee of property in the neighborhood.
206

c. An inhabitant of the neighborhood. 22

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. 112

a. An owner of property in the neighborhood. 15

b. An employee or business lessee of property in the neighborhood.
78

c. An inhabitant of the neighborhood. 11

3. No Opinion. 0

One anonymous letter has been received in opposition to the issuance of the license. There have been no petitions or counterpetitions filed as of this date.

The report from the Police Department advises that the background investigation of Michael Irving Ambrose is good. The Fire Department and Health Department reports state that a final inspection will be made upon approval of this license.

Similar-type outlets within survey area: 7.

Similar-type outlets within one mile: 13."

The map showing similar-type outlets was reviewed. Michael Ambrose was present for the hearing and presented a petition signed by approximately 226 people supporting the issuance of the license. There were no opponents, letters, or counterpetitions. The President closed the hearing. Decision on this application is scheduled October 20, 1982.

HEARING - APPLICATION BY ELKS LODGE #575, 249 S. 4TH STREET, FOR MALT, VINOUS AND SPIRITUOUS LIQUOR SPECIAL EVENTS PERMIT OCTOBER 30, 1982, FROM 12 NOON TO 2 A.M. - 2ND PERMIT - APPROVED

A hearing was held after proper notice on the application by the Grand Junction Elks Lodge #575, 249 South 4th Street, for a malt, vinous and spirituous liquor special events permit October 30, 1982, from 12:00 noon to 2:00 a.m. Miland Dunivent, 961 Lakeside Drive, was present for the hearing. There were no opponents, letters or counterpetitions. Upon motion by Councilman Johnson, seconded by Councilman Dunn and carried with Councilman HOLMES voting NO, the application was approved.

ORDINANCES ON FINAL PASSAGE

Proofs of Publication for the following Ordinances on final

passage have been received and filed. Copies of the Ordinances proposed for final passage were submitted in writing to the City Council prior to the meeting.

ORDINANCE NO. 2081 - EASEMENT VACATION, LOT 1, BLOCK 1, LAKESIDE SUBDIVISION

Upon motion by Councilman Holmes, seconded by Councilwoman Clark and carried, the following proposed ordinance was called up for final passage and the title only was read: AN ORDINANCE VACATING AN EASEMENT IN THE CITY OF GRAND JUNCTION.

There were no comments. Upon motion by Councilman Lucero, seconded by Councilman Johnson and carried by roll call vote with Councilwoman KREISSLER ABSTAINING, the Ordinance was passed, adopted, numbered 2081, and ordered published.

ORDINANCE NO. 2082 - REZONE NE CORNER OF 6TH STREET AND UTE AVENUE FROM PZ TO C-2

Upon motion by Councilman Johnson, seconded by Councilman Lucero and carried, the following proposed ordinance was called up for final passage and the title only 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 OF CERTAIN LANDS WITHIN THE CITY.

There were no comments. Upon motion by Councilwoman Clark, seconded by Councilman Dunn and carried by roll call vote with Councilwoman KREISSLER ABSTAINING, the Ordinance was passed, adopted, numbered 2082, and ordered published.

PETITION - RESOLUTION NO. 76-82 OF INTENT TO ANNEX - PROPOSED ORDINANCE - VENEGAS ANNEXATION, W OF 25-1/2 ROAD, S OF NORTH AVENUE

A petition signed by 100% of the property owners for the Venegas Annexation, west of 25-1/2 Road, south of North Avenue, was accepted for filing. The following Resolution was read:

RESOLUTION NO. 76-82

WHEREAS, on the 6th day of October, 1982, a petition was submitted to the City Council of the City of Grand Junction, Colorado, for annexation to said City of the following property situate in Mesa County, Colorado, and described as follows:

Beginning at a point 392 feet S of the NE Cor of the SE4 of the NW4 of Sec 15, T1S, R1W, U.M.; thence N along the E line of the NW4 of said Sec 15 to the N line of said Sec 15; thence W along said N line to intersection with the NE line of the railroad; thence SEly along the NEly line of the railroad to a point W of the point of beginning, thence E to the point of beginning. Also 25-1/2 Road right of way on the E;

and

WHEREAS, the Council has found and determined and does hereby find and determine that said petition is in substantial compliance with statutory requirements therefor; that one-sixth of the perimeter of the area proposed to be annexed is urban or will be urbanized in the near future; that the said territory is integrated or is capable of being integrated with said City, and that no election is required under the Municipal Annexation Act of 1965 as the owner of one hundred percent of the property has petition for annexation.

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

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

PASSED and ADOPTED this 6th day of October, 1982.

President of the Council

Attest:

City Clerk

Upon motion by Councilman Holmes, seconded by Councilwoman Clark and carried by roll call vote, the Resolution was passed and adopted as read.

The following entitled proposed ordinance was read: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION, COLORADO. Upon motion by Councilman Dunn, seconded by Councilman Lucero and carried, the proposed ordinance was passed for publication.

RESOLUTION NO. 77-82 ESTABLISHING THE RELATIONSHIP BETWEEN THE CITY OF GRAND JUNCTION AND ANCIANO ADVOCACY OF GRAND JUNCTION UNDER A CERTAIN AGREEMENT

The following Resolution was read:

RESOLUTION NO. 77-82

ESTABLISHING THE RELATIONSHIP BETWEEN THE CITY OF GRAND JUNCTION AND ANCIANO ADVOCACY OF GRAND JUNCTION UNDER A CERTAIN AGREEMENT.

WHEREAS, under date of April 4, 1981, the City of Grand Junction entered into a Memorandum of Agreement with Latin Anglo Alliance Anciano Advocacy Organization concerning the operation and

ownership of a van; and

WHEREAS, the City contracted with the named organization only because Anciano Advocacy did not have a legal status which would permit it to enter into a valid contract; and

WHEREAS, Anciano Advocacy has now incorporated under the name of Anciano Advocacy of Grand Junction, a non-profit corporation; and

WHEREAS, the City Council now wishes to establish the relationships generated by the Anciano Advocacy action in the agreement concerning the van;

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

That the City of Grand Junction will consider Anciano Advocacy of Grand Junction as the contracting party in the referred to Memorandum of Agreement with all of the rights and obligations thereunder.

PASSED and ADOPTED this 6th day of October, 1982.

President of the Council

Attest:

City Clerk

Upon motion by Councilwoman Clark, seconded by Councilman Holmes and carried by roll call vote, the Resolution was passed and adopted as read.

RESOLUTION NO. 78-82 AUTHORIZING INCORPORATION INTO A POOLING AGREEMENT FOR OIL AND GAS EXPLORATION

The following Resolution was read:

RESOLUTION NO. 78-82

AUTHORIZING INCORPORATION INTO A POOLING AGREEMENT

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

That the City Manager, James E. Wysocki, be designated as the Commissioner to Convey for the City to execute a pooling agreement for the West one-half of Section 36, Township 12 South, Range 98 West, 6th Principal Meridian, to include lands owned by the City in the pool for oil and gas exploration.

PASSED and ADOPTED this 6th day of October, 1982.

President of the Council

Attest:

City Clerk

Upon motion by Councilwoman Clark, seconded by Councilman Holmes and carried by roll call vote, the Resolution was passed and adopted as read.

CONTRACT WITH ARIX FOR PROFESSIONAL SERVICES FOR LINCOLN PARK AND SHERWOOD PARK IRRIGATION SYSTEMS - \$24,700

Upon motion by Councilman Johnson, seconded by Councilman Lucero and carried, the contract with ARIX for professional services for Lincoln Park and Sherwood Park Irrigation Systems at a cost of \$24,700 was approved and the City Manager was authorized to sign said contract.

MEMORANDUM OF UNDERSTANDING WITH THE STATE OF COLORADO FOR STATE OFFICE BUILDING

Upon motion by Councilman Holmes, seconded by Councilman Johnson and carried, the Memorandum of Understanding with the State of Colorado for the State Office Building was approved and the Mayor was authorized to sign.

COUNCILWOMAN KREISSLER ASSIGNED TO THREE COMMITTEES

The President of the Council assigned Councilwoman Kreissler to serve on the AIM Committee, the Recreation Board, and the Valley Wide Sewer Committee.

ADJOURNMENT

The President adjourned the meeting.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk