

November 3, 1982

Grand Junction, Colorado

The City Council of the City of Grand Junction, Colorado, convened in regular session the 3rd day of November, 1982, at 7:30 p.m. in the City Council Chambers at City Hall. Those present were Council members Frank Dunn, Robert Holmes, Karl Johnson, Christine Kreissler, Gary Lucero, and President of the Council Louis Brach. Councilwoman Betsy Clark was absent. 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 Dunn, seconded by Councilman Holmes and carried with Councilman LUCERO ABSTAINING, the minutes of the regular meetings October 6 and October 20, 1982, were approved as submitted.

APPOINTMENT OF MACK MCCOY TO CONTRACTORS' LICENSING BOARD - TERM EXPIRES MAY, 1984

Upon motion by Councilman Johnson, seconded by Councilwoman Kreissler and carried, Mack McCoy was appointed to the Contractors' Licensing Board to serve until May, 1984. This appointment fills the vacancy left by the resignation of John Wojciechowski who moved from the area.

REQUEST NAMES FOR APPOINTMENT TO FORESTRY BOARD

The President requested names of people, particularly those experienced in the nursery business, for appointment to the Forestry Board to fill a vacancy.

PRESENTATION OF PICTURE TO MAYOR OF SIGNING IN GOVERNOR'S OFFICE FOR NEW GRAND JUNCTION STATE OFFICE BUILDING

Representative Vicki Armstrong presented the Mayor with a picture of the signing in the Governor's office for the new Grand Junction State Office Building.

APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES - APPROVED

Upon motion by Councilman Lucero, seconded by Councilman Johnson and carried with Councilman HOLMES voting NO, the following applications by business concerns to renew liquor and beer

licenses were approved:

Johnnie's Liquor Store, 1000 N. 5th Street (Retail Liquor Store)

Orchard Mesa Liquor, 2706 Highway 50 South (Retail Liquor Store)

G. B. Gladstone's, 2531 N. 12th Street (Hotel-Restaurant)

The Winery, 642 Main Street (Hotel-Restaurant)

Far East Restaurant, 1530 North Avenue (Hotel-Restaurant)

Reverse R Bar, 122 S. 5th Street (Tavern)

Stop 'N Save No. 2, 2050 North Avenue (3.2% Beer)

Happy Joe's Pizza, 2424 Mesa Mall (3.2% Beer)

Site Food Mart, 2833 North Avenue (3.2% Beer)

a. Change in Corporate Officers

APPLICATION BY JOAN A. HEILIG AND RICHARD J. HEILIG FOR RETAIL LIQUOR STORE LICENSE AT REDLANDS LIQUORS, 2516 BROADWAY - APPROVED (CHANGE OF OWNERSHIP)

Upon motion by Councilman Lucero, seconded by Councilman Johnson and carried with Councilman HOLMES voting NO and President of the Council BRACH ABSTAINING, the application by Joan A. Heilig and Richard J. Heilig for a retail liquor store license was approved. Mrs. Heilig has entered into a partnership with her son Richard.

APPLICATION BY JIM'S LIQUORS, LTD. FOR RETAIL LIQUOR STORE LICENSE AT JIM'S LIQUORS, 1560 NORTH AVENUE - APPROVED (CHANGE OF CORPORATE NAME)

Upon motion by Councilman Lucero, seconded by Councilman Johnson and carried with Councilman HOLMES voting NO, the application by Jim's Liquors, Ltd. for retail liquor store license was approved.

HEARING - APPLICATION BY GRANDMET SITE SERVICES, INC. AND HOSPITALITY VENTURES CORP., A PARTNERSHIP, FOR CONDITIONAL USE AND FOR A HOTEL-RESTAURANT LIQUOR LICENSE AT THE ASPEN TREE, WALKER FIELD, COLORADO, PUBLIC AIRPORT TERMINAL BUILDING - RESOLUTION OF DECISION SCHEDULED NOVEMBER 17, 1982

A hearing was held after proper notice on the application by the partnership of Grandmet Site Services, Inc. and Hospitality Ventures Corporation for a conditional use and for a hotel-restaurant liquor license at The Aspen Tree, Walker Field, Colorado, Public Airport Terminal Building. The following report was read:

"On September 21, 1982, the City accepted the application for a

hotel-restaurant liquor license filed by Grandmet Site Services, Inc. and Hospitality Ventures Corporation, a partnership. The proposed location is the new terminal building at Walker Field, Colorado, Public Airport under the trade name of "The Aspen Tree." The partnership consists of the following members:

Grandmet Site Services, Inc.:

President: Francis J. Bolton, Houston, Texas
Vice Pres: Nicolas Popoff, Hampden Oxon, England
Treasurer: Anthony P. Thackray, Ascot, England
Secretary: William T. Stead, Berkshire, England

Hospitality Ventures Corporation:

President: Carl A. Nelson, Wheat Ridge, Colorado
Secretary: Randy Jo Reuben, Denver, Colorado
Treasurer: Robert A. Elberfeld, Denver, Colorado

Manager: Anthony J. Sweney, Lakewood, Colorado

The display ad giving notice of hearing was published in The Daily Sentinel October 22, 1982, and the sign giving notice of hearing was posted on the property October 22, 1982.

A survey of the area from G-1/4 Road on the south, 27-1/2 Road on the west, H-1/4 Road on the north, to 28-3/4 Road on the east 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. 279

a. An owner of property in the neighborhood. 21

b. An employee or business lessee of property in the neighborhood. 254

c. An inhabitant of the neighborhood. 23

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.

a. An owner of property in the neighborhood. 2

b. An employee or business lessee of property in the neighborhood. 35

c. An inhabitant of the neighborhood. 4

A petition signed by 93 people has been filed supporting the issuance of the license.

The conditional use hearing is scheduled for Tuesday, October 26, 1982.

There was a delay on the part of the applicant in filing individual history records for two individuals which has resulted in a delay by the Police Department in filing a report for inclusion in this memorandum.

The Fire and Health Departments have reviewed the plans and require applicant's compliance with the 1979 Editions of the Uniform Fire and Building Codes and with State Food Service Regulations.

Similar-type outlets within survey area and within one mile: 7."

The map showing similar-type outlets was reviewed.

Rick DeWitt, Attorney, was present along with Ted Daniells, Regional Manager for Grandmet, Carl Nelson, President of Hospitality Ventures, and Tony Sweney, designated Manager of The Aspen Tree.

There were no opponents, letters, or counterpetitions. Consistent with Council policy, a Resolution of Findings and Decision is scheduled on the November 17th Council agenda.

ORDINANCES ON FINAL PASSAGE

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

ORDINANCE NO. 2084 - REZONE FM B-1 TO RMF-64 THE NE CORNER OF LITTLE BOOKCLIFF AVENUE AND WELLINGTON AVENUE

Upon motion by Councilman Johnson, seconded by Councilman Dunn and carried with Councilman LUCERO ABSTAINING, 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 Councilman Johnson, seconded by Councilwoman Kreissler and carried by roll call vote, with Councilman LUCERO ABSTAINING, the Ordinance was passed, adopted, numbered 2084, and ordered published.

ORDINANCE NO. 2085 - ZONING 1480 ANNEXATION TO PLANNED INDUSTRIAL

Upon motion by Councilwoman Kreissler, seconded by Councilman Johnson and carried, with Councilman LUCERO ABSTAINING, the following proposed ordinance was called up for final passage and read by title only: 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 Councilman Dunn, seconded by Councilwoman Kreissler and carried by roll call vote, with Councilman LUCERO ABSTAINING, the Ordinance was passed, adopted, numbered 2085, and ordered published.

RESOLUTION NO. 85-82 SETTING MILL LEVY FOR 1983 AT 12 MILLS

The following Resolution was read:

RESOLUTION NO. 85-82

CITY OF GRAND JUNCTION 1983 BUDGET

IMPLEMENTING DOCUMENTS

LEVYING TAXES FOR THE YEAR 1982 IN THE CITY OF GRAND JUNCTION, COLORADO

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

That there shall be and hereby is levied upon all taxable property within the limits of the City of Grand Junction, Colorado, for the year 1982 according to the assessed valuation of said property, a tax of twelve (12) mills on the dollar (1.00) upon the total assessment of taxable property within the City of Grand Junction, Colorado, for the purpose of paying the expenses of the municipal government of said City and certain indebtedness of the City, for the fiscal year ending December 31, 1983.

PASSED and ADOPTED this 3rd day of November, 1982.

President of the Council

Attest:

City Clerk

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

RESOLUTION NO. 86-82 SETTING DOWNTOWN DEVELOPMENT AUTHORITY MILL LEVY FOR 1983 AT 5 MILLS

The following Resolution was read:

RESOLUTION NO.86-82

LEVYING TAXES FOR THE YEAR 1982 IN THE GRAND JUNCTION, COLORADO,
DOWNTOWN DEVELOPMENT AUTHORITY

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

That in accordance with the provisions of 31-25-817 of Colorado Revised Statutes, 1973, there shall be and hereby is levied upon all taxable property within the Grand Junction, Colorado, Downtown Development Authority limits, for the year 1982 according to the assessed valuation of said property, a tax of five (5) mills on the dollar (\$1.00) upon the total assessment of taxable property within the Grand Junction, Colorado, Downtown Development Authority, for the purpose of paying the expenses of said Authority for the fiscal year ending December 31, 1983.

PASSED and ADOPTED this 3rd day of November, 1982.

President of the Council

Attest:

City Clerk

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

COUNCIL CONSIDERATION OF PROPOSED PETITION FOR DOUBLE PENETRATION
SEAL COAT FOR LAGUNA DRIVE AND APACHE DRIVE

According to the City Manager, it was about 1977 when the City Council passed a Resolution indicating that anyone that was interested in the possibility of passing a petition regarding a double penetration seal coat on streets must come to the City Council prior to the circulation of the petition so Council could indicate whether it is interested or not in entertaining such a petition for the streets in question. Laguna Drive and Apache Drive are located on Orchard Mesa in the immediate area of Cherry Lane and Olson Drive which were treated with a double penetration seal coat last year, which is a temporary treatment of the street. The City Manager stressed that it is temporary. The entire cost is borne fully by the property owners adjacent to the project. The question before Council was: would it look favorably upon this temporary treatment of the above mentioned roads provided the circulators are able to obtain at least fifty percent signers of the property owners adjacent to the streets. Mr. Wysocki's concern was that the people understand that this is a temporary measure

and that should the Council determine that full street improvements are necessary in these areas at some time in the future, the property owners would be expected to pay their fair share. Councilman Johnson suggested that this provision be included in the petition that is circulated for signature for the double-penetration so there is a record that they were advised prior to signing.

Upon motion by Councilman Johnson, seconded by Councilman Dunn and carried, approval for the double-penetration seal coat was granted for Apache Drive and Laguna Drive provided the petition to be circulated be worded to include the provision that this is a temporary solution to the problem and that a future Council can require full improvement when it deems necessary with the property owner to pay his fair share for the full improvements.

COMMITTEE REPORTS

Councilman Johnson reported on the meeting of the Governor's Task Force regarding drunk driving. There are thirty-five members and each were assigned special areas.

The Mayor reported that he attended the groundbreaking for the Public Service on October 25th.

October 27th he attended a joint meeting of CCI/CML/Associated Governments on Oil Shale future leasing.

October 27th attended Western Slope CML Meeting. Councilman Dunn was elected new Chairman of the Region.

ADJOURNMENT

The President adjourned the meeting.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk