

Grand Junction, Colorado

January 19, 1983

The City Council of the City of Grand Junction, Colorado, convened in regular session the 19th day of January, 1983, 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, Christine Kreissler, 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.

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

INVOCATION

Councilman Robert Holmes.

MINUTES

Upon motion by Councilman Dunn, seconded by Councilwoman Clark and carried, the minutes of the regular meeting January 5, 1983, were approved as submitted.

PROCLAMATION DECLARING JANUARY 21, 1983, LEONA RUSSELL DAY IN GRAND JUNCTION

RESOLUTION NO. 3-83 INCREASING THE MAXIMUM BOND ISSUE AMOUNT FROM \$975,000 TO \$1,500,000 FOR THE FIRST SECURITY SAVINGS AND LOAN - APPROVED

The following Resolution was read:

RESOLUTION NO. 3-83

RESOLUTION EXTENDING THE TIME FOR ISSUANCE OF THE INDUSTRIAL DEVELOPMENT REVENUE BONDS PREVIOUSLY COMMITTED TO IN THAT RESOLUTION OF AUGUST 19, 1981, AND INCREASING THE MAXIMUM ISSUE AMOUNT FROM \$975,000 TO \$1,500,000.

Section 1

Recitals

WHEREAS, the City of Grand Junction previously enacted a Resolution providing for the proposed issuance by it of Industrial Development Revenue Bonds for the benefit of First Security Savings & Loan Association, and entered into a Memorandum of Agreement pertaining thereto on August 19, 1981; and

WHEREAS, the Resolution and Memorandum of Agreement provided for an expiration of the City's commitment to issue such bonds if the bonds' issuance was not completed within one year of August 19,

1981, but also provided for extension of the Inducement Resolution and Memorandum of Agreement by mutual agreement of the parties; and

WHEREAS, the City of Grand Junction by resolution dated August 4, 1982, extended the time for issuance of the Industrial Development Revenue Bonds to March 19, 1983, and increased the authorized amount of the proposed bonds from \$800,000 to \$975,000.

WHEREAS, First Security Savings & Loan has proceeded diligently with development of their project and financing, and has proceeded with construction of the project, but has not fully completed the issuance of the bonds upon the basis of which it proceeded with construction; and

WHEREAS, First Security Savings & Loan can and will complete arrangements for the issuance of the bonds in the coming months if the existing Inducement Resolution is extended for a period of three months; and

WHEREAS, First Security Savings & Loan continues to experience an unexpectedly rapid growth rate. To accommodate such growth First Security Savings & Loan has made many changes in the project plans which were not anticipated when the City issued its previous Inducement Resolutions. These include finishing and using some 70% more floor space than originally planned. Along with the rapid growth of First Security Savings & Loan, increases in building costs over the past several months justify an increase in the maximum amount of the bond issue;

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

Section 2

Except as modified by this Resolution, all commitments, covenants, terms and conditions of the previous Resolution and Memorandum of Agreement concerning this matter of August 19, 1981, and August 4, 1982, remain in full force and effect, binding both parties hereto.

The date by which the bonds must be issued pursuant to the original Inducement Resolution, Memorandum of Agreement, the resolution dated August 4, 1982, and this Resolution is hereby extended to May 20, 1983. The maximum authorized amount of the proposed bonds is hereby increased from \$975,000 to \$1,500,000.

ADOPTED this 19th day of January, 1983.

/s/ Louis R. Brach

President of the City Council

Attest:

/s/ Neva B. Lockhart

City Clerk

Accepted:

FIRST SECURITY SAVINGS & LOAN ASSOCIATION

By

President

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

REPORT ON GENERAL FUND DISTRIBUTION OF REVENUE SHARING REQUESTS - \$41,100 + \$20

The Mayor distributed the following checks from the General Fund for the following requests from the Revenue Sharing Funds:

Juanita Ulibarri, Anciano Advocacy Program - Insurance premium on bus \$1,600

Grove Thomas, Cooper/Avalon Appraisal 5,500

Francis Callister, Powderhorn Handicapped Ski Program 5,000

Captain Jones, Salvation Army Program - for rags purchased from Salvation Army 10,000

20

Joe Higgins, Mesa County Partners - Restitution Program 1,500

Mrs. Guggini, Marriage & Family Counseling Program - Remodel Building 2,500

Allen Dodworth, Western Colorado Center for the Arts - Landscaping purposes 15,000

TOTAL \$41,120

Upon motion by Councilman Johnson, seconded by Councilman Holmes and carried with Councilwoman CLARK voting NO, the distribution of the General Revenue Funds for requests from the Revenue Sharing Fund was approved.

APPLICATIONS TO RENEW BEER LICENSES

Upon motion by Councilman Dunn, seconded by Councilman Lucero and carried with Councilman HOLMES voting NO, the applications by the

following businesses to renew 3.2% beer licenses were approved:

Safeway Store No. 600, 23rd and North Avenue

Safeway Store No. 602, 644 North Avenue

Pizza Hut, 1440 North Avenue

REGISTRATION OF DAVID JOHN ANDERSON AS MANAGER OF THE BAR X RESTAURANT AND LOUNGE, 1600 NORTH AVENUE (HOTEL-RESTAURANT LIQUOR LICENSE) - APPROVED

Upon motion by Councilman Dunn, seconded by Councilman Lucero and carried with Councilman HOLMES voting NO, the application to register David John Anderson as a manager of the Bar X Restaurant and Lounge, 1600 North Avenue, was approved.

LIQUOR - APPLICATION BY ROBERT AND LUELLA CROSS FOR RETAIL LIQUOR STORE LICENSE AT NORTH AVENUE LIQUOR, 801 NORTH AVE. (CHANGE OF OWNERSHIP) - LICENSE PRESENTLY HELD BY ESTATE OF MICHAEL D. WOLF

Upon motion by Councilman Dunn, seconded by Councilman Lucero and carried with Councilman HOLMES voting NO, the application by Robert and Luella Cross for a retail liquor store license at North Avenue Liquor, 801 North Avenue, was approved.

HEARING - PROPOSED ORDINANCE - REZONE FROM RSF-8 TO PB AND FINAL PLAN FOR SE CORNER OF 27 ROAD AND UNAWEEP AVENUE

A hearing was held after proper notice on the petition by Vickie Holt to change from Residential Single-Family uses at 8 units per acre to Planned Business uses and a final plan on approximately .456 acre. There were no comments, letters, or counterpetitions. Upon motion by Councilman Dunn, seconded by Councilman Lucero and carried with Councilman HOLMES voting NO, the final plan for the southeast corner of 27 Road and UnawEEP Avenue was approved subject to the conditions of the Planning Commission.

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 OF CERTAIN LANDS WITHIN THE CITY. Upon motion by Councilman Johnson, seconded by Councilwoman Clark and carried with Councilman HOLMES voting NO, the proposed ordinance was passed for publication.

HEARING - VALLEY VIEW MINOR SUBDIVISION, 311 PINON STREET (NE CORNER OF 27 ROAD AND UNAWEEP) - APPROVED

A hearing was held after proper notice on the petition by Barbara Swisher for a minor subdivision of 2 lots on approximately 9.9 acres in a Residential Single-Family zone at 8 units per acre. There were no opponents, letters, or counterpetitions. Upon motion by Councilman Dunn, seconded by Councilman Lucero and carried, the

Valley View Minor Subdivision at 311 Pinon Street was approved subject to the conditions of the Planning Commission.

RESOLUTION NO. 4-83 - FINDINGS AND DECISION RE: APPLICATION BY THE MANHATTAN DELICATESSEN, INC., 2889 NORTH AVENUE, UNIT NO. 3, FOR 3.2% BEER LICENSE PACKAGE CARRYOUT - APPROVED

The following Resolution was read:

RESOLUTION NO. 4-83

OF DECISION ON APPLICATION FOR A 3.2% BEER LICENSE AT THE MANHATTAN DELICATESSEN, INC., FOR THE MANHATTAN DELICATESSEN, INC. AT 2889 NORTH AVENUE, GRAND JUNCTION.

A public hearing having been held on January 5, 1983, on the application by The Manhattan Delicatessen, Inc., for a 3.2% beer license for sales in sealed containers for consumption off-premises for The Manhattan Delicatessen, Inc., at 2889 North Avenue, Grand Junction, and the City Council having considered the evidence adduced at said hearing, FINDS:

1. The hearing was held on January 5, 1983, 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 37 persons so stated while 23 felt the needs were being met by the other outlets.
3. No one appeared at the hearing in opposition to the granting of the license and no petitions of disapproval were received by the City Council. One letter of disapproval was received in regard to the license.
4. The characters of the applicants are good as determined by checking done by the Police Department and by letters attesting to their good characters, the applicants being the officers of the corporation making application.
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 The Manhattan Delicatessen, Inc., for a 3.2% beer license for The Manhattan Delicatessen, Inc., at 2889 North Avenue, Grand Junction, be granted.

PASSED and ADOPTED this 19th day of January, 1983.

/s/ Louis R. Brach

President of the Council

Attest:

/s/ Neva B. Lockhart

City Clerk

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

HEARING - APPLICATIONS BY GRAND JUNCTION ELK'S LODGE #575 FOR MALT, VINOUS AND SPIRITUOUS LIQUOR SPECIAL EVENTS PERMITS AT 249 S. 4TH STREET - 6 PERMITS

A hearing was held after proper notice on the applications by Grand Junction Elk's Lodge #575, 249 South 4th Street, for malt, vinous and spirituous liquor special events permits on the following dates:

1. February 19, 1983 - 12 Noon to 2 a.m.
2. April 16, 1983 - 12 Noon to 2 a.m.
3. September 9, 1983 - 12 Noon to 2 a.m.
4. September 10, 1983 - 12 Noon to 2 a.m.
5. October 29, 1983 - 12 Noon to 2 a.m.
6. December 3, 1983 - 12 Noon to 2 a.m.

Dr. Merritt Henshaw, 609 View Point Drive, was present for the hearing. There were no opponents, letters, or counterpetitions. Upon motion by Councilman Johnson, seconded by Councilwoman Clark and carried with Council members HOLMES and LUCERO voting NO, the applications were approved.

HEARING - APPLICATION BY DOS, INC., TO MOVE HOTEL-RESTAURANT LIQUOR LICENSE FOR DOS HOMBRES RESTAURANT FROM 2516 BROADWAY TO 421 BRACH DRIVE - DECISION SCHEDULED FEBRUARY 2, 1983

A hearing was held after proper notice on the application by DOS, INC., to move its hotel-restaurant liquor license for the Dos Hombres Restaurant from 2516 Broadway to 421 Brach Drive. The following report was read:

"On December 14, 1982, the application by DOS, Inc., to move its hotel-restaurant liquor license from 2516 Broadway to 421 Brach Drive was accepted. The conditional use for the liquor license at the new location was granted December 15, 1982.

The display and giving notice of hearing was published in The Daily Sentinel January 7, 1983, and the sign giving notice of hearing was posted on the property January 7, 1983. A survey of the area bounded by Power Road on the north, to the south side of the Colorado River right of way to D Road, along D Road to 25

Road, along 25 Road to the point of beginning, has been completed:
Results are:

1. Yes, I am in favor of the transfer of the location of the license as I believe the needs of the neighborhood are not being met by existing outlets. 70

a. An owner of property in the neighborhood. 26

b. An employee or business lessee of property in the neighborhood. 37

c. An inhabitant of the neighborhood. 19

2. No, I am not in favor of the transfer of the location of the license as I believe the needs of the neighborhood are being met by existing outlets. 5

a. An owner of property in the neighborhood. 3

b. An employee or business lessee of property in the neighborhood. 2

c. An inhabitant of the neighborhood. 2

The applicant filed a petition containing 378 signatures supporting the change of location.

The Mesa County Health Department and the Grand Junction Fire Department have reviewed the architectural plans and report the applicant is in compliance with the respective codes.

Similar-type outlets within survey area: 0.

Similar-type outlets within one mile: 6."

The map showing similar-type outlets was reviewed. Scott Howard, 2279 Linda Lane, was present for the hearing. There were no opponents, letters, or counterpetitions. A resolution of findings and decision is scheduled on the February 2, 1983, agenda.

HEARING - CONDITIONAL USE - DRIVE-UP WINDOW, TACO BELL, 850 NORTH AVENUE - APPROVED WITH ALLEY ACCESS

A hearing was held after proper notice on the petition by H. G. Moss, Moss, Inc., for a conditional use for a drive-up window on approximately .38 acre in a Light Commercial zone. Karl Metzner reviewed the proposal and stated that the Planning Commission recommended approval of the conditional use to permit the drive-up window with denial of alley access.

Scott DeWeese, Logos, Inc., was present for the hearing along with John Moss, 2915 I Road. There were no opponents, letters, or counterpetitions. Upon motion by Councilman Dunn, seconded by

Councilman Lucero and carried with Council members HOLMES and JOHNSON voting NO, the conditional use for a drive-up window was approved including approval for the alley access.

RESOLUTION NO. 5-83 AFFIRMING THE CORRECTION OF A SECTION OF ORDINANCE NO. 2097 AS A SCRIVENER'S ERROR

The following Resolution was read:

RESOLUTION NO. 5-83

AFFIRMING THE CORRECTION OF A SECTION OF ORDINANCE NO. 2097 AS A SCRIVENER'S ERROR.

WHEREAS, on the 5th day of January, 1983, the City Council adopted Ordinance No. 2097 amending, among other sections, Section (A) (2) (a) of Section 14-12 of the Code of Ordinances of the City of Grand Junction, the amended section reading in that Ordinance as follows:

(A) (2) (a) :

The minimum charge shall be SEVEN DOLLARS AND NO CENTS (\$7.00) per month which shall provide weekly collection of up to one hundred fifty-five (155) gallons of refuse. Rates for increased frequency of collection based on the equivalent of five (5) thirty-one (31) gallon containers (one hundred fifty-five (155) gallons per pickup shall be:

One a week service . . .	\$9.20
Twice a week service . . .	\$15.95
Three times a week service . . .	\$22.75
Four times a week service . . .	\$29.55
Five times a week service . . .	\$36.35
Six times a week service . . .	\$43.20

For each additional thirty-one (31) gallons per pickup, or part thereof, an additional charge of ONE DOLLAR AND SEVENTY CENTS (\$1.70) shall be added to the monthly

and

WHEREAS, prior to final publication of Ordinance No. 2097, it was discovered that a scrivener's error had occurred in designating the minimum charge; and

WHEREAS, the final publication was changed to correct that error so that the section would read as follows:

(A) (2) (a) :

The minimum charge shall be NINE DOLLARS AND TWENTY CENTS (\$9.20) per month which shall provide weekly collection of up to one hundred fifty-five (155) gallons of refuse. Rates for increased

frequency of collection based on the equivalent of five (5) thirty-one (31) gallon containers (one hundred fifty-five (155) gallons per pickup shall be:

One a week service . . . \$9.20
Twice a week service . . . \$15.95
Three times a week service . . . \$22.75
Four times a week service . . . \$29.55
Five times a week service . . . \$36.35
Six times a week service . . . \$43.20

For each additional thirty-one (31) gallons per pickup, or part thereof, an additional charge of ONE DOLLAR AND SEVENTY CENTS (\$1.70) shall be added to the monthly rate.

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

That the Council confirm the correction of the error so that the Ordinance read as finally published.

PASSED and ADOPTED this 19th day of January, 1983.

/s/ Louis R. Brach

President of the Council

Attest:

/s/ Neva B. Lockhart

City Clerk

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

ORDINANCE NO. 2100 - AMENDING VARIOUS PARAGRAPHS IN SECTIONS 5-8 (FLOOD PLAIN REGULATION) OF THE 1981 GRAND JUNCTION ZONING AND DEVELOPMENT CODE

The Proof of Publication had been received and filed on the Ordinance for final passage. A copy of the Ordinance proposed for final passage was submitted in writing to the City Council prior to the meeting.

Upon motion by Councilwoman Kreissler, seconded by Councilwoman Clark and carried, the proposed ordinance was called up for final passage and the title only was read: AN ORDINANCE AMENDING THE FLOODPLAIN REGULATIONS OF THE CITY OF GRAND JUNCTION AND AMENDING THE ZONING AND DEVELOPMENT CODE OF THE CITY BY THE ADDITION OF CERTAIN DEFINITIONS RELATED TO THE FLOODPLAIN REGULATIONS.

There were no comments. Upon motion by Councilwoman Clark,

seconded by Councilman Lucero and carried by roll call vote with Council members HOLMES and DUNN voting NO, the Ordinance was passed, adopted, numbered 2100, and ordered published.

PROPOSED ORDINANCE ESTABLISHING A FEE FOR MONITORING ALARM SYSTEMS WHICH TERMINATE IN THE 911 DISPATCH CENTER IN THE CITY OF GRAND JUNCTION

Copies of the following entitled proposed ordinance were furnished to the Council members prior to the meeting so the title only was read: AN ORDINANCE ESTABLISHING A FEE FOR MONITORING ALARM SYSTEMS WHICH TERMINATE IN THE 911 DISPATCH CENTER IN THE CITY OF GRAND JUNCTION. Upon motion by Councilman Johnson, seconded by Councilman Dunn and carried, the proposed ordinance was passed for publication.

PROPOSED ORDINANCE PROVIDING FOR THE IMMOBILIZATION OF MOTOR VEHICLES

The following proposed ordinance was read: AN ORDINANCE PROVIDING FOR THE IMMOBILIZATION OF VEHICLES WITHIN THE CITY OF GRAND JUNCTION, COLORADO, AND PENALTY FOR REMOVAL OF ANY IMMOBILIZING DEVICE. Upon motion by Councilwoman Kreissler, seconded by Councilman Dunn and carried, the proposed ordinance was passed for publication.

EMERGENCY ORDINANCE NO. 2101 RAISING THE WATER RATES FOR CITY USERS ON THE UTE WATER SYSTEM AND DECLARING AN EMERGENCY

The following entitled Ordinance was read: AN ORDINANCE RAISING THE WATER RATES FOR CITY USERS ON THE UTE WATER SYSTEM AND DECLARING AN EMERGENCY. Upon motion by Councilman Johnson, seconded by Councilman Dunn and carried by roll call vote, the Ordinance was passed and adopted as an emergency ordinance, numbered 2101, and ordered published.

RESOLUTION NO. 6-83 GRANTING REVOCABLE PERMIT TO TACO BELL, 850 NORTH AVENUE, FOR SITE BEAUTIFICATION

The following Resolution was read:

RESOLUTION NO. 6-83

GRANTING A REVOCABLE PERMIT TO H. G. MOSS/MOSS, INC.

WHEREAS, H. G. Moss/Moss, Inc. has petitioned the City Council of the City of Grand Junction, Colorado, for a Revocable Permit to allow for site beautification south of Lots 14 and 15 of Rose Park Subdivision, City of Grand Junction, in accordance with Exhibit A attached hereto; and

WHEREAS, such action would not be detrimental to the interest of the inhabitants of the City;

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

That the City Manager, on behalf of the City and as the act of the City, be and he is hereby authorized to grant such Revocable Permit to the above-named petitioner for the purpose above described upon the execution by the petitioner of an agreement to save and hold the City harmless from any claims arising out of the encroachment and use granted, and execution by the petitioner of an agreement that upon the revocation of such Permit, the petitioner will remove said encroachment at its own expense, restoring the right-of-way to its original condition.

PASSED and ADOPTED this 19th day of January, 1983.

/s/ Louis R. Brach

President of the Council

Attest:

/s/ Neva B. Lockhart

City Clerk

REVOCABLE PERMIT

WHEREAS, H. G. Moss/Moss, Inc. has petitioned the City Council of the City of Grand Junction, Colorado for a Revocable Permit to allow for site beautification south of Lots 14 and 15 of Rose Park Subdivision, City of Grand Junction, in accordance with Exhibit A attached hereto; and

WHEREAS, the City Council is of the opinion that such action would not be detrimental to the City or to any of the inhabitants thereof at this time and has directed the City Manager to issue a permit for such use;

NOW, THEREFORE, IN ACCORDANCE WITH THE ACTION OF THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

There is hereby granted to H. G. Moss/Moss, Inc. a Revocable Permit to allow for the site beautification south of Lots 14 and 15 of Rose Park Subdivision in the City of Grand Junction; provided, however, that said Permit may be revoked by the City Council at its pleasure at any time; provided, further that the above-named petitioner shall agree to indemnify the City and hold it harmless from any and all claims, damages, actions, costs and expenses of every kind in any manner arising out of, or resulting from the permitted use; and further provided that said petitioner shall agree that upon the revocation of such permit, it will, at its own expense, remove said encroachment and restore the right-of-way to its original condition.

DATED this _____ day of January, 1983.

James E. Wysocki, City Manager

Attest:

Neva B. Lockhart

City Clerk

AGREEMENT

H. G. Moss/Moss, Inc. for itself, its successors and assigns, does hereby agree that it will abide by the conditions contained in the foregoing Permit and that it will indemnify the City of Grand Junction and hold it harmless from all claims as recited in said Permit, and further, on revocation of the Permit, it agrees to remove said encroachment and restore the right-of-way to its original condition, all at its own expense.

DATED at Grand Junction, Colorado, this _____ day of _____, 1983.

H. G. MOSS/MOSS, INC.

STATE OF COLORADO)		
) ss:		
COUNTY OF MESA)		

The foregoing Agreement was acknowledged before me on this _____ day of _____, 1983, by _____, the petitioner herein.

My Commission expires:

Witness my hand and official seal.

Notary Public

Address: _____

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

RESOLUTION NO. 7-83 SETTING FEES FOR CEMETERY USES

The following Resolution was read:

RESOLUTION NO. 7-83

SETTING FEES FOR CEMETERY USES.

WHEREAS, it is now necessary to increase the charges in connection with the cemeteries to reflect increased costs;

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

1. That fees and charges for cemetery uses shall be as follows:

Opening and closing of graves:

Regular . . .	\$250.00
Child (3' x 5') . . .	112.00
Infant . . .	85.00
Perpetual Care . . .	\$125.00
Monument Setting (per square foot) . . .	\$8.50
Grave Space . . .	\$260.00
Landscaping for Monuments . . .	\$86.00
Cremation Urns . . .	\$110.00
Disinterments . . .	\$510.00
Reinterments . . .	\$250.00
Addition to above charges when work is performed on weekends and holidays	\$140.00

PASSED and ADOPTED this 19th day of January, 1983.

/s/ Louis R. Brach

President of the Council

Attest:

/s/ Neva B. Lockhart

City Clerk

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

PETITION - RESOLUTION NO. 8-83 - PROPOSED ORDINANCE - BRACH ANNEXATION, N OF HIGHWAY 340, W OF PIONEER VILLAGE

The petition for the annexation of the Brach property north of Highway 340, west of Pioneer Village, was accepted for filing. The following Resolution was read:

RESOLUTION NO. 8-83

WHEREAS, on the 19th day of January, 1983, 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:

Beginning at a point on the E line of the SE 4 of the SE4 of Sec 16, T1S, R1W of the Ute Meridian which bears N 00 deg. 00 min. 00 sec. E 1041.32 ft from the SE Cor of Sec 16; thence N 00 deg. 00 min. 00 sec. E 3.13 ft; thence N 58 deg. 50 min. 00 sec. W 474.62 ft; thence N 00 deg. 38 min. 09 sec. W 24.50 ft; thence N 89 deg. 53 min. 53 sec. W 91.00 ft; thence N 00 deg. 26 min. 57 sec. W 34.00 ft; thence N 55 deg. 33 min. 00 sec. W 210.00 ft; thence N 00 deg. 26 min. 57 sec. W 198.05 ft; thence S 85 deg. 11 min. 53 sec. E 367.61 ft; thence S 84 deg. 49 min. 50 sec. E 50.37 ft; thence S 89 deg. 53 min. 53 sec. E 119.70 ft; thence S 89 deg. 05 min. 21 sec. E 136.71 ft to a point on the E line of the NE4 of the SE4 of said Sec 16; thence S 00 deg. 06 min. 07 sec. W 16.34 ft along said E line; thence N 85 deg. 20 min. 00 sec. E 75.12 ft; thence S 01 deg. 17 min. 56 sec. W 619.95 ft; thence N 54 deg. 40 min. 00 sec. W 75.11 ft to the point of beginning. Also right of way for Power Road on the N;

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 contiguous with the City; that a community of interest exists between the territory and the City; that the territory 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 petitioned 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 19th day of January, 1983.

/s/ Frank M. Dunn

President of the Council Pro Tem

Attest:

/s/ Neva B. Lockhart

City Clerk

Upon motion by Councilman Dunn, seconded by Councilwoman Kreissler and carried by roll call vote with Councilman BRACH ABSTAINING, 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 Councilwoman Clark, seconded by Councilman Johnson and carried with Councilman BRACH ABSTAINING, the proposed ordinance was passed for publication.

ENGINEERING SERVICES AGREEMENT FOR THE CITY OF GRAND JUNCTION SEWER SYSTEM ANALYSIS - NICHOLS ASSOCIATES, INC. \$170,000

Jim Patterson, Public Works Director, reviewed the Engineering Services Agreement for the Grand Junction Sewer Service analysis as proposed by Nichols Associates, Inc. Ken Reading, a representative of Nichols Associates, Inc., was present. There was a general discussion about the method used to screen the twenty or so engineering firms who were asked to submit proposals for this study. Some of the Council members expressed concern that they had nothing to compare the figures submitted by Nichols Associates, Inc., with that of another firm.

Upon motion by Councilman Johnson, seconded by Councilman Dunn and carried, the proposal submitted by Nichols Associates, Inc., for the City of Grand Junction Sewer System Analysis was accepted and the City Manager and the Public Works Director were authorized to sign said Agreement.

CIVIC AUDITORIUM REMODELING CONTRACT - DANA LARSON ROUBAL & ASSOCIATES - \$19,305

Ron Ruskey, assistant City Manager, reviewed the proposal by Dana Larson Roubal & Associates for the Civic Auditorium/City Hall Remodeling project for professional engineering services in the amount of \$19,305. Upon motion by Councilman Lucero, seconded by Councilman Johnson and carried, the proposal was accepted and the City Manager was authorized to sign the contract for the professional services with Dana Larson Roubal & Associates.

Councilwoman Clark indicated again that it would seem appropriate that Staff investigate for future contracts for professional services some type of bid process for projects.

RESOLUTION NO. 9-83 CONCERNING THE EXECUTION OF CONTRACTS BY THE CITY MANAGER

The following Resolution was read:

RESOLUTION NO. 9-83

CONCERNING THE EXECUTION OF CONTRACTS BY THE CITY MANAGER.

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

1. That the City Manager be authorized to sign contracts on behalf of the City where the contractual amount is less than \$15,000 and the funds for the contract have been budgeted by the City Council.
2. That the City Manager be authorized to enter into and execute on behalf of the City contracts not exceeding \$10,000 in amount of performance of work or purchase of materials or services of benefit to the City even though the particular performance has not been budgeted for within a department so long as the expenditure will not cause the program or division of the budget to be overexpended.

PASSED and ADOPTED this 19th day of January, 1983.

/s/ Louis R. Brach

President of the Council

Attest:

/s/ Neva B. Lockhart

City Clerk

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

MESA COLLEGE STUDENT REPORTERS RECOGNIZED AND THEIR PRESENCE ACKNOWLEDGED

COMACT HOUSING

Councilman Lucero reported the payoff of one of its houses through ComAct Housing.

RECREATION BOARD MEETING

Councilwoman Kreissler attended a Recreation Board meeting and received an update on the various programs.

HULA DANCE

Councilwoman Clark will perform the hula dance in her hula skirt Monday morning at 7 a.m. in the City Manager's office.

MAYOR'S REPORT

Mayor Brach and the City Manager were in Denver last week. Mr. Wysocki attended a Severance Tax meeting while the Mayor attended a CITF meeting and the Syn-Fuel Committee meeting.

ADJOURNMENT

Upon motion by Councilman Lucero, duly seconded by Councilwoman Clark and carried, the meeting was adjourned.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk