

Grand Junction, Colorado

August 3, 1983

The City Council of the City of Grand Junction, Colorado, convened in regular session the 3rd day of August, 1983, at 7:30 p.m. in the City Council Chambers at City Hall. Those present were Betsy Clark, Frank Dunn, Robert Holmes, Mike Pacheco, Ray Phipps, and President of the Council Gary Lucero. Councilwoman Christine Kreissler was absent. Also present were City Manager Jim Wysocki, City Attorney Gerald Ashby, and City Clerk Neva Lockhart.

The President called the meeting to order and requested that Boy Scout Rick McBee lead in the Pledge of Allegiance.

INVOCATION

Councilman Robert Holmes.

MINUTES

Councilman Phipps corrected the spelling of Chuck "Brenner" under the topic Architectural and Engineering Selection Procedure of the July 20, 1983, minutes. He moved that the minutes of July 20, 1983, be approved as corrected. The motion was seconded by Councilman Pacheco and the said motion carried with Councilman LUCERO ABSTAINING.

ARCHITECTURAL & ENGINEERING SELECTION COMMITTEE

The President announced the following appointments to the Architectural and Engineering Selection Committee: Dean Moffatt, representing A.I.A.; Ed Carpenter, representing Engineering, Harry McCrary, representing Contractor Associates; Al Cornelison, representing the public sector; James E. Wysocki, City Manager, representing City Administration; and the appropriate Department Head, representing the City Department.

BOY SCOUT TROOP 265 PRESENT FOR MEETING

MAYOR ACKNOWLEDGED LETTER FROM JIM KYLE RE: NORTH AVENUE BEAUTIFICATION PROJECT

PROCLAMATION DECLARING AUGUST "MULTIPLE SCLEROSIS MONTH IN GRAND JUNCTION"

ROOD AVENUE PARADE PERMIT FOR 6TH ANNUAL COLORADO WEST MARCHING BAND FESTIVAL APPROVED

Upon motion by Councilman Pacheco, seconded by Councilwoman Clark and carried, the request by Dick Brickley, Music Supervisor for School District No. 51, for a Rood Avenue Parade Permit for the 6th Annual Colorado West Marching Band Festival was approved.

LIQUOR-BEER - APPLICATIONS TO RENEW LICENSES APPROVED

Upon motion by Councilman Dunn, seconded by Councilwoman Clark and carried with Council members HOLMES and PACHECO voting NO, the applications by the following businesses to renew liquor and beer licenses were approved:

Dos Hombres Restaurant, 421 Brach Drive (Hotel-Restaurant)

Mesa College College Center, 1175 Texas (3.2% Beer)

Councilman Holmes reported that it has been brought to his attention by people who frequent the Mesa College College Center that there have been instances of high school-age people obtaining malt beverages. He requested that this be observed very closely because of an apparent laxity by the licensee.

HEARING - DEVELOPMENT IN H.O. ZONE - TRI-COLOR PHOTO, INC., 501 U.S. HWY 50 S - APPROVED

A hearing was held after proper notice on the petition by Wellcraft Marine Corporation, David Skidmore, for development of a photo finishing, sales, and photo studio on approximately .54 acre in a highway-oriented zone at 501 U.S. Highway 50 South. There were no opponents, letters, or counterpetitions. Upon motion by Councilman Dunn, seconded by Councilwoman Clark and carried, the development was approved.

HEARING - REZONE FROM C-1 TO PC AND FINAL PLAN FOR SW COR OF WEST GUNNISON AVENUE AND PEACH STREET - APPROVED

A hearing was held after proper notice on the petition by Gene O. Taylor to rezone from C-1 to PC and a final plan for the southwest

corner of West Gunnison Avenue and Peach Street on approximately .63 acre. There were no opponents, letters, or counterpetitions. Upon motion by Councilman Dunn, seconded by Councilwoman Clark and carried, the rezone and the final plan for the southwest corner of West Gunnison Avenue and Peach Street were approved.

BIDS - AWARD OF CONTRACT - STREET PAVEMENT OVERLAYS, 1983 - CORN CONSTRUCTION - \$161,080

Bids were received and opened for the Street Pavement Overlay, 1983, program. Bidders were:

United Paving, Inc. \$174,350.00

Elam Construction, Inc. \$171,815.00

Asphalt Contractors \$169,470.00

Corn Construction Company \$161,080.00

Engineer's Estimate \$177,815.00

Staff recommended award of contract to the apparent low bidder. Upon motion by Councilwoman Clark, seconded by Councilman Holmes and carried, the bids were accepted and the contract for the Street Pavement Overlay, 1983, program was awarded to Corn Construction Company for its bid of \$161,080.00.

BIDS - AWARD OF CONTRACT - RESTROOM RENOVATIONS AT MELROSE, SHERWOOD AND EMERSON PARKS - H.E. BENSON CONSTRUCTION - \$21,391.23

Bids were opened on July 20, 1983, for restroom renovations at Melrose, Sherwood, and Emerson Parks. Thirteen sets of plans and specs were either mailed or picked up; two returned bids. H.E. Benson Construction was the apparent low bidder, \$21,301.23. Staff recommended award of contract to H.E. Benson Construction. Upon motion by Councilman Phipps, seconded by Councilman Pacheco and carried, the bids were accepted and the contract for the Restroom Renovations was awarded to H.E. Benson Construction for its bid of \$21,391.23.

HEARING - APPLICATION BY ALUMNI ASSOCIATION OF MESA COLLEGE FOR MALT, VINOUS AND SPIRITUOUS LIQUOR SPECIAL EVENTS PERMIT SEPTEMBER 16, 1983, 7 P.M. TO 1 A.M. AT MESA COLLEGE W.W. CAMPBELL STUDENT CENTER, LIFF AUDITORIUM - DANCE - 1ST PERMIT - APPROVED

A hearing was held after proper notice on the application by the

Alumni Association of Mesa College for malt, vinous and spirituous liquor special events permit September 16, 1983, from 7:00 p.m. to 1:00 a.m. at the Mesa College W. W. Campbell Student Center, Liff Auditorium for a dance. Ben Sellers, President of the Alumni Association of Mesa College, was present for the application. There were no opponents, letters, or counterpetitions.

Upon motion by Councilman Dunn, seconded by Councilwoman Clark and carried with Councilman HOLMES voting NO, the application was approved.

RESOLUTION NO. 43-83 ESTABLISHING FEES AND CHARGES FOR THE USE OF THE ORCHARD MESA COMMUNITY CENTER POOL

The following Resolution was read:

RESOLUTION NO. 43-83 (COUNTY RESOLUTION NO. MCM 83-132)

ESTABLISHING FEES AND CHARGES FOR THE USE OF THE ORCHARD MESA COMMUNITY CENTER POOL.

BE IT JOINTLY RESOLVED BY THE COUNTY COMMISSIONERS OF THE COUNTY OF MESA AND THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

That the following fees and charges are established for the Orchard Mesa Community Center Pool until further Resolution of the Board and the Council:

<u>Admission:</u>	
Adult (16 and older)....\$1.50	
Senior (55 and older)....\$1.00	
Child (under 16 years)....\$1.00	
Family (designated night)....\$3.00	
<u>Punch Cards:</u>	
Adult (16 and older)....\$25.00 (20 admissions)	
Senior (55 and older)....\$15.00	

(20 admissions)	
Child (under 16 years)....\$15.00 (20 admissions)	

<u>Private Pool Party:</u>		
<u>Swimmers</u>	<u>Two-Hour</u>	
<u>Fee</u>	<u>Each Additional</u>	
<u>Hour</u>		
000-050	\$ 50.00	\$25.00
051-100	\$ 75.00	\$25.00
101-150	\$105.00	\$35.00
151-200	\$135.00	\$45.00
201-250	\$165.00	\$55.00
251-281	\$195.00	\$65.00

Towel Rental: \$0.25 per towel.

PASSED and ADOPTED this _____ day of August, 1983.

COUNTY OF MESA

Chairman of the Board of County Commissioners of the County of
Mesa

Attest:

County Clerk

PASSED and ADOPTED this 3rd day of August, 1983.

CITY OF GRAND JUNCTION

/s/ Gary A. Lucero

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

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

REPORT ON PLANNING COMMISSION REVIEW OF MESA COUNTY BUILDING AUTHORITY PROJECT AT 15TH STREET AND F-1/4 ROAD

Bob Goldin, Senior Planner, presented a report on the Planning Commission review of Mesa County Building Authority Project at 15th Street and F-1/4 Road.

PROPOSED ORDINANCE REZONING SW CORNER OF WEST GUNNISON AVENUE AND PEACH STREET FROM RMF-64 AND C-1 TO PC

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 Holmes, seconded by Councilwoman Clark and carried, the proposed ordinance was passed for publication.

PROPOSED ORDINANCE DESIGNATING PARADE ROUTES IN THE CITY

The following entitled proposed ordinance was read: AN ORDINANCE DESIGNATING PARADE ROUTES IN THE CITY. Upon motion by Councilman Pacheco, seconded by Councilman Holmes and carried, the proposed ordinance was passed for publication.

ORDINANCES ON FINAL PASSAGE - PROOF OF PUBLICATION

Proofs of Publication had been received on the Ordinances proposed for final passage. Copies of the Ordinances proposed for final passage were submitted in writing to the City Council prior to the meeting.

ORDINANCE NO. 2137 - RIGHT-OF-WAY AND ALLEY VACATION, 11TH STREET RIGHT-OF-WAY AND ALLEY BTN ORCHARD AVENUE AND WALNUT AVENUE, COLLEGE PLACE AND 11TH STREET

Upon motion by Councilman Holmes, seconded by Councilman Pacheco and carried, the following entitled proposed ordinance was called up for final passage and the title was read: AN ORDINANCE VACATING A RIGHT-OF-WAY AND AN ALLEY IN THE CITY OF GRAND JUNCTION.

There were no comments. Upon motion by Councilman Dunn, seconded by Councilman Holmes and carried by roll call vote, the Ordinance was passed, adopted, numbered 2137, and ordered published.

ORDINANCE NO. 2138 - UTILITY EASEMENT VACATION WITHIN BRIARGATE SUBDIVISION, SW CORNER OF ELM AVENUE AND 28-1/4 ROAD

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

Upon motion by Councilman Holmes, seconded by Councilman Pacheco and carried by roll call vote, the Ordinance was passed, adopted, numbered 2138, and ordered published.

ORDINANCE NO. 2139 - ZONING SIMPSON ANNEXATION RSF-4

Upon motion by Councilwoman Clark, seconded by Councilman Phipps and carried, the following entitled proposed ordinance was called up for final passage and the title 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 ADDING THE ZONING OF CERTAIN LANDS WITHIN THE CITY.

There were no comments. Upon motion by Councilman Pacheco, seconded by Councilwoman Clark and carried by roll call vote, the Ordinance was passed, adopted, numbered 2139, and ordered published.

ORDINANCE NO. 2140 - ZONING SOUTHGATE ANNEXATION PR-15 AND PR-18

Upon motion by Councilman Phipps, seconded by Councilman Pacheco and carried by Councilman HOLMES voting NO, the following entitled proposed ordinance was called up for final passage and the title 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 ADDING THE ZONING OF CERTAIN LANDS WITHIN THE CITY.

There were no comments. Upon motion by Councilman Phipps, seconded by Councilman Pacheco and carried by roll call vote, the Ordinance was passed, adopted, numbered 2140, and ordered published.

ORDINANCE NO. 2141 - ZONING BOISE CASCADE ANNEXATION AND D&RGW ANNEXATION C-1

Upon motion by Councilman Dunn, seconded by Councilwoman Clark and carried, the following entitled proposed ordinance was called up for final passage and the title 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 ADDING THE ZONING OF CERTAIN LANDS WITHIN THE CITY.

There were no comments. Upon motion by Councilman Pacheco, seconded by Councilman Phipps and carried by roll call vote, the Ordinance was passed, adopted, numbered 2141, and ordered published.

RESOLUTION NO. 44-83 GRANTING REVOCABLE PERMIT TO JOHNSON'S HOUSE OF FLOWERS, 1350 NORTH AVENUE, FOR PLANTER IN PUBLIC RIGHT-OF-WAY

The following Resolution was read:

RESOLUTION NO. 44-83

GRANTING A REVOCABLE PERMIT TO JOHNSON'S HOUSE OF FLOWERS.

WHEREAS, Johnson's House of Flowers has petitioned the City Council of the City of Grand Junction, Colorado, for a Revocable Permit to allow encroachment in the right-of-way of a planter to be located in the front of said business at 1350 North Avenue, as indicated on Exhibit A attached hereto, in the City of Grand Junction; and

WHEREAS, such action would not be detrimental to 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 3rd day of August, 1983.

/s/ Gary A. Lucero

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

REVOCABLE PERMIT

WHEREAS, Johnson's House of Flowers has petitioned the City Council of the City of Grand Junction, Colorado, for a Revocable Permit to permit the encroachment in the right-of-way for a planter to be located in the front of said business at 1350 North Avenue, as indicated on Exhibit A attached hereto, in the City of Grand Junction; and

WHEREAS, the City Council is of the opinion that such action would not be detrimental to 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 Johnson's House of Flowers a Revocable Permit to allow encroachment in the right-of-way for a planter in front of said business at 1350 North Avenue as indicated on Exhibit A, 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 4th day of August, 1983.

James E. Wysocki, City Manager

Attest:

City Clerk

EXHIBIT A

South of Lots 21, 21 and 22, EXPOSITION ARCADE SUBDIVISION.

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

ACCEPTANCE OF 1982 AUDIT BY FOX & COMPANY

Upon motion by Councilman Holmes, seconded by Councilwoman Clark and carried, the 1982 Audit by Fox & Company was accepted.

FOX & COMPANY ENGAGED FOR 1983 AUDIT

Upon motion by Councilman Holmes, seconded by Councilwoman Clark and carried, the President of the Council was authorized to sign the engagement letter with Fox & Company to perform the 1983 Audit.

WASTEWATER TREATMENT PLANT - ONE POINT THREE MILLION DOLLAR GRANT AWARDED TO CITY

The City Manager reported that on or about August 5, 1983, the City will receive a grant in the amount of \$1.3 million for funding on the Wastewater Treatment Plant. This puts the project back to 75% funding by the Federal Government.

SCOUT TROOP 362

Scout Master Jim Miller introduced Boy Scout Troop No. 362 from Orchard Mesa. The Troop attended the meeting in its effort to attain the Citizenship in the Community Merit Badge. Councilman Holmes expressed appreciation to the Troops for their attendance and stated that the community looks forward to their leadership in the future. Councilman Pacheco endorsed the statements of Councilman Holmes. Councilwoman Clark, who is the President of the Chipeta Girl Scout Council, noted that when she was growing up she got her Active Citizenship Award, and she now sits on the other side from the audience, and she suspected there were future Council members in attendance at this meeting.

AIRPORT BOARD

Councilman Dunn reported that the runway was closed down most of the day due to the rain Tuesday night. The runway will be closed down during the weekend for completion of the work on the runway,

weather permitting. This will be the last shut down. Airport Board meeting Thursday morning at eight o'clock.

ACCEPTANCE OF JANE QUIMBY'S LETTER OF RESIGNATION FROM PLANNING COMMISSION

The Mayor accepted the letter of resignation by Jane Quimby from the Planning Commission. He requested the news media to get the word out that letters of interest in appointment to the Board will be entertained.

GROUND BREAKING FOR ST. MARY'S MEDICAL CENTER

The Mayor attended the ground-breaking ceremonies for St. Mary's Medical Center.

CITIZEN TASK FORCE COMMITTEES VEHICLE MAINTENANCE AND EQUIPMENT SCHEDULING - ANIMAL CONTROL

The Mayor reported on a meeting with the (County) Commissioners on the 16th. They are thinking of establishing two citizen task forces; one for vehicle maintenance and equipment scheduling, and the other for animal control. He will need a total of six names from within the City for appointment to these committees. He hopes to make the appointments at the meeting on the 16th.

TASK FORCE

The Mayor stated that he has been approached by several business people requesting that a task force be set up with members from various groups to address the problems of the local economy and the local businessman. Councilman Pacheco said that in light of

the recent problems that have been surfacing--the complaint of the motel owners, for example; the retailers downtown, the restaurant people downtown, the problems at Two Rivers Plaza--that a task force to look into ways that the City, for example, can act as a catalyst or maybe act as a clearing house, or whatever is necessary, to prevent these kinds of problems, or when they do result, try to resolve them or at least bring recommendations to the Council, would be very important. He also thought that what was needed at this time considering the continuing economic problem and probably in light of the recent increase in interest rates that we need to if we can, utilize the resources from the community, bring people together who have enough vision that they can start to produce some types of recommendations that we can use and that other public entities can use, but most importantly, that private business can use. If there were some clear-cut goals and direction for such a task force, it is very much needed in the community at this time. There was a consensus of Council that such a task force was needed.

ADJOURNMENT

It was moved by Councilwoman Clark, seconded by Councilman Pacheco and carried, that the meeting be adjourned.

Neva B. Lockhart, CMC

City Clerk