

Grand Junction, Colorado

September 18, 1985

The City Council of the City of Grand Junction, Colorado, convened in regular session the 18th day of September, 1985, at 7:30 p.m. in the City-County Auditorium at City Hall. Those present were Council members John Bennett, James Leland, Gary Lucero, Steve Love, Tim Mannion, Mike Pacheco, and President of the Council Ray Phipps. Also present were City Manager Mark Achen, City Attorney Gerald Ashby, and City Clerk Neva Lockhart.

Council President Phipps called the meeting to order and Councilman Mannion led in the Pledge of Allegiance.

INVOCATION

Don McGuire, World Ministry Fellowship.

MINUTES

Upon motion of Councilman Leland, seconded by Councilman Pacheco and carried, the minutes of the September 4, 1985, meeting were approved.

APPOINTMENTS TO PARKS AND RECREATION BOARD

Upon motion of Councilman Pacheco, seconded by Councilman Bennett and carried, Patricia Hauer was appointed to a three-year term on the Parks and Recreation Board, and Carol Kopekin was appointed to a one-year term on said Board.

HEARING - FAIRWAY PARK ANNEXATION #4, E OF 12TH STREET, N OF CLUB DRIVE, RESOLUTION NO. 58-85 - PROPOSED ORDINANCE

A hearing was held after proper notice on Fairway Park Annexation #4 in the area east of 12th Street and north of Club Drive. There were no opponents, letters or counterpetitions. The following Resolution No. 58-85 making findings was presented and read:

RESOLUTION NO. 58-85

WHEREAS, on the 7th day of August, 1985, 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:

Lots 1 through 7, Block 1, Lots 1 through 5, Block 2, and Lots 1 through 4, Block 6, all in Fairway Park Subdivision and Lot 3, Duncan Minor Subdivision, together with all adjacent street right of way,

and

WHEREAS, a hearing on the petition was duly held after proper notice on the 18th day of September 1985; 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; that no land held in single ownership has been divided by the proposed annexation; that no land held in identical ownership comprising more than twenty acres, which together with the building and improvements thereon, has an assessed value in excess of two hundred thousand dollars is included without the landowner's consent, and that no election is required under the Municipal Annexation Act of 1965.

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 18th day of September, 1985.

/s/ Raymond G. Phipps

President of the Council

Attest:

;sigl;

/s/ Neva B. Lockhart, CMC

Upon motion of Councilman Love, seconded by Councilman Lucero 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 of Councilman Pacheco, seconded by Councilman Bennett and carried, the proposed ordinance was passed for publication.

HEARING - APPLICATION BY GRAND JUNCTION ELK'S LODGE #575 FOR MALT, VINOUS AND SPIRITUOUS LIQUOR SPECIAL EVENTS PERMIT NOVEMBER 2, 1985, TWO RIVERS PLAZA - ELKS BANQUET - SECOND PERMIT - APPROVED

A hearing was held after proper notice on the application by Grand Junction Elk's Lodge #575 for a malt, vinous and spirituous liquor special events permit on November 2, 1985, from 10:00 a.m. to 12:00 midnight, at Two Rivers Plaza, for the Elks Banquet. Miland Dunivent was present to speak for the permit. There were no

opponents, letters or counterpetitions. Upon motion of Councilman Love, seconded by Councilman Pacheco and carried, the application was approved.

HEARING - APPLICATION BY LATIN ANGLO ALLIANCE FOR A MALT, VINOUS AND SPIRITUOUS LIQUOR SPECIAL EVENTS PERMIT OCTOBER 5, 1985, TWO RIVERS PLAZA - DANCE - SECOND PERMIT - APPROVED

A hearing was held after proper notice on the application by Latin Anglo Alliance for a malt, vinous and spirituous liquor special events permit on October 5, 1985, from 8:00 p.m. to 2:00 a.m., at Two Rivers Plaza for the 29th Annual Fiesta dance. Maria Loyd, vice-president of the Association, was present to speak for the permit. There were no opponents, letters or counterpetitions. Upon motion of Councilman Pacheco, seconded by Councilman Love and carried, the application was approved.

CONTRACT FOR ONE-TON TRUCK WITH A TWO-YARD CAPACITY DUMP BODY FOR USE AT PERSIGO WASTEWATER PLANT - WESTERN SLOPE FORD - \$12,934.32

Upon motion of Councilman Love, seconded by Councilman Mannion and carried, the contract for a one-ton truck with a two-yard capacity dump body for use at Persigo Wastewater Plant was awarded to Western Slope Ford in the amount of \$12,934.32, and the City Manager was authorized to sign said Contract.

CONTRACT FOR MICRO-COMPUTER FOR USE AT POLICE DEPARTMENT - AT&T - \$43,566.74

Upon motion of Councilman Bennett, seconded by Councilman Pacheco and carried, the contract for a Micro-Computer for use at the Police Department was awarded AT&T in the amount of \$43,566.74.

HEARING - PROPOSED ISSUANCE OF INDUSTRIAL REVENUE REFUNDING BONDS FOR INDEPENDENCE PLAZA PROJECT - ORDINANCE NO. 2242

A hearing was held after proper notice on the proposed issuance of Industrial Revenue Refunding Bonds for Independence Plaza Project. There were no opponents, letters or counterpetitions.

Upon motion of Councilman Love, seconded by Councilman Pacheco and carried, the following proposed ordinance was called up for final passage and the title read: AN ORDINANCE AUTHORIZING THE ISSUANCE OF AN INDUSTRIAL DEVELOPMENT REFUNDING BOND (INDEPENDENCE PLAZA LTD. PROJECT), SERIES 1985, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$2,000,000 TO FINANCE THE REFUNDING OF \$2,000,000 CITY OF GRAND JUNCTION, COLORADO, INDUSTRIAL DEVELOPMENT REVENUE BOND (INDEPENDENCE PLAZA LTD. PROJECT), SERIES 1981; AND APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF THE REFUNDING BOND AND THE LOAN AGREEMENT RELATING THERETO; APPROVING THE ISSUANCE AND SALE OF THE REFUNDING BOND; MAKING CERTAIN DETERMINATIONS WITH RESPECT THERETO; PROVIDING FOR THE MAXIMUM PRINCIPAL AMOUNT, MAXIMUM MATURITY OF, AND MAXIMUM NET EFFECTIVE INTEREST RATE ON THE REFUNDING BOND AND AUTHORIZING CERTAIN TERMS OF THE REFUNDING BOND

TO BE DETERMINED BY SUBSEQUENT RESOLUTION; REPEALING INCONSISTENT ACTIONS AND ORDERING A PUBLIC HEARING.

There were no comments. Upon motion of Councilman Love, seconded by Councilman Mannion and carried by roll call vote, the Ordinance was passed and adopted as amended, numbered 2242, and ordered published.

PROPOSED ORDINANCE PROVIDING AN AMNESTY FOR DEFICIENT SALES AND USE TAXPAYERS

The following entitled proposed ordinance was read: AN ORDINANCE PROVIDING AN AMNESTY FOR DEFICIENT SALES AND USE TAXPAYERS. Upon motion of Councilman Pacheco, seconded by Councilman Leland and carried, the proposed ordinance was passed for publication.

CONTRACT TIME EXTENSION OF UNITED COMPANIES CONTRACT FOR IMPROVEMENT OF PATTERSON ROAD FROM 7TH STREET TO 12TH STREET

Upon motion of Councilman Pacheco, seconded by Councilman Lucero and carried with Councilman LOVE and BENNETT voting NO, the extension of United Companies Contract for improvement of Patterson Road from 7th Street to 12th Street was approved upon satisfactory agreement between United Companies and City Staff.

Councilman Pacheco further clarified that if United Paving and City Staff do not agree as to where the fault lies in delays, the City Manager has the authority to charge the penalties. If the parties do agree, the City Manager has the authority to waive all penalties.

ADJOURNMENT

The President adjourned the meeting.

/s/ Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk