

Grand Junction, Colorado

March 5, 1986

The City Council of the City of Grand Junction, Colorado, convened in regular session the 5th day of March, 1986, at 7:30 p.m. in the City-County Auditorium at City Hall. Those present were John Bennett, James Leland, Gary Lucero, Timothy Mannion, Reford Theobold, and President of the Council Ray Phipps. Councilman Steve Love was absent. 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

Reverend Tim Wyatt, First Assembly of God Church.

MINUTES

Upon motion of Councilman Bennett, seconded by Councilman Theobold and carried, the minutes of the regular meeting February 19, 1986, were approved as submitted.

PROCLAMATION DECLARING MARCH 16-22, 1986, "CONGREGATE AND HOME-DELIVERED MEALS WEEK"

HEARING - ORDINANCE NO. 2276 - ADOPTING BY REFERENCE THE 1985 EDITION OF THE UNIFORM BUILDING CODE

A hearing was held after proper notice to adopt by reference the 1985 edition of the Uniform Building Code. There were no opponents, letters or counterpetitions. Proofs of Publication had been received and filed on the ordinance proposed for final passage. Copies of the ordinance proposed for final passage had been submitted in writing to the City Council.

Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried, the proposed ordinance was called up for final passage and read by title only: AN ORDINANCE ADOPTING THE 1985 EDITION OF THE UNIFORM BUILDING CODE, WITH CERTAIN AMENDMENTS, THE 1985 UNIFORM BUILDING CODE STANDARDS REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA AND MAINTENANCE OF ALL BUILDINGS OR STRUCTURES IN THE CITY OF GRAND JUNCTION; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF AND REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

There were no comments. Upon motion of Councilman Mannion, seconded by Councilman Lucero and carried by roll call vote, the Ordinance was passed, adopted, numbered 2276, and ordered

published.

HEARING - ORDINANCE NO. 2277 - ADOPTING BY REFERENCE THE 1985 EDITION OF THE UNIFORM FIRE CODE

A hearing was held after proper notice to adopt by reference the 1985 Edition of the Uniform Fire Code. There were no opponents, letters or counterpetitions. Proofs of Publication had been received and field on the ordinance proposed for final passage. Copies of the ordinance proposed for final passage had been submitted in writing to the City Council prior to the meeting. Upon motion of Councilman Mannion, seconded by Councilman Bennett and carried, the proposed ordinance was called up for final passage and read by title only: AN ORDINANCE ADOPTING THE UNIFORM FIRE CODE AND UNIFORM FIRE CODE STANDARDS PRESCRIBING REGULATIONS GOVERNING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR EXPLOSION; PROVIDING FOR THE ISSUANCE OF PERMITS FOR HAZARDOUS USES OR OPERATIONS; ESTABLISHING A BUREAU OF FIRE PREVENTION AND PROVIDING OFFICERS THEREFOR AND DEFINING THEIR POWERS AND DUTIES, AND ESTABLISHING FEES FOR FALSE ALARMS AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

There were no comments. Upon motion of Councilman Theobold, seconded by Councilman Mannion and carried by roll call vote, the Ordinance was passed, adopted, numbered 2277, and ordered published.

HEARING - ORDINANCE NO. 2278 - ADOPTING BY REFERENCE THE 1984 EDITION OF THE NATIONAL ELECTRICAL CODE

A hearing was held after proper notice to adopt by reference the 1984 Edition of the National Electrical Code. There were no opponents, letters or counterpetitions. Proofs of Publication had been received and field on the ordinance proposed for final passage. Copies of the ordinance proposed for final passage had been submitted in writing to the City Council prior to the meeting. Upon motion of Councilman Mannion, seconded by Councilman Bennett and carried, the proposed ordinance was called up for final passage and read by title only: AN ORDINANCE PROVIDING FOR THE PRACTICAL SAFEGUARDING OF PERSONS AND PROPERTY FROM HAZARDS ARISING FROM THE USE OF ELECTRICITY IN THE CITY OF GRAND JUNCTION, COLORADO, ADOPTING BY REFERENCE THERETO THE NATIONAL ELECTRIC CODE, 1984 EDITION, PROMULGATED BY THE NATIONAL FIRE PROTECTION ASSOCIATION, TOGETHER WITH THE FEE SCHEDULE ADOPTED BY THE STATE OF COLORADO, PURSUANT TO 12-23-117, COLORADO REVISED STATUTES, PROVIDING PENALTIES FOR VIOLATION OF THE CODE AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.

There were no comments. Upon motion of Councilman Mannion, seconded by Councilman Lucero and carried by roll call vote, the Ordinance was passed, adopted, numbered 2278, and ordered published.

HEARING - ORDINANCE NO. 2279 - ADOPTING BY REFERENCE THE 1985

EDITION OF THE UNIFORM PLUMBING CODE

A hearing was held after proper notice to adopt by reference the 1985 Edition of the Uniform Plumbing Code. There were no opponents, letters or counterpetitions. Proofs of Publication had been received and field on the ordinance proposed for final passage. Copies of the ordinance proposed for final passage had been submitted in writing to the City Council prior to the meeting. Upon motion of Councilman Mannion, seconded by Councilman Bennett and carried, the proposed ordinance was called up for final passage and read by title only: AN ORDINANCE RELATING TO THE REGULATION OF PLUMBING, DRAIN, WASTE AND VENT, WATER PIPING AND INSTALLATION OF HOT WATER HEATERS AND OTHER PLUMBING APPLIANCES WITHIN THE CITY OF GRAND JUNCTION, COLORADO; ADOPTING BY REFERENCE THERETO THE UNIFORM PLUMBING CODE OF THE INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS, 1985 EDITION, TOGETHER WITH THE APPENDIX THERETO WITH CERTAIN AMENDMENTS THERETO; PROVIDING PENALTIES FOR THE VIOLATION THEREOF, AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.

There were no comments. Upon motion of Councilman Theobold, seconded by Councilman Mannion and carried by roll call vote, the Ordinance was passed, adopted, numbered 2279, and ordered published.

HEARING - ORDINANCE NO. 2280 - ADOPTING BY REFERENCE THE 1985 EDITION OF THE UNIFORM MECHANICAL CODE

A hearing was held after proper notice to adopt by reference the 1985 Edition of the Uniform Mechanical Code. There were no opponents, letters or counterpetitions. Proofs of Publication had been received and field on the ordinance proposed for final passage. Copies of the ordinance proposed for final passage had been submitted in writing to the City Council prior to the meeting. Upon motion of Councilman Mannion, seconded by Councilman Bennett and carried, the proposed ordinance was called up for final passage and read by title only: AN ORDINANCE PROVIDING MINIMUM STANDARDS TO SAFEGUARD LIFE AND LIMB, HEALTH, PROPERTY AND PUBLIC WELFARE BY REGULATING AND CONTROLLING THE DESIGN, CONSTRUCTION, INSTALLATION, QUALITY OF MATERIALS, LOCATION, OPERATION AND MAINTENANCE OF HEATING, VENTILATING, COOLING, REFRIGERATION SYSTEMS, INCINERATORS AND OTHER MISCELLANEOUS HEAT-PRODUCING APPLIANCES WITHIN THE CITY OF GRAND JUNCTION, COLORADO; ADOPTING BY REFERENCE THERETO THE UNIFORM MECHANICAL CODE OF THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS AND THE INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS, 1985 EDITION, TOGETHER WITH APPENDIX THERETO, WITH CERTAIN AMENDMENTS THERETO; PROVIDING PENALTIES FOR THE VIOLATION THEREOF, AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.

There were no comments. Upon motion of Councilman Mannion, seconded by Councilman Lucero and carried by roll call vote, the Ordinance was passed, adopted, numbered 2280, and ordered

published.

HEARING - ORDINANCE NO. 2281 - ADOPTING BY REFERENCE THE 1985 EDITION OF THE UNIFORM SWIMMING POOL AND SWIMMING POOL SPA AND HOT TUB CODE

A hearing was held after proper notice to adopt by reference the 1985 Edition of the Uniform Swimming Pool and Swimming Pool Spa and Hot Tub Code. There were no opponents, letters or counterpetitions. Proofs of Publication had been received and field on the ordinance proposed for final passage. Copies of the ordinance proposed for final passage had been submitted in writing to the City Council prior to the meeting. Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried, the proposed ordinance was called up for final passage and read by title only: AN ORDINANCE ADOPTING BY REFERENCE THERETO THE UNIFORM SWIMMING POOL, SPA AND HOT CODE OF THE INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS, PROVIDING PENALTIES FOR VIOLATION OF THE CODE AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.

There were no comments. Upon motion of Councilman Theobold, seconded by Councilman Mannion and carried by roll call vote, the Ordinance was passed, adopted, numbered 2281, and ordered published.

HEARING - APPLICATION BY CHAMBER OF COMMERCE OF GRAND JUNCTION, FOR A MALT, VINOUS & SPIRITUOUS LIQUOR SPECIAL EVENTS PERMIT MARCH 22, 1986, TWO RIVERS PLAZA, ANNUAL BANQUET - 1ST PERMIT - APPROVED

A hearing was held after proper notice on the application by the Chamber of Commerce of Grand Junction, Colorado, for a malt, vinous and spirituous liquor special events permit on March 22, 1986, from 6:00 p.m. to 12:00 midnight at Two Rivers Place, 159 Main Street, for the annual banquet. Dave Mower, representing the Chamber of Commerce, was present for the hearing. There were no opponents, letters or counterpetitions. Upon motion of Councilman Mannion, seconded by Councilman Leland and carried, the application was approved.

HEARING - APPLICATION BY B.P.O. ELKS LODGE #575 FOR A MALT, VINOUS & SPIRITUOUS LIQUOR SPECIAL EVENTS PERMIT APRIL 4, 1986, TWO RIVERS PLAZA, SPONSORING RETIREMENT DINNER, 1ST PERMIT - APPROVED

A hearing was held after proper notice on the application by B.P.O. Elks Lodge #575 for a malt, vinous and spirituous liquor special events permit on April 4, 1986, from 5:00 p.m. to 1:00 a.m. at Two Rivers Plaza, 159 Main Street. Elks Lodge is sponsoring a retirement dinner. Rich Keefer was present for the hearing. There were no opponents, letters or counterpetitions. Upon motion of Councilman Theobold, seconded by Councilman Leland and carried, the application was approved.

BIDS - AWARD OF CONTRACT - SIX (6) POLICE SEDANS - WESTERN SLOPE

FORD - \$71,986.50

One bid was received and opened February 25, 1986, for the purchase of six (6) 1986 marked police sedans. The bidder was Western Slope Ford in the amount of \$11,997.75 per vehicle for a total bid of \$71,986.50. Upon motion of Councilman Leland, seconded by Councilman Mannion and carried, the bid was accepted, and the contract for the purchase of six (6) 1986 marked police sedans was awarded to Western Slope Ford in the amount of \$71,986.50.

PROPOSED ORDINANCE CONCERNING TRASH COLLECTION OF MULTI-FAMILY RESIDENTIAL UNITS

The following entitled proposed ordinance was read: CONCERNING TRASH AND GARBAGE COLLECTION AND MULTI-FAMILY RESIDENTIAL UNITS. Upon motion of Councilman Mannion, seconded by Councilman Theobold and carried, the proposed ordinance was passed for publication.

PROPOSED ORDINANCE PROHIBITING STOPPING, STANDING OR PARKING OF A MOTOR VEHICLE ON A SIDEWALK OR IN A SIDEWALK AREA IN A RESIDENTIAL ZONE IN THE CITY OF GRAND JUNCTION

The following entitled proposed ordinance was read: PROHIBITING STOPPING, STANDING OR PARKING OF A MOTOR VEHICLE ON A SIDEWALK OR IN A SIDEWALK AREA IN A RESIDENTIAL ZONE IN THE CITY OF GRAND JUNCTION. Upon motion of Councilman Theobold, seconded by Councilman Mannion and carried, the proposed ordinance was passed for publication.

ORDINANCES ON FINAL PASSAGE - PROOFS OF PUBLICATION

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

ORDINANCE NO. 2269 - REPEALING ORDINANCE NO. 2133 OF THE CITY OF GRAND JUNCTION CONCERNING WAGE DETERMINATION IN THE CITY

Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried, the following proposed ordinance was called up for final passage and read by title only: AN ORDINANCE REPEALING ORDINANCE NO. 2133 OF THE CITY OF GRAND JUNCTION CONCERNING WAGE DETERMINATION IN THE CITY.

There were no comments. Upon motion of Councilman Lucero, seconded by Councilman Leland and carried by roll call vote with Councilman MANNION voting NO, the Ordinance was passed, adopted, numbered 2269, and ordered published.

ORDINANCE NO. 2270 - PARADISE HILLS ANNEXATION #1, NW CORNER OF H ROAD AND 27 ROAD

Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried, the following proposed ordinance was called up for final passage and read by title only: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION, COLORADO.

There were no comments. Upon motion of Councilman theobold, seconded by Councilman Mannion and carried by roll call vote with Councilman LUCERO voting NO, the Ordinance was passed, adopted, numbered 2270, and ordered published.

ORDINANCE NO. 2271 - ZONING SUNSET TERRACE REPLAT ANNEXATION RSF-4 NW CORNER OF 261/2 ROAD AND G ROAD

Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried, 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 ADDING THE ZONING OF CERTAIN LANDS WITHIN THE CITY.

There were no comments. Upon motion of Councilman Theobold, seconded by Councilman Lucero and carried by roll call vote, the Ordinance was passed, adopted, numbered 2271, and ordered published.

ORDINANCE NO. 2272 - REZONE NEIGHBORS RV PARK FROM PREC TO PRVR, NW CORNER OF 24 ROAD AND G ROAD

Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried, 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 of Councilman Mannion, seconded by Councilman Lucero and carried by roll call vote, the Ordinance was passed, adopted, numbered 2272, and ordered published.

ORDINANCE NO. 2273 - CHANGING THE VOTE REQUIRED OF THE CITY COUNCIL TO OVERTURN A PLANNING COMMISSION DECISION APPROVING A CHANGE OF ZONING

Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried, the following proposed ordinance was called up for final passage and read by title only: AN ORDINANCE CHANGING THE VOTE REQUIRED OF THE CITY COUNCIL TO OVERTURN A PLANNING COMMISSION DECISION APPROVING A CHANGE OF ZONING.

There were no comments. Upon motion of Councilman Theobold, seconded by Councilman Mannion and carried by roll call vote with Councilmembers LUCERO and BENNETT voting NO, the Ordinance was passed, adopted, numbered 2273, and ordered published.

ORDINANCE NO. 2274 - CONCERNING HOLIDAYS AS DEFINED IN THE MODEL TRAFFIC CODE FOR COLORADO MUNICIPALITIES

Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried, the following proposed ordinance was called up for final passage and read by title only: AN ORDINANCE CONCERNING HOLIDAYS AS DEFINED IN THE MODEL TRAFFIC CODE FOR COLORADO MUNICIPALITIES.

There were no comments. Upon motion of Councilman Mannion, seconded by Councilman Lucero and carried by roll call vote, the Ordinance was passed, adopted, numbered 2274, and ordered published.

ORDINANCE NO. 2275 - SETTING THE SALARY OF THE CITY MANAGER

Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried, the following proposed ordinance was called up for final passage and read by title only: ESTABLISHING THE SALARY OF THE CITY MANAGER.

There were no comments. Upon motion of Councilman Theobold, seconded by Councilman Lucero and carried by roll call vote, the Ordinance was passed, adopted, numbered 2275, and ordered published.

RESOLUTION NO. 16-86 - SUPPORTING STATE FUNDING OF COLORADO'S REQUIRED MATCH FOR URANIUM MILL TAILINGS REMEDIAL ACTION PROJECT

The following Resolution was read:

RESOLUTION NO. 16-86

A RESOLUTION SUPPORTING STATE FUNDING OF THE REQUIRED MATCH RELATED TO COLORADO'S PORTION OF THE URANIUM MILL TAILINGS REMEDIAL ACTION PROJECT (UMTRAP).

WHEREAS, the City Council of the City of Grand Junction, Colorado, recognizes the importance of the UMTRAP to the health, safety and welfare of the citizens of Mesa County.

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

1. The City Council endorses strongly the UMTRAP for Mesa County and urges the Colorado Legislature to provide the required 10% funding match.
2. The City Council also urges the federal government to continue to support funding for the UMTRAP nationally.

PASSED and ADOPTED this 5th day of March, 1986.

/s/ Raymond G. Phipps

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion of Councilman Theobald, seconded by Councilman Bennett and carried by roll call vote with Councilman PHIPPS voting NO, the Resolution was passed and adopted as read.

IMPACT ASSISTANCE CONTRACT FOR DDA ARCADE PROJECT, 531 MAIN STREET

Upon motion of Councilman Bennett, seconded by Councilman Leland and carried, the Impact Assistance Contract for the DDA Arcade Project at 531 Main Street was approved and the President of the Council was authorized to sign said Contract.

ORCHARD AVENUE STOP SIGNS AT 15TH AND 23RD STREETS

There was further discussion regarding the removal of the Stop Signs on Orchard Avenue at 15th Street and 23rd Street. Those speaking were:

Leola Springer, 1725 Orchard Avenue.

Joy Thyer, 1541 Pinyon Avenue, President of PTO at the Orchard Avenue School, expressed concerned that one night the notice was published in the newspaper that the City was to remove the signs on Orchard Avenue at 15th Street and 23rd Street and that the next morning the signs were taken down. She asked if there were a possibility of the signs being put back up until the Patterson Road improvements have been completed.

William Reeves, Jr., 1616 Orchard Avenue.

It was moved by Councilman Bennett and seconded by Councilman Mannion that the Stop Signs be replaced on Orchard Avenue until the repairs to Patterson Road have been completed and a traffic-flow study of Orchard Avenue from 7th Street to 281/4 Road be done before the Stop Signs come down again.

Margaret Reeves, 1616 Orchard Avenue, stated that a couple of years ago Council turned down a request at a church at 16th and Orchard for a preschool because there was too much traffic on Orchard Avenue for the people to enter and exit when they dropped off their children. She said that she does not believe there is any difference between the amount of traffic now and two years ago.

Roll was called upon the motion with the following result:

Councilmembers voting AYE: LUCERO, MANNION, BENNETT.

Councilmembers voting NO: THEOBOLD, LELAND, PHIPPS.

The President declared the motion lost.

ADJOURNMENT

Upon motion of Councilman Leland, seconded by Councilman Theobold and carried, the meeting was adjourned.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk