

Grand Junction, Colorado

April 2, 1986

The City Council of the City of Grand Junction, Colorado, convened in regular session the 2nd day of April, 1986, at 7:30 p.m. in the City-County Auditorium at City Hall. Those present were John Bennett, James Leland, Steve Love, Gary Lucero, Timothy Mannion, Reford Theobald, 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 Lucero led in the Pledge of Allegiance.

INVOCATION

Reverend Eddie C. Scroggins, Riverside Baptist Church.

MINUTES

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

PROCLAMATION DECLARING SATURDAY, APRIL 5, 1986, "R.T. MANTLO" DAY IN THE CITY OF GRAND JUNCTION

AWARD OF PLAQUE TO RETIRING FIRE CHIEF R.T. MANTLO FOR HIS MORE THAN FORTY YEARS OF SERVICE TO THE CITY OF GRAND JUNCTION

PROCLAMATION DECLARING APRIL 26, 1986, "MISS GRAND JUNCTION DAY"

APPOINTMENTS TO VISITORS & CONVENTION BUREAU ADVISORY COUNCIL

Upon motion of Councilman Love, seconded by Councilman Lucero and carried, the following people were appointed to the Visitors and Convention Bureau Advisory Council:

Three-Year Terms

Frank Miller, Transportation Industry

Bill Meyer, Service Industry

Mike Perry, General Public

Two-Year Term

Kathy Kuykendall, Public

NAMES REQUESTED FOR APPOINTMENT TO THE PLANNING COMMISSION TO COMPLETE THE UNEXPIRED TERM OF MIKE DOOLEY - MAY, 1988

CITIZENS REQUEST NEW WATER LINE ON 23RD ST BTN GRAND AVENUE AND GUNNISON AVENUE

Mr. Richard Williams, 528 N. 23rd Street, reported to Council about the numerous water breaks on 23rd Street between Grand Avenue and Gunnison Avenue. During the last thirty days there has been at least one break a day and on one day there were two. He had been informed last fall they would get a new water line, sewer line, sidewalk and paving this summer. Mr. Williams spoke with the Public Works Director recently and was told that the project was dropped because of the lack of funds. Mr. Williams stated that they could do without the other things proposed for the area but that they need the new water line.

City Manager Achen confirmed there have been twenty water breaks in the area in calendar year 1986. All of a sudden this year it has become a severe problem, and he said that from Staff's perspective something needs to be done. The problem is financial more than priority. He recalled that when the 1986 capital improvement budget was being reviewed, this project was deferred until 1987 in order to do the 7th Street water main south of Pitkin and Ute where there have been some pretty severe breaks and quite a bit of damage to properties resulting in liability problems. The Water Committee will meet on Tuesday, April 8, 1986, to consider this problem along with some other problem areas. The City manager will contact Mr. Williams after that meeting.

HEARING - APPLICATION BY LATIN ANGLO ALLIANCE FOR MALT, VINOUS AND SPIRITUOUS LIQUOR SPECIAL EVENTS PERMIT APRIL 19, 1986, TWO RIVERS PLAZA - 1ST PERMIT - APPROVED

A hearing was held after proper notice on the application by the Latin Anglo Alliance for a malt, vinous and spirituous liquor special events permit for April 19, 1986, from 8:00 p.m. to 1:00 a.m. at Two Rivers Plaza, 159 Main Street, for a dance. Mr. Jose Cruz was present for the hearing representing the Latin Anglo Alliance. There were no opponents, letters or counterpetitions. Upon motion of Councilman Love, seconded by Councilman Leland and carried, the application was approved.

HEARING - APPLICATION BY MESA COLLEGE FOR 3.2% BEER SPECIAL EVENTS PERMIT, APRIL 12, 1986, MESA COLLEGE CAMPUS, SAUNDERS PRACTICE FIELD, FOR ACTIVITIES COUNCIL OUTDOOR CARNIVAL - 1ST PERMIT - APPROVED

A hearing was held after proper notice on the application by Mesa College for a 3.2% beer special events permit April 12, 1986, from 2:00 p.m. to 9:00 p.m. on the Mesa College Campus, Saunders Practice Field, for the Mesa College Activities Council outdoor carnival. Shelly Ebeler was present for the hearing. There were no opponents, letters or counterpetitions. Upon motion of Councilman Love, seconded by Councilman Leland and carried, the application was approved.

PROPOSED ORDINANCE CONCERNING RIDING SKATEBOARDS ON CITY SIDEWALKS

The following entitled proposed ordinance was read: CONCERNING RIDING SKATEBOARDS ON CITY SIDEWALKS. Upon motion of Councilman Love, seconded by Councilman Theobald 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. 2284 - AMENDING CHAPTER 7, CODE OF ORDINANCES, CONTRACTORS LICENSING

Upon motion of Councilman Love, seconded by Councilman Bennett and carried, the following proposed ordinance was called up for final passage and read by title only: CONCERNING THE DEFINITION OF "CONTRACTOR" IN THE CITY.

There were no comments. Upon motion of Councilman Love, seconded by Councilman Leland and carried by roll call vote, the Ordinance was passed, adopted, numbered 2284, and ordered published.

ORDINANCE NO. 2285 - AMENDING CHAPTER 14, CODE OF ORDINANCES, MAKING TRASH BILLS LIENS AGAINST PROPERTIES

Upon motion of Councilman Love, seconded by Councilman Bennett and carried, the following proposed ordinance was called up for final passage and read by title only: AN ORDINANCE MAKING DELINQUENT GARBAGE AND TRASH COLLECTION CHARGES LIENS AGAINST PROPERTY.

There were no comments. Upon motion of Councilman Mannion, seconded by Councilman Love and carried by roll call vote, the Ordinance was passed, adopted, numbered 2285, and ordered published.

PETITION - RESOLUTION NO. 29-86 - PROPOSED ORDINANCE - HILTON ADDITION ANNEXATION, A PART OF BOOKCLIFF COUNTRY CLUB GOLF COURSE

The petition for Hilton Addition Annexation, a part of Bookcliff Country Club Golf Course, was accepted for filing. The following Resolution was read:

RESOLUTION NO. 29-86

WHEREAS, on the 2nd day of April, 1986, 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:

A parcel of land situate in the Northeast Quarter of the Southwest

Quarter of Section 36, Township 1 North, Range 1 West of the Ute Principal Meridian, being more particularly described as follows: Commencing at the Mesa County Survey Monument for the Northeast Corner of said Northeast Quarter of the Southwest Quarter of said Section 36; thence South 00 deg. 13 min. 42 sec. East (basis of bearing) 97.45 feet along the East line of said Northeast Quarter of the Southwest Quarter to the POINT OF BEGINNING of the Parcel herein described; thence South 00 deg. 13 min. 42 sec. East 560.97 feet along said East line; thence North 84 deg. 34 min. 01 sec. West 105.42 feet, thence North 18 deg. 04 min. 46 sec. East 186.27 feet, thence North 12 deg. 16 min. 25 sec. East 164.43 feet, thence North 02 deg. 40 min. 17 sec. East 213.47 feet to the POINT OF BEGINNING;

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 owners of one hundred percent of the property have 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 2nd day of April, 1986.

/s/ Raymond G. Phipps

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

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

RESOLUTION NO. 30-86 - AUTHORIZING THE CITY TO JOIN WITH OTHER LOCAL GOVERNMENT ENTITIES AS A PARTICIPANT IN THE COLORADO LOCAL GOVERNMENT LIQUID ASSET TRUST (COLOTRUST) IN ORDER TO POOL FUNDS FOR INVESTMENT

The following Resolution was read:

RESOLUTION NO. 30-86

A RESOLUTION AUTHORIZING THE CITY OF GRAND JUNCTION TO JOIN WITH OTHER LOCAL GOVERNMENT ENTITIES AS A PARTICIPANT IN THE COLORADO LOCAL GOVERNMENT LIQUID ASSET TRUST (COLOTRUST) IN ORDER TO POOL FUNDS FOR INVESTMENT.

WHEREAS, pursuant to Part 7 of Article 75 of Title 24 of the Colorado Revised Statutes, it is lawful for any county, city and county, city, town, school district or special district (a Local Government Entity) to pool any moneys in its treasury, which are not immediately required to be disbursed, with the same such moneys in the treasury of any other Local Government Entity in order to take advantage of short-term investments and maximum net interest earnings; and

WHEREAS, COLOTRUST is a common law trust formed under the laws of the State of Colorado in accordance with the provisions of Part 6 and Part 7 of Article 75 of Title 24 and Articles 10.5 and 47 of Title 11 of the Colorado Revised Statutes regarding the investing, pooling for investment and protection of public funds; and

WHEREAS, the City of Grand Junction desires to participate in COLOTRUST;

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

1. The City of Grand Junction, hereby approves and adopts, and thereby joins as a Participant with other Local Government Entities pursuant to Part 7 of Article 75 of Title 24 of the Colorado Revised Statutes, that certain Indenture of Trust entitled to Colorado Local Government Liquid Asset Trust (COLOTRUST) dated as of January 1, 1985, as amended from time to time, the terms of which are incorporated herein by this reference and a copy of which shall be filed with the minutes of the meeting at which this Resolution was adopted; and

2. The Finance Director of the City of Grand Junction, Stephen L. Anderson, or his successor in function, who is empowered to invest the funds in the City of Grand Junction's treasury, is hereby designated the "Treasurer" as that term is defined in the Indenture of Trust, and as such is hereby designated our official representative to COLOTRUST and shall serve as a member of the Board of Supervisors of COLOTRUST and is hereby authorized and directed to execute the Indenture of Trust and such other

documents as are required; and

3. The "Treasurer" designated in Section 2 above is hereby authorized to invest, from time to time, the moneys in the City of Grand Junction's treasury which are not immediately required to be disbursed in COLOTRUST by purchasing shares in COLOTRUST from time to time with available funds, and to redeem some or all of those shares, from time to time, as funds are needed for other purposes.

4. The Secretary of COLOTRUST, Russell H. Pierson, or his successor in function, is hereby designated as the official custodian of such funds as are deposited in COLOTRUST by the City of Grand Junction during such time or times as funds may be on deposit with COLOTRUST.

PASSED and ADOPTED this 2nd day of April, 1986.

CITY OF GRAND JUNCTION, COLORADO

/s/ Raymond G. Phipps

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion of Councilman Theobald, seconded by Councilman Mannion and carried by roll call vote, the Resolution was passed and adopted as read.

MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF GRAND JUNCTION AND THE GRAND JUNCTION RURAL FIRE PROTECTION DISTRICT

Upon motion of Councilman Love, seconded by Councilman Leland and carried, the Memorandum of Agreement between the City of Grand Junction, Colorado, and the Grand Junction Rural Fire Protection District was approved and the City Manager was authorized to sign said Agreement.

LINCOLN PARK POOL - CHANGE ORDER NO. 1 TO PROVIDE FILTER TANK LINING, \$14,300 - CHANGE ORDER NO. 2 - EARTHWORK RELATED ITEMS, \$37,889 - ROCHE CONSTRUCTORS - NEW CONTRACT SUM INCLUDING CHANGE ORDERS \$1,335,889

Upon motion of Councilman Leland, seconded by Councilman Bennett and carried, Change Order No. 1 to provide filter tank lining at \$14,300 and Change Order No. 2 for various earthwork related items in the amount of \$37,889 to the contract with Roche Constructors, Lincoln Park Pool, were approved and the City Manager was authorized to sign said Change Orders.

UMTRAP MEETING

Councilman Theobald reported on the meeting this morning with the UMTRAP Committee. They have issued the draft environmental impact statement. Their preference is Cheney Reservoir.

MUNICIPAL LEAGUE CONVENTION

Councilman Love announced the Municipal League Convention in Colorado Springs June 17-20.

PLANNING & GROWTH COMMITTEE MEETING

Councilman Love announced that there will be a Planning & Growth Committee meeting Tuesday, April 8, at 7:00 p.m. at Two Rivers Plaza.

ADJOURNMENT

The President adjourned the meeting.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk