

Grand Junction, Colorado

May 7, 1986

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

INVOCATION

Reverend Eldon Coffey, Orchard Mesa Community Church.

MINUTES

The minutes of the regular meeting April 16, 1986, were corrected to reflect that the motion for Ordinance No. 2286 - CONCERNING SKATEBOARDS ON CITY SIDEWALKS was made by Councilman Leland and not Councilman Mannion. Upon motion of Councilman Theobold, seconded by Councilman Love and carried, the minutes of the April 16, 1986, meeting were approved as corrected.

LETTER OF RESIGNATION FROM COUNCILMAN JOHN BENNETT, DISTRICT A - ACCEPTED

A letter from Councilman John Bennett, District A, was read. Councilman Bennett moved out of his District May 3, 1986, and thus resigned on that date. Upon motion of Councilman Love, seconded by Councilman Mannion and carried, the letter of resignation by John Bennett was accepted. The Mayor announced that the Council would be accepting letters of interest in the position and that a cutoff date would be announced after Council has an opportunity to discuss the matter.

PROCLAMATION DECLARING MAY, 1986 "BETTER HEARING AND SPEECH MONTH"

PROCLAMATION DECLARING MAY, 1986, "THINK TWICE MONTH"

PROCLAMATION DECLARING MAY 18-24, 1986, AS "THE WEEK OF THE FRIENDLY NATIVE"

STEVE POUST APPOINTED TO HOUSING AUTHORITY TERM EXPIRES OCTOBER, 1989

Upon motion of Councilman Love, seconded by Councilman Theobold and carried, Steve Poust was appointed to the Grand Junction, Colorado, Housing Authority Board, term to expire October, 1989.

GREAT PEACE MARCH

Mr. John Martin, Beaverton, Oregon, appeared before Council representing the Great Peace March. He said that one of the things they do in each of the cities where they appear is to plant trees. He indicated that Don Hobbs will pick out a spot in Whitman Park for the planting of a tree of the City's choosing. In addition, he offered to clean up an area in the City as they like to leave an area cleaner than when they came in. He then outlined some of the activities they will be involved in while they are in Grand Junction.

RESOLUTION NO. 34-86 GRANTING REVOCABLE PERMIT TO THE LUTHERAN CHURCH AND SCHOOL OF MESSIAH, 1104 HILL AVENUE, FOR ENCROACHMENT INTO THE RIGHT OF WAY FOR LANDSCAPING & FENCING APPROVED

The following Resolution was read:

RESOLUTION NO. 34-86

GRANTING A REVOCABLE PERMIT TO LUTHERAN CHURCH AND SCHOOL OF MESSIAH.

WHEREAS, Lutheran Church and School of Messiah has petitioned the City Council of the City of Grand Junction, Colorado, for a Revocable Permit to allow encroachment into the right-of-way for landscaping and fencing to be located on the East 17 feet of 11th Street, adjacent to Lot 34, Block 23, 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 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 7th day of May, 1986.

/s/ Raymond G. Phipps

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

AGREEMENT

THE LUTHERAN CHURCH AND SCHOOL OF MESSIAH, 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 _____, 1986.

LUTHERAN CHURCH & SCHOOL OF MESSIAH

;sigl;
By: _____

STATE OF COLORADO)	
		SS:
COUNTY OF MESA)	

The foregoing Agreement was acknowledged before me on this _____ day of May, 1986, by _____ of the Lutheran Church and School of Messiah, the petitioner herein.

My Commission expires:

Witness my hand and official seal.

Notary Public Address

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

HEARING - APPLICATION BY LATIN ANGLO ALLIANCE FOR MALT, VINOUS AND SPIRITUOUS LIQUOR SPECIAL EVENTS PERMIT MAY 17, 1986, TWO RIVERS PLAZA - DANCE 2ND 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 on Saturday, May 17, 1986, from 8:00 p.m. to

1:00 a.m. at Two Rivers Plaza, 159 Main Street, for a dance. Paul Archuleta was present representing the Latin Anglo Alliance. There were no opponents, letters or counterpetitions. Upon motion of Councilman Love, seconded by Councilman Mannion and carried, the application was approved.

HEARING - APPLICATION BY CHAMBER OF COMMERCE FOR MALT, VINOUS AND SPIRITUOUS LIQUOR SPECIAL EVENTS PERMIT MAY 23, 1986, TWO RIVERS PLAZA - JUCO BANQUET - 2ND 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 May 23, 1986, from 4:00 p.m. to 12:00 midnight at Two Rivers Plaza, 159 Main Street, for the JUCO banquet. Lorna Fossenier 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.

HEARING - ASSESSMENTS - ID ST-84, PHASE B (7TH ST FR F RD TO HORIZON DR) AND PHASE C (15TH ST FR ORCHARD AVE TO WALNUT AVE); ID ST-85, PHASE A (15TH ST FR F RD TO RIDGE DR; 13TH ST FR HERMOSA AVE NORTH TO CUL DE SAC; HERMOSA AVE FR 13TH ST TO 15TH ST)

A hearing was held after proper notice on ID ST-84, Phase B (7th Street from F Road to Horizon Drive) and Phase C (15th Street from Orchard Avenue to Walnut Avenue); ID ST-85, Phase A (15th Street from F Road to Ridge Drive; 13th Street from Hermosa Avenue north to cul de sac; Hermosa Avenue from 13th Street to 15th Street) proposed assessments. Comments were had from the following:

Stephen Bruce, 2918 Pheasant Run, City's Appraiser

Doralyn Brodak Genova, Chairwoman for the Concerned Assessed Property Owners

Harry Petersen, 647 27 1/4 Road

Tom Jeys, corner of Ridge Drive and 15th Street

Bob Stokes, 626 27 1/4 Road

Gordon Gilbert, 930 Elm Avenue

Helen Mahleres, 612 26 1/2 Road

David George, 2941 N. 14th Street

Skip Mottram, 609 26 1/2 Road

Bill Rossiter, 3040 N. 14th Street

Eric Townsend, 3020 N. 14th Street

The hearing was closed. The decision scheduled for the 21st day of May, 1986.

BIDS - AWARD OF CONTRACTS

Curb, Gutter and Sidewalk Repairs, 1986 - M.A. Concrete - \$75,567.12

Bids were received and opened May 1, 1986, for the Curb, Gutter and Sidewalk Repair program for 1986. Bidders were:

Fred Cunningham Construction Company \$104,693.00

Ben Down Excavating \$91,969.00

Norm Friend dba Construction Services \$88,438.00

M.A. Concrete Construction, Inc. \$75,567.12

Engineer's Estimate \$79,698.00

Staff recommended award of contract to M.A. Concrete Construction, Inc. Upon motion of Councilman Theobold, seconded by Councilman Love and carried, the bids were accepted, the contract was awarded to M.A. Concrete Construction, Inc., for its low bid of \$75,567.12, and the City Manager was authorized to sign said contract.

1500 Tons of Riprap for Riverside Area Stockpile - S.E.M. Construction - \$8.50/Ton - \$12,750.00

Bids were received and opened May 2, 1986, for the purpose of 1500 tons of heavy riprap to be stockpiled in the Riverside Park area. Four bids were received:

	Riprap/Ton	Total Cost
GR Construction	\$12.25	\$18,375.00
Western Slope Flagstone	6.72	\$10,080.00
SEM Construction	8.50	\$12,750.00
Parkerson Construction	8.70	\$13,050.00

The criteria specified in the bid documents called for the stone to meet or exceed abrasion tests in the Los Angeles machine (AASHTO Test T-965); the stone was required to have a percentage loss of not more than 40% after 500 revolutions in the L.A. machine. Tests were conducted on stone provided by each contractor. The stone submitted by Western Slope Flagstone exceeded the loss by 70% and was therefore rejected as not meeting specifications. Staff recommended award of contact to SEM Construction. Upon motion of Councilman Mannion, seconded by Councilman Leland and carried, the bids were accepted and the contract was awarded to SEM Construction for its bid of \$8.50 per ton, and the City Manager was authorized to sign said contract.

Outdoor Pool Furniture for Lincoln Park - Sundrella Casual Furniture - \$11,923.60

Bids were received and opened on May 5, 1986, for the purchase of Commercial Outdoor Pool Furniture for the new Lincoln Park Pool Complex. Items to be purchased include: 56 each Sun Lounges; 12 each 42" Round Tables; 60 each Club Chairs; 24 each Sand Chairs; and 12 each 18" Cocktail Tables. Five bids were received:

Sundrella Casual Furniture \$11,923.60*

United Industries \$13,340.00

Tradewinds \$16,096.44

Tropic Craft \$12,533.00

Texacraft (did not meet specifications) \$11,583.60

* Additional 3% discount if paid within 30 days of invoice.

Staff recommended award of contract to Sundrella Casual Furniture. Upon motion of Councilman Love, seconded by Councilman Theobald and carried, the bids were accepted, the contract was awarded to Sundrella Casual Furniture for its bid of \$11,923.60, and the City Manager was authorized to sign said contract.

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. 2288 - CONCERNING SIGNATURES REQUIRED FOR CHECKS ON CITY CHECKING ACCOUNTS

Upon motion of Councilman Love, seconded by Councilman Lucero and carried, the following proposed ordinance was called up for final passage and read by title only: CONCERNING SIGNATURES REQUIRED FOR CHECKS ON CITY CHECKING ACCOUNTS.

There were no comments. Upon motion of Councilman Love, seconded by Councilman Mannion and carried by roll call vote, the Ordinance was passed, adopted, numbered 2288, and ordered published.

ORDINANCE NO. 2289 - REZONE 1035 GRAND AVE FROM RMF-64 TO PB

Upon motion of Councilman Love, seconded by Councilman Lucero 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 Love, seconded by Councilman Lucero and carried by roll call vote, the Ordinance was passed, adopted, numbered 2289, and ordered published.

ORDINANCE NO. 2290 - REPEALING AND REENACTING CHAPTER 3 OF THE GRAND JUNCTION ZONING & DEVELOPMENT CODE

Upon motion of Councilman Love, seconded by Councilman Lucero and carried, the following proposed ordinance was called up for final passage and read by title only: CONCERNING THE GOALS, OBJECTIVES AND POLICIES SECTION OF THE ZONING REGULATIONS OF THE CITY OF GRAND JUNCTION.

There were no comments. Upon motion of Councilman Theobald, seconded by Councilman Love and carried by roll call vote, the Ordinance was passed, adopted, numbered 2290, and ordered published.

ORDINANCE NO. 2291 - ZONING BELLA VISTA #1 ANNEXATION RSF-4, NW CORNER OF 12TH STREET AND G ROAD

Upon motion of Councilman Love, seconded by Councilman Lucero 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 Theobald, seconded by Councilman Mannion and carried, the Ordinance was passed, adopted, numbered 2291, and ordered published.

REVISED SCOPE OF SERVICES FOR THE NORTH FORK DIVERSION PROJECT - HDR CONTRACT

The scope of services for the North Fork diversion project has been revised to include all engineering up to and including preparation of final plans and contract documents. The new maximum fee for HDR is \$27,600. This is down from the original \$41,500 which included some construction engineering services. Upon motion

of Councilman Mannion, seconded by Councilman Love and carried, the City Manager was authorized to execute the contract.

9TH AND UTE IMPROVEMENTS

Mr. Robert Otto, 364 29 Road, asked if and when there would be some improvements on 9th Street and Ute Avenue. Public Works Director Shanks indicated it would be approximately two years before improvements would be scheduled.

ADJOURNMENT

The President adjourned the meeting.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk