

Grand Junction, Colorado

July 2, 1986

The City Council of the City of Grand Junction, Colorado, convened in regular session the 2nd day of July, 1986, at 7:30 p.m. in the City-County Auditorium at City Hall. Those present were James Leland, Gary Lucero, Tim Mannion, Reford Theobold, Ray Phipps, and President of the Council Steve Love. Councilman Paul Nelson was absent. Also present were Acting City Manager David Varley, City Attorney Gerald Ashby, and City Clerk Neva Lockhart.

Council President Steve Love called the meeting to order and Councilman Theobold led in the Pledge of Allegiance.

INVOCATION

Councilman Reford Theobold.

MINUTES

Upon motion of Councilman Phipps, seconded by Councilman Theobold and carried, the minutes of the regular meeting June 4, 1986, were approved as submitted.

COUNCILMAN REFORD THEOBOLD APPOINTED TO G.J., CO HOUSING AUTHORITY

Upon motion of Councilman Mannion, seconded by Councilman Phipps and carried with Councilman THEOBOLD ABSTAINING, Reford Theobold was appointed to the Grand Junction, Colorado, Housing Authority.

COUNCILMAN PAUL NELSON APPOINTED TO DOWNTOWN DEVELOPMENT AUTHORITY

Upon motion of Councilman Theobold, seconded by Councilman Mannion and carried, Paul Nelson was appointed to the Downtown Development Authority.

SHANNON MORGAN AND MANCEL PAGE REAPPOINTED TO 4-YEAR TERMS ON THE DOWNTOWN DEVELOPMENT AUTHORITY

Upon motion of Councilman Theobold, seconded by Councilman Lucero and carried, Shannon Morgan and Mancel Page were reappointed to serve four-year terms on the Downtown Development Authority.

PROCLAMATION DECLARING JULY, 1986, "NATIONAL RECREATION AND PARKS MONTH" AND "LIFE. BE IN IT."

PROCLAMATION DECLARING TUESDAY, JULY, 8, 1986, GRAND JUNCTION DAY FOR "THUNDER MOUNTAIN LIVES TONIGHT"

HEARING - ID ST-86, PHASE A - PATTERSON ROAD BETWEEN 25 ROAD AND 25 1/2 ROAD - RESOLUTION NO. 43-86 CREATING DISTRICT - AWARD OF CONTRACT TO UNITED COMPANIES - \$406,198.70

A hearing was held after proper notice. Two letters were received regarding Phase A from Mr. John Kelleher, 590 31 Road, owner of property in Westgate Subdivision, and Dan Thurlow, Grand Junction Athletic Club on Patterson Road. There were no other opponents, letters or counterpetitions. The hearing was closed.

The following Resolution No. 43-86 Creating Phase A of ID ST-86 was read:

RESOLUTION NO. 43-86

CREATING AND ESTABLISHING IMPROVEMENT DISTRICT NO. ST-86, PHASE A, WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO; AUTHORIZING THE CONSTRUCTION OF CURBS AND GUTTERS, SIDEWALKS AND PAVING ON STREETS THEREIN AND PROVIDING FOR THE PAYMENT THEREOF.

WHEREAS, on the 21st day of May, 1986, the City Council of the City of Grand Junction, Colorado, passed a Resolution Adopting Details, Plans and Specifications for Improvement District No. ST-86, Phase A, and Authorizing Notice of Intention to Create said District; and

WHEREAS, Notice of Intention to Create said District was duly published; and

WHEREAS, letters of protest were received from Dan Thurlow and John Kelleher, both owners of property within the proposed District; the letters did not address themselves to the building of the improvements but rather to the timing in what were described as economically depressed times, the Council believing that the burden of any assessments may be treated through permitted delays in payment procedures.

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

1. That said Improvement District No. ST-86, Phase A, be and the same is hereby created and established, and that construction of curbs and gutters, sidewalks and paving of streets therein be and the same is hereby authorized and directed in accordance with the Resolution Adopting Details, Plans and Specifications prepared and filed therefor.

2. That the construction of curbs and gutters, sidewalks and paving of streets shall be made by contract let to the lowest reliable and responsible bidder after public advertisement, except that if it be determined by the City Council that the bids are too high, and that the proposed improvements can be efficiently made by the City, the City may provide that the construction shall be made under the direction and control of the City Manager by hiring labor by the day or otherwise, and by purchasing all necessary material, supplies and equipment.

3. That the improvements in said District were duly ordered, after notice duly given, and that all conditions precedent and all requirements of the laws of the State of Colorado, the Charter of said City and Ordinance No. 178, as amended, being Chapter 18 of the Code of Ordinances of the City of Grand Junction, Colorado, have been strictly complied with.

4. That the description of the curbs and gutters, sidewalks and paving of streets to be constructed, the boundaries of said Improvement District No. ST-86, Phase A, the amounts to be assessed, the number of installments and assessments, the time in which the cost shall be payable, the rate of interest on unpaid installments and the manner of apportioning and assessing such cost, shall be as prescribed in the Resolution adopted for said District on the 21st day of May, 1986, and in accordance with the published Notice of Intention to Create said District.

5. That after the construction of said improvements in said District has been let, the Council shall, by resolution, provide for the issuance of public improvement bonds for said Improvement District No. ST-86, Phase A, for the purpose of paying the cost and expenses of construction of said District.

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

/s/ Stephen C. Love

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

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

Bids were received on June 19, 1986. Bids were as follows:

United Companies \$406,198.70

Elam Construction \$418,602.20

Corn Paving \$421,483.00

Parkerson Construction \$436,774.30

Engineer's Estimate \$545,266.70

Upon motion of Councilman Mannion, seconded by Councilman Theobold and carried, the Contract for construction of ID ST-86, Phase A, was awarded to United Companies for its low bid of \$406,198.70,

and the City Manager was authorized to sign said Contract.

HEARING - ID ST-86, PHASE B - MOUNTAIN VIEW COURT FM CHEYENNE N TO CUL-DE-SAC; B-3/4 ROAD E OF 27 ROAD; 17TH ST S OF MAIN ST - RESOLUTION NO. 44-86 CREATING DISTRICT - AWARD OF CONTRACT TO ELAM CONSTRUCTION - ALTERNATIVE BID \$34,289.55

A hearing was held after proper notice. Those speaking regarding the following were:

Mountain View Court from Cheyenne north to the cul-de-sac;

Favoring:

Penny Heuscher, Mountain View Court

Dr. Henno Heuscher, 330 Mountain View Court

Opposing:

Pearl Moore, 2752 1/2 Cheyenne Drive

Charles Roberts, 1756 Cheyenne Drive

Dorothy Alger, 2752 Cheyenne Drive

B-3/4 Road - no opponents, letters or counterpetitions.

17th Street, south of Main Street:

Favoring:

Larry Klauzer, corner of 17th and Main Streets (W side)

Opposing:

David Hoyt, representative for Pearl Hoyt, owner of property at 17th and Main Street (E side)

There were no other opponents, letters or counterpetitions. The hearing was closed.

The following Resolution No. 44-86 Creating Phase B of ID ST-86 was read:

RESOLUTION NO. 44-86

CREATING AND ESTABLISHING IMPROVEMENT DISTRICT NO. ST-86, PHASE B, WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO; AUTHORIZING THE CONSTRUCTION OF CURBS AND GUTTERS, SIDEWALKS AND PAVING ON STREETS THEREIN AND PROVIDING FOR THE PAYMENT THEREOF.

WHEREAS, on the 21st day of May, 1986, the City Council of the

City of Grand Junction, Colorado, passed a Resolution Adopting Details, Plans and Specifications for Improvement District No. ST-86, Phase B, and Authorizing Notice of Intention to Create said District; and

WHEREAS, Notice of Intention to Create said District was duly published; and

WHEREAS, no written complaints were received as to the improvements proposed for B-3/4 Road; several letters were received concerning the proposed improvements to Mountain View Court, some letters favoring and some opposing the construction of the improvements; in addition, several persons testified at the hearing, again both favoring and opposing the improvements, with the petition for Mountain View Court bearing signatures of owners of over fifty percent of the land abutting the proposed improvements; as to the improvements on 17th Street, written and oral testimony was received both favoring and opposing construction, although most of the opposing testimony related to the timing of construction (in economically depressed times) rather than the value of the project to the area and particularly the lands abutting;

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

1. That said Improvement District No. ST-86, Phase B, be and the same is hereby created and established, and that construction of curbs and gutters, sidewalks and paving of streets therein be and the same is hereby authorized and directed in accordance with the Resolution Adopting Details, Plans and Specifications prepared and filed therefor; provided that sidewalks shall not be constructed as a part of the improvements on Mountain View Court; and further that the Details, Plans and Specifications for the 17th Street project be amended to include alley improvements on the extension of 17th Street to the south line of the alley south of Main Street and in that alley to points 70 feet west of and 88.28 feet east of the centerline of 17th Street extended.

2. That the construction of curbs and gutters, sidewalks and paving of streets shall be made by contract let to the lowest reliable and responsible bidder after public advertisement, except that if it be determined by the City Council that the bids are too high, and that the proposed improvements can be efficiently made by the City, the City may provide that the construction shall be made under the direction and control of the City Manager by hiring labor by the day or otherwise, and by purchasing all necessary material, supplies and equipment.

3. That the improvements in said District were duly ordered, after notice duly given, and that all conditions precedent and all requirements of the laws of the State of Colorado, the Charter of said City and Ordinance No. 178, as amended, being Chapter 18 of the Code of Ordinances of the City of Grand Junction, Colorado,

have been strictly complied with.

4. That the description of the curbs and gutters, sidewalks and paving of streets to be constructed, the boundaries of said Improvement District No. ST-86, Phase B, the amounts to be assessed, the number of installments and assessments, the time in which the cost shall be payable, the rate of interest on unpaid installments and the manner of apportioning and assessing such cost, shall be as prescribed in the Resolution adopted for said District on the 21st day of May, 1986, and in accordance with the published Notice of Intention to Create said District, except as to the deletion of improvements on 17th Street.

5. That after the construction of said improvements in said District has been let, the Council shall, by resolution, provide for the issuance of public improvement bonds for said Improvement District No. ST-86, Phase B, for the purpose of paying the cost and expenses of construction of said District.

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

/s/ Stephen C. Love

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion of Councilman Phipps, seconded by Councilman Theobold and carried by roll call vote, the Resolution was passed and adopted as read with the understanding that 17th Street project be amended to include alley improvements on the extension of 17th Street to the south line of the alley south of Main Street and in that alley to points 70 feet west of and 88.28 feet east of the centerline of 17th Street extended.

Bids were received on June 27, 1986, for Phase B of ID ST-86. Bids were as follows:

	TOTAL BID	ALTERNATIVE BID (NO SIDEWALKS)
Elam Construction	\$39,875.75	\$34,289.55
Parkerson Construction, Inc.	\$42,603.10	\$38,341.20

Corn Paving Company	\$59,375.80	\$53,189.80
United Companies of Mesa County	\$62,383.50	\$55,031.80
Engineer's Estimate	\$50,760.50	\$45,770.50

Upon motion of Councilman Phipps, seconded by Councilman Theobald and carried, the Contract for construction of ID ST-86, Phase B, was awarded Elam Construction for its low alternative bid of \$34,289.55, and the City Manager was authorized to sign said Contract. Alternative bid does not include sidewalks - curb and gutter only.

HEARING - PROPOSED ORDINANCE - RESOLUTION NO. 45-86 - HEATHERIDGE ESTATES ANNEXATION NO. 1, EAST OF SOUTH REDLANDS ROAD

A hearing was held after proper notice. There were no opponents, letters or counterpetitions. The following entitled proposed ordinance was read: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION. Upon motion of Councilman Leland, seconded by Councilman Phipps and carried, the proposed ordinance was passed for publication.

The following Resolution No. 45-86 was read:

RESOLUTION NO. 45-86

WHEREAS, on the 21st day of May, 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:

Commencing at a point which is North 00 deg. 11 min. 26 sec. E 671.56 ft and E 786.97 ft from the SW Cor of Sec 15, T1S, R1W, Ute Meridian, thence N 69 deg. 10 min. 30 sec. E 215.5 ft and S 65 deg. 47 min. 00 sec. E 70.7 ft to the true point of beginning, thence Southerly and Southwesterly along the Westerly right of way line of Monument Road to a point on the intersection with the projected centerline of South Redlands Road, thence following said centerline to a point of intersection with the Westerly projection of the common lot line between Lot 6 and Lot 7, Block 1, Heatheridge Estates Subdivision, thence Easterly along said projected line, said common lot line and Easterly projection of said line to said line to intersection with centerline of Rodell Drive, thence Northerly along centerline of Rodell Drive to the Southeast Corner of Lot 2, Block 1, Heatheridge Estates, thence North to the Northeast corner of said Lot 2, thence Westerly to the Northwest corner of Lot 1, Block 1 of said subdivision, thence Northerly along the Easterly right of way line for Monument Road to a point East of the true point of beginning, thence West to the

true point of beginning;

and

WHEREAS, a hearing on the petition was duly held after proper notice on the 21st day of May, 1986; 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 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 2nd day of July, 1986.

/s/ Stephen C. Love

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

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

AWARD OF CONTRACT TO PAVEMENT MANAGEMENT SYSTEMS, INC. FOR PHASE III OF PAVEMENT ANALYSIS SYSTEM - \$45,460

Upon motion of Councilman Mannion, seconded by Councilman Lucero and carried, the Contract for Phase III of Pavement Analysis Systems was awarded Pavement Management Systems, Inc., in the amount of \$45,460.00.

AWARD OF CONTRACT TO MAYS CONCRETE, INC. FOR 7TH STREET MEDIAN REPLACEMENT 1986-\$53,282.37

Upon motion of Councilman Phipps, seconded by Councilman Theobold and carried, the Contract for 7th Street Median Replacement 1986 was awarded Mays Concrete, Inc., in the amount of \$53,282.37.

AWARD OF CONTRACT TO CORN PAVING FOR STREET PAVEMENT OVERLAYS AND REMOVALS 1986 - \$280,180

Upon motion of Councilman Leland, seconded by Councilman Theobold and carried, the Contract for Street Pavement Overlays and Removals 1986 was awarded Corn Paving in the amount of \$280,180.00.

AWARD OF CONTRACT TO B.G. HARRISON MASONRY FOR DOWNTOWN BRICK WORK - \$15,926

Upon motion of Councilman Phipps, seconded by Councilman Mannion and carried, the Contract for Downtown Brick Work was awarded to B.G. Harrison Masonry in the amount of \$15,926.00.

HEARING NO. 17-86 - REZONE FROM RSF-8 TO PARKING, 1120 HOUSTON AVENUE (ST. MATTHEWS EPISCOPAL CHURCH - HEARING CONTINUED TO AUGUST 20, 1986

Upon motion of Councilman Theobold, seconded by Councilman Leland and carried, this item was continued to the August 20, 1986, meeting.

PROPOSED ORDINANCE CONCERNING BUILDING PERMIT FEES

The following entitled proposed ordinance was read: AMENDING ORDINANCE NO. 2276 ADOPTING UNIFORM BUILDING CODE. Upon motion of Councilman Leland, seconded by Councilman Theobold 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 were submitted in writing to the City Council prior to the meeting.

ORDINANCE NO. 2293 - ASSESSMENTS - ID ST-84, PHASE B (7TH ST FR F ROAD TO HORIZON DR) AND PHASE C (15TH ST FR ORCHARD AVE TO WALNUT AVE); ID ST-85, PHASE A (15TH ST FROM F ROAD TO RIDGE DR; 13TH ST FR HERMOSA AVE NORTH TO CUL-DE-SAC; HERMOSA AVE FM 13TH ST TO 15TH STREET

Upon motion of Councilman Mannion, seconded by Councilman Theobold and carried, the following proposed ordinance was called up for final passage and read by title only: AN ORDINANCE APPROVING THE ASSESSABLE COST OF THE IMPROVEMENTS MADE IN AND FOR IMPROVEMENT DISTRICT NO. ST-84, PHASES B AND C, AND NO. ST-85, PHASE A, IN THE CITY OF GRAND JUNCTION, COLORADO, PURSUANT TO ORDINANCE NO. 178,

ADOPTED AND APPROVED THE 11TH DAY OF JUNE, 1910, AS AMENDED; APPROVING THE APPORTIONMENT OF SAID COST TO EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICTS; ASSESSING THE SHARE OF SAID COST AGAINST EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICT; APPROVING THE APPORTIONMENT OF SAID COST AND PRESCRIBING THE MANNER FOR THE COLLECTION AND PAYMENT OF SAID ASSESSMENTS.

There were no comments. Upon motion of Councilman Phipps, seconded by Councilman Leland and carried by roll call vote, the Ordinance was passed, adopted, numbered 2293, and ordered published.

ORDINANCE NO. 2294 - AMENDING THE LOS LUNEROS INDUSTRIAL DEVELOPMENT REVENUE BONDS (743 HORIZON DRIVE PROJECT)

A hearing was conducted after proper notice. There were no opponents, letters or counterpetitions. Upon motion of Councilman Mannion, seconded by Councilman Theobold and carried, the following proposed ordinance was called up for final passage and read by title only: AN ORDINANCE AMENDING ORDINANCE NO. 1958 WHICH PROVIDED FOR THE ISSUANCE AND SALE OF AN INDUSTRIAL DEVELOPMENT REVENUE BOND (LOS LUNEROS PROJECT), SERIES 1981, IN THE PRINCIPAL AMOUNT OF \$3,500,000; AUTHORIZING THE AMENDMENT OF A LOAN AGREEMENT ENTERED INTO BETWEEN THE CITY AND LOS LUNEROS, A COLORADO PARTNERSHIP, IN CONNECTION WITH THE ISSUANCE OF SUCH BOND AND AUTHORIZING THE EXECUTION AND DELIVERY BY THE CITY OF A FIRST AMENDMENT TO LOAN AGREEMENT.

There were no comments. Upon motion of Councilman Phipps, seconded by Councilman Theobold and carried by roll call vote, the Ordinance was passed, adopted, numbered 2294, and ordered published.

ORDINANCE NO. 2295 - AMENDING THE GRAND JUNCTION ZONING AND DEVELOPMENT CODE TO EXPAND THE DUTIES OF THE PLANNING COMMISSION; TO AMEND SEC 5-10-3 AND 5-10-4 AGRICULTURAL ANIMALS AND HOUSEHOLD PETS

Upon motion of Councilman Mannion, seconded by Councilman Theobold and carried, the following proposed ordinance was called up for final passage and read by title only: AMENDING THE ZONING AND DEVELOPMENT CODE TO EXPAND THE DUTIES OF THE PLANNING COMMISSION AND CONCERNING AGRICULTURAL ANIMALS AND HOUSEHOLD PETS.

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 2295, and ordered published.

RESOLUTION NO. 46-86 AUTHORIZING THE ISSUANCE BY THE CITY OF PUBLIC IMPROVEMENT BONDS IN THE PRINCIPAL AMOUNT OF \$660,000 - ID ST-85, PHASES B & C - KIRCHNER MOORE & CO. - AVERAGE INTEREST RATE OF 7.9267%

The following Resolution No. 46-86 was read:

RESOLUTION NO. 46-86

A RESOLUTION OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE ISSUANCE BY THE CITY OF PUBLIC IMPROVEMENT BONDS IN THE PRINCIPAL AMOUNT OF \$660,000, FOR IMPROVEMENT DISTRICT NO. ST-85, PHASE B, AND IMPROVEMENT DISTRICT NO. ST-85, PHASE C; PRESCRIBING THE FORM OF THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE INTEREST THEREON FROM SPECIAL ASSESSMENTS TO BE LEVIED AGAINST THE PROPERTY IN THE DISTRICTS; AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH.

WHEREAS, the City Council (the "Council") of the City of Grand Junction, Colorado, (the "City"), has created Improvement District No. T-85, Phase B, and Improvement District No. ST-85, Phase C (collectively, the "District"), for the purpose of paying for local improvements to be constructed in the District; and

WHEREAS, pursuant to Section 18-42 of the Grand Junction Code of Ordinances, the part of the cost of local improvements to be borne by benefited real estate may be paid for in cash out of the proceeds derived from the sale of public improvement bonds of the City; and

WHEREAS, the Council has determined that the cost of the construction of improvements for the District to be borne by the benefited real estate, together with all necessary incidental costs, shall not exceed the amount of \$660,000, and that public improvement bonds of the City for the District should be issued in such amount; and

WHEREAS, the Council has heretofore received a proposal from Kirchner Moore & Company, of Denver, Colorado (the "Underwriter"), for the purchase of said bonds; and

WHEREAS, the Council has determined that said proposal is to the best advantage of the City, and has determined to accept said proposal; and

WHEREAS, it is necessary to provide for the issuance of said bonds and the form and payment thereof;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

Section 1. Bond Details. By virtue of and pursuant to the Constitution of the State of Colorado; the City Charter; Chapter 18 of the Grand Junction Code of Ordinances; and all other laws thereunto enabling, there shall be issued public improvement bonds of the City, to be designated "Special Assessment Bonds, Series 1986" (the Bonds") for Improvement District No. ST-85, Phase B, and Improvement District No. ST-85, Phase C, for the purpose of paying for the improvements to be constructed in the District. The Bonds shall be in the principal amount of \$660,000, shall be dated

July 1, 1986, and shall consist of 132 Bonds in the denomination of \$5,000 each. The Bonds shall be issued only as fully registered bonds and shall be due and payable on July 1, 1996, subject to call and prior payment on any interest payment date, in direct numerical order, upon payment of par and accrued interest, without redemption premium.

The Bonds shall bear interest payable semiannually on each January 1 and July 1, commencing on January 1, 1987, as follows:

Amount	Bond Numbers	Interest Rate
\$65,000	1-13	6.00%
65,000	14-26	6.50
65,000	27-39	7.00
65,000	40-52	7.25
65,000	53-65	7.50
65,000	66-78	7.75
65,000	79-91	8.00
65,000	92-104	8.20
70,000	105-118	8.40
70,000	119-132	8.50

PROVIDED HOWEVER, that if the date for making any payment shall be a legal holiday or a day on which banking institutions in Denver, Colorado, are authorized or required by law to remain closed, such payment may be made on the next succeeding day which is not a legal holiday or a day on which such banking institutions are authorized or required by law to remain closed.

The maximum net effective interest rate authorized for this issue of Bonds is 9.00% per annum, and the actual net effective interest

rate of this issue of Bonds is 8.4033% per annum. The average Bond rate is \$7.9267% per annum.

Section 2. Payment of Bonds; Paying Agent and Bond Registrar. The principal of the Bonds is payable in lawful money of the United States of America to the registered owner of each Bond upon presentation at the office of Central Bank of Denver, a banking corporation, in Denver, Colorado, or its successor, as paying agent (the "Paying Agent"). Notwithstanding anything contained in this Resolution to the contrary, interest on any Bond is payable to the person in whose name such Bond is registered, at his address as it appears on the registration books maintained by or on behalf of the City by Central Bank of Denver, a banking corporation, in Denver, Colorado, or its successor, as bond registrar (the "Bond Registrar"), at the close of business on the fifteenth (15th) day of the calendar month next preceding each interest payment date (the "Record Date"), irrespective of any transfer or exchange of such Bond subsequent to such Record Date and prior to such interest payment date. Such payment shall be paid by check or draft of the Paying Agent.

The principal of and interest on the Bonds shall be paid in accordance with the terms of a Paying Agent and Registrar Agreement between the City and the Bond Registrar/Paying Agent.

Section 3. Form and Execution of Bonds. The Bonds shall be signed with the manual or facsimile signature of the Mayor and President of the City Council, attested and countersigned by the manual or facsimile signature of the City Clerk, and sealed with a manual impression or a facsimile of the seal of the City. Should any officer whose manual or facsimile signature appears on said Bonds cease to be such officer before delivery of the Bonds to the purchaser, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes.

The Bonds shall be in substantially the following form:

(Form of Bond)

No. R-_____

\$5,000

(Front of Bond)

UNITED STATES OF AMERICA

STATE OF COLORADO

COUNTY OF MESA

CITY OF GRAND JUNCTION

IMPROVEMENT DISTRICT NO. ST-85, PHASE B, AND IMPROVEMENT DISTRICT

NO. ST-85, PHASE C SPECIAL ASSESSMENT BOND, SERIES 1986

INTEREST RATE

MATURITY DATE

July 1, 1986

ORIGINAL ISSUE DATE

July 1, 1986

REGISTERED OWNER:

PRINCIPAL AMOUNT: DOLLARS

The City of Grand Junction, in the County of Mesa and the State of Colorado, for value received, hereby promises to pay solely out of the special fund hereinafter designated, but not otherwise, to the registered owner named above, or registered assigns, on the maturity date specified above, the principal amount specified above, and in like manner to pay interest on such principal amount (computed on the basis of a 360-day year of twelve 30-day months) from the interest payment date next preceding the date of registration and authentication of this Bond, unless this Bond is registered and authenticated prior to January 1, 1987, in which event this Bond shall bear interest from July 1, 1986, at the interest rate per annum specified above, payable semiannually on January 1 and July 1 each year, commencing on January 1, 1987, until such principal amount is paid, unless this Bond shall have been previously called for redemption and payment shall have been duly provided for or made; provided however, that if the date for making any payment shall be a legal holiday or a day on which banking institutions in Denver, Colorado, are authorized or required by law to remain closed, such payment may be made on the next succeeding day which is not a legal holiday or a day on which such banking institutions authorized or required by law to remain closed. The principal of this Bond is payable in lawful money of the United States of America to the registered owner upon presentation at Central Bank of Denver, a banking corporation, in Denver, Colorado, or its successor, as Paying Agent.

Payment of each installment of interest shall be made to the registered owner hereof whose name shall appear on the registration books of the City maintained by or on behalf of the City by Central Bank of Denver, a banking corporation, in Denver, Colorado, for its successor, as Bond Registrar, at the close of business on the fifteenth (15th) day of the calendar month next preceding each interest payment date (the "Record Date"), and shall be paid by check or draft of the Paying Agent mailed to such registered owner at his address as it appears on such registration books.

This Bond is subject to call and redemption in direct numerical order of the issue of which it is one, on any interest payment date, upon payment of par and accrued interest to the date of redemption. Notice of prior redemption shall be given by advertisement for five days in some newspaper of general circulation published in the City. At the expiration of thirty days from the first publication of such notice, interest on the Bonds so called shall cease. The owner of any Bond may at any time furnish his post office address to the City Treasurer, and in such case a copy of said advertisement shall be mailed by the City Treasurer to the owner of the Bond called, at said address, on the first day of said publication.

REFERENCE IS HEREBY MADE TO FURTHER PROVISIONS OF THIS BOND SET FORTH ON THE REVERSE HEREOF, WHICH FURTHER PROVISIONS SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS IF FULLY SET FORTH IN THIS PLACE.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the authorizing Bond Resolution until the certificate of authentication hereon shall have been signed by the Bond Registrar.

IN TESTIMONY WHEREOF, the City Council of the City of Grand Junction has caused this Bond to be signed by the facsimile signature of the Mayor and President of the City Council, attested and countersigned by the facsimile signature of the City Clerk, and sealed with a facsimile of the corporate seal of the City, all as of the 1st day of July, 1986.

(FACSIMILE SEAL)

CITY OF GRAND JUNCTION, COLORADO

By: (Facsimile Signature)

Mayor and President of the
City Council

ATTESTED AND COUNTERSIGNED:

(Facsimile Signature)

City Clerk

(Form of Bond Registrar's Certificate of Authentication)

CERTIFICATE OF AUTHENTICATION

This Bond is one of the Bonds of the issue described in the within-mentioned Bond Resolution.

Date of Registration and Authentication:

CENTRAL BANK OF DENVER, A BANKING CORPORATION, DENVER, COLORADO as
Bond Registrar

By:

Authorized Signatory

(Back of Bond)

ADDITIONAL PROVISIONS

This Bond is one of a series aggregating Six Hundred Sixty Thousand Dollars (\$660,000) par value, all of like date, tenor, date of maturity, and effect, except as to number, issued by the City Council of the City of Grand Junction, Colorado, for the purpose of paying for local improvements to be constructed in Improvement District No. ST-85, Phase B, and Improvement District No. ST-85, Phase C (collectively the "District"), in the City of Grand Junction, by virtue of and in full conformity with the Constitution of the State of Colorado; the City Charter; City ordinances; and all other laws of the State of Colorado thereunto enabling, and pursuant to the duly adopted Resolution authorizing the issuance of this Bond.

Payment of this Bond and the interest thereon shall be made from, and as security for such payment there is pledged, a special fund designated as the "Improvement District No. ST-85, Phase B and Phase C, Bond Fund", which Fund shall contain the capitalized interest, any moneys in the construction account remaining after the cost of improvements has been paid in full, and the proceeds from special assessments levied against the property included within the District and specially benefited by the construction and installation of improvements therein. When levied, the assessments will constitute a lien on and against each lot or tract of land in the District, in the respective amounts to be apportioned by an ordinance of the City.

It is hereby recited, certified, and warranted that the total issue of Bonds of the City for the District, including this Bond, does not exceed the amount authorized by law; that every requirement of law relating to the creation of Improvement District No. ST-85, Phase B, and Improvement District No. ST-85, Phase C, the construction of said local improvements, and the issuance of this Bond has been fully complied with by the proper officers of the City, and that all conditions required to exist and things required to be done precedent to and in the issuance of this Bond to render the same lawful and valid, have happened, been properly done and performed, and did exist in regular and due time, form, and manner, as required by law.

This Bond does not constitute a debt or an indebtedness of the

City within the meaning of the City Charter or any constitutional or statutory limitation or provision, and shall not be considered or held to be a general obligation of the City. The payment of this Bond and the interest thereon is not secured by an encumbrance, mortgage, or other pledge of property of the City, except for such special assessments and other moneys pledged for the payment of Bonds, as set forth above. No property of the City, subject to said exception, shall be liable to be forfeited or taken in payment of the Bonds.

For the payment of this Bond and the interest thereon, the City pledges all of its lawful corporate powers.

The Bonds are issuable only in the form of registered bonds in the denomination of \$5,000 each. The City and the Bond Registrar shall not be required to issue or transfer any Bonds: (1) during a period beginning on the Record Date and ending at the close of business on the ensuing interest payment date, or (2) during the period beginning on any date of selection of Bonds to be redeemed and ending on the day of which the applicable notice of redemption is given. The Bond Registrar shall not be required to transfer any Bonds selected or called for redemption, in whole or in part. The City, the Paying Agent, and the Bond Registrar may deem and treat the registered owner of any Bond as the absolute owner thereof for all purposes (whether or not such Bond shall be overdue) and any notices to the contrary shall not be binding upon the City, the Paying Agent, or the Bond Registrar.

This Bond is transferable by the registered owner hereof in person or by his attorney duly authorized in writing, at the principal office of the Bond Registrar, but only in the manner, subject to the limitations, and upon payment of the charges provided in the authorizing Bond Resolution and upon surrender and cancellation of this Bond. This Bond may be transferred upon the registration books upon delivery to the Bond Registrar of this Bond, accompanied by a written instrument or instruments of transfer in form and with guaranty of signature satisfactory to the Bond Registrar, duly executed by the owner of this Bond or his attorney-in-fact or legal representative, containing written instructions as to the details of the transfer of the Bond, along with the social security number or federal employer identification number of such transferee. In the event of the transfer of this Bond, the Bond Registrar shall enter the transfer of ownership in the registration books and shall authenticate and deliver in the name of the transferee or transferees a new fully registered Bond in the denomination of \$5,000, of the same maturity, sequential number, and interest rate which the registered owner is entitled to receive at the earliest practicable time. The sequential numbers shall remain the same following each transfer of ownership, i.e., R-1 will be reissued as R-1A, then R-1B, etc. The Bond Registrar shall charge the owner of this Bond for every such transfer an amount sufficient to reimburse it for its reasonable fees and for any tax or other governmental charge required to be paid with respect to such transfer.

(Form of Transfer)

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns, and transfers unto _____

SOCIAL SECURITY OR FEDERAL EMPLOYER IDENTIFICATION NUMBER OF ASSIGNEE

(Name and Address of Assignee)

_____ the within Bond and does hereby irrevocably constitute and appoint _____, attorney, to transfer said Bond on the books kept for registration thereof with full power of substitution in the premises.

Dated: _____

Signature of Registered Owner:

NOTICE: The signature to this assignment must correspond with the name of the registered owner as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Signature guaranteed:

(Bank, Trust Company, or Firm)

Section 4. Authentication. No Bond shall be valid or obligatory for any purpose or be entitled to any security or benefit under this Resolution unless and until a certificate of authentication on such Bond substantially in the form hereinabove set forth shall have been duly executed by the Bond Registrar, and such executed certificate of the Bond Registrar upon any such Bond shall be conclusive evidence that such Bond has been authenticated and delivered under this Resolution. The Bond Registrar's certificate of authentication on any Bond shall be deemed to have been executed by it if signed by an authorized officer or signatory of the Bond Registrar, but it shall not be necessary that the same officer or signatory sign the certificate of authentication on all of the Bonds issued hereunder.

Section 5. Delivery of Bonds. Upon the adoption of this Resolution, the City shall execute the Bonds and deliver them to the Bond Registrar, and the Bond Registrar shall authenticate the

Bonds and deliver them to the Underwriter as directed by the City.

Section 6. Registration and Transfer of Bonds; Persons Treated as Owners. The Bond Registrar shall maintain the books of the City for the registration of ownership of each Bond as provided in this Resolution. Bonds may be transferred upon the registration books upon delivery of the Bonds to the Bond Registrar, accompanied by a written instrument or instruments of transfer in form and with guaranty of signature satisfactory to the Bond Registrar, duly executed by the owner of the Bonds to be transferred or his attorney-in-fact or legal representative, containing written instructions as to the details of the transfer of such Bonds, along with the social security number or federal employer identification number of such transferee. No transfer of any Bond shall be effective until entered on the registration books.

In all cases of the transfer of a Bond, the Bond Registrar shall enter the transfer of ownership in the registration books and shall authenticate and deliver in the name of the transferee or transferees a new fully registered Bond in the denomination of \$5,000, of the same maturity, sequential number, and interest rate which the registered owner is entitled to receive at the earliest practicable time in accordance with the provisions of this Resolution. The sequential numbers shall remain the same following each transfer of ownership, i.e., R-1 will be reissued as R-1A, then R-1B, etc. The Bond Registrar shall charge the owner of such Bond for every such transfer of a Bond an amount sufficient to reimburse it for its reasonable fees and for any tax or other governmental charge required to be paid with respect to such transfer.

The City and the Bond Registrar shall not be required to issue or transfer any Bonds: (1) during a period beginning on the Record Date and ending at the close of business on the ensuing interest payment date, or (2) during the period beginning on any date of selection of Bonds to be redeemed and ending on the day on which the applicable notice of redemption is given. The Bond Registrar shall not be required to transfer any Bonds selected or called for redemption, in whole or in part.

New Bonds delivered upon any transfer shall be valid special revenue obligations of the City, evidencing the same obligation as the Bonds surrendered, shall be secured by this Resolution, and shall be entitled to all of the security and benefits hereof to the same extent as the Bond surrendered.

The City, the Paying Agent, and the Bond Registrar may deem and treat the registered owner of any Bond as the absolute owner thereof for all purposes (whether or not such Bond shall be overdue), and any notice of the contrary shall not be binding upon the City, the Paying Agent, or the Bond Registrar.

Section 7. Destruction of Bonds. Whenever any outstanding Bond shall be delivered to the Bond Registrar for cancellation pursuant

to this Resolution and upon payment of the principal amount and interest represented thereby, or whenever any outstanding Bond shall be delivered to the Bond Registrar for transfer pursuant to the provisions hereof, such Bond shall be cancelled and destroyed by the Bond Registrar and counterparts of a certificate of destruction evidencing such destruction shall be furnished by the Bond Registrar to the City.

Section 8. Lost Bonds. Any Bond that is lost, stolen, destroyed, or mutilated may be replaced or paid by the Bond Registrar in accordance with and subject to the limitations of applicable law. The applicant for any such replacement Bond shall post such security, pay such costs, and present such proof of ownership and loss as may be required by applicable law, or in the absence of specific requirements, as may be required by the Bond Registrar.

Section 9. Disposition and Investment of Bond Proceeds. The proceeds of the Bonds shall be applied only to pay the costs and expenses of constructing the improvements in the District and all other costs and expenses incident thereto, including without limitation, the costs of issuance and securing the Bonds. Of the total principal amount of the Bonds, \$422,400 shall be used in connection with Improvement District No. ST-85, Phase B, and \$237,600 shall be used in connection with Improvement District No. ST-85, Phase C. Neither the Underwriter nor any subsequent owners of the Bonds shall be responsible for the application or disposal by the City or any of its officers of the funds derived from the sale thereof. In the event that all of the proceeds of the Bonds are not required to pay such costs and expenses, any remaining amount shall be deposited to the Bond Fund hereinafter created, and used for the purpose of calling in and paying the principal of and interest on the Bonds.

All or any portion of the Bond proceeds may be temporarily invested or reinvested, pending such use, in securities or obligations which are lawful investments. It is hereby covenanted and agreed by the City that the temporary investment or reinvestment of the original proceeds of the Bonds, or of any moneys treated as proceeds of the Bonds within the meaning of Section 103(c) of the Internal Revenue Code of 1954, as amended (the "Code"), and pertinent regulations, rulings, and decisions, shall be of such nature and extent, for such period, and at such yield, that the Bonds shall not be or become arbitrage bonds within the meaning of Section 103(c) of the Code and pertinent regulations, rulings, and decisions.

Section 10. Bond Fund. The Bonds and the interest thereon shall be payable solely from a special fund hereby established and designated as the "Improvement District No. ST-85, Phase B and Phase C, Bond Fund" (the "Bond Fund"). From the proceeds of the Bonds there shall be deposited to the Bond Fund the accrued interest, if any, paid as part of the purchase price of the Bonds, plus the amount of \$30,000 as capitalized interest. Thereafter, the Bond Fund shall contain any moneys in the construction account

remaining after the cost of improvements has been paid in full, and the moneys collected as a result of the assessments levied against the property within the District and specially benefited by the construction of improvements therein. All moneys collected as a result of such assessments shall be deposited immediately upon receipt to the Bond Fund and applied to the payment of the principal of and interest on the Bonds until such principal and interest is paid in full.

Section 11. Prior Redemption. Whenever considered prudent by the City Treasurer, he may, and whenever funds are in the Bond Fund exceeding six months' interest on the unpaid principal of the Bonds issued and outstanding, he shall, by advertisement for five (5) days in some newspaper of general circulation published in the City, call in a suitable number of Bonds for payment; provided however, that the amount of accrued interest, if any, and capitalized interest deposited to the Bond Fund shall be used solely for the purpose of paying the interest on the Bonds as the same becomes due and payable, and shall not be used in connection with a prior redemption of less than all of the Bonds then outstanding. At the expiration of thirty (30) days from the first publication of said notice, interest on the Bonds so called shall cease. The redemption date shall be on an interest payment date. The notice shall specify the Bonds so called by number, and all Bonds shall be paid in their numerical order. The owner of any Bond may at any time furnish his post office address to the City Treasurer and in such case a copy of said advertisement shall be mailed by the City Treasurer to the owner of the Bond called, at said address, on the first day of said publication.

Section 12. Acceptance of Purchase Agreement. The Council hereby reaffirms its determination to accept the Bond Purchase Agreement as submitted by the Underwriter, and to sell the Bonds to the Underwriter upon the terms, conditions, and provisions as set forth in said agreement.

Section 13. Direction to Take Authorizing Action. The appropriate officers of the City and members of the Council are hereby authorized and directed to take all other actions necessary or appropriate to effectuate the provisions of this Resolution, including but not limited to the execution of a Paying Agent and Registrar Agreement, a Bond Purchase Agreement, and such certificates and affidavits as may be reasonably required by the Underwriter.

Section 14. Severability. If any one or more sections or parts of this Resolution shall be adjudged unenforceable or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Resolution, it being the intention that the various provisions hereof are severable.

Section 15. Repealer. All resolutions, motions, orders, or parts thereof, of the City that are inconsistent or in conflict herewith are hereby repealed to the extent only of such inconsistency or

conflict.

Section 16. Resolution Irrepealable. After the Bonds are issued, this Resolution shall be and remain irrepealable until the Bonds and the interest thereon shall have been fully paid, satisfied, and discharged.

Section 17. Recording and Authentication. Immediately on its passage, this Resolution shall be recorded in the Resolution Record of the City kept for that purpose, and authenticated by the signatures of the Mayor and the President of the City Council, and the City Clerk.

INTRODUCED AND PASSED AT A REGULAR MEETING of the City Council on July 2, 1986.

/s/ Stephen C. Love

Mayor and President of the City Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

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

PETITION - PATTERSON ROAD ANNEXATION, W OF 1ST ST, N OF PATTERSON ROAD - RESOLUTION NO. 47-86 - PROPOSED ORDINANCE

The following Resolution was read:

RESOLUTION NO. 47-86

WHEREAS, on the 2nd day of July, 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:

Beginning at a point on the W li of the E2 of the SW4 of the SE4 of Sec 3, T1S, R1W, Ute Meridian, which point is 190 ft N of the SW Cor of said E2 of the SW4 of the SE4, thence N 206 ft to the drain, thence E along the drain 261.4 ft, thence N 79 deg. 58 min. E along the drain to the E li of the E2 of the SW4 of the SE4 of Sec 3, T1S, R1W, Ute Meridian, thence S along said E li to a point 170.8 ft N of the S l of said Sec 3, thence S 69 deg. 28 min. E 185.5 ft, thence S 00 deg. 11 min. W 68.6 ft, thence S 80 eg. 2 min. W 42.9 ft, thence W along the N li of Patterson Road right-of-way to a point 96 ft E of the W li of the E2 of the SW4 of the SE4 of Sec 3, thence N 130 ft, thence NEerly to a point 116 ft E of the point of beginning, thence W to the point of beginning.

Also that part of Patterson Road right-of-way located in the E2 of the SW4 of the SE4 and in the W 128 ft of the W2 of the SE4 of the SE4 of Sec 3, T1S, R1W, Ute Meridian. Excepting from the above the property described as: Beginning 203 ft N of the SE Cor of the SW4 of the SE4, Sec 3, T1S, R1W, Ute Meridian, thence E 7.5 ft, thence N 134 ft, thence W 101.1 ft, thence S 134 ft, thence E 93.6 ft to 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 July, 1986.

/s/ Stephen C. Love

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

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

RESOLUTION NO. 58-86 AGREEMENT WITH COLORADO DEPARTMENT OF HIGHWAYS FOR OFF-SYSTEMS F.A.U. PROJECT, M-7439(1), (SOUTH 9TH STREET, UTE AVENUE TO 4TH AVENUE)

The following Resolution was read:

RESOLUTION NO. 48-86

APPROVING OFF-SYSTEMS F.A.U. PROJECT, M7439(1)

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

That under the authority of Part 2, Article 1 of Title 29, Colorado Revised Statutes, and the Charter and Ordinances of the City of Grand Junction, the urban system project with the Department of Highways, Division of Highways of the State of Colorado, denominated M7439(1) is hereby approved and the President of the Council is authorized to execute the contract on behalf of the City.

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

/s/ Stephen C. Love

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

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

RESOLUTION NO. 49-86 EXPANDING THE DDA FROM NINE (9) MEMBERS TO ELEVEN (11) MEMBERS

The following Resolution was read:

RESOLUTION NO. 49-86

APPROVING THE EXPANSION OF THE GRAND JUNCTION, COLORADO, DOWNTOWN DEVELOPMENT AUTHORITY BOARD OF DIRECTORS

WHEREAS, the City Council of the City of Grand Junction, Colorado, approved the creation of the Grand Junction, Colorado, Downtown Development Authority on March 16, 1977; and

WHEREAS, C.R.S. 1973, 31-25-805, provides for the appointment of a board consisting of not less than five nor more than eleven members; and

WHEREAS, the Board of Directors for the Grand Junction, Colorado, Downtown Development Authority was established as having nine members; and

WHEREAS, the Downtown Development Authority Board of Directors is requesting that the present nine member board be expanded to eleven members to better facilitate quorums, bring further expertise and new perspectives to the Authority, and afford greater opportunity for public participation; and

WHEREAS, the Downtown Development Authority By-laws under Article 2, Section 110, states that, "The number and terms of board members shall be determined by resolution of the Grand Junction, Colorado, City Council in accordance with C.R.S. 1973, 31-25-805."

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

1. Council approves the expansion of the Downtown Development Authority Board to eleven members.

ADOPTED and APPROVED this 2nd day of July, 1986.

/s/ Stephen C. Love

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

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

AGREEMENT WITH LOUIS BRACH REGARDING LAND DONATION (CONNECTED LAKES TRAIL AREA)

Upon motion of Councilman Phipps, seconded by Councilman Mannion and carried, the Agreement with Louis Brach for land donation in the Connected Lakes Trail area was approved, waiving all open-space requirements by the City on said property, and the President of the Council was authorized to sign said Agreement.

PROPOSED RECALL OF CITY COUNCIL

David George, 873 23 Road, appeared before Council and stated that today he and a group of citizens, now known as the Concerned Assessed Property Owners, have taken two actions:

1. Members of the group have filed applications for recall of all members of the current City Council, except Paul Nelson. These recall petitions are in direct response to the past, present, and anticipated near future actions of the present Council and City Administration relative to special road improvement districts.

2. The group plans to file a petition for legislation by the people of Grand Junction, according to the People's rights granted by the City Charter. This legislation will be to prevent creation of forced assessments for street improvements unless a clear majority of the people who are being assessed approve.

IMPROVEMENTS ON F ROAD

Wesley Dixon, 2562 F Road, spoke regarding plumbing of the ditch along Patterson Road with the help of the Federal Government.

FINANCE COMMITTEE

Councilman Phipps reported that the Finance Committee met today and reviewed the Audit Report. He reported that the City is in good financial condition.

GROWTH & PLANNING COMMITTEE

Councilman Leland reported briefly on the Growth & Planning Committee held on July 1, 1986.

ADJOURNMENT

The President adjourned the meeting.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk