

Grand Junction, Colorado

September 3, 1986

The City Council of the City of Grand Junction, Colorado, convened in regular session the 3rd day of September, 1986, at 7:30 p.m. in the City-County Auditorium at City Hall. Those present were James Leland, Gary Lucero, Tim Mannion, Paul Nelson, Reford Theobold, and President of the Council Steve Love. Councilman Ray Phipps was absent. Also present were City Manager Mark Achen, City Attorney Gerald Ashby, and City Clerk Neva Lockhart.

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

INVOCATION

Reverend Kermit Brubacher, First Baptist Church.

MINUTES

Upon motion of Councilman Theobold, seconded by Councilman Nelson and carried, the minutes of the August 6, 1986, City Council Meeting and the August 20, 1986, City Council Meeting were approved as submitted.

PROCLAMATION DECLARING SEPTEMBER 24, 1986, "INTEGRITY DAY"

PROCLAMATION DECLARING SEPTEMBER, 1986, AS "ADULT LITERACY MONTH"

PROCLAMATION DECLARING SEPTEMBER 4, 1986, AS "UNITED WAY OF MESA COUNTY DAY"

PROCLAMATION DECLARING SEPTEMBER 14-20, 1986, AS "RETIRED SENIOR VOLUNTEER PROGRAM WEEK"

CONSIDERATION OF BIDS AWARD OF CONTRACTS

7th Street Waterline and Pavement Replacement Project - 39-Day Contract Awarded to Parkerson Construction - \$273,807.00

Bids were received on August 29, 1986, for the replacement of pavement and waterlines in 7th Street from Teller to Grand Avenue. City Manager Achen explained that the City planned to mill a portion of the surface in overlay. The milling revealed that there is an inadequate base to hold the overlay for an extended period of time. Staff recommended that the street be totally rebuilt (new concrete base in before new pavement surface). Since the waterline is old and would be scheduled for improvement or replacement in the next few years, it was decided that the waterline be replaced now rather than wait a few years later, and disturb the newly built street. Bids were as follows:

39-Day Contract Completion Date: 10-10-86

Parkerson Construction \$273,807.00

United Companies \$349,800.00

Corn Paving \$330,494.75

Engineer's Estimate \$270,693.50

Upon motion of Councilman Theobold, seconded by Councilman Lucero and carried, the 7th Street Waterline and Pavement Replacement Project was awarded to Parkerson Construction for a 39-day Contract in the amount of \$273,807.00, and the City Manager was authorized to sign said Contract.

Reconditioning of Elgin Street Sweeper - Ferris Machinery Company - Not to Exceed \$45,605.05

Bids were received on the reconditioning of Elgin Street Sweeper from R.F. Dixon Company, Downey, California, and Ferris Machinery Company of Commerce City, Colorado.

Upon motion of Councilman Theobold, seconded by Councilman Nelson and carried, the Contract to recondition the City's Elgin Street Sweeper was awarded to Ferris Machinery Company in an amount not to exceed \$45,605.05, and the City Manager was authorized to sign said Contract.

Refuse Collection within the City Limits - Bids Rejected

The feasibility of privatizing the City's refuse collection had been discussed by Council. Council's Finance Committee previously reviewed proposals that were solicited for the actual purpose of the City's refuse operations. The Committee found those proposals insufficiently attractive to pursue them further, and directed Staff to actually bid for contracting of residential refuse collection. Bids were received from three firms, in addition to the City's submission of a three-year budget. The base bid amounts indicated United Waste Service to be the lower bidder of the three firms. United's bid was compared in detail with that of the City's. The City's bid was \$5.55 for an individual single-family residential customer per month for the 39-month period of the Contract. United Waste Service Systems' bid was \$3.95 for collection, the City would do the billing. The additional charge for the billing and administration of the Contract was \$.71 based on Staff's recommendation, which would make its bid a net of \$4.66 per month for that service.

It was moved by Councilman Theobold, and seconded by Councilman Nelson that all bids for Refuse Collection within the City Limits be rejected and continue to operate the refuse collection by the City.

Mr. Dean Kreig, owner of United Waste Systems, and Mr. Ron

Manning, Operations Manager for BFI Waste Disposal, spoke to Council analyzing the bidding process.

The motion carried with Councilman LOVE ABSTAINING.

PROPOSED ORDINANCE PROVIDING FOR THE ISSUANCE OF CITY OF GRAND JUNCTION, COLORADO DDA TAX INCREMENT BONDS, SERIES 1986, DATED OCTOBER 1, 1986, IN THE PRINCIPAL AMOUNT OF \$555,000, FOR THE PURPOSE OF PAYING THE CITY OF GRAND JUNCTION, COLORADO, TAX INCREMENT BOND ANTICIPATION NOTES DATED DECEMBER 1, 1983

The following entitled proposed ordinance was read: AN ORDINANCE PROVIDING FOR THE ISSUANCE OF CITY OF GRAND JUNCTION, COLORADO, DOWNTOWN DEVELOPMENT AUTHORITY TAX INCREMENT BONDS, SERIES 1986, DATED OCTOBER 1, 1986, IN THE PRINCIPAL AMOUNT OF \$555,000 FOR THE PURPOSE OF PAYING THE CITY OF GRAND JUNCTION, COLORADO, TAX INCREMENT BOND ANTICIPATION NOTES DATED DECEMBER 1, 1983; PRESCRIBING THE FORM OF BONDS; PROVIDING FOR THE MANNER OF EXECUTION, DELIVERY AND REGISTRATION OF THE BONDS; PROVIDING HOW THE PROCEEDS OF THE BONDS WILL BE USED AND HOW PAYMENT OF THE BONDS WILL BE MADE; APPROVING THE BOND PURCHASE AGREEMENT AND THE PRELIMINARY OFFICIAL STATEMENT; AND RELATED MATTERS. Upon motion of Councilman Theobald, seconded by Councilman Nelson 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. 2304 - AMENDING THE ASSESSMENTS AND ASSESSMENT ROLL FOR IMPROVEMENT DISTRICT ST-84, PHASE B (7TH ST AND HORIZON DR IMPROVEMENTS) CONTAINED IN ORDINANCE NO. 2293

Upon motion of Councilman Lucero, seconded by Councilman Nelson and carried, the following proposed ordinance was called up for final passage and read by title only: AN ORDINANCE AMENDING THE ASSESSMENTS AND ASSESSMENT ROLL FOR IMPROVEMENT DISTRICT ST-84, PHASE B (7TH STREET AND HORIZON DRIVE IMPROVEMENTS) CONTAINED IN ORDINANCE NO. 2293.

There were no comments. Upon motion of Councilman Theobald, seconded by Councilman Leland and carried by roll call vote with Councilman LOVE voting NO, the Ordinance was passed, adopted, numbered 2304, and ordered published.

ORDINANCE NO. 2305 - REZONE 1120 HOUSTON AVENUE FROM RSF-5 TO PARKING - FAILED TO PASS

Upon motion of Councilman Lucero, seconded by Councilman Nelson 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. It was moved by Councilman Theobold and seconded by Councilman Nelson that the proposed ordinance be passed, adopted, numbered 2305, and ordered published. Roll call vote was taken with the following result:

Councilmembers voting AYE: LELAND, THEOBOLD, NELSON, LOVE.

Councilmembers voting NO: LUCERO, MANNION.

The President declared the motion failed to pass.

(Required Five (5) Affirmative "Yes" Votes.)

ORDINANCE NO. 2306 - SUPPLEMENTAL APPROPRIATIONS

Upon motion of Councilman Lucero, seconded by Councilman Nelson and carried, the following proposed ordinance was called up for final passage and read by title only: AN ORDINANCE MAKING SUPPLEMENTAL APPROPRIATIONS TO THE BUDGET OF THE CITY OF GRAND JUNCTION.

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 2306, and ordered published.

ORDINANCE NO. 2307 - REZONE 2510 N. 12TH STREET FROM RSF-8 TO PB

Upon motion of Councilman Lucero, seconded by Councilman Nelson 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.

Councilman Lucero left the auditorium at this time.

There were no comments. Upon motion of Councilman Mannion, seconded by Councilman Theobold and carried by roll call vote, with Councilman Lucero absent, the Ordinance was passed, adopted, numbered 2307, and ordered published.

ORDINANCE NO. 2308 - REZONE THE SW CORNER OF 7TH STREET AND PATTERSON ROAD FROM RMF-64 TO PB

Upon motion of Councilman Theobold, seconded by Councilman Nelson 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 Theobald and carried by roll call vote with Councilman Lucero absent, the Ordinance was passed, adopted, numbered 2308, and ordered published.

Councilman Lucero returned to the auditorium at this time.

RESOLUTION NO. 52-86 - OLD HIRE POLICE PENSION FUND - RANK ESCALATION

The following Resolution was read:

RESOLUTION NO. 52-86

CONCERNING "OLD-HIRE" POLICE DEPARTMENT EMPLOYEES AND RANK ESCALATION CONTRIBUTIONS.

WHEREAS, James Birdsill, Robert Evers, Harvey Gorby, Gary Richardson and Derryl Soden remained under the old pension plan at the time of the adoption of the new plan for retirement of police and fire department members; and

WHEREAS, a dispute exists between these officers and the City as to whether or not the officers are entitled to rank escalation contributions after January 1, 1985; and

WHEREAS, the City and the officers are desirous of ending any conflict as to the question;

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

That the City, without admitting any responsibility for the making of rank escalation contributions for the benefit of the named officers other than those already made, agrees to enter into the plan, a summary which is attached and made a part of this Resolution by this reference, upon the execution by each of the officers of a waiver of claim as to further rank escalation contributions other than those previously made.

PASSED and ADOPTED this 3rd day of September, 1986.

/s/ Stephen Love

President of the Council

Attest:

/s/ Neva B. Lockhart

City Clerk

CITY OF GRAND JUNCTION

SUMMARY OF PLAN TO BE IMPLEMENTED FOR OLD HIRE POLICE OFFICERS IN LIEU OF CONSIDERATION OF RANK ESCALATION

ELIGIBILITY:

All current members of the City of Grand Junction Police Department who were hired prior to April 8, 1978, and execute the proper waiver. The following officers are the only individuals eligible for this plan: J. Birdsill, R. Evers, H. Gorby, G. Richardson and D. Soden.

TYPE OF PLAN:

A money purchase pension plan qualified under Section 401(a) of the Internal Revenue Code or a deferred compensation plan qualified under Section 457 of the Internal Revenue Code.

METHOD OF ALLOCATION OF FUNDS HELD IN THE CURRENT SUPPLEMENTAL RANK ESCALATION FUND FOR THE CITY OF GRAND JUNCTION POLICE OFFICERS:

Total accumulation in the Supplement Rank Escalation Fund less any expenses required in the development of the plan and amounts to be held in said fund for the benefit of R. Safford who retired on January 28, 1985, with just over 23 years of service. Therefore, rank escalation on 2/20 or 10% of this benefit is covered by the Supplemental Rank Escalation Fund. As of this time, there is about \$65,000 in assets in the fund and we believe that approximately \$55,000 will be available for distribution to police officers. The distribution will be made on the basis of the actual earnings by all covered police officers during the period 1980 through 1984. The amounts will be transferred from PFFA to the City of Grand Junction for allocation and transfer to the next plan.

FUTURE CONTRIBUTIONS:

The City will contribute on behalf of each police officer 6% of the police officer's actual salary which is subject to contributions in connection with the Old Hire Regular Police Pension Fund. The contributions will be retroactive to January 1, 1985, and once the plan has been adopted, will be made by the City to the pension fund on a monthly basis for the duration of continued employment as a police officer. All retroactive contributions will be made within 60 days after the date the plan is adopted.

This plan is a retirement and not to be considered as a fringe benefit.

VESTING:

The Police Officer will be 100% vested in his account balance.

PAYMENTS FROM THE FUND TO MEMBERS:

A lump-sum payment will be made from the fund to the member upon his termination from the City regardless of the reason for termination or his age or years of service.

PAYMENT TO BENEFICIARY IN THE EVENT OF DEATH:

In the event that member dies prior to terminating employment, the amount accumulated in the member's account will be paid in a single lump sum to the member's designated beneficiary.

FUNDING VEHICLE:

The City and the members will agree upon an appropriate funding vehicle for the plan. At this time, we would anticipate that the plan will either be handled through a deferred compensation plan agreement with the ICMA under Section 457 of the Internal Revenue Code or a prototype money purchase pension plan will be adopted with an appropriate organization to handle the administration of the plan and investment of assets.

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

RESOLUTION NO. 53-86 APPOINTING JUDGES OF ELECTION

The following Resolution was read:

RESOLUTION NO. 53-86

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

That the following persons be, and they are hereby appointed as Judges of Election and Alternates for the Special Recall Election to be held in the City on Tuesday, September 30, 1986:

DISTRICT A, Precinct 1

Judges:

Marion Brayton
811 Colorado Avenue

Julia Maldonado
402 West Grand

Eluid Manzanares
644 West Colorado Avenue

Alternates:

Frank Maldonado
402 West Grand

Josephine Manzanares
644 West Colorado Avenue

DISTRICT A, Precinct 2

Judges:

Alice Arcieri
2690 B 3/4 Road

Lois Geary
2704 C Road

Wesley Miller
288 26 1/4 Road

Alternates:

Patricia Parrish
310 E. Highland

DISTRICT B

Judges:

Edith Bauer
2551 Mayfair

Carol Cadez
2256 Knollwood Lane

Helen Dixon
2562 F Road

Charles Teed
510 West Mesa Avenue

Alternates:

Florence Parrish
235 Hall Avenue

Lois Teed
510 West Mesa Avenue

DISTRICT C

Judges:

Alice Miller

2541 Mesa Avenue

Aura Moon
564 Normandy Drive

William H. Nelson
1000 Texas Avenue

Mary Ann Warner
1340 N. 21st Street

Alternates:

R.J. (Jack) Gidney
1705 N. 21st Street

DISTRICT D

Judges:

Berdine Colescott
2236 N. 17th Street

Mary Colosimo
1032 Lakeside Drive

Dorothy Ellis
1515 Cedar Circle, #10

Hallie Meek
1161 Lowell Court

Louise Sutrina
2012 N. 22nd Street

Alternates:

Lenore (Eve) Ellis
2042 N. 22nd Street

Delbert Mueller
2002 N. 21st Street

Hazel Hurd
1931 N. 17th Street

DISTRICT E

Judges:

Irene Abbey
1805 Grand Avenue

Pauline Bynum

2022 Gunnison Avenue

Ester Granat
1055 Chipeta

Shirlee Roth
2837 Elm Avenue

Alternates:

Basil Knight
1110 Gunnison Avenue

ABSENTEE

Judges:

Vivian Logue
2307 Orchard Avenue

Margie Lopas
1261 Colorado Avenue

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

1. That each Judge of Election serving on the day of election be compensated for his/her time by the payment of fifty dollars (\$50).

2. That each Absentee Judge of Election on the day of election be compensated for his/her time by the payment of fifteen dollars (\$15).

PASSED and ADOPTED this 3rd day of September, 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.

RESOLUTION NO. 54-86 JOINT RESOLUTION WITH THE COUNTY OF MESA CONCERNING ADOPTION OF THE 1987 UNIFIED PLANNING WORK PROGRAM

The following Resolution was read:

RESOLUTION NO. 54-86

MESA COUNTY NO. 86-90

A JOINT RESOLUTION OF THE COUNTY OF MESA AND THE CITY OF GRAND JUNCTION CONCERNING ADOPTION OF THE FISCAL YEAR 1987 UNIFIED PLANNING WORK PROGRAM

WHEREAS, the City and the County have been designated by the Governor as the Metropolitan Planning Organization for the Grand Junction Urbanized Area; and

WHEREAS, the City and the County realize the importance of both short and long range planning in the development of an efficient transportation system; and

WHEREAS, the City and the County are aware that it is the responsibility of the Metropolitan Planning Organization to perform those planning functions; and

WHEREAS, the City and the County in their performance of those planning functions wish to use Federal Highway Administration transportation planning funds in coordination with the Colorado Department of Highways;

NOW, THEREFORE, BE IT JOINTLY RESOLVED BY THE BOARD OF COUNTY COMMISSIONS OF THE COUNTY OF MESA AND CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

That the fiscal year 1987 Unified Planning Work Program for the Grand Junction Urbanized Area, hereunto attached, was adopted by the Grand Junction City Council on August 20, 1986; and was adopted by the Mesa County Board of Commissioners on August 26, 1986.

CITY OF GRAND JUNCTION

/s/ Stephen C. Love

President of the Council

3rd day of September, 1986

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

COUNTY OF MESA

/s/ Richard Pond

Chairman of the Board of County
Commissioners of Mesa County

2nd day of September, 1986

Attest:

/s/ Earl Sawyer

County Clerk

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

RENEWAL OF 15-YEAR LEASE WITH SISTERS OF CHARITY OF LEAVENWORTH HEALTH SERVICES CORP. (ST. MARY'S HOSPITAL) FOR PARK LOCATED AT 6TH AND BOOKCLIFF

Upon motion of Councilman Leland, seconded by Councilman Nelson and carried, the execution of the 15-year Lease with Sisters of Charity of Leavenworth Health Services Corporation (Saint Mary's Hospital) for the Park located at 6th and Bookcliff was authorized.

CHANGE ORDER NO. 1 - CH4 COMMERCIAL PARK (SUNDSTRAND) LANDSCAPE PROJECT IN THE AMOUNT OF \$25,445

Upon motion of Councilman Leland, seconded by Councilman Nelson and carried, the execution of Change Order No. 1 to CH4 Commercial Park (Sundstrand) Landscape Project in the amount of \$25,445 was authorized.

AIRPORT AUTHORITY

Councilman Leland announced a special meeting of the Airport Authority to be held on Friday, September 5, 1986, at 7:30 a.m., to discuss resolution of problems with Monarch Aviation.

DESIGNATION OF GRAND JUNCTION WAS ENTERPRISE ZONE

Councilman Theobold reported that today he and other applicants appeared before the Enterprise Zone Advisory Committee in Denver. He, along with Gordon Tiffany, Mesa County Administrator; Jane Quimby, former mayor, and representing the MCEDC; and Barbara Cresman, the County Community Development Specialist, made their presentation, and felt that it was very well received. There were ten rural applications, and six will be awarded out of the ten. He stated that a decision should be made by September 15, 1986, if Grand Junction has been designated an enterprise zone. Enterprise Zones give City's State tax advantages in the corporate income tax, use tax, etc.

ADJOURNMENT

The President adjourned the meeting.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk

MCC# MCM 86-90

GJCC# 54-86

RESOLUTION

A JOINT RESOLUTION OF THE COUNTY OF MESA AND
THE CITY OF GRAND JUNCTION CONCERNING
ADOPTION OF THE FISCAL YEAR 1987 UNIFIED PLANNING WORK PROGRAM

WHEREAS, The City and the County have been designated by the Governor as the Metropolitan Planning Organization for the Grand Junction Urbanized Area; and

WHEREAS, The City and the County realize the importance of both short and long range planning in the development of an efficient transportation system; and

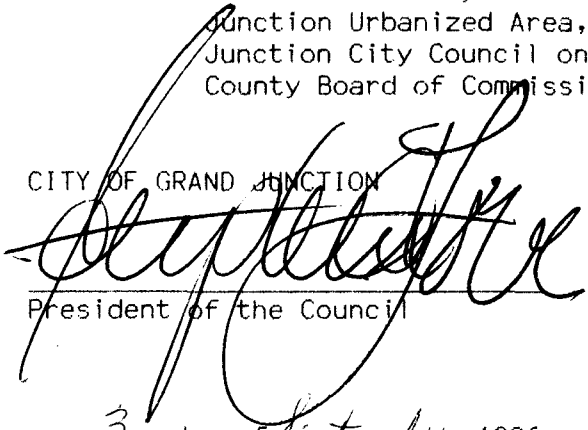
WHEREAS, The City and the County are aware that it is the responsibility of the Metropolitan Planning Organization to perform those planning functions; and

WHEREAS, The City and the County in their performance of those planning functions wish to use Federal Highway Administration transportation planning funds in coordination with the Colorado Department of Highways;

NOW, THEREFORE, BE IT JOINTLY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF MESA AND CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

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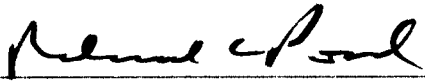
CITY OF GRAND JUNCTION



President of the Council

3 day of September, 1986

COUNTY OF MESA



Chairman of the Board of County Commissioners of Mesa County.

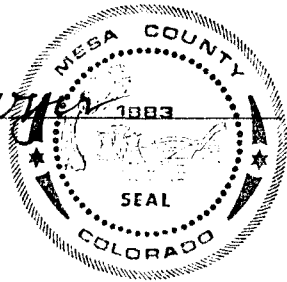
2nd day of September, 1986

Attest:

Neva B. Lockhart, CMC
City Clerk

Attest:

Earl Sawyer
County Clerk



MCC# MCM 86-90

GJCC# 54-86

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CITY OF GRAND JUNCTION

COUNTY OF MESA

By Stephen C. Love
President of the Council

By Richard C. Pond
Chairman of the Board of County
Commissioners of Mesa County.

3 day of September, 1986

2nd day of September, 1986

Attest:

Attest:

By Neva B. Lockhart, MC
City Clerk

By Earl Sawyer
County Clerk