

Grand Junction, Colorado

November 5, 1986

The City Council of the City of Grand Junction, Colorado, convened in regular session the 5th day of November, 1986, at 7:30 p.m. in the City-County Auditorium at City Hall. Those present were Council members John Bennett, Loretta Harrison, LeRoy Kirkhart, Bill McCurry, Paul Nelson, Reford Theobold, and President of the Council Rags Ragsdale. Also present were City Manager Mark Achen, City Attorney Gerald Ashby, and City Clerk Neva Lockhart.

Council President Ragsdale called the meeting to order and led in the Pledge of Allegiance.

INVOCATION

Reverend Joseph Gross, Redlands Community Church.

MINUTES

Upon motion of Councilman Theobold, seconded by Councilman McCurry and carried, the minutes of the regular meetings October 1 and October 15, 1986, were approved as submitted.

PROCLAMATION DECLARING NOVEMBER 2-8, 1986, "TELEPHONE PIONEERS OF AMERICA WEEK"

PROCLAMATION DECLARING NOVEMBER 9-15, 1986, "YOUTH APPRECIATION WEEK"

REQUEST BY R.N. MCMILLAN, 1603 N. 15TH STREET, FOR VARIANCE IN ALLOWANCE HEIGHT OF FENCE WITHIN A FRONT YARD SETBACK FROM 4 FEET TO 5 FEET - APPROVED

Mr. R. N. McMillan, 1603 N. 15th Street, appeared before Council to request a variance in the allowable height of a fence within his front yard setback from 4 feet to 5 feet. Mr. McMillan indicated that he would put in a chain-link fence and that he would diagonal the corner. There were no opponents, letters or counterpetitions. Karl Metzner explained that as he understood the Planning Commission's recommendation, it was concerned that granting the variance in fence height would set a precedent. Upon motion of Councilwoman Harrison, seconded by Councilman Nelson and carried, the variance in fence height was granted. It was noted that the reason for Council's action was because there have been no objections from the neighborhood to this request.

SKATEBOARD ORDINANCE

Mr. Jay Tubbs, 381 1/2 Ridgeview Drive, appeared before Council to discuss the skateboard ordinance. Mr. Tubbs noted that he and several of his friends have been stopped by law enforcement officers and warned about skateboarding. The City Attorney advised

that the only place where the skateboard ordinance applies is the Downtown Shopping Park. The President of the Council pointed out that the reason the officers in the Clifton area, the 7th and Rood area, and other outlying areas was that they have observed the skateboarders committing acts that may have been hazardous to the skateboarder or other citizens.

CITY'S SUPPORT OF DOWNTOWN DOO ZOO REQUESTED

Mrs. Lisa Ferguson appeared before Council to request its financial support of the Doo Zoo in the approximate amount of \$1,500 to \$1,900. Council received the report for consideration.

HEARING - GRAND JUNCTION AREA TRANSPORTATION PLAN

A hearing was held after proper notice on the Grand Junction Area Transportation Plan petitioned by the Grand Junction Metropolitan Planning Organization. There were no opponents, letters or counterpetitions. Upon motion of Councilman Theobold, seconded by Councilman Nelson and carried, the Grand Junction Area Transportation Plan was adopted.

HEARING - HELICOPTER OPERATIONS GUIDELINES

A hearing was held after proper notice on the Helicopter Operations Guidelines petitioned by the Grand Junction Planning Department. There were no opponents, letters or counterpetitions. Upon motion of Councilman Theobold, seconded by Councilman Nelson and carried, the Helicopter Operations Guidelines were adopted.

BIDS - AWARD OF CONTRACTS

Furnishing and Planting Trees at Lincoln Park Golf Course

Upon motion of Councilman Theobold, seconded by Councilman McCurry and carried, Bookcliff Gardens was awarded the contract to provide 137 deciduous trees for their bid of \$9,630.42; Western Landscaping was awarded the contract to provide 17 Austrian Pines for their bid of \$3,060.00; and Clarke and Company was awarded the contract to provide 67 shrubs and small trees for their bid of \$1,452.00 for a total amount of \$14,142.00, and authorized the appropriation of up to \$23,000 from the Golf Course Expansion Fund for this project.

City Shops Electrical Renovation

Upon motion of Councilman Theobold, seconded by Councilwoman Harrison and carried, the contract for the City Shops Electrical Renovation was awarded to B & B Electric for its bid of \$20,070.

PROPOSED ORDINANCE PROHIBITING THE OUTDOOR POSTING OF RATES FOR HOTELS AND MOTELS - FAILED TO PASS

Councilwoman Harrison stated that she has filed a "Conflict of

Interest" statement with both City Clerk Neva Lockhart and the Attorney General's Office, and that she would, therefore, remove herself from the discussion and voting on this item. Councilwoman Harrison left the Auditorium at this time.

The following entitled proposed ordinance was read: AN ORDINANCE REGULATING ADVERTISING BY HOTELS, MOTELS AND INNS; PROHIBITING POSTING OF RATES AND CHARGES, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

The following people spoke in opposition to the proposed ordinance:

John McDermott, 3150 Lakeside Drive

Dean Lindholm, 3325 Beechwood

Peggy Blair, 534 28 3/4 Road

Bryan Schumacher, Timbers Motel

Margaret French, 2705 Patterson Road

Verda Wright

Speaking in favor of the proposed ordinance:

Lou Ann Hughes, Silver Spur Motel, 555 North Avenue. Mrs. Hughes was presented a letter and a petition signed by 20 of the approximately 30 motel/hotel owners in the Grand Junction area favoring the passage of the proposed ordinance.

Don Feely, 3615 Elderberry Circle

Roger Armstrong, Frontier Motor Lodge

Dennis Ackerman, 2764 Nine Iron Drive

Upon motion of Councilman Bennett, seconded by Councilman Theobold and carried, the proposed ordinance was NOT passed for publication.

The President declared a five-minute recess. Upon reconvening, all seven members of Council were present.

ORDINANCE NO. 2311 - TEXT AMENDMENT TO THE GRAND JUNCTION ZONING AND DEVELOPMENT CODE, CHAPTER 13, DEFINITIONS

Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried, the following proposed ordinance was called up for final passage and read by title only: AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE ZONING AND DEVELOPMENT CODE AND CONCERNING ZONING CATEGORIES FOR AUTOMOBILES, RECREATIONAL VEHICLES, MANUFACTURED HOUSING AND THE STORAGE OF CONCRETE AND PIPE AND

REDEFINING THE TERM JUNK YARD.

There were no comments. Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried by roll call vote, the Ordinance was passed, adopted, numbered 2311, and ordered published.

ORDINANCE NO. 2312 - SOUTH 15TH STREET ANNEXATION - 15TH ST AND WINTERS AVENUE

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

There were no comments. Upon motion of Councilman Theobold, seconded by Councilman Nelson and carried by roll call vote, the Ordinance was passed, adopted, numbered 2312, and ordered published.

RESOLUTION NO. 60-86 SETTING THE MILL LEVY FOR 1987 - 8 MILLS

The following Resolution was read:

RESOLUTION NO. 60-86

LEVYING TAXES FOR THE YEAR 1987 IN THE CITY OF GRAND JUNCTION, COLORADO

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

That there shall be and hereby is levied upon all taxable property within the limits of the City of Grand Junction, Colorado, for the year 1986 according to the assessed valuation of said property, a tax of eight mills on the dollar (\$1.00) upon the total assessment of taxable property within the City of Grand Junction, Colorado, for the purpose of paying the expenses of the municipal government of said City and certain indebtedness of the City, for the fiscal year ending December 31, 1987.

ADOPTED and APPROVED THIS 5th day of November, 1986.

/s/ O.F. Rags Ragsdale

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion of Councilman Bennett, seconded by Councilman Kirkhart

and carried by roll call vote, the Resolution was adopted and approved as read.

RESOLUTION NO. 61-86 ADOPTING DDA MILL LEVY FOR 1987 - 5 MILLS

The following Resolution was read:

RESOLUTION NO. 61-86

LEVYING TAXES FOR THE YEAR 1986 IN THE CITY OF GRAND JUNCTION, COLORADO, DOWNTOWN DEVELOPMENT AUTHORITY.

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

That in accordance with the provisions of 31-25-817 of Colorado Revised Statutes, 1973, there shall be and hereby is levied upon all taxable property within the Grand Junction, Colorado, Downtown Development Authority limits, for the year 1986 according to the assessed valuation of said property, a tax of five mills on the dollar (\$1.00) upon the total assessment of taxable property within the Grand Junction, Colorado, Downtown Development Authority, for the purpose of paying the expenses of said Authority for the fiscal year ending December 31, 1987.

ADOPTED and APPROVED THIS 5th day of November, 1986.

/s/ O.F. Rags Ragsdale

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

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

RESOLUTION NO. 62-86 RATIFYING THE APPOINTMENT OF COUNCILMAN REFORD THEOBOLD TO THE GRAND JUNCTION, COLORADO, HOUSING AUTHORITY

The following Resolution was read:

RESOLUTION NO. 62-86

APPOINTING CITY COUNCILMAN THEOBOLD TO THE GRAND JUNCTION HOUSING AUTHORITY.

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

That City Councilman Reford Theobold be appointed to the Board of Directors of the Grand Junction Housing Authority.

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

/s/ O.F. Rags Ragsdale

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion of Councilwoman Harrison, seconded by Councilman Kirkhart and carried by roll call vote with Councilman THEOBOLD ABSTAINING, the Resolution was adopted and approved as read.

RESOLUTION NO. 63-86 RATIFYING THE APPOINTMENT OF COUNCILMAN REFORD THEOBOLD TO THE WALKER FIELD, COLORADO, PUBLIC AIRPORT AUTHORITY

The following Resolution was read:

RESOLUTION NO. 63-86

APPOINTING CITY COUNCILMAN THEOBOLD TO THE WALKER FIELD, COLORADO, PUBLIC AIRPORT AUTHORITY BOARD.

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

1. That the appointment of City Councilman Reford Theobold to the Walker Field, Colorado, Public Airport Authority board of directors, effective October 15, 1986, as the City Councilman representative on that board, is hereby confirmed and ratified.

2. That, as the by-laws of the Authority may permit, City Councilman William McCurry is designated as the alternate to Councilman Theobold on the board.

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

/s/ O.F. Rags Ragsdale

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion of Councilwoman Harrison, seconded by Councilman

Kirkhart and carried by roll call vote with Councilman THEOBOLD ABSTAINING, the Resolution was adopted and approved as read.

RESOLUTION NO. 64-86 JOINT CITY-COUNTY RESOLUTION CONCERNING ADOPTION OF THE FISCAL YEARS 1987-1991 TRANSPORTATION IMPROVEMENT PROGRAM FOR THE GRAND JUNCTION URBANIZED AREA

The following Resolution was read:

RESOLUTION NO. 64-86

MCC #86-135

A JOINT RESOLUTION OF THE COUNTY OF MESA AND THE CITY OF GRAND JUNCTION CONCERNING ADOPTION OF THE FISCAL YEARS 1987-1991 TRANSPORTATION IMPROVEMENT PROGRAM FOR THE GRAND JUNCTION URBANIZED AREA.

WHEREAS, the City and the County has 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 coordinating transportation improvements in the urbanized area; and

WHEREAS, Federal laws establishing aid to urban street systems require the comprehensive planning of improvements (23 U.S.C. 134 and 49 U.S.C. 1607); and

WHEREAS, the City and the County wish to make the most effective use of funds on the transportation system, whether the source of funds be local, state, or federal;

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

That the Fiscal Years 1987-1991 Transportation Improvement Program for the Grand Junction Urbanized Area (Exhibit 1), including the Certification of the Urban Transportation Planning Process, be adopted as shown.

CITY OF GRAND JUNCTION

/s/ O.F. Rags Ragsdale

President of the Council

5th day of November, 1986

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

COUNTY OF MESA

/s/ Richard C. Pond

Chairman of the Board of County Commissioners of Mesa County

4th day of November, 1986

Attest:

/s/ Earl Sawyer

County Clerk

EXHIBIT 1

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

STAFF AUTHORIZED TO MAKE APPLICATION TO THE DEPARTMENT OF LOCAL AFFAIRS FOR AN IMPACT ASSISTANCE GRANT IN THE AMOUNT OF \$230,262 - SUNDSTRAND DEVELOPMENT

Upon motion of Councilman Theobold, seconded by Councilman Bennett and carried, the Staff was authorized to make application to the Department of Local Affairs for an Impact Assistance Grant in the amount of \$230,262 for the Sundstrand Development.

REOPEN THE CORPS OF ENGINEERS SECTION 205 STUDY

Upon motion of Councilwoman Harrison, seconded by Councilman Theobold and carried, the Planning Department was authorized to send a letter to the Corps of Engineers requesting that the Section 205 Study be reopened.

LEASE BETWEEN CITY AND HARLEY MADDOCKS FOR 236 MAIN STREET FOR A GOLF PRO SHOP - \$200 PER MONTH - APPROVED

Upon motion of Councilman Theobold, seconded by Councilman McCurry and carried, the lease between the City and Harley Maddocks for 236 Main Street for a Golf Pro Shop was approved.

LEASE AGREEMENT WITH BRENT CHRISTENSEN FOR PARKING LOT ADJACENT TO 1810 NORTH AVENUE - \$200 PER MONTH - APPROVED

Upon motion of Councilman Theobold, seconded by Councilman McCurry and carried, the Lease Agreement with Brent Christensen for a parking lot adjacent to 1810 North Avenue for \$200 per month was approved.

PAY FOR PERFORMANCE

Pat McGarry, Chairman of the Employees Association, presented the results of the survey regarding whether Pay for Performance should be continued or rescinded. He indicated a majority voted to keep Pay for Performance with modification.

Mr. McGarry indicated that 28 employee representatives of 33 voted with 19 voting to keep the Pay for Performance Plan.

Council requested that each individual employee be polled, and the results submitted to Council by the December 3, 1986, meeting.

Those speaking were:

Bob Russell, Police Department

Darren Starr, Finance Department

Steve Bennett, Police Department

Tom Freeman, Police Department

Dan Brubaker, Traffic Department

EXPENDITURE OF \$42,000 FOR REPAIRS TO THE GRAND MESA RESERVOIR NO. 8

Councilman Nelson reported that the Water Committee met and reviewed previous minutes of the Water Committee and came to the conclusion that the City should pay for its portion of the repairs to the Grand Mesa Reservoir No. 8 which is about 22.3%. He recommended to Council that the City Manager to authorized to expended \$42,000 for this repair work. Upon motion of Councilman McCurry, seconded by Councilman Nelson and carried with President of the Council RAGSDALE ABSTAINING, the City Manager was authorized to expend \$42,000 for the City's share of the repair work to Grand Mesa Reservoir No. 8.

ADJOURNMENT

The President of the Council adjourned the meeting.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk

RESOLUTION

A JOINT RESOLUTION OF THE COUNTY OF MESA AND
THE CITY OF GRAND JUNCTION CONCERNING
ADOPTION OF THE FISCAL YEARS 1987-1991 TRANSPORTATION
IMPROVEMENT PROGRAM FOR THE GRAND JUNCTION URBANIZED AREA

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CITY OF GRAND JUNCTION

COUNTY OF MESA

[Signature]
President of the Council

[Signature]
Chairman of the Board of County Commissioners of Mesa County

5 day of November, 1986

4th day of November, 1986

Attest:

[Signature]
City Clerk

Attest:

[Signature]
County Clerk

