

CITY OF GRAND JUNCTION, COLORADO MINUTES OF THE REGULAR MEETING OF
THE CITY COUNCIL

August 17, 1988

The City Council of the City of Grand Junction, Colorado, convened in regular session the 17th day of August, 1988, at 7:30 p.m. in the City/County Auditorium at City Hall. Those present were LeRoy Kirkhart, R.T. Mantlo, Bill McCurry, Paul Nelson, Reford Theobald, and President of the Council John Bennett. Councilman O.F. Ragsdale was absent. Also present were City Manager Mark Achen, City Attorney Dan Wilson, and City Clerk Neva Lockhart.

Council President Bennett called the meeting to order and Councilman Kirkhart led in the Pledge of Allegiance.

INVOCATION - Pastor Ed Hillman, Central Baptist Church.

MINUTES

The Minutes of the August 3, 1988, Council Meeting were corrected to reflect that the Veterans of Foreign Wars (V.F.W.) was granted permission to host the June, 1990, State Convention of Veterans of Foreign Wars in Grand Junction. There being no other corrections or additions to the minutes, they were approved as corrected.

APPOINTMENT TO PARKS AND RECREATION ADVISORY BOARD

Upon motion by Councilman Mantlo, seconded by Councilman Nelson and carried, Lynn James was appointed to a one-year term on the Parks and Recreation Advisory Board.

PROCLAMATION DECLARING AUGUST 10, 1988, AS "POW-MIA FREEDOM RIDE DAY" IN THE CITY OF GRAND JUNCTION

PROCLAMATION DECLARING SATURDAY, SEPTEMBER 3, 1988, AS MADD/VOLKSWAGEN "DRIVE FOR LIFE DAY" IN THE CITY OF GRAND JUNCTION

ACCEPT DONATIONS IN MEMORY OF MR. JOE WILLOUGHBY AND FROM MRS. MAXINE ZANETT FOR EMERGENCY MEDICAL SERVICES

Upon motion by Councilman Nelson, seconded by Councilman McCurry and carried, donations in memory of Mr. Joe Willoughby and from Mrs. Maxine Zanett totaling \$875 were accepted and are to be used for the purchase of emergency medical training equipment.

HEARING #3-88 - PROPOSED ORDINANCE - ZONING AND DEVELOPMENT CODE TEXT AMENDMENT TO SECTION 5-1-9 TO ADD PARAGRAPH E REGARDING HOME OCCUPATION - PERMIT REQUIRED

A hearing was held after proper notice on the petition by the Grand Junction Planning Department to amend the Zoning and Development Code, Section 5-1-9, to add Paragraph E regarding Home Occupation - Permit Required. There were no opponents, letters or

counterpetitions. The hearing was closed.

The following entitled proposed ordinance was presented and read: AMENDING SECTION 5-1-9 OF THE DEVELOPMENT CODE OF THE CITY REQUIRING THAT A PERSON OPERATING A HOME OCCUPATION SHALL OBTAIN A PERMIT FROM THE DIRECTOR OF PLANNING. Upon motion by Councilman Kirkhart, seconded by Councilman Nelson and carried, the proposed ordinance was passed for publication.

HEARING #3-88 - PROPOSED ORDINANCE - AMENDING SECTION 2-2-2G OF THE ZONING AND DEVELOPMENT CODE BY ADDITION OF A NEW PARAGRAPH 17 WHICH ALLOWS FOR WAIVERS OF FEES BY THE CITY COUNCIL UNDER CERTAIN CIRCUMSTANCES

A hearing was held after proper notice on the petition by the Grand Junction Planning Department to amend Section 2-2-2G of the Zoning and Development Code by the addition of a new Paragraph 17 which allows for waivers of fees by the City Council under certain circumstances. There were no opponents, letters or counterpetitions. The hearing was closed.

The following entitled proposed ordinance was presented and read: AMENDING SECTION 2-2-2G OF THE CITY ZONING AND DEVELOPMENT CODE BY ADDITION OF A NEW PARAGRAPH 17 WHICH ALLOWS FOR WAIVERS OF FEES BY THE CITY COUNCIL UNDER CERTAIN CIRCUMSTANCES. Upon motion by Councilman McCurry, seconded by Councilman Kirkhart and carried, the proposed ordinance was passed for publication.

HEARING #3-88 - PROPOSED ORDINANCE - AMENDING THE ZONING AND DEVELOPMENT CODE BY ADDING A DEFINITION FOR LAW ENFORCEMENT REHABILITATION CENTER

A hearing was held after proper notice on the petition by the Grand Junction Planning Commission to amend the Zoning and Development Code by adding a definition for Law Enforcement Rehabilitation Center. There were no opponents, letters or counterpetitions. The hearing was closed.

The following entitled proposed ordinance was presented and read: AMENDING THE ZONING AND DEVELOPMENT CODE OF THE CITY OF GRAND JUNCTION BY ADDING A DEFINITION FOR LAW ENFORCEMENT REHABILITATION CENTER. Upon motion by Councilman Mantlo, seconded by Councilman Kirkhart and carried, the proposed ordinance was passed for publication.

HEARING #22-88 - PROPOSED ORDINANCE - RIGHT-OF-WAY VACATION - VACATING THAT PORTION OF SECOND STREET BETWEEN THE SOUTH LINE OF WHITE AVENUE AND THE NORTH LINE OF ROOD AVENUE; THAT PORTION OF ROOD AVENUE LOCATED 50 FEET EAST OF THE INTERSECTION OF FIRST STREET AND ROOD AVENUE TO THE WEST LINE OF THE SECOND STREET AND ROOD AVENUE INTERSECTION; THE EAST/WEST ALLEY IN BLOCK 100, EXCEPT THE WESTERNMOST 50 FEET; THE EAST/WEST ALLEY IN BLOCK 99, THE WEST 100 FEET OF THE EAST/WEST ALLEY IN BLOCK 98 (CITY MARKET PROPERTY)

A hearing was held after proper notice on the petition by City Market, Inc., John Caldwell, to vacate property at 2nd and Rood. The following entitled proposed ordinance was presented and read: VACATING THAT PORTION OF SECOND STREET BETWEEN THE SOUTH LINE OF WHITE AVENUE AND THE NORTH LINE OF ROOD AVENUE; THAT PORTION OF ROOD AVENUE LOCATED 50 FEET EAST OF THE INTERSECTION OF FIRST STREET AND ROOD AVENUE TO THE WEST LINE OF THE SECOND STREET AND ROOD AVENUE INTERSECTION; THE EAST/WEST ALLEY IN BLOCK 100, EXCEPT THE WESTERNMOST 50 FEET; THE EAST/WEST ALLEY IN BLOCK 99, THE WEST 100 FEET OF THE EAST/WEST ALLEY IN BLOCK 98. There were no opponents, letters or counterpetitions. Upon motion by Councilman McCurry, seconded by Councilman Nelson and carried, the proposed ordinance was passed for publication.

Mr. Schiesswohl and Mr. Bill Jarvis requested an opportunity to speak on the subject. They were advised that a public hearing on the matter would be held on September 7, 1988.

Upon motion by Councilman Theobold, seconded by Councilman Mantlo and carried, the proposed ordinance was amended to read: VACATING THAT PORTION OF SECOND STREET BETWEEN THE SOUTH LINE OF WHITE AVENUE AND THE NORTH LINE OF ROOD AVENUE; THAT PORTION OF ROOD AVENUE LOCATED 50 FEET EAST OF THE EAST LINE OF THE INTERSECTION OF FIRST STREET AND ROOD AVENUE TO THE WEST LINE OF THE SECOND STREET AND ROOD AVENUE INTERSECTION; THE EAST/WEST ALLEY IN BLOCK 100, EXCEPT THE WESTERNMOST 50 FEET; THE EAST/WEST ALLEY IN BLOCK 99, THE WEST 100 FEET OF THE EAST/WEST ALLEY IN BLOCK 98. The proposed ordinance was passed for publication as amended.

HEARING #24-88 - PROPOSED ORDINANCE - REPLACING REQUIREMENT FOR PLAT SIGNATURE BY A PROFESSIONAL ENGINEER WITH SIGNATURE BY A REGISTERED LAND SURVEYOR

A hearing was held after proper notice on the petition by Cecil Castor to replace the requirement for Plat Signature by a Professional Engineer with Signature by a Registered Land Surveyor. There were no opponents, letters or counterpetitions. The following entitled proposed ordinance was presented and read: AMENDING SECTION 6-8-2 (A) (1) (b) TO DELETE THE REQUIREMENT THAT AN ENGINEER CERTIFY ALL PLATS. Upon motion by Councilman Nelson, seconded by Councilman McCurry and carried, the proposed ordinance was passed for publication.

ORDINANCE NO. 2394 - AMENDING SECTION 17-106 OF THE CITY CODE TO PROVIDE FOR ADOPTION OF AN INCREASE IN REQUIRED FEES TO BE PAID AS A CONDITION OF OBTAINING A CONCRETE SIDEWALK OR CURBING LICENSE

The Proof of Publication on the following Ordinance proposed for final passage had been received and filed. Copies of the Ordinance proposed for final passage were submitted in writing to the City Council prior to the meeting.

Upon motion by Councilman Theobold, seconded by Councilman Nelson and carried, the following entitled proposed ordinance was called

up for final passage and read by title only: AMENDING SECTION 17-106 OF THE CITY CODE TO PROVIDE FOR ADOPTION OF AN INCREASE IN REQUIRED FEES TO BE PAID AS A CONDITION OF OBTAINING A CONCRETE SIDEWALK OR CURBING LICENSE.

There were no comments. Upon motion by Councilman Theobald, seconded by Councilman Kirkhart and carried by roll call vote, the Ordinance was passed, adopted, numbered 2394, and ordered published.

RESOLUTION NO. 32-88 - NOMINATION AND LETTER OF RECOMMENDATION FOR APPOINTMENT OF JEFFREY T. WENDLAND TO THE COLORADO AERONAUTICAL BOARD

The following Resolution was presented and read:

RESOLUTION NO. 32-88

RESOLUTION OF NOMINATION AND LETTER OF RECOMMENDATION FOR APPOINTMENT OF JEFFREY T. WENDLAND TO THE COLORADO AERONAUTICAL BOARD

WHEREAS, the Colorado legislature has passed and Governor Roy Romer has signed H.B. 1250 creating a Colorado Division of Aviation; and

WHEREAS, this new law calls for the Division of Aviation to be governed by a seven-member Colorado Aeronautical Board, four members of which are to be appointed by the Governor as follows: "two from the eastern slope and two from the western slope of the state, representing local governments which operate airports (such members shall be selected by the governor from a list of nominees supplied by local governments),"

WHEREAS, Jeffrey T. Wendland knowledgeable of aviation in Colorado and is interested in its promotion and growth and represents the Walker Field, Colorado Public Airport Authority, which operates an airport and is sponsored by the City of Grand Junction and Mesa County.

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

That Jeffrey T. Wendland be nominated to fill one of the two posts on the Colorado Aeronautical Board for members from the Western Slope representing local governments which operate airports, and recommend most highly to the governor Mr. Wendland's qualifications to fill that post.

PASSED and ADOPTED this 17th day of August, 1988.

/s/ John W. Bennett

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion by Councilman Nelson, seconded by Councilman McCurry and carried by roll call vote, the Resolution was passed and adopted as read.

PURDY MESA WATER COMPANY AGREEMENT - DEFERRED

FINANCIAL AUDIT SERVICES AGREEMENT FOR 1988 WITH CHADWICK, STEINKIRCHNER, DAVIS AND COMPANY

Upon motion by Councilman Theobald, seconded by Councilman McCurry and carried, the Financial Audit Services Agreement for 1988 with Chadwick, Steinkirchner, Davis and Company was approved, and the City Manager was authorized to sign said Agreement.

ADJOURNMENT

The President adjourned the meeting.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk