

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

August 2, 1989

The City Council of the City of Grand Junction, Colorado, convened in regular session the 2nd day of August, 1989, at 7:30 p.m. in the City/County Auditorium at City Hall. Those present were John Bennett, Bill McCurry, Paul Nelson, O.F. Ragsdale, Reford Theobald, and President of the Council R.T. Mantlo. Councilman Conner Shepherd was absent. Also present were acting City Manager James Shanks, City Attorney Dan Wilson, and City Clerk Neva Lockhart.

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

INVOCATION - Reverend Herb Ordman, Church of God.

MINUTES

There being no corrections or additions to the minutes of the July 19, 1989, regular City Council meeting, they were approved as submitted.

PROCLAMATION DECLARING AUGUST 5-12, 1989, AS "DR. A. H. (ARCH) GOULD WEEK" IN THE CITY OF GRAND JUNCTION

PROCLAMATION DECLARING AUGUST 8, 1989, AS "NATIONAL NIGHT OUT" IN GRAND JUNCTION

PRESENTATION OF A LOSS PREVENTION AWARD TO THE CITY OF GRAND JUNCTION BY MR. JOHN DUNN, CIRSA REGIONAL REPRESENTATIVE

PRESENTATION OF APPRECIATION PLAQUE TO KAREN MADSEN FOR OVER FIVE YEARS OF SERVICE ON THE GRAND JUNCTION PLANNING COMMISSION

APPOINTMENT TO PARKS AND RECREATION ADVISORY BOARD

Upon motion by Councilman McCurry, seconded by Councilman Ragsdale and carried, Bob Manfred was reappointed to the Parks and Recreation Advisory Board for a three-year term.

HEARING #28-89 - REZONE FROM RMF-64 AND PZ TO PB AND FINAL PLAN FOR RIO GRANDE FEDERAL CREDIT UNION PROPERTY LOCATED AT 536 OURAY AVENUE - CONTINUED TO SEPTEMBER 6, 1989

Upon motion by Councilman Bennett, seconded by Councilman Nelson and carried the rezone from RMF-64 and PZ to PB and Final Plan for Rio Grande Federal Credit Union Property located at 536 Ouray Avenue was continued to September 6, 1989.

HEARING #29-89 - REZONE FROM RMF-64 TO PZ PROPERTY LOCATED AT 537 CHIPETA AVENUE - CONTINUED TO SEPTEMBER 6, 1989

Upon motion by Councilman Bennett, seconded by Councilman Nelson and carried the rezone from RMF-64 to PZ of property located at 537 Chipeta Avenue was continued to September 6, 1989.

HEARING #30-89 - CONDITIONAL USE FOR CAR WASH TO BE LOCATED AT 2442 PATTERSON ROAD - REQUEST TO APPEAL CONDITIONS FOR ROAD IMPROVEMENTS

A hearing was held after proper notice on the petition by W. Lance Moses for a Conditional Use Permit for a car wash to be located at 2442 Patterson Road. There was a request to appeal conditions of the Conditional Use Permit for road improvements. The City Planning Department required Mr. Moses to pay up front an \$8,000 road improvement fee to be held in escrow until such time as road improvements take place. Mr. Lance Moses was present to appeal this requirement, and stated he is willing to sign an agreement stating he will pay for road improvements at the time the improvements actually take place. There were no opponents, letters or counterpetitions. Upon motion by Councilman Nelson, seconded by Councilman Ragsdale and carried, the request was denied.

ORDINANCES ON FINAL PASSAGE - PROOFS OF PUBLICATION

The Proofs of Publication on the following Ordinances for final passage had 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. 2436 - ANNEXING ENCLAVED PROPERTIES TO THE CITY OF GRAND JUNCTION - LOCATED NEAR 27 AND G ROADS IN THE VICINITY NORTH OF F ROAD, EAST OF 24 1/2 ROAD

Upon motion by Councilman McCurry, seconded by Councilman Ragsdale and carried, the following entitled proposed ordinance was called up for final passage and read by title only: ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION.

There were no comments. Upon motion by Councilman McCurry, seconded by Councilman Nelson and carried by roll call vote, the Ordinance was passed, adopted, numbered 2436, and ordered published.

ORDINANCE NO. 2437 - AMENDING CHAPTER 4, ARTICLE 1, SECTION 1, CODE OF ORDINANCES, WHICH ALLOWS THE LOCAL LICENSING AUTHORITY TO GRANT, UNDER CERTAIN PROVISIONS, TEMPORARY LICENSES TO RETAIL LIQUOR LICENSEES WHO, THROUGH NEGLIGENCE OR INADVERTENCE, HAVE ALLOWED THEIR LIQUOR LICENSES TO EXPIRE WITHOUT RENEWING THEM

Upon motion by Councilman McCurry, seconded by Councilman Ragsdale and carried, the following entitled proposed ordinance was called up for final passage and read by title only: AN ORDINANCE WHICH ALLOWS THE LOCAL LICENSING AUTHORITY TO GRANT, UNDER CERTAIN PROVISIONS, TEMPORARY LICENSES TO RETAIL LIQUOR LICENSEES WHO, THROUGH NEGLIGENCE OR INADVERTENCE, HAVE ALLOWED THEIR LIQUOR

LICENSES TO EXPIRE WITHOUT RENEWING THEM.

There were no comments. Upon motion by Councilman Bennett, seconded by Councilman McCurry and carried by roll call vote, the proposed ordinance was passed, adopted, numbered 2437, and ordered published.

ORDINANCE NO. 2438 - IMPLEMENTING THE PROVISIONS OF THE COLORADO WATER CONSERVATION BOARD CONTRACT

Upon motion by Councilman McCurry, seconded by Councilman Ragsdale and carried, the following entitled proposed ordinance was called up for final passage and read by title only: AN ORDINANCE OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE CITY TO ENTER INTO A CONTRACT FOR BORROWING A PRINCIPAL SUM NOT TO EXCEED \$250,000 FROM THE COLORADO WATER CONSERVATION BOARD; ASSURING UTILITY RATES TO PRODUCE REVENUES SUFFICIENT TO PAY THE CONTRACT LOAN; SETTING ASIDE OF REVENUES IN THE WATER FUND FOR THE REPAYMENT OF THE DEBT; AND PROVIDING A SECURITY INTEREST IN FAVOR OF THE STATE TO SECURE THE REPAYMENT.

There were no comments. Upon motion by Councilman Theobold, seconded by Councilman McCurry and carried by roll call vote, the proposed Ordinance was passed, adopted, numbered 2438, and ordered published.

RESOLUTION NO. 31-89 AUTHORIZING PUBLIC SERVICE COMPANY OF COLORADO TO USE UNDERGROUND FUNDS TO UNDERGROUND POWER FACILITIES IN THE ALLEY BETWEEN MAIN STREET AND ROOD AVENUE FROM A POINT 225 FEET WEST OF 3RD STREET TO 7TH STREET IN THE CITY OF GRAND JUNCTION

The following Resolution was read:

RESOLUTION NO. 31-89

AUTHORIZING PUBLIC SERVICE COMPANY OF COLORADO TO USE UNDERGROUND FUNDS TO UNDERGROUND POWER FACILITIES IN THE ALLEY BETWEEN MAIN STREET AND ROOD AVENUE FROM A POINT 225 FEET WEST OF 3RD STREET TO 7TH STREET IN THE CITY OF GRAND JUNCTION, COLORADO.

WHEREAS, Public Service Company of Colorado has a franchise agreement to provide electrical service within the corporate boundary of the City of Grand Junction, Colorado; and

WHEREAS, as a part of the franchise agreement, Public Service Company of Colorado collects a 1% fee on electrical service to be used for the undergrounding of electrical facilities in public rights of way; and

WHEREAS, the alley between Main Street and Rood Avenue from a point 225 feet west of the west right-of-way line of 3rd Street to 7th Street is a public alley within the City of Grand Junction; and

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk