

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

October 17, 1990

The City Council of the City of Grand Junction, Colorado, convened in regular session the 17th day of October, 1990, at 7:30 p.m. in the City/County Auditorium at City Hall. Those present were John Bennett, R.T. Mantlo, Paul Nelson, Earl Payne, Conner Shepherd, Reford Theobold, and President of the Council William E. McCurry. Also present were City Manager Mark Achen, City Attorney Dan Wilson, and City Clerk Neva Lockhart.

Council President McCurry called the meeting to order and Councilman Shepherd led in the Pledge of Allegiance.

INVOCATION - Reverend Joseph Gross, Redlands Community Church

RECOGNITION OF DEATH OF TWO CITY EMPLOYEES

City Manager Achen took a moment to recognize the recent death of two retired City employees - David Franklin who was employed by the City for 38 years, and Buck Stoddart who retired after 27 years of employment with the City.

MINUTES

Upon motion by Councilman Mantlo, seconded by Councilman Shepherd and carried, the minutes of the October 3, 1990, City Council Meeting were approved as submitted.

PROCLAMATION DECLARING OCTOBER 20-28, 1990, AS "NATIONAL RED RIBBON WEEK" IN THE CITY OF GRAND JUNCTION

PROCLAMATION DECLARING SUNDAY, OCTOBER 21, 1990, AS "NATIONAL CATHOLIC DAUGHTERS OF THE AMERICAS DAY"

APPOINTMENT TO HOUSING AUTHORITY

Upon motion by Councilman Theobold, seconded by Councilman Nelson and carried, Fred Sperber was reappointed to a five-year term on the Grand Junction Housing Authority.

BIDS - AWARD OF CONTRACTS

Indian Wash Box Culvert, 28 1/4 Road to 28.6 Road Culvert 1990 - M.A. Concrete Construction, Inc. - \$616,461

23 Road Sewer Extension, 1990 - Lyle States - \$68,726

Upon motion by Councilman Theobold, seconded by Councilman Mantlo and carried, the bids of the above contracts were accepted, and the Contracts were awarded as noted.

PROPOSED ORDINANCE - HEARING #18-90 - TEXT ADDENDUM FOR 1990 -
ADDENDUM TO GRAND JUNCTION ZONING AND DEVELOPMENT CODE CONCERNING
PROVISIONS RELATING TO ADULT ENTERTAINMENT ESTABLISHMENTS

City Planner Kathy Portner, Community Development Department, reviewed the request for an addendum to the Grand Junction Zoning and Development Code concerning provisions relating to Adult Entertainment Establishments. She also reviewed the original ordinance regarding Adult Entertainment Establishments. Assistant City Attorney John Shaver explained and answered questions of Council. There were no opponents, letters or counterpetitions.

The following entitled proposed ordinance was read: THE REPEAL AND REENACTMENT OF AN ORDINANCE CONCERNING THE LOCATION IN CERTAIN AREAS OF THE CITY OF GRAND JUNCTION OF ADULT ENTERTAINMENT ESTABLISHMENTS AS DEFINED HEREIN. THIS ORDINANCE SHALL CONSTITUTE ON FINAL PASSAGE AND ADOPTION SECTION 5-13 OF THE GRAND JUNCTION ZONING AND DEVELOPMENT CODE AND SHALL BE CODIFIED THEREIN AND AT CHAPTER 32 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION AS SECTION 32-2. Upon motion by Councilman Theobold, seconded by Councilman Bennett and carried, the proposed ordinance was passed for publication with the amendment that the uniform business limit be 1000 feet instead of the 750 foot limit.

HEARING - RESOLUTION NO. 65-90 - PROPOSED ORDINANCE - PAINTED BOWL
ANNEXATION NO. 1 - LOCATED AT MONUMENT ROAD APPROXIMATELY 2 1/2
MILES NORTH OF COLORADO NATIONAL MONUMENT

A hearing was held after proper notice on the Painted Bowl Annexation No. 1 located at Monument Road approximately 2 1/2 miles North of the Colorado National Monument. There were no opponents, letters, or counterpetitions. Upon motion by Councilman Mantlo, seconded by Councilman Payne and carried, the hearing was closed.

The following Resolution No. 65-90 was read: (See next page).

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

The following entitled proposed ordinance was presented was read: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION, COLORADO (PAINTED BOWL ANNEXATION NO. 1). Upon motion by Councilman Bennett, seconded by Councilman Mantlo and carried, the proposed ordinance was passed for publication.

HEARING - RESOLUTION NO. 66-90 - PROPOSED ORDINANCE - PAINTED BOWL
ANNEXATION NO. 2

A hearing was held after proper notice on the annexation of Painted Bowl No. 2. There were no opponents, letters or counterpetitions. Upon motion by Councilman Mantlo, seconded by Councilman Payne and carried, the hearing was closed.

The following Resolution No. 66-90 was read: (See next page).

Upon motion by Councilman Mantlo, seconded by Councilman Shepherd 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 (PAINTED BOWL ANNEXATION NO. 2). Upon motion by Councilman Bennett, seconded by Councilman Mantlo and carried, the proposed ordinance was passed for publication.

HEARING - RESOLUTION NO. 67-90 - PROPOSED ORDINANCE - PAINTED BOWL ANNEXATION NO. 3

A hearing was held after proper notice on Painted Bowl Annexation No. 3. There were no opponents, letters, or counterpetitions. Upon motion by Councilman Mantlo, seconded by Councilman Payne and carried, the hearing was closed.

The following Resolution No. 67-90 was read: (See next page).

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

The following entitled proposed ordinance was presented: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION, COLORADO (PAINTED BOWL ANNEXATION NO. 3). Upon motion by Councilman Theobald, seconded by Councilman Shepherd and carried, the proposed ordinance was passed for publication.

HEARING - RESOLUTION NO. 68-90 - PROPOSED ORDINANCE - PAINTED BOWL ANNEXATION NO. 4

A hearing was held after proper notice on the Painted Bowl Annexation No. 4. Upon motion by Councilman Mantlo, seconded by Councilman Bennett and carried, the hearing was closed.

The following Resolution No. 68-90 was read: (See next page).

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

The following entitled proposed ordinance was presented: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION, COLORADO (PAINTED BOWL ANNEXATION NO. 4). Upon motion by Councilman Bennett, seconded by Councilman Payne and carried, the proposed ordinance was passed for publication.

HEARING - RESOLUTION NO. 69-90 - PROPOSED ORDINANCE - PATTERSON PARKWEST ANNEXATION

A hearing was held after proper notice on the Patterson Parkwest Annexation. There were no opponents, letters or counterpetitions. Upon motion by Councilman Mantlo, seconded by Councilman Bennett and carried, the hearing was closed.

The following Resolution No. 69-90 was read: (See next page).

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

The following entitled proposed ordinance was presented and read: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION, COLORADO (PATTERSON PARKWEST ANNEXATION). Upon motion by Councilman Mantlo, seconded by Councilman Payne and carried, the proposed ordinance was passed for publication.

PROPOSED ORDINANCE - MAKING SUPPLEMENTAL APPROPRIATIONS TO THE 1990 BUDGET OF THE CITY OF GRAND JUNCTION

The following entitled proposed ordinance was presented and read: AN ORDINANCE MAKING SUPPLEMENTAL APPROPRIATIONS TO THE 1990 BUDGET OF THE CITY OF GRAND JUNCTION. Upon motion by Councilman Nelson, seconded by Councilman Mantlo and carried, the proposed ordinance was passed for publication.

PROPOSED ORDINANCE - ESTABLISHING POLICY FOR THE CONSTRUCTION OF WATER WORKS AND SEWER SYSTEMS; PROVIDING FOR THE UPGRADING OF WATER LINES TO PROVIDE ADEQUATE FIRE PROTECTION WITHIN THE LINES TO PROVIDE ADEQUATE FIRE PROTECTION WITHIN THE CITY OF GRAND JUNCTION; PROVIDING FOR THE RELOCATION OF WATER AND SEWER LINES WITHOUT COMPENSATION TO THEIR OWNERS WHEN REQUIRED BY THE PUBLIC HEALTH, SAFETY AND WELFARE; PROVIDING FOR THE GRANTING OF FRANCHISES TO CONSTRUCT WATER WORKS AND SEWER SYSTEMS IN THE PUBLIC WAYS OF THE CITY; PROHIBITING THE CONSTRUCTION OF WATERWORKS AND SEWER SYSTEMS WITHIN THE CITY WITHOUT A FRANCHISE; PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND AMENDING CHAPTER 3 OF THE GENERAL ORDINANCES OF THE CITY OF GRAND JUNCTION BY THE ADDITION OF ARTICLE 3

The following entitled proposed ordinance was presented and read: ESTABLISHING POLICY FOR THE CONSTRUCTION OF WATER WORKS AND SEWER SYSTEMS; PROVIDING FOR THE UPGRADING OF WATER LINES TO PROVIDE ADEQUATE FIRE PROTECTION WITHIN THE LINES TO PROVIDE ADEQUATE FIRE PROTECTION WITHIN THE CITY OF GRAND JUNCTION; PROVIDING FOR THE RELOCATION OF WATER AND SEWER LINES WITHOUT COMPENSATION TO THEIR OWNERS WHEN REQUIRED BY THE PUBLIC HEALTH, SAFETY AND WELFARE; PROVIDING FOR THE GRANTING OF FRANCHISES TO CONSTRUCT WATER WORKS AND SEWER SYSTEMS IN THE PUBLIC WAYS OF THE CITY; PROHIBITING THE CONSTRUCTION OF WATERWORKS AND SEWER SYSTEMS WITHIN THE CITY WITHOUT A FRANCHISE; PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND AMENDING CHAPTER 3 OF THE GENERAL ORDINANCES OF THE CITY OF GRAND JUNCTION BY THE ADDITION OF ARTICLE 3.

It was suggested by City Manager Achen that this ordinance be written allowing Council to establish fees by Resolution from time to time. City Attorney Wilson stated that this change will be made when the ordinance comes up for final passage.

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

RESOLUTION NO. 70-90 REGARDING THE CITY'S INTENT TO BOND FOR ITS PORTION OF THE COST OF THE JARVIS PROPERTY

The following Resolution was read: (See next page).

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

RESOLUTION NO. 71-90 GRANTING A REVOCABLE PERMIT TO ROBERT AND KAREN MILLER, 1559 CHIPETA AVENUE, TO USE PUBLIC RIGHT-OF-WAY BETWEEN THEIR PROPERTY LINE AND THE SIDEWALK FOR N. 16TH STREET TO INSTALL A SIX-FOOT TALL PRIVACY FENCE

The following Resolution was read: (See next page).

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

RESOLUTION NO. 72-90 GRANTING AN EASEMENT TO U.S. WEST COMMUNICATIONS ACROSS CITY PROPERTY NEAR WHITEWATER FOR THE PURPOSE OF INSTALLING A BURIED TELEPHONE CABLE

The following Resolution was read: (See next page).

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

RESOLUTION NO. 73-90 GRANTING A REVOCABLE PERMIT TO JOHN AND JUDY MOSS, TACO BELL, 850 NORTH AVENUE, TO ALLOW THE INSTALLATION OF SIGNAGE AND LANDSCAPE IMPROVEMENTS IN THE PUBLIC RIGHT-OF-WAY ALONG NORTH AVENUE ADJACENT TO 850 NORTH AVENUE

The following Resolution was read: (See next page).

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

RESOLUTION NO. 74-90 GRANTING A REVOCABLE PERMIT TO JOHN AND JUDY MOSS, TACO BELL, 850 NORTH AVENUE, TO ALLOW THE INSTALLATION OF SIGNAGE AND LANDSCAPE IMPROVEMENTS IN THE PUBLIC RIGHT-OF-WAY ALONG GLENWOOD AVENUE

The following Resolution was read: (See next page).

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

RESOLUTION NO. 75-90 APPROVING THE LAW ENFORCEMENT ASSISTANCE FUND (LEAF) - \$27,602 (CITY'S SHARE \$3,602)

The following Resolution was read: (See next page).

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

RESOLUTION NO. 76-90 AUTHORIZING THE APPLICATION TO THE COLORADO DIVISION OF HOUSING FOR A \$200,000 HOUSING REHABILITATION GRANT

The following Resolution was read: (See next page).

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

MEMORANDUM OF AGREEMENT BETWEEN THE MESA COUNTY HEALTH DEPARTMENT AND THE CITY OF GRAND JUNCTION AS TO ANIMAL CONTROL SERVICES - MODIFICATION OF CONTRACT #MCA 89-145

Upon motion by Councilman Payne, seconded by Councilman Theobald and carried, the Memorandum of Agreement between the Mesa County Health Department and the City of Grand Junction as to Animal Control Services (Modification of Contract #MCA 89-245) was approved.

ADJOURNMENT

The President adjourned the meeting to Executive Session.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk

RESOLUTION 70-90

REGARDING THE CITY'S INTENT TO BOND FOR ITS PORTION OF THE COST OF THE JARVIS PROPERTY

WHEREAS, the City has recently closed on the Jarvis property acquisition, and

WHEREAS, the cash required at closing was received from various funding sources including Community Development Block Grand funds,

and

WHEREAS, the City obligated itself to pay an additional \$875,000 in the form of a Note secured by a Deed of Trust, payable over the next three years, and the City was required to spend earnest money of \$200,000 plus approximately \$75,000 in related expenses, and

WHEREAS, said Note provides for interest to accrue at a rate of 10% per annum, and

WHEREAS, the City will be better able to meet the needs of its citizens if it can issue bonds which will reduce the interest costs and spread the debt over time.

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

The City intends to issue bonds either specifically for the Jarvis property or in conjunction with other projects and needs. The City Manager is directed to evaluate the efficacy of such a bond issue.

PASSED AND ADOPTED this 17th day of October, 1990.

William E. McCurry

President of the Council

ATTEST:

Neva B. Lockhart, CMC

City Clerk

RESOLUTION NO. 71-90

CONCERNING THE ISSUANCE OF A REVOCABLE PERMIT TO ROBERT J. MILLER AND KAREN L. MILLER

WHEREAS, Robert J. Miller and Karen L. Miller, who represent that they own the property located at 1559 Chipeta Avenue in the City of Grand Junction, have petitioned the City Council of the City of Grand Junction, Colorado, for a Revocable Permit to allow the installation a 6-foot tall privacy fence in the public right-of-way for North 16th Street described as follows:

Beginning at the Southeast corner of Lot 22 of Block 8, Slocomb's Addition to the City of Grand Junction; thence East a distance of 7.0 feet; thence North a distance of 32.5 feet; thence West a distance of 7.0 feet to the East line of Lot 23 of Block 8, Slocomb's Addition to the City of Grand Junction; thence South along the East lines of said Lots 22 and 23 a distance of 32.5 feet to the Point of Beginning; and

WHEREAS, the City Council of the City of Grand Junction has

determined that such action would not at this time be detrimental to the inhabitants of the City;

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

That the City Manager, in behalf of the City and as the act of the City, is hereby directed to grant the attached Revocable Permit to the above-named Petitioners for the installation of a 6-foot tall privacy fence within the public right-of-way aforescribed; provided, however, that the issuance of said Revocable Permit shall be conditioned upon the following: The Petitioners will not hold the City liable for any damages caused to said fence as a result of the City's or any other Public Utility's maintenance or future installation of roadway improvements or public utilities within the aforescribed public right-of-way; Said Revocable Permit shall be issued only upon the concurrent execution by the Petitioners of an agreement that the Petitioners will save and hold the City, its officers, employees and agents harmless from, and indemnify the City, its officers, employees and agents, any claims or causes of action however stated arising out of the encroachment or use granted, and that upon revocation of such Permit, the Petitioners will, within thirty (30) days of notice of revocation, peaceably surrender said right-of-way to the City and, at their own expense, remove any encroachment so as to restore the right-of-way to its original condition.

PASSED and ADOPTED this 17th day of October, 1990.

William E. McCurry

President of the Council

Attest:

Neva B. Lockhart, CMC

City Clerk

REVOCABLE PERMIT

WHEREAS, Robert J. Miller and Karen L. Miller, who represent that they own the property located at 1559 Chipeta Avenue in the City of Grand Junction, have petitioned the City Council of the City of Grand Junction, Colorado, for a Revocable Permit to allow the installation a 6-foot tall privacy fence in the public right-of-way for North 16th Street described as follows:

Beginning at the Southeast corner of Lot 22 of Block 8, Slocomb's Addition to the City of Grand Junction; thence East a distance of 7.0 feet; thence North a distance of 32.5 feet; thence West a distance of 7.0 feet to the East line of Lot 23 of Block 8, Slocomb's Addition to the City of Grand Junction; thence South along the East lines of said Lots 22 and 23 a distance of 32.5

feet to the Point of Beginning; and

WHEREAS, the City Council of the City of Grand Junction has determined that such action would not at this time be detrimental to the inhabitants of the City;

NOW, THEREFORE, IN ACCORDANCE WITH THE ACTION OF THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

There is hereby granted to Robert J. Miller and Karen L. Miller a Revocable Permit to allow the installation of a 6-foot tall privacy fence within the public right-of-way aforescribed; provided, however, that the issuance of this Revocable Permit shall be conditioned upon the following: The Petitioners will not hold the City liable for any damages caused to said fence as a result of the City's or any other Public Utility's maintenance or future installation of roadway improvements or public utilities within the aforescribed public right-of-way; This Revocable Permit shall be issued only upon the concurrent execution by the Petitioners of an agreement that the Petitioners will save and hold the City, its officers, employees and agents harmless from, and indemnify the City, its officers, employees and agents, any claims or causes of action however stated arising out of the encroachment or use granted, and that upon revocation of this Permit, the Petitioners will, within thirty (30) days of notice of revocation, peaceably surrender said right-of-way to the City and, at their own expense, remove any encroachment so as to restore the right-of-way to its original condition.

DATED this 18th day of October, 1990.

Mark K. Achen

Mark K. Achen, City Manager

Attest:

Neva B. Lockhart, CMC

City Clerk

Acceptance:

Robert J. Miller

Karen L. Miller

AGREEMENT

Robert J. Miller and Karen L. Miller do hereby agree that they,

and each of them, will abide by each and every condition contained in the foregoing Permit; that they, and each of them, shall indemnify the City of Grand Junction, its officers, employees and agents and hold it, its officers, employees and agents harmless from all claims and causes of action as recited in said Permit; and that upon revocation of said Permit, they agree to within thirty (30) days peaceably surrender said public right-of-way to the City and, at their own expense, remove any encroachment so as to restore the right-of-way to its original condition.

DATED at Grand Junction, Colorado, this _____ day of _____, 1990.

Robert J. Miller

Karen L. Miller

STATE OF COLORADO)

)

ss:

COUNTY OF MESA)

The foregoing Agreement was acknowledged before me this _____ day of _____, 1990, by Robert J. Miller and Karen L. Miller.

Witness my hand and official seal.

My Commission expires: _____

Notary Public

RESOLUTION NO. 72-90

CONCERNING THE GRANTING OF AN EASEMENT TO THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH COMPANY

WHEREAS, the City owns that certain tract of land located in the Southwest 1/4 of the Northwest 1/4 of Section 30, Township 2 South, Range 2 East of the Ute Meridian, Mesa County, Colorado, which is described as that portion of Lot 2 of said Section 30 lying East of the right-of-way for U.S. Highway 50; and

WHEREAS, The Mountain States Telephone and Telegraph Company, a Colorado Corporation, has requested a 16 foot wide Right-of-Way Easement across a portion of said property for the purpose of installing and maintaining a buried communications cable.

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

That the City Manager is hereby authorized to execute the attached Right of Way Easement in favor of The Mountain States Telephone and Telegraph Company for the installation and maintenance of a buried communications cable, said Easement being 16 feet in width, the centerline of which is described as follows:

Beginning at a point on the North line of the SW 1/4 NW 1/4 of Section 30, Township 2 South, Range 2 East of the Ute Meridian, Mesa County, Colorado, from whence the NW 1/16 corner of said Section 30 bears N 89 deg. 33 min. a distance of 410.93 feet; thence S 30 deg. 49 min. 40 sec. E a distance of 764.55 feet, more or less, to a point on the East line of the SW 1/4 NW 1/4 of said Section 30, said point being the Point of Terminus; and

Subject to the terms, conditions and provisions of the attached Right-of-Way Easement.

PASSED and ADOPTED this 17th day of October, 1990.

William E. McCurry

President of the Council

Attest:

Neva B. Lockhart, CMC

City Clerk

RIGHT OF WAY EASEMENT

THE CITY OF GRAND JUNCTION, a municipal corporation, Grantor, for and in consideration of Fifty Dollars (\$50.00) in hand paid by Grantee, the receipt whereof is hereby acknowledged, hereby grants, bargains and conveys unto The Mountain States Telephone and Telegraph Company, a Colorado Corporation, whose address is 1801 California Street, Suite 5100, Denver, Colorado 80202, Grantee, its successors, assigns, lessees, licensees and agents, a Right of Way Easement and the right to Construct, operate, maintain and remove a buried communications cable upon, over, under and across the following described lands owned by Grantor, to wit:

A 16 foot wide Easement located in the SW 1/4 NW 1/4 of Section 30, Township 2 South, Range 2 East of the Ute Meridian, Mesa

County, Colorado, the centerline of which is described as follows:

Beginning at a point on the North line of the SW 1/4 NW 1/4 of said Section 30 from whence the NW 1/16 corner of said Section 30 bears N 89 deg. 33 min. a distance of 410.93 feet; thence S 30 deg. 49 min. 40 sec. E a distance of 764.55 feet, more or less, to a point on the East line of the SW 1/4 NW 1/4 of said Section 30, said point being the Point of Terminus.

Together with the full right and authority to Grantee, its successors, assigns, lessees, licensees and agents to enter at all times upon said premises to survey, construct, repair, remove, replace, reconstruct, patrol, inspect, and maintain said communications cable and full right and authority to cut, remove, trim or otherwise control all trees, brush and other vegetative growth interfering with the use of said premises for the purpose specified.

This Right of Way Easement is subject to all applicable zoning and other regulations, AND ALSO SUBJECT to the following conditions and noncompliance with such regulations or conditions shall terminate this Right of Way Easement:

1. No buildings, structures, or signs shall be erected, placed or permitted to remain on, under or over said premises except as specifically specified herein.

2. Grantee, its assigns, lessees, licensees, agents and contractors shall exercise the rights herein granted to it with due care, and all damages to persons or property resulting from the failure to exercise due care, or other standard of care as may be applicable, shall be paid for or repaired at the expense of Grantee, Grantee shall indemnify and hold harmless Grantor, its officers, employees and agents from any damages or claims for damages to persons or property arising out of the use by Grantee of the premises, not arising from the Grantor's wilful misconduct.

3. Grantee shall inform Grantor of any substantial change in the location of the cable to be placed upon Grantor's property and shall conduct its activities so that those activities do not prohibit or limit the joint use of the property by Grantor or its successors or assigns.

4. The property which is subject to the Right of Way Easement being granted herein is presently undeveloped and is only accessible via U.S. Highway 50. Grantor reserves the right to occupy, use, develop and cultivate said property for all purposes not inconsistent with the rights herein granted. Further, Grantor reserves the right to make improvements to the property and Right of Way Easement area, which improvements include, but are not limited to, asphalt or concrete pavement, driveway and curb cut installations, and other utilities installations. Grantee agrees that any damages caused to said improvements as a result of Grantee's, its successors, assigns, lessees, licensees, agents and

contractors repair, maintenance or removal of the communications cable and related facilities as specified herein shall be repaired by and at the sole cost of Grantee, its successors or assigns.

The provisions of this Right of Way Easement shall be binding upon and shall inure to the benefit of the successors and assigns of the parties hereto.

Signed and delivered this 18th day of October, 1990.

CITY OF GRAND JUNCTION, COLORADO

By Mark K. Achen

City Manager

ATTEST:

Neva B. Lockhart, CMC

City Clerk

STATE OF COLORADO)

)

SS.

COUNTY OF MESA)

The foregoing instrument was acknowledged before me this 18th day of October, 1990, by Mark K. Achen as City Manager and Neva B. Lockhart as City Clerk for the City of Grand Junction.

Witness my hand and official seal.

My Commission Expires June 13, 1991.

Theresa F. Martinez

Notary Public
250 N. 5th St.
Grand Junction, CO 81501

RESOLUTION NO. 73-90

CONCERNING THE ISSUANCE OF A REVOCABLE PERMIT TO JOHN L. MOSS AND JUDY A. MOSS

WHEREAS, John L. Moss and Judy A. Moss represent that they are the

owners of the property located at 848 North Avenue in the City of Grand Junction, Colorado, and have petitioned the City Council of the City of Grand Junction for a Revocable Permit to allow the installation of landscape improvements and signage in the following described public right-of-way for North Avenue, a.k.a. U.S. Highway 6&24 By-pass:

Beginning at the southwest corner of Lot 15, Block 4 of Rose Park Subdivision; thence South a distance of 11.5 feet; thence East a distance of 145.25 feet; thence North a distance of 11.5 feet to the Southeast corner of Lot 14, Block 4 of Rose Park Subdivision; thence West along the south lines of said Lots 14 and 15 a distance of 145.25 feet to the Point of Beginning; and

WHEREAS, pursuant to C.R.S. 43-2-135, the City of Grand Junction has the authority to exercise full responsibility for and control over any such highway rights-of-ways that are located within the limits of the City of Grand Junction; and

WHEREAS, the City Council of the City of Grand Junction has determined that such action would not at this time be detrimental to the inhabitants of the City;

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

That the City Manager, on behalf of the City and as the act of the City, is hereby directed to grant the attached Revocable Permit to the above-named Petitioners for the purposes aforescribed and within the public right-of-way aforescribed; provided, however, that the issuance of said Revocable Permit shall be conditioned upon the following: Landscape improvements and signs located within the proximity of driveways, curb cuts or street intersections as described in Section 5-3-2 of the Grand Junction Zoning and Development Code shall not exceed thirty inches in height above the grade of the ground; The Petitioners will not hold the City liable for any damages caused to the landscape improvements and signs, or any other property of the Petitioners or any other person, as a result of the City, Mesa County, State of Colorado or any other Public Utility's maintenance or future installation of roadway improvements or public utilities within the aforescribed public right-of-way; Said Revocable Permit shall be issued only upon the concurrent execution by the Petitioners of an agreement that the Petitioners will save and hold the City, its officers, employees and agents harmless from, and indemnify the City, its officers, employees and agents, any claims or causes of action however stated arising out of the encroachment or use granted, and that upon revocation of such Permit by the City, Mesa County, State of Colorado or any other Public Utility, the Petitioners will, within thirty (30) days of notice of revocation, peaceably surrender said right-of-way to the City, Mesa County, State of Colorado or any other Public Utility, whichever may be applicable, and, at their own expense, remove any encroachment so as to restore the right-of-way to its original

condition.

PASSED and ADOPTED this 17th day of October, 1990.

President of the Council

Attest:

City Clerk

REVOCABLE PERMIT

WHEREAS, John L. Moss and Judy A. Moss represent that they are the owners of the property located at 848 North Avenue in the City of Grand Junction, Colorado, and have petitioned the City Council of the City of Grand Junction for a Revocable Permit to allow the installation of landscape improvements and signage in the following described public right-of-way for North Avenue, a.k.a. U.S. Highway 6&24 By-pass:

Beginning at the southwest corner of Lot 15, Block 4 of Rose Park Subdivision; thence South a distance of 11.5 feet; thence East a distance of 145.25 feet; thence North a distance of 11.5 feet to the Southeast corner of Lot 14, Block 4 of Rose Park Subdivision; thence West along the south lines of said Lots 14 and 15 a distance of 145.25 feet to the Point of Beginning; and

WHEREAS, pursuant to C.R.S. 43-2-135, the City of Grand Junction has the authority to exercise full responsibility for and control over any such highway rights-of-ways that are located within the limits of the City of Grand Junction; and

WHEREAS, the City Council of the City of Grand Junction has determined that such action would not at this time be detrimental to the inhabitants of the City;

NOW, THEREFORE, IN ACCORDANCE WITH THE ACTION OF THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

There is hereby granted to John I. Moss and Judy A. Moss a Revocable Permit for the purposes aforescribed and within the public right-of-way aforescribed; provided, however, that the issuance of said Revocable Permit shall be conditioned upon the following: Landscape improvements and signs located within the proximity of driveways, curb cuts or street intersections as described in Section 5-3-2 of the Grand Junction Zoning and Development Code shall not exceed thirty inches in height above the grade of the ground; The Petitioners will not hold the City liable for any damages caused to the landscape improvements and signs, or any other property of the Petitioners or any other

person, as a result of the City, Mesa County, State of Colorado or any other Public Utility's maintenance or future installation of roadway improvements or public utilities within the aforescribed public right-of-way; Said Revocable Permit shall be issued only upon the concurrent execution by the Petitioners of an agreement that the Petitioners will save and hold the City, its officers, employees and agents harmless from, and indemnify the City, its officers, employees and agents, any claims or causes of action however stated arising out of the encroachment or use granted, and that upon revocation of such Permit by the City, Mesa County, State of Colorado or any other Public Utility, the Petitioners will, within thirty (30) days of notice of revocation, peaceably surrender said right-of-way to the City, Mesa County, State of Colorado or any other Public Utility, whichever may be applicable, and, at their own expense, remove any encroachment so as to restore the right-of-way to its original condition.

DATED this _____ day of _____, 1990.

Mark K. Achen, City Manager

Attest:

City Clerk

Acceptance:

John I. Moss

Judy A. Moss

AGREEMENT

John I. Moss and Judy A. Moss do hereby agree that they will abide by each and every condition contained in the foregoing Permit; that they shall indemnify the City of Grand Junction, its officers, employees and agents and hold it, its officers, employees and agents harmless from all claims and causes of action as recited in said Permit; and that upon revocation of said Permit, they agree to within thirty (30) days peaceably surrender said public right-of-way to the City and, at their own expense, remove any encroachment so as to restore the right-of-way to its original condition.

DATED at Grand Junction, Colorado, this _____ day of _____, 1990.

John I. Moss

Judy A. Moss

STATE OF COLORADO)

)

SS:

COUNTY OF MESA)

The foregoing Agreement was acknowledged before me this _____
day of _____, 1990, by John I. Moss and Judy A. Moss.

Witness my hand and official seal.

My Commission expires: _____

Notary Public

RESOLUTION NO. 74-90

CONCERNING THE ISSUANCE OF A REVOCABLE PERMIT TO JOHN L. MOSS AND
JUDY A. MOSS

WHEREAS, John L. Moss and Judy A. Moss represent that they are the
owners of the property located at 845 and 865 Glenwood Avenue in
the City of Grand Junction, Colorado, and have petitioned the City
Council of the City of Grand Junction for a Revocable Permit to
allow the installation of landscape improvements and signage in
the following described public right-of-way for Glenwood Avenue,
to wit:

Beginning at the Northwest corner of Lot 5, Block 4 of Rose Park
Subdivision; thence North a distance of 10.0 feet; thence East a
distance of 206.5 feet; thence South a distance of 10.0 feet to
the Northeast corner of Lot 7, Block 4 of Rose Park Subdivision;
thence West along the north lines of Lots 5, 6 and 7 of said Block
4 a distance of 206.5 feet to the Point of Beginning; and

WHEREAS, the City Council of the City of Grand Junction has
determined that such action would not at this time be detrimental

to the inhabitants of the City:

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

That the City Manager, on behalf of the City and as the act of the City, is hereby directed to grant the attached Revocable Permit to the above-named Petitioners for the purposes aforescribed and within the public right-of-way aforescribed; provided, however, that the issuance of said Revocable Permit shall be conditioned upon the following: Landscape improvements and signs located within the proximity of driveways, curb cuts or street intersections as described in Section 5-3-2 of the Grand Junction Zoning and Development Code shall not exceed thirty inches in height above the grade of the ground; The Petitioners will not hold the City liable for any damages caused to the landscape improvements and signs, or any other property of the Petitioners or any other person, as a result of the City, Mesa County, State of Colorado or any other Public Utility's maintenance or future installation of roadway improvements or public utilities within the aforescribed public right-of-way; Said Revocable Permit shall be issued only upon the concurrent execution by the Petitioners of an agreement that the Petitioners will save and hold the City, its officers, employees and agents harmless from, and indemnify the City, its officers, employees and agents, any claims or causes of action however stated arising out of the encroachment or use granted, and that upon revocation of such Permit by the City, Mesa County, State of Colorado or any other Public Utility, the Petitioners will, within thirty (30) days of notice of revocation, peaceably surrender said right-of-way to the City, Mesa County, State of Colorado or any other Public Utility, whichever may be applicable, and, at their own expense, remove any encroachment so as to restore the right-of-way to its original condition.

PASSED and ADOPTED this 17th day of October, 1990.

President of the Council

Attest:

City Clerk

REVOCABLE PERMIT

WHEREAS, John L. Moss and Judy A. Moss represent that they are the owners of the property located at 845 and 865 Glenwood Avenue in the City of Grand Junction, Colorado, and have petitioned the City Council of the City of Grand Junction for a Revocable Permit to allow the installation of landscape improvements and signage in

the following described public right-of-way for Glenwood Avenue,
to wit:

Beginning at the Northwest corner of Lot 5, Block 4 of Rose Park
Subdivision; thence North a distance of 10.0 feet; thence East a
distance of 206.5 feet; thence South a distance of 10.0 feet to
the Northeast corner of Lot 7, Block 4 of Rose Park Subdivision;
thence West along the north lines of Lots 5, 6 and 7 of said Block
4 a distance of 206.5 feet to the Point of Beginning; and

WHEREAS, the City Council of the City of Grand Junction has
determined that such action would not at this time be detrimental
to the inhabitants of the City:

NOW, THEREFORE, IN ACCORDANCE WITH THE ACTION OF THE CITY COUNCIL
OF THE CITY OF GRAND JUNCTION, COLORADO:

There is hereby granted to John I. Moss and Judy A. Moss a
Revocable Permit for the purposes aforescribed and within the
public right-of-way aforescribed; provided, however, that the
issuance of said Revocable Permit shall be conditioned upon the
following: Landscape improvements and signs located within the
proximity of driveways, curb cuts or street intersections as
described in Section 5-3-2 of the Grand Junction Zoning and
Development Code shall not exceed thirty inches in height above
the grade of the ground; The Petitioners will not hold the City
liable for any damages caused to the landscape improvements and
signs, or any other property of the Petitioners or any other
person, as a result of the City, Mesa County, State of Colorado or
any other Public Utility's maintenance or future installation of
roadway improvements or public utilities within the aforescribed
public right-of-way; Said Revocable Permit shall be issued only
upon the concurrent execution by the Petitioners of an agreement
that the Petitioners will save and hold the City, its officers,
employees and agents harmless from, and indemnify the City, its
officers, employees and agents, any claims or causes of action
however stated arising out of the encroachment or use granted, and
that upon revocation of such Permit by the City, Mesa County,
State of Colorado or any other Public Utility, the Petitioners
will, within thirty (30) days of notice of revocation, peaceably
surrender said right-of-way to the City, Mesa County, State of
Colorado or any other Public Utility, whichever may be applicable,
and, at their own expense, remove any encroachment so as to
restore the right-of-way to its original condition.

DATED this _____ day of _____, 1990.

Mark K. Achen, City Manager

Attest:

City Clerk

Acceptance:

John I. Moss

Judy A. Moss

AGREEMENT

John I. Moss and Judy A. Moss do hereby agree that they will abide by each and every condition contained in the foregoing Permit; that they shall indemnify the City of Grand Junction, its officers, employees and agents and hold it, its officers, employees and agents harmless from all claims and causes of action as recited in said Permit; and that upon revocation of said Permit, they agree to within thirty (30) days peaceably surrender said public right-of-way to the City and, at their own expense, remove any encroachment so as to restore the right-of-way to its original condition.

DATED at Grand Junction, Colorado, this _____ day of _____, 1990.

John I. Moss

Judy A. Moss

STATE OF COLORADO)

)

ss:

COUNTY OF MESA)

The foregoing Agreement was acknowledged before me this _____ day of _____, 1990, by John I. Moss and Judy A. Moss.

Witness my hand and official seal.

My Commission expires: _____

Notary Public

RESOLUTION NO. 75-90

A RESOLUTION APPROVING THE LAW ENFORCEMENT ASSISTANCE FUND (LEAF)
CONTRACT #L-35-91

WHEREAS, the City of Grand Junction, on behalf of the Grand Junction Police Department, has submitted an application to the Colorado Division of Highway Safety, Department of Highways for funding a LEAF project for the prevention of drunken driving and the enforcement of laws pertaining to the driving under the influence of alcohol or drugs; and

WHEREAS, the City has responsibility for the funding of the Police Department and to sign contracts on behalf of the Police Department; and

WHEREAS, the request for funding the local match portion of this LEAF project as stated in the LEAF contract has been presented to the City for approval. That request is for local funding in the amount of \$3,602; and

WHEREAS, a resolution by the City formally approving the LEAF contract and authorizing the Mayor to sign the contract to indicate such approval is required by the State of Colorado.

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

That the City of Grand Junction hereby approves the terms, conditions and obligations of contract L-35-91, obligates sufficient local funds to satisfy the local funding requirements of the contract, and hereby authorizes the Mayor to sign the LEAF contract on behalf of the City.

PASSED and ADOPTED this 17th day of October, 1990.

William E. McCurry

President of the Council

Attest:

Neva B. Lockhart, CMC

City Clerk

RESOLUTION NO. 76-90

RESOLUTION AUTHORIZING THE CITY OF GRAND JUNCTION TO SUBMIT AN APPLICATION TO THE COLORADO DIVISION OF HOUSING FOR A HOUSING REHABILITATION GRANT

WHEREAS, the City of Grand Junction, on behalf of The Energy Office, will apply for a Housing Rehabilitation Grant through the Colorado Division of Housing in the amount of \$200,000; and

WHEREAS, the City of Grand Junction, as the governmental sponsor, will act as the pass through agent for these funds and will contract with The Energy Office, a private non-profit corporation, to administer the grant; and

WHEREAS, The Energy Office will use such funds to provide a low and moderate income housing rehabilitation program to the citizens of Grand Junction.

NOW, THEREFORE, BE IT RESOLVED, that the City of Grand Junction is hereby authorized to apply for a \$200,000 Community Development Block Grant through the Colorado Division of Housing on behalf of "The Energy Office".

PASSED and ADOPTED this 17th day of October, 1990.

William E. McCurry

PRESIDENT OF THE COUNCIL

Attest:

Neva B. Lockhart, CMC

CITY CLERK

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10/90

RESOLUTION NO. 65-90

WHEREAS, on the 5th day of September, 1990, a petition was submitted to the City Council of the City of Grand Junction, Colorado, for annexation to said City of the following described property situate in Mesa County, Colorado, and described as follows:

All of Sopris Drive platted in Heatheridge Subdivision, and all of the public right-of-way of South Redlands Road adjacent to Heatheridge Subdivision, and the southeasterly one foot of the public right-of-way of Monument Road from the intersection of the north right-of-way line of South Redlands Road to the southwesterly right-of-way line of a right-of-way dedicated in Book 1037, Pages 381 and 382 of the records of the Mesa County Clerk and Recorder. (Painted Bowl Annexation No. 1)

and

WHEREAS, a hearing on the petition was duly held after proper notice on the 17th day of October, 1990;

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 areas, 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 17th day of October, 1990.

President of the Council

Attest:

City Clerk

RESOLUTION NO. 66-90

WHEREAS, on the 5th day of September, 1990, a petition was submitted to the City Council of the City of Grand Junction, for annexation to said City of the following described property situate in Mesa County, Colorado:

All of the south 3/4 of the south 1/2 of the west 1/4 of Section 21, T1S, R1W north of the south right-of-way line of a dedicated right-of-way recorded in Book 1136, Page 301 and Book 1037, Pages 381 and 382 of the records of the Mesa County Clerk and Recorder (Painted Bowl Annexation No. 2);

and

WHEREAS, a hearing on the petition was duly held after proper

notice on the 17th day of October, 1990;

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 17th day of October, 1990.

President of the Council

Attest:

City Clerk

RESOLUTION NO. 67-90

WHEREAS, on the 5th day of September, 1990, a petition was submitted to the City Council of the City of Grand Junction, Colorado, for annexation to said City of the following described property situate in Mesa County, Colorado:

All of the north 1/4 of the south 1/2 of the west 1/4 of Section 21, T1S R1W (Painted Bowl Annexation No. 3);

and

WHEREAS, a hearing on the petition was duly held after proper notice on the 17th day of October, 1990;

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 17th day of October, 1990.

President of the Council

Attest:

City Clerk

RESOLUTION NO. 68-90

WHEREAS, on the 5th day of September, 1990, a petition was submitted to the City Council of the City of Grand Junction, Colorado, for annexation to said City of the following described property situate in Mesa County, Colorado:

All of the south 1/2 of the west 1/4 of Section 21, T1S R1W and the SE 1/4 SW 1/4 of said Section 21, except that property described in Painted Bowl Annexations #2 and #3. (Painted Bow Annexation No. 4);

and

WHEREAS, a hearing on the petition was duly held after proper notice on the 17th day of October, 1990;

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 17th day of October, 1990.

President of the Council

Attest:

;sigl;
City Clerk

RESOLUTION NO. 69-90

WHEREAS, on the 5th day of September, 1990, a petition was submitted to the City Council of the City of Grand Junction, Colorado, for annexation to said City of the following described property situate in Mesa County, Colorado:

The West four acres of the East 3/4 of the South 1/2 SE 1/4 SE 1/4 Section 4, T1S R1W and all of Patterson Parkwest Subdivision as recorded in Book 13, Page 473 of the records of the Mesa County Clerk and Recorder (Patterson Parkwest Annexation);

and

WHEREAS, a hearing on the petition was duly held after proper notice on the 17th day of October, 1990;

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 17th day of October, 1990.

President of the Council

Attest:

City Clerk