

**GRAND JUNCTION CITY COUNCIL  
MINUTES OF THE SPECIAL MEETING**

**April 8, 1998**

The City Council of the City of Grand Junction, Colorado, convened into special session the 8th day of April, 1998, at 7:00 p.m. in the City/County Auditorium at City Hall. Those present were Cindy Enos-Martinez, Gene Kinsey, Earl Payne, Jack Scott, Mike Sutherland and President of the Council Janet Terry. Reford Theobald was absent. Also present were City Manager Mark Achen, City Attorney Dan Wilson, and City Clerk Stephanie Nye.

Council President Terry called the meeting to order.

**CANVASS RETURNS OF SPECIAL ELECTION HELD ON APRIL 7, 1998**

City Clerk Stephanie Nye reported the City Charter requires the City Council to convene as a canvassing board to canvass the election returns within two days after the election. Since there was no regular meeting scheduled within those two days, the Mayor called a special meeting for this purpose. Ms. Nye reported that 11.2% of the City's registered voters cast ballots in the election. She certified the results of the Special Municipal Election held in the City on Tuesday, April 7, 1998. The Certificate of Election is attached.

The Canvassing Board then signed copies of the Certificate of Election, one of which is to be filed with the Secretary of State and one to be published in The Daily Sentinel.

Councilmember Sutherland commended City Clerk Stephanie Nye, her staff and all the volunteers for the hard work on the election.

Councilmember Enos-Martinez requested a total cost of the election including staff time. Ms. Nye said she can provide that figure as soon as the costs are compiled. Councilmember Payne asked if the cost fell within the \$8,000 range discussed earlier. Ms. Nye said she thinks it will be fairly close to that figure although an additional notice was published. There were savings in other areas, so the final cost should be close to the \$8,000 figure.

**ADJOURNMENT**

Upon motion by Councilmember Payne, seconded by Councilmember Scott and carried, the meeting adjourned into executive session

at 7:12 p.m. to discuss ongoing negotiations and give direction to negotiators regarding TransColorado.

Stephanie Nye, CMC/AAE  
City Clerk

**CITY OF GRAND JUNCTION, COLORADO**

**CERTIFICATE OF ELECTION**

**APRIL 7, 1998**

I, Stephanie Nye, City Clerk of the City of Grand Junction, Colorado, do hereby certify that the results of the Special Municipal Election held in the City on Tuesday, April 7, 1998, were as follows:

Total Ballots Cast in District A, Precinct 1	193
Total Ballots Cast in District A, Precinct 2	214
Total Ballots Cast in District B	925
Total Ballots Cast in District C	294
Total Ballots Cast in District D	591
Total Ballots Cast in District E	464
Total Ballots Cast Absentee	<u>322</u>
<b>TOTAL BALLOTS CAST</b>	<b>3003</b>

**CITY PROPERTY QUESTION:**

**Shall the City Council be authorized to sell the described real property, consisting of approximately 2.32 acres (generally described as that portion of the existing Lilac Park due north of the Bozarth property, and further generally described as a rectangle 723 feet wide east to west and 140 feet north to south), for not less than fair market value, pursuant to a bid process, the sale proceeds of which shall be used for parks acquisition or development, to wit:**

**Beginning at the NE corner of Section 15, Township 1S, Range 1W of the Ute Meridian, thence South 00°09'42" West along the east line of the NE 1/4 of said**

Section 15, a distance of 210.00 feet to a point; thence North 89°39'38" West, parallel to the north line of the NE 1/4 of said Section 15 a distance of 267.00 feet to the TRUE POINT OF BEGINNING; thence North 89°39'38" West, parallel to the north line of the NE 1/4 of said Section 15 a distance of 723.00 feet to a point; thence North 00°09'42" East, parallel to the east line of the NE 1/4 of said Section 15 a distance of 140.00 feet to a point; thence South 89°39'38" East, parallel to the north line of the NE 1/4 of said Section 15, a distance of 723.00 feet to a point; thence South 00°09'42" West parallel to the east line of the NE 1/4 of said Section 15 a distance of 140.00 feet to the True Point of Beginning, said tract containing 2.32 acres.

Sale of Lilac Park	Dist A-1	Dist A-2	Dist B-3	Dist C-4	Dist D-5	Dist E-6	Dist ABS	TOTAL
FOR	49	68	299	78	193	102	84	873
AGAINST	144	145	621	212	396	361	238	2117

A total of 2,990 votes were counted. There were 3,003 actual ballots cast of which 11 were blank votes and 2 were overvotes.

We, the undersigned Canvassing Board, have reviewed the results of the General Municipal Election held April 7, 1998, and do hereby conclude:

That on the question “**Shall the City Council be authorized to sell the described real property, consisting of approximately 2.32 acres (generally described as that portion of the existing Lilac Park due north of the Bozarth property, and further generally described as a rectangle 723 feet wide east to west and 140 feet north to south), for not less than fair market value, pursuant to a bid process, the sale proceeds of which shall be used for parks acquisition or development, to wit:**

**Beginning at the NE corner of Section 15, Township 1S, Range 1W of the Ute Meridian, thence South 00°09'42" West along the east line of the NE 1/4 of said Section 15, a distance of 210.00 feet to a point; thence North 89°39'38" West, parallel to the north line of the NE 1/4 of said Section 15 a distance of 267.00 feet to the TRUE POINT OF BEGINNING; thence North 89°39'38" West, parallel to the north line of the NE 1/4 of said Section 15 a distance of 723.00 feet to a point; thence North 00°09'42" East, parallel to the east line of**

the NE 1/4 of said Section 15 a distance of 140.00 feet to a point; thence South 89°39'38" East, parallel to the north line of the NE 1/4 of said Section 15, a distance of 723.00 feet to a point; thence South 00°09'42" West parallel to the east line of the NE 1/4 of said Section 15 a distance of 140.00 feet to the True Point of Beginning, said tract containing 2.32 acres" the question **FAILED** by the greater number of votes.

Certified this 8th day of April, 1998.

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Stephanie Nye, CMC/AAE  
City Clerk

Dated this 8th day of April, 1998.

\_\_\_\_\_  
/s/Cindy Enos-Martinez  
Councilmember, District A

\_\_\_\_\_  
/s/Mike Sutherland  
Councilmember, District B

ABSENT  
\_\_\_\_\_  
Reford C. Theobald  
Councilmember, District C

\_\_\_\_\_  
/s/Jack Scott  
Councilmember, District D

\_\_\_\_\_  
/s/Earl Payne  
Councilmember, District E

\_\_\_\_\_  
/s/Gene Kinsey  
Councilmember, City at Large

\_\_\_\_\_  
/s/Janet Terry  
Councilmember, City at Large