

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

JANUARY 2, 2002

The City Council of the City of Grand Junction convened into regular session the 2nd day of January, 2002 at 7:34 p.m. in the City Auditorium. Those present were Harry Butler, Dennis Kirtland, Bill McCurry, Janet Terry, Jim Spehar and President of the Council Cindy Enos-Martinez. Councilmember Reford Theobald was absent. Also present were City Manager Kelly Arnold, City Attorney Dan Wilson and City Clerk Stephanie Tuin.

Council President Enos-Martinez called the meeting to order and City Attorney Dan Wilson led in the pledge of allegiance. The audience remained standing for the Invocation by Michael Torphy, Grand Junction Church of Religious Science.

CONSENT CALENDAR

Council President Enos-Martinez announced that item #6 was being removed from the Consent Calendar as per the request of Councilmember Jim Spehar.

It was moved by Councilmember Terry, seconded by Councilmember Kirtland and carried by a roll call vote to approved Consent Items #1 through 13, with Item #6 being removed.

1. **Minutes of Previous Meetings**

Action: Approve the Summary of the December 17, 2001 Workshop and the Minutes of the December 19, 2001 Regular Meeting

2. **Meeting Schedule and Posting of Notices**

State Law requires an annual designation of the City's official location for the posting of meeting notices. The City's Code of Ordinances, Sec. 2-26, requires the meeting schedule and the procedure for calling special meetings be determined annually by resolution.

Resolution No. 01-02 – A Resolution of the City of Grand Junction Designating the Location for the Posting of the Notice of Meetings, Establishing the City Council Meeting Schedule and the Procedure for Calling of Special Meetings for the City Council

Action: Adopt Resolution No. 01-02

3. **Sole Source Approval for Police Computers**

The existing computers have reached the end of their usable life and require replacement. The sole source procurement is required for compatibility or conformity with other City-owned equipment in which non-conformance would require the expenditure of additional funds. PCS/Portable Computer Systems is the regional Panasonic Distributor for Colorado located in Golden.

Action: Approve the Sole Source Purchase from PCS/Portable Computer Systems for 34 Panasonic Computers in the Amount of \$133,080

4. **Special Event Funding Awards**

Ten applications for funding were received by the November 6 deadline. After review and discussion of the applications, the VCB Board recommends funding the following six events:

| | |
|---------|------------------------------------|
| \$4,500 | Colorado Mountain Winefest |
| \$2,000 | Kokopelli Adventure Race |
| \$ 500 | Celtic Festival and Highland Games |
| \$1,670 | Rim Rock Run |
| \$2,000 | Fruita Fat Tire Festival |
| \$4,000 | Country Jam USA |

Action: Approve Funding Awards as Recommended

5. **Grand Junction Strategic Cultural Plan**

The Grand Junction Commission on Arts and Culture convened a 50-member cultural plan steering committee to revise the 1991 cultural plan. The plan's recommendations are a ten-year blueprint for arts and cultural development, activities, organizations, and facilities throughout the community.

Resolution No. 02-02 – A Resolution to Approve the 2001 Update of the Grand Junction Strategic Cultural Plan

Action: Adopt Resolution No. 02-02

6. **Grant from the Colorado Council on the Arts to the Grand Junction Commission on Arts and Culture Removed for full discussion**

The Commission would like to accept a \$3,200 grant from the Colorado Council on the Arts in 2002. This funding will be added to the existing budget for Commission support of local arts and cultural events, projects, and programs.

7. **Temporary Easement Vacation Independence Ranch Filing 8** [File#VE-2001-224]

The applicant proposes to vacate a temporary turnaround easement and a temporary stormwater retention easement at the end of Tranquil Trail in Independence Ranch Filing 8. The subdivision is located at the northeast corner of 20 ½ and F ¾ Road. At its hearing of December 18, 2001 the Planning Commission recommended approval of this request.

Resolution No. 03-02 – A Resolution Vacating a Temporary Turnaround and Stormwater Retention Easement at the End of Tranquil Trail in Independence Ranch Subdivision

Action: Adopt Resolution No. 03-02

8. **Setting a Hearing on Rezoning Ordinance for Riverside Market Located at 215 Chuluota Avenue** [File #RZ-2001-226]

First Reading of the Rezoning Ordinance to rezone 215 Chuluota Avenue from Residential Multi-Family-8 (RMF-8) zone district to Planned Development (PD) with the Neighborhood Business (B-1) zone as the underlying default zone.

Proposed Ordinance Rezoning 215 Chuluota Avenue from the Residential Multi-Family-8 (RMF-8) Zone District to Planned Development with Neighborhood Business (B-1) as the Default Zone

Action: Approve Proposed Ordinance on First Reading and Set a Hearing for January 16, 2002

9. **One-Year Farm Lease of the Saccomanno Park Property with Robert H. Murphy**

The proposed lease will allow the property to remain in a productive condition pending its development as a community park. The 30-acre Saccomanno Park property is located at the southwest corner of 26 ½ Road and H Road. The City purchased the property in 1994 as a Community Park site in accordance with the recommendation of the Parks, Recreation and Open Space Master Plan. Development of the property as a park is scheduled for 2008.

Resolution No. 04-02 – A Resolution Authorizing a One-year Farm Lease of the Saccomanno Park Property with Robert H. Murphy

Action: Adopt Resolution No. 04-02

10. **Exchange of Real Estate with the Botanical Society**

The proposed resolution will authorize the exchange of real estate between the City and The Western Colorado Botanical Society. The Botanical Society presently leases 15 acres of City property located east of 5th Street between Struthers Avenue and the Colorado River. In addition to utilizing the leased premises, the Botanical Society owns an adjoining parcel of land containing 1/3 of an acre.

Resolution No. 05-02 – A Resolution Authorizing the Exchange of Real Estate with the Western Colorado Botanical Society

Action: Adopt Resolution No. 05-02

11. **Award of Contract for Independent Avenue Irrigation and Storm Line Phase 1B**

Bids were received and opened on December 20, 2001 for Independent Avenue Utility Improvements Phase 1B. Bogue Construction submitted the apparent low bid in the amount of \$377,846.45.

| <u>Contractor</u> | <u>From</u> | <u>Bid Amount</u> |
|---------------------------|----------------|-------------------|
| Bogue Construction, Inc. | Fruita | \$377,846.45 |
| Skyline Contracting, Inc. | Grand Junction | \$458,794.33 |
| Downey Excavation, Inc. | Montrose | \$501,877.60 |
| M. A. Concrete | Grand Junction | \$516,193.17 |
| R. W. Jones | Fruita | \$550,339.21 |
| Continental West | Eagle | \$568,758.85 |
| Spallone Construction, | Gunnison | \$580,861.02 |
| Engineer's Estimate | | \$517,007.17 |

Action: Authorize City Manager to Execute a Construction Contract for the Independent Avenue Utility Improvements Phase 1B with Bogue Construction in the Amount of \$377,846.45

12. **Award of Contract for 26 Road Sewer Trunk Line Extension**

This contract would construct over 5,200 feet of sanitary sewer along the 26 Road corridor from F½ Road to a proposed development northwest of the intersection of 26 Road and G Road and eliminate the Jasmine Lane Lift Station.

| <u>Contractor</u> | <u>From</u> | <u>Bid Amount</u> |
|-----------------------------|----------------|-------------------|
| Precision Excavating, Inc. | Hayden, CO | \$408,186.00 |
| Mendez, Inc. | Grand Jct., CO | \$445,650.00 |
| M.A. Concrete Const. | Grand Jct., CO | \$452,985.00 |
| Downey Excavation, Inc. | Montrose, CO | \$505,972.50 |
| Spallone Construction, Inc. | Gunnison, CO. | \$524,563.00 |
| Bogue Construction, Inc. | Fruita, CO | \$551,447.30 |
| Engineer's Estimate | | \$455,255.00 |

Action: Authorize the City Manager to Execute a Construction Contract for the 26 Road Sewer Trunk Extension with Precision Excavating in the Amount of \$408,186.00

13. **Redlands Area Study**

The written report will serve to update the City Council on the progress of the Transportation and Land Use Study, including information on the January 8th Public Meeting and recommendations for future improvements.

Action: Acknowledge Written Report

***** ITEMS NEEDING INDIVIDUAL CONSIDERATION *****

Grant from the Colorado Council on the Arts to the Grand Junction Commission on Arts and Culture

The Commission would like to accept a \$3,200 grant from the Colorado Council on the Arts in 2002. This funding will be added to the existing budget for Commission support of local arts and cultural events, projects, and programs.

Councilmember Spehar pointed out that grants such as these may have to be reconsidered in years where a TABOR refund might be at issue because acceptance of even small grants such as these might result in a refund of general fund monies and the cutting back of already programmed projects.

Councilmember Spehar moved to Authorize the City Manager to Sign a Contract with Colorado Council on the Arts for a \$3,200 Grant. Councilmember McCurry seconded. Motion carried.

Public Hearing – Adopting Amendments to Retirement Plans for Specified City of Grand Junction Employee Groups

The City of Grand Junction, Colorado Employees Retirement Plan, the New Hire Fire Money Purchase Plan and the New Hire Police Money Purchase Plan have been amended to incorporate Internal Revenue Code (IRC) amendments that have been passed by Congress since 1994. These amendments must be incorporated into the aforementioned Plans by February 28, 2002 in order for the Plans to retain their tax-qualified status. Two minor amendments requested by the respective Plan Boards to add flexibility to the Plans are also included herein.

The public hearing was opened at 7:39 p.m.

Ron Lappi, Administrative Services Director reviewed this item. He noted that the members of the specified groups would still need to have a vote in order for the amendments to become effective. The members had requested some of the changes.

There were no public comments.

The public hearing was closed at 7:40 p.m.

Ordinance No. 3394 – An Ordinance Adopting Amendments to Retirement Plans for Specified City of Grand Junction Employee Groups and Authorizing Publication of the Retirement Plans by Pamphlet

It was moved by Councilmember Kirtland, seconded by Councilmember Butler and carried by a roll call vote to adopt Ordinance No. 3394.

Purchase of 4 BMW Police Patrol Motorcycles

The Grand Junction Police Department has been working collaboratively with the City Purchasing office to compare and evaluate police motorcycles over the planned life cycle of the proposed units. The life cycle analysis includes the price, resale value, miscellaneous set-up fees, warranty, routine maintenance costs and the value of the lost investment when purchasing rather than leasing. The process also included a physical evaluation and test ride on the Harley Davidson and BMW Police Motorcycles by the Police Department.

Ron Watkins, Purchasing Manager and Greg Morrison, Police Chief, reviewed this item. Mr. Watkins explained the process and the reasons for recommending BMW motorcycles over Harley Davidson. He noted that motorcycles were leased in the past however, the lease rate went up and now it is more reasonable to purchase them and then resell after five years.

Councilmember Butler moved to approve the Purchasing Manager to Procure 4 New BMW Police Motorcycles from All Sports Honda/BMW, LTD, Grand Junction, Colorado for the Amount of \$16,694 each; Total Purchase Price (delivered and set up) is \$66,596. Councilmember McCurry seconded. The motion carried.

NON-SCHEDULED CITIZENS & VISITORS

There were none.

OTHER BUSINESS

There was none.

EXECUTIVE SESSION – PRIVILEGED ATTORNEY – CLIENT COMMUNICATION and PERSONNEL MATTERS-

It was moved by Councilmember Spehar, seconded by Councilmember Terry to go into executive session for Privileged Attorney-Client Communication and for Personnel Matters, that is to discuss the City's relationship with the DDA, and to then instruct our negotiators in this regard, and to discuss the City's position regarding related matters as allowed under Open Meetings Act, section (402)(b) and (e) and also some discussion of personnel matters as allowed under Section 4 (f).

ADJOURNMENT

The City Council adjourned into executive session in the Municipal Hearing Room at 7:45 p.m.

Stephanie Tuin, CMC
City Clerk