

**GRAND JUNCTION CITY COUNCIL
WORKSHOP AGENDA**

**MONDAY, JULY 17, 2000, 7:00 P.M.
TWO RIVERS CONVENTION CENTER, 159 MAIN STREET**

7:00 **MAYOR'S INTRODUCTION AND WELCOME**

7:05 **COUNCILMEMBER REPORTS AND COMMENTS**

7:15 **REVIEW WEDNESDAY COUNCIL AGENDA**

PRESENTATIONS

7:30 **TOBACCO ORDINANCE UPDATE:** As requested by City Council when this ordinance was adopted, Betty Mason and Dr. Pat Moran will update council on how this ordinance has worked. [Attach W-1](#)

7:50 **TABOR BALLOT ISSUE:** Council will discuss a possible ballot question to remove the general government revenue limitation imposed by Article X, Section 20 of the Colorado Constitution. [Attach W-2](#)

8:30 **EXECUTIVE SESSION** to discuss right-of-way acquisition, property negotiations and personnel.

WRITTEN REPORTS

DESIGN OF 25 ROAD

9:00 **ADJOURN**

Attach 1

TO: City Council

FROM: Stephanie Rubinstein, Staff City Attorney

DATE: July 10, 2000

RE: Tobacco Ordinance Tickets

Between the dates of September 1, 1999 and May 31, 2000, 177 tobacco ordinance tickets were written. (Please note: in the memo from Lt. Nordine, he indicates that 172 tickets were written. His count started on September 7, rather than September 1.) Of that number:

139 pled guilty

4 were found guilty at trial

34 have either not been to court or did not appear in court on the scheduled date

Of those juveniles who did not appear, or who failed to pay a fine or attend tobacco class, a warrant is issued.

Additionally,

99 persons received one ticket

20 persons received two tickets

7 people received three tickets

3 people received four tickets

The majority of the tickets have been written at Grand Junction High School, as this is the only high school within city limits. The rest of the cases have either been at the middle schools, or in conjunction with some other police contact (such as a traffic stop).

Organizers/presenters

Primary organizers:

- 1 Penny Heuscher, Mesa County Medical Society Alliance
- 1 Ruth Michels, Mesa County Tobacco Education Coalition
- 1 Dr. Pat Moran, Mesa County Medical Society
- 1 Betty Mason, Mesa County Tobacco Education Coalition
- 1 Karen Milbank, Mesa County Tobacco Education Coalition
- 1 Tom McCloskey, Mesa County Tobacco Education Coalition
- 1 Anne Landman, American Lung Association
- 1 Suzanne Swartz, American Cancer Society
- 1 Dr. Michael Pramenko, Mesa County Medical Society
- 1 Ruth Michels and Anne Landman are frequently presenters at the class in addition to being organizers.
- 1 Ruth Michels and Penny Heuscher have worked together and with Dr. Keith Fritz, Mesa State College, to develop the curriculum.

Doctors who have given presentations:

- 1 Dr. Patz, Pulmonologist
- 1 Dr. Tom Moran, DDS
- 1 Dr. Pat Moran, Internal Medicine
- 1 Dr. Mike Pramenko, Family Practice
- 1 Dr. Larry Tice, Neuro Surgeon
- 1 Dr. R. Taylor, DDS
- 1 Dr. Bull, DDS
- 1 Dr. W. Magraw, Internal Medicine
- 1 Dr. Roger Shenkel, Family Practice
- 1 Dr. Aaron Long, Pathologist

Other presenters & volunteers include:

Perry Moyle, American Heart Association has presented.
Tom McCloskey, a member of MCTEC and a pharmacist has presented at the class.
Victoria Pasterz, Mesa County Medical Society Alliance volunteer
Bobbi Alpha, Mesa County Medical Society Alliance volunteer
Becky Utt, Mesa County Medical Society Alliance volunteer
Roseanna Rovner, Partners volunteer
Janice Lange, FACT Foundation/MCTEC volunteer
R.T. Mantlo, cancer patient
J. Martin, COPD patient
Mr. Hamilton, patient

The Tobacco Education classes began on June 22, 1999 at Saccomanno Educational Center.

<u>Date of Class</u>	<u># Participants</u>	<u>Municipality</u>	<u>Location of Class</u>
6/22/99	3	Grand Junction	Sacomanno Educ Ctr
7/27/99	5	Grand Junction	Sacomanno Educ Ctr
	2	Palisade	
8/31/99	18	Grand Junction	Sacomanno Educ Ctr
9/28/99	6	Grand Junction	Sacomanno Educ Ctr
10/25/99	13	Grand Junction	Sacomanno Educ Ctr
	1	Palisade	
11/23/99	24	Grand Junction	Sacomanno Educ Ctr
12/28/99	13	Grand Junction	Sacomanno Educ Ctr
	1	Fruita	
1/25/00	13	Grand Junction	Grand Junction PD
	5	Fruita	
	1	Palisade	
2/22/00	13	Grand Junction	Mesa County Health Dept
	2	Fruita	
3/28/00	6	Grand Junction	National Guard Armory
	1	Fruita	
	2	Palisade	
4/25/00	12	Grand Junction	National Guard Armory
	2	Fruita	
5/23/00	4	Grand Junction	National Guard Armory
	3	Fruita	
	2	Palisade	
Total to date	130	Grand Junction	
	8	Palisade	
	<u>14</u>	Fruita	
	152	Total	

After the class 40.8 percent say they will try to quit.

Out of 152 participants 62 or 40.8 percent indicated they were either going to quit or “try” to quit; 25 or 16.5 percent indicated they were going to “cut back;” 44 or 29 percent said they would continue smoking; and 6 or .04 percent said they didn’t know what they would do. Two participants had already quit, one was cited for possession and was not a smoker, one indicated they had never been a smoker and some did not answer the question.

Non-ticketed youth attend class.

In February four students attended the class that were not cited for possession. When asked why they wanted to come to the class, they said they were there to support their friends. They all participated in the class as though they had been ticketed.

Synar Inspections Mesa County Results

Establishment Name	Location Address	City	Zip	Date Of check	Violation (Y or N)
Diamond Shamrock	2903 29th	Grand Junction	81503	10-19-99	N
Conoco	2895 29th	Grand Junction	81503	10-19-99	Y
Super Mart	22194 Hwy 6&50	Grand Junction	81503	10-19-99	N
Wildhorse Service	4550 Hwy 6&24	De Beque	81630	10-19-99	N
Center Town Liquors	136 S Mesa St	Fruita	81521	10-19-99	Y
Go Fer Foods #20	2977 I-70 Blvd	Grand Junction	81503	10-19-99	N
City Market	2770 Hwy 50	Grand Junction	81503	10-19-99	N
Palisade Liquor	213 S Main	Palisade	81526	10-19-99	N
Conoco C&F Food Store	2714 Hwy 50	Grand Junction	81503	10-19-99	N
C&F Food Store	208 W 8th St	Palisade	81526	10-19-99	N
Go Fer Foods	1041 Hwy 6&50	Fruita	81521	10-19-99	N
Go Fer Foods	102 North Ave	Grand Junction	81501	10-19-99	N
Ole Dad's Liquor	116 Main St	Collbran	81624	10-19-99	N
Family Food Store	112 3rd St	Palisade	81526	10-19-99	N
Columbine Liquor	210 W 3rd St	Palisade	81526	10-19-99	N
Canyon Convenience	459 North Ave	Grand Junction	81501	10-19-99	N
Acorn Store	22223 Hwy 50	Grand Junction	81520	10-19-99	N
Total	3202 E Road	Clifton	81520	10-19-99	N
Orchard Mesa Liquors	2706 Hwy 50	Grand Junction	81503	10-19-99	N
Orchard Mesa Market	176 29 Road	Grand Junction	81503	10-19-99	N
Texaco Monument	403 Crossroads Ave	Fruita	81521	10-19-99	N
Super Mart Diamond Shamrock	3218 F Road	Clifton	81520	10-19-99	Y
Sinclair/Supermart Convenience	2998 I-70 Blvd	Grand Junction	81503	10-19-99	N
Redlands Liquor	516 Broadway #13	Grand Junction	81521	10-19-99	N
Monument Liquor	303 Hwy 6&50	Fruita	81521	10-19-99	N

Mandated Tobacco Education Class Evaluation
May 23, 2000

1. What did you learn in the class that you didn't already know?

That you could get your tongue chopped off.
I learned a lot. It was a good class. Deffinetly made me think.
All of the different kinds of chiminal additives
Smoking can kill you
I learned that they are very deadly
That it can kill you quik!
Nothing but what the cilia is.
That smoking can make you fat.
Quit smoking.

2. What do you plan to do regarding your use of tobacco products?

I plan to stop
Cut down a lot try to quit.
Quit, I have been cutting back for about 3 months; from 2 packs a day to 2 or 3
ciggarettts a day.
Cut down
Quit
I don't know
I don't know
Try and try to quit
I quit Smoking (before the class)

3. What can we do to improve this class?

Its good enough
You guys did a really good job. I don't think it needs improvement.
More comfortable chairs and more demos of what smoking does
Make it shorter
Nothing except a little shorter so people don't get bored and stop listening
Don't bore us so much
?
An hour less
I don't now

4. Rate the class on a scale of 1-10.

7 (I didn't like the fat guy), 10 (You guys gave good information. Had good points.
Showed courtesy by offering water and gum. Very nice.), 8, 4, 10, — , 7, 9, 5 (to
long)

5. What do you feel the City of Grand Junction should do regarding the tobacco ordinance?

Nothing, Keep making kids come to this class so they will be knowledagble on the subject and the actual damage it does.

Make the tobacco class manditory for every offender but first offence should not have a fine.

?

I don't know.

It is the person who smokes choice if they want to smoke.

STOP GIVING TICKETS!!!

It's there live let them do what ever.

(Note: Comments are transcribed as written by students, including spelling & punctuation.)

Attach 2

**CITY COUNCIL AGENDA
CITY OF GRAND JUNCTION**

<i>CITY COUNCIL</i>			
Subject:		Tabor Ballot Question	
Meeting Date:		July 17, 2000/July 31,2000	
Date Prepared:		July 3, 2000	
Author:		Ron Lappi	Admin. Srvs. & Finance Dir.
Presenter Name:		Ron Lappi	Admin. Srvs. & Finance Dir.
X	Workshop		Formal Agenda

Subject: Ballot question to remove the general government revenue limitation imposed by Article X, Section 20 of the Colorado Constitution, without any increase in taxes or tax rates.

Summary: On June 19, 2000 the City Council began discussing the possibility of going to the voters of Grand Junction to ask for a waiver of the revenue limitations of the Tabor amendment. This subject was also discussed in memorandums of May 31, 2000 and June 27, 2000. The staff recommends that the question be presented at either the upcoming November election or our regular local election in April 2001, and that the revenues be dedicated to the additionally needed capital improvements. We would be irresponsible if we did not ask our voters if we should retain these resources and accomplish the capital improvements needed.

Background Information: In November, 1992 the voters of the State of Colorado approved Article X, Section 20 of the Colorado Constitution, which besides restricting the imposition of new taxes, limited the revenues currently being generated by state and in our case local tax rates. Although we monitored since 1992 our allowed growth rates and overall government revenues this new law had no real impact on the City of Grand Junction until 1999. Beginning last year and probably for the foreseeable future, we will be restricted from keeping and using the revenues, mostly from Sales and Use Taxes, that are needed for important infrastructure and facility needs of the community. Now that we have hit the limit the overage is expected to grow rapidly and permanently in the years ahead.

Approval for the City to retain Tabor Excess Revenues is very important because:

1. We would be asking to retain revenues generated from the current tax rates, not increase taxes. We certainly would be keeping the spirit of Tabor, i.e. "No new taxes without a vote".

2. Our growth in capital needs and City services is not in step with the Denver/Boulder CPI. In fact, our growth is greater, our inflation is greater, and our communities' needs are greater than diverse metro areas of the state.
3. The longer we wait to do this, the worse the situation is going to become.

4. We should ask for a permanent exemption like many of our neighboring communities and District #51; so that future City Councils and citizens will not have this time bomb facing them again in the future.

Budget: The final audited excess revenue in 1999 is approximately \$600,000. We have estimated \$3.2 million in 2005, \$10.4 million by 2010, and \$23.3 million by 2015.

Action Requested/Recommendation: I recommend that the City Council of the City of Grand Junction adopt Proposed Ballot Question 1 on the attached. It would remove all general government revenues from the revenue limitation with the exception of property taxes (growth of which would continue to be restricted). These property tax restrictions are estimated to cause approximately \$25 million in tax reductions or refunds over the next fifteen years alone. Over the years that I have been in Grand Junction our City Councils have confirmed their own voluntary restrictions on the growth of property taxes on many occasions.

I believe the City Council should give serious consideration to also placing a debt authorization measure on the ballot, such as Proposed Ballot Question 3 on the attached. Without this important tool the expectations and needs of the community can not be met for many years to come. The net cost to the City and its taxpayers by borrowing and building facilities now is very reasonable in light of the resulting early community use.

Citizen Presentation:	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Yes	If Yes,
Name:					
Purpose:					

Report results back to Council:	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	Yes	When:	Annually
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Placement on Agenda:	<input type="checkbox"/>	Consent	<input type="checkbox"/>	Indiv. Consideration	<input checked="" type="checkbox"/>	Workshop
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Proposed Ballot Question

1. Shall the City of Grand Junction, Colorado, without any increase in tax rates (unless voter approved), be authorized to collect, retain and expend the full proceeds from (i) Grant Funds, (ii) Interest earnings on investments, (iii) Development Fees, (iv) All state shared revenues and taxes, (v) Sales and use taxes collected at existing rates and, (vi) All other non-tax revenue sources, to be spent on capital projects or other basic city governmental services notwithstanding any restriction of Article X, Section 20 of the Colorado Constitution for 1999, 2000 and subsequent years?
2. Shall the City of Grand Junction, Colorado increase it's sales & use tax rate by 1/8% (0.125%) effective January 1, 2001 and for fifteen years thereafter until December 31, 2015 for use in constructing and operating Parks and Recreation facilities?
3. Shall the City of Grand Junction, Colorado be authorized to issue full faith and credit General Obligation Bonds from time to time for capital construction projects up to a maximum amount of \$90 million over the next 15 years until December 31, 2015?

