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**CITY COUNCIL AGENDA
CITY HALL AUDITORIUM, 250 NORTH 5TH STREET**

WEDNESDAY, MARCH 18, 2009, 7:00 P.M.

Call to Order Pledge of Allegiance

Appointments

Downtown Development Authority/Downtown Grand Junction Business Improvement District

Planning Commission/Zoning Board of Appeals

Certificate of Appointments

Commission on Arts and Culture

Historical Preservation Board

Citizen Comments

Council Comments

*** Indicates New Item

® Requires Roll Call Vote

REVISED

***** CONSENT CALENDAR ***®**

1. **Minutes of Previous Meetings** [Attach 1](#)

Action: Approve the Minutes of the March 2, 2009 and the March 4, 2009 Regular Meetings

2. **Animal Control Services Contract** [Attach 2](#)

The City of Grand Junction has an ongoing, annually renewable agreement with Mesa County for the control of dogs within the City limits. The City pays the County a percentage of the Animal Services budget based upon the City's percentage of total calls for service. The estimated budget for Animal Control Services in 2009 is \$823,326.00. The City's share of that estimated budget for 2009 is 39%, or \$321,097.00. Payments will be made to the County on a quarterly basis.

Action: Authorize the Mayor to Sign the 2009 Agreement between Mesa County and the City of Grand Junction Pertaining to Animal Services

Staff presentation: John Shaver, City Attorney

3. **Setting a Hearing Zoning the Reimer Annexation, Located at 2751 Riverside Parkway** [File #ANX-2009-006] [Attach 3](#)

Request to zone .64 acres, Reimer Annexation, located at 2751 Riverside Parkway, I-1 (Light Industrial).

Proposed Ordinance Zoning the Reimer Annexation to I-1 (Light Industrial), Located at 2751 Riverside Parkway

Action: Introduction of a Proposed Ordinance and Set a Hearing for April 1, 2009

Staff presentation: Michelle Hoshide, Associate Planner

4. **Vacation of Irrigation and Drainage Easement (12th and Patterson Center – City Market) – Located at 1308 and 1310 Wellington Avenue** [File # CUP-2008-323] [Attach 4](#)

A request to vacate a 2.5' Irrigation and Drainage Easement for the benefit of the proposed 12th and Patterson Center, City Market neighborhood business commercial development that is to be located adjacent to N. 12th Street at the intersections of Patterson Road and Wellington Avenue.

Resolution No. 33-09—A Resolution Vacating a 2.5' Irrigation and Drainage Easement (12th and Patterson Center – City Market), Located at 1308 and 1310 Wellington Avenue

®Action: *Adopt Resolution No. 33-09*

Staff presentation: Scott D. Peterson, Senior Planner

5. **Setting a Hearing on the Appeal of the Planning Commission's Decision Regarding a Conditional Use Permit for a Bar/Nightclub** [File #CUP-2008-158] [Attach 5](#)

An appeal has been filed regarding the Planning Commission's decision to approve a Conditional Use Permit for a Bar/Nightclub, located at 2256 and 2258 Colex Drive. The project sits on 1 lot in an I-1 (Light Industrial) zone district. (The project will include leased parking spaces from the lot immediately to the north.) This appeal is pursuant to Section 2.18.E of the Zoning and Development Code, which specifies that the City Council is the appellate body of the Planning Commission. According to Section 2.18.E.4.h, no new evidence or testimony may be presented, except City Staff may be asked to interpret materials contained in the record.

Action: *Set a Hearing for April 1, 2009*

Staff presentation: Senta L. Costello, Senior Planner

6. **Purchase a 100 Foot Aerial Platform Truck** [Attach 6](#)

This purchase approval request is for a 100 Foot Ladder/Aerial Platform Truck for the City of Grand Junction Fire Department.

Action: Authorize the City Purchasing Division to Purchase One 2009 Smeal 100 Foot Midmount Platform Truck from Smeal Fire Apparatus Company, Snyder, NE in the Amount of \$915,974.00

Staff presentation: Ken Watkins, Fire Chief
Jay Valentine Assistant Financial Operations Manager

7. **Electronic File Storage Area Network System for Police and Fire Departments** [Attach 7](#)

This approval request is for the purchase of an electronic storage system for the public safety electronic files and documents.

Action: Authorize the City Purchasing Division to Purchase an Electronic Storage System from Sanity Solutions, Inc. in the Amount of \$209,902

Staff presentation: Jim Finlayson, Information Systems Manager
Jay Valentine, Assistant Financial Operations Manager

8. **Purchase of Zoll Cardiac Monitor/Defibrillators for the Fire Department** [Attach 8](#)

Request is being made by the Grand Junction Fire Department to purchase only Zoll Cardiac Monitors to continue efforts to provide the equipment to maintain and enhance patient care capabilities in the community.

Action: Authorize the City Purchasing Division to Purchase Six Cardiac Monitors from Zoll Medical Corporation in the Amount of \$124,093

Staff presentation: Ken Watkins, Fire Chief

***** END OF CONSENT CALENDAR *****

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

9. **Intergovernmental Agreement with Mesa County for Scheduling of Long Family Memorial Park** [Attach 9](#)

On January 28, 2009, the Board of County Commissioners for Mesa County submitted a request allowing the Parks and Recreation Department to assume the scheduling duties for Long Family Memorial Park. During a recent City/County meeting, both boards agreed to move forward with this request.

Action: Authorize the Mayor and the City Manager to Sign the Intergovernmental Agreement with Mesa County to Provide Scheduling Functions for Long Family Memorial Park

Staff presentation: Rob Schoeber, Parks and Recreation Director

10. **Non-Scheduled Citizens & Visitors**
11. **Other Business**
12. **Adjournment**

Attach 1

Minutes from previous meetings

**GRAND JUNCTION CITY COUNCIL
MINUTES OF THE REGULAR MEETING****March 2, 2009**

The City Council of the City of Grand Junction convened into regular session on the 2nd day of March 2009 at 7:00 p.m. in the City Auditorium. Those present were Councilmembers Bonnie Beckstein, Teresa Coons, Jim Doody, Bruce Hill, Linda Romer Todd, Doug Thomason, and Council President Gregg Palmer. Also present were City Manager Laurie Kadrich, City Attorney John Shaver, and Deputy City Clerk Juanita Peterson.

Council President Palmer called the meeting to order. Councilmember Coons led in the Pledge of Allegiance followed by an invocation by TJ Dickerson, Young Life Grand Valley.

Proclamations/Recognitions

Proclaiming Full Support and Participation for the 2010 Census through the Formulation of a "Complete Count Committee" in the City of Grand Junction

Proclaiming March 2009 as "Western Slope Honor Flight Month" in the City of Grand Junction

Appointments

Councilmember Todd moved to re-appoint Jeannine Howe, Gisela Flanigan, Kat Rhein, and appoint Melonie Buchanan for three year terms expiring February 2012, and appoint Lancer Livermont for a two year term expiring February 2011 to the Commission on Arts and Culture. Councilmember Hill seconded the motion. Motion carried.

Certificate of Appointment

Donia Moore was present to receive her certificate of appointment for the Visitor and Convention Bureau Board of Directors.

Citizen Comments

There were none.

Council Comments

Councilmember Coons stated that today is Dr. Seuss' Birthday and several Councilmembers had the opportunity to read Dr. Seuss books to children in local

elementary schools. Councilmember Todd gave special recognition to Councilmember Thomason as he read to four different classes.

CONSENT CALENDAR

Councilmember Thomason read the Consent Calendar and then moved to approve consent calendar items #1 through #5. Councilmember Hill seconded the motion. Motion carried by roll call vote.

1. **Minutes of Previous Meeting**

Action: Approve the Minutes of the February 18, 2009 Regular Meeting

2. **2009 Fees and Charges for Parks and Recreation**

The City Council is asked to review and approve the 2009 Parks and Recreation fees and charges for programs and services. The document includes recreation, golf, aquatics, facilities, forestry, and cemetery. The Parks and Recreation Advisory Board reviewed and approved the proposed fees and charges at the February 12, 2009 meeting.

Resolution No. 23-09—A Resolution Establishing the 2009 Fees and Charges Policy for the Grand Junction Parks and Recreation Department

Action: Adopt Resolution No. 23-09

3. **Setting a Hearing for the Parkway Complex Annexation, Located at 2789 Riverside Parkway** [File #ANX-2009-018]

Request to annex 1.264 acres, located at 2789 Riverside Parkway. The Parkway Complex Annexation consists of two (2) parcels.

a. **Referral of Petition, Setting a Hearing and Exercising Land Use Jurisdiction**

Resolution No. 24-09—A Resolution Referring a Petition to the City Council for the Annexation of Lands to the City of Grand Junction, Colorado, Setting a Hearing on Such Annexation, and Exercising Land Use Control, Parkway Complex Annexation, Located at 2789 Riverside Parkway

Action: Adopt Resolution No. 24-09

b. **Setting a Hearing on Proposed Ordinance**

Proposed Ordinance Annexing Territory to the City of Grand Junction, Colorado, Parkway Complex Annexation, Approximately 1.264 Acres, Located at 2789 Riverside Parkway

Action: Introduction of Proposed Ordinance and Setting a Hearing for April 13, 2009

4. **Setting a Hearing for the Ajarian Annexation, Located at 2954 D ½ Road** [File #ANX-2009-021]

Request to annex 17.78 acres, located at 2954 D ½ Road. The Ajarian Annexation consists of two (2) parcels and includes a portion of the D ½ Road right-of-way.

a. **Referral of Petition, Setting a Hearing and Exercising Land Use Jurisdiction**

Resolution No. 25-09—A Resolution Referring a Petition to the City Council for the Annexation of Lands to the City of Grand Junction, Colorado, Setting a Hearing on Such Annexation, and Exercising Land Use Control, Ajarian Annexation, Located at 2954 D ½ Road and Including a Portion of the D ½ Road Right-of-Way

Action: Adopt Resolution No. 25-09

b. **Setting a Hearing on Proposed Ordinance**

Proposed Ordinance Annexing Territory to the City of Grand Junction, Colorado, Ajarian Annexation, Approximately 17.78 Acres, Located at 2954 D ½ Road and Includes a Portion of the D ½ Road Right-of-Way

Action: Introduction of Proposed Ordinance and Set a Hearing for April 13, 2009

5. **Amendment to Action Plan for 2007 Community Development Block Grant (CDBG) Program Year** [File # CDBG-2007-08]

Amend the City's Action Plan for the Community Development Block Grant (CDBG) Program Year 2007 to revise use of previously-allocated funds.

Action: Approve the Amendment to the City's 2007 CDBG Annual Action Plan to Reflect the Potential Use of the Head Start Funds (CDBG 2007-08) for Remodeling in Addition to the New Construction Alternative

ITEMS NEEDING INDIVIDUAL CONSIDERATION

Funding Recommendations for Arts and Cultural Events and Projects

Commission on Arts and Culture recommendations to the City Council for grants to support arts and cultural events, projects, and programs in Grand Junction.

Allison Sarmo, Cultural Arts Coordinator along with Commission on Arts and Culture Chair Kat Rhein, presented this item. Ms. Rhein stated the budget for 2009 is \$46,500 with the City of Grand Junction granting funds of \$36,000 and the Colorado Council on the Arts granting \$10,500. The Committee has received 24 grant requests totaling over \$73,000. The Commission on Arts and Culture have chosen eight projects for recommendation to fully fund for the purpose of reaching the largest community base.

Council President Palmer asked how many entities come back each year and request grants. Ms. Rhein said about three-fourths are returning from the previous year.

Councilmembers Coons and Hill applauded the work of the Commission.

Councilmember Doody asked what kind of economic engine has this committee been to the community. Ms. Sarmo responded that there has been a \$27 million dollar impact in this community because of the work of the Commission on Arts and Culture.

Councilmember Hill moved to approve the recommendations from the Commission on Arts and Culture for Grant Funding. Councilmember Thomason seconded the motion. Motion carried.

City Manager's Report

Laurie Kadrach, City Manager, gave her report on the recommended budget adjustments which targeted four principles in reduction strategies. Those being: a possible fuel rebate for July 2009; moving up capital projects; the National League of Cities (NLC) prescription drug program for low to moderate income households; and local preference bidding for Mesa County businesses. This reflects cutting operational spending by more than \$6 million this year. City Manager Kadrach said there is a concern on the economic outlook, but not panic. This is the first time in 25 years the City has seen a 10% reduction in sales tax revenue. City Manager Kadrach implemented a three month spending delay at the beginning of the year and the situation is serious enough to make budget adjustments now.

This spring a Citizen Budget Advisory Committee will be formed to participate in the City's budget process for the next year. There will be four or five positions available for those who have the expertise and would like to apply.

Reduction of expenses began last fall because the City relies heavily on sales tax and that revenue stream was decreasing. There has been a hold on personnel hiring, and a reduction in operating costs. The City is prepared with a responsive budget strategy. Food, prescriptions, and fuel are not subject to sales tax. Retail activity is down by 5% which is better than the national economy. Four principals are being suggested 1) continue to provide essential public services, 2) keep a high-performing team in place, 3)

keep "high" need capital projects on track, and 4) stay focused on the #1 future obligation, Public Safety.

Personnel budget reductions are in the amount of \$2.1 million. By holding authorized positions, the City Manager will review any open positions and consider immediate transfers of needed personnel, look at reductions in overtime, and delay the implementation of the classification and compensation adjustments.

Council President Palmer asked for clarification on the \$2.1 million on labor reduction. City Manager Kadrach clarified by saying it is the total of the five budget reductions.

City Manager Kadrach continued her presentation by adding more recommendations on implementing a fuel rebate for July 2009 for utility billing customers, moving up some capital projects, the NLC prescription drug program, and consideration of local preference bidding.

Council President Palmer asked City Attorney Shaver if authorization is needed by Council on these budget reductions and if so, does it need a motion and a vote, and asked Council if they want to vote one at a time or in mass.

Councilmember Todd stated that she thinks the authorizations should be one at a time.

Councilmember Hill added that he would like to hear the whole presentation before they decided. Council President Palmer concurred.

City Manager Kadrach continued by stating that she is seeking authorization to move forward in moving up sewer and water capital projects which can be funded at a 0-.1% interest rate through the Water and Power Authority. These would be monies coming out of enterprise accounts and not dependent on sales and use tax revenues. These are all projects that need to be done and have been scheduled for later. It would be better to take advantage of those dollars when construction costs are more favorable.

Councilmember Coons asked about the process of funding through the Water and Power Authority. City Manager Kadrach replied that there is an application process and the City's projects get ranked on a list. The City has already been given preliminary approval for the projects listed with the exception of the aeration project. It is anticipated that funding for that project will be available in 2010.

Utilities and Street Systems Director Greg Trainor also confirmed that these are revenue producing projects. This loan process has been done before and has been fairly routine within the municipal water and wastewater industry in Colorado.

City Manager Kadrach talked next about the Prescription Drug Card Reductions. This is an avenue where there could be up to 20% reduction in cost for certain prescription drugs through the National League of Cities. There is not much information available yet, but it

would involve an administrative cost. Once more information is available, it will be brought forward to Council.

City Manager Kadrich addressed local preference bidding. There is a large degree of community support for this. Staff's recommendation is to provide a bid list to City Council to identify how close a local bidder is to the lowest bid in order for the Council to make a policy decision.

Council President Palmer asked if this would be a case by case basis. City Manager Kadrich stated yes, and there would be a change on the bid documents and how they are presented to Council.

City Manager Kadrich spoke about the next recommendations that are more for the citizens' information as it has already been discussed with City Council. They are supporting the elimination of the business personal property tax by the State legislature. City Staff has also looked at the City's bonding requirements, streamlining development review process, and ways to generate tourism. The economic benefit of tourism is a significant impact. The City wants to keep generating sales tax dollars by keeping people coming to visit the community.

City Manager Kadrich also gave an overview on the City's savings approach. The current fund balance is at \$20 million which is expected to be used for urgent needs, revenue shortfalls, and to sustain critical capital projects. It is equivalent to 13% of the City's total budget. The goal is to hold this reserve money and to balance the budget within the appropriation that the City Council authorized.

City Manager Kadrich went on to talk about how the federal stimulus package is so new it is not yet known how it is going to affect the City. The assumption is very few dollars will be distributed to the City of Grand Junction. She listed the funds known to be coming to the City. The Staff is researching how the City can apply for funds specified for public safety.

City Manager Kadrich advised that twelve staff members have been designated to study the stimulus bill and to find the best ways to put this stimulus money to work. Ms. Kadrich noted that one possible project for stimulus funds is the I-70 Business Loop widening project but the City would have to spend around \$400,000 to design and prepare for the project. When pressed for more specifics and if that is guaranteed, Ms. Kadrich deferred to Public Works and Planning Director Tim Moore.

Tim Moore, Public Works and Planning Director, stated that there is an opportunity for these funds to help advance I-70B widening project, likely \$10 million. There is currently \$4 million allocated as it is the #1 priority in the region's transportation projects. The question is not if the project will be built but rather when it will be built. \$10 million will only fund a piece of the project as the entire project would cost \$40 million.

City Manager Kadrich mentioned that what is being forecast is that things may be getting better as early as April or as late as next year. City Staffing is at a ten year per capita low. Baseline indicators demonstrate the City is likely to experience a stronger than average recovery. The City will continue to remain in touch with local, state and national leaders for their read on the economy and how the City may be affected. By planning ahead, the City should be able to make reasonable decisions and not overreact. The City of Grand Junction Administration is looking at the best practice of cities who are already making reductions. The goal is to keep everybody on the same page.

That concluded the City Manager's presentation.

Council President Palmer called a recess at 8:15 p.m.

The City Council meeting reconvened at 8:25 p.m.

Councilmember Hill asked to talk about the fuel rebates.

Councilmember Todd voiced about her concern about making a decision right now regarding fuel rebates when there are too many variables; she would prefer to wait until June or July for the decision.

City Manager Kadrich clarified the fuel rebate by stating that what she is asking Council to authorize is what the fuel savings would be. It would be analyzed in June prior to any rebate being processed and the analysis would be to each utility account.

Council President Palmer stated that because of the nature of an enterprise operation, the City trying to break even, it can be assumed there will be some cost savings. Authorization by the City Council would allow Staff to determine the formulas and set those processes in place. If there was not a fuel savings at the time, it would not be passed on.

Councilmember Todd cautioned the City Manager about setting the expectation.

Councilmember Beckstein raised her concern about the City not giving false hope right now in that this is something to be expected this summer.

Councilmember Coons stated that should the trend continue as it is now, that there will be a rebate, and state that clearly to the City utilities customers. No guarantee is being stated.

Councilmember Hill mentioned that this discussion is about creating dollars to promote consumer confidence. Perhaps there are ways those dollars can support other popular programs like spring clean up, or should the dollars be a benefit to the payers in the future. There has to be an expense ratio when deciding on a rebate.

Council President Palmer said that Council ought to look at giving the citizens some hope instead of no hope. A rebate mid-year could make a difference.

Councilmember Coons concurred and added that it speaks to honesty and credibility in government.

Councilmember Hill suggested it can be looked at again closer to midyear.

Councilmember Doody talked about the capital projects being moved up in the water and sewer fund. The City Manager asked Greg Trainor to address the question.

Utilities and Street Systems Director Greg Trainor identified regular water and sewer projects and moving some of those projects to 2009 instead of 2010, 2011, and 2012. In the case of water, \$2 million additional new water line replacements and \$2.7 million in sewer line and interceptor repair and replacements in addition to the City's regular programs.

Councilmember Todd asked for clarification on the dollars for these water and sewer projects. City Manager Kadrach said those are the projects to be funded by the low interest dollars from the Water and Power Authority. That will not affect the rates.

Councilmember Doody then asked City Manager Kadrach to clarify the local preference bidding. Ms. Kadrach said it is Staff's recommendation that preference be to Mesa County contractors.

More discussion ensued about the cost and benefit of moving dollars and capital projects forward in the water and sewer funds. It was noted that there is more flexibility in these enterprise funds than in the general fund. However, it was reiterated that in order to be "shovel ready" for the I-70 B widening project that may qualify for stimulus funds, general fund monies, \$400,000, will need to be spent to prepare.

Councilmember Hill stated that he is very supportive of moving up the capital projects, but he also is concerned that they hold themselves accountable to the 2010 budget.

City Attorney Shaver clarified that the general fund can borrow from the enterprise funds.

Councilmember Thomason asked City Manager Kadrach how the capital projects should be re-prioritized. City Manager Kadrach clarified that there are only two big projects going forward out of the general fund; the Big Pipe Project which is nearly complete, and the 29 Road Project, which is in partnership with Mesa County. The projects being moved up are to be funded from the water and sewer funds and the loan payment to the Water and Power Authority will be the same as the current budget allocation. Borrowing the money at a zero or low interest rate will allow the City to do bigger projects now while construction costs are low and also will give local contractors more work. Some general fund dollars will be reallocated to fund the \$400,000 needed to prepare for the 170B widening.

Councilmember Todd directed the discussion to local preference.

Councilmember Hill said it is his understanding that the City's purchasing policy directs Staff to bring Council their recommendation for the best value for the contract. The City Council has always had the discretion to select a local contractor over the low bid if they feel it is in the best interest of the City. The change proposed is how the information will be brought to Council. Ms. Kadrich concurred.

More Councilmembers expressed their concerns about expressing that there is to be a change in policy when, as Councilmember Hill stated, the City Council has always had that option but what will change is that more detail will be provided by Staff so Council will have the information to make the decisions on a case by case basis.

Council President Palmer stated that Council wants to make sure that it is a competitive environment, yet retain the right to have the ability to choose a local bidder.

Councilmember Todd pointed out that a local preference can hurt the local contractor when they bid on jobs in other communities.

City Attorney Shaver talked about value versus costs when awarding contracts, and the possibility of rewriting the policy to have it be more value-centered. Councilmember Hill mentioned that it should be case by case basis review and make decisions with good foundation.

Discussion continued with the other factors that may play into the decision being identified such as the economic impact the contractor's workforce may have on the community, just to name one example.

Councilmember Todd next asked about the reserve fund which is at 13%. Will these monies be used to move ahead the capital projects or growing the funds? City Manager Kadrich would not recommend spending the funds as the City already has had a very capital intensive program. Over 35% of monies goes to capital projects. The forecasting in the future has not been the same as it has been. If the City Council wished to use the reserve funds for capital projects, up to \$13 million can be used. The rest is restricted by TABOR for the operating account.

Councilmember Hill agreed with the City Manager's characterization of the reserves and her recommendation to retain them.

Councilmember Todd asked if there is any possibility of increasing those reserves. City Manager Kadrich said it was thought there would be that opportunity but under current conditions and current sales tax collections, that is not possible.

Council President Palmer asked if City Council would like to make motions on each of the four issues separately.

Councilmember Beckstein stated that there should be a conversation on the prescription program.

City Manager Kadrich stated that the National League of Cities, of which the City is a member, could entitle particular groups to a discounted prescription program. It is being asked of City Council to move forward with exploring this option.

Councilmember Doody expressed his concerns that this is more of a County issue through Human Services than a City issue. Councilmember Beckstein concurred.

Council President Palmer gave authorization to look into this prescription program with Council's concurrence.

Councilmember Todd mentioned that the only issue that needs a motion would be the enterprise capital projects issue.

Councilmember Doody asked about the capital projects, specifically the gas and aeration projects. Utilities and Street Systems Director Greg Trainor responded that yes, those projects would be move forward.

Council President Palmer asked for a motion.

Councilmember Coons moved to give Staff authorization to look at the feasibility of the fuel rebate, move up the capital projects that were discussed and to look at providing Council with additional information to look at the added value of local preference bidding differently. Councilmember Hill seconded the motion. Motion carried by roll call vote.

Non-Scheduled Citizens & Visitors

There were none.

Other Business

There was none.

Adjournment

The meeting was adjourned at 9:33 p.m.

Juanita Peterson, CMC
Deputy City Clerk

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

March 4, 2009

The City Council of the City of Grand Junction convened into regular session on the 4th day of March 2009 at 7:03 p.m. in the City Auditorium. Those present were Councilmembers Bonnie Beckstein, Teresa Coons, Jim Doody, Bruce Hill, Linda Romer Todd, Doug Thomason, and Council President Gregg Palmer. Also present were City Manager Laurie Kadrich, City Attorney John Shaver, and City Clerk Stephanie Tuin.

Council President Palmer called the meeting to order. Councilmember Thomason led in the Pledge of Allegiance.

Proclamations/Recognitions

Council President Gregg Palmer recognized AP Government Students from Grand Junction High School Kattia Arascue, Adrienne Price, Stephanie Kazoukas, Shandie Case, Steven Rickett, and Ariel Laurier.

Also in attendance was Scoutmaster Reece Brown along with Troop #303.

Proclaiming March 1 – 7, 2009 as “Women in Construction Week” in the City of Grand Junction

Certificate of Appointment

Jeanine Howe, Gisela Flanigan, Kat Rhein, and Lancer Livermont were present to receive their Certificates of Appointment to the Commission on Arts and Culture.

Citizen Comments

There were none.

CONSENT CALENDAR

Councilmember Hill read the items on the Consent Calendar and then moved to approve Consent Calendar items #1 through #3. Councilmember Todd seconded the motion. Motion carried by roll call vote.

1. **Construction Contract for the 2009 Concrete Repair for Street Overlays**

The 2009 Concrete Repair for Street Overlay project consists of replacing sections of hazardous or deteriorating curb and gutter, sidewalks and drainage pans on streets scheduled to be overlaid later this year.

Action: Authorize the City Manager to Sign a Construction Contract with Vista Paving Corporation, for the 2009 Concrete Repair for Street Overlay Project, in the Amount of \$209,985.66

2. **Construction Contract for the 2009 Water Line Replacements**

This project includes replacement of sixty year old cast iron lines that have an active break history and are located within streets planned for asphalt overlay in 2009.

Action: Authorize the City Manager to Sign a Construction Contract for the 2009 Water Line Replacement Project to Mendez, Inc., in the Amount of \$322,562.60 and Sign Change Order #1 in the Amount of \$25,000

3. **Construction Contract for the 2009 Interceptor Rehabilitations (Cured-In-Place Pipe)**

The project consists of lining the 3,475 lineal feet of the existing 15" concrete and vitrified clay tile sanitary sewer pipe with Cured-In-Place-Pipe. Approximately 3,100 feet is located along Patterson Road between 7th Street and 15th Street. The remaining 375 lineal feet is located south of 4th Avenue east of Highway 50 under a rail spur on VanGundy's property.

Action: Authorize the City Manager to Sign a Construction Contract for the 2009 Interceptor Rehabilitation (Cured-In-Place Pipe) to Insituform Technologies Inc., in the Amount of \$178,880.00

ITEMS NEEDING INDIVIDUAL CONSIDERATION

Public Hearing - Create Alley Improvement District ST-09, Phase B

A successful petition has been submitted requesting a Local Improvement District be created to reconstruct the following alley:

East/West Alley from 11th to 12th, between Hill Avenue and Teller Avenue

The public hearing was opened at 7:15 p.m.

Tim Moore, Public Works and Planning Director, presented this item. This is the fourth and final alley improvement district for this year.

Council President Palmer asked if the program is usually out of money by March. Mr. Moore said that they usually try to get these projects bid out early in the year.

Jack Brophy, 811 N. 12th, said he appreciates the alley being paved but it is for the purpose of the church and the school. He is being assessed over \$2200. He would

rather spend that money on installing a solar system at his home.

There were no other public comments.

The public hearing was closed at 7:17 p.m.

Councilmember Coons asked if the process allows individual property owners to opt out when a majority of property owners vote in favor of the improvements. Mr. Moore advised that is not how it has been handled in the past. The owner has the option of paying in full or the City will assess the property with interest.

Councilmember Coons asked why the City has an interest in paving the alleys. Mr. Moore advised that all the utilities are upgraded and the paving leaves the City with less maintenance. The City does pay 75% of the residential assessment.

Councilmember Hill asked if there are different rates for the type of uses. Mr. Moore said there is.

Council President Palmer pointed out that the church controlled the vote because of being a majority property owner along the alley. Mr. Moore said there have been such cases in the past, perhaps not quite as lopsided as in this case. Councilmember Hill pointed out that the church is also paying the most for the improvement on the owner's side.

Resolution No. 26-09—A Resolution Creating and Establishing Alley Improvement District No. ST-09, Phase B within the Corporate Limits of the City of Grand Junction, Colorado, Authorizing the Reconstruction of Certain Alleys, Adopting Details, Plans and Specifications for the Paving Thereon and Providing for the Payment Thereof

Councilmember Doody moved to adopt Resolution No. 26-09. Councilmember Hill seconded the motion. Motion carried by roll call vote.

Public Hearing – Kapushion/Northwest GJ Growth Plan Amendments, Located at 860 21 Road [File # ANX-2008-305]

Request approval of a Growth Plan Amendment to change the Future Land Use Designation from Rural (5 to 35 acres/du) to CI (Commercial Industrial) on 80 acres; and Residential Medium (Residential 4 to 8 du/ac) on 20 acres; totaling 100.73 acres.

The public hearing was opened at 7:23 p.m.

Lori V. Bowers, Senior Planner, presented this item. She described the request, the location and the site. The property was recently included in the 201 boundary. Properties to the west are in the cooperative planning area and those properties to the south have previously been annexed to the City and are zoned light industrial (I-1).

Land use jurisdiction for this property was recently obtained on January 7th. The annexation petition stipulates that the requested zonings of I-1(Light Industrial) and R-4 (Residential – 4 du/ac) need to be completed and approved by the owners or anytime after March 1, 2009 the applicants may withdraw their annexation petitions and the property will be de-annexed from the City.

She described the process that the properties have gone through in order to change the land use designation and development of the plan of development.

Ms. Bowers then reviewed the criteria for a Growth Plan Amendment:

- a. There was an error such that then existing facts, projects or trends (that were reasonably foreseeable) were not accounted for to which the applicant responded: the population growth in Mesa County has exceeded levels anticipated during the previous comprehensive planning effort. The growth from the oil and gas industries has created more jobs than anticipated in the previous planning effort. As such, the Persigo Board recently included additional lands into their service areas in an effort to accommodate the additional growth. Staff does not share the same opinion as the applicant on criterion “a”, as the Growth Plan was amended in 2000 and very recently the 201 Boundary change was made to reflect changing conditions in land use and development. The Comprehensive Plan is nearing completion and may or may not provide changes favorable to the applicant. The fact remains that it is not yet adopted.
- b. Subsequent events have invalidated the original premises and findings to which the applicant responded: as discussed above, the previous comprehensive planning effort did not anticipate the level of oil and gas development Mesa County is currently experiencing. Mesa County continues to be a strong growth area bringing in more people and businesses to the area. Very recently a boundary change to the 201 was made to reflect changing conditions of the northwest area of the County, adjacent to the City limits. The mix of future land uses is still appropriate in this area. Staff would urge the applicant to revisit this project after the Comprehensive Plan is adopted.
- c. The character and/or condition of the area have changed enough that the amendment is acceptable and such changes were not anticipated and are not consistent with the Plan to which the applicant responded: the property has been included into the 201 service boundary and abuts existing industrial zoned property in Grand Junction. Industrial zoned property is needed to accommodate future growth in the community and it makes sense to expand the industrial areas where they already exist. The Public Works and Planning Department, along with review by Mesa County Staff, agree with the applicant’s justification of criterion “c”, because of the recent changes to the Persigo 201 Boundary.
- d. The change is consistent with the goals and policies of the Plan, including applicable special area, neighborhood and corridor plans to which the applicant responded: the City is currently in the process of revising their Comprehensive Plan to address large areas recently included into the 201

boundary. The changes requested by this application are consistent with the current plans being examined by the City. However, Staff contends in regards to criterion “d”, until the draft of the Comprehensive Plan is adopted, it has no standing and the current adopted Future Land Use Map is applicable and appropriate.

- e. Public and community facilities are adequate to serve the type and scope of the land use proposed to which the applicant responded: all utilities are currently available to service the land. The eastern two thirds of the property can easily access existing gravity sanitary sewer mains. The western portion of the property, along with other areas along 21 Road which have been included into the 201 Boundary, will require a sewer lift station. The City of Grand Junction is currently examining options for providing sanitary sewer service to the areas along 21 Road and the current thinking is the best option would be to install a sewer lift station in the vicinity of 21 Road and Highway 6 and 50. The applicant will continue to work with the City to determine the best options to sewer the western portion of the site. The Staff added that criterion “e” can be met because the services are available, but as mentioned earlier, considerable upgrades to all utilities will be required.
- f. An inadequate supply of suitably designated land is available in the community, as defined by the presiding body, to accommodate the proposed land use to which the applicant responded: the City of Grand Junction currently has a high demand for industrial zoned parcels. This property provides a great fit for this need because it abuts existing industrial zoned property and is located close to major interstate highway interchanges. Staff advised that on criterion “f”, a location description does not, on its own, justify nor satisfy the criteria asking if there is an inadequate supply of land. The Comprehensive Plan should help in understanding the need for additional land to accommodate the proposed land uses.
- g. The community or area, as defined by the presiding body, will derive benefits from the proposed amendment to which the applicant responded: the City of Grand Junction is in the process of revising the land use for the areas recently included into the 201 boundary. The land uses proposed by this amendment are consistent with the direction City Staff has received from several neighborhood meetings. Staff’s opinion for criterion “g”, is that the adopted Growth Plan suggests low density residential for this area. As depicted, low density residential will provide benefits to the community consistent with the wishes and approval of the body that adopted the Growth Plan.

Councilmember Todd asked for clarification of the statement about de-annexation. Ms. Bowers advised that the applicant drafted their own annexation petition which included a caveat that if the requested zoning is not received they will be de-annexed.

Councilmember Coons asked about the Staff recommendation. Ms. Bowers said as a planner she supports the Growth Plan but the Comprehensive Plan is underway and the applicant has the right to request a Growth Plan Amendment.

Councilmember Hill felt the applicant placed a lot of weight on the Comprehensive Plan. He asked Ms. Bowers if her responses would be different if the Comprehensive Plan were not underway? Ms. Bowers said yes her comments would be different. Her recommendation would change but the Planning Commission recommendation would not. The fact is that properties in this area have been brought into the 201 without a plan.

Councilmember Hill asked about criteria #2, understanding there is a conflict not knowing if the Comprehensive Plan will pass or not.

Council President Palmer noted that if the property was not zoned as requested and it was subsequently de-annexed, it would still be in the 201 and could be enclaved and annexed later. Ms. Bowers said that is correct.

Mark Austin, Austin Civil Group, 336 Main Street, was representing the applicant. He pointed out that the properties in that area have consistently been designated as industrial even though historically it has been rural in nature. There will be a need for water and sewer line extensions. They are trying to locate the required sewer lift station, a location that will benefit other development along 21 ½ Road. They will speak again under rebuttal.

There were no public comments.

The public hearing was closed at 7:45 p.m.

Councilmember Coons asked what will happen if the Comprehensive Plan is adopted with a different designation for this area. City Attorney Shaver advised that any approvals tonight will establish the uses for the property.

Dan Wilson, attorney for the applicant, stated they had anticipated public comment but they have two other elements to be presented.

Council President Palmer reopened the hearing.

City Attorney Shaver advised that since there was no testimony there is no rebuttal so reopening the hearing reopens it for all.

Dale Beede, 2059 Baseline Road, advised that about six years ago it was realized that the demand for industrial land was exceeding the supply. It raised the price and the demand astronomically. He stated the industrial land is needed. There are other undeveloped parcels zoned industrial. This parcel will be developed.

Councilmember Coons noted with the slowing economy, that could give the City time to fully develop and complete the Comprehensive Plan. Since adoption is planned for July, she asked what the difficulty is to delay this until the Comprehensive Plan is adopted. Mr. Beede said it would delay this development from fall to spring. He has parties ready to build on this land. He is ready to go now.

Dan Wilson, attorney for the applicant, addressed the concern raised by Councilmember Hill. There is a bind with the Growth Plan in effect and the Comprehensive Plan imminent. This application complies with both plans. The area has large lots and has been rural residential but there has been encroachment by industrial uses. The applicant is willing to impose upon its development covenants that will provide compatibility with those rural uses.

Mr. Wilson then reviewed the Growth Plan criteria noting that his clients are ready to go, their project is funded. The elements in the Comprehensive Plan that address sprawl and the need for industrial land apply to this request. The 201 boundary was changed one and a half years ago because the need of industrial land was recognized then. He believes an error is on the Growth Plan. Under criteria 2, subsequent events have invalidated the original premises and findings to which the applicant responded as discussed above, the previous comprehensive planning effort did not anticipate the level of oil and gas development Mesa County is currently experiencing. He disagreed with the Staff that they need to wait.

He addressed the caveat that allowed for de-annexation. He stated that the applicant will not ask for de-annexation; the City is the only game in town.

Councilmember Hill questioned the covenant proposal. City Attorney Shaver advised it is Mr. Wilson's attempt to make the development compatible with surrounding uses. Councilmember Hill was concerned that they would not stay intact if ownership changed. City Attorney Shaver stated the covenants would be recorded and run with the land but it would be his advice that the City not be involved in enforcement.

Councilmember Hill noted that the Council is considering the Growth Plan amendment and cannot consider the zoning at this point. Mr. Wilson argued that, although not required, the developer is offering additional conditions to prove compatibility of the Growth Plan Amendment request. Mr. Wilson reviewed the proposed zoning conditions. These standards address noise and buffers to mitigate impact to the surrounding properties.

Attorney Wilson pointed out that neighbors are not here to object tonight because of the efforts of the developer Mark Austin and the covenants ensuing compatibility.

Councilmember Hill asked how the covenants run with the land. City Attorney Shaver said they are recorded and run with the land.

Councilmember Coons asked Tim Moore , Public Works and Planning Director, to confirm that this land was not part of the North Central Valley Plan but is part of the Comprehensive Plan discussions. It was part of a special study area and the residents have been engaged in discussions. Mr. Moore concurred.

Council President Palmer asked if the movement of the 201 was couched as for residential uses or industrial uses. Mr. Moore said uses were not part of the discussion, it was an effort to expand City boundaries. Council President Palmer asked if there was an area in the north identified as industrial. Mr. Moore said those discussions did take place including feathering from industrial to higher residential and then lower residential.

Councilmember Hill recalled that at those previous meetings, areas were identified for inclusions into the boundary but they let the uses be determined by the market. Mr. Moore described it as he recalled. Councilmember Hill agreed the request met the criteria.

Councilmember Todd agreed the request meets the criteria and approved of making changes such as these when times are slow to be prepared.

Councilmember Doody agreed with Councilmember Todd.

Councilmember Coons said she is somewhat concerned about going forward prior to the completion of the Comprehensive Plan and whether development will go forward. She agrees the property won't stay rural. However, knowing this area was part of a special study area for the Comprehensive Plan, she knows it was reviewed carefully. She commended Mr. Austin for his work that resulted in the neighbors not expressing disapproval so she is more amenable to approving the request.

Councilmember Thomason recalled the discussion when the property was brought into the 201 that they should let the market guide the development and this is what is happening.

Councilmember Beckstein agreed industrial property is needed and part of the elements of the Comprehensive Plan is to ensure industrial land is not diminished so she agreed this is a good fit and will support the change.

Council President Palmer felt more compelled to look at the current Growth Plan with H ½ Road being the delineation between industrial and residential so it is a struggle for him to go further north with industrial. He is against conditional annexations. He appreciates the conditional zoning. He is surprised there are no neighbors objecting.

The public hearing was closed at 8:30 p.m.

Resolution No. 27-09—A Resolution Amending the Growth Plan of the City of Grand Junction to Designate 35.12 Acres, Located at 860 21 Road , Known as the Kapushion Growth Plan Amendment, from Residential Rural (5 to 35 Ac/DU) to Commercial Industrial on 35.12 Acres

Resolution No. 28-09—A Resolution Amending the Growth Plan of the City of Grand Junction to Designate 64.97 Acres, Located East of 860 21 Road, Along 21 1/2 Road Known as the Northwest GJ Growth Plan Amendment, from Residential Rural (5 to 35

Ac/DU) to Commercial Industrial on 44.88 Acres; and to Residential Medium on 20.09 Acres

Councilmember Hill moved to adopt Resolutions Nos. 27-09 and 28-09. Councilmember Todd seconded the motion.

Councilmember Hill noted that they have made an effort not to push back anything because the Comprehensive Plan is in process even though it would be easier to defer. He feels the Council should take action on this item.

Councilmember Coons noted that the joint bodies moved the 201 boundary and it has been agreed that the development should be to urban densities, not that it will stay rural.

Motion carried by roll call vote with Council President Palmer voting NO.

The Council President called a recess at 8:33 p.m.

The meeting reconvened at 8:43 p.m.

Public Hearing - Kapushion Annexation and Zoning, Located at 860 21 Road [File #ANX-2008-305]

Request to annex and zone 35.12 acres, located at 860 21 Road, to I-1 (Light Industrial). The Kapushion Annexation consists of one (1) parcel.

The public hearing was opened at 8:44 p.m.

Lori V. Bowers, Senior Planner, presented this item. She described the request, the site and the location. She asked that the Staff Report and attachments be entered into the record. She advised that the criteria from the Zoning and Development Code were met and Planning Commission recommended approval. The applicant was present.

Dan Wilson, attorney for the applicant, asked that their (his and Mr. Beede's) comments from the prior hearing be incorporated into the record.

John Linko, 520 Colorado, objected to this annexation and all future annexations being done under the Persigo Agreement. The expansion of City boundaries has created a patchwork of boundaries and has placed an undue burden on public safety services. With the economic downturn and the subsequent budget cuts, the Council should concentrate on providing service to the existing residents.

There were no other public comments.

The public hearing was closed at 8:47 p.m.

Councilmember Doody asked City Manager Kadrach to address the issue of inadequate service that was brought up. She said it is sometimes confusing on who the proper responders should be but the system used is very sophisticated and response occurs in overlapping areas to ensure service is provided. She however, agreed that as the City continues to grow and revenues decline it will become more difficult.

a. Accepting Petition

Resolution No. 29-09—A Resolution Accepting a Petition for Annexation, Making Certain Findings, Determining that the Property Known as the Kapushion Annexation No. 1, 2, and 3, Located at 860 21 Road is Eligible for Annexation

b. Annexation Ordinances

Ordinance No. 4328—An Ordinance Annexing Territory to the City of Grand Junction, Colorado, Kapushion Annexation No. 1, Approximately 0.89 Acres, Located at 860 21 Road

Ordinance No. 4329—An Ordinance Annexing Territory to the City of Grand Junction, Colorado, Kapushion Annexation No. 2, Approximately 16.67 Acres, Located at 860 21 Road

Ordinance No. 4330—An Ordinance Annexing Territory to the City of Grand Junction, Colorado, Kapushion Annexation No. 3, Approximately 17.56 Acres, Located at 860 21 Road

c. Zoning Ordinance

Ordinance No. 4331—An Ordinance Zoning the Kapushion Annexations No. 1, 2, and 3 to I-1 (Light Industrial), Located at 860 21 Road

Councilmember Todd moved to adopt Resolution No. 29-09 and, Ordinance Nos. 4328, 4329, 4330, and 4331 and ordered them published. Councilmember Doody seconded the motion. Motion carried by roll call vote.

Councilmember Hill asked about the covenants brought forward by the applicant not being required in the motion. City Attorney Shaver agreed and did not recommend that Council require them due to the enforcement issue. However, the applicant can record them independently. Councilmember Hill agreed noting that it is in the record that the applicant agreed to record those.

Public Hearing - Northwest GJ Annexation and Zoning, Located East of 860 21 Road [File # ANX-2008-305]

Request to annex and zone 65.61 acres, located east of 860 21 Road, along 21 ½ Road, to R-4 on the northern 20 acres and I-1 on the remaining 45 acres. The

Northwest GJ Annexation consists of two parcels including 6,200.87 square feet of 21 ½ Road Right-of-Way.

The public hearing was opened at 8:52 p.m.

Lori V. Bowers, Senior Planner, presented this item. She described the request, the site and the location. She asked that the Staff Report and attachments be entered into the record.

Attorney Dan Wilson, asked that their (his and Mr. Beede's) comments from the prior two hearings be incorporated into the record.

John Linko, 420 Teller Avenue, incorporated his prior comments from the prior hearing to this hearing and provided a copy of his comments to the Clerk (attached).

There were no other public comments.

The public hearing was closed at 8:55 p.m.

Council President Palmer asked about her comment in the report under compatibility. Ms. Bowers stated that was prior to the discussion regarding the covenants.

a. Accepting Petition

Resolution No. 30-09—A Resolution Accepting a Petition for Annexation, Making Certain Findings, Determining that Property Known as the Northwest GJ Annexations No. 1 and 2, Located East 860 21 Road, along 21 ½ Road is Eligible for Annexation

b. Annexation Ordinances

Ordinance No. 4332—An Ordinance Annexing Territory to the City of Grand Junction, Colorado, Northwest GJ Annexation No. 1, Approximately 45.52 Acres, Located East of 860 21 Road, Along 21 ½ Road

Ordinance No. 4333—An Ordinance Annexing Territory to the City of Grand Junction, Colorado, Northwest GJ Annexation No. 2, Approximately 20.09 Acres, Located East of 860 21 Road, Along 21 ½ Road

c. Zoning Ordinances

Ordinance No. 4334—An Ordinance Zoning the Northwest GJ Annexation No. 1 to I-1 (Light Industrial), Located East of 860 21 Road along 21 ½ Road

Ordinance No. 4335—An Ordinance Zoning the Northwest GJ Annexation No. 2 to R-4 (Residential 4 DU/ac), Located East of 860 21 Road, along 21 ½ Road

Councilmember Thomason moved to adopt Resolution No. 30-09 and Ordinance Nos. 4332, 4333, 4334, and 4335 and ordered them published. Councilmember Hill seconded the motion. Motion carried by roll call vote.

Public Hearing - Vacating a Portion of the 50' Road Petition (St. Mary's Rose Hill Hospitality House), and an Ingress/Egress/Utility Easement, Located at 605 and 609 26 ½ Road [File #RZ-2008-227]

A request to vacate a portion of the 50' Road Petition that was filed in Book 4336, Page 854 and also the request to vacate an existing Ingress, Egress and Utility Easement for the benefit of the proposed St. Mary's Rose Hill Hospitality House building expansion. The proposed right-of-way and easement vacation requests are located at 605 and 609 26 ½ Road.

Councilmember Coons recused herself from the hearing due to her continued relationship with St. Mary's. She left the dais and the meeting.

The public hearing was opened at 8:58 p.m.

Scott D. Peterson, Senior Planner, presented this item. He described the request, the location and the site. He asked that the Staff Report and the attachments be entered into the record. The Planning Commission recommended approval. The applicant was not present.

There were no public comments.

The public hearing was closed at 8:59 p.m.

Ordinance No. 4336—An Ordinance Vacating a Portion of the 50' Wide Road Petition Running Along the Centerline of 7th Street and Recorded in Book 4336, Page 854, Located at 609 26 ½ Road (St. Mary's Rose Hill Hospitality House)

Resolution No. 31-09—A Resolution Vacating and Ingress, Egress and Utility Easement, Located at 605 26 ½ Road (St. Mary's Rose Hill Hospitality House)

Councilmember Beckstein moved to approve Ordinance No. 4336 and ordered it published and adopt Resolution No. 31-09. Councilmember Thomason seconded the motion. Motion carried by roll call vote.

Councilmember Coons returned to the dais.

Public Hearing - Vacating a Public Right-of-Way, along F ¼ Road Right-of-Way, North of 3032 N. 15th Street [File #VR-2008-202]

Request by the City of Grand Junction to vacate the 14.5 feet wide and 627 feet long right-of-way along F ¼ Road undeveloped right-of-way, north of 3032 N. 15th Street

which is unnecessary for future roadway circulation and will allow the adjacent property owner to maintain landscaping.

The public hearing was opened at 9:01 p.m.

Judith Rice, Associate Planner, presented this item. She described the request and noted the vacation would be to the benefit of Nellie Bechtel Gardens. A letter was received asking that the area to be vacated be designated as a pedestrian easement. Since that time Ms. Rice had a conversation with the author of the letter who had misunderstood which piece of property was being vacated. She asked that the Staff Report and attachments be entered into the record. Both she and the Planning Commission recommended approval.

There were no public comments.

The public hearing was closed at 9:03 p.m.

Councilmember Hill was supportive of the request and he appreciated Ms. Rice following up on the letter.

Ordinance No. 4337—An Ordinance Vacating a Portion of F ¼ Right Right-of-Way Adjacent to 3032 N. 15th Street

Councilmember Doody moved to adopt Ordinance No. 4337 and ordered it published. Councilmember Todd seconded the motion. Motion carried by roll call vote.

Public Hearing - Vacating the Hoesch Street Right-of-Way, Located Adjacent to 742 W. White Avenue [File #VR-2008-312]

A request to vacate a portion of the excess public right-of-way known as Hoesch Street, adjacent to 742 W. White Avenue, for expansion of the existing business and employee parking area.

The public hearing was opened at 9:05 p.m.

Ronnie Edwards, Associate Planner, presented this item. She described the request and noted that the City will retain a portion for an easement. She asked that the Staff Report and attachments be entered into the record. Both she and the Planning Commission recommended approval. The applicant's representative was present but did not wish to speak.

There were no public comments.

The public hearing was closed at 9:06 p.m.

Ordinance No. 4338—An Ordinance Vacating Right-of-Way for a Portion of Hoesch Street, Located Adjacent to 742 W. White Avenue

Councilmember Coons moved to adopt Ordinance No. 4338 and ordered it published. Councilmember Hill seconded the motion. Motion carried by roll call vote.

Public Hearing – Vacating Rights-of-Way for GCK, LLC, Relative to Development at 104 W. Colorado Avenue [File #VR-2008-375]

Request to vacate the portion of West Colorado Avenue between North 1st Street and the railroad tracks; the north/south alley between West Main Street and West Colorado Avenue, west of North 1st Street; and a diagonal piece of unimproved right-of-way on the western end of the site. These rights-of-way are either undeveloped or unnecessary for area circulation and will be used for future redevelopment of the property as a whole.

The public hearing was opened at 9:07 p.m.

Senta L. Costello, Senior Planner, presented this item. She described the request and the locations of the various rights-of way. She asked that the Staff Report and attachments be entered into the record. Both she and the Planning Commission recommended approval.

Council President Palmer asked if the vacation will close the alleyway. Ms. Costello said not at this time. There is currently a development plan but the City will retain the alley rights-of-way access until a plan is laid out and then the access will be addressed either by rerouting or retaining it. The applicant was not present.

There were no public comments.

The public hearing was closed at 9:10 p.m.

Ordinance No. 4339—An Ordinance Vacating Rights-of-Way for Portions of West Colorado/North-South Right-of-Way for Alley Located between North 1st Street and Spruce Street, South of Main Street/A Portion of a Diagonal Unimproved Un-named Road Right-of-Way Located South and West of North 1st Street and West Main Street

Councilmember Doody moved to adopt Ordinance No. 4339 and ordered it published. Councilmember Beckstein seconded the motion. Motion carried by roll call vote.

Public Hearing - Vacating the Public Right-of-Way for Rimrock Business Park, Located along the West Side of 25 ½ Road [File #FP-2008-356]

A request to vacate three feet of right-of-way and an existing slope easement along the west side of 25½ Road. The requested vacations will help facilitate the development of Rimrock Business Park subdivision.

The public hearing was opened at 9:11 p.m.

Lori V. Bowers, Senior Planner, presented this item. She described the request, the location, and the reason for the vacation. She asked that the Staff Report and attachments be entered into the record. The request meets the criteria and the Planning Commission recommended approval. The applicant's representative was present.

Kent Shaffer, Rolland Engineering, representing the applicant, Harbert Investment Company, agreed with the Staff presentation.

There were no public comments.

The public hearing was closed at 9:14 p.m.

Ordinance No. 4340—An Ordinance Vacating Right-of-Way for Rimrock Business Park; a Portion of the West Side of 25 ½ Road

Resolution No. 32-09—A Resolution Vacating a Slope Easement on Lot 1, Rimrock Business Park Subdivision, Located along 25 ½ Road, South of Walmart

Councilmember Thomason moved to adopt Ordinance No. 4340 and ordered it published and adopt Resolution No. 32-09. Councilmember Coons seconded the motion. Motion carried by roll call vote.

Non-Scheduled Citizens & Visitors

There were none.

Other Business

There was none.

Adjournment

The meeting was adjourned at 9:15 p.m.

Stephanie Tuin, MMC
City Clerk

Good Evening. My name is JOHN LINCO, and I reside at
420 TELLER AVE.

As a current city resident, I wish to state my objection to this annexation, and any future annexations under the Persigo Agreement of 1998 in its' current form.

It is my belief that the manner in which annexations have occurred under this agreement have created a confusing and unwieldy patchwork of jurisdictions. This has resulted in critical municipal services being spread too thin across too wide of a geographic area, as well as complicating the already difficult job of our public safety personnel.

I strongly encourage Council to forego any further expansion of the city's boundaries until the agreement that drives this expansion, and the internal processes that have created these conditions, can be carefully evaluated, re-negotiated, and modified.

These process modifications must be approached with the same level of urgency as any proposed expansion of service delivery infrastructure, which is already overdue and contributing to the dilution of resource coverage in relationship to city boundaries that continue to expand in the aforementioned unacceptable manner.

The current economic crisis should be looked upon as an opportunity to evaluate and re-negotiate the Persigo agreement with Mesa County. Given the forecast of revenue shortfalls and requisite budget reductions, Council's focus on the future growth of the city must include, at a much greater level, the needs of those who are already citizens of Grand Junction.

Thank you for time and consideration.

Attach 2
Animal Control Services Contract

CITY OF GRAND JUNCTION

CITY COUNCIL AGENDA			
Subject	Mesa County Animal Services Agreement		
File #			
Meeting Day, Date	Wednesday, March 18, 2009		
Placement on the Agenda	Consent		Individual X
Date Prepared	February 27, 2009		
Author Name & Title	Mary Lynn Kirsch, Paralegal		
Presenter Name & Title	John Shaver, City Attorney		

Summary:

The City of Grand Junction has an ongoing, annually renewable agreement with Mesa County for the control of dogs within the City limits. The City pays the County a percentage of the Animal Services budget based upon the City's percentage of total calls for service. The estimated budget for Animal Control Services in 2009 is \$823,326.00. The City's share of that estimated budget for 2009 is 39%, or \$321,097.00. Payments will be made to the County on a quarterly basis.

Budget: The Police Department budgeted \$280,000.00 for Animal Control Services during the 2009 budget process. The City share of the 2009 City-County program is \$321,097.00, less the 2008 carry-over of \$16,113.00, resulting in a total estimated cost for the City of \$304,984.00.

Action Requested/Recommendation: Authorize the Mayor to sign the 2009 Agreement between Mesa County and the City of Grand Junction Pertaining to Animal Services.

Attachments:

Copy of the 2009 Animal Services Agreement.
Copy of the Mesa County Animal Services 2008 Annual Report

Background Information:

Prior to 1983 the City provided Animal Control Services through the Police Department. In 1983 the City agreed to combine forces with Mesa County for Animal Control services. Since that time the City and County have contracted for Animal Services to provide services to the City. The City Attorney has reviewed and approved the form of the Agreement.

AGREEMENT
BETWEEN MESA COUNTY AND THE CITY OF GRAND JUNCTION
PERTAINING TO ANIMAL SERVICES

The City of Grand Junction, ("City") and Mesa County ("County") or ("Animal Services") have agreed upon the provision of animal services within the City of Grand Junction by the Mesa County Department of Animal Services ("Animal Services"), pursuant to the City's home rule powers and under the provisions of §29-1-201, *et. seq.*, C.R.S. as amended. This Agreement is intended to provide the basis for animal services for the year beginning April 1, 2009 through March 31, 2010.

AGREEMENT

1. The City has adopted Chapter 6, Article III & IV of the Grand Junction Code of Ordinances, ("Code" or "the Code") for the control of animals within the City. The City hereby agrees to provide the County with authority necessary to administer and enforce City regulations ("Code"), relating to animal control, within the City.
2. The County agrees to enforce the Code as codified and amended, in accordance with its provisions, consistent with proper enforcement practice and on a uniform basis throughout the City.
3. During the term hereof, the City will pay to the County, Three Hundred Four Thousand, Nine Hundred Eighty-four dollars and 00/100, (\$304,984.00). One-fourth of that amount, Seventy-six Thousand Two Hundred Forty-six dollars and 00/100, (\$76,246.00) shall be paid quarterly on a prorated basis based on the number of days remaining in the quarter in relation to the total days in said quarter. All fines and shelter/impoundment revenues derived from enforcement under this Agreement shall be paid to the County as additional consideration for the services rendered.
4. The consideration paid by the City for the operation of Animal Services is sufficient to support this Agreement and the same is determined as follows:
 - a. Animal Services' projected 2009 expenditures shall be reduced by the projected 2009 revenues. The resulting amount represents the budgeted 2009 ("the Budget" or "Budget") taxpayer expense of the overall, combined City-County animal services program.
 - b. As part of this Agreement (and past Agreements), Animal Services' dispatch and patrol stops are logged within a database. The percentage of Animal Services' workload attributable to the City is calculated from this data after administrative stops have been deleted.

c. Multiplying the Budget by the percentage of the workload attributable to enforcement activity within the City yields an amount representing the cost of providing service to the City. The resulting figure is the amount due to the County under this Agreement for providing animal control services in 2009.

Listed below is the calculation:

\$1,167,726.00	projected 2009 expenditures
\$ 344,400.00	projected 2009 revenues
\$ 823,326.00	projected 2009 cost of city-county program
X 39.0	City's percentage of Animal Control Responses (January 2008 through December 2008)
\$ 321,097.00	contract amount due Mesa County in 2009.
(-16,113.00)	actual 2008 carry-overs
\$ 304,984.00	contract amount due Mesa County in 2009.
\$ 76,246.00	QUARTERLY PAYMENTS DUE County. Contract amount divided by four (4) quarterly payments

Note: Both Parties agree that at the time this Agreement is executed the 39% is a fair and reasonable projection of the City's percentage of responses during the term of this Agreement. This 39% factor shall be reviewed by both Parties in January 2010 and the actual responses for the period of January 1, 2009 through December 31, 2008 shall be calculated to determine a revised percentage. This revised percentage shall then be substituted in the calculation of the Contract amount due the County. In the event the revised percentage amount results in a change to the Contract amount due the County (either an increase or decrease in such dollar amount); such increase or decrease shall be recalculated and prorated in entirety to the carryover section of the contract for 2010 or prorated and submitted as a separate payment due.

5. In providing the animal services agreed to in this Agreement, the County shall provide said services during those hours best suited, as determined by the County, for enforcement; County shall provide a standby system for other hours. In situations that cannot be handled solely by the County, the Police Department may be called by Animal Services to dispatch a uniformed Officer to assist.

6. The County will select and supervise personnel for Animal Services. The County shall provide to the City, all necessary or required reports on the activities of Animal Services.

7. Enforcement actions arising out of or under the Code shall be prosecuted in the Grand Junction Municipal Court. The City agrees to reasonably cooperate with the County in enforcement and prosecution activities.

8. To the extent authorized by law, the County shall indemnify, and hold harmless the City, its agents, officials and employees, against all loss or damages, including penalties, charges, professional fees, interest, costs, expenses and liabilities of every kind and character arising out of, or relating to, any and all claims and causes of actions of every kind and character, in connection with, directly or indirectly, this Agreement, whether or not it shall be alleged or determined that the harm was caused through or by the County or its respective employees and agents.

9. This Agreement shall terminate upon six (6) months' written notice of intent to terminate, or on March 31, 2010 if the Parties to this Agreement enter into a new Agreement for the provision of animal control services in the succeeding year as set forth below. Notice to terminate if issued, shall be sent to the appropriate signatory of this Agreement by certified mail.

10. It shall be the responsibility of the County to provide the City with a proposed Animal Services Agreement for 2009 animal control services no later than February 27, 2008. After review of the proposed Agreement the City will, on or before March 18, 2009, either issue a preliminary acceptance of the proposed Agreement or a written notice of termination of the existing Agreement and a statement of their intent not to enter the proposed Agreement for animal services in the succeeding calendar year.

11. If preliminary acceptance has been given, the proposed Agreement shall not become effective until expiration of the then existing contract and until signed by the Parties. The City's preliminary acceptance may be withdrawn at any time prior to contract signing by notification of termination being sent to the County as specified in paragraph 9. If preliminary acceptance is withdrawn by a notice of termination, the City will pay for, and the County will provide, animal services for six (6) months from the date of the notice of termination.

12. The terms and rates for the six months service continuation period after notice of termination shall be those agreed to by the parties in the 2009 Agreement, unless the six (6) months extends beyond March 31, 2010, in which case the remainder of the six (6) months shall be controlled by the terms and rates of the proposed Agreement which shall be effective during the service period following March 31, 2010 until the completion of the six (6) months termination period.

13. If terms and conditions of the proposed Agreement are not accepted by the parties in the form of a signed written Agreement on or before March 31, 2010, the provision of animal services to the City of Grand Junction shall cease September 30, 2010.

CITY OF GRAND JUNCTION

Attest:

Gregg Palmer, Mayor

City Clerk

Date: _____

Date _____

COUNTY OF MESA

Attest:

Board of County Commissioners
Chairperson:

Date: _____

Date: _____

2008
ANNUAL REPORT



MESA COUNTY
ANIMAL SERVICES

Our

Mission



MESA COUNTY ANIMAL SERVICES
ENFORCES THE ANIMAL
ORDINANCE TO PROTECT
THE HEALTH AND WELFARE OF THE
CITIZENS OF OUR COUNTY. WE
PROTECT AND MANAGE THE
ANIMAL POPULATION.
OUR OBJECTIVE IS TO
PLACE AS MANY UNWANTED
ANIMALS AS POSSIBLE INTO
SUITABLE HOMES AND PROVIDE
COMMUNITY EDUCATION
THAT ENCOURAGES
RESPONSIBLE PET OWNERSHIP.

ANIMALS AND CITIZENS SERVED

Mesa County Animal Services (MCAS) is an open admission shelter that does not turn animals away due to a lack of shelter space or resources. Our staff welcomes any stray dog, dogs and cats from owners who can no longer care for them and an assortment of pet animals in need of humane care. We are mindful of our mission and focus on the following with determination to make a difference.

Public Safety: Dogs running loose in the community can be a traffic hazard or a threat to Mesa County citizens and their pets. In order to alleviate the abandonment or neglect of animals in the community, MCAS waives impound fees to pet owners wanting to relinquish their animals. This provides citizens with a cost effective resource when they have exhausted other placement options. In addition, to address the public safety issue of dogs running in traffic, we provide the public with the ability to drop off any stray animal 24 hours per day, 365 days per year.

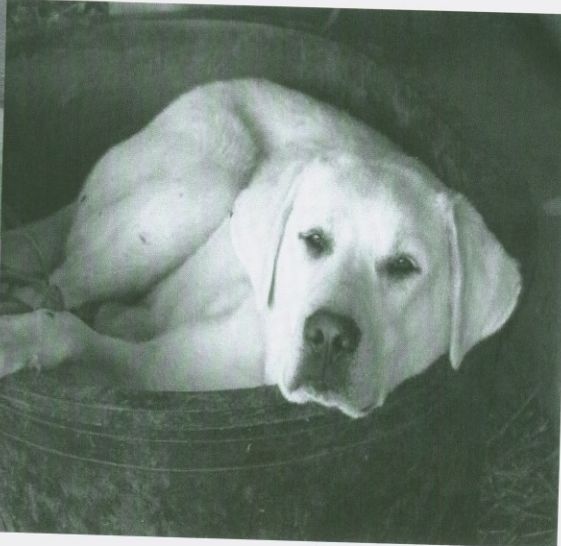
Public Health: Animals that are sick or injured can be a public health risk. Dogs entering our shelter are vaccinated against the most common canine viruses during the impound process to minimize the risk of spreading or catching disease while in our care. These vaccinations provide protection for the animal and other pets once the dog returns to the community. In addition, we oversee a license data base of over 25,000 animals who have current rabies vaccinations and licenses to protect the public from exposure to the rabies virus.

Rehoming Appropriate Pets: Not all pet owners are responsible and not all animals are behaviorally or medically suitable to be placed in a typical home. Combine those facts with a pet overpopulation problem and the result is too many pets and not enough good homes. Our community goal is to increase education about responsible pet ownership and to provide access to sterilization and pet training resources for the entire community.



Anna was rescued from our shelter by Anatolian Rescue. She came to us in poor condition and after some time to recover, she is out doing what her breed loves to do – work. (above)

At the end of the day, Anna is living large...she has a full tummy, a comfy bed and a sense of fulfillment that only a day of hard work on the ranch can provide. Life is good! (right)



THE SHELTER

	Dogs/Puppies	Cats/Kittens	Other	Total
Owner Release	876	1604	62	2542
Euthanasia Request	78	31	1	110
Humane Intake	0	657	47	704
Enforcement	2464	0	0	2464
Directly From Municipality	75	17	0	92
Transfer From Other Agency	6	0	0	6
Total Animals Sheltered	3499	2309	110	5918¹

Mesa County is currently involved in the design/build process to construct a new animal shelter for Mesa County citizens and their displaced pets. The current facility is over twenty years old and was built to house far fewer animals than the 5900+ animals that have required sheltering during each of the last two years. The steady increase in animal population the MCAS shelter experienced was attributed to growth within Mesa County but also to the increase in overall pet ownership in the United States. We were fortunate that our intake numbers stabilized in 2008 and we did not experience an increase over the 2007 census. Mesa County eagerly anticipates moving to the new facility by the end of 2009.

Our long term goal is to reduce the number of animals requiring shelter services. In order to achieve that goal Mesa County Animal Services must focus on decreasing the number of unwanted pets brought to us by owners (including litters of puppies/kittens) and reduce the number of animals picked up as the result of enforcement. To achieve this, MCAS is focusing on the following areas:

1. Increased and efficient enforcement to ensure compliance with local ordinances and state laws.
 - Our recidivism rate is relatively low². One can conclude that once the majority of pet owners are clear about community expectations and the consequences of violations, they choose to address issues that could result in additional public safety and public health animal violations. We need to continue to provide consistent enforcement with sufficient penalties to encourage compliance.
 - In cases where we have repeated contact with pet owners, we will work collaboratively with the Courts to proactively ensure public safety.
 - Using technology and citizen feedback, MCAS will focus resources in areas where there is maximum need and/or where we can produce a measurable and documented result.

¹This includes animals who were or became deceased in route to the facility. This number is not included in Maddie's Fund or Asilomar tables.

²1.2% of Mesa County pet owners had more than one dog at large violation in 2007

THE SHELTER

2. Increased education on responsible pet ownership. The education should:
 - Be focused on changing the perception of what is an acceptable level of pet care in Mesa County
 - Inform Mesa County Citizens of local ordinances and state laws regarding pet ownership
 - Inform the public on available animal care services and options for rehoming
 - Reach the maximum number of citizens available using a format and venue that is appealing, accessible and cost effective
3. Increased collaboration with outside agencies that increase services available to Mesa County pet owners. These services should include:
 - Sterilization (spay/neuter) services
 - Pet training programs
 - Pet vaccinations
 - Rehoming and reuniting services

Two steps forward, one step back...

Since the Nineteen-nineties, Mesa County Animal Services has focused on programs and developed resources that encourage, educate and enable pet owners to sterilize their pets. Through Project PUPs, a collaboration between local veterinarians and MCAS, certificates are provided to any Mesa County pet owner to reduce the cost of the sterilization procedure by \$25-\$35. In 2006, Mesa County joined with Grand Rivers Humane to sponsor an annual Spring Spay Campaign that focuses in informing the public about the spay/neuter services that are available in our community.

Over the past five years, we had seen the number of puppies coming into the shelter gradually decrease and the number of animals who were surgically sterilized increase. We were hopeful that we had turned the corner and had finally reached the point where our efforts would make a difference. Fewer puppies would mean fewer unwanted animals that never find a forever home....thus reducing the demand for county services.

In 2008, Mesa County Animal Services provided over 1200 PUPs certificates to Mesa County pet owners; Grand River Humane continued to provide vouchers to pet owners on public assistance that enabled them to have their pets sterilized for \$25; Friends of the Aspen Animal Shelter provided 200 vouchers so that Mesa County citizens could have their pets sterilized for free. In spite of our previous success and continued efforts, the number of puppies impounded in our shelter in 2008 increased by 55%.

It is our belief that this increase is largely due to the influx of pet owners who move to Mesa County from communities that have not focused on the importance of sterilizing pets. We need to refocus our efforts in the area of educating the public on the problems that result from unsterilized pets and where to find resources that can enable them to follow through with this very important component of responsible pet ownership.

THE SHELTER

Mesa County Animal Services' primary mission is public safety and public health. Because we pick up dogs that are running loose and accept both dogs and cats that have been injured or are ill, we find ourselves in the position of temporarily owning animals who are not reclaimed or whose owners can no longer care for them.

Our first goal is to reunite pets with their owners. Nationally, about 35 percent of dogs are reclaimed by owners. In 2008, 51 percent of dogs brought to our facility as strays were reclaimed by their owners. A database with over 25,000 active licenses enables Mesa County Animal Services to contact pet owners when we locate their dogs. This can facilitate a quick reunion for the owner and pet.

In comparison, nationally, only 2 to 5 percent of cats are reclaimed by owners. This is in line with the 4 percent of cats who were reclaimed by Mesa County citizens. Unfortunately, cats are often viewed as second class pets that are easily replaceable. This is a perception that the animal welfare community is struggling to address. Often, because cats have an independent nature, the owner assumes that they will return when they want to or that a tragic end has befallen their pet. Thus, they do not think to look for their pet at the local shelter.

Rehomed or Reunited Animals—2008			
Animals Adopted		Animals Reunited	
Dogs or Puppies	483	Dogs or Puppies	1257
Cats or Kittens	107	Cats or Kittens	24
Other animals	68	Other animals	6
Total Adopted	658		
Animals Transferred			
Dogs or Puppies	690		
Cats or Kittens	625		
Other animals	8		
Total Transferred	1323		
Total Rehomed	1981	Total Reunited	1287

When animals at the shelter are not reclaimed or are released by their owners, it becomes our responsibility to evaluate and rehome animals to determine if they are suitable for placement.

Many of the animals that are relinquished or found loose in the community have not received the training or socialization that is needed to be a safe family pet. These animals may have developed aggressive or fearful behaviors that would not make them suitable for rehoming. Our goal is to rehome every animal that is appropriate using the newest assessment methods. Our shelter officers are certified in two assessment processes and combine that knowledge with observation of behavior and history provided by the relinquishing owner to determine the safest outcome for community. Often, this assessment provides us with information that a rescue or shelter can utilize to provide training that can correct the learned behavior.

Because of space limitations, we are constantly challenged to find kennel space to house dogs and cats long enough for the community to visit and select a pet. This has resulted in an increased focus on transferring animals to animal welfare agencies with more resources to reduce the unnecessary euthanasia of adoptable animals.

THE SHELTER

Ninety-three percent of the dogs and cats euthanized had behavior or medical issues which precluded them from general adoption. Of that number, 471 animals may have become adoptable with additional resources such as behavior modification training or veterinary treatment.

While Mesa County has made progress rehoming dogs, placing cats is a problem for Mesa County as well as animal welfare agencies across the country. Less than half of cats brought to shelters nationwide are able to be placed. Mesa County is very fortunate that there are several animal welfare agencies that focus specifically on rehoming cats. Both the Cats League and Assistance of the Western Slope (CLAWS) and Community Cat Care are committed to seeing that fewer cats are unnecessarily euthanized.

Animals Euthanized

Unhealthy & Untreatable Dogs	846
Dogs that may have been treatable or rehabilitatable with additional resources	104
Healthy dogs	38
Unhealthy & Untreatable Cats (includes feral)	989
Healthy cats	114
Cats that may have been treatable or rehabilitatable with additional resources	367
Other animals	26
Total Euthanized¹	2484
Other Disposition ²	166
Animals reunited/rehomed	3268
Total Disposition	5918

Animals Saved	3,268
Placement rate for healthy dogs and cats	93%
Live Release Rate ³	57%

¹This includes 109 animals that were euthanized at the request of the owner

²Includes animals that were deceased, died at or while being transported to the shelter, escaped or were carried over to 2009 inventory

³This is the percentage of all dogs and cats received that were adopted, returned to owners or released to other rescue organizations.

This percentage is determined under standardized criteria established by the Asilomar Accords (asilomaraccords.org). Details are on following page. Asilomar Accord statistics only include dogs and cats.

ASILOMAR *cat and dog statistics*

	Dog	Cat	Total
A BEGINNING SHELTER COUNT	70	33	103
INTAKE (Live Dogs & Cats Only)			
B Subtotal Intake from the Public	3321	2242	5563
C Subtotal Intake from Incoming Transfers from Orgs within Community/Coalition	42	10	52
D Subtotal Intake from Incoming Transfers from Orgs outside Community/Coalition	38	7	45
E Subtotal Intake from Owners/Guardians Requesting Euthanasia	78	31	109
F Total Intake [B + C + D + E]	3479	2290	5769
G Owner/Guardian Requested Euthanasia (Unhealthy & Untreatable Only)	39	16	55
H ADJUSTED TOTAL INTAKE [F minus G]	3440	2274	5714
ADOPTIONS (only dogs and cats adopted by the public)			
Healthy	475	103	578
Treatable - Rehabilitatable	5	2	7
Treatable - Manageable	3	2	5
Unhealthy & Untreatable	0	0	0
I TOTAL ADOPTIONS	483	107	590
OUTGOING TRANSFERS to Organizations within Community/Coalition (specify orgs)			
Healthy	299	450	749
Treatable - Rehabilitatable	21	63	84
Treatable - Manageable	16	81	97
Unhealthy & Untreatable	25	12	37
J TOTAL OUTGOING TRANSFERS to Orgs within Community/Coalition	361	606	967
OUTGOING TRANSFERS to Organizations outside Community/Coalition (specify orgs)			
Healthy	228	19	247
Treatable - Rehabilitatable	46	0	46
Treatable - Manageable	45	0	45
Unhealthy & Untreatable	10	0	10
K TOTAL OUTGOING TRANSFERS to Orgs outside Community/Coalition	329	19	348
L RETURN TO OWNER/GUARDIAN	1257	24	1281
DOGS & CATS EUTHANIZED			
M Healthy (Includes Owner/Guardian Requested Euthanasia)	38	114	152
N Treatable - Rehabilitatable (Includes Owner/Guardian Requested Euthanasia)	6	66	72
O Treatable - Manageable (Includes Owner/Guardian Requested Euthanasia)	98	301	399
P Unhealthy & Untreatable (Includes Owner/Guardian Requested Euthanasia)	846	989	1835
Q Total Euthanasia [M + N + O + P]	988	1470	2458
R Owner/Guardian Requested Euthanasia (Unhealthy & Untreatable Only)	39	16	55
S ADJUSTED TOTAL EUTHANASIA [Q minus R]	949	1454	2403
T SUBTOTAL OUTCOMES [I + J + K + L + S] Excludes Owner/Guardian Requested Euthanasia (Unhealthy & Untreatable Only)	3379	2210	5589
U DIED OR LOST IN SHELTER/CARE	11	33	44
V TOTAL OUTCOMES [T + U] Excludes Owner/Guardian Requested Euthanasia (Unhealthy & Untreatable Only)	3401	2276	5677
W ENDING SHELTER COUNT (date)	66	18	84

Live Release Rate in percentage 57%

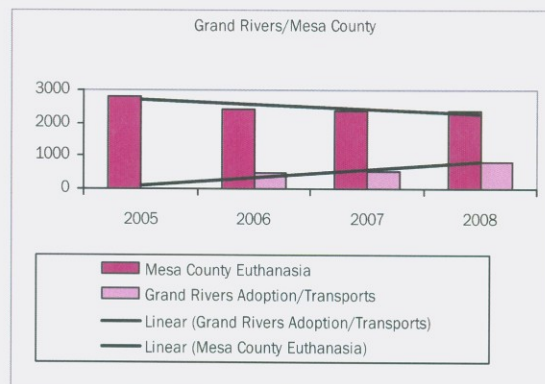
Live Release rate is the percentage of animals that leave shelters alive. This percentage will be lower in open-admission shelters, particularly those who provide enforcement, because they accept every animal regardless of health, age or behavior. The Asilomar Accords were adopted in 2004 and this standardized form is used by animal welfare agencies across the country.



GRAND RIVERS HUMANE

In 2005, Dr. Joseph Maruca approached Mesa County regarding the formation of a humane society that would partner with MCAS to address animal welfare issues in Mesa County. He was interested in addressing key issues such as pet overpopulation, effective rehoming and the development of a quality animal welfare education program. The Grand Rivers Humane (GRH) Board elected not to accept animals directly from the public. Instead they focus on finding permanent homes for animals that become the property of Mesa County Animal Services.

Since the formation of Grand Rivers, euthanasia of adoptable animals has decreased significantly. Combining resources ensures that Mesa County taxpayers receive the level of care they expect from a shelter without having a negative impact on operations. Conversely, Grand Rivers Humane benefits from the structure and resources that are in place to serve Mesa County citizens.



While the most obvious impact of this collaboration is the decrease in euthanasia (see above chart), there are other areas where the community has benefitted from this working partnership.

Vaccinations: In the past five years, it has become the industry standard to vaccinate dogs entering a shelter against common viral infections in order to control outbreaks of disease within the shelter and the community. Because of our previously low save rate, the financial commitment and the time required for staff to administer the vaccines made the implementation of this practice impracticable. However, in 2008, based on the steady increase in save rate, Grand Rivers committed to purchasing vaccines if we could commit the staff time to access and vaccinate appropriate dogs and puppies within 24 hours of impound. In June of 2008, we implemented this process. From June to December of 2008, Grand Rivers provided MCAS with 1400 vaccines at a cost of \$3,250.

Veterinary care: In 2008, Grand Rivers Humane paid for \$34,579 of veterinary services to ensure that animals receive any treatment necessary to recover from an injury or illness and eventually find a permanent placement. MCAS provides stabilization and pain management care for stray animals in our shelter. Once the animal becomes the property of animal services, we often determine that an animal needs treatment to recover from an injury or illness in order to have the quality of life that an adopter would expect for their pet. Grand Rivers provides that care. This also includes preventative care and the sterilization procedure required before adoption.

Behavior Training: By using recognized assessment programs to identify behavior issues, there are dogs with specific behavior issues that can be modified with training focused on that issued. In 2008, Grand Rivers Humane provided and paid \$775 to provide training for dogs with specific issues.

Diagnostic testing (Snap® test): Grand Rivers Humane tests animals transferred to them for heartworm, feline leukemia and feline immunodeficiency virus. These tests were provided at a cost of \$8,124.

Public Service Announcements: MCAS and GRH shared the cost of purchasing educational spots at the local Regal Theatre for eight weeks over the 2008 holiday season. Both agencies agree that education is the key to increasing the standard of care for pet animals in Mesa County. By sharing the cost, we were able to purchase eight weeks of play at all daily showings in all 14 theaters. We provided four different 30 second spots to ad-



GRAND RIVERS HUMANE

Parvo Recovery Program: One of the most devastating, contagious and costly diseases to impact shelter dogs is canine parvovirus. This disease is fairly common in the Grand Valley and generally effects young dogs and puppies. In the past, shelters often euthanized any dog testing positive for the disease because of the high potential for spreading the disease throughout the shelter and the high cost of treatment. In 2008, Grand Rivers started a Parvo Recovery Program for animals showing symptoms and/or testing positive for the virus. Once contacted, Grand Rivers provides veterinary treatment and the follow up care necessary to give the dog a chance for recovery. Out of the 25 dogs transferred to Grand Rivers with parvovirus, twenty-one survived and were rehomed.

Adoptions and Transfers: Grand Rivers Humane provides volunteers, equipment and funding for animal transfers to rescues across the state. In addition, they have relationships with Petco and Petsmart to showcase Mesa County dogs and cats for adoption on an ongoing basis. Grand Rivers represents Mesa County's displaced pets at regional adoption fairs and adopts animals directly from the Grand Rivers Thrift Store on Orchard Mesa.



Grand Rivers Humane

**PO Box 3048
Grand Junction, CO 81501
(970) 263-7349**

February 6, 2009

Dear Friends and Supporters,

The mission of Grand Rivers Humane is to minimize the euthanasia of "adoptable" companion animals in Mesa County. Since its inception in late 2005, Grand Rivers Humane has rescued 2065 pets from Mesa County Animal Services, 823 in 2008. These numbers were achieved by finding animals homes through expanded marketing, regular transports to DDFL and other Colorado rescues and targeted medical attention for treatable conditions that would have otherwise been euthanized.

We believe the real solution to end euthanasia of adoptable pets is elimination of pet overpopulation through responsible ownership, affordable and juvenile spay/neuter and legislation to include higher licensing fees for un-neutered pets.

We appreciate and applaud the efforts of our friends at Mesa County Animal Services, which have complimented and enabled our mission. We look forward to the new facility and hopefully greater availability of veterinarian services locally to further our mission.

Thank you for your time.

Sincerely,


Joseph Maruca, M.D.
President of the Board

COLLABORATION

Mesa County Animal Services is fortunate to have community partners who are committed to assisting displaced Mesa County pets. The development of the Asilomar Accords (see page 7) in 2004, clarified that unnecessary euthanasia, eliminating homeless pets and public safety problems resulting from animal behavior is a community problem and cannot be solved by government action alone. In order to reach our goal of becoming a model community for pet animals and citizens, we need to work together.

Veterinarian Community - Local veterinarians and clinics provide services, direction and support to ensure that each and every animal receives the veterinary care required so that it is comfortable and safe during its stay at our shelter. In the past few years, officers have seen an increase in investigations involving reports of animal abuse, neglect or cruelty. The veterinarians have been instrumental during the investigation and prosecution of these cases. Finally understanding that pet overpopulation is a significant problem, the state legislature passed HB 1085 which made it mandatory for all shelters and rescues to have programs in place for the spay/neuter of all dogs and cats adopted from shelters. Fortunately, working with local veterinarians, Project SNAPS (Spay/Neuter All Adopted Pets) was implemented in 2003. This program, with only a minor modification, met all of the requirements of new statute.

WeCARE (Western Colorado Animal Resources) - We continue our involvement with the Western Slope coalition that covers 14 counties and over 25 agencies. This coalition is tracking statistics using Asilomar to determine individual agency live release rates, but also to determine a live release rate for our region. WeCARE has received an invitation to apply for a Maddie's Fund Starter Grant which could have a profound impact on area service levels over the next ten years.

PetSmart Rescue Waggin - Mesa County was selected as a PetSmart Rescue Waggin partner in 2007, going active in 2008. In the last 12 months, we completed several large transfers of adoptable dogs to the receiving agency (Boulder Humane) where the search begins for a permanent placement. The Rescue Waggin program funds vaccines and veterinary exams in addition to providing animal assessment and shelter operation training to ensure that MCAS is providing the high level of care required by this program. Each time you transfer an animal from one home to another, you add to the stress the animal is experiencing. Stress can result in a higher level of illness and behavior issues. It is very important to maintain quality controls so that you do not risk exposing other shelters and their animals to disease. The information we have received from the Rescue Waggin has been implemented into our daily practices to increase the quality of our shelter program.



Other Important Partners - We continue to transfer animals to local and statewide agencies. In addition to the Rescue Waggin, our major transfer partners are the Dumb Friends League (118 dogs), Cats League and Assistance of the Western Slope (204 cats), All Breed Rescue and Grand Rivers Humane Society. Other agencies we collaborate with include the Colorado Department of Agriculture, the Colorado Federation of Animal Welfare Agencies, the Animal Assistance Foundation, the Colorado Veterinary Medical Association and the American Humane Association.

ENFORCEMENT

	2005	2006	2007	2008
Total Calls for Service/Responses	10,836	10,892	9,008	9,013
Administrative			233	925
Agency Assists	Did not track separately prior to 2007		63	64
Aggressive Dog			490	534
Animal Bites	489	499	343	375
Animals in Jeopardy/Injured			448	600
Barking Dogs			252	345
Deceased Animal Pickup			173	176
Dogs at Large	Did not track separately prior to 2007		3,750	4,197
Investigation—follow up			771	424
See Citizen Request ¹			179	259
Serves and Notifications			1,489	297
Welfare checks/Neglect	777	792	817	817

MCAS continues to experience an increase in reports of aggressive dogs. In addition, we are seeing more cases of a particular household owning dogs that are a habitual and frustrating problem for a neighborhood.

Last year, our office began contacting citizens when we were provided us with phone or address information. This allowed MCAS to explain available options and to better assess whether there was an ongoing problem. Our goal is to provide a higher level of customer service and communicate enforcement options to the public so we can work together to find a solution.

This has proven to be very effective. We are working with the District and City Attorney's office in specific cases of repeated violations to request the Court issue an order granting us permission to pick up and hold the animals pending a court hearing on nuisance dog behavior. Our ultimate goal is that the Court order a higher level of confinement so that we can hold the owner accountable before a citizen or their pet is injured.

Another area of note is an increase in reports of injured animals and/or animals in jeopardy. These are often incidents where the animal is improperly or unsafely confined. We plan to address this issue with several educational spots on the hazards of chaining dogs, confining dogs in hot cars and the importance of keeping animals confined to your property in a safe manner.

ENFORCEMENT

Enforcement actions taken by MCAS have an effect on the community, shelter operations and ultimately have a financial impact for both the dog owner and the taxpayer. As stated on page 4, we believe that consistent enforcement will help citizens take animal violations seriously. Consistent enforcement and education will ultimately change the perception of what is and what is not acceptable pet behavior in Mesa County. Once we reach that plateau, we anticipate that demands on services will decrease through voluntary compliance.

Particularly in the area of confinement and animal care, our investigation might find that the condition or violation is not to the level where the officer determines a citation or notice to comply is warranted. In those cases, we use each contact as an opportunity to educate on the difference between legal requirements and the preferred standard of housing, confining and caring for an animal. The chart below lists the number of violations for which citations were issued. In the case of abuse and neglect, we list the notice to comply orders that officers use to require compliance before our follow up visit.

Nuisance Issues	Dogs at Large (DAL)		Aggressive Behavior		Animal Abuse		
Barking (1st)	17	Dog in Estrus	7	Failure to Control	81	Abandoned	0
Barking (2nd)	5	DAL (1st)	1028	Dangerous Dog	26	State Cruelty	1
Barking (3rd)	1	DAL (2nd)	163			Neglect/Abuse	24
No license	573	DAL (3rd)	57			Notice to Comply Order	
No Vaccination	12	Public Nuisance	8			Abandoned	15
Adoption Violation	1	Unconfined Dog	2			Neglect/Abuse	73
Sub-total	609		1265		107		113
Total Violations						2094	



Hendrix was a fourteen year old standard poodle who was neglected and then abandoned at our shelter by the family of the original owner. He was extremely underweight, heavily matted and had serious medical issues. We were able to locate the responsible party and they were found guilty by a jury of animal cruelty in March of 2008.

Hendrix was in our care for over three months while he recovered. Dr. Melzer from Orchard Mesa Veterinary Hospital treated Hendrix and provided expert testimony at the trial. Eventually, Hendrix was reunited with his original owner and lived out his final days in a loving environment. Hendrix passed away after he left our care from a condition unrelated to the neglect.

Our staff become very attached to Hendrix. The picture to the left was taken in our shelter before Hendrix went home.

REVENUES & EXPENDITURES

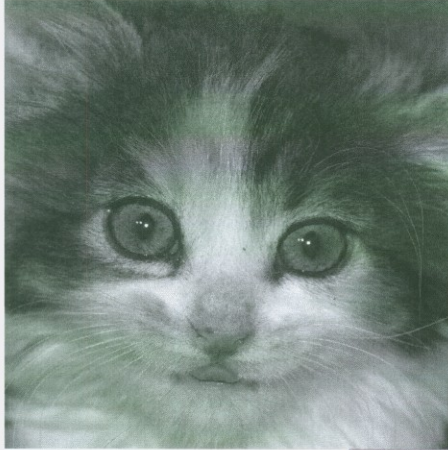
Source of Revenue:

Shelter fees	\$ 65,607.85	
Fines	\$ 125,014.70	
Licenses	\$ 178,474.00	
Municipal Contracts	\$ 10,838.00	
Total Revenues		\$ 379,934.55

Expenditures

Personnel Costs	\$ 703,945.02	
Operating Expenses	\$ 153,179.23	
Facility Repair and Utilities	\$ 37,839.88	
Administrative	\$ 164,143.00	
Total Expenses		(\$ -1,059,107.13)
Cost of operating program in 2008		\$ 679,172.58

Mesa County and the City of Grand Junction split the cost of operating Mesa County Animal Services based on overall calls handled by Animal Services for each entity. In 2008, 61% of calls were located in Mesa County and 39% in the City of Grand Junction. The amount paid by the City of Grand Junction in 2008 was based on budget projections and not actual costs. The City will be refunded \$16,113.00 in the carryover section of the 2009 contract. Both personnel and operating costs for 2008 were less than originally budgeted.



MESA COUNTY ANIMAL SERVICES ADVISORY BOARD

Dr. Michael Aduddell
Mesa County Health Department

Tom Fisher
Regional Services

Penny McCarty
Mesa County Animal Services

Lt. Craig Miller
Mesa County Sheriff's Department

Commander Bob Russell
City of Grand Junction Police Department

Dr. Mark Ryan, DVM
Redstone Veterinary Hospital

Contact Information

Mesa County Animal Services

362 28 Road

P.O. Box 20,000-5002

Grand Junction, CO 81502

Phone: 970.242.4646

Fax: 970.245.5315

E-mail: penny.mccarty@mesacounty.us

Web-site: www.mesacounty.us/animalservices/

Attach 3

Setting a Hearing Zoning the Reimer Annexation, Located at 2751 Riverside Parkway

CITY OF GRAND JUNCTION

CITY COUNCIL AGENDA			
Subject	Zoning Reimer Annexation - Located at 2751 Riverside Parkway		
File #	ANX-2009-006		
Meeting Day, Date	Wednesday, March 18, 2009		
Placement on the Agenda	Consent	X	Individual
Date Prepared	March 4, 2009		
Author Name & Title	Michelle Hoshide, Associate Planner		
Presenter Name & Title	Michelle Hoshide, Associate Planner		

Summary: Request to zone .64 acres, Reimer Annexation, located at 2751 Riverside Parkway, I-1 (Light Industrial).

Budget: N/A

Action Requested/Recommendation: Introduce a proposed Ordinance and set a public hearing for April 1, 2009.

Attachments:

1. Staff report/Background information
2. Annexation / Site Location Map / Aerial Photo Map
3. Future Land Use Map / Existing City and County Zoning Map
4. Resolution Referring Petition
5. Annexation Ordinance

Background Information: See attached Staff Report/Background Information

STAFF REPORT / BACKGROUND INFORMATION

Location:		<i>2751 Riverside Parkway</i>		
Applicants:		Owners: Ryan and Chelsi Reimer		
Existing Land Use:		<i>Residential Single Family</i>		
Proposed Land Use:		<i>Industrial Trade Shop</i>		
Surrounding Land Use:	North	<i>Union Pacific Railroad Company</i>		
	South	Residential Single Family		
	East	Residential Single Family		
	West	Residential Single Family		
Existing Zoning:		RSF-R (Residential Single Family Rural)		
Proposed Zoning:		I-1 (Light Industrial)		
Surrounding Zoning:	North	<i>I-1(Light Industrial)</i>		
	South	RSF-R (Residential Single Family Rural)		
	East	RSF-R (Residential Single Family Rural)		
	West	RSF-R (Residential Single Family Rural)		
Growth Plan Designation:		Industrial		
Zoning within density range?		X	Yes	No

Staff Analysis:

Zone of Annexation: The requested zone of annexation to the I-1 (Light Industrial) district is consistent with the Growth Plan zoning of Industrial. The existing County zoning is RSF-R (Residential Single Family Rural). Section 2.14 of the Zoning and Development Code states that the zoning of an annexation area shall be consistent with either the Growth Plan or the existing County zoning.

In order for the zoning to occur, the following questions must be answered and a finding of consistency with the Zoning and Development Code must be made per Section 2.6.A.3 and 4 as follows:

- **The proposed zone is compatible with the neighborhood, conforms to and furthers the goals and policies of the Growth Plan and other adopted plans and policies, the requirements of this Code, and other City regulations.**

Response: The proposed I-1 (Light Industrial) zoning district is consistent with the Growth Plan. The Future Growth plan designation is Industrial for this property.

- **Adequate public facilities and services are available or will be made available concurrent with the projected impacts of development allowed by the proposed zoning;**

Response: Adequate public facilities and services are available to accommodate the I-1 (Light Industrial) zone district. An 8" Ute water line and an 15" Central Grand Valley Sanitary sewer line are located within the Riverside Parkway.

Alternatives: In addition to the zoning that the petitioner has requested, the following zone districts would also be consistent with the Growth Plan designation for the subject property.

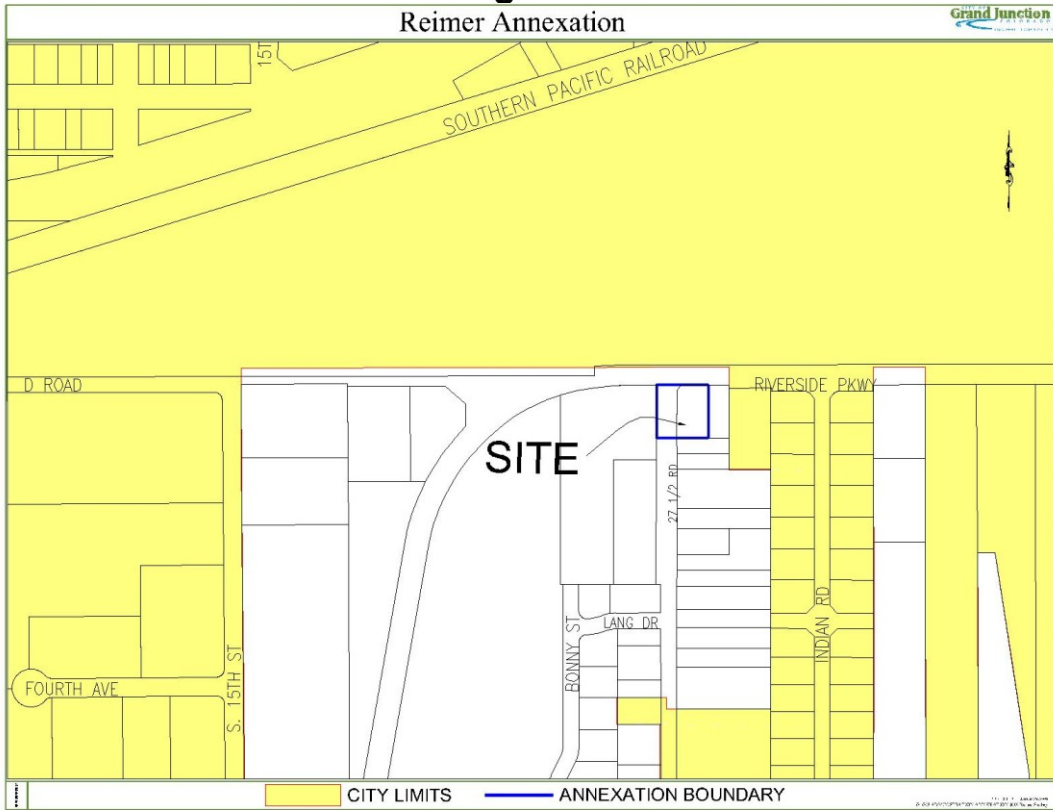
- a. I-O
- b. I-2

If the City Council chooses to recommend one of the alternative zone designations, specific alternative findings must be made.

PLANNING COMMISSION RECOMMENDATION: The Planning Commission recommended approval of the requested zone of annexation to the City Council on February 24, 2009, finding the zoning to the I-1 (Light Industrial) district to be consistent with the Growth Plan and Sections 2.6 and 2.14 of the Zoning and Development Code.

Annexation/Site Location Map

Figure 1



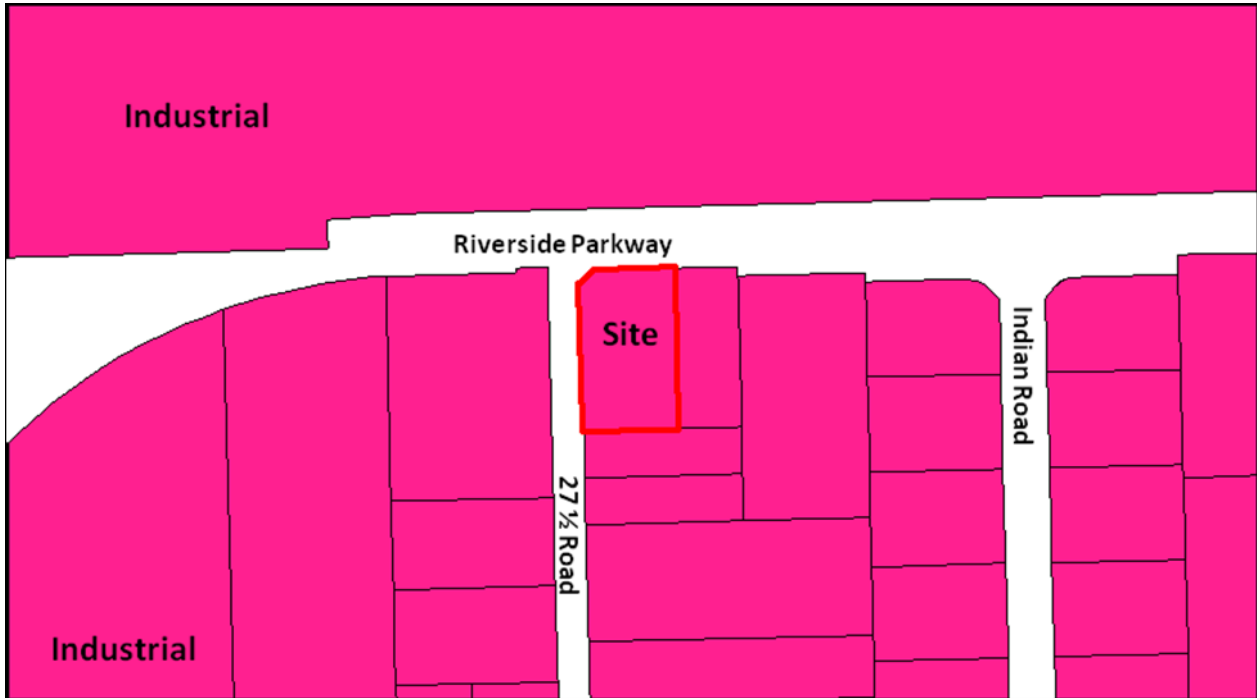
Aerial Photo Map

Figure 2



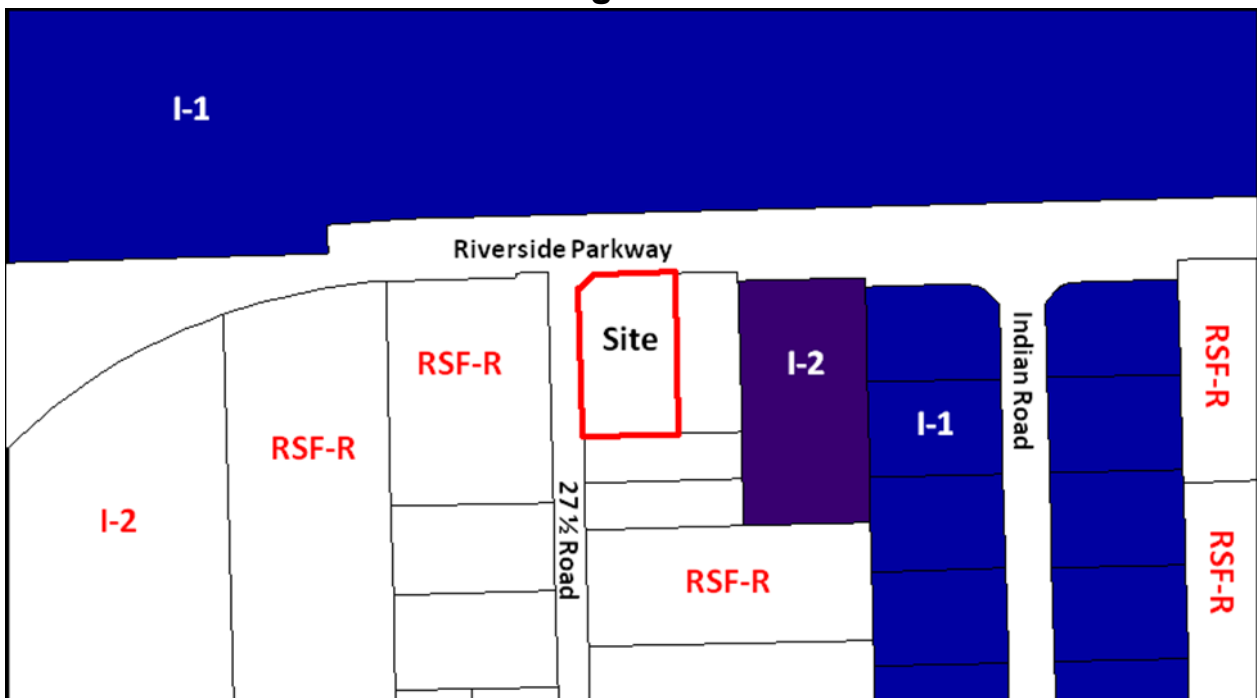
Future Land Use Map

Figure 3



Existing City and County Zoning

Figure 4



CITY OF GRAND JUNCTION, COLORADO

ORDINANCE NO.

AN ORDINANCE ZONING THE REIMER ANNEXATION TO I-1 (LIGHT INDUSTRIAL)

LOCATED AT

2751 RIVERSIDE PARKWAY

Recitals:

After public notice and public hearing as required by the Grand Junction Zoning and Development Code, the Grand Junction Planning Commission recommended approval of zoning the Reimer Annexation to the I-1 (Light Industrial) zone district finding that it conforms with the recommended land use category as shown on the future land use map of the Growth Plan and the Growth Plan's goals and policies and is generally compatible with land uses located in the surrounding area. The zone district meets the criteria found in Section 2.6 of the Zoning and Development Code.

After public notice and public hearing before the Grand Junction City Council, City Council finds that the I-1 (Light Industrial) zone district is in conformance with the stated criteria of Section 2.6 of the Grand Junction Zoning and Development Code.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION THAT:

The following property be zoned I-1 (Light Industrial)

REIMER ANNEXATION

A certain parcel of land located in the Northwest Quarter (NW 1/4) and the Northeast Quarter (NE 1/4) of Section 24, Township One South, Range One West of the Ute Meridian, County of Mesa, State of Colorado and being more particularly described as follows:

Commencing at the Northwest corner of the NW 1/4 NE 1/4 of said Section 24 and assuming the West line of the NW 1/4 NE 1/4 of said Section 24 to bear S00°08'44"W with all bearings contained herein relative thereto; thence S00°08'44"W a distance of 30.00 feet along the West line of the NW 1/4 NE 1/4 of said Section 24 to the Point of Beginning; thence S89°59'19"E a distance of 131.99 feet along a line being 30.00 feet South of and parallel with the North line of the NW 1/4 NE 1/4 of said Section 24, said

line also being the Southerly line of Riverside Parkway Annexation No. 1, Ordinance No. 4319, City of Grand Junction; thence S00°00'41"W a distance of 168.00 feet; thence N89°58'41"W a distance of 165.39 feet; thence N00°08'44"E a distance of 167.97 feet along a line being 33.00 feet West of and parallel with the West line of the NW 1/4 NE 1/4 of said Section 24 to a point on the Southerly line of said Riverside Parkway Annexation No. 1; thence S89°59'19"E a distance of 33.00 feet along a line being 30.00 feet South of and parallel with the North line of the NE 1/4 NW 1/4 of said Section 24, said line also being the Southerly line of said Riverside Parkway Annexation No. 1 to the Point of Beginning.

Said parcel contains 0.64 acres (27,749.34 sq. ft.), more or less, as described.

INTRODUCED on first reading the ____ day of _____, 2009 and ordered published.

ADOPTED on second reading the ____ day of _____, 2009.

ATTEST:

President of the Council

City Clerk

Attach 4

Vacation of Irrigation and Drainage Easement (12th and Patterson Center – City Market)
Located at 1308 and 1310 Wellington Avenue

CITY OF GRAND JUNCTION

CITY COUNCIL AGENDA			
Subject	Vacation of Irrigation and Drainage Easement (Twelfth and Patterson Center – City Market) – Located at 1308 and 1310 Wellington Avenue		
File #	CUP-2008-323		
Meeting Day, Date	Wednesday, March 18, 2009		
Placement on the Agenda	Consent	X	Individual
Date Prepared	March 4, 2009		
Author Name & Title	Scott D. Peterson, Senior Planner		
Presenter Name & Title	Scott D. Peterson, Senior Planner		

Summary: A request to vacate a 2.5' Irrigation and Drainage Easement for the benefit of the proposed Twelfth and Patterson Center – City Market neighborhood business commercial development that is to be located adjacent to N. 12th Street at the intersections of Patterson Road and Wellington Avenue.

Budget: N/A.

Action Requested/Recommendation: Adopt Resolution.

Attachments:

Site Location Map / Aerial Photo Map
Future Land Use Map / City Zoning Map
Resolution

BACKGROUND INFORMATION				
Location:		SE corner of the intersection at N. 12 th Street and Patterson Road		
Applicants:		Dillon Real Estate Company, Inc., Owners; 12 th and Patterson GJ Goldberg, LLC, Representative		
Existing Land Use:		Vacant land and former real estate office		
Proposed Land Use:		City Market grocery store and neighborhood business commercial development		
Surrounding Land Use:	North	Bookcliff Baptist Church, Counseling and Education Center and American Family Insurance		
	South	Single and Single-Family Attached Residential		
	East	Single and Multi-Family Residential (Patterson Gardens)		
	West	Village Fair Shopping Center		
Existing Zoning:		B-1, (Neighborhood Business)		
Proposed Zoning:		N/A		
Surrounding Zoning:	North	R-O, (Residential Office) and R-8, (Residential – 8 du/ac)		
	South	PD, (Planned Development) and R-8, (Residential – 8 du/ac)		
	East	R-8, (Residential – 8 du/ac)		
	West	B-1, (Neighborhood Business)		
Growth Plan Designation:		Commercial		
Zoning within density range?		X	Yes	No

Staff Analysis:

The applicant, 12th and Patterson GJ Goldberg, LLC, wishes to construct a 49,548 sq. ft. City Market grocery store with a drive-through pharmacy, along with a fuel center and also three retail buildings that range in building size from 6,000 sq. ft. to 9,000 sq. ft., that could accommodate up to 17 individual tenants on a total of 8.4 acres (Proposed Twelfth & Patterson Center Subdivision which is being reviewed concurrently with this application). As part of this application, the applicant wishes to vacate an existing 2.5' Irrigation and Drainage Easement in anticipation of the proposed neighborhood business commercial development. The existing Easement does not contain any public

infrastructure utilities and was dedicated to the public as part of the Yo Minor Subdivision in 1993.

The Planning Commission recommended approval of the proposed Irrigation and Drainage easement vacation at their February 24, 2009 meeting.

Consistency with the Growth Plan:

The site is currently zoned B-1, (Neighborhood Business) with the Growth Plan Future Land Use Map identifying this area as Commercial.

Section 2.11 C. of the Zoning and Development Code:

The vacation of the easement shall conform to the following:

- a. The Growth Plan, Grand Valley Circulation Plan, and other adopted plans and policies of the City.

Granting this request to vacate an existing 2.5' Irrigation and Drainage Easement does not conflict with Growth Plan, Grand Valley Circulation Plan and other adopted plans and policies of the City of Grand Junction. The Irrigation and Drainage Easement does not contain any infrastructure facilities.

- b. No parcel shall be landlocked as a result of the vacation.

No parcel will be landlocked as a result of this Irrigation and Drainage Easement vacation.

- c. Access to any parcel shall not be restricted to the point where access is unreasonable, economically prohibitive or reduces or devalues any property affected by the proposed vacation.

Access to any parcel will not be restricted as a result of this Irrigation and Drainage Easement vacation.

- d. There shall be no adverse impacts on the health, safety, and/or welfare of the general community and the quality of public facilities and services provided to any parcel of land shall not be reduced (e.g. police/fire protection and utility services).

There will be no adverse impacts to the general community and the quality of public facilities and services provided will not be reduced due to the vacation request.

- e. The provision of adequate public facilities and services shall not be inhibited to any property as required in Chapter Six of the Zoning and Development Code.

The provision of adequate public facilities and services will not be inhibited to any property as required in Chapter Six of the Zoning and Development Code as there are no public infrastructure located within the requested Irrigation and Drainage Easement vacation. No adverse comments were received from the utility review agencies.

- f. The proposal shall provide benefits to the City such as reduced maintenance requirements, improved traffic circulation, etc.

The proposed Irrigation and Drainage Easement vacation will remove an unneeded easement from the property.

FINDINGS OF FACT/CONCLUSIONS:

After reviewing the Twelfth and Patterson Center application, CUP-2008-323 for the Vacation of an Irrigation and Drainage Easement, the Planning Commission makes the following findings of fact and conclusions:

1. The requested easement vacation request is consistent with the Growth Plan.
2. The review criteria in Section 2.11 C. of the Zoning and Development Code have all been met for the proposed easement vacation.

Action Requested/Recommendation:

The Planning Commission recommends that the City Council approve the Resolution for the vacation of a 2.5' Irrigation and Drainage Easement located at 1308 and 1310 Wellington Avenue, finding the request consistent with the Growth Plan and Section 2.11 C. of the Zoning and Development Code.

Site Location Map

Figure 1



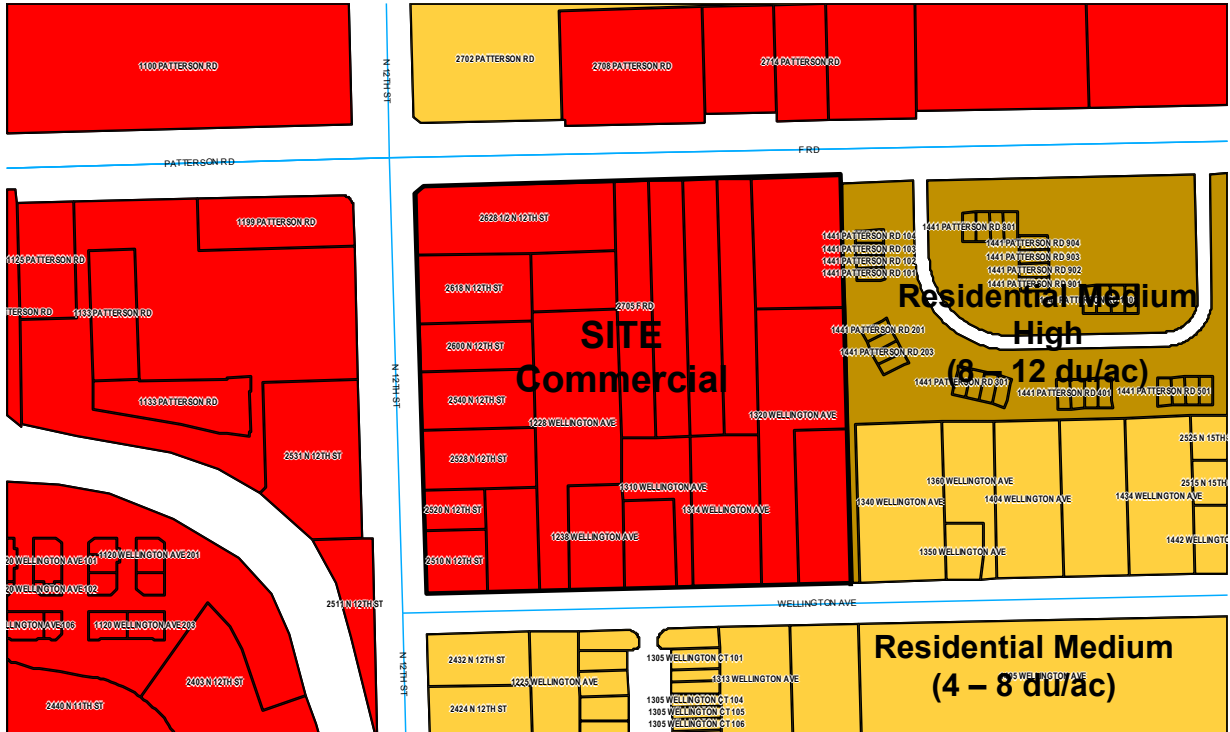
Aerial Photo Map

Figure 2



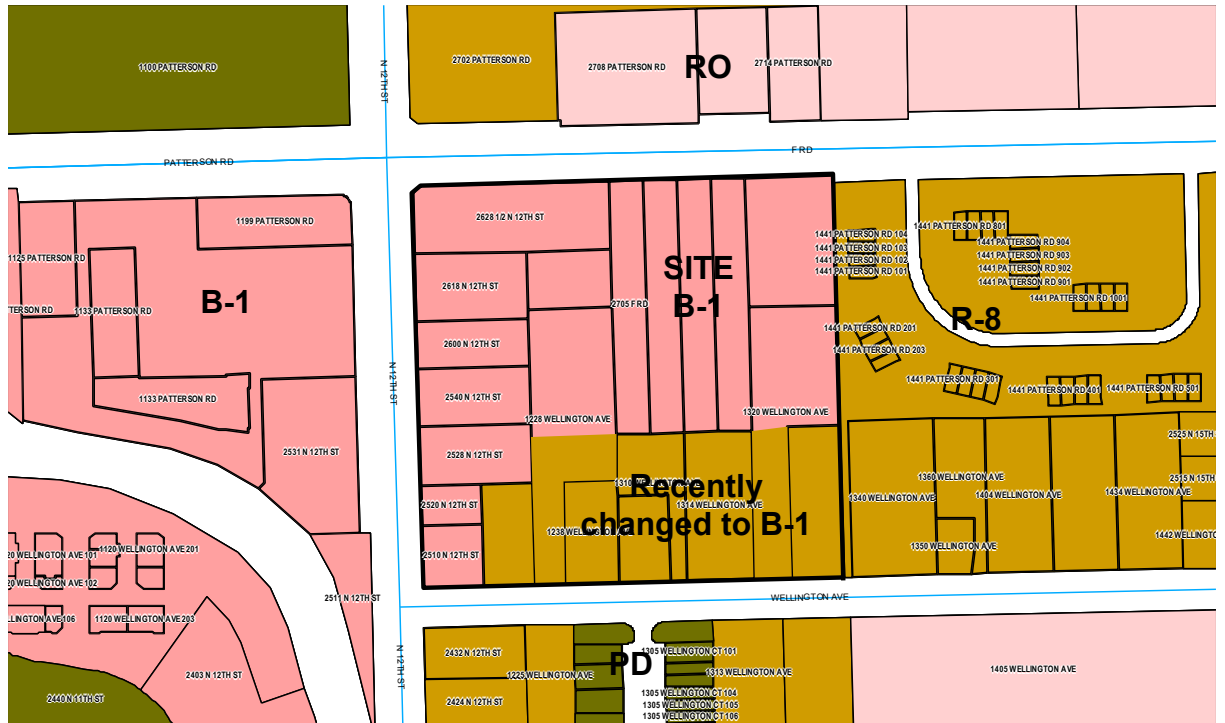
Future Land Use Map

Figure 3



Existing City Zoning

Figure 4



CITY OF GRAND JUNCTION

RESOLUTION NO. _____

**A RESOLUTION VACATING A 2.5' IRRIGATION AND DRAINAGE EASEMENT
(TWELFTH AND PATTERSON CENTER – CITY MARKET)**

LOCATED AT 1308 AND 1310 WELLINGTON AVENUE

RECITALS:

The applicant proposes to vacate a 2.5' Irrigation and Drainage Easement located at 1308 and 1310 Wellington Avenue.

The City Council finds that the request is consistent with the Growth Plan, the Grand Valley Circulation Plan and Section 2.11 of the Zoning and Development Code.

The Planning Commission, having heard and considered the request, found the criteria of the Code to have been met, and recommends that the vacation be approved.

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

The following described irrigation and drainage easement is hereby vacated subject to the listed conditions:

1. Applicants shall pay all recording/documentary fees for the Vacation Resolution.

The following easement vacation is shown on "Exhibit A" as part of this vacation of description.

A 2.5' IRRIGATION & DRAINAGE EASEMENT SITUATED IN THE NW ¼ OF THE NW ¼ OF SECTION 12, TOWNSHIP 1 SOUTH, RANGE 1 WEST, UTE MERIDIAN, BEING A PART OF LOTS 1 & 2, YO MINOR SUBDIVISION AS RECORDED IN PLAT BOOK 14 AT PAGE 89, CITY OF GRAND JUNCTION, COUNTY OF MESA, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID YO MINOR SUBDIVISION, SAID POINT ALSO LYING ON THE NORTHERLY R.O.W. LINE OF WELLINGTON AVENUE; THENCE N00°12'35"E ALONG THE WEST LINE OF SAID SUBDIVISION A DISTANCE OF 217.80 FEET TO THE NORTHWEST CORNER OF SAID

SUBDIVISION; THENCE S89°45'58"E ALONG THE NORTH LINE OF SAID SUBDIVISION A DISTANCE OF 2.50 FEET; THENCE S00°12'53"W A DISTANCE OF 217.80 FEET TO A POINT LYING ON SAID NORTHERLY R.O.W. LINE AND THE SOUTHERLY LINE OF SAID SUBDIVISION; THENCE N89°45'58"W ALONG SAID NORTHERLY R.O.W. LINE AND SAID SOUTHERLY LINE A DISTANCE OF 2.50 FEET TO THE POINT OF BEGINNING.
PARCEL CONTAINS (545 SQUARE FEET) 0.0125 ACRES.

BEARINGS ARE BASED ON THE SOUTH LINE OF THE NW 1/4 OF THE NW 1/4 OF SECTION 12, TOWNSHIP 1 SOUTH, RANGE 1 WEST, OF THE UTE MERIDIAN BEARING N89°45'58"E AS REFERENCED AND BOUNDED BY A 3.25" MESA COUNTY ALUMINUM CAP L.S. IN A RANGE BOX AT THE SW CORNER OF THE NW 1/4 OF THE NW 1/4 OF SAID SECTION 4 AND CALCULATED CORNER FROM ACCESSORY TIES AS SHOWN ON MESA COUNTY REFERENCE SHEET RECORDED OCTOBER 30, 1987 AT THE SE CORNER OF THE NW 1/4 OF THE NW 1/4 OF SAID SECTION 12.

PREPARED BY: CHARLES N. BECKSTROM, PLS NO. 33202
FOR AND ON BEHALF OF
ENGINEERING SERVICE COMPANY
1300 SOUTH POTOMAC STREET, SUITE 126
AURORA, COLORADO 80012
PHONE: (303) 337-1393

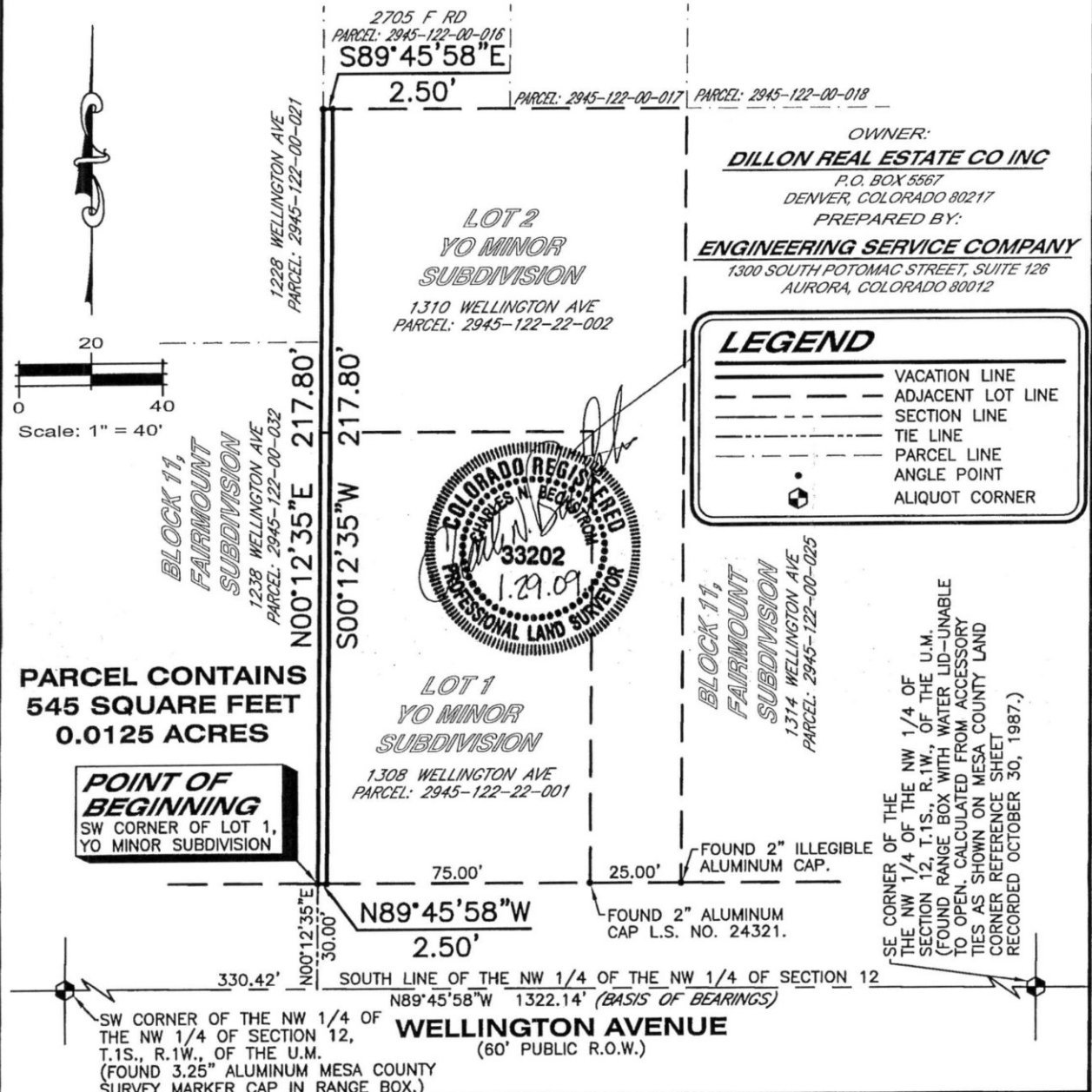
PASSED and ADOPTED this _____ day of _____, 2009.

ATTEST:

President of City Council

City Clerk

ILLUSTRATION FOR EXHIBIT "A"



**PARCEL CONTAINS
545 SQUARE FEET
0.0125 ACRES**

**POINT OF
BEGINNING**
SW CORNER OF LOT 1,
YO MINOR SUBDIVISION



LEGEND

- VACATION LINE
- - - ADJACENT LOT LINE
- SECTION LINE
- - - TIE LINE
- PARCEL LINE
- ANGLE POINT
- ◉ ALIQUOT CORNER

CITY OF GRAND JUNCTION		
NOTE: THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED SURVEY. IT IS INTENDED ONLY TO DEPICT THE ATTACHED DESCRIPTION.		
DRAWN BY: SAM	SCALE: 1"=40'	R.O.W. FILE#
CHECKED BY: CNB	DATE: 01/29/09	

**2.5' IRRIGATION &
DRAINAGE EASEMENT**

A PART OF LOTS 1 & 2, YO MINOR SUBDIVISION
SITUATED IN THE NW 1/4 OF THE NW 1/4 OF SECTION 12,
TOWNSHIP 1 SOUTH, RANGE 1 WEST, UTE MERIDIAN
CITY OF GRAND JUNCTION, COUNTY OF MESA,
STATE OF COLORADO

SE CORNER OF THE
THE NW 1/4 OF THE NW 1/4 OF
SECTION 12, T.1S., R.1W., OF THE U.M.
(FOUND RANGE BOX WITH WATER LID—UNABLE
TO OPEN. CALCULATED FROM ACCESSORY
TIES AS SHOWN ON MESA COUNTY LAND
CORNER REFERENCE SHEET
RECORDED OCTOBER 30, 1987.)

Attach 5

Setting a Hearing on the Appeal of the Planning Commission's Decision Regarding a Conditional Use Permit for a Bar/Nightclub

CITY OF GRAND JUNCTION

CITY COUNCIL AGENDA			
Subject	Appeal of the Planning Commission's decision regarding a Conditional Use Permit for a Bar/Nightclub		
File #	CUP-2008-158		
Meeting Day, Date	Wednesday, March 18, 2009		
Placement on the Agenda	Consent	X	Individual
Date Prepared	March 5, 2009		
Author Name & Title	Senta L. Costello, Senior Planner		
Presenter Name & Title	Senta L. Costello, Senior Planner		

Summary: An appeal has been filed regarding the Planning Commission's decision to approve a Conditional Use Permit for a Bar/Nightclub, located at 2256 and 2258 Colex Drive. The project sits on 1 lot in an I-1 (Light Industrial) zone district. (The project will include leased parking spaces from the lot immediately to the north.) This appeal is pursuant to Section 2.18.E of the Zoning and Development Code, which specifies that the City Council is the appellate body of the Planning Commission. According to Section 2.18.E.4.h, no new evidence or testimony may be presented, except City Staff may be asked to interpret materials contained in the record.

Budget: N/A

Action Requested/Recommendation: Set a hearing date for April 1, 2009

Attach 6

Purchase a 100 Foot Aerial Platform Truck

CITY OF GRAND JUNCTION

CITY COUNCIL AGENDA			
Subject	Purchase a 100 Foot Aerial Platform Truck		
File #			
Meeting Day, Date	Wednesday, March 18, 2009		
Placement on the Agenda	Consent	X	Individual
Date Prepared	March 3, 2009		
Author Name & Title	Shirley Nilsen, Senior Buyer		
Presenter Name & Title	Ken Watkins, Fire Chief Jay Valentine, Assistant Financial Operations Manager		

Summary: This purchase approval request is for a 100 Foot Ladder/Aerial Platform Truck for the City of Grand Junction Fire Department.

Budget: The 2009 CIP Fund budget for this expenditure is \$900,000. Of this amount, \$300,000 is being offset by an Energy and Mineral Impact Assistance Grant with remaining \$15,974 being requested through the same grant.

Action Requested/Recommendation: Authorize the City Purchasing Division to purchase one 2009 Smeal 100 foot Midmount Platform Truck from Smeal Fire Apparatus Company, Snyder, NE. in the amount of \$915,974.00.

Background Information: The solicitation was advertised in the Daily Sentinel and sent to twenty eight potential bidders. Eight proposals were opened and evaluated by a team of representatives from the Fire Department, Fleet Services, and Purchasing.

Two of these proposals were considered non-responsive. Classic Fire West, LLC submitted for a rear mount aerial platform truck and is considered non-responsive as it does not meet the specification requirements. Ferrara Fire Apparatus Inc. included an alternate demonstrator platform aerial truck proposal without any specification information, and was also considered non-responsive.

The team used the following evaluation criteria in determining their recommendation:

- Delivery time
- Net Cost
- Responsiveness to the RFP
- Compliance of Specifications
- Ease of Operations
- Vendor Performance
- Service
- Warranty

The proposals were narrowed down to two finalists, Smeal and Sutphen and a Best and Final Request For Proposal was sent to both. MaxFire Inc. was not a finalist due to feedback received from reference checks.

The evaluation team is recommending the 2009 100 foot Midmount Platform Truck with Smeal Sirius Chassis.

Company	Cost	Local Company*	Cost
Smeal Fire Apparatus Snyder, NE	\$915,974.00	Ferrara Fire Apparatus, Inc.**	\$1,042,600.00
Sutphen Corporation Amlin, OH	\$917,171.86		
MaxFire Apparatus, Inc. Castle Rock, CO	\$910,341.00		
Pierce Manufacturing Inc., Oskosh, WI	\$993,441.00		
Kovatch Mobile Equipment, Corp. Nesquehoning, PA	\$977,440.00		
Ferrara Fire Apparatus, Inc. Holden, LA	\$1,042,600.00		
Classic Fire West LLC. Ocala, FL	Non- responsive		
Ferrara Fire Apparatus Holden, LA	Non- responsive		

*A local company is any company located within Mesa County.

**The proposal from Ferrara Fire Apparatus was submitted through a local dealer, B&H Fire Equipment Company, Clifton, CO, however, payment would be remitted to the company in Holden, LA.

Attach 7

Electronic File Storage Area Network System for Police and Fire Departments

CITY OF GRAND JUNCTION

CITY COUNCIL AGENDA			
Subject	Electronic Storage for Public Safety Infrastructure		
File #			
Meeting Day, Date	Wednesday, March 18, 2009		
Placement on the Agenda	Consent	X	Individual
Date Prepared	March 10, 2009		
Author Name & Title	Scott Hockins, Purchasing Supervisor		
Presenter Name & Title	Jim Finlayson, Information Systems Manager Jay Valentine, Assistant Financial Operations Manager		

Summary: This approval request is for the purchase of an electronic storage system for the public safety infrastructure.

Budget: \$220,000 has been budgeted for this planned expenditure.

Action Requested/Recommendation: Authorize the City Purchasing Division to purchase an electronic storage system from Sanity Solutions, Inc. in the amount of \$209,902.

Attachments: N/A

Background Information: The electronic file storage requirements for public safety have increased significantly in recent years with the addition of in-car-video, digital photos, digital audio files, and scanned documents. The current and future need for digital storage space means that we need to look for a long term storage solution that can grow as our needs grow. The increased storage requirements also make back-up and disaster recovery more important, but also more difficult to manage.

The electronic storage system proposed by Sanity Solutions, Inc. utilizes the technology of a Storage Area Network (SAN) to provide the large capacity digital storage needed for critical Police and Fire data requirements. A SAN is a data storage architecture which attaches external storage devices (such as disk arrays, tape libraries and optical jukeboxes) to servers in such a way that the devices appear locally attached. Sharing storage simplifies administration, improves resource utilization and adds flexibility.

The proposed SAN is compatible with the electronic storage system installed at the City Hall data center, so back-up and disaster recovery options are greatly enhanced. Since Mesa

County also uses compatible equipment, this solution allows us to work with them to develop shared contingency plans for catastrophic system failures. Finally, the proposed SAN provides a "Green" alternative for large data storage requirements. It optimizes data storage, while minimizing power consumption and cooling costs. Studies have shown that a properly configured SAN can save 50% on power consumption and make a significant savings on cooling costs.

More traditional options were considered as we looked at this configuration, but were rejected because they do not provide the flexibility and fault tolerance of the SAN environment. Plus, the recommended environment reduces the space requirements, power requirements, and cooling requirements and significantly improves our disaster recovery capabilities. The SAN equipment purchased this year can be expanded to meet the expected storage needs for the foreseeable future.

Attach 8

Purchase of Zoll Cardiac Monitor/Defibrillators for the Fire Department

CITY OF GRAND JUNCTION

CITY COUNCIL AGENDA			
Subject	Zoll Cardiac Monitors		
File #			
Meeting Day, Date	Wednesday, March 18, 2009		
Placement on the Agenda	Consent	X	Individual
Date Prepared	March 10, 2009		
Author Name & Title	Susan Hyatt, Senior Buyer		
Presenter Name & Title	Ken Watkins, Fire Chief		

Summary: Request is being made by the Grand Junction Fire Department to purchase only Zoll Cardiac Monitors to maintain and enhance patient care capabilities in the community.

Budget: The City has accruals to replace five (5) cardiac monitors and additional funding in the CIP Budget for the sixth (6th) monitor.

Action Requested/Recommendation: Authorize the City Purchasing Division to purchase six (6) cardiac monitors from Zoll Medical Corporation in the amount of \$124,093

Attachments: None

Background Information: Cardiac monitors are used by the Grand Junction Fire Department (GJFD) as a primary assessment tool for incidents involving potentially serious cardiac or respiratory conditions. These technologically advanced units are extremely important to Emergency Personnel in identifying patients experiencing an evolving heart attack so treatment can be quickly initiated. Cardiac units are used by Emergency Personnel in over 31% of responding calls. This Sole Source is needed to ensure all equipment is compatible throughout the emergency system.

Attach 9

Intergovernmental Agreement with Mesa County for Scheduling of Long Family Memorial Park

CITY OF GRAND JUNCTION

CITY COUNCIL AGENDA			
Subject	Intergovernmental Agreement with Mesa County for Scheduling of Long Family Memorial Park		
File #			
Meeting Day, Date	Wednesday, March 18, 2009		
Placement on the Agenda	Consent		Individual X
Date Prepared	March 11, 2009		
Author Name & Title	Rob Schoeber, Parks and Recreation Director		
Presenter Name & Title	Rob Schoeber, Parks and Recreation Director		

Summary:

On January 28, 2009, the Board of County Commissioners for Mesa County submitted a request allowing the Parks and Recreation Department to assume the scheduling duties for Long Family Memorial Park. During a recent City/County meeting, both boards agreed to move forward with this request.

Budget:

The cost of providing this service is estimated to be \$28,613 per year. There is an additional startup cost of \$9,925. This agreement includes a flat subsidy to the City of \$38,538 during the first year, and \$28,613 in subsequent years.

Action Requested/Recommendation:

Authorize the Mayor and City the Manager to sign the Intergovernmental Agreement with Mesa County to provide scheduling functions for Long Family Memorial Park.

Attachments:

1. Intergovernmental Agreement (IGA)
2. Cost analysis to program Long Family Memorial Park

Background Information:

The Grand Junction Parks and Recreation Department had performed scheduling functions for this park from September 2006 – June 2007. Since that time, several amenities have been added to the park. The park now offers six (6) public shelters, six (6) open play fields, one (1) softball field, and one (1) log cabin facility. Over 800 reservations are made annually to use this park. Recreation staff will be responsible for all scheduling functions, including calendar coordination, revenue management, reservation mailings to all customers, and direct communication with County staff.

The proposed IGA is similar to the previous agreement with the following exceptions:

1. Longer term – 5 years
2. Flat fee of \$38,538 during first year and \$28,613 for subsequent years
3. Quarterly revenue reports from City to County
4. Annual reconciliation in December of each year

MCA # _____

INTERGOVERNMENTAL AGREEMENT

THIS INTERGOVERNMENTAL AGREEMENT ("Agreement") is made and entered into this _____ day of _____, 2009, by and between MESA COUNTY, hereinafter called "County" and THE CITY OF GRAND JUNCTION, a Colorado Home Rule City, hereinafter called "City," collectively the "Parties."

RECITALS

The County is the owner of real property situated at 3117 F Road, in Mesa County, Colorado, known as Long Family Memorial Park, hereinafter called "Park".

The City and the County agree that the provision of recreation programs is important to the public in general and specifically to those persons utilizing Long Family Memorial Park.

In support of the Park, the City and County agree that the City will schedule all recreation activities at Long Family Memorial Park.

An intergovernmental agreement for such purpose is authorized pursuant to Section 18, Article XIV of the Colorado Constitution, Section 29-1-203, C.R.S., Section 22-32-110(1)(f), C.R.S., and other applicable laws.

NOW, THEREFORE, in consideration of the mutual covenants and conditions contained herein and other valuable consideration, the sufficiency of which is acknowledged, the Parties agree as follows:

1. The term of this Agreement will be for five years commencing March 16, 2009 and ending December 31, 2014, and may be extended for an additional term upon mutual agreement.

2. The City agrees to provide programming for the Park. Programming for purposes of this Agreement is the scheduling and management of all organized, recreational activities at the Park, including but not limited to, youth and adult sports, recreation events and other organized and scheduled sporting events and activities. The County agrees that the standard and customary City/County recreation rules and regulations shall be applied to the programming of the Park. For purposes of scheduling maintenance, the City will provide the County seasonal schedules, with

weekly updates, for all City scheduled and programmed activities in the Park. The County acknowledges that the schedule may be subject to change. The City shall provide the County with its schedule via e-mail or fax on a day and time agreed upon by both parties. The County reserves the right to review scheduling and use of the Park and recommend changes in City programming from time to time.

3. As owner of the Park, County agrees to be responsible for maintenance of the Park. Without limiting the generality of that responsibility, the County shall repair and/or replace parking lot improvements, irrigation lines, pump(s) and sprinklers, fences, lights, restrooms, shelters, tables, benches, playground equipment, sign(s), trash receptacles and any other feature, facility or installation of the Park. Furthermore, the County shall mow, water, fertilize, spray, stripe, aerate and maintain all turf grass and playing fields, on a schedule and to a condition mutually determined by the City and County.

The cost to maintain the Park, including repairs, upkeep and utilities shall be the sole expense and liability of the County.

4. The County and City agree to promptly notify each other should the physical condition of the Park not be conducive to the safe conduct of any programmed activity, event or recreation in the Park and/or if maintenance practices may impact in any way, the scheduling of activities in the Park.

5. The City will collect all fees paid to the City by users of the Park. The City agrees that it shall report quarterly to the County in a form mutually determined by the City and County. The City and County agree that for purposes of this Agreement the City's annual expenses are estimated to \$38,538 for the first year and \$28,613 for the subsequent years. The City shall be entitled to retain that amount as compensation for its services. Any funds collected in excess of that amount belongs to County. Should collected funds fall below the annual amount, the County shall owe the City the difference which the City will bill the County by December 31. In the event the City's annual expense exceeds the annual amount, the City and County may renegotiate the base amount based on the City's actual cost.

6. The County understands and agrees that it may not reserve, schedule or hold any activity at the Park, for itself or for any other person or entity, without securing the prior written permission of the City's Director of Parks and Recreation or his designee. Such permission shall not be unreasonably withheld.

7. The City and the County will set the fees and charges for Park usage and programming in accordance with the prevailing City or County rates in effect as of the date of this Agreement. Fees and charges shall be reviewed annually based on activity level, park wear and tear. All fees collected by the City shall belong to the City as compensation for the services provided and will be reconciled per the provisions of Paragraph 5 herein.

8. The Parties understand and agree that both the City and the County may be protected by and will rely on and do not waive or intend to waive by any provision of

this Agreement the monetary insurance limitations or any other rights, immunities and protections provided by the Colorado Governmental Immunity Act, 24-1-101 et seq., 10 C.R.S., as from time to time amended, or otherwise available.

9. The County agrees to indemnify and hold harmless the City and its officers and its employees, from and against all liability, claims, demands and expenses, including court costs and attorney fees, on account of any injury, loss or damage, which arise out of or are in any manner connected with the maintenance work to be performed by the County under this agreement, if such injury, loss or damage is caused by, or is claimed to be caused by, the act, omission or other fault of the County or any officer or employee of the County.

The City agrees to indemnify and hold harmless the County and its officers and its employees, from and against all liability, claims, demands and expenses including court costs and attorney fees, on account of any injury, loss or damage, which arise out of or are in any manner connected with the programming work to be performed by the City under this agreement, if such injury, loss or damage is caused by, or is claimed to be caused by , the act, omission, or other fault of the City or any officer or employee of the City.

10. Any persons employed by either the City or the County for the performance of work hereunder shall be employees of the respective party and not agents or employees of the other.

11. Neither party may assign or delegate this Agreement or any portion thereof without the prior written consent of the other Party.

12. Each and every term and condition hereof shall be deemed to be a material element of this Agreement. In the event either Party should fail or refuse to perform according to the terms of this Agreement; such party may be declared in default.

13. This Agreement may be terminated by either party for material breach or default of the Agreement by the other party not caused by any action or omission of the other party by giving the other party written notice of at least thirty (30) days in advance of the termination date. Termination pursuant to this subsection shall not prevent either party from exercising any other legal remedies which may be available to it.

14. The Parties shall reasonably comply with the applicable provisions of the American with Disabilities Act of 1990 and any and all other applicable federal, state or local laws and regulations.

15. This Agreement represents the entire agreement between the Parties and there are no oral or collateral agreements or understandings. Only an instrument in writing signed by the parties may amend this Agreement.

16. The traditional rule that ambiguities shall be construed against the drafter is waived.

17. Venue for any action arising out of or occurring under this Agreement shall be Mesa County, Colorado. The agreement shall be controlled by, construed and interpreted in accordance with the law of Mesa County and State of Colorado.

MESA COUNTY, COLORADO CITY OF GRAND JUNCTION, COLORADO

Jon Peacock
County Administrator

Date

Laurie M. Kadrich
City Manager

Date

RATIFIED

**MESA COUNTY
BOARD OF COMMISSIONERS**

**CITY OF GRAND JUNCTION
CITY COUNCIL**

Steven Acquafresca, Chairman

Date

Gregg Palmer, Mayor

Date

ATTEST:

ATTEST:

Mesa County Clerk and Recorder

Stephanie Tuin, City Clerk

Costs to Program Long Family Memorial Park

Typical Leisure Service Representative Duties Associated with Long Park

- Phone or walk in customer service to answer questions regarding shelters and park use
- Booking of shelters and all park amenities via CLASS software system
- Pre/Post meetings with large user groups (GMYSA, Lacrosse, School District 51, etc.)
- Daily/Weekly contact with large user groups to modify, add, or delete bookings
- Accounts Receivable billing for School District 51 and Mesa State College
- Daily/Weekly coordination with parks staff to organize large user groups and special events
- Creation of a park schedule that is emailed and/or faxed to Parks Staff on Wednesdays and Fridays
- Coordinator with parks staff for maintenance issues and/or requests
- 300 shelter rentals based on similar rentals at Canyon View Park
- 500 field rentals based on the 1000 rentals at Canyon View Park
- Total estimated Leisure Service Representative time
 - 12 hours per week at 52 weeks at \$24.00 per hour = **\$14,976**
 - Rate of pay estimated on proficient employee with estimated 25% benefits, \$24.00 per hour

Typical Recreation/Park Superintendent or Recreation/Park Supervisor Duties Associated with Long Park

- Assistance with questions regarding park use
- Pre/Post meetings with large user groups (GMYSA, Lacrosse, School District 51, etc.)
- Weekly contact with large user groups to assist with changes and/or issues
- Meetings with special event coordinators to manage atypical use
- Serve as liaison between parks staff and park users to handle questions, complaints, and issues
- Development and recommendation of fees and charges
- Development of park use guidelines with parks staff
- 200 hours per year @ \$50.63 = **\$10,126**

Costs Associated with adding a 4th LSR Desk

- Desk \$2500
- Chair \$500
- Headset \$250
- IP Phone \$500
- Desk Supplies \$100
- Computer \$3000; annual replacement fees for following years is approximately 25% of total cost or \$750

- CLASS software licenses (Facility Booking, Point of Sale, Report Inquiry, Tender Retail) \$5100; second year fees are only 25% of total license cost or \$1,275
- Total **\$11,950 first year; \$2,025 subsequent years**

Typical Administrative Costs Associated with Long Park

- Copies/Paper/Receipts \$1000
- Faxing \$30 (\$360 per year)
- Postage \$126 (200 rentals a year reserving over the phone)
- Credit Card Processing Fees \$330 (200 rentals a year paying by credit card)
- Total **\$1,486**

Total Anticipated Cost to Program Long Park

- First year start up cost **\$38,538**
- Subsequent year estimated cost **\$28,613**

Revenues Collected by GMYSA for 2008 Long Park Use

- **\$24,656** – does not include revenues for 2008 GMYSA use (agreement with County included free use for GMYSA programs)
- Anticipated GMYSA use of Long Park is **\$5,000** per year
- Anticipated total Long Park revenue **\$29,656**