

The Rockies

Consulting fee legal, regents say

Associated Press
DENVER — When three University of Colorado Regents accepted nearly \$8,000 from local officials for "consulting" there was nothing "illegal or improper" involved, CU President Arnold Weber said in a legislative committee on Friday.
But "certain questions could be asked," he conceded.
The Board of Regents — and not only the individual regents involved — will pay the money to the university, Weber told the Legislative Audit Committee today.
The legislative panel responded by voting to draft a letter to the regents, suggesting they place tighter controls on any future acceptance of funds from such sources.
While never named at the audit panel's hearing, the regents involved — it was disclosed last summer — were Rarbel Noel, Jack Reed Anderson and Bruce Johnson.
None attended the meeting, but all have said they felt acceptance of such payments was proper and for services rendered.
"Without disagreeing with this view, the Board of Regents will contribute from personal funds to the university, an amount equal to the payments received by the three regents," university officials said in a prepared statement issued after the hearing.
That is the dispute any possible question with regard to the propriety of regents' receiving honoraria or consulting fees in connection with a university contract," the statement said.
The two-hour audit committee hearing was the first formal exam-



William Fischer, vice president for budgeting at the University of Colorado, left, and CU President Arnold Weber, said the employees paid for their involvement in a Saatchi hospital planning program have been directed to pay the funds to the university.

ination by the Legislature since the regents' involvement was disclosed last summer.
The financial audit of the university also examined the payment of consultant fees outside of the established payroll system, paid to Health Sciences Center employees without the review and approvals required by university regulations and state fiscal rules.
The audit report approximately \$1 million had been paid as consultant fees for calendar 1983, but did not identify the source.
Weber and William Fischer, vice president for budgeting at the university, said the employees paid for their involvement in a Saatchi hospital planning program have been directed to pay the funds to the university.
Weber said after being told by the auditor last August of possible unauthorized payments, in some university employees, he notified the board and directed an internal audit.
He said seven contracts between the regents and the University of Colorado, totaling \$1 million, were properly drawn, and the services provided for more than three years.
But some officers at the Health Sciences Center were paid \$20,000 over and above the level agreed to in the contracts, and were unauthorized, Fischer explained.

Gun used in Berg murder found in FBI raid in Idaho

Associated Press
DENVER — The submachinegun used to murder Denver radio talk show host Alan Berg in an ambush here last June was found in an FBI raid on a right-wing extremist's rural home in Idaho, Denver police confirmed Friday.
The confirmation of the Berg murder weapon capped a recent series of FBI raids and shootouts with so-called neo-Nazi groups in the Pacific Northwest.
Berg, who was Jewish, had received threats during his stint as a talk show host and once allegedly was confronted by a man with a gun who had threatened to kill him, Denver Police Chief of Detectives Don Malin said. The FBI raid on the home of Gary Lee Yarbrough near Sandpoint, Idaho, Yarbrough fired on FBI agents before the Sandpoint search and escaped. He is in federal custody after a Nov. 24 shootout with FBI agents at a Portland Ore. motel.
"We are certain the weapon involved the March 10 was the one used to kill Mr. Berg," Malin said, adding later that "it is fair to say he (Yarbrough) is a suspect."
However, Malin said he was not "in a hurry to file charges." Yarbrough has no prior criminal record, Malin said.
Malin said FBI test bullets fired from the MAC 10 underwent ballistic tests by Denver police and were compared with bullets recovered from Berg's body.



Alan Berg

Plane search leads to reservoir

Associated Press
DURANGO — A crew from the Archuleta Sheriff's Department planned to search a fringed area of water in southern Colorado for a plane that vanished Wednesday, authorities said Friday.
Capt. Rodney Smith of the Colorado Civil Air Patrol said a CAP pilot was on an air search for about 2 1/2 hours Friday afternoon when he spotted a small plane that was now a hole in the ice in an area where the San Juan River meets the Navajo Reservoir.
"It's all frozen over down there, but we've got a hole in the ice about 30 feet long and 10 feet wide," so it

beats checking out, Smith said. The reservoir is on the Colorado-New Mexico border.
The air search ended when snow again began falling in the area in mid-afternoon and visibility was cut to a half mile. The plane had crossed approaches to the La Plata and Anasazi airports near Durango before the continued snowfall, Smith said.
The pilot of the plane, which was on route from Espanola, N.M. to Durango but never arrived Wednesday afternoon, was identified as Clark Swannack, 44, of Los Alamos. The CAP said Swannack was a scientist at Los Alamos Laboratory and was flying to Durango for his wedding Saturday.
The man filed a flight plan but never contacted authorities to say when he began his flight. Ketcher said. According to the flight plan, Swannack was to have left Espanola at 2:30 p.m. Wednesday in the single-engine, small plane that was assembled from a kit.
He was to arrive in Durango about an hour later. His fiancée reported him missing.
Swannack has 1,800 hours of experience flying single-engine private planes and had taken them on long trips before, said CAP spokesman John Ball.

Canadian firm to build multilevel mall in Denver

Associated Press
DENVER — A Canadian development firm that already has helped shape Denver's skyline has announced plans for a multilevel retail center designed to lure prominent retailers to the 18th Street Mall.
The tenants have been signed yet, but Orlow-Asco's Development hopes to begin construction in late 1985 or early 1986. The developer built Denver's Fairmont Hotel, Anschutz Tower and Republic Plaza.
"It's one of the most exciting things to ever happen downtown," Denver Mayor Federico Peña said when plans were announced in his office Thursday.
"A project like this is essential if the mall and downtown are to realize their full potential as the prim-

inent retail center in the region."
The Orlow project would be about four times the size of the 120,000-square-foot Tabors Center II would open Glenside Street from 15th to 18th Street with a stair-cropped glass atrium that would keep the street open to traffic.
Orlow officials said two large high-fashion stores and up to 200 smaller shops and restaurants would be included in the \$180 million project. An underground parking garage would hold about 2,000 cars. Two office towers to be built later would push the price up to \$420 million.
Although it is unusual for a developer to reveal building plans without tenants, Orlow's strong record indicates the project has a good chance of being completed,

said Ellen Byrne of the Denver Partnership.
The mayor and downtown business officials have been working for months to bring major retailers to downtown. But some, including Saks Fifth Avenue and Neiman Marcus, have said they would prefer the Cherry Creek shopping center or the southeast Denver metropolitan area.

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