

Grand Junction, Colo.

February 6, 1946

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 o'clock P. M. Councilmen present and answering at roll call were: Treece, Hoisington, O'Daniel, Boston, Carson and Campbell. President Harris was absent. Also present were City Manager Fritz, City Attorney Banks and City Clerk Tomlinson.

The minutes of the regular meeting held Jan. 16th were read and approved.

It was moved by Councilman Campbell and seconded by Councilman Treece that Councilman Carson act as President of the Council in the absence of President Harris. The motion was declared carried and Councilman Carson took the Chair and presided over the meeting.

A large delegation from residents of the northwest part of the City were present and presented a petition and also verbal protests against the establishment of a trailer camp on Second and North Avenue.

It was moved by Councilman Hoisington and seconded by Councilman Campbell that the petition be accepted and filed. Motion carried.

It was moved by Councilman Campbell and seconded by Councilman O'Daniel that the City Manager be instructed to look into the possibility of establishing a trailer camp in Whitman Park. Motion carried.

Jack A. Dowell made application for a restaurant liquor license upstairs at 446 Main Street. Chief of Police Joe Keith made a negative report on the issuance of this license. It was moved by Councilman Boston and seconded by Councilman Hoisington that the application be denied. Motion carried.

There are several matters in connection with the Veterans Hospital to be straightened out. The U. S. Government has requested that the City convey the Teller 40 to them without any encumbrance whatsoever. This necessitates the Grand Valley Irrigation Co. conveying to the City by quit claim deed all rights to its canal across the property. In order that the Irrigation Co. would consider deeding its right to the City, it is necessary for the City to agree to construct a pipe line along the east and south boundaries of the Teller 40, large enough to carry 200 Colorado miner's inches of water. This would cost between 10,00 and 15,000 dollars. There has also been some discussion as to whether or not the City should participate in the cost of removing the entire Grand Valley Canal from the north part of town and

placing it outside the City limits.

The following resolution was presented and read:

RESOLUTION

WHEREAS, the City of Grand Junction has heretofore agreed to convey to the United States of America, the hereinafter described land, subject to the easement of the Grand Valley Irrigation Company for its Mesa County Ditch, which said real estate is not used or held for park purposes or for any governmental purpose;

AND WHEREAS, the United States of America desires the entire fee simple title to said land free from the right of way for the said ditch;

AND WHEREAS, the City of Grand Junction has made arrangements with the Grand Valley Irrigation Company for a conveyance to the City of the said company's right of way for the Mesa County Ditch;

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

That the City of Grand Junction shall convey to the United States of America, the following described land, to-wit:

The Northwest Quarter of the Northeast Quarter (NW1/4 NE1/4) of Section Thirteen (13), in Township One (1) South, Range One (1) West of the Ute Meridian, in Mesa County, Colorado:

and that Herbert D. Fritz, the City Manager, be and he is hereby authorized, empowered and instructed to convey the said described real estate to the United States of America and its assigns, and to execute and deliver on behalf of the City of Grand Junction the necessary deed for making such conveyance, and to affix thereto the seal of this City.

It was moved by Councilman Campbell and seconded by Councilman Hoisington that the Resolution be passed and adopted as read. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

During the spring of 1945 when the flowline replacement program was going forward, satisfactory arrangements for the use of ground on the L. D. Mash property were not negotiated. As a result, Mr. Mash claims that he was unable to get his crops planted and harvested properly, and as a result has claimed damages in the amount of \$672.54. He had reported this damage earlier in the year, but nothing had been done about it until the past few weeks, when a board of arbitration had been appointed to investigate the matter and make a report. The Board consisted of three men - Frank Bradbury, W. L. Anderson and Fred E. Click.

Recently they held a meeting and went over all the facts, and agreed that the City should pay the sum of \$672.54 for the damage incurred. It was moved by Councilman O'Daniel and seconded by Councilman Hoisington that this claim of \$672.54 to L. D. Mash be paid. Roll was called on the motion and all members present voted AYE. The President declared the motion carried.

An agreement has been drawn up for the purpose of entering the property belonging to Fred Click for the purpose of constructing the flow line, which agrees to pay Mr. Click for any damages for his crops. It was moved by Councilman Treece and seconded by Councilman O'Daniel that the City Manager be authorized to sign the agreement with Mr. Click. Motion carried.

The beer license for Harry Pappas for the Caballero Recreation Parlor at 2nd and Colorado was again brought up. It was moved by Councilman Hoisington and seconded by Councilman Boston that the license be not granted. Motion carried.

An application for the renewal of the beer license for Tom Williams at 215 Colorado was presented. It was moved by Councilman Campbell and seconded by Councilman Boston that the license be granted. Motion carried.

An application was presented for a beer license for Maynard C. Brooks at the Cozy Auto Court at 240 North Avenue. It was moved by Councilman Hoisington and seconded by Councilman Treece that the application be denied. Motion carried.

It was reported that there had been no remonstrances or objections filed for the construction of Special Sanitary Sewer District No. 4. The following resolution was presented and read:

RESOLUTION

CREATING AND ESTABLISHING SPECIAL SANITARY SEWER DISTRICT NO. 4 WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE CONSTRUCTION OF A SANITARY SEWER THEREIN AND PROVIDING FOR THE PAYMENT THEREFOR.

WHEREAS, on the 19th day of December, A. D. 1945, the City Council of the City of Grand Junction, Colorado, passed a Resolution adopting details, plans and specifications for Special Sanitary District No. 4 within said City and authorizing Notice of Intention to create said District, and

WHEREAS, Notice of Intention to create said District was duly published, and

WHEREAS, it appears to the City Council, and the said City Council doth find and determine that said improvements can be efficiently made by the City:

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Grand Junction:

1. That said Special Sanitary Sewer District No. 4 be and the same is hereby created and established, and that the construction of the sewer therein be and the same is hereby authorized and directed, in accordance with the details, plans and specifications prepared and filed therefor.

2. That the construction of the said Sanitary Sewer shall be made by the City, under the direction and control of the City Manager, by hiring labor by the day or otherwise, and by purchasing all necessary material, supplies and equipment;

3. That the improvements in said District were duly ordered, after Notice duly given; that no remonstrance, protest or objection was filed against the creation or establishment of said District, or any of the proceedings adopted therefor, and that all conditions precedent and all requirements of the laws of the State of Colorado, The Charter of said City, and Ordinance No. 178, as amended, of said City, have been strictly complied with.

4. That the description of the sewer to be constructed, the boundaries of said Special Sanitary Sewer District, the amounts to be assessed, the number of installments and assessments, the time in which the cost shall be payable, the rate of interest on unpaid installments, and the manner of apportioning and assessing such cost, shall be as prescribed in the Resolutions adopted for said District on the 19th day of Dec., A. D. 1945, and in accordance with the published notice of intention to create said District.

Adopted and approved this 6th day of February A. D. 1946.

(SEAL)

President of the Council

ATTEST:

City Clerk

It was moved by Councilman Campbell and seconded by Councilman O'Daniel that the Resolution be passed and adopted as read. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

Grand Mesa Distributing Co. have requested permission to construct two additional ten-foot driveways for their property at 7th and Colorado Ave. It was moved by Councilman Campbell and seconded by Councilman Boston that the request be granted. Motion carried.

A request was made by Carl E. Granat to make a sewer tap at 1507 White Avenue. This property is under consideration at the present time for annexation, but there is a serious sewerage problem in this area, and a sewer tap might eliminate some of the difficulty. It was moved by Councilman Hoisington and seconded by Councilman O'Daniel that the City Manager study this situation and that he be given power to act and permit this sewer tap to be made if in his estimation it is the property solution to the problem.

A copy of a proposed Public health Ordinance and a milk ordinance was given to the Council for their study and consideration.

Authorities of the State Highway Department and Public Roads Administration have agreed to assist the City by making essential origin and destination studies of traffic flow in this area.

City Manager Fritz reported that through study they had found that there is now 1/3 of a million gallons of water per day being lost through the large reservoir. R. G. Tipton and Associates will have several engineers here on Monday Feb. 11, to study the means of repairing this reservoir and other matters in connection with enlarging the filter plant, and their study in connection with other improvements to the Water Department.

Mr. Fritz also reported that the City will start in a day or so on graveling the taxiways for the airport.

Bonds for Virgil A. Green, Cement Contractor; Hobart Swiney, plumber; Lowe & Howe, Charles E. Bickford, and Williams Electric Motor Service, electricians were presented. They having all been approved as to form by City Attorney Banks. It was moved by Councilman Boston and seconded by Councilman O'Daniel that the bonds be accepted and filed. Motion carried.

The Proof of Publication to the proposed ordinance entitled, "An Ordinance Vacating That Portion of Eighth Street Lying Between Lot 19 in Block 2 and Lot 1 in Block 3, All in Benton Canon's First Subdivision in the City of Grand Junction", was presented and read. It was moved by Councilman Campbell and seconded by Councilman Treece that the Proof of Publication be accepted and filed. Motion carried.

It was then moved by Councilman Hoisington and seconded by Councilman O'Daniel that the ordinance be called up for final passage. Motion carried.

The ordinance was then read and upon motion of Councilman O'Daniel, seconded by Councilman Campbell was passed and adopted, numbered 694 and ordered published. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

Mr. T. S. Campbell presented his resignation as a member of the Council, he having purchased a home outside of the City limits, and was moving out there to live. It was moved by Councilman Boston and seconded by Councilman Treece that the resignation of Councilman Campbell be accepted. Motion carried.

Dr. R. L. Cleere of the State Public Health Department and Col. Board of the U. S. Public Health Service appeared before the Council and spoke in connection of a revised Public Health ordinance for the City and also along the lines of securing the co-operation of Mesa County in setting up and joint-City-County Health program.

It was regularly moved, seconded and carried that the meeting adjourn.

/s/ Helen C. Tomlinson
City Clerk