

Grand Junction, Colorado

December 17, 1947

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 p.m. Councilmen present and answering at roll call were Harper, Hoisington, Bagby, Colescott, Martin, Harris and President Carson. Also present were City Manager Fritz, City Attorney Banks and City Clerk Tomlinson.

This was the date set for hearing the matter of the sale of liquor to minors by John Cadez, proprietor of the Grand Liquor Store at 357 Main Street. Mr. Cadez and his attorney, Lincoln Coit, were present, and Chief of Police Keith and Patrolman Mace Ingraham reviewed the case which had been called into Municipal Court in November. Mr. Cadez had been found guilty of selling beer to minors and had been fined \$75. The beer in question had been delivered to two 17-year old boys who had presented a note to Mr. Cadez signed by one Velasquez. Mr. Velasquez is a regular customer of Mr. Cadez but had requested through the note that the beer be delivered to the boys. Mr. Cadez had also been called into the Secretary of State's office and had been reprimanded and told to reopen his business but that any further offenses would require the cancellation of his license. It was moved by Councilman Hoisington and seconded by Councilman Colescott that the case be dropped but that the selling of liquor or beer through a note should be frowned upon and not tolerated, and that definitely anyone found guilty of selling liquor or beer to minors would have his license revoked. Motion carried.

City Manager Fritz reported that he had conferred with Mr. Rasmussen of the Salt Lake City office of the Bureau of Land Management. Together with Mr. Hirons, they had gone on an appraisal inspection of Dead Dog Canyon, and Mr. Rasmussen had expressed himself that very early action would be in order from Washington on this site. Some of the residents of the Redlands are still objecting to the burning of trash in this canyon. Messrs. George C. and Charles Clark own property on the west bank of the Colorado River 1.6 miles northwest of the Colorado River Bridge and would allow the City to dump both combustible and non-combustible refuse in low areas on their land. Adjacent property owners have also indicated they would approve this dumping area and the individual members of the Redlands Zoning Board have given no opposition. The City would be required to maintain and improve an all-weather road into the site and would have to build a dyke along the river bank and would pay \$100 per month rental and supervisory cost, as well as blade the dumping area approximately once each week. It was agreed by the members of the Council that the best thing to do would be to completely close the Grand Avenue Dump and to use Dead Dog Canyon immediately.

During 1947 the City of Grand Junction paid for a portion of the cost of removing the Grand Valley ditch across the Veterans Hospital site. Relocating this ditch cost the Grand Valley

Irrigation Company approximately \$39,000, \$10,000 of which was reimbursed by the City. The City is now under contract to relocate a ditch or pipe line to supply lateral No. 85. The Grand Valley Irrigation Company could require that the City provide a covered pipe line on the east and south sides of the Veterans Hospital tract. They will, however, waive this requirement in favor of a compacted, open ditch on the same location, provided that the City agrees to maintain this portion of the ditch as long as it is in existence. The Council discussed whether or not it would be practical to put in a ditch that might cost considerable for maintenance over a period of many years, and it was finally agreed that they would further consider it at a later meeting.

The Building Code exempts Mesa County, State of Colorado and the United States Government from paying building permit costs. School District No. 1 officials have asked for a waiver of permit fees when they take out their permit for the construction of their elementary school at 19th and Orchard Avenue. It was moved by Councilman Colescott and seconded by Councilman Harper that the Council recommend the granting of the building permit to School District No. 1 without cost. Motion carried.

City Manager Fritz reported developments in connection with the Public Health Center. A Public Health Building Control Committee has been suggested and it is requested that two representatives from the City of Grand Junction should be on this committee. President Carson appointed Dr. Vagneur and Councilman Harper to serve on this committee.

At this time President Carson presented his resignation as President of the Council and Councilman from District D. Considerable discussion was had on matters pertaining to City financing and Hogchute Reservoir costs. Councilman Martin stated that if Mr. Bennett and Mr. Carter were not fulfilling their jobs properly, Mr. Fritz should have done something about it as he was responsible for all departments under him.

Mr. Tom Barker of the Labor Union addressed the Council and stated that considerable difficulty was encountered on Hogchute Reservoir on account of the fact that E. H. "Nick" Carter was the Resident Engineer; that contractors do not like to work with Mr. Carter because he is "so tough" and that work was done on the reservoir which was not necessary but made the cost excessive, and also that a by-pass ditch was built at considerable expense at the request of "some cowboy" and was not necessary. He also stated that No. 3 Reservoir is leaking and that Carter and other engineers believe it is caused from moving of a pipe, but that it is his belief there was not sufficient cement put in the bottom of the reservoir to hold water. He stated that in some places there was not more than 1 1/2 inches of concrete where the plans called for 4 inches in all places. Mr. Barker also stated that at the time Hogchute was being built there was plenty of labor available.

An ordinance entitled "AN ORDINANCE AMENDING SECTIONS 4, 5

AND 6 OF ORDINANCE NO. 486, AS AMENDED, CONCERNING WATER" was presented and read. This was the ordinance revising water rates as recommended by the Council at their last meeting. It was moved by Councilman Harris and seconded by Councilman Harper that the ordinance be passed and adopted as an emergency ordinance, numbered 760, and published. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried, and the ordinance duly passed and adopted.

Messrs. Bruce and Tom Brownson have requested that water mains be put into Bookcliff Park. The City's policy requires repayment of 1 per cent per month of the cost of extensions into the newly developed areas where the use is such that the rental will not equal this amount. It is estimated that the cost into this addition will be between \$1,500 and \$1,800. A definite agreement would be entered into when the final cost was determined, so that the Brownsons would pay the difference between the water rentals derived from the immediate taps and the 1 per cent cost of the mains. It was moved by Councilman Bagby and seconded by Councilman Hoisington that approval be given and the City go ahead and construct necessary water mains in Bookcliff Park. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

City Manager Fritz then reported that the balance on hand December 6 in the Water Improvement Fund was \$59,000 and that the following obligations are still outstanding against the \$900,000 bond issue.

<u>Existing Contracts</u>	
Cast Iron Pipe (Schedule 5)	\$45,400
Cast Iron Pipe (Schedule 3)	13,000
Hogchute - unpaid	69,000
Schedule No. 5 - Contract	105,000
Schedule No. 3 and No. 5 - Eng. and Contingencies, 10%	11,800
Tipton Engineering (exclusive of flowline)	20,000
	\$264,200

Also, in order to complete the water program, it will be necessary to put in water mains in the Northeast Addition which will cost approximately \$73,000; the flowline, \$90,000; contingencies and engineering, \$10,000. Water working fund money would amount to \$28,200, making it necessary to have additional bonds issued in the amount of \$350,000. Some discussion was had on the issuance of revenue bonds without a vote of the people, City Attorney Banks stating that he would like to write to Mr. Miles P. Tallmadge, Denver bond attorney, and get a final approving opinion before any action on the issuance of bonds was taken. He also stated that in his opinion revenue bonds would be legal unless petitions were filed which were signed by electors of the City amounting to 10 per cent of the gubernatorial vote cast in the City of Grand Junction in the last general election. No action was taken at this time on financing the major water improvement program.

At this time Councilman Harris requested that Mr. Fritz tender his resignation. Each member of the Council in turn suggested that Mr. Fritz' resignation might be the solution to the problems confronting the Council at this time. Mr. Fritz stated that he would be willing to resign as of February 1 if that were what the Council desired and instructed the Clerk to show that his resignation was tendered and is on file. Each member of the Council stated that a complete investigation of Hogchute Reservoir, No. 3 Reservoir, and City financing would be made and that, if it were determined that Mr. Fritz were not at fault, they would consider him as an applicant for the City Manager position on February 1st.

Applications for the position of City Treasurer were made by Mr. J. V. Young and Mr. Thomas Charles. The applications were accepted and filed for further consideration at a later date.

A letter from Mrs. Daisy Ullery, 450 Ouray Avenue, was read protesting a raise in water rates. It was moved by Councilman Harris and seconded by Councilman Bagby that the letter be accepted and filed. Motion carried.

A letter from Stanley Arden to Mr. Carson was presented, suggesting open water ditches for watering lawns. The letter, on motion of Councilman Martin seconded by Councilman Harris, was referred to the City Manager. Motion carried.

It was regularly moved, seconded and carried that the meeting adjourn until Monday, December 22, at 7:30 p.m.

/s/Helen C. Tomlinson
City Clerk