

Grand Junction, Colorado

September 6, 1950

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 P. M. Councilmen present and answering roll call were Hanson, Harper, Colescott, Carson, Walt and President Martin. Councilman Hoisington was absent. Also present were City Manager Toyne, City Attorney Banks, City Clerk Tomlinson.

It was moved by Councilman Carson and seconded by Councilman Harper that the minutes of the regular meeting held Aug. 16 and regular adjourned meeting held Aug. 23rd be accepted and approved. Motion carried.

DOGS. Alyce Cannell Candell and a delegation appeared before the Council concerning dogs. Mrs. Candell asked that the ordinance be enforced on licensing dogs, and several others, including A. J. Lowe, spoke along the same lines. Mrs. R. L. Magill stated that there were 15 dogs in the half block next to her and that they create untold damage to her yard and flowers and asked the Council to do something about dogs running at large. It was moved by Councilman Carson and seconded by Councilman Hanson that the Council authorize the Chief of Police to hire a special dog catcher for a period of thirty to sixty days and to pick up all dogs that do not have licenses. Roll was called on the motion with all Councilmen present voting "AYE." The President declared the motion carried.

It was moved by Councilman Walt and seconded by Councilman Harper that the City Attorney be instructed to draw up an ordinance requiring that all dogs be kept under leash or in an enclosure. Roll was called on the motion with the following results:

Councilmen voting "AYE." Harper, Colescott, Walt, and Martin
Councilmen voting "NO:" Hanson and Carson

A majority of Councilmen voting "AYE," the City Attorney was therefore instructed to draw up the ordinance.

It was moved by Councilman Carson and seconded by Councilman Colescott that the City Manager be instructed to contact the County Commissioners to try to work out a county-wide program of dog licensing and to get together with the Humane Society to establish a suitable dog pound.

GRANT RECREATION DEPT. ADDITIONAL \$4,400 FOR 1950. Mr. Gene Hansen, Director of Recreation, appeared before the Council and stated that on account of the fact that his collections had not been up to those anticipated a year ago his department would either have to curtail activities or the Council would have to give him more funds to operate the balance of the year. It was moved by Councilman Colescott and seconded by Councilman Walt that the Recreation Department be allowed an additional appropriation of \$4,400 for the balance of 1950, and it was

ordered that a special appropriation ordinance be prepared for the next meeting of the Council to this effect. Roll was called on the motion with all members of the Council present voting "AYE." The President declared the motion carried.

LIQUOR LICENSE HEARINGS - W. T. CULLEY AND VERNA I. CULLEY. This was the date set for hearing on W. T. and Verna I. Culley's application for a restaurant liquor license at 307 Main St. Mr. Culley explained at length what he planned to do at this location stating that Mr. Roessler was willing to remodel the existing building and would build an entirely new structure on the corner and that he expected to put in a very desirable restaurant and bar. Councilman Carson stated that he could find no reason for complaint against Mr. or Mrs. Culley; that from all investigation he had made they would conduct a business such as Mr. Culley described to the Council, but he personally felt that there were plenty of liquor outlets established on the south side of Main St. between Third and Fourth and for that reason was opposed to the granting of the license. Other Councilmen concurred with Mr. Carson stating that they believed three restaurants and two liquor stores in one block served the needs of that particular block. A petition signed by a number of the businessmen between Third and Fourth had been presented to the Council showing that they were not opposed to the Council's granting this license. It was moved by Councilman Carson and seconded by Councilman Hanson that the application be rejected. Roll was called on the motion with all members of the Council present voting "AYE." The President declared the motion carried.

DENY DALEY-BRIGGS (GOLDEN PHEASANT) REQUEST TO TRANSFER TO 135 COLO. The application to move the Golden Pheasant Cafe from 354 Main St. to 135 Colo. as presented by Harland G. Daley and Helene C. Briggs, had been advertised for hearing at this time. A petition from the business people in the locality of 2nd and Colo. was presented showing that they were opposed to the granting of this license. Mr. Daley also presented a petition signed by a few of the residents in the 100 block on Colorado stating that they were not opposed to the granting of the license. It was moved by Councilman Harper and seconded by Councilman Walt that the license be denied. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

GRANT CITY MARKET #2 3.2 BEER LICENSE. The application of the City Market #2 for a 3.2 beer license for their market at 9th and North was then discussed having been advertised in accordance with law. It was moved by Councilman Hanson and seconded by Councilman Carson that the license be granted. Motion carried.

CANCEL TAX SALE CERTIFICATES. The City Treasurer has requested that the following tax sale certificates be canceled. These are all for special assessments on property owned by the City or for right-of-way, and could not be sold.

Certificate No. 25614, for water main assessment for years 1924-1931 which is part of the City yard.

No. 34919, \$4.68, 1930-1932, water main

No. 35208, \$11.00, 1930-1934, Comb. Sewer 2.

No. 35368, \$138.07, 1930-1936, Paving District 15. This property is on South 5th Street and is used for access to the alley on the west side of the street.

No. 39889, \$4.00, 1932, water main

No. 40265, \$11.79 Comb. Sewer Dist. #2

No. 40577, \$202.84, 1932-1936, Paving District 16. This is part of Noland Avenue.

It was moved by Councilman Harper and seconded by Councilman Walt that the City Treasurer be instructed to cancel the tax sale certificates as requested. Roll was called on the motion with all members of the Council present voting "AYE." The President declared the motion carried.

PUBLIC SERVICE COMPANY FRANCHISE. Proposed People's Ordinance No. 29 granting to the Public Service Company of Colorado a franchise was called up for final passage and the City Clerk then read said ordinance in full. It was moved by Councilman Carson and seconded by Councilman Harper that said People's Ordinance No. 29 granting a franchise by the City of Grand Junction, Colorado, to the Public Service Co. of Colo., its successors and assigns, be now passed and adopted as read as a people's ordinance of the City of Grand Junction. Roll was called on the motion with the following Councilmen voting "AYE."

Hanson, Carson, Harper, Colescott, Walt and Martin.

There were no Councilmen voting "NO." It appearing that all of the duly elected Councilmen who were present voted "AYE," said People's Ordinance No. 29 was declared passed and adopted by the City of Grand Junction.

On motion of Councilman Carson and seconded by Councilman Harper, the City Clerk was directed to publish said People's Ordinance No. 29 in the Daily Sentinel, a daily newspaper of general circulation printed and published in the City of Grand Junction, and to obtain from the publisher affidavits of publication and to make the same part of the records of the City of Grand Junction. Roll was called with the following Councilmen voting "AYE:" Hanson, Carson, Harper, Colescott, Walt and Martin. Councilmen voting "NO," None. All of the Councilmen present voting "AYE," the President declared the motion carried.

On motion of Councilman Carson and seconded by Councilman Harper the City Clerk was directed to certify upon said People's Ordinance No. 29 the required and proper certificate of its introduction, reading, first passage, second reading, and final passage and the facts concerning its publication in the Daily Sentinel as shown by the

records of said City and the affidavits of publication on file and to attest such facts on said ordinance. Roll was called with the following Councilmen voting "AYE:" Harper, Carson, Hanson, Colescott, Walt, and Martin. Councilmen voting "NO," None. All of the Councilmen present voting "AYE," the President declared the motion carried.

HOME RULE FOR COLORADO CITIES. At a meeting held here last Wednesday afternoon, sponsored by the Colorado Municipal League, Mr. Donaldson, attorney from Denver, spoke to several Councilmen and representatives of service clubs concerning the amendment to the Constitution of the State of Colorado regarding the amendment of home rule charters.

The Colorado Municipal League is sponsoring this amendment and is asking that all home rule cities give their support to the measure. The amendment will give City Councils and other governing boards the right to initiate charter changes without petition.

The following resolution was presented and read:

RESOLUTION

WHEREAS, cities and towns of Colorado possess the right of home rule in local and municipal matters; and,

WHEREAS, fourteen Colorado cities representing more than one-half the population of the State have drafted and adopted home rule charters, and twenty-five Colorado cities are eligible for home rule; and,

WHEREAS, an urgent need exists for revising outmoded sections of Colorado's home rule charters; and,

WHEREAS, Amendment No. 1 to the State Constitution, to be voted on at the next November general election, provides a practical, inexpensive, alternate method of proposing charter amendments to the people, that is, through action of city councils; and,

WHEREAS, Amendment No. 1 to the State Constitution is a non-partisan, non-controversial measure which will directly benefit a majority of Colorado residents and indirectly benefit other Colorado citizens:

NOW, THEREFORE, BE IT RESOLVED, that the _____, in the interest of good government, hereby endorse and pledge their unqualified support to the Home Rule Amendment - Amendment No. 1 to the State Constitution.

Submitted and passed by the membership _____.

ATTEST:

Secretary

President

It was moved by Councilman Colescott and seconded by Councilman Walt 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.

On the committee to present the home rule amendment to the community, President Martin appointed the secretaries to the various service clubs.

GOLF CLUB REQUESTS IMPROVEMENTS. Mr. Cecil Haynie, Attorney and a committee from the Lincoln Park Golf Club appeared before the Council and requested that they put in their 1951 budget sufficient funds to provide for the redecorating of the club house, new floor mats, recovering of furniture, a cement floor in the basement, modern lighting in the main room and air conditioning of the main part of the building. It was moved by Councilman Harper and seconded by Councilman Colescott that the report of the committee be accepted and referred to the City Manager to be included in next year's budget. Motion carried.

ACCEPT EXPOSITION ARCADE PLAT. This was the date set for consideration of the plat for Exposition Arcade Subdivision. There were no protests, and it was moved by Councilman Harper and seconded by Councilman Hanson that the plat be accepted and that the President of the Council and City Clerk be instructed to sign same and that it be made of record in the office of the County Clerk and in the Office of the City Engineer. Motion carried.

EMPLOYEES GRANTED PERMISSION TO ATTEND SCHOOLS AND CONFERENCES. There are several conferences and schools to be held in the next few months to which employees are usually given permission to attend. They are:

a. Police School in Boulder, Sept. 25th and International Conference Of Chiefs of Police in Colorado Springs, Oct. 10th to 12th. Chief Keith would like to attend these meetings.

b. The Rocky Mountain Division of the American Water Works Assn. hold their water works and sewage school in Santa Fe, New Mexico on Sept. 27, 28 and 29. Mr. Burton would like to attend this school, together with Charles Weir, filter plant operator, and Art Traynor, sewage disposal plant operator. It has been customary for many years for these employees to attend this school.

c. The National Institute of Governmental Purchasing have their conference in Milwaukee Oct. 8, 9, 10 and 11. Mr. Charles, Purchasing Agent, attended this conference last year and derived a great deal of benefit and a number of good ideas in organizing his department from these meetings.

d. The City Managers Annual Conference will be in Houston, Texas, November 26 to 29.

It was moved by Councilman Colescott and seconded by Councilman Walt that the above-named employees be granted permission to attend schools and conferences as set forth. Roll was called on the motion with all members of the Council present voting "AYE." The President declared the motion carried.

APPROVE ZONING CHANGES. The Board of Adjustment met on August 18 and has recommended the following zoning changes:

a. Leo Oberto and Dr. Gilmore requested that North 1st Street from Grand to North (excepting Brown's Addition) be zoned as Business B. This is a new addition and has never been zoned. The Board has recommended to the Council that this area be zoned Business B.

b. L. C. Nowlan asked that the north and south side of Main between 17th and 19th be changed from Residence C to Business A, and this change is recommended by the Board.

c. The Board considered zoning in a number of new subdivisions where zoning has never been in effect and the following recommendations were made (a map will be available to show these locations more clearly):

Glenwood Subdivision	Residence A
East Elm Avenue Heights	Residence A
North Sunnyvale Acres	Residence A
Eastholme-in-Grandview	Residence A
Avalon Gardens	Residence A
Del Mar Park	Residence A
College Subdivision	Residence A
Exposition Arcade	

Lots 1 to 11	Residence C
Lots 12 to 22	Business A

It was moved by Councilman Carson and seconded by Councilman Hanson that the zoning changes above recommended by advertised and that all property owners in the vicinity be notified that a hearing will be held on Sept. 20th, for action on zoning. Motion carried.

JONES REALTY CO. CURB & GUTTER TO CONFORM. Jones Realty Co. have requested a lay-back curb 75 ft. long on North Ave. in front of their new building at 9th and North. It was pointed out that across the street the City Market had placed their curb and gutter at the regular curb line and grade for the proposed widened highway on North Avenue. It was moved by Councilman Harper and seconded by Councilman Carson that permission be granted to the Jones Realty to construct curb and gutter at the property line on the north side of North Ave. in conformance with that built by City Market on the other side of the street. Motion carried.

GRANT REQUEST BELFORD RESIDENTS FOR SIDEWALKS AT CURB. A petition was presented by the property owners in the vicinity of Belford Ave. from 8th to 10th asking permission to locate their sidewalk just back of the curb on the north side of Belford. It was moved by Councilmen Harper and seconded by Councilman Walt that the request be granted. Motion carried.

LASHMETT CLAIM FOR DAMAGES. A letter was read from Mr. Chas. Traylor, Attorney, setting forth the facts concerning the injuries to Patsy Ann Lashmett on Oct. 11, 1949, when she was burned while playing in a flare which protected an open hole which had been dug for the installation of a meter between 5th and 6th on Pitkin Ave. Patsy has been in the hospital since and will be there for some time longer. Mr. Traylor offered to settle damages out of court for the sum of \$20,000. It was moved by Councilman Colescott and seconded by Councilman Harper that this letter be referred to the City Attorney for study. Motion carried.

CEMENT CONTRACTOR'S BONDS. A cement contractor's bond for Walter Shipp was presented having been approved as to form by City Attorney Banks. An application for a cement contractor's license was made by Cline and Knudson Construction Co., their bond not being available for presentation at this meeting. Also the Fairmont Sheet Metal Co. made application for a plumbing contractor's license with Mr. Chas. Lange as master plumber, their bond not being ready for this meeting. It was moved by Councilman Colescott and seconded by Councilman Harper that the bond of Mr. Shipp be accepted and filed and that bonds for the other two companies be accepted as soon as they are received and approved by City Attorney Banks. Motion carried.

CHAS. PENNINGTON APPLIES FOR JOB AS DUMP CARETAKER. Mr. Chas. Pennington made application for the job of dump caretaker. It was moved by Councilman Hanson and seconded by Councilman Walt that this letter be turned over to the City Manager.

GRANT MESA COLLEGE ATHLETIC ASSN. REQUEST FOR USE OF FIELD. The Mesa College Athletic Association requested that they be granted free use of the football field Sept. 15th for a game between Mesa College and Mesa College Alumni, the benefits to go to the Mesa College Training Table. It was moved by Councilman Carson and seconded by Councilman Colescott that the request be granted and that use of the field be granted to the Mesa College Athletic Ass. free. Roll was called on the motion with all members of the Council present voting "AYE." The President declared the motion carried.

LABOR UNION PROTESTS USE OF HEAVY EQUIPMENT ON PAV. DIST. #49. Mr. Bill Wallace of the Labor Temple protested the fact that the engineering department was hiring large equipment for moving dirt for Paving Dist. No. 49 from contractors who do not pay union scale.

TO LANDSCAPE SHERWOOD PARK. Mr. Sam L. Huddelston, Landscape Planner, from Denver, had made a proposition through Mr. Hall to plan the planting and arrangements of Sherwood Park. He agreed to go ahead with the complete plans to be finished sometime next year and his fees would be paid as the plans progress with not more than \$200 to be due in the year 1950. It was the concensus of opinion of the Council that a plan should definitely be made for Sherwood Park and that it should be started immediately so that the park can be completed within the near future. Mr. Toyne stated that there were several homes being built in the northeast part of Sherwood Addition and more are contemplated for the near future, and that water mains would have to be constructed before too long; that eight inch pipe necessary to serve Brownson Addition and this Addition should be ordered as delivery dates are very hard to determine at the present time and will no doubt get worse if the war continues. The Council felt it would be better to wait until after a meeting of the finance committee on the 13th before deciding about ordering the pipe.

AIRPORT - RUNWAYS TO BE PATCHED. It was reported that a meeting had been held with the Chamber of Commerce and C.A.A. officials concerning the runways. These runways are becoming damaged because of the landing of DC planes, United Airlines having been notified several years ago that the runways were not constructed for handling anything larger than DC 3's. It was agreed at this meeting that some patching would be done immediately and that the C.A.A. and the City would jointly work out a program for complete rebuilding of the runways starting in the year 1951 and continuing until the runways are completely rebuilt. It was moved by Councilman Harper and seconded by Councilman Hanson that the City Manager be authorized to spend a sufficient amount to make temporary repairs to the runways so that they are usable at the present time, and that he immediately make application to C.A.A. for money to match funds which will be provided in the 1951 budget for a permanent rebuilding

program. Roll was called on the motion with all members of the Council present voting "AYE." The President declared the motion carried.

TO FIX 1ST & GRAND CURB. It was reported that there was a sharp corner on the curb at 1st and Grand which caused trouble for tires when cars go around the corner hitting it and should be corrected.

It was moved by Councilman Carson and seconded by Councilman Harper that the meeting adjourn.

/s/ Helen C. Tomlinson
City Clerk