

Grand Junction, Colorado
December 17, 1952

The City Council of the City of Grand Junction met in regular session at 7:30 o'clock, P. M. Councilmen present and answering roll call were Hanson, Severson, Harper, Colescott, Hoisington and Walt. President Ela was absent. Also present were City Manager Toyne, City Attorney Groves and City Clerk Tomlinson.

It was moved by Councilman Hanson and seconded by Councilman Walt that Councilman John Harper act as President Pro Tem in the absence of President Ela. Motion was declared carried, and Councilman Harper took the chair.

It was moved by Councilman Colescott and seconded by Councilman Hoisington that the minutes of the regular meeting held December 3rd be approved as written. Motion carried.

GRANT LIQUOR: LICENSE TO H. I. & HAZEL M. GRIFFIN. Consideration was given to the application of H. I. and Hazel M. Griffin dba Pete's Liquors at 101 North 1st for a retail liquor store license. It was moved by Councilman Colescott and seconded by Councilman Walt that the license be granted. Motion carried.

POSTPONE HEARING W. T. & VERNA I. CULLEY LIQUOR LICENSE TRANSFER. This was the date set for the hearing on the application of W. T. and Verna I. Culley to move their restaurant liquor license from 4th and Rood to the American Legion Building at 5th and Rood.

A number of the members of the ministerial alliance were present and objected to the granting of the license because it is so close to the Methodist Church. They also objected on the ground that this building was originally constructed for a Y.M.C.A. building or a community building but minutes of the meeting when action to sell the building to the American Legion was taken showed no restrictions whatever as to the use of the building or disposition of same whenever the Legion could no longer use it for their own purposes.

City Attorney Groves explained to the Council that there was nothing in the state law to prohibit Mr. Culley from operating a restaurant in the building if the Council should see fit to grant the license.

A committee of the American Legion Building Board was present and explained that the American Legion could no longer afford to operate the building as a club house without some outside financial assistance and a lease had been entered into with Mr. Culley for the use of part of the building contingent upon the issuance of this license. In this way the Legion could continue to use the club rooms and part of the facilities of the building.

It was moved by Councilman Walt and seconded by Councilman Hanson that the City Council continue the hearing on Mr. & Mrs. Culley's license application until the next meeting of the Council on January 7th, 1953. Motion carried.

\$1,500 FOR CLOUD-SEEDING PROGRAM. Mr. Prescott Eames, Mr. Harry Castle, and Mr. Wilcox appeared before the Council in connection with the cloud-seeding program in Mesa County, Delta, Garfield and part of Montrose Counties. They are attempting through a committee to raise \$17,000 for a cloud-seeding program for a period of three months, January, February and March, 1953. They have already raised approximately \$8,000 and are attempting to raise a balance of \$9,000 before December 31, 1952. They asked that the City contribute to the program and Mr. Eames read a report of a survey which would show that cloud-seeding would increase the snow pack on Grand Mesa so that all storage reservoirs would fill.

City Manager Toyne and City Engineer Burton spoke on this program and told in their estimation how much benefit the City would actually receive from this program. Mr. Eames said that their report showed that a good many cities had contributed to programs such as the one proposed by his committee and asked the Council for a minimum of \$2,000 for the proposed cloud-seeding program.

It was moved by Councilman Walt and seconded by Councilman Hanson that the City of Grand Junction pay to Northwestern Colo. Weather Improvement Corporation for the cloud-seeding program sum of \$1,500.00 from Water Dept. funds. This amount is to be paid upon, and not to be paid until, the Resources Development Corporation guarantees that it will perform its cloud-seeding program in Mesa, Delta Garfield Counties during the first three months of 1953. Roll was called on the motion with the following:

Councilmen voting "AYE:" Hanson, Harper, Colescott, Walt and Ela.
Councilmen voting "NAY:" Severson and Hoisington

A majority of the Councilmen voting "AYE," the President declared the motion carried.

It was moved by Councilman Walt and seconded by Councilman Hanson that the Council ask Mr. Eames and his committee to contact the Chamber of Commerce and try to get them to match the amount given by the City for the cloud-seeding program. Motion carried.

PRESIDENT ELA ARRIVES AT THE MEETING. During the discussion on cloud-seeding, President Ela arrived at the meeting and presided during the balance of the evening.

CANCEL TAX CERTIFICATE. It was moved by Councilman Harper and seconded by Councilman Colescott that Tax Certificate #26577A on Grand Junction water main district in the amount of \$10.87 covering lots 1 to 4 inclusive block 13

Milldale Subdivision be cancelled. Roll was called on the motion with all members of the Council voting "AYE." The President declared the motion carried.

WATER BILL ADJUSTMENTS. (a) The S. & M. Motel & Grocery, 901 No. 1st Street, requested an adjustment in their December 1st water bill. Due to service line leaks which have since been repaired, their bill showed a usage of 603,300 gallons of water amounting to \$137.09. A year ago, at this time, their bill was \$82.21 for a usage of 322,500 gallons of water. It was moved by Councilman Harper and seconded by Councilman Walt that the water bill of S & M Motel & Grocery be adjusted at \$82.21. Roll was called on the motion with all members of the Council voting "AYE." The President declared the motion carried.

(b) Mr. Wm. Blake Higgs, 302 South Ave., requested an adjustment in his water bill due to service line leaks. He was billed 106,500 gallons of water at \$30.62. His consumption a year ago during the same quarter was 11,300 gallons of water at \$8.45. It was moved by Councilman Hanson and seconded by Councilman Colescott that Mr. Higgs' water bill be adjusted at \$5.45. Roll was called on the motion with all members of the Council voting "AYE." The President declared the motion carried.

RENEW EASTSIDE GROCERY 3.2 BEER LICENSE. Mr. Frank L. Griffie dba Eastside Grocery, presented an application for renewal of his 3.2 beer license. It was moved by Councilman Colescott and seconded by Councilman Hanson that the license be renewed. Motion carried.

RECREATION COMMISSION REQUEST. A letter from the Recreation Commission was read in which they stated that inasmuch as all of the City employees had received a raise in salary that they felt that the two full-time employees for the Recreation Department should be treated in a like manner and given a raise of at least \$10.00 a month and that this raise could be handled through the regular funds of the Recreation Commission by curtailing other expenses or by the City and School Dist. #51 each contributing an additional amount of \$120 for the year 1953.

They also recommended that City Manager Toyne and Councilman Harry Colescott, Superintendent I. K. Boltz and Mr. W. D. Ela be reappointed to the Recreation Commission for a term of two years from January 1, 1953.

It was moved by Councilman Walt that the Recreation Commission be advised to go along on the Budget as set up for 1953 in the appropriation ordinance and if at the end of the year they have not been able to squeeze the necessary \$120 out of the budget that the Council would increase their appropriation that amount. There was no second to this motion.

There was considerable discussion on whether or not the recreation employees were regular City employees and under whose direction they were working. City Attorney Groves pointed out that in accordance with the City ordinance the Recreation Commission hired and fired all employees of that Department and up to this time had

set their salaries. The Council agreed on the amount of money to be allowed the Commission for all purposes, the School Dist. #51 gave a like amount and the balance of the budget was provided by receipts of the recreation activities. City Manager Toyne explained that the Recreation Commission at the present time were receiving \$8,000 of City tax money and were giving a very comprehensive recreation program under the direction of Mr. Hanson and the Recreation Commission for the amount of money which the City furnishes. It was moved by Councilman Hanson and seconded by Councilman Walt that the Recreation Commission be asked to get along on their \$32,000 budget for 1953. Motion carried with Councilman Colescott voting "NAY".

In the matter of appointments to the Recreation Commission, City Attorney Groves stated that in accordance with the ordinance, Mrs. Ela would not be eligible to serve as a representative of the School District as she is no longer a member of the School Board. Councilman Colescott stated that he did not desire to serve on the Recreation Commission after his term expires on December 31st. The Council agreed that salaries for the Recreation employees should be paid according to salaries for other City employees in other similar positions.

It was moved by Councilman Harper and seconded by Councilman Hanson that Councilman Colescott refer the matter of Recreation Commission appointments back to the Commission for their recommendations as to someone to take Mrs. Ela's place and Councilman Colescott's place. Motion carried.

PROPOSED ORDINANCE - C.M. 's SALARY \$10,000. A proposed ordinance concerning the salary of the City Manager was introduced and read. It was moved by Councilman Hanson and seconded by Councilman Harper that the ordinance be passed for publication. Motion carried.

RESOLUTIONS - REVOCABLE PERMITS FOR BANKS. Resolutions granting revocable permits to the U.S. Bank for a "snorkel booth" and to the First National Bank for a "Teller booth" were presented and read as follows:

RESOLUTION

WHEREAS, the United States Bank of Grand Junction, hereinafter referred to as the "Bank," has requested permission to construct a Snorkel Booth, a structure designed to provide curb service for bank patrons, east of the Bank Building on the sidewalk west of Fourth Street; and

WHEREAS, the City Council does hereby find and declare that such Snorkel Booth will alleviate the parking problem of the City and will provide a public convenience; and the City Council does further find that such Snorkel Booth will not interfere with the normal flow of vehicular or pedestrian traffic;

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

That a revocable permit under Section 127 of the Charter of The City of Grand Junction be granted to the Bank to construct and maintain a Snorkel Booth east of the Bank Building on the sidewalk west of Fourth street, adjacent to the curb, the north side of such structure to be approximately _____ feet south of the south curb of Main Street as presently constructed, and to connect such Snorkel Booth to the vault of the Bank under the sidewalk on Fourth Street, upon the terms, conditions and provisions hereafter set forth;

1. The over-all dimensions of such Snorkel Booth shall not exceed 3 feet in length measured along the west curb of Fourth Street, 3 feet in width measured west from the curb of Fourth Street, and 5 1/2 foot in height measured from the sidewalk level, and before commencing construction of such Snorkel Booth the Bank shall first secure the approval of the City Manager to the plans and specifications of such structure.

2. By accepting this permit the Bank agrees to indemnify the City from all loss, damage, expense or liability for damages or injury to any persons or property, or both, arising from or caused by the construction, operation, existence, maintenance or removal of such Snorkel Booth. If the City Council shall revoke this permit, or if this permit shall terminate for failure to comply with any of the terms and conditions hereof, the Bank shall immediately remove such Snorkel Booth and shall pay all of the costs and expense of restoring the sidewalk to its normal condition.

3. Before commencing construction of such Snorkel Booth the Bank shall file a bond with the City Clerk in the penal sum of \$25,000.00, with sureties approved by the City Council conditioned that the Bank shall indemnify the City from all loss, damage, expense or liability for damages or injury to any persons or property, or both, arising from or caused by the construction, operation, existence, maintenance or removal of such Snorkel Booth. If, at any time, the City Council deems the sureties on such bond, or the penal amount of such bond, to be insufficient, the City Council may demand additional sureties or a bond in a greater sum. Such bond shall be maintained in full force and effect at all times until such Snorkel Booth has been removed, the sidewalk restored and payment for such restoration has been made by the Bank, and upon failure so to maintain such a bond this permit shall immediately terminate.

4. The Bank shall pay to the City for the privileges herein granted the sum of \$338.00 annually, the estimated loss to the City of revenue from parking meters which will not be in use during the term of this permit, such sum to be paid in advance.

5. If the City Manager deems it advisable, the City may provide extra policing or take other steps to deal with any traffic problems created by the operation of such Snorkel Booth and the Bank shall pay the City for the cost thereof.

Passed and Adopted this 17th day of December, 1952.

President of the City Council

ATTEST:

City Clerk

We hereby accept the foregoing revocable permit upon the terms and conditions therein stated, and we agree that we will comply with any and all of the requirements contained in said permit and in the Ordinances of the City of Grand Junction.

UNITED STATES BANK OF GRAND JUNCTION

/s/

President

It was moved by Councilman Hanson and seconded by Councilman Walt that the Resolution granting a revocable permit to the U. S. Bank for a "snorkel booth," be passed and adopted as read. Roll was called on the motion with all members of the Council voting "AYE." The President declared the motion carried.

RESOLUTION

WHEREAS, the First National Bank in Grand Junction, hereafter referred to as "The Bank", has requested permission to construct a Drive-Up Curb Teller Booth, hereinafter called "Teller Booth," a structure designed to provide curb service for bank patrons, east of the Bank Building on the sidewalk west of Fifth Street; and

WHEREAS, the City Council does hereby find and declare that such Teller Booth will alleviate the parking problem of the City and will provide a public convenience; and the City Council does further find that such Teller Booth will not interfere with the normal flow of vehicular or pedestrian traffic;

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

That a revocable permit under Section 127 of the Charter of the City of Grand Junction be granted to the Bank to construct and maintain a Teller Booth east of the Bank Building on the sidewalk west of Fifth Street, adjacent to the curb, the south side of such structure to be approximately _____ foot north of the north curb of Main Street as presently constructed upon the terms, conditions and provisions hereafter set forth:

1. The over-all dimensions of such Teller Booth shall not exceed 9 feet in length measured along the west curb of Fifth Street, 6 feet in width measured west from the curb of Fifth Street, and 8 feet in height measured from the sidewalk level, and before commencing construction of such Teller Booth the Bank shall first secure the approval of the City Manager to the plans and specifications of such structure.

2. By accepting this license the Bank agrees to indemnify the City from all loss, damage, expense or liability for damages or injury to any persons or property, or both, arising from or caused by the construction, operation, existence, maintenance or removal of such Teller Booth. If the City Council shall revoke this license, or if this license shall terminate for failure to comply with any of the terms and conditions hereof, the Bank shall immediately remove such Teller Booth and shall pay all of the costs and expense of restoring the sidewalk to its normal condition.

3. Before commencing construction of such Teller Booth the Bank shall file a bond with the City Clerk in the penal sum of \$25,000.00, with sureties approved by the City Council conditioned that the Bank shall indemnify the City from all loss, damage, expense or liability for damages or injury to any persons or property, or both, arising from or caused by the construction, operation, existence, maintenance or removal of such Teller Booth. If, at any time, the City Council deems the sureties on such bond, or the penal amount of such bond, to be insufficient, the City Council may demand additional sureties or a bond in a greater penal sum. Such bond shall be maintained in full force and effect at all times until such Teller Booth has been removed, the sidewalk restored and payment for such restoration has been made by the Bank, and upon failure so to maintain such bond this license shall immediately terminate.

4. The Bank shall pay to the City for the privileges herein granted the sum of \$338.00 annually in advance, the estimated loss to the City of revenue from parking meters which will not be in use during the term of this license, such sum to be paid in advance.

5. If the City Manager deems it advisable, the City may provide extra policing or take other steps to deal with any traffic problems created by the operation of such Teller Booth and the Bank shall pay the City for the cost thereof.

Passed and adopted this 17th day of December, 1952.

/s/

President of the City Council

ATTEST:

/s/

City Clerk

We hereby accept the foregoing revocable license upon the terms and conditions therein stated, and we agree that we will comply with any and all of the requirements contained in said license and in the Ordinances of the City of Grand Junction.

FIRST NATIONAL BANK IN GRAND JUNCTION

/s/

President

It was moved by Councilman Hoisington and seconded by Councilman Harper that the Resolution granting a revocable permit to the First National Bank for a "teller booth," be passed and adopted as read. Roll was called on the motion with all members of the Council voting "AYE." The President declared the motion carried.

HARPER RESIGNS FROM MESA CO. HEALTH BOARD. Councilman Harper stated that his term as a member of the Mesa County Health Board would expire on the first of the year and that it would not be possible for him to serve on that committee after his term expires. It was moved by Councilman Walt and seconded by Councilman Hoisington that the City Council recommend to the County Commissioners that Councilman Oscar Hanson be appointed to serve as a member of the Mesa County Health Board to fill the vacancy. Motion carried.

W. J. PRAY - HOUSE MOVER. Mr. W. J. Pray presented an application for a house mover's license. It was moved by Councilman Colescott and seconded by Councilman Harper that Mr. Pray be granted a license when his bond has been approved by the City Attorney and filed.

It was moved by Councilman Hanson and seconded by Councilman Hoisington that the meeting adjourn.

/s/ Helen C. Tomlinson
City Clerk

26577 A
Tax Sale Certificate of Purchase

No. 3340 U & A -
Tax Sale Certificate
Lot 1 - Blk 13 - Milldale

COUNTY TREASURER
TO

12. 11. 20

Issued..... 19.....

....., A. D. 19.....

FOR VALUE RECEIVED, I hereby assign the
within Certificate, and all my right, title and
interest to the property therein described, to

.....
.....

This Certificate surrendered and

\$..... redemption money paid to

....., A. D. 19.....
.....
.....

County Treasurer.

By.....
..... Deputy.

This Certificate surrendered and deed made to

.....
.....
.....

County Treasurer.

By.....
..... Deputy.