

Grand Junction, Colorado
May 5, 1954

The City Council of the City of Grand Junction met in regular session at 7:30 P. M. Councilmen present and answering roll call were McCormick, Harper, Severson, Wright, Walt, Lowe and President Colescott. Also present were City Manager Toyne, City Attorney Groves and City Clerk Tomlinson.

The Boys and Girls who had been elected to serve as Councilmen, City Manager, City Attorney and City Clerk were seated directly behind the regular officers.

It was moved by Councilman Harper and seconded by Councilman McCormick that the minutes of the regular meeting held April 21st be approved as written. Motion carried.

PRESIDENT COLESCOTT RESIGNS. Councilman Harry O. Colescott presented his resignation as President of the City Council in line with the policy established a number of years ago whereby the President serves only a one year term. It was moved by Councilman McCormick and seconded by Councilman Severson that the resignation of Councilman Colescott as President be accepted, and the Council express their appreciation and gratitude for his fine service during the past year. Motion carried.

C. A. WALT, NEW PRESIDENT. It was moved by Councilman Wright that Councilman C. A. Walt be nominated for the office of President. Motion carried. It was moved by Councilman McCormick and seconded by Councilman Lowe that the nominations be closed. Motion carried. It was moved by Councilman McCormick and seconded by Councilman Severson that the City Clerk be instructed to cast a unanimous ballot for Councilman C. A. Walt for President. Motion carried. Councilman Colescott thanked the Council for their cooperation during the past year and turned the chair over to the newly elected President, C. A. Walt.

BOYS & GIRLS COUNTY REPORTS. Reports on the activities of Boys and Girls County were made. Councilman Colescott, having served on the Committee in organizing the program, stated that he thought it had been very satisfactory but suggested that one more meeting be held of the Committee on arrangements to lay the foundation for next year's program. Mr. Hayward Shull, Commander of the American Legion, Robbins-McMullin Post No. 37, expressed his appreciation to all the office holders for their cooperation in the program and expressed the thought that it had worked out very satisfactorily. Mr. Forrest Carhartt, who had also been on the committee, expressed his belief that the program had worked out very satisfactorily. Bob Banks, one of the student councilmen, expressed the students' viewpoint that they had appreciated the opportunity of learning about City and County government first-hand. City Attorney Groves, Superintendent of Schools, Boltz, and Stacey Carpenter, one of the student councilmen, also spoke concerning the program. All conceded that it had worked out very satisfactorily and that everyone was well pleased with the results.

GRANT LIQUOR LICENSE TO ALLAN BERRY. This was the date set for hearing on the application of Mr. Allan Berry, Jr. for a retail liquor store license for the Grand Liquor Store at 443 Rood. Mr. Berry is purchasing this store from Mr. James Sparlin. No petitions for or against this change of ownership of a retail liquor store were filed. It was moved by Councilman Lowe and seconded by Councilman Wright that the license be granted. Motion carried.

TO MAINTAIN CARSON LAKE ROAD. The Forest Service requested that the City do maintenance work on the Carson Lake road. Our agreement with the Forest Service on the construction of the road states that maintenance work shall be done by the City as the Forest Service and the City agree is necessary. The Forest Service will do the work on this road in conjunction with other work on the Mesa if the City will pay approximately \$275.00 to cover the cost. This would be about four day's work with a Maintainer and crew. This would probably be cheaper for the City than to have our own men and equipment sent up on the Mesa for a short period of time.

It was moved by Councilman Harper and seconded by Councilman Colescott that as some work is normally done on roads of the type leading to Carson Lake, that the City Manager be authorized to make a payment as proposed to the Forest Service for the work on Carson Lake road. Roll was called on the motion with all members of the Council voting "AYE." The President declared the motion carried.

WATER BILL ADJUSTMENT. Mr. H. D. Rodgers at 1211 South Fifth Street, operator of a tourist court, requested a water bill adjustment due to a service line leak which has been repaired. His Jan. 1, 1954 bill showed 130,000 gallons used amounting to \$38.03 as compared with the same quarter last year when 61,600 gallons amounting to \$19.95 were used.

It was moved by Councilman Wright and seconded by Councilman Lowe that in accordance with the custom of granting rebates on water accounts of this kind, that Mr. Rodger's water bill be adjusted at \$19.95. Roll was called on the motion with all Councilmen voting "AYE." The President declared the motion carried.

GRANT GARDEN CLUB USE OF AUDITORIUM AT COST. A letter from the Grand Junction Garden Club asking that the Council grant them the use of the Lincoln Park auditorium for their flower show on May 22 and 23 at cost was read. It was moved by Councilman Harper and seconded by Councilman Severson that the request of the Garden Club be granted. Motion carried.

RENEW 3.2 BEER LICENSE. Mr. B. V. Warren dba Sam's Food Mart, 727 Third Avenue, presented an application for renewal of his 3.2 beer license. It was moved by Councilman McCormick and seconded by Councilman Colescott that the license be renewed. Motion carried.

GARDEN CLUB ON SEWAGE DISPOSAL. The Grand Junction Garden Club, by Edna A. Gerken, President, and Mrs. E. B. Underhill, Conservation Chairman, wrote a letter to the Council in connection with the disposal of sewage in the Colorado River. They stated that they understood that the Fifth Street sewer discharges untreated sewage directly into the river without any provision for treatment and that the disposal plant which is now in use does not adequately treat the discharge from the Grand Avenue sewer line. They requested that immediate steps be taken towards correction of these conditions by the establishment of adequate sewage disposal facilities.

The Council asked for a report from the City Manager concerning the disposal of sewage, and City Manager Toyne reported that a new sewage disposal plant was in the long range planning program for the City of Grand Junction; that an area south of the railroad tracks and east of Fifth Street does discharge untreated sewage into the Colorado River but that a new sewage disposal plant would mean a large bond issue to take care of it, and at the present time, the City would not be in a position to ask for a bond issue of this size.

It was moved by Councilman Wright and seconded by Councilman McCormick that the letter of the Grand Junction Garden Club be filed for future reference. Motion carried.

TO ADV. PETITION FOR SUNGOLD PARK ANNEX. The following petition was presented:

PETITION FOR ANNEXATION

TO THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

WE, the undersigned, do hereby petition the City Council of the City of Grand Junction, Colorado, to annex the following described property to the said City:

The East Half of the West Half of the Southwest Quarter of the Northeast Quarter, Section 12, Township 1 South, Range 1 West of the Ute Meridian, Mesa County, Colorado.

As grounds for this petition we respectfully show to the Council that the said territory is eligible for annexation in that it is not embraced within any city or town, that it abuts upon or is contiguous to the City of Grand Junction in a manner which will afford reasonable ingress and egress thereto, that more than one-sixth of the aggregate external boundaries of the territory proposed to be annexed coincide with existing boundaries of the City, and that the non-contiguous boundaries of the said territory coincide with existing block lines, street lines, or governmental subdivision lines.

This petition is accompanied by four copies of a map or plat of such territory showing its boundaries and its relation to established city limit lines, which said map is prepared upon a material suitable for filing.

Your petitioners further state that they are the owners of all of the area of the territory sought to be annexed and that they own said property as joint tenants; that they are the only residents of said territory; that they are land owners and qualified electors; that a description of the land owned by each signer, together with his residence address and other descriptive facts are set forth hereunder opposite the name of each signer.

WHEREFORE, These petitioners pray that this petition be accepted and that the said annexation be approved by said ordinance.

<u>Date Signed</u>	<u>Name</u>	<u>Address</u>	<u>Description of Property</u>
5/5/54	Charles W. Garner Sr.	Grand Junction, Colo.	E1/2 of the W1/2 of the SW1/4 of the NE1/4, Sec. 12, T 1 S, R 1 W, of U. M. except Beginning at the SE Corner of the above described tract, thence N 180 ft., thence W 100 ft. thence S 180 ft., thence E 100 ft., to point of beginning
5/5/54	Vera Garner	Grand Junction, Colo.	
5/5/54	Charles W. Garner, Jr.	Grand Junction, Colo.	Beginning at the SE Corner of the above described tract, thence N 180 ft. thence W 100 ft. thence S 180 ft., thence E 100 ft., to point of beginning
5/5/54	Charlotte E. Garner	Grand Junction, Colo.	

STATE OF COLORADO)	
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COUNTY OF MESA)	

AFFIDAVIT

Coe Van Deren, being first duly sworn upon his oath, deposes and says: That he is the person who circulated the foregoing petition for annexation; that each signature thereon was signed in his presence; and that each signature thereon is the signature of the person whose name it purports to be.

(Signed) Coe Van Deren

Subscribed and sworn to before me this 5th day of May, 1954.

(Signed) Norman Hotchkiss
Notary Public

(SEAL)

My commission expires September 20, 1954.

It was moved by Councilman Colescott and seconded by Councilman McCormick that the following Resolution be passed and adopted as read:

RESOLUTION

WHEREAS, a petition has been filed with the City Clerk and is now presented to the City Council requesting the annexation of the following described property to the City of Grand Junction, Colorado, to-wit:

The East Half of the West Half of the Southwest Quarter of the Northeast Quarter, Section 12, Township 1 South, Range 1 West of the Ute Meridian, Mesa County, Colorado, to be known as Sungold Park Annex

WHEREAS, upon examination of the said petition and hearing the testimony presented, the City Council does hereby find that the said territory is eligible for annexation to the City of Grand Junction; that the petition was signed by the owners of more than 50% of the area of the territory sought to be annexed; that said petition was signed by all of the land owners residing in said territory at the time the petition was signed; that there are attached to said petition four copies of a map or plat of said territory which is suitable for filing; and that the said petition and maps are sufficient and substantially meet the requirements of Section 2 of Chapter 314, Session Laws of Colorado 1947;

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

That the said petition for annexation shall be and the same is hereby accepted and approved, and that notice of filing of said petition shall be published once each week for four publications in the Daily Sentinel.

PASSED AND ADOPTED THIS 5th day of May, 1954.

President of the City Council

ATTEST:

City Clerk

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

POPPY DAY MAY 29. The V. F. W. requested permission to sell poppies on the streets on Saturday, May 29th, and requested that the President sign a proclamation concerning Poppy Day. It was moved by Councilman Colescott and seconded by Councilman Wright that the request be granted. Motion carried.

S & M SUPPLY CO. WANT TO BUY LOTS. The S & M Supply Company applied to purchase Lots 1, 2, 3 and 4, Block 13, Milldale Subdivision. These lots are located on the corner of 2nd Avenue and 9th Street.

It was moved by Councilman Wright and seconded by Councilman Colescott that the City Manager be instructed to advertise for sealed bids for the purchase of Lots 1, 2, 3 and 4, Block 13, Milldale Subdivision to be opened on Wednesday, May 19th, and to get an appraisal on the value of the lots. A provision in the request for bids to be the right of the Council to reject any and all bids. If the bids are not large enough, the Council would not sell the property. Motion carried.

CM MAKING STUDY ON PUMPING WATER. City Manager Toyne reported that he was making studies on the problem of pumping water either from the Colorado or Gunnison Rivers but had not determined the point of diversion as yet; that he and Attorney Groves would again contact the Redlands Power Company to see about getting water from them.

RE BOARD OF ADJUSTMENT RESIGNATION. City Manager Toyne also reported that he had talked to Attorney Haynie concerning the resignation of the Board of Adjustment, and that Mr. Haynie had told him that he did not care to reconsider his resignation but that he would like to talk the matter over with members of the Council.

The City Manager was requested to arrange for a meeting of the Council and the Board of Adjustment on Monday, May 10th at 4:00 P. M.

TAX DELINQUENT PROPERTY. City Manager Toyne reported that a meeting had been arranged with the County Commissioners sometime within the next week to talk over the matter of delinquent tax properties.

PUB. SERVICE REQ. FOR GAS & ELECT. RAISES. City Attorney Groves reported on developments in connection with the P.U.C. hearing in Denver in connection with the Public Service Company's application for a raise in rates for gas and also on electrical rates. He stated that the Colo. Municipal League's petition to assert the rights of home rule cities in the gas hearing had been granted. Hearings on the electrical rate controversy started on May 3 and that Mr. Leonard Campbell, Attorney for the Colo. Municipal League, was appearing before the P.U.C. representing the League and the home rule cities.

TO GIVE COURTS COPIES OF COMP. ORDINANCES. City Attorney Groves stated that the County Court and the District Court have many cases involving City ordinances and asked that copies of the Grand Junction 1953 Compiled Ordinances be donated to each court with the compliments of the City Council.

It was moved by Councilman Severson and seconded by Councilman Harper that the City give one copy each of the 1953 Compiled Ordinances to the County Court and the District Court. Motion carried.

It was moved by Councilman McCormick and seconded by Councilman Colescott that the meeting adjourn. Motion carried.

/s/ Helen C. Tomlinson
City Clerk