

Grand Junction, Colorado  
December 15, 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, Wright, Severson, Colescott, Lowe and President Walt. Also present were City Attorney Groves and City Clerk Tomlinson. City Manager Toyne was absent.

It was moved by Councilman Harper and seconded by Councilman Lowe that the minutes of the regular meeting held December 1, 1954 be approved as written. Motion carried.

PASS ORD. 902 IMPR. DIST. #52. The Proof of Publication to the proposed ordinance entitled AN ORDINANCE APPROVING THE WHOLE COST OF THE IMPROVEMENTS MADE IN AND FOR IMPROVEMENT DISTRICT NO. 52, IN THE CITY OF GRAND JUNCTION, COLORADO, PURSUANT TO ORDINANCE NO. 178, ADOPTED AND APPROVED THE 11TH DAY OF JUNE, 1910, AS AMENDED; APPROVING THE APPORTIONMENT OF SAID COST TO EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICT; ASSESSING THE SHARE OF SAID COST AGAINST EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICT; AND APPROVING THE APPORTIONMENT OF SAID COST; AND PRESCRIBING THE MANNER FOR THE COLLECTION AND PAYMENT OF SAID ASSESSMENTS, was introduced and read. It was moved by Councilman Colescott and seconded by Councilman Lowe that the Proof of Publication be accepted and filed. Motion carried.

It was then moved by Councilman Severson and seconded by Councilman Harper that the ordinance be called up for final passage. Motion carried.

The Ordinance was then read and upon motion of Councilman Lowe and seconded by Councilman Harper was passed, adopted, numbered 902 and ordered published. Roll was called on the motion with all members of the Council voting "AYE," and the President declared the motion carried.

GRANT LIQUOR LIC. FOR LONGO'S. This was the date set for hearing on the application of Eugene and Parmee Longo for a retail liquor store license for the 8 Ball Liquor Store at 326 So. 2nd Street. It was moved by Councilman Colescott and seconded by Councilman Lowe that the license be granted when approved by the state. Motion carried.

TO CLOSE C.A.A. SAFETY OFFICE. By request of the Council, City Manager Toyne wrote letters to the Administrator of C.A.A., Senators Millikin and Johnson and Representative Aspinall in connection with the closing of the C.A.A. installation at Walker Field. Letters from all of these people explaining that the decision to close the Grand Junction office was made most reluctantly and their limited budget making it mandatory to curtail some of their services had been received. Studies of the Grand

Junction office have shown the work load is the lowest of all the C.A.A. offices and for that reason, it was decided to close the office here. Service will be given from Denver and Salt Lake and the district covered as well as it has been in the past. It was moved by Councilman Wright and seconded by Councilman McCormick that the letters received from C.A.A., Senators Millikin and Johnson and Representative Aspinall's office be accepted and filed and that the appreciation of the Council be expressed to the various leaders in the community who assisted in attempting to keep the C.A.A. office from closing. Motion carried.

FINANCE COMMITTEE WORKING ON REVISING LICENSES. Councilman Wright as Chairman of the Finance Committee reported that his committee had met several times and had agreed that the whole licensing and taxing structure of the City needs to be gone over and license fees and occupational taxes lowered or raised on a valuation received basis rather than to take a figure that some other cities have used for basing their license fees and occupational taxes. This applies to liquor and golf fees as well as a good many other fees charged by the City. The majority of the committee agreed that they would not be doing justice to the situation without giving further consideration and study to the problem and would not at this time make any recommendations concerning the raising or lowering of any license fees or occupational taxes.

He further stated that the committee might recommend an increase in the occupational tax on liquor and possibly an increase in golf fees but that it would prefer to do it along with recommendations on other businesses. The mill levy has already been established to take care of expenses for next year and the committee would like until at least sometime in February before they come up with recommendations on the matter.

Councilman Severson, as a member of the Committee, stated he was thinking along the same lines as Councilman Wright. Councilman McCormick stated that he did not think it was fair to single out any one phase to raise at one time.

Mr. George Graham, Attorney representing the liquor dealers in the City spoke to the Council concerning the raising of occupational taxes and called upon Wayne Luellen, Tony Santy, Wm. Buthorn and Mrs. Hammer to speak on the matter. These people asked to be notified when consideration is given to the matter again and offered their services in assisting the committee to arrive at an equitable fee to be charged.

Dr. Hyland and Frank Wagner, representing the Lincoln Park Golf Club, spoke concerning the increasing of golf fees and asked if they might act as an advisory committee to the finance committee when they consider any raises along the lines of golf membership.

Councilman Harper stated that he still felt that a mill levy was a more equitable way of paying for services performed by the City, and that if the restaurants decided to

increase their hours, they should pay a higher fee but he still favored the mill levy as a means of taxation.

President Walt stated that our mill levy has been criticized by the Colo. Public Expenditures Council and that he had been pressing the finance committee to complete a study of the income of the City along the lines recommended by the Expenditures Council report and that he hoped the committee would meet soon and report as soon as possible after the first of the year.

DENY REQUEST TO PLACE RIDES IN PARK. Mr. Merlin Smith of Garden City, Kansas, submitted a proposal to the City to operate recreational rides in Lincoln Park. He has a Merry-Go-Round, a train and two kiddie rides he would like to operate in the park. City Attorney Groves stated that our City ordinance does not contemplate private carnivals of this sort in the Park. Councilman Severson reviewed the Lions' Club kiddie project and its progress. It was moved by Councilman Harper and seconded by Councilman McCormick that in view of the fact that the Lions' Club is already providing kiddie rides in Lincoln Park and that a private operator should not take the place of the already established kiddie park that the request be denied. Motion carried.

DISCUSS FIRE DEPT. PENSION. City Attorney Groves reviewed the matter of a supplemental fire department pension. Mr. R. T. Mantlo, a member of the Fire Dept., also spoke on this subject. The Fire Department has agreed that they should contribute to a supplemental pension fund in order to bolster the amount of money available in their Firemen's Pension fund for payment of benefits. They have offered to put in 2% of their salary if the City would also contribute 2%.

There are a few details still to be worked out concerning whether or not a separate fund should be established from the Firemen's Pension fund or what would happen when and if Social Security would be allowed for firemen. The matter was deferred until the return of City Manager Toyne when it will be brought up on January 19th for further consideration.

Chief of Police Karl Johnson also spoke on a supplemental fund plan for the Police Pension but stated that the Police Department was not in accord on the disposition of funds.

DENY SCHOOL DIST. REQUEST FOR REBATE. Mesa County Valley Schools requested a reduction in the price charged for the Lincoln Park football field for the game on Nov. 27th between Golden High School and the Grand Junction High School. This was the semifinal game and there are regulations which must be followed by the entertaining High School. The gross gate called for a field rental of \$273.50; however, Grand Junction High School realized only \$855.58. They asked permission to pay the field rental on the basis of the money actually received by the Grand Junction High School. Similar requests have been granted by the Council in the past. It was moved by Councilman Lowe and seconded by Councilman McCormick that the request be denied. Motion carried.

WATER BILL ADJUSTMENT. Mr. O. D. McPeek, 424-426 No. 9th, requested a water bill adjustment due to a service line leak. His Nov. 1st bill for 1954 showed 72,100 gallons of water amounting to \$22.71 as compared with last year when 5,040 gallons for \$6.10 were used. On Aug. 1, 1954, his water bill was for \$15.53 for 45,000 gallons amounting to \$15.53 as compared with his bill for 1953 when 37,800 gallons amounting to \$13.62 were used. It was moved by Councilman Colescott that the request be granted allowing reductions for his Nov. 1st quarter and also for the Aug. 1st quarter. There was no second to this motion. It was moved by Councilman Wright and seconded by Councilman Lowe that the Council approve the adjustment on the Nov. 1st bill down to the minimum of \$6.10. Roll was called on the motion with all members of the Council voting "AYE." The President declared the motion carried.

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

PASS RESOLUTION WALDAPFEL PROPERTY. The following Resolution was presented and read:

#### RESOLUTION

WHEREAS, Margarethe Waldapfel and Richard Waldapfel assigned certain Tax Certificates to the City of Grand Junction, Colorado, in order to clear the title to certain property, it being agreed that the City would acquire a Treasurer's Deed to such property, and would then convey a portion of such property back to the Waldapfels; and

WHEREAS, Richard Waldapfel is now deceased; and

WHEREAS, the City has acquired such Treasurer's Deed and desires to convey to Margarethe Waldapfel, in accordance with its agreement, the following described real estate, to wit:

The South 10 feet of Lot 28 in South Garfield Park Subdivision to the City of Grand Junction, Mesa County, Colorado; and

WHEREAS, the City of Grand Junction, Colorado, does not have title to all of the above described property, but a quit claim deed conveying all of said City's interest in the above described property will remove a cloud on the title thereof and will be of benefit to the public; and

WHEREAS, such property is not used or held for park purposes or for any governmental purposes;

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

That the above described real estate shall be conveyed by quit claim deed to Margarethe Waldapfel; that W. D. Toyne, the City Manager, shall be and is hereby appointed as commissioner to convey and is authorized, empowered and instructed to execute and deliver on behalf of the City of Grand Junction, Colorado, a quit claim deed conveying all of the City's interest in the above described property to Margarethe Waldapfel; and that the City Clerk shall affix thereto the seal of the City.

---

President of the City Council

ATTEST:

---

City Clerk

It was moved by Councilman Severson and seconded by Councilman Harper that the resolution 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.

ANDERSON ET AL OFFER. A letter from Attorney Eugene Mast, stating that if the City would modify its offer of November 23, 1954 to Messrs. W. L., F. E. Anderson, W. F. and Mrs. Gertrude Krohn to purchase from them certain lands and water rights excluding therefrom the tract of land approximating 133 acres and referred to in paragraph two of the letter of March 20, 1952 and addressed to the City of Grand Junction by W.T. Anderson et al was read stating it will be their intention to promptly accept the offer of November 23, 1954 if so modified.

It was moved by Councilman Wright and seconded by Councilman Harper that the offer of the City of November 23, 1954 to W. L. Anderson et al be renewed with the modification that 133 acres of land which formerly belonged to one, Victor Laurent, need not be enjoined to the City in connection with this transaction with the exception that the City be given right of way for ditches that pass across this district. Motion carried.

DISCUSS RESTAURANT AT AIRPORT. Councilman McCormick brought up the matter of whether or not the Council would approve a restaurant at the airport. The Council stated that they were interested and would give consideration to any proposal that he might find worthwhile along this line.

H. L. PRICE OFFER TO SETTLE FOR \$2,500. Attorneys for H. L. Price have offered to settle the land dispute for property located between Ute and the Rio Grande right of way just to the east of 14th St. and west of the City limits to be used for right of

way for the East-West Expressway for \$2,500.00. It was moved by Councilman Harper and seconded by Councilman Severson that the offer be refused. Motion carried.

S. D. DAY, Chief of Police Karl Johnson reported that there had been two very minor accidents on S-D Day and up to the time he had come to Council meeting there were no fatalities in the State of Colorado. President Walt thanked Councilman Severson for his work on this committee.

It was moved by Councilman Wright and seconded by Councilman Severson that the meeting adjourn. Motion carried.

A movie was shown after the Council meeting by Mr. Wm. F. Bromm, Representative of the Johns-Mansville Sales Corporation, showing installation of transite pipe.

/s/ Helen C. Tomlinson  
City Clerk