

Grand Junction, Colorado

May 2, 1962

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 p.m. May 2, 1962. Councilmen present and answering roll call were Meacham, Hadden, Love, Colescott, Lowe, Wright, and President McCormick. Also present were City Manager Lacy, City Attorney Ashby and City Clerk Tomlinson.

INVOCATION

The invocation was given by Rev. F. G. Smith, Associate Pastor, First Methodist Church.

COUNCIL RE-ORGANIZATION

C. E. McCormick re-elected Pres.

As a usual procedure, the Council elects a President-Ex Officio Mayor the first regular meeting in May. Councilman Hadden stated that in conformity with the regulations of the Charter, the President may serve for a term of three years. He moved that the City Council dispense with the usual procedure of accepting the resignation of the President at this time and elect Councilman Charles E. McCormick to serve as President-Ex Officio Mayor for the next year. Motion was seconded by Councilman Meacham. Motion carried. (7 voted AYE)

President McCormick expressed his thanks to the Council for the honor and confidence given to him in re-electing him as President for the coming year.

MINUTES

It was moved by Councilman Colescott and seconded by Councilman Lowe that the minutes of the regular meeting held April 18th be approved as written. Motion carried. (7 voted AYE)

BOND APPROVED

It was moved by Councilman Lowe and seconded by Councilman Love that the following bonds, being on the approved forms, be accepted and filed. Motion carried. (7 voted AYE)

J. C. Penney Co.	Home Portrait Photography	Fid & Dep Co of Md
Ralph E. Slates	House mover	Western Surety 29970
Donald D. O'Brien dba Credit Jewelers & Loans	Pawn Broker	Fid & Dep Co of Md

DAYS

Approve 5-26-62 Poppy Day for VFW

Western Slopes Post #3981 and Auxiliary V.F.W. requested permission to sell poppies downtown on May 26, 1962. It was moved by Councilman Meacham and seconded by Councilman Hadden that the request be approved. Motion carried. (7 voted AYE)

### 3.2 BEER APPL

Carolina O. Miera, for Bimbo's Cafe, 727 3rd Ave. - Adv hearing for 6-6-62

An application for a 3.2 beer license for Bimbo's Cafe at 727 Third Avenue was presented by Carolina Omedilia Miera. It was moved by Councilman Colescott and seconded by Councilman Hadden that the application of Mrs. Miera be advertised for hearing on June 6, 1962. Motion carried. (7 voted AYE)

### AIRPORT CAFE

Settle Suit against R. F. Barney for 1/2

City Attorney Ashby reported that he had appeared before the Airport Board on Monday, April 30th, and recommended to them settlement out of Court of a suit which he had filed against Mr. R. F. Barney, former operator of the Airport Cafe. This suit was for approximately \$523 for certain items on the basis of the lease which he formerly had with the City for the operation of the Airport Cafe. Mr. Barney had offered to settle for one-half of the amount of the suit. There were several items upon which considerable dispute had occurred. The original demand against Mr. Barney was to see if these disputed items couldn't be compromised; for instance, there was a dispute over the amount of rent for the month of February - whether Mr. Barney had caused delay necessitating the City receiving no rent for that month and whether or not he was actually doing all he could in attempting to secure another tenant.

The Airport Board had approved the compromise and felt that they were getting "out-of-pocket" expense. It was moved by Councilman Lowe and seconded by Councilman Wright that the City Council concur with the Airport Board's decision in approving settlement with Mr. Barney out of Court. Motion carried. (7 voted AYE)

### PROP. ORD.

Amending Chapt. 47 - Regulating parking in Alleys

The following entitled proposed ordinance was presented and read: AN ORDINANCE AMENDING SECTIONS 40 AND 170 AND SCHEDULE IV ALL IN CHAPTER 47, 1953 COMPILED ORDINANCES OF THE CITY OF GRAND JUNCTION, COLORADO, TO REGULATE THE STOPPING, STANDING OR PARKING OF VEHICLES WITHIN CERTAIN ALLEYS IN SAID CITY.

City Manager Lacy explained that in order to amend the zoning code concerning loading zones and to relax the provisions in the zoning ordinance, it is necessary to pass this ordinance to prohibit the parking of passenger cars in alleys. There are several businesses in the downtown area wishing to build to the alley line and are waiting for the passage of this ordinance and the changing of the zoning ordinance.

Councilmen Meacham and Colescott brought up the matter of the alley between North Ave. and Belford Ave. between Fifth and Sixth Streets where the Minute Car Wash is located and suggested that this be a designated alley also.

It was moved by Councilman Lowe and seconded by Councilman Love that the proposed ordinance be passed for publication. Motion carried. (7 voted AYE)

### EMERG ORD #1153

Changing Name to GJ Gen ID #1 for Storm Sewers (Operation Foresight)

The following emergency ordinance was introduced and read: AN ORDINANCE AMENDING ORDINANCE NO. 1151 OF THE CITY OF GRAND JUNCTION, COLORADO, WHICH ORDINANCE CREATED AND ORGANIZED "SPECIAL STORM SEWER DISTRICT NO. 1, GRAND JUNCTION, COLORADO, A GENERAL IMPROVEMENT DISTRICT" BY CHANGING THE NAME OF SUCH DISTRICT TO "GRAND JUNCTION GENERAL IMPROVEMENT DISTRICT NO. 1 FOR STORM SEWERS, GRAND JUNCTION, COLORADO," AND DECLARING AN EMERGENCY.

It was moved by Councilman Wright and seconded by Councilman Meacham that the ordinance be passed and adopted as an emergency ordinance, numbered 1153 and ordered published. Roll was called on the motion with the following result:

Councilmen voting AYE:

Ray A. Meacham  
Arthur Hadden  
Chas. H. Love  
Harry O. Colescott  
Warren D. Lowe  
Herbert M. Wright  
President of the Council: Charles E. McCormick

Councilmen voting NAY: None

All members of the Council having voted AYE, the President of the Council declared the motion carried. (7 voted AYE)

#### TRAFFIC

25 MPH Speed Limit in Central Fruitvale except 29 Rd & North Ave.

City Manager Lacy stated that Police Chief Karl Johnson had recommended that the speed limit on the roads in the Central Fruitvale area, with the exception of 29 Road and North Avenue, be designated as 25 m.p.h. rather than the 30 m.p.h. as provided in the present ordinance. When the streets are improved through improvement districts and are widened enough to carry traffic safely, then at the request of the Police Chief and Engineering Office, the Council would remove the restrictions and the 30 m.p.h. speed limit re-established.

It was moved by Councilman Meacham and seconded by Councilman Lowe that the recommendation of the Chief of Police be approved and the City Manager be authorized to have the necessary signs installed. Motion carried. (7 voted AYE)

#### REV. PERMIT

For La Court Hotel for power line to La Court Motor Lodge

Instr #4109 Rev Pmts

City Manager Lacy stated that he had received a letter from the La Court Hotel requesting that they be given a Revocable Permit to run a 220 volt power line across the alley between the La Court Hotel and the La Court Motor Lodge to provide for improvements which they are doing. The line would cross the right of way eighteen feet above ground. The following Resolution was presented and read:

#### RESOLUTION

WHEREAS, The La Court Hotel Company, Inc. has petitioned the City Council of the City of Grand Junction for a

revocable permit to run a 220 volt, single phase power line across the East-West alley in Block 121 City of Grand Junction, from approximately the Southwest corner of Lot 11 in said Block to approximately the Northwest corner of Lot 13 in said Block, said line to be at least 18 feet above the grade of the alley, and

WHEREAS, such action has been heretofore approved by the City Engineer and would not be detrimental to the use of the alley,

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

That the City Manager, on behalf of the City and as the act of the City, be, and he is hereby, authorized to grant a revocable permit to the La Court Hotel Company, Inc. for the purposes above described.

PASSED AND ADOPTED this 2nd day of May, 1962.

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President of the City Council

ATTEST:

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City Clerk

REVOCABLE PERMIT

WHEREAS, The La Court Hotel Company, Inc. has petitioned the City Council of the City of Grand Junction for a revocable permit to run a 220 volt, single phase power line across the East-West alley in Block 121 City of Grand Junction, from approximately the Southwest corner of Lot 11 in said Block to approximately the Northwest corner of Lot 13 in said Block, said line to be at least 18 feet above the grade of the alley, and

WHEREAS, the City Engineer has approved such use, and the City Council is of the opinion that such use would not be detrimental to the City or to any of the inhabitants thereof at this time and has directed the City Manager to issue a permit for such use;

NOW, THEREFORE, IN ACCORDANCE WITH THE ACTION OF THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

There is hereby granted to The La Court Hotel Company, Inc. a revocable permit to install the line above referred to; provided, however, that said permit may be revoked by the City Council at its pleasure at any time; and provided further that The La Court Hotel Company, Inc. shall agree to indemnify the City and save it harmless from any and all claims, damages, actions, costs and expenses of every kind in any manner arising out of, or resulting from, the permitted use.

Dated this 3rd day of May, 1962.

(Recorded at 10:52 am, 9/3/63, Book 854, Page 227, Reception No. 847678)

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(Signed) J. M. Lacy City Manager

ATTEST:

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Helen C. Tomlinson\City Clerk