

Grand Junction, Colorado

April 3, 1963

**ROLL CALL**

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 p.m. April 3, 1963. Councilmen present and answering roll call were Arthur Hadden, Ray A. Meacham, Chas. H. Love, Harry O. Colescott, Herbert M. Wright, Warren D. Lowe and President Chas. E. McCormick. Also present were City Manager Lacy, City Attorney Ashby and City Clerk Tomlinson.

**INVOCATION**

The invocation was given by Rev. William V. Powers, Assistant Pastor, Immaculate Heart of Mary Catholic Church.

**MINUTES**

It was moved by Councilman Hadden and seconded by Councilman Colescott that the minutes of the regular meeting of the City Council of the City of Grand Junction held on March 20th, 1963 be approved as written. Motion carried. (7 AYES)

**3.2 BEER LICENSE** Granted Freeway Bowling Lanes, Inc.

The matter of issuing Freeway Bowling Lanes, Inc. a 3.2 beer license was brought up as scheduled. A map was shown indicating signers of petitions for and against the issuance of the beer license. City Attorney Ashby told Councilman Colescott that there is nothing in the beer code which states that customers would have to quit drinking at twelve o'clock if the establishment stays open later. The Council could, however, provide some form of rule or legislation requiring that beer could not be consumed or removed from the building after hours. The liquor laws provide for such action.

Discussion was had concerning just what constitutes the "reasonable requirements of the neighborhood and the desires of the inhabitants," but there is no fine point drawn as to just where the dividing point is. The Council is granted the privilege of using its own judgment in these matters.

It was moved by Councilman Love and seconded by Councilman Colescott that the application of Freeway Bowling Lanes, Inc. be approved and license granted when their state license has been secured. Motion carried. (7 AYES)

**LIQUOR LICENSE** Granted Bar X Motel 1600 North Ave.

This was the date scheduled for hearing on the application of Elmer B. Nelson and Donna R. Nelson for a liquor license for the

Bar X Motel at 1600 North Ave. A petition signed by 15 people representing seven establishments in the close vicinity of the Bar X being in favor of the granting of the license was filed with the request for the license. No other petitions, either for or against the license were presented. There was no one present at the meeting opposed to the granting of the license. Mr. Nelson showed the Council proposed plans for the construction of the restaurant and lounge and also improvements and additions which are planned for the motel. President McCormick closed the hearing.

It was moved by Councilman Wright and seconded by Councilman Hadden that since there is no opposition to the granting of the license, the Council approve the application of Mr. and Mrs. Nelson and that a hotel and restaurant liquor license for the Bar X Motel at 1600 North be issued as soon as their State license has been received. Motion carried. (7 AYES)

**ELECTION 4-2-63** Canvass Returns

Chas. H. Love, "C"  
Ray A. Meacham "B"  
Arthur Hadden, At Large  
(4 yr terms - 1967)

Rev Pmt for CATV for Weslope Cable T.V. (a partnership) defeated  
524 for  
1512 Against

The votes cast at the election held on April 2, 1963 were then canvassed. The following report was presented:

TALLY SHEET

ELECTION      APRIL 2nd, 1963

We, the undersigned, acting as canvassing board, hereby certify that we have canvassed the returns of the General Municipal Election held in the City of Grand Junction, Colorado, on April 2nd, 1963, and from the said canvas find the results to be as follows: that 256 ballots were cast in District "A"; that 372 ballots were cast in District "B"; that 571 ballots were cast in District "C"; that 423 ballots were cast in District "D"; and that 433 ballots were cast in District "E"; making a total of 2055 ballots cast in all the districts in said election.

The votes for the various candidates are as hereinafter set forth:

<u>FOR COUNCILMAN FROM DISTRICT "B"</u>
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CANDIDATES	DIST. "A"	DIST. "B"	DIST. "C"	DIST. "D"	DIST. "E"	TOTAL
Ray A. Meacham	208	321	489	374	371	1763
Mary Lou Reed		1				1
Mrs. Wendland		1				1
George Bosma		1				1
Tom Clark				1		1
R. B. Carpenter				1		1
<u>FOR COUNCILMAN FROM DISTRICT "C"</u>						
Charles H. Love	208	328	507	376	375	1794
Jim Eicher		1				1
Henry Mentock			1			1
William Runge				1		1
<u>FOR COUNCILMAN FROM CITY AT LARGE</u>						
Arthur S. Hadden	209	313	499	377	385	1783
Booker Taylor	1	1				1
Bill Dorland	1	1				1
O. E. Simpson			1			1

Neff Tippets			1			1
Bob Baker				1		1
Rex Sidner					1	1
Elmer Nelson					1	1

TOTAL OF ALL VOTES FOR ALL COUNCILMEN

Ray A. Meacham	District "B"	1763
Mary Lou Reed	District "B"	1
Mrs. Wendland	District "B"	1
George Bosma	District "B"	1
Tom Clark	District "B"	1
R. B. Carpenter	District "B"	1
Charles H. Love	District "C"	1794
Jim Eicher	District "C"	1
Henry Mentock	District "C"	1
William Runge	District "C"	1
Arthur S. Hadden	City at Large	1783
Booker Taylor	City at Large	1
Bill Dorland	City at Large	1
O. E. Simpson	City at Large	1

Neff Tippets	City at Large	1
Bob Baker	City at Large	1
Rex Sidner	City at Large	1
Elmer Nelson	City at Large	1

REVOCABLE PERMIT

DIST. "A"	DIST. "B"	DIST. "C"	DIST. "D"	DIST. "E"	
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<p>QUESTION SUBMITTED : Shall the City Council of the City of Grand Junction, Colorado, grant a Revocable Permit to Weslope Cable T. V., a partnersh ip in which Western Slope Electroni cs System, Inc., a Colorado Corporati on in which Western Slope Electroni cs System, Inc., a Colorado Corporati on, and Wentronic s, Inc., a New Mexico Corporati on qualified to do business within the State of Colorado, are partners, to permit that partnersh ip to use all streets</p>					
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<u>FOR THE ISSUANCE OF THE REVOCABLE PERMIT</u>	<u>62</u>	<u>120</u>	<u>130</u>	<u>110</u>	<u>102</u>
<u>AGAINST THE ISSUANCE OF THE REVOCABLE PERMIT</u>	<u>191</u>	<u>245</u>	<u>439</u>	<u>313</u>	<u>324</u>
<u>TOTAL FOR THE ISSUANCE OF THE REVOCABLE PERMIT</u>				<u>524</u>	
TOTAL AGAINST THE ISSUANCE OF THE REVOCABLE PERMIT				1512	

/s/Charles E. McCormick  
 President of City Council  
 District "D"

/S/Herbert M. Wright  
 Councilman from City at Large

/s/Gerald J. Ashby  
 Notary Public  
 My commission expires August 4, 1963

/s/Harry O. Colescott  
 Councilman, District "A"

/s/Warren D. Lowe  
 Councilman from District "E"  
 Notary Public  
 My commission expires:

/s/Helen C. Tomlinson  
 Notary Public in and for Mesa Co. Colo.  
 My commission expires Dec. 10, 1966

It was moved by Councilman Lowe and seconded by Councilman Colescott that the report of the Canvassing Board be accepted. Motion carried. (7 AYES)

**PLANNING COMMISSION** - Mrs. Grace Smith apptd to 8-1-65

President McCormick announced that he was appointing Mrs. Grace Smith, 565 Cedar Avenue, on the Planning Commission to replace Mrs. Barbara Hyde, who recently resigned. Mrs. Smith's term would extend until August 1, 1965. Councilman Wright moved and Councilman Colescott seconded the motion that the Council ratify the action of President McCormick. Motion carried. (7 AYES)

**VETERANS' CEMETERY ASSOCIATION** Req. for more Land - Report to be made later

Mr. Jess Burrows, and Mr. Davis Holder, Engineer, appeared before the Council representing the Veterans' Cemetery Association. Mr. Holder explained to the Council that the Veterans' Cemetery Association wished to ask the Council to give them more land adjacent to the property which they are now using for a Veterans' cemetery. He showed a map and outlined the area which the association wishes to acquire. City Manager Lacy reported that this had been discussed with the Development Division, but a report was not ready at this time. Possibly it would be ready for the next Council meeting.

**ANNEXATIONS** - Wellington & 7th St., Freeway in Fruitvale (bet 28 1/4 & 28 1/2) Roads

Evaluations for two areas which are considering annexation to the City were presented. Both of these tracts of land have been approved for annexation by the Planning Commission.

It was moved by Councilman Wright and seconded by Councilman Lowe that the Council approve these requests and grant permission for the people in these two areas to go ahead and circulate petitions for annexation. Motion carried. (7 AYES)

**BONDS APPROVED**

It was moved by Councilman Colescott and seconded by Councilman Hadden that the following bonds, being on the approved forms, be accepted and filed: Motion carried. (7 AYES)

Augustin Reves, Second Hand Dir., Western Surety Co. #3029098-63  
Arthur Butts, 403 Teller, Gen. Contractor Peerless Ins #33 69 24  
Alden H. Roper, Gen. Cont. Maryland Casualty Co. #92 784359 #172  
Alden H. Roper, Cement Cont. Maryland Casualty Co. #92 784358  
#173  
Lester J. Shepherd dba Credit Jewelry & Loans, 400 Colo. Peerless  
Ins. Co. #33 69 26



**AIRPORT** - Approve 15 yr lease for Monarch Aviation, Inc. - Air Photo Surveys - Instr. airport leases

City Manager Lacy reported on proceedings taken at the Airport Board meeting on March 29, 1963. He stated that Monarch Aviation, Inc. holds a lease on airport lands and has sub-leased a tract to Union Carbide Co. on which Union Carbide built a hangar. Air Photo Surveys, Inc. wishes to purchase this hangar to put their equipment in. This involves two leases. In order to get the proper financing, Airport Photo Surveys, Inc. wishes to know that they have a longer period of time than the remaining three years of the Monarch lease on the ground. In order to do this, and to allow Monarch to make the improvements which they wish to make on their property, Monarch Aviation would like an extension to their lease. The lease to Monarch Aviation would then allow them to lease for a longer time to Air Photo Survey, allowing both firms to make the desired improvements.

The Airport Board approved a fifteen-year lease with a five-year renewal option for Monarch Aviation, Inc. which in turn would carry over to Air Photo Surveys, Inc. with a provision that if at any time the present operation of Monarch Aviation did not personally continue to operate the business, that after five years, the City could then negotiate the lease.

It was moved by Councilman Meacham and seconded by Councilman Love that the action of the Airport Board regarding extension of leases at Walker Field be ratified and that Monarch Aviation, Inc. lease be extended for fifteen years, with an option for an additional five years; also that approval be given to the sale of a hangar to the Air Photo Surveys, Inc. by Union Carbide, Inc. and the approval of an extension of fifteen years with an option of an additional five years on the lease between Monarch Aviation, Inc. and Union Carbide, Inc. for land upon which the hangar is built; also approval of a sublease for an extended period of time between Union Carbide and Air Photo Surveys, Inc. This is all conditioned upon a provision that if at any time the present operator of Monarch Aviation, Inc. does not personally continue to operate the business, that five years after that date, the City can then re-negotiate the leases. This does not affect leases or agreements between Union Carbide and Air Photo Surveys, Inc. That Acting Airport Manager J. M. Lacy be authorized to execute any documents necessary for the extension of the leases. Motion carried. (7 AYES)

**ORD. 1170 PASSED** - I.D. #59 Assessments

The Proof of Publication to the following entitled proposed ordinance was presented and read: AN ORDINANCE APPROVING THE WHOLE COST OF THE IMPROVEMENTS MADE IN AND FOR IMPROVEMENT DISTRICT NO. 59, 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; APPROVING THE APPORTIONMENT OF SAID COST; AND PRESCRIBING THE MANNER FOR THE COLLECTION AND PAYMENT OF SAID ASSESSMENTS. It was moved by Councilman Hadden and seconded by Councilman Meacham that the Proof of Publication be accepted and filed. Motion carried. (7 AYES)

It was moved by Councilman Colescott and seconded by Councilman Wright that the proposed ordinance be called up for final passage. Motion carried. (7 AYES)

The ordinance was then read, and it was moved by Councilman Wright and seconded by Councilman Lowe that Section 4 of the proposed ordinance be amended to read as follows:

"SECTION 4. That in case of such election to pay in installments, the assessments shall be payable in ten equal annual installments of the principal, with interest upon unpaid installments payable annually at the rate prescribed under the bond issue. The first of said installments of said principal shall be due and payable on the 1st day of May, 1963, and the remainder of said installments shall be due on the 28th day of February of each year thereafter until all of said installments are paid in full." Motion carried. (7 AYES)

It was then moved by Councilman Wright and seconded by Councilman Hadden that the ordinance be passed and adopted as amended, numbered 1170 and ordered published. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

**ORD. 1171 PASSED** Changing Form of License

The Proof of Publication to the following entitled proposed ordinance was presented and read: AN ORDINANCE AMENDING SECTION 5 OF CHAPTER 50 OF THE 1953 COMPILED ORDINANCES OF THE CITY OF GRAND JUNCTION, COLORADO, CONCERNING THE FORM OF LICENSES. It was moved by Councilman Lowe and seconded by Councilman Colescott that the Proof of Publication be accepted and filed. Motion carried. (7 AYES)

It was then moved by Councilman Meacham and seconded by Councilman Hadden that the proposed ordinance be called up for final passage. Motion carried. (7 AYES)

The ordinance was then read and it was moved by Councilman Meacham and seconded by Councilman Hadden that the ordinance be passed and adopted, numbered 1171 and ordered published. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

**RESOLUTION** Canceling 1917 Tax Certificate

The following Resolution was presented and read:

**RESOLUTION**

WHEREAS, there was deeded to the City of Grand Junction, Colorado, on June 4, 1937, the following described property situate in Mesa County, Colorado, to-wit:

Lots 28 to 32 inclusive in Block 123 in the City of Grand Junction, Colorado

because of delinquent taxes, and

WHEREAS, subsequently the City sold said property to Amore Raso, and

WHEREAS, it has been subsequently discovered that the City is the holder of the tax certificate No. 19508, dated December 14, 1917 on Grand Junction Water Main District 1917, and

WHEREAS, said certificate should have been canceled upon the acquisition of the property by the City;

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

That the Mesa County Treasurer be, and he is hereby, authorized to cancel said tax certificate.

PASSED AND ADOPTED this 3rd day of April, 1963.

President of the City Council

ATTEST:

City Clerk

It was moved by Councilman Love and seconded by Councilman Lowe that the Resolution be passed and adopted as read: Roll was called on the motion with all of the Councilmen voting AYE. The President declared the motion carried. (7 AYES)

**PROP. ORDINANCES**

City Manager Lacy reported that he is working on amendments to ordinances providing for run-off of water and will have them ready for action by Council very shortly.

City Attorney Ashby was authorized to prepare an ordinance following through on desired changes in sale of 3.2 beer.

Councilman Colescott brought up the matter of cleaning up premises when houses have been moved or have been partially burned. Pres. McCormick suggested that G.J. might need a new litter ordinance. Councilman Meacham stated that the Planning Commission is still considering the new Housing Code. City Attorney Ashby stated that many of the problems could be considered under the "nuisance" ordinance.

**ADJOURNMENT**

It was moved by Councilman Lowe and seconded by Councilman Hadden that the meeting adjourn. Motion carried.

/s/Helen C. Tomlinson  
City Clerk