

Grand Junction, Colorado

May 6, 1964

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 p.m., May 6, 1964. Councilmen present and answering roll call were Ray A. Meacham, Chas. H. Love, Robert Evans, Harry O. Colescott, Warren D. Lowe, Herbert M. Wright and Pres. C. E. McCormick. Also present were City Manager Joe M. Lacy, City Attorney Gerald J. Ashby and City Clerk Helen C. Tomlinson.

INVOCATION

The invocation was given by Rev. Emil F. Wendt, Pastor, American Lutheran Church.

CHAS. E. MCCORMICK

Elected Pres of Council to 5-1965

Appointments on Boards & Committees - no change

This date is for the annual consideration of the re-organization of the Council. It was moved by Councilman Meacham and seconded by Councilman Love that Councilman Chas. E. McCormick be elected as President of the City Council. Motion carried. (7 AYES)

President McCormick stated that he would prefer to leave the appointments to the various Boards and Committees as they now exist unless some Councilman preferred to change.

MINUTES APPROVED

It was moved by Councilman Lowe and seconded by Councilman Colescott that the minutes of the regular meeting held April 15, 1964 be approved as written. Motion carried. (7 AYES)

ANNEXATION

Hearing (Heller) Lot 2 Blk 1 Fairmount Sub

This was the date set for hearing on the annexation of Lot 2 Block 1 Fairmount Subdivision (Heller). There were no written protests filed and there was no one present who spoke either for or against the annexation. President McCormick closed the hearing.

EMPLOY THE HANDICAPPED COMMITTEE

Appointed

President McCormick stated that he had been asked to re-activate the Mayor's Committee for Employment of the Handicapped. He appointed Basil Knight, County Superintendent of Schools, Dan Murphy of the Colorado Rehabilitation Office and Robert Corcoran, Manager of the Colo. Employment Office.

POPPY DAY 5-23-64

V.F.W. #3981 & #1247

Letters from VFW Post #3981 and Beye Lotz Post #1247 were read requesting permission to sell poppies on the

downtown streets on Saturday, May 23, 1964. It was moved by Councilman Colescott and seconded by Councilman Lowe that the request be granted. Motion carried. (7 AYES)

GILBERTS' MARKET

Request to enlarge refer to Plan Comm or Court

A letter from Mr. Anthony Williams, Attorney for Mr. and Mrs. Carroll N. Gilbert who owns Gilbert's Market at 1625 No. 15th Street, was read. Mr. Ed Spomer, Contractor, had made application to the Building Department for a permit to build an addition on the Gilberts' Market. This application was denied. The Gilbert Market is located in an R-1-C zone and is a non-conforming use.

Mr. Williams stated that they were taking specific exception from this denial for the following reasons: Mr. and Mrs. Gilbert have incurred considerable expense so far in their expansion program. The Gilberts had contacted Mr. Don Warner, Development Director, who stated that a permit could and would be issued. The Gilberts believed that situations affecting property such as theirs would be given liberal consideration when the need rose. Part of their expansion plans involves acquisition of additional adjacent property for parking. If this is too objectionable, they will drop this part of their expansion. Mr. Williams stated that the City had agreed previously to moving the fence around Williams Park. He also stated that they would leave no stone unturned in going ahead with their present plans to make their proposed expansion.

City Manager Lacy also read a memorandum from Mr. Warner which stated that he did not tell Mr. or Mrs. Gilbert that they could build an extension on their market; rather, he told them there was doubt in his mind as to what the ruling would be if they submitted an application for a building permit as this is in residential zoning and permits for extension of parking areas could not be made. The moving of the fence had not been mentioned in connection with the expansion of Gilbert's Market.

President McCormick explained that under the Zoning Ordinance the Council has no authority to order the Building Department to issue the permit. This must first be brought up before the Planning Commission and would involve a petition to change the zoning of the area involved, or they could proceed to Court to act on the issuance of the permit.

It was moved by Councilman Colescott and seconded by Councilman Wright that a letter be directed to Attorney Williams stating the Council's position and the routes that can be taken to get this straightened out. Motion carried. (7 AYES) City Attorney Ashby was requested to write this letter.

3.2 BEER RENEWAL

Laurence R. Flanagan dba West Side Groc. 505 W. Colo. Ave. - approved

An application for renewal of 3.2 beer license was presented by Laurence R. Flanagan, dba West Side Grocery, 505 W. Colo. Ave. It was moved by Councilman Colescott and seconded by Councilman Meacham that the application be approved and license granted when State license has been received. Motion carried. (7 AYES)

PROP. ORD.

Repealing Sec 4 Chapt 57 - to permit minors to play mechanical devices

The following entitled proposed ordinance was presented and read: AN ORDINANCE REPEALING SECTION 4 OF CHAPTER 57 OF THE 1953 COMPILED ORDINANCES OF THE CITY OF GRAND JUNCTION, COLORADO, TO PERMIT MINORS TO PLAY OR OPERATE MECHANICAL SKILL DEVICES AS THE SAME ARE DEFINED IN SAID CHAPTER. It was moved by Councilman Love and seconded by Councilman Lowe that the proposed ordinance be passed for publication. Motion carried. (7 AYES)

PROP. ORD.

Repealing Sec 3 Chapt 53 - to permit playing of pool and billiards by minors

The following entitled proposed ordinance was presented and read: AN ORDINANCE REPEALING SECTION 3 OF CHAPTER 53 OF THE 1953 COMPILED ORDINANCE OF THE CITY OF GRAND JUNCTION, COLORADO, TO PERMIT THE LAYING OF POOL AND BILLIARDS BY MINORS. It was moved by Councilman Meacham and seconded by Councilman Evans that the proposed ordinance be passed for publication. Motion carried. (7 AYES)

PROP. ORD.

Amending Sec 1 Chapt 36 to permit Minors to frequent pool & billiard halls

The following entitled proposed ordinance was presented and read: AN ORDINANCE AMENDING SECTION 1 OF CHAPTER 36 OF THE 1953 COMPILED ORDINANCES OF THE CITY OF GRAND JUNCTION, COLORADO, TO PERMIT MINORS TO FREQUENT POOL AND BILLIARD HALLS. It was moved by Councilman Wright and seconded by Councilman Lowe that the proposed ordinance be passed for publication. Motion carried. (7 AYES)

PROP. ORD.

Annexing Lot 2 Blk 1 Fairmount Sub (Heller)

The following entitled proposed ordinance was presented and read: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION. It was moved by Councilman Love and seconded by Councilman Lowe that the proposed ordinance be passed for publication. Motion carried. (7 AYES)

ORD. 1190 PASSED

(Emergency)

Amending Chapt 83 Sec 3 - to permit truck terminals as use category in certain commercial areas

The following entitled proposed emergency ordinance was presented and read: AN ORDINANCE AMENDING SUBSECTIONS 5.7 AND 6.2, DEFINITIONS, OF SERVICE BUSINESS UNLIMITED AND MANUFACTURING UNLIMITED RESPECTIVELY, BOTH A PART OF SECTION 3, ZONE CLASSIFICATIONS, OF CHAPTER 83 OF THE 1953 COMPILED ORDINANCES OF THE CITY OF GRAND JUNCTION, COLORADO, TO PERMIT TRUCK TERMINALS, AS A USE CATEGORY, TO BE LOCATED IN CERTAIN COMMERCIAL AREAS OF THE CITY, AND DECLARING AN EMERGENCY. It was moved by Councilman Love and seconded by Councilman Lowe that the proposed ordinance be passed and adopted as an emergency ordinance, numbered 1190 and ordered published. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried. (7 AYES)

COLLEGE PLACE

bet North & Elm to be widened & Paved - Agreement with Mesa College

An agreement between Mesa College and the City of Grand Junction for the widening and paving of College Place between North Avenue and Elm Avenue was presented. It was moved by Councilman Wright and seconded by Councilman Lowe that the City Council authorize the President of the City Council to sign the agreement. Motion carried. (7 AYES)

COLO. INSTITUTE OF CM's

CM Lacy to attend

City Manager Lacy reported that he would be in Boulder the balance of the week to attend the Colo. Institute of City Managers.

MAIN STREET

Mesa College Students granted permission for band if OK with Chief of Pol & CM

Mr. Cliff Mohr, a student at Mesa College, was present and asked for permission to have a band on Main Street from 3th to 7th St. on Saturday, May 9th, for the purpose of raising funds for the John F. Kennedy memorial library. It was moved by Councilman Wright and seconded by Councilman Colescott that the request be approved and permission granted if Mr. Mohr can work out the details and make satisfactory arrangements with the Chief of Police and the City Manager. Motion carried. (7 AYES)

WALKER FOUNDATION

Presents \$200 to PIAB for use in Lilac Park

President McCormick read a letter from Mr. Preston Walker, President of Walker Foundation, in which he enclosed a check for \$200 to be turned over to P.I.A.B. to be used on the Lilac Roadside park. He suggested that it be used for a permanent type improvement such as a small public drinking fountain or similar improvement that possibly could not be made at this time. President McCormick stated that he would write a letter of thanks to Mr. Walker and the Walker Foundation for this gift.

ADJOURNMENT

It was moved by Councilman Lowe and seconded by Councilman Evans that the meeting adjourn. Motion carried. (7 AYES)

Helen C. Tomlinson\City Clerk