

Grand Junction, Colorado

March 3, 1965

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 p.m., March 3, 1965. Councilmen present and answering roll call were Ray A. Meacham, R. B. Evans, Harry O. Colescott, Warren D. Lowe, Herbert M. Wright, and President C. E. McCormick. Councilman Charles Love was absent. Also present were City Manager Lacy, City Attorney Ashby and City Clerk Tomlinson.

INVOCATION

The invocation was given by Bishop Floyd Larson, Church of Jesus Christ of Latter Day Saints.

MINUTES

It was moved by Councilman Lowe and seconded by Councilman Colescott that the minutes of the regular meeting held February 17, 1965 be approved as written. Motion carried. (6 AYES)

HEARING - LIQUOR APPLICATION LEON D. NICHOLSON DBA EAGLES LOUNGE, 248 MAIN STREET - TABLED

This was the date set for hearing on the application of Leon D. Nicholson for a restaurant liquor license at the Eagle's Lounge at 248 Main Street. An independent survey that had been made, in accordance with the State law, showed that in the area surveyed from 5th and White south to 5th and Ute; west from 5th and Ute to W. Ute and Spruce; north from W. Ute and Spruce to Spruce and W. White; and east from W. White and Spruce Street to 5th and White. There were 157 contacts made inside this area, with the following result:

Opposed to granting of restaurant liquor license	31
Not opposed to granting license	85
Would not sign either way	41
Number of package liquor stores in area	4
Number of restaurant liquor licenses, in area	11
Number of club licenses in area with liquor	2
3.2 beer licenses in area	1

A map was prepared to show the Council and audience the area which signed in opposition to the granting of the license and the area represented by the signers who did not oppose the granting of the license.

Letters were read from Karl Johnson, Chief of Police, setting forth that Mr. Nicholson was qualified to have a license. Mr. Nicholson does not plan to do any extensive remodeling at this time. He also called attention to the large number of outlets within a two-block radius of the Eagle's Lounge.

Miss Wright, Sanitarian at the Mesa County Health Department, stated in a letter to the Council that the Lounge would need extensive cleaning.

Letters were also read from Reed Miller, Western Slope Auto Co., protesting the granting of the license. Mr. Miller had stated in the survey that he would not oppose this business. Dunkin Blue Print Co. also wrote a letter of protest, and filed a petition signed by several of the businessmen in the immediate neighborhood. Many of these businessmen had previously stated that they would not oppose the granting of the license.

Mr. Nicholson was represented by Jim Golden, Attorney, who spoke in favor of the granting of the license. Mr. Andy Williams, Attorney, represented the businessmen opposed to the granting of the license. Mr. Charles Willsea, Central Chevrolet, spoke against the granting of the license, stating that when the survey was made, he had not made up his mind whether he would be opposed to it or not.

President McCormick closed the hearing.

Councilmen asked Mr. Ashby to make a determination as to whether a survey made independently should be considered or whether petitions for and against the granting of a new license should also be considered when they change their minds and sign petitions opposite to the original survey.

It was moved by Councilman Colescott and seconded by Councilman Lowe that consideration of the granting of this license be tabled until the next meeting of the Council. Motion carried with four Councilmen voting AYE, one voting NAY, and one not voting.

3.2 BEER - FOOD TIME DRIVE-IN NO. 2, 2355 BELFORD - GRANTED

This was the date for hearing on a 3.2 beer license application for Food Time Drive-In No. 2, 2355 Belford Ave. There were no protests or petitions filed in connection with this license. A letter from Karl Johnson, Chief of Police, was read in which he brought out the fact that the Teller Arms Safeway Store, located within 300 feet from the Food Time Drive-In Store and the Teller Arms Liquor Shoppe, located within 200 feet from this location, held 3.2 beer and liquor licenses respectively. Councilman McCormick closed the hearing.

It was moved by Councilman Lowe and seconded by Councilman Meacham that the application be approved and license granted when State license has been received. Motion carried. (6 AYES)

KWSL REQUEST TO BROADCAST COUNCIL MEETINGS - GRANTED

The matter of KWSL broadcasting Council meetings, as well as KREX, was brought from the table for consideration. It was moved by Councilman Evans and seconded by Councilman Lowe that permission be granted to KWSL to broadcast Council meetings. Motion carried. (6 AYES)

REGIONAL PLANNING COMMISSION - APPROVE PARTICIPATION IN

The Regional Planning Commission asked that the City Council continue to

participate in regional planning, as now constituted. It was moved by Councilman Wright and seconded by Councilman Lowe that the Council cooperate with the Regional Planning Commission and participate in this organization. Money for the participation is in the 1965 budget. Motion carried. (6 AYES)

POPPY DAY 5-29-65 - AMERICAN LEGION AUXILIARY REQUEST GRANTED

The American Legion Auxiliary requested permission to sell poppies on the streets of Grand Junction on May 29, 1965. It was moved by Councilman Colescott and seconded by Councilman Lowe that the request be granted. Motion carried. (6 AYES)

BONDS APPROVED

It was moved by Councilman Wright and seconded by Councilman Meacham that the following bonds, being on approved forms, be accepted and filed. Motion carried. (6 AYES)

Theron Benson	Cement Contr	Fid Dep of Md	70 96 177	#156
Theron Benson	Contr	" "	72 50 786	#157
Glen A. Yearout dba Grand Mesa Roofing	Contr	" "	72 50 315	#158
Mathew Pirofalo	Contractor	" "	72 86 656	#159
Raymond S. McElfresh	Contractor	Peerless Ins	35 03 81	#161
Gleason Elect Co	Elect Contr	Royal Ind Co of NY	373206	#163
V.L. Ethington Iron & Metal	Junk Dealer	Am Surety	9701 66 01	#162
Emory G. Earle	House Mover	West Surety	65242	#160

3.2 BEER LICENSES

Applications for renewal of 3.2 beer licenses were presented by Safeway Stores, Inc. Store 601, 525 Ouray Avenue, Safeway Stores, Teller Arms Shopping Center, City Market, 433 Grand Avenue and for Archie S. and Lena Alexander, dba Black & White Grocery, 904 N. 7th Street. A report from Chief of Police Karl Johnson stated that there was no reason known to him why these licenses should not be renewed. It was moved by Councilman Lowe and seconded by Councilman Evans that the applications for renewal of 3.2 beer licenses for Safeway Stores, Inc. 525 Ouray, and Teller Arms Shopping Center, City Market, 433 Grand and for Black & White Grocery, 904 N. 7th Street, be approved and licenses issued when State licenses have been received. Motion carried. (6 AYES)

AIRPORT BOARD - RATIFY ACTION OF - TRAFFIC ENGINEER TO IMPLEMENT - TO CORRECT PARKING PROBLEMS

A resolution was passed by the Airport Board at a special meeting held February 19th regarding parking problems at the Airport. It was moved by Councilman Lowe and seconded by Councilman Wright that the action of the Airport Board be approved and that the Traffic Engineer be directed to proceed to implement the action by the Airport Board making whatever changes are needed in the traffic schedules to permit enforcement. Motion carried. (6 AYES)

REVOCABLE PERMITS TO GO TO PLANNING COMMISSION BEFORE CONSIDERATION BY COUNCIL

Councilman Colescott suggested that all requests for revocable permits go to the Planning Commission for approval before they are referred to the City Council including any that are for routing of cables through the City for CATV in the County or whenever land is involved. This was concurred in by other members of the Council.

RESOLUTION - ELECTION 4-6-65 QUESTION OF SALES & USE TAX AND SALE OF LAND FOR CEMETERY TO VETERANS CEMETERY ASSOCIATION

The following Resolution was presented and read:

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

That there be submitted to the qualified electors of the City at the General Municipal Election to be held on the 6th day of April, 1965, in the City the following two questions:

1. Shall the City Council of the City of Grand Junction continue to levy and collect a Sales and Use Tax within the City.
2. Shall the City of Grand Junction, for the consideration of one dollar, sell and convey to the Mesa County Veterans Cemetery Association the following described property situate in Mesa County, Colorado, to-wit:

Beginning at a point from whence the Northeast Corner of the Southwest Quarter of the Northwest Quarter of Section 26, Township 1 South, Range I West of the Ute Meridian bears due East a distance of 917.0 feet; thence Southwesterly along a curve whose radius is 228.6 feet and whose Central Angle is 133°41.6' for a distance of 472.8 feet, thence along a curve whose radius is 65.0 feet and whose Central Angle is 118°00" for a distance of 133.9 feet, thence North 16° 24' East 84.5 feet, thence Due East 20.0 feet, thence Due South 147.5 feet, thence Due East 100.0 feet, thence Due South 19.5 feet, thence Due West 210.0 feet, thence North 45°25' West a distance of 287.8 feet, thence Due North 238.0 feet, thence Due East 268.2 feet to the place of beginning, subject to existing easements and road rights of way.

PASSED AND ADOPTED this 3rd day of March, 1965.

It was moved by Councilman Lowe and seconded by Councilman Meacham that the Resolution be passed and adopted as read. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried. (6 AYES)

CABLE TV REVOCABLE PERMITS - PROTEST BY PIERCE NASH AND CHARLES LOPAS

Mr. Pierce Nash and Charles Lopas came before the Council. Mr. Nash stated that he believed Mr. Ashby's opinion that the Council had authority to grant

revocable permits to Cable T.V. companies for the purpose of carrying their cables through the City to serve outside users was in error. It was his opinion that this matter would have to be voted upon by the people also. Mr. Nash is interested in translator T.V. and does not approve cable T.V. in any form. Mr. Lopas also disapproved Mr. Ashby's ruling on the granting of the Revocable Permit to Wentronics and the proposed permit to Community Television.

SALES TAX

Councilman Meacham as a member of the Golf Planning Committee made the following report: He stated that he had been approached by several people who have the idea that the Sales Tax is for the building of a new 18-hole golf course and people are opposed to the sales tax for that reason. There is a lot of publicity on the golf course at the present time because very few people play golf compared to the total populace and when you attempt to do something that does not entail a majority of the population, it sometimes becomes an unpopular type of thing.

The investigation on the possibility of relocating the Golf Course is to plan ahead for the use of land and need for recreational facilities and especially long-range planning for the use of Lincoln Park development.

Mr. Meacham stated he hoped the citizens of Grand Junction would realize that the Council and the Administrators of the City Budget are not going to put a golf course ahead of other needed capital improvements such as streets, sewers, etc. Anything in the recreation facet will come last so far as spending needed City funds is concerned and has no bearing on the sales tax issue. The Golf Course is being considered only to see if it is possible to relocate it somewhere at some future date.

ADJOURNMENT

It was moved by Councilman Meacham and seconded by Councilman Lowe that the meeting adjourn. Motion carried. (6 AYES)

/s/ Helen C. Tomlinson
City Clerk