

Grand Junction, Colorado

February 2, 1966

**ROLL CALL**

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 o'clock P. M. February 2, 1966 in the Civic Auditorium at City Hall. Councilmen present and answering roll call were Chas. E. McCormick, R. B. Evans, Chas. H. Love, Harry O. Colescott, Dr. Hurst Otto, Herbert M. Wright and President Ray A. Meacham. Also present were City Attorney Gerald J. Ashby, City Manager J. M. Lacy and City Clerk Helen C. Tomlinson.

**INVOCATION**

The invocation was given by Rev. A. C. Skinner, Minister of Education, First Methodist Church.

**MINUTES**

It was moved by Councilman Love and seconded by Councilman Evans that the minutes of the regular meeting held January 19th, 1966 be approved as written. Motion carried. (7 AYES)

**CABLE TV**

Election for Wentronics to be 3-15-66 for Rev Pmt

Wm. Nelson, Attorney for Wentronics, Inc., came before the Council requesting that a date for an election be set for the electors of the City of Grand Junction to vote upon the question of whether the City Council might grant a revocable permit to Wentronics, Inc. to furnish Cable TV to the people of Grand Junction. Mr. Nelson stated that Wentronics, Inc. would pay the City of Grand Junction 2 1/2% of their gross receipts as a fee for the privilege of using the streets and alleys of the City. It was brought out in the discussion that the signal would be furnished to Wentronics, Inc. by Mountain Microwave who has been granted a common carrier license by the Federal Communications Commission. The signal would come from Denver. The terms of the revocable permit could be worked out prior to the election or afterwards, as the Council might decide. They would be similar to the terms of the various Cable TV franchises which were voted on in early 1965. Various cities on the Western Slope will be receiving Cable TV from the signal furnished by Mountain Microwave, and it is generally thought it will be a good signal. Councilman Colescott stated that he was not in favor of holding elections every week or two, but felt that the Council was under an obligation to hold these Cable TV elections as they are requested, as long as it is required by Charter that the permits or franchises cannot be granted without a vote of the people. Mr. Nelson stated that the hookup to the Cable TV service would be without charge, if the customer signed up for the service at the time the cable installation was being made.

City Manager Lacy stated that the cost of the election would be about \$2100, and that this amount should be deposited prior to the election. Also, that if the election for some reason was not held, the money should be forfeited. Mr. Nelson agreed to these terms for his client. When asked if they had approached the County, Mr. Nelson stated that it was the feeling of Wentronics that until the City of Grand Junction is served by Cable TV that it would not be practical to serve the County.

It was moved by Councilman Wright and seconded by Councilman Otto that a special election be held on March 15th to vote on the question as to the Council giving Wentronics, Inc. a revocable permit to serve Grand Junction with Cable TV. Wentronics would deposit the sum of \$2,100 for the cost of the election prior to the election, which would be forfeited if for any reason the election were not held. Wentronics also would agree to pay the City 2 1/2% of their gross receipts each year. This amount is to be shown on the ballot. Motion carried with Councilmen Love, Colescott, Otto, Wright and Pres. Meacham voting AYE and Councilmen McCormick and Evans voting NAY. The motion was declared carried by the President.

Community IV, Inc. election to be June 14, 1966 for Rev. Pmt.

Mr. Warren Turner, Attorney for Community TV, Inc., requested that Community TV, Inc. be granted permission for an election to be held June 14, 1966, to vote on the question as to the granting of a revocable permit for the purpose of serving the City of Grand Junction with Cable TV. The terms of the permit would be the same as those considered for Wentronics - 2 1/2% of the gross receipts. He requested that his company be allowed the second election and that no other election be held between March 15th and June 14th.

It was moved by Councilman Wright and seconded by Councilman Colescott that a special election be held on June 14th to vote on the question as to the Council giving Community TV, Inc. a revocable permit to serve Grand Junction with Cable TV. Community TV, Inc. would deposit the sum of \$2,100 for the cost of the election prior to the election which would be forfeited if for any reason the election were not to be held. Community TV, Inc. would pay the city 2 1/2% of their gross receipts each year. This stipulation would appear on the ballot. Motion carried with Councilmen Love, Colescott, Otto, Wright and Pres. Meacham voting AYE. Councilmen McCormick and Evans voted NAY. The President declared the motion carried.

### **AUDITOR FOR 1966**

Committee to report next meeting

It was reported that the Council Committee appointed to suggest an auditor for 1966 has not completed its selection and will make its report at the next meeting of the Council.

### **SEWER REQUEST**

Home Loan & Investment Co. 80 A on H Rd bet 26 1/2 & 27 Roads

(Paradise Hills)

A letter dated January 11, 1966 from D. S. Dykstra representing Home Loan and Investment Company was read. They are in the process of subdividing eight acres of land on H Road between 26 1/2 and 27 roads. (Paradise Hills Subdivision) They had planned to install a sewage disposal system to adequately service about 350 homes. They would prefer to become a part of a sewer district in the area north of the City, and, since the City is planning on an expansion plan, they would like to be included. They would need sewer service in April, 1966.

City Manager Lacy stated that preliminary engineering would cost between \$5,000 and \$6,000. He also stated that the plans for the engineering survey and maps for the sewer survey were not progressing as rapidly as hoped for. Mesa County is taking more time than contemplated to make a decision on whether they wish to contribute \$8,000 for the aerial map survey. The program for serving the area with sewer is moving ahead faster than the planning for the disposal of the sewage. There are a couple of alternate plans; one to have the engineers who are now working on the survey, do this work at a cost of approximately \$15,000 or get maps from U.S.G.S. These plans are to be checked into within a few days.

Deferred until next meeting

It was moved by Councilman McCormick and seconded by Councilman Colescott that this matter be deferred until the next meeting of the Council. Motion carried. (7 AYES)

### **COMMUNITY CABLE TV**

Change of routing for Trunk Line to serve outside City area

Rev. Pmt. 4205

The following Resolution was presented and read:

### **RESOLUTION**

WHEREAS, on April 21, 1965, the City Council of the City of Grand Junction authorized the issuance of a revocable permit to Community Television Incorporated to install and maintain a cable, and necessary appurtenances thereto, to transmit television signals from the KREX facilities through the City to provide service outside of the City, according to an agreed upon map; and

WHEREAS, the point of origin of said signals has been changed by the company necessitating a change in the mapped route of the cables;

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

1. That the revocable permit authorized by the Council on April 21, 1965, and issued to Community Television Incorporated on June 10, 1965, is hereby revoked.

2. There is hereby granted to Community Television Incorporated a revocable permit to permit the company to install and maintain a cable and necessary appurtenances thereto to transmit television signals from its place of business within the City of Grand Junction to the City Limits of the City using those streets and alleys as the same appear on the map attached hereto and made a part hereof by reference; provided, however, that said permit may be revoked by the City Council at its pleasure at any time; and, provided further, that the company shall execute an agreement covering the following matters:

a. The company shall agree that no person within the City of Grand Junction will be sold or furnished service from said cable and no distribution of signals therefrom shall be made within the city.

b. The company shall agree to save and hold harmless the City from any claims or demands arising out of the installation, maintenance or use of the cable under the permit granted.

c. The company shall agree that all construction shall be under the control and supervision of the City Engineer and in accordance with his specifications.

d. The company shall agree that any time the City shall lawfully elect to alter or change the grade of any street or alley, the company, upon reasonable notice by the City, shall remove, relay and relocate its poles, wires, cables, or other fixtures at its own expense.

Dated this 2nd day of February, 1966.

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President of the Council

ATTEST:

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City Clerk

It was moved by Councilman Love and seconded by Councilman Wright 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. (7 AYES)

#### REVOCABLE PERMIT

#### BONDS

The following bonds, being on the approved forms, were presented:

<u>AUCTIONEER</u>	<u>Company</u>	<u>Co. No.</u>	
Milton J. Wershow Co	Fireman's Fund Ins	L-7 064 155	#155
<u>CEMENT CONTRACTOR</u>			
Chas. C. Pender	Royal Indemnity	558458	#167
<u>CONTRACTOR (GENERAL)</u>			
M.H. Carroll's Home Improvement	Royal Indemnity	373209	#159
Wm. B. Schumann	Peerless Ins	35 04 17	#160
<u>CONTRACTOR (SPECIAL)</u>			
Albert Klassen	Natl Surety	LR 6126394	#157
E.W. Albertson's Floor Cover	Fireman's Fund Ins	6043260-'66	#158
Grand Mesa Roofing Co	Fidelity & Dep of Md	72 50 315	#162
Layton Paint & Decorating	Fidelity & Dep of MD	79 49 436	#163
Richard L. Sparkman	Mid Century Ins	4275 72 37A	#164
Otis L. Wilson	Royal Indemnity	373213	#166
J. H. Beane dba Modern Roofing	Connecticut Fire Ins	37505	#168
<u>GAS INSTALLER</u>			
Russell R. Beecham	Fidelity & Dep of Md	53 34 132	#150
Clifford Starkebaum	"	52 27 622	#151
Western Slope Htg &	Natl Surety	LR6022030	#153

Sheet Metal			
Albert A. Klassen	Natl Surety	LR 6112325	#156
Roy Herrera dba Valley Mobile Home Repair	Mid Century Ins	4277 60 79 A	#165
<u>PLUMBING CONTRACTOR</u>			
Clifford Starkebaum	Fidelity & Dep of Md	48 89 682	#152
Western Slope Htg & Sheet Mtl	Natl Surety	LR6043432	#154
<u>SECOND HAND</u>			
Burton's Furniture	Fidelity & Dep of MD	76 60 728	#161

It was moved by Councilman McCormick and seconded by Councilman Colescott that the bonds be accepted and filed. Motion carried. (7 AYES)

### **3.2 BEER LICENSE**

Gerald Wieker dba "The Corral", 539 Colo.

renewed

An application for renewal of 3.2 beer license was presented by Gerald Wieker, dba "The Corral" at 539 Colorado. A letter was read from Police Chief Karl Johnson stating that there had been no violations and he knew of no reason why this license should not be renewed. It was moved by Councilman Colescott and seconded by Councilman Evans that the application of Gerald Wieker dba "The Corral", 539 Colorado Ave., be approved and license granted when State license has been received. Motion carried. (7 AYES)

### **DAYS-SELL ON STREETS**

Approve Boy Scouts 2-12-66

A request was made by Troop 342, Lincoln Orchard Mesa Boy Scouts to sell tickets to a spaghetti dinner on the downtown streets on Saturday, Feb. 12th. It was moved by Councilman Evans and seconded by Councilman Otto that the request be granted. Motion carried. (7 AYES)

### **ORD. 1225 PASSED**

Zoning Tract N of Independent fr Sunset to W Slope Gas property to R-3

The Proof of Publication to the following entitled ordinance was presented and read: AN ORDINANCE AMENDING THE ZONING MAP, A PART OF CHAPTER 32 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION, BY CHANGING THE ZONING OF CERTAIN LAND WITHIN THE CITY. It was moved by Councilman Colescott and seconded by Councilman McCormick that the Proof of Publication be accepted and filed. Motion carried. (7 AYES)

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

The Ordinance was then read, and it was moved by Councilman Wright and seconded by Councilman Evans that the Ordinance be passed and adopted as read, numbered 1225 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)

### **WATER-AGREEMENT**

With Ute Water District for Mantey Hts water tank

Instr No. 4201 Water Ute

City Manager Lacy reported that an agreement had been reached with Ute Water District whereby they would fill the tank on Mantey Heights in the summertime. The City would install a meter and tap and charge twenty-five cents a thousand gallons for the water used. The City could have up to 2,000,000 gallons of water per day.

It was moved by Councilman Wright and seconded by Councilman Otto that the President of the Council and City Clerk be authorized to sign the agreement with the Ute Water District. Motion carried. (7 AYES)

### **ADVERTISING**

City Manager Lacy asked the Council to define a policy for display advertising. The City recently entered into a contract with the Daily Sentinel for exclusive publication of legal advertising. Mr. Lacy was under the impression that this was to include display advertising as well. In the past few years, display ads have been run in both The Daily Sentinel and The County Mail. Several Councilmen expressed the opinion that the City Manager should use his own discretion in this matter, and that the way he has been doing is satisfactory.

It was moved by Councilman McCormick and seconded by Councilman Love that all ads be run in a legal advertising manner. Roll was called on the motion with the following result: Councilmen voting AYE: McCormick, Love and Evans; Councilmen voting NAY: Colescott, Otto, Wright and Pres. Meacham. A majority of the Council voting NAY, the President declared the motion lost.

It was then moved by Councilman Colescott and seconded by Councilman Otto that the City Manager be authorized to continue as he has in the past on advertising. Motion carried. (7 AYES)

### **GOLF COURSE & CLUB HOUSE**

To define policies & details of Operation

City Manager Lacy reported to the Council that a committee of three members of the Lincoln Park Golf Club, Ralph Stocker, Parks Director, and Jim Reddick, Golf Pro, will meet to define specific policies and details for the operation of the Lincoln Park Golf Course and Club House.

### **STUDENTS**

President Meacham thanked the students from Central High for being such an attentive audience.

### **ADJOURNMENT**

President Meacham declared the meeting adjourned.

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/s/ Helen C. Tomlinson

City Clerk