

Grand Junction, Colorado

March 15, 1967

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 p.m., March 15, 1967. Councilmen present and answering roll call were Chas. E. McCormick, Chas. H. Love, Harry Colescott, R. G. Youngerman, Herbert M. Wright and President Ray Meacham. Councilman R. B. Evans was present. Also present were City Manager Richard Gray, City Attorney Gerald J. Ashby and City Clerk Helen C. Tomlinson.

INVOCATION

The invocation was given by Rev. G. S. Kuhlman, Chaplain, V.A. Hospital.

MINUTES

It was moved by Councilman Love and seconded by Councilman McCormick that the minutes of the regular meeting held March 1, 1967 be approved as written. Motion carried.

LIQUOR LICENSE - BAMBOO RESTAURANT - TABLED

A letter from Dr. Cecil R. Reinstine, Director of Mesa County Dept. of Health, stated that the Bamboo Restaurant & Lounge had completed about three-fourths of the improvements and the rest should be completed by March 31st. City Attorney Ashby recommended that the Council again table this matter until the next meeting of the Council. It was moved by Councilman McCormick and seconded by Councilman Youngerman that the recommendation of the City Attorney be accepted and the matter tabled until the next meeting of the Council. Motion carried.

RECREATION BOARD - CLINTON SMITH & AUGIE REYES RE-APPOINTED FOR 3 YEAR TERMS

It was reported that the terms of Clinton Smith and Augie Reyes, Recreation Board members have expired. City Manager Gray reported that Frank Bradley, Recreation Director, had contacted both men and they were willing to serve again. Both of them have been doing a fine job.

It was moved by Councilman Youngerman and seconded by Councilman Love that Clinton Smith and Augie Reyes be appointed as members of the Recreation Board for terms of three years each. Motion carried.

3.2 BEER LICENSE - RENEWALS

Applications for renewal of 3.2 beer licenses were presented by the following:

1. Archie J. Hall & Ernest W. Hall dba Colescott's, 551 South Ave.
2. City Market, Inc., 433 Grand Ave.
3. Valley Bowling Lanes, dba Freeway Bowling Lanes, 1900 Main St.
4. Food Time Drive-In Grocery, Inc., 2355 Belford Ave.
5. 7-2-11 Food Store No. 10, Inc., 1134 North 12th Street

Letters were read from Police Chief Karl Johnson stating that there was no reason known to him why these applications should not be approved and licenses issued when State licenses have been received. It was moved by Councilman Wright and seconded by Councilman Colescott that the applications be approved and licenses issued when State licenses have been received. Motion carried.

LIQUOR LICENSE - HEARING 4-5-67 TRANSFER OF OFFICERS, BEEFEATERS RESTAURANT

April 5, 1967 has been set as the date for hearing on the change of officers in Ty-We, Inc., dba Beefeaters Restaurant. Mary Ann Manley, President; Margaret Thompson, Vice-President and James Manley, Secretary. All are from Cedaredge.

ELECTION - 5-4-67

The following Resolution was presented and read:

RESOLUTION

BE IT RESOLVED BY the City Council of the City of Grand Junction:

That the following persons be, and they are hereby, appointed as Judges and Clerks of the Regular Municipal Election to be held in the City on April 4, 1967:

<u>JUDGES AND CLERKS</u>		
Municipal Election April 4th, 1967		
<u>DISTRICT "A"</u>		
	<u>Receiving Board</u>	<u>Counting Board</u>

	Ila McCarrie	Susie Mendicelli
Judges	Faye Elsberry	Betty Christenson
	Mary Flockhart	Cora Hertzke
Clerks	Mabel White	Agnes Goodrich
	Winnie E. Guadnola	Marie Nowlan
<u>DISTRICT "B"</u>		
	Elsa Ratekin	Olive Lehman
Judges	Edna White	Geneva Darnell
	Marie Porter	Edythe Clodfelter
	Lucile Craft	Edna McElvain
Clerks	Lela Zimmerman	Elsie Egger
<u>DISTRICT "C"</u>		
	Elva Lindsay	Betty Joan Hill
Judges	Constance Clark	Mrs. Donald Dorman
	Wilma Porter	Erma Schlesselman
	Eudona Ficklin	Edith Ligrani
Clerks	Etna Wendel	Ermine Egger
<u>DISTRICT "D"</u>		
	Vera Stocker	Mae Tracy

Judges	Ralph Barnes	Jessie Daskam
	Jean Patterson	Nora Peterson
	Leona Watson	Bernice O'Dell
clerks	Esther Granat	Mary McInturf
<u>DISTRICT "E"</u>		
	Jame Matteroli	Grace Kruger
Judges	Emma Oberto	Lillie Keplinger
	Kathryn Harper	Margaret Brisnahan
	Mary Anne Warner	Genevieve Erskine
Clerks	Mildred Collins	Phyllis Newby

PASSED AND ADOPTED this 15th day of March, 1967.

It was moved by Councilman McCormick 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 present voting AYE. The President declared the motion carried.

The following Resolution was presented and read:

RESOLUTION

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

That the election Notice hereinafter set out be the Notice of the General Municipal Election to be held in the City on April 4th, 1967, and, further that the same be published in accordance with election procedures:

ELECTION NOTICE

CITY OF GRAND JUNCTION, COLORADO
 NOTICE OF GENERAL MUNICIPAL ELECTION
 TO BE HELD ON TUESDAY,
 THE 4TH OF APRIL, 1967

PUBLIC NOTICE IS HEREBY GIVEN THAT A GENERAL MUNICIPAL ELECTION WILL BE HELD ON TUESDAY, THE 4TH DAY OF APRIL, 1967, IN THE POLLING PLACES HEREINAFTER DESIGNATED IN THE CITY OF GRAND JUNCTION, COLORADO.

That said General Municipal Election will be held at the several polling places in the several districts of the City of Grand Junction, Colorado, in the State aforesaid as follows:

DISTRICT "A" POLLING PLACE	-	City Hall, 5th & Rood Ave.
DISTRICT "B" POLLING PLACE	-	Grand Junction High School Gymnasium Lobby, 1400 N 5th St.
DISTRICT "C" POLLING PLACE	-	Orchard Avenue School 16th & Orchard Avenue
DISTRICT "D" POLLING PLACE	-	Grand Junction Junior High School Gymnasium, 19th & Chipeta Avenue
DISTRICT "E" POLLING PLACE	-	Lincoln Park Auditorium Lincoln Park

Upon the date and at the places designated aforesaid, the polls will be open from the hour of 7 o'clock A.M. to and including and will be closed at the hour of 7 o'clock P.M. The ballots to be used in voting will be prepared and furnished by the City Clerk to the Judges of the election, to be by them furnished to the voters. The election will be held and conducted as nearly as may be, as prescribed by law for the election of municipal officers. Registration for the said election will take place in the manner now provided by Ordinance and law.

That at said election a member of the City Council will be elected from each of two election districts (i.e. Districts "B" and "C") and one member from the City at Large for a four year term; and one member from District "E" for an unexpired two-year term.

DISTRICT "B"

Ray A. Meacham

DISTRICT "C"

Stanley R. Anderson

James K. Witt

CITY AT LARGE

Robert B. Evans

DISTRICT "E"

2-yr. terms

Ellsworth F. Stein

Richard Youngerman

PASSED AND ADOPTED this 15th day of March, 1967.

President of the Council

ATTEST:

City Clerk

It was moved by Councilman Love and seconded by Councilman Youngerman 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.

The following Resolution was presented and read:

RESOLUTION

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

That the absentee ballots, if any, cast in the Regular Municipal Election to be held on Tuesday, April 4th, 1967, be counted by the Counting Board of Judges for the City's District "A".

Passed and adopted this 15th day of March, 1966.

President of the Council

Attest:

City Clerk

It was moved by Councilman Colescott and seconded by Councilman Youngerman 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.

It was moved by Councilman Wright and seconded by Councilman McCormick that the City Clerk be authorized to add to the Resolution and Notice of Election the names of any other candidate who might submit a proper petition. Motion carried.

DAYS - FORGET-ME-NOT 4-28-67 LAPEL FLAGS 5-20-67

A letter was read from Melvin H. Feller, Adj. Disabled American Veterans, G.J. Chapter #9, requesting that the Disabled American Veterans be granted permission to sell forget-me-nots on the downtown streets on April 28.

A letter was read from Dorothy A. Hart, Secretary of the Daughters of Union Veterans of the Civil War requesting permission to sell lapel flags on the streets on May 20, 1967. It was moved by Councilman McCormick and seconded by Councilman Wright that these requests be granted if they do not conflict with any other organization. Motion carried.

WOMEN'S DIV CHAMBER OF COMMERCE - REQUEST PROCLAMATION FOR 1967 CLEAN-UP CAMPAIGN 4-15-THRU 29

A letter was read from the Women's Division of the Chamber of Commerce by Maxine Zanett, Vice-President, requesting that the Mayor issue an official proclamation declaring April 15th as the beginning of the annual Clean-Up campaign stating that they were anxious to win a trophy for Grand Junction this year. President Meacham stated that he would be happy to sign such a proclamation, and it was moved by Councilman Wright and seconded by Councilman Youngerman that the Council ratify this action. Motion carried. President Meacham told Mrs. Zanett who was present the Council wished them the best of luck in their project of winning a trophy.

PROPOSED ORDINANCE - HOOK UP PERMIT & CONNECTION CHARGE TO SEWERAGE SYSTEM

The following entitled proposed ordinance was presented and read: AN ORDINANCE AMENDING SECTION 25-1 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION BY ADDING THERETO A SUBSECTION TO PROVIDE FOR A HOOKUP PERMIT AND A SUBSECTION TO PROVIDE FOR CONNECTION CHARGE TO THE CITY'S SEWERAGE SYSTEM. It was moved by Councilman McCormick and seconded by Councilman Youngerman that the proposed ordinance be passed for publication. Motion carried.

ORDINANCE NO. 1254 PASSED - ZONING LOTS 13/21 BLK 1 CRAIG SUBDIVISION TO B-1

The Proof of Publication to the following entitled proposed 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 THE ZONING OF CERTAIN LANDS 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.

It was then moved by Councilman Love and seconded by Councilman Wright that the ordinance be called up for final passage. Motion carried.

The Ordinance was then read, and it was moved by Councilman Wright and seconded by Councilman Youngerman that the Ordinance be passed and adopted, numbered 1254 and ordered published. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

ORDINANCE NO. 1255 PASSED - ZONING LOTS 4/8 FAIRMOUNT HTS SUBDIVISION TO B-1

The Proof of Publication to the following entitled proposed 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 THE ZONING OF CERTAIN LANDS WITHIN THE CITY. It was moved by Councilman Wright and seconded by Councilman Colescott that the Proof of Publication be accepted and filed. Motion carried.

It was then moved by Councilman Love and seconded by Councilman Wright that the ordinance be called up for final passage. Motion carried.

The Ordinance was then read, and it was moved by Councilman McCormick and seconded by Councilman Youngerman that the Ordinance be passed and adopted, numbered 1255 and ordered published. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

ORDINANCE NO. 1256 PASSED

The Proof of Publication to the following entitled proposed ordinance was presented and read: AN ORDINANCE AMENDING SECTIONS 3-b (12) A AND 3-B (13) A OF CHAPTER 32 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION TO PERMIT MEMBERSHIP CLUBS IN INDUSTRIAL DISTRICTS. It was moved by Councilman Colescott and seconded by Councilman Youngerman that the Proof of Publication be accepted and filed. Motion carried.

It was then moved by Councilman Youngerman and seconded by Councilman Love that the ordinance be called up for final passage. Motion carried.

The Ordinance was then read and it was moved by Councilman Love and seconded by Councilman McCormick that the ordinance be passed and adopted, numbered 1256 and ordered published. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

ORDINANCE NO. 1257 PASSED - ASSESSMENTS IN SEWER DISTRICTS - SEWER TAPS OUTSIDE CITY

The Proof of Publication to the following entitled proposed ordinance was presented and read: AN ORDINANCE AMENDING SECTION 18-19 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION CONCERNING ASSESSMENT IN SEWER DISTRICTS IN THE CITY, AMENDING SECTION 25-12 OF SUCH CODE CONCERNING SEWER TAPS OUTSIDE OF THE CITY, AND REPEALING SECTION 25-14 OF SAID CODE. It was moved by Councilman Love and seconded by Councilman Youngerman that the Proof of Publication be accepted and filed. Motion carried.

It was moved by Councilman Colescott and seconded by Councilman Youngerman that the Ordinance be called up for final passage. Motion carried.

The Ordinance was then read, and it was moved by Councilman McCormick and seconded by Councilman Love that the Ordinance be passed and adopted as read, numbered 1257 and ordered published. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

LOREY DRIVE WATER - CITY TAKES OVER WATER LINE

City Manager Gray stated that the stockholders of the Lorey Drive Water Line Company have requested that the City take over the line assuming all maintenance and billing the users direct. There are about 53 customers on the line at the present time. This area is located at 1st Street and Lorey Drive and is eligible for annexation. It was moved by Councilman Wright and seconded by Councilman Youngerman that the City accept the Lorey Drive Water line. Motion carried.

RECREATION DEPARTMENT - DONATE POOL TABLE TO BOYS CLUB & STATE HOME

City Manager Gray stated that he had received a memo from Recreation Director Frank Bradley suggesting that the City donate two pool tables with balls and cues, one each to the newly formed Boys Club and to the State Home and Training School. These tables have been in storage for 3 years and are not in very good condition. They were being held with the idea that some day we would have a recreation center. Councilman McCormick asked if this request had been approved by the Recreation Board. President Meacham thought that possibly the Boys Club could use both the

tables, and it would be more feasible to give them to this organization as the State Home has funds for recreation projects.

It was moved by Councilman McCormick and seconded by Councilman Colescott that one table be given to the Boys' Club and one to the State Home and Training School subject to the approval of the Recreation Board. Motion carried with President Meacham voting NAY.

EASEMENT AGREEMENT WITH GRAND VALLEY IRRIGATION FOR 12TH ST. SEWER LINE

The following Easement agreement with the Grand Valley Irrigation Company for the sewer main to cross the Grand Valley canal on No. 12th Street was presented.

EASEMENT AGREEMENT

THIS EASEMENT AGREEMENT, made and entered into this 16th day of March, 1967, by and between GRAND VALLEY IRRIGATION CO., hereinafter known as first party, and the CITY OF GRAND JUNCTION, hereinafter known as second party:

WITNESSETH:

WHEREAS, the second party to provide sewer service along North 12th Street requires an easement for the installation and maintenance of a sewer line across portions of the canals of the first party; and

WHEREAS, the first party is willing to grant said easement under the restrictions, terms and conditions as herein contained.

NOW, THEREFORE, in consideration of the mutual covenants hereinafter contained and the payment of \$100.00, the receipt of which is hereby acknowledged, it is agreed as follows:

1. The first party hereby sells and quit claims to the second party, an easement for the installation and maintenance of an underground sewer pipeline over and across the following described property, to-wit:

A strip of land 20 feet in width, being 10 feet on either side of the pipeline, as the same is shown on the map attached hereto and made a part hereof by reference, extending from the south right-of-way line to the north right-of-way line of the Grand Valley Irrigation Co. canal, Mesa County, Colorado.

2. In consideration of the granting of the above easements, the second party agrees as follows:

a. To commence construction of the sewer line immediately, according to plans and specifications submitted to the first

party, and to complete said construction on or before March 24, 1967.

b. Upon completion of construction to repair and replace any and all ditch banks or ditch beds and any other portion of the premises to their original condition.

c. To indemnify and hold free and harmless the first party from any and all damages which may be suffered by any landowners or occupants as a result of flooding or any other damage which is or may be caused, by the installation or maintenance of the sewer line of the second party across the easements.

3. The second party shall have no right to perform any excavation for the maintenance of its sewer line across, over or under the canal of the first party at any time when first party is running water through its canal.

In the event of a breakage of second party's sewer line, second party shall be responsible for such breakage and all damages caused thereby, and the second party agrees at all times to hold the first party free and harmless from any and all damages and claims, suits and actions which may be brought against first party by reason of any breakage or leakage of second party's sewer line, including court costs and attorney's fees incurred by first party in defending against any such claims, suits and demands.

4. The parties hereto mutually agree that the first party shall not be responsible for any manner whatsoever for the breakage of said sewer line or interruption of sewer services of the second party occurring within the area of the easement granted by this instrument, except as caused by negligence of first party or its agents. Provided, however, that nothing herein contained shall be construed to prevent the first party from doing and performing any maintenance work on or in its canal which the first party may in its sole discretion deem proper or desirable and irrespective of whether such maintenance work shall interrupt sewer service provided by second party, it being the intention of this agreement that the easement hereby granted second party is in all ways subordinate to the right and duty of first party to maintain its canal.

This agreement shall extend to and be binding upon the successors and assigns of the parties hereto.

GRAND VALLEY IRRIGATION CO.

By (Signed) V. A. Meek\President

ATTEST:

(Signed) Shirley G. Stocker\Secretary

SEAL

CITY OF GRAND JUNCTION, COLORADO

By (Signed) Ray A. Meacham
President of the Council

ATTEST:

(Signed) Helen C. Tomlinson
City Clerk

SEAL

The Easement Agreement stipulates that the City is to pay \$100 for the easement. It was moved by Councilman McCormick and seconded by Councilman Youngerman that the President of the Council and the City Clerk be authorized to sign the easement agreement. Motion carried.

WATER & SEWERAGE TREATMENT PLANTS - TRIP WITH HDR TO DENVER, OMAHA

Councilman McCormick reported on a hurried trip that was made by him, Messrs. Gray, Hickman and two members of the press to Denver and Omaha to visit sewer and water treatment plants which had been constructed or were under construction by Henningson, Durham and Richardson. It was an educational trip. He felt he would be more qualified to consider questions that will be coming up in the near future concerning the Grand Junction plants.

City Manager Gray stated that he felt that after seeing the plants in Aurora, Denver and Omaha that the Council had been very wise in their choice of a consulting firm. Water rentals are much higher in Omaha than in Grand Junction and also in Aurora.

Councilman Colescott thanked everyone for the many courtesies extended to him while he had been ill.

AREA SEWER SURVEY

Mr. Paul Walker, Regional Planning Director, was present and stated that the contour mapping program has been completed by Jack Spawn and Henningson, Durham & Richardson should have the completed plans within the next day or so.

ADJOURNMENT

It was moved by Councilman McCormick and seconded by Councilman Love that the meeting adjourn. Motion carried.

/s/ Helen C. Tomlinson
City Clerk