

Grand Junction, Colorado

November 15, 1967

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 o'clock P.M. November 15, 1967 in the Civic Auditorium at City Hall. Councilmen present and answering roll call were R. B. Evans, Stanley Anderson, R. G. Youngerman and President Pro Tem C. E. McCormick. Councilmen Harry O. Colescott, Herbert M. Wright and President Ray A. Meacham were absent. Also present were City Manager R. N. Gray, City Attorney Gerald J. Ashby and City Clerk Helen C. Tomlinson.

INVOCATION

The invocation was given by Reverend Joseph Kane of the Immaculate Heart of Mary Catholic Church.

MINUTES

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

HEARING - LIQUOR LICENSE - BEEFEATERS RESTAURANT TO CLOSE OPERATION

At the last meeting of the City Council, it was decided to hold a hearing concerning the liquor license at the Beefeaters' Restaurant. Chief of Police Karl Johnson had written a "memo" stating that James Manley, son of Mary Manley, who holds the license, has been assisting in the operation of the business. James Manley is not eligible for licensing and many problems exist when he is in the restaurant. Mrs. Manley was served a notice to appear before the Council for a hearing on her license. Mr. Keith Mumby, Attorney, was present at the meeting on behalf of Mrs. Manley. Ed VanderTook, Detective, represented the Police Department.

City Attorney Ashby stated that Mrs. Manley does have a problem and it has been suggested to her that she close her doors and not re-open unless she solves her problems and comes to the Council and assures the members that the Beefeaters' will be operated properly. She wishes to retain her present license and also would like to have her license renewed for 1968 so that if possible she could sell the business. A buyer would also have to come before the Council for determination of character. Mr. Mumby stated that Mrs. Manley would not open the restaurant on Nov. 16th. It was moved by Councilman Youngerman and seconded by Councilman Evans that Mrs. Manley be permitted to close the restaurant and that her present license be continued. Motion carried.

1968 LIQUOR APPLICATIONS APPROVED

The following applications for renewal of liquor licenses were presented:

Hotel & Restaurant (\$325-State \$276.25-City \$48.75) Occup \$250 (City)

Bamboo Restaurant & Cocktail Lounge, Arnold C. & Winifred Ebert, 215 N 5th

Bar X Motel, Restaurant & Lounge, Elmer B. Nelson & Donna R. Copeland, 1600 North Ave.

Beacon Cafe & Lounge, Geo. P. Chronis & Paul J. Mitchell, 609 Main St.

Beefeater's Steak House, Mary Ann Manley, Pres., TY-We, Inc., 159 Colo.

Cafe Caravan, Marian S. Vogel, Julian E. & Alan M. Simpson, 105 W. Main

Commercial Inn, Ski Lu, Inc., 233 North Ave.

Dream Restaurant, Lucile M. Buchanan, 118 Main St.

Jensen's Flamingo Lounge, Hazel S. Jensen, 201 Colo. Ave.

Mark's Finer Dining, Mark M., Antonia V. Wagner & L.C. Kopanos, 105 N 2nd

Pantuso's Pizzeria, James & August Pantuso, 103 N 1st

Reverse R. Bar, Jess J. & Jack D. Ritter, 122 So. 5th St.

Royal Bar & Cafe, Wayne G. & Georgia A. Olson, 209 Colo.

Royal Motel, Royal Motel Co., 1810 North Ave.

Saint Regis Lounge, Katherine L. Blackshear, 355 Colo.

Santy's Cafe & Lounge, Tony & Willow Bea Santy, 335 Main St.

Retail Liquor Store (\$150-State \$127.50-City \$22.50) Occup \$250 (City)

City Liquor Drive In, Sylvester J. & Rebeca M. Lewis, 901 N 1st

Crown Liquor Store, Ben & Julia Poloni, 119 S 4th

Foresight Liquors, Wm. M. & Idona Gaylor, 201 Main St.

Grand Liquor Store, Thos. N. & Marguerite Mulvihill, 220 W. Grand

Hilltop Liquor Store, Clarence B. & Vernace E. Olson, 1563 Highway #50

Jim's Liquors, Melvin J. & Helen M. Benton, 1560 North Ave.

Johnnie's Liquor Store, Johnnie Retolaza, 1000 N 5th St.

Last Chance Liquor Store, Clara E. Warren, 1203 Pitkin Ave.

North Ave. Liquor Store, Wm. J. & Betty E. Burke, 801 North Ave.

Raso Liquors, Raffalina Raso & Dora F. Pantuso, 202 Ute Ave.

State Liquors, Inc., Richard Stranger, Mgr., 659 Rood Ave.

Taylor's Liquors, Craig & Joyce Taylor, 401 North Ave.

Teller Arms Liquor Shoppe, Rufus M. & Florence M. Jones, 2401 north Ave.

Clubs (\$100- State \$85 - City \$15.) (Occupational \$100 - City)

B.P.O. Elks #575, 249 S 4th

V.F.W. Post #1247, Beye-Lotz Post #1247 Veterans of Foreign Wars of the U.S., Inc., 1400 Ute P.O. Box 87

A letter was read from the Mesa County Health Department which stated that inspections had been made of all outlets and that they were now in satisfactory compliance with health standards. Chief of Police Johnson wrote a letter stating that he had reviewed all outlets having a hotel and restaurant liquor license and they all appeared to be eligible for renewal. He stated that all licensees are making a genuine effort to operate in an acceptable manner. It was moved by Councilman Evans and seconded by Councilman Youngerman that the applications be approved and that licenses be issued when State licenses have been received. Motion carried.

HEARING 12-6-67 - ZONING NORTH CENTRAL ANNEXATION

A hearing has been set for December 6, 1967 regarding zoning for North Central Annexation.

PROPOSED ORDINANCE - APPROPRIATIONS FOR 1968

The following entitled proposed ordinance was presented and read: AN ORDINANCE APPROPRIATING CERTAIN SUMS OF MONEY TO DEFRAY THE NECESSARY EXPENSES AND LIABILITIES OF THE CITY OF GRAND JUNCTION, COLORADO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 1968, AND ENDING DECEMBER 31, 1968, AND FIXING THE SALARY OF THE CITY MANAGER OF SAID CITY. It was moved by Councilman Youngerman and seconded by Councilman Evans that the proposed ordinance be passed for publication. Motion carried.

SS DIST 23-67 - RESOLUTION CREATING DIST & ADOPTING DETAILS, PLANS & SPECS (NW COR 7TH & PATTERSON)

City Manager Gray stated that a petition has been presented signed by 100% of the property owners at the northwest corner of 7th and Patterson requesting sanitary sewer. The proposed sewer line would run west of 7th and Patterson Road along the north side of the property line to the Willowbrook Subdivision trunk outfall line. A dental office and other businesses are proposed for approximately the 800 feet in the City along Patterson Road west of 7th Street. The remaining 800 to 1000 feet fronting Patterson Road west to the east boundary of Willowbrook Subdivision which is not in the City would have to annex to the City and pay tap fees before being served from this line. Construction can start within sixty days in order to keep up with the construction on the property. The following Resolution was presented and read:

RESOLUTION

DECLARING THE INTENTION OF THE CITY COUNCIL OF GRAND JUNCTION, COLORADO, TO CREATE WITHIN SAID CITY A LOCAL IMPROVEMENT DISTRICT TO BE KNOWN AS SANITARY SEWER DISTRICT NO. 23-67, AND AUTHORIZING

THE CITY ENGINEER TO PREPARE DETAILS AND SPECIFICATIONS FOR THE SAME.

WHEREAS, the City Council of the City of Grand Junction, Colorado, has found and determined, and does hereby find and determine, that the construction of a sanitary sewer drainage system within the area hereinafter described is necessary for the health and safety of the residents of the territory to be served, and would be of special benefit to the property included within said district; and,

WHEREAS, the City Council deems it advisable to take the necessary preliminary proceedings for the creation of a special improvement sanitary sewer district to be known as Sanitary Sewer District No. 23-67;

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

1. That the district of lands to be assessed with the cost of the proposed sanitary sewer improvement shall be as follows:

Lot 2 - Beginning at a point 14.00 feet West and 10.00 feet South of the Southeast corner of Lot 2, Fairmount Heights Subdivision; thence West 136.00 feet; South 10.00 feet and parallel to the South line of said Lot 2; thence North 40.00 feet; thence East 87.8 feet; thence Southeasterly 62.6 feet to the point of beginning.

Lot 3 - The South 85.00 feet of Lot 3, Fairmount Heights Subdivision, except the North 50.00 feet of the East 100.00 feet thereof.

Lot 4 - All of Lot 4, Fairmount Heights Subdivision

Lot 5 - The South 150 feet of Lot 5 Fairmount Heights Subdivision

Lot 6 - The South 150 feet of Lot 6 Fairmount Heights Subdivision

Lot 7 - The South 150 feet of Lot 7 Fairmount Heights Subdivision

Lot 8 - The South 150 feet of Lot 8 Fairmount Heights Subdivision

Lot 9 - The South 150 feet of Lot 9 Fairmount Heights Subdivision

All of said property being in Mesa County, Colorado.

2. That the City Engineer be, and he is hereby, authorized and directed to prepare and file full details, plans and specifications for such sewer construction, and an estimate of the total cost thereof, exclusive of the per centum for cost of collection and other incidentals, and of interest to the time the first installment becomes due, and a map of the district to be

assessed, from which the approximate share of said total cost that will be assessed upon each piece of real estate in the district may be readily ascertained, all as required by Ordinance No. 178, as amended, of the City.

ADOPTED AND APPROVED this 15th day of November, 1967.

President of the Council

ATTEST:

City Clerk

It was moved by Councilman Anderson and seconded by Councilman Youngerman that the Resolution be passed and adopted as read. Roll was called on the motion with the following result:

Councilmen voting AYE: R. B. Evans
 Stanley Anderson
 R. G. Youngerman
 President Pro Tem: Chas. E. McCormick

Councilmen voting NAY: None
Councilmen absent and not voting: Harry O. Colescott
 Herbert M. Wright

 President of the Council: Ray A.
Meacham

All members of the Council present having voted AYE, President Pro Tem McCormick declared the motion carried and Resolution duly passed and adopted.

The following Resolution was presented and read:

RESOLUTION

RESOLUTION ADOPTING DETAILS, PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF A SEWER IN THE CITY OF GRAND JUNCTION, COLORADO, IN SANITARY SEWER DISTRICT NO. 23-67, DETERMINING THE NUMBER OF INSTALLMENTS AND THE TIME IN WHICH THE COST OF SAID IMPROVEMENTS SHALL BE PAYABLE, THE RATE OF INTEREST ON UNPAID INSTALLMENTS AND THE DISTRICT OF LANDS TO BE ASSESSED WITH THE COST OF THE PROPOSED IMPROVEMENTS, AND AUTHORIZING NOTICE OF INTENTION TO CREATE SAID DISTRICT AND A HEARING THEREON.

WHEREAS, on the 15th day of November, 1967, the City Council of the said City of Grand Junction, Colorado, by Resolution, authorized the City Engineer to prepare and file full details, plans and specifications for construction of a sanitary sewer within proposed Sanitary Sewer District No. 23-67, together with

an estimate of the total cost of such improvements, and a map of the District to be assessed; and,

WHEREAS, said City Engineer has fully and strictly complied with the directions so given and has filed such details, plans and specifications, estimate and map, all in accordance with said Resolution and the requirements of Ordinance 178, as amended, of said City;

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

Section 1. That said details, plans, specifications, estimate and map be, and the same are hereby, approved and adopted.

Section 2. That the District of lands to be assessed with the cost of said improvements is described as follows:

Lot 2 - Beginning at a point 14.00 feet West and 10.00 feet South of the Southeast corner of Lot 2, Fairmount Heights Subdivision; thence West 136.00 feet; South 10.00 feet and parallel to the South line of said Lot 2; thence North 40.00 feet; thence East 87.8 feet; thence Southeasterly 62.6 feet to the point of beginning.

Lot 3 - The South 85.00 feet of Lot 3, Fairmount Heights Subdivision, except the North 50.00 feet of the East 100.00 feet thereof.

Lot 4 - All of Lot 4, Fairmount Heights Subdivision

Lot 5 - The South 150 feet of Lot 5 Fairmount Heights Subdivision

Lot 6 - The South 150 feet of Lot 6 Fairmount Heights Subdivision

Lot 7 - The South 150 feet of Lot 7 Fairmount Heights Subdivision

Lot 8 - The South 150 feet of Lot 8 Fairmount Heights Subdivision

Lot 9 - The South 150 feet of Lot 9 Fairmount Heights Subdivision

All of said property being in Mesa County, Colorado.

Section 3. That the cost of the improvements together with a \$0.01 per square foot charge for a trunk and system improvement fee shall be assessed upon all the real estate in the said District, exclusive of public highways. Such assessment shall be made in the proportion as the area of each piece of real estate is to the area of all the real estate in the District.

Section 4. The assessments to be levied against the property in said District to pay the cost of such improvement and the trunk fee, shall be due and payable, without demand, within thirty days

after the final publication of the ordinance assessing such cost, and if paid during such period the amount added for collection, incidentals and interest shall be deducted; provided, that all such assessments may, at the election of the owners of property in said District, be paid in ten equal installments, the first of which shall be payable at the time the next installment of general taxes is due and payable, after the expiration of said thirty days, and the following annual installments shall be paid on or before the same date each year thereafter, with interest, in all cases, on unpaid principal, payable annually at a rate not to exceed six per centum per annum.

Section 5. Notice of Intention to Create Said Sanitary Sewer District No. 23-67, and of a hearing thereon, shall be given by advertisement in one issue of the Daily Sentinel, a newspaper of general circulation published in said City, which Notice shall be in substantially the following form:

NOTICE

OF INTENTION TO CREATE SANITARY SEWER DISTRICT NO. 23-67 IN THE CITY OF GRAND JUNCTION, COLORADO, AND A HEARING THEREON.

PUBLIC NOTICE is hereby given to the owners of real estate in the District hereinafter described, and to all persons generally interested, that the City Council of the City of Grand Junction, Colorado, intends to create Sanitary Sewer District No. 23-67 in said City for the purpose of constructing a sanitary sewer to serve the property hereinafter described.

The said Sanitary Sewer District shall include all of the following described real estate:

Lot 2 - Beginning at a point 14.00 feet West and 10.00 feet South of the Southeast corner of Lot 2, Fairmount Heights Subdivision; thence West 136.00 feet; South 10.00 feet and parallel to the South line of said Lot 2; thence North 40.00 feet; thence East 87.8 feet; thence Southeasterly 62.6 feet to the point of beginning.

Lot 3 - The South 85.00 feet of Lot 3, Fairmount Heights Subdivision, except the North 50.00 feet of the East 100.00 feet thereof.

Lot 4 - All of Lot 4, Fairmount Heights Subdivision

Lot 5 - The South 150 feet of Lot 5 Fairmount Heights Subdivision

Lot 6 - The South 150 feet of Lot 6 Fairmount Heights Subdivision

Lot 7 - The South 150 feet of Lot 7 Fairmount Heights Subdivision

Lot 8 - The South 150 feet of Lot 8 Fairmount Heights Subdivision

Lot 9 - The South 150 feet of Lot 9 Fairmount Heights Subdivision

All of said property being in Mesa County, Colorado.

The probable total cost of said improvements, as shown by the estimate of the City Engineer, is \$6,846.18, which sum includes the \$0.01 per square foot trunk fee but is exclusive of costs of collection, interest and incidentals.

The maximum share of said total estimate to be borne by the real estate in the district shall be \$0.055 per square foot of real estate.

To all of said estimated cost there shall be added six per centum for costs of collection and incidentals and also interest at the rate borne by the special assessment bonds of said District to the next succeeding date upon which general taxes are by the laws of the State of Colorado made payable. The said assessment shall be due and payable, without demand, within thirty days after the final publication of the ordinance assessing such cost, and if paid during such period, the amount added for collection, incidentals and interest shall be deducted; provided, that all such assessments may, at the election of the owners of property in said District, be paid in ten equal installments which become due upon the same date upon which general taxes are by the laws of the State of Colorado made payable. Interest at the rate of six per centum per annum shall be charged on unpaid installments.

On the 17th day of January, 1968, at the hour of 7:30 o'clock P.M., in the Council Chambers in the City Hall of said City, the Council will consider the ordering of the proposed improvements and will hear all complaints and objections that may be made in writing concerning the proposed improvements by the owners of any real estate to be assessed or by any person interested.

A map of the District, from which the approximate share of the total estimated cost to be assessed upon each piece of real estate in the District may be readily ascertained, and all proceedings of the Council in the premises are on file and can be seen and examined by any person interested therein, in the office of the City Clerk during business hours, at any time prior to said hearing.

Dated at Grand Junction, Colorado, on this 15th day of November, 1967.

City Clerk

SEAL

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

