

Grand Junction, Colorado

December 6, 1967

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 o'clock P.M. December 6, 1967 in the Civic Auditorium at City Hall, Councilmen present and answering roll call were Chas. E. McCormick, R. B. Evans, Stanley Anderson, Harry O. Colescott, R. G. Youngerman, Herbert M. Wright and President Ray A. Meacham. Also present were City Manager Gray, City Attorney Ashby and City Clerk Helen C. Tomlinson.

INVOCATION

The invocation was given by Reverend Ronald Hamilton, Pastor, First Methodist Church.

MINUTES

It was moved by Councilman McCormick and seconded by Councilman Youngerman that the minutes of the regular meeting held November 15, 1967 be approved as written. Motion carried.

HEARING - ASSESSMENTS I.D. NO. ST-67

This was the date set for hearing on assessments for I.D. ST-67. There were no written protests and no one in the audience who was interested in this district or made objection. The President of the Council closed the hearing.

HEARING - NORTH CENTRAL ANNEXATION

This was the date set for hearing on the proposed zoning for the North Central Annexation, located on the southeast corner of 7th and Patterson Road. No protests were filed concerning the proposed zoning of B-1 and R-3. The President closed the hearing.

HEARING - APPROVE R.G. SUBDIVISION - 28 ROAD & ELM

This was the date set for hearing on the R. G. Subdivision at 28 Road and Elm Avenue. There were no protests filed in connection with this subdivision. It was moved by Councilman McCormick and seconded by Councilman Evans that the plat of R. G. Subdivision be accepted and signed by the President of the City Council and attested by the City Clerk; that it be approved and filed with the Mesa County Clerk and Recorder; that a copy thereof be placed on file in the office of the County Assessor and City Engineer. Motion carried.

PROPERTY - SELL LOT 10 BLK 2 WESTLAKE PARK ANNEX #2 TO BLAINE FORD \$1850

Mr. Blaine D. Ford offered \$1,850 for Lot 10 Block 2 West Lake Park Annex #2. The following Resolution was presented and read:

RESOLUTION

WHEREAS, the City of Grand Junction is the owner of property situate in Mesa County, Colorado, described as follows:

Lot 10 in Block 2 Westlake Park Annex No. 2, according to the recorded plat thereof, in the City of Grand Junction,

and,

WHEREAS, Blaine D. Ford has offered to purchase said Lot for the sum of \$1,850.00, which is a fair and reasonable price therefor, and

WHEREAS, said lot is not used for or held for park or governmental purpose;

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

That the City Manager on behalf of the City, and as the act of the City be, and he is hereby, authorized to convey said Lot to Blaine D. Ford by Warranty Deed upon receipt of the purchase price stated.

Passed and Adopted this 6th day of December, 1967.

President of the Council

ATTEST:

City Clerk

It was moved by Councilman Anderson and seconded by Councilman McCormick 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.

PROPERTY - EXCHANGE DEEDS CITY MARKET INC 1ST & ORCHARD

A letter from James K. Groves, Attorney for City Market, Inc., was read. Mr. Groves requested that the City Council deed to City Market, Inc. a tract of land on the west side of First Street at Orchard Avenue. This property had been deeded to the City originally in error to provide a right of way. Even though a corrected deed had been given to the City, Mr. Groves felt that

there was a cloud on the title of his client's property. The following Resolution was presented and read:

RESOLUTION

WHEREAS, through a description error, the City of Grand Junction acquired an interest in the following described property, situate in Mesa County, Colorado, to-wit:

Beginning 30 feet north and 40 feet west of the southeast corner of the Northeast Quarter of Section 10, Township 1 South, Range 1 West of the Ute Meridian, thence west 260 feet; thence north 20 feet; thence east 260 feet; thence south 20 feet to the point of beginning,

and,

WHEREAS, First Street City Market, Inc., a Colorado corporation, has requested that the City convey to it, by Quit Claim Deed, whatever interest the City may have in said property, and

WHEREAS, the City has no desire or interest in retaining any interest in said land, and the same is not held or used for park or governmental purposes;

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

That the City Manager, Richard N. Gray, on behalf of the City and as the act of the City, be authorized, and he is hereby authorized, to convey to First Street City Market, Inc. by Quit Claim Deed any interest the City may have in the above-described property.

Passed and Adopted this 6th day of December, 1967.

President of the Council

ATTEST:

City Clerk

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

DOWNTOWN PARKING CORP. - ADDENDUM TO LEASE - TO INCLUDE SOUTHWEST AND NORTHWEST CORNERS OF 7TH & MAIN LOTS - APPROVED - INSTR #4162?

City Attorney Ashby read an Addendum to the lease with the Downtown Parking Company, Inc. This addendum is to include the two off-street parking lots on the northwest and southwest corner of 7th and Main Street recently purchased by Downtown Parking Co., Inc. The lots will be ready for use sometime within a week although the parking meters are not installed yet. Free parking will be available during the Christmas rush.

It was moved by Councilman Wright and seconded by Councilman Colescott that the Addendum be approved and the President of the Council and City Clerk be authorized to sign same. Motion carried.

3.2 BEER RENEWALS - FOOD TIME DRIVE IN GROC, INC, 1117 N 1ST & PIZZA HUT, 1230 N 12TH

Applications for renewal of 3.2 beer licenses were presented by Food Time Drive In Grocery, Inc., 1117 No. 1st Street, and The Pizza Hut, 1230 No. 12th. Letters from Chief of Police Karl Johnson were read stating that there was no reason known to him why the licenses should not be renewed. It was moved by Councilman Colescott and seconded by Councilman Youngerman that the applications be approved and licenses granted when state licenses have been received. Motion carried.

REFUSE COLLECTION & DISPOSAL - SUBURBAN - MESA COUNTY HEALTH DEPARTMENT REQUEST MEETING TO EXPLORE FEASIBILITY

A letter was read from Dr. John V. Sessums, Jr., Health Officer for Mesa County Health Department, stating that the Mesa County Board was requesting that the Health Dept. staff meet with officials of the City to discuss the possibilities of a contract with the City for disposal and/or collection of solid wastes in suburban areas of Mesa County adjacent to Grand Junction. Councilmen Colescott and Wright stated they would be available for a meeting with the Health Dept. officials whenever City Manager Gray could set up the meeting.

PROPOSED ORDINANCE - ASSESSING I.D. ST-67 (WILLOWBROOK)

The following entitled proposed ordinance was presented and read: AN ORDINANCE APPROVING THE WHOLE COST OF THE IMPROVEMENTS MADE IN AND FOR IMPROVEMENT DISTRICT NO. ST-67, IN THE CITY OF GRAND JUNCTION, COLORADO, PURSUANT TO ORDINANCE NO. 178, ADOPTED AND APPROVED THE 11TH DAY OF JUNE, 1910, AS AMENDED; APPROVING THE APPORTIONMENT OF SAID COST TO EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICT; ASSESSING THE SHARE OF SAID COST AGAINST EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICT; APPROVING THE APPORTIONMENT OF SAID COST; AND PRESCRIBING THE MANNER FOR THE COLLECTION AND PAYMENT OF SAID ASSESSMENTS. It was moved by Councilman McCormick and seconded by Councilman Anderson that the proposed ordinance be passed for publication. Motion carried.

PROPOSED ORDINANCE - ZONING NO. CENTRAL ANNEX - B-1 & R-3 (SE 7TH & PATTERSON)

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 Evans that the proposed ordinance be passed for publication. Motion carried.

PROPOSED ORDINANCE - ANNEXATION - WESTERN (WESTERN MEAT PACKERS) (REDLANDS) - INSTR NO. 4214

A small parcel of land owned by the City of Grand Junction north of the City shops area was included in the petition for annexation. As 100% of the property owners have signed the petition, it was moved by Councilman Youngerman and seconded by Councilman Wright that the President of the City Council sign the petition for annexation to annex the area north of the City shops. Motion carried.

The following proposed entitled ordinance was presented and read: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION, COLORADO. It was moved by Councilman Evans and seconded by Councilman McCormick that the proposed ordinance be passed for publication. Motion carried.

ORDINANCE NO. 1975 (Emerg) - PASSED - 1968 APPROPRIATIONS & CITY MANAGER'S SALARY

The Proof of Publication to 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 AND DECLARING AN EMERGENCY. It was moved by Councilman McCormick and seconded by Councilman Evans that the Proof of Publication be accepted and filed. Motion carried.

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

The Ordinance was then read, and it was moved by Councilman Colescott and seconded by Councilman Youngerman that the ordinance be passed and adopted as an emergency ordinance, numbered 1275 and ordered published. Roll was called on the motion with all councilmen voting AYE. The President declared the motion carried.

RESOLUTION - METRO SEWER - ADOPT COMPLETED PLANNING DOCUMENTS, MASTER PLAN ETC.

The following Resolution was presented and read:

RESOLUTION

WHEREAS, the City of Grand Junction, Colo. accepted an offer from the United States Government for an advance for preparation of planning documents pertaining to a public work described as Master Plan for Sanitary Interceptor Sewers and Sewage Treatment for the City and Environs;

WHEREAS, Henningson, Durham & Richardson was engaged to prepare the planning documents for the aforesaid public work, and said architect and/or engineer has completed documents and submitted them for approval; and

WHEREAS, the completed planning documents have been are fully studied and are considered to comprise adequate planning of the public work essential to the community and within the financial ability of the City of Grand Junction, Colorado to construct;

NOW, THEREFORE, BE IT RESOLVED BY the City Council, City of Grand Junction, Colorado, the governing body of said applicant, that the planning documents submitted by Henningson, Durham and Richardson as the basis for detailed planning of the master plan for sanitary interceptor sewers and sewage treatment for the City and environs dated Nov. 29, 1967, and the statements in Form HUD-4430, Request for Review and Approval of Planning Documents, in connection with Department of Housing and Urban Development Project No. P Colo 3085 be and the same are hereby approved; and that certified copies of this resolution be filed with the Department of Housing and Urban Development.

President of the City Council

ATTEST:

City Clerk

CERTIFICATE OF RECORDING OFFICER

I, the undersigned, the duly qualified and acting City Clerk of the City of Grand Junction, Colorado, (herein called the "applicant") and the keeper of the records of the applicant, including the Journal of Proceedings of the City Council (herein called the "governing body"), do hereby certify:

1. That the attached resolution is a true and correct copy of the resolution as finally adopted at a meeting of the governing body on the 6th day of December, 1967, and duly recorded in my office;

2. That said meeting was duly convened and held in all respects in accordance with law and to the extent required by law due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting, and a legally sufficient number of members of the governing body voted in the proper manner and for the adoption of said resolution; that all other requirements and proceedings under the law incident to the proper adoption or passage of said resolution, including publication, if required, have been duly fulfilled, carried out, and otherwise observed; and that I am authorized to execute this certificate;

IN WITNESS WHEREOF, I have hereunto set my hand this 6th day of December, 1967.

City Clerk
City of Grand Junction, Colorado

It was moved by Councilman McCormick and seconded by Councilman Evans 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.

**TRAFFIC - TURN ON RED LIGHT AFTER STOP - PROHIBITED BY STATE
HIGHWAY DEPARTMENT**

City Manager Gray reported on making right turns on red lights. He read a letter from Gus Byrom, Assistant City Engineer. Mr. Byrom had contacted the State Highway Department concerning the installation of more signs allowing right turns after stopping on red lights. The State Highway Dept. requested that the City remove all of the signs which are now being used as they are not in conformance with the Colorado statutes nor the National Manual on Uniform Traffic Control Devices. The signs at 1st and Grand may continue to be used.

It was moved by Councilman McCormick and seconded by Councilman Youngerman that the City comply with the request of the State Department of Highways and remove all "right turn on red lights" signs. Motion carried.

**DOWNTOWN SHOP PARK - MAINTENANCE OF ARCADES - POLICY TO BE
ESTABLISHED**

City Manager Gray stated that since the U. S. Bank had constructed the first arcade in Phase V of Operation Foresight, that there are questions as to the policy for maintenance. The original plan called for the City to construct and maintain the arcades. The U. S. Bank has requested that the City maintain the arcade and bill them for the cost. Until the Park Dept. has established figures for the cost of this maintenance, it is difficult to state what the amount will actually be. A policy for this and future arcades should be established.

Councilman Wright remarked that it was a fine thing for private enterprise to develop the arcades, and that the City should keep the charge for the maintenance at a minimum. It was moved by Councilman Wright and seconded by Councilman Youngerman that the City Manager be authorized to make a study of the cost of maintenance and enter into a contract with the U. S. Bank for the cost of caring for the Arcade; City Manager Gray to report back to the Council on costs within a year, after all costs have been ascertained. Motion carried.

PARK - DONATION OF 10 ACRES ON ORCHARD MESA BY L. W. & MRS. BURKEY
- ACCEPTED

Mr. and Mrs. L. W. Burkey have offered to give the City a ten-acre tract of land on Orchard Mesa which is now a peach orchard. This property to be used preferably for a park, or other municipal purpose. The members of the Quaker Church are maintaining this property and harvesting any peaches which are produced. This plan would still be effective in 1968. The stipulation that the City would not develop the plot until the area comes into the City would be effective. It was moved by Councilman Wright and seconded by Councilman Evans that the Council accept this plot of ground with thanks and that a letter of appreciation be written to Mr. and Mrs. Burkey. Motion carried.

LAW & ORDER - COMMITTEE WORKING ON

Councilman Anderson reported that the Committee on Law and Order were working hard and would have a full report to the Council before long.

ADJOURNMENT

It was moved by Councilman Evans and seconded by Councilman Youngerman that the meeting adjourn. Motion carried.

/s/ Helen C. Tomlinson
City Clerk