

Grand Junction, Colorado

September, 18, 1968

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 o'clock P.M. September 18, 1968 in the Civic Auditorium at City Hall. Councilmen present and answering roll call were C. A. Walt, Stanley R. Anderson, Harry O. Colescott, Herbert M. Wright, Ray A Meacham and President R. G. Youngerman. Councilman R. B. Evans was 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 Rev. Joseph Kane, Immaculate Heart of Mary.

MINUTES

It was moved by Councilman Anderson and seconded by Councilman Colescott that the minutes of the regular meeting held September 14, 1968 be approved as written. Motion carried.

HEARING - 3.2% BEER APPLICATION - HARLAN & TAYLOR DBA CAPRI, 307 S. 12TH STREET - ACTION TABLED TO NEXT COUNCIL MEETING

This was the date set for a hearing on the application of Edward Harlan and Cloyce Taylor for a 3.2 beer license at 307 S. 12th Street. Mr. Taylor was present and spoke to the Council, telling them that he intended to operate this place for entertainment for young people. He would have the place open on Saturday from 10 AM to 4 PM for teens under sixteen, at which time beer would not be sold. He would then close it, and open later in the afternoon for those over eighteen. Only those under eighteen would be admitted on Sunday, and no beer would be sold.

A petition had been circulated in the neighborhood with 112 names on it opposing the granting of the license. Mr. Taylor gave a petition which he had circulated some time ago when he first filed his application for the license, showing about 50 names in favor of the license. Mr. Taylor had not completed the petition and had not filed it with the City Clerk previously.

This would be a place where negroes were free to go, and especially job corps boys, who at the present time stay in Lincoln Park, or the bus depot, or go to shows. Mr. Taylor asked the Council to consider the granting of the license on its own merits and not on what has gone on before at this location. Gary Hanson, a nineteen-year old reporter for a local radio station, spoke in favor of granting the license. Charles Lopas, who

circulated the petition against the license, stated that he wanted it understood that this was not a racial matter. The parking in this area is not sufficient to take care of the crowds that gather around there, and previous establishments have been detrimental to the neighborhood and a nuisance. The hearing, was closed and the matter will be decided at the next regular Council meeting giving the Council sufficient time to study the matter.

#### CEDAR AVENUE - PETITION TO OPEN FROM 13TH TO 15TH

A petition had been filed by residents in the area of Cedar Avenue from Thirteenth to Fifteenth Street. This street has not been opened to the public, and one resident insists on barricading it so that there is no access through on Cedar Avenue. For the past twenty years or more the public has been using the street, even though there has been no dedicated right-of-way. Mr. Don Warner, Development Director, stated that he has about completed the task of searching records for ownership and getting deeds for a thirty-five foot right-of-way and in the near future will be able to go in and take out two large trees and then grade and gravel the street.

#### 3.2 BEER HEARING - 10-2-68 ON CHANGE OF ADDRESS FOR CITY MARKET TO 1909 N. 1ST STREET

A hearing on the change of address for City Market will be held on October 2nd. The City Market, Inc. is moving its store from 1014 Orchard to 1909 North 1st.

#### ORDINANCE NO. 1291 - ASSESSMENTS FOR SANITARY SEWER DISTRICT 23-67

The Proof of Publication to the following entitled proposed ordinance was presented and read: AN ORDINANCE APPROVING THE WHOLE COST OF THE IMPROVEMENTS MADE IN AND FOR SANITARY SEWER DISTRICT NO. 23-67, 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 Anderson and seconded by Councilman Wright that the Proof of Publication be accepted and filed. Motion carried.

It was moved by Councilman Meacham 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 Walt and seconded by Councilman Anderson that the Ordinance be passed and adopted as read, numbered 1291 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. 1292 PASSED - ZONING LOTS 17/22 BLOCK 6 AND LOTS 11/22 BLOCK 17 TO B-3 (N. 7TH STREET BETWEEN BELFORD TO NORTH)

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 CHANGING THE ZONING ON CERTAIN LANDS WITHIN THE CITY. It was moved by Councilman Meacham and seconded by Councilman Anderson that the Proof of Publication be accepted and filed. Motion carried.

It was moved by Councilman Colescott 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 Anderson and seconded by Councilman Walt that the Ordinance be passed and adopted as read, numbered 1292 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. 1293 PASSED - ZONING LOTS 1/10 BLOCK 18 TO B-3 (N. 7TH STREET BELFORD TO NORTH)

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 CHANGING THE ZONING ON CERTAIN LANDS WITHIN THE CITY. It was moved by Councilman Colescott and seconded by Councilman Meacham that the Proof of Publication be accepted and filed. Motion carried.

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

The Ordinance was then read, and it was moved by Councilman Anderson and seconded by Councilman Colescott that the ordinance be passed and adopted as read, numbered 1293 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. 1294 PASSED - ZONING SE CORNER OF ORCHARD & 28 ROAD TO R-1-D

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 CHANGING THE ZONING ON CERTAIN LANDS WITHIN THE CITY. It was moved by Councilman Meacham and seconded

by Councilman Wright that the Proof of Publication be accepted and filed. Motion carried.

It was moved by Councilman Colescott 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 Anderson and seconded by Councilman Colescott that the ordinance be passed and adopted as read, numbered 1294 and ordered published. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

AIRPORT - RESOLUTION TO RENEW LEASE WITH ARMY CORPS OF ENGINEERS  
CAP

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 the Airport Manager be authorized to accept and execute on behalf of the City of Grand Junction, Colorado, the renewal of lease CA 45-5-69-00028, between the said City and the County of Mesa, Colorado, and the United States of America for the term from July 1, 1968 through June 30, 1970, for the consideration of one dollar (\$1.00).

PASSED AND ADOPTED this 18th day of September, 1968.

President of the Council

Attest:

City Clerk

It was moved by Councilman Wright 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.

SEWAGE TREATMENT - APPROVAL BY STATE WATER POLLUTION CONTROL  
COMMITTEE OF PLAN II

City Manager Gray reported that he had received a letter from Mr. Frank Rozich of the State Water Pollution Control Commission stating that Mr. William Bredar had reported to the Commission that the City of Grand Junction was going ahead with plans for improvements to the sewage treatment plant. The Commission was pleased that this project is going forward and stated it will be qualified for Federal assistance if these funds are available.

INSURANCE - GRIFFIN-MOLL WITHDRAWS BID - VALLEY INSURANCE  
\$854/YEAR - CITY ATTORNEY TO INVESTIGATE RECOURSE TO HARTFORD  
INSURANCE

City Manager Gray reported that he had received a letter from Griffin-Moll Insurance Agency stating that Hartford Insurance Company declined to issue insurance which was awarded to that Company on August 21st. Hartford Insurance had informed Criffin-Moll Insurance Agency that the bid which they submitted was for all the insurance or none. The bid was not so qualified. Mr. Gray then asked the second low bidder to write the insurance, which is coverage on our larger equipment, and they said they felt a certain obligation, but would prefer not to write one small policy. Valley Insurance was then contacted, their bid being \$854.00 a year, and this policy has been on a binder from September 1st, until the Council decides what it wishes to do. The bid of Criffin-Moll Insurance Agency for Hartford Insurance was \$499.00. Mr. Gray recommended that the Council ask Valley Agency to write this policy and pay the price bid by its insurance company, \$854.00.

It was moved by Councilman Wright and seconded by Councilman Walt that in view of the fact that Option I, Section 3, of the City insurance bid was awarded to Hartford Insurance Group, through Griffin-Moll Insurance Agency, and that this Company, through Griffin-Moll Insurance Agency, has refused to issue the policy called for by that particular section, that the Council authorize the City Manager to secure a binder from The Valley Agency, at their bid amount, and that the City Attorney be directed to determine what action may be taken against Hartford Insurance group and Criffin-Moll Insurance Agency, or both, in regard to their default after the award was made to them. Motion carried.

WATER - ADJUSTMENTS IN BILLS

Mr. Gray stated, that under the policy established at the last Council meeting, adjustments may be made in water bills for, outside water users, where leaks occurred and were repaired immediately. Mr. Frank Vessels, 173 Edlun Road, did not know about a leak, as his meter was not read for several months last winter, but when it was called to his attention, he fixed it immediately. However, his bill was \$145.70 where usually it amounts to only \$6.00. Mr. Gray recommended that Mr. Vessels' account be credited with \$139.70. It was moved by Councilman Meacham and seconded by Councilman Anderson that the request of Mr. Vessels be approved. Motion carried.

Mr. R. J. Thurlow, Sr., 685 26 Road, had a leak in an abandoned line which he did not realize existed. His bill is usually about \$5.50 and he used \$45.80 worth of water before he could discontinue this line. He asked for an adjustment of \$40.30. This adjustment was recommended by the Utilities Dept. and the

City Manager. It was moved by Councilman Wright and seconded by Councilman Anderson that the request be granted. Motion carried.

#### WEEDS

Councilman Anderson stated that it had been brought to his attention that after the August rains, weeds had grown up again.

Mr. Gray stated that the present ordinance calls for property owners to cut their weeds once each year, and that under the present conditions the weed program is subsidized by the City at about \$8.00 for every \$1.00 collected. The Council can consider increasing money allowed for this program at budget time, if they so desire. City Attorney Ashby stated that the ordinance could be amended to include citing property owners into court at any time there were weeds on their property.

#### SALES TAX SUIT AGAINST ST. REGIS DISMISSED

Councilman Meacham asked about the sales tax suit against the St. Regis being dismissed. Mr. Ashby reported on the particulars in this case.

#### DEVELOPMENT DIRECTOR COMPLIMENTED

Councilman Wright complimented Development Director Warner on the way he conducted himself during the hearing on the Cedar Avenue matter.

#### ADJOURNMENT

It was regularly moved, seconded and carried that the meeting adjourn.

/s/ Helen C. Tomlinson  
City Clerk