

Grand Junction, Colorado

May 21, 1969

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 o'clock p.m. May 21, 1969 in the Civic Auditorium at City Hall. Councilmen present and answering roll call were Raymond R. Paruch, Harry O. Colescott, Ray A. Meacham, Stanley R. Anderson, Theodore N. Naff, R. B. Evans and President Richard G. Youngerman. Also present were City Manager Gray, City Attorney Ashby and City Clerk Helen C. Tomlinson.

INVOCATION

The invocation was given by Rev. Joseph F. Kane, Immaculate heart of Mary Catholic Church.

MINUTES

It was moved by Councilman Evans and seconded by Councilman Anderson that the minutes of the regular meeting held May 7, 1969 be approved as written. Motion carried.

BIDS

Fire Truck-Awarded to Ward La France \$31,360

City Manager Gray stated that bids were opened on May 12, 1969 for one Triple Combination Fire Truck. This truck was bid with automatic transmission in the basic bid, with standard heavy duty syncromesh transmission as Alternate Bid #1. Alternate #2 was for trade-in of our 1942 Seagraves 750 GPM Fire Truck. The following bids were received:

	<u>Basic Bid</u>	<u>Alt. #1</u>	<u>Trade Allowance</u>
<u>Mesa Mac</u>	\$37,879.00	\$33,779.00	\$400.00
Diesel	38,639.00	34,539.00	400.00
Delivery-180 working days			
2-20-70			
<u>Costello Motors</u>			
2 Wheel dr Seagraves	40,523.35	36,178.35	1,000.00

4 Wheel dr FWD Seagraves	45,786.35	39,041.35	1,000.00
Delivery-June 30, 1970			
<u>American LaFrance</u>	38,995.87	34,952.87	2,000.00
Add \$5775 for 4 Wh Dr			
Delivery 4-1-70			
<u>Ward LaFrance</u>	35,180.00	31,360.00	1,000.00
Delivery-5-12-70 with auto. trans			
Delivery 2-12-70 with std trans			

Due to the low trade-in offered Mr. Taylor and Fire Chief Kreps believed that trade-in allowance should not be accepted and felt that it would be possible to sell the 1942 Seagraves to some small town, for a better price. The specifications on the truck that was low bid from Ward La France Company meets our specifications. Mr. Harry Tompkins of Western Fire Equipment Company of Pueblo, Ward La France representative, clarified some small items. Fire Chief Kreps and Purchasing Agent Lynn Taylor recommended accepting the low bid of Ward La France on the Alternate Bid #1 with Standard Heavy Duty Syncromesh Transmission for the amount of \$31,360 f.o.b. Grand Junction without trade-in. \$32,000 has been budgeted for this item. Delivery would be by Feb. 12, 1970. Mr. Gray concurred with this recommendation.

It was moved by Councilman Naff and seconded by Councilman Anderson that the low bid of Ward La France for Alternate #1 with standard transmission with no trade-in for the amount of \$31,360 be accepted. Motion carried.

HEARING

Zoning N Si Bookcliff in 800 Blk to B-1

(Bookcliff E of 7th Annex)

This date had been scheduled and advertised for hearing on change of zoning on the north side of Bookcliff Avenue in the 800 Block to B-1. This request has been approved by the Planning Commission. It is planned to construct five doctors' offices at this location, just east of the Catholic School. City Attorney Ashby explained that the necessary right of way had been obtained to widen Bookcliff Avenue in this newly annexed Bookcliff Ave. east of 7th St. annexation. President Youngerman closed the hearing as there were no protests filed or any from anyone present in the audience.

HEARING

Zoning area North of 2222 North fr R-2 to C-1

Mr. Bob Brine, owner of the Ipswich Motel at 2222 North Avenue, spoke to the Council concerning the proposed change in zoning in the area immediately to the rear of the motel. He showed sketches of his proposed improvements. Mr. Brine plans to put in an overnight camper-pick-up-trailer area. He will build a six-foot redwood fence all around the area. Zoning on the north ten feet of the property will not be changed in order to provide a buffer zone next to the residential section already provided. Mr. Brine stated that he planned the best camping facility anywhere in the area.

There will be room for 53 units, some will have facilities for complete hook-ups, and others will only have partial hook-ups. There will be a large building providing for both men's and ladies' rooms with showers and toilet facilities, laundry facilities and vending machines for commodities, not games.

Councilman Paruch stated that he and Councilman Naff had visited with some of the residents in the neighborhood and thought it might be possible to extend a park area around the cul-de-sac, but after conferring with Staff personnel, it was believed that at the present time this would not be feasible. President Youngerman closed the hearing.

BOYS & GIRLS CITY-COUNTY GOVT DAY

Accept & File Ltr fr Am Legion

A letter from Robbins-McMullen Post No. 37 American Legion & Auxiliary thanking the Council for participation in Boys & Girls City-County Government Day was read. The letter was accepted and filed.

3.2 BEER RENEWAL

Way Side Grocery, 2851 North Ave.

An application for renewal of 3.2 beer license from Travis L. and Edith M. Park dba Way Side Grocery, 2851 North Avenue, was presented. A letter from Chief of Police Karl Johnson was read which stated that he knew of no reason why this license should not be renewed as there had been no unfavorable complaints during the past year. It was moved by Councilman Meacham and seconded by Councilman Colescott that the application be approved and license granted when State license has been received. Motion carried with Councilman Paruch voting NAY.

PROP. ORD.

Zoning No si Bookcliff in 800 Blk to B-1

(Bookcliff E of 7th Annexation)

It was moved by Councilman Meacham and seconded by Councilman Evans that the following entitled proposed ordinance be passed for publication: AN ORDINANCE AMENDING THE ZONING MAP, A PART OF CHAPTER 32 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION, BY ZONING CERTAIN LANDS WITHIN THE CITY. Motion carried.

PROP. ORD.

Zoning North of 2222 North fr R-2 to C-1 (Ipswich Motel)

It was moved by Councilman Anderson and seconded by Councilman Naff that the following entitled proposed ordinance be passed for publication: 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. Motion carried.

PROP. ORD.

Prohibit drinking beer in public area

It was moved by Councilman Anderson and seconded by Councilman Naff that the following proposed entitled ordinance be passed for publication: AN ORDINANCE PROHIBITING THE DRINKING OF FERMENTED MALT BEVERAGES IN PUBLIC AREAS OF THE CITY OF GRAND JUNCTION AND CERTAIN PRIVATE AREAS THEREOF. Motion carried.

ORD. 1314 PASSED

\$25 license fee for contract refuse & garbage haulers & charges for use of 2 yd sanitation tanks

The Proof of Publication to the following entitled proposed ordinances was presented and read: AN ORDINANCE AMENDING CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION TO PROVIDE A LICENSE FEE AND PROCEDURES FOR ISSUING LICENSES TO CONTRACT HAULERS OF REFUSE AND GARBAGE, AND PROVIDING CHARGES FOR TWO YARD SANITATION TANKS. It was moved by Councilman Colescott and seconded by Councilman Paruch that the Proof of Publication be accepted and filed. Motion carried.

It was moved by Councilman Meacham and seconded by Councilman Colescott that the proposed 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 Meacham that the ordinance be passed and adopted as read, numbered 1314 and ordered published. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

ORD. 1315 PASSED

Annexing Bookcliff E of 7th (Capitol Hill Sub)

The Proof of Publication to the following entitled proposed ordinance was presented and read: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION, COLORADO. It was moved by Councilman Paruch and seconded by Councilman Evans that the Proof of Publication be accepted and filed. Motion carried.

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

The Ordinance was then read, and it was moved by Councilman Evans and seconded by Councilman Paruch that the ordinance be passed and adopted as read, numbered 1315 and ordered published. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

ORD. 1316 PASSED

Funds trsfed \$12,368 fr 141.19-011 to 092.01-000 for police raises

The Proof of Publication to the following entitled proposed ordinance was presented and read: AN ORDINANCE TRANSFERRING MONIES TO PROVIDE FUNDING OF PAY RAISES FOR CERTAIN POLICE DEPARTMENT EMPLOYEES. It was moved by Councilman Colescott and seconded by Councilman Paruch that the Proof of Publication be accepted and filed. Motion carried.

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

The Ordinance was then read, and it was moved by Councilman Meacham and seconded by Councilman Colescott that the ordinance be passed and adopted as read, numbered 1316 and ordered published. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

STATE HWY DEPT

Resol authorize CM sign agrmt for maintenance of state highways

City Manager Gray explained that the City of Grand Junction has been receiving the sum of \$800 per mile for maintaining 4 1/2 miles of state highways located within the City limits. Since annexing area on Orchard Mesa, they have extended the agreement to include 6,045 miles of highway at the rate of \$1,000 per mile. The State eliminated from the agreement, the painting of the bridges across the Colorado river. They will be responsible for this work when it is deemed to be necessary. The following Resolution was presented and read:

RESOLUTION

RESOLVED that this Council hereby approves a certain contract with the Department of Highways, State of Colorado, dated July 1, 1969, whereby the City obligates itself to maintain certain portions of the State Highway System at the expense of the Department, and releasing all other maintenance contracts, as per the terms of said Contract, and authorizes the execution of said contract on behalf of the City of Grand Junction by signature of its City Manager.

PASSED AND ADOPTED this 21st day of May, 1969.

It was moved by Councilman Meacham 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.

VOTING MACHINES

Resolution authorizing use

City Attorney Ashby stated that the Mesa County Commissioners have set up a price of \$25 per day per voting machine for their use. This will include the services of the man who is trained in setting them up, but the City will have to pay transportation costs. The following Resolution was presented and read:

RESOLUTION

AUTHORIZING THE USE OF VOTING MACHINES

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

That Voting Machines may be used in all Municipal Elections in the City of Grand Junction, Colorado.

PASSED AND ADOPTED this 21st day of May, 1969.

It was moved by Councilman Colescott 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.

ANNEXATION

Instr No 4232

County Shops, Petition, Resol

The following petition requesting annexation of the area where the County Shops is located and one block to the south was presented:

PETITION FOR ANNEXATION

WE THE UNDERSIGNED do hereby petition the City Council of the City of Grand Junction, State of Colorado, to annex the following described property to the said City:

Beginning at a point on the Northeast Corner of Lot 6, Block 5 of Benton Cannon's First Subdivision Amended Section 23 T1S, R1W; thence Southerly along the East line of said Benton Cannon's First Subdivision Amended 930.30 feet to a point on the Southeast Corner of Lot 27, Block 12 of said Subdivision; thence West 369.34 feet along the North right of way line of Kimball Ave. to a point on the Southwest Corner of Lot 22, Block 11 of the Benton Cannon's First Subdivision Amended; thence North 390.00 feet to a point on the Northwest corner of Lot 11, Block 3 of said Benton's Cannon's First Subdivision Amended said point also being the South right of way line of Crawford Avenue; thence East 393.10 feet along the South right-of-way line of Crawford Avenue to the point of beginning, all in Mesa County, Colorado.

As ground therefor, the petitioners respectfully state that annexation to the City of Grand Junction, Colorado is both necessary and desirable and that the said territory is eligible for annexation in that the provisions of the Municipal Annexation Act of 1965, Sections 3 and 4 have been met.

This petition is accompanied by four copies of a map or plat of the said territory, showing its boundary and its relation to established city limit lines, and said map is prepared upon a material suitable for filing.

Your petitioners further state that they are the owners of more than fifty per cent of the area of such territory to be annexed, exclusive of streets and alleys; that the mailing address of each signer and the date of a signature are set forth hereafter opposite the name of each signer, and that the legal description of the property owned by each signer of said petition is attached hereto.

WHEREFORE these petitioners pray that this petition be accepted and that the said annexation be approved and accepted by ordinance.

<u>DATE</u>	<u>SIGNATURES</u>	<u>ADDRESS</u>	<u>PROPERTY DESCRIPTION</u>
4-10-69	(Signed) Cecilio Hernandez	1124 South 9th	North 25 feet of lots 1, 2, 3, 4, 5, & 6 Block 12 and South 10 feet of Noland Avenue east of Ninth Street
	Tony Garcia		
4-10-69	R. J. Garcia (Signed) Lawrence R. Garcia		North 50 feet of Noland Avenue east of Ninth Street
4-16-69	(Signed) Ben Aguire		South 50 feet of North 75 feet of Lots 1 to 6

	Helen Martinez (No)		South 50 feet of Lots 1 to 6 and the 10 feet of adjacent lots on south side
4-9-69	(Signed) Mrs. Georgia A. Chavez	902 Kimball	Lots 31 and 32
4-9-69	(signed) Jose L. Chavez	912 Kimball	West 1/2 of Lot 29, all of Lot 30 and a strip 10 feet wide North of Lot 29 and all of Lot 30
4-10-69	(signed) F. C. Chavez	912 Kimball	
4-10-69	(signed) Climaco Montoya	717 Kimball	Lot 28 and E 1/2 of Lot 29 and a 10 foot strip North of Lot 28 and east 1/2 of Lot 29
	(signed) S. Montoya	717 Kimball	
	(signed) Climaco Montoya		Lot 27 and a 10 foot strip North of Lot 29
4-10-69	(Signed) S. Montoya	717 Kimball	
4-10-69	(Signed) Joe Lucero	833 Noland	Lot 11 only
	(signed) Lupe Lucero		
	(not signed) Robert Martinez		Lot 12 only
4-10-69	(Signed) Rev Elias Gonzales Latin American Church of God (Assembly of God)		
	Antonia Robles (not signed)		Lots 19, 20 & 21
April 10	(Signed) Manuelita Cisneros	860 Kimball	Lots 17 and 18

	Not signed Albert Robles	Lot 22 Blk 11	
5-20-69	(Signed) Edwin S. Lamm Chairman of County Commissioners	Beginning at the NE Corner of Lot 6, Block 4 of Benton Cannon's First Subdivision, thence S 1° 28' East 620 feet more or less to a point on the SE Corner of Lot 27 Block 5 of said Benton Cannon's First Subdivision, thence West 377.76 feet more or less to the SW Corner of Lot 22 Block 6 of said Benton Cannon's First Subdivision, thence North to the NW Corner of Lot 11 Block 3 of said Benton Cannon's First Subdivision, thence East 393.10 feet along south line of Second Avenue to the point of beginning all in Section 23 T1S R1W Ute Principal Meridian Mesa County Colorado	

STATE OF COLORADO)	
)SS	
COUNTY OF MESA)	

AFFIDAVIT

Jose T. Chavez, of lawful age, being first duly sworn, upon oath, deposes and says:

That he is the circulator of the foregoing petition;

That each signature on the said petition is the signature of the person whose name it purports to be.

(Signed) Jose T. Chavez\

Subscribed and sworn to before me this 28th day of April, 1969.

Witness my hand and official seal.

(Signed) Helen C. Tomlinson\Notary Public

My Commission expires, December 9, 1970

The following Resolution was presented and read:

RESOLUTION

WHEREAS, A petition to annex to the City of Grand Junction certain lands, situate in Mesa County, Colorado, and described as follows:

Beginning at a point on the Northeast Corner of Lot 6, Block 5 of Benton Cannon's First Subdivision Amended Section 23 T1S, R1W; thence Southerly along the East line of said Benton Cannon's First Subdivision Amended 930.30 feet to a point on the Southeast Corner of Lot 27, Block 12 of said Subdivision; thence West 369.34 feet along the North right-of-way line of Kimball Avenue to a point on the Southwest Corner of Lot 22, Block 11 of the Benton Cannon's First Subdivision Amended; thence North 390.00 feet to a point on the Northwest corner of Lot 11, Block 3 of said Benton Cannon's First Subdivision Amended said point also being the South right-of-way line of Crawford Avenue; thence East 393.10 feet along the South right-of-way line of Crawford Avenue to the point of beginning,

has been submitted to the City Council of the City of Grand Junction, and

WHEREAS, said petition substantially complies with the requirements of Chapter 139-21-6, Colorado Revised Statutes, 1963, as amended;

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

That a hearing to determine whether or not the proposed annexation complies with the provisions of Sections 3 and 4 of said Chapter 139-21 of the Colorado Revised Statutes, 1963, will be held on the 2nd day of July, 1969, in the City Auditorium of said City at the hour of 7:30 o'clock P.M., and that Notice of such hearing be given as required by law.

PASSED AND ADOPTED this 21st day of May, 1969.

\President of the Council

ATTEST:

\City Clerk

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

ANNEXATION

Grand Ave. East (E of School Adm & S to Freeway)

Resol intention to annex
Instr 4233

The following Resolution was presented and read:

RESOLUTION

DECLARING INTENT OF CITY COUNCIL OF CITY OF GRAND JUNCTION TO ANNEX CERTAIN LANDS TO THE CITY.

WHEREAS, the following described land, situate in Mesa County, Colorado, to-wit:

Beginning at a point 30 feet South of the Northeast Corner of the Southeast Quarter of Section 13 of Township 1 South of Range 1 West of the Ute Meridian in Mesa County Colorado; thence West along the South line of Grand Avenue right-of-way 1429.51 feet, thence South 431.74 feet, thence West 520.00 feet, thence South along East line of 21st Street right-of-way to its intersection with South line of Rood Avenue right-of-way projected, thence West 60.00 feet to the West line of 21st Street right-of-way, thence South along a said West line and said West line projected to an intersection with Southerly line of Highway 6 and 24 right-of-way, thence Northeasterly along said Southerly to the Northeast corner of Bauer Holding and Investment Company Tract as described in Book 663 Page 286 Mesa County Records, thence Southeasterly along easterly line said Bauer Tract to intersection with Northerly right-of-way line of Denver & Rio Grande and Western Railroad, thence Northeasterly along said Northerly line to intersection with East line of Southeast one quarter of above listed Section 13, thence North along said East line to the point of beginning,

has had a two-third boundary contiguity with the City of Grand Junction for over three years; and

WHEREAS, it is desirable that said land be annexed to the City:

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

1. That it is the intent of the City to annex said territory to the City of Grand Junction.
2. That a hearing be set for the 2nd day of July, 1969, at 7:30 o'clock P.M. in the City Auditorium before the Council to determine whether or not land in identical ownership has been divided by the proposed annexation; whether or not any land in identical ownership in the territory proposed to be annexed comprises twenty acres or more and has an assessed valuation in excess of Two Hundred Thousand Dollars; and whether or not said territory is subject to a petition for annexation to another municipality.

PASSED AND ADOPTED this 21st day of May, 1969.

R. G. Youngerman\President of the Council

ATTEST:

\City Clerk

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

I.D. ST-69

Paving, Curbs & Gutters, & Sidewalks

Resol Intention to Create Dist

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 ST-69 AND AUTHORIZING THE CITY ENGINEER TO PREPARE DETAILS AND SPECIFICATIONS FOR THE SAME.

WHEREAS, there has been presented to the City Council of the City of Grand Junction a construction petition for the following:

1. Installing of 32 feet of paving lip-of-gutter to lip-of-gutter, Hollywood curb and gutter and sidewalk with a six-inch base course with two inches of hot-mix asphaltic concrete paving on Franklin Avenue from First Street to Poplar Street, except that portion of Franklin Avenue on the north side with existing paving.
2. Installing of curb and gutter on both sides of street 37 feet back of curb to back of curb to be placed on the existing 80 foot right of way also to include a six-inch base course with two inches of hot-mix asphaltic concrete paving from lip-of-gutter to lip-of-gutter being 33 feet in width on White Avenue from Spruce Street to Rice Street.
3. Installing of pavement with two inches of hot-mix asphaltic concrete 16 feet in width with six inches of 3/4 inch base course gravel on alley, between North Avenue and Belford Avenue from 4th Street to 5th Street.
4. Installing of pavement 36 feet in width from back-of-curb to back-of-curb, also to include a six-inch base course with two inches of hot-mix asphaltic concrete paving, a concrete sidewalk, 3 1/2 feet in width and four inches in depth, sidewalk to be constructed at the back of the vertical curb and gutter on 28 Road from Orchard Avenue to Bookcliff Avenue, also Bookcliff Avenue from North 26th Street to 28 Road.

AND WHEREAS, the Council has found and determined, and hereby finds and determines, that said petitions were signed and acknowledged by the owners of more than one-third of the property abutting on said streets and alley to be assessed with the cost of the proposed construction of sidewalks, curbs and gutter and paving of the streets and alley; and

WHEREAS, the City Council deems it advisable to take the necessary preliminary proceedings for the creation of a special improvement district:

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 improvement district is described as follows:
 - a. Construction on Franklin Avenue: Beginning at a point 40 feet West and 25 feet South of the Northeast Corner North Half South Half Southeast Quarter Southeast Quarter of Section 10, Township 1 South, Range 1 West; thence south 65 feet; thence West 1195 feet; thence north 65 feet; thence East to the point of beginning. Also the South 65 feet of Lots 4, 5, and 6 Block 4, Monument Heights Subdivision; the South 65 feet of Lot 7 Block 7, Monument Heights Subdivision;

also beginning 654.6 feet North and 30 feet West of the Southeast Corner Section 10, Township 1 South, Range 1 West; thence West 236.1 feet North 163.65 feet East 236.1 feet South to beginning, Except the North 73.65 feet; also except the South 25 feet and the East 10 feet for Street right-of-way.

Also the South 65 feet of the East 113 feet of the following described property: Beginning 211 feet North of Southwest Corner Northwest Quarter Southeast Quarter Southeast Quarter Section 10 Township 1 South, Range 1 West, South 123 feet Southeasterly along a 40 foot rad curve 43.67 feet South 66° 07' East 6603 feet East to a point on East line West 3A of North Half Southeast Quarter Southeast Quarter 25 feet North of South Line North Half Southeast Quarter Southeast Quarter North 276 feet West to a point 359 feet South and 90 feet East of Northwest Corner Southeast Quarter Southeast Quarter Southwesterly on a curve 141.4 feet to beginning.

b. Construction on White Avenue: All of Lots 1 through 8 Block 1, and all of Lots 9 through 16, Block 4 of Richard D. Mobley's First Subdivision, Section 15, Township 1 South, Range 1 West, Ute Meridian, Mesa County, Colorado.

c. Construction on Alley: Lots 1 through 32, Block 8, Plat of Grand Junction.

d. Construction on 28 Road: All of Lots 1 through 4, Block 2, Mel Rose Estates Subdivision. All of Lots 12 through 21, Block 1, Mel Rose Estates Subdivision. Also, West 180 feet of the South 185.30 feet of the North 652.8 feet of the North Quarter Southwest Quarter Northwest Quarter Section 7, Township 1 South, Range 1 West, Except the West 30 feet for road.

2. That the City Engineer be, and he is hereby, authorized and directed to have prepared and filed full details, plans and specifications for such sidewalk, curb and gutter and street paving; and estimate of the total costs 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 of Grand Junction, Colorado.

ADOPTED AND APPROVED this 21st day of May, 1969.

R. G. Youngerman\President of the Council

ATTEST:

\City Clerk

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

I. D. ST-69

Resol - adopting details, plans, specs, authorize notice

The following Resolution was presented and read:

RESOLUTION

ADOPTING DETAILS, PLANS, AND SPECIFICATIONS FOR CONSTRUCTING SIDEWALKS, CURBS AND GUTTERS AND PAVING STREETS AND ALLEY IN THE CITY OF GRAND JUNCTION, COLORADO, IN

IMPROVEMENT DISTRICT NO. ST-69, 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 OF HEARING THEREON.

WHEREAS, on the 21st day of May, 1969, the City Council of the City of Grand Junction, Colorado, by a Resolution, authorized the City Engineer to prepare and file full details, plans and specifications for constructing sidewalks, curbs and gutters and paving streets and alley in said City within proposed Improvement District No. ST-69, 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, specifications, estimate, and map, all in accordance with said Resolution and the requirements of Ordinance No. 178, as amended, of said City:

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

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

2. That the district of lands to be assessed with the cost of the proposed improvements is as follows:

a. Construction on Franklin Avenue: Beginning at a point forty feet West and 25 feet South of the Northeast Corner North half South half Southeast Quarter Southeast Quarter of Section 10, Township 1 South, Range 1 West, thence South 65 feet; thence West 1195 feet; thence North 65 feet; thence East to the point of beg. Also the South 65 feet of Lot 4, 5, and 6, Block 4, Monument Heights Subdivision; the South 65 feet of Lot 7, Block 7, Monument Heights Subdivision; Also Beg 654.6 feet North and 30 feet West of the Southeast Corner Section 10, Township 1 South, Range 1 West, thence West 236.1 feet North 163.65 feet East 236.1 feet South to Beg. Except the North 73.65 feet; Also Except the South 25 feet and the East 10 feet for Street Right-of-way; Also the South 65 feet of the East 113 feet of the following described property: beg. 211 feet North of Southwest Corner Northwest Quarter Southeast Quarter Southeast Quarter Section 10 Township 1 South, Range 1 West, South 123 feet southeasterly along a 40 ft. Rad Curve 43.67 feet South 66° 07' East 66.03 feet East to a point on East line West 3 A of North half Southeast Quarter Southeast Quarter 25 feet North of South Line North half Southeast Quarter Southeast quarter North 276 feet West to a point 359 feet South and 90 feet East of Northwest Corner Southeast Quarter Southeast Quarter Southwesterly on a curve 141.4 feet to Beg.

b. Construction on White Avenue: All of Lots 1 through 8, Block 1, and all of Lots 9 through 16, Block 4 of Richard D. Moble's First Subdivision, Section 15, Township 1 South, Range 1 West, Ute Meridian, Mesa County, Colorado.

c. Construction on Alley: Lots 1 through 32, Block 8, Plat of Grand Junction.

d. Construction on 28 Road: All of Lots 1 through 4, Block 2, Mel Rose Estates Subdivision. All of Lots 12 through 21, Block 1, Mel Rose Estates Subdivision. Also West 180 feet of the South 185.30 feet of the North 652.8 feet of the North Quarter Southwest Quarter Northwest Quarter Section 7, Township 1 South, Range 1 west, Except the West 30 feet for road.

3. The assessments to be levied against the property in said District to pay the cost of such improvements shall be due and payable within thirty days after the ordinance assessing such cost becomes final, 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 (10) equal installments, the first of which shall be payable at the time the next installment of general taxes are, by the laws of the State of Colorado, made 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 the rate of not to exceed six (6) per centum per annum.

4. Notice of Intention to Create said Improvement District 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, to-wit:

NOTICE

OF INTENTION TO CREATE IMPROVEMENT DISTRICT NO. ST-69 IN THE CITY OF GRAND JUNCTION, COLORADO, AND OF 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 Improvement District No. ST-69 in said City for the purpose of constructing sidewalks, curbs and gutter and paving on streets and alley to serve the property hereinafter described, which lands are to be assessed with the cost of the improvements to-wit:

1. For installing 32 feet of paving lip-of-gutter to lip-of-gutter, Hollywood curb and gutter and sidewalk with a six-inch base course with two inches of hot-mix asphaltic concrete paving on Franklin Avenue from First Street to Poplar Street, except that portion of Franklin Avenue on the North side with existing paving.

Beginning at a point 40 feet West and 25 feet South of the Northeast Corner North half South half Southeast Quarter Southeast Quarter of Section 10, Township 1 South, Range 1 West, thence South 65 feet; thence West 1195 feet; thence North 65 feet; thence East to the point of beginning; also the South 65 feet of Lot 4, 5, and 6 Block 4, Monument Heights Sub; the South 65 feet of Lot 7, Block 7, Monument Heights Subdivision; also Beg 654.6 feet North and 30 feet West of the Southeast Corner Section 10, Township 1 South, Range 1 West, Thence West 236.1 feet North 163.65 feet East 236.1 feet South to Beginning Except the North 73.65 feet also Except the South 25 feet and the East 10 feet for Street right-of-way, also the South 65 feet of the East 113 feet of the following described property: Beginning 211 feet North of Southwest Corner Northwest Quarter Southeast Quarter Southeast Quarter Section 10 Township 1 South, Range 1 West, South 123 feet Southeasterly Along a 40 feet Rad Curve 43.67 feet South 66° 07' East 66.03 feet East to a point on East line West 3 A of North half Southeast Quarter Southeast Quarter 25 feet North of South Line North half Southeast Quarter Southeast Quarter North 276 feet West to a point 359 feet South and 90 feet East of Northwest Corner Southeast Quarter Southeast Quarter Southwesterly on a curve 141.4 feet to beginning.

2. For installing of curb and gutter on both sides of street 37 feet back of curb to back of curb to be placed on the existing 80 foot Right-of-way also to include a six-inch base course with two inches of hot mix asphaltic concrete paving from lip-of-gutter to lip-of-gutter being 33 feet in width on White Avenue from Spruce Street to Rice Street.

All of Lots 1 through 8, Block 1, and all of Lots 9 through 16, Block 4 of Richard D. Mobley's First Subdivision, Section 15, Township 1 South, Range 1 West, Ute Meridian, Mesa County, Colorado.

3. For installing of pavement with two inches of hot mix asphaltic concrete 16 feet in width with six-inches of 3/4 inch base course gravel on alley between North Avenue and Belford Avenue from 4th Street to 5th Street.

Lot 1 through 32, Block 8, Plat of Grand Junction.

4. For installing of pavement 36 feet in width from back-of-curb to back-of-curb, also to include a six-inch base course with 2 inches of hot mix asphaltic concrete paving, a concrete sidewalk, 3 1/2 feet in width and four-inches in depth, sidewalk to be constructed at the back of the vertical curb and gutter on 28 Road from Orchard Avenue to Bookcliff Avenue, also Bookcliff Avenue from North 26th Street to 28 Road.

All of Lots 1 through 4, Block 2, Mel Rose Estates Subdivision. All of Lots 12 through 21, Block 1, Mel Rose Estates Sub. Also West 180 feet of the South 185.30 feet of the North 652.8 feet of the North Quarter Southwest Quarter Northwest Quarter Section 7, Township 1 South, Range 1 West, Except the West 30 feet for road.

The probable total cost of said improvements as shown by the estimate of the City Engineer is:

1. Franklin - West of First Street \$21,549.60.
The maximum share of such total cost for each lot shall be \$10.00 per front foot.
2. White - Spruce to Rice \$4,613.00
The Maximum share of such total cost for each lot shall be \$10.00 per front foot.
3. Alley - 4th to 5th, Belford to North \$2,633.91
The maximum share of such total cost for each lot shall be \$3.00 per front foot.
4. North 28th Street (Mel Rose Estates) \$26,310.00.
The maximum share of such total cost for each lot shall be \$10.00 per front foot.

To all of said estimated cost there shall be added six (6) per cent 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, or the first installment thereof, are by the laws of the State of Colorado, made payable. The said assessment shall be due and payable, without demand, within thirty (30) days after the ordinance assessing such cost shall have become final, and if paid during such period, the amount added for collection and incidentals shall be deducted; provided that all such assessments, at the election of the owners of the property in said district, may be paid in ten (10) equal annual installments which become due upon the same date upon which general taxes, or the first installment thereof, are by the laws of the State of Colorado made payable. Interest at the rate of six (6) per centum per annum shall be charged on unpaid installments.

On the 2nd day of July, 1969, at the hour of 7:30 o'clock P.M. in the Council Chambers in the City Hall of the said City, the Council will consider 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.

City Clerk

PASSED AND ADOPTED This 21st day of May, 1969.

R. G. Youngerman\President of the Council

ATTEST:

City Clerk\

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

Councilmen voting AYE:

Raymond R. Paruch

Harry O. Colescott

Ray A. Meacham
Stanley R. Anderson
Theodore N. Naff
R. B. Evans

President of Council:
Richard G. Youngerman

Councilmen voting NAY:
None

All members of the Council having voted AYE, the President declared the motion carried.

D&RGW RR

Resol protests discontinuing "Zephyr"

The following Resolution was presented and read:

RESOLUTION

WHEREAS, the Denver & Rio Grande Western Railroad has announced the discontinuance, on June 16, 1969, of the operation of its passenger train, the Zephyr, which train serves the City of Grand Junction; and

WHEREAS, such discontinuance would be detrimental to the City and its area;

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

1. That the Interstate Commerce Commission be, and it is hereby, strongly requested to order that the time set for discontinuance be delayed until such time as an investigation may be made and appropriate hearings held in Grand Junction, Colorado.
2. That copies of this Resolution be sent to Neal Garson, Secretary, Interstate Commerce Commission, Washington, D. C. and Robert Kessler, Public Utilities Commission.

PASSED AND ADOPTED this 21st day of May, 1969.

R. G. Youngerman\President of the Council

ATTEST:

\City Clerk

Councilman Meacham stated that he felt that there had been hearings held concerning the discontinuance of the Zephyr and that the Railroad Company had determined that the train is to be removed because they are losing money on its operation, and that there would be no purpose served in passing a resolution to ask for further hearings. Councilman Anderson concurred with Councilman Meacham. Councilman Naff stated that he felt that every effort should be made to have the train continued in operation.

It was moved by Councilman Naff and seconded by Councilman Meacham that the Resolution be passed and adopted as read. Roll was called on the motion with the following result: Councilmen voting AYE: Paruch, Colescott, Naff, Evans and President Youngerman; Councilmen voting NAY: Meacham and Anderson. A majority of Councilmen having voted AYE, the President declared the motion carried and the resolution duly passed and adopted.

UNITED SAND & GRAVEL

Notified progress on W. Main paving not satisfactory

City Manager Gray stated that recently he had received inquires from Councilmen, property owners in the vicinity of West Main Street and from private citizens about conditions on West Main where re-construction of paving is underway by the Contractor, United Sand & Gravel Company. There has been no activity for the past two weeks. Mr. Gray read the following letter from City Engineer Hickman to United Sand & Gravel:

``May 21, 1969

``Mr. Howard J. Nesbitt
President, United Sand & Gravel
P.O. Box 476
Grand Junction, Colorado, 81501

Dear Mr. Nesbitt:

Reference is made to your contract with the City of Grand Junction for re-construction of Main Street from First Street to Spruce Street and for re-construction of three alleys.

This contract was signed on April 18 and Notice to Proceed was given on April 21. The completion of this work is set at June 20, 1969.

At this time your progress leaves a lot to be desired. Work is halted on the Main Street job, and work has not been started on the alleys.

Last week, I met with your Mr. Bradford concerning this contract work and progress. He assured me that the work would be carried on at an accelerated pace beginning today. No work is being accomplished.

Your early scheduling and work on this contract is considered to be urgent.

Very truly yours,

(Signed) D. C. Hickman\City Engineer"

Mr. Gray wanted the Council to know what steps the Staff had taken as United Sand & Gravel has three other contracts to do - overlay on 4th & 5th, 3 alleys, 7 small water lines (3 have been completed.) Mr. Herbert Wright was present and stated that United Sand & Gravel has had a crew working in Montrose on projects which were being completed this week and the crew would be moving to Grand Junction, which should help the situation.

Councilman Anderson asked about the alley between 4th/5th between Rood and White Avenues which is one of the alleys scheduled to be overlaid in the paving contract. He suggested it might be well to hold up on re-surfacing this alley as the Uranium Center building is to be dismantled in the near future and heavy equipment working there might damage the new paving.

WATER IMPRVMT PROJECT

New filter plant - Ltr to Titan Constr Co to clean up premises

City Manager Gray stated that from a phone conversation with Henningson, Durham & Richardson, Consulting Engineers on the Water Improvement Project, he had been informed that Titan Construction Company expects to have the filter plant started with untreated water by June 20th and expects to be delivering treated water to the City by July 10th; this is qualified - if all sub-contractors meet their deadlines.

Councilman Meacham stated that he felt it was very unfortunate that Councilman Evans had had an accident on the tour of the filter plant. He felt that the housekeeping of the Titan Construction Company leaves a lot to be desired. He suggested that a letter from the Council be sent to Titan Construction Company asking them to get their premises cleaned up and their housekeeping up to par so that no one else will get injured and they won't be in trouble with the Interstate Commerce Commission.

PARKS

1st & Grand Intersctn costs more than expected -

To watch future "donations"

Councilman Anderson referred to the "Memo" which had been furnished to the Council members by City Manager Gray concerning the cost of the park at 1st and Grand. When the project was proposed and the Desert Vista Garden Club given permission to improve the islands at this intersection, it was understood that the City would pay installation cost for the sprinkling system, and the Club would furnish all the materials. The Club also applied and received money from P.I.A.B. which is part City money. The total cost of the project for the City has run into much more money than anticipated. Councilman Anderson suggested that the City watch "gifts" as they sometimes turn out to be rather expensive. Councilman Anderson and City Manager Gray both stated that this was such an improvement that the money spent had been very worthwhile. The Garden Club is a very civic-minded group and their efforts are greatly appreciated, but in the future the Council and City Administration should watch these donations.

PROPERTY

Councilman Naff asked what happens to property that is deeded to the City and then isn't used for the purpose for which it is deeded. City Attorney Ashby stated that in the case of land given for rights-of-way, streets and alleys, it can be vacated by ordinance by the Council, and the land reverts back to the adjoining property, and in the case of land given for parks, etc., a vote of the people is required.

ADJOURNMENT

The meeting was declared adjourned by President Youngerman.

Helen C. Tomlinson\City Clerk