

Grand Junction, Colorado

August 5, 1970

### ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 P.M. August 5, 1970, 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 R. G. Youngerman. Also present were: City Manager Richard N. Gray, City Attorney Gerald Ashby, and City Clerk Helen C. Tomlinson.

### MINUTES

It was moved by Councilman Colescott and seconded by Councilman Anderson that the minutes of the regular meeting held on July 15, 1970 be approved as written. Motion carried.

### 3.2 BEER - HEARING

Gene's Food Mart, 1630 Hiway 50. Formerly Waddell's Market

This was the date set for a hearing on the application of Gene Smith for a 3.2 beer license for Gene's Food Mart, 1630 Highway 50, formerly Waddell's Market. Karl Johnson, Chief of Police, stated in a letter that Mr. Smith met the necessary qualifications of a license of this type. Mr. Smith plans to operate a combined grocery and sporting goods store.

It was moved by Councilman Evans and seconded by Councilman Colescott that the application be approved and license issued when the State license has been received. Motion carried with Councilman Paruch voting NAY.

### REVOCABLE PERMIT

THE FIRST NATIONAL BANK Resolution Pneumatic Communications Tube under and across east-west alley in Block 103

Instr No. 4244

The following Resolution was presented and read:

### RESOLUTION

WHEREAS, THE FIRST NATIONAL BANK has petitioned the City Council of the City of Grand Junction for a revocable permit to install and maintain a pneumatic communications tube fourteen inches in diameter under and across the east-west alley in Block 103, City of Grand Junction; said tube to start on the north line of the alley at a point fifty-two (52) feet west of the west right of way line of North Fifth Street; thence southwesterly to a point on the south line of said alley which point is sixty-one (61) feet west of the west right of way line of North 5th Street; and

WHEREAS, such action has been heretofore approved by the City Planning Commission and by the City Engineer, and would not be detrimental to the use of the right of way or to the interest of the inhabitants of the City;

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

That the City Manager, on behalf of the City and as an act of the City, be, and he is hereby, authorized to grant such revocable permit to the above corporation for the purpose described upon the execution by the corporation of an

agreement to save and hold the City harmless from any claims arising out of the construction and use granted and agreement that upon the revocation of such permit, it will remove said pneumatic communications tube at its own expense and will restore the right of way to its original condition required in that area.

PASSED AND ADOPTED this 5th day of August, 1970.

\_\_\_\_\_  
(Signed) R. G. Youngerman\President of the Council

ATTEST:

\_\_\_\_\_  
Helen C. Tomlinson\City Clerk

It was moved by Councilman Naff 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.

REVOCABLE PERMIT

WHEREAS, THE FIRST NATIONAL BANK has petitioned the City Council of the City of Grand Junction for a revocable permit to install and maintain a pneumatic communications tube fourteen inches in diameter under and across the east-west alley in Block 103, City of Grand Junction; said tube to start on the north line of the alley at a point fifty-two (52) feet west of the west right of way line of North Fifty Street; thence southwesterly to a point on the south line of said alley which point is sixty-one (61) feet west of the west right of way line of North 5th Street; and

WHEREAS, the City Planning Commission and City Engineer have approved such action, and the City Council is of the opinion that such would not be detrimental to the City or to any inhabitants thereof at this time and has directed the City Manager to issue a permit for such use;

NOW, THEREFORE, IN ACCORDANCE WITH THE ACTION OF THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

There is hereby granted to the above-named Bank a revocable permit for the purposes above stated; provided, however, that said permit may be revoked by the City Council at its pleasure at any time; provided further that the above named Bank shall agree to indemnify the City and hold it harmless from any and all claims, damages, actions, costs and expenses of every kind in any manner arising out of, or resulting from, the permitted use; provided, further that said Bank shall agree to restore the right of way to a proper and usable condition after the completion of construction on said right of way, and provided further that said corporation shall agree to restore the right of way to its original condition upon the revocation of such permit.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1970.

(No recording information provided)

\_\_\_\_\_  
R. N. Gray\City Manager

ATTEST:

\_\_\_\_\_  
Helen C. Tomlinson\City Clerk

The undersigned, for itself, its successors and assigns, hereby agrees that it will abide by the conditions contained in the foregoing permit; that it will indemnify the City of Grand Junction and hold it harmless from all claims and demands as stated therein; that after construction, it will restore the right of way to a proper and usable condition; and, that, upon revocation of the permit, it will restore the right of way to its original condition.

Dated at Grand Junction, Colorado, this 11th day of August, 1970.

FIRST NATIONAL BANK

\_\_\_\_\_  
 BY: (signed) R. L. Quimby\Exec. Vice President

ATTEST:

\_\_\_\_\_  
 (Signed) G. O. Trissel\Cashier

STATE OF COLORADO	)	
	)	ss.
COUNTY OF MESA	)	

The foregoing was acknowledged before me this 11th day of August, 1970, by R. L. Quimby, as Executive Vice President, and G. O. Trissel, as Cashier, of First National Bank, a corporation.

\_\_\_\_\_  
 (Signed) Vera L. Myers\Notary Public

MY COMMISSION expires:

PROP. ORD.

1970 Uniform Housing Code

By request of Council President Youngerman, City Attorney Ashby presented and read a proposed ordinance entitled AN ORDINANCE PROVIDING MINIMUM REQUIREMENTS FOR THE PROTECTION OF LIFE, LIMB, HEALTH, PROPERTY SAFETY, AND WELFARE OF THE GENERAL PUBLIC AND THE OWNERS AND OCCUPANTS OF RESIDENTIAL BUILDINGS; ADOPTING BY REFERENCE THERETO THE UNIFORM BUILDING CODE OF THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS, 1970 EDITION, VOLUME III (HOUSING), TOGETHER WITH THE APPENDICES THERETO; PROVIDING PENALTIES FOR

THE VIOLATION THEREOF; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING FOR THE SUBMISSION OF ITS APPROVAL AND IMPLEMENTATION TO A VOTE OF THE REGISTERED ELECTORS OF THE CITY OF GRAND JUNCTION, COLORADO.

Councilman Colescott asked when the election could be held. City Attorney Ashby said he thought that it could be held the latter part of November. Councilman Paruch stated that he was opposed to the principle of the Housing Code, and he would vote against it. If the electors so desire the Uniform Housing Code this much, then they can also petition for an election. Councilman Colescott stated that he could see no reason for a hearing until after the ordinance has been voted on.

It was moved by Councilman Anderson and seconded by Councilman Evans that the Council dispense with the reading of the Housing Code and in lieu of said reading signify such reading by signing the affidavit of that reading.

STATE OF COLORADO	)		
	)	ss	<u>CERTIFICATE</u>
COUNTY OF MESA	)		

The undersigned members of the City Council of the City of Grand Junction, Colorado, do hereby certify that they have read the Uniform Building Code, 1970 Edition, Volume III (Housing), together with the Appendices thereto, the same being promulgated by the International Conference of Building Officials at 50 South Los Robles, Pasadena, California.

Dated at Grand Junction, Colorado, this 5th day of August, 1970.

\_\_\_\_\_  
Ray A. Meacham\Ray A. Meacham

\_\_\_\_\_  
Harry O. Colescott\Harry O. Colescott

\_\_\_\_\_  
Stanley R. Anderson\Stanley R. Anderson

\_\_\_\_\_  
Richard G. Youngerman\Richard G. Youngerman

\_\_\_\_\_  
R. B. Evans\R. B. Evans

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Raymond R. Paruch\Raymond R. Paruch

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Theodore N. Naff\Theodore N. Naff

Councilman Meacham stated that this was essentially the same ordinance as he proposed at the last meeting with the exception of the fact that it must be submitted to the electorate before it is implemented. A year ago, the Council approved a Study Committee to study the necessity of a Housing Code and to come up with recommendations as to whether or not the City needed a Housing code. The Study Committee spent countless hours on this, and probably know more about the ramifications of a Housing Code than any member sitting around the Council today. He stated he thought if the Council was not ready to accept the recommendation of the Study Committee it should not have formed a Committee in the first place. Secondly, he does not believe that it is possible for an electorate to properly vote upon any matter unless they know something about the matter, and he believes that the electorate does not know what a Housing Code will do until they have had some time to see it work.

It was then moved by Councilman Anderson and seconded by Councilman Evans that the proposed ordinance be passed for publication.

Councilman Colescott then made a substitute motion to amend the proposed motion by saying that the hearing on the Housing Code would be held after the election. Councilman Paruch seconded the motion. Roll was called on the motion with the following result:

Councilmen voting AYE:

Raymond Paruch  
Harry Colescott  
Theodore Naff

Councilmen voting NAY:

Ray Meacham  
Stanley Anderson  
R. B. Evans  
President R. G. Youngerman

A majority of the Councilmen having voted NAY, the President declared the motion lost.

Councilman Naff then presented the following motion:

Councilman Naff stated that it would be lower income people who would be the ones most affected by a housing code; people on fixed incomes, pensions and those with just medium incomes and living in larger and older homes, raising their families.

Many of the Grand Junction businessmen live in beautiful homes, easily passing a Housing Code, and other live outside the city limits so would not be affected by it.

He believed that if the voters of the City of Grand Junction pass a Housing Code, then all of the people in the City should come under it as equally as possible.

Councilman Naff moved that the Housing Code be amended as follows:

Section H-102 which now reads:

The purpose of this code is to provide minimum requirements for the protection of life, limb, health, property, safety, and welfare of the general public and the owners and occupants of residential buildings,

be changed to read as follows:

The purpose of this code is to provide minimum requirements for the protection of life, limb, health, property, safety, and welfare of the general public and the owners and occupants of residential buildings, and buildings used for or in connection with business, industry and/or commerce.

Also the first sentence in Section H-103 which reads:

(a) application. The provisions of this code shall apply to all buildings or portions thereof used, or designed or intended to be used, for human habitation.

be changed to read:

(a) application. The provisions of this code shall apply to all buildings or portions thereof used, or designed or intended to be used, for human habitation, business, industry, and/or commerce.

Don Warner stated that the Housing Code is not designed to control commercial buildings. There is another code regulating those.

The motion was then seconded by Councilman Paruch. On roll call, the following vote was cast:

Councilmen voting AYE:

Raymond Paruch  
Harry Colescott  
Theodore Naff

Councilmen voting NAY:

Ray Meacham  
Stanley Anderson  
R. B. Evans  
President R. G. Youngerman

A majority of the Councilmen voting NAY, the President declared the motion lost.

Roll call on the motion to pass the proposed ordinance for publication was as follows:

Councilmen Voting AYE:

Ray Meacham  
Stanley Anderson  
R. B. Evans  
President R. G. Youngerman

Councilmen voting NAY:

Raymond Paruch  
Harry Colescott  
Theodore Naff

A majority of the Councilmen voting AYE, the President declared the motion carried.

PROPOSED ORDINANCE

Amending Sec. 6 a of Chap. 32, Zoning Ord. Fences

A proposed ordinance entitled AN ORDINANCE AMENDING SECTION 6 a. of CHAPTER 32, THE ZONING ORDINANCE, OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION CONCERNING FENCES was introduced and read. Mr. Don Warner was present and explained that this ordinance increases the height of fences allowed from six feet to eight feet, but requires that the adjoining property owner give a letter of approval before a permit can be issued. Councilman Evans took exception to the idea that neighbors would have any say in whether a fence could be constructed or not. The Planning Commission gave considerable thought to this question and recommended to the Council that the change be made.

It was moved by Councilman Anderson and seconded by Councilman Meacham that the proposed ordinance be passed for publication. Motion carried with Councilman Evans voting NAY. The President declared the motion carried.

ANNEXATION

Western Cemetery-Petition - Prop. Ord.

A petition to annex Orchard Mesa, I.O.O. F., Masonic and Veterans Cemeteries to the City of Grand Junction was presented.

PETITION FOR ANNEXATION  
(Western Cemetery)

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:

That part of the Southeast One Quarter of the Northeast One Quarter of Section 27, Township 1 South, Range 1 West, of Ute Meridian, which lies East of the Denver and Rio Grande Western Railroad right-of-way and the Southwest One Quarter of the Northwest One Quarter of Section 26, Township 1 South, Range 1 West, of the Ute Meridian. 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 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 one hundred 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 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.

DATE	SIGNATURES	ADDRESS	PROPERTY DESCRIPTION
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	Mesa County Veterans Cemetery Association		
7/31/70	Mrs. Wesley Dixon (Signed)	2562 F Road	Beginning at a point which is 770.2 feet from Northeast corner of the Southwest One Quarter of the Northwest One Quarter of Section 26, Township 1 South, Range 1 West of Ute Meridian, Thence West 415.0 feet, thence South 238.0 feet, thence South 45° 25' East 287.8 feet, thence East 210.0 feet, thence North 19.5 feet, thence West 100.0 feet, thence North 172.7 feet, thence East 100.0 feet, thence North 247.8 feet to the point of beginning, all in Section 26, Township One South, Range One West, Ute Meridian, Mesa County, Colorado, except the North 30 feet for road right-of-way.
	City of Grand Junction R. G. Youngerman (Signed)	That part of the Southeast One Quarter of the Northeast One Quarter of Section 27, Township 1 South, Range 1 West, of the Ute Meridian, which lies East of the Denver and Rio Grande Western Railroad right-of-way and the Southwest One Quarter of the Northwest One Quarter of Section 26, Township 1 South, Range 1 West, of the Ute Meridian, except for the tract of land described above as the property of the Mesa County Veterans Cemetery Association.	



STATE OF COLORADO	)		
	)	SS	AFFIDAVIT
COUNTY OF MESA	)		

\_\_\_\_\_, 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) R. G. Youngerman\

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

Witness my hand and official seal.

\_\_\_\_\_  
Notary Public

My Commission expires:

It was moved by Councilman Meacham and seconded by Councilman Anderson that the President of the Council be authorized to sign the petition on behalf of the City. Motion carried.

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 Meacham and seconded by Councilman Anderson that the proposed ordinance be passed for publication. Motion carried.

ORDINANCE No. 1362

North Acres Subdivision

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

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

The Ordinance was then read. There being no comments, it was moved by Councilman Paruch and seconded by Councilman Evans that the Ordinance be passed, adopted, and numbered 1362 and ordered published. 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 R. G. Youngerman

Councilmen voting NAY: None

The President declared the motion carried.

#### ORDINANCE No. 1363

Pomona View Subdivision

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 Anderson 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 Evans that the proposed ordinance be called up for final passage. Motion carried.

The ordinance was then read. There being no comments, it was moved by Councilman Colescott and seconded by Councilman Paruch that the Ordinance be passed, adopted as read, numbered 1363, and ordered published. 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 R. G. Youngerman

Councilmen voting NAY: None

The President declared the motion carried.

#### ORDINANCE NO. 1364

Hillcrest Manor Subdivision

The Proof of Publication to the following proposed ordinance was presented and read: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION, COLORADO. It was moved by Councilman Anderson and seconded by Councilman Meacham 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. There being no comments, it was moved by Councilman Colescott and seconded by Councilman Meacham that the Ordinance be passed, adopted, and numbered 1364 and ordered published. 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 R. G. Youngerman

Councilmen voting NAY: None

The President declared the motion carried.

#### ORDINANCE NO. 1365

Viewpoint Subdivision

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 Meacham and seconded by Councilman Anderson that the Proof of Publication be accepted and filed. Motion carried.

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

The Ordinance was then read. There being no comments, it was moved by Councilman Anderson and seconded by Councilman Naff that the Ordinance be passed, adopted, numbered 1365, and ordered published. 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 R. G. Youngerman

Councilmen voting NAY: None

The President declared the motion carried.

#### ORDINANCE NO. 1366

Treehaven Subdivision

The Proof of Publication to the following proposed ordinance was presented and read: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION, COLORADO. 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 Naff and seconded by Councilman Paruch that the proposed ordinance be called up for final passage. Motion carried.

The Ordinance was then read. There being no comments, it was moved by Councilman Paruch and seconded by Councilman Naff that the Ordinance be passed, adopted, numbered 1366, and ordered published. 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 R. G. Youngerman

Councilmen voting NAY: None

The President declared the motion carried.

#### ORDINANCE NO. 1367

Mantey Heights Subdivision

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 Meacham and seconded by Councilman Colescott that the Proof of Publication be accepted and filed. Motion carried.

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

The Ordinance was then read. There being no comments, it was moved by Councilman Colescott and seconded by Councilman Anderson that the Ordinance be passed, adopted, numbered 1367, and ordered published. 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 R. G. Youngerman

Councilmen voting NAY: None

The President declared the motion carried.

City Manager Gray stated that these annexations would become a part of the City of Grand Junction in about 30 days. Trash pickup would start about the week of the 14th of September. An Engineering firm will be hired to plan the sewer district, and it should be constructed early in the year 1971.

#### RESOLUTION

I. D. St-70

The following Resolution was presented and read:

RESOLUTION

PROVIDING FOR THE INTEREST RATE ON BONDS OF THE CITY OF GRAND JUNCTION, COLORADO, FOR IMPROVEMENT DISTRICT NO. ST-70, IN THE PRINCIPAL AMOUNT OF \$67,000, AND OTHER DETAILS IN CONNECTION THEREWITH.

WHEREAS, by a Resolution duly passed and adopted on the 17th day of June, 1970, the City Council has created Improvement District No. ST-70 for the purpose of constructing and installing curb and gutter, sidewalk, and street and alley paving improvements within the City; and

WHEREAS, said Resolution has also authorized the issuance of special assessment bonds of the City in the principal amount of \$67,000, for the purpose of paying the cost and expenses of constructing the improvements in said District, including engineering, inspection and other incidental expense; and

WHEREAS on the 1st day of July, 1970, the contract for the purchase of said bonds was awarded to Boettcher and Company, in accordance with their proposal dated June 30, 1970; and

WHEREAS, it is necessary to set forth by resolution the rates of interest on said bonds, together with other details concerning their issuance;

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

1. That bonds of the City of Grand Junction, Colorado, for Improvement District No. St-70, in the principal amount of \$67,000, shall bear interest as follows:

<u>Amount</u>	<u>Bond Numbers</u>	<u>Interest Rate</u>
		\$ 6,0001 to 6, incl.6% 6,0007 to 12, incl.6 1/4%
6,000	13 to 18, incl.	6 1/2%
7,000	19 to 25, incl.	6 3/4%
14,000	26 to 39, incl.	7%
28,000	40 to 67, incl.	7 1/4%

2. That said bonds shall be dated as of August 1, 1970, and be due and payable on August 1, 1980. The interest on said

bonds shall be payable on February 1, 1971 and semi-annually thereafter on the first day of February and the first day of August each year.

3. The provisions of the Resolution passed and adopted by the City Council on June 17, 1970, relating to the creation of Improvement District No. ST-70 and the issuance of bonds, including, but not limited to, the manner of prior redemption, designation of the paying agent, and the form of the bond and interest coupon, are hereby ratified and confirmed.

4. The officers of the City are hereby authorized and directed to take all action necessary or appropriate relating to the issuance and delivery of the bonds, including the execution of such certificates as may be required by the purchaser thereof relating to the signing of the bonds, the tenure and identity of the municipal officials, the receipt of the bond purchase price, the absence of litigation, pending or threatened, if in accordance with the facts, affecting the validity of said bonds.

5. After the bonds authorized by the Resolution of the City Council referred to above, have been issued and sold and are outstanding, this Resolution shall be irrevocable, until said bonds and the interest thereon, have been fully paid, satisfied and discharged.

RESOLUTION ADOPTED AND APPROVED THIS 5th day of August, 1970.

(SEAL)

\_\_\_\_\_  
(Signed) Richard G. Youngerman\President of the City Council

ATTEST:

\_\_\_\_\_  
Helen C. Tomlinson (signed)\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 with the following result:

Councilmen voting AYE:

Raymond R. Paruch

Harry O. Colescott

Ray O. Meacham

Stanley R. Anderson

Theodore N. Naff

R. B. Evans

President R. G. Youngerman

Councilmen voting NAY: None

The President declared the motion carried.

REPORT ON TRAFFIC LIGHT at 10th AND NORTH AVENUE

Signal to be put back

City Manager Gray stated that he had a report from Mr. Byrom, Assistant City Engineer, concerning the traffic signal at 10th and North which had recently been taken down because of the moving of poles for the construction of a filling

station on the southeast corner of 10th and North Avenue. Mr. Byrom reported that the vehicles using 10th Street did not warrant a signal at this intersection but that he would recommend the lights be put back and further studies made after schools have started. A further petition, signed by 64 patients of Doctor Adams, whose office is at 10th and Orchard, was presented. Councilman Anderson gave some reasons why he thought the signal should not be put back in. The Council concurred with the City Manager and Assistant City Engineer in putting the signal back in.

#### REPORT ON MESA GARDENS DRAINAGE WELL

City Manager Gray also made a report on the operation of the well in Mesa Gardens. The operation is costing some more than anticipated, but the property owners are being billed less than \$1.00 per month as promised. It will be some time before any appreciable improvement will be made in this condition.

#### ORCHARD MESA HEIGHTS PIPELINE, INC.

Offered water system on Orchard Mesa to City - City to take over

The Orchard Mesa Heights Pipeline, Inc., has offered the City its water system on Orchard Mesa. There are 48 customers on this line, and they have operated as an entity, with only the master meter being read by the City. They would like for the City to take over the line and the customers be billed as individual customers. Albert Wales, one of the customers who did not sign the letter asking for the City to take over the system, stated that he was opposed to the City getting the line. It was moved by Councilman Meacham and seconded by Councilman Anderson that the City go ahead with the acquisition of the Orchard Mesa Heights Pipeline, Inc., water system. Motion carried.

#### PARUCH STATEMENT

Councilman Paruch stated that he was opposed to any implementation or adoption of any Housing Code, first as a citizen of this community and secondly as an elected politician he would do everything in his power and with his influence to defeat the ordinance. Councilman Naff concurred.

#### COUNCILMAN ANDERSON

Councilman Anderson stated that they had been on a vacation and were glad to be back. Grand Junction looks good. Some cities do not have as good streets, have more weeds, and have more problems than we have. Twin Falls, Idaho, is putting in a project almost like Operation Foresight.

#### PLANNING COMMISSION

Appt. of Mrs. Betty Russell approved

President Youngerman appointed Mrs. Betty Russell, 115 Hillcrest, as a member of the Planning Commission to take the place of Mrs. Grace Smith who recently resigned. It was moved by Councilman Anderson and seconded by Councilman Meacham that the Council ratify the appointment of Mrs. Russell. Motion carried.

#### ADJOURNMENT

The President declared the meeting adjourned.

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Helen C. Tomlinson\City Clerk