

Grand Junction, Colorado

May 5, 1971

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 P.M. May 5, 1971, in the Civic Auditorium at City Hall. Councilmen present and answering roll call were: Raymond Paruch, Harry Colescott, Lawrence Kozisek, Stanley Anderson, Theodore Naff, Silas Grantham, and President of the Council Richard Youngerman. Also present were City Manager Richard Gray, City Attorney Gerald Ashby, and City Clerk Neva Lockhart.

MINUTES

It was moved by Councilman Anderson and seconded by Councilman Naff that the minutes of the regular Council meeting held on April 21, 1971, be approved as written. Motion carried.

ELECTION OF PRESIDENT OF COUNCIL (EX-OFFICIO MAYOR)

Councilman Grantham nominated Stanley Anderson as President of the Council, with Councilman Paruch seconding the nomination. It was moved by Councilman Kozisek and seconded by Councilman Naff that the nominations cease and that Councilman Anderson be elected President of the Council by acclamation. Motion carried.

Councilman Anderson was sworn into the office of President of the City Council and Ex-Officio Mayor of the City of Grand Junction by City Clerk Neva Lockhart.

PRESIDENT PRO TEM OF THE COUNCIL

Councilman Paruch nominated Councilman Harry Colescott as President Pro Tempore of the City Council. Councilman Naff seconded the nomination. It was moved by Councilman Kozisek and seconded by Councilman Youngerman that the nominations be closed and that Councilman Harry Colescott be elected President Pro Tempore of the Council by unanimous ballot. Motion carried.

COUNCILMAN COLESCOTT ELECTED TO WALKER FIELD PUBLIC AIRPORT AUTHORITY

It was moved by Councilman Naff and seconded by Councilman Kozisek that Councilman Colescott be appointed to the Walker Field Public Airport Authority. Councilman Kozisek moved and Councilman Grantham seconded that nominations cease and that Councilman Harry Colescott be unanimously elected to the Walker Field Public Airport Authority. Motion carried.

COMMITTEE AND BOARD APPOINTMENTS

President of the Council Anderson submitted a list of the Committees and Boards and the candidates for appointment to these functions. They are:

Parks Improvement Advisory Board	Theodore Naff
Recreation Board	Theodore Naff
Municipal Court-Police Committee	Harry Colescott
	Lawrence Kozisek
	Stanley Anderson
Museum Board	Silas Grantham
Mesa County Health Board	Silas Grantham
City Planning Commission	Raymond Paruch
(Also Regional Planning)	Richard Youngerman
Community Action Council	Larry Kozisek
Mesa Council of Governments	Stanley Anderson
Resources Conservation	
Development Board	Richard Youngerman
Retirement Board	Stanley Anderson

After discussion, it was moved by Councilman Youngerman and seconded by Councilman Paruch to ratify the appointments to the above-listed Boards and Committees. Motion carried.

SANITARY SEWER DISTRICT NO. 28-71 - SALE OF BONDS - RESOLUTION

City Manager Gray read a "memo" from Finance Director William Manchester which stated that bids for Sanitary Sewer District No. 28-71 bonds were received and opened at 2:00 P.M. May 5, 1971, for the sale of \$232,000 in bonds. There were five bidders:

	Avg Interest %	Interest Cost
Hanifen, Imhoff and Samford	5.15549	\$48,564.75
Stern Brothers & Company	5.188959	\$48,880.00
Kirchner, Moore and Company	5.27825	\$49,721.19
Coughlin and Company	5.3086	\$50,008.26*
Boettcher and Company and Bosworth Sullivan	5.4251	\$51,105.00

*Less \$1.00 Premium

It was the recommendation of Mr. Manchester and City Manager Gray that the bid be awarded to Hanifen, Imhoff and Samford. City Manager Gray said this was a very excellent bid as the Bond Buyer's Index was 5.69 last Thursday, April 30, so a bid of 5.15549 indicates that the City of Grand Junction is held in very high esteem as far as the City's ability to meet its obligations.

It was moved by Councilman Colescott and seconded by Councilman Grantham that the bid be awarded to Hanifen, Imhoff and Samford. Motion carried.

The following Resolution was presented and read:

R E S O L U T I O N

PROVIDING FOR THE ISSUANCE OF PUBLIC IMPROVEMENT BONDS OF
SANITARY SEWER DISTRICT NO. 28-71

WHEREAS, on the 17th day of March, 1971, the City Council of the City of Grand Junction, Colorado, adopted a resolution creating Sanitary Sewer District No. 28-71 within said City;

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

1. That for the purpose of paying the cost and expenses of constructing the improvements in said Sanitary Sewer District No. 28-71, including engineering, inspection and other incidental expense, the City shall issue public improvement bonds of said Sanitary Sewer District No. 28-71, dated the 1st day of June, 1971, in the denomination of \$1,000.00 each, numbered 1 to 232 inclusive, due and payable on the 1st day of June, 1981, subject to call and payment however at any time prior to the maturity of said bonds, said bonds shall bear interest at an average rate of 5.15549% payable semi-annually, on the 1st day of June and the 1st day of December of each year, as evidenced by coupons to be attached to said bonds.

The principal of and interest on, said bonds shall be payable at the office of the City Treasurer of the City of Grand Junction, Colorado, the said bonds shall be signed by the President of the City Council, sealed with the seal of said City and attested by the City Clerk, the coupons shall be signed with the original or facsimile signature of the City Treasurer, and when so executed, said bonds shall be registered by the City Treasurer.

2. Said bonds shall be payable out of the proceeds of a special assessment to be levied upon the real estate situate in the City of Grand Junction, in said improvement district, especially benefitted by said improvements, and shall also be payable out of available proceeds of an annual one mill tax to be levied on the taxable property in said City, pursuant to People's Ordinance No. 27 of the said City, which tax was voted and authorized to make up deficits in special improvement district funds,

3. Said bonds, the coupons to be attached and the registration certificate to be endorsed thereon, shall be in substantially the following form:

UNITED STATES OF AMERICA

STATE OF COLORADO

CITY OF GRAND JUNCTION

COUNTY OF MESA

PUBLIC IMPROVEMENT BOND
SANITARY SEWER DISTRICT NO. 28-71

No. _____ \$1,000.00

The City of Grand Junction, County of Mesa, State of Colorado, for value received, acknowledges itself indebted and hereby promises to pay to the bearer hereof, the sum of

ONE THOUSAND DOLLARS

in lawful money of the United States of America, on the day of _____, 19____, subject to call and payment however at any time prior thereto with interest thereon from date until payment according to the interest coupons hereto attached, payable semi-annually on the _____ day of _____ and the first day of _____ each year, both principal and interest being payable at the office of the City Treasurer in Grand Junction, Colorado, upon surrender of the attached coupons and this bond as they severally come due, or are called for payment.

This bond it issued for the purpose of paying the cost of local improvements in Sanitary Sewer District No. 28-71 in the City of Grand Junction, by virtue of-and full-conformity with, the Constitution and laws of the State of Colorado, the Charter of the City of Grand Junction, and requisite resolutions and ordinances of the said City, duly adopted, approved, published and made laws of said City prior to the issue hereof.

This bond is payable out of the proceeds of a special assessment to be levied upon real estate situate in the City of Grand Junction in said Sanitary Sewer District No. 28-71 especially benefitted by said improvements, and is also payable out of available proceeds of an annual one mill tax to be levied on the taxable property in said City, pursuant to People's Ordinance No. 27 of said City, which tax was voted and authorized to make up deficits in special improvement district funds, and the amount of the assessments upon real estate in said District for the payment hereof, with the accrued interest, shall be a lien upon said real estate in the respective amounts to be apportioned to said real estate, and assessed under the Charter and ordinances of said City.

It is hereby certified and recited that the total issue of bonds of said City for said District including this bond, does not exceed the estimate of the City Engineer of the cost of said improvements, nor the amount authorized by law, and it is further hereby certified and recited that every requirement of law relating to the creation of said sanitary Sewer District No. 28-71 and the making of said improvements and the issuance of this bond has been fully complied with by proper officers of said City, and that all conditions required to exist and to be done precedent to and in the issuance of this bond, to render the same

lawful and valid, have happened, been properly done and performed, and did exist in regular and due time, form and manner, as required by law.

IN TESTIMONY WHEREOF, the City of Grand Junction has caused this bond to be subscribed by the President of the Council, attested by the City Clerk under the seal of the City and the interest coupons hereto attached to be attested by the facsimile signature of the City Treasurer, as of the _____ day of _____ 1971.

President of the City Council
(SEAL)

ATTEST:

City Clerk

(Form of Coupon)

No. _____ \$

On the _____ day of _____, A.D. 19____, the City of Grand Junction, Colorado, will pay the bearer

_____ DOLLARS

in lawful money of the United States of America, at the office of the City Treasurer, in Grand Junction, Colorado, being six months' interest on its local public improvement bond of Sanitary Sewer District No. 28-71 provided the bond to which this coupon is attached has not been called for prior payment.

Attached to bond dated _____, A. D. 1971.

No.

(Facsimile Signature)
City Treasurer

(Registration Certificate)

It is hereby certified that the within and foregoing bond has been registered in a suitable book kept for that purpose in the Office of the City Treasurer of the City of Grand Junction, Colorado, in accordance with the laws and ordinances under which the same is issued.

Dated at Grand Junction, Colorado, this _____ day of
A. D., 1971.

City Treasurer

The City Clerk is hereby authorized and directed to have printed

the bonds authorized by this Resolution and when the same have been executed, to deposit the same with the City Treasurer, who shall deliver them to the lawful purchaser thereof, on receipt of the purchase price.

ADOPTED and APPROVED this 5th day of May, A. D., 1971.
President of the Council
(SEAL)

ATTEST:
City Clerk

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

Councilmen voting AYE:	Raymond Paruch Harry Colescott Lawrence Kozisek Theodore Naff Richard Youngerman Silas Grantham
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President of the Council:	Stanley Anderson
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Councilmen voting NAY:	None
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All members of the Council having voted AYE, the President of the Council declared the motion carried and the Resolution duly passed and adopted.

LETTER TO GOVERNOR REQUESTING PERMANENT CIVIL RIGHTS COMMISSION OFFICE IN GRAND JUNCTION

Tabled from the April 21 meeting of the Council was a request for a Civil Rights Commission Office in Grand Junction made by Mr. John Zamora. Mr. Zamora appeared before the Council and requested the City Council to write a letter to the Governor of the State of Colorado in support of the establishment of a permanent Civil Rights Commission Office in the City of Grand Junction. Mr. Zamora stated that there is a need for one.

Mr. Carl Montoya of the Community Action Council appeared before the Council as an interested person in support of the request for the Civil Rights Commission Office and not as a representative of the Community Action Council. Mr. Montoya said that for a while a man was here on a temporary basis. Twenty-one counties on the Western Slope were being served from an office in Alamosa, but this man has now been pulled out for another area. Having a temporary office here was not a very satisfactory arrangement. With each complaint filed, the work load increases because of the investigation that must be done.

It was moved by Councilman Youngerman and seconded by Councilman Kozisek that a letter from the City Council be sent to the Governor of Colorado asking for the establishment of a permanent Civil Rights Commission Office in Grand Junction, Colorado. Motion carried.

Mr. Montoya also commented about an article in the Daily Sentinel regarding the hearing that was held for the change of location of the liquor license held by Emil F. Tonozzi, Jr., dba Tony's Bar and Grill at 209 Colorado Avenue. Mr. Montoya said he felt some of the comments made by Mr. Meacham were discriminatory towards the 98% Mexican-American clientele who patronize Tony's Bar and Grill. City Attorney Ashby said that there should not be any more discussion of this hearing, as we are still within the period when Mr. Tonozzi can take this matter to Court. However, Mr. Ashby said he did not feel that Mr. Meacham intended his remarks against the Mexican-Americans.

Mr. Montoya wanted to know the procedure for getting streets paved and sewers put in. City Manager Gray referred Mr. Montoya to Davis Hickman, City Engineer.

DAYS - REQUEST TO SELL CANDY ON SHOPPING PARK MAY 15 - GRANTED

Miss Carla McMullen, President of Alpha Theta Rho, Girl's Club No. 1, a branch of the Oddfellows, appeared before the Council to request permission for her club to sell Mrs. Leland's milk chocolate candy in the Teller Arms Shopping Center and the Downtown Shopping Park on May 11 through May 15, 1971. President of the Council Anderson explained that the Teller Arms Shopping Center is on private property so the group would need to get permission from the owners to sell candy in that location.

Councilman Youngerman said that it has been Council policy in the past to grant permission for only one-day sales of this nature in the Shopping Park. Miss McMullen requested Saturday, May 15.

It was moved by Councilman Paruch and seconded by Councilman Youngerman that permission be granted the Alpha Theta Rho Girls' Club No. 1 to sell candy in the Shopping Park on Saturday, May 15, 1971. Motion carried.

3.2 BEER LICENSE RENEWALS APPROVED

The applications for 3.2 beer license renewals for the following businesses were presented:

Alvin Cook dba Warehouse Market, 1250 North 3rd Street
Laurence Flanagan dba West Side Grocery, 505 West Colorado
Hobby & Bonnie Frazer dba 7-2-11 Food Store, 2231 North 7th
Travis L. & Edith M. Park dba Way Side Grocery, 2851 North Avenue

A letter from Chief of Police Karl Johnson was read. Chief

Johnson said there have been no complaints or violations concerning the sale of 3.2 beer at these locations.

It was moved by Councilman Youngerman and seconded by Councilman Kozisek that these 3.2 beer license renewal applications be approved and the licenses issued when the State licenses have been received. Motion carried, with Councilman Paruch voting NAY.

DENNIS MURPHY - STATEMENT OF ALLEGED ATTEMPT ON LIFE OF JOHN ZAMORA

Mr. Dennis Murphy of Room 329, Aspen Hall, Mesa College student, appeared before the Council to report that an attempt was made on the life of Mr. John Zamora as they were coming to the City Council meeting. Mr. Murphy said that a man with an automatic revolver had warned Mr. Zamora not to come to the City Council meeting. Mr. Murphy said they had gone into Tony's Bar & Grill and had called the Police Department. He reported that Patrolman Brenner had answered the call and that a description of the man had been given to Patrolman Brenner.

City Manager Gray requested that Mr. Murphy come in Thursday morning May 6, so that a full report could be obtained.

FAA ALLOCATION OF \$1,321,368 FOR FURTHER DEVELOPMENT AT WALKER FIELD

A letter from M. M. Martin, Director, Department of Transportation, Federal Aviation Administration, Rocky Mountain Region, noting the allocation of \$1,321,368 under the Airport Development Aid Program for the further development of Walker Field was read.

3 May 1971

Honorable Richard G. Youngerman
Mayor of Grand Junction
Fifth and Rood Avenue
Grand Junction, Colorado 81501

Dear Mayor Youngerman:

It is a pleasure to advise you that the Federal Aviation Administration has allocated \$1,321,368, under the Airport Development Aid Program, in response to your request for funds for the further development of Walker Field. The specific project is as follows:

Land for airport development and clear zone; Extension of the NW/SE runway from 7,500' to 10,500'; Install HIRL on the NW/SE runway extension; Reconstruct portions of the NW/SE runway (3,700' x 60'); Seal and mark the NW/SE runway; Extend and mark

the parallel taxiway system; Relocate Glide slope, middle marker and outer marker facilities; Fencing and relocation of utilities.
\$1,321,368

We regret that financial assistance cannot be provided for all of the development requested and that the allocation is limited to the items set forth above. A representative of this office will be glad to discuss the agency's position on the development that was not included in this allocation.

In the near future, a representative of the Denver Airports District Office will be in contact with you for the purpose of assuring a clear understanding of all the requirements necessary to place this project under grant. He will also work with your personnel to establish a realistic work schedule for this project.

The Federal Aviation Administration is interested in your airport, and considers that this proposed development will contribute greatly to the flying public.

Sincerely,

s/ M. M. Martin
Director

cc: Honorable John A. Love
Governor, State of Colorado
State Capitol Building
Denver, Colorado 80202

Mr. Gustav Byrom
Director of Aviation
Walker Field
Grand Junction, Colorado 81501

I.D. ST-71 RESOLUTION OF INTENT TO CREATE

The following Resolution was presented and read:

R E S O L U T I O N

DECLARING THE INTENTION OF THE CITY COUNCIL OF GRAND JUNCTION, COLORADO, TO CREATE WITHIN SAID CITY A LOCAL IMPROVEMENT DISTRICT NO. ST-71 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 a 57 foot paving from back of curb to back of curb with vertical curb and gutter on both sides of street with a 2 inch asphaltic concrete mat with 6 inches of 3/4 inch

base course to be constructed according to City of Grand Junction General Specifications, with a 3 1/2 foot sidewalk on both sides of street on Main Street from 17th to 19th Street.

2. Installing a 44 foot paving from back of curb to back of curb with vertical curb and gutter on both sides of street with a 2 inch asphaltic concrete mat with 8 inches of 3/4 inch base course to be constructed according to City of Grand Junction General Specifications, and a 3 1/2 foot sidewalk on both sides of Patterson Road, 770 feet west of 7th Street.

3. Installing a 44 foot paving from back of curb to back of curb with vertical curb and gutter on both sides of street with a 2 inch asphaltic concrete mat with 8 inches of 3/4 inch base course to be constructed according to City of Grand Junction General Specifications, with a 3 1/2 foot sidewalk on both sides of street on Orchard Avenue east from 12th to 13th Street.

4. Installing Hollywood curb, gutter and sidewalk on both sides of a 50 foot right of way and including a 6 inch base course with 2 inches of hot-mix asphaltic concrete paving 33 foot in width from lip of gutter to lip of gutter. All to be constructed according to the General Conditions, Specifications, and Details for Street Improvement Projects. City of Grand Junction on 21st Street from the Alley South of Bunting North to existing paving, 130 feet North of Bunting Avenue.

5. Installing a 36 foot paving from back of curb to back of curb with vertical curb and gutter on both sides of street with a 2 inch asphaltic concrete mat with 6 inches of 3/4 inch base course to be constructed according to City of Grand Junction General Specifications, with a 3-1/2 foot sidewalk on both sides of street on 6th Street from Bookcliff Avenue to Center Avenue.

6. Installing Hollywood curb, gutter and sidewalk on both sides of a forty foot right of way and a 6 inch base course with 2 inches of hotmix asphaltic concrete paving 29 feet in width from lip of gutter to lip of gutter, according to General Conditions, Specifications, and Details for Street Improvement Projects, City of Grand Junction, on Poplar Street from West Mesa Avenue South 308 feet.

7. Installing paving 16 feet wide with 2 inches of asphaltic concrete mat with 6 inches of 3/4 inch base course on alley between Teller Avenue and Belford, 8th Street to 9th Street.

8. Installing paving 16 feet wide with 2 inches of asphaltic concrete mat with 6 inches of 3/4 inch base course on alley between Teller Avenue and Hill Avenue, 11th Street to 12th Street.

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 alleys to be assessed with the cost of the proposed construction of sidewalks, curbs, gutters, and paving of the streets and alleys; 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 of Main Street from 17th to 19th Street. Lots 13 through 24, Block 5, East Main Street Addition Lots 1 through 12, Block 6, East Main Street Addition except Beginning Southeast Corner Block 6 North 125.3 feet; West 99.28 feet; South 45° 38'; West 179.2 feet to the South line of Block 6, East 228.8 feet to beginning all in the City of Grand Junction, Colorado.

b. Construction of Patterson Road, 770 feet West of 7th Street. All of Lots 4 through 9 and the South 35 feet of Lot 3 of Fairmount Heights Sub; also the North 150 feet of the East 800 feet of the Northeast Quarter Northwest Quarter of Section 11 Township 1 South Range 1 West Ute Principal Meridian in the City of Grand Junction, Colorado.

c. Construction of Orchard Avenue East from 12th to 13th Street. The South 150 feet of Lot 1, Block 1 Fairmount Subdivision; The North 150 feet of Block 2, Overhill Annex. All of Lots 16 and 17 and the North 20 feet of Lot 15, Block 1, Overhill Annex. Section 12 Township 1 South, Range 1 West, Mesa County, Colorado.

d. Construction of 21st Street from the alley South of Bunting Avenue, North to existing paving, 130 feet North of Bunting Avenue.

All of Lots 8 and 9, Block 4, Arcadia Village Refile. All of Lots 10 and 11, Block 6, Arcadia Village Refile, and East 22 feet of Lot 9 Block 6, Arcadia Village Refile. The West 180 feet of the West Half Southeast Quarter Southwest Quarter Southeast Quarter Section 12 Township I South Range 1 West except West 30 feet and the South 320 feet all in the City of Grand Junction, Mesa County, Colorado.

e. Construction of 6th Street from Bookcliff Avenue to Center Avenue.

Lot 4 Mesa Park Center

Lot 3 Mesa Park Center

Beginning 922.27 feet East and 105 feet North of Southwest Corner

Northeast Quarter Northwest Quarter Section 11 Township 1 South, Range 1 West, North 150 feet, East 241.13 feet, South 110 feet Southwesterly to a point 233 feet more or less East of Beginning West to Beginning except West 25 feet.

Beginning 922.27 feet East of Southwest Corner South Half Northeast Quarter Northwest Quarter Section 11 Township 1 South Range 1 West North 105 Feet, East 255.56 feet, South 105 feet, West 255.56 feet to beginning except South 20 feet for road.

Beginning 1177.83 East of Southwest Corner South Half, Northeast Quarter Northwest Quarter Section 11 Township 1 South Range 1 West, North 86 feet, East 110 feet, South 86 feet, West to beginning except South 20 feet.

Beginning 1433.4 feet East and 86 feet North of Southwest corner Northeast Quarter Northwest Quarter Section 11 Township 1 South, Range 1 West, North 169 feet, West 234.43 feet, South 110 feet Southwesterly to a point 245 feet West of Beginning, East to Beginning, except that portion lying in 6th Street.

f. Construction of Poplar Street from West Mesa Avenue South 308 feet.

All of Lots 1, 2, and 3 of Block 6 West Lake Park Annex, 2nd Amended

All of Lots 1,2,3, and 4 of West Lake Park Subdivision, all in Section 10 Township 1 South, Range 1 West, Mesa County, Colorado.

g. Construction of alley between Teller Avenue and Belford, 8th Street to 9th Street.

The South 40 feet of Lots 1 through 5, All of Lots 6 through 11, The South 45 feet of Lots 12 to 16, All of Lots 17 to 32, all in Block 19 Plat of Grand Junction Section 14, Township 1 South, Range 1 West.

h. Construction of alley between Teller Avenue, 11th Street to 12th Street.

All of Lots 1 through 14 and the West 13.3 feet of Lot 15, All of Lots 21 through 34 and the West 13.3 feet of Lot 20, all in Block 23, plat of the City of Grand Junction, Colorado.

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, gutter, and street and alley 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 5th day of May, 1971.

President of the Council

ATTEST:

City Clerk

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

Councilmen voting AYE:	Raymond Paruch Harry Colescott Lawrence Kozisek Theodore Naff Richard Youngerman Silas Grantham
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President of the Council:	Stanley Anderson
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Councilmen voting NAY:	None
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All member of the Council having voted AYE, the President declared the motion carried and the Resolution duly passed and adopted.

I.D. ST-71 - RESOLUTION ADOPTING PLANS, DETAILS, AND SPECIFICATIONS

The following Resolution was presented and read:

R E S O L U T I O N

ADOPTING DETAILS, PLANS, AND SPECIFICATIONS FOR CONSTRUCTING SIDEWALKS, CURBS AND GUTTERS AND PAVING STREETS, ALLEYS, AND AVENUES IN THE CITY OF GRAND JUNCTION, COLORADO, IN IMPROVEMENT DISTRICT NO. ST-71, DETERMINING THE NUMBER Or INSTALLMENTS AND THE TIME IN WHICH THE COST OF SAID IMPROVEMENTS SHALL BE PAYABLE, THE RATE OF INTEREST 014 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 A HEARING THEREON.

WHEREAS, on May 5, 1971, 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, gutters and paving streets,

alleys, and avenues in said City within proposed Improvement District No. ST-71, together with an estimate of the total cost of such improvements and a map of the District to be assessed; and

WHEREAS, said City Engineer has fully and strictly complied with the directions so given, and has filed such details, plans and specifications, estimate, and map, all in accordance with said Resolution and the requirements of Ordinance No. 178, as amended, of said City;

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

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

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

A. Main Street-from 17th to 19th Street for installation of a 57 foot paving from back of curb to back of curb with vertical curb and gutter on both sides of street with a 2 inch asphaltic concrete mat with 6 inches of 3/4 inch base course to be constructed according to City of Grand Junction General Specifications, with a 3 1/2 foot sidewalk on both sides of street:

Lots 13 through 24 Block 5 East Main Street Addn. Lots 1 through 12, Block 6 East Main Street Addn except beginning at Southeast corner Block 6, North 125.3 feet, West 99.28 feet, South 45° 38' West 179.2 feet to the South line of Block 6, East 228.8 feet to beginning, all in City of Grand Junction, Colorado.

B. Patterson Road, 770 feet west of 7th Street for installation of a 44 foot paving from back of curb to back of curb with vertical curb and gutter on both sides of street with a 2 inch asphaltic concrete mat with 8 inches of 3/4 inch base course to be constructed according to City of Grand Junction General Specifications, and a 3 1/2 foot sidewalk on both sides:

All of Lots 4 through 9 and the South 35 feet of Lot 3 of Fairmount Heights Subdivision; also North 150 feet of the East 800 feet of the Northeast Quarter Northwest Quarter of Section 11 Township I South Range 1 West, U.P.M. in the City of Grand Junction, Colorado.

C. Orchard Avenue East from 12th to 13th Street for installation of a 44 foot paving from back of curb to back of curb with vertical curb and gutter on both sides of street with a 2 inch asphaltic concrete mat with 8 inches of 3/4 inch base course to be constructed according to City of Grand Junction general

specifications, with a 3 1/2 foot sidewalk on both sides of street:

The South 150 feet of Lot 1 Block 1 Fairmount Sub.

The North 150 feet of Block 2 Overhill Annex.

All of Lots 16 and 17 and the North 20 feet of Lot 15 Block 1, Overhill Annex Section 12 Township 1 South, Range 1 West, Mesa County, Colorado.

D. 21st Street from the alley South of Bunting Avenue North to existing paving, 130 feet North of Bunting Avenue for installation of Hollywood curb, gutter and sidewalk on both sides of a 50 foot right of way, and a 6 inch base course with 2 inches of hot-mix asphaltic concrete paving 33 feet in width from lip of gutter to lip of gutter. All to be constructed according to the General Conditions, Specifications, and Details for Street Improvement Projects, City of Grand Junction:

All of Lots 8 and 9 Block 4 Arcadia Village Refile All of Lots 10 and 11 Block 6 Arcadia Village Refile and the East 22 feet of Lot 9 Block 6 Arcadia Village Refile.

The West 180 feet of the West half, Southeast Quarter Southwest Quarter Southeast Quarter Section 12 Township 1 South, Range 1 West, except West 30 feet and the South 320 feet all in the City of Grand Junction, Mesa County, Colorado.

E. 6th Street from Bookcliff Avenue to Center Avenue for installation of a 36 feet paving from back of curb to back of curb with vertical curb and gutter on both sides of street with a 2 inch asphaltic concrete mat with 6 inches of 3/4 inch base course to be constructed according to City of Grand Junction General Specifications, with a 3 1/2 foot sidewalk on both sides of street:

Lot 4 Mesa Park Center

Lot 3 Mesa Park Center

Beginning 922.27 feet East and 105 feet North of Southwest corner Northeast Quarter Northwest Quarter Section 11 Township 1 South, Range 1 West, North 150 feet, East 241.13 feet, South 110 feet, Southwesterly to a point 233 feet more or less East of beginning West to beginning except West 25 feet.

Beginning 922.27 feet East of Southwest corner South Half Northeast Quarter Northwest Quarter Section 11 Township 1 South, Range 1 West, North 105 feet, East 255.56 feet, South 105 feet, West 255.56 feet to beginning except South 20 feet for road.

Beginning 1177.83 feet East of Southwest Corner South Half Northeast Quarter Northwest Quarter Section 11 Township 1 South, Range 1 West, North 86 feet, East 110 feet, South 86 feet, West to beginning except South 20 feet.

Beginning 1433.4 feet East and 86 feet North of Southwest corner Northeast Quarter Northwest Quarter Section 11 Township 1 South,

Range 1 West, North 169 feet, West 234.43 feet, South 110 feet Southwesterly to a point 245 feet East to Beginning except that portion lying in 6th Street.

F. Poplar Street from West Mesa Avenue South 309 feet for installation of Hollywood curbs, gutter and sidewalk on both sides of a 40 foot right of way and including a 6 inch base course with 2 inches of hot-mix asphaltic concrete paving 29 feet in width from lip of gutter to lip of gutter. All to be constructed according to the General Conditions, Specifications, and Details for Street Improvement Projects, City of Grand Junction:

All of Lots 1, 2 and 3 of Block 6 West Lake Park Annex 2nd amended. Also all of Lots 1, 2, 3 and 4 of West Lake Park Subdivision, all in Section 10 Township 1 South, Range 1 West, Mesa County, Colorado.

G. Alley between Teller Avenue and Belford, 8th Street to 9th Street for installation of paving to be 16 feet wide with 2 inches of asphaltic concrete mat with 6 inches of 3/4 inch base course:

The South 40 feet of Lots 1 through 5 all of Lots 6 through 11, and the South 45 feet of Lots 12 to 16 Lots 17 to 32 in Block 19 Plat of Grand Junction Section 14 Township 1 South, Range 1 West

H. Alley between Teller Avenue and Hill Avenue, 11th Street to 12th Street for installation of paving to be 16 feet wide with 2 inches of asphaltic concrete mat with 6 inches of 3/4 inch base course:

All of Lots 1 through 14 and the West 13.3 feet of Lot 15 all of Lots 21 through 34 and the West 13.3 feet of Lot 20, all in Block 23, plat of the City of Grand Junction, Colo.

Section 3. The assessments to be levied against the property in the said District to pay the cost of such improvements shall be due and payable, without demand, within thirty days after the ordinance assessing such costs becomes final and, if paid during this period, the amount added for collection 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 is, by the laws of the State of Colorado, made payable, after the expiration of said thirty-day period; and the following annual installments shall be paid on or before the same date each year thereafter, with interest, in all cases, on unpaid principal, payable annually at a rate not to exceed eight per centum per annum.

Section 4. Notice of Intention to Create said Improvement District No. ST-71, 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:

N O T I C E

OF INTENTION TO CREATE IMPROVEMENT DISTRICT NO. ST-71 IN THE CITY OF GRAND JUNCTION, COLORADO, AND OF A HEARING THEREON.

PUBLIC NOTICE it 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-71 in said City for the purpose of constructing sidewalks, curb and gutter and paving on streets and alleys to serve the property hereinafter described, which lands are to be assessed with the cost of the improvements, to-wit:

1. Main Street from 17th to 19th Street for installation of a 57 foot paving from back of curb to back of curb with vertical curb and gutter on both sides of street with a 2 inch asphaltic concrete mat with 6 inches of 3/4 inch base course to be constructed according to City of Grand Junction General Specifications, with a 3 1/2 foot sidewalk on both sides of street:

EAST MAIN STREET ADDITION

Block 5 Lots 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24
Block 6 Lots 1, 2, 3, 4 West 47 ft of Lot 5 East 3 ft of Lot 5 and West 39 ft of Lot 6 East 11 ft of Lot 6 and West 39 ft of Lot 7 East 11 ft of Lot 7 All of Lots 8 to 12 inclusive except Beginning Southeast corner Block 6 North 125.3 ft West 99.28 ft South 45° 38' West 179.2 ft to South line Block 6 East 228.8 ft. to beginning, all in City of Grand Junction

2. Patterson Road, 770 feet west of 7th Street for installation of a 44 foot paving from hack of curb to back of curb with vertical curb and gutter on both sides of street with a 2 inch asphaltic concrete mat with 8 inches of 3/4 inch base course to be constructed according to City of Grand Junction General Specifications, and a 3 1/2 foot sidewalk on both sides:

FAIRMOUNT HEIGHTS SUBDIVISION (Sec. 12, T1S R1W, U.M.)

The South 150 ft of the following described property: The South 85 ft of Lot 3 and all of Lot 4; also beginning 10 ft South and 14 ft West of the Southeast corner of Lot 2, thence North 10 ft to the Southwest corner of said Lot 2; thence North 30 ft.; thence East 187.8 ft; thence Southeasterly to a point of beginning. Lots 5, 6, 7, 8 and 9. The East 254 ft of the North 150 ft. of the following described property: Beginning at a point which bears 546.20' West and 30' South of the North quarter

corner of Section 11 Township 1 South, Range 1 West, U.P.M.,
thence South 117.9 ft; thence South 57° 37' West; 154.02 ft;
thence West 123.80 ft; thence North 200 ft; thence East 253.80 ft
to point of beginning.

Beginning at a point 30 ft South and 40 ft West of the North
quarter corner of Section 11 Township 1 South, Range 1 West
U.P.M; thence West 506.20 ft; thence South 150.00 ft; thence East
506.20 ft; thence North 150.00 ft to point of beginning.

3. Orchard Avenue East from 12th to 13th Street for installation
of a 44 foot paving from back of curb to back of curb with
vertical curb and gutter on both sides of street with a 2 inch
asphaltic concrete mat with 8 inches of 3/4 inch base course to
be constructed according to City of Grand Junction General
Specifications, with a 3 1/2 foot sidewalk on both sides of
street:

FAIRMOUNT SUBDIVISION (Sec. 12 T1S R1W U.M.)

Block 1 Lot 1 except West 100 ft of South 100 ft and except North
25 ft for road Beginning Southwest corner Lot 1 Block 1; North
100 ft; East 100 ft, South 100 ft; West to beginning
Beginning Southwest corner Lot 4 Block 1 Fairmount Sub Sec 12 T1S
R1W, East 2.8 ft North 145 ft, West 2.8 ft, South to beg
Beg 150 ft West of Southeast Corner Lot 4 Block 1 Fairmount Sub
North 125 ft, West 55.2 ft, South 125 East to beginning.

Beginning point South line of Lot 4 Block 1 Fairmount Sub Sec 12
T1S R1W 2.8 ft West of Southwest corner Lot 4 North 145 ft East
92 ft South 145 ft West 92 ft to beginning except Bk 730 Pg 405

Beginning point 100 ft West Southeast corner Lot 4 Block 1
Fairmount Sub Sec 12 T1S R1W, West 50 ft North 125 ft East 50 ft
South 125 ft to beginning.

Beginning 50 ft West of Southeast corner Lot 4 Block 1 Fairmount
Sub Sec 12 T1S R1W, West 50 ft North 125 ft East 50 ft South to
Beginning.

Beginning Southeast corner Lot 4 Block 1 Fairmount Sub Sec 12 T1S
R1W, West 50 ft North 125 ft East 50 ft South to Beginning

OVERHILL ANNEX.

Block 1 Lots 15, 16, 17 The North 150 ft of the following
described property: Beginning 210 ft South and 40 ft East of West
quarter corner Sec 12 T1S R1W, South 247.66 ft North 89° 57' East
110 ft South 90 ft North 99° 57' West 341.49 ft North 0° 04' East
517.37 ft to South line Orchard Ave South 89° 59' West 367.09 ft
South 180 ft North 89° 59' West 125 ft to beginning being part of
Block 2 Overhill Annex. Sub.

The North 150 ft of the following described property: Beginning Northwest corner Block 2 Overhill Annex. Sub. South 180 ft North 89° 59' East 125 ft North 180 ft South 89° 59' West 125 ft to beginning.

4. 21st Street from the alley South of Bunting Avenue North to existing paving, 130 feet North of Bunting Avenue for installation of Hollywood curb, gutter and sidewalk on both sides of a 50 foot right of way, and a 6 inch base course with 2 inches of hot-mix asphaltic concrete paving 33 feet in width from lip of gutter to lip of gutter. All to be constructed according to the General Conditions, Specifications, and Details for Street Improvement Projects, City of Grand Junction:

ARCADIA VILLAGE REFILE

North 58 ft of Lot 9 and South 5 ft of Lot 10 Block 4 Lot 8 and South 2 ft of Lot 9 Block 4 Lots 9, 10, 11, Block 6 The West 180 ft of the South 140 ft of the following: West Half Southeast quarter Southwest quarter Southeast quarter Sec 12 Township 1 South Range 1 West except North 67 ft of East 48.47 ft and except West 30 ft and South 330 ft.

The West 180 ft of the North 10 ft of the South 330 ft of the West half Southeast quarter Southwest quarter Southeast quarter Sec 12 T1S R1W except West 30 ft and South 50 ft

The West 180 ft of the North 190 ft of the following: West half Southeast quarter Southwest quarter Southeast Quarter Sec 12 T1S, R1W, except North 67 ft of East 48.47 ft and except West 30 ft and South 330 ft.

5. 6th Street from Bookcliff Avenue to Center Avenue for installation of a 36 foot paving from back of curb to back of curb with vertical curb and gutter on both sides of street with a 2 inch asphaltic concrete mat with 6 inches of 3/4 inch base course to be constructed according to City of Grand Junction General Specifications, with a 3 1/2 foot sidewalk on both sides of street:

MESA PARK CENTER

Lot 3 and Lot 4 The East 120 ft of the following described tract: Beginning 922.27 ft East and 105 ft North of Southwest corner Northeast quarter Northwest quarter Sec 11 T1S R1W North 150 ft; East 241.13 ft South 110 ft Southwesterly to a point 233 ft more or less East of beginning, West to beginning except West 25 ft

The East 120 ft of the following described tract: Beginning 922.27 ft East of Southwest corner South half Northeast quarter northwest quarter Sec 11 T1S, R1W North 105 ft East 255.56 ft South 105 ft West 255.56 ft to beginning, except South 20 ft for road.

Beginning 1177.83 ft East of Southwest corner South half
Northeast quarter Northwest quarter Sec 11 T1S R1W North 86 ft
East 110 ft South 86 ft West to beginning except South 20 ft

The West 150 ft of the following described tract: Beginning
1433.4 ft East and 86 ft North of Southwest corner Northeast
quarter Northwest quarter Sec 11 T1S R1W, North 169 ft West
234.43 ft South 110 ft Southwesterly to a point 245 ft West of
beginning, East to beginning.

6. Poplar Street from West Mesa Avenue South 308 feet for
installation of Hollywood curb, gutter and sidewalk on both sides
of a 40 foot right of way and including a 6 inch base course with
2 inches of hot-mix asphaltic concrete paving 29 feet in width
from lip of gutter to lip of gutter. All to be constructed
according to the General Conditions, Specifications. and Details
for Street Improvement Projects, City of Grand Junction:

WEST LAKE PARK SUBDIVISION (Sec. 10, T1S R1W UM)

Block 2 Lot 1 except 12 ft triag in Northeast corner Lot 2
Lot 3 Lot 4

WEST LAKE PARK ANNEX 2ND AMEND.

Block 6 Lot 1 except 12 ft triag in Northwest corner Lot 2 Lot 3

7. Alley between Teller Avenue and Belford, 8th Street to 9th
Street for installation of paving to be 16 feet wide with 2
inches of asphaltic concrete mat with 6 inches of 3/4 inch base
course:

CITY OF GRAND JUNCTION

Block 19 South 40 ft of Lots 1 to 5 inclusive except East 10
ft of South 40 ft of Lot 5 Lots 6 & 7 Lots 8 to 11 inclusive
South 45 ft of Lots 13 to 16 inclusive and South 45 ft of East 13
ft of Lot 12 Lots 17 & 18 Lots 19 & 20 Lots 21 & 22 Lots 23 & 24
Lots 25 & 26 Lots 27 & 28 Lots 29 & 30 Lots 31 & 32

8. Alley between Teller Avenue and Hill Avenue, 11th Street to
12th Street for installation of paving to be 16 feet wide with 2
inches of asphaltic concrete mat with 6 inches of 3/4 inch base
course:

CITY OF GRAND JUNCTION

Block 23 Lots 1 through 9 inclusive Lots 10 to 15 and the West
13.3 ft of Lot 16 West 13.3 ft of Lot 20 Lots 21 & 22 Lots 23 &
24 Lots 25 & 26 & East half of Lot 27 W half of Lot 27, all Lot
28 and East 13.5 ft of Lot 29 West 11.5 ft of Lot 29 and all Lots
30 & 31 Lots 32 to 34, inclusive

Any portion of the District cost not covered by said assessment shall be paid by the City.

The said District shall be divided into five equal zones paralleling the streets and alleys to be improved, and the cost of the improvement shall be apportioned to such zones as follows:

- 50% of the cost on the First Zone
- 14% of the cost on the Second Zone
- 13% of the cost on the Third Zone
- 12% of the cost on the Fourth Zone
- 11% of the cost on the Fifth Zone

The probable total cost of said improvements as shown by the estimate of the City Engineer is \$105,944.55 exclusive of collection, interest, and incidentals.

The maximum share of such total cost shall be as follows:

For concrete curb, gutter, sidewalk, and street paving \$10. per front foot
For alley paving 16 feet wide 3. per front foot
Where curb, gutter, or sidewalk in good repair exists, credit will be given as follows:

Curb and gutter \$2.50 per front foot
Sidewalk 1.50 per front foot

In case of the construction, repair, or extension of copper water service pipe connections, the whole cost thereof shall be assessed to the lots to which connections are made, in addition to the maximum listed above.

To the estimated cost of \$105,944.55 to be borne by the property owners, 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 not to exceed eight (8) per centum per annum shall be charged on unpaid installments.

On June 16, 1971, 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.

Dated at Grand Junction, Colorado, this 5th day of May, 1971.

BY ORDER OF THE CITY COUNCIL
CITY OF GRAND JUNCTION, COLORADO

City Clerk

PASSED and ADOPTED this 5th day of May, 1971.

President of the Council

ATTEST:

City Clerk

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

Councilmen voting AYE:

Raymond Paruch
Harry Colescott
Lawrence Kozisek
Theodore Naff
Richard Youngerman
Silas Grantham

President of the Council:

Stanley Anderson

Councilmen voting NAY:

None

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

TOPICS PROJECT - AGREEMENT WITH STATE DIVISION OF HIGHWAYS -
RESOLUTION

City Manager Gray explained that TOPICS stands for Traffic Operations Program to Increase Capacity and Safety. This program is funded by the Federal Government through the Bureau of Public Roads and made available to urban areas as a traffic operation

improvement. Its purpose is to assist urban areas by making improvements to the existing streets. The Division of Highways of the State of Colorado is the agency in charge of funneling this money from the Bureau of Public Roads to the City.

The project discussed with the State Highway Department was for the improvement of the traffic signals in the downtown area. This would require the buying of a master controller, which is actually a miniature computer, and then intertying all the traffic signals from Grand Avenue down through Pitkin Avenue from 4th Street to 9th Street at an estimated cost of about \$80,000. This would give what is called a green-light progression. It is planned that eventually all traffic signals in the City will be tied to this master controller which can be operated from the Traffic Engineer's Office.

This \$80,000 grant was funded by the Federal Government through the Bureau of Public Roads to State Highway Department. After the planning and work of the fall and winter months, the State Highway Department and the City are now ready to sign the agreement and call for bids on the project.

The following Resolution was presented and read:

R E S O L U T I O N

WHEREAS, an Agreement for Topics Project between the Division of Highways of State of Colorado and City of Grand Junction has been presented to the City Council for approval; and

WHEREAS, said agreement concerns the interconnections of the downtown system of traffic control signals to a master controller, a project which has received the thorough consideration of the Administration of the City and the Council;

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

That the stated agreement for Topics Project be, and the same hereby is, approved; and the President of the Council, the City Manager, the City Engineer and the Finance Director, ex officio City Auditor, are hereby authorized to execute the agreement on behalf of the City.

PASSED and ADOPTED this 5th day of May, 1971.

s/ Stanley R. Anderson
President of the Council

(SEAL)

ATTEST:

S/ Neva B. Lockhart
City Clerk

It was moved by Councilman Grantham and seconded by Councilman Kozisek that the Resolution be passed and adopted as read. Roll was called upon the motion with all members of the Council voting AYE. The President declared the Resolution duly passed and adopted.

ORDINANCE NO. 1395 - AMENDING ZONING MAP - GUYTON'S FUN PARK

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 Youngerman and seconded by Councilman Naff that the Proof of Publication be accepted and filed. Motion carried.

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

The Ordinance was read. There being no comments, it was moved by Councilman Youngerman and seconded by Councilman Paruch that the Ordinance be passed, adopted, numbered 1395 and ordered published. Roll was called upon the motion with all members of the Council voting AYE. The President declared the motion carried.

ORDINANCE NO. 1396 - AMENDING WEED ORDINANCE

The Proof of Publication to the following entitled proposed ordinance was presented and read: AN ORDINANCE AMENDING THE ORDINANCES OF THE CITY OF GRAND JUNCTION, CONCERNING THE RESPONSIBILITY OF OWNERS FOR REMOVAL OF WEEDS AND BRUSH. It was moved by Councilman Youngerman and seconded by Councilman Colescott that the Proof of Publication be accepted and filed. Motion carried.

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

It was moved by Councilman Colescott and seconded by Councilman Youngerman that the Ordinance be passed, adopted, numbered 1396, and ordered published. Roll was called upon the motion with all members of the Council voting AYE. The President declared the motion carried.

REQUEST FROM PENNER CONSTRUCTION TO REDUCE RETAINAGE - GRANTED

City Manager Gray reported that Penner Construction Company, the

contractor for the Water Pollution Control Plant Enlargement, has requested a reduction in the retainage on their contract from 10% to 5%. Mr. Gray pointed out that this contract was granted some 18 months ago for approximately \$1,250,000. As the construction progresses, a monthly progress estimate is submitted for payment.

This estimate is certified by the resident engineer and is reviewed by the City Engineer and Mr. Gray. It is then sent to the Finance Department for processing. The estimate is for the materials on site and the amount of actual construction completed each month. From this, a 10% holdback is retained by the City as standard procedure for any unpaid bills or liens against the contractor. Mr. Gray pointed out, however, that Penner Construction is about two months from the completion of their contract. They have completed \$1,240,000 which means that the City is retaining \$124,000 on work that they have done. City Manager Gray read a letter from the consulting engineers, Henningson, Durham & Richardson, recommending the reduction of the retainage on this contract from 10% to 5%. Utilities Director Plowman, City Attorney Ashby, and City Manager Gray agreed with the recommendation. City Manager Gray said that with a 5% retainage the retainage on the forthcoming progress estimate would still be approximately \$62,000 and would still give the City adequate coverage, along with the Performance Bond. The Staff feels that Penner Construction Company has been an outstanding general contractor.

It was moved by Councilman Naff and seconded by Councilman Grantham that the retainage on the Water Pollution Control Plant Enlargement contract held by Penner Construction Company be reduced from 10% to 5%. Motion carried.

WATER BILL ADJUSTMENT - ERNEST E. COFFMAN, WHITEWATER, COLORADO - \$109.80

City Manager Gray read a memorandum from Utilities Director Plowman requesting a water bill adjustment for the March billing of Ernest E. Coffman, Owner of property at Whitewater. Mr. Coffman had a usage of 186,000 gallons due to a service-line leak. Repairs were made to the service line. The water bill for the month of March was \$115.30. Usage for March, 1970, was an estimated 3,000 gallons at \$5.50. Mr. Plowman recommended an adjustment of \$109.80.

It was moved by Councilman Youngerman and seconded by Councilman Kozisek that an adjustment of \$109.80 be credited to the account of Mr. Ernest E. Coffman of Whitewater, Colorado. Motion carried.

COUNCIL CHANGES POLICY OF WATER BILL ADJUSTMENTS

Councilman Youngerman suggested that the Staff should handle any water bill adjustments in the future. City Manager Gray said when he came to the City five years ago, the policy of the

Council was that any water bill adjustments of \$20 and above should be brought to the Council.

It was moved by Councilman Youngerman and seconded by Councilman Naff that the policy of the Council be changed to present any request for a waiver over \$50 to the Council. Motion carried, with President Anderson voting NAY.

FUTURE PARK SITE DEVELOPMENT

Councilman Paruch suggested a review of all the park sites in the area for development and the estimated cost of the development to be presented before the next budget session. The City should plan to take advantage of the State funds that are available for development. Councilman Paruch mentioned the Water Treatment Plant area, the Airport area, and the Mantey Heights area on Patterson, or any site that would lend itself to possible future development.

COUNCILMEN TO BE PLACED UNDER SOCIAL SECURITY PLAN JANUARY 1, 1972

It was moved by Councilman Colescott and seconded by Councilman Paruch to take from the table the consideration of placing City Councilmen under the Social Security Plan. Motion carried. This had been discussed and tabled at the March 3, 1971, City Council meeting. Councilman Colescott said this would help the Councilmen now and in the future, and that it should have been done some time ago.

Councilman Paruch said that he felt this was a nominal compensation for this position in view of the obligations. He favored the adoption of a Resolution to this effect.

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, COLORADO:

THAT the City Council, for the purpose of Social Security coverage approve, and it does hereby approve, the placing of the Council under the Social Security Plan of the Division of Retirement of the Colorado State Department of Employment.

PASSED And ADOPTED this 5th day of May , 1971.

s/ Stanley R. Anderson
President of the Council

ATTEST:

s/ Neva B. Lockhart
City Clerk

It was determined that the cost to the City for the rest of the year would be \$37.70 per month, which could be paid from the Council's section of the budget. Councilman Youngerman said he felt this amount was really insignificant, but he felt that it should be put off for now and start at the beginning of the calendar year.

It was moved by Councilman Youngerman and seconded by Councilman Kozisek that the Resolution placing City Councilmen under the Social Security Plan be amended to read "effective January 1, 1972." Motion carried.

It was moved by Councilman Paruch and seconded by Councilman Naff that the Resolution as amended be passed and adopted as read. Roll was called upon the motion with all members of the Council voting AYE. President Anderson declared the Resolution duly passed and adopted.

ADJOURNMENT

President Anderson declared the meeting adjourned.

/s/ Neva B. Lockhart
City Clerk