

Grand Junction, Colorado

August 18, 1971

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 P.M. August 18, 1971, in the Civic Auditorium at City Hall. Present for roll call were Councilmen Silas Grantham Lawrence Kozisek, Theodore Naff, and Raymond Paruch. President of the Council Stanley Anderson, President Pro Tempore Harry Colescott, and Councilman Richard Youngerman were absent. Also present were City Attorney Gerald Ashby, City Manager Richard N. Gray, and City Clerk Neva Lockhart.

COUNCILMAN PARUCH DESIGNATED ACTING PRESIDENT FOR THIS MEETING

It was moved by Councilman Naff, seconded by Councilman Kozisek that Councilman Raymond Paruch be the Acting President of the Council for this meeting. Motion carried.

MINUTES

It was moved by Councilman Kozisek and seconded by Councilman Naff that the minutes of the regular Council meeting held on August 4, 1971, be approved as written. Motion carried.

DAYS - PERMISSION GRANTED ALPHA THETA RHO NO. 1 FOR HOMEMADE ICE CREAM SALE AT 5TH AND MAIN ON SATURDAY, AUGUST 28

Miss Donna Downy, President of Alpha Theta Rho No. 1 (Junior branch of Rebecca), appeared before the Council to request permission for her group to sell homemade ice cream and cake at the corner of 5th and Main on Saturday, August 28. Miss Downy said the proceeds from this sale are to be used to help bring the State Assembly to Grand Junction next year.

It was moved by Councilman Naff and seconded by Councilman Grantham that permission be granted the Alpha Theta Rho No. 1 girls for their homemade ice cream sale at 5th and Main Street on Saturday, August 28, 1971. Motion carried.

3.2 BEER LICENSE RENEWAL - CARROLL N. GILBERT AND VERA J. GILBERT DBA GILBERT'S MARKET, 1625 N. 15TH STREET - APPROVED

The renewal application for the 3.2 beer license of Carroll N. Gilbert and Vera J. Gilbert dba Gilbert's Market, 1625 North 15th Street was presented. A letter from Police Chief Karl M. Johnson was read which stated there have been no complaints nor violations concerning the sale of 3.2 beer at this establishment; therefore, there appears to be no reason why the application for renewal should not be approved.

It was moved by Councilman Kozisek, seconded by Councilman Naff that the application for renewal be approved and the license issued when the State license has been received. Motion carried with Acting President Paruch voting NO.

ORDINANCE NO. 1402 - ZONING PEACH ANNEXATION, R-1-C

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 ADDING THERETO THE ZONING OF CERTAIN LAND WITHIN THE CITY. It was moved by Councilman Kozisek and seconded by Councilman Grantham that the Proof of Publication be accepted and filed. Motion carried.

It was moved by Councilman Kozisek and seconded by Councilman Grantham 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 Naff, seconded by Councilman Kozisek that the Ordinance be passed, adopted, numbered 1402, and ordered published. Roll was called and the motion was given unanimous approval by all Councilmembers present. The Acting President declared the motion carried.

EXCHANGE OF LANDS ON REDLANDS WITH COUNTY SO THE ROAD TO MONUMENT CAN BE REALIGNED - RESOLUTION

City Manager Gray explained that last fall the County came to the City with a request for an exchange of lands on the Redlands so the East entrance road to the Monument could be realigned. This request wa brought to the October 21, 1970, City Council meeting and was tabled until a map could be prepared showing the proposed exchange. City Attorney Ashby presented the map.

The following Resolution was presented and read:

R E S O L U T I O N

WHEREAS the County of Mesa has requested a quit claim deed to the land hereinafter described for the purpose of re-alignment of a road over land belonging to the City of Grand Junction, Colorado, and,

WHEREAS it would be in the best interest of all concerned that such land be transferred to the County of Mesa;

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

That the City Manager be authorized and directed to execute a quit claim deed, as the act of the City and on behalf of the City

to convey to the County of Mesa, State of Colorado, the following described land to-wit:

Beginning at a point whence the Northeast Corner of the Northwest Quarter of the Southwest Quarter of Section Twenty-one, Township 1 South, Range 1 West, Ute Meridian, bears North 1° 24' East, 1091.47 Feet; thence along the arc of a 2° curve to the left a distance of 80.40 Feet (radius of 2864.79 feet and the chord of which bears South 37° 45' West, 80.33 Feet); thence South 36° 59' West, 982.96 feet; thence along the arc of a 5° curve to the right a distance of 764.33 feet (radius of 1145.97 feet and the long chord of which bears South 56° 05' 30" West, 750.27 Feet); thence South 75° 12' West, 71.00 feet to terminate at the West boundary line of said Section Twenty-One, whence the Southwest corner of Section Twenty-One, Township 1 South, Range 1 West bears South 1° 27' West, 196.53 Feet. Said Tract of land contains 2.61 acres.

PASSED AND ADOPTED this 18th day of August, 1971.

s/ Raymond R. Paruch  
Acting President of the Council

ATTEST:

s/ Neva B. Lockhart  
City Clerk

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

ADDENDUM TO AGREEMENT WITH DOWNTOWN PARKING CORPORATION

City Attorney Ashby explained this matter came before the Council on June 2, 1971, on the basis of an addendum to the basic Agreement that the Council has with the Downtown Parking Corporation. That addendum was prepared, as had all the other addenda, with one exception: the Willsea property that had been purchased at 5th and Colorado. City Attorney Ashby said that at the time of that purchase, the Council agreed with the Downtown Parking Corporation that particular portion of a half-block was peculiar; No. 1 because it was acquired on a quite reasonable basis; and No. 2, that while parking was the primary consideration for that particular lot, it was felt that perhaps this area also might have some importance other than by parking, that is, by sale for some particular purpose so that the funds could be taken from the dale and used to, extend the parking program. In any event, City Attorney Ashby said the Council at the time determined this was so in regard to that portion of that halfblock. Since that time, the Downtown Parking Corporation has acquired the remaining portion of the half-block.

The Downtown Parking Corporation felt that the balance now acquired occupied exactly the same position, so they have requested that the Addendum to the basic Agreement with the Parking Corporation for these newly acquired lots be the same as the other Addendum bearing the date of May 7, 1970. City Attorney Ashby said he and City Manager Gray agree with the Downtown Parking Corporation, primarily because the City is not going to lose by this. Any moneys that change hands, any gain as the result of the sale of these properties will still go into the parking arrangement that exists between the Corporation and the City Council.

City Attorney Ashby presented a different Addendum to supersede the Addendum that was approved on June 2, 1971. It was moved by Councilman Kozisek and seconded by Councilman Grantham that in lieu of the Addendum passed on June 2, 1971, the President of the Council be authorized to sign this Addendum to the Agreement with the Downtown Parking Corporation. Motion carried.

President Pro Tempore Harry Colescott arrived at the meeting at this time.

RESOLUTION TO CAB (CIVIL AERONAUTICS BOARD) CONCERNING ADDITIONAL FILING FOR SAN FRANCISCO-GRAND JUNCTION SERVICE

President Pro Tempore Colescott explained that this Resolution is to clarify the position of the City Council of the City of Grand Junction, Colorado, with regard to the applications of Western Air Lines and United Air Lines before the Civil Aeronautics Board to provide temporary non-stop service between San Francisco and Grand Junction. He said the intent of the City Council is to approve the opening up of a new service area, but not to endorse one particular carrier over another.

The following Resolution was presented and read:

R E S O L U T I O N

WHEREAS, on August 4, 1971, the City Council of the City of Grand Junction adopted a resolution concerning an application before the Civil Aeronautics Board to provide temporary non-stop service from the bay area of San Francisco to the City of Grand Junction by Western Air Lines; and

WHEREAS, The City Council has now been advised that United Air Lines has made application to the Board for such service; and,

WHEREAS, the Council feels it necessary to clarify its position as to these applications;

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

1. That the Civil Aeronautics Board be advised by this Resolution that the intent of the resolution adopted by the Council on August 4, 1971, was as an approval of the opening up of a new service area and an approval of the granting of non-stop authority from that area to the City of Grand Junction and was not intended to prefer one air line applicant over another.

2. That the City Clerk is hereby instructed to file A copy of this resolution with the Civil Aeronautics Board in the Western Air Lines proceeding and the United Air Lines proceeding.

PASSED and ADOPTED this 18th day of August, 1971.

s/ Harry O. Colescott  
President of the Council Pro Tem

ATTEST:

s/ Neva B. Lockhart  
City Clerk

It was moved by Councilman Paruch, seconded by Councilman Grantham that the Resolution be passed and adopted as read. Roll was called and the motion was given unanimous approval by all Council members present. President Pro Tempore Colescott declared the motion carried and the Resolution duly passed and adopted.

#### APPROVAL OF LEASES WITH FAA FOR NAVIGATIONAL AIDS AT WALKER FIELD

Approval of three leases with the Federal Aviation Administration for navigational aids at Walker Field was requested. Airport Manager Gus Byrom explained that these are for three separate parcels of property; two of them are located on the Airport proper. The first parcel would be the site for the glide-path transmitter building and transmissometer, a device for measuring visibility. These would be located adjacent to the Northwest end of the runway. The second parcel is a site for a middle marker, another navigational aid, which would be located at the far Western extremity of the new property acquired. The third parcel is for an outer marker site which is to be located at 23 Road and L Road. These navigational aids are being relocated because of the runway extension. Mr. Byrom explained that these leases were being presented to the City Council for approval because the Federal Government has not recognized the Airport Authority so far. The County Commissioners and the Walker Field Public Airport Authority will also approve and sign the leases.

It was moved by Councilman Kozisek and duly seconded by Councilman Paruch that these three leases with the Federal Aviation Administration for navigational aids at Walker Field be approved and that President Pro Tempore Colescott be authorized to sign the leases. Motion carried.

## HALLENBECK PURCHASE AGREEMENT

City Manager Gray said that on Tuesday evening, August 17, the City Council met for an informal study session with D. J. Dufford, the City's special legal water counselor. Mr. Dufford outlined to Council what has been going on with the City Administration, Mr. Dufford, and also another special consultant, Mr. Clifford Jex, Water Engineer, with regard to the water supply on Kannah Creek watershed. City Manager Gray said that for a number of years the City has had involvement with the Hallenbeck family. Since 1965, the City and the Hallenbecks have jointly owned the Juniata Reservoir Enlarged, Inc. Due to this involvement, there have been some litigation and some disagreements. In recent months after Mr. C. V. Hallenbeck, Sr., was deceased, the City Administration has been talking with the estate as to acquiring the other fifty percent of the Juniata Reservoir Enlarged, and of working out the transfer and purchase of various other land and water rights connected thereto.

City Manager Gray said the agreement that was discussed on Tuesday evening has taken many months in coming to fruition. He said he would ask the Council's blessing to proceed with and to finalize this agreement. When it is in final form, City Manager Gray said it would be brought to the City Council for official action.

President Pro Tempore Colescott commented that the price being discussed now is very well in line with the price paid for water rights in past years.

Councilman Grantham as well as the other Councilmen who attended felt the study session was very informative.

It was moved by Councilman Kozisek, seconded by Councilman Naff that the City Manager proceed with the Hallenbeck Purchase Agreement and that he bring the final Agreement to the Council for approval. Motion carried.

## CARE OF HAWTHORNE PARK COMMENDED BY TOURIST

City Manager Gray read a letter from Mrs. George V. Telford, Jr., from Auburn, Alabama. Mrs. Telford had written that her family had spent several hours in Grand Junction recently and had picnicked at Hawthorne Park. She commented about the care given to the Park. She noted the spading of shrubs and the well-tended appearance of the Park. City Manager Gray said he had acknowledged the letter thanking Mrs. Telford for her comments.

Councilman Grantham remarked that the greens on the golf course are looking much better, and those in charge of their care should be commended.

ADJOURNMENT

It was moved by Councilman Kozisek and seconded by Councilman Grantham to adjourn the meeting. Motion carried.

s/ Neva B. Lockhart  
City Clerk