

Grand Junction, Colorado

June 20, 1973

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 p.m. June 20, 1973, in the Civic Auditorium at City Hall. Present for roll call were President of the Council Stanley Anderson, Councilmen Silas Grantham, Lawrence Kozisek, Jane Quimby, Elvin Tufly, and Robert Van Houten. Councilman Harry Colescott was absent. Also present were City Attorney Gerald J. Ashby, City Manager Harvey Rose, and City Clerk Neva Lockhart.

MINUTES

There being no corrections or additions to the regular Council Minutes of June 6, 1973, Councilman Kozisek moved that the Minutes be approved as written, which motion was seconded by Councilman Grantham and said motion carried unanimously.

MUNICIPAL JUDGE APPOINTED - KELLY K. SUMMERS

President Stanley Anderson said that Mr. Kelly K. Summers has expressed an interest in serving as the Municipal Court Judge. He was appointed the Acting Municipal Court Judge on May 16, 1973, following the death of Municipal Court Judge Harry Claussen.

It was moved by Councilman Kozisek and seconded by Councilman Tufly that Mr. Kelly K. Summers be appointed Municipal Court Judge. Motion carried unanimously.

ORCHARD AVENUE ANNEXATION (ENCLAVE) - HEARING - ACTION DEFERRED

Advertised for hearing on this date was the Orchard Avenue Annexation, located north of Orchard Avenue, East of 28 1/4 Road and West of 28 1/2 Road. Mr. James Golden appeared on behalf of the property owners in the area and presented a petition signed by 12 of the 13 property owners opposing the annexation. He said the property owners don't quite like being gobbled up and absorbed by the City, but would prefer to remain residents of the County. Mr. Golden noted that he had advised the property owners that according to the State Statutes the City can go ahead with the annexation, but the feeling opposing the annexation is unanimous in the neighborhood, and they request that this carry weight and the City abide by their wishes. Councilman Kozisek explained that some time ago Council listened to requests for the City to do something about safety problems on Orchard Avenue, and this seemed the way to go about it. Mr. Golden stated that the property owners understand this and that the plan is to widen Orchard Avenue. If Orchard Avenue is widened, many of these people will lose their front yards. Mrs. Glen Edwards 2840 Orchard Avenue,

stated that a few years ago 5 acres owned by the Edwards family and farmed for many years was annexed and was then zoned residential instead of farming. This tract is now part of Cottonwood Meadows. She feels that if the City annexes, the remainder of the property will be rezoned and they will no longer be able to farm. Councilwoman Quimby observed that the City's intent was not to gobble up, only make things safer out there. Council members noted there was no rush about the annexation, and Councilman Tufly recommended delaying the annexation at this time because of the wishes of the people. However, he felt the people should consider the fact that something must be done about the traffic pattern out there, and he noted that Orchard Avenue is fast becoming an arterial street. City Attorney Ashby advised Council that deferring the annexation would not be setting a precedents The President closed the hearing.

Councilman Tufly moved to defer the Orchard Avenue Annexation for some time, which motion was seconded by Councilman Grantham and said motion carried unanimously.

GOODWILL ANNEXATION - HEARING - RESOLUTION - PROPOSED ORDINANCE

This date was advertised for hearing upon the Goodwill Annexation bounded on the west by 28 3/8 Road, on the east by 28 1/2 Road, Gunnison Avenue to the north and to the south of Highway 6 and 24. There was no one in the audience who indicated a desire to speak for or against the annexation. The President closed the hearing.

The following Resolution was presented and read:

R E S O L U T I O N

WHEREAS, on June 20, 1973, a hearing was held before the City Council of the City of Grand Junction, Colorado, to determine the eligibility for annexation to said City of the following described territory, situate in Mesa County, Colorado, to wit:

That part of the East one-half of the Southeast quarter of the Northwest quarter of Section 18 Township one South Range One East Ute Meridian which lies North of the Southerly right of way line of Highway 6 and 24;

and,

WHEREAS, the Council has found, and does hereby find, that said territory has had a two-third boundary contiguity with the City of Grand Junction for over three years prior to the commencement of these proceedings; that no land in identical ownership has been divided by the proposed annexation: that there is no land in identical ownership in the territory proposed to be annexed which comprises twenty or more acres and has an assessed valuation in excess of Two Hundred Thousand Dollars; and, that

said territory is not subject to a petition for annexation to another municipality;

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

That said territory is eligible for annexation to the City of Grand Junction, Colorado, and should be so annexed by ordinance.

PASSED and ADOPTED this 20th day of June, 1973.

Stanley R. Anderson
President of the Council

ATTEST:

City Clerk

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

The following entitled proposed ordinance was introduced and read: AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF GRAND JUNCTION, COLORADO. It was moved by Councilman Grantham and seconded by Councilman Kozisek that the proposed ordinance be passed for publication. Motion carried unanimously.

3.2 BEER RENEWALS

Presented for consideration were applications from the following businesses for 3.2 beer license renewals:

- (1) Robert J. stack, Freeway Bowling Lanes, 1900 Main Street
- (2) Circle K Store No. 782, 1st Street & Chipeta
- (3) City Market Store No. 2, 265 North Avenue
- (4) City Market Store No. 9, 1909 North Avenue
- (5) Roy L. Reynolds, Sr., L.P. Golf Club House, Lincoln Park

A letter from Chief of Police Karl Johnson advised there have been no complaints or violations concerning the sale of 3.2 beer at the above-listed establishments.

It was moved by Councilman Kozisek and seconded by Councilman Grantham that the applications be approved and the licenses issued when the State licenses have been received. Motion carried unanimously.

PROPERTY - SELL LOT 3, SHAW'S SUBDIVISION AMENDED TRACT C, WEST LAKE PARK, TO CHARLES LOPAS - \$1,101.00 - RESOLUTION

The following Resolution was presented and read:

R E S O L U T I O N

WHEREAS, CHARLES HENRY LOPAS and MYRNA RAE LOPAS of 511 West Hall Avenue, Grand Junction, Colorado, have offered to purchase the lot hereinafter described from the City of Grand Junction for the sum of One Thousand One Hundred One Dollars (\$1,101.00); and

WHEREAS, said lot is not used or held for park or governmental purposes, and the sale of said lot for the price stated would be in the best interest of the City and its inhabitants;

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

That the City Manager, as the act of the City and on behalf of the City, be, and he is hereby, authorized to convey by Warranty Deed to CHARLES HENRY LOPAS and MYRNA RAE LOPAS upon receipt of the purchase price, the following real property owned by the City of Grand Junction and described as follows:

Lot 3, Shaw's Subdivision Amended of
Tract C, West Lake Park, City of Grand
Junction, County of Mesa, State of
Colorado.

PASSED and ADOPTED this 20th day of June, 1973.

Stanley R. Anderson
President of the Council,

ATTEST:

City Clerk

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

PROPERTY - TRANSFER LAND WITH HOWARD BROUSE, KANNAH CREEK AREA -
RESOLUTION

The following Resolution was presented and read:

R E S O L U T I O N

WHEREAS, HOWARD BROUSE of Grand Junction, Colorado, has offered to exchange lands with the City of Grand Junction; said land being described as:

All of Lot 10 Section 33, Township 12 South, Range 97 West, 6th P.M., lying North of Kannah Creek; containing 32 acres more or less; and

WHEREAS, the City land is not now used or held for park or governmental purposes and the exchange of said land would be in the best interest of the City and its inhabitants;

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

That the City Manager, as the act of the City and on behalf of the City, be, and he is hereby authorized to convey by Warranty Deed to HOWARD BROUSE, or to whom he may direct, the following real property owned by the City of Grand Junction and described as follows:

The North 350 feet of Lots 11 and 12, Section 33, Township 12 South, Range 97 West, 6th P.M. containing 20.99 acres, in Mesa County, Colorado.

PASSED and ADOPTED this 20th day of June, 1973.

Stanley R. Anderson
President of the Council

ATTEST:

City Clerk

It was moved by Councilman Tufly and seconded by Councilwoman Quimby that the Resolution be passed and adopted as read. Roll was called upon the motion with all Council members present voting AYE. The President declared the motion carried and the Resolution duly passed and adopted.

TRAFFIC ON GRAND AVENUE, 1ST ST TO 7TH ST - 5 LANES - NO PARKING

City Traffic Engineer Gus Byrom proposed and asked permission to eliminate curbside parking from First Street to one-half block beyond Seventh Street on Grand Avenue for a five-lane situation (continuous left-turn pockets). He explained that the purpose is not to alleviate any problems on Grand Avenue, but to alleviate the problems on North Avenue. From First Street to Fifteenth Street, the City has 100 feet of right of way, which is ideal for this type project. The area from First to Seventh would be Phase I and at some future time Mr. Byrom feels Phase II will extend from 7th to 12th Street. He recommended giving property owners an opportunity within the next 60 to 90 days to make other arrangements for off-street parking facilities and stated that he would work with them. Mrs. Mary Reid, 216 Grand Avenue, was particularly interested in the parking and stated she did not

feel parking in an alley was safe. Mr. Edgar J. Erskine, 1528 Grand, discussed the situation if the City should plan to widen Grand Avenue from 15th Street east. He noted that he would not have any front yard left if the City took additional right of way. Mr. Harold M. Routh, 1340 Grand Avenue, stated the area beyond 12th Street is primarily residential and asked if the four-laning would bring heavy trucks into the area. Mr. Byrom said that heavy trucks may already use the street, but that the heavier truck traffic would be diverted. Mr. Eugene W. Grutt, Jr., 1325 Grand Avenue, asked Mr. Byrom if alternate plans had been considered, to which Mr. Byrom answered they have, and then explained with the use of a diagram showing the traffic patterns on the main streets that tie in with Grand Avenue. Mr. Harry E. Jackson, 1311 Grand Avenue, discussed property devaluation which he seemed to feel would happen after a project of this nature. He asked how much time before Grand Avenue from 12th Street east would be considered for four-laning. Mr. Byrom said this could be extended within three years, He noted there will be additional opportunities for discussion before extending the four-laning beyond Seventh Street.

President Anderson suggested that the people in the affected area get together with Mr. Byrom for further discussion and to work out parking and other items of interest. The consensus of Council was to go ahead with Phase I of the four-laning of Grand Avenue. City Manager Rose suggested that the City could prohibit parking on Grand Avenue the last week of August and do the painting.

ADJOURNMENT

The President adjourned the meeting.

/s/ Neva B. Lockhart
City Clerk