

Published by Municipal Code Corporation

Grand Junction, Colorado

October 2, 1974

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 p.m. October 2, 1974, in the Civic Auditorium at City Hall. Present and answering roll call were President of the Council Lawrence Kozisek, Council Members Stanley Anderson, Harry Colescott, Silas Grantham, Jane Quimby, Elvin Tufly, and Robert Van Houten. Also present were City Attorney Gerald Ashby, City Manager Harvey Rose, and City Clerk Neva Lockhart.

MINUTES

Councilman Anderson moved that the Minutes of the regular Council meeting September 18, 1974, be approved as written, which motion was seconded by Councilman Grantham and said motion carried.

HOUSING AUTHORITY

Appoint commissioners

President of the Council Lawrence Kozisek appointed the following persons as commissioners for the Grand Junction, Colorado, Housing Authority for the terms and positions designated:

Chan Edmonds, 105 Lilac Lane * Chairman - 3 years *To act as Chairman until such time as the Commissioners appoint one of their own

Levi Lucero, 725 Orchard Avenue 1 year
David Humphries, 824 Bunting 5 years
T.J. Brimhall, 548 28 1/2 Road 4 years
Jane S. Quimby, 484 North Sherwood 2 years

It was moved by Councilman Grantham and seconded by Councilman Anderson that the appointment of the above commissioners to the City of Grand Junction, Colorado, Housing Authority for the terms designated be ratified by Council. Motion carried.

G.J. TRAP CLUB

CM authorized to negotiate lease for land in Whitewater area

Presented for consideration was the request by the Grand Junction Trap Club offering \$150 per year for a five-year lease with option to renew at the end of five years for forty acres of City-owned land described as the Northwest quarter Southeast quarter Section 24, Township 2 South, Range 1 East, located south of Whitewater

for the purpose of building a club house and four to five trap houses with the necessary provisions for adequate water and sanitation.

Mr. H. L. Baker, Treasurer of the Trap Club indicated that this area would be used strictly for shotgun range. Letters from the Whitings and from the Colorado Land & Livestock Company indicated an interest in leasing the land, but presented no offer. It was noted that these concerns had been notified more than two weeks ago if they wanted to present an offer. Both companies also indicated concern about having the Trap Club with the resultant shooting in an area where cattle are located. Mr. Baker noted that at the present location of the Trap Club on the Redlands there are cattle, and there seems to be no problem as the cattle become used to the shooting.

City Manager Rose mentioned that \$240 would be a "rule-of-thumb" figure for the annual payment on the lease. He said that if Council was amicable to a lease with the Grand Junction Trap Club, it could direct Staff to negotiate with Mr. Baker as to the terms, with fencing of the property as a condition.

Councilman Van Houten moved that the City Manager be directed to negotiate with Mr. Baker of the Grand Junction Trap Club a lease to be presented October 16 for consideration incorporating the terms, the fencing, the shotgun range only restriction, and a stipulation to the effect that if development has not started within two years of the lease date, the property revert back to the City, which motion was seconded by Councilman Grantham and said motion carried by unanimous vote.

AUDIT - 1973

Report of Dalby, Wendland & Jensen accepted

Mr. Dennis Simpson of the auditing firm of Dalby, Wendland and Jensen, returned to discuss the City's 1973 records. The reports were accepted for filing.

Councilman Tufly requested that the monthly expenditure reports be distributed prior to the monthly reports.

DAYS

GJ Jaycees membership booth on Main 10-12

Mr. Byron Weaver requested permission to set up a sidewalk booth in front of KEXO on Main Street Saturday, October 12, between the hours of 9 a.m. and 5 p.m. for the purpose of new membership drive for the Grand Junction Jaycees. It was moved by Councilman Grantham and seconded by Councilwoman Quimby that permission be granted. Motion carried unanimously.

DAYS

Voter informational booth NW cor 5th & Main 10-20

A letter from Mrs. Pauline Hawksworth, Voter Service Chairman of the League of Woman Voters, requested permission to set up a voter informational booth on the northwest corner of 5th and Main from October 20 through November 2. The booth will be open during the hours of 10 a.m. to 4 p.m. In keeping with League policy, they will distribute non-partisan literature concerning all state and local candidates and also furnish information concerning proposed ballot issues.

It was moved by Councilman Colescott and seconded by Councilman Anderson that permission be granted. Motion carried unanimously.

ORD. NO. 1528

Peach III Annexation

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

It was moved by Councilman Colescott and seconded by Councilwoman Quimby 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 Van Houten and seconded by Councilman Tufly that the Ordinance be passed, adopted, numbered 1528, and ordered published. Roll was called upon the motion with all Council members voting AYE. The President declared the motion carried.

ORD. NO. 1529

Zoning Green Acres Annexation PDM

The Proof of Publication to the following entitled proposed ordinance was presented; AN ORDINANCE AMENDING THE ZONING MAP, A PART OF CHAPTER 32 OF THE CODE OF ORDINANCES OF THE CITY OF GRAND JUNCTION, BY ADDING THE ZONING OF CERTAIN LANDS WITHIN THE CITY. It was moved by Councilman Colescott and seconded by Councilman Grantham that the Proof of Publication be accepted and filed. Motion carried.

It was moved by Councilman Tufly and seconded by Councilwoman Quimby 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 Van Houten and seconded by Councilman Grantham that the Ordinance be passed, adopted, numbered 1529, and ordered

published. Roll was called upon the motion with all Council members voting AYE. The President declared the motion carried.

PROP. ORD.

Vacate 10' on Margie St. So of 1st Fruitridge Sub, 1st Addn

The following proposed ordinance was read: AN ORDINANCE VACATING A PORTION OF STREET IN THE CITY OF GRAND JUNCTION. It was noted that a letter from Mr. Blaine D. Ford, owner of Lot 3, First Fruitridge Subdivision, was filed which stated he has no objection to the vacation of the north ten feet of the forty-foot Margie Street right-of-way east of Ella Street so long as the remaining thirty feet is left as access to his lot. He requested that easements be retained over the vacated portion to provide for existing utilities.

It was moved by Councilman Grantham and seconded by Councilman Tufly that the proposed ordinance be passed for publication. Motion carried.

ETTER ANNEXATION

Petition, resol, prop. ord. (1 owner)

The following petition for annexation to the City of Grand Junction was presented:

PETITION FOR ANNEXATION

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

Beginning at the Northeast corner of the Northeast one quarter of the Northwest one quarter of Section 1 of Township 1 South of Range 1 West of the Ute Meridian, thence South 230 feet, thence West 230 feet, thence North 230 feet, thence East to the point of beginning, Mesa County, Colorado.

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

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

Your petitioners further state that they are the owners of 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 petition be accepted and that the said annexation be approved and accepted by ordinance.

Property description

Beg at the NE cor of the NE1/4 of the NW1/4 of Sec 1 T1S U M; thence South 230 ft, thence West 230 ft., thence North 230 ft., thence East to point of beg. Mesa County Colorado

AFFIDAVIT

| | | |
|--------------------|--|--|
| STATE OF COLORADO) | | |
|) ss | | |
| 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.

/s/

Subscribed and sworn to before me this _____ day of _____, 1974.

Witness my hand and official seal:

My commission expires

Notary Public

Etter Annexation is a small area located on the southwest corner of 27 1/2 and G Road, a one-owner tract, who wanted in district for sanitary sewer. Senior Planner Don Warner stated that this tract can be included in the same district as Partee Heights. Councilman Van Houten moved the adoption of the following Resolution:

RESOLUTION

WHEREAS, on the 2nd day of October, 1974, a petition was submitted to the City Council of the City of Grand Junction, Colorado, for annexation to said City of the following property, to wit:

Beginning at the Northeast corner of the Northeast one quarter of the Northwest one quarter of Section 1 of Township 1 South of Range 1 West of the Ute Meridian, thence South 230 feet, thence West 230 feet, thence North 230 feet, thence East to the point of beginning, Mesa County, Colorado.

WHEREAS, the Council has found and determined, and does hereby find and determine, that said petition is in substantial compliance with statutory requirements therefor, that one-sixth of the perimeter of the area proposed to be annexed is contiguous with the City, that a community of interest exists between the territory and the City, that the territory proposed to be annexed is urban or will be urbanized in the near future, that the said territory is integrated or is capable of being integrated with said City, and, that no election is required under the Municipal Annexation Act of 1965, as the owner of one hundred per cent of the property has petitioned for annexation;

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

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

PASSED and ADOPTED this 2nd day of October, 1974.

/s/ Lawrence L. Kozisek

President of the Council

ATTEST:

City Clerk

Motion was seconded by Councilman Grantham. Roll was called upon the motion with all members of the Council voting AYE. The President declared the motion carried and the Resolution duly

passed and adopted.

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

S.S. DIST 32-74

Partee Hts & Etter Annex

Resol adopting plans, specs. Notice of hearing

Councilman Van Houten moved the adoption of the following Resolution which motion was seconded by Councilman Grantham.

RESOLUTION

ADOPTING DETAILS, PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF A SEWER IN THE CITY OF GRAND JUNCTION, COLORADO, IN SANITARY SEWER DISTRICT NO. 32-74, DETERMINING THE NUMBER OF INSTALLMENTS AND THE TIME IN WHICH THE COSTS OF SAID IMPROVEMENTS SHALL BE PAYABLE, THE RATE OF INTEREST ON UNPAID INSTALLMENTS AND THE DISTRICT OF LANDS TO BE ASSESSED WITH THE COST OF THE PROPOSED IMPROVEMENTS, AND AUTHORIZING NOTICE OF INTENTION TO CREATE SAID DISTRICT AND A HEARING THEREON.

WHEREAS, on the 18th day of September, 1974, the City Council of the said City of Grand Junction, Colorado, by Resolution, authorized the City Engineer to prepare and file full details, plans and specifications for construction of a sanitary sewer within proposed Sanitary Sewer District No. 32-74, 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:

1. That said details, plans, specifications, estimates and map be, and the same are hereby approved and adopted.
2. That the District of Lands to be assessed with the cost of said improvement is described as follows:

PARTEE HEIGHTS SUBDIVISION - Section 36 Township 1 North Range 1 West, U.M.

Block 1, Lots 1, 2, 3, 4, 5 and 6

Block 2, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10
Block 3, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10
Block 4, Lots 1, 2, 3
Block 5, Lots 1, 2, 3, 4, 5, 6
Block 8, Lots 1, 2, 3, 4
Block 9, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10
Block 10, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10
Block 11, Lots 1, 2, 3, 4

and

ETTER ANNEXATION

Beginning at the Northeast corner of the Northeast one quarter of the Northwest one quarter of Section 1 of Township 1 South of Range 1 West of the Ute Meridian, thence South 230 feet, thence West 230 feet, thence North 230 feet, thence East to the point of beginning,

All in Mesa County, Colorado.

3. That the cost of said improvement shall be assessed upon the improved real estate in the District against those people with developed property and those who have vacant property who choose to be assessed at the time of construction of the district in accordance with those tap charges as the same are set out in Section 19 Chapter 18 of the Code of Ordinances of the City of Grand Junction, Colorado.

4. The assessments to be levied against the property in said district to pay the cost of such improvement, shall be due and payable, without demand, within thirty (30) days after the final publication of the ordinance assessing such cost, and if paid during such period the amount added for collection, incidentals and interest shall be deducted; provided, that all such assessments may, at the election of the owners of property in said District, be paid in ten (10) equal installments, the first of which shall be payable at the time the next installment of general taxes is due and payable, after the expiration of said thirty (30) days, and the following annual installments shall be paid on or before the same date each year thereafter, with interest, in all cases, on unpaid principal, payable annually at a rate not to exceed eight per centum (8%) per annum.

5. Notice of Intention to Create said Sanitary Sewer District, and of hearing thereon, shall be given by advertisement in one issue of the Daily Sentinel, a newspaper of General Circulation published in said City, which Notice shall be in substantially the following form, to wit:

NOTICE

OF INTENTION TO CREATE SANITARY SEWER DISTRICT NO. 32-74, IN THE CITY OF GRAND JUNCTION, COLORADO, AND A HEARING THEREON

PUBLIC NOTICE IS HEREBY GIVEN to the owners of real estate in the District hereinafter described, and to all persons generally interested, that the City Council of the City of Grand Junction, Colorado, intends to create Sanitary Sewer District No. 32-74 in said City for the purpose of constructing a sanitary sewer to serve the property hereinafter described:

PARTEE HEIGHTS SUBDIVISION - Section 36 Township 1 North Range 1 West, U.M. Mesa County, Colorado

Block 1

Lot 1 2701-364-01-001
Lot 2 2701-364-01-002
Lot 3 2701-364-01-003
Lot 4 2701-364-01-004
Lot 5 2701-364-01-005
Lot 6 2701-364-01-006

Block 2

Lot 1 2701-364-02-001
Lot 2 2701-364-02-002
Lot 3 2701-364-02-003
Lot 4 2701-364-02-004
Lot 5 2701-364-02-005
Lot 6 2701-364-02-006
Lot 7 2701-364-02-007
Lot 8 2701-364-02-008
Lot 9 2701-364-02-009
Lot 10 2701-364-02-010

Block 3

Lot 1 2701-364-03-001
Lot 2 2701-364-03-002
Lot 3 2701-364-03-003
Lot 4 2701-364-03-004
Lot 5 2701-364-03-005
Lot 6 2701-364-03-006
Lot 7 2701-364-03-007
Lot 8 2701-364-03-008
Lot 9 2701-364-03-009
Lot 10 2701-364-03-010

Block 4

Lot 1 2701-364-04-001
Lot 2 2701-364-04-002
Lot 3 2701-364-04-003

Block 5

Lot 1 2701-364-05-001
Lot 2 2701-364-05-002
Lot 3 2701-364-05-003 & Beg SW cor Lot 4 Blk 5 S 76° E 158.22 ft N 67° 40' W 149.47 ft S 39° 30' W 24 ft to beg exc Beg NE cor Lot 3

N 76;deg W 86.78 ft S 67° 40' E 77.48 ft N 56° E 15.1 ft to beg.
Lot 4 2701-364-05-004 + beg NE cor Lot 3 Blk 5 N 76° W 86.78 ft S
67° 40' E 77.48 ft N 56° E 15.1 ft to beg exc Beg SW cor Lot 4 S
76° E 158.22 ft N 67° 40' W 149.47 ft S 38° 30' W 24 ft to beg
Lot 5 2701-364-05-005 & S 4 ft of Lot 6
Lot 6 2701-364-05-006 N 123.3 ft of Lot 6

Block 8

Lot 1 2701-364-00-081 Beg at a pt on S Li Horizon Dr 640.8 ft N ±
S 31° 32' 30" W 50 ft fr S4 cor Sec 36 T1N R1W S 58° 27' 30" E 135
ft S 31° 32' 30" W 78.91 ft S 58° 27' 30" E 251.56 ft N 39° 30' E
267.27 ft N 29° 45' E 176 ft S 51° 18' E 102.2 ft N 252.6 ft W
137.8 ft N 41° 43;min E 26.8
Lot 2 & 3 2701-364-08-002
Lot 4 2701-364-08-003

Block 9

Lot 1 2701-364-09-001
Lot 2 2701-364-09-002
Lot 3 2701-364-09-003
Lot 4 2701-364-09-004
Lot 5 2701-364-09-005
Lot 6 2701-364-09-006
Lot 7 2701-364-09-007
Lot 8 2701-364-09-008
Lot 9 2701-364-09-009
Lot 10 2701-364-09-010

Block 10

Lot 1 2701-364-10-001
Lot 2 2701-364-10-002
Lot 3 2701-364-10-003
Lot 4 2701-364-10-004
Lot 5 2701-364-10-005
Lot 6 2701-364-10-006
Lot 7 2701-364-10-007
Lot 8 2701-364-10-008
Lot 9 2701-364-10-009
Lot 10 2701-364-10-010

Block 11

Lot 1 2701-364-11-001
Lot 2 2701-364-11-002
Lot 3 2701-364-11-003
Lot 4 2701-364-11-004

ETTER ANNEXATION

Beginning at the Northeast Corner of the Northeast one quarter of
the Northwest one quarter of Section 1 of Township 1 South of
Range 1 West of the Ute Meridian, thence South 230 feet, thence
West 230 feet, thence North 230 feet, thence East to the point of

beginning,

All in Mesa County Colorado

The City Engineer has made an estimate of the total cost of the improvements.

The maximum share of said estimate to be borne by the properties within the District, as based upon the size of water service line serving the improvements on the property is as follows:

| <u>Water Service Size</u> <u>Capital Improvement Charge</u> <u>Plant Investment Fee</u> <u>Total</u> | | | |
|---|--|--|--|
| 1" or less \$1,050.00+ \$150.00= \$1,200.00 | | | |
| 1-1/2" 1,400.00+ 200.00= 1,600.00 | | | |
| 2" 1,900.00+ 300.00= 2,200.00 | | | |
| 4" 3,650.00+ 500.00= 4,150.00 | | | |
| 6" 5,650.00+ 700.00= | | | |

| | | | |
|----------|--|--|--|
| 6,350.00 | | | |
|----------|--|--|--|

Such assessment shall be made against all of the improved property in the district at the time of the installation of the sewers in the district; provided, however, that nothing herein shall relieve the owner of property within the District from paying other tap fees as portions of his property are improved even though they may have been assessed within this District.

To all of such estimated costs there shall be added six per centum (6%) 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 and of the State of Colorado made payable. The said assessment shall be due and payable, without demand, within thirty (30) days after the final publication of the ordinance assessing such cost, and if paid during such period, the amount added for collection, incidentals and interest shall be deducted; provided that all such assessments may, at the election of the City be paid in ten equal annual installments of principal; with interest in all cases on the unpaid principal payable annually at a rate not exceeding eight per centum (8%) per annum; provided, however, that nothing herein shall prevent the Council from providing that interest may be added onto the principal, the entirety to then be repaid in monthly installments as a part of the sewerage charges on the monthly water bill, as is herein set out. The number of installments, the period of payment and the rate of interest may be determined by the Council.

On the 6th day of November 1974, at the hour of 7:30 o'clock P.M. in the Council Chambers in the City Hall of said City, the Council will consider the ordering of the proposed improvements and will hear all complaints and objections that may be made in writing concerning the proposed improvements by the owner 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, on this 2nd day of October, 1974.

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

City Clerk

PASSED and ADOPTED this 2nd day of October, 1974.

Lawrence L. Kozisek
President of the City Council

ATTEST:

\City Clerk

Roll was called upon the motion with the following result:

Councilman voting AYE:
Stanley Anderson
Harry Colescott
Silas Grantham
Jane Quimby
Elvin Tufly
Robert Van Houten

President of Council:
Lawrence L. Kozisek

Councilman voting NAY:
None

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

ORCHARD AVE. ANNEXATION

28 1/4 Rd to 28 1/2 Rd (enclave)

President Kozisek explained to the audience that the question of annexing Orchard Avenue on the north side from a point 330 feet west of 28 1/4 Road to 28 1/2 Road will be advertised for hearing on November 6, but that remarks would be heard this evening from any of the property owners affected. Mr. and Mrs. Glen Edwards, 2840 Orchard Avenue, said they feel Indian Wash should be covered and Orchard Avenue straightened. Mr. Larry Dowd, 2832 Orchard Avenue, was concerned about the zoning. He was advised that the Planning Commission will consider and recommend the zoning of this annexation at its next meeting October 30. Mr. Jerry Ray, 2806 Texas Avenue, expressed concern as to how soon the annexation and the sidewalks could be ready due to the Nisley School busing situation. He was concerned for the safety of children walking along Orchard Avenue.

Councilman Tufly requested that Staff determine how much right of way would be required for the sidewalk; prepare an updated

estimate to pipe and cover Indian Wash; and the feasibility of providing a wall to one side or a retaining fence along Indian Wash.

Councilman Van Houten moved the adoption of the following Resolution:

RESOLUTION

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

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

The Southeast quarter of the Northwest quarter and the East one-half of the East one-half of the Southwest quarter of the Northwest quarter of Section 7 of Township 1 South Range 1 East Ute Meridian;

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

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

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

1. That it is the intent of the City to annex said territory to the City of Grand Junction.

2. That a hearing be set for the 6th day of November, 1974, at 7:30 o'clock p.m. in the Civic Auditorium before the Council to determine whether or not land in identical ownership has been divided by the proposed annexation; whether or not any land in identical ownership in the territory proposed to be annexed comprises twenty acres or more and has an assessed valuation in excess of Two Hundred Thousand Dollars; and whether or not said territory is subject to a petition for annexation to another municipality.

PASSED and ADOPTED this 2nd day of October, 1974.

Lawrence L. Kozisek

President of the Council

ATTEST:

\City Clerk

Motion was seconded by Councilman Grantham. Roll was called upon the motion with all Council members voting AYE. The President declared the motion carried and the Resolution duly passed and

adopted.

VALLEY FED S & L

Resol & Rev Pmt for planters 5th & Rood

Because of his interest in Valley Federal, Councilman Stanley Anderson excused himself from discussion and voting on this item.

Councilman Grantham moved the adoption of the following Resolution:

RESOLUTION

WHEREAS, VALLEY FEDERAL SAVINGS AND LOAN ASSOCIATION OF GRAND JUNCTION has petitioned the City Council of the City of Grand Junction for a revocable permit to place planters in the right of way East of Lots 16 and 17, and service drive area in right of way North of Lots 12 through 16, all in Block 96, City of Grand Junction, Colorado, and

WHEREAS, such action has been heretofore approved by the City Planning Commission 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 the act of the City, be, and he is hereby, authorized to grant such revocable permit to the above company for the purpose described upon the execution by the Association 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 planters or other impediments at its own expense and will restore the right of way to its original condition required in that area.

PASSED and ADOPTED this 2nd day of October, 1974.

Lawrence L. Kozisek

President of the Council

ATTEST:

\City Clerk

REVOCABLE PERMIT

WHEREAS, VALLEY FEDERAL SAVINGS AND LOAN ASSOCIATION OF GRAND JUNCTION has petitioned the City Council of the City of Grand Junction for a revocable permit to place planters in the right of way East of Lots 16 and 17, and service drive area in right of way

North of Lots 12 through 16, all in Block 96, City of Grand Junction, Colorado, 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 of the 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 Association 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 Association 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 Association 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 association shall agree to restore the right of way to its original condition upon the revocation of such permit.

Dated at Grand Junction, Colorado, this 2nd day of October, 1974.

Harvey M. Rose

City Manager

ATTEST:
\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 _____ day of _____, 1974

VALLEY FEDERAL SAVINGS AND LOAN ASSOCIATION OF GRAND JUNCTION

By

President

Attest:

Secretary

| | | |
|--------------------|--|--|
| STATE OF COLORADO) | | |
|) ss | | |
| COUNTY OF MESA | | |

The foregoing was acknowledged before me this ;#rule: day of _____, 1974, by O, K. Clifton, as President, and Troy E. Wade, as Secretary, of Valley Federal Savings and Loan Association of Grand Junction.

Notary Public

My Commission Expires: _____

Roll was called upon the motion with all six members of Council voting AYE. The President declared the motion carried and the Resolution duly passed and adopted.

VALLEY TRASH

CM to negotiate contract for cardboard pick up

It was moved by Councilman Van Houten and seconded by Councilman Colescott that the City Manager be authorized to negotiate a contract with Mr. Murchison of Valley Trash to process cardboard collected in the City on the basis of Valley Trash picking up the cardboard at collection points within the City and on the basis of the City picking up the cardboard and delivering to the plant. Motion carried.

MISCELLANEOUS

Mr. Dick Coakley, 150 Willowbrook Drive, advised of a weed problem in his area. City Attorney Ashby said the Public Works Director would have the weeds cut and removed with the time and materials being charged back to the property owner.

Mr. Michael McGrath, 2600 Bookcliff Avenue, questioned how soon street lights, crosswalks, etc., could be installed along the proposed Orchard Avenue Annexation. He was advised that the City would work with the County in preparing the safety devices in the area.

Councilman Tufly asked for remarks from Finance Director Vic Vance regarding the Auditor's report. Mr. Vance suggested a fenced stores inventory area across from the sewer plant.

Councilman Anderson said that some time ago there was talk about a proposal to endorse Amendment No. 4 on the General Election Ballot in November. He distributed a booklet from the Legislative Council of the Colorado General Assembly giving an analysis of the 1974 ballot proposals. He suggested a Resolution endorsing Amendment No. 4 be prepared for consideration at the next meeting of Council.

ADJOURNMENT

Councilman Van Houten moved that the meeting be adjourned, which motion was seconded by Councilman Tufly and said motion carried unanimously.

Neva B. Lockhart

City Clerk