

Grand Junction, Colorado

May 5, 1976

ROLL CALL

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 p.m. May 5, 1976, in the Council Chambers at City Hall. Members present and answering roll call: Larry Brown, Harry Colescott, Karl Johnson, Jane Quimby, Elvin Tufly, Robert Van Houten, and President of the Council Lawrence Kozisek. Also present: City Manager Harvey Rose, City Attorney Gerald Ashby, and City Clerk Neva Lockhart.

MINUTES

It was moved by Councilman Brown and seconded by Councilwoman Quimby that the Minutes of April 14, 1976, be corrected to reflect in the motion by Councilman Brown, Item 2, "gross" receipt tax; and that the Minutes of April 21 be corrected to reflect a "seven-member Lincoln Park Auditorium Committee to investigate all options;" and under the Recreation Board Meeting report there were 93 "teams" signed up for softball, and that the Minutes of both meetings be approved as corrected. Motion carried unanimously.

ELECTION OF COUNCIL
PRESIDENT EX-OFFICIO
MAYOR AND COUNCIL
PRESIDENT PRO TEMPORE
EX-OFFICIO MAYOR PRO
TEMPORE

Lawrence Kozisek submitted his resignation as President of the Council Ex-Officio Mayor.

It was moved by Councilman Tufly and seconded by Councilman Brown that Councilman Van Houten be appointed Acting President. Motion carried unanimously.

It was moved by Councilman Brown and seconded by Councilman Johnson to elect the President of the Council Ex-Officio Mayor by secret ballot. Motion carried unanimously.

Result: Lawrence L. Kozisek reelected as President of the Council Ex-Officio Mayor.

Acting President Van Houten recommended election of the President of the Council Pro-Tempore by secret ballot.

Result: Harry Colescott elected as President of the Council Pro Tempore Ex-Officio Mayor Pro Tempore.

Mr. Kozisek and Mr. Colescott were sworn into their respective offices at this time. President of the Council Lawrence Kozisek reassumed the Chair.

INTRODUCTION OF NEW
CITY EMPLOYEES

The following new City employees were introduced to Council:

Duane Jensen - City Engineer, Utilities Department
Ronald Rish - City Engineer, Public Works Department
Michael Suess - Crewman, Utilities Department
Glen Taylor - Crewman, Utilities Department
Dena Bingham - Intermediate Clerk, Two Rivers Plaza

APPOINTMENTS TO YOUTH
COMMISSION ADVISORY
BOARD

Councilman Brown advised that the Youth Commission Advisory Board has three members remaining on the Board, and they are requesting that the membership of this Board be increased from five to seven members. The three remaining members are Bruce Jones, Dick Steele, and Dave Allen.

The following members were appointed to the Youth Commission Advisory Board by President Kozisek:

Amos Martinez
Betsy Sneed
Roxanne Hall
Ken Idleman

It was moved by Councilman Brown and seconded by Councilman Tufly that the Appointments be ratified. Motion carried unanimously.

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LINCOLN PARK BARN
COMMITTEE

It was moved by Councilman Brown and seconded by Councilman Tufly to designate a seven-member Lincoln Park Barn Committee. Motion carried unanimously. By secret ballot, the following seven people were selected to serve on the Lincoln Park Barn Committee:

Mrs. Aloysia Kretlow	Jerry Gonzales
Rex Sidener	Mrs. Joan Hutton
Dick Clark	Charles Teed
Dick Swain	

It was moved by Councilman Van Houten and seconded by Councilman Tufly that the appointments be ratified. Motion carried unanimously.

TIME EXTENSION
GRANTED FOR RIGHT
OF WAY DEDICATION
AT 12TH STREET
AND UTE AVENUE

Mr. Robert S. Coburn, owner of property at 12th Street and Ute Avenue, appeared before Council to request that it rescind its condition requiring a 10-foot right of way dedication along 12th Street. This condition was imposed February 18, 1976, when the Planned Development for car sales lot was approved. Mr. Coburn stated that:

- (1) He was advised by the City that dedication of the right of way was a requirement of City Ordinance which later turned out to be erroneous;
- (2) The timing schedule inadvertently became very compressed when the application went through the Planning Commission and this was not a condition of approval by the Planning Commission. He was advised the same afternoon at the Council Meeting that this condition was being added in accordance to City Ordinance; and
- (3) The lending institution has refused to release the land without compensation. Mr. Coburn stated it is his position that there is no legal basis for the imposition of this condition, and it will impose a financial hardship on him.

After discussion, Council's position was to stand firm on the 10-foot right of way dedication along 12th Street as it has imposed this condition in other developments with PDs in HO Zoning.

Mr. Coburn then withdrew his petition to rescind the right of way dedication and requested instead a 120-day time extension so he can try to solve the problem.

It was moved by Councilman Van Houten and seconded by Councilman Brown that Council's position of 10-foot right of way dedication along 12th Street would stand and that Mr. Coburn be granted a 120-day extension of time to comply with the regulation. Motion carried unanimously.

RENEWAL OF 3.2%
BEER LICENSES -

Spanky's, 1230 No.
12th Street

Wayside Grocery
28.1 North Avenue

Submitted for consideration was the application by Oliver and Michael Christensen for the renewal of their 3.2% beer license at Spanky's, 1230 N. 12th Street. The Mesa County Health Department verbally recommended approval of the application as they have a signed statement by Michael Christensen that the untreated material used at the bar for a rustic appearance is to be removed within two days. The report from the Police Department advised that the owners have complied with the conditions of the City Council by providing an eight-foot fence around the business, installation of outside floodlights, trash pick-up, and a security guard on the outside of the building. From January 1, 1976, there have been five disturbance calls to the Police Department. Two were called in by Mr. Christensen, one by a neighbor, and two by unknown complainants. City Attorney Ashby advised that apparently as

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Sergeant Albrecht reported the owners are providing people who are maintaining order. The other item concerned trash pick-up in the area on days they are open, and Mr. Christensen stated they are continuing to do this; however, they are closed Mondays and Tuesdays. Staff members reported they have received no complaints from any of the neighbors.

It was moved by Councilman Tufly and seconded by Councilman Brown that the application by Oliver and Michael Christensen to renew the 3.2% beer license for Spanky's, 1230 North 12th Street, be approved and the license issued when the State license has been received. Motion carried unanimously.

Submitted for consideration was the application by Travis L. and Edith M. Park to renew the 3.2% beer license for Way Side Grocery, 2851 North Avenue. The report from the Police Department advised there have been no reported complaints or violations concerning the sale of 3.2% beer by this establishment.

It was moved by Councilman Johnson and seconded by Councilman Colescott that the application by Travis and Edith Park for the renewal of 3.2% beer license at Way Side Grocery, 2851 North Avenue, be approved and the license issued when the State license has been received. Motion carried unanimously.

LIQUOR - APPROVAL OF CORPORATE OFFICER CHANGE AFFECTING M&W OF GRAND JUNCTION, INC. THE VAULT, 5TH & ROOD

Submitted for consideration was the application by M&W of Grand Junction, Inc., doing business as The Vault, Valley Federal Plaza, 5th and Rood, for a change in its corporate officers. This change is the addition of Helen Mahleres as Secretary-Treasurer replacing Dan Williams who was formerly a corporate officer. The report from the Police Department advised that during background investigation nothing was revealed which would prevent her from holding this position in the corporate structure.

It was moved by Councilman Tufly and seconded by Councilman Brown that the application to add Helen Mahleres to the Corporate structure of M&W of Grand Junction, Inc., be approved. Motion carried unanimously.

REQUEST BY CAPTAIN JARVIE, SALVATION ARMY, FOR WAIVER OF \$300 WATER TAP FEE AND \$300 BUILDING PERMIT FEE - DENIED

A letter from Captain A. R. Jarvie, Salvation Army, was read in which he outlined the Salvation Army Work Center Project. Captain Jarvie requested that Council assist in this project by waiving the \$300 water tap fee and the \$300 building permit fee. City Manager Rose stated that Council has held fast in the past to the requirement that all organizations pay the tap fees and building permit fees.

It was moved by Councilman Tufly and seconded by Councilman Brown that the request by the Salvation Army for waiver of tap fee and building permit fee be denied. Motion carried unanimously.

ORDINANCE NO. 1619 - IMPOSING RESPONSIBILITY ON OWNERS OF PREMISES UNDER GARBAGE AND TRASH ORDINANCE

The Proof of Publication to the following entitled proposed ordinance was presented: AN ORDINANCE IMPOSING RESPONSIBILITY ON OWNERS OF PREMISES UNDER THE GARBAGE AND TRASH ORDINANCE. It was moved by Councilman Colescott and seconded by Councilman Tufly that the Proof of Publication be accepted for filing. Motion carried unanimously.

It was moved by Councilman Van Houten and seconded by Councilman Brown that the proposed ordinance be called up for final passage and read. Motion carried unanimously.

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The Ordinance was read. There being no comments, it was moved by Councilman Van Houten and seconded by Councilman Brown that the Ordinance be passed, adopted, numbered 1619, and ordered published. Upon roll call all Council members voted AYE. The President declared the motion carried.

ORDINANCE NO. 1620 -
CORRECTING ORDINANCE
NO. 1542 - ALLEY
VACATION IN PARK
TERRACE SUBDIVISION

The Proof of Publication to the following entitled proposed ordinance was presented: AN ORDINANCE VACATING A PORTION OF ALLEY WITHIN THE CITY OF GRAND JUNCTION, COLORADO. It was moved by Councilman Johnson and seconded by Councilman Colescott that the Proof of Publication be accepted for filing. Motion carried with Councilman Van Houten abstaining.

It was moved by Councilman Brown and seconded by Councilman Johnson that the proposed ordinance be called up for final passage and read. Motion carried with Councilman Van Houten abstaining.

The Ordinance was read. There being no comments, it was moved by Councilman Colescott and seconded by Councilman Brown that the Ordinance be passed, adopted, numbered 1620, and ordered published. Upon roll call six members of Council voted AYE with Councilman Van Houten abstaining. The President declared the motion carried.

RESOLUTION AUTHORIZ-
ING CONVEYANCE OF LOTS
IN THE 200 BLOCK OF
LAWRENCE STREET TO
CHARLES & DONNA ROTH

The following Resolution was read:

R E S O L U T I O N

WHEREAS, Charles L. Roth and Donna B. Roth, dba Roth Associates, have offered to purchase from the City of Grand Junction the property hereinafter described; and

WHEREAS, such property is not used or held for park or governmental purposes and its sale would be in the best interests of the City,

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

That the following described property, to wit:

Beginning at a point on the South line of Lot 2, Block 10, Mobley's First Subdivision which point is 39.28 feet West of the Southeast corner said Lot 2, thence West along South line said Lot 2 241.61 feet, thence North 48.4 feet to the South line of alley, thence East 80 feet, thence North 20 feet, thence West 60 feet, thence North 25 feet, thence North 77°01'54" East 122.57 feet, thence South 40°12' East 158.3 feet to the point of beginning, Mesa County, Colorado,

be sold to Charles L. Roth and Donna B. Roth, dba Roth Associates, for the sum of \$2,400 and that the City Manager, as the act of the City and on behalf of the City, be authorized and directed to execute a Warranty Deed conveying said property and deliver the same upon receipt of the purchase price.

PASSED and ADOPTED this 5 day of May, 1976.

Attest:

President of the Council

City Clerk

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ACCEPTANCE OF RESIGNATION OF CITY MANAGER HARVEY M. ROSE

It was moved by Councilman Johnson and seconded by Councilman Colecott that the Resolution be passed and adopted as read. Upon roll call all Council members voted AYE. The President declared the motion carried and the Resolution duly passed and adopted.

President Kozisek formally accepted the resignation of Harvey M. Rose as City Manager of the City of Grand Junction effective May 14, 1976.

APPOINTMENT OF JAMES E. WYSOCKI TO THE CITY MANAGER POSITION EFFECTIVE MAY 17, '76

It was moved by Councilman Johnson and seconded by Councilman Brown that James E. Wysocki be appointed to the position of City Manager effective May 17, 1976. Motion carried unanimously.

PROPOSED ORDINANCE FIXING SALARY OF CITY MANAGER AT THE RATE OF \$25,500 ANNUALLY

The following entitled proposed ordinance was read: AN ORDINANCE FIXING THE SALARY OF THE CITY MANAGER. It was moved by Councilman Tufly and seconded by Councilwoman Quimby that the proposed ordinance be passed for publication. Motion carried unanimously.

RESOLUTION ADOPTING URBAN SYSTEMS MAP

The following Resolution was read:

R E S O L U T I O N

WHEREAS, it is necessary that the City Council of the City of Grand Junction approve urban boundaries in connection with urban system projects; and

WHEREAS, an urban boundary map has been submitted for the consideration and approval of the Council, a copy of which map being attached hereto as Exhibit "A" and made a part hereof by reference,

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

That Exhibit "A" be, and the same is hereby, adopted as the urban boundary map as required under the guidelines of the State Department of Highways and the Federal Highway Administration.

PASSED and ADOPTED this 5 day of May, 1976.

Attest:

President of the Council

City Clerk

It was moved by Councilman Tufly and seconded by Councilman Van Houten that the Resolution be passed and adopted as read. Upon roll call all Council members voted AYE. The President declared the motion carried and the Resolution duly passed and adopted.

RESOLUTION SHOWING COMPLIANCE WITH PUBLIC LAW 94-244 BY THE CITY OF GRAND JUNCTION ON TRANSFER OF AIRPORT PROPERTY

The following Resolution was read:

R E S O L U T I O N

WHEREAS, Public Law 94-244 was enacted by the 94th Congress of the United States and approved by the President on March 24, 1976, to permit the City of Grand Junction to convey land situate in the County of Mesa, Colorado, described as:

A parcel of land situated in Section 31, Township 1 North, Range 1 East of the Ute Meridian, Mesa County, Colorado, more particularly described as follows:

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Beginning at the point of intersection of the South right-of-way line of "H" Road and the West line of the Northwest Quarter of the Northwest Quarter of Section 31, Township 1 North, Range 1 East, from which the Northwest Corner of said Section 31 bears North $00^{\circ}00'00''$ East, 30.00 feet; thence South $89^{\circ}48'40''$ East along said South right-of-way line of "H" Road, 200.10 feet; thence South $33^{\circ}46'05''$ East, 1468.89 feet to the Northerly right-of-way line of Horizon Drive; thence South $54^{\circ}46'30''$ West along said Northerly right-of-way of Horizon Drive, 122.55 feet to the South line of said Northwest Quarter of the Northwest Quarter; thence North $89^{\circ}50'20''$ West along said South line of said Northwest Quarter of the Northwest Quarter, 916.46 feet to the Southwest Corner of said Northwest Quarter of the Northwest Quarter; thence North $00^{\circ}00'00''$ East along said West line of said Northwest Quarter of the Northwest Quarter, 1289.87 feet to the Point of Beginning, said parcel containing 18.59 acres,

free and clear of the possibility of reverter to the United States established by the Patent and the deed conveying the property to the City of Grand Junction, said deed dated September 14, 1951; and

WHEREAS, a part of said Public Law requires that the City "shall agree that in conveying any interest in the property which the United States conveyed to the City by said deed dated September 14, 1951, the City will receive an amount for such interest which is equal to the fair market value", and "Any such amount so received by the City shall be used by the City for the development, improvement, operation or maintenance of a public airport." and

WHEREAS, by deed dated January 19, 1970, recorded in the Mesa County records in Book 972 at Page 901, Bruce C. Currier and Wilma M. Currier conveyed to the City of Grand Junction property situate in the County of Mesa, Colorado, and described as:

Beginning at the Southeast Corner of the Northeast Quarter of the Southeast Quarter of Section 36, Township 1 North, Range 1 West from which the Southeast Corner of said Section 36 bears South $00^{\circ}00'00''$ West, 1320.58 feet; thence North $00^{\circ}00'00''$ East along the East line of said Northeast Quarter of the Southeast Quarter, 514.33 feet to the Easterly right-of-way line of the U.S. Government Highline Canal; thence along said Easterly right-of-way line of said U.S. Government Highline Canal by the following courses and distances:

Thence South $53^{\circ}45'00''$ West, 149.41 feet; thence along the arc of a curve to the right whose radius is 766.78 feet and whose long chord bears South $68^{\circ}12'30''$ West, 382.90 feet; thence South $82^{\circ}40'00''$ West, 276.58 feet; thence along the arc of a curve to the left whose radius is 360.28 feet and whose long chord bears South $54^{\circ}30'30''$ West, 340.04 feet; thence South $26^{\circ}21'00''$ West, 55.90 feet to the South line of said Northeast Quarter of the Southeast Quarter;

Thence leaving the Easterly right-of-way of said U.S. Government Highline Canal South $89^{\circ}56'40''$ East along said South line of said Northeast Quarter of the Southeast Quarter, 1052.02 feet to the Point of Beginning, said parcel containing 6.91 acres;

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A parcel of land situated in Section 31, Township 1 North, Range 1 East of the Ute Meridian, Mesa County, Colorado, more particularly described as follows:

Beginning at the point of the intersection of the Easterly right-of-way line of the U.S. Government Highline Canal and the South line of the Southwest Quarter of the Northwest Quarter of Section 31, Township 1 North, Range 1 East, from which the West Quarter Corner of said Section 31 bears North $89^{\circ}52'$ West, 342.03 feet; thence South $89^{\circ}52'$ East along said South line of said Southwest Quarter of the Northwest Quarter, 974.03 feet to the Southeast Corner of said Southwest Quarter of the Northwest Quarter of said Section 31; thence North $00^{\circ}02'40''$ East along the East line of said Southwest Quarter of the Northwest Quarter, 942.02 feet; thence South $54^{\circ}46'30''$ West, 1333.85 feet to said Easterly right-of-way line of the U.S. Government Canal; thence along said Easterly right-of-way line of said U.S. Government Highline Canal by the following courses and distances:

Thence South $40^{\circ}10'$ East, 44.40 feet; thence along the arc of a curve to the right whose radius is 587.47 feet and whose long chord bears South $32^{\circ}16'10''$ East, 161.40 feet to the Point of Beginning;

said parcel containing 13.65 acres;

A parcel of land situated in Section 31, Township 1 North, Range 1 East of the Ute Meridian, Mesa County, Colorado, more particularly described as follows:

Commencing at the West Quarter Corner of Section 31, Township 1 North, Range 1 East, thence South $89^{\circ}52'$ East along the South line of the Southwest Quarter of the Northwest Quarter of said Section 31, 1316.06 feet to the Southeast Corner of said Southwest Quarter of the Northwest Quarter; thence North $00^{\circ}02'40''$ East along the East line of said Southwest Quarter of the Northwest Quarter, 942.02 feet to the True Point of Beginning; thence continuing North $00^{\circ}02'40''$ East along said East line of said Southwest Quarter of the Northwest Quarter, 377.22 feet to the Northeast Corner of said Southwest Quarter of the Northwest Quarter; thence North $89^{\circ}50'20''$ West along the North line of said Southwest Quarter of the Northwest Quarter, 252.99 feet; thence South $33^{\circ}46'05''$ East, 454.63 feet to the True Point of Beginning, said parcel containing 1.10 acres;

and

WHEREAS, the City, as consideration for the conveyance to it of the lands, was to convey to the Curriers the land first above described together with land described as:

A parcel of land situated in Section 31, Township 1 North, Range 1 East of the Ute Meridian, Mesa County, Colorado, more particularly described as follows:

Beginning at the West Quarter of Section 31, Township 1 North, Range 1 East; thence South $89^{\circ}52'$ East along the North line of the Northwest Quarter of the Southwest Quarter of said Section 31, 182.78 feet to the Westerly right-of-way line of the U.S. Government

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Highline Canal; thence along said Westerly right-of-way line of said U.S. Government Highline Canal by the following courses and distances:

Thence along the arc of a curve to the right whose radius is 447.17 feet and whose long chord bears South 10°26'40" West, 613.85 feet; thence South 53°45' West 88.67 feet to the West line of said Northwest Quarter of the Southwest Quarter;

Thence leaving the Westerly right-of-way of said U.S. Government Highline Canal North 00°00'00" East along said West line of said Northwest Quarter of the Southwest Quarter, 656.53 feet to the Point of Beginning, said parcel containing 3.00 acres;

and

WHEREAS, the exchange of property resulted in the City acquiring slightly more area than was traded while acquiring land much better situated for and suited for airport purposes and receiving through the trade the fair market value of the property;

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

1. That the City Council reaffirms that in the proposed conveyance of the Section 16 land in completion of the trade with Bruce C. Currier and Wilma M. Currier the City will receive the fair market value of the land conveyed.

2. That the land traded to the City by the Curriers is being used as airport land and has been incorporated into the development and improvement of the airport now known as Walker Field and being operated by the successor in function, Walker Field, Colorado, Public Airport Authority.

PASSED and ADOPTED this 5 day of May, 1976.

Attest:

President of the Council

City Clerk

Concurring in the Resolution by action of the Board of County Commissioners of Mesa County, Colorado, this _____ day of May, 1976.

Attest:

Chairman of the Board

County Clerk

Concurring in the Resolution by action of the Board of Directors of the Walker Field, Colorado, Public Airport Authority this _____ day of May, 1976.

Attest:

Chairman of the Board

Secretary

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OFFER BY BOETTCHER &
COMPANY TO ACT AS
FISCAL AGENT CONCERN-
ING PROPOSED CITY-
COUNTY SEWERAGE EXPAN-
SION PROGRAM -

ACCEPTED

\$90 AUTHORIZED FROM
COUNCIL'S CENTENNIAL-
BICENTENNIAL ACCOUNT
TO MEXICAN-AMERICAN
SCHOLARSHIP COMMITTEE

OFFER BY RAYMOND H.
WAUGHTEL TO PURCHASE
HOUSE ON 26½ ROAD FOR
\$75 - ACCEPTED - \$75
TO BE PLACED IN LAND
ACQUISITION FUND

AWARD OF BID TO DAVID
BATCHELOR FOR REMOVAL
OF TREECE BUILDING
\$300

FUNDING URBAN HIGH-
WAYS - STATE HIGHWAY
COMMISSION

It was moved by Councilman Brown and seconded by Councilman Tufly that the Resolution be passed and adopted as read. Upon roll call all Council members voted AYE. The President declared the motion carried and the Resolution duly passed and adopted.

It was moved by Councilman Tufly and seconded by Councilman Johnson to accept the proposal by Boettcher & Company to act as fiscal agent concerning the proposed City-County Sewerage Expansion Program and authorized the President of the Council to sign said proposal. Motion carried unanimously.

It was moved by Councilman Colescott and seconded by Councilman Tufly that \$90 be authorized from Council's Centennial-Bicentennial account to the Mexican American Scholarship Committee to pay for the rental of Two Rivers Plaza May 5, 1976, for a concert by Los Latinos. Motion carried unanimously.

It was moved by Councilman Van Houten and seconded by Councilman Tufly that the offer by Raymond H. Waughtel to purchase the house on 26½ Road for \$75, to dismantle and move said house, and to leave the area clean, be accepted. Motion carried unanimously.

It was moved by Councilman Colescott and seconded by Councilman Johnson that the \$75 payment for the house be credited to the Land Acquisition Fund. Motion carried unanimously.

It was moved by Councilman Tufly and seconded by Councilman Brown that the \$300 payment to the City of Grand Junction plus salvage rights by David Batchelor to tear down and remove the Treece Building be accepted and the contract awarded to him. Motion carried unanimously.

City Manager Rose said he received word from an analyst with the Colorado Municipal League that change is brewing with respect to the Urban Systems Funding. Certain funds are allocated to the larger cities in the State strongly on the population of those cities. There has been allocated to the City of Grand Junction for this year \$128,500 for highway improvement purposes under the guidelines of the State.

The new State Highway Department Director has recommended that a change occur whereby cities would submit projects to the State and the State would then determine which projects were worthy of being funded and would prioritize those projects, no longer guaranteeing, then, to any City in the State that they would receive funds of any sort. The Colorado Municipal League has surveyed some 17 cities in the State that should be fought primarily based on the fact that funds can be budgeted in advance and the determination made as to what the projects are by staying with the old system.

Mr. Rose proposed that a suitably worded Resolution be signed by the Mayor and directed to Stan Dodson of Glenwood Springs, who is the State Highway Commissioner representing the Grand Junction area. The Resolution should urge retaining the current system of allocating funds primarily on the population basis to the cities in the State.

It was moved by Councilman Van Houten and seconded by Councilman Johnson that the Resolution be prepared stating the intent as outlined by Mr. Rose and directed that a letter be sent to the Governor and the State elected officials. Motion carried unanimously.

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RESOLUTION - ASSIGNMENT OF OIL AND GAS LEASE FROM CARL L. BURLEY TO COLORADO OIL AND GAS CORP. AND FROM COLORADO OIL AND GAS CORP. TO CIG EXPLORATION, INC. - 680 ACRES IN KANNAH CREEK AREA

The following Resolution was read:

R E S O L U T I O N

WHEREAS, the City of Grand Junction entered into a certain oil and gas lease with Carl L. Burley, which said lease is dated March 15, 1973 and recorded in the official records of Mesa County in Book 993 at Page 8 and covers the following described lands:

Township 2 South, Range 2 East, Ute P.M.

Section 13: S $\frac{1}{2}$ S $\frac{1}{2}$
Section 23: NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 24: N $\frac{1}{2}$ N $\frac{1}{2}$ S $\frac{1}{2}$

WHEREAS, the said Carl L. Burley and his wife, Louise P. Burley have heretofore assigned the said oil and gas lease to Colorado Oil and Gas Corporation; and,

WHEREAS, the said Colorado Oil and Gas Corporation has heretofore assigned the said oil and gas lease to CIG Exploration, Inc.; and,

WHEREAS, the original lessee and the subsequent assignor have by letters attached hereto, requested approval of said assignments and have, in accordance with Appendix A of said lease, tendered their check in the amount of \$24.00,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Grand Junction that the assignments hereinabove referred to be approved and that the City Clerk be authorized to certify this Resolution.

PASSED and ADOPTED this 5 day of May, 1976

Attest:

President of the Council

City Clerk

It was moved by Councilman Tufly and seconded by Councilwoman Quimby that the Resolution be passed and adopted as read. Upon roll call all Council members voted AYE. The President declared the motion carried and the Resolution duly passed and adopted.

CITY MANAGER'S REMARKS

City Manager Rose noted that this would be the last Council Meeting he would attend. He congratulated Jim Wysocki on his Appointment to the City Manager's position.

REQUEST NAMES FOR APPOINTMENT TO CONTRACTOR'S LICENSING BOARD

President Kozisek requested the names of people who are interested in serving on the Contractor's Licensing Board. The appointment is for a two-year term.

COUNCIL COMMITTEE REPORTS

Grand Junction, Colorado, Housing Authority - Councilwoman Quimby reported that the Housing Authority is experiencing more and more roadblocks in its attempt to get started with development on Walnut, 17th to 19th Streets. Consensus of Council was that the Authority provide the City Council with a written statement of roadblocks. The City Council as a body will then write to the elected officials on the State and National level in an effort to remove those roadblocks.

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COUNCIL COMMENTSComplaints - Two Rivers Plaza - Heating and Air Conditioning Units - Concessionaire

Councilman Brown discussed the number of complaints he is receiving regarding Two Rivers Plaza and the air conditioning problem.

It was moved by Councilman Van Houten and seconded by Councilman Brown that the architect be directed to file a formal report with Mr. Rose and Mr. Wysocki no later than Friday, May 7, 1976, listing the reasons why all defects have not been corrected and giving the City a very definite timetable as to when all corrections will be made. Motion carried unanimously.

Councilman Tufly said that he has had calls from people expressing concern about the ability of the concessionaire at Two Rivers Plaza serving large groups. Mr. Wysocki is working with the concessionaire in an effort to resolve the problem.

STATUS OF CH2M HILL TRAFFIC STUDY

Councilman Tufly asked where the City stands with respect to the CH2M Traffic Study. City Engineer Ronald Rish advised that the project manager, Bob Jacobs, is in Grand Junction and plans to be here full time for the next three months. He has office space in the Public Works Department.

PRESIDENT'S COMMENTS

On behalf of Council, President Kozisek thanked Mr. Rose and wished him the very best in his new position.

ADJOURNMENT

It was moved by Councilman Brown and duly seconded that the meeting be adjourned.

Neva B. Lockhart

Neva B. Lockhart
City Clerk