

Grand Junction Colo. Feb. 24 - 9.9. 1909

Roll call

The City Council of the City of Grand Junction convened in regularly adjourned session at the Council Chamber in the City Hall in said City at the hour of 8 P.M. pursuant to adjournment. Mayor Westworth presiding, upon roll call the following responded present Aldermen W. D. Davies, A. P. Drew, W. C. Boyer, M. Hertz, J. B. Matthews and J. C. Plank. also present City Atty Jos. W. Rozzalla and City Clerk John M. Comley.

The special com. appointed to investigate the matter of preparing an Ordinance for a form of Charter Convention for this City reported as follows:

To the Mayor and Council:-

Report of spl.  
Com. on Charter  
Convention.

We, the undersigned committee, herewith submit our report on the question of the petition presented to this Council asking for a special election to be held on April the 6<sup>th</sup> 1909 submitting the question of a Charter Convention to a vote of the voters of said City, and also requesting this Council to pass an Ordinance calling for said election.

In as much as over three hundred voters of the City have signed this petition asking that this election be held we deem it proper to submit the question to the voters of said City and while your committee consider it an unnecessary expense to introduce this Ordinance above referred to and publish same still we believe that the extra precaution of having the matter properly before the people by passing this Ordinance will justify the expense attached thereto.

Your committee further begs leave to state that we are opposed to a charter convention and do not endorse the introduction of said petition in any manner and submit therefor the following reasons:

First - - In order to get this matter before the people it will require at least three elections, one to be held on April the 6<sup>th</sup>, and if voted upon favorably another to be held for the election of twenty one tax payers to frame a Charter and a third to be held that the people may adopt or reject the Charter as framed by said members.

Second - - The law provides as follows: "But if the said Charter be rejected then within thirty days thereafter twenty one members of a new Charter Convention shall be elected at a special election to be called as above in said City and they shall proceed as above to frame a charter, which shall in like manner and to the

be and be published and submitted to a vote of said voters for their approval or rejection. If again rejected the procedure herein designated shall be repeated (each special election for members of a new charter convention, being within thirty days after each rejection) until a charter is finally approved by a majority by those voting thereon.

It would seem to your committee that the expense attached to this Charter Convention, if adopted, would be approximately Twenty-Thousand Dollars.

Third - It would also seem to your committee that inasmuch as there are a great many matters of vital interest to this community that will be brought up within the next twelve months that this question of a Charter Convention, which can be adopted at any time upon thirty days notice should be allowed to rest for at least that length of time and a Council be elected at the spring election by the people unincorporated by the idea that there is a possibility of their offices being merged into a commission form of government.

Fourth - Your committee also desires to report that they consider the expense attached to the adoption of a charter form of government would be very large and would materially increase the rate of taxation and with a very probable chance of the present form of municipal government remaining unchanged.

Fifth - Your committee also desires to state that it has looked into the article of the Constitution which is authority for this election and can find no reference in the title of the act wherein the cities of the first and second class are referred to and your committee firmly believe that in so much as the body of said act refers to cities of the State of Colorado other than the City and County of Denver that said act is unconstitutional and an election held thereunder could be of no force and effect.

Respectfully Submitted

W. C. Boyer

J. C. Plank

A. P. Drew

} Committee

Report of Com.  
adopted

Thereupon ald. Boyer moved the adoption of said report and that the ordinance in relation to same be read in full by the Clerk motion was duly seconded by ald. Matthews, upon call of roll vote was as follows. ald. Davies yea, Drew yea, Boyer yea, Hertz yea, Matthews yea, Plank yea, motion carried.

Thereupon the Clerk read in full an Ordinance introduced by ald. A. P. Drew entitled "an Ordinance providing for the submission of a proposal for a charter convention

Ord for charter  
Convention Passed  
first reading

to the vote of the qualified electors of the City of Grand Junction, at a special election to be held at the time of the next General City Election, April 6, 1909, and etc.

ald. Drew made a motion seconded by ald. Hertz that said ordinance pass its first reading and be published in the Daily Sentinel the official paper of said City according to law. Upon call of roll vote was as follows, ald. Davies yea, Drew yea, Boyer yea, Hertz yea, Matthews yea, Plank yea, motion carried.

alderman Plank then introduced an Ordinance entitled,

"an Ordinance  
to refund  
\$65,000.00 Water  
Bonds passed  
first reading

"an Ordinance submitting the question of issuing refunding bonds of the City of Grand Junction to the vote of the voters of said city possessing the necessary qualifications of electors as provided by law and who have paid a tax upon property assessed to them for the year immediately preceding such election." and the same was read in full.

alderman Matthews moved seconded by alderman Boyer that said Ordinance pass its first reading and that the Clerk be and he hereby is ordered to cause to be published in the Daily Sentinel a daily newspaper of general circulation in the City of Grand Junction, according to law, the said Ordinance entitled,

"an Ordinance submitting the question of issuing refunding bonds of the City of Grand Junction to the vote of the voters of said city possessing the necessary qualifications of electors as provided by law and who have paid a tax upon property assessed to them for the year immediately preceding such election." and etc.

The Clerk called the roll of aldermen upon this motion, and the aldermen each, upon his name being called, voted as follows:- W. D. Davies yea, A. P. Drew yea, W. C.

Boyer yea, M. Hertz yea, J. B. Matthews yea, J. C. Plank yea, all of the aldermen voting yea, the Mayor declared the motion carried and ordered the ordinance published according to law.

adjourn

ald. Davies moved to adjourn seconded by ald. Drew upon call of motion said motion carried unanimously.

John W. Conley  
City Clerk.