

Grand Junction Colo. June 1<sup>st</sup> 1909

A regular adjourned meeting of the City Council of the City of Grand Junction was convened this evening at 8 o'clock, Mayor Lee presiding.

Upon call of roll the following Aldermen responded  
as present.

Campbell, Derryberry, Drew, Gasko, Holman, McCarry  
Magill; Waldrup.

Roll call

Minutes approved Minutes of last meeting were read and approved.  
 A petition signed by M. J. McKeel, and fifteen other persons  
 was presented, praying council to order cement sidewalk  
 laid on West side of Hill ave between 3<sup>rd</sup> & 5<sup>th</sup> sts. and  
 on 4<sup>th</sup> st. between Hill & Garrison.

Petition for  
 sidewalk on  
 Hill ave.

Referred to Committee on Streets & Alley.

Misdemeanor  
 Ordinance  
 Introduced.

Ald. Gasho introduced the following: "An Ordinance  
 concerning offences in the nature of Misdemeanors"  
 Moved by Ald. Gasho, and Seconded by Ald. Drew  
 that ordinance as read be published.

The motion being put, the clerk called the roll,  
 and each Alderman present, as his name was  
 called voted as follows.

Campbell yea, Derryberry yea, Drew yea, Gasho yea,  
 Holman yea, McCarry yea, Magill yea, Waldrop yea.  
 All the Aldermen having voted yea, the Mayor  
 declared the motion carried.

Following Resolution was offered by Ald. Drew.

\$65000 Refunding  
 Bond  
 Resolution.

Whereas in accordance with an Ordinance of the city of  
 Grand Junction entitled "Ordinance #156" adopted March 9<sup>th</sup>  
 A. D. 1909, and accordance with the laws of the state  
 of Colorado, the question of issuing refunding bonds in  
 the amount of sixty-five thousand (\$65000) dollars for  
 the purpose of redeeming the outstanding, unpaid, payable,  
 lawful and valid bonds of the city of Grand Junction  
 in said amount of sixty-five thousand (\$65000) dollars  
 bearing date the first day of May A. D. 1897, was submitted  
 to a vote of the duly-qualified electors of the said city  
 of Grand Junction at the General City election duly  
 called and regularly held in said city on the 6<sup>th</sup>  
 day of April A. D. 1909; and

Whereas, on the 13<sup>th</sup> day of April, A. D. 1909  
 all the returns having been duly received, the Clerk of  
 the city of Grand Junction duly opened said returns  
 and calling to his assistance the Mayor of the city  
 and in his presence proceeded to canvass the same,  
 making an abstract of the votes cast upon the  
 question of issuing said refunding bonds, by  
 which it appeared that a total of 455 votes were  
 cast upon the question; that 388 votes were cast  
 whereon were placed the words "For Refunding City

Indebtedness"; that 67 votes were cast whereon were placed the words "Against Refunding City Indebtedness". Now therefore be it Resolved, that the question of issuing said refunding bonds in the amount of Sixty-five thousand (\$65000) dollars for the purpose aforesaid, has been duly submitted to a vote of such duly qualified electors of the city of Grand Junction as have paid taxes upon property assessed to such electors in the City of Grand Junction in the year next preceding such election and that a majority of all the votes cast was for refunding said indebtedness and therefore, it is hereby declared that said election resulted in favor of refunding said indebtedness.

Approved June 1<sup>st</sup> 1909

James H. Lee  
Mayor

Attest.

H. T. Torbeck  
City Clerk.

Moved by Ald. Drew, and seconded by Ald. M<sup>c</sup> Cary that resolution as read be adopted.

The motion was put, whereupon the clerk called the roll, and each Alderman, as his name was called voted as follows.

Campbell yea, Derryberry yea, Drew yea, Gasko yea, Holman yea, M<sup>c</sup> Cary yea, Magill yea, Waldroup yea. All of the Aldermen having voted yea, the Mayor declared the motion carried.

+ Following Resolution was offered by Ald. Gasko, and seconded by Ald. Drew.

Resolution.

Whereas the City of Grand Junction in the County of Mesa and state of Colorado heretofore issued its negotiable coupon bonds dated May 1<sup>st</sup> A.D. 1897, in the aggregate amount of Sixty five thousand (\$65000) dollars bearing interest at the rate of six per cent per annum, payable semi-annually; and Whereas said bonds are redeemable at the option of the city ten years after date and absolutely due and payable in fifteen years from date, and said city has not now and will not have at the

maturity of said bonds funds in the treasury of said city available for the redemption of said bonds;  
 Now therefore, be it Resolved, by the city council of the city of Grand Junction, that the said city shall issue in accordance with law and the authority of a vote of the duly qualified electors of said city, voting on the question at the general election held in said city on the 6<sup>th</sup> day of April A.D. 1909, new bonds to be denominated "Refunding Bonds", the same to be exchanged or sold as directed by the city council of said city of Grand Junction, and the proceeds thereof applied only for the purpose of redeeming the aforesaid outstanding bonds.

The said city Council of said city of Grand Junction hereby determines that the amount of such refunding bonds to be issued as aforesaid shall be Sixty-five thousand (\$65000.) dollars.

That a certificate of such determination be made and entered in and upon the records of the said city Council prior to the issuance of said bonds.

Approved June 1<sup>st</sup> 1909

James H. Lee  
 Mayor

attest

H. T. Vorbeck

City Clerk

Moved by Ald. Ashby, Seconded by Brown, that resolution be read be adopted. The motion was put, whereupon the clerk called the roll and each of the yeas, as his name was called called as follows: Campbell Yea, Birmingham Yea, Beer Yea, Ashby Yea, Nolman Yea, Magill Yea, McCary Yea, Walden Yea. All the Aldermen having voted Yea, the Mayor declared the motion carried.

Certificate

It is hereby certified and recited that at a meeting of the city Council of the city of Grand Junction in the County of Mesa and State of Colorado duly held on the 1<sup>st</sup> day of June A.D. 1909, a resolution was duly adopted by the City Council determining that said city shall issue in accordance with law and the authority of an affirmative vote of the duly qualified electors of said city voting upon the question at the general election held in said city on the 6<sup>th</sup> day of April A.D. 1909 refunding bonds in the amount of Sixty five thousand (\$65000) dollars for the purpose of refunding certain outstanding negotiable coupon bonds of the city dated May 1<sup>st</sup>

Certificate of Resolutions.

A.D. 1897, optional May 1<sup>st</sup> 1907, and absolutely due and payable May 1<sup>st</sup> A.D. 1912.

Attest

W. F. Torbeck.  
City Clerk.

James Hall  
Mayor.

Following ordinance was introduced by Ald. Magill was read <sup>in full</sup> by the clerk.

Bond refunding Ordinance read and ordered published.

"An Ordinance providing for the issue by the city of Grand Junction of its negotiable coupon Bonds in the aggregate amount of \$65,000. to be denominated "Refunding Bonds" for the purpose of redeeming a like amount of the outstanding negotiable coupon Bonds of said city dated May 1<sup>st</sup> A.D. 1897"

Moved by Ald. Magill, and seconded by Ald. McCary that Ordinance as read be published in the Daily News, a daily newspaper of general circulation, published in the city of Grand Junction. The motion being put, the clerk called the roll, whereupon each Alderman as his name was called voted as follows,

Campbell yea, Derryberry yea, Drew yea, Gasko yea, Holman yea, Magill yea, McCary yea, Waldron yea. All the Alderman having voted yea, the Mayor declared the motion carried.

Ald. Gasko offered the following Resolution.

Resolution on Road ave. Nuisance

Whereas the city Council of the City of Grand Junction, acting as a Board of Health of said city, did on the 11<sup>th</sup> day of May A.D. 1909, by resolution duly adopted find and declare that the lot and house situated on the south east corner of Third st. and Road ave. in the city of Grand Junction, described as lot one (1) in Block one hundred and two (102), of the town, now city, of Grand Junction, was a nuisance and menace to health, and did order the owner of said premises to clean said premises and to repair the building thereon so that the same might be fumigated, and

Whereas, John. H. Hill, as agent of the owner of said premises and the person in charge thereof has been duly notified to clean up said premises and to

repair said building so that the same might be fumigated, and

Whereas, the said John Hill as well as the owner of said premises have failed, refused and neglected to clean up said premises and repair said building within the time specified in said notice.

Now therefore, be it resolved that the City Physician of the City of Grand Junction, he and he is hereby authorized and instructed to clean up said premises and make such necessary repairs in said building as are required in order that the same may be properly fumigated.

Be it further resolved that the expense incurred in removing and abating said nuisance and cure of sickness shall constitute a charge upon the said premises herein before described and shall be assessed and collected as a special assessment in accordance with the statute in such cases made and provided.

Moved by Ald. Gasko, and seconded by Ald. Magill that resolution as read be adopted.

The motion was put, whereupon the Clerk called the roll, and each Alderman, as his name was called voted as follows.

Campbell yea, Derryberry yea, Drew yea, Gasko yea, Holman yea.  
McCarry yea, Magill yea, Waldrop yea.

All the Aldermen having voted yea, the Mayor declared the motion carried.

Street & Alley  
Committee report  
on Petition for  
sidewalk on  
Hill ave. + on  
4<sup>th</sup> st.

Street & Alley committee reported favorably on petition for curbed sidewalk on N. side of Hill ave. from 3<sup>rd</sup> to 5<sup>th</sup> sts. and on 4<sup>th</sup> st. between Hill ave. + Garrison, and recommended petition be granted.

Adopted.

Moved by Ald. Campbell, and seconded by Ald. McCarry that report of committee be adopted, and sidewalk ordered laid.

The motion being put, the Clerk called the roll, and each Alderman as his name was called, voted as follows.

Campbell yea, Derryberry yea, Drew yea, Gasko yea, Holman yea  
McCarry yea, Magill yea, Waldrop yea.

All the Aldermen having voted yea, the Mayor declared the motion carried.

Committee on Streets & Alleys recommended that a proposed

Recommendation  
of S & A Committee  
for widening  
Main St.  
sidewalk

widening of the sidewalk on Main st. from 2<sup>nd</sup> st. to 7<sup>th</sup> st. to a line with the present location of Trolley Pole to be included in a proposed sidewalk ordinance now being framed.

Moved by Ald. Gasho, and seconded by Ald. Campbell that recommendation be adopted.

The motion being put, the clerk called the roll, whereupon each Alderman as his name was called voted as follows.

Campbell yea, Derryberry yea, Drew yea, Gasho yea, Hobson yea, McCarry yea, Nagill yea, Waldrop yea.

All the Aldermen having voted yea, the Mayor declared the motion carried.

Ald. Drew offered the following on behalf of Street & Alley Committee.  
Resolution.

Whereas a survey and the plat thereof of a certain portion of the City of Grand Junction, Colorado, known as the Second Division Resurvey was approved by the City Council of said city at a meeting thereof under date April 1907 and which said survey has proved to be incorrect and not in accord with the original survey made by the Grand Junction Land and Developing Company's survey defining the boundary of South ave. in said City, and has been succeeded by a second resurvey, known and designated as the Second Division Resurvey as amended, which said survey with the plat thereof was duly accepted by said Council at a meeting thereof under date of Jan. 12<sup>th</sup> 1909, and

Whereas as a result of said original Second Division Resurvey a number of buildings have been, on account of said survey being in error, placed beyond the line of said South ave.

Now therefore be it resolved by the City Council of the City of Grand Junction that South ave. at the east line of Seventh st. be, and the same is hereby declared to be 74 <sup>73</sup>/<sub>100</sub> feet wide, and at the east line of Eighth st. said Avenue be and the same is hereby declared to be 74 <sup>36</sup>/<sub>100</sub> feet wide, and that the north line of said avenue between said points be and the same is hereby declared to be twenty feet north of the street monument line

of said Avenue, and the south line of said Avenue is  $54\frac{73}{100}$  feet south of said monument line at the east-line of Seventh St. and  $54\frac{36}{100}$  feet south of said monument line at the east-line of Eighth St.; that said South Ave. at the west line of Ninth St. be and it is hereby declared to be 74 feet wide, and the north line of said Avenue between the east-line of Eighth St. and the east-line of Ninth St. is 20 feet north of the street monument line of said Avenue, and the south line of said Avenue is  $54\frac{73}{100}$  feet south of said monument line at the line of Eighth St. and  $54\frac{36}{100}$  feet south of said monument line at the east-line of Ninth St.; and that said South Avenue between the east-line of Ninth St. and the intersection of said Avenue with the northwesterly line of the right of way of the Rio Grande Junction Railway Company shall be 74 feet wide; that the north line of said Avenue between said point is 20 feet north of the street monument line of said Avenue and the south line of said Avenue is  $54\frac{73}{100}$  feet south of said monument line; and

Be it further resolved that James H. Lee Mayor of said City is hereby authorized and empowered to sign, execute, acknowledge and deliver a quit claim deed in and to all that portion of South Avenue lying without the boundary line last above mentioned and described to the several property owners owning property along said South Ave.; and that W. F. Forbes, City Clerk of said City, is hereby authorized to duly attest the execution of said deeds and affix the seal of said City in testimony thereof.

Moved by Ald. Drew, and seconded by Ald. Gasko that resolution as read be adopted.

The motion being put, the clerk called the roll, whereupon each Alderman as his name was called, voted as follows:

Campbell yea, Derryberry yea, Drew yea, Gasko yea, Holman yea, McCarty yea, Magill yea, Waldroup yea. All the Aldermen having voted yea, the Mayor



declared the motion carried.

Opening Grand Ave. Street & Alley committee confer with City Attorney  
West from 1<sup>st</sup> St. referred to S & A  
Committee  
and report on the feasibility of opening Grand Ave.  
west from 1<sup>st</sup> St. Motion carried unanimously

Moved by Ald. N<sup>c</sup> Cary, and seconded by Ald. Waldron  
Adjoined that Council Adjoin: Motion carried unanimously

Adjoined.

W. F. Forbes city clerk.