

Grand Junction Sept. 28<sup>th</sup> 1904

The City Council convened in regular session this evening at 8 o'clock, Mayor Lee presiding.

The Clerk called the roll to which the following Aldermen responded as present.

Campbell, Gasho, Holman, McCary, Magill, Waldroup.

Minutes of last meeting were read and approved.

Finance Committee reported that they had examined the reports of Water Supt., City Clerk, City Treasurer, Police Magistrate, and City Weigher for month of July, and Water Supt., City Clerk, Police Magistrate, and City Weigher for month of August, and recommended they be accepted. Moved by Ald. Campbell, and seconded by Ald. Gasho report of committee be accepted.

Upon call of motion, same was declared by the Mayor carried.

Committee on Water & Lights reported on the petition for Arc Light to be placed at Main st. & 7<sup>th</sup> st. recommending prayer of petitioners be granted.

Moved by Ald. Gasho, and seconded by Ald. Holman that report of committee be accepted, and light ordered placed.

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

Campbell yea, Gasho yea, Holman yea, McCary yea, Magill yea, Waldroup yea.

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

The Clerk read a petition signed by J. A. K. Crawford and about one hundred other residents of Crawford Addition, praying Council to vacate the crossing over the Denver & Rio Grande R.R. tracks at Colorado Ave. provided the D. & R. G. R. Co. will construct a sidewalk along the south west line of its right of way from Lawrence Ave. to Main st. and a viaduct over its right of way.

Moved by Ald. Gasho, and seconded by Ald. Waldroup that petition be granted, and City Attorney with City Engineer draft suitable resolution covering request of petitioners. Upon call of motion, same was declared by the Mayor as carried.

Report Finance Committee on reports of officers.

Arc Light ordered at Main & 7<sup>th</sup>

Petition from residents of Crawford Add. for vacating crossing at Colo. Ave. in exchange for R.R. to building viaduct & walk.

The clerk read the following bills.

P. C. Watson	4609	Police	7 50	Special Police
H. F. Barnard	4610	"	10	" "
G. M. McNeal	4611	"	12 50	" "
B. V. Vedder	4612	Water	19 82	Refund Water Deposit
G. J. Printing Co.	4613	"	27 30	Call for Warrants
B. W. Vedder	4614	"	48 30	Freight & Ex
Continental Oil Co.	4615	"	29 00	Oil
Gertrude A Russell	4616	"	86	Typewriting
G. J. Printing Co.	4617	"	6 09	Pub. Ordinance
G. J. Elec Gas & Mfg. Co.	4618	"	65 81	Oil Pump & freight
W. J. McCulloch	4619	"	5 00	Hauling men to Reservoir
C. J. Moyer	4620	"	18	Labor
Frank Oakes	4621	"	22 00	"
J. A. Hendrickson	4622	"	29 00	"
E. L. Vinton	4623	"	27 00	"
M. B. Beatty	4624	"	23 00	"
Ray Mason	4625	"	6 00	"
B. W. Vedder	4626	General	11 30	Filing Charter Sec'y of State
G. V. Store	4627	"	1 45	Electric Supplies
Henry Grubbs	4628	"	6 00	Hauling for Election
J. A. Cornell	4629	"	1 50	Rent tables Election day
Stanley Walker	4630	"	5 00	Judge of Election
Myra E. Hatch	4631	"	5 00	Clerk " "
Frances Hatch	4632	"	5 00	" " "
D. N. Wheeler	4633	"	5 00	Judge " "
E. W. Gillpatrick	4634	"	5 00	" " "
Eugene H. Smith	4635	"	5 00	Clerk " "
Chas. B. Carson	4636	"	5 00	" " "
James Woods	4637	"	5 00	Judge " "
W. A. Peery	4638	"	5 00	Clerk " "
C. C. Knowles	4639	"	5 00	Judge " "
J. W. Carson	4640	"	5 00	" " "
W. D. Hendershott	4641	"	5 00	Clerk " "
A. F. Mc Cabe	4642	"	5 00	Judge " "
W. W. Chandler	4643	"	5 00	" " "
J. F. Brink	4644	"	5 00	" " "
Anna T. Holmberg	4645	"	5 00	Clerk " "
G. A. Lund	4646	"	5 00	Judge " "
W. T. Miller	4647	"	5 00	" " "
Eva. M. Lund	4648	"	5 00	Clerk " "

Geo. O. Turner	4649	General	500	Clerk of Election
Emma Buddlein	4650	"	500	Judge " "
J.W. Dodgins	4651	"	500	" " "
Louis Harms	4652	"	500	" " "
W.J. Ponsford	4653	"	500	Clerk " "
G.J. Printing Co.	4654	"	14083	Pub. Charter + Pub. Ordinance
M. M. C. A.	4655	"	1000	Rent of room for Election
Post & Boyd	4656	"	1000	" " " "
Coliseum Co.	4657	"	1000	" " " "
M. W. Callahan	4658	"	1000	" " " "
J.W. Armstrong	4659	"	500	Judge of Election
Mesa Dry Goods Co.	4660	"	16674	Flags & Printing
Hilbert & Ricks	4661	"	5385	Supplies for Campers
Do	4662	"	2405	" " Hospital
Daily Sentinel	4663	"	5831	Pub. Notice of Election

Moved by Ald. Campbell, and seconded by Ald. Waldrup that bills as read be allowed and warrants be drawn for the amounts.

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

Campbell, yea, Hobman yea, M<sup>c</sup>Cary yea, Magill yea, Waldrup yea.  
(Ald. Gasho out of the Chamber during call of vote)

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

Ald. M<sup>c</sup>Cary introduced the following proposed Ordinance which was read in full by the clerk: "An Ordinance Regulating Theaters, Opera Houses and Moving Picture Shows"

Ordinance to regulate Theaters & Moving Picture Shows introduced

Moved by Ald. M<sup>c</sup>Cary, and seconded by Ald. Magill that proposed Ordinance as read be passed for publication.

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

Campbell yea, Gasho yea, Hobman yea, M<sup>c</sup>Cary yea Magill yea Waldrup yea.

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

Ald. Derryberry introduced the following resolution.

Resolution sidewalk for Lot-1, BEX. 102

Whereas the Street Commissioner of the City of Grand Junction has filed with the City Clerk of said city a certificate showing that in conformity with the order of the City Council concerning the construction of certain sidewalks, and in compliance with the

statutes and ordinances in that case made and provided he has caused to be constructed a sidewalk in front of and adjoining the west side of lot #1 in block #102 of the city of Grand Junction after the expiration of fifteen days from and after due notice to the owner of said lot to construct said sidewalk and the failure and neglect on the part of such owners to comply with such order and notice, and

Whereas it further appears from the said certificate that the labor and materials for said sidewalk were furnished by the following persons, and that there is due and owing to them therefor the amounts set opposite the names respectively, to-wit:

John. A. Hoerner for Concrete work \$99.00

G. L. Crawford for giving grade 2.00

Now therefore be it resolved By the City Council of the City of Grand Junction:

That warrants shall be drawn in favor of the above named persons in payment for the <sup>said</sup> sidewalk and that the amount therefore shall be and the same is, hereby assessed against the said lot #1 Block #102 of the city of Grand Junction.

Be it further resolved that Tuesday October 12<sup>th</sup> be, and the same is hereby designated as the time and the City Hall be, and the same is hereby <sup>designated</sup> as the place when and where the owner of said lot or his agent may appear before the City Council and be heard as to the justness and correctness of the amount so certified and assessed against his said lot; and that the City Clerk shall cause to be published in the Daily News, a newspaper published in said city, for a period of ten days a notice to the owner of said lot setting forth said time and place heretofore fixed when and where he, or they, may appear before the City Council for the purposes aforesaid, and

Be it further resolved that at the said time and place the City Council shall meet and hear and consider any and all complaints of the owner of said lot affected by the said assessment, and correct any and all errors and remedy any

injustice as complained of in any such certification and assessment.

Moved by Ald. M<sup>c</sup>Carry and seconded by Ald. Magill that resolution be adopted.

Resolution adopted.

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

Campbell yea, Gasho yea, Holman yea, M<sup>c</sup>Carry yea, Magill yea, Waldron yea.

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

The clerk read the following resolution.

Resolved

Whereas Thomas B. Crawford as commissioner heretofore duly appointed to make, execute, acknowledge and deliver Deeds of conveyance for lots belonging to the Town of Grand Junction, and,

Whereas, the said Thomas, B. Crawford as such commissioner and Charles T. Shanks as Mayor of the town of Grand Junction, aforesaid, on

Resolution to authorize Dist. Clerk to make Deed to Wm. Burthorn for lot 7 Block 121

March 17<sup>th</sup> 1883, made and executed a conveyance to one half interest in and to Lot 20 in Block 120 and lot 7 in Block 121 in the town of Grand Junction and the Deed was duly acknowledged by the said Thomas B. Crawford and Charles T. Shanks as such officers respectively before J. W. Boulder, a Justice of the Peace of Mesa County, Colorado on March 27<sup>th</sup> 1883, whereby the said town of Grand Junction conveyed the aforesaid property to one A. W. Steele, and Whereas, it was intended to convey the whole of lot 7 in block #121 aforesaid, and

Whereas, manifest error appears in the description of the said lot #7 in block #121 in the town of Grand Junction, as contained in said Deed, and Whereas, said property has been sold and conveyed to divers persons who are interested in the correction of said description, and it appears just and proper that the said correction should be made

and Whereas, William Burthorn is now the owner of lot #7 in block #121 aforesaid and is entitled to a correction in the description of said lot #7 in block #121

in the said Deed of the Commissioners and Mayor dated March 17<sup>th</sup> 1883.

Therefore be it Resolved: That James H. Lee as Mayor of the City of Grand Junction (successor to all the property, franchises, Rights and interests of the town of Grand Junction aforesaid) is hereby authorized and empowered to sign, execute, acknowledge and deliver a Quit Claim Deed in and to lot #7 in Block #121 in the city of Grand Junction to said William Ruthorn, and W. F. Horbeck as the Clerk of said City of Grand Junction is hereby authorized to duly attest the execution of said Deed and affix the seal of the city thereto in testimony thereof.

Resolution Adopted

Moved by Ald. Campbell, and seconded by Ald. Holman that resolution be adopted.

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

Campbell yea, Gasho yea, Holman yea, M<sup>c</sup>Cary yea, Magill yea. Waldroup yea.

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

The Clerk read Proof of Publication of the following proposed ordinance "An Ordinance concerning Automobiles"

Proof of Pub. Automobile Ord. read & adopted.

Moved by Ald. Gasho, and seconded by Ald. Magill that Proof of Publication be accepted.

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

Campbell yea, Gasho yea, Holman yea, M<sup>c</sup>Cary yea, Magill yea, Waldroup yea.

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

The Clerk then read proposed ordinance in full whereupon it was Moved by Ald. Gasho, and seconded by Ald. Waldroup that

Automobile Ord. passed

proposed ordinance as read do now pass.

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

Campbell yea, Gasho yea, Holman yea, M<sup>c</sup>Cary yea, Magill yea, Waldroup yea.

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

Moved by Ald. Gasho, and seconded by Ald. M<sup>c</sup>Cary that ordinance as passed be numbered 168

Numbered 168

Upon call of motion same was declared by the Mayor carried. The clerk read the Proof of Publication of the following proposed ordinance "An Ordinance creating Sanitary Sewer Districts numbers 3 & 4 of the city of Grand Junction"

Proof of Pub.  
of Sewer District  
Ord. read & approved

Moved by Ald. Campbell, and seconded by Ald. M<sup>c</sup>Carry that Proof of Publication as read be accepted.

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

Campbell yea, Gasko yea, Holman yea, M<sup>c</sup>Carry yea, Magill yea, Waldroup yea.

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

The Clerk then read the proposed ordinance in full whereupon it was moved by Ald. M<sup>c</sup>Carry and seconded by Ald. Magill that proposed ordinance as read do now pass.

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

Campbell yea, Gasko yea, Holman yea, M<sup>c</sup>Carry yea, Magill yea, Waldroup yea

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

Moved by Ald. M<sup>c</sup>Carry, and seconded by Ald. Gasko that ordinance as passed be numbered 169

Upon call of motion, same was declared by the Mayor carried.

The following resolution as prepared by the City Attorney and City Engineer as instructed by the council was introduced by Ald. Gasko.

Be it resolved by the city Council of the city of Grand Junction that the following proposition be submitted to the Denver & Rio Grande Railway Company as the basis for the settlement of the controversy between the said city and the said company concerning rights of way across the tracks of said company along the lines of Colorado Avenue and Main Street. The said city agrees to pass and adopt an ordinance vacating Colorado Avenue from the intersection in the east line of the right of way of the said company to the intersection thereof with the west line of said right of way, and that portion of Lawrence Avenue

Sewer District  
Ordinance  
Passed.

Sewer Ordinance  
numbered 169

Resolution on  
R.R. viaduct  
& subway for  
Crawford Add.

between the intersection thereof with the right of way of the said company and its intersection with Colorado Avenue, provided that the said the Denver and Rio Grande Railway Company will agree:

(a) To open and dedicate to public use as a highway a strip of ground twenty five <sup>feet</sup> wide along the west line of its right of way from the point of its intersection with the east line of Lawrence Avenue to its intersection with Main Street, and to construct along the west line of said highway a sidewalk of cement or stone five feet in width.

(b) To construct and maintain a viaduct or underground passage for the use of foot-passengers only at such place as may be designated by the city council and according to plans and specifications to be approved by said council, the said company, to have the option as to whether the said passage shall be over head or underground.

(c) To construct and maintain an underground passage for both vehicles and foot-passengers, not less than forty (40) feet in width along the line of Main Street from its intersection with the east line of the right of way of said company to its intersection with the west line thereof, together with its proper approaches to the same.

Moved by Ald. Gasho, and seconded by Ald. Holman that resolution be adopted.

Resolution adopted.

The motion being put, the clerk called the roll, whereupon each Alderman as his name was called voted as follows. Campbell yea, Gasho yea, Holman yea, McCarry yea, Magill yea, Waldroop yea.

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

Moved by Ald. Campbell, and seconded by Ald. McCarry that the Clerk procure from Attorney Rozelle the City Ordinances as revised by him.

Clerk to demand from Mr. Rozelle revised Ordinances

Upon call of motion, same was declared by the Mayor carried.

Moved by Ald. McCarry, and seconded by Ald. Magill that Street Commissioner notify all Contractors for



Cement crossings to give notice to Chief of Fire Dept.  
 where crossings are obstructed, and that no contracts  
 Cement Contractors to be given to contractors who do not comply with  
 give notice to this rule.  
 Fire Dept. where  
 Crossings are  
 obstructed.

Upon call of motion, same was declared by the  
 Mayor carried.

Upon motion by Ald. McCary seconded by Ald.  
 Magill, council adjourned.

Adjourned

G. H. Forbes.  
 City Clerk

The result of the canvass of the election returns of the election held September 14<sup>th</sup> 1909, on the question of the adoption or rejection of the Charter, resulted as follows:

For the adoption of the Charter 751 votes  
Against the adoption of the Charter 213 "

Making a majority in favor of the adoption of the Charter of 538 votes.

For the adoption of Section 35 Article 14 of the Charter 555 votes

For the Alternative proposition for three commissioners 322 votes

Making a majority in favor of Section 35, Article 14 of the Charter for five commissioners of 233 votes.

W. F. Torbeck.

City Clerk.