

Grand Junction, Colorado  
February 6, 1923

The City Council of the City of Grand Junction met in special session at 7:30 o'clock P.M. with President Hirons presiding. The Councilmen present and answering to roll call were Hirons, Marshall, Miller, Dowrey, Hampson and Murr. Councilmen Meders was absent. City Manager Garrett, City Clerk Peck and City Attorney Jordan were present. City Engineer Thompson was also present.

Chas. H. Crawford, City Treasurer appeared before the Council to tender his resignation as City Treasurer. His resignation to take effect as soon as a successor was named. Thereupon it was moved by a Councilman Hampson, seconded by Councilman Murr, that the resignation of Chas. H. Crawford as City Treasurer be accepted and that he hold the office of City Treasurer until a successor could be appointed. Upon which motion, the following vote was cast. Councilmen voting YEA: Hirons, Marshall, Miller, Dowrey, Hampson and Murr. Councilmen voting Nay. None. All of the Councilmen voting YEA the motion was declared carried.

A communication from S.G. McMullen representing the Grand River Valley Railway Co. was read. The communication asked that the City Council call for separate bids for the paving of the right of ways of the Grand River Valley Railway included in the contemplated paving districts. It was moved by Councilman Murr, seconded by Councilman Hampson that this request be granted and separate bids called for said work, upon which motion the following vote was cast: COUNCILMEN voting YEA: Hirons, Marshall, Miller, Dowrey, Hampson and Murr. COUNCILMEN voting NAY: None. All of the Councilmen present voting yea, the motion was declared carried.

Petitions signed by property owners representing about 68% of the frontage in the contemplated Paving District No. 7, on East Main Street were presented and read. These petitions requested the Council to ask for bids on different types of paving for as for this District. It was moved by Councilman Murr, seconded by Councilman Miller that the petitions be accepted and filed, upon which motion the following vote was cast: COUNCILMEN voting YEA: Hirons, Marshall, Miller, Dowrey, Hampson and Murr. COUNCILMEN voting NAY: None. All the Councilmen voting yea, the motion was declared carried.

A proposed ordinance entitled "AN ORDINANCE AMENDING ORDINANCE NO. 313, ENTITLED' AN EMERGENCY ORDINANCE CONCERNING THE WATER RATES OR RENTS AND THE COLLECTION THEREOF AND HE PEALING ALL ORDINANCES AND PARTS THEREOF IN CONFLICTION WITH THIS ORDINANCE" PASSED AND ADOPTED THE 22nd DAY OF MARCH, 1922, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 9" was introduced and read. It was moved by Councilman Murr, seconded by Councilman Hampson

that the ordinance as read be passed for publication. Motion carried.

The following resolution was introduced and read.

#### RESOLUTION.

Whereas, a paving petition was filed with the City Clerk of the City of Grand Junction, on June 14th, 1922 by the owners of more than fifty per cent of the frontage of the real estate to be assessed, asking that paving be layed on a certain street hereinafter specified within the City of Grand Junction, State of Colorado, naming the maximum cost as follows: twenty-nine cents per square foot for paving; one dollar per cubic yard for grading; one dollar and twenty cents per linear foot for combined curbing and guttering, and the kind of paving to be used as concrete paving; the said petition asking for paving on the following street, to-wit:

Main Street from the East line of Seventh Street to the West line of Fourteenth Street in the City of Grand Junction, Colorado; and

Whereas, on the 19th day of July, 1922, the City Council at a regular adjourned session passed a resolution ordering and directing the city engineer of the city of Grand Junction to prepare full details and specifications for the laying of a four inch bituminous paving with a two inch asphalt concrete top and a two-inch Warrenite-bitulithic pavement on a four-inch bituminous concrete base, as well as a seven-inch Portland cement concrete paving, curbing and guttering on said street within the boundaries therein described, to be known as Paving District No. 7, and requested the said engineer to make and furnish an estimate of the total cost of said improvement, exclusive of the percentum for cost of collection and other incidentals, and of interest to the time of the first installment of the cost becomes due, and furnish a map of the district from which map the approximate share of the total cost that may be assessed upon each piece of real estate in the district, may be readily ascertained; which said resolution further provided that the boundaries of said proposed paving District No. 7, shall be substantially as follows, to-wit:

Beginning at the Northwest corner of lot 5 in block 106, thence East to the Northeast corner of lot 17 in block lettered "H" in Keith's addition of the City of Grand Junction; thence South to the Southeast corner of lot 16 in block lettered "K" in said Keith's addition to the City of Grand Junction, thence West to the Southwest corner of lot 6 in block 115 in the City of Grand Junction, thence North to the place of beginning, all in the City of Grand Junction, Mesa County, Colorado.

The description of the street to be paved is Main Street from the East line of Seventh Street to the West line of Fourteenth Street; and

Whereas, thereafter the city engineer of the City of Grand Junction did prepare full details and specifications for the laying of a seven-inch Portland cement concrete paving, curbing and guttering in said street within the above described boundaries, and did furnish an estimate of the total cost of said improvement, exclusive of the per centum for cost of collection and other incidentals, and of interest to the time the first installment of the cost becomes due, and did furnish a map of the district from which map the approximate share of the total cost that will be assessed upon each piece of real estate in the district could be readily ascertained, and filed the same with the City Clerk of the City of Grand Junction; and

Whereas, at a regular session of the City Council of the City of Grand Junction, held on January 17th, 1923, said City Council did duly pass and adopt a resolution adopting said details and specifications for the paving of East Main Street between the East line of Seventh Street and the West line of Fourteenth Street, to be designated as Paving District No. 7, designating the materials to be used, the estimate of the cost thereof, and determining the number of installments, the time in which the cost thereof would be payable, the rate of interest on unpaid installments and the district of the lands to be assessed for the same and adopted said report of said engineer together with said details, specifications, estimates, plans, maps and schedules. It was further resolved in said resolution that the purposed resolution creating said paving district and ordering the improvements therein, be considered for approval and adoption by the City Council on Wednesday, the 21st day of February, 1923, at the hour of eight o'clock P. M., and said resolution further provided that notice be issued by the City Clerk publishing for two days each week for two consecutive weeks in the Daily Sentinel, giving notice to the owners of real estate in said proposed Paving District No. 7, and to all persons interested generally of the improvements proposed, the number of installments and the time in which the cost thereof would be payable, the rate of interest on unpaid installments, the extent of the district to be assessed by setting forth the boundaries thereof, the probable cost as shown by the estimate of the engineer, the maximum share of said total estate per front foot that will be assessed upon any lot or lands included in the district, the time therein before set forth, to-wit: Wednesday, the 21st day of February, 1923, at the hour of eight o'clock P. M., or as soon thereafter as the matter could be taken up, when the council would consider the ordering of the proposed improvements and hear all complaints and objections that might be made in writing, concerning the proposed improvements by the owners of real estate to be assessed or any person interested, and that said map and estimate and all proceedings of the council

in the premises were on file and could be seen and examined at the office of the City Clerk during business hours at any time prior to eight o'clock P. M., on Wednesday, the 21st day of February, A. D. 1923, by any person interested, and said resolution further provided the form of notice to be printed; and

Whereas, said notice has been published by the City Clerk as by said Resolution provided; and

Whereas, a petition was filed with the City Clerk of the City of Grand Junction on the 6th day of February, 1923, by the owners of sixty-eight per cent of the frontage of the real estate to be assessed in said proposed Paving District No. 7, asking that in calling for bids on paving, in said proposed Paving District No. 7, that the City Council ask for bids on several different types of paving, which the City Council deems suitable for the particular locality; that the City Council let the contract for the type of paving which said City Council considers best for said district, price and type considered; and

Whereas, it appears to the City Council of the City of Grand Junction and the Council so find, that said petition filed with the City Clerk of the City of Grand Junction on the 6th day of February, 1923, as aforesaid, was legally and properly subscribed and acknowledged by the owners of sixty-eight per cent of the frontage of the real estate to be assessed, or by persons legally authorized to so subscribe and acknowledge same.

Whereas, the City Council desires to secure competitive bids on different types of suitable paving, to be layed in said proposed Paving District No. 7, as requested by the aforesaid petition, signed by sixty-eight percent of the owners of the frontage of the real estate to be assessed in said district for said improvements.

THEREFORE, be it resolved by the City Council of the City of Grand Junction:

Section 1. That the resolution heretofore adopted by the City Council on the 17th day of January, 1923, adopting details and specifications for paving Main Street between the East line of Seventh Street and the West line of Fourteenth Street in the City of Grand Junction, to be designated as Paving District No. 7, designating materials to be used, the estimated cost thereof, and determining the number of installments and the time in which the cost thereof would be payable, the rate of interest on unpaid installments, the district of lands to be assessed for the same, and the notice to be given to the property owners in said District, and all other persons interested, and all acts and action taken thereunder, be and the same are hereby repealed, vacated, annulled, rescinded and set aside.

Section 2. That the City Engineer of the City of Grand Junction be and he is hereby ordered and directed to prepare full details and specifications for the laying of a four-inch bituminous base with a two-inch asphalt concrete top and a two inch Warrenite-bitulithic pavement on a four-inch cement concrete base and a seven-inch Port-land cement concrete \_\_\_\_\_ paving, curbing and guttering and combined curbing and guttering of the said street hereinafter described within the following described boundaries, which boundaries shall include territory to be known as Paving District No. 7; that said Engineer shall make and furnish an estimate of the total cost of each type of said improvement, exclusive of the percentum of the cost of collection and other incidentals, and of interest to the time of the first installment of the cost becomes due, and furnish a map of the district from which map the approximate share of the total cost of each type of paving and improvement, that will be assessed upon each piece of real estate in the district, as well as the portion to be paid by the Grand River Valley Railway Company and that portion to be paid by the City of Grand Junction for paving street and alley intersections in the district, may be readily ascertained.

Section 3. The boundaries of the said proposed Paving District No. 7, shall be substantially as follows, to-wit:

City of Grand Junction

Paving District No. 7.

Beginning at the Northwest corner of lot 5 in block 106, thence East to the Northeast corner of lot 17 in block lettered "H" in Keith's Addition to the City of Grand Junction, thence South to the Southeast corner of lot 16 in block lettered "K" in said Keith's addition to the City of Grand Junction, thence West to the Southwest corner of lot 6 in block 115, in the City of Grand Junction, thence North to the place of beginning.

The description of the street to be paved and improved, is as follows:

Main Street from the East line of Seventh Street to the West line of Fourteenth Street, all of the land lying and being within the above boundaries as described, within the present corporate limits of the City of Grand Junction.

Section 4. That all resolutions, motions, acts or actions in conflict with this resolution shall be and they are hereby annulled, repealed, vacated, rescinded and set aside.

It was moved by Councilman Marshall, seconded by Councilman Murr, that the resolution as read be passed and adopted, upon which motion the following vote was cast; COUNCILMEN VOTING YEA; Hirons, Marshall, Miller, Dowrey, Hampson and Murr. COUNCILMEN VOTING NAY: None. All the Councilmen present voting yea the motion was declared carried and the Resolution duly adopted.

The following Resolution was presented and read.

#### RESOLUTION

WHEREAS, on the 11th day of October, 1922, at a regular adjourned session, the City Council of the City of Grand Junction adopted a resolution creating and establishing within the corporate limits of the City of Grand Junction, Colorado, a side walk district to be known and designated as Side Walk District No. 7; authorizing the construction of side walks on certain streets thereof, all in conformity with full details, specifications, maps, estimates, notice and order heretofore adopted by the City Council of the City of Grand Junction in the premises; describing the real estate constituting said district to be assessed for the cost of said local improvement; providing for the manner of assessing the cost thereof, and the payment therefor; providing for the issuance of public improvement bonds to provide funds to pay for said local improvements; describing the form of said bonds, all of said proceedings being in conformity with Ordinance No. 178 of the City of Grand Junction, Colorado, adopted and approved the 11th day of June, 1910, as amended; and

Whereas, said resolution provides in Section 7 and 8 thereof that said bonds shall be dated November 1st, 1922, and further provided that said bonds should be payable on the 1st day of November, 1934, subject to call and payment however at any time prior thereto with interest thereon from date until payment, at the rate of six per centum per annum, payable semi-annually on the 1st day of May and the 1st day of November, in each year, and further provided that the bonds and the coupons thereto attached, should be dated the 1st day of November, 1922; and

Whereas, the City of Grand Junction has been unable to sell said bonds, and said bonds have in consequence thereof, never been issued; and

Whereas, being desirous of saving the interest on said bonds the City Council deems it advisable and necessary to date said bonds, together with coupons thereto attached, March 1st, 1923, instead of November 1st, 1922, and that said bonds should be payable March 1st, 1935, subject to call and payment however at any time prior thereto, instead of November 1st, 1934, and further, that the interest on said bonds should be from date until payment at the rate of six per cent per annum payable semi-annually on the 1st day of September and the first day of March in each year, instead of being payable on the 1st day of May and the 1st day of November in each year;

NOW THEREFORE, be it resolved by the City Council of the City of Grand Junction, that Section 7 and 8 of the aforesaid Resolution be amended in the following manner, to-wit:

That said bonds shall be dated March 1st, 1923; that said bonds shall be payable on the 1st day of March, 1935, subject to call and payment however at any time prior thereto with interest thereon from date until payment at the rate of six per centum per annum, payable semi-annually on the 1st day of September and the 1st day of March of each year; that the coupons attached to said bonds shall be dated March, 1st, 1923.

It was moved by Councilman Murr, seconded by Councilman Marshall that the Resolution as read be passed and adopted, upon which motion the following vote was cast. COUNCILMEN VOTING AYE: Hirons, Marshal, Miller, Dowrey, Hampson and Murr. COUNCILMEN VOTING NAY: None. All the Councilmen present voting aye, the motion was declared carried and the Resolution duly passed and adopted.

The following Resolution was presented and read.

#### RESOLUTION

WHEREAS, on the 11th day of October, 1922, at a regular adjourned session, the City Council of the City of Grand Junction adopted a resolution creating and establishing within the corporate limits of the City of Grand Junction, Colorado, a side walk district to be known and designated as Side Walk District No. 6; authorizing the construction of side walks on certain streets thereof, all in conformity with full details, specifications, maps, estimates, notice and order heretofore adopted by the City Council of the City of Grand Junction in the premises; describing the real estate constituting said district to be assessed for the cost of said local improvement; providing for the manner of assessing the cost thereof, and the payment therefor; providing for the issuance of public improvement bonds to provide funds to pay for said local improvements; describing the form of said bonds, all of said proceedings being in conformity with Ordinance No. 178 of the City of Grand Junction, Colorado, adopted and approved the 11th day of June, 1910, as amended; and

Whereas, said resolution provides in Sections 7 and 8 thereof that said bonds shall be dated November 1st, 1922, and further provided that said bonds should be payable on the 1st day of November, 1934, subject to call and payment however at any time prior thereto with interest thereon from date until payment, at the rate of six per centum per annum, payable semi-annually on the 1st day of May and the 1st day of November in each year, and further provided that the bonds and the coupons thereto attached, should be dated the 1st day of November, 1922; and

Whereas, the City of Grand Junction has been unable to sell said bonds, and said bonds have in consequence thereof never been issued; and

Whereas, being desirous of saving the interest on said bonds the City Council deems it advisable and necessary to date said bonds, together with coupons thereto attached, March 1st, 1923, instead of November 1st, 1922, and that said bonds should be payable March 1st, 1935, subject to call and payment however at any time prior thereto, instead of November 1st, 1934, and further, that the interest on said bonds should be from date until payment at the rate of six per cent per annum payable semi-annually on the 1st day of September and the first day of March in each year, instead of being payable on the 1st day of May and the 1st day of November in each year;

NOW THEREFORE, be it resolved by the City Council of the City of Grand Junction, that Sections 7 and 8 of the aforesaid Resolution be amended in the following manner, to-wit:

That said bonds shall be dated March 1st, 1923; that said bonds shall be payable on the 1st day of March, 1935, subject to call and payment however at any time prior thereto with interest thereon from date until payment at the rate of six per centum per annum, payable semi-annually on the 1st day of September and the 1st day of March of each year; that the coupons attached to said bonds shall be dated March 1st, 1923.

It was moved by Councilman Murr, seconded by Councilman Marshall that the Resolution as read be passed and adopted upon which motion the following vote was cast. COUNCILMEN VOTING AYE; Hirons, Marshall, Miller, Dowrey, Hampson and Murr. COUNCILMEN VOTING NAY: None. All the Councilmen present voting aye the motion was declared carried and the Resolution duly passed and adopted.

It was moved by Councilman Miller seconded by Councilman Murr that Frank R. Hall and D. T. Stone be appointed as appraisers for the City in a condemnation suit now pending between the City of Grand Junction and C. R. Lough, in which the City seeks to condemn certain land situated on Orchard Mesa for a reservoir site, upon which motion the following vote was cast. COUNCILMEN VOTING AYE: Hirons, Marshall, Miller, Dowrey, Hampson and Murr. COUNCILMEN VOTING NAY: None. All the Councilmen present voting aye the motion was declared carried and the City Clerk instructed to notify said appraisers of the action of the Council.

The Bond of G. Leffingwell (Leffingwell Electric Shop) as electrician having been approved by the city attorney was presented and read. Thereupon it was moved by Councilman Hampson, seconded by Councilman Murr that the bond be accepted and filed, and a license issued said Leffingwell Electric Shop on receipt of the proper license fee. Motion carried.

It was moved by Councilman Dowrey seconded by Councilman Marshall, that the City Auditor issue a call for bids on cast



iron pipe and special castings; Fire hydrants and gate valves; Lead and jute; and also for the installation of water main crossing Colorado River. Said bids to be filed with the City Auditor on or before 8 o'clock P. M. on February, 21, 1923 at his office at the City Hall, and that said bids be opened by the City Council at said time. Upon which motion the following vote was cast. COUNCILMEN VOTING AYE: Hiron, Marshall, Miller, Dowrey, Hampson and Murr. COUNCILMEN VOTING NAY: None. All the Councilmen present voting aye the motion was declared carried.

James Arcieri made application for permit to erect a hot house at Structures Avenue and Seventh Street. The application was ordered accepted and filed upon motion of Councilman Marshall, seconded by Councilman Dowrey.

A representative of The National Tube Company appeared before the Council asking that body to consider the installation of steel pipe made by said Company on part of the contemplated Water Works improvement.

Councilman Marshall brought up the question of improving the dirt streets of the city. Thereupon it was moved by Councilman Marshall seconded by Councilman Dowrey that City Engineer make estimates on the cost of grading and gravelling of a block of street with a 36 foot road bed, and present the same to the City Council at the next regular meeting or as soon after as is possible. Motion carried.

Upon motion by Councilman Miller, seconded by Councilman Hampson the meeting adjourned.

/s/ Fred A. Peck

CITY CLERK