

Grand Junction, Colo.

April 5 1924

All the Councilmen being duly notified, the City Council of the City of Grand Junction met in special session at 9:00 A.M. with President Hirons presiding. Those present and answering at roll call were: Councilmen Hirons, Meders, Miller, Dowrey Hampson and Murr. Councilman Marshall was absent. City Manager Garrett, City Clerk Peck, and City Attorney Jordan were also present.

The President of the Council stated that the purpose of the meeting was to pass a resolution regarding the letting of the contract for the construction of the West Trunk Line of Combined Sewer Dist. No. 2.

Thereupon the following resolution was introduced and read.

#### RESOLUTION

WHEREAS on the 26th day of March 1924, the City Council of the City of Grand Junction, let the construction of what is designated as the "West Trunk Line" of Combined Sewer District No. 2 to Prendergast Connor Construction Company of Denver, Colorado and

WHEREAS when the bids were opened and read on the 20th day of March 1924, it was publicly announced by the City Clerk, who read the bids, that no bid was made on cement concrete pipe, and at the same meeting when the engineer publicly read the tabulated bids, he announced that no bids had been made on cement concrete pipe, both of which said announcements were made publicly while the Council was in session and in the presence and hearing of Leggio Connor, who made no objection nor did he call the attention of the Council that said company had attempted to make a bid on cement concrete pipe, and

WHEREAS the bid submitted by said Prendergast Connor Construction Company which was accepted by the City Council was for the using of vitrified sewer pipe as the type of sewer pipe to be used; and

WHEREAS it was not known nor did it appear to the Council that said company attempted to make a bid, using as type of sewer pipe, cement concrete pipe, which said attempted bid is not in the form as required by the instructions to bidders and in no way complies therewith and cannot be considered by the Council and

THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION That the bid of Prendergast-Connor Construction Company accepted by the Council was the bid wherein the type of pipe to be used is vitrified sewer pipe, which said type of pipe is the

one intended by and hereby designated as the type of pipe to be used in said construction work. That the pretended bid wherein the type of pipe to be used is cement concrete pipe was not made according to the instructions to bidders and does not comply therewith and cannot be considered by the Council.

It was moved by Councilman Miller 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, Meders, Miller, Hampson, Dowrey and Murr. All the Councilmen present voting yea, the President declared the motion carried.

The Council adjourned upon motion of Councilman Miller, seconded by Councilman Murr.

/s/ Fred A. Peck

                      
City Clerk