

Grand Junction, Colorado

July 6, 1932

The City Council of the City of Grand Junction, met in regular session at 7:30 o'clock P. M. Those present and answering at roll call were: Councilmen Bear, Glassford, Hirons, Holcombe, Roberts, Sievert, and President Hall. City Manager Soderstrum, City Attorney Adams and City Clerk Tomlinson were present.

The minutes of the regular meeting held June 15th were read and approved.

A letter from the Grand Junction Real Estate Exchange was read. It was moved by Councilman Glassford and seconded by Councilman Holcombe that the matter be laid on the table. Motion carried.

A number of water users from outside the City limits were present regarding the \$1.00 service charge which outside users are required to pay to the City at the present time. Mr. Wm. Weiser, Mr. J. F. Whittaker, Mr. L. E. Jaynes, Mr. C. H. Wilkinson, and others spoke against the charge. After considerable discussion it was moved by Councilman Glassford and seconded by Councilman Hirons that the matter be referred to the Water Committee, the City Manager and a committee of water users to be worked out. The Water committee to report back to the Council at the next meeting. Motion carried.

The following letter was read by the Clerk:

THE GRAND VALLEY NATIONAL BANK  
GRAND JUNCTION, COLO.

June 22, 1932

Mr. E. B. Adams,

City Attorney,

Grand Junction, Colo.

Dear Sir,-

The following is a true copy of so much of a letter addressed to us from the Comptroller of the Currency, insofar as the same relates to the escrow existing between this bank and the City of Grand Junction, covering city deposits in our bank;

"This acknowledges your inquiry of May 25th, with enclosures relative to pledge by your bank of assets collateral to surety bond which it has given to the City of Grand Junction to secure deposits of public funds. We note that this pledge arrangement and bond were executed pursuant to resolution of the City Council of

the City of Grand Junction specifically directing and authorizing deposit of City funds with your bank under the arrangement as made.

We are in possession of opinion of eminent Colorado counsel to the effect that State banks in Colorado are without authority to pledge assets to secure City deposits unless specifically authorized by ordinance. Inasmuch as the pledge now under consideration was specifically authorized by ordinance of the City Council of the City of Grand Junction, Colorado, same would accordingly appear to be valid and within the power of your bank.

In the foregoing connection you are further advised that we are in receipt of a letter from the State Bank Commissioner of Colorado, reading in part as follows: "No State Bank of Colorado is permitted to pledge any of its assets to secure deposits of any one other than the County Treasurer, or State or City Treasurer, and then such securities are of a specific class and in accordance with provisions of the State Bank Law".

John L. Protor

Respectfully,

/s/

Wm. Weiser

Mr. Cannell of the Mesa Dairy was called before the Council to show cause why his milk license should not be revoked. Drs. Drew & Daige having reported that they saw his milk truck leaving Anderson's ranch. Anderson's herd is not tested for tuberculosis and his dairy is not equipped to furnish milk for consumption inside the City.

Mr. Cannell and his Attorney E. B. Underhill explained to the Council that Mr. Cannell was getting this milk for feed for his turkeys, chickens, and calves, and that it was not mixed in any way with the milk brought into the City.

Mr. Cannell was advised by the Council that he should report to Dr. Drew every time that he got milk from anyone.

It was moved by Councilman Glassford and seconded by Councilman Hirons that the matter be laid on the table, and that Mr. Cannell be requested to see Dr. Drew tomorrow regarding such requirements that he may have in mind. Motion carried.

The following resolution was presented and read:

RESOLUTION

WHEREAS, The audit and report of the finances of the City of Grand Junction for the year, 1931, by J. E. Ragan, has been filed with

the city clerk and submitted to the city council for examination and consideration.

AND WHEREAS The city manager has heretofore filed with the city clerk certain objections and criticisms of said audit and report;

AND WHEREAS The city council has carefully read and examined the audit and report and has read and considered the objections and criticisms of the same filed by the city manager;

AND WHEREAS The council is of the opinion and so declares that an audit of the finances of said city should be confined to an examination into the vouchers, accounts and dealings with the money and property of said city, to verify the receipts and expenditures of the moneys coming into the hands of the city treasurer, all in order that the council may be advised whether moneys and property of the city have been legally disbursed and accounted for by the proper city officials during the period of such audit;

AND WHEREAS It appears to the council that said audit and report in a number of respects goes beyond such investigation and undertakes to pass upon matters within the legislative discretion of the council, and for which it is accountable to the electors alone;

THEREFORE, BE IT RESOLVED That the City clerk attach to said audit the objections and criticisms of the same heretofore filed by the city manager, and also attach thereto a certified copy of this resolution, and thereafter place said audit and report, with said documents attached, upon file in her office, and that the same be open to the inspection of any qualified elector of the City of Grand Junction.

Councilman Glassford moved and Councilman Roberts seconded the motion that the resolution be passed and adopted as read. Upon which motion the following vote was cast:

Councilmen voting AYE - Bear, Glassford, Hall, Hirons, Holcombe, Roberts, Sievert.

Councilmen voting NO - None.

The Proof of Publication to the ordinance entitled, "AN ORDINANCE TO REGULATE AND LICENSE ITINERANT VENDERS OF MEDICINES, DRUGS AND NOSTRUMS" was presented. It was moved by Councilman Hirons and seconded by Councilman Holcombe that the Proof of Publication be accepted and filed. Motion carried.

Councilman Bear then moved and Councilman Glassford seconded the motion that the ordinance be called up for final passage. Motion carried.

Councilman Holcombe moved and Councilman Hirons seconded the motion that the ordinance entitled "AN ORDINANCE TO REGULATE AND LICENSE ITINERANT VENDERS OF MEDICINES, DRUGS AND NOSTRUMS", be passed and adopted, numbered 494, and published. Roll was called upon the motion with the following result:

Councilmen voting AYE - Bear, Glassford, Hall, Hirons, Holcombe, Roberts, Sievert.

Councilmen voting NO - None.

All of the Councilmen voting AYE, the President declared the motion carried.

Regarding University of Colorado Taxes

The following letter was presented and read:

UNIVERSITY OF COLORADO

BOULDER, COLORADO

BUSINESS OFFICE

June 23 - 1932

E. B. Adams, City Attorney,  
Grand Junction, Colorado

Dear Ethelbert:

Some years ago when Prof. De Long retired from the University, he gave to the Regents certain lots in Grand Junction. These lots are 17, 18, 23 and 24 in block 35 and lot 4 in block 97. There have been certain improvement taxes on these lots which we have paid regularly, but last year I authorized a payment which apparently did not entirely settle the obligation. The reason for the error was that in the notice sent out there were 3 sets of figures, the third sum being opposite the notation "total amount of taxes." This sum was paid, assuming that the notation was correct.

We were not notified of the error and this year when we come to pay the regular installment, we notified that there is a tax title out because of the failure to pay last year's assessment. I made up a warrant and sent to the State Treasurer in the amount of \$154.66, or the difference between the amount actually assessed and the amount we paid. This was returned with the statement that it could not be accepted, since there were certain penalties added.

I am now writing to you to ask that the city accept this \$154.66 in complete settlement of this special assessment.

I wish further to explain that these lots have also been sold for general taxes assessed against the lots in 1929, 1930 and 1931 in spite of the fact that we have repeatedly called attention to the fact that real property belonging to the University of Colorado is exempt from the regular property tax. The treasurer also had a letter from the Attorney General to the effect that in his opinion this property was exempt. I am now petitioning the Tax Commission to exempt these lots from this tax.

I know you and Mrs. Adams are proud of the record your daughters have made in the University of Colorado and I want to congratulate them personally and you and Mrs. Adams also. I assure you that your old friends have watched the girls' progress with a good deal of pride and I was always glad when either of them stopped in the office, as they did occasionally. With kind personal regards to you and your family, I am

Yours very truly,

Frank H. Wolcott

It was moved by Councilman Holcombe and seconded by Councilman Roberts that the proposition of Mr. Frank H. Wolcott, of the University of Colorado, be accepted, and that \$154.66 be accepted in complete settlement of the tax title against lots owned by the University.

Roll was called with the following result: Councilmen voting AYE, Bear, Hall, Hirons, Holcombe, Roberts, Sievert. All the Councilmen voting AYE, the President declared the motion carried.

Councilman Glassford moved and Councilman Holcombe seconded the motion that the meeting adjourn.

/s/ Helen C. Tomlinson  
City Clerk