

Grand Junction, Colorado

March 21, 1934

The City Council of the City of Grand Junction, Colorado, met in regular session at 7:30 o'clock P. M. Councilmen present and answering at roll call were: Carson, Ross, Oates, Boston, Hall, Roberts. President Holcombe came in after the roll was called and the meeting in session. City Manager Soderstrum, City Attorney Bowie, and City Clerk Tomlinson were present.

The minutes of the regular meeting held March 7th were read and approved.

It was moved by Councilman Roberts and seconded by Councilman Carson and duly carried, that Councilman Hall act as President Pro-tem until Mr. Holcombe came.

Several matters were brought up and discussed, but no action taken.

President. Holcombe arrived at this time and presided during the balance of the meeting.

The Proof of Publication to the ordinance entitled, "AN ORDINANCE REGULATING THE BUSINESS OF SELLING AND/OR DELIVERING COAL, COKE, AND CHARCOAL WITHIN THE CITY OF GRAND JUNCTION: REGULATING THE TIME AND METHOD OF DELIVERY AND THE WEIGHING THEREOF: DEFINING GRADES OF COAL: PROVIDING FOR A LICENSE FOR THOSE ENGAGED IN THE BUSINESS OF SELLING AND DELIVERING COAL, COKE AND CHARCOAL WITHIN THE CITY OF GRAND JUNCTION, AND FOR AN OCCUPATION TAX TO BE PAID FOR SUCH LICENSE, AND PROVIDING EXEMPTION FROM THE PROVISION HEREOF, AND PENALTIES FOR THE VIOLATION HEREOF" was introduced and read.

It was moved by Councilman Hall and seconded by Councilman Oates that the Proof of Publication be accepted and filed. Motion carried.

It was moved by Councilman Ross and seconded by Councilman Hall that the ordinance be called up for final passage. Motion carried.

It was moved by Councilman Hall and seconded by Councilman Roberts that the words "AND THE NAME AND ADDRESS OF THE PURCHASER", be added to Section 5 of the proposed ordinance. Motion carried.

Councilman Roberts then moved and Councilman Hall seconded the motion that the ordinance entitled, "AN ORDINANCE REGULATING THE BUSINESS OF SELLING AND/OR DELIVERING COAL, COKE, AND CHARCOAL WITHIN THE CITY OF GRAND JUNCTION: REGULATING THE TIME AND METHOD OF DELIVERY AND THE WEIGHING THEREOF: DEFINING GRADES OF COAL: PROVIDING FOR A LICENSE FOR THOSE ENGAGED IN THE BUSINESS OF SELLING AND DELIVERING COAL, COKE AND CHARCOAL WITHIN THE CITY OF GRAND JUNCTION, AND FOR AN

OCCUPATION TAX TO BE PAID FOR SUCH LICENSE, AND PROVIDING EXEMPTION FROM THE PROVISION HEREOF, AND PENALTIES FOR THE VIOLATION HEREOF", be passed and adopted as amended, numbered 518, and published.

Roll was called upon the motion with the following result:

Councilmen voting AYE - Ross, Oates, Roberts, Hall, and Holcombe.

Councilmen voting NO - Carson and Boston.

A majority of the Councilmen voting AYE, the President declared the motion carried.

The following resolution was presented and read:

RESOLUTION

WHEREAS, the Fulton Petroleum Corporation failed to comply with certain conditions required of it by the Escrow Agreement made the 12th day of June, 1933, and the Amended Escrow Agreement made the 1st day of November, 1933, between the City of Grand Junction and said Fulton Petroleum Corporation, in that said Corporation did not actually commence, on or before the 1st day of February, 1934, further construction and installation of the gas plant therein mentioned; and,

WHEREAS, The United States National Bank of Denver, Colorado, as the escrow agent appointed by said parties in their aforesaid agreements, has since paid over and deposited to the account of the City of Grand Junction, in accordance with the provisions of such agreements, the escrow funds mentioned and described therein; and,

WHEREAS it was provided by said agreements that in the event that such escrow funds were paid to the City of Grand Junction on default of the Fulton Petroleum Corporation as aforesaid, such funds should be accepted by said City as full payment of all obligations and/or damages due from said Corporation, and as complete discharge and performance of the certain bond theretofore furnished by said Corporation, and that said Corporation should then be released and forever relieved of any obligations under said bond and/or franchise and said franchise should thereupon be cancelled and terminated.

IT IS THEREFORE RESOLVED by the City Council of the City of Grand Junction that said City hereby acknowledges that it has accepted payment of the aforesaid escrow funds as full payment of all obligations and/or damages due it from the Fulton Petroleum Corporation, and for the complete discharge and performance of said bond; that said Corporation is hereby released and forever relieved of any obligations under said bond and franchise; and that said franchise is hereby cancelled and terminated.

It was moved by Councilman Hall and seconded by Councilman Carson that the resolution be passed and adopted as read. Upon which motion the following result was shown. Councilmen voting AYE, Carson, Ross, Oates, Boston, Roberts, Hall, and Holcombe.

Motion carried.

City Manager Soderstrum read a request from the Veterans of Foreign Wars, asking to be allowed to hold a street dance on May 5th. Councilman Hall moved and Councilman Ross seconded the motion that the matter be referred to the City Manager to be handled to the best of his discretion. Motion carried.

Several matters pertaining to the P. W. A. reservoir project, clean up and paint up campaign, and others were brought up and discussed.

It was moved by Councilman Hall and seconded by Councilman Roberts that the meeting adjourn.

/s/ Helen C. Tomlinson
City Clerk