

Grand Junction, Colorado

October 29, 1935

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

Owing to the necessity for calling a meeting of the Council on short notice, and each member having been duly notified, it was moved by Councilman Holcombe and seconded by Councilman Ross that the provision set forth in Ordinance No. 502 providing that notice be served upon the individual Councilman be waived, and that the said call is hereby ratified. All members of the Council voted AYE. Motion carried.

Mr. Jas. E. Ragan, auditor appeared before the Council in connection with the audit of the books for the years 1934 and 1935. Mr. Ragan agreed to complete the 1934 audit within the next few weeks.

It was moved by Councilman Ross and seconded by Councilman Roberts that Mr. Ragan be employed to make the audit for the year January 1st to December 31st, 1935 for the sum of \$320.00. All audits after January 1st, 1936 be submitted to the Council by the 2nd regular meeting in March. Roll was called on the motion with the following result: Councilmen voting AYE, Ross, Holcombe, Oates, Boston, Roberts, Enstrom, and Carson. Councilmen voting NO - None. All of the Councilmen voting AYE, the President declared the motion carried.

The matter of the Klein Land Co. suit was introduced and discussed. The following resolution was presented:

RESOLUTION

WHEREAS, the case of the Klein Land Co., plaintiffs in error vs. T. E. Thompson, et al, defendants in error, now pending before the Supreme Court of the State of Colorado involves questions of tax titles to a large number of properties within the City of Grand Junction,

WHEREAS, THE PRESENT undetermined status of such litigation creates certain clouds upon the title of the property involved, and impedes the functions of the City with respect to its collection of taxes upon such property, and

WHEREAS, an early determination of such litigation is of great public importance to said City and its citizens;

IT IS THEREFOR RESOLVED by the City Council of the City of Grand Junction that it hereby requires and directs the attorneys for the defendants in error to exert their efforts,

and take all proper steps to obtain as early a determination of such case as may be possible.

Roll was called on the motion with the following result: Councilmen voting AYE, Ross, Holcombe, Oates, Boston, Roberts, Enstrom, and Carson. Councilmen voting NO - None. All of the Councilmen voting AYE, the President declared the motion carried.

An application for a 6% beer and wine license for Harry Mallot was present. Mr. Mallot has recently purchased the Avalon Cafe from Mr. Osburn. He requested that the Council prorate the fee from date to be 31st day of December.

It was moved by Councilman Enstrom and seconded by Councilman Oates that the license be granted to Mr. Mallot when the State license has been granted for the amount of \$25.00. Motion carried.

An application from the C. D. Smith Drug Co. for a twenty-foot driveway across the sidewalk on Ute Avenue so that they might have access to their loading platform in the rear of the new building being constructed.

It was moved by Councilman Holcombe and seconded by Councilman Ross that the request of C. D. Smith for a twenty-foot driveway be granted. Motion carried.

Matters pertaining to the 1935 budget and levy were presented and discussed.

It was moved by Councilman Ross and seconded by Councilman Holcombe that the levy for 1936 be fixed at fifteen mills (\$.015) for General Funds and that the City Clerk be instructed to certify this amount to the County Assessor and County Clerk. Roll was called on the motion with the following result: Councilmen voting AYE - Ross, Holcombe, Oates, Boston, Roberts, Enstrom, and Carson. Councilmen voting NO - None. All of the Councilmen voting AYE, the President declared the motion carried.

The Matter of the underpass and overpass on South Fifth Street was discussed.

It was moved by Councilman Roberts and seconded by Councilman Boston that the meeting adjourn. Motion carried.

/s/ Helen C. Tomlinson
City Clerk