

Grand Junction, Colorado

March 11, 1936

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

Mr. Litman I. Sachter appeared before the Council and presented an application for a license to operate a liquor store at 119 South 4th St. Mr. Sachter having purchased the Oliver Liquor Store. It was moved by Councilman Holcombe and seconded by Councilman Enstrom that the license be granted to Mr. Sachter when a State license has been issued. Motion carried.

Mr. C. E. Bond presented a request that he be allowed to construct a 20-foot driveway at his property located at 961 White Ave. Tenth Street is being paved and a narrower driveway would not allow Mr. Bond access to his garage.

It was moved by Councilman Roberts and seconded by Councilman Enstrom that the request of Mr. Bond be granted, and that the driveway be constructed under the supervision of Mr. Soderstrum. Motion carried.

A request for widening the driveway of Mr. J. F. White at 850 North Fifth Street was brought up. The present driveway is a partnership driveway and lacks about five feet of being wide enough to allow Mr. White to use both sides of his garage. He therefore requested that he be allowed to make the driveway five feet wider.

It was moved by Councilman Roberts and seconded by Councilman Oates that the request of Mr. White be granted. Motion carried.

The bonds for C. C. Etenburn and C. J. Mapes, Cement contractors, having been approved as to form by the City Attorney, were presented. It was moved by Councilman Holcombe and seconded by Councilman Oates that the bonds be accepted and filed. Motion carried.

Mr. Amore Raso offered 85% of the face value, or \$287.45 for tax sale certificates which the City holds against Lots 17 to 20, Block "H", Keith's Addition. He stated that he was also offering 85% of the face value of the certificates held by the County, which will amount to \$94.17. It is Mr. Raso's intention to improve the property covered by the certificates, if he purchases them.

It was moved by Councilman Oates and seconded by Councilman Holcombe that the City Treasurer be authorized to sell and assign

Special Assessment tax sale certificates Nos. 39849 - 40255 - 40453 - 40794 for 85% of the face value of the certificates, at any time within thirty days from and after this date, providing the purchaser and assignee thereof pay or settle the general taxes on the property in question within said period. 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 following resolution was presented and read:

RESOLUTION

CREATING AND ESTABLISHING PAVING DISTRICT NO. 31 WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE PAVING OF CERTAIN STREETS AND AVENUES THEREIN, AND PROVIDING FOR THE ISSUANCE OF BONDS THEREFOR.

WHEREAS, on the 5th day of February, A. D. 1936, the City Council of the City of Grand Junction, Colorado, passed a Resolution adopting details, plans and specifications for Paving District No. 31 within said City and authorizing Notice of Intention to create said District, and

WHEREAS, Notice of Intention to create said District was duly published, and

WHEREAS, at the time and place specified in said resolution and said notice, no complaints or remonstrances in writing or otherwise were made concerning the proposed improvements, and

WHEREAS, the paving specified in the petitions filed therefor, is substantially the same and the improvements therein may be included in one District:

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Grand Junction:

1. That said Paving District No. 31 be and the same is hereby created and established, and that the paving and other improvements therein be and the same are hereby authorized and directed, in accordance with the details, plans and specifications prepared and filed therefor.

2. That the improvements in said District were duly ordered, after Notice duly given; that petitions therefor, duly subscribed and acknowledged by the required number of property owners, were duly filed; that no remonstrance, protest or objection was filed against the creation or establishment of said District, or any of the proceedings adopted therefor, and that all conditions precedent and all requirements of the laws of the State of Colorado, the Charter of said City, and Ordinance No. 178 as

amended, of said City, have been strictly complied with.

3. That the streets and avenues to be paved and improved, the boundaries of said Paving District, the amounts to be assessed, the number of installments of assessments, the time in which the cost shall be payable, the rate of interest on unpaid installments, and the manner of apportioning and assessing such cost, shall be as prescribed in the Resolutions adopted for said District on the 5th day of February, 1936, and in accordance with the published Notice of Intention to create said District. That the following type of pavement shall be used, to-wit:

A four-inch gravel base surfaced with a 2-inch layer of plant-mix oil treated gravel, with a portland cement concrete curb and gutter, said work to be done under a F.E.R.A. project, using relief labor furnished by, and under the terms of the Federal Emergency Relief Administration.

That all lots fronting on the streets and avenues to be improved be connected with the city water mains with lead pipe where necessary.

4. That for the purpose of paying the cost and expenses of constructing said improvements in said District, including engineering, inspection, collection and other incidental expenses (excluding the amount to be paid by the City of Grand Junction for the paving of intersections), the City shall issue Public Improvement Bonds of said Paving District, dated the 1st day of April, A. D. 1936, in the denomination of \$500.00 each, numbered 1 to 14 inclusive, due and payable on the 1st day of April, A. D. 1948, subject to call and payment, however, at any time prior to the maturity of said bonds, to bear interest at the rate of six percentum per annum, payable semi-annually on the first day of April and the first day of October of each year, as evidenced by coupons to be attached to said bonds, principal and interest being payable at the office of the City Treasurer of the City of Grand Junction, Colorado. Said bonds and the guaranty certificate endorsed thereon, shall be signed by the President of the City Council and attested by the City Clerk; the coupons shall be signed with the original or facsimile signature of the City Treasurer and when so executed, said bonds shall be registered by the City Treasurer.

5. Said bonds, the coupons to be attached thereto, and the registration and guaranty certificates to be endorsed thereon, shall be in substantially the following form:

UNITED STATES OF AMERICA

STATE OF COLORADO  
COUNTY OF MESA  
CITY OF GRAND JUNCTION

PUBLIC IMPROVEMENT BOND  
PAVING DISTRICT NO. 29

No. \_\_\_\_\_

\$500.00

The City of Grand Junction, County of Mesa, State of Colorado, for value received acknowledges itself indebted and hereby promises to pay to the bearer hereof, the sum of

FIVE HUNDRED DOLLARS

lawful money of the United States of America, on the first day of April, 1948, subject to call and payment, however, at any time prior thereto, with interest thereon from date until payment at the rate of six per cent per annum, payable semi-annually on the first day of April and the first day of October each year, both principal and interest being payable at the office of the City Treasurer of the City of Grand Junction, upon surrender of the attached coupons and this bond as they severally become due, or are called for payment.

This bond is issued for the purpose of paying the cost of local improvements in Paving District No. 31, in the City of Grand Junction, by virtue of and in full conformity with the Constitution and laws of the State of Colorado, the Charter of the City of Grand Junction, and requisite resolutions and ordinances of said City, duly adopted, approved, published and made laws of said City prior to the issue hereof.

This bond is payable out of the proceeds of a special assessment to be levied upon real estate situate in the City of Grand Junction, in said Paving District No. 31, especially benefited by said improvement, and the amount of the assessments upon the real estate in said District for the payment hereof, with the accrued interest, is a lien upon said real estate in the respective amounts to be apportioned to said real estate, and assessed under the Charter and ordinances of said City, on a parity with the lien of general taxes.

It is hereby certified and recited that the total issue of bonds of said City for said District, including this bond, does not exceed the estimate of the City Engineer of the cost of said improvements, nor the amount authorized by law, and it is further hereby certified and recited that every requirement of law relating to the creation of said Paving District No. 31 and the making of said improvements and the issue of this bond has been fully complied with by proper officers of said City, and that all conditions required to exist and to be done precedent to and in the issue of this bond, to render the same lawful and valid, have happened, been properly done and performed, and did exist in regular and due time, form and manner, as required by law.

IN TESTIMONY WHEREOF, The City of Grand Junction has caused this

bond to be subscribed by the President of the Council, attested by the City Clerk under the seal of the City, and the interest coupons hereto attached to be attested by the facsimile signature of the City Treasurer, this 1st day of April, A. D. 1936.

/s/

\_\_\_\_\_  
President of the City Council

ATTEST:

\_\_\_\_\_  
City Clerk

(FORM OF COUPON)

No. \_\_\_\_\_

\$ \_\_\_\_\_

On the \_\_\_\_\_ day of \_\_\_\_\_, A. D. \_\_\_\_\_ The City of Grand Junction will pay the bearer \_\_\_\_\_ Dollars in lawful money of the United States of America, at the office of the City Treasurer, in Grand Junction, Colorado, being six months interest on its local public improvement bond of Paving District No. 31, provided the bond to which this coupon is attached shall not have been paid.

Attached to bond dated April 1, A. D. 1936.

/s/ (Facsimile signature)

\_\_\_\_\_  
City Treasurer

No. \_\_\_\_\_

(REGISTRATION CERTIFICATE)

It is hereby certified that the within and foregoing bond has been registered in a suitable book kept for that purpose in the office of the City Treasurer of the City of Grand Junction, Colorado, in accordance with the laws and ordinances under which the same is issued.

Dated at Grand Junction, Colorado, this \_\_\_\_\_ day of \_\_\_\_\_, A. D. 1936.

/s/

\_\_\_\_\_  
City Treasurer

(GUARANTY CERTIFICATE)

Payment of the within bond is guaranteed by the City of Grand Junction, Colorado.

/s/

\_\_\_\_\_  
President of the City Council

ATTEST:

\_\_\_\_\_  
City Clerk

6. The City Clerk is hereby authorized and directed to have printed the bonds authorized by this Resolution and when the same have been executed, to deposit the same with the City Treasurer, who shall deliver them to the lawful purchaser thereof, on receipt of the purchase price.

7. The City Council finds and determines that all said improvements can be efficiently made by the City; therefore it is hereby provided that all said improvements shall be made under the direction and control of the City Manager with work done under a F.E.R.A. project, using relief labor furnished by and under the terms of the Federal Emergency Relief Administration, and by the purchase of all necessary material, supplies, and equipment, and subject to the further supervision of the City Council, as provided in Section 2, Ordinance No. 178, as amended.

ADOPTED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, A. D. 1936.

/s/

\_\_\_\_\_  
President of the Council

SEAL

ATTEST:

\_\_\_\_\_  
City Clerk

It was moved by Councilman Roberts and seconded by Councilman Boston that the resolution be passed and adopted as read. 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.

It was moved by Councilman Enstrom and seconded by Councilman Roberts that the City Clerk be authorized to sell the bonds for Paving District No. 31 at par value, plus accrued interest at the rate of 6% per annum. Motion carried.

The matter of having the D. & R. G. W. R. R. place a watchman at their crossing on South 7th St. during the time South 5th Street is closed was discussed. It was decided that Mr. Soderstrum should request the officials of the Railroad to protect their crossing by having a watchman placed there, and it was also suggested that the

State Highway Department be requested to have reflector signs placed on each side of the tracks on South Seventh as a warning to motorists.

Mr. Boston stated that the Redlands Power Co. were considering the proposition of requesting that the City dump ashes and rubbish along the west bank of the Colorado River, and would take the matter up again at a later meeting.

It was moved by Councilman Holcombe and seconded by Councilman Oates that the meeting adjourn. Motion carried.

/s/ Helen C. Tomlinson  
City Clerk