

Grand Junction, Colorado

November 17, 1937

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: Ross, Holcombe, Groves, Boston, Carson, Oates, and President Enstrom. City Manager Soderstrum, City Attorney Bowie and City Clerk Tomlinson were present.

The minutes of the regular meeting held November 3rd were read and approved.

Bobbitt buses

Mr. J. R. Bobbitt appeared before the Council and explained that it would be impossible to have busses running here before December 10th or 15th. There has been considerable delay in getting the busses from the factory, due to strikes, etc. but they have been promised delivery on them by November 30th.

This was the date set for protests against Sanitary Sewer District No. 8 to be filed.

McKinney protest S.S. #8

Mr. J. G. McKinney presented a protest against Lots 9 to 13, Block 12, Milldale Sub. on account of the fact that they are already covered by Sanitary Sewer District No. 1.

The following resolution was presented and read:

RESOLUTION

WHEREAS, John G. McKinney has filed a protest against the inclusion of Lots 9 to 13, Block 12, Milldale Subdivision, and

WHEREAS, said lots are already provided with a sewer by Special Sanitary Sewer District No. 1 and assessments levied for said sewer have all been paid, and

WHEREAS, no further benefits can accrue or be derived from the construction of an additional sewer.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Grand Junction that the protest of Mr. McKinney be sustained and that Lots 9 to 13 inclusive in block 12, Milldale Subdivision be excluded from the district and that the boundaries of the district be amended as follows:

Beginning at the southwest corner of Lot 1, Block 13, Milldale Subdivision to the City of Grand Junction; thence north to the southwest corner of Lot 32, Block 9; thence west to the southwest

corner of Lot 21, Block 10; thence north to the southwest corner of Lot 7, Block 10; thence east to the southwest corner of Lot 1, Block 9 of said Milldale Subdivision; thence north to the northwest corner of Lot 1, Block 9; thence east to the northeast corner of Lot 16, of said Block 9; thence south to the northeast corner of Lot 16, Block 13; thence east to the northeast corner of Lot 16, Block 14; thence south to the southeast corner of Lot 17 of said Block 14; thence west to the southwest corner of Lot 32, Block 13; thence north to the point of beginning.

It was moved by Councilman Groves and seconded by Councilman Holcombe that the resolution be passed and adopted as read. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

The following resolution was presented and read:

RESOLUTION

CREATING AND ESTABLISHING SANITARY SEWER DISTRICT NO. 8 WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE CONSTRUCTION OF A SANITARY SERVICE SEWER, AND PROVIDING FOR THE ISSUANCE OF BONDS THEREFOR.

WHEREAS, on the 6th day of October, A. D. 1937, the City Council of the City of Grand Junction, Colorado, passed a Resolution adopting details, plans and specifications for Sanitary Sewer District No. 8 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, a protest was filed against the inclusion of Lots 9 to 13, inclusive, in Block 12, Milldale Subdivision, on the grounds that the said lots are already provided with a sewer by Special Sanitary Sewer District No. 1, and that no benefits can accrue or be derived from the construction of an additional sewer, and

WHEREAS, the improvements specified in the petition filed therefor, may be included in one District:

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

1. That Said Sanitary Sewer District No. 8 be and the same is hereby created and established, and that the construction of a sanitary service sewer therein be and the same is 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 a petition therefor, duly subscribed and acknowledged by the required number of property owners, was duly filed; that the remonstrance against the inclusion of Lots 9 to 13, inclusive, Block 12, Milldale, was duly considered and by motion of the City Council it was ordered that these lots be eliminated from the district, and that the boundaries of the district be changed so as to eliminate said Lots 9 to 13, Block 12, Milldale Subdivision; 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 construction of a sanitary service sewer, the boundaries of said Sanitary Sewer 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 6th day of October, A. D. 1937, as amended by a Resolution passed by the City Council on November 17, 1937, and in accordance with the published Notice of Intention to create said District.

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, the City Shall issue Public Improvement Bonds of said Sanitary Sewer District, dated the 1st day of December, A. D. 1937, in the denomination of \$500.00 each, numbered 1 to 25 inclusive, due and payable on the 1st day of December, A. D. 1949, subject to call and payment, however, at any time prior to the maturity of said bonds, to bear interest at the rate of six per cent per annum, payable semi-annually on the 1st day of December and the 1st day of June 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  
SANITARY SEWER DISTRICT NO. 8

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 December, 1949, subject to call and payment, however, at any time prior thereto, with interest thereon from date until payment at the rate of six per centum per annum, payable semi-annually on the first day of December and the first day of June of 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 improvements in Sanitary Sewer District No. 8, 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 Sanitary Sewer District No. 8, 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 Sanitary Sewer District No. 8 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 fac-simile signature of the City Treasurer, this 1st day of December, A. D. 1937.

\_\_\_\_\_  
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 improvement bond of Sanitary Sewer District No. 8, provided the bond to which this coupon is attached shall not have been paid.

Attached to bond dated December, 1937.

/s/ (Fac-simile signature)  
City Treasurer

(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. 1937.

(GUARANTY CERTIFICATE)

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

\_\_\_\_\_  
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, and subject to the further supervision of the City Council, as provided in Section 2, Ordinance No. 178, as amended.

ADOPTED AND APPROVED this 17th day of November, A. D. 1937.

                      
President of the Council

SEAL

ATTEST:

                      
City Clerk

It was moved by Councilman Carson and seconded by Councilman Boston that the Resolution be passed and adopted as read. Roll was called with the following result: Councilmen voting AYE - Ross, Holcombe, Groves, Boston, Carson, Oates and Enstrom. Councilmen voting No - None. All of the Councilmen voting AYE, the President declared the motion carried.

marquis for Mission Theater

Messrs. Strong and Manning, from the Mission Theater presented a plan for a marquis to be constructed at the Mission Theater. They stated that the plans had been drawn in conformance with the Building Code. It was moved by Councilman Carson and seconded by Councilman Holcombe that the permit be granted, the marquis to be constructed under the supervision of J. D. McGillis, Building Inspector. Motion carried.

The following presented applications for renewal of liquor licenses for the year 1938.

renewal for liquor app.

|                 |  |
|-----------------|--|
| Liquor Stores - | Frank R. Turano, dba City<br>Liquor Store, 119 S. 6th St.    |
|                 | Litman I. Sachter dba Crown<br>Liquor Co., 119 South 4th St. |

|               |   |
|---------------|---|
|               |   |
|               | John Cadez, dba Grand Liquor Store, 357 Main St.        |
|               | Joe Costanzo, dba Costanzo Liquor Store, 627 Main St.   |
| Drug Stores - | B. C. Reynolds, dba Reynolds Pharmacy, 500 Main St.     |
|               | F. A. Harris dba Mesa Drug Co. 402 Main St.             |
|               | T. B. Copeland, dba Copeland's Apothecary, 523 Main St. |
|               | A. W. Hammer, dba Hammer Drug Store, 130 Main St.       |
| Clubs -       | Elk's Club, 4th & Ute Sts.                              |
| Restaurants - |   |
| Beer & Wine   | Tatsuyuki Hayashi dba New World Cafe, 201 Colo. Ave.    |
| Liquor        | Harry Mallot, dba Avalon Cafe, 609 Main St.             |
|               | Jack F. DuPree, dba Golden Pheasant Cafe, 354 Main St.  |
|               | Harry E. Burnett, dba Hotel St. Regis, 4th & Colo.      |

It was moved by Councilman Holcombe and seconded by Councilman Carson that the licenses be renewed when the State licenses have been granted. Motion carried.

report on library

Mr. Soderstrum reported that he had received word from Mr. Fuller,

architect for the new library building stating that he has been working very diligently to complete the drawings required for the building and that he is now drawing up the specifications for same. According to the information available, he expects the first advertisement for bids to occur on or about December 8, with the last advertisement on December 22, thus allowing bids to be opened about December 27th.

#### Christmas lights

Mr. Soderstrum reported that the President and Secretary of the Chamber of Commerce had requested that the Christmas Decorations be put up so as to start on November 30. After considerable discussion it was decided that Mr. Soderstrum should get in touch with Mr. Rump of the Public Service Company, and with Mr. Wood and Mr. Pitman of the Chamber of Commerce in regard to this matter, with the understanding that the attitude of the business men in decorating this year would govern the time the lights would be turned on in years to come.

#### Safeway Stores driveway

The Safeway Stores, Inc. presented an application for driveways for their new market at Seventh and Rood. They request one 25-foot driveway on North Seventh and two 25-foot driveways on Rood Avenue. It was moved by Councilman Holcombe and seconded by Councilman Carson that the request be granted. Motion carried.

#### auditorium rental

The Chamber of Commerce officials requested the use of the auditorium for a banquet for the joint meeting of the auditorium for a banquet for the joint meeting of the service clubs to hear Phidelah Rice. They wish to get a reduction in the usual \$25.00 price for the auditorium. It was decided that the price should not be reduced for this occasion.

It was moved by Councilman Ross and seconded by Councilman Groves that the meeting adjourn. Motion carried.

/s/ Helen C. Tomlinson  
City Clerk