

Grand Junction, Colorado

January 5, 1938

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 and City Clerk Tomlinson were present.

The minutes of the regular meeting held December 15th and the regular adjourned meeting held Dec. 27th were read and approved.

At this time W. R. Hinman, who had been appointed City Attorney, was sworn in to office by Helen Tomlinson, Notary Public. Mr. Hinman's bond was presented, and upon motion of Councilman Carson, seconded by Councilman Holcombe was ordered approved and filed. Motion carried.

The City Clerk reported that no protests had been filed in connection with the creation of Proposed Paving District No. 41.

The following resolution was presented and read:

RESOLUTION

CREATING AND ESTABLISHING PAVING DISTRICT NO. 41 WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE PAVING OF CERTAIN ALLEYS THEREIN, AND PROVIDING FOR THE ISSUANCE OF BONDS THEREFOR.

WHEREAS, on the 1st day of December, A. D. 1937, the City Council of the City of Grand Junction, Colorado, passed a Resolution adopting details, plans and specifications for Paving District No. 41, 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. 41 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 alleys 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 1st day of December, 1937, 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 two-inch layer of plant-mix oil treated gravel, and that said work be done under a W.P.A. project with labor furnished by and under the terms of the Works Progress Administration.

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 15th day of January, A. D. 1938, in the denomination of \$500.00 each, numbered 1 to 15 inclusive, due and payable on the 15th day of January, A. D. 1950, 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 fifteenth day of January and the fifteenth day of July of each year, as evidenced by coupons 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 fac-simile 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. 41

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 fifteenth day of January, 1950, 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 fifteenth day of January and the fifteenth day of July 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 local improvements in Paving District No. 41, 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. 41, 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. 41 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 15th day of January, A. D. 1938.

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. 41, provided the bond to which this coupon is attached shall not have been paid.

Attached to bond dated January 15, A. D. 1938.

/s/ (Fac-simile 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 15th day of January, A. D. 1938.

City Treasurer

(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 with work done under a W.P.A. project, using relief labor furnished by and under the terms of the Works Progress 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 5th day of January, A. D. 1938.

President of the Council

SEAL

ATTEST:

City Clerk

It was moved by Councilman Carson and seconded by Councilman Groves 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 City Clerk reported that no remonstrances had been filed against Proposed Paving and Sidewalk District No. 42.

The following resolution was presented and read:

RESOLUTION

CREATING AND ESTABLISHING PAVING AND SIDEWALK DISTRICT NO. 42 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 1st day of December, A. D. 1937, the City Council of the City of Grand Junction, Colorado, passed a Resolution adopting details, plans and specifications for Paving and Sidewalk District No. 42 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 improvements 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 and Sidewalk District No. 42 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 remonstrances, protests or objections were 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.

That the streets and avenues to be paved and improved, the sidewalks to be constructed; 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 1st day of December, 1937, 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 two-inch layer of plant-mix oil treated gravel, with a portland cement concrete curb and

gutter, except Elm Avenue which shall also have a sidewalk four inches thick and five feet wide constructed from 7th Street to the East line of Lots 13 and 14; said work to be done under a W.P.A. project, using relief labor furnished by and under the terms of the Works Progress Administration.

That all lots fronting on the streets and avenues to be improved be connected with the City water mains with lead or copper 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), said City shall issue Public Improvement Bonds of said Paving and Sidewalk District, dated the 15th day of January, A. D. 1938, in the denomination of \$500.00 each, numbered 1 to 43 inclusive, due and payable on the 15th day of January, A. D. 1950, 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 15th day of January and the 15th day of July of each year, as evidenced by coupons 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 AND SIDEWALK DISTRICT NO. 42.

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 fifteenth day

(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 and Sidewalk District No. 42, provided the bond to which this coupon is attached shall not have been paid.

Attached to bond dated January 15, 1938.

/s/ (Fac-simile 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 15th day of January, A. D. 1938.

City Treasurer

(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 with work done under a W.P.A. project, using relief labor furnished by and under the terms of the Works Progress 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 5th day of January, A. D. 1938.

President of the Council

SEAL

ATTEST:

City Clerk

It was moved by Councilman Holcombe and seconded by Councilman Groves 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.

Strain driveway

An application from D. F. Strain to construct a twenty-foot driveway at 1001 Ute was presented. It was moved by Councilman Ross and seconded by Councilman Holcombe that the request be granted, and that the driveway be constructed under the supervision of the City Manager. Motion carried.

Booker Taylor tax offer

Booker T. Taylor made a tax offer on Lot 6, Block 142, being a vacant lot on the south side of Ute Avenue between 2nd and 3rd Streets. The delinquent taxes on the property amount to \$53.87 County and \$172.37 City or a total of \$226.24. The appraised valuation of the property is \$125.00, Mr. Taylor offered \$40.00 plus the 1937 general taxes of \$7.52 and the 1938 specials of \$18.51.

It was moved by Councilman Carson and seconded by Councilman Boston that the City Treasurer be instructed to sell and assign Special Certificates No. 37109 -37118-37318-36892 for \$30.50, plus the 1937 specials, amounting to \$18.51, at any time within forty-five days from and after this date, providing the purchaser and assignee thereof pay or settle the general taxes on the property in question within such period. Roll was called on the motion with the following result: Councilmen voting AYE - Holcombe, Groves,

Boston, Carson, Oates, and Enstrom. Councilmen voting NO - Ross. A majority of the Councilmen voting AYE, the President declared the motion carried.

The following entitled proposed ordinance was introduced and read - "AN ORDINANCE AMENDING ORDINANCE NO. 484 AS AMENDED BY ORDINANCE NO. 506." It was moved by Councilman Carson and seconded by Councilman Groves that the proposed ordinance be passed for publication. Motion carried.

The report of the Police Department and traffic analysis for December was given to the Council for their study.

Freeman liquor store app.

J. H. Freeman filed an application for a liquor store license. It was the sense of the Council that no more liquor store licenses should be granted.

Police school

Mr. Soderstrum reported that he had been designated as Chairman of a committee to arrange for a police zone school. The arrangement, as outlined by Mr. Don C. Sowers, Secretary of the Colorado Municipal League calls for the selection of two members of the law enforcement officers to be sent to Denver for training as instructors, they to return and conduct a school for all law enforcement officers during the two-weeks period - Feb. 7 to Feb. 19, 1938.

bonds

Continuation certificates for bonds for Brunner Electric, Corson Electric, L. Cook Sporting Goods Co. and Fred McKenzie, and the bond of J. E. Broadhead, Electrician, were presented. It was moved by Councilman Oates and seconded by Councilman Groves that the bonds and certificates be accepted and filed. Motion carried.

Several matters pertaining to the Watson case were brought up and discussed.

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

/s/ Helen C. Tomlinson
City Clerk