

Grand Junction, Colorado

May 18, 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, Enstrom, Boston, Carson, Oates, and President Groves. City Manager Soderstrum, City Attorney Hinman, and City Clerk Tomlinson were present.

The minutes of the regular meeting held May 4th were read and approved.

The City Clerk reported that no protests had been filed in connection with the creation of Proposed Paving District No. 43.

The following resolution was presented and read:

RESOLUTION

CREATING AND ESTABLISHING PAVING DISTRICT NO. 43 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 6th day of April, A. D. 1938, the City Council of the City of Grand Junction, Colorado, passed a Resolution adopting details, plans and specifications for Paving District No. 43 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. 43 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

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 6th day of April, 1938, and in accordance with the published Notice of Intention to create said District. That the following streets and avenues therein be improved by constructing a thirty-six foot pavement with a four-inch gravel base surfaced with a two-inch layer of plant-mix oil treated gravel, together with suitable Portland cement concrete curb and gutter, to-wit:

South Seventh Street from the north line of Third Avenue to the south line of Winters Avenue.

Pitkin Avenue from Ninth Street to Tenth Street.

Eleventh Street from the north line of Hill Avenue to the south line of Teller Avenue.

and that the following streets and avenues therein, be improved by constructing a thirty-foot pavement with a four-inch gravel base surfaced with a two-inch layer of plant-mix oil treated gravel, together with suitable Portland cement concrete curb and gutter, to-wit:

West Ute Avenue from Chuluota Avenue to Riverside Park.

South Seventh Street from the south line of Winters Avenue to the north line of Struthers Avenue.

and that Elm Avenue be improved from the east line of Elm Avenue Subdivision to Twelfth Street with a thirty-foot graveled pavement six inches in thickness, with the center twenty feet thereof surfaced with a two-inch layer of plant-mix oil treated gravel;

and that the following alleys therein be improved by excavating and constructing a sixteen-foot pavement with a four-inch gravel base surfaced with a two-inch layer of plant-mix oil treated gravel, to-wit:

The east and west alley between Third and Fourth Streets and White and Grand Avenues.

The east and west alley between Ninth and Tenth Streets and Rood

and White Avenues.

The east and west alley between Third and Fourth Streets and Rood and White Avenues.

The east and west alley between Second and Third Streets and Rood and White Avenues.

The east and west alley between Tenth and Eleventh Streets and Main Street and Colorado Avenue.

The east and west alley between Eighth and Ninth Streets and Main Street and Colorado Avenue.

The east and west alley between Ninth and Tenth Streets and Pitkin and South Avenues.

The east and west alley between Twelfth and Thirteenth Streets and Grand and White Avenues.

The east and west alley between Thirteenth and Fourteenth Streets and White and Grand Avenues.

The east and west alley between Twelfth and Thirteenth Streets and Main Street and Colorado Avenue.

The east and west alley between First and Second Streets and White and Grand Avenues.

The south one-half of the north and south alley between Colorado and Ute Avenues and Sixth and Seventh Streets.

That all lots fronting on the streets, 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 District, dated the 1st day of May, A. D. 1938, in the denomination of \$500.00 each, numbered 1 to 30 inclusive, due and payable on the 1st day of May, 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 first day of May and the first day of November 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 DISTRICT NO. 43

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 May, 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 first day of May and the first day of November 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. 43, 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. 43, 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 Paving District No. 43 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 May, 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. 43, provided the bond to which this coupon is attached shall not have been paid.

Attached to bond dated May 1, 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 _____ day of _____,

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 _____ day of _____, A. D. 1938.

President of the Council

SEAL

ATTEST:

City Clerk

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

Pav. #43 bonds

It was then moved by Councilman Boston and seconded by Councilman Enstrom that the City Clerk be instructed to sell \$15,000.00 Paving District No. 43 bonds for par value, with interest at 6% per annum. Roll was called on the motion all members of the Council voting AYE. The President declared the motion carried.

The following Resolution was presented and read:

RESOLUTION

IT IS RESOLVED by the City Council of the City of Grand Junction, Colorado, that J. P. Soderstrum, as City Manager of said City, is hereby appointed, authorized and directed, in its name and behalf, to sell Lots 27 and 28, Block "A", Keith's Addition, in the City of Grand Junction, County of Mesa and State of Colorado, owned by said City and not used or held by it for any park or governmental purpose, for not less than the sum of \$300.00, and to execute and deliver a quit claim deed and abstract of said property to the purchaser thereof, and to cause the seal of said City to be affixed thereto and attested by the City Clerk.

It was moved by Councilman Carson and seconded by Councilman Oates 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.

Artesian well

Mr. Soderstrum reported that all matters pertaining to the contract between Joe Cain and the City of Grand Junction have been settled, in the matter of the artesian well at Lincoln Park. He suggested that something be done to the present well, and that possibly the best thing to do would be to have Mr. Mosher come from Denver and bring a swab with him, pull the casing to the first water level, cement it off, and then test the hole for quantity of water available. He further stated that the 6-inch water main supplying water to a portion of Lincoln Park was located immediately under the well drill rig, and that the vibration from the rig had loosened the joints on the pipe, so that some of the comfort stations in the Park could not be used. It is important that something be done immediately.

It was moved by Councilman Enstrom and seconded by Councilman Holcombe that the City Manager be authorized to get in touch with Ed Mosher and have him come over from Denver and swab the present artesian well, and make the necessary test to determine whether any appreciable amount of water is available from the first water level. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

West Main crossing

Mr. Soderstrum read a letter which Mr. Weiser received from the State Highway Department regarding the use of 3% gas tax money to purchase the right of way for the West Main Street overpass. The letter was not very clear, and as Mr. Vail was in Washington, nothing could be done at this time.

The following entitled Proposed Ordinance was then presented", AN ORDINANCE TO AMEND THE ZONING MAP ACCOMPANYING ORDINANCE NO. 432, AND BEING A PART THEREOF". It was moved by Councilman Carson and seconded by Councilman Ross that the proposed ordinance be passed for publication. Motion carried.

Anderegg parking stall

Mr. Leonard Anderegg presented a request that he be allowed one stall on Rood Avenue for a taxi parking stall adjacent to his filling station and taxi stand on Seventh & Rood Ave. It was moved by Councilman Enstrom and seconded by Councilman Ross that the request be granted. Motion carried.

Treece longest rug

Mr. Treece of Treece Furniture Co. requested permission to lay a Pabco rug on the sidewalk in front of his place of business. The rug is 9 feet by 226 feet, and is to be placed on the sidewalk for advertising purposes. It is to be held in place by a special kind of tape. The Pabco Co. carry a blanket policy protecting the city against any damages caused from accidents due to the presence of the rug.

It was moved by Councilman Carson and seconded by Councilman Ross that the request be granted, conditioned that Mr. Treece get permission from the property owners adjoining him. Motion carried.

C.C.C. leases

Mr. Soderstrum reported that Major Hermann, the new District Commander and Capt. Sparks, Quartermaster, were in town a short time ago and came in to see about the renewal of the leases on the C.C.C. Headquarters and also on the camps located on the "Teller 40" east of Lincoln Park. They stated that owing to the Government's consolidation program, the matter of economy would be an important part in retaining a location of a Headquarters Camp, and that they would not need Warehouse nor the headquarters building and would like to be released from these two buildings and their monthly rental cut proportionately.

The Council discussed the matter and decided that \$375.00 per month would be an equitable amount to charge for the balance of the buildings and grounds and Mr. Soderstrum was instructed to submit that as a rental basis. It was also agreed that the lease be renewed when submitted, for the camps east of Lincoln Park, but that the ground south of the ditch be let to someone for cultivation.

Gregson auctioneer

The bond of G. T. Gregson, Auctioneer, having been approved as to form by City Attorney Hinman, was presented. It was moved by

Councilman Carson and seconded by Councilman Holcombe that the bond be accepted and filed. Motion carried.

The application of C. D. Moslander for the renewal of his 3.2% beer license for Moslander's Cigar Store was presented. It was moved by Councilman Carson and seconded by Councilman Oates that the license be renewed. Motion carried.

Mr. E. R. Thomas, Cashier of the First National Bank had requested that he be allowed to substitute certain bonds for others which he had pledged for security of the City's funds, as follows:-

First Nat. Bank funds

For General City Funds - \$15,000.00 par value Home Owners Loan Corp. 2 1/2% bonds Due 7/142/-44

\$25,000.00 par value U. S. Treasury 2 1/2% Bonds, Due 1948.

For Library Funds - \$30,000.00 par value U. S. Treasury 2 1/2% Bonds, Due 1948.

\$10,000.00 par value Home Owners Loan Corporation -3% Bonds, Due May 1st, 1942-44.

It was moved by Councilman Ross and seconded by Councilman Holcombe that the action of the City in allowing Mr. Thomas to substitute bonds be ratified. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

Specification Motor driveways

The Specification Motor Oil System requested that they be allowed to increase their driveways from the present 16-feet to 30-feet, at their filling station at 7th and Colorado. It was moved by Councilman Enstrom and seconded by Councilman Carson that the request be granted. Motion carried.

hauling trash & rubbish

Some discussion was had concerning hauling trash and rubbish in the business district. Mr. Soderstrum reported that he had heard from some of the cities to which he had written, but had not heard from all of them.

It was moved by Councilman Carson and seconded by Councilman Ross that the meeting adjourn.

/s/ Helen C. Tomlinson
City Clerk