

Grand Junction, Colorado

March 1, 1939

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 Feb. 15th and the special meeting held Feb. 22nd were read and approved.

Rev. Baer and Rev. Fenner appeared before the Council and addressed them regarding regulations which were being enforced in connection with the tabernacle on 8th and Grand. Mr. Leiske, Missionary, who is conducting the services, had made an application for a permit to erect a temporary structure, for thirty days, to be used as a temple in which to conduct evangelistic services. Mr. McGillis had served notice on him that signs were not permitted in the residential district, nevertheless, Mr. Leiske, had installed a sign and a bulletin board, advertising the services, and stating the subject on which he would speak. He also installed stoves within the structure, which is partially a tent, and which is entirely against the provisions of the Building Code. A trailer house had been placed at the rear of the temple, in which Mr. Leiske resides, which also is against all provisions of the Building Code. The Council felt that it was impossible to grant any concessions to this organization, as it was not within their province to say that ordinances could be disregarded. Mr. McGillis had granted until March 9th, for them to build flues or secure some other type of heating units, and to move the trailer house.

It was suggested to Rev. Fenner, that the Ministerial Alliance take the matter of signboards and bulletin boards for churches under advisement and make their recommendations to the Council.

Estimate No. 3 of Edw. Selander on the construction of the sewage disposal plant was presented, signed by the proper officials. The estimate showed work done during the month of February, amounting to \$22,483.81, less 10% retained, \$2,248.38, leaving the amount due them at this time, \$20,235.43. It was moved by Councilman Holcombe and seconded by Councilman Carson that the Estimate be approved and the City Clerk instructed to draw a warrant in the amount of \$20,235.43, to Edw. Selander, Roll was called on the motion with the following result: Councilmen voting AYE - Ross, Holcombe, Enstrom, Carson, Boston, Oates, and Groves. Councilmen voting NO - None. All of the Councilmen voting AYE, the President declared the motion carried.

Estimate No. 3 of Boyne Construction Co. for the construction

of sewers was presented, signed by the proper officials, and showing that their contract is 80.2% completed. The estimate showed work done during the month of February, amounting to \$25,143.91, less 10% retained \$2,514.39, leaving the amount due them at this time, \$22,629.52.

It was moved by Councilman Holcombe and seconded by Councilman Carson that the Estimate be approved and the City Clerk instructed to draw a warrant in the amount of \$22,629.52, to Jack Boyne Construction Co. Roll was called on the motion with the following result: Councilmen voting AYE\* Ross, Holcombe, Enstrom, Boston, Carson, Oates, and Groves. Councilmen voting NO - None. All of the Councilmen voting AYE, the President declared the motion carried.

Estimate No. 2 of Stearns-Roger Mfg. Co. for the construction of the filtration plant was presented, signed by the proper officials, and showing that the amount of work done during the month of February, amounted to \$14,117.07, less 10% retained, \$1,411.71, leaving \$12,705.36 due them at this time. It was moved by Councilman Carson and seconded by Councilman Boston that the Estimate be approved and the City Clerk be instructed to draw a warrant in the amount of \$12,705.36 to Stearns-Roger Mfg. Co. Roll was called on the motion with the following result: Councilmen voting AYE - Ross, Holcombe, Enstrom, Boston, Carson, Oates, and Groves. Councilmen voting NO - None. All of the Councilmen voting AYE, the President declared the motion carried.

Lucile Duncan applied for a renewal of the beer license for the Hotel de Hamburger. It was moved by Councilman Boston and seconded by Councilman Oates that the license be renewed when the State License has been received. Motion carried.

Howard Shults has sold his garbage contract to Ed Krogh of Denver, and the bond of Mr. Krogh was presented, having been approved as to form by the City Attorney. It was moved by Councilman Carson and seconded by Councilman Boston that the bond be accepted and filed. Motion carried.

The finance committee reported that they had examined the report of Jas. E. Ragan, Auditor, for the year 1938 and recommend that same be received and filed, without further comment at this time. It was moved by Councilman Oates and seconded by Councilman Carson that the report of the Finance Committee be accepted, and the Auditor's report accepted and filed. Motion carried.

W. E. Meders made an application for a 20-foot driveway at 338 So. Seventh. It was moved by Councilman Enstrom and seconded by Councilman Holcombe that the request be granted. Motion carried.

Mr. Soderstrum stated that the Mesa Theater had not paid their water rent since July. That on account of the fact that they

had had to use so much water in using their pumps to keep the water out of the basement, the water rent was so high, that the Mesa Theater Manager, Mr. Warren, had requested the City make some adjustment in the matter. Mr. Soderstrum explained to the Council that he had instructed Mr. Ratcliffe to investigate the matter, and that Mr. Ratcliffe reported in his opinion, the seepage and water came into the basement through no fault of the City, but rather the fault of the Mesa Theater. The Council were of the opinion that Mr. Warren should be instructed to pay the water bill.

The following communication was presented by the Elk's Lodge.

The Legislature of Colorado, in 1931, enacted what is known as the Uniform Motor Vehicle Law, now in force in more than half of the states of the United States. This act was the result of exhaustive studies of traffic accidents and the product of the best thought on the subject of accident prevention in cities and towns as well as in the country. But the Supreme Court of Colorado, by a four to three decision, has held that, in Home Rule Cities, in case of conflict between a city ordinance and the State law as to the right of way of automobiles at street intersections, the ordinance controls;

AND WHEREAS The present Motor Vehicle Ordinance of Grand Junction conflicts with the Uniform Motor Vehicle Law, with respect to intersectional rights of motor-vehicle drivers, and in other respects:

AND WHEREAS It is the opinion of Grand Junction Lodge No. 575, B.P.O.E., that uniformity of motor-vehicle laws, rules and regulations, would greatly aid in the reduction of traffic accidents resulting annually in an appalling loss of life and grave injuries to person and property, and because such uniformity throughout the United States is earnestly sought by this Order, acting through its Grand Lodge Committee, which has given the problem its diligent consideration for more than a year past;

ACCORDINGLY, Grand Junction Lodge No. 575, B.P.O.E., respectfully requests that the City Council of said City consider the advisability of amending its present ordinance to conform to the Uniform Motor Vehicle Law, so that our citizens, as well as our visitors, may approach an intersection without having to read any court opinion to know his rights and duties.

No action was taken on this matter, consideration to be given it at a later time.

The matter of the pedestrian's underpass at W. Main was brought up and discussed, and Mr. Soderstrum instructed to get in touch with the Highway Department to see if they were building steps, or a ramp, the Council being of the opinion that the ramp would be the most satisfactory.

The bond of Marion H. Scott, Chief of Police, having been approved as to form by City Attorney Hinman, was presented. It was moved by Councilman Enstrom and seconded by Councilman Carson that the bond be accepted and filed. Motion carried.

Mr. Soderstrum reported on progress being made in remodeling the Police Station. Mr. Scott, new Chief of Police was introduced to the Council.

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

/s/ Helen C. Tomlinson  
City Clerk