

Grand Junction, Colorado

June 21, 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, Campbell, Luebbert and President Boston. Councilman absent - Holcombe, Carson and Treece. City Attorney Hinman and City Clerk Tomlinson were present. City Manager Soderstrum was absent.

The minutes of the regular meeting held June 7th were read and approved.

The lease for the warehouses and garage at the CCC Headquarters had been sent in for renewal at the same rental that had been paid during the past year. Mr. Soderstrum signed and returned the lease. It was moved by Councilman Ross and seconded by Councilman Leubbert that the action of the City Manager in signing said lease be approved and ratified. Roll was called on the motion with all members voting AYE. The President declared the motion carried.

Estimate No. 2 for the Chicago Bridge and Iron Co. was presented showing the amount due \$1,717.38. The estimate was signed by all the proper officials. It was moved by Councilman Luebbert and seconded by Councilman Campbell that the City Clerk be instructed to issue a warrant to the Chicago Bridge and Iron Co. in the amount of \$1,717.38. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

It was moved by Councilman Ross and seconded by Councilman Campbell that action on the proposed Zoning ordinance changing the zone on North Ave. be deferred until the next regular meeting of the Council. Motion carried.

The Proof of Publication to the proposed ordinance entitled, "AN ORDINANCE PROVIDING FOR THE PAYMENT OF 85% OF LIQUOR LICENSE FEES TO THE STATE OF COLORADO", was introduced and read. It was moved by Councilman Ross and seconded by Councilman Luebbert that the Proof of Publication be accepted and filed. Motion carried.

It was then moved by Councilman Campbell and seconded by Councilman Ross that the Ordinance be called up for final passage. Motion carried.

The Ordinance was then read, and upon motion of Councilman Luebbert, seconded by Councilman Campbell, it was passed, adopted, numbered 608 and published. Roll was called and all members of the Council present voted AYE. The President declared the motion carried.

It was moved by Councilman Ross and seconded by Councilman Campbell that the Council defer action on the proposed ordinance amending the sidewalk ordinance, until the next meeting of the Council. Motion carried.

Applications for the renewal of 3.2 beer licenses for the White Kitchen, LaCourt Hotel, and Owl Cigar Store were presented. It was moved by Councilman Campbell and seconded by Councilman Luebbert that the applications be approved, and licenses granted. Motion carried.

A letter from Mose Bambino was presented, and was ordered filed.

A proposed ordinance entitled, "AN ORDINANCE APPROVING THE WHOLE COST OF THE IMPROVEMENTS MADE IN AND FOR ARTIFICIAL LIGHTING DISTRICT NO. 1. IN THE CITY OF GRAND JUNCTION, COLORADO, PURSUANT TO ORDINANCE NO. 178, ADOPTED AND APPROVED JUNE 11, 1910, AS AMENDED: APPROVING THE APPORTIONMENT OF SAID COST TO EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICT: ASSESSING THE SHARE OF SAID COST AGAINST EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICT: AND APPROVING THE APPORTIONMENT OF SAID COST: AND PRESCRIBING THE MANNER FOR THE COLLECTION AND PAYMENT OF SAID ASSESSMENTS", was introduced and read. It was moved by Councilman Campbell and seconded by Councilman Ross that the Ordinance be passed for publication. Motion carried.

A proposed ordinance entitled, "AN ORDINANCE APPROVING THE WHOLE COST OF THE IMPROVEMENTS MADE IN AND FOR ARTIFICIAL LIGHTING DISTRICT NO. 2 IN THE CITY OF GRAND JUNCTION, COLORADO, PURSUANT TO ORDINANCE NO. 178, ADOPTED AND APPROVED JUNE 11, 1910, AS AMENDED: APPROVING THE APPORTIONMENT OF SAID COST TO EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICT: ASSESSING THE SHARE OF SAID COST AGAINST EACH LOT OR TRACT OF LAND OR OTHER REAL ESTATE IN SAID DISTRICT: AND APPROVING THE APPORTIONMENT OF SAID COST: AND PRESCRIBING THE MANNER FOR THE COLLECTION AND PAYMENT OF SAID ASSESSMENTS", was introduced and read. It was moved by Councilman Ross and seconded by Councilman Luebbert that the Ordinance be passed for publication. Motion carried.

A letter was received from the Chamber of Commerce in which they stated that they were making an effort to have the speed limit from the CCC Camps to Twelfth Street designated by 35-mile per hour signs, but that the Highway Department would like to have the same speed limit maintained between 1st and 12th St. The Council discussed the matter but were not in favor of increasing the speed limit within the City limits, but were in favor of seeing that a lower speed was maintained outside of the City. The City Clerk was instructed to Notify Mr. Wood, Secretary, of this decision.

It was moved by Councilman Ross and seconded by Councilman Campbell that the following Resolution be passed and adopted as

read. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

RESOLUTION

CREATING AND ESTABLISHING COMBINED SEWER DISTRICT NO. 6 WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE CONSTRUCTION OF A COMBINED SERVICE SEWER, AND PROVIDING FOR THE ISSUANCE OF BONDS THEREFOR.

WHEREAS, on the 17th day of May, A. D. 1939, the City Council of the City of Grand Junction, Colorado, passed a Resolution adopting details, plans and specifications for Combined Sewer District No. 6 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 protests were filed against the improvements, 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 Combined Sewer District No. 6 be and the same is hereby created and established, and that the construction of a combined 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; 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 Combined sewer service, the boundaries of said Combined 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 17th day of May, A. D., 1939, 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 Combined Sewer District, dated the 1st day of July, A. D. 1939, in the denomination of \$500.00 each, numbered 1 to 15 inclusive, due and payable on the 1st day of July, A. D. 1951, 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 January and the 1st day of July 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 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
Combined Sewer District No. 6

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 July, 1951, 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 January and the first 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 improvements in Combined Sewer District No. 6, 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 Combined Sewer District No. 6, especially benefited by said improvements, 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 Combined Sewer District No. 6 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 July, A. D. 1939.

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 Combined Sewer District No. 6, provided the bond to which this coupon is attached shall not have been paid.

Attached to bond dated July, 1939.

/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. 1939.

(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 21st day of June, A. D. 1939.

President of the Council

SEAL

ATTEST:

City Clerk

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

/s/ Helen C. Tomlinson
City Clerk