

Grand Junction, Colorado

December 13, 1939

The City Council of the City of Grand Junction, Colorado, met in regular adjourned session at 7:30 o'clock P. M. Councilmen present and answering at roll call were: Ross, Garrison, Campbell, Carson, Treece, Boston. Councilmen absent - Luebbert. Acting City Manager Brownson, City Clerk Tomlinson were present. City Attorney Hinman was absent.

Applications were again filed by C.E. and Roy E. Dinkins for a liquor store license at 627 Main St. and by John Teeslink for a liquor store license at 627 Main St.

It was moved by Councilman Ross that the applications be rejected. There being no second to the Motion, Councilman Ross withdrew same.

Councilman Carson then moved and Councilman Treece seconded the motion that the applications be tabled, on account of the fact that the City Attorney was absent. Motion carried.

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

The Forbush Co. made an offer to purchase the tax sale certificates against Lot 16, Block 98, located at 3rd & White. The assessed valuation of this lot is \$140.00 and the appraised valuation, \$200.00. The face value of the certificates against the property is \$102.91, being City specials and \$49.60 County Generals, making a total of \$152.51 for which they offer \$21.20. It was moved by Councilman Carson and seconded by Councilman Ross that the offer be rejected. Motion carried.

It has been found that there is a Tax Sale Certificate against the Goodwill Industries on South 5th St. for the water main frontage taxes for 1932, which apparently was overlooked when the taxes on this property were paid some time ago. The certificate amounts to \$5.00 with \$3.10 interest, making a total of \$8.10. They offer to pay face value.

It was moved by Councilman Ross and seconded by Councilman Treece that the County Treasurer be authorized to accept face value for the 1932 Water Main Frontage taxes. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

The following Final Estimate and Statement of Cost for Combined Sewer District No. 6 was presented and read.

STATEMENT

Showing the whole cost of the improvements of the GRAND JUNCTION COMBINED SEWER DISTRICT NO. 6, including the two percentum additional for cost of collection and apportioning the same upon each lot or tract of land to be assessed for the same, the sum \$7,876.09 is to be apportioned against the real estate in said district and against the owners thereof respectively as by law provided in the following proportions and amounts as follows, to-wit:

Cost of Construction	\$6,833.87
Engineering & Contingencies	400.00
Advertising, bonds, etc.	<u>190.81</u>
	\$7,424.68
6% interest July 1, 1939 to Feb. 29, 1940	<u>296.98</u>
Sub-total	\$7,721.66
2% for collections	<u>154.43</u>
Total cost to be assessed	\$7,876.09

OFFICE OF CITY ENGINEER

Grand Junction, Colo.

Final Estimate

Herein is the final estimate of work done by the CITY OF GRAND JUNCTION on COMBINED SEWER DISTRICT NO. 6.

1465 lin. ft. 15" Sewer tile	@ \$1.2672	\$1,856.45
158 lin. ft. 12" Sewer tile	@ 0.9504	150.18
1304 lin. ft. 10" Sewer Tile	@ 0.8599	1,121.31

1799 lin. ft. 8" Sewer tile	@ 0.7694	1,384.15
480 lin. ft. 6" Sewer Tile	@ 0.6789	325.87
82 each 10" x 6" Y's	@ 1.81	148.42
80 each 8" x 6" Y's	@ 1.358	108.64
18 each 6" x 6" Y's	@ 0.905	16.29
17 Standard Manholes	@ 55.00	935.00
10 Standard Catch basins	@ 55.00	550.00
380.1 sq. yds. Paving	@ 0.625	<u>237.56</u>
Construction		\$6,833.87

Engineering and contingencies 400.00

Advertising, Bonds, etc. 190.81

Total Cost of Construction to be assessed \$7,424.68

I HEREBY CERTIFY that the foregoing is a full, true and correct final estimate of work done on COMBINED SEWER DISTRICT NO. 6.

/s/ Jas. D. McGillis
Acting City Engineer

ATTEST:

/s/ Helen C. Tomlinson
City Clerk

It was regularly moved and carried that the Statement of Cost and final estimate be accepted and filed.

The following resolution was then presented and read:

RESOLUTION

WHEREAS, the City Council of the City of Grand Junction, Colorado has reported the completion of Combined Sewer District

No. 6, and

WHEREAS, the City Council has caused to be prepared a statement showing the whole cost of the improvements of said Combined Sewer District No. 6, including therein two percent additional for cost of collection and other incidentals, and including interest to and including the 29th day of February, 1940, and apportioning the same upon each lot or tract of land or other real estate, to be assessed for the same.

THEREFORE, BE IT RESOLVED, That the improvements connected therewith in said district be and the same are hereby accepted; that the said statement be and the same is hereby approved and accepted as the statement of the whole cost of the entire improvements of said Combined Sewer District No. 6, including two percent additional for cost of collection and other incidentals and including interest to and including the 29th day of February, 1940; and

BE IT FURTHER RESOLVED, That the same be apportioned on each lot or tract of land or other real estate, to be assessed for the same, and that the same be certified by the President of the Council and filed in the office of the City Clerk; and

BE IT FURTHER RESOLVED, That the Clerk shall immediately advertise three days in The Daily Sentinel, a newspaper of general circulation published in said City, notice to the owners of the real estate to be assessed, and to all persons interested generally without naming such owner or owners; that said improvements have been completed and accepted, specifying the whole cost of the improvements and the share so apportioned to each lot or tract of land; that any complaints or objections that may be made in writing by such owners or persons shall be made to the Council and filed with the Clerk within thirty days from the first publication of said notice; that the same may be heard and determined by the Council at their first regular meeting after said thirty days and before the passage of the ordinance assessing the cost of the improvements, all being in pursuance of the terms and provisions of Ordinance No. 178 of said City, as amended.

NOTICE

OF THE COMPLETION OF A LOCAL IMPROVEMENT IN THE CITY OF GRAND JUNCTION, COLORADO, AND APPORTIONMENT OF THE COST THEREOF.

NOTICE IS HEREBY GIVEN To the owners of the real estate hereinafter described, said real estate comprising the district of lands known as Combined Sewer District No. 6, and to all persons interested therein, as follows:

That the improvements in and for said district, which are authorized by and are in accordance with the terms and provisions of a resolution passed and adopted on the 17th day of May, A. D.

1939, declaring the intention of the City Council of the City of Grand Junction, Colorado, to create a local improvement district to be known as Combined Sewer District No. 6; with the terms and provisions of a Resolution passed and adopted on the 17th day of May, 1939, adopting details and specifications for said District; and with the terms and provisions of a Resolution passed and adopted on the 21st day of June, 1939, creating and establishing said district, all being in accordance with the terms and provisions of Ordinance No. 178 of said City, as amended, have been completed and have been accepted by the City Council of the City of Grand Junction.

That the whole cost of said improvements has been definitely ascertained and is in the sum of \$7,876.09, said amount including two percentum additional for cost of collection and also including interest to and including February 29th, 1940, at the rate of six percentum per annum on the bonds issued from time to time in payment of the cost of said improvements; that the part apportioned to and upon each lot and tract of land within said District and assessable for said improvements is hereinafter set forth; that payment may be made to the Treasurer of the City of Grand Junction at any time within thirty days after the final publication of the assessing ordinance, assessing the real estate in said district for the cost of said improvements, and that the owner so paying would be entitled to an allowance of two percent for all payments made during said period, and of interest from date of payment to the date the first installment becomes due.

That any complaints or objections that may be made in writing by the said owner or owners of land within said district and assessable for said improvements, or any other person interested, made to the City Council and filed in the office of the City Clerk of said City within thirty days from the first publication of this Notice, to-wit: On or before and up to 5:00 o'clock P.M. on the 15th day of January, 1940, will be heard and determined by the said City Council at its first regular meeting after said last mentioned date and before the passage of any ordinance assessing the cost of said improvements against the real estate in said district, and against said owners respectively as by law provided.

That the said sum of \$7,876.09 for improvements is to be apportioned against real estate in said district and against the owners respectively as by law provided in the following proportions and amounts severally as follows, to-wit:

NOTE:	Whenever in the following descriptions, the numbers of the first and last lots of a series of lots are mentioned, they shall be taken to include the first, the intermediate and last named lots, and the
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	amounts given shall be for each lot.
BLOCK #1 McMULLIN & GORMLEY SUBDIVISION	So. 4' of Lot 5, \$5.95; Lots 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, \$36.45; Lots 16, 17, 18, 19, 20, 21, 22, 23, \$36.44; Lot 24, \$36.48; Lot 25, \$35.60; Lots 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, \$35.56; So. 4' of Lot 44, \$5.76.
BLOCK #2, McMULLIN & GORMLEY SUBDIVISION	So. 4' of Lot 5, \$5.72; Lots 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, \$35.51; Lots 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, \$35.50; So. 4' of Lot 44, \$5.71.
BLOCK #3, McMULLIN & GORMLEY SUBDIVISION	Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, \$35.44.
BLOCK #4, McMULLIN & GORMLEY SUBDIVISION	Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, \$36.36; Lots 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, \$35.45; Lot 36, \$35.44.
BLOCK #5, McMULLIN & GORMLEY SUBDIVISION	Lots 1, 2, 3, 4, 5, \$34.61; Lots 6, 7, 8, 9, \$34.60; Lot 10, \$57.61
BLOCK #6, McMULLIN & GORMLEY SUBDIVISION	Lot 1, \$52.41; Lots 2, 3, 4, \$34.29; Lots 5, 6, 7, 8, 9, 10, \$34.28.
	The S 225.85' of the E1/2 of SE1/4 of SE1/4 Sec 11 - 1S - 1W, \$1,526.06.

HAGGERTY'S SUBDIVISION	Lots 4, 5, 6, 9, 10, \$31.22; Lot 7, \$44.33; Lot 8, \$48.31; Lots 11, 12, \$31.21.
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STATE OF COLORADO)

COUNTY OF MESA) SS

CITY OF GRAND JUNCTION)

I, O. E. Boston, President of the City Council, and Ex-Officio Mayor of the City of Grand Junction, Colorado, do hereby certify that the above and foregoing is the statement showing the whole cost of the improvements in Grand Junction Combined Sewer District No. 6, and includes interest to and including the 29th day of February, 1940, and apportioning the same upon each lot or tract of land or other real estate to be assessed for the same, all in accordance with the terms and provisions of Ordinance No. 178, as amended.

President of the Council

ATTEST:

City Clerk

It was moved by Councilman Carson and seconded by Councilman Campbell that the 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.

The following resolution was presented and read:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

There is hereby created a special fund to be known and designated as the Cemetery Fund; all accounts, income and receipts from the Orchard Mesa Cemetery and from the Municipal Cemetery, including interest from the Municipal Cemetery Perpetual Care Fund and the Orchard Mesa Perpetual Care Fund, shall be hereafter deposited by the City Treasurer to the credit of said Cemetery Fund. The Cemetery Fund shall be expended and used solely for the care, maintenance and improvement of the Orchard Mesa Cemetery and the Municipal Cemetery.

AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF

GRAND JUNCTION, COLORADO, that the City Treasurer be and he is hereby authorized and directed to transfer from the General Fund of said City to the Cemetery Fund the sum of Four Hundred (\$400.00) Dollars, being approximately the amount of net income from the Orchard Mesa Cemetery and the Municipal Cemetery for the year 1939 to date.

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

Kuner Empson made a request through their attorneys, Fairfield and Woods, Denver, for a refund of \$629.55 in water rent, being the increased amount paid for water since April 30, 1936, due to two meter installations being read separately. Their claim is based on the fact that it was understood that when an additional tap was necessary, the then City Manager had agreed to base the charge on the combined reading of the two meters, and since constructing the additional line, the water has been billed from each meter separately. It was moved by Councilman Carson that the request be denied. Owing to the fact that there was no second to this motion, it was declared lost by the President.

It was then moved by Councilman Ross and seconded by Councilman Campbell that the request be received and filed and tabled pending further investigation. Roll was called on the motion as follows: Councilmen voting AYE - Ross, Garrison, Campbell, Treece and Boston. Councilmen voting NO - Carson. A majority of the members of the Council present voting AYE, the President declared the motion carried.

Mr. J. W. Hayden of the Grand Junction Transit Lines, has made application for permission to increase the bus fare from five cents to eight cents or two for fifteen cents. The matter was referred to the City Attorney.

The following entitled proposed ordinance was introduced and read: "AN ORDINANCE FIXING AND ESTABLISHING FEES, CHARGES AND RATES FOR THE SERVICES RENDERED BY THE MUNICIPAL SEWER SYSTEM OF THE CITY OF GRAND JUNCTION, COLORADO, ESTABLISHING RULES AND REGULATIONS FOR THE COLLECTION THEREOF AND PROVIDING PENALTIES FOR VIOLATION THEREOF". It was moved by Councilman Ross and seconded by Councilman Carson that the ordinance be passed for publication. Motion carried.

The following entitled proposed ordinance was introduced and read: "AN ORDINANCE RESTRICTING THE PRIVILEGE OF CONNECTING PROPERTY OUTSIDE THE CITY LIMITS WITH THE SEWER SYSTEM OF THE CITY OF GRAND JUNCTION AND PRESCRIBING CERTAIN REGULATIONS AND FEES THEREFOR". It was moved by Councilman Carson and seconded by Councilman Campbell that the ordinance be passed for publication. Motion carried.

It was reported that Mr. C. E. Cherrington, Judge of the Municipal Court, had recently lost his wife by death, and was accompanying her body back to Ohio for burial, and would be absent from the City for ten days or two weeks, and it would be necessary for the Council to appoint someone to take charge of his office during his absence.

It was moved by Councilman Carson and seconded by Councilman Treece that Mr. C. E. Ross be appointed to act in Mr. Cherrington's absence as Acting Judge of the Municipal Court, without compensation. Motion carried.

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

/s/ Helen C. Tomlinson
City Clerk