

Grand Junction, Colorado

June 19, 1940

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: Luebbert, Campbell, Boston, Carson, Treece, and President Ross. Councilman Garrison was absent. City Manager Brownson, City Attorney Hinman, and City Clerk Tomlinson were present.

The minutes of the regular meeting held June 5th were read and approved.

Representatives of the Radio Club were present. They are holding a national convention here on July 6th and 7th and had arranged for the Auditorium for those days. The Lion's Club have secured the Athletic Field for the night of the 6th for the Pasadena Junior College (Tournament of Roses) Band, under the direction of Audre Stong. The Radio Club feel that this band concert will interfere with their sessions in the Auditorium. The Council made several suggestions and the committee are to try and work out their program so that the band will not disturb them too much.

Mr. Brownson advised the Council that Mr. Carroll desired to bring a skating rink into Grand Junction, and upon looking up the ordinance licensing skating rinks, he found that it was undoubtedly repealed in 1933, and that it was a question whether we had any regulations at all concerning amusements of this type. Mr. Carroll was present and talked to the Council about the matter.

It was moved by Councilman Carson and seconded by Councilman Treece that the City Attorney be instructed to draw up an ordinance regulating skating rinks, making the license fee \$25.00 for each 90 days and setting the closing hour at 11 P.M. unless by special permission of the City Manager.

Applications for renewals for beer licenses for LaCourt Hotel, Owl Cigar Store and White Kitchen were presented. It was moved by Councilman Carson and seconded by Councilman Treece that the applications be approved, and licenses issued. Motion carried.

The final estimate and Statement of cost for Paving and Sidewalk District No. 45 were presented as follows:

STATEMENT

Showing the whole cost of the improvements of Grand Junction Sidewalk & Paving District Number 45, including the two percentum for collection and apportioning the same upon each lot or tract of land to be assessed for the same; the sum of \$22,317.92 is to be apportioned against the real estate in said district and against

the owners thereof respectively as by law provided in the following amounts and proportions as follows, to-wit:

Cost of Construction	\$18,955.04
Engineering & Contingencies	898.76
Advertising and Bonds	266.10
Water Services	110.90
Driveways	<u>28.75</u>
Total improvements	\$20,259.55
Six per cent interest from Nov. 1, 1939 to Feb. 28, 1940	<u>\$1,620.76</u>
	21,880.31
Two per cent for collection	<u>437.61</u>
Total cost to be assessed	\$22,317.92

/s/ James D. McGillis
 JAMES D. MCGILLIS
 Acting City Engineer

OFFICE OF THE CITY ENGINEER

Grand Junction, Colorado

Final Estimate

Following is the final estimate of work done and completed by the City of Grand Junction on Sidewalk & Paving District No. 45:

Excavation 7,502.5 Cu. Yds. @ \$0.30	\$2,250.75
Curb & Gutter 8,301.9 Lin. Ft. @ 0.50	4,150.95
Base Gravel 2,416.5 Cu. Yds. @ 1.00	2,416.50

Oil Surfacing 17,557.2 Sq. Yds. @ 0.30	5,267.16
Conc. Sidewalk 32,116.0 Sq. Ft. @ 0.1455	4,672.88
Catch Basins 2 Each @ 50.00	100.00
Manhole 1 Each @ 55.00	55.00
8" Sewer tile 55 Lin. Ft. @ 0.76	41.80
Cost of Construction	\$18,955.04
Engineering and Contingencies	898.76
Advertising and Bonds	266.10
Driveways	158.75
Water Services	110.90
Total Construction Cost	\$20,389.55
Less Cash Received for Driveways	130.00
Construction cost to be assessed	\$20,259.55

I hereby certify that the foregoing is a full, true, and correct estimate for the work done on Paving District Number 45.

/s/ James D. McGillis
JAMES D. MCGILLIS
Acting City Engineer

ATTEST:

/s/ Helen C. Tomlinson
City Clerk

RESOLUTION

WHEREAS, the City Council of the City of Grand Junction, Colorado has reported the completion of Paving and Sidewalk District No. 45, and

WHEREAS, the City Council has caused to be prepared a statement showing the whole cost of the improvements of said Paving and Sidewalk District No. 45, including therein two percent additional for cost of collection and other incidentals, and including interest to and including the 28th day of February, 1941, 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 Paving and Sidewalk District No. 45, including two percent additional for cost of collection and other incidentals and including interest to and including the 28th day of February, 1941; 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 Paving and Sidewalk District No. 45, 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 20th day of September, 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 Paving and Sidewalk District No. 45; with the terms and provisions of a Resolution passed and adopted on the 20th day of September, 1939, adopting details and specifications for said District; and with the terms and provisions of a Resolution passed and adopted on the 25th day of October, 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 Engineer and 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 \$22,317.92, said amount including two percentum additional for cost of collection and also including interest to and including February 28th, 1941, at the rate of six per centum 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 complaint 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 22nd day of July, 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 \$22,317.92 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:

PAVING AND SIDEWALK DISTRICT #45

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 amounts given shall be for each
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	lot.
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BLOCK #1, McMULLIN & GORMLEY SUB.	Lots 1 to 19 incl., \$69.32; Lot 20, \$92.30; Lot 21, \$111.56; Lot 22, \$130.31; Lot 23, \$149.08; Lot 24, \$181.51; Lot 25, \$168.93; Lot 26, \$140.33; Lot 27, \$122.04; Lot 28, \$103.73; Lot 29, \$84.95; Lots 30 to 34 incl., \$62.52; Lot 35, \$89.51; Lots 36 to 48 incl., \$62.52.
BLOCK #2 McMULLIN & GORMLEY SUB.	Lots 1 to 19 incl., \$62.52; Lot 20, \$84.96; Lot 21, \$103.73; Lot 22, \$122.04; Lot 23, \$140.33; Lot 24, \$168.93; Lot 25, \$97.54; Lot 26, \$79.29; Lot 27, \$60.98; Lot 28, \$42.69; Lot 29, \$24.38.
BLOCK #3 McMULLIN & GORMLEY SUB.	Lot 1, \$166.43; Lot 2, \$140.33; Lot 3, \$122.04; Lot 4, \$103.73; Lot 5, \$84.95; Lots 6 to 18 incl., \$62.52; Lot 32, \$24.38; Lot 33, \$42.69; Lot 34, \$60.98; Lot 35, \$79.29; Lot 36, \$97.54.
BLOCK #4 McMULLIN & GORMLEY SUB.	Lot 1, \$169.37; Lot 2, \$150.60; Lot 3, \$131.86; Lot 4, \$113.09; Lot 5, \$94.33; Lots 6 to 18 incl., \$69.32; Lots 19 to 31 incl., \$62.52; Lot 32, \$86.92; Lot 33, \$105.22; Lot 34, \$123.51; Lot 35, \$141.82; Lot 36, \$160.09.
BLOCK #5 McMULLIN & GORMLEY SUB.	Lot 1, \$127.33; Lot 2, \$107.44; Lot 3, \$87.56; Lot 4, \$67.67; Lot 5, \$47.79; Lot 6, \$29.26; Lot 7, \$50.97; Lot 8, \$68.73; Lot 9, \$86.53; Lot 10, \$181.42.
BLOCK #6 McMULLIN & GORMLEY SUB.	Lot 1, \$168.05; Lot 2, \$88.92; Lot 3, \$71.17; Lot 4, \$53.36;

	Lot 5, \$32.48; Lot 6, \$21.27; Lots 7 to 10 incl., \$21.27.
BLOCK #132	Lot 18, \$93.22; Lots 19 to 34 incl., \$47.57.
BLOCK \$133	Lots 1 to 6 incl., \$60.87; Lot 7, \$84.66; Lot 8, \$60.87; Lot 9, \$84.65; Lots 10 to 15 incl., \$60.86; Lot 16, \$84.65; Lot 17, \$117.39; Lot 18, \$24.18; Lots 19 to 34 incl., \$13.29.
BLOCK #1 CRAWFORD'S SUBDIVISION	Lot 20, \$9.35; Lot 21, \$16.38; Lot 22, \$23.39; Lot 23, \$30.39; Lot 24, \$37.42.
BLOCK #2 CRAWFORD'S SUBDIVISION	Lot 20, \$8.95; Lot 21, \$21.62; Lot 22, \$32.81; Lot 23, \$44.01; Lot 24, \$79.06; Lot 25, \$79.06; Lot 26, \$44.01; Lot 27, \$32.81; Lot 28, \$21.62; Lot 29, \$8.95.
BLOCK #12 MOBLEY'S SUB.	Lot 1, \$220.62; Lot 2, \$195.12.
WINNIE'S SUB. OF LOTS 3, 4, AND 5	Lot 1, \$68.62; Lot 2, \$68.62; Lot 3, \$92.41; Lots 4 and 5, \$68.62; Lot 8, \$48.33; Lots 9 and 10, \$72.20.
BLOCK #12 MOBLEY'S SUB. CONTINUED	Lot 6, \$120.39; Lot 7, \$120.39; Lot 8, \$83.08
BLOCK #10 MOBLEY'S SUB.	Lot 1, \$461.69; Lot 2, \$123.49; Lot 30, east of Chuluota, \$126.49.
BLOCK #34	Lots 1 to 24 incl., \$13.19.
BLOCK #51	Lots 1 to 32 incl., \$13.23.
BLOCK #57	Lots 1 to 32 incl., \$13.24.
BLOCK #77	Lots 1 to 24 incl., \$13.19.

BLOCK #107	Lots 1 to 32 incl., \$13.23.
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STATE OF COLORADO)

COUNTY OF MESA (SS

CITY OF GRAND JUNCTION)

I, Chas. E. Ross, 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 Paving and Sidewalk District No. 45, and includes interest to and including the 28th day of February, 1941, 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 Campbell 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 present voting AYE. The President Declared the motion carried.

Mr. Brownson explained that it had been found the Special Assessments against the property which is now included in McMullin-Gormley Subdivision, for the paving on Elm Avenue and also the sewer line on Elm Ave. includes an assessment on the streets and alleys which have been dedicated to public use in said subdivision. When the assessments were made, this area was assessed on an acreage basis, and later the streets and alleys were dedicated to the public with the result that the roll will have to be revised in order to take care of the new descriptions for the property. He also stated that Messrs. Gormley, McMullin, Hinman and himself had held several conferences on the matter and suggested a compromise.

It was moved by Councilman Carson and seconded by Councilman Boston that the City Manager be authorized to pay the cost of paving the street and alley intersections, approximately \$150.00, in settlement of the controversy, providing the owners of the property pay the entire sewer assessment, including sewer

assessments; and also that the City Manager be authorized to adjust the assessments against the property to conform to the present descriptions. Roll was called on the motion with all members of the Council present voting AYE. The President declared the motion carried.

The City Manager also reported that he had taken steps to file on the maximum amount of water that can be used in the spring before reservoir water is available, to protect the City's rights to Kannah Creek flood water. A hearing is to be held this week before Mr. Sternberg, referee in water adjudication matters, and an effort will be made to obtain an absolute decree on 40 inches of water, as of May 1, 1929, and a conditional decree on 110 inches. No filing had ever been made by the City on flood water, and as several others had recently made filings for agricultural use, the City's rights should be protected.

Considerable discussion was had concerning whether or not the City should sell the water from Flowing Park reservoir, especially this year when everything is so dry.

Mr. Brownson reported that he had signed the lease with the U. S. Government for leasing the C.C.C. warehouses, etc. for the fiscal year beginning July 1st, 1940. It was moved by Councilman Campbell and seconded by Councilman Treece that Mr. Brownson's action in signing the lease be ratified. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

Letters were read which Mr. Brownson had written to Black and Veatch, and a reply which he had received from Mr. F. M. (Andy) Veatch, concerning the Water Filtration plant and repairs.

A letter was read from Marshall Miller concerning lights for the old Junior College building. In the year 1939, the City appropriated the sum of \$150.00 for payment of lights, and the amount of \$112.15 was expended for bills submitted by Mr. Miller. This left a balance in the appropriation of \$37.85. Nothing was appropriated for the year 1940. The total amount of the bill submitted by Mr. Marshall was \$132.22. It was moved by Councilman Carson and seconded by Councilman Luebbert that the City Manager be authorized to pay to Mesa College, the sum of \$37.85. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

Matters pertaining to the Police Department equipment were presented.

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

/s/ Helen C. Tomlinson
City Clerk