

Grand Junction, Colorado

January 8, 1941

The City Council of the City of Grand Junction, Colorado, met in special session at 7:25 o'clock P.M. Councilmen present and answering at roll call were: Robb, Garrison, Campbell, Boston, Carson, Treece, and President Ross. City Manager Brownson, City Attorney Hinman, and City Clerk Tomlinson were present.

This was the time set for a hearing and consideration of objections made to the proposed annexation by the City of Grand Junction of Tope School Subdivision and W 1/2 of Block "A", College Subdivision.

The City Clerk reported that notice had been published in accordance with law and the Proof of Publication was exhibited. It was moved, seconded and carried that the Proof of Publication be accepted and filed.

There were no remonstrances or objections.

It was then moved by Councilman Carson and seconded by Councilman Robb that the special meeting adjourn and the Council convene in regular session. Motion carried. All Councilmen, the City Manager, City Attorney and City Clerk were present for the regular adjourned session of the meeting of January 1st, 1941.

The minutes of the regular meetings held December 18th and January 1st were read and approved.

The proposed ordinance entitled, "AN ORDINANCE RELATING TO TOPE SCHOOL SUBDIVISION AND THE WEST ONE-HALF OF BLOCK "A", COLLEGE SUBDIVISION TO THE CITY OF GRAND JUNCTION", was then introduced and read. It was moved by Councilman Carson and seconded by Councilman Boston that the proposed ordinance be passed for publication. Motion carried.

Ordinance No. 504 pertaining to the selling of fruits, vegetables, etc. at wholesale is still causing considerable trouble. Attorney Groves and several who truck fruit and vegetables into Grand Junction appeared before the Council and protested the present ordinance.

After considerable discussion, an ordinance entitled, "AN ORDINANCE REPEALING ORDINANCE NO. 504", was introduced and read. It was moved by Councilman Campbell and seconded by Councilman Garrison that the proposed ordinance be passed for publication. Motion carried.

The Proof of Publication to the proposed ordinance entitled, "AN ORDINANCE LICENSING, REGULATING AND DEFINING CERTAIN COIN OPERATED DEVICES" was introduced and read. It was moved by

Councilman Carson and seconded by Councilman Boston that the Proof of Publication be accepted and filed. Motion carried.

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

At this time, Attorney Lincoln Coit, and Mr. Roper and a representative of the Company who distributes coin-operated machines appeared before the Council and protested against the amount of the proposed license fee, stating that if this amount was demanded, it would be impossible to operate the machines.

After considerable discussion, it was moved by Councilman Carson and seconded by Councilman Boston, that Section 3 of the proposed ordinance be amended as follows: "Section 3. License Fees: The annual license fee for each coin-operated mechanical skill device shall be Twenty Dollars (\$20.00) and for each mechanical coin-operated music machine shall be Ten Dollars (\$10.00). Such licenses shall be issued pursuant to the provisions of Ordinance No. 238 and shall not be transferable as to ownership." Roll was called on the motion with all members of the Council voting AYE. The motion was declared carried.

It was then moved by Councilman Campbell and seconded by Councilman Robb that the ordinance entitled, "AN ORDINANCE LICENSING, REGULATING AND DEFINING CERTAIN COIN-OPERATED DEVICES", be passed and adopted as amended, numbered 638 and published. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

Councilman Carson then reported that he and Councilman Boston had met with the City Attorney, City Manager, Chief of Police, District Attorney Brown, and Deputy District Attorney Groves and discussed the matter of trade boards, punch boards, etc, and had come to the conclusion that punch boards came under the State law governing "gambling devices". The following resolution was presented and read:

RESCINDING RESOLUTION

WHEREAS, the City Council of the City of Grand Junction on September 17, 1937, adopted a resolution concerning trade boards in connection with the gambling ordinances of said City, and

WHEREAS, the City Council has now reconsidered the matter,

NOW, THEREFORE, BE IT RESOLVED that its action on September 17, 1937, in adopting the above described resolution be, and the same is hereby rescinded, and said resolution is hereby repealed and held for naught.

It was moved by Councilman Carson and seconded by Councilman

Campbell that the rescinding 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.

The Proof of Publication to the proposed ordinance entitled, "An Ordinance Concerning the Salary of the Chief of the Fire Department", was introduced and read. It was moved by Councilman Garrison and seconded by Councilman Campbell that the Proof of Publication be accepted and filed. Motion carried.

It was then moved by Councilman Campbell and seconded by Councilman Carson that the ordinance be called up for final passage.

The ordinance was then read, and upon motion of Councilman Boston, seconded by Councilman Garrison was passed and adopted, numbered 639 and ordered published. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried, and the ordinance duly passed and adopted.

There were no protests filed in connection with Combined Sewer District No. 8 assessments. A proposed ordinance entitled, "AN ORDINANCE APPROVING THE WHOLE COST OF THE IMPROVEMENTS MADE IN AND FOR COMBINED SEWER DISTRICT NO. 8, IN THE CITY OF GRAND JUNCTION, COLORADO, PURSUANT TO ORDINANCE NO. 178; ADOPTED AND APPROVED THE 11TH DAY OF JUNE, 1910, AS 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 Boston that the proposed ordinance be passed for publication. Motion carried.

Mrs. Cordelia Smith made application for a renewal of the 3.2 beer license for the Tavern Inn. Mrs. Smith's State license expires on Jan. 6th and her City license on Feb. 6th. She has renewed the State license. It was moved by Councilman Boston and seconded by Councilman Robb that the license of Mrs. Cordelia Smith be renewed, effective January 6th, 1941. Motion carried.

An application was presented by G. C. Muckenthaler, A. C. Conner, and G. J. Henaghan, for a cocktail lounge and restaurant liquor license at 160 Main St. Mr. Muckenthaler was present and explained to the Council just what they expected to do. He stated that they expected to make an investment of about \$8,000.00, and would run a very high-class place. It was moved by Councilman Carson and seconded by Councilman Garrison that the license be granted, when the State license has been received. Motion carried.

An application for a liquor store license was made by Thos. Yuille and J. E. White at 409 Main St. It was moved by Councilman Boston and seconded by Councilman Carson that the matter of this

license be tabled until the next regular meeting of the Council.
Motion carried.

The following bonds were presented, having been approved as to form by the City Attorney:

Hale and Jordan, Auctioneer
Lorenz J. Ritzman, Cement Contractor
Manchester Bros. Cement Contractor
Ralph H. Spence Cement Contractor
Roy W. Davis Cement Contractor
George Tilton Cement Contractor
James E. Broadhead Electrical Contractor
H. H. Brunner dba Brunner Electric Co., Electrical Contractor
John B. Kendall, Electrical Contractor
John Fuite dba Mt. Garfield Plumbing Co., plumber
Fred McKenzie, plumber
Joe Leff, Junk dealer
R. L. West dba West Advertising Service, billboard
Preston H. Dean, Home Portrait Photographer

It was moved by Councilman Carson and seconded by Councilman Campbell that the bonds be accepted and filed. Motion carried.

Mr. H. V. Zimmerman purchased the tax sale certificates against Lot 17, Block 52, which had been previously sold to Wayne Shaffer in 1925. Mr. Shaffer lost the deed which was given to him by the City, and which was never recorded. A quit claim deed has been secured from Mr. Shaffer to Mr. Zimmerman, but in order to clear the title, the City should execute a new deed to replace the one which was lost.

It was moved by Councilman Campbell and seconded by Councilman Treece that the President of the Council and the City Clerk be authorized to sign a deed to Lot 17, Block 52, made to Wayne Shaffer to replace the one which has been lost. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

The Soil Conservation Service made application for a revocable permit to install one 550 gallon underground gasoline storage tank and manly-operated gasoline pump in the parking in front of the garage building at 227 South 7th St.

The following revocable permit was submitted and read:

REVOCABLE PERMIT

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

That the Soil Conservation Service be granted a revocable permit to install one 550-gallon underground gasoline storage tank

in the parking in front of the garage at 227 South 7th Street; said tank to be installed in accordance with the ordinances, rules and regulations of the City of Grand Junction and under the direction of the City Building Inspector; and provided that the permission hereby granted for the aforesaid purposes shall be and is revocable at any time by action of the City Council and is granted in conformity with Section 127 of the Charter of this City; and provided further that the Soil Conservation Service, in consideration of the granting of such permission agrees to save the City harmless and to indemnify it against any and all damage, liability, and expense of every kind and nature which may arise by reason of the installation of the underground gasoline storage tank and the maintenance thereof; and the installation and maintenance of said tank shall constitute an acceptance of such last mentioned provision as an agreement upon the part of the Soil Conservation Service and their successors in interest to so indemnify said City.

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

A letter was read from the Chamber of Commerce asking that the City help financially, if it is deemed necessary to send some representative to Washington, D. C. to look out for the interests of Grand Junction in obtaining any new industries or assistance in connection with the defense program. No action was taken.

Attorney Raso appeared before the Council and reported that the residents of the 100 block on Colorado were using the lots between 1st and 2nd on Ute as a dumping ground and requested that the City ask them to keep this block in better condition. City Manager Brownson was instructed to look into this matter.

City Manager Brownson read a letter from D. C. Sewers, Secretary of the Colorado Municipal League concerning proposed legislation in connection with the gasoline tax. The following resolution was introduced and read:

Be It Resolved by the City Council of the City of Grand Junction that we heartily endorse the proposed bill amending the present State laws to provide that 15% of the State gasoline tax be distributed to the towns and cities of the State for use on City streets, without the supervision of the State Highway Department; and

Be It Resolved further that a copy of this resolution, duly certified by the City Clerk, be forwarded to all Representatives and Senators from this District.

It was moved by Councilman Campbell and seconded by Councilman Treece 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.

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

/s/ Helen C. Tomlinson
City Clerk