

Grand Junction, Colorado

June 18, 1941

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

The minutes of the regular meeting held June 4th were read and approved.

The City Clerk reported that there had been no protests filed in connection with Paving District No. 47.

The following resolution was presented and read:

RESOLUTION

CREATING AND ESTABLISHING PAVING AND SIDEWALK DISTRICT NO. 47 WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE PAVING OF CERTAIN STREETS AND ALLEYS AND THE CONSTRUCTION OF SIDEWALKS THEREON, AND PROVIDING FOR THE ISSUANCE OF BONDS THEREFOR.

WHEREAS, on the 7th day of May, A. D. 1941, the City Council of the City of Grand Junction, Colorado, passed a Resolution adopting details, plans and specifications for Paving and Sidewalk District No. 47 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 complaints or remonstrances in writing or otherwise were made concerning the proposed improvements, and

WHEREAS, the improvements specified in the petitions filed therefor, are substantially the same and the improvements therein may be included in one District:

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Grand Junction:

Section 1. That said Paving and Sidewalk District No. 47 be and the same is hereby created and established, and that the paving and other improvements therein be and the same are hereby authorized and directed, in accordance with the details, plans and specifications prepared and filed therefor.

Section 2. That the improvements in said District were duly

ordered, after Notice duly given; that petitions therefor, duly subscribed and acknowledged by the required number of property owners, were duly filed; that no remonstrances, protests or objections were filed against the creation or establishment of said District, or any of the proceedings adopted therefor, 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.

Section 3. That the streets, avenues and alleys to be paved and improved, the sidewalks to be constructed, the boundaries of said Paving and Sidewalk 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 7th day of May, 1941, and in accordance with the published Notice of Intention to create said District. That the following streets and avenues therein be improved by constructing a thirty-six foot pavement with a four-inch gravel base surfaced with a two-inch layer of plant-mix oil treated gravel, together with suitable Portland cement concrete curb and gutter, to-wit:

Tenth Street from the south line of North Avenue to the North line of Belford Avenue; Belford Avenue from the west line of Tenth Street to the west line of Eleventh Street; and Tenth Street from Hill Ave. to Teller Avenue.

and that the following streets and avenues therein be improved by constructing a thirty-foot street with a four-inch gravel base surfaced with a two-inch layer of plant-mix oil treated gravel, together with suitable Portland cement concrete curb and gutter, to-wit:

Glenwood Avenue from the east line of Seventh Street to the east line of Craig's Subdivision.

and that a five-foot sidewalk be constructed along Glenwood Avenue from the east line of Seventh Street to the east line of Craig's Subdivision. Said sidewalk to be four inches thick, constructed of Portland cement concrete, and placed adjacent to the curb; and that the following alleys therein be improved by excavating and constructing a sixteen-foot pavement with a four-inch gravel base surfaced with a two-inch layer of plant-mix oil treated gravel, to-wit:

The alley between Sixth and Seventh Streets and Belford and North Avenues.

The alley between Third and Fourth Streets and Belford and North Avenues.

The alley between Second and Third Streets and Teller and

Belford Avenues.

The alley between Fourth and Fifth Streets and Teller and Belford Avenues.

The alley between Fifth and Sixth Streets and Teller and Belford Avenues.

The alley between Seventh and Eighth Streets and Teller and Belford Avenues.

The alley between the north and south alley east of Seventh Street and Eighth Street.

The alley between Tenth and Eleventh Streets and Main and Rood Avenues.

The alley between Eleventh and Twelfth Streets and Main and Colorado Avenues.

The alley between Third and Fifth Streets and South and Pitkin Avenues.

Section 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 (excluding the amount to be paid by the City of Grand Junction for the paving of intersections) said City shall issue Public Improvement Bonds of said Paving and Sidewalk District, dated the 1st day of October, A. D. 1941, in the denomination of \$500.00 each, numbered 1 to 19 inclusive, due and payable on the 1st day of October, A. D. 1953, subject to call and payment, however, at any time prior to the maturity of said bonds, to bear interest at the rate of three percentum per annum, payable semi-annually on the 1st day of October and the 1st day of April of each year, as evidenced by coupons 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 facsimile signature of the City Treasurer and when so executed, said bonds shall be registered by the City Treasurer.

Section 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

PUBLIC IMPROVEMENT BOND
PAVING AND SIDEWALK DISTRICT NO. 47

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 October, 1953, subject to call and payment, however, at any time prior thereto, with interest thereon from date until payment at the rate of _____ per centum per annum, payable semi-annually on the first day of April and the first day of October 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 local improvements in Paving and Sidewalk District No. 47, 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 Paving and Sidewalk District No. 47, especially benefited by said improvement, 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 Paving and Sidewalk District No. 47 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 facsimile signature of the City Treasurer, this 1st day of October, A. D. 1941.

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 public improvement bond of Paving and Sidewalk District No. 47, provided the bond to which this coupon is attached shall not have been paid.

Attached to bond dated October 1, A. D. 1941.

/s/ (Facsimile signature)
City Treasurer

No.

(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. 1941.

City Treasurer

(GUARANTY CERTIFICATE)

Payment of the within bond is guaranteed by the City of Grand Junction, Colorado.

President of the City Council

ATTEST:

City Clerk

Section 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.

Section 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 with work done under a W.P.A. project, using relief labor furnished by and under the terms of the Works Projects Administration, and by the purchase of all necessary material, supplies, and equipment, and subject to the further supervision of the City Council, as provided in Section 2, Ordinance No. 178, as amended.

ADOPTED AND APPROVED this 18th day of June, A. D. 1941.

President of the Council

ATTEST:

City Clerk

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

The City Clerk reported that no protests or remonstrances had been filed in connection with Sidewalk District No. 11.

The following Resolution was presented and read:

RESOLUTION

CREATING AND ESTABLISHING SIDEWALK DISTRICT NO. 11 WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE CONSTRUCTION AND RECONSTRUCTION OF CERTAIN SIDEWALKS AND PROVIDING FOR THE ISSUANCE OF BONDS THEREFOR.

WHEREAS, on the 7th day of May, A. D. 1941, the City Council of the City of Grand Junction, Colorado, passed a Resolution adopting details, plans and specifications for Sidewalk District No. 11 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 complaints or remonstrances in writing or otherwise were made concerning the proposed improvements, and

WHEREAS, the improvements specified in the petitions filed therefor, are substantially the same and the improvements therein may be included in one District:

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Grand Junction:

Section 1. That said Sidewalk District No. 11 be and the same is hereby created and established, and that the improvements therein be and the same are hereby authorized and directed, in accordance with the details, plans and specifications prepared and filed therefor.

Section 2. That the improvements in said District were duly ordered, after Notice duly given; that no remonstrances, protests or objections were filed against the creation or establishment of said District, or any of the proceedings adopted therefor, 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.

Section 3. That the sidewalks to be constructed or reconstructed, the boundaries of said Sidewalk 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 such cost, shall be as prescribed in the resolution adopting details, plans and specifications for said district on the 7th day of May, 1941, and in accordance with the published Notice of Intention to create said district.

That the improvements shall consist of constructing or reconstructing a five-foot Portland Cement concrete sidewalk, four inches thick, except across driveways, where same shall be six inches thick.

That said streets and avenues to be improved shall include all those within the limits of the City of Grand Junction, Colorado, upon which sidewalks are to be constructed or

reconstructed, and (1) Wherever the owners of the abutting property shall have been notified that the City Council of the City of Grand Junction, Colorado, has included such improvements in said Sidewalk District No. 11, and, (2) Where abutting property owners shall have authorized the City Council of the City of Grand Junction, Colorado, in writing to include certain optional and additional sidewalk construction or reconstruction.

Section 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 (excluding the amount to be paid by the City of Grand Junction for the improvement of intersections) said City shall issue Public Improvement Bonds of said Sidewalk District, dated the 1st day of August, A. D. 1941, in the denomination of \$500.00 each, numbered 1 to 65 inclusive, due and payable on the 1st day of August, A. D. 1953, subject to call and payment, however, at any time prior to the maturity of said bonds, to bear interest at the rate of _____ per centum per annum, payable semi-annually on the 1st day of August and the 1st day of February of each year, as evidenced by coupons 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 certificates 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 facsimile signature of the City Treasurer and when so executed, said bonds shall be registered by the City Treasurer.

Section 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

PUBLIC IMPROVEMENT BOND
SIDEWALK DISTRICT NO. 11

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 August, 1953, subject to call and payment, however, at any time prior thereto, with interest thereon from date until payment at the rate of _____ per centum per annum, payable semi-annually on the first day of August and the first day of February 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 local improvements in Sidewalk District No. 11 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 Sidewalk District No. 11, especially benefited by said improvement, 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 Sidewalk District No. 11 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 facsimile signature of the City Treasurer, this 1st day of August, A. D. 1941.

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 public improvement bond of Sidewalk District No. 11, provided the bond to which this coupon is attached shall not have been paid.

Attached to bond dated August 1, A. D. 1941.

/s/ (Facsimile signature)
City Treasurer

No.

(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. 1941.

City Treasurer

(GUARANTY CERTIFICATE)

Payment of the within bond is guaranteed by the City of Grand Junction, Colorado.

President of the City Council

ATTEST:

City Clerk

Section 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.

Section 7. People's Ordinance No. 27, passed by a vote of the people on April 8th, 1941, authorizes the City Council to levy an annual ad valorem tax on all of the taxable property in the City, not exceeding in any one year one mill on the valuation thereof, for the construction of public improvements in said City, and for making up deficits in special improvement district funds.

ADOPTED AND APPROVED this 18th day of June, A. D. 1941.

President of the Council

ATTEST:

City Clerk

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

Glen L. Robb dba White Kitchen, 120 North 4th application for renewal of 3.2 beer license presented. It was moved by Councilman Carson and seconded by Councilman Ross that the license be granted. Motion carried.

Application for a beer license for the Coney Island and 409 Main St. was made by Peter Couvelis. It was moved by Councilman Carson and seconded by Councilman Treece that the license be granted. Motion carried, with Councilman Ross voting No.

School District No. 1 and the Biggs Kurtz Investment Co., as owners of all of the property abutting on the east side of North Seventh Street in College Addition, have requested for permission to construct sidewalk at the curb line on the east side of North 7th St. from Orchard Avenue north to the City limit line.

The following resolution was presented and read:

RESOLUTION

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

That on and along the east side of North Seventh St. in College Addition from Orchard Avenue north to the City limit line, where curbs have been or will be hereafter constructed at the same time or prior to the installation of sidewalk, said sidewalk shall be constructed with the outer edge of the walk in line with and

against the back line of said curb.

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

City Manager Brownson reported on the Grand Cab Co. and read a report from the Chief of Police, recommending that the Council consider the revocation of the license for operating a taxi cab, which Thereon Peers and Robert Adkinson now have.

It was moved by Councilman Carson and seconded by Councilman Fox that a special meeting of the Council be called for June 25th, if the City Attorney gets back in town and has an opportunity to review the evidence in the case and is ready to present same to the Council and call a hearing on the revocation of this license at that time. Motion carried.

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

/s/ Helen C. Tomlinson
City Clerk