

Grand Junction, Colorado

November 19, 1947

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: Harper, Hoisington, Bagby, Colescott, Martin, Harris and President Carson. Also present were City Manager Fritz, City Attorney Banks, City Clerk Tomlinson and Chief of the Department of Public Works and Planning, Carl Bennett.

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

Applications for renewal of liquor licenses for the year 1948 were presented as follows:

Hotel and Restaurant Licenses

H. E. Burnett, Hotel St. Regis, 4th & Colo.
John V. and Marian S. Vogel, Hotel D. Cafe and Lounge,
118 Main St.
Tony Santy, Santy's Cafe and Lounge, 335 Main
Macongan, Inc. (G.J. Henaghan, Crete Turner, R.E. Dutcher)
160 Main
T. Ted Hayashi, Royal Grill, 209 Colorado
Harland G; Daley and Helene C. Briggs, Golden Pheasant Cafe,
354 Main
Toivo Keinonen and Mike King, Quincy Restaurant, 609 Main
LaCourt Hotel, 2nd and Main
Bernice Russell and George Jones, Wester Cafe,

Retail Liquor Stores

Richard L. Stranges and Antonio Stranges, State Liquor Store,
645 Rood
John Cadez, Grand Liquor Store, 357 Main
J. E. White and Thomas Yuille, Quality Liquors, 115 S. 5th
Henry R. Post, City Liquor Store, 119 South 6th
Pete Bosma, Pete's Liquor Store, 101 N. 1st
Gilbert and Marian Gordon, Crown Liquor Company,
119 South 4th
Raso Liquor Store, 220 South 2nd
A. W. Luellen, DeLuxe Liquors, 120 N. 4th

Restaurant Beer and Wine

Carl and Louise Swenson, Manhattan Cafe, 345 Main

Drug Stores

Tom Copeland, Copeland Cut Rate Drug, 5th & Main
A. W. Hammer Drug Co., 158 Main

Clubs

Elk's Club
Eagles Club
Robbins McMullin Post, American Legion
Veteran's of Foreign Wars, Post #1247

It was moved by Councilman Bagby and seconded by Councilman Harris that the applications for renewal of hotel and restaurant liquor licenses be approved and licenses granted when State licenses are received. Motion carried.

It was moved by Councilman Hoisington and seconded by Councilman Bagby that the applications for renewal of liquor store licenses be approved and licenses granted when State licenses are received. Motion carried.

It was moved by Councilman Harris and seconded by Councilman Colescott that the applications for renewal of the Manhattan Cafe restaurant beer and wine license be approved and license granted when the State license has been received. Motion carried.

It was moved by Councilman Bagby and seconded by Councilman Harris that the application for the renewal of drug store liquor licenses be approved and licenses granted when the State licenses have been received. Motion carried.

It was moved by Councilman Harper and seconded by Councilman Colescott that the applications for the renewal of Club liquor licenses be approved and licenses granted when the State licenses have been received. Motion carried.

The matter of the retail liquor store license for Mark Hamilton at 450 North Avenue was brought up and discussed. The new school building will be farther than 500 feet from this building. It was also pointed out that the 500-foot limit restriction applies only to establishments selling liquor by the drink. It was moved by Councilman Bagby and seconded by Councilman Harris that the license be granted. Roll was called on the motion with the following result: Councilmen voting AYE: Harper, Bagby, Colescott, Martin, Harris and Carson. Councilmen voting NO: Hoisington. A majority of the Councilmen voting AYE, the President declared the motion carried.

Mr. Bennett and Mr. Carter reported that Hog Chute was now complete. The final tabulation of costs has not been completed, but apparently will be higher than anticipated. The Council expressed their pleasure that the dam was completed this year, and felt that if it had been delayed another year, the costs would have been still higher.

The Distribution lines are being laid at this time. However pipe under 12 inches has not been received and may be delayed for some time. It is hoped that it will arrive so that the contractor

will not have to close down the job again before completion.

Mr. L. C. Slaughter appeared before the Council and requested that he be allowed to set a metal building 7 x 12 x 8 ft. high on Lot 26, Block 118. This building is one which was previously used by Ben Kast for a popcorn stand on Main Street. Mr. Slaughter desires to put the building on a parking lot to be used for an office. In his letter he requested that he be allowed to use the building for a pop corn stand and office, but it had been understood previously that the building was to be used only as an office. Sanitary requirements can not be met at this location for any food handling business. It was moved by Councilman Hoisington and seconded by Councilman Harris that Mr. Slaughter be granted permission to use the building as an office building only and place it on Lot 26, Block 118. Motion carried.

Western Air Lines have formally assigned their lease for the use of Walker Field to United Air Lines. It was moved by Councilman Harris and seconded by Councilman Bagby that the City Manager be authorized to sign the lease assignment on behalf of the City. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

The following resolution was presented and read:

RESOLUTION

AMENDING SECTIONS 5 AND 6 OF AND ADDING SECTION 8 TO A RESOLUTION ENTITLED "CREATING AND ESTABLISHING SANITARY SEWER DISTRICT NO. 10 WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE CONSTRUCTION OF A SANITARY SEWER THEREIN AND PROVIDING FOR THE PAYMENT THEREFOR."

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

1. That Section 5 of the above entitled Resolution adopted and approved on the 1st day of October, 1947, be and the same is hereby amended to read as follows:

5. That for the purpose of paying the cost and expenses of constructing said improvements in said District, including engineering, inspection, and other incidental expenses, the City shall issue Public Improvement Bonds of said Sanitary Sewer District No. 10, dated the 1st day of October, 1947, in the denomination of \$1,000.00 each, numbered 1 to 100, inclusive, due and payable on the 1st day of October, 1958, subject to call and payment, however, at any time prior to the maturity of said bonds, to bear interest at the rate of three and one-quarter per centum (3 1/4%) per annum, payable semi-annually on the first day of April and the first day of October of each year. Said interest shall be evidenced by two sets of coupons to be attached to said bonds, one set, numbered 1 to 22, inclusive, and the other set, numbered A-1 to A-22 inclusive, such coupons to be at the rates

and to be attached to bonds numbered as follows:

Bond Nos.	Coupons 1-22 inclusive	Coupons A-1 to A-22 inc.
1-10	1 1/2%	1 3/4%
11-20	1 3/4%	1 1/2%
21-30	2%	1 1/4%
31-40	2 1/4%	1%
41-50	2 1/2%	3/4%
51-80	2 3/4%	1/2%
81-100	3%	1/4%

The principal of and interest on said bonds shall be payable at the office of the City Treasurer of the City of Grand Junction, Colorado. Said bonds 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.

2. That Section 6 of said entitled Resolution be, and the same is hereby amended to read as follows:

6. Said bonds, the coupons to be attached thereto and the registration certificate to be endorsed thereon, shall be in substantially the following form:

UNITED STATES OF AMERICA

CITY OF GRAND JUNCTION

COUNTY OF MESA

PUBLIC IMPROVEMENT BOND
SANITARY SEWER DISTRICT NO. 10

No. _____

\$1,000

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

ONE THOUSAND DOLLARS

in lawful money of the United States of America, on the first day of October, 1958, subject to call and payment, however, at any time prior thereto, with interest thereon from date until payment as evidenced by interest coupons hereto attached, said interest being 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 Sanitary Sewer District No. 10, 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 Sanitary Sewer District No. 10, especially benefited by said improvement, and is also payable out of available proceeds of an annual one mill tax to be levied on the taxable property in said City, pursuant to People's Ordinance No. 27 of said City, which tax was voted and authorized to make up deficits in special improvement district funds. The amount of the assessments upon the real estate in said District for the payment hereof, with accrued interest, shall be 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.

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 said Sanitary Sewer District No. 10, the construction of improvements therein, 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.

For the payment of this bond and the interest thereon, said

City pledges the exercise of all its lawful powers.

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, as of the 1st day of October, A. D. 1947.

President of the City Council

(SEAL)

ATTEST:

City Clerk

(FORM OF COUPON)

No. _____

\$ _____

On the 1st day of April, October, A. D. 19_____, unless the bond to which this coupon is attached has been called for prior redemption, 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 Public Improvement Bond of Sanitary Sewer District No. 10, dated October 1, A. D. 1947,

No. _____

(Facsimile 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. 1947.

City Treasurer

3. That there be added to said entitled Resolution the following section numbered 8, to-wit:

8. Said bonds and the interest thereon shall be paid out of the proceeds of a special assessment to be levied upon the real estate in said District, and out of available proceeds of an annual one mill tax to be levied on the taxable property in said City, pursuant to People's Ordinance No. 27 of said City, which tax was voted and authorized to make up deficits in special improvement district funds.

4. All resolutions or parts thereof in conflict herewith are hereby repealed.

ADOPTED AND APPROVED this _____ day of November, A. D. 1947.

President of the Council

(SEAL)

ATTEST:

City Clerk

It was then moved by Councilman Bagby and seconded by Councilman Harris that all rules of the Council which might prevent, unless suspended, the final passage and adoption of said Resolution at this meeting, be and the same are hereby suspended, for the purpose of permitting the final passage and adopted of said Resolution at this meeting.

The question being upon the adoption of said motion and the suspension of the rules, the roll was called with the following result;;

Those voting AYE:

Councilmen: Harper, Hoisington, Bagby, Colescott, Martin,
Harris, Carson

Those voting NAY: None

All members of the City Council having voted in favor of said motion, the President declared said motion carried and the rules suspended.

Councilman Harper then moved that said Resolution be finally passed and adopted as introduced and read. Councilman Harris seconded the motion.

The question being upon the final passage and adoption of said Resolution, the roll was called with the following result:

Those voting AYE:

Councilmen: Harper, Hoisington, Bagby, Colescott, Martin,
Harris Carson

Those voting Nay: None.

The President, as presiding officer, thereupon declared that all the members of the City Council duly elected, qualified and acting as such, having voted in favor thereof, the said motion was carried and the said Resolution finally passed and adopted.

On motion duly adopted, it was then ordered that said Resolution be recorded and authenticated as required by law.

Mayor

(SEAL)

ATTEST:

City Clerk

The following resolution was presented and read:

RESOLUTION

WHEREAS increased labor costs, the installation of additional traffic control signals, the opening and maintenance of new streets in territory annexed to the City of Grand Junction, and unexpected service demands in the operation and maintenance of the street system of the City of Grand Junction, have caused the said City to spend more money than had been budgeted for this purpose during the year 1947; and

WHEREAS the expenditure of the necessary sums of money for the aforesaid purposes have created a deficit in the highway fund which must be met in order to assure the continued operation of the highway department;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO, that the sum of \$25,000.00 be transferred by the City Treasurer from the Water Working Fund to the General Fund for the use of the highway department, with the express understanding and agreement, however, that the said sum of \$25,000.00 shall be transferred back from the General Fund to the Water Working Fund on or before May 1, 1948.

It was moved by Councilman Hoisington and seconded by Councilman Martin 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 following entitled emergency ordinance was introduced and read: "An Ordinance Providing for a Special Appropriation to the Highway Department and Declaring an Emergency". It was moved by Councilman Hoisington and seconded by Councilman Harper that the ordinance be passed and adopted as an emergency ordinance, numbered 758 and ordered published. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

The Finance Committee of the City Council had held a meeting with the City Manager, City Attorney and City Treasurer and had decided that the only way the financial difficulties of the City could be handled was in the above manner. President Carson stated that he would call an adjourned meeting of the Council in the very near future and go over the entire financial situation for the balance of 1947 and for 1948.

City Manager Fritz reported that there were various pieces of City owned equipment which had been replaced by new equipment that he would like authorization to sell on sealed bids. It was moved by Councilman Harris and seconded by Councilman Harper that the City Manager be authorized to sell such equipment as he felt was not necessary for the operation of the City. Motion carried.

The Proof of Publication to the proposed ordinance entitled, "An Ordinance to Amend the Zoning Map Accompanying Ordinance No. 755 and Being a Part Thereof", was introduced and read. It was moved by Councilman Martin and seconded by Councilman Colescott that the Proof of Publication be accepted and filed. Motion carried.

The ordinance was then called up for final passage upon motion of Councilman Hoisington, seconded by Councilman Martin and duly carried.

It was reported that there had been no protests filed against the changes of zoning. It was moved by Councilman Hoisington and seconded by Councilman Martin that the ordinance be passed, adopted, numbered 757 and published. Roll was called on the motion with all members of the Council voting AYE. The President declared the motion carried.

The ordinance was then read and upon motion of Councilman Hoisington and seconded by Councilman Martin was passed and adopted, numbered 757 and ordered published. Roll was called on the motion with all members voting AYE. The President declared the motion carried.

Mr. Fuoco requested that he be allowed to construct a driveway on Hill Avenue, approximately 121 Hill, to service his used car lot. He requested that he be allowed to construct a fourteen-foot driveway. It was moved by Councilman Harris and seconded by Councilman Harper that the request be granted. Motion

carried.

Dr. Vagneur appeared before the Council and explained that he has requested the State and Federal Government to send in inspectors to go over the milk situation here and inspect all producers and plants with the idea in mind that all should be graded. At the present time one distributor is not equipped to furnish Grade "A" milk, and is not getting his plant fixed up very rapidly. A number of the Grade "A" Producers for Arden-Sunfreze appeared with a request that all producers be required to produce Grade "A" milk. These producers were advised by the Council to get in touch with Grade "A" producers for other milk distributors and get their reaction to a rigid enforcement of the Grade "A" milk ordinance.

A letter from the Board of School District No. 1 was read in which they requested that the City help in the control of certain designated school crosswalks. They request that some definite plan of pavement marking peculiar to school crossings only be used to designate said crosswalks, also special school roadside signs should be used. It was requested that the following street crossings be marked:

- (1) 15th Street & North Avenue
- (2) 19th Street and North Avenue
- (3) 12th Street and North Avenue
- (4) 5th Street and Hill Avenue
- (5) 5th Street and Grand Avenue
- (6) 5th Street and Ute Avenue
- (7) Grand Avenue overpass and West Street
- (8) 7th St between Bookcliff Avenue and Walnut Street
- (9) Gunnison Avenue between 9th and 10th

It was moved by Councilman Martin and seconded by Councilman Harper that the City cooperate with School District No. 1 in the marking of school crossings. Motion carried.

It was requested that street and sidewalk lines be marked at the depot and new maintenance building at the D.R.G.W. Ry.

It was moved by Councilman Hoisington and seconded by Councilman Martin that the meeting adjourn until Monday, November 24th at 7:30 o'clock P.M. Motion carried.

/s/Helen C. Tomlinson
City Clerk