

Grand Junction, Colorado

March 1, 1950

The City Council of the City of Grand Junction met in regular session at 7:30 P. M. o'clock. Councilmen present and answering roll call were Harper, Carson, Hanson, Martin, Colescott, Dufford and President Hoisington. Also present were Acting City Manager, City Attorney Banks and City Clerk Tomlinson.

The minutes of the regular meeting held February 15th and the special meeting held February 24th were read and approved.

The City Clerk reported that there had been no protests filed in connection with Paving District No. 48. the following Resolution was presented and read:

RESOLUTION

CREATING AND ESTABLISHING PAVING DISTRICT NO. 48 WITHIN THE CORPORATE LIMITS OF THE CITY OF GRAND JUNCTION, COLORADO, AUTHORIZING THE WIDENING OF THE STREET, THE CONSTRUCTION OF CURBS AND GUTTERS AND PAVING THEREIN, AND PROVIDING FOR THE PAYMENT THEREFOR.

WHEREAS, on the 18th day of January, A. D. 1950, the City Council of the City of Grand Junction, Colorado, passed a Resolution adopting details, plans and specifications for Paving District No. 48 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, no written complaints or objections have been made concerning the proposed improvements;

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

1. That said Paving District No. 48 shall be and the same is hereby created and established, and that the widening of the street, the construction of curbs and gutters, and street paving therein shall be and the same is hereby authorized and directed in accordance with the details, plans and specifications prepared and filed therefor;

2. That the construction of the said paving can be efficiently made by the City, and the work shall be done and the construction shall be made under the direction and control of the City Manager by hiring labor by the day or otherwise, and by purchasing all necessary material, supplies and equipment;

3. That the widening of the street and the construction of the curbs and gutters shall be made by contract let to the lowest reliable and responsible bidder after public advertisement, except that if it be determined by the City Council that the bids are too high, and that these proposed improvements can be efficiently made by the City, the City Council may provide that the construction shall be made under the direction and control of the City Manager by hiring labor by the day or otherwise, and by purchasing all necessary material, supplies and equipment;

4. That the improvements in said District were duly ordered, after Notice duly given; that no remonstrance, protest or objection was 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;

5. That the boundaries of said Paving District, the amounts to be assessed, the number of installments and 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 18th day of January, A. D. 1950, and in accordance with the published Notice of Intention to create said District;

6. 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 Paving District No. 48, dated the 1st day of April, 1950, in the denomination of \$500.00 each, numbered 1 to 41, inclusive, due and payable on the 1st day of April, 1960, subject to call and payment, however, at any time prior to the maturity of said bonds, to bear interest at the rate of four per centum per annum, payable semi-annually on the first day of April and the first day of October of each year, as evidenced by coupons to be 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 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;

7. Said bonds shall be 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 District No. 48, especially benefited by said improvement, and shall also be payable out of available proceeds of an annual one mill tax to be levied on the taxable property in said City, which tax was voted and authorized to make up deficits in special improvement district funds;

8. 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

STATE OF COLORADO
COUNTY OF MESA
CITY OF GRAND JUNCTION

PUBLIC IMPROVEMENT BOND
PAVING DISTRICT NO. 48

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 April, 1960, subject to call and payment, however, at any time prior thereto, with interest thereon from date until payment at the rate of four per centum per annum, payable semi-annually on the first day of April and the first day of October of 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 District No. 48, 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 thereof.

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 District No. 48, 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, and the amount of the assessments upon the real estate in said District for the payment hereof, with the 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 Paving District No. 48 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 April, A. D. 1950.

President of the City Council

ATTEST:

City Clerk

(FORM OF COUPON)

No. _____

\$10.00

On the _____ day of _____, A. D. 195_____, 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 District No. 48, provided the bond to which this coupon is attached shall not have been paid.

Attached to bond dated April 1, A. D. 1950.

/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. 1950.

City Treasurer

9. 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.

ADOPTED AND APPROVED this 1st day of March, A. D. 1950.

President of the Council

(SEAL)

ATTEST:

City Clerk

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

At the request of the Council at a previous meeting, Mr. Ralph Stocker, Superintendent of the Parks and Cemeteries, appeared to explain matters in connection with the cemeteries. The Council discussed the matter of the Perpetual Care Fund for the cemeteries and did not come to any agreement on the division of the money charged for a grave space and the perpetual care. It was finally tabled until a later meeting so that an investigation could be made on whether or not the City receives sufficient funds to cover the costs of opening graves.

Mr. Holloway, who lives in the old house at the disposal plant grounds and cares for the nursery, wonders if the City would sell him some ground in this tract upon which he could build himself a new house. He would like to tear down the old house and use the lumber in the new one. The matter was referred to Acting City Manager Burton for further investigation.

There are requests to extend water mains on 5th from Orchard to Walnut which would be 600 ft. of pipe, 19th St. from Orchard south 660 ft. and on Texas Ave. from 25th St. 600 ft. There are new homes either under construction or to be constructed on all of these streets, and the water mains are necessary. It would cost approximately \$5,000 to construct these mains and which money was provided in the 1950 budget. It

was moved by Councilman Dufford and seconded by Councilman Martin that Mr. Burton be instructed to go ahead with the construction of these mains. Motion carried.

Mr. E. G. Power of 2830 Elm would like to have the approval of the Council for a water tap at 28th & Elm to serve thirty outside water users. It was moved by Councilman Martin and seconded by Councilman Colescott that the request be granted. Roll was called on the motion with the following results:

Councilmen voting "AYE:" Harper, Martin, Colescott and Dufford

Councilmen voting "NO:" Hanson, Carson and President Hoisington

A majority of the Councilmen voting "AYE", the President declared the motion carried.

This was the date set for hearing on a 3.2 beer license for Doc's Drive In at 4th & White. No protests were filed concerning this license, so it was moved by Councilman Martin and seconded by Councilman Dufford that the license be granted. Motion carried.

Applications for the renewal of 3.2 Beer Licenses for Safeway Store, 217 No. 7th and Rettig's Market at 755 No. 12th were presented. It was moved by Councilman Martin and seconded by Councilman Hanson that the licenses be granted. Motion carried.

Mrs. Eugene Longo and Leona Longo applied for a retail liquor license at 326 So. 2nd. It was moved by Councilman Colescott and seconded by Councilman Martin that this license be advertised for hearing on the 5th of April. Motion carried.

Mr. H. H. Hughs, owner of the Hugh's Grocery, at Houston & North Avenue, requested permission to construct a lay-back curb in front of his store. It was moved by Councilman Carson and seconded by Councilman Martin that the matter be delayed until after a decision has been made as to the set-back of buildings along North Avenue. Motion carried.

The annual Water and Sewage School will be held in Denver March 13th to 15th. It has been customary practice for a number of years to send the Operator of the Sewage Disposal Plant and the Filter Plant to the School, and also to send other City employees to various schools and conferences to which they are affiliated. The Council were requested to express themselves as to whether they wanted to continue this practice. It was moved by Councilman Harper and seconded by Councilman Martin that the policy of sending employees to conferences and schools be continued as in the past. Motion carried.

Acting City Manager Burton read a letter from Smith, Hegner & Moore concerning the costs of operating for the City Administration Auditorium. It was moved

by Councilman Martin and seconded by Councilman Hanson that to those who use the building and pay the costs only, a fee of \$15.00 should be charged and to those who use it for profitable enterprises a fee of \$35.00, the use of the building to be determined by the City Manager. Roll was called on the motion with all members of the Council voting "AYE." The President of the Council declared the motion carried.

A number of people were present regarding the "Youth for Christ" rallies which are held on Saturday nights. These meetings are a combination of all churches and several who were present spoke of the advisability of having them in an undenominational location thinking that it would serve more people. Considerable discussion was had on the use of the auditorium, and it was felt by the Council that as there are some fifty or more churches in Grand Junction and no facilities in this building for music, it would not be well to rent it for more than occasional religious services, and give no one group special privileges over another in the use of the building.

The East Elm Avenue Heights Plat is ready for advertising. This extends from 25th St. to 27th St. on Elm to Mesa Avenue and includes the ground recently acquired from Mrs. Gross. It was moved by Councilman Martin and seconded by Councilman Hanson that the Plat of East Elm Avenue Heights be advertised. Motion carried.

Mr. Amos Crosby appeared before the Council in regard to his City Bus License. He stated that he had been given to understand by Mr. Moore that a contract which had been entered into previously to his coming to the City for 1948 with Messrs. Edwards and Eastman was effective in so far as he was concerned and that under this contract he would not be required to pay any bus licenses for two years. The Council were apparently not aware that the agreement was in effect in so far as Mr. Crosby was concerned but some of them felt that if he would operate under the agreement and keep them informed as provided, they would not disapprove of going along with him. However, no definite decision was reached. Mr. Crosby had made application to operate a taxi-cab company in Grand Junction, having purchased the 57 cabs from Wesley Hayden. It was moved by Councilman Carson and seconded by Councilman Hanson that Mr. Crosby be granted a taxi-cab license. Motion carried.

Mr. Burkey requested permission to cut the curb on the west side of So. 7th from South Avenue to the alley and put in a lay-back curb. It was moved by Councilman Harper and seconded by Councilman Dufford that a revocable permit be granted to the Burkey Lumber Co. for a lay-back curb. Roll was called on the motion with all members of the Council voting "AYE" except Mr. Martin who had left the meeting previously.

A letter from Mr. T. E. Moore, Architect, was read in which he stated that he had enjoyed working with Mr. Moore, City Manager, in the construction of the City Hall and the Stadium. He stated that these buildings would not have been possible at their extremely low cost and high quality if it had not been for the ability, experience and construction background of Mr. T. I. Moore. He went on to inform the Council of several ways in which the City Hall had been changed after the plaster and part of the building of the old Lowell School had been torn down in order to build it up to modern building

codes. He also commended Mr. Pifer for the excellent job he had done as Foreman of the City Hall Remodeling work. It was moved by Councilman Carson and seconded by Councilman Colescott that the letter be received and filed. Motion carried.

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

/s/ Helen C. Tomlinson
City Clerk