

Grand Junction, Colorado

August 2, 1950

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

It was moved by Councilman Colescott and seconded by Councilman Hoisington that the minutes of the regular meeting held July 19th be approved as written. Motion carried.

WALDAPHEL'S APPROVE ALLEY. Mr. Silmon Smith appeared before the Council and said that Dr. and Mrs. Waldaphel had approved of the alley between Cannell and 12th and Elm and Texas which had been in controversy for many months. He stated that he and the Waldaphels appreciated the courtesy extended by the Council in delaying condemnation proceedings for acquiring this alley. This matter was referred to City Attorney Banks several weeks ago to work out a solution and he is to continue proceedings to get this alley established.

S. J. MILLER REQUESTS R. R. CROSSINGS AND STRUTHERS AVE. BE FIXED. S. J. Miller of the S. J. Miller Packing Co., Cannery, appeared before the Council and stated that Struthers Ave. and the Railroad Crossings on Seventh and Ninth Streets were in deplorable condition, and that he would appreciate having them fixed before they start canning ripe peaches and tomatoes. Having to haul the produce over such rough streets bruises it so that it depreciates in value. It was moved by Councilman Carson and seconded by Councilman Hanson that the matter be referred to the City Manager, he to get in touch with the Railroad Superintendent to get the crossings fixed and to see what it might be possible to do with Struthers Avenue. Motion carried.

VETTER SIDEWALK NOTICE. Mr. Vetter appeared before the Council with a notice he had received to repair the sidewalk at 1027 Rood. He stated that the break in the sidewalk was caused from a tree and that he had been asking the City to remove this tree for the past two or three years. It was moved by Councilman Hanson and seconded by Councilman Harper that this matter be referred to the City Manager. Motion carried.

CAMPUS DRUG LIQUOR LICENSE. This was the date set for the hearing for liquor license for W. H. Huber at the Campus Drug Store, 1002 North Avenue. Petitions were filed signed by many of the property owners in the vicinity of the Campus Drug Store protesting the issuance of any liquor license in that neighborhood. A letter from Miss Mary Rait, Vice-president of Mesa College, was read in which she asked that the Council postpone action on this license until Mr. Wubben, President of Mesa College, and Mr. Penberthy, Chairman of the Board, return to Grand Junction. It was moved by

Councilman Hoisington and seconded by Councilman Colescott that this matter be deferred until the next meeting of the Council. Motion carried.

CITY LIQUOR STORE VIOLATION HEARING. Mr. C. V. Williams, Proprietor of the City Liquor Store, 119 So. 6th St. had been called to appear before the Council to show cause why his license should not be revoked on account of having sold both whiskey and beer to a fourteen-year old boy, David Lee Wilson. The records of the Municipal Court showed that Mr. Williams had been fined \$100.00 upon conviction of the charge of selling beer to a minor. Bobby Darrell, another fourteen-year old boy, was present; also, the taxi driver who brought the boys into town and saw Wilson come out of the Liquor Store with the beer. (Wilson is now in the reformatory on charges of passing forged checks and other crimes.) Officer Karl Johnson, Chief of Police Joe Keith, and Mr. Williams, owner of the store and Mr. Dunlap, Clerk in the Liquor Store, were all present and addressed the Council. It was moved by Councilman Hoisington and seconded by Councilman Carson that the license of Mr. Williams be suspended for thirty days effective immediately. Roll was called on the motion with all members of the Council voting "AYE." The President declared the motion carried.

STOP SIGNS AT 14TH & GRAND. A number of property owners in the vicinity of 14th and Grand were present and also presented petitions requesting that the stop signs at 14th and Grand be retained as they are. A report from Chief of Police Keith was read in which he summarized the traffic survey at this corner showing that actually stop signs were not necessary. The residents of this neighborhood also protested the use of their street for heavy equipment as there is a road construction firm which is located out on Grand Avenue outside the city limits and uses Grand Avenue as an access road for their large trailers and other equipment. Mr. Bradford, who resides at 1415 Grand Ave., made the statement that as he and his wife sit on the porch, there are very few cars who stop at these intersection stop signs. It was moved by Councilman Hoisington and seconded by Councilman Hanson that the four way stop signs at 14th and Grand be left as they are. Motion carried.

The Police Department was instructed to give as careful supervision to this corner as possible to try to enforce the traffic signs.

It was moved by Councilman Carson and seconded by Councilman Hoisington that the City Manager be instructed to check on the traffic on Grand Avenue by heavy equipment and try to work out some heavy built street for this traffic to use. Motion carried.

SALE OF LOTS ON W. ROOD AND WEST AVE. Bids had been requested for the sale of lots on West Rood and West Avenue and there were no bids received. Mr. Robert Porter who was interested in buying these lots for a client, the Carter Oil Co., verbally stated that they were willing to pay \$500.00 for the lots but the Council asked him to present his bid in writing. It was therefor moved by Councilman Carson and seconded by Councilman Harper that this matter be postponed until the next regular meeting of the Council. Motion carried.

SANITARY SEWER DISTRICT NO. 15. The City Clerk reported that there were no protests filed in connection with Sewer District No. 15. The following Resolution was presented and read:

RESOLUTION

CREATING AND ESTABLISHING SANITARY SEWER DISTRICT NO. 15 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.

WHEREAS, on the 21st day of June, 1950, the City Council of the City of Grand Junction, Colorado, passed a Resolution adopting details, plans and specifications for Sanitary Sewer District No. 15 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 Sanitary Sewer District No. 16 be and the same is hereby created and established, and that the construction of a sanitary sewer therein 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 sanitary sewer 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 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;

4. That the boundaries of said Sanitary Sewer 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 21st day of June, 1950 and in accordance with the published notice of intention to create said District;

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. 15 dated the 1st day of August, 1950 in the denomination of \$500.00 each, numbered 1 to 16 inclusive, due and payable on the 1st day of August, 1960, subject to call and payment, however, at any time prior to maturity of said bonds, to bear interest at the rate of four per centum per annum, payable semi-annually on the first day of February and the first day of August 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.

6. 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 Sanitary Sewer District No. 15, 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, 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.

7. 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  
SANITARY SEWER DISTRICT NO. 15

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, 1960, subject to call and payment, however, at any time prior thereto, with interest thereon from date until payment at the rate of five per centum per annum, payable semi-annually on the first day of February and the first day of August 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. 15, 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 Sanitary Sewer District No. 15, 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 Sanitary Sewer District No. 15 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. 1950.

\_\_\_\_\_  
President of the City Council

ATTEST:

\_\_\_\_\_

City Clerk

(FORM OF COUPON)

No. \_\_\_\_\_

\$12.50

On the \_\_\_\_\_ day of \_\_\_\_\_, A. D. 195\_\_\_\_\_, the City of Grand Junction will pay the bearer Twelve and 50/100 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 Sanitary Sewer District No. 15, provided the bond to which this coupon is attached shall not have been paid.

Attached to bond dated August 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

8. 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 2nd day of August, A. D. 1950.

(SEAL)

\_\_\_\_\_  
President of the Council

ATTEST:

                      
City Clerk

It was moved by Councilman Carson and seconded by Councilman Hanson 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 TREASURER TO BUY \$8,000.00 SEWER DIST. # 15 BONDS. It was moved by Councilman Colescott and seconded by Councilman Hoisington that the City Treasurer be instructed to purchase \$8,000.00 in Sewer Dist. No. 15 bonds for investment in pension and perpetual care funds. Roll was called on the motion with all members of the Council voting "Aye." The President declared the motion carried.

RENEW 3.2 BEER APPLICATION TEX HOUSE. An application for renewal of 3.2 beer for Phyliss Parker Craddock for the Tex House, 326 Main Street, was presented. It was moved by Councilman Colescott and seconded by Councilman Hanson that the license be approved. Motion carried.

LAY BACK CURB SALLY ANN BAKERY. Mr. T. S. Campbell made application for a lay back curb 75 ft in length to take care of the new addition in the 100 block on Rood. He expects to use the new building for loading bread and this will eliminate the parking of trucks in the rear of the old building in the alley where they now load. It was moved by Councilman Hoisington and seconded by Councilman Harper that the lay back curb for the Sally Ann Bakery be approved. Motion carried.

JUDGES & CLERKS FOR ELECTION. The following list of judges and clerks for the special municipal election to be held Aug. 22, 1950, was approved, and the motion was made by Councilman Harper and seconded by Councilman Hanson that the City Clerk notify them of their appointments. Motion carried:

DISTRICT "A"

Judges: Mrs. J. E. White  
Mrs. T. E. McHugh  
Mrs. Helen Penny

Clerks: Mrs. Beatrice Price  
Mrs. Ila McCarrie

DISTRICT "B"

Judges: Mrs. Celia Harp  
Mrs. C. G. Goettelman

Mrs. Lela Zimmerman

Clerks: Mrs. Gladys Nylund  
Mrs. Estelle Brumbaugh

DISTRICT "C"

Judges: Mrs. Gladys Blanke  
Mrs. Fred Coe  
Mrs. John Peach

Clerks: Mrs. A. W. Fash  
Mrs. R. C. Bauman

DISTRICT "D"

Judges: Mrs. Blanche Culhane  
Mrs. Nelle Patten  
Mrs. F. B. Oliver

Clerks: Mrs. Agnes Goodrich  
Mrs. Dorothy Paul

DISTRICT "E"

Judges: Mrs. Mary Anderson  
Mrs. Ruth Reeds  
Mrs. Tom Charles

Clerks: Mrs. Leta Sykes  
Mrs. W. H. Longshore

The following Notice of Special Municipal Election was presented and ordered published:

NOTICE OF SPECIAL MUNICIPAL ELECTION

NOTICE IS HEREBY GIVEN, that pursuant to a resolution of the City Council of the City of Grand Junction, Colorado, a special municipal election of the qualified tax paying electors of said City has been called by the City Council to be held in said City on Tuesday, the 22nd day of August, 1950, for the purpose of voting upon the question of granting to Public Service Company of Colorado, its successors and assigns, a franchise to distribute and sell electricity and gas within the City.

Said election shall be held at the following polling places in the City of Grand Junction, Colorado:



District "A" Old City Hall, 6th & Colorado  
 District "B" Hawthorne School  
 District "C" Orchard Avenue School  
 District "D" Richard Warren Motor Co. Garage  
 District "E" High School Gymnasium

At said election on the date and at the places aforesaid the polls shall be open at 7:00 o'clock in the morning and continue open until 7:00 o'clock in the evening of said day.

The proposed ordinance granting said franchise so to be voted upon has heretofore been published in Grand Junction Sentinel, as provided by law, and is now on file for public inspection in the office of the City Clerk of said City.

The title of the ballot to be used at said election by the qualified tax paying electors in voting upon said question will be as follows:

"OFFICIAL BALLOT, CITY OF GRAND JUNCTION, COLORADO. SPECIAL MUNICIPAL ELECTION TUESDAY, THE 22ND DAY OF AUGUST, A. D. 1950.

SHALL THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION COLORADO GRANT A FRANCHISE TO PUBLIC SERVICE COMPANY OF COLORADO IN ACCORDANCE WITH THE TERMS AND CONDITIONS SET FORTH IN ORDINANCE NO. 29 OF SAID CITY?

For the Ordinance granting a Franchise to Public Service Company of Colorado	:
Against the Ordinance granting a Franchise to Public Service Company of Colorado <input type="checkbox"/>	: <input type="checkbox"/>

All qualified and properly registered voters who, in the calendar year 1949 paid a tax or were liable for the payment of such tax upon real or personal property assessed to them and owned by them in the City of Grand Junction will be entitled to vote at said election upon said question.

WITNESS, my hand and the seal of the City of Grand Junction, this \_\_\_\_\_ day of July, 1950.

\_\_\_\_\_  
 City Clerk

EXPOSITION ARCADE SUBDIVISION. The plat of Exposition Arcade Subdivision has been completed and is ready for advertising. This is from 15th St. west to Johnson's House of Flowers between North Ave. and Glenwood Ave. It was moved

by Councilman Harper and seconded by Councilman Carson that the Exposition Arcade Subdivision be advertised for hearing at the meeting of the Council Sept. 6th. Motion carried.

JAROS SUIT. It was reported that Mr. Frank Jaros was suing the City together with Mr. Brown and Mr. Crocker. The City's portion of the suit is for \$50.00 for setting a meter on a line which Mr. Jaros claims he owns and that Mr. Brown had no ownership in. It was moved by Councilman Hanson and seconded by Councilman Harper that the Jaros suit be referred to the City Attorney. Motion carried.

PROPOSED ORDINANCE VACATING A PORTION OF ALLEY IN BLOCK 80. A proposed ordinance entitled "AN ORDINANCE VACATING A PORTION OF THE ALLEY IN BLOCK 80 IN THE CITY OF GRAND JUNCTION," was introduced and read. It was moved by Councilman Hoisington and seconded by Councilman Harper that the ordinance be passed for publication. Motion carried.

CULLEY RESTAURANT LIQUOR LICENSE. An application for a restaurant liquor license was made by W. T. Culley and Verna I. at 307 Main St. They are purchasing the fixtures and business of the Golden Pheasant Restaurant but cannot get a lease on the building at 354 Main. They contemplate putting a restaurant at 307 Main extending the building to the corner of 3rd for their cocktail lounge. It was moved by Councilman Colescott and seconded by Councilman Hoisington that the license be advertised, hearing to be the first meeting in Sept. Roll was called on the motion with the following results:

Councilmen voting "AYE:" Hanson, Harper, Colescott, Hoisington, and President Martin.

Councilmen voting "No:" Carson

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

LAY BACK CURB - NO. 7th BETWEEN NORTH & GLENWOOD AVE. Application for a lay back curb on the west side of 7th St. between North Ave. and Glenwood Ave. was made by the owners and agents, Mr. Adolph Fisher, Laird Smith for Dr. Garing and Silmon Smith, Robert Porter for A. M. Schmidt. It was moved by Councilman Hanson and seconded by Councilman Harper that the request be granted. Motion carried.

JAYCEE REQUEST FOR SIGN ON NORTH AVE. The City Manager reported that the Jaycee representative had called on him in regard to the sign across 5th & North. It was moved by Councilman Hoisington and seconded by Councilman Colescott that their request to put the sign across North Ave. be granted upon approval of the State Highway Department. Motion carried.

RANKIN & BOND REQUEST TO HAVE BRIDGE TAKEN OUT ON NORTH AVE. A letter was read from Rankin & Bond asking that the bridge on North Ave. at 8th St. over the old irrigation ditch be removed. This led to discussion on whether or not the State Highway Department was going to appropriate funds for the widening of North Avenue in this year's budget. It was moved by Councilman Harper and seconded by Councilman Hoisington that the City Manager check and see if a meeting has been held with the State Highway Advisory Board on appropriations, and see if a delegation from the City, Chamber of Commerce and other interested businessmen could not be held and get this appropriation through so that North Avenue can be fixed. Motion carried.

REBATE ON LICENSE FEES TO WISEMEN'S CLUB. Messrs. Al Ecker and Don Rogers representing the Wisemen's Milk Fund appeared before the Council and asked that the Council reconsider their action at the last meeting and grant them a rebate of all of the license fees paid to the City by the Carnival sponsored by the Wisemen. It was moved by Councilman Carson and seconded by Councilman Hoisington that the request be granted and that the fees be refunded in the amount of \$375.00, all the license fees paid to the City by the Carnival. Roll was called on the motion with all members of the Council voting "AYE." President declared the motion carried.

POLICY IN REGARD TO LICENSE FEES FROM CARNIVALS, CIRCUSES, ETC. It was moved by Councilman Carson and seconded by Councilman Harper that from this date on all license fees for carnivals, circuses, tent shows of whatever nature, be paid to the City Clerk and that the City Police Department do their own policing, the Chief of Police to determine the type of entertainment and whether or not it should be allowed to show in the City. Motion carried.

COMPLAINT REGARDING RECREATION DIRECTORS. A complaint was made that the recreation directors do not stay long enough after the lights are turned off in Hawthorne Park, and they were requested to check more carefully to see that all children immediately leave.

CITY ATTORNEY TO CHECK LAWS ON ROOMING HOUSES. It was moved by Councilman Harper and seconded by Councilman Hanson that the City Attorney check and see if there is any rule, law, or ordinance providing that rooming houses and motor courts be required to post their rates. Motion carried.

LABOR CONTRACT. It was moved by Councilman Hanson and seconded by Councilman Carson that the proposed agreement with the TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN & HELPERS LOCAL NO. 6 and the City of Grand Junction be referred to the City Attorney for checking. Motion carried.

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

/s/ Helen C. Tomlinson  
City Clerk