

Minutes leading to  
Carved into,  
Resolution to sell  
Power line to State

STATE OF COLORADO )  
COUNTY OF WELD ) SS.  
TOWN OF HUDSON )

Hudson, Colorado, June 5, 1919

The Board of Trustees of the Town of Hudson, Colorado, met in adjourned regular session at Denver Greeley Valley office within said town, being the regular meeting place of said board, at the hour of 11<sup>30</sup> o'clock, P. M. on Thursday, the fifth day of June, A. D. 1919. Upon roll call the following were found to be present:

Mayor J. F. Smith  
Trustees: E. W. Babalovic  
W. H. Zimmerman Chas. Kugel, E. P. Emswiler  
Also present: R. B. Hatchkins, Town Clerk  
Absent: H. P. Culver, Ed. Johnson

In accordance with law, the mayor and town clerk presented to the board of trustees an abstract of vote and certificate thereon re special election held in said town June 3, 1919, said abstract and certificate being as follows:

STATE OF COLORADO )  
COUNTY OF WELD ) SS.  
TOWN OF HUDSON )

ABSTRACT OF VOTE AND CERTIFICATE THEREON  
RE SPECIAL ELECTION HELD IN SAID TOWN JUNE 2, 1919

Question Submitted

Shall the board of trustees of the Town of Hudson be authorized to sell to W. C. Sterne, or his assigns, the electrical transmission line extending from Fort Lupton, Colorado, to the pumping plant of the Town of Hudson, under the terms and conditions set forth in Ordinance No. 25, adopted and approved on the 6th day of May, A. D. 1919?



FOR the sale of the transmission line to W. C. Sterne, or his assigns	No. of votes cast
AGAINST the sale of the transmission line to W. C. Sterne, or his assigns	No. of votes cast

*None (30)*

*None*

TOTAL VOTE 30

We, the undersigned Mayor and Clerk and Recorder of said Town of Hudson, as the board of canvassers of the election returns of a special election held in and for said Town of Hudson, in the County of Weld and State of Colorado, on Monday, the second day of June, A. D. 1919, called and held under the provisions of Ordinance No. 25 of said town approved May 6, 1919, for the purpose of submitting to the qualified property electors of the said town who in the year next preceding said special election have paid a property tax therein, the question of authorizing the board of trustees of said town to sell to W. C. Sterne, or his assigns, the electrical transmission line of said town extending from Fort Lupton, Colorado, to the pumping station of the Town of Hudson, upon the terms and conditions in said Ordinance No. 25 set forth, do hereby certify that the above and foregoing is a true and correct abstract of the votes cast at said election as shown by the returns thereof; and we do further certify that more than two-thirds of all votes cast upon said question at said election were cast for the sale of the transmission line to W. C. Sterne, or his assigns, as thereat submitted; that by the said election more than a majority of two-thirds of the qualified property electors of said town who had in the year next preceding said election paid a property tax therein, who voted upon said question, voted favorable to and did authorize the said sale by the said board under the terms and conditions set forth in said Ordinance No. 25.

*W. F.* Witness our hands and the seal of said Town of Hudson this day of June, A. D. 1919.

F. F. SMITH, Mayor

J. E. HOTCHKISS,  
Town Clerk and Recorder

And did present to the board also the returns of said election duly certified by the judges and clerks thereof, all the foregoing being on file in the office of said Clerk and Recorder.

On motion of Trustee *E. R. Eason*, and duly seconded by Trustee *Chas. Rygel*, and duly carried, the board proceeded to examine said abstract of votes and certificate thereon, said returns and files pertaining to said



special election.

After examining and checking the same, on motion of Trustee

W. R. Berman, seconded by Trustee

W. R. Berman, the following resolution

was offered and moved to be adopted:

RESOLUTION

WHEREAS, in accordance with Ordinance No. 25, approved May 6, 1919, of the Town of Hudson, and in accordance with the laws of the State of Colorado, the question of authorizing the board of trustees of said town to sell to W. C. Sterne, or his assigns, the electrical transmission line of said town, extending from Fort Lupton, Colorado, to the pumping plant of the Town of Hudson, was submitted to such voters of said town as were property electors therein who within the next year preceding the special election thereon had paid property tax therein, at a special election duly called and legally held in said town on the second day of June, A. D. 1919; and,

WHEREAS, on this 5th day of June, A. D. 1919, all returns having been duly received, the Clerk of the Town of Hudson opened said returns, and calling to his assistance the Mayor of said town, and in his presence, proceeded to canvass the same, making an abstract of the votes cast upon the question so submitted at said election, by which it appears that a total of 11 ballots were cast upon the question; that 11 ballots were cast whereon were placed the words, "For the sale of the transmission line to W. C. Sterne, or his assigns"; that ballots were cast whereon were placed the words, "Against the sale of the transmission line to W. C. Sterne, or his assigns."

NOW, THEREFORE, BE IT RESOLVED, that the question of authorizing the board of trustees of the Town of Hudson to sell to W. C. Sterne, or his assigns, the electrical transmission line of the said town, extending from Fort Lupton, Colorado, to the pumping plant of the Town of Hudson, under the terms and conditions set forth in said Ordinance No. 25, has been duly submitted to a vote of such duly qualified property electors of the Town of Hudson as had within the year next preceding such special election paid a property tax therein, at a special election duly called and legally held in said town on the second day of June, A. D. 1919; that a majority of over two-thirds of all the votes cast upon said question were in favor of authorizing the board of trustees of said town to make said sale, and therefore it is hereby declared that said election resulted in favor of authorizing the board of trustees of the said Town of Hudson to sell to W. C. Sterne, being the same person otherwise known as William C. Sterne, or his assigns, the electrical transmission line of said town, extending from Fort Lupton, Colorado, to the pumping plant of said Town of Hudson, under the terms and conditions stated in said Ordinance No. 25 of the Town of Hudson.

The question being put upon the passage and adoption of the foregoing resolution, the roll was called, with the following result:

Those voting "aye": Trustees Charles Keyes & E. P. Eason



W. A. Bowman and L. W. Babbler

Those voting "nay": Trustees

None

Deputy P. R. Carls and P. C. Phipps

The presiding officer thereupon declared that a majority of all the trustees elected having voted in favor thereof, said resolution was carried and duly adopted.

Thereupon the following resolution was offered and moved to be adopted by Trustee E. P. Eganor, and seconded by Trustee L. W. Babbler:

WHEREAS, at a regular meeting of the board of trustees of the Town of Hudson, held on May 6, 1919, there was read, in full, an ordinance granting a franchise to William C. Sterne, his successors and assigns, to own, erect, construct, operate and maintain a plant or system for the supply, distribution and sale of electricity for light, heat, power and all other lawful purposes to the Town of Hudson and the inhabitants thereof and any and all additions hereafter made to said town, by means of poles, wires, conduits and other necessary or convenient methods, over, upon, through and across all streets, avenues, alleys, bridges and other public places in said town and any and all additions hereafter made thereto, and fixing the terms and conditions of such grant; entering into a contract for the lighting of the streets, avenues, alleys, bridges and other public places in the said Town of Hudson; entering into a contract for the furnishing of electrical energy for the purpose of pumping water for the Town of Hudson and the inhabitants thereof; and providing for the purchase by the said William C. Sterne, and sale and conveyance by the Town of Hudson, of the electrical transmission line owned by the Town of Hudson; and,

WHEREAS, by resolution, said proposed ordinance was ordered published in the "Hudson Headlight", a legal weekly newspaper published in said Town of Hudson, there being no daily newspaper published in said town, for a period of two weeks immediately preceding the regular meeting of the board of trustees to be held on June 3, 1919, at the hour of 8:30 o'clock P. M.; and,

WHEREAS, at the said meeting of the board of trustees held May 6, 1919, there was duly passed and adopted Ordinance No. 25, calling a special election of the qualified electors of the Town of Hudson to be held on the second day of June, A. D. 1919, and submitting to a vote of such electors at said election the question of authorizing the board of trustees of said town to sell to said W. C. Sterne, or his assigns, the electrical transmission line of said town, extending from Fort Lupton, Colorado, to the pumping station of the Town of Hudson; and,

WHEREAS, said election so called was duly held, the returns thereof were duly made to the clerk of said town, and were duly opened and canvassed by said clerk on the third day after said election, said clerk first having called to his assistance the mayor of said Town of Hudson, and having in the presence of said mayor and with him jointly canvassed said returns, and jointly made out an abstract and ascertained the result of said vote, and they having duly certified the vote and the result of the vote thereat to effect that the said sale of said electrical transmission line was duly

*John*



authorized by a majority of over two-thirds of the votes thereon of the qualified tax paying electors of said town, and the said certificate was filed and submitted to the board of trustees and the said board of trustees having examined said canvass and concurred in the results thereof so certified; said canvass, certificate thereof and concurrence therein disclosed that a majority of more than two-thirds of the qualified tax paying electors voting at said election voted in favor of authorizing the sale of said transmission line to William C. Sterne, or his assigns, that

Twenty votes of qualified tax paying electors of said town were cast on said submitted question, of which Twenty votes were cast for said sale and zero votes were cast against said sale; and, this board thereupon duly declared the result of said election as having duly authorized said sale by a majority of over two-thirds of the votes thereon of the qualified property electors of said town who within the year next preceding said special election had paid property taxes thereon; and,

WHEREAS, there has been filed with the Clerk and Recorder of the Town of Hudson a publisher's affidavit showing that said proposed ordinance has been published according to law by publication in the "Hudson Headlight", a legal weekly newspaper published in the town of Hudson, for the entire issues of said newspaper dated and issued May 15, May 22 and May 29, 1919; and, WHEREAS, at the regular meeting of the board of trustees held on June 5, 1919, at the hour of 8:30 o'clock P. M., which meeting was by the resolution of said board, dated May 6, 1919, appointed for the further reading and consideration of said proposed ordinance, the reading and further consideration of said proposed ordinance was by duly adopted resolution of said board postponed unto an adjourned session of said regular meeting of said board to be held June 5, 1919, at the hour of 8:30 o'clock P. M.; and,

WHEREAS, said board of trustees is now again assembled in adjourned regular session pursuant to said adjournment and at the time so by said resolution appointed for the reading and further consideration of said proposed ordinance;

BE IT NOW RESOLVED, that said proposed ordinance be now again read in full and placed upon its final passage.

The question being put, the roll was called, with the following result:

Those voting "aye": Trustees W. B. Brown, and J. W. Boland and E. P. Eason.

Those voting "nay": Trustees Albert P. Oudreau and J. P. Poirer

The presiding officer declared the motion carried and ordered the ordinance to be read in full and placed upon its final passage.

Thereupon said ordinance was again read in full.

No person appeared at this time or at any prior time of this regular meeting, aside from the members of the board, the mayor and town officials, to make any suggestions regarding said proposed ordinance.

Trustee Charles F. Eason then moved that said proposed ordinance be passed and adopted as read. Trustee E. P. Eason seconded the motion. The question being put upon the passage and adoption of said proposed ordinance, the roll was called, with the following result:

Those voting "aye": Trustees J. W. Boland and E. P. Eason

Those voting "nay": Trustees Albert P. Oudreau and J. P. Poirer



The presiding officer thereupon declared that a majority of all the trustees elected having voted in favor thereof, the said motion was carried and the said ordinance duly passed and adopted.

On motion duly adopted it was ordered that said ordinance be numbered twenty-six (26) and, after approval by the mayor, be published by the "Hudson Headlight", the official newspaper of the town, and recorded according to law.

The said Ordinance as so adopted and numbered reads as follows, to-wit:

*12/1*

*Resolved Thereupon on motion duly  
coming, The meeting adjourned  
Amich*



*F. F. Smith*

Mayor

Attest:

*E. E. H. Johnson*

Clerk and Recorder