

FEBRUARY 9, 1962

The City Council of the City of Idaho Falls met in Recessed Regular Session Friday, February 9, 1962, at 8:00 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present at said Meeting: Mayor Pro Tem Alex Creek; Councilmen Leahy and Foote. Absent: Mayor W. J. O'Bryant and Councilman Page. Also present: Roy C. Barnes, City Clerk; George Barnard, City Attorney; Don Lloyd, City Engineer; Luther Jenkins, Controller; Harold Davis, Electrical Engineer.

Minutes of the last Recessed Regular Meeting, held January 25th, 1962, and Special Meetings held February 1st and February 7th, 1962, were read and approved.

The Mayor Pro Tem announced that this was the time and the place for questions, protests, etc. on the budget, other than the 21 mill levy for general fund purposes. There were no protests. It was moved by Councilman Foote, seconded by Leahy, that the budget, as listed in legal notice and presented at a Meeting of the Council dated February 1st, 1962, be officially adopted. Roll call as follows: Ayes, 3; No, None; carried.

ORDINANCE NO. 1016

AN ORDINANCE PROVIDING FOR THE ANNUAL APPROPRIATIONS OF THE CITY OF IDAHO FALLS, IN THE STATE OF IDAHO, AND FOR THE APPROPRIATION OF THE SEVERAL FUNDS AND PURPOSES DURING THE FISCAL YEAR 1962, AND PROVIDING THE NUMBER OF MILLS ON THE DOLLAR APPROPRIATED FOR EACH OF SAID FUNDS.

The foregoing Ordinance was presented in title. It was moved by Councilman Foote, seconded by Leahy, that the provisions of Section 50-2004 of the Idaho Code requiring all ordinances to be fully and distinctly read on three several days be dispensed with. The question being "SHALL THE PROVISIONS OF SECTION 50-2004 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, 3; No, None; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the Ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 3; No, None; carried.

Bills for the month of January, having been properly audited by the Finance Committee, were presented as follows:

| <u>FUND</u> | <u>GROSS PAYROLL</u> | <u>SERVICES & MATERIALS</u> | <u>TOTAL EXPENDITURES</u> |
|---------------------|---------------------------------|--|--------------------------------------|
| General Fund | \$86,061.10 | \$34,364.40 | \$120,425.50 |
| Recreation Fund | 1,265.70 | 130.02 | 1,395.72 |
| Fire Fund | 20,338.00 | 1,380.17 | 21,718.17 |
| Electric Light Fund | 22,743.90 | 68,111.92 | 90,855.82 |

Water & Sewer

10,736.00

22,608.51

33,344.51

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| | | | |
|---------------------------|-----------------|------------|---------------------|
| Police Retirement Fund | <u>1,710.83</u> | <u>.00</u> | <u>1,710.83</u> |
| <u>TOTAL FUNDS</u> | | | \$327,074.58 |

It was moved by Councilman Leahy, seconded by Foote, that the bills be allowed and the Controller be authorized to draw warrants on the respective funds for their payment. Roll call as follows: Ayes, 3; No None; carried.

Reports from Division and Department Heads for the month of January were presented and, there being no objection, were ordered placed on file in the office of the City Clerk.

License applications for RESTAURANT, Walgren Agency Foodarama, previously approved by the City Sanitarian; MEAT PACKER, Parker Brothers Meat Company, previously approved by the City Sanitarian; MASTER PLUMBER, Tom Lake of Lake Plumbing & Heating, previously approved by the Plumbing Inspector; JOURNEYMAN PLUMBER, D. L. Davis, previously approved by Plumbing Inspector; GAS CONTRACTOR, Idaho Heating Co., Ahrco Plumbing & Heating, Thomas Snouffer, previously approved by the Gas Inspector; JOURNEYMAN GAS FITTER, W. Lovell Harrop, Cal D. Schulz, D. L. David, Thomas F. Snouffer, and Max Sargent, previously approved by the Gas Inspector; ROOMING HOUSE, Joe's Motel, previously approved by the Police Chief. It was moved by Councilman Leahy, seconded by Foote, that these licenses be approved. Roll call as follows: Ayes, 3; No, None; carried.

License application for ELECTRICAL CONTRACTOR for School District No. 91 and Thomas F. Snouffer were presented. Also presented were applications for the following JOURNEYMAN ELECTRICIANS, Thayle Monson, Wayne M. Harris, Glen S. Landon, Cleo M. Edgerton, and Thomas F. Snouffer. It was moved by Councilman Leahy, seconded by Foote, that these licenses be granted subject to the approval of the Electrical Inspector. Roll call as follows: Ayes, 3; No, None; carried.

Next to be presented was the license application of Alvin L. Hart of the Lobby Bar for RETAIL LIQUOR. It was moved by Councilman Leahy, seconded by Foote, that the license be approved. Roll call as follows: Ayes, 3; No, None; carried.

License applications were then presented for the following CAB DRIVERS: Lorin Parsons, James I. Roland, Arthur Hammer, J. D. Nebel, and Henry G. White. It was moved by Councilman Foote, seconded by Leahy, that these licenses be granted, subject to the approval of the Police Chief. Roll call as follows: Ayes, 3; No, None; carried.

Three agreements from the Union Pacific Railroad were presented, described as follows:

1. Addendum to Agreement No. LD 18411 covering a sewer pipe line crossing and encroachment.
2. Extension Rider to Lease No. ACC 8952, covering highway right-of-way.
3. Extension Rider to Lease No. ACC 9290 covering power redistributing tower site.

It was moved by Councilman Leahy, seconded by Foote, that the Mayor and City Clerk be authorized to sign these instruments. Roll call as follows: Ayes, 3; No, None; carried.

The following memorandum from the Recreation Center was read:

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February 8, 1962

MEMORANDUM

TO: Mayor and City Council
FROM: Kelvin J. Nelson, Superintendent of Parks and Recreation
SUBJECT: ACCIDENT OF JANUARY 1, 1962 - CLAIMANT: CAROL ANN BENSTEN

In reference to Carol Ann Bensten, age 3, who was bitten by one of the monkeys at the Tautphaus Park Zoo, please know that we consider this situation to be corrected by: (1) The caretaker of the Zoo has assured this Division that a double strand of wire mesh has been placed in front of the cages in addition to the already existing wire, and (2) Two surplus moneys have been sold.

We trust that this clears any liability exposure for the City and that this situation can be considered remedied.

Respectfully submitted,
s/ Kelvin J. Nelson
Supt. of Parks and Recreation

No Council action was required.

A pole line easement for a power line across the sanitary landfill was presented. It was moved by Councilman Leahy, seconded by Foote, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 3; No, None; carried.

City redemption tax deeds were presented in the names of F. A. Bybee, Garnet Lewis Assignee of John R. Kelly, Lottie Peterson, and Carl Jaring. It was moved by Councilman Leahy, seconded by Foote, that the Mayor and City Clerk be authorized to sign these deeds. Roll call as follows: Ayes, 3; No, None; carried.

ORDINANCE NO. 1017

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO

The foregoing Ordinance was presented in title. It was moved by Councilman Leahy, seconded by Foote, that the provisions of Section 50-2004 of the Idaho Code requiring all ordinances to be fully and distinctly read on three several days be dispensed with. The question being "SHALL THE PROVISIONS OF SECTION 50-2004 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO

BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, 3; No, None; carried. The majority of all the members of the Council present having voted in the **FEBRUARY 9, 1962**

affirmative, the Mayor declared the rule dispensed with and ordered the Ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 3; No, None; carried.

Electrical Engineer Davis asked whether or not it was the Council's intention that industrial and commercial electric demand charges be revised to a more equitable rate. The Council ordered and directed the Electrical Engineer and the City Attorney to redraft the Electric Rate Ordinance accordingly, effective March 1st, 1962, after which the Ordinance would be brought to the Council for their study and consideration.

The Council was then asked about Utah Power & Light negotiations for releasing electric customers within the City limits now served by that Company. It was moved by Councilman Leahy, seconded by Foote, that the Electrical Engineer be ordered and directed to negotiate with the Utah Power & Light Company on this matter, bringing a report to the Council at the appropriate time for their perusal and consideration. Roll call as follows: Ayes, 3, No, None; carried.

The City Engineer reported on the Civil Defense room now being constructed in the City Building. He said outside engineers had appraised the problem, and had determined that a certain portion could not be properly excavated without removing an existing floor which now supports the Police Desk Sergeant. If it is decided to proceed, continued the City Engineer, he recommended that it be accomplished by an outside contractor. The City Engineer was authorized to complete the engineering design for Council and Civil Defense approval. Even though it was generally recognized that Civil Defense would participate in one half the cost, it was agreed that written evidence should be obtained to that effect.

Notation was made that Ricks College has indicated an interest in the old diesel equipment at the Eagle Rock power plant. It was recognized that an opportunity should be provided for others which might be interested, before negotiations proceed too far with the College. Therefore the Purchasing Agent was authorized and directed to advertise the equipment for sale as a means of determining any purchasing interest, if any.

The Mayor Pro Tem appointed Mr. Chris Jockumsen as Captain in the Fire Department, effective February 16th, 1962. It was moved by Councilman Leahy, seconded by Foote, that the appointment be confirmed. Roll call as follows: Ayes, 3; No, None; carried.

The Council's attention was drawn to the Idaho Law Enforcement Academy March 19th to March 23rd. Acting upon proper recommendation it was moved by Councilman Foote, seconded by Leahy, that Dan Wilson and Tex Hamberlin be authorized to attend and that DeWitt Larsen be named as alternate. Roll call as follows: Ayes, 3; No, None; carried.

A request had been made from the Building Official and the Fire Chief that five men from these Departments be authorized to attend a school at Idaho State College February 12th to February 16th, 1962, on an alternating basis. It was moved by Councilman Leahy, seconded by Foote, that authorization be granted accordingly. Roll call as follows: Ayes, 3; No, None; carried.

The City Attorney presented the proposed Zoning Ordinance and explained some of its many changed facets and provisions. He explained that several copies have been given the Planning

Commission for their study and recommendation but that they have not as yet, reported on same. It was moved by Councilman Foote, seconded by Leahy, that this be released to the local press for

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purpose of publicity. Roll call as follows: Ayes, 3; No, None; carried. It was recognized that, at the proper time and after the legally prescribed advertising, this would be the subject of a public hearing.

There being no further business, it was moved by Councilman Leahy, seconded by Foote, that the Council adjourn. Carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ W. J. O'Bryant
MAYOR
