

APRIL 7, 1961

The City Council of the City of Idaho Falls met in Regular Session, Friday April 7, 1961, at 8:00 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present at said Meeting: Mayor W. J. O'Bryant; Councilmen Johnson, Creek, Foote, Petersen. Also present: Roy C. Barnes, City Clerk; George Barnard, City Attorney; Don Ellsworth, Assistant City Engineer; Boyd Wright, Purchasing Agent; Ray Browning, Building Inspector.

Minutes of the last Regular Meeting held March 17th, 1961, and Special Meetings held March 24th and April 6th, 1961, were read and approved.

The Mayor announced that this was the time and the place for a zoning hearing as advertised in the Post Register March 19th, March 26th, and April 2nd, 1961.

He invited protests on the one and only parcel so advertised, legally described as all of Block 3 Original Town-site Addition. There were no protests. It was moved by Councilman Foote, seconded by Johnson, that the property be rezoned from R-3 to C-2 to permit the construction of a warehouse and office. Roll call as follows: Ayes, 4; No, None; carried. The Building Official was instructed to incorporate this change of zoning on the official zoning map, located in his office.

Mr. Reed Williams, representing the Recreation Committee, appeared before the Council acting as spokesman for three others, also present, as follows: Arthur Schweider, Lions Club, Mervin Coover and Eldon Harker, Junior Chamber of Commerce. Mr. Williams asked that the Council give consideration to the converting of a City owned vacant lot into tennis courts, said lot of which is located just south and east of the Senior High School and being used presently for parking. He explained that in the opinion of the interested groups involved, this location offers the maximum for future use. He explained further that the courts would fit in well with intramural high school activities but would be available to the public during non-school hours and during the summer. The Council voiced general approval to the proposition but tabled a decision until they had paid a visit to the site as a means of better analyzing the advantages vs. the disadvantages.

Bills for the month of March, 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	\$82,120.26	\$61,753.65	\$143,873.91
Recreation Fund	.00	35.48	35.48
Fire Fund	18,707.71	621.36	19,329.07
Electric Light Fund	18,919.31	53,646.12	72,565.43
Water & Sewer Fund	11,920.35	16,978.51	28,898.86
Police Retirement	<u>1,493.74</u>	<u>.00</u>	<u>1,493.74</u>
		Total:	\$264,702.75
		Police Retirement:	\$1,493.74

It was moved by Councilman Johnson, seconded by Petersen, that the bills be approved and the Controller be authorized to issue warrants on the respective funds for their payment. Roll call as follows: Ayes, 4; No, None; carried.

APRIL 7, 1961

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

RESTAURANT PERMITS, previously approved by the City Sanitarian were presented as follows: Bob's Arctic Circle and Sacred Heart Hospitality Shoppe; SOFT DRINK: Barrel Drive In and A & W Root Beer. It was moved by Councilman Creek, seconded by Johnson, that the licenses be approved. Roll call as follows: Ayes, 4; No, None; carried.

License applications for JOURNEYMAN PLUMBER for the following were presented: Charley Schaat, Daniel R. Lewis, and Darwin G. Mathews. It was moved by Councilman Petersen, seconded by Johnson, that the licenses be granted, subject to the approval of the Plumbing Inspector. Roll call as follows: Ayes, 4; No, None; carried.

License applications for GAS CONTRACTOR were presented as follows: Thomas F. Snouffer; JOURNEYMAN GAS FITTER: Thomas F. Snouffer. It was moved by Councilman Johnson, seconded by Foote, that the licenses be granted, subject to the approval of the Gas Inspector. Roll call as follows: Ayes, 4; No, None; carried.

License applications for ELECTRICAL CONTRACTOR were presented: Thomas F. Snouffer, Priest Electric, and Idaho Falls Electric Co.; JOURNEYMAN ELECTRICIAN: Vernon Priest, Ronald Nugent, Virgil Price, Thomas Snouffer, Dale Bainbridge Alfred Holyoak and Cleo M. Edgerton. It was moved by Councilman Petersen, seconded by Creek, that the licenses be granted, subject to the approval of the Electrical Inspector. Roll call as follows: Ayes, 4; No, None; carried.

License application for ROOMING HOUSE for W. E. Brinkworth of Smith Cabins was next presented. It was moved by Councilman Johnson, seconded by Petersen, that the license be granted, subject to the approval of the Chief of Police. Roll call as follows: Ayes, 4; No, None; carried.

A FOOD PEDDLER'S license application was presented in the name of Verdio Mortensen which would permit door to door selling of fruits. The City Clerk claimed no knowledge of the circumstances surrounding the application or any information as to whether or not the fruit was home grown and owned by Mr. Mortensen. The Council, therefore, tabled the application, pending further investigation.

The City Clerk presented the following legal notice:

NOTICE OF
GENERAL MUNICIPAL
ELECTION

Pursuant to the laws of the State of Idaho notice is hereby given that a General Municipal Election shall be held in the City of Idaho Falls, Bonneville County, Idaho, at the voting places hereinafter designated on Tuesday, the 25th day of April, 1961, beginning at the hour of 9:00 o'clock A.M. and closing at the hour of 7:00 o'clock P.M. of said day, for the purpose of electing a Councilman for a term of four years, or for such other term as may have been or may hereinafter be provided by law.

The designated voting places of said election and the designated deputy registrars and their respective addresses for the respective precincts are as follows, to-wit:

APRIL 7, 1961

Precinct No. 1, First Ward – Whittier School
Registrar – Ora Latimer, 195 W. Anderson

Precinct No. 2, First Ward – Log Hut, Highland Park
Registrar – Mrs. W. L. Adams, 190 Alpine Drive

Precinct No. 3, First Ward – Riverside School
Registrar – Mrs. S. L. Van Orden, 425 J Street

Precinct No. 1, Second Ward – American Legion Hall
Registrar – Lucy Collet, 447 S. Capital

Precinct No. 2, Second Ward – Temple View School
Registrar – LaDean Worton, 1503 Claire View Lane

Precinct No. 1, Third Ward – O. E. Bell Junior High
Registrar – Hazel Rayne, 485 12th Street

Precinct No. 2, Third Ward – Hawthorne School
Registrar – Beatrice Brown, 237 E. 15th Street

Precinct No. 3, Third Ward – Longfellow School
Registrar – Ardeth Lee, 154 E. 19th Street

Precinct No. 4, Third Ward – Linden Park School
Registrar – Mrs. Keith Park, 1160 Cathryn Avenue

Precinct No. 5, Third Ward – Edgemont Gardens School
Registrar – Shirley Bridges, 725 E. 14th Street

Precinct No. 1, Fourth Ward – Golf Course Club House
Registrar – May Jones, 944 Wheeler

Precinct No. 2, Fourth Ward – Bel Aire School
Registrar – May Jensen, 246 Lomax

Precinct No. 3, Fourth Ward – Emerson School
Registrar – Erma Boyce, 375 3rd Street

Precinct No. 4, Fourth Ward – Central Intermediate School
Registrar – Virgie Prestgard, 216 7th Street

APRIL 7, 1961

Notice is further given that only qualified electors of said City and who are registered as provided by law are entitled to vote at said election. No qualified elector who is duly registered as a voter in the last preceding General Municipal election shall be required to register so long as he remains, or has remained, continuously after such registration, a duly qualified elector of the City of Idaho Falls; provided, after any qualified elector has reregistered, and failed to keep his continuous residence and full qualifications to vote in said City, regardless of how short the term of his disqualification shall exist or have existed, he shall have reregistered for the election at which he next desires to vote. If such elector shall have removed to another precinct within the City, he or she shall notify the City Clerk of such change of address and such Clerk shall register him or her in the precinct to which the elector shall have removed.

Roy C. Barnes, City Clerk, is the Ex-Officio Registrar of said City. The places of registration are the Office of said City Clerk in the City Building and the respective residences aforesaid of the said deputy registrars.

Persons may register on each day of any time during the office hours of said City Clerk, beginning with the day the Notice of Election is given and continuing until and including Saturday next preceding the election; and on Thursday, Friday, and Saturday next preceding the election, persons may register between the hours of 9:00 o'clock A.M. and 5:00 o'clock P.M. and between the hours of 7:00 o'clock P.M. and 9:00 P.M.

The voting at said election shall be by ballot. The ballot to be supplied the voters for their use at said election shall be substantially as provided by Section 50-3715, Section 50-3716 and Section 50-3717 Idaho Code.

Dated at Idaho Falls, Idaho, this 6th day of April, 1961.

s/ Roy C. Barnes
CITY CLERK

It was moved by Councilman Foote, seconded by Creek, that the City Clerk be authorized to publish the notice, as required by law. Roll call as follows: Ayes, 4; No, None; carried.

The following claim denial recommendation was read:

March 28, 1961

City Council
308 "C" Street
Idaho Falls, Idaho

Gentlemen:

APRIL 7, 1961

We request that you formally decline the claim submitted by Jack E. Hitz on February 9, 1961. Decline the claim on the basis that there is no apparent negligence on the part of the City of Idaho Falls.

Yours truly,
s/ A. W. Knight
Manager

It was moved by Councilman Petersen, seconded by Johnson, that the Council concur with the Bureau's recommendation that the claim be denied for the reason as stated. Roll call as follows: Ayes, 4; No, None; carried.

The following memorandum from the Purchasing Agent was read:

April 7, 1961

Memo to Mayor and City Council

Subject regards to painting and carpentering work to be done at the Highland Ball Park

Gentlemen:

The joint venture bids of Harold Moss and Keith Clark for the total sum of \$4,677.78 represents the only bid that was in compliance with the work to be and he is the lowest bid of the two that we received that has the necessary contractor license to do this type of work for the City.

Your earliest consideration to this matter will be appreciated.

Very truly yours,
s/ Boyd P. Wright
Purchasing Agent

It was moved by Councilman Johnson, seconded by Foote, that the painting contract at Highland Ball Park be awarded to Harold Moss and Keith Clark in the amount of \$4,677.78 for the reasons as stated. Roll call as follows: Ayes, 4; No, None; carried.

A second memorandum from the Purchasing Agent was presented, to wit:

April 7, 1961

Memo to Mayor and City Council

Regards to Phosphate to farm ground, Airport farm land

Gentlemen:

It is necessary that the City at this time phosphate the alfalfa ground at the Airport.

APRIL 7, 1961

We have contacted Simplot's and Bonded Produce as they are the only two concerns that have phosphate spreaders and are equipped to do commercial spreading of this type.

Simplot's price is \$78.00 per ton and \$1.00 an acre to be spread.

Bonded Produce price is \$80.00 per ton and \$1.00 an acre to spread.

This must be done immediately so the farmers can get in to do the necessary work that has to be done.

Your earliest consideration to this matter is appreciated.

Yours very truly,
s/ Boyd P. Wright
Purchasing Agent

It was moved by Councilman Petersen, seconded by Johnson, that the low bid of Simplot be accepted and that the cost of acquiring and applying the phosphate to born proportionately by the City and the lessees in conformance with the provisions of the farm leases. Roll call as follows: Ayes, 4; No, None; carried.

April 4, 1961

Honorable Mayor and City Council
Idaho Falls, Idaho

Gentlemen:

This letter is a request for an appropriation for the City-County Building Committee's activities for the coming year.

During a recent meeting, it was the Committee's thinking that in order to insure continued progress in this development plan, professional help will be needed. This may involve the aid of an architect and/or planner for preliminary sketches and estimates, in order to determine the feasibility of the long range project.

We are, therefore, requesting an appropriation of \$500.00 from both the City and the County Administrations to carry on this important work.

Yours truly,
s/ Alex D. Creek, Chairman
City-County Bldg. Committee

APRIL 7, 1961

The foregoing was read by the City Clerk. It was moved by Councilman Foote, seconded by Johnson, that the City budget \$500.00 for the expenditures as described. Roll call as follows: Ayes, 4; No, None; carried.

ORDINANCE NO. 995

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 Petersen, seconded by Creek, 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, 4; 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, 4; No, None; carried.

Minutes of the Board of Adjustments, held April 5th, 1961, were reviewed and it was noted that in three instances, Council action was required.

The first was a request from Mr. Grant Smith for a change of zoning to permit mobile trailer homes on an area immediately behind his home property at 160 West Anderson. It was recommended by the Board that this be approved. It was moved by Councilman Foote, seconded by Creek, that this property be included in the next zoning hearing meeting, that said meeting be scheduled for May 8th, 1961 and that the City Clerk be authorized to publish a notice to that effect. Roll call as follows: Ayes, 4; No, None; carried.

The next recommendation from the Board of Adjustments covered the request of Mr. Howard Anderson for a change of zone at his residence, 921 Cassia Avenue, to permit a two unit dwelling. It was noted that the Board had denied same. It was moved by Councilman Foote, seconded by Creek, that the Council concur in the Board's recommendation and deny the request on the grounds that this area is surrounded by R-1. Roll call as follows: Ayes, 4; No, None; carried.

The last Board of Adjustment matter consisted of a request by Mr. Ralph Hutchens, 772 11th, that he be permitted to build a garage within three feet of his property line. It was noted that nearby residents do not object and that this would relieve a certain amount of congestion caused by cars parking on the street. It was noted, further that the Board recommend that the request be approved. It was moved by Councilman Petersen, seconded by Johnson, that the request be approved for the reasons as stated. Roll call as follows: Ayes, 4; No, None; carried.

There being no further business, it was moved by Councilman Johnson, seconded by Petersen, that the Council adjourn, carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ W. J. O'Bryant
MAYOR