

NOVEMBER 6, 1959

The City Council of the City of Idaho Falls, met in Regular Session, Friday, November 6, 1959 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 Foote, Petersen, Johnson, Creek. Also present: Roy C. Barnes, City Clerk; George Barnard, City Attorney; Don Lloyd, City Engineer; George Aupperle, Purchasing Agent; Boyd Wright, Assistant Purchasing Agent; Boyd Wright, Assistant Purchasing Agent; John Putman, Chief of Police.

Minutes of the last Regular Meeting held October, 16, 1959, and a Special Meeting held November 2nd, 1959 were read and approved.

Mr. Grant Burgon, Superintendent of the L.D.S. Hospital, appeared before the Council explaining his organization's expansion plans, and requested at least three additional street lights in the immediate vicinity of the hospital to provide better lighting for visitors and, particularly, nurses as they leave their night shift. To this the Council agreed. It was not determined whether the poles would be wooden or metal but it was suggested that possibly metal would be desired, in which case, Mr. Burgon felt the hospital would pay the difference in cost. Mr. Burgon also requested a cross walk on Memorial Drive, immediately adjacent to the hospital, but no agreement was reached on this matter.

Mr. Lew Bradford, manager of the Rogers' Hotel, appeared before the Council requesting permission to install a sign on Yellowstone Avenue, directing traffic west on C Street to the entrance of the hotel's new parking lot. To this the Council agreed, with the understanding the sign would be the same size as the one now used by the Bonneville Hotel, and similarly located. A pedestrian crosswalk was also requested in front of or near the hotel so that the bell boys could indulge in alley traffic between the hotel and the depot. This was denied by the Council.

Mr. George Manning, operator of the flower shop in the Rogers Hotel, appeared before the Council, requesting a reserved loading zone for his place of business. This was denied by the Council.

Mr. Roy Hall appeared before the Council with regard to a wire recently received from the Sears Roebuck contractors to the effect that his group through the contractor, Mr. George Hartwell, were trespassing in ordering a water line installed from the Sears site to Anderson Street. It was pointed out that Mr. Hartwell's men, being non-union, were as a result, issued a cease work order. The City Attorney responded by saying that, in his opinion, the City does not enter into the dispute and that also, in his opinion, no trespassing issue is involved, based upon a letter previously received from Hilp & Rhoades, Sears contractor.

Bills against the City for the month of October, having been 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	\$72,055.04	\$108,011.84	\$180,066.84
Fire Fund	17,255.59	2,394.30	19,649.89
Electric Light Fund	15,645.18	44,204.52	59,849.70
Water & Sewer Fund	11,080.22	37,094.85	48,075.07

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Police Retirement	<u>1,493.75</u>	<u>.00</u>	<u>1,493.75</u>
TOTAL			\$307,741.50
		Police Retirement	\$1,493.75

It was moved by Councilman Johnson, seconded by Foote, that the bills be allowed and the City Clerk be authorized to draw warrants on the respective funds for their payment. Roll call as follows: Ayes, 4; No, None; carried.

Monthly reports from Department Heads were presented and, there being no objection, were ordered placed on file in the City Clerk's office.

An application was presented for BARTENDER: John V. Van Noy. It was moved by Councilman Johnson, seconded by Creek, that the permit be granted. Roll call as follows: Ayes, 4; No, None; carried.

License applications were presented as follows: JOURNEYMEN GAS FITTER: James A. Williams. It was moved by Councilman Johnson, seconded by Creek, that the license be granted, subject to the approval of the Gas Inspector. Roll call as follows: Ayes, 4; No, None; carried.

License application was presented for a CAB DRIVER: Delwin Treasure. 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.

The City Clerk presented a memorandum, a follow up on his proposal of September 8th, 1959, requesting permission to place an order for a high speed billing unit in the amount of \$8,445.00, said unit of which would be installed in about seven or eight months and on which time financing is available. It was moved by Councilman Foote, seconded by Petersen, that permission be granted to proceed, financing of which was agreed might well be determined at a later date. Roll call as follows: Ayes, 4; No, None; carried.

NOTICE OF COMPLETION OF PUBLIC WORKS

Notice is hereby given that the contract with Aiman Construction Company, 1100 East 16th Street, Idaho Falls, Idaho, dated August 28, 1959 for the construction of the Ninth Street well building, together with the necessary appurtenances, was accepted as completed on October 30, 1959.

Any person, company or corporation who has furnished labor, materials or supplies used on the work, payment for which has not been made, shall file with the City of Idaho Falls, Idaho, within 90 days from the date of completion, an itemized statement of his claim for all amounts due and unpaid by the contractor.

Failure on the part of any claimant to file his claim with 90 days after completion shall constitute a waiver against the surety.

s/ Roy C. Barnes
City Clerk, City of Idaho Falls

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Published November 8, 15, and 22, 1959.

The City Clerk presented the foregoing notice. It was moved by Councilman Foote, seconded by Johnson, that authorization be granted for publication as indicated. Roll call as follows: Ayes, 4; No, None; carried.

A petition, signed by four residents of Knickerbocker Avenue, was presented, requesting that the name of the street be changed to Arctic Avenue. It was moved by Councilman Foote, seconded by Johnson, that permission be granted accordingly. Roll call as follows: Ayes, 4; No, None; carried.

Four unsealed bids were presented for fifty street lights and fittings as follows:

Electrical Contractors Supply Idaho Falls, Idaho	\$4042.00
Graybar Electric Salt Lake City, Utah	4895.00
General Electric Supply Co. Salt Lake City, Utah	3946.50
West. Electric Supply Co. Salt Lake City, Utah	3690.00

It was moved by Councilman Johnson, seconded by Creek, that these be referred to the Electrical Committee. Roll call as follows: Ayes, 4; No, None; carried.

The City Clerk presented the Board of Adjustment minutes of November 6th, 1959, which read as follows:

“A petition was presented by Jim Brady to permit construction of a dwelling on Lot 40, Block 5 for the Pine Acres Addition, according to dimensions shown on the attached plat. After due consideration by the Board, it was moved by Henry Hance that the building be allowed as presented and this motion seconded by Orland Buck. The Board gave a unanimous vote of approval.”

This was tabled until the Council could have an opportunity to discuss the matter with the Building Official who is due back in the City on November 9th, 1959.

The Mayor reported that the Police Department does need a replacement for the 1955 Chevrolet, previously discussed, but that the bids which were opened October 16th, 1959 are no longer of any value, as the equipment is no longer available. New bids, reflecting allowance for trade in, were revealed as follows:

Ira Corey, Idaho Falls	1960 Plymouth	1,700.00
Ellsworth Bros., Idaho Falls	1959 Plymouth	1,795.00

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It was moved by Councilman Johnson, seconded by Creek, that the low bid of Ira Corey be accepted. Roll call as follows: Ayes, 4; No, None; carried.

The following memo from the City Engineer was read:

October 27, 1959
Acct. No. 12A-1
Water Main Participation

Honorable Mayor and City Council
City of Idaho Falls, Idaho

Gentlemen:

Water mains in new subdivisions are generally designed and installed to fit only the needs of the particular development. A function of this Department is to predict the requirements on a broader area and to plan water mains which will sufficiently serve the future needs of the developed community. In some cases then it becomes necessary to require a particular sub divider to install water mains to meet the requirements of this master plan. These requirements usually involve additional expense and has been a recent City policy to reimburse the developer for this additional cost of larger water mains.

Such a general police could result in a wide range of claims for the same installation, and could also exceed the cost for which the city could make the same installation. We are, therefore, suggesting that specific prices be incorporated into this policy for which the City will participate in the installation of any requested water main. The developer must install a 6" minimum pipe size. The costs, as shown below, reflect the actual material cost difference plus 8%, between the established 6" size and the pipe requested. The 8% was considered a reasonable share of costs for additional excavation, backfill, labor, and engineering which is otherwise not considered.

8" pipe	\$1.10 per lineal foot
10" pipe	1.35 per lineal foot
12" pipe	3.50 per lineal foot

In addition to this pipe, process should also be set on the following fittings:

8" valve \$37.50	8" tee \$16.00	8 x 6 tee \$13.00
10" valve 104.00	10" tee 35.00	10 x 6 tee 17.00
12" valve 150.00	12" tee 59.00	12 x 6 tee 28.00
8" cross 20.00	8 " plug 3.30	12" cross 62.00
10" cross 45.00	10" plug 12.00	12" plug 14.00

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We would recommend to the Mayor and Council that these prizes be established as the City's share of participation on the installation of any approved water mains over 6 inches in size, subject to modification only upon a materials price change.

Respectfully submitted,
ENGINEERING DEPARTMENT
s/ Donald F. Lloyd P.E.
City Engineer

It was agreed that the Engineering Department may, in the future, use the indicated schedule as a measuring stick with the understanding that each and every project be reflected to the Council for their study and approval.

The Mayor read the following letter:

Honorable W. J. O'Bryant, Mayor
City of Idaho Falls
Idaho Falls, Idaho

Dear Mayor O'Bryant:

Mrs. Ina Samson of 144 Shelley Street recently contacted the writer relative to a petition being circulated petitioning the City to extend the street on North Boulevard. In the conversation it was learned from Mrs. Samson, that she had deeded the east 16 feet of her property to the City of Idaho Falls to provide for this street extension.

A check of the Bonneville County Recorder's records indicates a deed signed by Ina Samson, a widow, transfers the east 16 feet of Lots One (1) to Four (4), Block 54 of Highland Park Addition to the original Town Site of Eagle Rock, now the City of Idaho Falls, as per the recorded plat thereof.

This letter is being written to advertise that on June 16, 1951, Jas. D. Samson and Ina Samson, entered into a lien agreement with the Department on Lots One (1) to Four (4), inclusive, in Blocks 54 of Highland Park Addition to the Original Town of Eagle Rock, now the City of Idaho Falls, Idaho, as per the recorded plat thereof. This lien is still on record in Book 5 of Liens, Page 270, Bonneville County.

In view of a possible extension of North Boulevard embracing the east 16 feet of the lots above named on which the Department holds a lien, it would appear clear title to the portion of the lots in question transferred by Mrs. Samson to the City of Idaho Falls has not been obtained. The property as a whole has undoubtedly never been probated since Mr. Samson's death, and

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same as far as we know is community property which would require probating by the surviving spouse to obtain title to Mr. Samson's share of the property.

We think our Department would not be adverse in releasing that portion consisting of the east 16 feet of the lots in question for public improvement such as the proposed street extension. However, it would be necessary to make a request for such a move with the Commissioner of the Department, Mr. Bill Child, Department of Public Assistance, P. O. Box 1189, Boise, Idaho.

We trust this letter will enlighten you as to the status of this parcel of property, so that any action needed to obtain clear title can be taken before the road extension is made.

Sincerely yours,
DEPT. OF PUBLIC ASSISTANCE
s/ Mr. Sylvan Olson
County Director

cc: District IV Supervisor

This was referred to the City Attorney for further study and recommendation.

October 28, 1959

Council of the City of Idaho Falls
City Building
Idaho Falls, Idaho

Re: Claimant: Mrs. Elizabeth Patton
Date of Loss: 8/18/59

Gentlemen:

This is to advise you that in regards to the letter presented to your Council on September 17, 1959 by the Attorneys firm of Black and Riddlemoser in and for the claimant, Mrs. Elizabeth Patton.

I have been advised by your insurance company that they find no negligence upon your insured and therefore feel that you should decline this liability claim.

Yours very truly,
s/ Gray I. Clawson
Adjustor

This letter was read by the Mayor. It was moved by Councilman Petersen, seconded by Johnson, that the Patton claim be denied. Roll call as follows: Ayes, 4; No, None; carried.

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The Mayor read the minutes of the Planning Commission, dated October 14, 1959. No action was considered necessary.

The Mayor read for informational purposes only in view of the fact that no action was required, the following letter:

October 23, 1959

Honorable W. J. O'Bryant
Mayor, City of Idaho Falls
Idaho Falls, Idaho

Dear Mr. O'Bryant:

Your correspondence of September 22, 1959, concerning a request for a school crossing signal at Saturn Avenue on West Broadway, has been referred to this office for consideration.

An engineering investigation will be made at this location to determine if a signal warrant exists. The result of this study will be forwarded to you as soon as it is completed.

It should be noted that the Department of Highways is unable to participate in the installation of a traffic signal for school crossing purposes only. However, if the City of Idaho Falls desires to install a signal, it would be necessary that the design be approved by the Department Traffic Section and that the signal function during school hours only. The remainder of the time, the signal must be placed on flashing operation. If this is done, the Department can then approve the installation.

Adult crossing guards provide the most positive crossing protection for school children, particularly those in the lower grades. Even at signalized intersections, it is advisable to utilize the assistance of adult guards to supervise the young children and prevent them from starting to cross until all traffic has stopped. If available, school boy patrols can also do an excellent job of assisting school age pedestrians.

A representative from this office will stop by to further discuss this location with the City the next time he is in the area. Thank you for your interest in this matter.

Very truly yours,
s/ G. Bryce Bennett, P.E.
State Highway Engineer

s/ M. W. Lotspeich, P.E.
Traffic Engineer

October 14, 1959
Idaho Falls, Idaho

Dear Sir:

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In regards to our sewer assessment on Lots 5 and 6, Block 9 of Capitol Hill Addition, we have been charged two sewer assessments because we had a small building on the back of our lot. The reason given for the extra assessment was because it had curtains at the windows.

The building has been torn down and has not been lived in. We have paid six years on this assessment and we refuse to pay anymore. We will expect a refund on last years payment.

Respectfully yours,
s/ Lloyd Heyrend
680 E. College
Idaho Falls, Idaho

This letter was presented. It was the opinion of the Council that no special consideration be given Mr. Heyrend in this regard and that future assessments will be payable when due.

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
