SEPTEMBER 8, 1959

The City Council of the City of Idaho Falls met in Recessed Session Tuesday, September 8, 1959 at 8:00 P.M. in the Council Chambers at Idaho Falls. There were present at said Meeting: Mayor W. J. O'Bryant; Councilmen Creek, Foote, Petersen, Johnson. Also present: Roy C. Barnes, City Clerk; R. Vern Kidwell, City Attorney; Don Lloyd, City Engineer; George Aupperle, Purchasing Agent; John Putman, Chief of Police.

Minutes of the last Regular Meeting held August 21st, 1959 and a continuation of the same meeting held August 24th, 1959, recessed to reconvene on that date, were read and approved as amended.

The Mayor announced that this was the time and the place for the registering of protests on zoning or rezoning of certain properties as advertised in the Post Register, August 23rd, 30th, and September 6, 1959 and asked first for protests on the following described property:

> Lot Ten (10), Block Seventy-four (74) of Riverside Addition to the City of Idaho Falls, Idaho according to the recorded plat thereof.

There were no protests.

Next to be considered was:

> Lot Thirty (30) through Thirty-four (34) inclusive in Block Thirty-one (31) of Capitol Hill Addition to the City of Idaho Falls, Idaho according to the recorded plat thereof.

No one appeared to protest this rezoning. Finally, protests were invited on this property to be zoned for the first time:

> Lots One (1), Two (2), Three (3), Four (4), and Five (5) in Disney and Hensen Subdivision to the City of Idaho Falls, Idaho according to the recorded plat thereof.

There were no protests.

In the absence of protests it was moved by Councilman Foote, seconded by Petersen, that the first be rezoned from R-2 to R-3, the second from R-2 to C. Ltd., and the third be zoned as follows:

Lots 1, 2 and 3, R-3 Lots 4 and 5, R-1. Roll call as follows: Ayes, 4; No, None; carried. The City Attorney was instructed to include these in the next zoning ordinance.

Mr. Jim Markins, representing the Junior Chamber of Commerce, appeared before the Council asking that his group be permitted to have the local baseball grounds at Highland Park for a fireworks display next July 4th, and it was explained that this would be subject to a scheduled ball game. This was referred to the Parks Committee.

Mr. Ingram Smith, Falls Trailer Sales, appeared before the Council and explained that he is the owner of certain west side property, just north of the Oscar Garrett place, a portion of which is to be so close to the Freeway, when constructed, that it is not suitable for anything except commercial use and asked that the Council give consideration to its being rezoned accordingly. He indicated that, if rezoned, he would want to use it for a trailer repair shop and perhaps a few trailer locations. This was referred to the Board of Adjustments.

Mr. Darol Forsythe, Hood N. W. Sheet Metal, appeared before the Council and introduced Mr. James G. Fleskes of the William-Wallace Company, Belmont California. He presented a pamphlet prepared by his company covering Metalbestos venting, also a gas vent table in brochure form. He noted that these had been approved and endorsed by all the Major testing agencies. When asked how he felt about the City of Idaho Falls Gas Ordinance, he replied by saying that, in his estimation, it was 90% adequate with its deficiency being its coverage in venting. He asked that the Council give consideration toward incorporating his company's tables in the Ordinance. It was noted that his company's system of venting is now approved in this City's Gas Ordinance.

Mr. Forsythe then reappeared before the Council and cited various instances which would suggest in his estimation, that his company had been discriminated against, through City inspection. Councilman Creek expressed alarm at the seriousness of these charges. Councilman Petersen suggested that these be reduced to writing, after which they be presented to the Mayor and Council, in the presence of the Building Official and the Gas Inspector, for examination. To this Mr. Forsythe agreed.

Bills against the City for the month of August, having been properly audited by the Finance Committee, were presented as follows, to-wit:

FUND	GROSS PAYROLL	SERVICES & MATERIALS	TOTAL EXPENDITURES
General Fund	$84,054.90	$90,644.38	$174,699.28
Fire Fund	16,815.59	333.24	17,148.83
Electric Light Fund	15,373.11	38,556.40	53,929.51
Water & Sewer Fund	9,859.45	24,932.31	34,791.76
Police Retirement	1,493.75	.00	1,493.75
TOTAL			**$280,569.38**
			1,493.75

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

Monthly reports from Department Heads for the month of August, were presented and there being no abjections, were ordered placed on file in the City Cerk's Office.

License applications for soft drinks, photography, bowling alley, and pool tables were presented as follows:

SOFT DRINK LICENSES:

Bill & Ada Kishiyama, Ada's Café
Airport Service, Lloyd Feltman
Bonneville Hotel, C. O. Murphy
Broadway Café & Tavern, Millard M. Divine
Craggs Drug, H. B. Craggs
Phillips Grocery, Dean Campbell
Rainbow Cafe, Keith Barrus
Ray's Drive Inn, T. P. Grimmett
Ray's In & Out, T. P. Grimmett
Ray's In & Out, T. P. Grimmett

Criddle Grocery, J. O. Criddle
Dairy Inn, Milton Madsen
F.O.E.
Falls Café, Harry Stedfeld
First Street Confectionary, Floyd Mead
Hudson's Donut Shop, Ray Hudson
Mel Johnson Drug
Luke's Inc., Elsie Bala
Zip In Zip Out, Louis DeTonancour
Hotel Rogers, E. A. Logan, Jr.
Sid's Drive Inn, J. W. Holmes
Slick's Café, Mrs. Millard Kalamaha
Sportsman's Café, Opal M. George
Val's Café, Dal Doney
Walgreen Foodarama, Jack W. Carey
Don Wilson Drug, Donald Wilson
F. W. Woolworth, Lawrence Johnson

BOWLING ALLEY: Broadway Bowl; POOL TABLE: Fords; PHOTOGRAPHER: Scott's Studio. It was moved by Councilman Johnson, seconded by Creek, that the licenses be granted. Roll call as follows: Ayes, 4; No, None; carried.

A ROOMING HOUSE license application for Luke's Inc.. was presented. It was moved by Councilman Johnson, seconded by Foote, that the license be granted, subject to the approval of the Chief of Police. Roll call as follows: Ayes, 4; No, None; carried.

Applications for DANCE HALL licenses were presented as follows: Happy Jack's, Bon Villa, Hub Bar, White Elephant Supper Club. It was moved by Councilman Johnson, seconded by Foote, that the licenses be granted, subject to the approval of the Chief of Police and the Police Committee. Roll call as follows: Ayes, 4; No, None; carried.

August 31, 1959

City Council
City of Idaho Falls
308 C Street
Idaho Falls, Idaho

Re: Claimant – Faber F. Tway
Date of Accident – 7-21-59

Attention: Roy Barnes, Clerk

Gentlemen:

We have been in receipt of your notice of Claim for Damages relayed to us through your office from Mr. Faber F. Tway. We referred this water damage claim to your insurance company and they have requested that due to the fact that this is an Act of God, to deny this to the claimant, Faber F. Tway.

Yours very truly,
s/ Gray I. Clawson
Adjustor

August 28, 1959

City Council
308 C Street
Idaho Falls, Idaho

Re: Claimant – Freeman Hansen
Date of Loss – 7-21-59

Attention: Roy C. Barnes

Gentlemen:

This is to advise you to deny liability to the above claimant for damages sustained July 21, 1959.

Yours very truly,
s/ Gray I. Clawson
Adjustor

The City Clerk read the foregoing letters from the General Adjustment Bureau. It was moved by Councilman Petersen, seconded by Johnson, that in each case, the claim be denied. Roll call as follows: Ayes, 4; No, None; carried.

The City Clerk then read both of the following claims:

1150 1st Street
Idaho Falls, Idaho
August 25, 1959

City Clerk Administration Office
308 C Street
Idaho Falls, Idaho

Dear Sir:

This is a claim for the amount of $95.00. On August 1st, 1959, my son, Henry Peterson, a minor, checked his valuables and clothing at the Municipal Swimming Pool.

When his check bag was returned to him his wrist watch was gone. The matter was reported to the Pool Officials and to the City Police Department.

Respectfully yours,
s/ J. L. Peterson
1150 1st Street
Idaho Falls, Idaho

August 24, 1959

Honorable Mayor and City Council
City of Idaho Falls
and
Roy C. Barnes
City Clerk

Verda Z. Abbott, a widow of this City, files a claim for damages against the City of Idaho Falls by reason of the concrete driveway being destroyed that runs from F Street on to her property, which is described as Lots 1 to 5, both inclusive, Block 4, Railroad Addition to the Original Town Site of Eagle Rock, now the City of Idaho Falls, Idaho, as per the recorded plat thereof.

A subcontractor working under the Davis Construction Company destroyed this concrete driveway on or about August 10, 1959. We have obtained an estimate of the cost of repairing or replacing this driveway and the estimate of the damages is in the amount of $200.00, for which we make claim against the City of Idaho Falls.

Kindly give this matter your attention and oblige.

Dated this 24th day of August, 1959.

Verda Z. Abbott
s/ Ralph L. Albaugh
Attorney

These were referred to the City Insurance Adjustor and in the case of the Abbot claim, to the City Engineer.

A written offer was presented from Mr. Ray Groth on the chicken coop located on the Follette property in the clear zone at the airport in the amount of $45.00. It was noted that a previous offer of $5.00 from another party had been recently rejected. It was moved by Councilman Foote, seconded by Creek, that this offer be accepted. Roll call as follows: Ayes, 4; No, None; carried.

Unsealed bids were presented and studied on a pick-up truck for the Water Department as follows:

Roy J. Keller, Inc. Idaho Falls, Idaho	1959 Studebaker ½ ton with 6 ½ foot bed	$1,681.69
Snake River Equipment Idaho Falls, Idaho	1959 International, 7 foot bed	1,890.00
Stoddard Ford Idaho Falls, Idaho	1959 Ford	1,920.00

It was moved by Councilman Johnson, seconded by Creek, that the low bid of Roy J. Keller, Inc. be accepted, color of which should be left up to the Mayor and Purchasing Agent. Roll call as follows: Ayes, 4; No, None; carried.

RESOLUTION

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 29, Title 50, Idaho Code, and by deed of the City Treasurer dated the 9th day of January, 1956, recorded in Book 101 of Deeds at Page 27, records of Bonneville County, Idaho acquire title to and possession of the following described real property, to-wit:

Tract No. 4F, now known as Tract Four (4), Section Eighteen (18).

WHEREAS, I. E. DAVIS has offered to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with all the installments of assessments subsequent to the one for which said property was sold and then due, together with penalties and interest thereon;

NOW THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are, authorized and directed, upon the payment of said sum of money by said purchaser to make, execute, and deliver to the said I. E. DAVIS a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this 8th day of September, 1959.
APPROVED BY THE MAYOR this 8th day of September, 1959.

s/ W. J. O'Bryant
MAYOR

ATTEST: s/ Roy C. Barnes
CITY CLERK

RESOLUTION

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 29, Title 50, Idaho Code, and by deed of the City Treasurer dated the 16th day of January, 1956, recorded in Book 101 of Deeds at Page 79, records of Bonneville County, Idaho acquire title to and possession of the following described real property, to-wit:

Lots Thirty-eight and Thirty-nine (38 & 39) in Block Forty-five (45), Highland Park Addition to the City of Idaho Falls, Idaho, according to the recorded plat thereof.

WHEREAS, Don Stevens has offered to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with all the installments of assessments

subsequent to the one for which said property was sold and then due, together with penalties and interest thereon;

NOW THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are, authorize and directed, upon the payment of said sum on money by said purchaser to make, execute and deliver to the said Don Stevens a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this 8th day of September, 1959.
APPROVED BY THE MAYOR this 8th day of September, 1959.

s/ W. J. O'Bryant
MAYOR

ATTEST: s/ Roy C. Barnes
CITY CLERK

RESOLUTION

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 29, Title 50, Idaho Code, and by deed of the City Treasurer dated the 8th day of January, 1958, recorded in Book 112 of Deeds at Page 19, records of Bonneville County, Idaho, acquire title to and possession of the following described real property, to-wit:

South 85 feet of Lots One (1) and Two (2) in Block Seventy (70) of the Original Town of Eagle Rock, now the City of Idaho Falls, Idaho, according to the recorded plat thereof.

WHEREAS, Carrol Cutler has offered to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with all the installments of Assessments subsequent to the one for which said property was sold and then due, together with penalties and interest thereon;

NOW THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are, authorized and directed, upon the payment of said sum of money by said purchaser to make, execute and deliver to the said Carrol Cutler a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this 8th day of September, 1959.
APPROVED BY THE MAYOR this 8th day of September, 1959.

s/ W. J. O'Bryant
MAYOR

ATTEST: s/ Roy C. Barnes
CITY CLERK

These resolutions, accompanied by City Redemption Tax Deeds, were presented. It was moved by Councilman Johnson, seconded by Petersen, that the Mayor and City Clerk be authorized to sign the resolution and the tax deeds. Roll call as follows: Ayes, 4; No, None; carried.

ORDINANCE NO. 949

AN ORDINANCE RESTRICTING THE DRIVER OF A VEHICLE FROM PASSING A SCHOOL BUS WITHIN THE CITY LIMITS OF IDAHO FALLS, IDAHO, WHICH HAS STOPPED FOR THE PURPOSE OF RECEIVING OR DISCHARGING SCHOOL CHILDREN; PROVIDING THE TERMS AND CONDITIONS UNDER WHICH A STOPPED SCHOOL BUS DISCHARGING CHILDREN MAY BE PASSED; PRESCRIBING THE PUNISHMENT FOR VIOLATION; AND PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was read in title. It was moved by Councilman Johnson, seconded by Petersen, 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.

ORDINANCE NO. 950

AN ORDINANCE VACATING AND CLOSING A PORTION OF A STREET IN THE CITY OF IDAHO FALLS, IDAHO, FOR THE SOLE AND EXCLUSIVE USE OF BONNEVILLE IMPROVEMENT COMPANY, INC., A CORPORATION, ITS SUCCESSORS AND ASSIGNS; DESIGNATING THE PORTION OF SAID STREET, THE TITLE OF WHICH IS TO BE VESTED IN THE SAID BONNEVILLE IMPROVEMENT COMPANY, INC.; PARTICULARLY DESCRIBING SAID LANDS; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was read in title. It was moved by Councilman Johnson, seconded by Petersen, 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.

A claim in the amount of $16,800 was presented from Frontiers Construction, representing reimbursement of hook on fees for the number of sewer hook-ons in the Falls Valley area to date. Accompanying the claim was supporting data in this regard from the Building Official, plus a copied excerpt from the May 7th, 1959 Council Meeting, authorizing this expenditure, subject to certain conditions. The Council tabled this matter for further consideration at a later date.

September 8, 1959
Acct. No. 3B-64
3B-75

Honorable Mayor and City Council
City of Idaho Falls, Idaho

Gentlemen:

We are submitting herewith for your consideration and approval the following three plats.

1. Re-plat of a portion of Pine Acres Addition.
2. Lawn Dale Estates
3. Riviera Homes Addition

The re-platting of Pine Acres is already included within the City limits and consists of a rearranging of lots originally platted under Pine Acres Addition.

The Lawn Dale Estates is a subdivision of land lying about one mile to the east of the Falls Valley Subdivision, and is not intended to be annexed to the City within the foreseeable future.

Since the Planning Commission has approved both the preliminary and final submission of these plats and since this Department has checked these plats in detail, we are recommending to the Council that the Mayor be authorized to sign the City's approval of these subdivisions.

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

The City Clerk presented the foregoing memo from the City Engineer. It was moved by Councilman Johnson, seconded by Creek, that the re-plat of a portion of Pine Acres and the Riviera Homes Addition be accepted. Roll call as follows: Ayes, 4; No, None; carried. It was moved by

Councilman Foote, seconded by Johnson, that Lawn Dale Estates be rejected. Roll call as follows: Ayes, 4; No, None; carried.

The City Clerk then presented the following:

September 8, 1959
Acct. No. 3D-18
Alley Vacation

Honorable Mayor and City Council
City of Idaho Falls, Idaho

Gentlemen:

In accordance with your instructions of August 7, 1959, we have reviewed in detail the attached petition to close and vacate an alley adjacent to the Dwarf Addition in the City of Idaho Falls.

We found that there are no utilities within this alley and do not anticipate such installation will ever be required.

We feel a responsibility to maintain a public right-of-way between the alley and Short Street in order to service existing buildings.

We would recommend to the Mayor and Council that this petition be denied until an alternate suitable right-of-way be dedicated to the public. This requirement will cause no hardship since a travel-way does now exist and is being used.

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

It was moved by Councilman Johnson, seconded by Petersen, that in accordance with the City Engineer's recommendation, the petition be denied until an alternate suitable right-of-way be dedicated to the public. Roll call as follows: Ayes, 4; No, None; carried.

September 8, 1959
Acct. No. 3D-19

Honorable Mayor and City Council
City of Idaho Falls, Idaho

Gentlemen:

Immediately north of the new Sears Development Tract, all property owners with the exception of Mr. Stanger have either deeded or indicated a willingness to deed an additional 20 feet to facilitate the arterial development of Anderson Street between Lewisville Road and Highway 191.

In conjunction with this dedication, the property owners have also indicated a desire for being supplied with municipal water. This Department has received a petition from two property owners requesting they be permitted to construct a 6 inch water main from the present proposed termination point of the 8 inch main in the Sears Development to their property on Anderson Street. Since the City's development plan includes a future 8 inch main extending east along Lincoln Road, it would appear desirable to grant this request and absorb the difference in cost between the 6 and 8 inch pipe.

In their petition, Mr. Hall and Mr. Cope, Jr. have also indicated their willingness to be annexed to the City if such annexation is required. We are enclosing herewith the sketch to show you the property abutting the north edge of Anderson Street.

This Department would appreciate an expression from the Council on the following two questions.

1. Should the City permit the construction of a water main for service to the property north of Anderson Street?
2. Does the Council wish to annex property abutting the north boundary of Anderson Street?

Should the Council desire this annexation, we would recommend that the annexation be accomplished only as water becomes available to each property.

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

With reference to the two questions asked in the memo, the Council answered in the affirmative in each case.

An agreement was presented between Carl E. Nelson Construction Company and the City of Idaho Falls covering the removal of approximately 1500 cubic yards of rock from Anderson Street in the vicinity of the new Sears & Roebuck Shopping Center. It was moved by Johnson, seconded by Petersen, that the Mayor be authorized to sign. Roll call as follows: Ayes, 4; No, None; carried.

September 8, 1959

To the Honorable Mayor and City Council
Idaho Falls, Idaho

Gentlemen:

It is probably not too early to discuss one of the principal problems which exists in the City Clerk's Office and to present a possible solution. I refer to the billing operation.

As some of you know, ever since garbage and sewer billing was instituted in September of 1958, our billing operation has been crowded. This added 50% more time (not revenue) necessary for the average billing. It takes as long to post a $1.00 garbage charge and a $1.50 sewer charge as it would a $20.00 electric charge. Other duties have increased, time wise, as well; such as the substantially increased connects and disconnects which received recent publicity in the Post Register. All told, we have been paying overtime consistently to five employees who take of their own time before 9:00 A.M. in the morning, after 5:00 P.M. in the evening and particularly on Saturdays, to get the job done.

In the writer's estimation, more employees is not the answer but, rather streamlining the present system to conform to our fast growing City. You have noted, over the past years, substantial capital expenditure in the Electric, Engineering, Water and Sewer Departments to keep pace. This has been taken in stride and considered a "must" to provide the many services for which those Departments are responsible. The City Clerk's Department, the recipient of the increased revenue from these Departments, has been operating with practically the same number of employees, and the same equipment as it had five years ago. The time has come for some much needed changes.

Our Department has been doing its billing on two carriage type Burroughs machines, both of which are in excess of ten years old. These machines are now requiring much service. Breakdowns are frequent and costly. The service men are not always immediately available. It is not uncommon that there is a 24 hour delay during which time at least one of the machines is out of service. There is not that time to spare and consequently more overtime is necessary to get the billing out on time. An occurrence of this kind simply adds "insult to injury", it having been previously explained that there is not sufficient time, in the absence of breakdowns, to get the billing out without extra work hours on the part of the billing operators. These machines are specially built at the factory at a cost of approximately $6,500 a piece. Assuming two new machines were acquired, the investment would be $13,000 and our time problem would remain unsolved. To solve said problem, utilizing the present units, three machines would be required, an investment of $19,500.

The writer has studied, through sales representatives, at least four new proposed systems, ranging from $8,000 to $25,000 from Burroughs and others. Most of these would require a complete new system, including billing and ledger card forms, etc., which in itself is costly. One of these seems to have merit; namely, the National Cash Register of doing the same work now being done by two of our existing units and there would be the minimum change in our system otherwise, such as billing and ledger card forms, cycle billing, etc. Supposedly, and I am only quoting the sales representative, other savings would result with this unit, over a ten year period, in the amount of approximately $33,000 due to such items as

new and improved ribbon, maintenance, and journal savings. Obviously, it will be up to the sales representative to prove to the writer, the City Auditor and our billing operators that his unit is entirely applicable to the job which must be done in this office.

The purpose of presenting this memorandum at this time is twofold; First, to acquaint you gentlemen with the existing problem, the need for a change and to do this now so proper consideration can be given to the next budget period; second, Mr. Ben Fullmer, sales representative for National Cash Register has proposed that he take the writer and perhaps one other member of the Department to view and study the unit in action. This would probably be to Salt Lake City where various units are available and in operation in such institutions as the Utah Power and Light Company. Such a trip would, of curse, cost the City nothing but, in a sense, there would be a moral obligation to Mr. Fullmer to the extent that your authorization in allowing such a trip to be made could and probably would be construed as inference that your group will be considering such an investment for the coming fiscal period, with either his or a competitor's system.

Your consideration on the foregoing is requested.

Yours very truly,
s/ Roy C. Barnes
City Clerk

The Mayor read the following:

August 26, 1959

The Honorable Mayor and City Council
City Building
Idaho Falls, Idaho

Re: Hauge – vs – City of Idaho Falls

Gentlemen:

Mrs. Oliver M. Hauge has consulted this office concerning a claim which she alleges she has against the City of Idaho Falls for injuries sustained by her minor child. Mrs. Hague wrote a letter, under date of June 5, 1959, addressed to the Honorable Mayor informing you of the injuries sustained.

This matter was turned over to your insurance company for investigation.

From the investigation made by this writer, I have found that the City never did give the property owner any notice of the defects in the sidewalks adjacent to the property. I have found further after briefing the law that the City has the responsibility to maintain these sidewalks.

We are therefore, making demand upon you for the payment of damages sustained by the minor child of our client. We are open for any negotiations and will appreciate being contacted in regard to this matter.

Yours very truly,
BLACK AND RIDDLEMOSER
s/ Jack C. Riddlemoser

It was moved by Councilman Petersen, seconded by Johnson, that this be referred to the City Insurance Carrier. Roll call as follows: Ayes, 4; No, None; carried.

The following resolution was proposed by Councilman Foote to the Idaho Falls City Council and Mayor:

R E S O L U T I O N

That Mayor W. J. O'Bryant, as Mayor of the City of Idaho Falls, shall be authorized to sign as agent for the City of Idaho Falls, Idaho all contracts, papers or instruments on behalf of the City of Idaho Falls with the Department of Health, Education, and Welfare, Region Eight (8) of Denver, Colorado, which contracts, papers, or instruments relate to Federal Grant for Sewage Treatment Works under Federal Water Pollution Control Act (33 U.S.C. 466 et seq.)

This resolution was seconded by Councilman Johnson. Roll call as follows: Ayes, 4; No, None; carried.

The Mayor read a letter from Motorola Communications & Electronics Inc., asking if any action on their behalf had been taken with regard to their proposal for servicing radio equipment, presented at the City Council Meeting, August 7th, 1959. It was agreed that any decision should be withheld temporarily as there is another qualified party who may make application for employment with the Police Department, in which case he might satisfactorily handle this work.

Reference is made to the August 7th, 1959 Meeting of the City Council at which time, after learning of the Public Health unit from Dr. John Casper and the County Commissioners. Dr. Casper was requested to prepare a budget, showing costs of operation of such a program. Said budget was now presented for Council consideration. In view of the fact that the City's share was shown to be something less than the amount budgeted, it was agreed by the Council to give Dr. Casper assurance that the City would participate in the program.

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

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