

FEBRUARY 20, 1959

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The City Council of the City of Idaho Falls met in Regular Session Friday, February 20, 1959, at 8:00 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present at said Meeting: Mayor John B. Rogers; Councilmen Petersen, Johnson, Freeman. Absent: Councilman Foote. Also present: Roy C. Barnes, City Clerk; George Aupperle, Assistant Purchasing Agent; Don Lloyd, City Engineer; Don Ellsworth, Assistant City Engineer.

In the interests of time, the reading of the minutes of a Regular Meeting held February 6<sup>th</sup>, and a special Meeting held February 11, 1959, were dispensed with.

Permit and license applications for bartenders, master plumbers, and journeymen plumbers were presented as follows: BARTENDERS: Samuel A. McLaughlin, Geraldine Russell; MASTER PLUMBER: D. E. Fairless, Fairless Plumbing & Heating. It was moved by Councilman Johnson, seconded by Petersen, that the permits and licenses be granted. Roll call as follows: Ayes, 3; No, None; carried.

License applications for gas contractors, journeymen gas fitters, and apprentice gas fitters were presented as follows: CONTRACTORS: Babbitt Electric; JOURNEYMAN GAS FITTER: Gordon Powell; APPRENTICE GAS FITTERS: Don La Valley, Jack Hover. It was moved by Councilman Johnson, seconded by Freeman, that the licenses be granted, subject to the approval of the Gas Inspector. Roll call as follows: Ayes, 3; No, None; carried.

License applications for electrical contractors, and journeymen electricians were presented as follows: ELECTRICAL CONTRACTORS: Wheeler Electric, Electric Motor Service; JOURNEYMEN ELECTRICIANS: Walter Whipple, Dale Dockstader, Bruce Wheeler, Farris Wheeler, Mardell Oakey, Lelant Staten, Melvin J. Rappleye. It was moved by Councilman Freeman, seconded by Petersen, that the licenses be granted, subject to the approval of the Electrical Inspector. Roll call as follows: Ayes, 3; No, None; carried.

February 18, 1959  
NOTICE OF CLAIM

City Clerk  
City Building  
Idaho Falls, Idaho

Dear Sir:

Please consider this letter as formal notice of claim for damages by Mr. Richard L. Gardner against the City of Idaho Falls for the sum of \$75.00, which sum represents damage sustained by Mr. Gardner on the 17<sup>th</sup> day of February, 1959 as a result of the negligence of the employees of the City of Idaho Falls on or about the 12<sup>th</sup> day of December, 1957 in filling a hole in the alley between the 900 block of Jefferson Avenue and the 900 block of Canyon Avenue.

Said damage was caused by the flooding of the claimant's basement. The source of the water being a hole in the above named alley where such alley had been filled by the City as mentioned heretofore. The defendant's property which sustained the damage is located at 976 Canyon Avenue, Idaho Falls, Idaho.

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This notice is being served in compliance of I.C. 50-162 and you are hereby requested to present the claim to the City Council after having made your investigation of the same.

Yours truly,  
s/ Rulon R. Price  
Attorney for R. L. Gardner

cc: The City Council  
City Building  
Idaho Falls, Idaho

The foregoing was presented and it was referred to the City Insurance Carrier. The Mayor agreed to discuss the matter with the Insurance Company.

ORDINANCE NO. 931

AN ORDINANCE AMENDING SECTION II OF ORDINANCE NUMBER 852 OF THE ORDINANCES OF THE CITY OF IDAHO FALLS, IDAHO; DIVIDING SAID CITY INTO DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; SETTING FORTH THE PURPOSES OF THE ZONING ACCOMPLISHED THEREBY AND THE REGULATIONS AND RESTRICTIONS IMPOSED WITHIN SAID DISTRICTS; CHANGING THE ORIGINAL BOUNDARIES OF CERTAIN DISTRICTS BY THE INCLUSION OR THE EXCLUSION THEREOF OR THERE FROM OF CERTAIN TRACTS OF LAND; PARTICULARLY DESCRIBING SAID TRACTS OF LAND AND DESIGNATING THE DISTRICTS IN WHICH THEY SHALL HEREAFTER BE INCLUDED; PROVIDING THAT A DISTRICT MAP DESIGNATING SAID DISTRICTS SHALL BE MAINTAINED IN THE OFFICE OF THE BUILDING INSPECTOR IN THE CITY HALL OF SAID CITY AND FURTHER PROVIDING THAT THE BUILDING INSPECTOR SHALL CAUSE SAID DISTRICT MAP TO CONFORM WITH THE PROVISIONS OF ORDINANCE NUMBER 852 AS AMENDED HEREIN; PROVIDING THAT ORDINANCE NO. 852, EXCEPT SECTION II THEREOF, SHALL REMAIN UNCHANGED; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was read in title. It was moved by Councilman Freeman, 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, 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

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Council for final consideration the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 3; No, None; carried.

It was moved by Councilman Johnson, seconded by Petersen, that the action of the City Clerk and the Mayor be ratified in signing the foregoing Zoning Ordinance on February 12, 1959. Roll call as follows: Ayes, 3; No, None; carried.

ORDINANCE NO.

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

It was moved by Councilman Freeman, seconded by Johnson, to allow \$100.00 expense money for Mr. Lewis Ross to attend a national defense meeting. Roll call as follows: Ayes, 3; No, None; carried.

The Mayor announced that this was the time and place for the opening of sealed bids on tires for a fire truck and instructed the City Clerk to proceed. The following were revealed:

Firestone Stores Idaho Falls, Idaho	900 x 20 10 Ply Firestone Super All Traction with Tynex Cord 900 x 20 10 Ply Nylon Super All Traction	\$ 79.71   89.38
	900 x 20 10 Ply Transport Heavy Duty, Highway Tread, Tynex Cord	77.39
	900 x 20 10 Ply Nylon Transport Heavy Duty	85.13
	900 x 20 Transport Heavy Duty Tubes	5.47
O.K. Rubber Welders Idaho Falls, Idaho	900 x 20 10 Ply Traction King Nylon 900 x 20 10 Ply Traction King Rayon 900 x 20 10 Ply Highway Nylon 900 x 20 10 Ply Highway Rayon 900 x 20 Tubes	91.73 82.91 79.82 74.82 6.82
Idaho Falls Battery Co. Idaho Falls, Idaho	900 x 20 10 Ply Fleetway Rayon (Front) 900 x 20 10 Ply Fleetway Nylon (Front)	80.76 98.71

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	900 x 20 10 Ply Fleetmaster Rayon (Rear)	92.49
	900 x 20 10 Ply Fleetmaster Nylon (Rear)	103.63
	900 x 20 Heavy Service Tube	6.33
Roy J. Keller Idaho Falls, Idaho	900 x 20 10 Ply Dual Service Logger Rayon	82.40
	900 x 20 10 Ply Highway Rayon	71.70
	900 x 20 Tubes	5.60
Hock Tire Service Idaho Falls, Idaho	900 x 20 10 Ply Highway Design Nylon	94.77 (\$6.75 Ex. Tax)
	900 x 20 10 Ply Highway Design Rayon	86.16 (\$6.75 Ex. Tax)
	900 x 20 10 Ply Traction Design (Hi Miler Extra Grip) Nylon	99.51 (\$7.68 Ex. Tax)
	900 x 20 10 Ply Traction Design (Hi Miler Extra Grip) Rayon	88.74 (\$7.68 Ex. Tax)
	900 x 20 10 Ply Heavy Duty Tubes	6.41 (\$.81 Ex. Tax)
Ritchie Tires	Bid submitted but not considered because of the absence of any provision for mounting	

These were referred to the Fire Chief and the Fire Committee.

The Mayor presented a recommendation from Parley Gillen to the effect that Hess Criddle and Dean Clifford be appointed to the position of drivers in the Fire Department. It was moved by Councilman Petersen, seconded by Johnson, that the Mayor make these appointments. Roll call as follows: Ayes, 3; No, None; carried.

The Mayor asked the City Clerk to read the following letter from Mrs. Bessie Hansen.

Mayor John B. Rogers & Councilmen:

At this time I wish to commend you for your kind consideration.

s/ Bessie Hansen

P.S. Please have this read at your Council Meeting.

No action was considered necessary.

February 20, 1959

9<sup>th</sup> Street Well  
Acct. No. 11A-11

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Honorable Mayor and City Council  
City of Idaho Falls, Idaho

Gentlemen:

Kindly be advised that a pumping unit has been installed on the 9<sup>th</sup> Street Well, and test pumping is now in progress. It is anticipated that pumping will continue a week to 10 days before the well is sufficiently proven.

The necessary piping, fittings and chlorination equipment are now on hand for the permanent installation. Drawings are almost completed for the building floor plan and the piping and equipment layout. To date, this Department has not attempted any design of building exteriors, since it may be the wish of the City Council to engage an architect for this purpose.

We would appreciate being informed of the Council's pleasure in this regard.

Respectfully submitted,  
s/ Donald F. Lloyd  
City Engineer

This memorandum from the City Engineer was presented and the City Engineer was given the authority to use his own discretion, subject to the approval of the Mayor, in consulting with one or more architects pertaining to the construction of a building at the 9<sup>th</sup> Street Well site.

The Mayor read the following memorandum from the City Engineer:

February 20, 1959

Acct. No. 12A-4

Honorable Mayor and City Council  
City of Idaho Falls, Idaho

Gentlemen:

We are pleased to advise the Council that the installation of floor drains and chlorination equipment has been completed in the Falls Valley Well. The pressure tank was "water logged" and consequently, the operation sequence of the pump has been improved by bleeding some of the water from the tank and replacing with air. Although this well installation has been improved, we feel emergency measures are still required.

In this regard, the Engineering Department feels a main connection from the existing system on 1<sup>st</sup> Street at St. Clair to the Falls Valley Well is a priority project for construction. A detailed cost analysis shall be included in the forthcoming budget, but a cursory estimate of \$25,000.00 will be needed to complete the project.

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However, in the interest of time, may we suggest that authorization be considered to proceed with this project in order to guarantee an adequate water supply and fire protection for this area. Any failure of this well at the present time would place the area entirely without water. Cost incurred prior to May 1<sup>st</sup> for materials would be payable from the new budget.

We would be pleased to discuss this project in detail, should the Council have any questions.

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

It was moved by Councilman Petersen, seconded by Freeman, that the City Engineer be authorized to proceed now, as outlined in the memo, with construction of a main connection from the existing system on First Street at St. Clair to the Falls Valley Well. Roll call as follows: Ayes, 3; No, None; carried.

For the sake of the record the Mayor instructed the City Clerk to include in these minutes at this time certain Council action which had long since been agreed upon but had inadvertently been excluded from this record of minutes; namely, that the City agrees and has agreed to reimburse the Frontiers Construction Company for the net cost of a trunk line sewer from First Street to 9<sup>th</sup> Street, said line of which would make the Falls Valley subdivisions and other subdivisions available to the sewer; said cost to the City of which would be collected from sewer hook on charges from past, present and future construction in the Falls Valley subdivisions and all other hook-ons to said line; said net cost of which would amount to \$34,310.64, pursuant to proof furnished by Frontiers Construction Company and excluding any possible interest reimbursement. It was understood that all of this would be subject to any subsequent court ruling, declaring the collection of hook on charges as being unlawful. (STRICKEN FROM MINUTES. SEE COUNCIL MINUTES OF 3-9-59— ALSO SEE MINUTES DATED 5-7-59 WHEN THIS MATTER WAS RECONSIDERED. R.C.B.)

The City Engineer presented several plats and asked approval as follows:

Preliminary Plat - Esquire Acres  
Final Plat - Bird Addition #2  
    Jennie Lee Addition #1  
    Esquire Acres, Division #1  
    W. A. Bingham, Addition #1

It was moved by Councilman Johnson, seconded by Freeman, that these be approved as indicated, subject to further checking by the Engineering Department. Roll call as follows: Ayes, 3; No, None; carried.

It was moved by Councilman Johnson, seconded by Petersen, that authority be given to make request in the new budget for the coming fiscal year for increasing Councilmen's annual salaries to \$2,400.00 and the Mayor's annual salary to \$10,000.00 and that the City Attorney be instructed to

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draft an ordinance accordingly, said ordinance to be dated as of February 20, 1959. Roll call as follows: Ayes, 3; 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/ John B. Rogers  
MAYOR

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