

NOVEMBER 21, 1958

The City Council of the City of Idaho Falls met in Regular Session, Friday, November 31, 1958, at 8:00 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present at said Meeting: Mayor John B. Rogers; Councilmen Foote, Petersen, Johnson, Freeman. Also present: Roy C. Barnes, City Clerk; T. R. Peters, Purchasing Agent; Alva Harris, Building Official; Don Ellsworth, Assistant City Engineer.

Minutes of the last Regular Meeting held November 7, 1958 were read and approved.

The Mayor announced that this was the time and the place to hear all protests to rezoning of three parcels of property advertised in the Post Register, November 5th, 12th, and 19th, 1958, and asked first to hear any and all of those protesting the rezoning of Lots 1, 2, and 3, Block 17, Crows Addition; requested rezoning of which was made by certain doctors for the purpose of erecting a clinic. No protests were registered. The Mayor noted that Dr. Reid Anderson had a representative group present and when asked for what purpose, the doctor explained that these were parties interested in the rezoning being effected. The Mayor asked for a show of hands for the record which revealed that twenty-one were present in this regard. Councilman Freeman then said a few words with regard to his earlier convictions against rezoning but concluded by saying he was willing to concede to the voice of the majority. It was then moved by Councilman Johnson, seconded by Petersen, that the property be rezoned from R-1 to R-3 to allow for the doctor's clinic. Roll call as follows: Ayes, 4; No, None; carried.

Lots 1 to 8 inclusive, Block 56 Crows Addition, owned by Idaho Irrigation District, were then presented and no protests, verbal or written, were registered. It was moved by Councilman Freeman, seconded by Johnson, that this property be rezoned from R-1 to R-3. Roll call as follows: Ayes, 4; No, None; carried.

The third parcel to be presented was Westland Heights #2. There were no protests, written or verbal. It was moved by Councilman Foote, seconded by Johnson, that this area be zoned as follows:

Lots 1 to 6 inc. Block 6	R-2
Lots 1 to 15 inc. Block 8	R-1
Lots 1 to 17 inc. Block 7	R-1
Lot 7 Block 1	R-1
Lots 17 to 31 inc. Block 5	R-1
Lots 7 to 10 inc. Block 4	R-1

Roll call as follows: Ayes, 4; No, None; carried.

Applications for BARTENDERS PERMIT ANDS SOFT DRINK LICENSES were presented. BARTENDER: Kenneth J. McCormick, Jack's Club; SOFT DRINK: Matson's Service Station, Oscar Matson; Safeway Stores #334, Ralph Cowham. It was moved by Councilman Petersen, seconded by Johnson, that the permit and licenses be approved. Roll call as follows: Ayes, 4; No, None; carried.

License applications for APPRENTICE GAS FITTERS, previously approved by the Gas Inspector: Alvin Tibbetts, Clyde Hess & Son Dist. Co.; David Ellis, H. L. Electric; Edward McGee, H. L. Electric. PEDDLERS LICENSE (OWN PRODUCE): E. R. Amon, Twin Falls, Idaho. It was moved by Councilman Johnson, seconded by Freeman, that the license be granted. Roll call as follows: Ayes, 4; No, None; carried.

BEER LICENSE applications for packaged beer, and bottled or canned beer to be consumed on the premises were presented as follows: PACKAGE BEER: Safeway Stores #334, Ralph Cowham;

NOVEMBER 21, 1958

BOTTLED OR CANNED BEER TO BE CONSUMED ON THE PREMISES: Jack's Chicken Inn, Vernon Scheets; Matson's Service Station, Oscar Matson. It was moved by Councilman Johnson, seconded by Freeman, that the licenses be approved subject to the approval of the Chief of Police. Roll call as follows: Ayes, 4; No, None; carried.

ROOMING HOUSE license application for Nelson Hotel, Dorothy Sonnemann, was presented. It was moved by Councilman Freeman, seconded by Johnson, that the license be granted, subject to the approval of the Chief of Police. Roll call as follows: Ayes, 4; No, None; carried.

License applications for MEAT MARKETS were presented. Safeway Store #334, Ralph Cowham; Matson's Service Station, Oscar Matson. It was moved by Councilman Johnson, seconded by Petersen, that the licenses be granted, subject to the approval of the City Sanitarian. Roll call as follows: Ayes, 4; No, None; carried.

An application for JOURNEYMAN GAS FITTER license for Ray Goyen, Kerr Lumber, was presented. It was moved by Councilman Johnson, seconded by Freeman, that the license be granted, subject to the approval of the Gas Inspector. Roll call as follows: Ayes, 4; No, None; carried.

An application for ELECTRICAL CONTRACTOR license for Ray Griffin Electric, was presented. It was moved by Councilman Johnson, seconded by Petersen, that the permit be granted. Roll call as follows: Ayes, 4; No, None; carried.

The City Clerk presented a final utility bill of Reed Bates, 222 Basalt, in the amount of \$49.80, drawing the Council's attention to the fact that this man is only partially employed and blind. It was moved by Councilman Freeman, seconded by Petersen, that the bill be charged off. Roll call as follows: Ayes, 4; No, None; carried.

ADVERTISEMENT FOR BIDS

Sealed proposals for the construction of a pipe line suspension crossing of the Snake River, addressed to the Mayor and City Council, City of Idaho Falls, Idaho, will be received at the office of the Mayor, City of Idaho Falls, Idaho, until 8 P.M., Mountain Standard Time on the 8th day of December, 1958, and then will be publicly opened and read.

The work contemplated consists of a steel suspension bridge supporting a pipe line required to connect a sewer now under construction on the west side of the Snake River in the City of Idaho Falls with an interceptor sewer now under construction on the east side of the River. Major items of work include furnishing and placing two 32 foot high structural steel towers with concrete foundations, a suspension system with main span of 240 feet and side spans of 80 feet and 40 feet, 370 lineal feet of 18 inch insulated steel pipe, and 41 lineal feet of 18 inch concrete sewer pipe.

Plans and specifications may be examined at the office of Cornell, Howland, Hayes, & Merryfield, Consulting Engineers, 628 Idaho Building, Boise, Idaho, or at the office of the City Engineer, Idaho Falls, Idaho. A copy of said documents may be obtained at the above offices upon a deposit of thirty dollars (\$30.00) for each document. The full amount of the deposit will be refunded if said documents are returned in good condition within fifteen (15) days after the date of the bid opening.

NOVEMBER 21, 1958

Each proposal must be submitted on the prescribed form and accompanied by a certified check, cashier's check, or bid bond payable to the City of Idaho Falls, Idaho, in an amount not less than five per cent (5%) of the amount bid.

The successful bidder will be required to furnish security for faithful performance of the contract in the full amount of the contract price.

The right is reserved to reject any and all proposals, to postpone the award of the contract for a period not to exceed thirty (30) days and to accept that proposal or proposals as are to the best interests of the City of Idaho Falls, Idaho.

Dated this 14th day of November, 1958.

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

Published:
November 16, 23, 30
December 7

The City Clerk reported that, due to the time element, it was necessary for the foregoing to be published in the Post Register prior to Council approval. It was moved by Councilman Johnson, seconded by Freeman, that the City Clerks' action in directing this to be published be ratified. Roll call as follows: Ayes, 4; No, None; carried.

A claim for \$250.00 special damages and \$10,000.00 general damages was presented from Margaret O. Campbell. The claim stated that this was caused by her heel being caught in a hole on the sidewalk at the corner of Shoup Avenue and B. Street. This was referred to the City Insurance Adjustor for appropriate action.

Two easement agreements were presented, one from Idaho Potato Growers, Inc. and one from Phillip and Pearl Hoehn, covering sewer access rights on their respective properties. No need for action was thought necessary as the Mayor had previously received blanket authority to sign instruments of this nature.

UTAH OIL REFINING COMPANY
November 20, 1958

Board of City Commissioners
City of Idaho Falls
Idaho Falls, Idaho

Gentlemen:

NOVEMBER 21, 1958

Utah Oil Reining Company is the owner of a service station situate at the corner of First Street and Holmes Avenue in the City of Idaho Falls, which property is more particularly described as follows:

Lots 25, 26, 27, and 28, in Block 31, Capital Hill Addition to the original town of Eagle Rock, now in the City of Idaho Falls, Idaho as per the recorded plat thereof.

Adjacent to the above-described property, extending perpendicularly from Holmes Avenue, is an alley which serves said property, among others. We have been advised that some effort is being made to lower the elevation of this alley.

The purpose of this letter is to file our objection to any such effort, and to seek information regarding any such proposal. Will you please advise whether any petition affecting this alley is pending or contemplated before your Commission or other agency of the City of Idaho Falls, or whether the City itself is considering any action affecting this alley.

If nothing of this nature is pending or contemplated, so far as you know, would you kindly advise us subsequently if some such effort later comes to your attention.

Thanking you for your courtesy in this matter, I remain:

Yours very truly,
s/ W. C. Durham

This letter was read by the City Clerk. After some discussion the Mayor agreed to answer, explaining the City's position in this regard.

RICKS COLLEGE
November 19, 1958

Mayor John B. Rogers
City of Idaho Falls
Idaho Falls, Idaho

Dear Mr. Rogers:

As you may know, after your much appreciated telephone call to me last week we received word that the First Presidency were planning to host a meeting in Rexburg, last Saturday to further discuss the decision to move Ricks College to Idaho Falls. Not knowing the full implications of this meeting we felt that no further steps should be taken along any line until after this important meeting. Out of the meeting as you may have heard, came a reaffirmation of the decision to move the College to Idaho Falls.

NOVEMBER 21, 1958

Since then I have written to President Wilkinson pointing up the problem of zoning and the matter of possible annexation of the college site property to the City of Idaho Falls, as well as calling to his attention other matters connected with the early development of the site. I am sure that in the very near future a policy will be evolved and steps taken to discuss these problems with you.

I want you to know that I deeply appreciate your interest which prompted you to telephone me. We will, of course, want to work in the closest harmony and cooperation with the City of Idaho Falls in the development of Ricks College in Idaho Falls, and I can say to you that the preliminary discussions which have taken place since the original announcement of the move envisage a great college both as to curriculum, facilities and enrollment.

With very best wishes.

Sincerely yours,
s/ John L. Clarke
President

This letter was read by the City Clerk. No action was considered necessary.

The Mayor reported that the County is creating a nine man plan board and has asked for three members from the City. He proceeded to appoint two members of the Planning Commission, LeGrande Marchant, Dale Parrish, and Don Ellsworth, Assistant City Engineer. This met with the approval of the Council.

The Mayor had called for bids on a gas heating stove for the dog pound and instructed the City Clerk to open same. Three bids were revealed as follows:

Conan & Landon, Idaho Falls	\$275.00
Ahresco Sales & Engineering, Idaho Falls	291.00
American Plumbing & Heating, Idaho Falls	265.00

It was moved by Councilman Freeman, seconded by Foote, that the low bid of American Plumbing and Heating be accepted. Roll call as follows: Ayes, 4; No, None; carried.

Councilman Freeman reported that he had recently talked with Mrs. Hess with regard to the erection of a two unit building on her property and had explained to her that this could not be allowed due to lack of proper frontage in an R-P zone. It was moved by Councilman Freeman, seconded by Foote, that this petition, originally presented at the 8/15/58 Meeting, be denied. Roll call as follows: Ayes, 4; No, None; carried.

It had been drawn to the Mayor's attention that the new Electrical Ordinance calls for the appointment of two electrical contractors and two journeymen electricians for the formation of an Electrical Board. It was moved by Councilman Foote, seconded by Johnson, that the following be appointed in this capacity; Jewell Electric; Idaho Falls Electric; Audie Morton and Dale Dockstader. Roll call as follows: Ayes, 4; No, None; carried.

The electrical ordinance was presented for study. It was noted that the Electrical Inspector is directed to serve in an advisory capacity to the Electrical Board and so it was considered advisable to delete the section which selected him as a member of said Board. It was also believed in order to

NOVEMBER 21, 1958

delete the section pertaining to "all houses must be wired for stove and dryer". It was moved by Councilman Freeman, seconded by Johnson, that the City Attorney be authorized to revise the Ordinance, making these two deletions. Roll call as follows: Ayes, 4; No, None; carried.

It was moved by Councilman Johnson, seconded by Petersen, that the City Attorney be instructed to prepare an advertisement for auction notice, date of which would be set by the Mayor, with regard to the sale and removal of the house at the airport, previously used as a residence. Roll call as follows: Ayes, 4; No, None; carried.

Several excerpts from the November 20th Meeting of the Board of Adjustment Meeting were read as follows:

"The first request was a petition presented by G. W. Miller, President of the Idaho Falls County Club, Inc. for a change of zone of Lots 1 to 48 inclusive, Block 2, Capitol Hill Addition to the City of Idaho Falls.

The purpose of the request was to change the zone from R-E and R-1 to HC Limited Business to permit the construction of a motel.

After a lengthy discussion the Board decided that they did not have sufficient information on what type of occupancy or type of construction that was planned in the above described property. They felt that the home owners on the south should be more informed on what kind of a development was in the planning stage before it was changed to the HC zoning.

The petition presented was not signed by the home owners on Lot 1 to 22 in Block 4, Lots 45-46-47-48, Block 3; Lots 1-2-3, Block 6; Lots 22-23-23, Block 8, all in the Capitol Hill Addition.

It was moved and seconded that this request be denied until more information was available."

It was moved by Councilman Johnson, seconded by Petersen, that this property be included in the advertising of a zoning hearing to be held at the Regular Council Meeting held on December 8th, 1958. Roll call as follows: Ayes, 4; No, None; carried.

"The next petition was presented by Lawrence Page, Route 5 on West Broadway requesting a change of zone from R-1 to H-C, to build an apartment house or professional building. Lot size—86.5 feet fronting on West Broadway and 300 feet deep to line up with the now HC zoning on the west owned by L. R. Bird.

The Board made the recommendation that the Council reconsider strip zoning in that area and if the Council did consider this change that all the people having homes on West Broadway be notified personally or by letter.

The Planning Commission and Board of Adjustments have made these recommendations before, but no action has been taken. It was moved and passed that the Council reconsider.

NOVEMBER 21, 1958

Mr. Lawrence Page's request was tabled until a later date."

It was agreed that the Mayor should instruct Mr. Harris, Building Official, to contact all residents on West Broadway with regard to a possible change of zoning, or strip zoning, to determine the reaction from these people.

"An appeal from Mr. Edgar Duke, 155 E. 15th Street, Lot 37-38, Block 53, Crow's Addition in an R-2 zone was discussed next. The purpose of the appeal was to manufacture candy in the basement of his home for wholesale use.

The Board's conclusion to this appeal was that under Home Occupation, Section I and Section III, Paragraph 3, Zoning Ordinance #853, this would be permitted.

The Board moved and passed that this appeal be granted".

The Council concurred with the decision of the Board of Adjustments and granted Mr. Duke's request.

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
