

DECEMBER 17, 1957

Pursuant to a call by the Mayor, the City Council met in Special Session in the Council Chambers on Tuesday at 10:00 A.M., December 17, 1957 for the purpose of considering the acquisition of the Smith Hart property immediately adjoining the City Hall to the west, now listed for sale. Present: Mayor John B. Rogers; Councilmen Foote, Freeman, Johnson, Petersen. Absent: none. Also present: Roy Barnes, City Clerk; Arthur Smith, City Attorney.

The Mayor advised that he had very recently been contacted by realtors Groberg and Homer, offering to the City the Smith Hart property adjoining City Hall to the west for a quoted figure of \$150,000.00. If accepted, it was suggested by them that the City pay \$15,000.00 or \$20,000.00 down before the first of the year and that as long as the property is being used by Smith Hart, they would pay the City a suitable rent. Then followed a discussion as to how applicable the property would be for City purposes. Finally, the Council rejected the offer on the theory that the property would not fit in with present expansion plans.

The Mayor presented a problem which has come up at the Lloyd Cook residence, 1897 S. Higbee. This was at one time a basement house and has now been built up for living quarters above as well, thus providing facilities for more than one family. Mr. Cook seeks permission to have the residence hooked up for electric service. The Council agreed that this be done.

The L.D.S. Hospital recently received notice of a 4% interest charge due to non-payment of an assessment for sidewalk, curb, and part of a street adjoining their property. It was recently explained to the Mayor by the Hospital authorities that payment of this obligation was purposely postponed, pending a further check by the City Engineering Department. They requested that said charge be waived and the Council agreed that this be done.

The Council was presented with the matter of the Stewart Sheep Company who has repeatedly and presently allowed their junk yard on Cliff Street to extend over on City property. The Council agreed that the first step should be to have a survey made to definitely determine boundaries then if the above is still found to be the case, said company must be forced, not only to move off of City property, but to clean up in a more orderly manner the entire junking operation.

A group of men representing the Whittier P.T.A. appeared before the Council. Mr. Ferrell Metcalf acted as their spokesman. They had recently appeared before the County Commissioners on the Anderson Street problem and Mr. Metcalf stated they were now appearing before the City Council to advise them of their findings with the Commissioners and to plead their case in favor of a complete paving unit including curbs and gutters.

Mr. Metcalf reiterated that the Commissioners have now agreed to pave their full 24 feet of street but not the curb and gutter and that this group is asking that the Council approve the paving of the street on this basis. Councilman Petersen explained the reason and the basic need for the curb and gutter by saying that, according to our Engineers, it is just as important to have them as it is to have the street and that in the absence of same it will only be a matter of time until the street deteriorates beyond repair. He reminded the group that, once the street is installed, it is the City's responsibility to keep it in good repair.

The City Attorney suggested that the Commissioners might well check with the County Attorney to determine, even though it might be breaking precedent, the advisability of the County completing the curb and gutter portion of the project. If they finally decide against it, the Council

DECEMBER 17, 1957

agreed that the only way the City can proceed would be with the understanding, under written contract, that the County would be responsible for maintenance of the street.

It was moved by Councilman Johnson, seconded by Petersen, that the Council adjourn. Carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ Donald Foote
MAYOR PRO TEM
