

OCTOBER 9, 1957

The City Council of the City of Idaho Falls, Idaho met in Recessed Session, Wednesday, October 9, 1957 at 9:00 A.M. in the Council Chambers at Idaho Falls, Idaho. Present: John B. Rogers, Mayor; Councilmen Freeman, Johnson, Petersen. Absent: Councilman Foote. Also present: Roy C. Barnes, City Clerk; A. L. Smith, City Attorney.

Minutes of the Regular Meeting held 9-20-57 and Special Meetings held 9-25-57 and 9-27-57 were read and approved.

The bills against the City for the month of September, 1957, having been audited by the Finance Committee, were presented for payment as follows, to-wit:

<u>FUND</u>	<u>GROSS PAYROLL</u>	<u>SERVICES & MATERIALS</u>	<u>TOTAL EXPENDITURES</u>
General Fund	\$96,251.35	\$63,053.74	\$159,305.09
Waterworks Fund	7,342.17	11,185.07	18,527.24
Electric Light Fund	16,094.06	38,965.79	55,059.85
Police Retirement	<u>1,049.99</u>	<u>.00</u>	<u>1,049.99</u>
TOTAL			\$233,942.17

It was moved by Councilman Johnson, seconded by Petersen, that the above bills be allowed and the City Clerk be hereby authorized to draw warrants on the proper funds in payment of same. Roll call as follows: Ayes, 3; No, None; carried.

The monthly reports from Department Heads for the month of September were presented, and, there being no objections, they were ordered placed on file in the City Clerk's office.

The following application for a bartender's permit was presented, as follows, to-wit: Jerry Augusta, Mint Bar. It was moved by Councilman Freeman, seconded by Petersen, that the permit be granted. Roll call as follows: Ayes, 3; No, None; carried.

The following application for a second hand store license was presented as follows, to-wit: William Cox, 469 A Street. It was moved by Councilman Freeman, seconded by Johnson, that the license be granted. Roll call as follows: Ayes, 3; No, None; carried.

The following applications for cab drivers licenses were presented as follows, to-wit: Walter H. Bagshaw, Virgil E. Christensen, Alvin E. Clark, Ernest R. Summers. It was moved by Councilman Freeman, seconded by Johnson, that these licenses be granted, subject to the approval of the Chief of Police. Roll call as follows: Ayes, 3; No, None; carried.

The following applications for natural gas licenses were presented as follows, to-wit:

GAS CONTRACTORS:

Jack Hall, Nugent Metal Works; Glen E. Brown, Rocky Mountain Gas Company; Lloyd Winn, Upper Snake River Dairymen's Association.

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JOURNEYMAN GAS FITTERS:

Edward Nixon, Upper Snake River Valley Dairymen's Association; Claire Bingham, Bingham Plumbing & Heating; Lloyd Winn, Upper Snake River Dairymen's Association; Vincent Hensey, Armstrong Heating; David R. Harmon, Nugent Metal Works; Warren Olsen, Fonnesbeck Electric.

It was moved by Councilman Johnson, seconded by Freeman, that these licenses be granted, subject to the approval of the Gas Inspector. Roll call as follows: Ayes, 3; No, None; carried.

RESOLUTION (Resolution No. 1957-21)

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 20th day of November, 1952, recorded in Book 85 of Deeds at Page 283, records of Bonneville County, Idaho, acquire title to and possession of the following described real property, to-wit:

Lots Thirty-three (33) and Thirty-four (34), in Block Twenty-nine (29) of South Park Addition to the City of Idaho Falls, per the recorded plat thereof.

WHEREAS, Ed H. Schuldt 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 Ed H. Schuldt a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this ____ day of October, 1957.

APPROVED BY THE MAYOR this ___ day of October, 1957.

ATTEST: s/ _____
CITY CLERK

s/ _____
MAYOR

The above resolution, together with a tax deed deeding property purchased by the City for taxes back to the original owner, Ed H. Schuldt, was presented. It was moved by Councilman Petersen, seconded by Freeman, that the Mayor and City Clerk be authorized to sign the resolution and the tax deed. Roll call as follows: Ayes, 3; No, None; carried.

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RESOLUTION (Resolution No. 1957-22)

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 21st day of December, 1954, recorded in Book 94 of Deeds at Page 259, records of Bonneville County, Idaho, acquire title to and possession of the following described real property, to-wit:

Lots One (1) and Two (2), Block Fifty-nine (59), Highland Park Addition to the City of Idaho Falls, per the recorded plat thereof.

WHEREAS, Bertha Holverson 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 Bertha Holverson a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this ____ day of October, 1957.

APPROVED BY THE MAYOR this ____ day of October, 1957.

ATTEST: s/ _____
CITY CLERK

s/ _____
MAYOR

The above resolution, together with a tax deed deeding property purchased by the City for taxes back to the original owner, Berth Holverson, was presented. It was moved by Councilman Petersen seconded by Freeman, that the Mayor and City Clerk be authorized to sign the resolution and the tax deed. Roll call as follows: Ayes, 3; No, None; carried.

RESOLUTION (Resolution No. 1957-23)

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 20th day of November, 1952, recorded in Book 86 of Deeds at Page 209, records of Bonneville County, Idaho, acquire title to and possession of the following described real property, to-wit:

Lot Twenty-one (21), Block Fifty-nine (59) of Highland Park Addition to the City of Idaho Falls, Idaho, per the recorded plat thereof.

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WHEREAS, SARAH SIMPSON 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 SARAH SIMPSON a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this ____ day of October, 1957.

APPROVED BY THE MAYOR this ____ day of October, 1957.

ATTEST: s/ _____
CITY CLERK

s/ _____
MAYOR

The above resolution, together with a tax deed deeding property purchased by the City for taxes back to the original owner, Sarah Simpson, was presented. It was moved by Councilman Petersen, seconded by Freeman, that the Mayor and City Clerk be authorized to sign the resolution and tax deed. Roll call as follows: Ayes, 3; No, None; carried.

RESOLUTION (Resolution No. 1957-24)

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 15th day of January, 1957, recorded in Book 90 of Deeds at Page 21, records of Bonneville County, Idaho, acquire title to and possession of the following described real property to-wit:

Lots Twenty-two (22), Twenty-three (23) and Twenty-four (24),
Block Two (2), Dwight's Addition to the City of Idaho Falls, Idaho

WHEREAS, RHODA HENDRICKS HAMPTON 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

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RHODA HENDRICKS HAMPTON a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this ____ day of September, 1957.

APPROVED BY THE MAYOR this ____ day of September, 1957.

ATTEST: s/ _____
CITY CLERK

s/ _____
MAYOR

The above resolution, together with a tax deed deeding property purchased by the City for taxes back to the original owner, Rhoda Hendricks Hampton, was presented. It was moved by Councilman Petersen, seconded by Freeman, that the Mayor and City Clerk be authorized to sign the resolution and tax deed. Roll call as follows: Ayes, 3; No, None; carried.

RESOLUTION (Resolution No. 1957-25)

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 21st day of December, 1954, recorded in Book 94 of Deeds at Page 257, records of Bonneville County, Idaho, acquire title to and possession of the following described real property, to-wit:

Lot Twenty-four (24), Block Two (2), Dwight's Addition to the City of Idaho Falls, Idaho, per the recorded plat thereof.

WHEREAS RHODA HENDRICKS HAMPTON 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 RHODA HENDRICKS HAMPTON a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this ____ day of September, 1957.

APPROVED BY THE MAYOR this ____ day of September, 1957.

ATTEST: s/ _____
CITY CLERK

s/ _____
MAYOR

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The above resolution, together with a tax deed deeding property purchased by the City for taxes back to the original owner, Rhoda Hendricks Hampton, was presented. It was moved by Councilman Petersen, seconded by Freeman, that the Mayor and City Clerk be authorized to sign the resolution and tax deed. Roll call as follows: Ayes, 3; No, None; carried.

ORDINANCE NO. 893

AN ORDINANCE ADOPTING A CERTAIN DOCUMENT AS THE OFFICIAL FIRE PREVENTION CODE OF THE CITY OF IDAHO FALLS; PARTICULARLY DESCRIBING SAID DOCUMENTS; SETTING FORTH ITS CERTIFICATION BY THE CITY CLERK AND THE FILING OF THREE COPIES OF SAID DOCUMENT IN THE OFFICE OF THE CITY CLERK, REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance caption was presented. It was moved by Councilman Freeman, 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.

ORDINANCE NO.

AN ORDINANCE FORBIDDING PEDESTRIANS TO CROSS CERTAIN STREETS WITHIN IDAHO FALLS EXCEPT WITHIN CROSS WALKS, AND DESIGNATING SAID STREETS; REQUIRING PEDESTRIANS TO OBEY TRAFFIC CONTROL SIGNALS AND OFFICIAL TRAFFIC CONTROL DEVICES, AND INTERPRETING THE LEGENDS THEREON; REQUIRING PEDESTRIANS ON CERTAIN STREETS TO YIELD THE RIGHT OF WAY TO VEHICLES WHEN PEDESTRIANS ARE NOT WITHIN CROSS WALKS, AND DESIGNATING SAID STREETS; ESTABLISHING PENALTIES FOR VIOLATION OF THE ORDINANCE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

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This Ordinance was presented by the City Attorney. It was moved by Councilman Freeman, seconded by Johnson, that the Ordinance be passed on its first reading. Roll call as follows: Ayes, 3; No, None; carried.

ORDINANCE NO.

AN ORDINANCE REGULATING THE CONSTRUCTION, MAINTENANCE, OPERATION AND ALTERATION OF TRAILER COURTS AND TEMPORARY TRAILER HOUSING WITHIN THE CITY OF IDAHO FALLS; PROVIDING FOR THE LICENSING OF TRAILER COURTS AND TEMPORARY TRAILER HOUSING; ESTABLISHING STANDARDS FOR SUCH LICENSING, AND THE AMOUNT OF THE PERMIT FEES; PROVIDING FOR INSPECTIONS OF TRAILER COURTS AND TEMPORARY TRAILER HOUSING, DEFINING THE TERMS HEREOF; PROVIDING PENALTIES FOR THE VIOLATION OF THE ORDINANCE; REPEALING ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The above Ordinance was presented to the Council for its second reading and it was noted that, since it's first reading it has been redrawn, making special regulations for trailer courts servicing dependent trailer coaches. It was also noted that laundry facilities have been stricken as being mandatory. It was moved by Councilman Freeman, seconded by Johnson, that the Ordinance be passed on its second reading as amended. Roll call as follows: Ayes, 3; No, None; carried.

ORDINANCE NO. 894

AN ORDINANCE VACATING AND CLOSING AN ALLEY IN IDAHO FALLS, IDAHO, FOR THE SOLE AND EXCLUSIVE USE OF JACK THOMAS, HIS HEARS AND ASSIGNS; PARTICULARLY DESCRIBING SAID ALLEY; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was read by the Mayor. It was moved by Councilman Freeman, 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.

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ORDINANCE NO. 895

AN ORDINANCE VACATING AND CLOSING A TRACT OF LAND IN THE SAFSTROM ADDITION, DIVISION NO. 5, TO SAID CITY, FOR THE USE OF A. L. STAKER, HIS HEIRS AND ASSIGNS; RESERVING TO THE CITY AN EASEMENT ACROSS SAID LAND; PARTICULARLY DESCRIBING SAID LAND AND EASEMENT; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was read by the Mayor. It was moved by Councilman Johnson, seconded by Freeman, 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.

The Bird Addition, Division #1 plat was presented to the Council for final consideration. It was moved by Councilman Johnson, seconded by Freeman, that it be approved, subject to the complete erasure or blacked out deletion of the words "commercial area". Roll call as follows: Ayes, 3; No, None; carried.

The Mayor presented a bid in writing from General Electric Company on a substation, listing the net selling price as \$94,500.00. It was moved by Councilman Petersen, seconded by Johnson, that the Mayor be authorized to sign the order. 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
