

CITY COUNCIL MEETING
FEBRUARY 8, 1956

The City Council of the City of Idaho Falls, Idaho, met in Recessed Session, February 8, 1956, at 8 P.M. in the Council Chambers at Idaho Falls, Idaho. Present: E. W. Fanning, Mayor; Councilmen Freeman, Foote, Rogers, and Petersen. Also present: S. R. Rostad, City Clerk; T. R. Peters, Purchasing Agent; C. R. Black, City Engineer; A. L. Smith, City Attorney.

The minutes of Meetings held on January 20th, February 3rd, 1956 were read and approved.

It was moved by Councilman Freeman and seconded by Rogers, that the Mayor and Clerk are hereby authorized and directed, to sign contract with the Union Pacific Railroad Company, as per L.D. No. 16458, dated February 8th, 1956 for a period of 5 years. WATER PIPE LINE ENCROACHMENT at Idaho Falls, Idaho. Roll call resulted as follows: Yes, 4; No, None; Motion carried.

Mr. Durkey of the Carter Oil Co. asked that the final action for building a service station at First Street and Freeman Avenue be tabled until the next Meeting of the Council on Friday evening, February 17th. This request was granted.

Protesting the proposed service station at First Street and Freeman Avenue, were Eldon Ferguson, George Ferguson, Jerome Hudman, and H. Dale Brown, all residing in the vicinity of the proposed station and asked that the permit be denied.

It was moved by Councilman Freeman and seconded by Foote, that a permit be granted to Baldwin's Super Market at 8th and Holmes, for marquee sign only. That permit be granted the Hunter Realty Co., for sign at Oneida & Yellowstone. Roll call resulted as follows: Yes, 4; No, None; Motion carried.

The bills against the City for the month of January 1956, having been audited by the Finance Committee, were presented for payment as follows, to-wit:

	<u>General Fund:</u>	<u>Water Works:</u>	<u>Elec. Light Fund:</u>	<u>Police Retirement:</u>
Salaries:	61,558.06	5,288.75	14,793.18	1,072.02
Supplies:	<u>24,554.42</u>	<u>538.96</u>	<u>48,859.81</u>	<u>.00</u>
Total:	86,112.48	5,827.71	63,652.99	1,072.02
GRAND TOTAL:	\$156,665.20			

It was moved by Councilman Freeman and seconded by Petersen, that the above bills be allowed and the Clerk is hereby authorized to draw warrants on the proper funds, in payment of the same. Roll call resulted as follows: Yes, 4; No, None; Motion carried.

The reports of the various Departments for the month of January were read. There being no objection, they were ordered placed on file.

The following applications for TAXI OPERATOR licenses were presented: Norris W. Hendrickson; Lorin A. Anderson; Cleve T. Swinyard; Ray D. Carl.

It was moved by Councilman Foote and seconded by Rogers, that the above licenses be granted subject to the approval of the Chief of Police. Roll call resulted as follows: Yes, 4; No, None; Motion carried.

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The following applications for licenses were presented, to-wit:

ELECTRICAL CONTRACTORS: Mountain Electric Co. of Idaho Falls; Pershing Cleverly; H-L Electric; Loyale Babbitt; W. C. Jamison, Shelley, Idaho; Colson Sign Company; Bruce Wheeler; Carl Caudle.

JOURNEYMAN ELECTRICIAN: Bruce Wheeler; Farris Wheeler; Jack LeChemenant; Stanley Helm; Charles W. Bateman; W. C. Jamison; R. LeRoy Collins; H. C. Carlson; Carl S. Carlson; W. I. Whipple.

It was moved by Councilman Freeman and seconded by Foote, that the above licenses be granted. Roll call resulted as follows: Yes, 4; No, None; Motion carried.

The following applications for licenses, were presented, to-wit:

MASTER PLUMBERS: Emmet J. Hall; Irvin Lish; Bern Saxton; First Street Plumbing & Heating Co.; Scott Bair and Kerr Plumbing & Heating Co.

JOURNEYMAN PLUMBERS: Glen B. Reed and W. E. Englund.

It was moved by Councilman Rogers and seconded by Petersen, that the above licenses be granted. Roll call resulted as follows: Yes, 4; No, None; Motion carried.

The following applications for licenses were presented, to-wit:

SOFT DRINKS: FIVE	MEAT MARKET: TWO
SECOND HAND STORE:	Circle Dot, Donald F. Austin.
DANCE HALL:	Jacks Chicken Inn; Hub Bar and Banks Club.
BARTENDER PERMITS:	Lloyd Beasley, Jacks Club; Robert G. Newman, Cheerio.
ROOMING HOUSE:	San-Dee Motel, South Yellowstone; Haven Hotel, South Yellowstone and New Porter Hotel.

It was moved by Councilman Petersen and seconded by Freeman, that the above licenses be granted. Roll call resulted as follows: Yes, 4; No, None; Motion carried.

The following license applications were presented, to-wit:

BEER: Uneeda Grocery, 753 Park Avenue; Fay's Market, 1198 Ada; Baldwin's Market, 8th & Holmes; Baldwin's Market, 740 West Broadway; Snowballs; Columbia Heights Super Market; Idaho Falls Catering Company, 2nd and Holmes; Wally's Market.

LIQUOR: H. W. Eames, Mint Bar; F. E. Cushing, Cheerio.

It was moved by Councilman Rogers and seconded by Petersen, that the above licenses be granted. Roll call resulted as follows: Yes, 4; No, None; Motion carried.

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The following motion was made by Councilman Donald R. Foote and seconded by Councilman John B. Rogers, that the proposed J. C. Penny Store construction be permitted to extend clear to the alley, provided that the loading and unloading will be made from the adjacent parking lot. Roll call resulted as follows: Yes, Councilmen Foote, Rogers, Petersen and Freeman; No, None; Motion carried.

It was moved by Councilman Rogers and seconded by Petersen, that dog license be waived, on seeing eye dog, belonging to Vonda Ragsdale. Roll call resulted as follows: Yes, 4; No, None; Motion carried.

It was moved by Councilman Petersen and seconded by Foote, that the Mayor and City Attorney are hereby authorized and directed to sign project application with the CAA for the extension of the NE-SW runway to 6600' and construct parallel taxiway from present E-W taxiway to end of runway and extend high intensity lights to end of runway, also, drainage; estimated cost \$284,388.00; Federal portion, \$158,433.00, City's portion, \$125,955. Roll call resulted as follows: Yes, Councilmen Freeman, Foote, Rogers, and Petersen; No, None; Motion carried.

It was moved by Councilman Freeman and seconded by Rogers, that the Mayor is hereby authorized and directed to sign agreement with the State of Idaho, Board of Health, for City, County, & State Sanitarian, dated February 1, 1956. Roll call resulted as follows: Yes, 4; No, None; Motion carried.

It was moved by Councilman Freeman and seconded by Foote, that permission be granted for the L.D.S. Seminary, 7th & Holmes, to be extended to 12' of west property line. Roll call resulted as follows: Yes, 4; No, None; Motion carried.

A petition dated January 18th, 1956, protesting the construction of food market and service station, in the 900 block of John Adams Parkway, was read. This petition was signed by 32 residents. It was ordered placed on file.

GAS FRANCHISE
ORDINANCE NO. 855
By City of Idaho Falls

AN ORDINANCE GRANTING TO IDAHO FALLS COOPERATIVE GAS ASSOCIATION, INC., AN IDAHO COOPERATIVE ASSOCIATION, ITS SUCCESSORS AND ASSIGNS (HEREINAFTER COLLECTIVELY REFERRED TO AS "GRANTEE") FOR A PERIOD OF THIRTY (30) YEARS FROM THE DAY IT TAKES EFFECT, THE FRANCHISE AND RIGHT TO CONSTRUCT, INSTALL, MAINTAIN AND OPERATE A GAS PRODUCTION, TRANSMISSION AND DISTRIBUTION SYSTEM AND APPURTENANCES, AND USE THE STREETS, ALLEYS AND OTHER PUBLIC PLACES WITHIN THE PRESENT AND FUTURE CORPORATE LIMITS OF THE CITY OF IDAHO FALLS, IDAHO (HEREINAFTER CALL "MUNICIPALITY"), SAID FRANCHISE AND RIGHT (TO THE EXTENT PERMITTED BY APPLICABLE LAW) TO BE EXCLUSIVE, AND PRESCRIBING THE TERMS AND CONDITIONS THEREOF; PROVIDING THAT NOTHING IN THE ORDINANCE SHALL BE

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CONSTRUED TO PREVENT SAID MUNICIPALITY EXERCISING RIGHT OF EMINENT DOMAIN BUT THAT THE MUNICIPALITY SHALL NOT ENGAGE IN THE BUSINESS OF PRODUCING, TRANSMITTING OR SELLING GAS IN COMPETITION WITH GRANTED; PRESCRIBING THE TIMES FOR COMMENCEMENT AND COMPLETION OF CERTAIN WORK HEREUNDER; PROVIDING FOR VARIOUS BENEFITS AND CONSIDERATIONS TO THE MUNICIPALITY THROUGH PAYMENT OF CERTAIN ANNUAL PAYMENTS ON INDEBTEDNESS OF GRANTEE WHICH INURE TO MUNICIPALITY'S BENEFIT; REQUIRING GRANTEE TO FILE CERTAIN ANNUAL REPORTS WITH THE CLERK OF THE MUNICIPALITY; PRESCRIBING THE METHOD, MANNER AND PROTECTION OF WORK UNDERTAKEN OR DONE BY GRANTEE HEREUNDER IN THE STREETS, ALLEYS AND OTHER PUBLIC PLACES AND FOR REPAIR OF DAMAGES DONE BY GRANTEE, AND FOR GRANTEE'S INDEMNIFYING THE MUNICIPALITY FOR ALL LOSS OF DAMAGE SUFFERED BY IT CAUSED BY GRANTEE HEREUNDER; PROVIDING FOR FILING EVIDENCE OF INSURANCE AGAINST PROPERTY DAMAGE AND BODILY INJURY; REQUIRING GRANTEE TO CONFORM TO CERTAIN ORDINANCES; PROVIDING FOR THE ACCEPTANCE OF THIS FRANCHISE AND GRANT BY GRANTEE AND THE TIME, MANNER AND EFFECT THEREOF; PROVIDING FOR THE ASSIGNMENT OF THIS FRANCHISE, BY MORTGAGE, TRUST DEED OR LIEN CREATED TO SECURE INDEBTEDNESS FOR MONEY BORROWED FOR CORPORATE OBJECTS; PROVIDING FOR A CONTRACT BETWEEN MUNICIPALITY AND GRANTEE SPECIFYING THAT THE PROPERTIES AND ASSETS OF GRANTEE SHALL BECOME THE PROPERTY OF MUNICIPALITY, WITHOUT ANY COMPENSATION TO GRANTEE, UPON THE TERMS AND CONDITIONS THEREIN PROVIDED; REPEALING ALL ORDINANCES IN CONFLICT HERewith; AND SPECIFYING THE DATE ON WHICH THE ORDINANCE SHALL TAKE EFFECT.

The above Ordinance was read by the Clerk: It was moved by Councilman Foote and seconded by Rogers, that the provisions of Section 50-2004 of 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 resulted as follows: Yes, Councilmen Foote, Rogers, Petersen and Freeman; No, None; Motion carried.

It was moved by Councilman Foote and seconded by Rogers, that the above Ordinance be passed on its first and second readings.

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Roll call resulted as follows: Yes, Councilmen Foote, Rogers, Petersen and Freeman; No, None; Motion carried.

It was moved by Councilman Petersen and seconded by Rogers, that the Council adjourn; Carried.

ATTEST: s/ S. R. Rostad
CITY CLERK

s/ E. W. Fanning
MAYOR
