

SEPTEMBER 8, 1953

The City Council of the City of Idaho Falls, Idaho, met in Recessed Session on September 8, 1953, 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; Arthur L. Smith, City Attorney; C. R. Black, City Engineer.

The minutes of Meetings held on August 21st, and September 4th, were read and approved.

The bills against the City for the month of August 1953, 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:	64,039.88	6,714.27	11,332.67	702.85
Supplies:	<u>60,884.33</u>	<u>12,008.18</u>	<u>32,565.76</u>	<u>.00</u>
Total:	124,924.21	18,722.45	43,898.43	702.85

GRAND TOTAL: \$188,247.94

It was moved by Councilman Petersen and seconded by Foote, that the bills be allowed and the City 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; Carried.

The reports of the various Departments were received and there being no objection, they were ordered placed on file. The following applications for renewal of Journeyman Plumber license were presented: Clifford McLain, 338 Cliff Street, Idaho Falls and Clark Leaverton, 135 Horrocks Drive, Blackfoot. It was moved by Councilman Freeman and seconded by Rogers, that the above renewal licenses be granted. Roll call resulted as follows: Yes, 4; No, None; Carried.

The following applications for Bartenders permits were presented, to-wit: James Scheets, Jacks Chicken Inn; H. W. Reeve, Buffet; Theone Wilde, Elks Club; Joe W. Prather, Bon Villa; Earl W. Lay, Bon Villa. It was moved by Councilman Freeman and seconded by Rogers, that the above permits be granted. Roll call resulted as follows: Yes, 4; No, None; Carried.

The following applications for licenses were presented, to-wit: D. J. Klingenberg, 210 N. Capital, Soft Drink; A. & B. Furniture Store, 195 S. Eastern, Second Hand Store. It was moved by Councilman Freeman and seconded by Rogers, that the above licenses be granted. Roll call resulted as follows: Yes, 4; No, None; Carried.

It was moved by Councilman Freeman and seconded by Foote, that the application by R. B. Mattinson, Bonneville Lounge, for one substitute Slot Machine license be granted. Roll call resulted as follows: Yes, 4; No, None; Carried.

Application for Retail Liquor license by H. W. Eames, Mint Bar, was presented. It was moved by Councilman Rogers and seconded by Freeman, that the above Liquor license for the balance of 1953 be granted. Roll call resulted as follows: Yes, 4; No, None; Carried.

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RESOLUTION

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 10th day of November, 1952, and possession of the following described real property, to-wit:

Lots Eleven (11) and Twelve (12) in Block Sixty-One (61) of Crow's Addition, to Idaho Falls, Idaho.

WHEREAS, Mrs. Raymond H. Reno 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 payment of said sum of money by said purchaser, to make, execute and deliver to the said Mrs. Raymond H. Reno a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL THIS 8th day of September, 1953.

APPROVED BY THE MAYOR THIS 8th day of September, 1953.

ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor

It was moved by Councilman Freeman and seconded by Foote, that the above Resolution be approved and passed. Roll call resulted as follows: Yes, 4; No, None; Carried.

RESOLUTION

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 10th day of November, 1952, recorded in book 85 of Deeds at page 313, records of Bonneville County, Idaho, acquire title to and possession of the following described real property, to-wit:

Lots Thirty-four (34) and Thirty-five (35), Block Fifty-five (55), Highland Park Addition to the City of Idaho Falls.

WHEREAS, Shirrell Crook 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,

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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 payment of said sum of money by said purchaser, to make, execute and deliver to the said Shirrel Crook a deed to said property, pursuant to the provisions of Section 50-2951 Idaho Code.

PASSED BY THE COUNCIL THIS 8th day of September, 1953.

APPROVED BY THE MAYOR THIS 8th day of September, 1953.

ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor

It was moved by Councilman Freeman and seconded by Foote, that the above Resolution be approved and passed. Roll call resulted as follows: Yes, 4; No, None; Carried.

RESOLUTION

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 211, records of Bonneville County, Idaho, acquire title to and possession of the following described property (real), to-wit:

Lot Twenty-two (22), Block Fifty-nine (59), Highland Park
Addition to the City of Idaho Falls,

WHEREAS, John 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 payment of said sum of money by said purchaser, to make, execute and deliver to the said John Simpson a deed to said property, pursuant to the provisions of Section 50-2951 Idaho Code.

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PASSED BY THE COUNCIL THIS 8th day of September, 1953.
APPROVED BY THE MAYOR THE 8th day of September, 1953.

ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor

It was moved by Councilman Freeman and seconded by Foote, that the above Resolution be approved and passed. Roll call resulted as follows: Yes, 4; No, None; Carried.

RESOLUTION

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 267, records of Bonneville County, Idaho, acquire title to and possession of the following described property, to-wit:

Lots Eight (8), Nine (9), and Ten (10), in Block Nineteen
(19), Brodbeck's Addition to the City of Idaho Falls, Idaho.

WHEREAS, Clarence C. Corbett 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 Clarence C. Corbett a deed to said property, pursuant to the provisions of Section 50-2951 Idaho Code.

PASSED BY THE COUNCIL THIS 8th day of September, 1953.
APPROVED BY THE MAYOR THIS 8th day of September, 1953.

ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor

It was moved by Councilman Freeman and seconded by Foote, that the above Resolution be approved and passed. Roll call resulted as follows: Yes, 4; No, None; Carried.

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RESOLUTION

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 10th day of November, 1952, recorded in Book 85 of Deeds at page 285, records of Bonneville County, Idaho, acquire title to and possession of the following described property, to-wit:

Lots Sixteen (16) and Seventeen (17), Block Twenty-one (21)
of Capitol Hill Addition to the City of Idaho Falls, Idaho.

WHEREAS, Lucille Mathiesen, for J. A. O'Donnell, 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 all the installments of assessments subsequent to the one for which said property was sold and then due, together with all 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 J. A. O'Donnell a deed to said property, pursuant to the provisions of Section 50-2951 Idaho Code.

PASSED BY THE COUNCIL THIS 8th day of September, 1953.

APPROVED BY THE MAYOR THIS 8th day of September, 1953.

ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor

It was moved by Councilman Freeman and seconded by Foote, that the above Resolution be approved and passed. Roll call resulted as follows: Yes, 4; No, None; Carried.

CONSENT TO LEASE

The undersigned fee simple owner of the hereinafter described premises, hereby consents and approves a lease between the United States of America and H. P. Hill and Dorothy D. Hill, his wife, doing business as the Idaho Aviation Center, dated the 10th day of September 1953, for a period from 10 September 1953 to 30 June 1958 and covering the following described premises: viz; 180 square feet of administrative space and 864 square feet of space for live storage and maintenance of one liaison type aircraft of the National Guard of the State of Idaho in hangar No. 1, with adjoining room thereto, in the T-type building (hangar) leased by H. P. Hill and Dorothy D. Hill, his wife, from the City of Idaho Falls, Idaho and located at the Idaho Falls Municipal Airport, Idaho Falls, Idaho as evidenced by that

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certain instrument on file in the office of the City Clerk of Idaho Falls, Idaho, dated 7 August 1953.

Dated at Idaho Falls, Idaho, this 8th day of September, 1953.

ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor

It was moved by Councilman Rogers and seconded by Freeman, that the Mayor and City Clerk are hereby authorized to sign the above consent to lease. Roll call resulted as follows: Yes, Councilmen Freeman, Foote, Rogers, and Petersen; No, None; Carried.

NOTICE OF CLAIM FOR DAMAGES

To the City of Idaho Falls and the City Clerk of the City of Idaho Falls, Bonneville County, Idaho. Take notice that in accordance with the provisions of Section 50-162 of the Idaho Code, I, Paul Sechrest, hereby present you with my claim for damages against the City with the information required to be given under said Section as follows:

1. That the injury for which I claim damages against the City occurred on the 16th day of August, 1953, at approximately 2:30 P.M.
2. The place of injury was in the Idaho Falls Municipal Building more specifically being, that section of the building employed by the Police Department.
3. The character and manner of such injury and the facts concerned therewith are as follows: That on the 16th day of August at about 2 P.M. I was arrested by Idaho Falls Police Officer DeWitt Larsen in front of the Sears-Roebuck store on A Street and was taken by Officer Larsen to the Municipal Building and a charge of intoxication was filed against me.
At the station, Police Officer Jack Hayward, while in the process of putting me in the jail room, struck me with his blackjack in the left eye. At the time I was struck and immediately thereafter, I requested medical attention for my eye from the officers at the station. No assistance was given. On Monday, August 17th, at approximately 4 P.M. the City doctor, H. E. Guyett, examined my eye and advised me that the injury required a specialist's attention. On Tuesday, August 18th, I was examined by Dr. Fred E. Wallber, an eye specialist, who immediately sent me to the L.D.S. Hospital. I have subsequently been examined by Dr. N. H. Battled, also an eye specialist, and have been advised by the above doctors that I will, in all probability, loose the sight of my left eye.
4. The injury will incapacitate me from performing my ordinary and usual work and means of making a living. The injury is the direct result of the blow I received from Officer Hayward.
5. The amount of damages claimed of such injury, is \$10,000.00.

Dated this 27th day of August, 1953.

s/ Paul H. Sechrest

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The above letter referred to the City Attorney and insurance adjuster.

It was moved by Councilman Rogers and seconded by Petersen, that the application for Beer licenses, by Delbert Clark, 483 West 16th and Rollandet, be denied. Roll call resulted as follows: Yes, 4; No, None; Carried.

An Ordinance covering installation of television antennas was presented. This Ordinance was referred to the Council as a whole for study.

Mayor Fanning appointed Mark Hall as Fireman. It was moved by Councilman Freeman and seconded by Foote, that the above appointment be confirmed. Roll call resulted as follows: Yes, 4; No, None; Carried.

RESOLUTION

WHEREAS, it is deemed necessary and desirable for the furtherance of sound employer-employee relationships in City Government, and in the orderly administration of fiscal affairs within the City of Idaho Falls, Idaho, that a uniform policy be established granting compensated vacations to employees and officers of said City and setting forth the basis and rules for computing entitlement therefore;

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, as follows:

HEREAFTER, any employee or officer of the City of Idaho Falls who has been continuously employed by the City for twelve (12) months on a monthly basis shall be entitled to fifteen (15) days vacation with full pay during the fiscal year following such employment. If the vacation be taken in one period of absence, all days including Saturdays, Sundays and holidays shall be counted in computing the fifteen (15) day period; if the vacation be taken in more than one period of absence, twelve (12) working days shall be deemed fifteen (15) days vacation, and Saturdays shall be counted as full working days.

Anyone entitled to accrued vacation time, according to the rules herein set forth, whose employment with the City shall be terminated before the vacation time has been used, shall be paid for the annual vacation in addition to any other compensation due him at the time the employment is terminated.

Vacation entitlement shall not be cumulative, and any entitlement not used within the year following its accrual shall be deemed forfeited. No vacation allowance shall be granted for fractional portions of a year's service.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR this 8th day of September, 1953.

ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor

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It was moved by Councilman Petersen and seconded by Foote, that the above Resolution be adopted and passed. Roll call resulted as follows: Yes, 4; No, None; Carried.

It was moved by Councilman Freeman and seconded by Foote, that the City rent from month to month from J. Lawrence Meyers, parking lot for trucks on West Broadway, between the Porter Canal and the Boise Payette Lumber Company; monthly rental of \$125.00; Mr. Meyers to erect bumper fence near Canal. Roll call resulted as follows: Yes, 4; No, None; Carried.

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

ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor
