

FEBRUARY 16, 1953

There were absent:	None
There were also present:	
S. R. Rostad	City Clerk
Arthur L. Smith	City Attorney
Claude R. Black	City Engineer

Thereupon, the following proceedings, among others, were duly had and taken;
Councilman Johnson introduced and moved the adoption of an Ordinance entitled: "An Ordinance concerning the creation of, improvements in, assessments against property in, and Local Improvement Bonds for Local Improvement District No. 23 for sewer for Idaho Falls, Idaho, and providing when Ordinance takes effect."

The motion was made by Councilman Freeman and seconded by Councilman Foote, that the rules requiring ordinances of a general and permanent nature, to be fully and distinctly read on three different days, be dispensed with and that said Ordinance be read in full and at length and placed upon its final passage.

Thereupon, the Clerk was ordered to call the roll on said motion, and the roll call upon said motion, was as follows:

Those voting "Aye":	
Russell A. Freeman	Councilman
Vernon S. Johnson	"
John B. Rogers	"
Donald R. Foote	"
Those voting "Nay":	None

The Mayor thereupon declared that the motion, having been duly passed by not less than three-fourths of the Council, had been duly carried. The Ordinance was then read by the Clerk in full and at length as follows:

ORDINANCE NO. 811

AN ORDINANCE CONCERNING THE CREATION OF,
IMPROVEMENTS IN, ASSESSMENTS AGAINST PROPERTY IN,
AND LOCAL IMPROVEMENT BONDS FOR, LOCAL
IMPROVEMENT DISTRICT NO. 23 FOR SEWER FOR IDAHO
FALLS, IDAHO, AND PROVIDING WHEN ORDINANCE TAKES
EFFECT.

WHEREAS, the City Council of the City of Idaho Falls, Idaho, has heretofore, pursuant to the requisite preliminary proceedings and, Ordinance No. 795 adopted the 8th day of May, 1952, established Local Improvement District No. 23 for sewer for Idaho Falls, Idaho, for the

FEBRUARY 16, 1953

purpose of constructing concrete pipe or vitrified clay pipe sewers with the necessary manholes in certain streets and parts of streets within said City; and

WHEREAS, pursuant to proceedings duly had and taken, the City has entered into contract with Ray W. Coleman and Coleman Plumbing & Heating Co., Ogden, Utah, for the construction of said improvements at a total contract price of \$144,678.80, and

WHEREAS, the amount to be paid to the contractor and the amount to be paid for engineering, legal, fiscal, publication and other services, bring a total cost substantially above \$170,000.00, and

WHEREAS, the City, from surplus funds on hand, has paid all of the cost and expense of the improvements in the District, over and above the sum of \$170,000.00, and

WHEREAS, the Committee on Streets, together with the City Engineer, have heretofore, in strict conformity with law and the Ordinance of the City, made out and certified to the City Council, an Assessment Roll in and for said Local Improvement District No. 23 for sewer for Idaho Falls, Idaho, fixing the total cost of the District, after taking into account the City's contribution above referred to, for the improvements in said District, including incidental expenses, at \$170,000.00, which will be paid from assessments against the lots, blocks and parcels of land contiguous or adjacent thereto, fronting or abutting on said improvements and in proportion to the benefits accruing to said property by reason of said improvements, which Assessment Roll was in all respects duly and lawfully made and was duly accepted, ratified, approved and conformed on the 7th day of September, 1952, and

WHEREAS, notice was duly given to the property owners to be assessed, that they might pay their assessments in full up to and including the 29th day of October, 1952, in response to which notice, payments have been made in the total sum of \$3,825.00, to the date of this Ordinance, and

WHEREAS, the City Council of the City desires to issue, in the name of the City, Local Improvement Bonds of the District, to bear date as of December 10, 1952, payable in ten equal annual installments in the years 1953 to 1962, both inclusive, the City Council considering it advisable to issue said Bonds in denominations shown below.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO:

Section 1. That all of the proceedings, matters and things heretofore taken, had and done in connection with the creation and establishment of Local Improvement District No. 23 for sewer for Idaho Falls, Idaho, and in connection with causing the construction of concrete pipe or vitrified clay pipe sewers with the necessary manholes in certain streets and parts of streets within said City, the letting of contracts for the construction of said improvements and

the apportionment of the costs and expenses of said improvements against the abutting, adjoining, contiguous and adjacent lots, blocks, and parcels of and in said District as set forth in said Assessment Roll, and the issuance of Local Improvement Bonds to pay the costs therefore, be, and the same hereby are, in all respects, fully approved, ratified and confirmed, including, without limiting the generality of the foregoing, the delivery of said bonds to the contractor in payment of work which has been done in the District and accepted and approved.

Section. 2 That the unpaid assessments chargeable to the abutting, adjoining, contiguous and adjacent lots, blocks and parcels of land within said City, shall be paid for in installments payable as nearly as may be possible in ten equal annual payments on or before the 10th day of September in each of the years from 1953 to 1962, both inclusive and bearing interest on the unpaid principal thereof from the 10th day of September, 1952, at the net rate of interest as specified and determined by the outstanding Local Improvement Bonds herein authorized, one year's interest being payable annually on or before the 10th day of September, in each of said years, both the principal of and the interest on said assessments being payable in lawful money of the United States of America at the office of the City Treasurer of said City, as heretofore more specifically provided.

Section 3. That the Treasurer of the City of Idaho Falls, be and he is hereby authorized and empowered, and it shall be his duty, to receive and collect all assessments levied to pay the cost of said improvements, the installments thereof, the interest thereon, and the penalties accrued, including, without limiting the generality of the foregoing, the whole of the unpaid principal which becomes due and payable immediately because of the failure to pay any installments, whether of principal or interest, when due, and to pay and disburse such payments to the person or persons lawfully entitled to receive the same, in accordance with the laws of the State of Idaho and all the Ordinances and Resolutions of said City heretofore or to be hereafter adopted. All monies constituting the payment of principal of said unpaid installments of assessments, shall be placed in a separate fund to be designated "Bond Fund of Local Improvement District No. 23 for Sewer for Idaho Falls, Idaho", and shall be used as soon as they are available therefore for the purpose of paying the principal of the Local Improvement Bonds in regular numerical order hereinafter authorized, and for no other purpose whatsoever, and as security for such payment said fund is hereby pledged. All monies constituting the payment of interest on said unpaid installments of assessments shall be placed in a separate fund to be designated "Interest Fund of Local Improvement District No. 23 for Sewer for Idaho Falls, Idaho" and shall be used as soon as they are available therefore, for the purpose of paying the interest on said Local Improvement Bonds, and for no other purpose whatsoever, and as security for such payment, said fund is hereby pledged. Should there not be sufficient money in said interest fund to pay all of the interest coupons falling due at one time, then interest coupons shall be paid in the numerical order of the bonds to which they were attached. Said funds shall be kept separate and apart from each other and

from any other funds of said City or otherwise, and shall from time to time, as they are accumulated, be deposited in such bank or banks as are designated as depositories of public monies for the funds of said City under the depository laws of the laws of the State of Idaho for the deposit of public funds. The City Treasurer be, and he is also hereby, authorized and empowered, and it shall be his duty, to receive and collect all of the receipts of municipal taxes and charges levied and collected for guaranteeing the payment of said bonds to place said monies in the City's "Local Improvement Guaranty Fund", as heretofore provided, to disburse there from, said monies for the payment of the interest on and principal of the bonds hereinafter authorized, if necessary to redeem said bonds at maturity, both principal and interest, and to otherwise maintain and manage said Fund in the manner heretofore specified.

Section 4. That the City Treasurer shall give public notice of the installments of assessments becoming due, principal, interest and penalties for delinquencies, pursuant to Section 50-2938, Idaho Code, and all laws mandatory thereof and supplemental thereto. The failure of the City Treasurer to publish or mail any such notice or to do any other act or thing required by this section, shall not affect such an assessment or installment, nor extend the time for payment thereof, but shall subject the Treasurer to liability to the taxpayer for any damage he may sustain by reason of such failure.

Section 5. That if the owner of any lot or parcel of land assessed for said improvements shall be delinquent in the payment of any assessment installment of principal or interest due, it shall be the duty of the City Council to cause Lauren W. Gibbs of Salt Lake City, Utah, representative of the contractor to be immediately notified of such delinquency, in writing, and if such delinquency shall not be paid within then days after the date of such delinquency, then said City Council, at its own expense, shall forthwith collect the assessment and foreclose the special assessment lien against the property or properties wherein the delinquency exists in the method now or hereafter provided by the Local Improvement District Code of the State of Idaho for the collection of said assessment and the foreclosure of said lien, or otherwise as provided by law.

Section 6. That the assessments and the interest thereon have been and shall continue to constitute, and are hereby declared to be, a lien in the several amounts assessed against each lot or tract of land hereinbefore specified from and after the 7th day of September, 1952, the date on which the Ordinance levying such assessments became effective, which lien shall be superior to the lien of any mortgage or other encumbrance, whether prior in time or not, and shall constitute such lien until paid, subject to the extinguishment of any such lien by the sale of any property on account of the non-payment of general taxes.

Section 7. That for the purpose of defraying a portion of the cost of said improvements, there be issued, in the name of the City of Idaho Falls, Local Improvement Bonds of said Local Improvement District No. 23 for sewer for Idaho Falls, Idaho, series December 10th, 1952, in the aggregate principal amount of \$166,175.00 consisting of three hundred and thirty-eight (338) bonds numbered consecutively from 1 to 338, both inclusive,

FEBRUARY 16, 1953

which bonds shall bear date as of the 10th day of December, 1952, and shall bear interest at the rate of four percent (4%) per annum, payable annually on the 10th day of December in each year, commencing December 10, 1953, as evidenced by interest coupons attached to said bonds, three and one quarter per centum (3¼%) per annum of said interest being payable by coupons designated "B" coupons. If, upon presentation at maturity, payment of any bond is not made as herein provided, interest thereon shall continue at the rate of four per centum (4%) per annum until the principal thereof is paid in full. Said bonds shall be fully negotiable and shall have all the qualities of negotiable paper, subject to the specific provisions stated herein, and the holder or holders thereof shall possess all rights enjoyed by holders of negotiable instruments under the provisions of the negotiable instruments under the provisions of the Negotiable Instruments Law.

Said bonds shall be numbered, shall be in the denomination of, shall bear interest, and shall mature serially in regular numerical order in the amounts designated on the 10th day of December in each of the years indicated, as follows:

<u>Bond No.'s All Inclusive</u>	<u>Bond Denomination</u>	<u>No. of Bonds</u>	<u>Year Maturing</u>	<u>Par Amount Maturing</u>
1	\$375.00	1)		
2 to 32	500.00	31)	1953	\$ 15,875.00
33 to 65	500.00	33)		
66	200.00	1)	1954	16,700.00
67 to 99	500.00	33)		
100	200.00	1)	1955	16,700.00
101 to 133	500.00	33)		
134	200.00	1)	1956	16,700.00
135 to 167	500.00	33)		
168	200.00	1)	1957	16,700.00
169 to 201	500.00	33)		
202	200.00	1)	1958	16,700.00
203 to 235	500.00	33)		
236	200.00	1)	1959	16,700.00
237 to 269	500.00	33)		
270	200.00	1)	1960	16,700.00
271 to 303	500.00	33)		
304	200.00	1)	1961	16,700.00
305 to 337	500.00	33)		
338	200.00	1)	1962	16,700.00
			<u>TOTAL</u>	<u>\$166,175.00</u>

FEBRUARY 16, 1953

Said bonds and the coupons thereto attached shall be payable in lawful money of the United States of America, without deduction for bank or other collection charges, at the office of the City Treasurer of the City of Idaho Falls, Bonneville County, Idaho. Said bonds shall be signed by the Mayor, attested by the City Clerk and countersigned by the Treasurer of the City of Idaho Falls, Idaho, and each bond shall have affixed thereto the Corporate Seal of said City. The coupons shall bear the facsimile signatures of the Mayor, Clerk and Treasurer, which officers, by the execution of said bonds, shall adopt as and for their signatures, the facsimiles thereon appearing on said coupons, and when said bonds are executed, said coupons shall constitute the binding obligation of said City for said interest. Said bonds and coupons bearing the signatures of the officers in office at the time of the signing thereof shall be the valid and binding obligations of the City of Idaho Falls, notwithstanding that before the delivery thereof and payment therefore any or all of the persons whose signatures appear thereon may have ceased to fill their respective offices.

All of said bonds shall be subject to prior redemption whenever there is money in the Bond Fund of said District, in addition to that necessary to redeem the maturity of the principal of said bonds next accruing as hereinabove provided, sufficient to pay the principal of one or more of said bonds, which bonds shall be called and paid in their numerical order at a price equal to the principal amount thereof, payable from said Bond Fund, with accrued interest to the redemption date and a premium payable from the Interest Fund of said District according to the following schedule:

- 4% of the principal amount redeemed, if redeemed on or before 4 years before the scheduled maturity date;
- 3¼% of the principal amount redeemed, if redeemed 3 years before the scheduled maturity date;
- 2½% of the principal amount redeemed, if redeemed 2 years before the scheduled maturity date; or
- 1¾% of the principal amount redeemed, if redeemed 1 year before the scheduled maturity date.

One per centum (1%) of the principal amount of each bond so redeemed shall be payable to the holder thereof, and the balance of said premium shall be payable to the holder or holders of un-matured "B" coupons for said bond in their numerical order at the rate of one per centum of the principal amount of said bond per coupon. Notice or prior redemption shall be given by the City Treasurer in the name of the City of Idaho Falls, by publication of such Notice at least once in each calendar week for at least four successive weeks, the first publication to be at least thirty days prior to the redemption date, in a newspaper of general circulation in the City of Idaho Falls, and a copy of such Notice shall be sent by registered mail at least thirty days prior to the redemption date to Lauren W. Gibbs, Salt Lake City, Utah, as representative of the bondholders. Such Notice shall specify the number of the bonds to be so redeemed (if less than all are to be redeemed) and the date fixed for redemption, and shall further state that on such redemption date there will become and be due and payable upon

FEBRUARY 16, 1953

each bond so to be redeemed at the office of the Treasurer in the City of Idaho Falls, the principal amount thereof with accrued interest to the redemption date, and a premium according to the foregoing schedule payable to the holder or holders of said bonds and said "B" coupons, as aforesaid, and that from and after such date interest will cease to accrue. Notice having been given in the manner hereinbefore provided, the bond or bonds so called for redemption shall become due and payable on the redemption date so designated; and upon presentation thereof at the office of the City Treasure, together with all appurtenant "A" coupons maturing subsequent to the redemption date, the City of Idaho Falls will pay the bond or bonds so called for redemption.

Section 8. That said bonds, the coupons thereto attached, and the certificate thereon, shall be in substantially the following form:

(BOND FORM)

UNITED STATES OF AMERICA
CITY OF IDAHO FALLS, IDAHO

STATE OF IDAHO

COUNTY OF BONNEVILLE

\$200.00	(9 Bonds)
\$375.00	(1 Bond)
\$500.00	(328 Bonds)

NO. _____ LOCAL IMPROVEMENT BOND
LOCAL IMPROVEMENT DISTRICT NO. 23 FOR SEWER
FOR IDAHO FALLS, IDAHO
SERIES DECEMBER 10, 1952

CITY OF IDAHO FALLS, IN THE COUNTY OF BONNEVILLE, STATE OF IDAHO, for value received, hereby acknowledges itself indebted, and promises to pay to the bearer hereof, the sum of

TWO HUNDRED DOLLARS
THREE HUNDRED AND SEVENTY-FIVE DOLLARS
FIVE HUNDRED DOLLARS, on

with interest thereon until maturity, according to the interest coupons hereto attached payable annually on the 10th day of December in each year, upon presentation and surrender of this bond and the attached coupons as they severally become due, and it, upon presentation at maturity, payment of this bond is not made as provided, interest hereon shall continue at the rate of four per centum per annum, both principal and interest being payable in lawful money of the United states of America, without deduction for bank or other collection charges, at the office of the City Treasurer, City of Idaho Falls, Idaho.

FEBRUARY 16, 1953

The bonds of this series are subject to call whenever there is sufficient money in the Bond Fund of Local Improvement District No. 23 for sewer for Idaho Falls, Idaho to pay the principal of one or more of said bonds which shall be called and paid in their numerical order, at a price equal to the principal amount thereof, payable from said Bond Fund, with accrued interest to the redemption date and a premium payable from the interest fund of said District according to the following schedule;

4% of the principal amount redeemed, if redeemed on or before 4 years before the scheduled maturity date;

3 $\frac{1}{4}$ % of the principal amount redeemed, if redeemed 3 years before the scheduled maturity date;

2 $\frac{1}{2}$ % of the principal amount redeemed, if redeemed 2 years before the scheduled maturity date; or

1 $\frac{3}{4}$ % of the principal amount redeemed, if redeemed 1 year before the scheduled maturity date.

One per centum (1%) of the principal amount of each bond so redeemed shall be payable to the holder thereof, and the balance of said premium shall be payable to the holder or holders of the un-matured "B" coupons for said bond in their numerical order at the rate of one per centum of the principal; amount of said bonds per coupon.

This bond is one of a series of 338 Local Improvement Bonds, all of which are of like date and designation and aggregate the total amount of \$166,172.00, and which are issued for the purpose of having a portion of the costs and expenses of constructing concrete pipe or vitrified clay pipe sewers with the necessary manholes in certain streets and parts of streets within Local Improvement District No. 23 for sewer for Idaho Falls, Idaho, pursuant to Resolutions and Ordinances duly adopted by said City of Idaho Falls, under and by virtue of the law known as "Local District Code", Chapter 29, Title 50, Idaho Code, and all other laws there-under enabling. In conformity with said Code, it is hereby provided that the principal sum herein named shall be payable from a separate fund designated "Bond Fund of Local Improvement District No. 23 for Sewer for Idaho Falls, Idaho", pledged solely for the payment, in regular numerical order, of the principal of the bonds of the series of which this is one, and consisting of all moneys constituting the payment of principal of assessments unpaid at the time of the issuance of this bond, and the interest hereon shall be payable from a separate fund designated "Interest Fund of Local Improvement District No. 23 for Sewer for Idaho Falls, Idaho," pledged solely for the payment of the interest on the bonds of the series of which this is one, and consisting of all moneys constituting the payment of interest on assessments unpaid at the time of the issuance of this bond, provided the principal of and the interest on the bonds of the series of which this is one shall, if necessary, be redeemed at maturity from any local improvement guaranty fund hereinto for duly authorized and created and not otherwise.

FEBRUARY 16, 1953

On the 10th day of December, A. D. 19 __, (** unless the bond to which this coupon is attached has been called for prior redemption) the City of Idaho Falls, in the County of Bonneville, and State of Idaho, will pay the bearer hereof

"A"

SIX AND 50/100
TWELVE AND 18/100
SIXTEEN AND 25/100

"B"

ONE AND 50/100
TWO AND 81/100
THREE AND 75/100

in lawful money of the United States of America out of the Interest Fund of Local Improvement District No. 23 for sewer for Idaho Falls, Idaho at the office of the City Treasurer of said City, being one year's interest on Local Improvement District #23 for sewer of Idaho Falls, Idaho, Local Improvement Bond.

No. _____

s/ _____

Mayor

ATTEST:

s/ _____

City Clerk

Countersigned:

s/ _____

City Treasurer

*(Insert "A" or "B" as well as the number of the coupon).

***(Do not insert in coupons maturing one year after date and numbered one on each bond).

(Certificate Form)

CERTIFICATION OF REGISTRATION

STATE OF IDAHO)
COUNTY OF BONNEVILLE) SS.
CITY OF IDAHO FALLS)

I, the undersigned City Clerk of the City of Idaho Falls, in the County of Bonneville, State of Idaho, do certify that the within bond has been duly registered in a public record book kept for that purpose on file in my office, in all respects as required by law, and that the signatures on this bond are the genuine signatures of the Mayor, City Clerk and City Treasurer of the City of Idaho Falls, Idaho, and that the signatures on the coupons are the facsimile signatures of said officers.

(SEAL)

s/ _____

City Clerk

Section 9. That said bonds, when executed, shall be issued to the Contractor, and when so issued, shall transfer to said Contractor, or to any owner or owners thereof, all the

right and interest of the City of Idaho Falls in and with respect to every assessment against the property in said District liable to assessment for such local improvements, and the lien thereby created against the property of such owners assessed as shall not have availed themselves of the provisions of law in regard to the redemption of their property from the lien of such assessment and shall authorize the owner or owners and the holder or holders of said bonds to receive, sue for, and collect, or have collected, such assessment embraced in any bond or through any of the methods provided by law for collection of assessments for local improvements; and the City of Idaho Falls hereby pledges to such owner or owners and holder or holders, the exercise of all lawful corporate powers in the collection of the assessments for the redemption of said bonds.

Section 10. That all interim warrants heretofore issued, if any, to pay for the construction of the improvements in said Local Improvement District No. 23 for sewer for Idaho Falls, Idaho, together with the interest due thereon at the date of the issue of said bonds, shall be redeemed and retired from the proceeds from the issuance of said bonds.

Section 11. That any holder of any one or more of said bonds, of any of the coupons representing interest thereon, may, either at law or in equity, by suit, action, mandamus or other appropriate proceedings in any court of competent jurisdiction, protest the liens created by this Ordinance on the proceeds of said assessments and any guarantee fund, and may by suit, action, mandamus, or other appropriate proceedings enforce and compel the performance of any duty imposed upon the said City by the provisions of this Ordinance, including, without limiting the generality of the foregoing, the segregation of assessments, and the proper application thereof.

Section 12. That the officers of the City of Idaho Falls be, and they hereby are, authorized and directed to take all action necessary or appropriate, to effectuate the provisions of this Ordinance, including, without limiting the generality of the foregoing, the printing of said bonds and the execution of such certificates as may reasonably be required by the purchasers thereof, relating inter alia, to the signing of the bonds, the tenure and identity of the municipal officials, the amounts of certified on the assessment roll together with the amount of cash payments, the accuracy of property descriptions, the receipt of the assignable certificates and the delivery of the bonds, and the absence of litigation pending or threatened affecting the validity of the bonds.

Section 13. That all Ordinances or Resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are hereby repealed. This repeal shall not be construed to revive any Ordinance, nor Resolution, or part thereof, heretofore repealed.

Section 14. That after said Local Improvement Bonds are issued, this Ordinance shall be and remain irrevocable until said bonds and the interest thereon shall be fully paid, certified and discharged, as herein provided.

Section 15. That this Ordinance may be amended or supplemented by an Ordinance or Ordinances adopted by the City Council in accordance with the laws of the State of Idaho, and without the receipt by the City of any additional consideration, with the written consent of the holders of seventy-five per centum (75%) of the bonds authorized by this Ordinance and outstanding at the time of the adoption of such amendatory or supplemental Ordinance, provided however, that no such Ordinance shall have the effect of permitting:

- (a) An extension of the maturity of any bond authorized by this Ordinance; or
- (b) A reduction in the principal amount of any bond or the rate of interest thereon; or
- (c) The creation of a lien upon or a pledge of revenue ranking prior to the lien or pledge created by this Ordinance; or
- (d) A resolution of the principal amount of bonds required for consent to such amendatory or supplemental Ordinance.

Section 16. That should the courts of this or any other state or of the United States, declare any section, provisions, paragraph, clause, sentence, phrase or part thereof of this Ordinance invalid, unauthorized or unconstitutional or in conflict with any other section, provisions, paragraph, clause, sentence, phrase, or part thereof, of this Ordinance, then such decision shall affect only the section, provisions, paragraph, clause, sentence, phrase, or part thereof declared to be unconstitutional, unauthorized or invalid; and shall not affect any other part whatsoever of this Ordinance. The Mayor and City Council of the City of Idaho Falls, Idaho, hereby declare that it would have passed this Ordinance, and each section, provision, paragraph, clause, sentence or phrase hereof irrespective of the fact that any one or more of the sections, provisions, paragraphs, clauses, sentences or phrases or parts thereof be declared invalid, unauthorized or unconstitutional.

Section 17. That, by reason of the fact that certain areas within the City of Idaho Falls, need said local improvements, it is hereby declared that an emergency exists, that this Ordinance is necessary to the immediate preservation of a public peace, health and safety, and that it shall be in full force and effect from and after its passage, approval and publication, as provided by law.

PASSED by the City Council of the City of Idaho Falls, Idaho, this 16th day of February, 1953.

APPROVED by the Mayor of the City of Idaho Falls, Idaho, this 16th day of February, 1953.

(SEAL)
ATTEST:
s/S. R. ROSTAD
CITY CLERK

APPROVED:
s/ E. W. FANNING
MAYOR

FEBRUARY 16, 1953

Councilman Johnson moved the adoption of said Ordinance, which motion was seconded by Councilman Rogers.

The Clerk was then instructed to call the roll on the passage of the Ordinance and the roll call on said passage of Ordinance No. 811 resulted as follows:

Those voting "Aye":

Russell A. Freeman	Councilman
Vernon S. Johnson	"
John B. Rogers	"
Donald R. Foote	"

Those voting "Nay": None

The Ordinance was thereupon, by the Mayor, declared to have been duly passed.

It was moved by Councilman Foote and seconded by Councilman Johnson, that the Clerk of the City be ordered to publish said Ordinance No. 811 in full, immediately, and in at least one issue of the Post Register, a newspaper of general circulation in the City of Idaho Falls, published in the City of Idaho Falls, Idaho.

Thereupon, the Clerk was ordered to call the roll on said motion, and the roll call upon said motion was as follows:

Those Voting "Aye":

Russell A. Freeman	Councilman
Vernon S. Johnson	"
John B. Rogers	"
Donald R. Foote	"

Those voting "Nay": None

The Mayor thereupon declared that the motion was duly carried.

There being no further business to come before the Meeting, it was on motion duly made, seconded and carried, adjourned.

(SEAL)
ATTEST:
s/ S. R. Rostad
CITY CLERK

s/ E. W. Fanning
MAYOR

STATE OF IDAHO)
COUNTY OF BONNEVILLE) SS.
CITY OF IDAHO FALLS)

FEBRUARY 16, 1953

I, S. R. Rostad, the duly chosen, qualified and acting Clerk of the City of Idaho Falls, in the County of Bonneville, and State of Idaho, do hereby certify that the foregoing pages, numbered from 1 to 18, both inclusive, are true, perfect and complete copies of the record of the proceedings of the City Council of the City of Idaho Falls, had and taken at a lawful Meeting of said City Council, held at the City Hall in said City, on Monday, the 16th day of February, 1953, at the hour of 2 o'clock P.M. as recorded in the regular official book of records of the proceedings of said City Council kept in my office, and that said proceedings were duly had and taken as therein shown, that the Meetings therein shown were duly held, that the persons therein named as present at said Meetings were present as shown by said minutes, and that all members of the City Council were duly notified of said Meeting.

WITNESS my hand and the seal of the City of Idaho Falls, this 16th day of February, 1953.

(SEAL)

s/ S. R. Rostad
CITY CLERK

It was moved by Councilman Rogers and seconded by Johnson, that the Council adjourn. On roll call voting Yes, 4; No, None; Carried.

ATTEST: s/ S. R. Rostad
CITY CLERK

s/ E. W. Fanning
MAYOR
