

OCTOBER 8, 1952

The City of Idaho Falls, Idaho, met in Regular Session on October 17, 1952, at 8 P.M. in the Council Chambers at Idaho Falls, Idaho. Present: E. W. Fanning, Mayor; Councilmen Johnson, Freeman, and Foote. Absent, Councilman Rogers. Also present: S. R. Rostad, City Clerk; T. R. Peters, Purchasing Agent; Claude R. Black, City Engineer.

The minutes of Meetings held on October 3 and 8, 1952, were read and approved.

Mr. Phil Leahy spoke on the bad condition of the streets in Hillcrest Addition, also protested against the odors from the Animal Products Co. After some discussion the Mayor announced that the condition of the streets would be looked into and the odors would be corrected.

Dr. Reece asked the City to look into the matter of constructing permanent docks in the River for boating purposes. After some discussion the Mayor referred the matter to the Parks Committee and the City Engineer for study and consideration.

ORDINANCE NO. 805
(KEEFER)

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO.

It was moved by Councilman Johnson and seconded by Foote, that the above Ordinance numbered 805, be passed upon its third and final reading. On roll call voting Yes, Councilmen Freeman, Foote and Johnson; No, None; Absent, Councilman Rogers. The Mayor declared the motion carried.

Application for Bartender permit by S. C. Montague, 333 8th Street, was presented. It was moved by Councilman Johnson and seconded by Foote, that the above permit be granted and proper card issued. On roll call voting Yes, 3; Absent, 1; No, None; Carried.

The application for Repairman's license be Alex A. Ulman was presented by the Clerk. It was moved by Councilman Johnson and seconded by Foote, that the above license be granted. On roll call voting Yes, 3; No, None; Absent, 1; Carried.

The application for Milk Dealer license, by Stuart H. Pugmire, was presented by the City Clerk. It was moved by Councilman Johnson and seconded by Foote, that the above license be granted. On roll call voting Yes, 3; No, None; Absent, 1; Carried.

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

Broadway Bowl	455 Broadway	8 Alleys	\$19.00
Mrs. P. Meier, The Den	265 Broadway	2 Pool Tables	7.00
Paramount Theatre	Sunday Pictures		5.00
Falls Theatre	"		5.00
Gayety Theatre	"		5.00
Rio Theatre	"		5.00
Floyd Mead	First Street Snacks	4 Pool Tables	11.00
Snowball's	360 A Street	10 Pool Tables	23.00
Earl Kay Davis	295 S. Eastern	Roller Skating Rink	15.00

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It was moved by Councilman Johnson and seconded by Foote, that the above licenses be granted. On roll call voting Yes, 3; No, None; Absent, Rogers; Carried.

The application by the Mayflower Studio, Lee E. Zied, Yakima, Washington, for Photographers license was presented by the City Clerk. It was moved by Councilman Foote and seconded by Johnson, that the above application be referred to the Chief of Police for investigation. On roll call, voting Yes, 3; No, None; Absent, 1; Carried.

The Sanitary report for the month of September was read by the City Clerk. There being no objection, the report was accepted and ordered placed on file.

The following letter from the Board of Trustees, First Baptist Church, was read by the City Clerk.

The Honorable Mayor E. W. Fanning
and City Council
Idaho Falls, Idaho

Gentlemen:

Representing the members of the First Baptist Church of Idaho Falls, we, the Board of Trustees of the Church, respectfully request that the following described property be advertised for sale:

Beginning at a point that is south, 1021.77 feet and east, 1134.69 feet from the northwest corner of Section 20, Township 2 north, Range 38, East Boise Meridian and running thence N. 89° 17' 10" W., 215.43 feet; thence south, 96.22 feet; thence east, 185.12 feet; thence along a 30 feet radius curve to the left, 46.98 feet; thence N. 0° 16' E., 64.01 feet to the point of beginning, containing 0.465 acres, more or less.

Sincerely yours,
Board of Trustees
First Baptist Church
s/ Ernest Martin
s/ C. Ronald Hoffman
s/ Robert D. Howard
s/ W. O. Shivley

The Mayor referred the above to the Street Committee for investigation and report to the Council.

It was moved by Councilman Johnson and seconded by Foote, that the Mayor is hereby authorized to purchase for the Street Department, from J. Ed Browning & Son, one used

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G.M.C. dump truck,	\$3,649.60
Less, allowance on old truck,	<u>1,249.60</u>
Net,	\$2,400.00

On roll call voting Yes, 3; No, None; Absent, Rogers; Carried.

It was moved by Councilman Johnson and seconded by Freeman, that the Purchasing Agent is hereby authorized to purchase for the City Garage, one new Crawford door, complete, installed at a price of \$870.00. On roll call voting Yes, 3; No, None; Absent, 1; Carried.

The City Council duly met in Regular Meeting and sat as a Canvassing Board and canvassed the results of the election, pursuant to law; that after complete and thorough examination of the election returns the Canvassing Board found the following results, on the question, SHALL THE CITY OF IDAHO FALLS ADOPT THE CITY MANAGER PLAN OF MUNICIPAL GOVERNMENT, AS SET FORTH IN CHAPTER 79, IDAHO SESSION LAWS 1917?

PRECINCT	NO	YES	VOID
Precinct No. 1 - First Ward	444	161	1
Precinct No. 2 - First Ward	402	154	
Second Ward	364	63	2
Precinct No. 1 - Ward No. 3	279	301	
Precinct No. 2 - Ward No. 3	619	359	
Precinct No. 3 - Ward No. 3	442	281	
Precinct No. 1 - Ward No. 4	374	272	
Precinct No. 2 - Ward No. 4	400	210	
TOTALS	3,324	1,801	3

It was moved by Councilman Johnson and seconded by Freeman, that the above tally on election results be accepted as correct. On roll call voting Yes, Councilmen Johnson, Freeman, and Foote; No, None; Absent, 1 (Rogers); Motion carried.

RESOLUTION

WHEREAS, on the 5th day of November, 1949, one Sarah E. Williams, a widow, executed and delivered to Fielding Memorial Park, Inc., an Idaho Corporation, a mortgage on the following described real property lying and being in the County of Bonneville, State of Idaho, to-wit:

Lots Thirty-seven (37) and Thirty-eight (38) in Block Eleven (11) of Crow's Addition to the City of Idaho Falls, Idaho, according to the recorded plat thereof

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securing the payment of one promissory note of even date in the principal sum of Five Thousand and No/100 (\$5,000) Dollars, which said mortgage was recorded in the office of the County Recorder in the said County of Bonneville on the 8th day of November, in the year 1949 in Book 62 of Mortgages, at page 285, and,

WHEREAS, said mortgages were duly assigned on the 31st day of May, 1952, by the said Fielding Memorial Park, Inc., to the City of Idaho Falls, Idaho, and,

WHEREAS, said note and mortgage have been fully paid and satisfied;

NOW THEREFORE, be it resolved by the Mayor and City Council of the City of Idaho Falls, Idaho, that the Mayor and City Clerk of said City be, and they are hereby authorized and directed to execute on behalf of said City a release and satisfaction of said mortgage.

PASSED by the Council and approved by the Mayor this 17th day of October, 1952.

ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor

It was moved by Councilman Johnson and seconded by Foote, that the above Resolution be adopted. On roll call voting Yes, 3; No, None; Absent, 1; Carried.

RESOLUTION

WHEREAS, Heretofore, by Ordinance No. 782 of Idaho Falls, Idaho, the following described lands were annexed to said City as an integral part of W. O. Kunter Addition; and

WHEREAS, A five-foot strip of land on the extreme westerly side of said lands is needed by said City for use as a street; and construction and improvements have been heretofore made in and on said lands in conformity with the reliance upon the plat of said Addition and the width of the streets thereon set forth as dedicated therein;

WHEREAS, If the westerly line of Fanning Avenue, per the recorded plat of W. O. Kunter Addition to the City of Idaho Falls, be extended and moved five feet to the east, the owners of the following described lands will not be able to comply with the provisions of Ordinance No. 641 as to the requirement of depth of yard fronting on the said Fanning Avenue without incurring great loss; and

WHEREAS, The owners of said lands have petitioned for a modification of the provisions of Ordinance No. 641 as the same affects said lands;

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NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Idaho Falls, Idaho, that the payment by said City to W. O. Kunter in the amount of ONE THOUSAND SEVENTY AND NO/100 DOLLARS, (\$1,070.00) is hereby authorized and approved in consideration of the conveyance by W. O. Kunter and Betty Ann Kunter, his wife, by Quit Claim Deed for street purposes to the City of Idaho Falls, Idaho, of the following described lands in Bonneville County, Idaho, to-wit:

The westerly five feet of Lots Eight (8), Nine (9), Ten (10), Eleven (11), and Twelve (12), of Block Two (2), W. O. Kunter Addition to the City of Idaho Falls, Idaho, per recorded plat thereof.

That payment by said City to Talbot Cabinet and Construction , Inc. a corporation, in the amount of FOUR HUNDRED THIRTY AND NO/100 DOLLARS , (\$430.00), is hereby authorized and approved in consideration of the conveyance by Talbot Cabinet and Construction, Inc., by Quit Claim Deed for street purposes to the City of Idaho Falls, Idaho, of the following described land in Bonneville County, Idaho, to-wit:

The westerly five feet of Lot One (1), in Block Two (2), and the westerly five feet of Lot Eleven (11), in Block One (1), W. O. Kunter Addition to the City of Idaho Falls, Idaho, per the recorded plat thereof.

That the provisions of Ordinance No. 641 of Idaho Falls, Idaho, are hereby modified and amended as they apply to the above described land in the following particulars, to-wit:

The minimum yard requirements fronting on and adjacent to Fanning Avenue of Lots Eight (8), Nine (9), Ten (10), Eleven (11), and Twelve (12), Block Two (2) of the said W. O. Kunter Addition to the City of Idaho Falls, Idaho, shall be twenty (20) feet.

The minimum yard requirements fronting on and adjacent to Fanning Avenue of Lot One (1), Block Two (2), and Lot Eleven (11), Block One (1), of said W. O. Kunter Addition to the City of Idaho Falls, Idaho, shall be (10) feet.

That the Building Inspector be, and he is hereby, authorized on behalf of said City to issue certificates of occupancy and all other permits for occupancy and use of the above described lands in conformity with the provisions of Ordinance No. 641, as herein modified.

Passed by the Council, approved by the Mayor this 17th day of October, 1952.

ATTEST: s/ S. R. Rostad

s/ E. W. Fanning

City Clerk

Mayor

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It was moved by Councilman Foote and seconded by Johnson, that the above Resolution be approved and the Mayor is hereby authorized to sign said Resolution. On roll call voting Yes, Councilmen Johnson, Freeman and Foote; No, None; Absent, Rogers; Carried.

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

ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor
