

JUNE 23, 1952

The City Council of the City of Idaho Falls, Idaho, met in Recessed Session June 23, 1952, at 8 P.M. in the Council Chambers at Idaho Falls, Idaho. Present: E. W. Fanning, Mayor; Councilmen Johnson, Rogers, and Foote. Also present: S. R. Rostad, City Clerk; T. R. Peters, Purchasing Agent; Arthur L. Smith, City Attorney; and Claude R. Black, City Engineer. Absent: R. A. Freeman.

The minutes of Meetings held on June 6th, June 9th, June 10th, June 18th, and June 20th, were read and approved.

The Mayor announced that this was the date set for the opening of bids for furnishing all labor and materials and performing all work for the construction of Class III Airport Improvements for the City of Idaho Falls, Idaho; and bids were opened and read as follows, to-wit:

Pickett & Nelson	Idaho Falls, Idaho	\$10,500.65
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It was moved by Councilman Rogers and seconded by Johnson, that the above bid of \$10,500.65, made by Pickett & Nelson, Idaho Falls, Idaho, be accepted and contract awarded, subject to the approval of C.A.A. On roll call, voting Aye, 3. Nay, None. Absent, One. Motion carried.

The following applications for Bartenders permits were read by the City Clerk:

John Biebel	The Buffet	1.00
Roger R. Kellar	Fords	1.00
Fred Kellar	Fords	1.00
Charles R. Jachetta	Bonneville Lounge	1.00
Robert R. Scott	Russet	1.00
Roscoe Hix	Sierra Bar	1.00
V. E. Carlson	Jacks Chicken Inn	1.00
R. B. Mattinson	Bonneville Lounge	1.00
Joseph S. Neesor	The Park	1.00
Melor W. Soucie	Jacks Chicken Inn	1.00
Jim Scheets	Jacks Chicken Inn	1.00
Kenneth Bowcutt	The Hub	1.00
David R. Redd	Cheerio Club	1.00
E. G. Stallings	Sierra Bar	1.00
Gene Devine	Bon Villa	1.00
J. K. Jensen	Fred & Kelly's	1.00
Edward J. Kelly	New Grand Bar	1.00

It was moved by Councilman Johnson and seconded by Rogers, that the above permits be granted and the proper licenses issued. On roll call, voting Aye, 3. Nay, None. Absent, One. Carried.

The following license applications were presented by the City Clerk, to-wit:

H. C. Carlson	248 3 rd Street	Journeyman Electrician	2.50
Irving M. Beazer	Lorenzo	Journeyman Electrician	2.50
Irving M. Beazer	Lorenzo	Electric Contractor	25.00

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It was moved by Councilman Johnson and seconded by Foote, that the above licenses be granted and proper licenses issued. On roll call, voting Aye, 3. Nay, None. Absent, One. Carried.

It was moved by Councilman Johnson and seconded by Foote, that the above licenses be granted and proper license issued. On roll call, voting Aye, 3. Nay, None. Absent, One, Carried.

The applications for Auctioneer license by J. C. Zamon, Salt Lake City, Utah, was presented. It was moved by Councilman Johnson and seconded by Rogers, that the above license be granted and proper license issued. On roll call, voting Aye, 3. Nay, None. Absent, One. Carried.

The following application for substitute licenses for coin-operated amusement devices were presented:

The Hub Bar	398 Broadway	One Machine	5.00
Jacks Club	481 Broadway	Two Machines	10.00

It was moved by Councilman Foote and seconded by Rogers, that the above substitutions be granted. On roll call, voting Aye, 3. Nay, None. Absent, One. Carried.

The application for license for one coin-operated amusement device by Dave Drysdale, the Big Chief, 342 Park Avenue, was presented. \$291.66

It was moved by Councilman Rogers and seconded by Foote, that the above license be granted. On roll call, voting Aye, 3. Nay, None. Carried.

ORDINANCE NO. 796

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. (HUGHES IMPERIAL DIV. NO. 2)

The above Ordinance was read by the City Clerk. It was moved by Councilman Johnson and seconded by Foote, that the above Ordinance be adopted and passed on its third and final reading. On roll call, voting Aye, 3. Nay, None. Absent, One. Carried.

ORDINANCE NO. 797

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. (JOHN ADAMS HEIGHTS, DIV. NO. 2)

The above Ordinance was read at length by the Clerk. It was moved by Councilman Foote and 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 resulted as follows: Ayes, Foote, Rogers,

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Johnson; Nay, None. Absent, Freeman. Three-fourths of the Council 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 resulted as follows: Ayes, Foote, Rogers, and Johnson; Nay, None. Absent, Freeman. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the Ordinance passed.

ORDINANCE NO. 798

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. (A PORTION OF SAFSTROM'S PROPERTY IN NW ¼ SECTION 20.)

The above Ordinance was read at length by the Clerk. It was moved by Councilman Foote and seconded by Rogers, 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 resulted as follows: Ayes, Foote, Rogers, and Johnson; Nay, None. Absent, Freeman. Three-fourths of the Council 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 resulted as follows: Ayes, Foote, Rogers, Johnson; Nay, None. Absent, Freeman. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the Ordinance passed.

Mr. J. T. Evans, presented the following petition, signed by 52 citizens:

June 9th, 1952

THE HONORABLE MAYOR AND CITY COUNCIL
IDAHO FALLS, IDAHO

RE: DEFECTIVE SEWER, LEE AVENUE, IDAHO FALLS

DEAR SIRs:

For some distance on the above street, the above sewer is a bad one. It was built and laid in the old days for twenty-five families and now a hundred and one have connected on; so, that if a heavy storm or floods come we get alarmed and panicky; in spite of all we may do, the sewer filth will flood our good basements, and the odor is bad.

Therefore, we residents, more or less affected by the said sewer, hereby exercise our conditional right of petition, and submit to you, for your careful and respectful consideration, this petition of fifty-two names.

Yours very truly,
s/ J. T. Evans, Attorney at Law

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The above petition was read and ordered placed on file. It was moved by Councilman Rogers and seconded by Foote, that the City Clerk advertise for new bids on new sub-fire station. On roll call, voting Aye, 3. Nay, None. Absent, One, Carried.

RESOLUTION

By Councilmen Vernon S. Johnson, Donald R. Foote, and John B. Rogers

Resolution of the City of Idaho Falls, Idaho, accepting the Grant Offer of the United States of America through the Civil Aeronautics Administration of a maximum sum of \$8,892.00, to be used in the improvement of the Idaho Falls Municipal Airport, Idaho Falls, Idaho.

Be it resolved by the members of the City Council of the City of Idaho Falls, Idaho.

SECTION I. That the City of Idaho Falls, shall accept the Grant Offer of the United States of America for the purpose of obtaining Federal Aid for the development of the Idaho Falls Municipal Airport at Idaho Falls, Idaho.

SECTION II. That the Mayor of the City of Idaho Falls is hereby authorized and directed to sign the Grant Offer on behalf of the City of Idaho Falls and the City Clerk is hereby authorized and directed to attest the signature of the Mayor and impress the Official Seal of the City of Idaho Falls on the aforesaid Grant Offer.

SECTION III. That the City Council hereby specifically ratifies and adopts all statements, representations, warranties, covenants, and agreements contained in the Project Application.

SECTION IV. That the Grant Offer referred to herein above shall be as follows:

GRANT AGREEMENT
PART I-OFFER

Contract No. C7ca-4491
Date of Offer
Idaho Falls Municipal Airport
Project No. 9-10-060-203

To: The City of Idaho Falls, Idaho (herein referred to as the "Sponsor")
From: The United States of America (acting through the Administrator of Civil Aeronautics, herein referred to as the "Administrator")

WHEREAS, the Sponsor has submitted to the Administrator a Project Application dated April 15, 1952, for a Grant of Federal Funds for a project for development of the Idaho Falls JUNE 23, 1952

Municipal Airport (herein called the "Airport") together with plans and specifications for such project, which Project Application, as approved by the Administrator, is hereby incorporated herein and made a part hereof; and

WHEREAS, the Administrator has approved a project for development of the Airport (herein called the "Project") consisting of the following described airport development:

Construct and pave extension to existing apron (approximately 150' X 220') and stub taxiway 50' wide; re-top existing concrete apron with bituminous surface course pavement.

(The Airport development to be accomplished herein described is in addition to those contemplated under the Grant Agreements by the Sponsor and the United States for Project Nos. 9-10-060-901 and 9-10-060-202.)

All as more particularly described in the property map and plans and specifications incorporated in the said Project Application;

NOW THEREFORE, pursuant to and for the purpose of carrying out the provisions of the Federal Airport Act (60 Stat. 170; Pub. Law 377, 79th Congress), and in consideration of (a) the Sponsor's adoption and ratification of the representations and assurances contained in said Project Application, and its acceptance of this Offer, as heretofore provided, and (b) the benefits to accrue to the United States and the public from the accomplishment of the Project and the operation and maintenance of the Airport, as herein provided,

THE ADMINISTRATOR, FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES TO PAY, as the United States' share of costs incurred in accomplishment of project, 56.29 per centum of all allowable project costs, subject to the following terms and conditions;

1. The maximum obligation of the United States payable under this Offer shall be \$8,892.00.
2. The Sponsor shall
 - (a) begin accomplishment of the Project within a reasonable time after acceptance of this Offer, and
 - (b) carry out and complete the Project in accordance with the terms of this Offer, and the Federal Airport Act and the regulations promulgated there under by the Administrator in effect on the date of this Offer, which act and regulations are incorporated herein and made a part hereof, and

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- (c) carry out and complete the Project in accordance with the plans and specifications and property map incorporated herein as they may be revised or modified with the approval of the Administrator or his duly authorized representatives.
3. The Sponsor shall operate and maintain the Airport as provided in the Project Application incorporated herein.
 4. The maximum amounts of building space which the Sponsor shall be obligated to furnish civil agencies of the United States under Paragraph 9 Part III of the Project Application shall be as set forth in the schedule attached to the Grant Agreement for Project No. 9-10-060-910, accepted by the Sponsor on July 7, 1950, which said schedule is incorporated herein and made a part hereof by reference.
 5. Any misrepresentation or omission of a material fact by the Sponsor concerning the Project or the Sponsor's authority or ability to carry out the obligations assumed by the Sponsor in accepting this Offer shall terminate the obligation of the United States, and it is understood and agreed by the Sponsor in accepting this Offer that if a material fact has been misrepresented or omitted by the Sponsor, the Administrator on behalf of the United States may recover all grant payments made.
 6. The Administrator reserves the right to amend or withdraw this Offer at any time prior to its acceptance by the Sponsor.
 7. This Offer shall expire and the United States shall not be obligated to pay any of the allowable costs of the Project unless this Offer has been accepted by the Sponsor within 60 days from the above date of Offer or such longer time as may be prescribed by the Administrator in writing.

The Sponsor's acceptance of this Offer and ratification and adoption of the Project Application incorporated herein shall be evidenced by execution of this instrument by the Sponsor, as hereinafter provided, and said Offer and acceptance shall comprise a Grant Agreement, as provided by the Federal Airport Act, constituting the obligations and rights of the United States and the Sponsor with respect to the accomplishment of the Project and the operation and maintenance of the Airport. Such Grant Agreement shall become effective upon the Sponsor's acceptance of the facilities developed under the Project but in any event not to exceed twenty years from the date of said acceptance.

UNITED STATES OF AMERICA THE
ADMINISTRATOR OF CIVIL
AERONAUTICS
BY: REGIONAL ADMINISTRATOR
REGION VII

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GRANT AGREEMENT
PART II-ACCEPTANCE

The City of Idaho Falls, Idaho, does hereby ratify and adopt statements, representations, warranties, covenants, and agreements contained in the Project Application and incorporated materials referred to in the foregoing Offer and does hereby accept said Offer and by such acceptance agrees to all of the terms and conditions thereof.

Executed this 23rd day of June, 1952

City of Idaho Falls
(Name of Sponsor)

ATTEST: _____
City Clerk

By: _____
Mayor

CERTIFICATE OF SPONSOR'S ATTORNEY

I, Arthur L. Smith, acting as Attorney for the City of Idaho Falls, Idaho, do hereby certify:

That I have examined the foregoing Grant Agreement and the proceedings taken by said City of Idaho Falls relating thereto, and find that the acceptance thereof by said City of Idaho Falls has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the State of Idaho, and further that, in my opinion, said Grant Agreement constitutes a legal and binding obligation of the City of Idaho Falls in accordance with the terms thereof.

Dated at Idaho Falls, Idaho, this 23rd day of June, 1952.

By: _____
City Attorney

CERTIFICATE

Passed by the Common Council of the City of Idaho Falls, Idaho this 23rd day of June, 1952.

Approved by the Mayor of the City of Idaho Falls, this 23rd day of June, 1952.

ATTEST: S. R. Rostad
City Clerk

APPROVED: E. W. Fanning
Mayor

It was moved by Councilman Johnson and seconded by Foote, that the above Resolution be adopted. On roll call, voting Aye, 3. Nay, None. Absent, Freeman. Motion carried.

It was moved by Councilman Johnson and seconded by Foote, that the Mayor is hereby authorized and directed to sign new lease, with the Lost Rivers Transportation Co., expiring April 30, 1953, with the option that the lease may be cancelled on 30 days written notice. On roll call, voting Aye, 3. Nay, None. Absent, Freeman. Motion carried.

The Mayor made the following appointments, to-wit:

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Kenneth R. Deardon, Drill Master, Fire Department, Probationary Fireman
Don D. Morgan, John J. Pitman, Weldon H. Lloyd, and Ralph T. Criddle.

It was moved by Councilman Johnson and seconded by Rogers, that the above appointments be approved. On roll call, voting Aye, 3. Nay, None. Absent, Freeman. Motion carried.

ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor
