

JUNE 6, 1952

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The City Council of the City of Idaho Falls, Idaho, met in Regular Session on June 6, 1952, at 8 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present: E. W. Fanning, Mayor; Councilmen Foote, Rogers, and Johnson. Also present: S. R. Rostad, City Clerk; T. R. Peters, Purchasing Agent; Arthur L. Smith, City Attorney; Claude Black, City Engineer.

The minutes of Meetings held on May 23<sup>rd</sup> and 28<sup>th</sup> were read and approved.

The Mayor announced that this was the date set for the opening of the bids for construction of improvements in Local Improvement District #23 for Sewer in the City of Idaho Falls, Idaho. The bids were opened and read as follows, to-wit:

Ray W. Coleman and Coleman Plumbing & Heating Co.	Ogden, UT.	\$144,678.80
Arrington Construction Co.	Idaho Falls	160,995.86

The above bids were referred to the Water & Light Committee and the City Engineer, for consideration.

The bills against the City for the month of May, 1952, having been audited by the Finance Committee, were presented for payment as follows:

	<u>General Fund:</u>	<u>Water Works:</u>	<u>Elec. Light Fund:</u>	<u>Police Retirement:</u>
Salaries:	\$52,708.54	\$6,390.78	\$12,585.83	\$727.02
Supplies:	<u>28,095.53</u>	<u>3,331.86</u>	<u>24,125.40</u>	<u>.00</u>
Total:	\$80,804.07	\$9,722.64	\$36,711.23	\$727.02
<b>GRAND TOTAL:</b>		<b>\$127,964.96</b>		

It was moved by Councilman Johnson and seconded by Rogers, that the bills be allowed and the City Clerk authorized to draw warrants on the proper funds, in payment of the same. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

The monthly reports of the various Departments were presented by the City Clerk. There being no objections, the reports were accepted and ordered placed on file.

The following application for Bartender permit was presented: Ray Pearce, Fords. It was moved by Councilman Johnson and seconded by Foote, that the above permit be granted and proper card issued. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

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

Talmage P. Grimmett	First & Holmes	Soft Drink	1.00
Christensen Electric Co.	Portland OR.	Electrical Contractor	25.00
H. M. Groesbeck	120 5 <sup>th</sup> Street	Electrical Contractor	25.00
H. M. Groesbeck	120 5 <sup>th</sup> Street	Electrical Journeyman	2.50

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

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The following applications for substitute licenses for coin operated amusement devices were presented by the City Clerk: Jack's Club, 481 Broadway, three machines. It was moved by Councilman Rogers and seconded by Foote, that the above substitutions be granted. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

It was moved by Councilman Foote and seconded by Johnson, that the City of Idaho Falls enter into a contract with the Hooker Electrochemical Co., Tacoma, Wash., for liquid chlorine requirements for the year ending May 31, 1953, at a price of \$10.25 per 100#, F.O.B. Tacoma, Wash. The Mayor is hereby authorized to sign contract. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

RESOLUTION

WHEREAS, the City of Idaho Falls, Idaho, has received a grant from the Civil Aeronautics Administration to assist in defraying the cost of installing lights at the Idaho Falls Municipal Airport.

AND WHEREAS, under the conditions of the grant it is necessary to place the Union Pacific Railroad Co.'s signal lines and telegraph line underground at the northeast end of the airport,

AND WHEREAS, L. A. COLLINS, General Manager of the Northwest Division of the Union Pacific R.R. Co., in a letter dated February 14, 1952, gave an estimate of \$5516.00 as the cost of the proposed work.

AND WHEREAS, on May 8<sup>th</sup>, the City of Idaho Falls, Idaho, signed an agreement with the Union Pacific Railroad Co., in which the City of Idaho Falls shall pay the R. R. Co. the cost of the installation.

AND WHEREAS, the Civil Aeronautics Administration demand a maximum amount stipulated as the portion that they will participate in the cost of negotiated contracts.

NOW THEREFORE, be it resolved that the City of Idaho Falls assume the cost of this contract in excess of \$5,516.00 as estimated by the U. P. R. R. Co. without participation of the Federal Aeronautics Administration.

Passed by the Council and approved by the Mayor this 6<sup>th</sup> day of June, 1952.

ATTEST: s/ S. R. Rostad  
City Clerk

s/ E. W. Fanning  
Mayor

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

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**ORDINANCE NO. 796**  
**(Hughes Imperial Division No. 2)**

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.

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

**ORDINANCE NO. 794**

AN ORDINANCE PROVIDING FOR THE ANNUAL APPROPRIATIONS OF THE CITY OF IDAHO FALLS, IN THE STATE OF IDAHO, AND FOR THE APPROPRIATION OF THE SEVERAL FUNDS AND PURPOSES DURING THE FISCAL YEAR 1952-1953, AND PROVIDING THE NUMBER OF MILLS ON THE DOLLAR APPROPRIATED FOR EACH OF SAID FUNDS.

The above Ordinance was read at length by the Clerk. It was moved by Councilman Johnson 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, 3; 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, 3; 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.

Mayor and City Council  
City of Idaho Falls  
Idaho Falls, Idaho

May 29, 1952

Gentlemen:

The Idaho Falls Junior Chamber of Commerce requests permission of the Mayor and City Council to exhibit a fireworks display within the City of Idaho Falls on the 4<sup>th</sup> of July, 1952.

The proposed site of firing the display is on the west river bank with the spectators gathered across the river on the east bank.

An experienced powder man has been engaged to set off the fireworks if permission is granted to have the display.

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Thank you for your consideration.

Sincerely yours,  
s/ Eugene R. Kempe  
President, Jaycees

It was moved by Councilman Johnson and seconded by Rogers, that the Jaycees be permitted to have the fireworks display as per above letter. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

A letter was read from the International Association of Fire Chiefs commending Fire Chief Bert O. Brown, in connection with the fire prevention drive. It was moved by Councilman Rogers and seconded by Johnson, that Lots 41 and 42, Block 40, Crows Addition, be rezoned to "C" as per recommendations of Zoning Board. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

#### LEASE

THIS INDENTURE, made and entered into this 6<sup>th</sup> day of June 1952, by and between the City of Idaho Falls, Idaho, a municipal corporation, hereinafter designated the "City", and John Hatch and Reed McKnight and Mel Gooch of Idaho Falls, Idaho, hereinafter designated "Lessees"

WITNESSETH:

That the City for and in consideration of the covenants and agreements hereinafter mentioned to be kept and performed by the Lessees, has by these presents demised and leased to the Lessees a tract of land, being a part of the Idaho Falls Municipal Airport, Bonneville County, Idaho, and particularly described as follows: to-wit:

Beginning at a point in the north line extended of the north "T" hangar that is southeasterly 12 feet from the northeast corner of said hangar and running thence southeasterly along the said north line extended 80 feet, thence southwesterly at right angle 33 feet, thence northwesterly at right angle 80 feet, thence northeasterly 33 feet to the point of beginning located in Section 12, Township 2 North, Range 37, E. B. M., containing 2,640 square feet, together with the right of ingress and egress to the same along the paved aprons and taxi strips abutting the said "T" hangars.

To have and to hold the same to the Lessees from the 1<sup>st</sup> day of June, 1952, to and including the 31<sup>st</sup> day of May 1972.

And the Lessees, in consideration of the leasing of said premises above set forth, covenant and agree with the City to pay as rent for the same the total sum of \$600.00; said rental shall be paid in twenty equal annual installments in advance of \$30.00 each on June 1<sup>st</sup>,

of each year, the first installment of \$30.00 having been paid on execution of this lease, the receipt of which is hereby acknowledged by the City.

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Lessees shall within one year from date hereof, construct upon demised premises a private hangar at a cost of not less than \$1,000.00. Before constructing said hangar Lessee shall submit plans and specifications therefore to the Mayor of the City for approval and said hangar shall not be constructed until said plans and specifications are approved by the City.

After said hangar is constructed it shall not be used for commercial purposes but shall be kept in proper repair by the Lessees and at the expiration of this lease, or earlier termination thereof said hangar shall be and become the property of the City and the Lessees, upon the expiration or termination of this lease shall be divested of all right, title and interest in or to said hangar.

The Lessees shall not allow or suffer waste on said premises and shall not permit the premises to become unsightly or allow refuse to accumulate thereon. In the event hangar shall be destroyed by fire, inevitable accident, or from any cause, the Lessees shall, within one year thereafter, replace or rebuild said hangar after first submitting plans and specifications therefore to the Mayor of the City and obtaining approval of the City thereto.

The City agrees that it will, in so far as permitted by the laws of Idaho, give to the Lessees the preference at the expiration of this lease for a renewal on such terms as may be agreed upon between the City and the Lessees.

In the event the Lessees should fail to keep any of the covenants contained in this Lease, or shall fail to pay the rent as herein provided, then this Lease shall, at the election of the City, be null and void and the City shall have the right to take possession of said premises and said hangar shall be, and become the property of the City.

In witness whereof, the Lessees have hereinto set their hands and seals and the City has caused these presents to be executed in its corporate name and behalf and its corporate seal to be hereunto affixed by its Mayor and City Clerk, thereunto duly authorized.

It was made by Councilman Johnson and seconded by Rogers, that the above Lease be approved and the Mayor is hereby authorized to execute the lease. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

### **RESOLUTION**

WHEREAS, the following described lands lying and being in Bonneville County, Idaho, to-wit:

Lots Four (4), Five (5), and Nine (9), and Lots Ten (10) to Nineteen (19), both inclusive, in Block One (1) of the original town site of Eagle Rock, now the City of Idaho Falls, Idaho,

now are owned by the City Improvement Association, Inc., and Idaho Corporation, and,  
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WHEREAS, it is deemed for the best interests and welfare of the inhabitants of the City of Idaho Falls that said City acquire by purchase the above described lands for use as a public parking lot for motor vehicles.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the City Council of the City of Idaho Falls; that the Mayor and City Clerk of this City of Idaho Falls be, and they are hereby, authorized and directed to enter into a sale contract on behalf of said City for the purchase of the above described lands at the total price of \$48,000.00, payable as follows, to-wit:

\$500.00 on the 6<sup>th</sup> day of June, 1952; and \$500.00 on the 6<sup>th</sup> day of each and every month thereafter until the full amount of the principal is paid.

Said contract shall provide for payment of interest on the deferred principal balance at the rate of 3% per annum. Said contract shall further provide that the City shall accept title to the said lands subject to a restrictive covenant limiting the use of the same to a parking lot for motor vehicles, until June 1, 1967.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 6<sup>th</sup> day of June, 1952.

ATTEST: s/ S. R. Rostad  
City Clerk

s/ E. W. Fanning  
Mayor

It was moved by Councilman Johnson and seconded by Rogers, that the above resolution be adopted. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

### **RESOLUTION**

WHEREAS, the City of Idaho Falls, Idaho, has heretofore entered into an agreement with the Civil Aeronautics Administration to relight the runways of the Idaho Falls Municipal Airport, and the said Civil Aeronautics Administration has designated certain physical structures as hazards to the safe use of said Airport in its "Master Plan of the Idaho Falls Municipal Airport.";

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

That the Mayor be, and he is hereby authorized and directed to enter into a contract with the Utah-Power and Light Company for the removal of said hazards. Said contract shall provide that the Utah Power & Light Company at its own proper cost and expense, shall

remove said hazards and replace those facilities designated for replacement in the said "Master Plan of the Idaho Falls Municipal Airport"; and that the City of Idaho Falls shall pay

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in full therefore, upon satisfactory completion of the same the sum of Twenty-Five Hundred and No/100 Dollars (\$2,500.00).

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 6<sup>th</sup> day of June, 1952.

ATTEST: s/ S. R. Rostad  
City Clerk

s/ E. W. Fanning  
Mayor

It was moved by Councilman Rogers and seconded by Johnson, that the above resolution be adopted. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

**RESOLUTION**

WHEREAS, heretofore, FIELDING MEMORIAL PARK, INC. sold, assigned and transferred to the City of Idaho Falls all its contracts receivable, accounts receivable and notes and mortgages, and

WHEREAS, it is deemed for the best interests of said City that an independent contractor be hired to liquidate and collect said contracts, accounts, and mortgages;

NOW THEREFORE, BE IT RESOLVED. BY THE MAYOR AND CITY COUNCIL OF THE CITY OF IDAHO FALLS: That the Mayor be, and he is hereby authorized and directed to enter into an agreement with one Harvey Crandall for the collection of the said contracts, accounts, and mortgages. Said contract shall provide that the City shall pay the said Harvey Crandall in full for is services 10% of the gross amount of all said accounts and contracts collected and paid to the City. Said contract shall further provide that the City shall receive the principal balance only of the said mortgages, together with interest accruing from June 1, 1952.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 6<sup>th</sup> day of June, 1952.

ATTEST: s/ S. R. Rostad  
City Clerk

s/ E. W. Fanning  
Mayor

It was moved by Councilman Johnson and seconded by Rogers, that the above Resolution be adopted. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

It was moved by Councilman Foote and seconded by Rogers, that the plat covering John Adams Heights, Division No. 2, be accepted, as recommended by the Planning Board, as to the

following changes; that the sidewalks on John Adams Parkway be 5' instead of 4' and that an opening be provided in the center parking at Marjacq Street, which will meet with the approval of the

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Fire Chief, and that the developer install the curbing around the center park area. On call, voting Aye, 3. Nay, None. Absent, one. Carried.

It was moved by Councilman Foote and seconded by Rogers, that John Adams Heights, Division No. 2, be zoned as follows; as recommended by the Planning Board, all of Blocks 3 and 4, Lots 2, 3, 4, 5, 6, 7, 8, and 9 in Block No. 2 be zoned R-1; and all of Block 5 and Lot No. 1, in Block 2, be zoned R-3. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

**INVITATION FOR BIDS**

Sealed bids in duplicate, subject to conditions contained herein, will be received until 8 P.M. June 23, 1952, and then publicly opened 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. Major items included in this work are as follows:

<u>DESCRIPTION</u>	<u>QUANTITY</u>	<u>UNIT</u>
Excavation, Common	2,500	C. Y.
Sub-base Gravel (2" maximum) In Place	600	C. Y.
Base Course Gravel (1" maximum) In Place	925	C. Y.
Prime Coat (MC-1)	2,830	Gallon
Bituminous Surface Course (Central Plant Hot Mix)	785	Ton
Seal Coat RC-XX 2	3,500	Gallon
Cover Coat Material	105	Ton

Where copies of plans and specifications are requested, a deposit of \$10.00 will be required to insure their return.

Guarantee will be required for an amount not less than 50 percent of contract.

Payment Bond will be required for an amount not less than 50 percent of contract.

Liquidated damage for delay will be @20.00 per working day.

Partial payment will be made monthly in accordance with paragraph 80-06 of specifications.

Article on patents will be made a part of the contract.

It is understood further that the schedule of minimum wages as established by the Secretary of Labor and included in their specifications are to govern on this project and the bidder certifies that he has examined this schedule of rates and that the prices bid are based on such established wage rates.

Bids must be submitted upon the Standard Form of Bid and the successful bidder will be required to execute the Standard Form of Contract for construction. The Standard Form of

Contract may be examined at City Hall, Idaho Falls, Idaho, or at the office of District Airport Engineer, CAA, Boise, Idaho.

The right is reserved, as the interest of the City of Idaho Falls may require to reject any and all bids, to waive any informality in bids received, and to accept or reject any items of any

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bid, unless such bid is qualified by specific limitation. The low bidder will be required to submit a statement itemizing the equipment which he intends to use on the project. Said equipment statement must be checked and approved by the sponsor and if it is not adequate to perform the work, said bid may be rejected.

Envelopes containing bids must be sealed, marked, and addressed as follows:

“BID FOR IDAHO FALLS MUNICIPAL AIRPORT”

It was moved by Councilman Johnson and seconded by Rogers, that the City Clerk is hereby authorized to advertise to bids, for Airport Improvements as per above. On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

It was moved by Councilman Rogers and seconded by Johnson, that the Council recess to 8 P.M. June 9<sup>th</sup>, 1952.

On roll call, voting Aye, 3. Nay, None. Absent, one. Carried.

ATTEST: s/ S. R. Rostad  
City Clerk

s/ E. W. Fanning  
Mayor

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