

JULY 6, 1951

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The City Council of the City of Idaho Falls, Idaho, met in Regular Session July 6, 1951 at 8 P.M. There were present: E. W. Fanning, Mayor; Councilmen Freeman, Johnson, Rogers and Foote; S. R. Rostad, City Clerk; T. R. Peters, Purchasing Agent; Arthur Smith, City Attorney.

The minutes of the Meeting held June 15, 1951 were read and approved as read.

The bills against the City for the month of June 1951, having been audited by the Finance Committee were recommended for payment as follows:

	<u>General Fund:</u>	<u>Water Works:</u>	<u>Elec. Light Fund:</u>	<u>Police Retirement:</u>
Salaries:	\$44,773.91	\$ 5,021.86	\$11,365.67	\$749.52
Supplies:	<u>19,175.11</u>	<u>11,271.65</u>	<u>35,547.13</u>	<u>.00</u>
Total:	\$63,949.02	\$16,293.51	\$46,912.80	\$749.52
<b>GRAND TOTAL:</b>		<b>\$127,904.85</b>		

It was moved by Councilman Freeman and seconded by Rogers, that the bills be allowed and the Clerk authorized to draw warrants on the proper funds in payment of the same. On roll call voting Aye, 4.

The monthly reports of the various Departments were read by the Clerk.

There being no objection, the reports were accepted and ordered placed on file.

City BEER license issued on January 6, 1951, No. 9964, to Wayne Aiman, was presented for transfer to Dick Koster (Dicks Super Market) 170 Chamberlain. It was moved by Councilman Freeman and seconded by Johnson that license No. 9964, be transferred to Dick Koster. On roll call voting Aye, 4.

The following applications for licenses were read: RETAIL LIQUOR license, by Jack McLaine, Jacks Club, 251 Broadway, PAWNBROKER license, by Joe Convey, 445 A Street, SECONDHAND STORE, by Altha Lough, 285 Cliff Street, JOURNEYMEN ELECTRICIAN, by Leonard Bateman, 214 West 16<sup>th</sup> Street, I. L. Bray and H. C. Carlson, 245 Broadway, BARTENDERS PERMIT by Harry Sacolick, 434 South Capital Avenue, ELECTRICAL CONTRACTOR, by Wallace Everist, Meridian, Idaho and MASTER PLUMBER by Overland Plumbing Co., by F. A. Johnson, Rt. #7, Boise, Idaho. On motion by Councilman Rogers and seconded by Foote the above applications for licenses were approved and the Clerk instructed to issue the proper licenses. On roll call voting Aye, 4.

The following applications for Light & Water assistance were rejected: Mrs. Inella Hill, Sarah E. Mincey.

A letter of July 2<sup>nd</sup> was read from D. V. Groberg Co., relative to 110 ' street right of way along Snake River, Jack Pouch property. A letter referred to the Street Committee, to report back to the Mayor and Council.

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 27<sup>th</sup> day of October 1950, recorded in Book 77 of Deeds at Page 429, records of Bonneville County, Idaho,

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acquire title to and possession of Lots 15 and 16 in Block 7 of Brodbeck's Addition to the City of Idaho Falls Idaho, according to the recorded plat thereof; and

WHEREAS, JOHN CODER has offer to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with all installments of assessments subsequent to the one for which said property was sold and then due, together with all 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 CODER a deed to said property, pursuant to the provisions of Section 50-2951 Idaho Code.

PASSED BY THE COUNCIL THIS 6<sup>th</sup> day of July, 1951.

APPROVED BY THE MAYOR THIS 6<sup>th</sup> day of July, 1951.

ATTEST:  
s/ S. R. Rostad  
CITY CLERK

s/ E. W. Fanning  
MAYOR

It was moved by Councilman Freeman and seconded by Rogers that the above resolution be accepted and adopted. On roll call voting Aye, Freeman, Foote, Rogers and Johnson. Nay, None. The motion carried.

**ORDINANCE NO. 775**

AN ORDINANCE VACATING AND CLOSING ALL OF THE ALLEY IN BLOCK FIFTEEN (15) OF BRODBECK'S ADDITION TO THE CITY OF IDAHO FALLS, IDAHO, FOR THE SOLE AND EXCLUSIVE USE OF THE IDAHO FALLS EIGHT CORPORATION OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS, A CORPORATION SOLE, ITS SUCCESSORS AND ASSIGNS; AND RESERVING RIGHTS OF ACCESS IN AND TO SAID PREMISES.

The foregoing Ordinance was read at length by the Clerk. It was moved by Councilman Freeman 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. It was seconded by Councilman Johnson. The question being, "Shall the provisions of Section 50-2004 of the Idaho Code, requiring all

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Ordinances to be read on three several days be dispensed with?" Roll call resulted as follows: Ayes, 4; Nay, None. 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, 4; Nay, None. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the Ordinance passed.

AGREEMENT

The AGREEMENT, executed in duplicate this 22<sup>nd</sup> day of June, 1951, between the City of Idaho Falls, municipal corporation, first party, and POCATELLO WASTE PAPER CO., second party,

WITNESSETH:

That for and in consideration of the mutual promises and agreements herein contained, it is agreed by and between the parties hereto, as follows:

1. First party agrees to, and does hereby, grant to the second party for one year from the date of execution of this instrument the exclusive right to salvage as and for second party's sole use and benefit all waste materials of every kind and description deposited in and on first party's City dump, located in the northwest portion of said City.

2. Second party agrees, while this agreement is in full force and effect, to take charge of and to maintain the said dump in an orderly, safe, and sanitary condition, and in such maintenance to comply with all laws and ordinances and all lawful orders of the Chief of the Fire Department, Chief of Police, Sanitary Inspector and Council of first party.

3. Second party further agrees to furnish first party a surety bond in the penal sum of \$1,000.00, conditioned upon the faithful performance of second parties duties and agreement.

IN WITNESS WHEREOF, the above parties have hereunto set their hands and seals the day and year in this agreement first above written.

CITY OF IDAHO FALLS,  
A Municipal Corporation,  
By, E. W. Fanning, Mayor

ATTEST: s/ R. S. Rostad, City Clerk

POCATELLO WASTE PAPER  
By, Merle Cornelison, Partner

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It was moved by Councilman Rogers and seconded by Freeman that the above agreement be accepted. On roll call voting Aye, 4. Nay, None. The motion carried.

RESOLUTION

WHEREAS, the City Improvement Association, Inc., a corporation, on the 6<sup>th</sup> day of March, 1950, leased to the City of Idaho Falls, Idaho, the following described land, lying and being in Bonneville Count, Idaho, to-wit:

Lots Four (4), Five (5), 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.

for use as parking lot for a term beginning April 1, 1950, and ending April 30, 1951, and

WHEREAS, the City Improvement Association, Inc., has offered to lease said premises to the City of Idaho Falls, Idaho, for a subsequent term beginning July 6<sup>th</sup>, 1951, and ending April 30<sup>th</sup>, 1953, for use as a parking lot and for a total rent of \$11,500.00, payable \$500.00 per month, and has offered the City of Idaho Falls an option to renew said lease on the same terms and an option to purchase said premises;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Clerk be, and they are hereby authorized and directed to execute a lease and option agreement for the said premises on the terms set forth above.

PASSED BY THE COUNCIL THIS 6<sup>th</sup> day of July, 1951,

APPROVED BY THE MAYOR THIS 6<sup>th</sup> day of July, 1951.

s/ E. W. Fanning  
MAYOR

ATTEST: s/ S. R. Rostad  
CITY CLERK

It was moved by Councilman Rogers and seconded by Foote that the above resolution be accepted and adopted. On roll call voting Aye, 4. Motion carried.

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PETITION FOR SEWER

We, the undersigned citizens, residents and taxpayers of Idaho Falls, Idaho, Bonneville County, Idaho, respectfully petition the Honorable E.W. Fanning as Mayor of said City, together with his Honorable and worthy Councilmen to construct a sanitary sewer through the alley between Jefferson and Cassia Streets of said City, north of Shelley Street and connect same with the present City sewer at the earliest convenience. The above petition referred to the City Engineer and Health & Sanitation Committee.

ORDINANCE NO. 774

AN ORDINANCE PROVIDING FOR THE LICENSING BY THE CITY OF IDAHO FALLS, IDAHO OF COIN-OPERATED AMUSEMENT DEVICES AS DEFINED BY TITLE 50, CHAPTER 15, IDAHO CODE; CREATING THE OFFICE OF COIN-OPERATED AMUSEMENT DEVICE LICENSE COLLECTOR, DEFINING HIS DUTIES AND PROVIDING FOR SURETY BOND AND SALARY; PROVIDING FOR THE APPOINTMENT OF ASSISTANT COLLECTORS, DEFINING THEIR DUTIES AND PROVIDING FOR SURETY BOND AND SALARIES; PROVIDING LIMITATIONS ON LICENSES; PROVIDING FOR THE PAYMENT OF MAXIMUM AND MINIMUM ANNUAL LICENSE FEES FOR THE OPERATION OF COIN-OPERATED AMUSEMENT DEVICES; PROVIDING REGULATIONS AND CONTROLS FOR THE OPERATION OF SAID DEVICES AND LICENSING THE SAME; PROVIDING THE FORM OF LICENSE OR STAMP TO BE OBTAINED AND DISPLAYED THEREFORE AND THE CANCELLATION THEREOF; PROVIDING FOR THE PRORATING OF LICENSE FEES FOR THE CALENDAR YEAR; PROVIDING PENALTIES FOR VIOLATION OF THE ORDINANCE; PROVIDING FOR REVOCATION OF LICENSES AND FOR NOTICE OF HEARING PRECEDING SUCH REVOCATIONS; PROVIDING FOR A SAVING CLAUSE; REPEALING ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

The foregoing Ordinance was read by the Clerk. It was moved by Councilman Rogers and seconded by Foote that the above Ordinance be adopted and passed on its third and final reading. On roll call voting Aye, Foote, and Rogers; Nay, Johnson and Freeman.

The Mayor cast the deciding vote in favor of the motion and declared the Ordinance adopted and passed on its third and final reading.

The Reverent Dr. Joseph I. Gulick, spoke in behalf of a citizens group protesting against the slot machines and presented several petitions signed by approximately 1100 citizens and asked that the City Council arrange for immediate referendum and etc.

It was moved by Councilman Foote and seconded by Rogers that the petition opposing slot machines, presented by Reverend Gulick, be considered by the Council and that the advisability of

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holding a referendum election be considered. On roll call voting Aye, 4. Nay, None. The motion carried.

A motion was made to adjourn by Councilman Rogers and seconded by Freeman. Voting Aye, 4. Nay, None. Carried.

ATTEST:  
s/ S. R. Rostad  
CITY CLERK

s/ E. W. Fanning  
MAYOR

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