

JULY 7, 1950

The City Council of the City of Idaho Falls met in Regular Session July 7, 1950 at 8:00 P.M. in the Council Chambers in Idaho Falls. There were present: Thomas L. Sutton, Mayor; Councilmen Corbett, Johnson and Freeman. Councilman Rogers being absent. There were also present: Charles H. Williams, City Clerk and E. A. Owen, City Attorney.

The minutes of the Council Meetings for June 7th and June 16th 1950 were read and approved.

The plat of the proposed Tew Addition having been previously discussed was again brought up and it was moved by Johnson and seconded by Corbett that it be approved. Roll call voting Aye, Johnson, Freeman, and Corbett. Voting Nay, None.

The monthly bills for the month of June having been audited by the Finance Committee and recommended to the Council for payment as follows were submitted.

	<u>General Fund:</u>	<u>Water Works:</u>	<u>Elec. Light Fund:</u>	<u>Police Retirement:</u>
Salaries:	\$43,516.43	\$ 6,872.08	\$11,649.22	\$480.77
Supplies:	<u>29,597.67</u>	<u>26,937.12</u>	<u>21,475.21</u>	<u>.00</u>
Total:	73,114.10	33,809.20	33,125.21	480.77
GRAND TOTAL:		\$140,529.28		

It was moved by Freeman and seconded by Corbett that the Clerk be authorized to draw warrants on the proper funds in payment of the same. Roll call voting Aye, Freeman, Corbett, and Johnson. Voting Nay, None.

The following applications for licenses were read by the Clerk:

Whitehorse Bar	Punchboard
William Martinez	Soft Drink
	Punchboard
	Dance Hall
	Beer License
	Liquor License
Taylor Meat Co.	Transfer - Beer License
Mervin Cook	Bartender Permit
Northwest Butane Gas	Installing Gas Equipment
Fords Pool Hall	3 Pool Tables
Turf Club	3 Pool Tables
Kellar's Billiards	3 Pool Tables
Floyd Mead	4 Pool Tables
Snowballs Sport Shop 4	10 Pool Tables
Rex Theatre	Sunday Pictures
Paramount Theatre	Sunday Pictures
Gayety & Rio Theatres	Sunday Pictures
Serge Marshall	Pawn Broker
Bonn. Loan & Jewelry	Pawn Broker

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Circle Dot
Lee Page

Second Hand Dealer
Second Hand Dealer

It was moved by Freeman and seconded by Johnson that the above applications for licenses be approved and the Clerk authorized to issue the proper licenses. Roll call voting Aye, Johnson, Freeman, and Corbett. Voting Nay, None.

A project application, for Federal Aid for development of public airports, was presented which covered the installation of a rotating beacon at the Municipal Airport and it was moved by Johnson and seconded by Corbett that the application be approved and the Mayor authorized to sign the same. Roll call voting Aye, Corbett, Johnson, and Freeman. Voting Nay, None.

The application of Inez Bates for widow's exemption on light and water, the matter was discussed by the Mayor and Councilmen after which it was moved by Freeman and seconded by Johnson that the application be denied. Roll call voting in favor of the motion; Freeman, Corbett, and Johnson. Voting Nay, None. The Mayor then recommended that Mr. Nichol advise Mrs. Bates of the action taken, and recommended that she apply to Dept. of Public Assistance.

A letter from David E. Benton was read questioning the advisability of having an 80 foot street running east to Linden Park. He also questioned the matter of the property owner having to pay for paving. It was discussed after which it was moved by Freeman and seconded by Corbett that the City recommend and request that the 80 foot width be put in and that the costs of paving be paid by the adjoining property owners. Roll call voting Aye, Johnson, Freeman and Corbett. Voting Nay, None.

At this time the Mayor asked if there was anything anyone wished to bring before the Council, whereupon a representative of the Junior Chamber of Commerce came up and stated that the J. C.'s would like to have the following questions answered.

1. What assistance will the City give in the swimming pool project?
2. Is the City agreeable to the City operating the pool when completed?
3. Can the J. C.'s use statements of the City's position on the project in news items?

After some discussion it was agreed that there would be a round table discussion on the matter by the members of the Council and the other interested parties.

The following Resolution was introduced by Vernon S. Johnson, seconded by Ross Corbett, read in full, considered, and unanimously adopted:

RESOLUTION
EXTRACT FROM THE MINUTES OF A (REGULAR) (SPECIAL)
MEETING OF THE CITY COUNCIL OF IDAHO FALLS, IDAHO, HELD ON JULY 7, 1950

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 \$1,001.00 to be used in the improvement of the Idaho Falls Municipal Airport at Idaho Falls, Idaho.

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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 signatures of the Mayor and impress the official seal of the City of Idaho Falls on the aforesaid Grant Offer. Referred to hereinabove shall be as follows:

GRANT AGREEMENT
PART 1 - OFFER

Date of Offer - July 3, 1950
Idaho Falls Municipal Airport
Project No. 9-10-060-901

TO: 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 June 16th, 1950, for a grant of Federal Funds for a project for development of the Idaho Falls 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:

Furnish and install rotating beacon 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 purposes of carrying out the provisions of the Federal Airport Act (60 Stat. 171; Pub. Law 377, 79th Congress), and in consideration of (a) the sponsor's adoption and ratifications of the representations and assurances contained in said project application, and its acceptance of this offer, as herein 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

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AND AGREES to pay, as the United States' share of costs incurred in accomplishment of Project, 25 per centum of the allowable land acquisition costs, and 55.61 per centum of all other allowable project costs, subject to the following terms and conditions:

1. The maximum obligation of the United States payable under this offer shall be \$1,001.00.
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
 - (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, if and when a suitable building or buildings are erected on the Airport property, for the purposes and on the terms and conditions stated in Paragraph 9 of Part III of the project application, shall be as set forth in the attached schedule of maximum space requirements which is incorporated herein and made a part hereof. This provision shall not affect the - - (status of existing space occupied at the Airport).
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 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

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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 this offer and shall remain in full force and effect throughout the useful life 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: s/ R. D. Bedinger
Regional Administrator,
Region VII

PART II - ACCEPTANCE

The City of Idaho Falls, Idaho, does hereby ratify and adopt all 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 7th day of July, 1950.

(SEAL)

City of Idaho Falls, Idaho
Name of Sponsor
By: s/ Thomas L. Sutton
Title: Mayor

ATTEST: s/ Charles H. Williams
Title: City Clerk

CERTIFICATE OF SPONSORS ATTORNEY

I, E. A. Owen, acting as Attorney for 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 8th day of July, 1950.

s/ E. A. Owen
City Attorney

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Bids for pumping equipment on the new City well were opened at the Meeting June 16, 1950, and referred to the Mayor and Mr. Black for study and at this time it was recommended by the Mayor and Mr. Black that the contract be awarded to the Agricultural Sales Company, of Idaho Falls as they are the lowest and best bidders. It was moved by Freeman and seconded by Corbett that the Mayor be authorized to sign a contract for the purchase of the pump and equipment as set out in the bid and specifications, with the Agricultural Sales & Service Co., of Idaho Falls. Roll call voting Aye, Johnson, Freeman, and Corbett. Voting Nay, None.

A proposed trailer house ordinance was presented and read on its first reading whereupon it was moved by Freeman and seconded by Johnson that it be passed on its first reading.

An application of Gus Lurus was presented requesting that the Zoning Ordinance be modified as to Lot 4 and N ½ Lot 5, Block 35, Original Town-site, to permit him to move his store to that location. The application was discussed by the Mayor and Council and a letter was read from the Trinity Methodist Church and also a letter from W. O. Cotton representing the Appeal Board, objecting to granting such application. It was then moved by Johnson and seconded by Freeman that the application be denied. Roll call voting in favor of the motion; Johnson, Freeman, and Corbett; Voting against the motion, None.

It was moved by Johnson and seconded by Corbett that a resolution be prepared vacating a portion of Cottage Place at W 15th Street and requiring a quit claim deed from the School District for adjoining property. Roll call voting Aye, Freeman, Corbett, and Johnson. Voting Nay, None.

Chief of Police Charboneau, requested that a traffic light be installed at 13th and Boulevard and that 13th Street be made a thru Street. This matter was discussed at length with other relative traffic problems. However, no vote or motion was made.

There being no further business to come before the Meeting, it was regularly moved and seconded that the Meeting adjourn. Roll call voting Aye, Johnson, Freeman and Corbett. Voting Nay, None. Motion carried.

Read and approved July 21st, 1950.

ATTEST:
s/ Charles H. Williams
CITY CLERK

s/ Thomas L. Sutton
MAYOR
