

**FEBRUARY 7, 1950**

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The City Council of the City of Idaho Falls, Bonneville County, State of Idaho, met in Regular Session on Tuesday, the 7<sup>th</sup> day of February, 1950, at the hour of 8:-- P.M. at the City Council Chambers in the City Hall in the City of Idaho Falls, Idaho, due and legal notice of said Meeting having been given as required by law and the rules and ordinances of the City. On roll call, the following members, constituting a quorum, were present:

Thomas L. Sutton	Mayor
Russell A. Freeman	Councilman
Ross Corbett	Councilman
Vernon S. Johnson	Councilman
John B. Rogers	Councilman - Absent

Also present: Charles E. Williams, City Clerk and E. A. Owen, City Attorney.

The minutes of the Meeting held January 20, 1950, were read by the Clerk and it was moved by Corbett and seconded by Johnson that the minutes be approved. Roll call voting Aye; Corbett, Johnson, and Freeman. The motion carried.

It was moved by Freeman and seconded by Johnson that the following Resolution be passed:

**RESOLUTION**

“WE, the Mayor and Council of the City of Idaho Falls, Idaho do hereby write into our minutes the sad passing of our fine fellow citizen and Civic Leader extraordinary WALTER W. BAUCHMAN. We particularly remember Walter’s untiring efforts as a Member of the City Planning Commission and we will miss his cooperative spirit as shown in scores of Civic Enterprises. We lament his passing at such an age of usefulness, and do hereby extend to his wife, Marie and three children Bob, Bud and Ann Marie our sincere sympathy.”

Roll call voting Aye; Johnson, Freeman, and Corbett. The motion carried.

The monthly reports of the various Departments were read by Vernon S. Johnson for the Clerk. It was moved by Corbett and seconded by Johnson that the reports be approved. Roll call voting Aye; Freeman, Corbett, and Johnson. The motion carried.

The bills for the month of January having been audited by the Finance Committee were presented for approval of the City Council as follows:

	<b>GENERAL FUND:</b>	<b>WATERWORKS FUND:</b>	<b>ELEC. LIGHT FUND:</b>
Salaries:	39,569.07	3,990.72	11,858.00
Supplies:	<u>25,943.43</u>	<u>10,712.20</u>	<u>32,422.72</u>
Total:	65,512.50	14,702.92	44,280.72
<b>GRAND TOTAL:</b>		<b>\$124,496.14</b>	

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Policemen Retirement Claims 480.77

It was moved by Freeman and seconded by Corbett that the bills be approved and the Clerk authorized to issue warrants on the proper funds in payment of the same. Roll call voting Aye; Freeman, Corbett, and Johnson. The motion carried.

A letter from C. W. Mullhall Jr. was read complaining of the noise made by the trains in the switching process in the City.

A release for payment of damage to City power meters at Youngrens was presented and authorization to sign the same was requested and it was agreed that T. R. Peters be authorized to sign the release.

Application for renewal of BARTENDERS PERMITS for Tom Sloan, Elmer Elg and Ray Metcalf were presented; also applications for SOFT DRINK and ROLLER RINK LICENSE for Benson Skating Rink, and applications for renewal of 16 MASTER PLUMBER LICENSES after which it was moved by Freeman and seconded Corbett that the licenses be issued. Roll call voting Aye; Corbett, Johnson, and Freeman. Motion carried.

PUNCH BOARD LICENSE applications for The Lobby, The Buffet, Jack's Club and Chief Service were presented and it was moved by Johnson and seconded by Corbett that the licenses be issued. Roll call voting Aye; Johnson, Freeman and Corbett. The motion carried.

The applications of Nuttail Market and J. H. Galloway for BEER LICENSES TO SELL PACKAGED BEER and the applications of Eliza Blanchard and Hazel Johnson to sell BEER TO BE CONSUMED ON THE PREMISES, were presented and it was moved by Freeman and seconded by Johnson that the licenses be issued. Roll call voting Aye; Freeman, Corbett, and Johnson. The motion carried.

The following applications for SLOT MACHINE LICENSES were presented:

Jack's Chicken Inn	1 Machine
Eatin' Time Grill	2 Machines
The Cheerio Club	5 Machines
The Park Billiards	5 Machines

It was moved by Freeman and seconded by Johnson that the licenses be issued. Roll call voting Aye; Johnson, Freeman, and Corbett. The motion carried.

The matter of delinquent light and water accounts was taken up with the Mayor and Council and it was decided that the most aggravated cases be turned to the City Attorney for collection.

Mayor Sutton recommended the appointment of Stanley Gagon to the Planning Commission to fill the vacancy left by the death of Walter Bauchman. It was moved by Johnson and seconded by Corbett that the appointment be approved. Roll call voting Aye; Johnson, Freeman, and Corbett. The motion carried.

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ORDINANCE NO. 644  
February 7, 1950

“AN ORDINANCE VACATING AND CLOSING A PORTION OF CASSIA AVENUE BETWEEN BLOCK SEVENTY-THREE (73) AND BLOCK SEVENTY-FOUR (74) OF HIGHLAND PARK ADDITION TO THE ORIGINAL TOWN OF EAGLE ROCK, NOW THE CITY OF IDAHO FALLS, IDAHO, FOR THE SOLE AND EXCLUSIVE USE OF THE IDAHO FALLS SEVENTH WARD OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS, THE OWNER OF THE ADJACENT REAL ESTATE AS PROVIDED BY LAW.”

The foregoing proposed ordinance was presented by E. A. Owen, City Attorney, and it was moved by Freeman and seconded by Johnson that it be passed on the first reading. Roll call voting Aye; Johnson, Freeman and Corbett. The motion carried.

It was then moved by Johnson and seconded by Freeman that the rule requiring an ordinance to be read at three Council Meetings be suspended and the foregoing ordinance be placed on its second and third readings. Roll call voting Aye; Freeman, Corbett and Johnson. The motion carried.

The ordinance was read by the Clerk and it was moved by Corbett and seconded by Johnson, that it be passed on the second reading. Roll call voting Aye; Johnson, Freeman and Corbett. The motion carried.

The ordinance was read by the Clerk and it was moved by Corbett and seconded by Johnson that it be passed on the second reading. Roll call voting Aye; Johnson, Freeman and Corbett. The motion carried.

The ordinance was read the third time by the Clerk and it was moved by Johnson and seconded by Freeman that it be passed on the third and final reading and be published as required by law. Roll call voting Aye; Freeman, Corbett and Johnson. The motion carried.

At this time Mayor Sutton asked if any one had any business to bring before the Council and John Homer appeared and requested that the City put at least two bridges over the canal on East 23<sup>rd</sup> and 24<sup>th</sup> Streets to make property accessible on the east side of the canal to be used for dwelling purposes. There was considerable discussion after which the Mayor suggested that figures on the cost of construction of the bridges and also on cost of PUTTING THE CANAL in conduit be prepared and discussed at a later date.

Councilman Vernon S. Johnson introduced the following resolution and moved its adoption:

RESOLUTION

WHEREAS, by the result of a special election duly called and held in the City of Idaho Falls, Idaho, on December 13, 1949, there was authorized the issuance of \$550,000.00 Public Building Bonds of the City of Idaho Falls for the purpose of constructing and equipping a public building to be used for auditorium and other municipal purposes, and to acquire a site therefore, said bonds to bear interest at a rate of not to exceed three per cent (3%) per annum

and to mature serially on an amortization plan as required by the Municipal Bond Law of the State of Idaho, and

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WHEREAS, in the opinion of the City Council of the City of Idaho Falls, Idaho it is necessary and advisable to proceed immediately to acquire the site and construct the building as above outlined and there are no funds available in the treasury of said City for such purposes, and it's therefore necessary that the City proceed with the issuance of said bonds, and

WHEREAS, it is the opinion of the City Council that bids should be requested for the full amount of said bonds,

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

**Section 1.** That notice of intention of the City to sell such bonds shall be given by publication of notice requesting bids, in the Post Register, a daily (except Sunday) newspaper published and of general circulation in the City of Idaho Falls, which notice shall be in substantially the following form:

“NOTICE OF SALE OF MUNICIPAL GENERAL OBLIGATION COUPON  
BONDS OF THE CITY OF IDAHO FALLS, IN BONNEVILLE  
COUNTY, STATE OF IDAHO”

NOTICE IS HEREBY GIVEN by the City Council of the City of Idaho Falls, in Bonneville County, State of Idaho, of its intention to sell the general obligation municipal coupon bonds of said City in the amount of \$550,000.00 for the purpose of constructing and equipping a public building to be used for auditorium and other municipal purposes, and to acquire a site therefore.

Said bonds shall be dated March 1, 1950, shall bear interest at a rate not to exceed three per cent (3%) per annum, payable semi-annually, on March 1<sup>st</sup> and December 1<sup>st</sup> of each year, commencing September 1, 1950; shall each be in the denomination of \$1,000.00; and both principal and interest shall be payable at the Irving Trust Company, New York City, New York, or at the office of the Treasurer of Idaho Falls, Idaho, at the option of the holder. Said public building bonds shall mature and be payable serially upon an annual amortization plan, the first annual amortized principal payment shall mature and be payable at the expiration of two years from and after the date of the bonds, and the last installment of principal shall be due and payable fifteen years from the date of the bonds. All of said bonds shall in all respects conform to the provisions of Title 55, Chapter 2, Idaho Code Annotated, and amendments thereof, known as the Municipal Bond Law of Idaho. Said bonds shall mature without option of prior payment.

None of said bonds shall be sold for less than par and accrued interest to date of delivery.

Sealed bids for said bonds are requested and required. Bidders therefore shall submit sealed written bids specifying:

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(a) the lowest rate of interest and premium, if any, above par, at which the bidder will purchase such bonds, or

(b) the lowest rate of interest at which the bidder will purchase such bonds at par, and each such bid (except any bid which may be received from the State of Idaho, or its Department of Public Investments) is required to be accompanied by a certified check made payable to the City of Idaho Falls, Idaho, in an amount equaling five per cent (5%) of the amount of any such bid, or by a cash deposit in like amount, which certified check or cash deposit shall be returned to any such bidder if his bid be not accepted, and which certified check or cash deposit of any successful bidder who shall bail, neglect or refuse to accept the bonds so sold and to complete and to pay therefore in accordance with the terms of such successful bid within thirty days following the acceptance thereof, shall be forfeited to the City of Idaho Falls, Idaho.

Sealed bids for said bonds will be received by the Clerk of said City at his office in Idaho Falls, Idaho, at any time prior to 8:00 o'clock P.M. on Tuesday, the 7<sup>th</sup> day of March, 1950, at which time and place the Mayor and Council will meet in public meeting for the purpose of opening and considering any bids which may have been received.

All bids shall be unconditional. Said bonds shall be sold to the bidder or bidders making the best bid therefore, said City Council reserving the right to reject any and all bids.

The approving opinion of Chapman and Cutler, bond attorneys of Chicago, Illinois, together with the printed bonds, will be furnished the successful bidder without cost.

Dated at Idaho Falls, Idaho, this 7<sup>th</sup> day of February, 1950.

ATTEST: s/ Charles H. Williams, Clerk

MAYOR AND CITY COUNCIL  
OF THE CITY OF IDAHO  
FALLS, IDAHO,  
s/ Thomas L. Sutton, Mayor

SEAL

**Section 2.** The foregoing notice shall be published in the name of the governing body of Idaho Falls, Idaho, in the Post Register, a newspaper published and of general circulation within the corporate limits of the City of Idaho Falls, for four consecutive publications therein at weekly intervals, the first publication whereof shall be at least twenty-one (21) full days prior to the date fixed for the sale of said bonds, as specified hereinbefore, and the City Clerk is hereby authorized and directed to mail a true copy of the foregoing notice to the State Auditor of the State of Idaho at Boise, Idaho, at least fifteen (15) days prior to the time fixed for the sale of said bonds in said notice; but no other or further notice is required to be given; and upon said publication and mailing, proper affidavits and proofs of such publication and mailing shall be executed, obtained and filed in the official records of this City.

Passed by the Council February 7, 1950

Signed by the Mayor February 7, 1950.

ATTEST: s/ Charles H. Williams  
CITY CLERK

s/ Thomas L. Sutton  
MAYOR

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Councilman Ross Corbett seconded the adoption of the foregoing resolution and the same upon being put to a vote was unanimously carried by the affirmative vote of all Councilmen present, the vote being as follows:

Mayor Thomas L. Sutton	"Aye"
Councilman Russell A. Freeman	"Aye"
Councilman Ross Corbett	"Aye"
Councilman John B. Rogers	"Aye"
Councilman Vernon S. Johnson	"Aye"

Approved this 7<sup>th</sup> day of February, A. D. 1950.

ATTEST: s/ Charles H. Williams  
CITY CLERK

s/ Thomas L. Sutton  
MAYOR

There being no further business to come before the City Council, upon motion duly seconded and carried, this Meeting adjourned.

Dated this 7<sup>th</sup> day of February, 1950.

ATTEST: s/ Charles H. Williams  
CITY CLERK

s/ Thomas L. Sutton  
MAYOR

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