

JULY 23, 1943

Minutes of a Special Meeting of the City Council of the City of Idaho Falls, Idaho, held July 23, 1943, pursuant to the following call.

CITY OF IDAHO FALLS
IDAHO
NOTICE OF SPECIAL MEETING

STATE OF IDAHO)
)ss.
County of Bonneville)

TO: Thomas L. Sutton, Ray Crabtree, R. A. Freeman, and T. C. Wasley – Councilmen of said City:

Please take notice that I have called a Special Meeting of the City Council of said City to be held in the Council Chambers of the City Building on the 23rd day of July, 1943 at 8 o'clock P.M., for the purpose of considering the passing of an Ordinance prohibiting the sale of beer for consumption on the premises between the hours of 1:00 o'clock A. M. Sunday and 7:00 o'clock A. M. Monday of each week hereafter, within the corporate limits of Idaho Falls, and hear pleas of M. A. Perkins of the Dixieland Café who is to appear before the City Council and show cause why his beer license should not be revoked. Also to consider option taken on approximately six acres of land from Barzilla W. Clark under date of July 7, 1943.

Idaho Falls, Idaho, July 23, 1943.

s/ E. W. Fanning
MAYOR

We, the undersigned, hereby acknowledge service of the within and foregoing Notice of Special Meeting of the City Council of the City of Idaho Falls, Idaho, this 23rd day of July, 1943.

s/ Thomas L. Sutton
s/ Ray Crabtree
s/ R. A. Freeman

There were present at said Meeting: E. W. Fanning, Mayor; Lee Walker, City Clerk; Councilmen Freeman, Sutton, Crabtree, Absent: Wasley; when the following proceedings were had to wit:

As per the following notice and order, M. A. Perkins did not appear before the City Council.

NOTICE AND ORDER

TO: M.A. PERKINS, doing business as the DIXIELAND CAFÉ on A Street, Idaho Falls, Idaho.

JULY 23, 1943

TAKE NOTICE:

Evidence having been submitted to the City Council of the City of Idaho Falls that you were duly convicted in the Police Court of the City of Idaho Falls, on June 17, 1943, of the crime of selling beer to a minor under the age of 20 years of age, and that judgment was therein entered against you:

NOW THEREFORE YOU ARE HEREBY ORDERED AND DIRECTED to appear before the City Council of the City of Idaho Falls, Idaho, at the Council Chamber in the City Building, in Idaho Falls, Idaho, on the 23rd day of July, 1943, at eight o'clock in the evening, and then and there show cause, if any you have, why your license as a retailer of beer in the City of Idaho Falls should not be revoked.

Done this 19th day of July, 1943 at Idaho Falls, Idaho

s/ E. W. Fanning
MAYOR OF CITY OF
IDAHO FALLS, IDAHO

It was moved by Crabtree, seconded by Sutton, that the Dixieland Café's beer license be revoked. Roll call voting Aye: Freeman, Sutton, Crabtree; Nay: None; Absent: Wasley; motion carried.

An Ordinance entitled, "AN ORDINANCE PROHIBITING THE SALE OF BEER FOR CONSUMPTION ON THE PREMISES BETWEEN THE HOURS OF 1:00 O'CLOCK A.M. SUNDAY AND 7:00 O'CLOCK A.M. MONDAY OF EACH WEEK HEREAFTER, WITHIN THE CORPORATE LIMITS OF IDAHO FALLS, AND PRESCRIBING PENALTIES OF VIOLATION THEREOF," was read in full by the Clerk. It was moved by Sutton, seconded by Freeman, that the Ordinance be passed on its first reading. Roll call voting Aye: Crabtree, Freeman, Sutton; Nay: None; Absent: Wasley; motion carried. It was moved by Freeman seconded by Sutton, that the rule of law requiring that an Ordinance be read at three separate Meetings be suspended, and the Ordinance be placed on its second and third readings. Roll call voting Aye: Sutton, Crabtree, Freeman; Nay: None; Absent: Wasley; motion carried. The Ordinance was again read in full by the Clerk. It was moved by Crabtree, seconded by Sutton, that the Ordinance be passed on its second reading, Roll call voting Aye: Freeman, Sutton, Crabtree; Nay: None; Absent: Wasley; motion carried. The Ordinance was again read in full by the Clerk. It was moved by Freeman, seconded by Crabtree, that the Ordinance be passed on its third and final reading, and be adopted and approved. Roll call voting Aye: Freeman, Sutton, Crabtree; Nay: None; Absent: Wasley; motion carried. The Ordinance was then numbered 567 and passed to the Mayor for his approval, and was by him, the Mayor, duly signed and approved, and ordered published in one issue of the Post Register, the official newspaper of the City of Idaho Falls.

JULY 23, 1943

The following option was read:

OPTION

IN CONSIDERATION of the sum of One Dollar (\$1.00) to me in hand, paid by the CITY OF IDAHO FALLS, IDAHO, I hereby agree to sell to the CITY OF IDAHO FALLS, IDAHO, all of my property lying between the Porter Canal and River Parkway Drive, approximately six acres, excepting the south approximately three hundred feet (300') frontage set immediately north of International Harvester Company property, for the sum of \$5,000.00.

I ALSO HEREBY AGREE, to furnish a warranty deed, and Abstract of Title covering this property, provided, however, that his option shall be exercised within thirty days of the date hereof.

Dated at Idaho Falls, Idaho, this 7th day of July.

s/ Barzilla W. Clark

WITNESS:

s/ R. A. Freeman

WITNESS:

It was moved by Freeman, seconded by Crabtree, that the City purchase the six acres of land from Barzilla W. Clark for \$5,000.00. Roll call voting Aye: Crabtree, Freeman, Sutton; Nay: None; Absent: Wasley; motion carried.

Passed and approved this 6th day of August, 1943.

ATTEST: s/ Lee Walker
CITY CLERK

s/ E. W. Fanning
MAYOR
