

OCTOBER 28TH, 1938

Minutes of a Regular Meeting of the City Council of the City of Idaho Falls, Idaho, held October 21st, 1938, and recessed until October 28th, 1938.

There were present at said Meeting: Chase A. Clark, Mayor; Lee Walker, City Clerk; Councilmen Wing, Fanning, Gourley, Wasley, Evans, Sutton, Crabtree; Absent; Mehlhoff; when the following proceedings were had to wit:

The following Resolution was read:

**“RESOLUTION CONFIRMING ASSESSMENT
ROLL OF LOCAL IMPROVEMENT DISTRICT NO. 18”**

WHEREAS, the City Engineer and Committee on Streets have heretofore made out and certified to the City Council as provided by law an Assessment Roll of Local Improvement District No. 18; and,

WHEREAS, on October 13, 1938, the City Council fixed the time and place when and where objections to said Assessment Roll by the property owners of said District would be heard, to wit, Friday, the 28th day of October, 1938, at eight o'clock P.M. of said day at the Council Chambers in the City Building at Idaho Falls, Idaho; and,

WHEREAS, notice was duly and regularly given as provided by law by the Clerk of the time to file objections to said Assessment Roll; and,

WHEREAS, notice was duly and regularly given as provided by law by the Clerk of the time to file objections to said Assessment Roll; and,

WHEREAS, no objections of any kind or nature were filed or made to said Assessment Roll; and,

WHEREAS, the City Council has examined said Assessment Roll and finds that the amount levied on each lot or parcel of land is correct, just and equitable and that said Assessment Roll is in all respects true and correct;

NOW THEREFORE, BE IT RESOLVED, that said Assessment Roll and each and every item thereof, and the whole thereof, be and the same hereby is, in all respects, approved and confirmed.”

It was moved by Gourley, seconded by Fanning, that the Resolution be adopted and approved. Roll call voting Aye: Fanning, Gourley, Wasley, Evans, Sutton, Crabtree, Wing; Absent: Mehlhoff; Motion carried.

An Ordinance entitled “AN ORDINANCE PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF CREATING LOCAL IMPROVEMENT DISTRICT NO. 18 IN THE CITY OF IDAHO FALLS, IDAHO, AND OF MAKING LOCAL IMPROVEMENTS THEREIN EXCLUSIVE OF THE COST AND EXPENSE OF IMPROVEMENTS WITHIN STREET INTERSECTIONS, AND EXCLUSIVE OF THE COST AND EXPENSES OF IMPROVEMENTS WITHIN STREET INTERSECTIONS, AND EXCLUSIVE OF THE COST AND EXPENSES OF

IMPROVEMENTS WITHIN STREET INTERSECTIONS, AND EXCLUSIVE ON ONE-FOURTH OF THE TOTAL COST AND EXPENSE BETWEEN THE STREET AND ALLEY
OCTOBER 28TH, 1938

INTERSECTIONS ON SOUTH BOULEVARD BETWEEN THE SOUTH PROPERTY LINE OF 13TH STREET AND THE NORTH PROPERTY LINE OF 21ST STREET, AND ON NORTH BOULEVARD BETWEEN THE SOUTH LINE OF ALLEY IN BLOCK 32 DWIGHT'S ADDITION AND A LINE CONNECTING THE SOUTH LINE OF ALLEY IN BLOCK 99 RIVERSIDE ADDITION TO THE NORTH PROPERTY LINE OF WHITTIER STREET, BY INSTALLMENTS PAYABLE IN TEN EQUAL ANNUAL PAYMENTS AS NEARLY AS MAY BE, AND AUTHORIZING THE ISSUANCE OF LOCAL IMPROVEMENT BONDS OF SAID DISTRICT IN THE NAME OF SAID MUNICIPALITY FOR SAID INSTALLMENTS, AND FIXING THE RATE OF INTEREST THEY SHALL BEAR AND MAKING THE SAME PAYABLE ANNUALLY AND PROVIDING THAT BONDS SHALL NOT BE ISSUED IN EXCESS OF 55% OF THE CONTRACT PRICE AND THE COST AND EXPENSES OF MAKING SAID IMPROVEMENTS, AND PROVIDING HOW AND BY WHOM CONTRACT FOR MAKING SAID IMPROVEMENTS SHALL BE MADE: was read in full by the Clerk. It was moved by Fanning, seconded by Crabtree, that the Ordinance be passed on its First reading. Roll call voting Aye: Gourley, Wasley, Evans, Sutton, Crabtree, Wing, Fanning; Absent: Mehlhoff; Motion carried. It was moved by Crabtree, seconded by Gourley, 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: Wasley, Evans, Sutton, Crabtree, Wing, Fanning, Gourley; Absent: Mehlhoff; Motion carried. The Ordinance was again read in full by the Clerk. It was moved by Evans, seconded by Crabtree, that the Ordinance be passed on its second reading. Roll call voting Aye: Wasley, Evans, Sutton, Crabtree, Wing, Fanning, Gourley; Absent: Mehlhoff; Motion carried. The Ordinance was again read in full by the Clerk and it was moved by Gourley, seconded by Wing, that the Ordinance be passed on its third and final reading and be adopted and approved. Roll call voting Aye: Evans, Sutton, Crabtree, Wing, Fanning, Gourley, Wasley; Absent: Mehlhoff; Motion carried. The Ordinance was then numbered 515 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.

The Street and Alley Committee recommends that the petition filed requesting the City to close North Higbee Avenue, and Anderson Street be rejected, as the City does not want to forfeit its street property rights. It was moved by Sutton, seconded by Crabtree, that the recommendation of the Street and Alley Committee be accepted and approved. Roll call voting Aye: Sutton, Crabtree, Wing, Fanning, Gourley, Wasley, Evans; Absent: Mehlhoff; Motion carried.

It was moved by Sutton, seconded by Crabtree, that the City Attorney be authorized to make arrangements with J. E. Gresham for a portion of his lot on the corner of Elva Street and North Boulevard for street purposes, either by a quitclaim deed or by condemnation proceedings. Roll call voting Aye: Crabtree, Fanning, Wing, Gourley, Wasley, Evans, Sutton, Absent: Mehlhoff; Motion

carried. Councilman Sutton stated that all property owners have deeded over to the City 10 feet of each side of North Boulevard for a street but J. E. Gresham.

OCTOBER 28TH, 1938

It was moved by Wasley, seconded by Evans, that the Meeting adjourn. Roll call voting Aye: Wing, Fanning, Gourley, Wasley, Evans, Sutton, Crabtree; Absent: Mehlhoff; Motion carried. Passed and approved this 4th day of November, 1938.

ATTEST: s/ Lee Walker
CITY CLERK

s/ Chase A. Clark
MAYOR
