

RESOLUTION NO. 2000-02

RESOLUTION DECLARING 1947 LOCAL OPTION LIQUOR BY THE DRINK ELECTION VALID AND IN FORCE AND THE INTENTION OF THE CITY COUNCIL OF THE CITY OF REXBURG, IDAHO, TO DISALLOW ANY AND ALL REQUESTS FOR LIQUOR BY THE DRINK LICENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF REXBURG.

WHEREAS, the City of Rexburg, Idaho, held a local option election on June 19, 1947 to determine whether liquor by the drink should be allowed within the corporate limits of the City of Rexburg; and

WHEREAS, the results of that election were 599 votes against liquor by the drink and 264 votes in favor of liquor by the drink; and

WHEREAS, the understanding of the elected officials of the City of Rexburg for the past approximate 53 years has been that liquor by the drink was not allowed in Rexburg; and

WHEREAS, the City Council of the City of Rexburg, believes that the election held on June 19, 1947 was properly administered, and validly completed; and

WHEREAS, the City Council of the City of Rexburg is responsible for the issuance of any license for sale of liquor by the drink within the corporate limits of the City of Rexburg;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF REXBURG, IDAHO, AS FOLLOWS:

SECTION I: The City of Rexburg, Idaho, does hereby declare the election held on June 19, 1947 concerning the local option liquor by the drink election to be valid and in force.

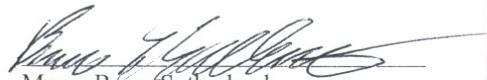
SECTION II. The results of said election held on June 19, 1947 made liquor by the drink within the corporate limits of the City of Rexburg illegal, by a count of 599 votes against liquor by the drink, and 264 votes in favor of liquor by the drink.

SECTION III. Any request for a license to sale liquor by the drink will be denied until such time as the election held in 1947 is invalidated, or a new election consistent with the current Idaho Code has been held.

This Resolution, on being put to a vote, was carried by the vote of the council members present as follows:

Glen Pond	<u>Yes</u>	Marsha Bjornn	<u>Yes</u>
Donna Benfeld	<u>Yes</u>	Kay Beck	<u>Yes</u>
Paul Pugmire	<u>Yes</u>	Farrell Young	<u>Yes</u>

The passage of this resolution is hereby confirmed this 5th day of April, 2000.


Mayor Bruce Sutherland

ATTEST:


Marilyn Hansen, City Clerk