

**JULY 22, 1975**

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The City Council of the City of Idaho Falls, Idaho met in recessed regular meeting, Tuesday, July 22, 1975, at 7:30 p.m. in the Council Chambers in Idaho Falls, Idaho. there were present at said meeting, Mayor S. Eddie Pedersen; Councilmen Mel Erickson, Ralph Wood, Paul Hovey, Norris Gesas, and Jim Freeman. Absent: Councilman Gil Karst. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; John Evans, City Controller; Lorna Coughlin, City Treasurer; Ernie Craner, Parks and Recreation Director; Chad Stanger, General Services Director; Steve Harrison, Electrical Engineer; and, Lee Mundell, Personnel Director.

Minutes of the last recessed regular meeting, held July 10<sup>th</sup>, 1975 were read and approved.

The Mayor acknowledged a summer government class from Skyline High School, in the Council Chambers. He thanked them for their presence and commended them for their interest in local Government.

The Mayor invited Captain Ormond Robison to escort Senior Patrolman Hyrum Whitaker to the Council Table. The Mayor first acknowledged the fact that, after nineteen years as an employee in the Police Department, Whitaker was forced to take early retirement due to reasons of health. The Mayor commended Mr. Whitaker for those many years of dedicated service in the Department and wished him well during his future years of retirement. Mr. Whitaker then was presented with an inscribed billfold after which he received a congratulatory hand shake from all City Officials around the Council Table.

Mrs. Shirley Rossi, 1616 Riviera Drive, appeared before the Council and presented this petition with 100 signatures:

July 21, 1975

To Whom It May Concern::

This is to serve as a petition to the City Council of Idaho Falls, Idaho 83401 to schedule on the agenda as soon as possible – preferably on August 7<sup>th</sup>, 1975, (at the regular City Council Meeting), a meeting (open to the public) in regards to supervised and chaperoned activities to be available to the youth of Idaho Falls, on a regular basis, such as the now controversial “Hamburger Dance” which was held at Hall Park Shopping Center parking area on Wednesday, July 16, 1975. Let both pros and cons on the matter be aired, but let us come up with some kind of approved activity open to our youth regardless of race, creed, color, and financial class.

Mrs. Rossi explained that this action was prompted because of the fact that the Rock Band performing at the Hamburger Dance at the Hall Park Shopping Center on July 16<sup>th</sup> was halted by the Police about mid-evening which, in turn, was occasioned because of numerous complaints about the noise. Mrs. Rossi said she lived within three blocks of this activity and had no knowledge of it; neither was she disturbed because of said noise. It was moved by Councilman Freeman, seconded by Erickson, that this matter be referred to the Police Committee for consideration. Roll call as follows: Ayes, 5; No, None; carried.

License applications for RESTAURANT, P. Deloy Barnes for A & W at Hall Park Shopping Center, Deloy Barnes for A & W at 1033 South Boulevard; ELECTRICAL CONTRACTOR, L. M. Houston with H & K Electric; JOURNEYMAN ELECTRICIAN, Nolen Myers; APPRENTICE ELECTRICIAN, Scott Curtis with Curtis Electric, Dean Halloday with Curtis Electric, Eddie Connell with H & K Electric, Steve Purser with Curtis Electric; CLASS D JOURNEYMAN, REFRIGERATION, James P. Brennan; PHOTOGRAPHER, Curtis Griggs at 225 Tendoy; DANCE HALL (TRANSFER ONLY) from Paul Dobbs to Jennifer Lynn Hughes for Wander-Inn; BEER (TRANSFER ONLY) from James Miskin, Richard Jorgensen, and Paul J.

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Dobbs to Jennifer Lynn Hughes and Jolene Beck for Wander-Inn, from Dalvin Potter to Steven J. Hodson for Westhand Gas, 915 Royal; BEER, CANNED, BOTTLED, NOT TO BE CONSUMED ON THE PREMISES, Mickey L. Whittaker for Morningstar Dairy; TAXI CAB DRIVER, Paul Wheelless with Morning Star Cab Company; BARTENDER, Lani Houghton, Gloria Stukey, Debra Solis, Melissa Ann Peebler, James R. Cooper, Aubrey H. Janes, Elizabeth Ann Casper, John Beibl, Charlene Browning, Richard Graham, Darwin M. Grigg, were presented. It was moved by Councilman Freeman, seconded by Erickson, that these licenses be granted, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk presented these two damage claims:

DAMAGE CLAIM

TO: The City of Idaho Falls and to the mayor and City Council of said City.

Henry Dodds, Jr., and Dorene L. Dodds, husband and wife, residents of Idaho Falls, Idaho, being the natural parents and guardians of Todd Douglas Dodds, deceased, hereby make and file our claim against the City of Idaho Falls by presenting the same to the City Council of said City through Mr. Roy Barnes, the City Clerk, our claim and demand for the sum of TWO HUNDRED FIFTY THOUSAND AND NO/100 DOLLARS, (\$250,000.00) for our loss and damages that occurred on Friday, June 27, 1975, at approximately 5:45 P.M. at or near the catwalk which crosses the Idaho Canal north of the Garfield Bridge off of N.E. Bonneville Drive in Idaho Falls, Idaho. The said claim is based upon the loss of the life of Todd Douglas Dodds which resulted from the negligence and omission of the said City to properly maintain said catwalk or to guard and protect the public from the hazardous waters of said Idaho Canal where the same pass through the City of Idaho Falls, by fencing or rails and railing or by posting adequate notice and for maintaining an attractive nuisance and for which the above claim and demand is hereby made.

Dated this 14<sup>th</sup> day of July, 1975.

s/ Henry Dodds, Jr.  
s/ Dorene L. Dodds

Petersen, Moss, Olsen & Beard  
Attorneys at Law  
485 E. Street  
Idaho Falls, Idaho

City Clerk, City of Idaho Falls  
Idaho Falls City Building  
Idaho Falls, Idaho

RE: Claim of Atomic Worker Credit Union

Dear Sir:

On behalf of our client, Atomic Workers Credit Union, we hereby make a claim with the City of Idaho Falls, pursuant to the provision of 50-291, Idaho Code, for damages incurred by our client in the stripping of an automobile which was

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impounded on February 5, 1975, at 4:28 P.M., under the Idaho Falls Vehicle Impound Report Case No. 189836. The vehicle is registered to L. Andrew Gray of Route 3 Box 449, Idaho Falls, Idaho; but was subject to a security interest or lien in Atomic Workers Credit Union. Atomic Workers Credit Union was not notified of the impoundment until approximately May 27, 1975 and the Vehicle was then released on June 19, 1975.

During the period of impoundment the vehicle was stripped and therefore the security of our client was severely impaired in that the wheels, tires, one shock absorber virtually all of the knobs on the inside, the battery, and air cleaner, and miscellaneous other items were removed from the vehicle. The total damage, as now estimated, is \$300.00.

The claim, of course, would be based on the negligent care and attention given to the vehicle while impounded and allowing the items to be stripped therefrom.

Will you kindly process this claim through the City Council or through the insurance carrier for the City and respond as soon as reasonably possible.

Yours very truly,  
s/ Reed L. Moss

It was explained that, in the interests of time, the Dodds claim had been forwarded to the City's liability insurance carrier on July 14 and the Atomic Credit Union claim to the City Attorney on July 16, for early investigation and proper handling. It was moved by Councilman Freeman, seconded by Erickson, that these actions be duly ratified. Roll call as follows: Ayes, 5; No, none; carried.

Submitted by the City Clerk was a City Deed in favor of Chester elder accompanied by this resolution:

**R E S O L U T I O N (Resolution No. 1975-31)**

WHEREAS, the City of Idaho Falls, owns the following described real property to-wit:

Lots Nine (9), Ten (10) and Eleven (11), Block Fifty-two (52), Highland Park Addition to the City of Idaho Falls, Idaho, according to the recorded plat thereof,

WHEREAS CHESTER O. ELDER, has offered to pay to the City of Idaho Falls the sum of \$500.00 and has tendered deposit of that sum in cash with the City Treasurer in accordance with Idaho Code #50-1751:

NOW, THEREFORE, BE IT RESOLVED:

That upon the payment of said sum of money by said purchaser, the Mayor is authorized and directed to make, execute and deliver to the said Chester O. Elder a deed to said property, in the name of the City of Idaho Falls.

ATTESTED BY THE CITY CLERK AND DULY ACKNOWLEDGED IN THE MANNER REQUIRED BY LAW.

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PASSED BY A MAJORITY OF THE WHOLE COUNCIL this 22<sup>nd</sup> day of July, 1975.

APPROVED BY THE MAYOR this 22<sup>nd</sup> day of July, 1975.

ATTEST: s/ Roy C. Barnes  
City Clerk

s/ S. Eddie Pedersen  
Mayor

It was moved by Councilman Erickson, seconded by Freeman, that the Mayor and City Clerk be authorized to sign the resolution and the deed. Roll call as follows: Ayes, 5; No, none; carried.

From the City Treasurer came this memo:

City of Idaho Falls  
July 22, 1975

TO: Mayor and City Council  
FROM: Lorna Coughlin  
SUBJECT: COUNTY TAXES

It is necessary to pay the following taxes on the properties that we still hold from the Quiet Title Judgement. We are holding five pieces for the Local Housing Authority and have not sold two others as of yet. Of these 7 pieces, 5 have been deeded to the County and it is necessary to pay the taxes now. The other 2 pieces will be deeded in 1976, and 1977. These costs should be recovered when the properties are sold.

I request permission to pay the necessary taxes from the LID Guarantee Fund at this time.

Lots 19 and Tract 1; Block 32; Highland Park Addition	\$ 81.63 plus penalty and interest
Lots 20-22 Incl.; Block 32, Highland Park Addition	89.58 plus penalty and interest
Lots 1-5 Incl.; Block 33; Highland Park Addition	97.75 plus penalty and interest
Lots 1-3 Incl.; Block 34; Highland Park Addition	116.26 plus penalty and interest
Lots 19-21 Incl.; Block 49; Highland Park Addition	133.72 plus penalty and interest
Lots 28-30 Incl.; Block 49; Highland Park Addition	35.97 plus penalty and interest

s/ Lorna Coughlin  
City Treasurer

It was moved by Councilman Freeman, seconded by Erickson, that in each instance, the City Treasurer be authorized to remit the necessary County taxes on the properties as described. Roll call as follows: Ayes, 5; No, none; carried.

This letter was presented and read aloud:

To the Mayor and City Council,

I would like to submit an offer of \$925.00 for the lots of 1, 2, & 3 on Block #34 of the Highland park Addition. The lots are near the intersection of Cassia & Crowley. Crowley, in this case, is an unimproved street with no walk or guttering.

Thank you,  
s/ Arlo Billman  
1245 Bannock  
Idaho Falls, Idaho

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With reference to the foregoing memo, this memo of recommendation from the City Treasurer was submitted:

City of Idaho Falls  
July 17, 1975

TO: Mayor and City Council  
FROM: Lorna Coughlin  
SUBJECT: LAND OFFER

Attached, please find letter offering \$925.00 for Lots 1-3 inclusive, Block 34, Highland Park Addition. We have Quiet Title to the property, however, it is still in LID #36 which pays out next year.

As I understand the Code, we must collect all principal & interest & accrued interest as long as the District is current. Therefore, I recommend that we do not accept this offer at this time.

s/ Lorna

It was moved by Councilman Freeman, seconded by Erickson, that this recommendation be upheld for the reason as stated and the offer from Mr. Billman be rejected. Roll call as follows: Ayes, 5; No, none; carried.

From the General Services Director came this memo:

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: REQUEST FOR PERMISSION TO ADVERTISE FOR BIDS

Respectfully request permission to advertise for bids of the irrigation pumping station at Sand Creek.

Thank you,  
s/ Chad Stanger

Councilman Erickson explained that there has been a lake constructed and this pumping station, when constructed, would supply water from the lake to irrigate the new golf course. It was moved by Councilman Erickson, seconded by Hovey, that authorization be granted to advertise for bids on the project as described. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Parks and Recreation Director was presented:

City of Idaho Falls  
July 17, 1975

TO: Mayor and City Council  
FROM: Ernest Craner  
SUBJECT: SIGNS

Request authorization to post regulatory and no trespassing signs through the park system.

s/ Ernest Craner

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Through open discussion it was learned that one of the most needed locations within the park system for regulatory signing was the Tautphaus Park fountain. Asked for comment, City Attorney Smith said that signing of this nature would be beneficial for policing. He said, if properly posted according to State Code, those found guilty of trespassing could be charged with a misdemeanor. Smith said, also, that the City would be less likely to be liable if properly posted. It was moved by Councilman Freeman, seconded by Erickson, that the Parks and Recreation Director, working with the Police Department, be authorized to post appropriate signs with proper language and locations with reasonable discretion, as a means of preventing trespassing where deemed necessary. Roll call as follows: Ayes, 5; No, None; carried.

This memo from the City Clerk was submitted:

City of Idaho Falls  
July 22, 1975

To The Honorable Mayor and City Council  
Idaho Falls, Idaho

Gentlemen:

Anticipating the November General Municipal Election, we are hereby request authorization to revise precinct boundaries so that Esquire Acres residents may become a part of Precinct No. 16, voting at Ethel Boyes School, rather than Precinct No. 5, voting at Temple View School.

Location-wise, Ethel Boyes is the logical voting place for these residents. Also, if they were to remain at Temple View, it would overcrowd that precinct, due to the fact growing area west of Skyline and north of Grandview.

Our procedure, working with the Engineering Department, would be to prepare the accurate revised precinct boundaries and then turn revisions to the City Attorney so that he might incorporate same in an amendatory ordinance for Council consideration.

Respectfully submitted,  
s/ Roy C. Barnes  
City Clerk

It was moved by Councilman Freeman, seconded by Erickson, that authorization be granted, as requested, to prepare revised voting precinct boundaries for certain precincts within the City, after which the City Attorney, in turn, be authorized to incorporate said revisions in ordinance form for Council consideration. Roll call as follows: Ayes, 5; No, None; carried.

The following bids for paving, gutter, curb and sidewalk construction for Local Improvement District No. 49 were submitted: Kennaday Paving Company \$339,525.00; R. V. Burggraf Company \$405,187.61.

The City Engineer recommended to the City Council that the said bid of Kennaday Paving Company, Idaho Falls, Idaho, of \$339,525.00 for construction work to be done in Local Improvement District No. 49 be accepted and approved.

It was moved by Councilman Gesas, seconded by Councilman Hovey, that the bid of Kennaday Paving Company, Idaho Falls, Idaho, in the amount of \$339,525.00 for construction work to be done in Local Improvement District No. 49 be accepted and approved and the Mayor and City Clerk be authorized to execute the Contract with Kennaday Paving

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Company, Idaho Falls, Idaho. Roll call: Councilman Erickson, Councilman Freeman, Councilman Gesas, Councilman Hovey, and Councilman Wood voting Aye; No, None; carried. This memo from the Public Works Director was reviewed:

City of Idaho Falls  
July 22, 1975

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: WELL NO. 13 – FILE 11A-43 AND F-5-i

On July 15, 1975, we received two bids for the construction of Well No. 13 as follows:

Kennaday Paving Company	\$499,000.00
Ormond Construction Company	\$514,823.00
Engineer's Estimate	\$350,000.00

It is our recommendation that we did not receive the best competitive bids and the bids received were too high for a number of reasons. We would recommend that the Council reject all bids. After a careful review of the documents, we feel a realignment of the work items may produce more competitive bids and, therefore, recommend that the City Clerk be authorized to re-advertise August 10, 17, and 24<sup>th</sup>, and open bids at 10:00 a.m. on August 26<sup>th</sup>.

s/ Don

It was moved by Councilman Gesas, seconded by Freeman, that all bids be rejected on the Well No. 13 Project for the reason as stated and the City Clerk be authorized to re-advertise on a realigned basis on the dates as indicated. Roll call as follows: Ayes, 5; No, None; carried.

Another memo from the Public Works Director was presented, as follows:

City of Idaho Falls  
July 22, 1975

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: TRESPASSING

City Attorney has suggested that no trespassing signs be installed on or about the vehicle impounding lot located near the animal shelter. In order to adequately sign, we are requesting that the Chief of Police be authorized to designate certain areas as "off-limits" to trespassers.

Respectfully submitted,  
s/ Don

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Asked for comment, City Attorney Smith explained that the signs, when prepared, should specify that the no-trespassing directive should apply only to unauthorized personnel. He said such signs would ease the task of policing as there are those who seem to have the mistaken idea that when a vehicle is impounded it becomes fair game for stripping, vandalizing, etc. It was moved by Councilman Gesas, seconded by Freeman, that these signs be authorized for installation at the location as indicated. Roll call as follows: Ayes, 5; No, None; carried.

Still another memo from the Public Works Director was submitted, to-wit:

City of Idaho Falls  
July 22, 1975

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: ENDORSE THE RECREATIONAL DEVELOPMENT ON THE SNAKE RIVER

Bonneville County is proposing to develop an additional recreational facility on the west bank of the Snake River downstream from the John's Hole Bridge. In order to make this development, the State of Idaho must issue a permit for encroachment to a navigable stream. The City of Idaho Falls, as an adjacent property owner, is required to stipulate that they offer no objections to the river encroachment. Since this project has been jointly developed by the City and the County, we would recommend that the Mayor be authorized to sign the City's approval.

Respectfully submitted,  
s/ Don

It was moved by Councilman Gesas, seconded by Hovey, that the Mayor be authorized to sign this encroachment permit as recommended. Roll call as follows: Ayes, 5; No, None; carried.

Finally, from the Public Works Director, came this memo:

City of Idaho Falls  
July 22, 1975

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: RIGHT-OF-WAY FOR HOOPES DRIVE

Council's Public Works Committee has been negotiating for necessary right-of-way to complete Hoopes Drive. City Attorney has prepared a Sales Agreement which has been endorsed in principle by the Public Works Committee and the owner, Mrs. Wesley R. Christensen. We would recommend that the Mayor and City Clerk be authorized to sign the City's approval.

Respectfully submitted,  
s/ Don

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The foregoing memo served to introduce this Sales Agreement between the City and Mr. and Mrs. Wesley Christensen which would provide the necessary right-of-way to complete Hoopes Drive:

**SALES AGREEMENT**

THIS AGREEMENT made and entered into in duplicate this 22<sup>nd</sup> day of July, 1975, by and between WESLEY R. CHRISTENSEN AND ARMRELL J. CHRISTENSEN, husband and wife, of Bonneville County, Idaho, First Parties, and the CITY OF IDAHO FALLS, an Idaho City, Second Party.

W I T N E S S E T H:

1. First Parties agree upon execution hereof to sell and convey to Second Party by good and sufficient warranty deed, free and clear of all liens and encumbrances, the following described land lying and being in Bonneville County, Idaho, and more particularly described as follows:

BEGINNING at the South Quarter Corner of Section 21, Township 2 North, Range 38 East of the Boise Meridian and running thence N. 1° 07' 50" E. a distance of 43.58 feet to a point on the centerline of 17<sup>th</sup> Street and running thence N. 0° 02' 40" W. a distance of 41.16 feet to the True Point of Beginning and running thence N. 0° 02' 40" W. a distance of 259.05 feet; thence N. 87° 56' 10" W. a distance of 30.02 feet; thence S. 0° 02' 40" E. a distance of 239.96 feet to the point of a curve of a 20.00 foot radius curve (concave to the northwest whose 28.34 foot chord bears S. 45° 16' 40" W.) thence along said curve a distance of 31.49 feet to a point on the north right-of-way line of 17<sup>th</sup> Street; thence along said right-of-way line of 17<sup>th</sup> Street; thence along said right-of-way line S. 89° 49' 47" E. a distance of 50.08 feet to the True Point of Beginning and containing 7873.09 square feet.

First Parties further agree (at First Parties' expense) to furnish Second Party a policy of title insurance insuring fee simple merchantable title in Second Party (when the said warranty deed is recorded). If the title policy shows unpaid 1975 taxes, First Parties shall pay seven-twelfths of the same (as the same shall be pro-rated to the above-described land).

2. Second Party shall pay First Party a total of \$4,125.00 for said land (the price being calculated at a rate of \$137.50 per front foot along 17<sup>th</sup> Street); said payments shall be made at times and in manner as follows:

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- (a) \$1,758.00 in cash upon execution and delivery of said deed.
  - (b) \$1,052.00 as a credit to first Parties, and to their heirs and assigns owning the land abutting on the west, against first Parties' obligation to make payment toward a water main along Hoopes Avenue; and said credit as applied shall be in full discharge of the obligation of the owners of the land abutting said described land on the west to pay for such main whenever said main shall be laid.
  - (c) \$1,315.00 as a credit to first Parties, and to their heirs and assigns owning the land abutting on the west, against First Parties' obligation to make payment toward a sanitary sewer along Hoopes Avenue; and said credit as applied shall be in full discharge of the obligation of the owners of the land abutting said described land on the west to pay for such sanitary sewer, whenever the same shall be laid.
3. This Agreement shall in no-wise affect First Parties' obligations, or the obligation of the future owners of the land abutting the described lands son the west, to pay all assessments duly levied and assessed for construction and/or improvement of street, gutter, sidewalk, curb and storm drainage along any street adjacent to the assessed property.
4. Second Party Shall at its own expense survey and mark with iron pins the true boundaries of First Parties' abutting land insofar as the boundaries lie along 17<sup>th</sup> Street and Hoopes Avenue (as constituted after said conveyance).

IN WITNESS WHEREOF, First Parties have hereunto affixed their signatures, and Second Party has hereunto affixed it official seal and caused these presents to be executed by its Mayor and City Clerk, thereunto duly authorized by resolution of its City Council the day and year first above written.

ATTEST: s/ Roy C. Barnes  
City Clerk

\_\_\_\_\_  
Wesley R. Christensen

\_\_\_\_\_  
Armrell J. Christensen

“FIRST PARTIES”  
CITY OF IDAHO FALLS  
By: s/ S. Eddie Pedersen  
Mayor  
“SECOND PARTY”

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It was moved by Councilman Gesas, seconded by Hovey, that this agreement be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

From the Electrical Engineer came this memo:

**MEMORANDUM**

City Clerk's Office  
Electric Division  
July 21, 1975

TO: Mayor and City Council  
FROM: G.S. Harrison  
SUBJECT: UTAH POWER & LIGHT CO. CUSTOMER EXCHANGE – SKYVIEW THEATRE

The Skyview Theatre has requested a transfer from Utah Power & Light Co. power to City power. UP&L Co. has agreed to the exchange based on the 1.67 multiplier applied to their last twelve month's billing. We would also purchase their transformers and related facilities at its depreciated value. The total transfer cost would be \$6,447.75. The 1975 budget contains \$10,000 for this purpose, none of which has been used to date.

Attached are several letters relating to this request.

s/ G. S. Harrison

It was moved by Councilman Wood, seconded by Gesas, that this electric customer exchange, as described in the foregoing memo, be authorized and approved with the terms as indicated. Roll call as follows: Ayes, 5; No, none; carried.

At this time Councilman Karst appeared in the Council Chambers and took his place at the Council table.

It was moved by Councilman Gesas, seconded by Hovey, that the City Clerk be authorized, as soon as possible, to advertise for bids on construction of the new library. Roll call as follows: Ayes, 6; No, None; carried.

City Attorney Smith presented an Agreement between the City and Hoyt, Galvin and Associates as consultants recommended by the Library Board to provide services for the interior furnishings and equipment for the new library. Smith said that, in the opinion of the Board, this is a job for experts in that field and that, without professional guidance, the new library might be lacking in many phases of appropriate interior and décor.

Councilman Hovey took exception to the need for this professional service or, at least, the City borne expense in this connection. He said that, in his opinion, this should be a service for which the architect is responsible and, if such a firm were retained, it should be done by the architect at his expense. Councilman Erickson suggested that there may be facets to the Board's reasoning and recommendation unknown to the Council and in need of clarification. It was moved by Councilman Gesas, seconded by Erickson, that this matter be tabled for further consideration after the Council has had an opportunity to meet and confer with the Library Board. Roll call as follows: Ayes, 6; No, None; carried.

This Ordinance was introduced by the City Attorney:

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**ORDINANCE NO.**

AN ORDINANCE NAMING AND RENAMING CERTAIN STREETS AND PARTS OF STREETS WITHIN THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING SAID STREETS AND PARTS OF STREETS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

Because this would affect certain merchants, Councilman Erickson proposed that this Ordinance be not finally passed this night. Therefore, it was moved by Gesas, seconded by Karst, that this Ordinance be passed on its first reading. Roll call as follows: Ayes, 6; No, None; carried.

The following resolutions from the Idaho Transportation Department pertaining to right-of-way certificates and cooperative agreements on certain projects within the City of Idaho Falls, as indicated, were introduced by the City Clerk at the request of the Public Works Division:

**RESOLUTION (Resolution No. 1975-32)**

**To Accompany Right-of-Way Certificate for  
F. A. Project No. SRS 10-736(63)**

WHEREAS, the City of Idaho Falls intends to construct Pavement Marking and Signing a R. R. Crossing, under Federal-Aid Highway Project No. SRS 10-736(63); and,

WHEREAS, Federal Funds for the improvement depend upon compliance with Federal and State Laws governing procurement of right-of-way; and,

WHEREAS, CITY OF IDAHO FALLS has complied with the aforesaid laws and regulations in procuring right-of-way for Federal-Aid Highway Project No. SRS 10-736(63).

NOW, THEREFORE, BE IT RESOLVED:

1. That the Mayor is authorized to execute a RIGHT-OF-WAY CERTIFICATE certifying that the aforesaid laws have complied with.
2. That copies of the executed certificate shall be furnished to the Idaho Transportation Department, Division of Highways.

It was moved by Councilman Gesas, seconded by Karst, that this Resolution be adopted and passed. Roll call as follows: Ayes, 6; No, None; carried.

**RESOLUTION (Resolution No. 1975-33)**

WHEREAS, the Idaho Transportation Department, Division of Highways, hereinafter called the State, has submitted a Cooperative Agreement

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stating obligations of the State and the City of Idaho Falls, Idaho, for pavement marking and signing a R. R. Crossing under Federal-Aid Project SRS10-736 (63);

WHEREAS, the State is responsible for obtaining compliance with laws, standards and procedural policies in the development, construction and maintenance of the improvements made under Title 23, U. S. Code; and

WHEREAS, it is the intended that the project shall be developed and constructed so as to receive Federal participation in the amount of Ninety (90) percent of the cost.

NOW THEREFORE, BE IT RESOLVED:

1. That the Cooperative Agreement for Federal-Aid Project SRS 10-746 (63) is hereby approved.
2. That the mayor and the City Clerk are hereby authorized to execute the Cooperative Agreement on behalf of the City.
3. That duly certified copies of the resolution shall be furnished the Idaho Transportation Department, Division of Highways.

It was moved by Councilman Gesas, seconded by Karst, that this resolution be adopted and passed. Roll call as follows: Ayes, 6; No, none; carried.

**RESOLUTION (Resolution No. 1975-34)**

**To accompany right of way certificate for F. A. Project  
No. SRS 10-736 (68)**

WHEREAS, the City of Idaho Falls intends to construct Signing, Illumination and Delineation, under Federal-aid Highway Project No. SRS 10-736 (68); and

WHEREAS, Federal funds for the improvement depend upon compliance with federal and state laws governing procurement of right of way; and

WHEREAS, CITY OF IDAHO FALLS has complied with the aforesaid laws and regulations in procuring right of way for Federal-aid Highway Project No. SRS 10-736 (68).

NOW THEREFORE, BE IT RESOLVED:

1. That the Mayor is authorized to execute a RIGHT-OF-WAY CERTIFICATE certifying that the aforesaid laws have been complied with.

2. That copies of the executed certificates shall be furnished to the Idaho Transportation Department, Division of Highways.

It was moved by Councilman Gesas, seconded by Karst, that this resolution be adopted and passed. Roll call as follows: Ayes, 6; No, none; carried.

**RESOLUTION (Resolution No. 1975-35)**

WHEREAS, the Idaho Transportation Department, Division of Highways, hereinafter called the State, has submitted a Cooperative Agreement stating obligations of the State and the City of Idaho Falls, Idaho, for signing, illumination and delineation of bridge under Federal-Aid project SRS 10-736 (68); and,

WHEREAS, the State is responsible for obtaining compliance with laws, standards and procedural policies in the development, construction and maintenance of improvements made under Title 23, U. S. Code; and,

WHEREAS, it is intended that the project shall be developed and constructed so as to receive Federal participation in the amount of ninety (90) percent of the cost.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Cooperative Agreement for Federal-Aid Project SRS 10-736 (68) is hereby approved,
2. That the Mayor and City Clerk are hereby authorized to execute the Cooperative Agreement on behalf of the City.
3. That duly certified copies of the resolution shall be furnished the Idaho Transportation Department, Division of Highways.

It was moved by Councilman Gesas, seconded by Karst, that this resolution be adopted and passed. Roll call as follows; Ayes, 6; No, none; carried.

**RESOLUTION (Resolution No. 1975-36)**

**To Accompany Right of Way Certificate for  
FA Project No. SRS 10-736 (70); and**

WHEREAS, the City of Idaho Falls intends to construct delineation, illumination, and handrail under Federal-aid Highway Project No. SRS 10-736 (70); and,

WHEREAS, Federal funds for the improvement depend upon compliance with federal and state laws governing procurement of right of way; and,

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WHEREAS, the City of Idaho Falls has complied with the aforesaid laws and regulations in procuring right of way for Federal-aid Highway Project No. SRS 10-736 (70).

NOW THEREFORE, BE IT RESOLVED:

1. That the Mayor is authorized to execute a RIGHT OF WAY CERTIFICATE certifying that the aforesaid laws have been complied with.
2. That copies of the executed certificate shall be furnished to the Idaho Transportation Department, Division of Highways.

It was moved by Councilman Gesas, seconded by Karst, that this Resolution be adopted and passed. Roll call as follows: Ayes, 6; No, None; carried.

**R E S O L U T I O N (Resolution No. 1975-37)**

WHEREAS, the Idaho Transportation Department, Division of Highways, hereinafter called the State, has submitted a Cooperative Agreement stating obligations of the State and the City of Idaho Falls, Idaho, for delineation, illumination, and handrail on bridge under Federal-Aid Project SRS 10-736 (70); and,

WHEREAS, the State is responsible for obtaining compliance with laws, standards and procedural policies in the development, construction and maintenance of improvements made under Title 23, U. S. Code; and,

WHEREAS, it is intended that the project shall be developed and constructed so as to receive Federal participation in the amount of Ninety (90) Percent of the cost.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Cooperative Agreement for Federal-Aid Project SRS 10-736(70) is hereby approved.
2. That the Mayor and City Clerk are hereby authorized to execute the Cooperative Agreement on behalf of the City.
3. That duly certified copies of the Resolution shall be furnished the Idaho Transportation Department, Division of Highways.

It was moved by Councilman Gesas, seconded by Karst, that this Resolution be adopted and passed. Roll call as follows: Ayes, 6; No, None; carried.

There being no further business, it was moved by Councilman Freeman, seconded by Hovey, that the meeting adjourn at 8:30 p.m.; carried.

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR