

**JUNE 12, 1975**

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The City Council of the City of Idaho Falls met in recessed regular meeting, Thursday, June 12, 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 Jim Freeman, Mel Erickson, Paul Hovey, and Norris Gesas. Absent: Councilmen Ralph Wood, and Gil Karst. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Lorna Coughlin, City Treasurer; John Evans, City Controller; Rod Gilchrist, Building Administrator; Steve Harrison, Electrical Engineer; Don Lloyd, Public Works Director; Ernie Craner, Parks & Recreation Director; Chad Stanger, General Services Director; Lee Mundell, Personnel Director.

Minutes of the last recessed regular meeting held May 22<sup>nd</sup>, and special meetings held May 27<sup>th</sup> and June 6<sup>th</sup>, 1975, were read and approved.

The Mayor welcomed an American Government summer class in the Council Chambers, Mrs. Wenger, Instructor. He thanked them for their presence and their interest in local government.

The Mayor announced that this was the time and the place, as promised Mr. Huskinson at the last regular Council meeting, for an informal hearing to further discuss and otherwise hear from any and all 17<sup>th</sup> Street residents who might wish to be heard relative to their views on the proposed reconstruction of 17<sup>th</sup> Street between Boulevard and the South Highway. Called upon by the Mayor, Mr. Huskinson reiterated his remarks made at the last Council meeting and said that there was certain vital information which, for one reason or another, had not been properly relayed to the Councilmen, primarily because they did not remain present at the State's hearing for the personal testimony by the residents. The Mayor then invited Councilman Gesas, as Chairman of the Public Works Council Committee to conduct this hearing. Gesas advised those present that the Mayor and all Councilmen had received and studied copies of the complete transcript of the proceedings at the State's hearing so, in the interests of time, asked that there be no duplication of testimony this night.

Dr. Doug Nelson, Attorney for the 17<sup>th</sup> Street residents, appeared before the Council. Nelson said that his clients were particularly concerned about economic damage in the event the project in question was permitted, particularly from the standpoint that the widened roadway would, in many instances, come within such close proximity to the residences. He cited one known instance, for purposes of illustration, of a resident who had investigated and learned that, in the opinion of one financial institution, the value of his property would decrease 10% after the proposed improvement was completed. Nelson continued by saying that if land that close to a residence were taken which, in some instances, would include landscaping, retaining walls, etc., the owners would be entitled to severance damages and, if denied, the affected residents would have justifiable recourse through the courts. Nelson said this might result in a ball-park figure of a quarter of a million dollars and if this were to materialize to any degree, there might be a serious question of doubt as to whether or not the project would prove economically feasible. Referring to the City's testimony at the State Hearing, Nelson noted that an admission was made to the effect that one of the most serious problems was traffic congestion at both ends of the proposed improvement; namely, Boulevard and Yellowstone. Nelson submitted a proposal to the effect that perhaps the City should concentrate on correcting those problem areas and, when solved, the congestion and noise between those extreme points would be corrected to such an extent that perhaps widening would become unnecessary. Nelson said much could be said on the noise level but probably would not be in order at this time, in view of the plea to keep duplication testimony at a minimum except for the fact that there had been certain people acquire property and move in since the last hearing. In answer to a question by Gesas, City Attorney Smith said that the Council was faced with a proposition and a decision that would most benefit all or at least the greatest number of citizens within the City, considering all facets of the issue. The City Attorney then turned to the matter of severance damage as introduced by Attorney Nelson. Smith advised the Council there is no way the Council could

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ascertain this type of damage. He said that would be an issue where every effort would naturally be made to negotiate and, beyond that point, it would be determined by the courts. Smith continued by saying that if privately owned property was taken, this could be the equivalent of condemnation proceedings, but where private property was not taken and the issue evolved around severance or economic damage, there is no precedent within the State of Idaho. Nelson said that, in his opinion, the courts would take into consideration functional obsolescence or a taking of value as well as the taking of land. Smith said there was no need to turn this into a legal argument at this time. He told Nelson he had a right to his opinion and that the courts have changed their philosophy so greatly in so many spheres in recent years that he might or might not have a valid argument.

Nelson then noted that a second noise level study had been made since the State's hearing and asked to hear the results of said study. Gesas called upon Mr. Lee Hatch, Engineer with the State Highway Department, to submit that report. Mr. Hatch first passed out several copies of a recent noise study by the Motor Vehicles Manufacturing Association. He then reported that, on May 21<sup>st</sup>, a technician from his department made several 15 minute noise measurement samples at several different locations, revealing the fact that the noise level ranged from 66 to 78 decibels. He said these were taken at different times during the day with varying traffic volumes. He said that trucks were obviously a factor and were responsible for 2 to 4% of the noise volume. He said a count was also made revealing about 8900 vehicles a day. In answer to a question as to that which was considered maximum for acceptable noise level, Mr. Hatch said 70 was considered maximum by Federal Authorities in a residential area such as 17<sup>th</sup> Street. The City Attorney asked that, for the record, was the Council to understand from his report that the decibel level was too high to be acceptable. Hatch answered in the affirmative, qualifying his answer, however, by saying it was only too high at certain locations such as at the grade location and during certain times of the day during peak volume; also, taking into consideration the fact that other noise could be and probably was a factor, other than traffic.

Mr. Blaine Burnham, 249 W. 17<sup>th</sup>, one of the relatively new residents, asked if the State readings were acceptable and accepted by Federal authorities and was answered in the affirmative by Mr. Hatch. Burnham then asked about funding of this proposed project. At the invitation of Councilman Gesas, Public Works Director Lloyd explained that this project, if accomplished, would be funded 78% by Federal Funds and 22% by local funds.

Councilman Erickson asked what would be an acceptable noise level for a residential street such as 17<sup>th</sup>. Mr. Hatch said there was no distinction between a residential street and a collector street or even a highway as it passes through a residential area and, according to Federal authorities, decibel levels can be waived in consideration of other factors such as aesthetics or economics. Erickson said the Council should consider the possibility of re-routing truck traffic as has been done elsewhere throughout the City. Gesas concurred. Mr. Hatch was then asked a question, based upon his department's experience as to what the future might hold for increased traffic volume. Mr. Hatch said that if traffic volume were even to double, this would probably raise the noise level no more than three decibels. Gesas then emphasized the fact that the City did not create the traffic or the noise problem on this particular portion of 17<sup>th</sup> Street. He noted that, throughout the years, certain reconstruction has been taking place on 17<sup>th</sup> Street from Casey's Corner east of the City to Skyline west of the City and even eventually, to West Broadway, all of which is conducive to more and more traffic and so, whether or not this project is accomplished at this time, the traffic will continue in ever increasing volume. Asked what the plans were for a wider roadway over the Interstate, Gesas said that a second overpass would eventually be constructed.

Mrs. Richard Bingo, 261 West 17<sup>th</sup> Street, appeared before the Council introducing herself as Chairwomen for the 17<sup>th</sup> Street Citizen's Committee. She first asked if the Council would seriously consider establishing a truck route that would by-pass 17<sup>th</sup> Street. Gesas answered by saying it would be investigated and asked for suggestions as to where they might be appropriately routed. Mrs. Bingo said they could, with very little

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inconvenience be re-routed on Sunnyside Road or 19<sup>th</sup> Street or even York Road. Mrs. Bingo then referred to a previous statement made this night to the effect that the Council was given the responsibility, in approaching a project of this nature, to consider that which was best for most of the residents of the entire community. She said that the residents of West 17<sup>th</sup> Street firmly believed that this project was both untimely and out-dated and was not in the best interests of any residents throughout the entire community. She then drew attention to various alternates to the reconstruction of 17<sup>th</sup> Street, originally presented at the State's hearing. She asked the indulgence of the Mayor and City Council in again presenting these alternates for their consideration, as follows:

1. This 17<sup>th</sup> Street project would appear to be antiquated; therefore it is suggested that another study be made as to its need by appropriate Federal Agencies.
2. Remove walkways from railroad underpass and rebuild to accommodate left turn lane comparable to left turn lane at Boulevard.
3. Make 17<sup>th</sup> from Boulevard to South Yellowstone one way to west bound traffic in the a.m. and one way east in the p.m.
4. Construct one way couplets with 17<sup>th</sup> and 18<sup>th</sup> Streets.
5. Connect 19<sup>th</sup> Street across canals for access to Holmes.
6. Remove all large truck traffic, rerouting same on Sunnyside or York Road.
7. Widen alleys north and south of 17<sup>th</sup>, where feasible, to provide easier access to properties.
8. If reconstruction is accomplished, then compensate for losses in property values.

In the absence of further comment, it was moved by Councilman Gesas, seconded by Erickson, that inasmuch as there was not a full Council in attendance this night, this matter be tabled for further consideration. Roll call as follows: Ayes, 4; No, none; carried.

The Mayor commented to the effect that he had been observing the entire 17<sup>th</sup> Street Environmental impact statement between Boulevard and Yellowstone and this, in itself, will be very time consuming. He said there is much work and many decisions yet to be made. Mrs. Bingo said it was hoped that proper perspective would not be lost. Mr. Bingo then appeared briefly to note that energy conservation, high petroleum process, etc., might alter, revise or otherwise change the need for an improvement of this nature in future years to come. He said there may be too much emphasis on projection and suggested that, for the time being at least, a moratorium be declared on any further attempts to meet future demands based upon projection.

The Mayor asked for a short recess to clear the Council Chambers of all those not interested in remaining for the balance of the Council session.

When the meeting reconvened, it was moved by Councilman Erickson, seconded by Freeman, that the alternate truck route as proposed be referred to the Traffic Safety Committee for study and recommendation. Roll call as follows: Ayes, 4; No, none; carried.

Noting Mr. Richard Boyle and Mr. Jack Gamble present in the Council Chamber, both interested in certain annexations proposed for this meeting, the Mayor asked the City Clerk to move all annexation proceedings up on the agenda as a service to those two gentlemen.

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First to be presented was the final plat of the Home Ranch Addition, Division No. 5. It was moved by Councilman Erickson, seconded by Gesas, that this plat be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 4; No, none; carried.

The Home Ranch Addition, Division No. 5 annexation agreement was then reviewed. It was moved by Councilman Erickson, seconded by Gesas, that this agreement be accepted and the Mayor and City Clerk be authorized to sign, subject to final approval by the City Engineer. Roll call as follows: Ayes, 4; No, none; carried.

**ORDINANCE NO. 1420**

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO. (HOME RANCH ADD., DIV. #5)

The foregoing ordinance was presented in title. It was moved by Councilman Erickson, seconded by Freeman, that the provisions of Section 50-902 of the Idaho Code requiring all ordinances to be fully and distinctly read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, 4; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 4; No, none; carried.

It was moved by Councilman Erickson, seconded by Gesas, that the entire Home Ranch Addition, Div. No. 5 be initially zoned R-PA. Roll call as follows: Ayes, 4; No, none; carried.

**ORDINANCE NO. 1421**

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO. (PANCHERI DR. & GRIZZLY AVE.)

The foregoing ordinance was presented in title. It was moved by Councilman Erickson, seconded by Gesas, that the provisions of Section 50-902 of the Idaho Code requiring all ordinances to be fully and distinctly read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, 4; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 4; No, none; carried.

It was moved by Councilman Erickson, seconded by Gesas, that the foregoing annexed area, involving Pancheri Drive and Grizzly Avenue right-of-way be initially zoned R-1. Roll call as follows; Ayes, 4; No, none; carried.

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A final plat of the Jossie Hughes Addition, Division No. 4 was then studied. It was moved by Councilman Erickson, seconded by Gesas, that this plat be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 4; No, none; carried.

The Jossie Hughes Addition, Division #4 annexation agreement was then presented. It was moved by Councilman Erickson, seconded by Gesas, that this agreement be accepted and the Mayor and City Clerk be authorized to sign, subject to final approval by the City Engineer. Roll call as follows; Ayes, 4; No, none; carried.

**ORDINANCE NO. 1422**

AN ORDINANCE ANNEXING CERTAIN LANDS TO  
THE CITY OF IDAHO FALLS: DESCRIBING SAID  
LANDS AND DECLARING SAME A PART OF THE  
CITY OF IDAHO FALLS, IDAHO. (JOSSIE HUGHES  
ADD., DIV. #4)

The foregoing ordinance was presented in title. It was moved by Councilman Erickson, seconded by Gesas, that the provisions of Section 50-902 of the Idaho Code requiring all ordinances to be fully and distinctly read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, 4; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 4; No, none; carried.

It was moved by Councilman Erickson, seconded by Gesas, that with reference to all of the foregoing annexations, the Building Official be directed to incorporate these zonings on the official zoning map, located in his office. Roll call as follows: Ayes, 4; No, none; carried.

Bills for the month of May, 1975, having been properly audited by the Fiscal Committee, were presented. The City Clerk read aloud all fund totals for salaries, materials, and services as follows:

<b><u>FUND</u></b>	<b><u>SERVICE AND MATERIALS</u></b>	<b><u>GROSS PAYROLL</u></b>	<b><u>TOTAL EXPENDITURES</u></b>
General Fund	\$240,153.01	\$193,261.82	\$433,414.83
Street Fund	14,479.51	3,783.44	18,262.95
Airport Fund	6,803.74	2,444.37	9,248.11
Water & Sewer Fund	97,832.64	28,228.10	125,060.74
Electric Light Fund	104,406.77	15,924.97	120,331.74
Recreation Fund	2,400.22	3,361.64	5,761.86
Revenue Sharing	5,016.12	.00	5,016.12
Community Development	8,664.60	.00	8,664.60
<b>TOTAL FUNDS</b>	<b>\$479,756.61</b>	<b>\$247,004.34</b>	<b>\$726,760.95</b>

Councilman Freeman explained all major expenditures. It was moved by Councilman Freeman, seconded by Erickson, that the bills be allowed and the Controller be authorized to issue warrants on the respective funds for their payment. Roll call as follows: Ayes, 4; No, none; carried.

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Reports from Division and Department Heads were presented for the month of May, 1975, and there being no questions nor objections, were accepted by the Mayor and ordered placed on file in the office of the City Clerk.

License applications for SAFE AND SANE FIREWORKS, Dean D. Olsen for Ben Franklin Store, Robert L. Oliver for Oliver's Fireworks, 265 Broadway and 185 Lomax and Yellowstone; RESTAURANT, Glen Rindal for Corner Pocket of Idaho Falls; ELECTRICAL CONTRACTOR, Arthur L. Pugh, Jr. for Arthur L. Pugh, Jr. Company at Route No. 1, Box 466, Richard J. Davis with Davis Electric, Alexander E. Ainsworth with Leonard Petroleum Equipment Company, Robert J. Edwards with Electrical Contracting; JOURNEYMAN ELECTRICIAN, Ken Carlson, O. J. Brown, Scott J. Davis, Richard J. Davis, Alexander E. Ainsworth; APPRENTICE ELECTRICIAN, Jay Lyle Packer with Nelson Electric, Larry Jensen with Griffith Electric, Daniel B. Clifford with Clifford Electric, Rick Benson with L. B. Electric; CLASS D JOURNEYMAN, WARM AIR, Henry Shinabarger; AUCTIONEER, Gene Gabel with Northwest Auction Company, Inc.; BILLIARDS, Glen Rindal with Corner Pocket of America; PRIVATE PATROLMAN, Linda J. Cook; TAXI CAB OPERATOR, Micky Whittaker, Russell Barcroft Hyland, Kim O. Lindner, Brad Bloomer, Paul LeRoy Dunster, Robert Erickson, Frank Nathan Rojas, Randall John Littenaker, David J. Marler, Bonnie Mae Telford; BARTENDER PERMIT, Shirley Drollinger, InSeek Lee, Charles B. McNeill, Jr., Ted Troescher, Clifford Carlyle, Gilbert Ogata, Jr., Kenneth Top, Richard Bingo, Katherine Moses Reisenburg, Sharon Talamantez, Bonnie Hooper; BEER (TRANSFER ONLY), from George J. Curtis to G. Hay Harman for Chariot II; BEER (CANNED AND BOTTLED, TO BE CONSUMED ON THE PREMISES), Allen Stalker for Russet Lions Ball Park, Gene Guffey for I. F. Sports Roundtable; LIQUOR (TRANSFER ONLY), from George J. Curtis to G. Jay Harman for Chariot II, were presented. It was moved by Councilman Freeman, seconded by Erickson, that these licenses be granted, subject to final approval by the appropriate Division Director, where required. Roll call as follows: Ayes, 4; No, none; carried.

From the Personnel Director came this memo:

City of Idaho Falls  
June 9, 1975

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Personnel Director  
SUBJECT: NOTICES TO STRIKING ELECTRIC DEPARTMENT EMPLOYEES

On June 2, 1975, and June 6, 1975, the Mayor and Council directed the Personnel Director to send "NOTICES" to all striking Electric Division employees concerning their return to work and status upon returning to work.

It is now required that these actions as well as the Notices that went out to striking Electric Division employees be formally approved and ratified by the Mayor and Council.

Respectfully,  
s/ A. Lee Mundell

It was moved by Councilman Freeman, seconded by Gesas, that these actions be duly ratified. Roll call as follows: Ayes, 4; No, none; carried.

Another matter requiring Council ratification, presented by the City Clerk, was the recent publication of the following revenue sharing planned use report without formal Council approval:

**JUNE 12, 1975**

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**GENERAL REVENUE SHARING PLANNED USE REPORT**

General Revenue Sharing Federal Funds directly to local and state governments. This report of your government's plan is published to encourage citizen participation in determining your government's decision on how the money will be spent. Note: Any complaints of discrimination in the use of these funds may be sent to the Office of Revenue Sharing, Washington, D. C. 20226.

**Planned Expenditures**

(A) Categories	(B) Capital	(C) Operating/Maintenance
1. Public Safety	\$ .00	\$ .00
2. Environmental Protection		\$ .00
3. Public Transportation	\$183,200.00	\$ .00
4. Health		\$ .00
5. Recreation		\$ .00
6. Libraries		\$ .00
7. Social Services for Aged or Poor		\$ .00
8. Financial Administration	\$25,000.00	\$ .00
9. Multipurpose and General Government	\$60,039.00	
10. Education		
11. Social Development		
12. Housing and Community Development		
13. Economic Development		
14. Other (Specify) Expansion Utilities	\$131,000.00	
15. Totals	\$399,239.00	

**The Government of Idaho Falls City**

Anticipating a General Revenue Sharing Payment of \$399,239.00

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For the sixth entitlement period, July 1, 1975 through June 30, 1976, plans to spend these funds for the purposes shown.  
Account No. 13 2 010 002

Idaho Falls City 0037  
Mayor  
P. O. Box 220  
Idaho Falls, Idaho 83401

Submit proposals for funding consideration by December 31, 1975.

- (D) Submit proposals for funding consideration by December 31, 1975 to Mayor, City of Idaho Falls. A copy of this report and supporting documents are open for public scrutiny at Controller's Office, Idaho Falls, Idaho.
- (E) ASSURANCES (refer to Instruction E) I assure the Secretary of the Treasury that the non-discrimination and other statutory requirements listed in Part E of the instructions accompanying this report will be complied with and this recipient government with respect to the entitlement funds reported hereon.

s/ S. Eddie Pedersen  
Signature of Chief Executive Off.  
S. Eddie Pedersen, Mayor  
Name and Title - Please print

It was moved by Councilman Freeman, seconded by Gesas, that this action be ratified. Roll call as follows: Ayes, 4; No, none; carried.

The City Clerk drew attention to the fact that, on May 28<sup>th</sup>, 1975, the Mayor and City Clerk, in the interests of time, signed a City Deed in favor of Thurman Peterson, accompanied by this Resolution:

**RESOLUTION (Resolution No. 1975-24)**

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

Beginning at SW corner of Lot 18, Block 34 of Highland Park Addition to City of Idaho Falls, Idaho running thence N. along E. r/w line of Jefferson Avenue a distance of 27.86 ft. to point of curve of a 50.00 ft. radius curve (concave to the SE whose 69.15 ft. chord bears N. 43°45' E.); thence along said curve a distance of 76.36 ft. to a point on S. r/w line of Anderson St.; thence along said r/w line N. 87°30' E. a distance of 77.14 ft.; thence S. a distance of 81.18 ft. to S. property line of said Lot 18; thence W. along said property line a distance of 125.00 ft. to the True Point of Beginning, containing 9322.1 acres, more or less.

WHEREAS, THURMAN PETERSON has offered to pay to the City of Idaho Falls the sum of \$800.00 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:

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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 THURMAN PETERSON 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.

PASSED BY A MAJORITY OF THE WHOLE COUNCIL this 28<sup>th</sup> day of May, 1975.

APPROVED BY THE MAYOR this 28<sup>th</sup> day of May, 1975.

ATTEST: s/ Roy C. Barnes  
City Clerk

s/ S. Eddie Pedersen  
Mayor

It was moved by Councilman Freeman, seconded by Gesas, that this action also be ratified. Roll call as follows: Ayes, 4; No, none; carried.

Finally, under matters requiring Council ratification, this resolution, signed by the Mayor Pro Tem and City Clerk on June 6<sup>th</sup>, 1975, was presented:

**R E S O L U T I O N (Resolution No. 1975-25)**

WHEREAS, in conjunction with application for Community Development Funds, the Department of Housing and Urban Development requires formal certification of signatures of individuals authorized to draw on the cited letter of credit by payment voucher;

NOW THEREFORE, BE IT RESOLVED, that the following are hereby authorized to sign, on behalf of the City of Idaho Falls payment vouchers, when drawn against its letter of credit, such requests to be signed by any two of the following officials;

Lorna Coughlin	City Treasurer
John D. Evans	City Controller
S. Eddie Pedersen	Mayor

BE IT FURTHER RESOLVED, that Roy C. Barnes, City Clerk of the City of Idaho Falls, Idaho be designated to certify the authenticity of the signatures of individuals to execute Treasury Form GFO-7578 request for payment on letter of credit and status of funds report.

The foregoing resolution was duly adopted by the City Council of the City of Idaho Falls on the 6<sup>th</sup> day of June, 1975.

s/ James R. Freeman  
Mayor ProTem

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**SPECIMEN SIGNATURE**

Of Official Authorized To Certify The Authenticity Of  
The Signature Of Individuals Authorized To Execute  
Treasury

Form GFO-7578

s/ Roy C. Barnes  
City Clerk

It was noted that this replaces and revises a former resolution which can be found on Page 134 in this book of minutes. It was moved by Councilman Gesas, seconded by Erickson, that this action be ratified. Roll call as follows: Ayes, 4; No, none; carried.

The City Clerk drew attention to the need for scheduling a zoning hearing to consider one or more rezoning petitions. It was moved by Councilman Erickson, seconded by Gesas, that such a hearing be scheduled for July 10<sup>th</sup>, 1975, and the City Clerk be authorized to publish legal notice accordingly. Roll call as follows: Ayes, 4; No, none; carried.

From the General Services Director, this memo was submitted:

City of Idaho Falls  
June 9, 1975

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-75-13

It is the recommendation of the General Services Division that the City Council accept the proposal by Dy-Namic Cleaner for a sewer flusher at \$12,280.00.

Thank you,  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Hovey, that the Dy-Namic Hydra Cleaner Company be awarded the bid for a sewer flusher in the amount of \$12,280.00. Roll call as follows: Ayes, 4; No, none; carried.

Another memo from the General Services Director was forthcoming, as follows:

City of Idaho Falls  
June 9, 1975

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-75-12

It is the recommendation of the General Services Division that the City Council accept the proposal of Ellsworth Bros. Dodge for a cab & chassis as budgeted for a sewer flusher at \$5,994.00, without trade-in.

Thank you,  
s/ Chad Stanger

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It was moved by Councilman Erickson, seconded by Hovey, that the bid of Ellsworth Bros. Dodge be awarded the bid as recommended for a cab and chassis for a sewer flusher body. Roll call as follows: Ayes, 4; No, none; carried.

Finally, from the General Services Director, came this memo:

City of Idaho Falls

June 9, 1975

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-75-11 SEDANS, PICKUPS AND VANS

It is the recommendation of the General Services Division that the City Council accept the proposal of Stoddard-Mead Ford, Inc. for two (2) sedans less trade-in at \$7,566.66.

It is also recommended by the General Services Division that the City Council accept the proposal of Ellsworth Bros. Dodge for five (5) ½ ton pick-up trucks less two (2) trade-ins at \$19,277.00; and one (1) ¾ ton pick-up truck less trade-in at \$3,839.00.

It is also the recommendation of the General Services Division that the City Council accept the proposal of Ellsworth Bros. Dodge for three (3) vans less three (3) trade-ins at \$14,260.60.

Thank you,  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Hovey, that all of these recommendations for awarding bids to the various truck and car dealers be approved for the equipment as indicated. Roll call as follows: Ayes, 4; No, none; carried.

Presented by the Public Works Director was this memo:

City of Idaho Falls

June 11, 1975

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: 1975 SEAL COATING OF STREETS

Plans and specifications are nearly completed for an annual seal coating contract. We are requesting authorization for the City Clerk to advertise on June 29 and July 17<sup>th</sup>, 1975 and open bids at 10:00 a.m. on August 1, 1975.

Respectfully submitted,  
s/ Don

It was moved by Councilman Gesas, seconded by Freeman, that authorization be granted to advertise for bids on the contract as indicated. Roll call as follows: Ayes, 4; No, none; carried.

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

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City of Idaho Falls  
June 5, 1975

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

During 1974 Bonneville County Fair Board installed a public sewer on Rollandet Street from Sunnyside Road to their new office building. Bonneville County Commissioners and Fair Board have requested that this sewer not be extended to service the other facilities. We are requesting authorization to advertise for this project on June 15, and 22, 1975, and for the bids to be opened at 10 a.m., June 24, 1975.

Respectfully submitted,  
s/ Don

It was moved by Councilman Gesas, seconded by Freeman, that authorization be granted to advertise for bids on the sewer project as indicated. Roll call as follows: Ayes, 4; No, none; carried.

Still another memo from the Public Works Director was submitted, as follows:

City of Idaho Falls  
June 4, 1975

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: WELL NO. 13

Plans and specifications have been completed and reviewed for the construction of Well No. 13. We are requesting authorization for City Clerk to advertise for competitive bids on June 15, 22 and 29 and open bid July 1, 1975, at 10 a.m.

Respectfully submitted:  
s/ Don

It was moved by Councilman Gesas, seconded by Freeman, that the City Clerk be authorized to advertise for bids on the project as indicated. Roll call as follows; Ayes, 4; No, none; carried.

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

City of Idaho Falls  
June 11, 1975

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: 12<sup>TH</sup> STREET & LEE AVENUE WATER LINES

On June 10, 1975, four bids were received for the construction of the 12<sup>th</sup> Street and Lee Avenue Water mains as follows:

Kennaday Paving Cop.	\$31,312.00
Robert V. Burggraf	34,533.50

**JUNE 12, 1975**

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Grover Construction Co.	35,962.25
F. L. Hunter & Sons	36,344.25

The Engineer's estimate for this project was \$38,400 and is included in the budget. We would recommended that a contract be awarded to the low bidder, Kennaday Paving Co. in the amount of \$31,312.00.

Respectfully submitted,  
s/ Don

It was moved by Councilman Gesas, seconded by Erickson, that Kennaday Paving be awarded the bid for the 12<sup>th</sup> Street and Lee Avenue water line in the amount of \$31,312.00. Roll call as follows: Ayes, 4; No, none; carried.

This memo from the Director of Aviation was presented and studied:

City of Idaho Falls  
June 3, 1975

TO: Mayor and City Council  
FROM: Airport Committee  
SUBJECT: LARRY F. WALLACE D.B.A. MORNING STAR CAB COMPANY –  
LEASE AND CONCESSION AGREEMENT

Attached is a standard airport lease for one (1) taxicab stall at the Airport, at the regular rate of \$45.00 per month. The stall to be occupied is the one formerly used by Valley Cab. This taxicab company has been licensed by the City.

The Airport Committee recommends approval of this Agreement.

s/ Pete  
H. P. Hill

It was moved by Councilman Hovey, seconded by Gesas, that this agreement between the City and Morning Star Cab Company be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 4; No, none; carried.

Then presented from the office of the Director of Aviation was a standard airport use agreement and lease between the City and Teton Airlines. It was moved by Councilman Hovey, seconded by Gesas, that this agreement be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 4; No, none; carried.

**ORDINANCE NO. 1423**

AN ORDINANCE AMENDING SECTION 4-11-2, CITY CODE OF IDAHO FALLS, IDAHO, SAID SECTION BEING A PORTION OF THE BUILDING CODE OF SAID CITY, BY CHANGING THE FEES TO BE CHARGED FOR BUILDING PERMITS; SETTING FORTH A NEW SCHEDULE OF FEES THEREFOR; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE

**JUNE 12, 1975**

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The foregoing ordinance was presented in title. It was moved by Councilman Erickson, seconded by Gesas, that the provisions of Section 50-902 of the Idaho Code requiring all ordinances to be fully and distinctly read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, 4; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 4; No, none; carried.

The City Clerk presented and read aloud this memo to all Division Directors, signed jointly by the Councilmembers of the Fiscal Committee:

City of Idaho Falls  
May 28, 1975

TO: Division Directors  
FROM: Council Finance Committee  
SUBJECT: EMPLOYEE LONGEVITY

The Mayor and City Council have reaffirmed the 8.8% total package for increased wage/benefits and the various notices and bargaining proposals all encompass the 8.8% ceiling.

In follow-up to the employee's questions posed to the Mayor and City Council concerning longevity payments to certain employees, without longevity, you are hereby advised that there was no change in status and that longevity was a bargainable cost item that was not resolved this year.

s/ Gilbert L. Karst  
Councilman  
s/ Jim Freeman  
Councilman

It was moved by Councilman Freeman, seconded by Erickson, that this memo be made a matter of record. Roll call as follows: Ayes, 4; No, none; carried.

The Mayor appointed Mr. Dewey Croft to a four year term as a member of the Local Housing Authority Board. It was moved by Councilman Freeman, seconded by Erickson, that this appointment be confirmed. Roll call as follows: Ayes, 4; No, none; carried.

The Mayor then re-appointed Mr. Emil Moore to a three year term as a member of the Local Housing Authority Board. It was moved by Councilman Freeman, seconded by Erickson, that this reappointment be confirmed. Roll call as follows: Ayes, 4; No, none; carried.

Presented by the City Attorney was a cooperative agreement between the City and the Idaho State Parks and Recreation Department, stating terms and conditions for the development, in part, of the Russets Noise Park and, more specifically, agreement by that agency to provide \$25,000 from the off road motor vehicle fund toward said development. Accompanying said cooperative agreement was a project agreement outlining the project scope.

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Councilman Freeman explained that there was a total of \$108,000 available for eventual development of the Noise Park; \$54,000 from the B.O.R. and \$54,000 from the users. He said this \$25,000 would serve as an offset towards the users' commitment. It was moved by Councilman Freeman, seconded by Gesas, that the Mayor be authorized to sign the cooperative agreement and the project agreement. Roll call as follows: Ayes, 4; No, none; carried.

At the invitation of Councilman Erickson, City Building Administrator Gilchrist appeared briefly to relay a request from Mr. Roy Hall for a sign variance adjacent to the east side of the City substation on East Anderson Street, to be located on that which was assumed to be City owned property. Gilchrist reported that he had checked with the Electrical Engineer and that Department nor the Building and Zoning Department had any objection. It was moved by Councilman Erickson, seconded by Freeman, that this request for a variance be approved. Roll call as follows: Ayes, 4; No, none; carried.

There being no further business, it was moved by Councilman Hovey, seconded by Gesas, that the meeting adjourn at 9:55 p.m., carried.

ATTEST: s/ Roy C. Barnes  
City Clerk

s/ S. Eddie Pedersen  
Mayor

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