

**FEBRUARY 21, 1974**

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The City Council of the City of Idaho Falls met in regular meeting Thursday, February 21, 1974, at 7:30 P.M. in the Council Chambers in Idaho Falls, Idaho. There were present at said meeting: Mayor S. Eddie Pedersen; Councilmen Paul Hovey, Norris Gesas, Jim Freeman, Mel Erickson, Ralph Wood, and Gil Karst. Also present: Roy C. Barnes, City Clerk; Lorna Coughlin, City Treasurer; Lee Mundell, Personnel Director; Steve Harrison, Electrical Engineer; Robert Pollock, Police Chief; Les Corcoran, Fire Chief.

Minutes of the last regular meeting, held February 7<sup>th</sup>, 1974, were read and approved.

The Mayor acknowledged several leading citizens in the Council Chambers and thanked them for their presence and their interest.

The Mayor announced that this was the time and the place for a public hearing, as advertised, to receive and hear all protests and other comments for or against the establishment and creation of L.I.D. #48 for the reconstruction and beautification of Broadway Street between the Yellowstone Highway and the river bridge. The Mayor introduced Councilman Gesas, as Chairman of the Public Works Council Committee and invited him to conduct the hearing. Councilman Gesas, in turn, introduced Joe Laird, City Engineer. Assisted by Chief Design Draftsman Steve Anderson, Laird presented several graphic slides, first showing an aerial photo to depict the proposed boundaries, and then, various photos of the other two downtown districts during the various phases of construction. Particularly, still by photo, Laird stressed the substantial amount of underground work and expense in an L.I.D. of this nature, including repair and replacement of utility and service lines, compaction and the shoring up and reinforcement of basements which extend out under the sidewalk. Laird then turned to the proposed L.I.D. and explained that the ultimate objective would be virtually the same as the other two downtown L.I.D.'s, the primary difference being that there would be no provision for the widened sidewalks at the intersections. Laird said the plans compensate for this by additional lateral landscaping within the blocks. Laird said another difference would be brick strips strategically placed in the sidewalk as well as brick crosswalks. Laird also showed photos of tree grates and three guards, another slight beautification deviation from the other districts.

Laird then delved into the projected costs of the proposed district. It was learned that the total cost was estimated at \$632,300.00; \$396,200.00 of which would be forthcoming from Federal and State funds, leaving \$236,100 to be borne by City participation (\$64,300) and L.I.D. private parking assessments (\$171,800). Laird pointed out that costs were computed on the formula of \$57.00 per lineal foot for sidewalks and .19 per square foot for beautification. Laird then explained, also as part of the formula, the difference between front street and end street costs. He said it was proposed to resort to a 15 year bond and that, generally speaking, a property owner's annual payment would be 10% of his total assessment. Laird concluded his presentation by saying it was hopeful that a contract would be awarded in May with a three month construction period. He said that there would obviously be a traffic problem during construction but that every attempt would be made to have at least two lanes of traffic open most of the time.

Gesas then asked for the presentation of all written protests, as follows:

Fraternal Order of Eagles  
February 21, 1974

To Whom It May Concern:

The members of the Fraternal Order of Eagles, Idaho Falls, Aerie No. 576 would like it to be known that on this date, we do hereby protest our inclusion in Local Improvement District No. 48.

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We want to especially protest the manner in which our share of this cost was determined.

Respectfully yours,  
s/ James A. Kenney  
Worthy President

1609 Henrietta Street  
Redlands, CA.  
February 17, 1974

Mayor and City Council  
Idaho Falls, Idaho

Dear Sirs:

My sister, Afton D. Nance, and I are joint owners of the following properties in Idaho Falls;

Block 1, Lot 8, Oregon Short Line Addition  
Block 27, N.25.5 ft. of S. 75 ft. of Lot 12, Railroad Subdivision

I received the Notice of Intention to Establish Idaho Falls L.I.D. No. 48 and have forwarded it to Mrs. Nance at 3416 Land Park Drive, Sacramento, CA. 95818.

Last July we paid an assessment of \$1781.62 on our building on Broadway, Assessment No. 69 and \$2088.98 on our building on Park Avenue, Assessment No. 62.

Considering that we have no idea how costly this new assessment will be on our property, I would like to be put on record AS OPPOSED to the formation of L.I.D. No. 48, at this time.

Sincerely yours,  
s/ Mrs. Morris B. Cantley

3416 Land Park Drive  
Sacramento, CA.  
February 1, 1974

Honorable Mayor and City Council  
Idaho Falls, Idaho

Dear Sirs:

My sister, Mrs. Margaret D. Cantley, of 1609 Henrietta Street, Redlands, CA. and I are joint owners of the Idaho Falls properties listed below:

Block 1, Lot 8, Oregon Short Line  
Block 27, N. 25.5 of S. 75 ft. of Lot 12, Railroad Addition

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I have received your Notice of Intention to Establish Idaho Falls L.I.D. #48 at an expense of \$171,800 to the taxpayers of that district in July, 1973, many of these owners were subject to a special assessment in connection with the overall redevelopment plans.

Another assessment coming so soon and in these uncertain times must raise questions regarding its advisability, The information I have received gives no indication regarding the cost to individual owners of moving ahead with the Improvement district plans.

Although Mrs. Cantley and I are no longer residents of Idaho Falls we are concerned with the City's welfare. We believe that a viable City needs a center for activities and are willing to do our part to preserve downtown Idaho Falls.

However, with the information available, I must ask to be put on record as opposed to the formation of the Local Improvement District at this time.

Sincerely yours,  
s/ Afton Dill Nance

Ririe, Idaho  
Star Route, Box 32  
February 21, 1974

City of Idaho Falls  
Office of the City Clerk  
P.O. Box 220  
Idaho Falls, Idaho 83401

Gentlemen:

Am in receipt of your letter of February 8<sup>th</sup>, 1974, concerning the improvements your are planning for Broadway and the property owners on that street. As the owner of the State Hardware building I do not wish to commit myself either for or against the project until I know how much it will cost for the improvements. I am having my son, Mr. Dennis McMurtrey, represent me at the meeting due to our road up here being snowed in due to the blizzard. I am in favor of keeping the parking on Broadway.

Sincerely yours,  
s/ Mrs. Mary McMurtrey

Gesas then asked for verbal protests or other comment from the floor of the Council Chambers. There were none who appeared for this purpose.

The City Council then considered the written protests against the creation of L.I.D. No. 48, and on motion of Councilman Gesas, seconded by Councilman Karst, the following resolution was adopted by the unanimous vote of the Council and Mayor:

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**R E S O L U T I O N (Resolution No. 1974-04)**

“RESOLVED: THAT FOUR PROTESTS AGAINST PORTIONS OF THE PROPOSED WORK IN LOCAL IMPROVEMENT DISTRICT NO. 48 HAVE BEEN MADE IN WRITING BY PROPERTY OWNERS AND FILED WITH THE CITY CLERK; THAT SUCH PROTESTS HAVE BEEN MADE BY THE OWNERS OF LESS THAN TWO-THIRDS OF THE ABUTTING, ADJOINING, CONTIGUOUS AND ADJACENT LOTS AND LANDS WITHIN SUCH PROPOSED IMPROVEMENT DISTRICT; THAT EACH AND ALL OF SAID PROTESTS HAVE BEEN CAREFULLY CONSIDERED, OVERRULED AND DENIED; THAT THE ORGANIZATION AND CREATION OF THE DISTRICT IS PROPER AND THE DISTRICT WILL BE FOR THE BEST INTERESTS OF THE PROPERTY AFFECTED AND THE CITY OF IDAHO FALLS, IDAHO; THAT THERE IS REASONABLE PROBABILITY THAT THE OBLIGATIONS OF SUCH DISTRICT WILL BE PAID; THAT THE RESOLUTION OF INTENTION PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THE 26<sup>TH</sup> DAY OF JANUARY 1974, SHALL BE, AND THE SAME HEREBY IS RATIFIED AND APPROVED.

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

At the invitation of the Mayor, Councilman Freeman, as Chairman of the Parks and Recreation Council Committee, presented and read aloud this special bond election proposal which would finance, in part, a covered swimming pool and an 18 hole golf course, as follows:

City of Idaho Falls  
Parks & Recreation

**BOND ELECTION PROPOSAL**

The City Council Committee for Parks and Recreation and the Parks and Recreation Commission recommend that April 9, 1974 be set as the date for a bond election for \$1,500,000 for two recreation projects:

1. A covered swimming pool at 7<sup>th</sup> Street and Holmes Avenue
2. An 18 hole golf course at Sand Creek Park

The proposed pool will be of sufficient size to adequately handle the school physical education programs during the school year.

Also competitive swimming, boy scout programs, church groups, senior citizens, handicapped, plus swimming lessons and the general public will be served.

The architectural firm of Sundberg and Associates has been authorized to design a concrete pool to accommodate these and other uses.

The contemplated golf course which was originally designed some four years ago, is located about 3½ miles south on St. Clair Road. There is approximately \$250,000 already in deposit from the Bureau of Outdoor Recreation grant approved in 1971. This grant will be matched by a like amount from this proposed bond and will enable completion of the entire 18 hole golf course.

School District #91 previously had agreed to participate in the swimming pool to the extent of \$250,000 because they readily recognized how beneficial such a facility would be to their entire school program. However, with the bid opening for the new junior high school showing a need for about the same amount to complete the school, the City and district met and decided it would be better for all concerned if the district was relieved of their commitment to the pool. Rather than to have to go to the people on March 12<sup>th</sup> for a 5 mill leeway election it was felt the City should go ahead with the entire pool responsibility. The thinking of both groups was that all taxes come out of the same pocket and this method would necessitate only one bond election.

The bond market today is excellent in comparison with what it has been and the fiscal agent we intend to recommend appointing tells us we can probably expect an interest rate of 5% or possibly less for sale of the bonds. This is very good news. Just to give the people a small idea of what some average costs might be – here are a few figures.

**Idaho Falls Community Swim Pool**

The following are square footage costs based upon a 135' X 75' pool + 18' X 32' pool for the purpose of establishing a construction budget.

135' X 75' Conc. swim pool, 10,125 sf @ \$21.50/sf - \$217, 688 – 18' X 32' Conc. therapeutic pool, 576 sf @ \$21.50/sf - \$12,384 – Natatorium 174' X 108' , 18,792 sf @ \$24.00/sf – \$451,000, pool related building, lockers, etc., 7,308 sf @ \$30.00/sf - \$219,240, spectator area, 3828 sf @ \$20.00/sf – \$76,560 – handball courts and access, 2400 sf @ \$34.00/sf – \$81,600  
32,328 sf @ \$32.74 - \$1,058,480

Add to above for approx.

A & E Services 60,759

Consider a contingency of approx. 20,000

Figures do not provide for site improvements

Total capacity of both pools – 810 swimmers or \$1306.77/swimmers

So that those present would understand the position of School District No. 91 on this all-important issue, Freeman asked the City Clerk to present and make a matter of record this prepared statement:

After a special meeting of the Board of Trustees held Thursday noon at the Administration Building, Board Chairman, Dr. Fred Tingey announced that the City and School District No. 91 will work together to raise all the revenues to build the proposed swimming pool through a single City bond election.

This decision was reached in cooperation with the City officials when it was pointed out that bids for the new Eagle Rock Junior High School would exceed the projected costs by

approximately \$300,000. If the District kept its commitment to support the swimming pool project with \$250,000 from the School Plant Facilities Fund, there would not be sufficient money available to award the junior high school contract and maintain our present programs. The trustees voted at their last meeting to present a 5 mill levy to patrons to raise the additional funds to build the junior high school and still keep its commitments to the swimming pool and other major District projects.

After a view of the facts with the City it was jointly agreed that the interests of the District and the community would be best served by not running a separate levy, and by raising all funds for the proposed swimming pool project through the City's Bond Election which will be scheduled at an early date.

This will allow the District to proceed with negotiations with the contractor to adjust costs consistent with available funds to award the contract for the new junior high school.

The trustees support the effort to build an indoor municipal swimming pool which will be located on property immediately south of the Idaho Falls High School. Such a facility would be a significant asset to the physical fitness programs of the School District.

The bond issue to build the swimming pool deserves our consideration. With this decision the School District will not run a special levy, but will lend its support to promote the City's bond issue.

The Mayor then asked for comment from the floor. Jeanne Goodrich, City Librarian, appeared before the Council to report that a recent newspaper report, implying that there were firm plans for a library bond issue within the predictable future was completely without foundation. She said she had conferred on this matter briefly with a newspaper reporter and had only indicated that a bond issue, eventually, would be a solution to the library's problem of space facilities and location.

Mr. Ruland Williams, Jr., representing the Idaho Falls Jaycees, appeared before the Council and presented this written statement:

We the Idaho Falls Jaycees, recommend to the Idaho Falls City Council for their consideration, that each proposal under discussion (i.e. the proposed municipal golf course and the covered swimming pool) be placed on the April 9, 1974 ballot as separate votable items in order to allow the people of Idaho Falls to decide for themselves whether they are willing to finance anyone – both – or none of the subject recreational facilities.

Because:

1. Each proposal would then be judged on its own merit.
2. The people would be deciding on their tax burden rather than any civic organization, special interest groups, or governmental agency.
3. This recommendation was the consensus of the members of the Parks & Recreation Commission on August 23, 1973.

In response, Councilman Freeman said that the Council must be guided and advised by the Fiscal Agent and the Bond Attorney and so it would be premature to discuss these matters intelligently at this time. It was moved by Councilman Freeman, seconded by Erickson, that a General Obligation

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Bond Election be scheduled for April 9<sup>th</sup>, 1974 that would finance, in part, a covered swimming pool and an 18-hole golf course. Roll call as follows: Ayes, 6; No, none; carried.

It was then moved by Councilman Freeman, seconded by Erickson, that the Idaho First National Bank of Boise, Idaho, represented by Mr. Rich Michels, executive Vice President be appointed to serve as Fiscal Agent and Financial Consultant for the foregoing bond issue. Roll call as follows: Ayes, 6; No, none; carried.

License applications for RESTAURANT, Phillip Mah for Liberty Café, Marc Fogg for Fogg's Nibble Niche, Sybil Ames for Sybil's Husky Café, Stanley Kish for Bank-A-Ball, Lulani S. Egbert for L & J Enterprise, Inc. dba Wrangler at 645 North Holmes; ELECTRICAL CONTRACTOR, T. V. James with T. V. James Electric, Lynden B. Trupp with L. B. Electric, R. V. Day with Sunset Electric, Aztech Electric, Inc. by Everett Wenke; JOURNEYMAN ELECTRICIAN, Doren O. Parr, Melvin J. Danielson, R. V. Day, Lynden B. Trupp, T. V. James, Everett S. Wenke; APPRENTICE ELECTRICIAN, R. Hadley with Clifford Electric, Steve Paschke with Duncan Electric; MASTER PLUMBER, Glen Reed; JOURNEYMAN PLUMBER, Von Hill, Ray Hymas, Glen Reed; CLASS B CONTRACTOR, GAS, REFRIGERATION AND WARM AIR, Norman E. Conan with Conan & Landon; CLASS B JOURNEYMAN, GAS, REF., WARM AIR, Max R. Conan, Norman E. Conan; CLASS C JOURNEYMAN, GAS, WARM AIR, Ramon Landon; CLASS D JOURNEYMAN, GAS FITTING, Russell Portela; CLASS D JOURNEYMAN, WARM AIR, James O. Walker; PAWN BROKER, Edwin Buky for Buky's Village; BILLIARDS, Stanley Kish for Bank-A-Ball; PHOTOGRAPHY, J.C. Penny Co.; MOTEL, Durward L. Brown for Motel "6"; TAXI CAB DRIVERS, Larry Lucido, Robert Dale Petersen, Gary Elverud, Thomas Lubbers; BARTENDER, Paul Arnsberger, Lola Dial, Jack Banks, Paul Stinnett, LaRue Powell were presented. It was moved by Councilman Erickson, seconded by Wood, that these licenses be granted, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk presented damage claims from Rod Harris and the Idaho Falls Realty Company with the explanation that, in the interest of time, these had been forwarded to the City's Insurance Adjustor without formal Council approval. It was moved by Councilman Karst, seconded by Freeman, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk presented this report:

**CITY OF IDAHO FALLS**  
**ANNUAL CERTIFICATION OF STREET REVENUE AND EXPENDITURE**  
**JANUARY 1, 1972 TO DECEMBER 31, 1972**

REVENUE:

Unexpended 1971 Street Funds Brought Forward	\$ -
Property Taxes (For Street use only)	41,343.00
State Motor Fuels Tax	420,284.00
County Road and Bridge Tax	55,542.00
Other	<u>393,845.00</u>
Total Revenue Received	\$911.014.00

EXPENDITURES:

General Administration	\$ 28,185.00
Construction	358,195.00
Maintenance	180,140.00
Traffic Control	83,350.00

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Snow and Ice Control	28,505.00
Street Lighting	42,693.00
Street Cleaning	80,950.00
Other	<u>108,996.00</u>
Total Expenditures	\$911,014.00
Unexpended Balance	\$ -

I, S. Eddie Pedersen, Mayor of the City of Idaho Falls, Idaho, State of Idaho, do hereby certify the above is a true and accurate report of the street revenue and expenditures for the calendar budget year 1973.

Date Published: February 17, 1974

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

It was noted that, in the interests of time, this was published on February 17<sup>th</sup>, 1974 to comply with Section 40-137, Idaho Code, without formal Council approval. It was moved by Councilman Karst, seconded by Erickson, that this action also be ratified. Roll call as follows: Ayes, 6; No, none; carried.

From the Purchasing Department came this memo:

City of Idaho Falls  
February 19, 1974

Electronic Conductor

Honorable Mayor and Councilmembers:

Evaluation of bids received show as follows:

Westinghouse Electric Supply Co. from Salt Lake City, Utah submitting the low bid for the following Electrical Conductor:

60,000 ft Item #1 – 15 KV URD #2 Aluminum 7 Strand      for \$28,632.00

Graybar Electric Co. Inc. from Salt Lake City, Utah submitting the low bid for the following Electrical Conductor:

10,000 ft Item #3 – 4/0 4/0 2/0      for \$ 5,652.50  
4,500 ft Item #6 – 15 KV Substation Cable      for \$12,848.00

The following three items are listed in the bid but we received neither prices or delivery quotes:

6,000 ft Item # 2 – 15 KV URD 4/0 aluminum 19 strand – bid only in 25,000 ft quantities  
27,000 ft Item #4 - #4 ACSR bare aluminum – none available at this time  
40,000 ft Item #5 – 795 MCM bare aluminum – none available at this time

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The Electric Light Division and the Purchasing Department request Council authorization to purchase the above 3 items as they may become available for delivery or orders for future deliveries are accepted.

This recommendation subject to your approval.

s/ W. J. Skow  
Purchasing Department

It was moved by Councilman Hovey, seconded by Gesas, that where firm bids were received, the low bid in each instance be accepted and that, where bids were not received, the Purchasing Department be authorized to acquire the material at such time as it becomes available by negotiations. Roll call as follows: Ayes, 6; No, none; carried.

By memo, Electrical Engineer Harrison drew attention to the fact that, according to the architect, it would now be in order to advertise for bids on the Electrical Division Administration Building. It was moved by Councilman Hovey, seconded by Gesas, that the City Clerk be so authorized to advertise for bids on this construction project as soon as possible. Roll call as follows: Ayes, 6; No, none; carried.

This letter from the architect for the Electrical Division Administration Building was then read and considered:

February 8, 1974

The Honorable S. Eddie Pedersen  
Mayor , City of Idaho Falls  
P.O. Box 220  
Idaho Falls, Idaho

RE: City Electric Division Administration Building

Dear Mayor Pedersen:

The site planning, landscaping and sidewalk layouts, as developed on the above referenced project, indicate that the optimum location for the three flagpoles is slightly outside of (east of) the property line, thus placing them in the Capital Avenue right-of-way.

On behalf of the City Electric Division we respectfully request that the Mayor and Council consider granting permission for the location of these three flagpoles to be centered approximately six inches east of the west right-of-way line of Capital Avenue.

Thank you.

Yours very truly,  
s/ Lawrence E. Matson  
Architect

Asked for comment, Public Works Director Lloyd said his Division had no objection to the location for the three flagpoles as indicated. It was moved by Councilman Gesas, seconded by Wood, that permission be granted to place the flagpoles at the locations as proposed. Roll call as follows: Ayes, 6; No, none; carried.

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From the Public Works Director, this memo was presented:

City of Idaho Falls  
February 21, 1974

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: COOPERATIVE AGREEMENT/HIGHWAY DEPARTMENT ANDERSON-LEWISVILLE

We are attaching hereto a draft cooperative agreement between the City and the Department of Highways. This agreement pertains only to a cooperative effort on appraising and purchasing the right-of way needed for the Anderson-Lewisville project.

This agreement has been reviewed by the Public Works Committee and we are recommending that the Mayor and City Clerk be authorized to sign, subject to a final review by the City Attorney.

Respectfully submitted,  
s/ Don  
Donald F. Lloyd

It was moved by Councilman Karst, seconded by Gesas, that the cooperative agreement, as described, be accepted and the Mayor and City Clerk be authorized to sign, subject to final review by the City Attorney as to proper legal form. Roll call as follows: Ayes, 6; No, none; carried.

Following a recommendation by Mr. Boyd Emery, Chief Electrical Inspector, the Mayor proceeded to make these appointments or re-appointments to the Electrical Board:

<u>NAME</u>	<u>TERM</u>
Robert W. Bauchman (Leroy Hale to act as ex-officio in this capacity in the absence of Mr. Bauchman)	4 years
Charles W. Bateman	4 years
Derlin Campbell	3 years
Gary G. Oakey	2 years
Jeff Payne	Continuous
Boyd J. Emery	Continuous (also acting in the capacity of Secretary)

It was moved by Councilman Wood, seconded by Karst, that these appointments or re-appointments be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Erickson noted that, for several years, the Golf Course had been administered by a separate Council Committee than that appointed for Parks & Recreation and, also during that period, the maintenance and operation responsibility was vested in the Golf Pro. Erickson said that, by virtue of the transition to a new Golf Pro, this would be an appropriate time for a realignment policy to be adopted. It was moved by Councilman Erickson, seconded by Freeman, that the Parks & Recreation Division be charged with the responsibility of the Golf Course, that

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Chuck Deming be named as maintenance and operation superintendent of Golf Courses, that the new Golf Pro be responsible for maintenance and operation of the club house and the immediate adjacent area and that the Council Committee in charge of Golf Courses, recently appointed by the Mayor, remain unchanged. Roll call as follows: Ayes, 6; No, none; carried.

The following resolution was introduced by Councilman Wood, read in full, considered and adopted:

**RESOLUTION (Resolution No. 1974-05)**

OF THE CITY OF IDAHO FALLS, IDAHO AUTHORIZING AND DIRECTING THE EXECUTION OF AN AMENDMENT TO A GRANT AGREEMENT FOR THE PURPOSE OF ADDING SPECIAL CONDITION NO. 17 AS HEREINAFTER DESCRIBED:

BE IT RESOLVED by the members of the City Council of the City of Idaho Falls, Idaho as follows:

Section 1. That the City of Idaho Falls, Idaho, shall enter into an agreement with the United States called Amendment No. 1 to a Grant Agreement for Project No. 8-16-0018-01 for the purpose of adding Special Condition No. 17 as hereinafter described, and

Section 2. That the Mayor of the City of Idaho Falls, Idaho, is hereby authorized and directed to execute said Amendment No. 1 to the Grant Agreement on behalf of the City of Idaho Falls, and the City Clerk is hereby authorized and directed to attest the signature of the Mayor and to impress the official seal of the City of Idaho Falls on said Amendment No. 1 to the Grant Agreement at the place marked "(SEAL)" and

Section 3. That the amendment to the Grant Agreement referred to above is as follows:

UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
FEDERAL AVIATION ADMINISTRATION  
NORTHWEST REGION

Fanning Field Airport  
Project No. 8-16-0018-01  
Contract # DOT-FA73WE-  
3901

AMENDMENT NUMBER 1 TO GRANT AGREEMENT

WHEREAS, the Federal Aviation Administration (hereinafter referred to as the "FAA"), acting for and on behalf of the United States of America, has determined that, in the interest of the United States, the Grant Agreement relating to the above numbered project between the United States and the City of Idaho Falls, Idaho (hereinafter referred to as the "Sponsor"), accepted by the Sponsor as of August 24, 1972, should be amended as hereinafter provided:

1. By adding Special Condition No. 17 which is as follows:

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“17. The sponsor hereby agrees that if at any time it is determined by the FAA that the first and second liens presently outstanding on Area 3, as shown on the revised Exhibit “A”, create an undue risk of interference with the operation of the airport or the performance of the covenants of this agreement, Sponsor will extinguish or modify such rights in a manner acceptable to the FAA”.

IN WITNESS WHEREOF, the parties hereto have caused this amendment to said Grant Agreement to be duly executed as of the \_\_\_\_\_ day of \_\_\_\_\_, 1974.

UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
FEDERAL AVIATION ADMINISTRATION  
NORTHWEST REGION

By: s/ Robert O. Brown  
TITLE: Chief-Airport Division, ANW-600

THE CITY OF IDAHO FALLS, IDAHO  
Name of Sponsor

By: \_\_\_\_\_  
TITLE: \_\_\_\_\_

SEAL

ATTEST: \_\_\_\_\_  
TITLE: \_\_\_\_\_

There being no further business, it was moved by Councilman Erickson, seconded by Freeman, that the meeting adjourn at 9:00 P.M., carried.

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

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