

APRIL 12, 1973

The City Council of the City of Idaho Falls, County of Bonneville, State of Idaho, met in a recessed regular meeting on Thursday, the 12th day of April, 1973, at the hour of 7:30 P.M. at the City Council Chambers in the City Hall in the City of Idaho Falls, Idaho; due and legal notice of said meeting having been given as required by law and the rules and regulations of the City.

On roll call the following members, constituting a quorum, were present: Mayor S. Eddie Pedersen; Councilmen Mel Erickson, Norris Gesas, Paul Hovey, Gilbert Karst, Jack Wood. Absent: Councilman Jim Freeman. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; John Evans, City Controller; Lorna Coughlin, City Treasurer; Pete Hill, Director of Aviation; Don Lloyd, Public Works Director; Robert Pollock, Police Chief; Les Corcoran, Fire Chief; Paul Lundblade, Building Official.

Minutes of the last recessed regular meeting, held March 29th, 1973, were read and approved.

The Mayor welcomed a Government Class from Skyline High School and thanked them for their presence and their interest.

The Mayor asked Councilman Hovey to introduce a special guest. Councilman Hovey asked Mr. Paul B. Anderson to come forward to the Council table. Hovey explained that Mr. Anderson, an A.E.C. Industrial Engineer, had served honorably and in a very dedicated manner as Chairman of the Bonneville County Emergency Medical Services Committee. Hovey pointed out that Mr. Anderson was and still is of outstanding assistance to the City and County in improving the emergency medical service in the Idaho Falls area, illustrated most notably by the efficient operation of the County ambulances, operated by City firemen. Hovey said that, since 1969, during the time that Mr. Anderson had served in the above mentioned capacity, he had donated many hours in the preparation of training manuals, evaluation of ambulance equipment, coordination of ambulance operations with the local hospitals, development of a radio-telemetry system and obtaining necessary state approvals for an intensive care paramedic program. It was noted that certain members of the local fire department would soon be trained in that field. Hovey commended Mr. Anderson for serving as the motivating force in making the Idaho Falls-Bonneville County Emergency Medical Services among the best in the nation.

The Mayor then proceeded to present Mr. Anderson with a Meritorious public service award. The Mayor echoed the remarks of Councilman Hovey and offered his own commendation to Mr. Anderson for his talented and effective dedication toward the objective as described. Mr. Anderson then received a congratulatory handshake from all those City Officials around the Council Table.

Councilman Gesas invited Public Works Director Lloyd to submit a presentation depicting the physical status of the water system and the need for supplemental income to provide funding for continued improvements and expansion. He said that it was his intention to recommend a water rate increase but wanted it made clear that he would be initiating same as Chairman of and on behalf of the Public Works Committee and not necessarily speaking for the Council at large.

Lloyd, assisted by Water Superintendent Wayne Woolfe, presented certain factual data relative to the water system. This was spread on a large screen by projector. It was learned that the City has 138 miles of water mains and twelve operative wells. He said the entire system has a \$6,000,000 valuation. Per capita daily consumption of water averages over 500 gallons and at certain summer peak days this raises to 800 gallons, compared to the national average of 140 gallons per day per capita. Lloyd compared the City's combined water and sewer 1972 revenue to 1974; \$955,701 and \$646,471, respectively. Outlining a program of future needs and expansion, Lloyd said \$76,230 in additional funds would be needed for 1973; \$299,943 for 1974; \$440,860 for 1975; \$321,310 for 1976 and \$228,201 for 1977. He said these figures reflected 10% a year for inflation. He showed another chart showing work unit quantities including mains and service lines and, also, installation costs for service lines and service calls. Lloyd warned that existing connection fees were not sufficient to offset costs as illustrated by the fact that the City's out of

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pocket expenses for this service was \$7,466 in 1972; \$3,660 in 1971. Lloyd then showed average water rates for other cities throughout the State including Ammon, Blackfoot, Boise, Caldwell, Lewiston, Moscow, Pocatello, Rexburg, Shelley and Twin Falls. It was learned that none of these were nearly as low as Idaho Falls' monthly residential rate of \$3.00 and some were as high as \$6.00 and over. Lloyd said that, considering the size of the system, this City is very fortunate not to have any more trouble calls than has been experienced and that much of the City is in fair to good shape but that there are other areas, well known to the Water Department where the condition of the system is deplorable and could be demanding of major rehabilitation expense at any time. Lloyd said that he, as Public Works Director, was authorized to announce that the Public Works Council Committee was recommending, with minor exceptions, a 33 1/3% overall water rate increase and a 100% increase in the once a year seasonal water charge from \$1.50 to \$3.00 per year.

The Mayor invited comment from each and every Councilman.

Councilman Karst drew attention to the fact that the City has a obligation under the water revenue bond indenture, to see that the City, at all times, generates sufficient water revenue to properly service the bonds and to keep the system in good, dependable condition.

Councilman Hovey said it was, in his opinion, no more than sound business practice to maintain adequate water rates for the preservation of the system. He said that, even after this increase, the rate would still be a bargain in comparison to other cities throughout the area.

Councilman Erickson, drawing attention to one of Lloyd's observations during his dissertation, marveled at the fact that this City's last water rate increase was five years ago; yet, continued Erickson, there have been during that period, gradual if not substantial, increased costs of operation. Erickson credited the Water Department and the Public Works Division with having exercised considerable internal efficiencies or a rate increase would have become necessary before now.

Councilman Wood expressed amazement at the amount of per capital water consumption within the City and also this City's rate compared to other cities. Wood said he felt a water rate increase in the amount as proposed was both in order and necessary.

Councilman Gesas, reflecting on Wood's statement, said the user should feel fortunate that residential water is not metered. He said the experience in other cities has been that, when metered, one of two things happened; either the monthly bill was substantially increased or consumption substantially decreased. Gesas also concurred in the comments of Councilman Erickson. He said that, in his opinion, it was a credit to the Water Department that the system could have been maintained during the past five years of rising costs without a rate increase.

Mr. Bill Powell of KUPI news reporting staff asked why this matter had not been discussed at the budget hearing. Councilman Gesas said that at that time, the Public Works Committee was not far enough along in their deliberations to determine or make recommendation on the most prudent funding course to propose. In the absence of further comment, it was moved by Councilman Gesas, seconded by Karst, that the City Attorney, working with the Public Works Committee and the Public Works Director, be directed to prepare an appropriate amendatory water rate increase ordinance for Council consideration. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Building Official was presented and read by the City Clerk:

City of Idaho Falls
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MEMORANDUM

TO: Honorable Mayor and Council
FROM: Building & Zoning
SUBJECT: APARTMENT IN AN R-1 RESIDENTIAL ZONE

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Mr. Stephen Pulley requests a variance to permit renting a basement apartment located at 965 Orlin Drive on Lot 29, Block 9, Orlin Park Addition in an R-1 zone. This requires Council approval.

s/ Paul Lundblade
Building Official

Mr. Pulley appeared before the Council. He explained that, in July of 1969, he applied for and received a building permit for basement renovation. He said he did not indicate at that time that the area, after renovation, was to be used as a rental apartment. Mr. Pulley said the apartment had been rented for about two years when a representative from the Building and Zoning Department notified him that his home was in an improper zone for a rental unit. He said there were other rental units in the immediate area. Asked for comment, Building Official Lundblade reported that this had been brought to the attention of his department because of several complaints particularly because of the excessive street parking. Lundblade also noted that there was only one electric meter to serve both living units so the apartment was not known by the Electrical Inspector. Asked if the building permit in any way eluded to the fact that this renovation was for the purpose of creating a rental unit, Lundblade said he could not answer that question until he checked said permit. In answer to a question by Councilman Erickson, Lundblade said this was a difficult thing to police, inasmuch as many apartments are built by the owner without building permits and, thus, without the knowledge of his department. Councilman Wood said that if this were permitted it would be a dangerous precedent as there are many living in R-1 zones who would otherwise be interested in having a rental unit for supplemental income. Wood said it would be a particularly poor decision in this case because of the aforementioned complaints, plus the fact that all nearby residents had not and would not sign the petition giving their consent. It was moved by Councilman Wood, seconded by Karst, that this matter be temporarily tabled until a thorough check was made of the building permit to determine whether or not there was any evidence on that instrument that the renovation was for the purpose of constructing a rental unit. Roll call as follows: Ayes, 5; No, none; carried.

Bills for the month of March, 1973, were presented. The City Clerk read aloud all fund totals for salaries, materials and services, as follows:

<u>Fund</u>	<u>Materials and Services</u>	<u>Salaries</u>	<u>Totals</u>
General Fund	\$67,621.94	\$197,650.85	\$265,272.79
Street Fund	6,856.24	17,345.14	24,201.38
Airport Fund	3,007.27	5,896.69	8,903.96
Water and Sewer Fund	33,676.62	19,420.25	53,096.87
Electric Light Fund	110,158.56	61,373.16	171,531.72
Fire Fund	5,206.11	80,354.41	85,560.52
Recreation Fund	1,040.23	4,716.53	5,756.76
Police Retirement	.00	2,822.62	2,822.62
TOTALS	\$227,566.97	\$389,579.65	\$617,146.62

Councilman Karst, as Chairman of the Fiscal Committee, explained all major expenditures. It was moved by Councilman Karst, seconded by Hovey, 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, 5; No, none; carried.

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Reports from various Division and Department Heads were presented for the month of March, 1973, 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 RESTAURANT, J. B.'s Big Boy Restaurant, Sambo's by Wayne M. Sargent; ELECTRICAL CONTRACTOR, T. V. James at 1141 West Center, Blackfoot, Idaho; JOURNEYMAN ELECTRICIAN: Steve K. Smith, T. V. James; APPRENTICE ELECTRICIAN, H. J. Hubble with Christensen Electric, A. E. Detrick with Christensen Electric; JOURNEYMAN PLUMBER, Clifford S. Pendrey; CLASS C JOURNEYMAN, GAS AND WARM AIR, Joe Scheer; TAXI CAB, Dale H. Wulf for Valley Cab Company; DANCE HALL, J. W. Banks for Hub Bar; BARTENDER, Albertus E. Jackson, Darlene Doane; TAXI CAB DRIVERS, Kip Leavitt, LaVar S. Lufkin, Rodney Swearingen, Ilene Mitchell, Carl Richardson, Clifford Pratt, Donald R. Wilson; LIQUOR (TRANSFER ONLY), from Roger Hougen to Barbara J. Hougen for The Mint Bar, 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, 5; No, none; carried.

These damage claims were presented by the City Clerk:

STATEMENT OF CLAIM

TO: Honorable Eddie Pedersen, Mayor and the
 Idaho Falls City Council
 Idaho Falls, Idaho

Pursuant to the provisions of the Idaho Tort Claims Act, being Chapter 9, Title 6 of the Idaho Code, Jeffrey O. Krantz, on behalf of himself, hereby presents a claim for damages arising from the negligent destruction of a Great Pyrenees dog owned by Jeffrey Krantz, on the 13th day of March, 1973, by an employee of the City of Idaho Falls, Idaho. The death of said animal was caused when an employee of the City of Idaho Falls, whose name and address is unknown to your claimant, attempted to take said animal into custody and in doing so injected it with a drug known as Cap-Chur-Sol, whose contents, nature and effect are unknown to your claimant at the present time. Said drug was improperly administered and resulted in the immediate death of the Great Pyrenees dog known as Basquay D'Navarre. Your claimant alleges that the death of the animal was caused by the negligent, careless and reckless manner, by which the drug was administered, by the negligent and improper use of the amounts of the drug, by the negligent and improper use of the drug under all of the facts and circumstances, and by the use of a dangerous drug, the effects and nature of which were not known to the City of Idaho Falls, or its employees at the time it was used.

As a result of the said conduct of the employee of the City of Idaho Falls, the said Great Pyrenees dog named Basquay D'Navarre was totally destroyed. Said Great Pyrenees dog had a value of \$1,000.00 on the date of its death and claimant has been damaged in that amount.

The incident occurred on March 13, 1973, near the 100 block of East 22nd Street in the City of Idaho Falls, Idaho.

Claim is heretofore made against the City of Idaho Falls in the amount of \$1,000.00, pursuant to the provisions of the Idaho Tort Claims Act.

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The permanent address of the claimant at the time of filing this claim is 145 E. 22nd Street, Idaho Falls, Idaho. Your claimant has also resided at 176 "A" Street, Salt Lake City, Utah.

Dated this 5th day of April, 1973.

s/ Jeffrey O. Krantz

April 2, 1973

Mayor Eddie Pedersen
City Building
308 C Street
Idaho Falls, Idaho

RE: Confirming your personal inspection at my request on this 2nd day of April, 1973, of the Extensive Damages and the serious conditions existing on Willow Creek on J. Street to K. Street. This letter sent by registered mail to No. 3707

Dear Mayor Pedersen:

Today this second day of April, 1973, and at my request, you personally along with Mr. Don Lloyd were shown the very serious damages to my property including my home. Also you saw the serious conditions that exists on Willow Creek on J. Street to K Street. The small under school age children who play with sticks trying to break loose the ever present boards, brush, tree and willow branches, garbage of all kinds, dead animals and etc. so they can run along the west bank of Willow Creek and watch it float and go into the culverts and pipeline going under the northwest corner of the Church of Jesus Christ of Latter Day Saints Temple area and into the Snake River. This flotation of all kinds blocks the entrances of the two culverts going under J. Street which backs up the Willow Creek water until it goes over and nearly goes over J. Street making the water deep at the J. Street culverts and very, very dangerous to these many children. You were shown the very low abutment above the two culverts going under J. Street that had no rail guard of any kind or nature to help protect these children and were told this condition had existed for many years.

You were also shown the serious damages to my home and property resulting from the fast moving large flow of water that came down Willow Creek the early part of the years 1971 and 1972 and with the J. Street culverts being plugged with flotation trash and etc. causing the water to raise high upon its banks washing away my land and soaking out under the west portion of my home causing foundation, floors and sink and walls to crack with extensive damages and etc. Mayor Pedersen, you were also advised and given details of agreements and promises of fulfillment made by Idaho Falls Street and Sanitary Superintendents to myself and Mr. Packer, to fill in the washed away banks to their previous positions along the east bank of Willow Creek between J. Street and K. Street and also reinforce these filled in banks with the proper materials to prevent any future washing away of these Willow Creek banks and replace all fences washed away down or taken out to make the necessary building up to its previous position with the proper bank protection.

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I have the materials to place a fence along the west side of my property at 826 J. Street, but have been waiting until the above-mentioned construction had been completed so that your equipment could have open west side to work from.

I gave permission to take out whatever trees on the west bank of Willow Creek that would be necessary for the operation of the City of Idaho Falls equipment needed to reconstruct and reinforce the east bank of Willow Creek on my property. The City's men came out when I was not home and cut out some trees on this west bank and also cut out and chopped up my two large trees which were located on the east bank of Willow Creek, one from the northwest corner of my home and one from the northwest corner of my fenced in property with picket type fence which was growing between these corners and the east bank of Willow Creek. The large tree growing by the northwest corner of my home furnished shade and beauty for a planned patio and also the tree at the northwest corner was valuable, both increasing the personal satisfaction that a person receives and increases the valuation of the property if one wants to sell the property. They washed out west side of my land and lawn with the picket fence laying down in the east side of Willow Creek and the sinking and braking of my homes foundations, floors, walls and etc. really damages the property.

Mayor Pedersen you asked for this letter so that is what you are getting. I, Eldon C. Hilton, do hereby hold the City of Idaho Falls, Idaho fully responsible and liable for and to all and any damages, losses, costs, and etc. of all and any kinds, natures, and etc. as of this or later date.

Also, I ask for full performance of all the mentioned agreements for the filling back in with the proper materials for both the fill and reinforcement of the east bank of Willow Creek where it is on and along my property and also the west bank where it goes through my property. Also I ask you to move the trees along the west side of Willow Creek that goes through my property and plant them in the built and filled in and reinforced east bank of Willow Creek where it goes through my property plus planting two good quality trees of equal size and of the same or near the same as the two trees your workmen cut down from the east side without my permission.

I am having the pickups moved from my property west of the Willow Creek, also, the two wheel trailer and pickup bed from the alley on the east side of Willow Creek for your convenience to work on the before mentioned project. Also I hereby give the City of Idaho Falls the right to use my lawn north of my home as a help to complete project.

I sincerely hope that this matter is completed as before mentioned as soon as possible so that I can get my home and lot back in good repair. As to the sinking and cracking of the west end of my home and garage, this will have to be done and the City of Idaho Falls, Idaho doing the job in a good satisfactory way and manner or have a good responsible and reputable home builder, contractor put the west end of my home in good conditions and repair without any labor, materials, equipment hired or leased liens of any kind or nature.

Please give those your early attention and completion without any costs to me of any kind or nature.

s/ Eldon C. Hilton

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April 10, 1973

City of Idaho Falls
Idaho Falls, Idaho

Gentlemen:

In August 1972 my ten year old son, Tommy, was hurt while in the dressing room of the Idaho Falls City swimming pool. His injuries required several stitches, and the life guard at that time said the City should and would definitely pay for the expenses. The County Clerk was contacted and he said the City would assume the cost.

At the time my son was staying with my friends, Mr. and Mrs. James L. Larsen, who were then living in Idaho. I have contacted Mrs. Larsen and she reaffirmed the fact that she talked with both the life guard and the County Clerk, and both said the City should take care of it. Mrs. Larsen's address is now 210 Branford Avenue, Groton, Connecticut.

I have waited to do something about this as I assumed that the bills had been sent to you, but apparently this is not the case. I am, therefore, sending you the bills incurred in this accident.

Sincerely,
s/ Doris Graves

It was explained that, in the interests of time, these had been forwarded to the City Insurance Adjustor for investigation and proper handling without formal Council approval. It was moved by Councilman Karst, seconded by Erickson, that this action be duly ratified. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Electrical Engineer was presented:

MEMORANDUM

TO: Mayor and City Council
FROM: G. S. Harrison
SUBJECT: AUTHORIZATION TO SEEK BIDS FOR ELECTRICAL MATERIAL - 1973

We hereby request authorization to advertise for bids on the following items:

- 1) Overhead and underground primary and secondary conductor for 1973 budget projects including Eagle Rock Redevelopment and the 17th Street line extension. \$38,000.00.
- 2) Fault locating thumper for locating failures in underground primary conductor. \$5,000.00.
- 3) One 15/20/25 MVA power transformer to provide capacity for increased loads. Delivery is 40 to 50 weeks - installation schedule 1974. \$85,000.00.
- 4) Supervisory equipment for remote control of Bel Aire and Templeview substations. \$40,000.00.

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- 5) 500 KVA 480-277 volt transformer for emergency power supply for customers using this voltage. This transformer is a long delivery item and should be available to us immediately in the event of the loss of unit in service. \$4,500.00.
- 6) Switch blades to convert the remaining 44 KV, 600 AMP air break switches to 1200 AMPS. This will increase our 44 KV Loop capacity. \$10,000.00.

These items are long delivery items and should be bid as soon as possible for installation during the 1973 construction season.

All items are included in the 1973 budget.

s/ Steve Harrison

It was moved by Councilman Hovey, seconded by Gesas, that the Purchasing Department be granted authorization to advertise for bids for the electrical material as above listed. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk reported that the Police Department now has a sufficient amount of impounded vehicles, bicycles and miscellaneous items to warrant an auction sale. It was moved by Councilman Erickson, seconded by Wood, that said auction sale be scheduled for 1:00 P.M., May 19th, 1973, at the usual location and the City Clerk be authorized to publish legal notice accordingly. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk presented a lease assignment from Triangle Recreational Sales and Service in favor of the First Security Bank. It was noted that the above mentioned firm, operated by A. E. Detrich, was an airport industrial park tenant. It was moved by Councilman Wood, seconded by Gesas, that the Mayor and City Clerk be authorized to sign, subject to final approval by the City Attorney, inasmuch as there was a question raised as to whether or not said lease was assignable when the City's lease was, in fact, not Triangle but with a subsidiary company; namely, Budget Rent-A-Car. Roll call as follows: Ayes, 5; No, none; carried.

Reference is made to page 339 in this book of minutes and, more specifically, the presentation and tabling at that time of a final plat of the East View Addition, Division No. 3. Councilman Wood reported that, after conferring with the City Attorney, it was learned that it would not be considered good legal practice to withhold the approval of a final plat and, thus, penalize a potential developer because an adjacent property owner refused to be included. Therefore, it was moved by Councilman Wood, seconded by Karst, that this plat be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Building Official was presented and read by the City Clerk:

City of Idaho Falls
April 11, 1973

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Building & Zoning
SUBJECT: TEMPORARY CANVAS SIGN

The Idaho Falls Civitan Club requests permission to erect a 27 inch x 20 foot long canvas display banner at the corner of Rollandet and 21st Street. The banner will be across Rollandet. It meets all of Volume V Sign Codes except it states this type of sign must be

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approved by the Governing Body. This banner will be temporary, for two days only, April 21st and 22nd. They also request the \$15.00 sign permit be waived because of a small working budget and most of the proceeds to charity.

s/ Paul Lundblade
Building Official

It was learned that the canvas sign was for the purpose of advertising the gun show at the armory. Asked for comment, Public Use Advisor Howard James said the Electrical Division has had many sad experiences attempting to install over-hanging signs of this nature without sufficient supports. It was moved by Councilman Wood, seconded by Karst, that this request be granted, subject to the satisfaction of the appropriate City Officials that proper safety standards have been installed. Roll call as follows: Ayes, 5; No, none; carried.

These bids had been received by the Mayor on property legally described as Lots 3 and 4, Block 9, Capitol Hill Addition:

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Mayor S. Eddie Pedersen
and City Council
Idaho Falls, Idaho

Gentlemen:

I wish to purchase some lots, that belong to the City of Idaho Falls. The lots are Lots #3 and #4, Block 9 of Capitol Hill Addition. I wish to bid one thousand one hundred and sixty dollars. (\$1,160.00).

Thank you,
s/ Lloyd Heyrend
580 East College St.

Idaho Falls, Idaho
April 5, 1973

Mayor and City Council
Idaho Falls, Idaho

I hereby submit a bid for the following described property:

Lots #3 and #4 in Block #9 Capitol Hill Addition, City of Idaho Falls, \$1,000.00.

Respectfully submitted,
s/ Thurman H. Peterson

It was moved by Councilman Karst, seconded by Erickson, that the high bid of Lloyd Heyrend in the amount of \$1,160.00 be accepted. Roll call as follows: Ayes, 5; No, none; carried.

Another bid was presented on property legally described as Lot 2, Block 5, Tew Addition, City of Idaho Falls, as follows:

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City of Idaho Falls
April 5, 1973

Mayor and City Council
Idaho Falls, Idaho

I hereby submit a bid for the following described property:

Lot #2, Block 5, Tew Addition, City of Idaho Falls. \$890.00.

Respectfully submitted,
s/ Thurman H. Peterson

It was noted that, in both the above instances the properties in question were acquired by the City Treasurer through tax deed and quiet title suit under one or more L.I.D.s. It was moved by Councilman Karst, seconded by Wood, that this bid be accepted. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Hovey registered concern that properties in the above described category might not receive proper publicity, prior to their being offered for sale by sealed bid. It was moved by Councilman Hovey, seconded by Karst, that this matter be referred to the City Attorney with instructions, working with the City Treasurer, to work out an appropriate and acceptable policy in this regard. Roll call as follows: Ayes, 5; No, none; carried.

From the Public Works Director came this memo:

City of Idaho Falls
April 12, 1973

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd, Director
SUBJECT: UTAH POWER & LIGHT CO. EASEMENT – BY AIRPORT PROPERTY

The Utah Power and Light Company has requested an easement about 1200 feet in length along the west side of the airport property to accommodate an extension of their existing line northward to serve a pump. This has been checked out with the Airport Manager and he has no objection as it meets all FAA clearance requirements. We would recommend that the Mayor be authorized to sign the document.

Respectfully submitted,
s/ Donald F. Lloyd

It was moved by Councilman Gesas, seconded by Karst, that the Mayor be authorized to sign this easement in favor of the Utah Power & Light Company. Roll call as follows: Ayes, 5; No, none; carried.

The following bids for paving, gutter, curb, sidewalk, construction and other work for Local Improvement District No. 45 was submitted:

Kennaday Paving Co. – Idaho Falls	\$858,129.75
Burggraf Construction Co. – Idaho Falls	\$858,468.75
Peter Kiewitt Sons Company – Twin Falls	\$929,040.00

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The City Engineer recommended to the City Council that the said bid of Kennaday Paving Company, Idaho Falls, Idaho, of \$858,129.75 for construction work to be done in Local Improvement District No. 45 be accepted and approved.

It was moved by Councilman Gesas, seconded by Councilman Karst, that the bid of Kennaday Paving Company, Idaho Falls, Idaho in the amount of \$858,129.75 for construction work to be done in Local Improvement District No. 45 be accepted and approved and the Mayor and City Clerk be authorized to execute the contract with Kennaday Paving Company. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Hovey drew attention to certain known deterioration taking place on the Eagle Rock Dam, south of and under the Broadway Bridge. It was moved by Councilman Hovey, seconded by Gesas, that the City Council authorize a contract with Ellsworth Engineering & Associates, not to exceed \$10,000, to provide engineering, specification preparation, contract selection and inspection of repairs of the Eagle Rock Dam. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Wood presented an addendum to the E.T. Dickson airport farm lease. It was explained that said addendum was necessary because the F.A.A. had recently installed certain radio transmitters deleting the amount of farm land available to Mr. Dickson. Wood explained, further, that this deletion was in the amount of 8 acres with a proportionate deduction in annual rental. It was moved by Councilman Wood, seconded by Gesas, that this farm lease addendum, expiring March 31st, 1974, be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

A similar Addendum was then presented to the Bill Dixon farm lease, deleting 19 acres. However, Wood explained that there was no reduction in rent in this case, inasmuch as this land is sprinkler irrigated. It was moved by Councilman Wood, seconded by Gesas, that this farm lease addendum also be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

This resolution was introduced by Councilman Wood:

MP-4

RESOLUTION DATED APRIL 12, 1973 (Resolution No. 1973-10)

Resolution authorizing the submission of an airport master planning grant application to the United States relating to the development of Idaho Falls, Municipal Airport (Fanning Field)

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

Section 1. That the City of Idaho Falls, Idaho, shall as Sponsor, submit an Airport Master Planning Grant Application to the United States Department of Transportation through the Federal Aviation Administration, under the provisions of Section 13 of the "Airport and Airway Development Act of 1970", (P.L. 91-258) for the purpose of obtaining Federal Aid for the formulation of an "Airport Master Planning Study" for the development of Fanning Field, Idaho Falls, Idaho.

Section 2. That the City of Idaho Falls, Idaho does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the "Airport Master Planning Grant Application", dated _____ and in the required documentation which constitutes the complete application.

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Section 3. That the Mayor of the City of Idaho Falls, is hereby authorized and directed to execute said application on behalf of the City of Idaho Falls, Idaho, and that the City Clerk is authorized to attest said execution.

Section 4. That the Airport Master Planning Grant Application dated _____ shall be as attached and incorporated herein.

Adopted this 12th day of April, 1973, by and for the City of Idaho Falls, Idaho

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

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

Councilman Wood then introduced a contract between the City and Isbell Associates, Inc., for professional services for Airport Master Planning for Fanning Field, as previously authorized. It was moved by Councilman Wood, seconded by Gesas, that this contract be accepted and the Mayor and City Clerk be authorized to sign, subject to final approval by the City Attorney as to legal form. Roll call as follows: Ayes, 5; No, none; carried.

ORDINANCE NO. 1355

AN ORDINANCE AMENDING SECTION 8-7-33 OF THE CITY CODE OF IDAHO FALLS, IDAHO, SAID SECTION BEING A PORTION OF THE SEWER CODE OF SAID CITY, BY CHANGING THE BASES FOR COMPUTING UNIT CHARGES TO INDUSTRIAL USERS OF THE SANITARY SEWER SYSTEM; PARTICULARLY SETTING FORTH THE NEW BASES; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilman Gesas, seconded by Karst, 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, 5; 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, 5; No, none; carried.

There being no further business, it was moved by Councilman Erickson, seconded by Wood, that the meeting adjourn at 9:25 P.M., carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

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