

JANUARY 25, 1973

The City Council of the City of Idaho Falls, County of Bonneville, State of Idaho, met in a regular meeting on Thursday, the 25th day of January, 1973, at the hour of 7:30 o'clock 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 ordinances of the City.

On roll call, the following members, constituting a quorum, were present: Mayor S. Eddie Pedersen, Councilmen Melvin Erickson, Jim Freeman, Norris Gesas, Paul Hovey, Gil Karst, Jack Wood, Jr. Also present: Robert Pollock, Police Chief; Les Corcoran, Fire Chief; Ernie Craner, Parks and Recreation Director; Paul Lundblade, Building Official.

Minutes of the last recessed regular meeting, held January 11th, 1973, were read and approved.

License applications for GROCERY STORE, DeLaine R. Young for Pleasant Valley Drive In, 3496 Crestwood Lane and 1257 East 17th Street; RESTAURANT, Robert Wilkinson for Arctic Circle Drive-In on West Broadway, 450 First Street and 235 E. Street, Sam D. Wong for Wong and Yee's Fine Foods at Bonneville Hotel, Jesse R. Walters for Stockyard Café; DAIRY, Ivan R. Miller for Challenge Dairy, and Cream Top Dairy; JOURNEYMAN ELECTRICIAN, Don Scarlet, Allen Millward, Deon B. Jacobson; APPRENTICE ELECTRICIAN, Rudy Boelter, Jr. with Riv-Eon Electric, Stephen Browning with Bonneville Construction Company; MASTER PLUMBER, Ivan Mathews with Mathews Plumbing and Heating, Max A. Groom with Modern Plumbing and Heating of Rigby; JOURNEYMAN PLUMBER, J. Dale Browning, Max A Groom, Gene I. Mathews, Darwin C. Mathews, Howard Hill, Rex Rolfe; CLASS C CONTRACTOR, WARM AIR HEATING AND GAS FITTING, Norman Godfrey with Valley Sheet Metal; CLASS C CONTRACTOR, WARM AIR HEAT AND WET HEAT, Max A. Groom with Modern Plumbing and Heating of Rigby; CLASS C CONTRACTOR, REFRIGERATION AND WARM AIR, Gene's Refrigeration; CLASS D CONTRACTOR, GAS FITTING, Lloyd Winn with Upper Snake River Valley Dairyman's Association, Inc.; CLASS D CONTRACTOR, REFRIGERATION, W. C. Scott with Scott's Refrigeration, Inc.; CLASS C JOURNEYMAN, WARM AIR, GAS FITTING, Larry Thompson, J. Clifford Cook; CLASS D JOURNEYMAN, GAS FITTING, Lloyd Winn, Edward Nixon, Arlo Belnap; CLASS D JOURNEYMAN, REFRIGERATION, W. C. Scott, Martel L. Smith; PHOTOGRAPHER, Irvin D. Enders with Pictureland Studios, Ralph Davis with Davis Photo, Richard E. Hahn with Photography by Dick and DeAnn; NON-COMMERCIAL KENNEL, Dr. John B. Sawyer; TAXI CAB DRIVERS, John Allen Dunnagon, Sr. with Yellow Cab Company; BARTENDER, Ritch K. Heuer; BEER, CANNED AND BOTTLED, TO BE CONSUMED ON THE PREMISES, Gerald A. Waller for Pizza Hut; LIQUOR, Patrick J. Boylan for Shamrock, S. C. Montague for Starlite Lounge, Roger Hougen for The Mint Bar, Ray V. Robison for Ray's Western Bar, Leola Boylan for Hawaiian, Stanley Linkowsky for Page One at Fanning Field, 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 drew attention to the fact that, on January 16th, 1973, the City Council, by informal action, authorized the request to BPA for a wholesale power rate change from C-5/F-5 combination to an E-5 schedule beginning April 1, 1973. It was moved by Councilman Hovey, seconded by Gesas, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

This petition with 136 signers representing 73 properties in the Packer Addition was presented and read by the City Clerk:

January 8, 1973

Honorable Mayor and City Council
City of Idaho Falls
Idaho Falls, Idaho

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Gentlemen:

We the undersigned property owners and/or residents of Packer Addition to the City of Idaho Falls hereby respectfully petition the Mayor and City Council to surface the north half of 9th Street between St. Clair Avenue and Woodruff Avenue. This section of City street has been open to traffic for 6 years and is a constant problem of dust, flying gravel and traffic hazard, particularly since 9th Street is posted at 35 MPH. Because of the great amount of traffic using this street, we feel that surfacing at this time would be justified.

Respectfully submitted,

Councilman Karst drew attention to the fact that the property immediately to the north is not in the City. He said that development of one half a street, as exemplified by the street in question, would not now be permitted under the City's present developer requirements. At the invitation of the Mayor, Public Works Director Lloyd appeared to explain that construction of a sewer interceptor along the graveled portion of 9th Street between St. Clair and Woodruff is anticipated and that Federal funding has been requested. Lloyd continued by saying that, if a Grant Offer is received, this project will be accomplished this year and that upon its completion, the north side of 9th Street would be improved with road mix or some other suitable surface treatment. Lloyd said this should suffice until the area north of 9th Street is developed. He said this half street, presently, could not be included in a street improvement L.I.D. for the reason that the adjacent property owner resides in the County. Councilman Erickson suggested, with general Council concurrence, that the property owner in question be approached to see if he would participate in the street improvement on the grounds that his property value would benefit accordingly. No further Council action was considered necessary or in order at this time.

The City Clerk presented four contract agreements from the Union Pacific Railroad described as follows: L. D. 22377 covering an underground power line crossing and encroachment at the Idaho Falls Airport to serve the MAILS approach lighting system; L. D. 22378 covering an access roadway, walkway and light tower encroachment, also to serve the MAILS approach lighting system; L. D. 22383, covering a water pipe line crossing on Chamberlain between Short and 15th Streets to serve the Industrial plants in the Eagle Rock area (It was explained that this was a 12' line replacing a 6' line and involving a slightly different routing, thus requiring a new agreement); L. D. 22384 covering a power line crossing R.R. right of way immediately north of the Eagle Rock Power Plant for future servicing of the urban renewal and downtown area. It was moved by Councilman Wood, seconded by Freeman, that these contracts be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Purchasing Department was presented:

City of Idaho Falls
January 24, 1973

1-1973 Cab & Chassis (Sanitary Truck)
1-1973 Refuse Body with Container Lift

Honorable Mayor and Councilmembers:

The Purchasing Department requests approval to advertise for bids for the following items for the Sanitation Department:

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- 1- New 1973 Cab & Chassis (Sanitary Truck)
- 1- New 1973 Refuse Body with Container Lift

The recommendation subject to your approval.

s/ W. J. Skow

It was moved by Councilman Karst, seconded by Gesas, that authorization be granted to advertise for bids for the equipment as described. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls
January 25, 1973

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Building and Zoning Division
SUBJECT: VARIANCE FOR LOADING FACILITIES

Mr. Von Beck, owner of A-Aland Company, a water refining enterprise, requests a variance for two (2) parking spaces to be reserved for loading and unloading in front of his place of business at 830 Park Avenue. This building is boxed in by the Ex-cel-cis Beauty Shop on the south, the One Hour Martinizing building on the north and Tates' Barber Shop on the east, leaving only one (1) entrance to the building on Park Avenue. There is no possible facility elsewhere.

s/ Paul Lundblade
Building Official

Mr. Von Beck appeared before the Council to say that, even though the memo indicated a request for two spaces, one would suffice, inasmuch as there is presently a loading zone in front of the One Hour Martinizing building. It was moved by Councilman Erickson, seconded by Wood, that one loading zone be permitted directly south of the existing loading zone which is in front of the Martinizing Company. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Public Works Director was submitted:

City of Idaho Falls
January 25, 1973

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd, Director
SUBJECT: MEMORIAL DRIVE

I am attaching hereto an original and three (3) copies of a Resolution and Cooperative Agreement with the Department of Highways pertaining to Memorial Drive between Broadway and "E" Street. This agreement is for the purpose of developing construction plans and specifications to obtain federal aid participation in the construction costs. The Agreement also calls for \$1,000 to be deposited with the State to provide for services incidental to the

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preliminary engineering. This has been reviewed in detail with the Public Works Committee and we are recommending that the Council give authority for the Mayor and City Clerk to sign the City's approval.

s/ Donald F. Lloyd

The foregoing memo served to introduce this resolution:

RESOLUTION (Resolution No. 1973-03)

WHEREAS, the Department of Highways of the State of Idaho has submitted a Cooperative Agreement stating obligations of the State and the City of Idaho Falls, Idaho, for preliminary engineering for the construction of Memorial and Riverside Drive between Broadway Street and "E" Street within the corporate limits of the City of Idaho Falls, Bonneville County, Idaho, as described in the Cooperative Agreement, which improvement is to consist of excavation, base, surfacing, curb-gutter, drainage and traffic controls on 0.4 miles of F.A.S. Route 6718 to be constructed under Federal Aid Project Su-6718 (3); and

WHEREAS, the State, by agreement with the Federal Highway Administration, is responsible for obtaining compliance with laws, standards and procedural policies in the development, construction and maintenance of improvements made to the Federal Aid Secondary Highway System when there is Federal participation in the costs; and

WHEREAS, certain functions to be performed by the State involve the expenditure of funds as set forth in the Cooperative Agreement; and

WHEREAS, the State cannot pay for any work not associated with the State Highway System; and

WHEREAS, the City is fully responsible for all costs related to the project; and

WHEREAS, it is intended that the project shall be developed and constructed so as to receive Federal participation;

NOW THEREFORE, BE IT RESOLVED:

1. That the Cooperative Agreement for Federal Aid Secondary Highway Project Su-6718(3) is hereby approved.
2. That the Mayor and City Clerk are hereby authorized to execute the cooperative Agreement on behalf of the City of Idaho Falls.
3. That duly certified copies of the resolution shall be furnished the Department of Highways.

It was moved by Councilman Gesas, seconded by Karst, that this resolution be adopted and passed. Roll call as follows: Ayes, 6; No, none; carried. It was noted that passage of the foregoing resolution authorized the Mayor and City Clerk to sign the cooperative agreement SU-6718(3).

This property appraisal was presented by the City Clerk:

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LOCAL IMPROVEMENT DISTRICT NO. 45
APPRAISAL OF PROPERTY

We, the undersigned, WESLEY SKOW AND JOE LAIRD, acting pursuant to the provisions of ORDINANCE NO. 598, of the City of Idaho Falls, DO HEREBY CERTIFY that we are the duly appointed, qualified and acting City Purchasing Agent and the City Engineer of the City of Idaho Falls, Idaho; that we have investigated the value of all of the real property situated in Local Improvement District No. 45, and we find and determine that the actual value of the real property situated in said District is \$8,990,000, and that the actual value of said real property, exclusive of the improvements thereon, is \$3,315,000.

Dated at Idaho Falls, Idaho, this 18th day of January, 1973.

s/ Wesley Skow
Purchasing Agent
s/ Joe Laird
City Engineer

The Mayor directed the City Clerk to make this a matter of official record.

On the motion of Councilman Gesas, seconded by Councilman Karst, the following Resolution was adopted by the unanimous vote of the Council:

(Resolution No. 1973-04)

“RESOLVED, THAT THE ACTUAL VALUE OF THE REAL PROPERTY INCLUDED IN PROPOSED LOCAL IMPROVEMENT DISTRICT NO. 45 IS \$8,009,000.00, AND THAT THE ACTUAL VALUE OF SAID REAL PROPERTY, EXCLUSIVE OF THE IMPROVEMENTS THEREON, IS \$3,315,000.00; THAT THE ORGANIZATION AND CREATION OF THE DISTRICT IS PROPER AND THAT THERE IS REASONABLE PROBABILITY THAT THE OBLIGATIONS OF SUCH DISTRICT WILL BE PAID.”

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

Councilman Gesas introduced Ordinance No. 1351 entitled:

“AN ORDINANCE CREATING AND SETTING FORTH THE BOUNDARIES OF LOCAL IMPROVEMENT DISTRICT NO. 45 IN AND FOR IDAHO FALLS, IDAHO, FOR THE PURPOSE OF GRADING, GRAVELING, PRIME-COATING, TACK COATING, PAVING, CURBING, GUTTERING, SURFACE DRAINING, CONSTRUCTING SIDEWALKS, PLANTING TREES AND INSTALLING STREET LIGHTS ON CERTAIN STREETS AND PARTS OF STREETS, ALLEYS AND PARTS OF ALLEYS THEREIN; PROVIDING THAT SUCH IMPROVEMENT SHALL BE MADE AND THAT THE COST AND EXPENSE OF SUCH IMPROVEMENTS SHALL BE TAXED AND ASSESSED UPON ALL PROPERTY IN SAID DISTRICT IN PROPORTION TO THE NUMBER OF SQUARE FEET OF LANDS AND LOTS ABUTTING, ADJOINING CONTIGUOUS AND ADJACENT THERETO INCLUDED IN SAID DISTRICT AND IN PROPORTION TO THE BENEFITS DERIVED TO

SUCH PROPERTY BY SAID IMPROVEMENTS; AND PROVIDING THAT THE WHOLE COST AND EXPENSE OF SAID IMPROVEMENTS WITHIN STREET INTERSECTIONS AND ALLEY INTERSECTIONS SHALL BE PAID FROM THE GENERAL FUNDS OF THE CITY AND FIXING THE AMOUNT THEREOF; AND PROVIDING FURTHER THAT THE MAKING OF SAID IMPROVEMENT BONDS TO DEFRAY THE COST OF SAID IMPROVEMENTS OTHER THAN THE COST AND EXPENSE TO BE PAID FROM THE GENERAL FUNDS OF THE CITY”.

and moved that the Ordinance be adopted and passed by the Council on its first reading. Motion was seconded by Councilman Karst and the same being put to a vote, was unanimously carried by the affirmative vote of all Councilmen present.

It was moved by Councilman Erickson that the rules be suspended, and that the Ordinance be placed on its second and third reading. Motion was seconded by Councilman Hovey, and the same being put to a vote, was unanimously carried by the affirmative vote of all Councilmen present.

It was moved by Councilman Freeman, seconded by Councilman Wood, that the Ordinance pass its third reading, and that the same be adopted, and the Clerk be instructed to publish the same as required by law, and the same being put to a vote, it was unanimously carried, the vote being as follows: Ayes, Councilmen Erickson, Freeman, Gesas, Hovey, Karst, and Wood; No, none; carried.

The Mayor noted two vacancies on the Idaho Falls Heating and Cooling Board, caused by the retirement from their respective business of Messrs. Wendell Sanderson and Harold Babbitt. The Mayor proceeded to appoint their respective sons as their replacements; namely Messrs. Roger Sanderson and Thurman Babbitt. It was moved by Councilman Wood, seconded by Gesas, that these appointments be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

It was moved by Councilman Gesas, seconded by Hovey, that the Purchasing Department be authorized and directed to advertise for bids on decorative and overhead lighting for L.I.D. #45. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Karst introduced this resolution and moved its adoption:

MEMORIAL RESOLUTION (Resolution No. 1973-05)

RE: OPPOSITION TO SUGGESTED LEGISLATION TO REDUCE REVENUE SOURCES FOR CITIES

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO:

That the City of Idaho Falls voices its strong objections to any legislative action which would reduce current revenue sources available to cities.

That the pressure of inflation lies as heavily upon City governments as it does upon our State government.

That any legislation to remove the sales tax allocation to cities which is intended to replace the inventory tax, which was removed by legislative action, will result in hardship to most cities, which must rely largely upon property taxes as a major revenue source.

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That, therefore, the members of the Idaho Legislature are urged to leave intact all present funding sources for Idaho cities, and to seek a fairer and more practical solution to the budget problems of the State of Idaho.

Passed by the Council and approved by the Mayor this 25th day of January, 1973.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

This motion was seconded by Councilman Freeman. Roll call as follows: Ayes, 6; No, none; carried.

It was then moved by Councilman Karst, seconded by Freeman, that the Mayor be authorized to send copies of the foregoing resolution to both houses of the State Legislature, to the Governor, and any and all legislators from this area and to other legislators as deemed appropriate at the discretion of the Mayor. Roll call as follows: Ayes, 6; No, none; carried.

There being no further business, it was moved by Councilman Karst, seconded by Freeman, that the meeting adjourn at 8:20 P.M., carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

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