

JULY 20, 1972

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The City Council of the City of Idaho Falls, County of Bonneville, State of Idaho, met in a regular meeting on Thursday, the 20<sup>th</sup> day of July, 1972, 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 ordinances of the City.

On roll call the following members, constituting a quorum, were present: Mayor S. Eddie Pedersen; Councilman Jim Freeman, Councilman Mel Erickson, Councilman Paul Hovey, Councilman Gilbert Karst, Councilman Jack A. Wood. Absent: Councilman Norris Gesas. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; John Evans, City Controller; Rod Gilchrist, City Planner; Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; John Evans, City Controller; Rod Gilchrist, City Planner; Don Lloyd, Public Works Director; Ernie Craner, Parks & Recreation Director; Robert Pollock, Police Chief; Les Corcoran, Fire Chief; Pete Hill, Airport Manager.

Minutes of the last regular meeting, held July 6<sup>th</sup>, 1972, were read and approved.

The Mayor announced that this was the time and the place for a public hearing, as advertised, to hear and consider all protests and those wishing to be otherwise heard, relative to the L.I.D. #42 Assessment Roll. The Mayor asked the City Clerk to present and read aloud this written protest:

Idaho First National Bank  
Idaho Falls, Idaho  
July 20, 1972

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

Gentlemen:

This letter is being written for Mr. Harold Masters, Building and Property Manager, The Idaho First National Bank, Boise, Idaho, in protest of the assessment made to said bank under L.I.D. #42.

This protest is being made at the present time so that Mr. Masters may have ample time to study all figures and breakdowns by which the assessment was computed. These figures are not yet available to Mr. Masters and for this reason we enter the protest.

Also, all sidewalks, curbs and gutters covered in Assessment #22 and #27 were included in the original contract for the construction of the new Idaho First National Bank building and parking lots. This contract was in force before the L.I.D. was approved.

Very truly yours,  
s/ Dean W. Schultz  
Manager

Asked for comment, Public Works Director Lloyd appeared to say that there had been a meeting with Mr. Masters and his architect as long ago as last March and he thought they had come to an understanding on this problem at that time. Councilman Karst commented to the effect that this

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matter must be speedily resolved. He said that, in his opinion, this was not a valid protest, but instead, a misunderstanding as to a contractual arrangement. He said that a contract has been let, work is proceeding, and work estimates that must be paid will soon be forthcoming.

Mr. John Weida, local downtown jeweler, appeared before the Council not for purposes of registering a protest but, rather, to register a complaint relative to the parking spaces that will be forfeited by virtue of the work project. He said that 40 spaces on Shoup Avenue alone will be lost.

He said this problem will be augmented when future downtown L.I.D.'s are created and the downtown merchant cannot afford beautification at the expense of parking which is their life blood. The Mayor said the Council is cognizant of this problem as evidenced by the fact that free parking is being provided along the railroad tracks. He also drew attention to the fact that the Council created a parking L.I.D. which was abandoned because of the economics of the project. He assured Mr. Weida that the Council would continue to keep this problem in mind and do everything in their power to resolve the problem as it becomes more acute.

A written objection to the Assessment Roll of Local Improvement District No. 42 having been filed, and the City Council having considered said written objection, to said Assessment Roll, the adoption of the following Resolution was moved, seconded and unanimously passed, to-wit:

**(Resolution No. 1972-20)**

“RESOLVED: THAT THE CITY COUNCIL TAKE UNDER ADVISEMENT THE OBJECTION TO THE ASSESSMENT ROLL OF LOCAL IMPROVEMENT DISTRICT NO. 42 AND RENDER A DECISION ON SAID OBJECTION AT A FUTURE MEETING.”

ATTEST: s/ Roy C. Barnes  
City Clerk

s/ S. Eddie Pedersen  
Mayor

Councilman Karst introduced Ordinance No. 1334 entitled:

“AN ORDINANCE PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF CREATING LOCAL IMPROVEMENT DISTRICT NO. 42 IN THE CITY OF IDAHO FALLS, IDAHO, AND OF MAKING LOCAL IMPROVEMENTS THEREIN, (EXCLUSIVE OF THE COST AND EXPENSE OF IMPROVEMENTS WITHIN STREET INTERSECTION) BY INSTALLMENTS PAYABLE IN FIFTEEN EQUAL ANNUAL PAYMENTS AS NEARLY AS MAY BE, AND AUTHORIZING THE ISSUANCE OF LOCAL IMPROVEMENT BONDS OF SAID DISTRICT IN THE NAME OF SAID MUNICIPALITY FOR SAID INSTALLMENTS, AND FIXING THE RATE OF INTEREST THEY SHALL BEAR AND MAKING THE SAME PAYABLE ANNUALLY.”

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

It was moved by Councilman Karst, 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

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follows: Councilman Erickson, Councilman Freeman, Councilman Hovey, Councilman Karst, Councilman Wood.

The Mayor asked Public Works Director Lloyd to escort City employee Alvin Clark to the Council table. Lloyd noted that Mr. Clark had started with the City in 1968 and recently took a year's leave of absence for special training as a sewage works operator. The Mayor proceeded to award Mr. Clark a grade IV sewage works operator's certificate in conjunction with the certification program for sewage works operators as jointly administered by the Association of Idaho Cities, the Idaho State Department of Health, the University of Idaho and the Pacific Northwest Pollution Control Association. The Mayor congratulated Mr. Clark for this achievement who then also received congratulations from all City Officials around the Council table.

License applications for RESTAURANT, Dean's Prairie Dog Wagon at Buttrey's Parking Lot, Pettingill's Spudnut & Ice Cream Shop by Dean J. Pettingill; RESTAURANT, (transfer) from Ward Hittson to Stanley Linkowski for Page One Restaurant & Lounge at Fanning Field; BEER (transfer) from Ward Hittson to Stanley Linkowski for Page One Restaurant & Lounge at the Airport; LIQUOR, (transfer) from Ward Hittson to Stanley Linkowski for Page One Restaurant & Lounge at the Airport; APPRENTICE ELECTRICIAN, Bill Leavitt with Earl Nelson Electric; TAXI CAB OPERATORS, Randy Dixon and Douglas Lufkin with Yellow Cab Company, John Harbeck, Janell Wulf and Mary Hill with Valley Cab Company; BARTENDER, Stanley Linkowski, Kenneth Grimmett, Dean Packer, Carma Butler, Viola Hodson, Shirley L. Hansen, Alice A. Brammer, Diane Higgs, Terry Burgener, 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.

This damage claim was presented and read:

Idaho Falls, Idaho  
July 17, 1972

Mr. Roy Barnes  
City Clerk

Dear Sir:

Am writing to you in regards to our recent flooding (last week) of our basement. There was about ten to twelve inches of murky odorous water backed up from the sewer.

Besides being a health hazard, it did quite some damage.

The cord to our deep freeze was underneath the water and must have shorted out as all the food in the freezer defrosted and thawed.

We had eight to ten packages of beef steaks, several packages of pork chops, quite a lot of strawberries, raspberries, corn, a half gallon of ice cream, salami, some frozen fish, three loaves of frozen bread and numerous other things. They were all unusable.

There was also some extra bedding & linoleum on the bedroom floors. The odor was so terrible.

I worked several days and bought Lysol room deodorant. We haven't been able to sleep down there for a week. This has happened before but we didn't report it, just cleaned it up. But

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this time it destroyed our food. My husband and I are in our seventies and under doctors care and I feel the City should recompense us.

Respectfully,  
Mrs. Harold Southwick  
1016 Bear Avenue

It was moved by Councilman Freeman, seconded by Erickson, that this be referred to the City Insurance Adjustor for investigation and proper handling. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Purchasing Department was presented and read:

City of Idaho Falls  
July 19, 1972

Light and Signal Poles – Conduit and Fittings – Conductor  
12 Concrete Junction Boxes

Honorable Mayor and Councilmembers:

Tabulation of bids for 8 light and signal poles, conduit and fittings, and conductor – 12 concrete junction boxes is attached.

Evaluation of bids received show General Electric Supply Company submitting the low bid of \$5,660.43 for electrical material.

RTP Concrete Company submitting a bid of size “C” concrete junction boxes \$120.00 and Size “D” concrete junction boxes \$170.00.

Purchase orders have been issued for the above material and the Electric Light Division and the Purchasing Department desire ratification of this action.

This recommendation subject to your approval.

s/ W. J. Skow  
Purchasing Department

It was moved by Councilman Hovey, seconded by Karst, that official ratification to this previous informal Council action be granted. Roll call as follows: Ayes, 5; No, none; carried.

Another matter in need of official Council ratification was explained by this memo:

July 19, 1972

Automobile Liability Insurance  
Airport Liability Insurance

Honorable Mayor and Councilmembers:



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From these firms no response was received. It is the recommendation of the Controller and Purchasing Department that the purchase and installation be handled as separate units on a quotation basis.

\$2,990.00 is in the budget for this project. Quotation will be limited to this figure.

This recommendation subject to your approval.

s/ W. J. Skow  
Purchasing Department

It was moved by Councilman Karst, seconded by Hovey, that the Purchasing Agent be authorized to acquire the needed air conditioning equipment as separate units on a quotation basis as recommended. Roll call as follows: Ayes, 5; No, none; carried.

Another memo from the Purchasing Department was forthcoming, to-wit:

City of Idaho Falls  
July 12, 1972

Resurfacing Tennis Courts

Honorable Mayor and Councilmembers:

Tabulation of bids for resurfacing tennis courts at 7<sup>th</sup> Street and Tiger Drive is attached.

Evaluation of the only bid received show D & J Striping of Veradale, Washington submitting the bid of \$5,982.00.

It is the recommendation of the Recreation Department and the Purchasing Department that the above bid be accepted.

This recommendation subject to your approval.

s/ W. J. Skow  
Purchasing Department

It was moved by Councilman Freeman, seconded by Erickson, that the one bid, as described, for resurfacing the tennis courts at 7<sup>th</sup> and Tiger Drive be accepted. Roll call as follows: Ayes, 5; No, none; carried.

Still another memo from the Purchasing Department was presented, as follows:

City of Idaho Falls  
July 19, 1972

1 Complete TV Sewer Inspection Equipment

Honorable Mayor and Councilmembers:

Tabulation of bids for 1 complete TV sewer inspection equipment is attached.

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Evaluation of bids received show Flo-max, Boerne, Texas, submitting the low bid of \$6475.00, camera model GC-100.

It is the recommendation of the Water and Sewer Department, Public Works, and the Purchasing Department that the above bid be accepted.

This recommendation subject to your approval.

s/ W. J. Skow  
Purchasing Department

It was moved by Councilman Karst, seconded by Freeman, that the low bid from Flo-max Corporation for the TV Sewer Inspection Equipment be accepted. Roll call as follows: Ayes, 5; No, none; carried.

Finally, from the Purchasing Department, this memo was presented and studied:

City of Idaho Falls  
Idaho Falls, Idaho  
July 19, 1972

One Comfort Station

Honorable Mayor and Councilmembers:

Tabulation of bids for 1 comfort station including septic tank and drain field at Eagle Rock Park is attached.

Evaluation of bids received show Heyrend Construction Company submitting the low bid of \$7973.00.

It is the recommendation of the Parks & Recreation Director and the Purchasing Department that the above bid be accepted.

This recommendation subject to your approval.

s/ W. J. Skow  
Purchasing Department

It was moved by Councilman Freeman, seconded by Erickson, that the low bid of Heyrend Construction Company be accepted for the comfort station at Eagle Rock Park. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Fire Chief was submitted:

MEMORANDUM

TO: Mayor S. Eddie Pedersen and Members of the City Council  
FROM: Les Corcoran, Fire Chief  
SUBJECT: ADOPTION OF THE NEW UNIFORM FIRE CODE

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The Fire Prevention Code adopted by the City is in need of updating. The Code in effect now is the 1965 edition of the Fire Prevention Code recommended by the American Insurance Association.

In the past few years a committee from the Western Fire Chief's Association and the International Conference of Building Officials has been working on a Fire Code to work hand in hand with the Uniform Building Code. This Code has not been published as the Uniform Fire Code and we recommend that it be adopted by the City of Idaho Falls.

Basically the Uniform Fire Code, 1971 Edition, is similar to the AIA Code. Many sections of the Code reflect identical wording. All items of the old Code are covered in the new Code plus a few new sections which are explained in an attached sheet.

The greatest advantages to adopting the Uniform Fire Code would be that it works so closely with the Uniform Building Code which the City has used for many years. There would be no conflicting regulations in the two Codes.

The Idaho Fire Chief's Association at its recent meeting in Pocatello endorsed the Uniform Fire Code and urged its adoption by the State of Idaho as well as by all municipalities.

We now offer it for your consideration.

s/ Les Corcoran

It was moved by Councilman Freeman, seconded by Hovey, that the City Attorney be directed to prepare an appropriate ordinance for Council consideration that would adopt the new Uniform Fire Code. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Public Works Director was presented and read:

City of Idaho Falls  
July 20, 1972

TO: Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: PUMP HOUSE & RETENTION TANK - WELL #12

We have received approval from HUD this date to advertise for the construction of Well #12 pump house and retention tank. We are requesting authorization for the City Clerk to advertise on July 30, 1972, Aug. 6, 13 and open bids on August 15, 1972.

s/ Don

It was moved by Councilman Karst, seconded by Freeman, that authorization be granted to advertise for bids on the project as described. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls  
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TO: Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: PUBLIC HEARING ON WOODRUFF AVENUE INTERCEPTOR

The National Environmental Policy Act requires that the applicant for EPA grants submit an environmental assessment with his application and to hold a public hearing to make this assessment public and hear objections to the proposed work.

The written environmental assessment has been submitted to the EPA office in Seattle and they have now requested that we hold the public hearing. We are requesting authorization to publish notice on August 6, 13, and 20<sup>th</sup> and hold the hearing at the regular Council meeting on August 24, 1972.

s/ Don

It was moved by Councilman Karst, seconded by Wood, that authorization be granted to schedule a public hearing on August 24<sup>th</sup> on the issue as described and the City Clerk also be authorized to publish legal notice accordingly. Roll call as follows: Ayes, 5; No, none; carried.

Finally, from the Public Works Director, this memo was submitted:

City of Idaho Falls  
July 19, 1972

TO: Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: AMENDMENT NO. 1 TO PROJECT AGREEMENT

On May 1<sup>st</sup> of this year the City entered into a project agreement for the reconstruction of 17<sup>th</sup> Street between St. Clair and Church Farm Road. It is now necessary to amend this agreement to reflect final estimated costs. The City's share of the construction is now estimated to be \$118,550, about \$4,000 less than the preliminary estimates. We are attaching hereto an original and two copies of a Resolution and Amendment No. 1. These documents have been reviewed by the Public Works Committee and City Attorney and we are requesting authorization for the Mayor and City Clerk to sign the City's approval.

s/ Don

The foregoing memo served to introduce this resolution:

**RESOLUTION (Resolution No. 1972-21)**

WHEREAS, the Department of Highways of the State of Idaho and the City of Idaho Falls, entered into a Project Agreement on May 1, 1972, for reconstructing a part of 17<sup>th</sup> Street between St. Clair Avenue and Church Farm Road within the City of Idaho Falls, Bonneville County, Idaho; and

WHEREAS, it is in the public interest to change the aforesaid agreement by adopting Amendment No. 1.

NOW THEREFORE, BE IT RESOLVED:

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1. That Amendment No. 1 to the Project Agreement is hereby accepted and approved.
2. That the Mayor and City Clerk are hereby authorized to execute Amendment No. 1 on behalf of the City of Idaho Falls.
3. That duly certified copies of this Resolution shall be furnished the Department of Highways and the Federal Highway Administrator.

It was moved by Councilman Karst, seconded by Erickson, that this resolution be adopted and the Mayor and City Clerk be authorized to sign Amendment #1 to the project agreement as described. Roll call as follows: Ayes, 5; No, none; carried.

**ORDINANCE NO. 1335**

AN ORDINANCE ADOPTING THE NATIONAL ELECTRICAL CODE, 1971 EDITION, PUBLISHED BY THE NATIONAL FIRE PROTECTION ASSOCIATION, AS PART OF THE ELECTRICAL CODE OF IDAHO FALLS, IDAHO; SETTING FORTH THE SCOPE OF SAID CODE; PROVIDING THAT THREE (3) COPIES OF SAID NATIONAL CODE SHALL BE HEREAFTER KEPT ON FILE IN THE OFFICE OF THE CITY CLERK; AMENDING SECTIONS 409-12 (B) AND (F), 4-9-15 (O), AND 4-9-16 (A) OF THE CITY CODE OF IDAHO FALLS, SAID SECTIONS BEING PART OF THE ELECTRICAL CODE OF IDAHO FALLS, BY DELETING SPECIAL WIRING REQUIREMENTS FOR MULTIPLE DWELLINGS, BY DELETING THE REQUIREMENT FOR THE USE OF METAL BOXES, BY DELETING THE REQUIREMENT USING RIGID CONDUIT AND METALLIC TUBING; REPEALING ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilman Wood, 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, 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.

This memo from the Building Official was presented and studied:

City of Idaho Falls  
July 20, 1972

MEMORANDUM

TO: Mayor and City Council  
FROM: Paul Lundblade  
SUBJECT: REQUEST FOR TEMPORARY SALES OFFICE

**JULY 20, 1972**

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Attached is a request for permission to use a mobile home as a temporary sales office for Hart-Mazda. This office would be located on the Hart Pontiac-Cadillac property at 1363 North Holmes Avenue. This request is being made for use for a period of 90 days. This Department has no objections to this use for a period of 90 days.

s/ Paul Lundblade

It was moved by Councilman Wood, seconded by Erickson, that this variance for a temporary mobile home sales office at 1363 North Holmes Avenue be granted with the time limitation as stated. Roll call as follows: Ayes, 5; No, none; carried.

**ORDINANCE NO. 1336**

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS, IDAHO; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO (SECONDARY SEWAGE TREATMENT PLANT & ADJACENT PROPERTY)

The foregoing Ordinance was presented in title. It was moved by Councilman Wood, 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.

It was moved by Councilman Wood, seconded by Karst, that initial zoning on the foregoing annexed property be I & M-1 and the Building Official be directed to incorporate said zoning on the official zoning map, located in his office. Roll call as follows: Ayes, 5; No, none; carried.

A final plat of Montcliffe Estates, Division No. 1 was presented and studied. 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.

Anticipating annexation of the property described on the foregoing plat, an annexation agreement was presented. It was moved by Councilman Wood, seconded by Karst, that said annexation agreement be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

**ORDINANCE NO. 1337**

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 (MONTCLIFFE ESTATES, DIVISION NO. 1)

The foregoing Ordinance was presented in title. It was moved by Councilman Wood, 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

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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.

It was moved by Councilman Wood, seconded by Karst, that initial zoning on the foregoing annexed property be R-3A for Lots 1, 3, and 4 and R-1 for Lots 2 and 5 and the Building Official be directed to incorporate said zoning on the official zoning map, located in his office. Roll call as follows: Ayes, 5; No, none; carried.

This letter of resignation was presented and read aloud by the City Clerk:

P.O. Box 2213  
Idaho Falls, Idaho  
July 12, 1972

Mayor Eddie Pedersen  
City Hall  
308 "C" Street  
Idaho Falls, Idaho

Dear Mayor Pedersen:

I am unable to attend an appropriate number of Idaho Falls Planning Commission meetings because of other higher priority activities. This creates situations which seem to be unfair to other commission members, as well as to the public in general when a quorum or adequate commission representation is not present.

Consequently I want to resign from the Planning Commission effective August 1, 1972.

I am thankful for having had the privilege of serving the City of Idaho Falls.

Sincerely,  
s/ H. Noble

It was moved by Councilman Freeman, seconded by Wood, that Mr. Noble's resignation as a member of the Planning Commission be regretfully accepted and the Mayor, on behalf of the City Council, be directed to write Mr. Noble a letter of commendation for the many years of dedicated service Mr. Noble served in this capacity. Roll call as follows: Ayes, 5; No, none; carried.

The Mayor noted that he, acting in behalf of the City, had been requested to sign a petition by Melvin and Forence Hult giving consent, as a near-by property owner, to construct a grocery store one acre directly south of Sandy Downs. It was moved by Councilman Wood, seconded by Freeman, that this matter be referred to the Planning Division for study and recommendation. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Wood presented an airport use agreement and lease between the City and Mr. Donald Goodman. It was explained that Mr. Goodman serves as a flight contractor for fire retardant to the BLM. It was moved by Councilman Wood, seconded by Karst, that this agreement be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

Through Councilman Wood, this memo from the Airport Manager was presented:

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City of Idaho Falls  
July 18, 1972

TO: Mayor and City Council  
FROM: Airport Committee  
SUBJECT: AIRPORT PARKING COMPANY OF AMERICA PROPOSAL

Attached for your perusal and action is the third proposal from this company relative to the auto parking concession at the Airport. The Committee recommends approval of this proposal subject: (1) the clearance of the City Attorneys Office of proper lease, (2) completion of satisfactory working agreements between APCOA, the Airport Terminal Building Lessees, and Airport Management.

s/ Pete

The foregoing memo eludes to a proposal relative to the auto parking concession at the Airport. That proposal from APCOA was read in its entirety, as follows:

APCOA  
July 12, 1972

Mr. H. T. Hill, AAAE  
Director of Aviation  
City of Idaho Falls  
Fanning Field  
Idaho Falls, Idaho

Dear Mr. Hill:

I am happy to submit for your consideration a proposal for the operation of your parking services at Fanning Field, Idaho Falls, Idaho. APCOA Division, ITT Consumer Services Corporation, is a part of the World-Wide International Telephone and Telegraph Corporation. We are the largest operator of airport parking facilities in the world, with 93 airport concessions. These include, among others, Denver, Colorado; Billings, Montana; Boise, Idaho; Eugene, Oregon; and Great Falls, Montana. APCOA would be proud to be associated with the Idaho Falls Airport.

The Idaho Falls Airport must be confident in knowing the parking service operator is the most experienced and the most competent in airport parking operations. No other parking company in the world has the depth of knowledge and the experience in this important airport service area. Operating systems and procedures developed by APCOA during the past 22 years and placed in effect at airports, both large and small, will benefit Idaho Falls Airport users, as will APCOA's extensive experience in solving day-to-day problems which are inherent in a parking operation. Controlled parking will greatly assist in maintaining a desired traffic flow within the terminal area, supplement the security of the area, and assure adequate parking facilities to the airport patron.

It is APCOA's policy to operate its parking facilities by offering the highest quality of service to the public. Our employees are thoroughly indoctrinated in the importance of customer courtesy, appearance, and deportment. Although it has always been our policy to hire local

employees, we have unlimited sources from which to draw experienced management. The commencement of paid parking at the Idaho Falls Airport will create new jobs for the citizens of the community. A local manager from this area will be hired and trained by experienced zone and division managers. The local manager will be constantly checked by our zone office.

The Idaho Falls Airport must be secure in the knowledge that the collection of the proper fees is correct for every vehicle parked within the paid parking area. Because airport parking revenues are most important to the airport, the proper collection of parking fees takes on added meaning. APCOA is a leader in airport parking cash and inventory control. Our experience in controlling the revenues at every size airport has led to our developing physical controls that will guarantee the airport a maximum amount of parking revenues.

An additional feature offered for the security of all receipts collected at Idaho Falls Airport will be security checks made by our roving internal auditors. All visits and checks by our internal auditors are unannounced and unknown to provide the best type of audit.

The following constitutes APCOA's proposal. This proposal is tailored to meet the physical and service requirements of Idaho Falls Airport, as well as assuring the maximum return in revenue.

1. APCOA will spend an amount up to \$10,000 to purchase and install the necessary control equipment for the operation of the paid parking facility. Title to any and all equipment and improvements shall vest in Lessor immediately upon installation and completion.
2. APCOA will provide uniformed attendants, trained and disciplined in the performance of their duties, and courteous to the public, who will be on duty during the time commercial scheduled airlines are in operation.
3. APCOA will keep the premises of the parking facility in a neat and sanitary condition (excluding snow removal, cost of electricity for lighting, and lighting maintenance) and will comply with all applicable laws.
4. APCOA will issue a ticket to each car as it enters the terminal parking area, and collect the proper parking fee when the customer exits the terminal area. Airport patrons who merely want to utilize the loading-unloading zone in front of the terminal building on the roadway for dropping off and picking up passengers, and who exit the parking lot within 15 minutes from the time of entry, will not be charged a parking fee. Taxicabs, airport limousines, airport delivery vehicles servicing airport tenants, terminal building employees of terminal building tenants will not be charged a parking fee.
5. A posted schedule of rates for the use of the facilities will be:
  - 0 to 15 minutes – no charge
  - More than 15 minutes but less than two hours - 35¢
  - Each additional hour - 15¢
  - Maximum for 24 hours - \$1.50No changes in the schedule of rates will be made without first having received the prior approval of the Lessor.
6. As rental consideration of a ten-year lease, APCOA agrees to pay the airport a guaranteed annual premium as follows:

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First Year	\$3,000	Sixth Year	\$5,000
Second Year	\$3,000	Seventh Year	\$7,000
Third Year	\$3,000	Eight Year	\$7,000
Fourth Year	\$5,000	Ninth Year	\$7,000
Fifth Year	\$5,000	Tenth Year	\$10,000

or the following percentages, whichever is the greater amount.

30% of the gross annual receipts in excess of \$30,000, but not in excess of \$50,000 per annum, plus

40% of the gross annual receipts in excess of \$50,000, but not in excess of \$70,000 per annum, plus

60% of the gross annual receipts in excess of \$70,000 per annum.

7. The lease of the parking services would be for a period of ten years, commencing with the day that APCOA begins operation. APCOA shall have one additional five-year option to renew the lease, on terms and conditions to be negotiated between the parties, upon giving Lessor written notice of its intention to exercise its option at least ninety days prior to the expiration of the primary lease term. Should a new terminal be constructed elsewhere on the parking premises, APCOA would reserve the right to be located within a comparable parking facility provided by the Lessor within the new area. In the event that a new terminal area is constructed, or when the present parking facilities require expansion, APCOA will be willing to negotiate an amount of capital investment, to be provided by APCOA at the time new or expanded facilities are developed.
8. APCOA will, of course, at its own expense, and at all times during the terms of the lease, secure general liability insurance in the limits of \$100,000/\$300,000 for bodily injury, and \$25,000 for property damage to cover the operation of the parking services. In addition, the lease would provide that APCOA will have exclusive parking privileges on the airport, and the airport would agree to enforce parking restrictions.

We thank you for your consideration and should you desire additional information, please do not hesitate to contact us.

Sincerely,  
s/ Jewel Doherty  
Director of Airport  
Concessions

Councilman Wood explained that the principal advantage to a paid parking arrangement at the airport, other than the obvious one of revenue, is one of providing security. Wood said this company specializes in this type of operation and that many people object to leaving their vehicle at the airport for any length of time for fear it will be stolen or vandalized. It was noted that the first 15 minutes of parking would be without charge. To this Councilman Hovey registered concern on the grounds that this would "lock out", so to speak, those who wished to drive to the airport as sightseers and particularly, those who were meeting passengers. He said that, speaking from experience, he had never been successful, when picking up a flight passenger, in meeting a plane and picking up baggage within a 15 minute period. Hovey recommended that, instead of 15 minutes free parking, this be changed to 30 minutes, at least for a portion of the parking area. Wood said this posed no problem inasmuch as the foregoing was merely a proposal with certain flexibility. He said the actual agreement, when prepared, could reflect this change if it was the will of the Council. Asked about employee parking, Airport Manager Hill said this area would also be

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turned to the operator for policing. In answer to a question by Councilman Freeman, Hill noted it is conceivable that Idaho Falls could eventually lose its carrier service if provision is not made for security policing at and around the airport terminal. Asked by Hovey about fencing, Hill said there would be minimum amount of fencing, only enough to provide maximum security. Asked by Hovey about lease agreement termination, City Attorney Smith said the agreement would have the standard requirements which would permit cancellation with but not without cause. It was moved by Councilman Wood, seconded by Karst, that the City Attorney, working with the Airport Committee and the Airport Manager, be directed to prepare an appropriate lease agreement with APCOA for Council consideration. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Wood submitted these Airport Security Rules which incorporated certain aircraft parking fees:

City of Idaho Falls  
August 1, 1972

TO: All Based Aircraft Owners and Users of Fanning Field

**FANNING FIELD (IDAHO FALLS) AIRPORT**  
**RULES CHANGE**  
**EFFECTIVE AUGUST 1, 1972**

**AIRPORT SECURITY:**

Your attention is invited to Federal Air Regulations Part 107-Airport Security effective 3/18/72, and FAR Part 139- Certification and Operations Air Carrier Airports effective 5/20/72.

These regulations have the effect of law, and were placed in effect to reduce air piracy and all types of aeronautical theft. Locally, strict compliance was not attempted pending FAA inspection. This has now been accomplished. Inspectors have agreed to leniency in Operations Area B (east side of airport), providing incidents or violations do not occur. If infractions do occur the FAA will require stern measures by the City to preclude closure of the airport to the serving airlines.

1. Automotive vehicles may only be parked in the designated areas - or within your hangar. Those left adjacent to the aircraft tie-down, or taxiway areas will be impounded.
2. No vehicle will be allowed in the operations areas without written permit of the airport manager, (this entails a security check of the driver) plus radio transceiver on 121.7 HMZ, and vehicle identification.
3. For gated entrances - these must be closed after each entry, or exit.
4. For entries having chained access (private hangars) these must be replaced following each entry or exit.
5. Gate #1 in Operations Area A (Terminal Building - West Side) may still be used for transient and local loading or unloading provided the signs are obeyed and there is no trespass to the airline operations area Gates #2 thru #5.
6. Your cooperation is requested in calling the ATCT, FSS, or the airport manager if you notice suspicious persons or vehicles on the airport.

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Obviously this is an unpleasant situation. With each of you assisting, further measures will not be required.

**AIRCRAFT TIE-DOWNS AREAS:**

During the past two decades it has not been the policy of the City to furnish gratis tie-down to local based aircraft owners. It has been forcefully brought to our attention that this policy has gradually deteriorated. Accordingly, please be advised:

1. Local based aircraft using City tie-downs on asphalted areas will be charged a fee of \$15.00 per month effective August 1, 1972. This rental fee payable in advance will be collected by Reeder Air Service.
2. The tie-down fee will not be charged transient aircraft up to 72 hours occupancy.
3. Local aircraft owners desiring to install their own tie-downs, may contact Reeder Air Service or the airport manager.

s/ H. P. Hill

It was moved by Councilman Wood, seconded by Erickson, that these be adopted, effective August 1<sup>st</sup>, 1972, and that all aircraft owners receive a copy for their files. Roll call as follows: Ayes, 5; No, none; carried.

This letter was presented by Councilman Wood:

Edahow Distributing Co.

Idaho Falls City Council  
Idaho Falls, Idaho

Gentlemen:

We are currently requesting a release from the mortgage company of that land which is not needed for normal operation of the warehouse located on our property in the Airport Industrial Park.

We wish to build more buildings on east portion between the sewer easement and the Freeway and another warehouse later on the land between our present building and the sewer easement. The storage units will be for boats, campers, snowmobiles, personal storage of furniture and small business warehousing.

May we have your approval to obtain this proposed release from the mortgage company.

Sincerely,  
s/ Dean J. Storer

It was moved by Councilman Wood, seconded by Freeman, that the City Council go on record as offering no objection to a partial mortgage release for the reason as stated. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Erickson requested the City Clerk to read the following:

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City of Idaho Falls  
July 20, 1972

TO: Honorable Mayor and City Council  
FROM: Office of the Chief of Police  
SUBJECT: INFORMATION ON ANIMAL CONTROL

Even though complaints have been coming in on dogs we feel that there has been a much improved operation in Animal Control with the addition of the one additional man. Schedules have been and will be changed as the need arises to obtain the best coverage.

Taking into consideration the Poundmaster's three men have only one and a half months experience. The report for June is favorable. They sold 159 licenses, sold 76 dogs, and had 30 dogs redeemed, and disposed of 236 dogs. They issued 52 citations of which receipts combined with the fees collected on impound and licenses will contribute approximately \$1,100.00 to the general fund. They also handled 137 other animals (cats) and completed 60 cases or miscellaneous service reports filed in records at the Police Department.

This information does not reflect they have lessened the problem to a satisfactory degree only that they are working on it.

Respectfully submitted:  
s/ Robert D. Pollock

Erickson explained that this resulted from a request by the Police Committee that animal control be made the subject of a special study. Erickson also noted that added personnel had been authorized. Police Chief Pollock appeared to say that July figures look better than those reported for June and that even better results should be expected when the employees become seasoned. Pollock continued by saying that an arrangement is being tried whereby notations will be made on citations issued to repeaters. Councilman Hovey suggested additional help, perhaps as many as 15 to 20 college students, to further control the problem. Councilman Erickson doubted the effectiveness of this suggestion on the grounds that these employees must be trained to properly serve the public. Erickson said the existing employees have been instructed to answer anonymous calls as a means of tracking violators and to eliminate, as much as possible, friction between neighbors. He said they cruise the streets constantly. The subject of bounties was introduced as a possible solution. The Police Chief answered by saying that this would tend to create over zealously on the part of the dog catchers which might result in deteriorating public relations to the point that it would kill the entire program. The Mayor concluded the remarks on this issue by saying that the Council and all affected employees are cognizant of the problem and this is a beneficial step in the right direction.

Councilman Erickson reported that a parking problem exists on Skyline Drive from the high school to the fire station. He said this problem is occasioned because A.E.C. bus passengers park in front of residences for an 8 to 10 hour period. Included among the parked vehicles, continued Erickson, are campers and pickups which pose a sight problem and endanger the safety of children. He said the affected residents are entitled to some consideration. It was moved by Councilman Erickson, seconded by Wood, that this matter be referred to the Traffic Safety Committee for study

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and recommendation and that, in the interim period, the Police Chief be directed to contact the responsible A.E.C. official in an attempt to effect voluntary cooperation. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Erickson then made reference to a previous request by the Nelson Hotel for a 20 minute parking zone in front of that establishment. Erickson reported, in view of the fact that there are several existing loading and taxi zones in that block, the Parking Commission had recommended denial. It was moved by Councilman Erickson, seconded by Freeman, that this recommendation be upheld and the request, as stated, be denied. Roll call as follows: Ayes, 5; No, none; carried.

Finally, by Councilman Erickson, it was moved that all school pedestrian crossings be repaired before school starts. this motion was seconded by Councilman Wood. Roll call as follows: Ayes, 5; No, none; carried.

This brought to the Mayor's attention the fact that the pedestrian crossing on Memorial Drive east of the L.D.S. Hospital is in need of repainting. The Mayor also suggested proper signing to alert vehicular traffic of said pedestrians crossing. It was moved by Councilman Erickson, seconded by Wood, that the pedestrian crossing in question be repainted and that the signing matter be referred to the Traffic Safety Committee for study and recommendation. roll call as follows: Ayes, 5; No, none; carried.

Councilman Freeman presented the following letter:

Idaho State Parks & Rec. Dept.  
July 18, 1972

Mr. Ernest Craner, Director  
Idaho Falls Parks and Recreation Department  
Box 220  
Idaho Falls, Idaho

Dear Ernie:

It is my pleasure to inform you that your East Tautphaus park project has been approved for funding by the Bureau of Outdoor Recreation. Your project has been assigned the No. 16-00139 and all future correspondence should be referenced to this number.

Enclosed please find the following:

1. Two copies of project agreement with attached general provisions. Please sign both copies and return one to our office. The other is for your files.
2. One copy of Engineering Certification. Please have your engineer examine and sign this document and return it to our office. We are requesting that copies of all plans and specifications be sent to our office as they become available.
3. Equal Opportunity Poster. Please make certain that this is posted in a conspicuous place on the project sight. Be sure all bidding documents list, word-for-word, the civil rights requirements outlined in red on the general provisions attached to the project agreement.
4. Outdoor Recreation - Aid for Local Participation. Please examine pages 14-19 for limitations of allowable costs and Appendix for important policy limitations. Especially take note of Appendix D, 1: Utility lines.

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5. Please transmit to this office copies of all State or City certificates of health and plumbing and electrical inspections as they are completed.
6. Identification poster. Please post this in a conspicuous place to acknowledge Federal financial participation in the project.

You may proceed with the construction following the date the enclosed agreement is postmarked for return to our office. Please note the project scope elements listed on the front of the agreement form. If you propose any changes in the scope contact this Department prior to making the changes. Failure to consult with this Department prior to making changes may result in a loss of reimbursement.

If you have any questions, please feel free to contact us.

Sincerely,  
s/ Steve W. Bly

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

It was then moved by Councilman Freeman, seconded by Erickson, that the City Clerk be authorized to re-advertise for bids on the Fountain to be located in the Eastern portion of Tautphaus Park. Roll call as follows: Ayes, 5; No, none; carried.

Reference is made to page 194 in this book of minutes and, more specifically, a request for a sign variance by Mr. David Hunter of the Insurance Center. Freeman noted that there was limited discussion at that time relative to whether or not the sign would be illuminated but no definite Council directive was given. Freeman said he had done some checking and found that, during the past three years, only three illuminated sign variances had been granted in an R-3A zone and none of these were comparable to this situation. To eliminate the possibility of precedent setting and to set the record straight relative to the David Hunter variance, it was moved by Councilman Freeman, seconded by Karst, that illumination of the sign to be erected at the Insurance Center not be permitted and that Mr. Hunter be advised accordingly. Roll call as follows: Ayes, Councilmen Hovey, Freeman, Erickson, Karst; No, Councilman Wood; carried.

At the invitation of the Mayor, Councilman Karst introduced the subject of weed control and, in turn, asked Public Works Director Lloyd for a progress report. It was learned that 311 lots have been cleared of weeds in 58 working days. Lloyd said that many of these had been voluntarily accomplished by the property owner and, in other instances, the property cleared by the City and the property owner charged. Lloyd said there is still an abundance of weeds, especially between the curbs and the sidewalks and a representative from his department has been directed to contact the property owners, asking their cooperation for removal.

Councilman Karst then drew attention to three properties outside the City on the North Yellowstone Highway between the City limits and the Idaho Canal. He said, in each instance, construction is proposed or has started, one being a restaurant on which a County permit was issued, even though no provision was made at that time for utility services. The owner now realizes this problem and has requested annexation. Karst said it would appear that there is little communication between the City and the County on matters of this nature. He proposed that BCOG be made aware of said lack of communication and an attempt be made to resolve same through that newly created agency. Councilman Hovey registered an opinion to the effect that, as the situation now stands, it is a County rather than a City problem. City Planner Gilchrist appeared to ask whether or not his department should proceed with annexation for the area in

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question. The Council did not feel they were ready to answer this question at this time. Instead, it was moved by Councilman Erickson, seconded by Karst, that this matter be referred to the Public Works Committee for a recommendation to the full Council. Roll call as follows: Ayes, 5; No, none; carried.

It was moved by Councilman Hovey, seconded by Karst, that a joint meeting with the City Council and the County Commissioners be arranged to discuss and attempt to resolve problems of this nature one half or a full mile outside the City limits. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Hovey noted that the Public Power Council has asked this City to pay in advance its commitment in the amount of \$1,733, inasmuch as they are anxious to proceed as fast as possible on construction of hydrothermal power plant #7 and certain reconstruction of Hanford #1, located at Hanford, Washington. It was moved by Councilman Hovey, seconded by Karst, that this payment be authorized for the reason as stated. Roll call as follows: Ayes, 5; No, none; carried.

The Police Chief gave a brief report on his findings relative to the problem facing the local CATV organization on which an ordinance has twice been presented to the Council without official action. He said there have been many unauthorized hook ups resulting in lost revenue. He said that if the ordinance is passed it would be understood that Upper Valley Telecable would continue to police their own lines. The Council took this report under advisement.

There being no further business, it was moved by Councilman Erickson, seconded by Freeman, that the meeting adjourn at 10:30 P.M., carried.

ATTEST: s/ Roy C. Barnes  
City Clerk

s/ S. Eddie Pedersen  
Mayor

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