

MARCH 9, 1972

The City Council of the City of Idaho Falls, met in a recessed regular meeting, Thursday, March 9, 1972, at 7:30 P.M. in the Council Chambers in Idaho Falls, Idaho. There were present at said meeting: Mayor S. Eddie Pedersen; Councilmen Jack Wood, Gil Karst, Paul Hovey, Jim Freeman, Mel Erickson. Absent: Norris Gesas. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Rod Gilchrist, City Planner; John Evans, City Controller; Don Lloyd, Public Works Director; Steve Harrison, Electrical Engineer; Jim Collins, Personnel Director; Les Corcoran, Fire Chief; Robert Pollock, Police Chief.

Minutes of the last recessed, regular meeting, held February 24th and a special meeting held February 29th, 1972 were read and approved.

Bills for the month of February, 1972, having been properly audited by the Fiscal Committee, were presented and these totals, by fund, for salaries and materials and services were read aloud by the City Clerk:

<u>FUND</u>	<u>GROSS PAYROLL</u>	<u>SERVICE AND MATERIALS</u>	<u>TOTAL EXPENDITURES</u>
General Fund	\$136,949.50	\$82,509.60	\$219,459.10
Fire Bonds	50,384.81	6,177.81	56,562.68
Water & Sewer Fund	12,385.36	30,068.75	42,454.11
Electric Light Fund	39,045.83	39,153.87	78,199.70
Recreation Fund	1,433.40	988.08	2,416.48
Police Retirement	2,547.25	.00	2,547.25
<u>TOTAL FUNDS</u>	<u>\$242,746.15</u>	<u>\$158,893.17</u>	<u>\$401,639.32</u>

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,

Reports from Division and Department Heads were presented for the month of February, 1972, and there being no questions or objections, were accepted by the Mayor and ordered placed on file in the office of the City Clerk.

License applications for GROCERY, Paul Sato for Mary's Japan Grocery, Stephen Johnson for Johnson's Fruit & Gas, 7-11 Stores at 9th, G, and 1st Streets, Wayne Aiman for Aiman's Superette, Thomas Murphy for Wallace Drive-In Dairy, Reed Huntsman for Reed's Mini-Mart; RESTAURANT, H. Teuscher for 19th Hole Café, Janet Greenhalgh for A & W Drive-In, Clifford Kirkendall for Bowl-ero, Terry Wilson for J.B.'s Big-Boy Restaurant, Sambo's, Skaggs Drug Center at Country Club Shopping Center, B & B Drug Center, Roscoe Caldwell for 7-11 Store, Joe Liu Wing You for the Paris Café, Thelma Thompson for Royal Fork Buffet Restaurant; CONFECTIONARY, Betty R. Davis for Karmelkorn Shop; DAIRY, Zina Magee for Rowlands; SUNDAY MOTION PICTURE, Lowell F. Green for Centre Theatre and Rio Theatre; ELECTRICAL CONTRACTOR, Donald Vander Linden for Don's H-L Electric, Clint Duncan for Duncan Electric, N.V. Day for Sunset Electric, J. Vernon Priest for Priest Electric; JOURNEYMAN ELECTRICIAN, Eldon R. Jorgensen, David Norris, Sr., J. Vernon Priest, Winford Taylor, DeVon Kofoed, Leonard Bateman, Tillman Fannesbeck, Nolan Vander Linden, Donald Vander Linden, Harold Kapp, Max Cobbley, Clint Duncan, Bruce A. Wheeler, Max J. Storer; APPRENTICE ELECTRICIAN, Boyd McCormick with Shore Electric, Worthon Robinson with Don's H-L Electric; MASTER PLUMBER, Lynn Harris for Harris Plumbing, Ray Goyen for Ramark Plumbing; JOURNEYMAN PLUMBER, Ray Goyen, Kenneth Park, Lynn Harris;

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APPRENTICE PLUMBER, L. Ray Lewis with Atlas, Inc.; CLASS C CONTRACTOR, FOR WA, GF, Jack Hall; CLASS D CONTRACTOR FOR REF, W.C. Scott; CLASS C JOURNEYMAN, WA, GF, Dave Harman, Tom A. Hall, Jack Hall, Glen E. Brown, J. Clair Layton; CLASS D JOURNEYMAN FOR WA, Vaughn B. Woolf; PHOTOGRAPHER, Vivian J. Melville for Melville's, Norman L. Kelley for Portrait-Land Studios at the Kiddie Shop, S. Darrell Reeder; MOTEL, Ferris H. Clark for Westbank Motel; HOTEL, Henry H. Bennett for Bonneville Motor Hotel, Thelma Warren for Nelson Hotel, Mrs. Clara Straley for Hanson Hotel; SECOND HAND STORE, Dean Seedall for Dean's Antiques, George Steele for Park Avenue Furniture Company; BOWLING LANES, Clifford Kirkendall for Bowl-ero, Inc.; TAXI CAB OPERATORS, Shawn D. Ellis, Ralph Gray, Terry Joseph Koski, Diekie H. Roberts; BARTENDER, Harold W. Clifford, Evelyn Standles, Earlene G. Mielcasek; PRIVATE PATROLMAN, Louis R. Gustin, Grant L. Cavalli; BEER (Canned, & bottled to be consumed on the premises), W. T. Langseth for Walt's Snak & Tackle; BEER (Canned and bottled not to be consumed on the premises), Wayne Aiman for Aiman's Supperette, 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.

Presented by the City Clerk was a recommendation by the Police Chief that a cab driver's license application in favor of Orin Cox be denied because of an unsatisfactory police record. It was moved by Councilman Erickson, seconded by Wood, that this recommendation be honored and the license be denied. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk noted that, on March 3, he had informally polled the Council and, in that manner, received authorization to advertise for bids on a water main described in the following memo from the Public Works Director:

City of Idaho Falls
March 3, 1972

TO: Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: WATER MAIN EXTENSIONS

We have this date received authorization to advertise for bids for two water mains, the 17th Street extension to the Voc-Tech School, and the Higham Street Connection. We are requesting authorization to advertise on the 5th and 12th and open bids at 10:00 A.M. on March 21, 1972.

s/ Don
Donald F. Lloyd

It was moved by Councilman Karst, seconded by Hovey, that this action be duly ratified. Roll call as follows: Ayes, 5; No, none; carried.

Recognizing that, according to law, a public budget hearing must be legally advertised prior to said hearing, the City Clerk requested authorization to publish legal notice accordingly. It was moved by Councilman Erickson, seconded by Karst, that authorization be granted as requested, that publication dates be March 19th and March 26th and the hearing in question be scheduled for March 30th, 1972. Roll call as follows: Ayes, 5; No, none; carried.

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Reference is made to page 120 in this book of minutes and, more specifically, an ordinance that was presented at that time that would have annexed certain property as described in this memo:

City of Idaho Falls
February 24, 1972

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: ANNEXATION AND INITIAL ZONING

Attached is a copy of a metes and bounds legal description describing the Fairview Interchange of Highway 20, a portion of the approaches thereto and a portion of the Union Pacific Railroad right-of-way. The legal description also includes one small parcel of privately owned property now occupied by a petroleum bulk plant.

The Planning Commission, at their regular meeting of February 15th, recommended annexation of this property and the following zoning to be applied. The property now occupied by the petroleum bulk plant to be zoned GC-1 with a 30 foot overlay to conform to the present County zone. The remaining property which is now totally utilized as right-of-way of one type or another, to be zoned R-1.

This Department concurs with the Planning Commission's recommendations.

s/ Rod
Rod Gilchrist

For the reason as given in said minutes the ordinance was tabled. Councilman Wood reported that, in the interim period, the owner of the one parcel of private property had been contacted and it was learned that he favored annexation on the grounds that any increased taxes would be offset by lower insurance premiums on the gasoline bulk plant. Therefore, Councilman Wood reintroduced this annexation ordinance:

ORDINANCE NO. 1319

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 (RAILROAD, FAIRVIEW EXCHANGE & 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

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final consideration, the question being "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 5; No, none; carried.

It was then moved by Councilman Wood, seconded by Karst, that this newly annexed property be initially zoned as indicated in the foregoing memo 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.

Reference is made to page 120 in this book of minutes and, more specifically, an ordinance presented at that time that would have established penalties for failure to report or appear on overtime parking tickets. In the interim period, the Police Committee was given an opportunity to study said ordinance, now reintroduced by Councilman Erickson as follows:

ORDINANCE NO. 1320

AN ORDINANCE ESTABLISHING PENALTIES FOR FAILURE TO REPORT OR APPEAR PURSUANT TO INSTRUCTIONS UPON AN "OVERTIME PARKING TICKET"; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

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

From the Public Works Director this memo was submitted:

City of Idaho Falls
March 9, 1972

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: 17TH STREET – YELLOWSTONE TO BOULEVARD C27-u.2

17th Street from Boulevard to Yellowstone and the underpass is now considered a single project and is in a combination of two former projects for which the City has executed cooperative agreements with the State. We are attaching hereto a new cooperative agreement which cancels and replaces the previous agreements.

We are requesting authorization for the Mayor and City Clerk to execute this Resolution and Cooperative Agreement.

Respectfully submitted,
s/ Don
Donald F. Lloyd

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The foregoing memo served to introduce this Resolution:

R E S O L U T I O N (Resolution No. 1972-07)

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 the construction of 17th Street between Boulevard and Yellowstone Avenue including a railroad grade separation under the Union Pacific Railroad, 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 a railroad structure, excavation, base, surfacing curb-gutter, sidewalk, drainage and traffic controls on 0.55 miles of F.A.S. Route 6709 to be constructed under Federal Aid Project EHS-T-4060(6); and,

WHEREAS, the Cooperative Agreement replaces previous agreements for projects SUG-6709(7), April 15, 1970 and SU-6709(6), April 8, 1971; 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 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 nor 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 Highway Project EHS-T-4060(6) is hereby approved.
2. That the Mayor and the 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 and the Federal Highway Administration.

It was moved by Councilman Karst, seconded by Freeman that this Resolution be adopted and the Mayor and City Clerk be authorized to sign the Cooperative Agreement referred to in said Resolution as Federal Aid Project EHS-T-4060(6). Roll call as follows: Ayes, 5; No, none; carried.

From the City Planner came this memo:

City of Idaho Falls
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MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: VACATION OF EASEMENT – FALLS VALLEY

It is requested that an easement be vacated between Lots 1 and 2, Block 7, Falls Valley Subdivision, Division No. 4 to the City of Idaho Falls.

Due to the development of the property in this particular area the easement does not fit the proposed housing layout. Mr. Russell Dahl has granted the City a new power easement to the east of this existing easement.

Respectfully,
s/ William R. Gilchrist

It was moved by Councilman Wood, seconded by Hovey, that the City Attorney be directed to prepare a vacating ordinance for the easement in question and that said ordinance then be presented for Council consideration. Roll call as follows: Ayes, 5; No, none; carried.

The foregoing memo eluded to certain lands to be conveyed to the City from Bonneville Improvement Co., Inc. to be used as an overhead power easement, legally described as follows:

Beginning at a point that is So. 89°42'40" E. 39.0 feet from the Northwest corner of Lot 2, Block 7, Falls Valley Subdivision, Division No. 4 to the City of Idaho Falls, running thence So. 0°17'20" E. 92.5 feet, this being the centerline of an 8.0 foot overhead power easement.

The City Clerk presented said easement agreement, signed by the President of Bonneville Improvement. It was moved by Councilman Wood, seconded by Freeman, that this easement agreement be accepted. Roll call as follows: Ayes, 5; No, none; carried.

From the Fire Chief Corcoran this memo was presented:

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MEMORANDUM

TO: Mayor S. Eddie Pedersen and Members of the City Council
FROM: Les Corcoran, Fire Chief
SUBJECT: PROPOSED AMENDMENT TO SELF SERVICE GAS STATION ORDINANCE

Ordinance #1308, passed by the City Council on October 7, 1971, was intended to bring our Self Service Gas Station Ordinance in line with the latest National Fire Protection Association standard on the operation of gasoline service stations.

In the preparation of the ordinance, however, one phase was left out and its absence has created a problem in administering the Code.

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NFPA wording says "The attendant's **primary function** shall be to supervise the dispensing of flammable liquids". The City Code does not include the phrase "primary function" thus leaving the door open to the possibility of gas pumps being installed at a variety of existing businesses where their present employee or employees would act as the attendant without being able to fully comply with the requirement that they supervise, observe and control the dispensing of gasoline.

I would ask that you consider amending Section 5-18-3 of the City Code to read: **"--- the attendant's primary function shall be to supervise, observe and control the dispensing of all flammable liquids while said liquids are being dispensed."----**

s/ Les Corcoran

Corcoran appeared to explain, further, that the purpose of the proposed amendment would be to eliminate the possibility of one person operating two establishments and being as equally responsible for the operation of one as the other. Corcoran sighted, for purposes of illustration, a small hamburger stand or a grocery store adjacent to a service station. It was moved by Councilman Freeman, seconded by Hovey, that the City Attorney be directed to prepare an amending ordinance for Council consideration. Roll call as follows: Ayes, 5; No, none; carried.

This memo from Personnel Director Collins was presented:

City of Idaho Falls
March 8, 1972

TO: Roy Barnes
FROM: Jim Collins
SUBJECT: PERSONNEL POLICY AMENDMENT ON COUNCIL AGENDA

Please include on the City Council Agenda March 9, 1972 a proposed amendment to Article XXVIII (Grievance Procedure) of the Personnel Policy. The proposed amendment would delete the present article covering grievance procedures and in its place incorporate the attached formal written grievance procedure.

s/ Jim Collins

At the request of the Mayor, the City Clerk read aloud this proposed amendment to the Personnel Policy pertaining to Grievance Procedure:

GRIEVANCE PROCEDURE

Section 1. Every employee shall have the right to complain formally concerning grievances. Grievances contemplated herein shall be limited to disputes involving internal conduct of a department within a division of the City.

Section 2. The employee may present his grievance complaint either verbally or in writing to his immediate supervisor, and shall advise the supervisor that his complaint is being

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made or filed as a grievance complaint under Section 1 of this article. Such complaint shall be so made or filed within five (5) days after the employee has knowledge of the facts which are the basis of the grievance.

Section 3. The employee's immediate supervisor shall render his decision in writing within five (5) days after receiving the complaint, and shall date and sign it.

Section 4. Failing to reach a satisfactory understanding, adjustment, or resolution of the grievance with the supervisor, and within five days after the supervisor renders his decision, the grievance complaint shall be presented in writing to the Division Director, with a copy going to the Personnel Director.

True copies of the decision of the supervisor, dated and signed, shall be appended to such grievance complaint, and such grievance complaint shall be dated and signed by the employee. Upon request by the employee the supervisor shall date and sign additional copies of his decision to enable the employee to fulfill the requirements of this section, or he may furnish sufficient carbon or photo copies of the same.

Section 5. The Personnel Director, after consultation with the Division Director, and after such study and investigation as deemed needed, including consultation with the Mayor and/or Councilmembers in appropriate cases, shall within ten (10) days following receipt of the grievance complaint referred to in Paragraph 4, render his written decision to the employee setting forth the final decision of the City concerning the matter.

Collins appeared briefly to say that the existing procedure is ambiguous inasmuch as it does not state time limits. It was moved by Councilman Freeman, seconded by Hovey, that the foregoing be accepted and become a part of the Personnel Policy, replacing the existing section pertaining to grievance procedure. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Traffic Safety Committee was presented and read:

City of Idaho Falls
March 9, 1972

TO: Honorable Mayor and City Council
FROM: Traffic Safety Committee
SUBJECT: RECOMMENDATIONS

1. State Liquor Store management request for ten (10) minute parking at the two (2) parking spaces in the 200 block of Broadway on the south side was discussed.

This Committee stands on their previously submitted recommendation that all parking be removed in the two hundred block of Broadway.

2. Request for angle parking on the east side of Higbee north of Elva was discussed. It is this Committee's recommendation it be denied. Due to the close proximity of a complex signalized intersection control on the State Highway System, they are

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opposed to angle parking. Police received calls from Jack Thomas Elevators and Animal Products complaining of problems getting their trucks through when the cars were angle parked.

3. It is recommended a STOP sign be installed to replace the present YIELD sign on 16th Street at St. Clair to give additional safety to the school children crossing in this area.

s/ Robert D. Pollock
Chairman – Traffic
Safety Committee

The first request was considered. It was moved by Councilman Erickson, seconded by Wood, that the recommendation of the Traffic Safety Committee be upheld and the request be denied. Roll call as follows: Ayes, 5; No, none; carried.

The second request was then reviewed. It was moved by Councilman Erickson, seconded by Wood, that this request be denied for the reasons as stated. Roll call as follows: Ayes, 5; No, none; carried.

The third item was then considered. It was noted that this was a recommendation from the Traffic Safety Committee. It was moved by Councilman Erickson, seconded by Wood, that this recommendation be granted for the reasons as stated. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Karst drew attention to Assessment #194 in the amount of \$5,813.40 in the name of the National Guard, included in the Assessment Roll, L.I.D. #44. Karst advised that the inclusion of a government entity on an Assessment Roll might place a cloud on the sale of bonds. Karst explained that the City had received word, in writing, that the National Guard had agreed to participate in the district in that amount, but that they were prohibited from entering into a 15 year paying arrangement. Therefore, it was moved by Councilman Karst, seconded by Hovey, that for the purposes of satisfying the requirements of the Assessment Roll, the National Guard assessment be deleted and the City Treasurer be authorized to issue a warrant to the District in the above amount as indicated. Roll call as follows: Ayes, 5; No, none; carried.

ORDINANCE NO. 1322

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

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

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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.

ORDINANCE NO. 1323

AN ORDINANCE AMENDING SECTION 12-1-4 OF THE CITY CODE OF IDAHO FALLS, IDAHO, SAID SECTION BEING A PORTION OF THE HEATING AND COOLING CODE OF SAID CITY, BY CHANGING THE AMOUNT TO BE CHARGED FOR INSPECTION FEES FOR WATER HEATING OR COOLING INSTALLATION WORK; SETTING FORTH A NEW SCHEDULE OF FEES THEREFORE; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

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.

ORDINANCE NO. 1324

AN ORDINANCE AMENDING SECTION 4-15-4 OF THE CITY CODE OF IDAHO FALLS, IDAHO, SAID SECTION BEING A PORTION OF THE ORDINANCE REGULATING THE MOVING OF BUILDINGS WITHIN THE SAID CITY, BY CHANGING THE FEES TO BE CHARGED FOR A PERMIT TO MOVE A BUILDING; 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.

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ORDINANCE NO. 1325

AN ORDINANCE AMENDING THE UNIFORM SIGN CODE ADOPTED BY THE CITY OF IDAHO FALLS, IDAHO, BY FIXING A FEE FOR THE INSTALLATION OF EACH SIGN INSTALLED WITHIN SAID CITY; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

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.

ORDINANCE NO. 1326

AN ORDINANCE AMENDING SECTION 8-7-13, CITY CODE OF IDAHO FALLS, IDAHO; SAID SECTION BEING A PORTION OF THE PLUMBING AND SEWER CODE OF IDAHO FALLS, IDAHO; BY CHANGING THE AMOUNT TO BE CHARGED FOR SEWER CONNECTION AND PLUMBING FEES; SETTING FORTH A NEW SCHEDULE OF FEES THEREFORE; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

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.

Councilman Wood observed that the City is not charging for F.H.A. or V.A. inspections, although the cost of said inspection is calculated at about \$16.50. It was moved by Councilman Wood, seconded by Karst, that the Building and Planning Department be authorized and directed to assess a \$15.00 charge on all F.H.A. and V.A. inspection, effective immediately. Roll call as follows: Ayes, 5; No, none; carried.

ORDINANCE NO. 1327

AN ORDINANCE VACATING CERTAIN STREETS AND EASEMENTS WITHIN BLOCKS 5 AND 65 IN FAIRMONT PARK ADDITION, DIVISION NO. 1 TO THE CITY OF IDAHO FALLS, IDAHO; VACATING CERTAIN

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STREETS AND EASEMENTS IN BLOCKS 5 AND 7 FAIRMONT PARK ADDITION, DIVISION NO. 2 OF SAID CITY; VACATING CERTAIN STREETS AND EASEMENTS IN BLOCK 1 OF HIGHLAND GARDEN CENTER ADDITION TO SAID CITY; VACATING CERTAIN STREETS AND EASEMENTS IN BLOCK 1 AND 3 OF STROBEL ADDITION, DIVISION NO. 1 TO SAID CITY; PARTICULARLY DESCRIBING SAID STREETS AND EASEMENTS; AUTHORIZING THE MAYOR AND CITY CLERK TO CONVEY SAID LANDS TO THE ABUTTING OWNER THEREOF; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

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.

Reference is made to page 121 in this book of minutes. It is noted that there was considerable open discussion relative to the creation of a Local Housing Authority and, as a result of said discussion, the City Attorney was directed to prepare a creating resolution for Council consideration. Also, as a result of the news release pertaining to said directive, these letters of commendation were received by the Mayor and City Council:

#27-2200 No. Yellowstone
Idaho Falls, Idaho
March 6, 1972

Mr. S. Eddie Pedersen
Mayor - City of Idaho Falls

Your Honor:

I am one of the younger Senior Citizens, of which is my great concern in writing you. I do hope you have the time and the sincere foresight to read this. I have every hope you will. Yes, the Senior Citizens do have a great need for housing in this City to suit their needs as a Senior Citizen in their own design. I have been to their meetings and as a volunteer driver, I have seen some of the many conditions under which these noble people live. As I have mentioned, I am a younger Senior Citizen and as for today, I don't have the needs of the Senior Citizen, but my concern and interest is for a tomorrow and I will be able to look forward with pride, less worries and troubles as I know so many of the elderly are having those problems today. I know I speak for a great many of the City's Senior Citizens here in Idaho Falls and other towns in saying, "Thank you sincerely" for your apparent interest in us. We need your support. A big thanks from one of the many Senior Citizens.

s/ Marjorie Anderson

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565 Lomax Street
Idaho Falls, Idaho
February 26, 1972

Mayor Eddie Pedersen
City Hall Building
Idaho Falls, Idaho

Dear Mayor:

In behalf of all the Senior Citizens and myself, I would like to express our thanks and appreciation for the ray of hope that your action along with the City Council gave us for better housing for the Seniors. We hope and pray that the plan will proceed without further delay. As there is a real need, I talked with Senator Church and Congressman Hansen while I was in Washington D.C. attending WHCA and they both promised their support in this matter.

If at any time we can be of assistance to you and your office and the City Council, please feel free to call on us.

Thanks again from the Seniors.

Sincerely,
s/ Joseph Bailey
2nd Vice Pres. AARP
Chapter 442
I F Delegate to WHCA

Member study group on Housing for Bonneville County
Active in all Senior Citizens programs.

P.S. Thanks Mayor Pedersen and the City Council. We are very interested in this matter as you know, I am blind.

Sincerely,
Pauline Bailey

Dear Mayor Pedersen:

You are to be commended for your concern of the aged and their housing problems. Thank you for being the leader for positive action.

s/ Michele Brown

March 4, 1972

Mr. Gesas:

MARCH 9, 1972

I surely want to thank you for your help in getting a low cost apartment here for the elderly. I hope the plan will go through. Because I think its surely needed. So many of us older folks don't want to live with our children but some have to because rent of apartments is too high. And I know they aren't happy that way. I have a very dear friend that came here from Oregon. She wanted to make her home here because it was her home till her husband died. But she had to go back to Oregon to live with her daughter and family, cause she could not find an apartment that she could afford. And I am sure there are many just like her. I am very happy in my apartment here at the Whittier Apartments. So I am just writing to thank you for your help in getting low cost housing here.

s/ Mrs. Sarah Caudle

Idaho Falls, Idaho
March 6, 1972

Mayor Eddie Pedersen
Idaho Falls, Idaho

Dear Sir:

We, the Senior Citizens of Idaho Falls, have been asked to write to you about the housing project.

I think we are in need of a housing project. I am renting but have been sick and had to spend so much on doctor bills and medicine. It is hard to make my income meet my needs.

I have a very nice man to rent from but I don't have enough money. I went through the building at Pocatello and it is very nice but 5 stories is just too high for older people.

I hope you will help us in this need.

Thank you for your help.

As ever,
s/ Inez Fitch
509 1/2 E Street
Idaho Falls, Idaho

420 Linden Drive
Idaho Falls, Idaho
February 27, 1972

Mayor S. Eddie Pedersen
City Hall
Idaho Falls, Idaho

Dear Mayor Pedersen:

MARCH 9, 1972

I would like to commend you and the members of the Idaho Falls City Council for voting to draft an ordinance creating a Local Housing Authority in the City.

I do believe there is a need for more study on such an Authority here and there is most certainly a need for housing for our Senior Citizens.

By this action, the City Council has shown a more far-sighted approach to this problem than was displayed by the County Commissioners.

Sincerely yours,
s/ Dorothy Mandiloff

Idaho Falls, Idaho
February 28, 1972

Honorable Mayor S. Eddie Pedersen
and Esteemed City Councilmembers

Dear Gentlemen:

Thank you – Thank you.

Thank you and your Councilmembers for voting unanimously to draft an ordinance creating a Local Housing Authority in the City.

You showed excellent discretion in making this fine decision. May this and other days contain for you and your advisors, pleasant hours & wise solutions. Please accept our praise for your admirable ways.

Very sincerely,
s/ Grace Ritchey
President I.F. Retired
Teachers Association

Eddie Pedersen:

Dear Mayor Pedersen:

We want to thank you for the interest your are taking in the Local Housing for Senior Citizens. Being President of Golden Age Club I talk to lots of Senior Citizens and know that they need help. I think a City as large as Idaho Falls should have a place to take care of their Senior Citizens so they can live the rest of their lives in peace and comfort. Thanks again to all of you.

(Also see page 132)

s/ Stanley & Hattie Waits

The City Attorney introduced the following resolution:

MARCH 9, 1972

RESOLUTION CREATING HOUSING AUTHORITY (Resolution No. 1972-08)

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

Section 1. Pursuant to the provisions of Section 50-1905, Idaho Code, there is hereby declared to be a need for a housing authority to function within the City of Idaho Falls, Idaho, for the reasons that it is found (a) that unsanitary or unsafe inhabited dwelling accommodations exist within the City, and (b) that there is a shortage of safe or sanitary dwelling accommodations in the City available to persons of low income or rentals they can afford.

Section 2. The Mayor is authorized and directed, pursuant to the provisions of Section 50-1910, Idaho Code, to appoint five (5) persons as Commissioners of said Housing Authority. The Commissioners who are first appointed shall be designated to serve four terms of one (1), two (2), three (3), four (4) and five (5) years, and all vacancies shall be filled for un-expired terms by appointment by the Mayor. No Commissioner may be an officer or employee of the City of Idaho Falls.

Section 3. Upon their appointment and confirmation by the City Council, the Commissioners shall organize and commence the performance of their duties, all as provided by the provisions of Chapter 19, Title 50, Idaho Code, as amended.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR THIS 9TH DAY OF MARCH, 1972.

ATTEST: s/ Roy C. Barnes
City Clerk

s/ S. Eddie Pedersen
Mayor

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

Letters of commendation concerning creation of a Local Housing Authority, received too late to be included with others on page 131:

March 15, 1972
Idaho Falls, Idaho

Mayor S. Eddie Pedersen
and Honorable Members of the City Council

Dear Gentlemen:

We are extremely appreciative of your decision to approve the ordinance creating a Local Housing Authority. If a Senior Citizen low-cost apartment building can eventually be constructed, many people will benefit from it. The older people we see on the streets, walking slowly and uncertainly, often with a cane, need help. It may be some can be assisted if a

MARCH 9, 1972

building can be obtained. May I suggest three people for your five man Board of Directors? They are: Rev. Jack Viggers, well informed dedicated leader, Director of Special Services Agency. Mr. Langdon L. Leedy, a capable, resourceful, dependable gentleman, assistant to Rev. Viggers. County Commissioner James Syme, our good friend. Mr. Joseph Bailey, who has given unlimited time and effort, should somehow be awarded, if not included. His doctor has recently cautioned him about being overly active. It is hoped that all matters relating to the study and progress of the project will meet with an attitude of helpfulness, that success may be realized.

Best wishes to you all.

Very sincerely,
s/ Grace Ritchey – Pres.
I.F. Retired Teachers Asso.

Chamber of Commerce
February 24, 1972

Mayor S. Eddie Pedersen
Idaho Falls City Council
City Hall – Box 220
Idaho Falls, Idaho

Dear Eddie,

I am pleased to learn that the City is finally looking favorably on the establishment of a Housing Authority. I felt over a year ago that we should have started then. We are over one year behind as a result.

I appreciate the negative pressure that I'm sure you and Commissioner Huntsman have felt on this subject. I do feel, however, that it is all too easy to have the problem obscured with the flack that is sent up by "Independents", "Free Enterprisers", "Right Wingers" or under all of the other cloaks the opponents choose to hide behind.

The facts are that it is a very simple process. If the City had the cash it could be built without any Federal influence. Think of the "bargain" rents we could charge if we owned it and had no interest to pay.

Since the Federal position is limited to the guarantee on the bonds and the control rests with the local board we should proceed at once.

The benefits to the community are numerous.

1. The construction project in itself creates employment and related business activity.
2. The project can be placed on property which is contributing relatively little to the tax revenue.
3. Ten percent gross receipts (less utilities) produced in lieu of taxes to the municipalities. (Example 100 units with average rent of \$60 per month producing \$6,000 will result in \$7,200 annual in lieu of revenues).

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4. Adequate management assures proper care and maintenance of the facility.
5. Projects can be so located to minimize requirements of public or private transportation.
6. When a mortgage is involved the completion of payments would permit even lower rental fees.
7. Lower rents would lower costs of charity or public assistance, a saving to taxpayers.
8. Improved living conditions should result in fewer sickness and health problems.

I am sure that the construction of this type of a facility for the elderly in Idaho Falls would be very successful.

We should support this wholeheartedly. I feel no obligation to subsidize apartment house owners through the F.H.A. 236 program, do you?

Our motto with the program should be "If we must, let us support the needy and not the greedy!"

I will be most happy to assist in any way with this program. Feel free to call on me anytime.

s/ Bill

William E. Brooks
Manager – Chamber of
Commerce

City Attorney Smith submitted the following amendatory resolution as having been regularly passed and adopted by the Idaho Falls Community Redevelopment Commission on March 9, 1972.

**RESOLUTION OF THE IDAHO FALLS COMMUNITY
REDEVELOPMENT COMMISSION APPROVING TO THE
URBAN RENEWAL PLAN FOR PROJECT NO. IDAHO R-6 (Resolution No. 1972-09)**

WHEREAS, an urban renewal plan for Project No. Idaho R-6 consisting of seventeen (17) pages and three (3) exhibits was duly approved by the Idaho Falls Community Redevelopment Commission on June 19, 1970, and duly and finally approved by Resolution of the Mayor and City Council of the City of Idaho Falls, Idaho, on July 9, 1971; and

WHEREAS, said urban renewal plan has been at all times since its approval in effect for said project; and

WHEREAS, certain matters related to administrators of the plan have come to the attention of the Commission and which require amendment of the plan to give them effect; and

WHEREAS, such amendments will clarify the original intent of the Commission in adopting said plan;

MARCH 9, 1972

NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE IDAHO FALLS COMMUNITY REDEVELOPMENT COMMISSION:

1. That the project proposals designated as Section D 1.a (1), Block 11, at page 12 of the Urban Renewal Plan, Eagle Rock Redevelopment Project (Idaho R-6), is amended to include parcels 6 and all except the east twenty feet of 9, so that the same shall read:

“Block 11

Parcels 1, 2, 3, 4, 5, 6, 7, 8 and all except the east twenty feet of 9”.

2. That the project proposals designated as Section D, 4. at page 16 of the Urban Renewal Plan, Eagle Rock Redevelopment Project (Idaho R-6), is amended to include telephone and other utility lines, so that the same shall read:

“4. Underground Utility Lines

Electrical power, telephone and other utility lines in the project will be, to the extent possible, placed underground with transformers surface pad mounted. Under grounding of power lines is to be accomplished by agreement with the Electric Light Division, City of Idaho Falls”.

3. That the above and foregoing amendments to said Urban Renewal Plan are hereby in all respects approved and the Commission Secretary is hereby directed to file a certified copy of said amendments to said Urban Renewal Plan with the minutes of this meeting and said Secretary is further hereby directed to attach a copy of said amendments to each copy of said Urban Renewal Plan remaining in the custody and control of the Community Redevelopment Commission.

REGULARLY PASSED AND ADOPTED BY THE IDAHO FALLS COMMUNITY REDEVELOPMENT COMMISSION on this 9th day of March, 1972.

s/ Ed Fanning
Chairman

ATTEST: s/ Leonard Callan
Executive Director

Mr. Leonard Callan, Executive Director of the Commission, appeared before the Council to explain that the need for this amendatory resolution was four-fold; first, because of the change in status of Lot 6, Block 11 within the Urban Renewal Area; second, to correct an error in the original budget pertaining to contingencies for real estate acquisition; third, amending the budget as pertains to the appraised value of immovable equipment; and finally, providing for underground utilities within the urban renewal project area.

Smith then submitted a companion amendatory resolution for adoption by the City Council. He explained that said resolution, if passed, would endorse and approve the action taken by the

MARCH 9, 1972

Community Redevelopment Commission. Smith explained, further, that if said action is taken it would place the City Council's endorsement on all additional obligations that have been assumed by the Commission and the City's participation accordingly. Councilman Wood said he would like to learn more and be re-appraised with regard to City participation in the Urban Renewal Program. Councilman Erickson concurred. Therefore, it was agreed that a special meeting of the Council be called for Friday noon, March 10th for that purpose and that all Community Redevelopment Commission members, its Executive Director and all affected City Division Heads be invited. Meanwhile, it was moved by Councilman Hovey, seconded by Freeman, that consideration of the amendatory resolution in question be tabled. Roll call as follows: Ayes, 5; No, none; carried.

There being no further business, it was moved by Councilman Freeman, seconded by Erickson, that the meeting adjourn at 8:50 P.M., carried.

ATTEST: s/ Roy C. Barnes
City Clerk

s/ S. Eddie Pedersen
Mayor

* * * * *