

MAY 11, 1972

The City Council of the City of Idaho Falls met in a recessed regular meeting, Thursday, May 11, 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: Councilman Gesas. Also present: Velma Chandler, Deputy city clerk; Arthur Smith, City Attorney; Don Lloyd, Public Works Director; Bob Pollock, Police Chief; Jim Collins, Personnel Director; Lorna Coughlin, City Treasurer; Steve Harrison, Electrical Engineer; John Evans, City Controller.

Minutes of the last recessed regular meeting, held April 27, 1972, were read and approved.

Bills for the month of April, 1972, having been properly audited by the Fiscal Committee, were presented. Fund totals for salaries, material & services were read aloud by the City Clerk:

<u>FUND</u>	<u>GROSS PAYROLL</u>	<u>SERVICES & MATERIALS</u>	<u>TOTAL EXPENDITURES</u>
General Fund	\$193,828.056	\$216,724.62	\$410,552.67
Fire Bonds	75,908.29	6,018.75	81,927.04
Water & Sewer Fund	19,491.23	34,888.85	54,380.08
Electric Light Fund	57,592.39	149,010.74	206,603.13
Recreation Fund	2,089.42	535.21	2,624.63
Police Retirement	2,547.25	.00	2,547.25
<u>TOTAL FUNDS</u>	<u>\$375,525.81</u>	<u>\$417,125.52</u>	<u>\$792,651.33</u>

Councilman Karst explained all major expenditures. It was moved by Councilman Karst, seconded by Hovey, that the bills be allowed and the Controller be authorized to issue warrants on the respective funds for their payment. Roll call as follows: Ayes, 5; No, none; carried.

Reports from Division and Department Heads were presented for the month of April, 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 RESTAURANT, Leo Larsen for Western Amusement Company, Transfer only, B.A. Newman to Elva Cherry for The Russett; HOTEL, Transfer only, from George M. McKissick to Janet Fletcher for Grand Hotel; NON-COMMERCIAL KENNEL, Marjorie J. Watson for 1632 Garfield; ELECTRICAL CONTRACTOR, J. Wayne Van Orden for Ideal Electric, Alva Lewis at Blackfoot, Idaho; JOURNEYMAN ELECTRICIAN, Larry E. Jensen, Harold S. Butler, J. Wayne Van Orden, Mark Robertson, Preston Olsen; JOURNEYMAN PLUMBER, Dale Mathews with First Street Plumbing; CLASS C JOURNEYMAN GF, WH, Dale Mathews, First Street Plumbing; CLASS D JOURNEYMAN GF, Duane G. Sibbett; TAXI CAB OPERATOR, Marsha Leatham with Valley Cab Company; PRIVATE PATROLMAN, Peter R. Versey with Williams Agency; BARTENDER, Reese Hansen, Paul Plum, Ray E. Wilkerson; BEER, canned and bottled, to be consumed on the premises, Leo Larsen for Tautphaus Park Softball Field, Allan Stalker for Russett Lions Club; LIQUOR, transfer only, from B.A. Newman to John M. Ransom for the Russett, from George McKessick to L.L. McCormick for Grand Hotel Bar, were presented. It was moved by Councilman Erickson, seconded by Wood, that these licenses be granted, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk drew attention to five license applications which had been previously granted by the Council at an informal meeting, subject to the approval of the appropriate Division Director. These licenses were: Electrical Contractor for Merkley Electric; Journeyman Electrician for H.D. Merkley; transfer of a license to sell canned, bottled, and draft beer from B.A. Newman to John Ransom; Canned, bottled and draught beer to be consumed on the premises for Rod Fisher; DANCE

MAY 11, 1972

HALL, Rod Fisher. It was moved by Councilman Erickson, seconded by Wood, that this action be duly ratified. Roll call as follows: Ayes, 5; No, none; carried.

This contract between the City and the Koester family was presented:

CONTRACT

RE: Secondary Sewage Treatment Plant Site for City of Idaho Falls, Idaho

This contract made and entered into in quintuplicate this 11th day of May, 1972, by and between EDWARD KOESTER AND MARIAM KOESTER, husband and wife, of Gooding County, Idaho; DALE KOESTER AND DARLOU KOESTER, husband and wife, of Bannock County, Idaho; RONALD KOESTER AND SHIRLEY KOESTER, Husband and wife, of Bonneville County, Idaho; and GLEN E. KOESTER, AND RUTH M. KOESTER, husband and wife, of Bonneville County, Idaho, all hereinafter referred to as "Owners" and the CITY OF IDAHO FALLS, IDAHO, hereinafter referred to as "City".

WITNESSED:

For and in consideration of the mutual covenants herein stipulated to be performed, and subject to the conditions set forth herein, the parties covenant and agree as follows:

1. Owners agree forthwith to convey to the City by warranty deed, free of liens and encumbrances, except any that may have vested or attached by act or deed of the City, the following described real property lying and being in Bonneville County, Idaho, and more particularly described as follows:

Beginning at the East Quarter Corner of Section 35, Township 2 North, Range 37 E.B.M. and running thence along the Section Line South 0°00'54" East a distance of 466.00 feet to the Southerly Boundary Line of the Union Pacific Property, thence along said property line North 89°57'23" West a distance of 1375.57 feet to the true point of beginning and running thence North 89°57'23" West a distance of 812.14 feet; thence North 2°49'37" West a distance of 782.10 feet, thence South 9°53'53" East a distance of 153.46 feet to the Southwesterly corner of the Original Sewage Treatment Plant Property, thence along the South Boundary Line of the Sewage Treatment Plant North 88°39'07" East (North 88°35'30" East on original description) a distance of 973.47 feet to the Southeast corner of the Sewage Treatment Plant Property, thence South 0°05'46" West a distance of 503.71 feet, thence South 45°04'12" West a distance of 212.23 feet to the true point of beginning and containing 14.176 acres.

Owner shall furnish to the City at City's expense a policy of title insurance insuring fee simple merchantable title in the City.

MAY 11, 1972

2. It is agreed that most of the above-described land has been fenced recently by the City following agreement by the parties that the City might possess and use the land needed for the sewage treatment plant. However, the fence encloses a small parcel of land not herein agreed to be conveyed to the City which lies in the southeast corner of the plant site (this parcel is in the shape of a right triangle with one hundred fifty foot (150') legs). The City agrees at its own expense to remove the earth and overburden piled on said triangle of land and to change the fence so as to exclude said land from the sewage treatment site – all prior to July 1, 1974. There is also a triangular-shaped parcel of land herein agreed to be conveyed to the City situate on the westerly side of the tract herein purchased which has not been fenced within the sewage treatment site. The City shall have the right to fence said parcel within said site at any time after execution hereof.
3. It is further agreed that the City is hereby granted one perpetual power line easement upon owners' land which lies between Snake River and the west side of an existing road which traverses owner's lands and furnishes access to said sewage treatment plant. Said easement shall be for the purpose of installing, maintaining, and repairing an electric distribution line and said easement shall extend from the northern end of owners' property to the southern end of said sewage treatment plant. Said easement shall also give the City the right to cross said road with its electric lines in order to serve said plant. It is contemplated that Utah Power & Light Company will, or may, use the facilities of the City for electric transmission within the same easement, and owners' consent to such use.
4. Owners expressly agree that the following lands owned by them may be annexed to the City of Idaho Falls at such time as the City shall desire to annex said sewage treatment plant site. Said lands lie adjacent to or near said plant site and are described as follows:

Beginning at the westerly corner of Lot 5, Block 1, Division No. 1, Growth Center Addition to the City of Idaho Falls and running thence south 45°20'44" West a distance of 918.90 feet to the North Boundary of the Sewage Treatment Plant Property, thence along said boundary line North 82°02'37" East a distance of 221.82 feet, thence along the East boundary line of the Sewage Treatment Plant Property South 0°00'37" West a distance of 682.00 feet and continuing along said boundary line South 0°05'46" West a distance of 503.71 feet, thence, South 89°54'14" East a distance of 30.00 feet, thence North 0°05'46" East a distance of 504.20 feet, thence North 0°00'37" East a distance of 650.00 feet more or less to a ditch bank, thence northeasterly along said ditch bank 770.00 feet more or less to the true point of beginning.
5. It is understood that the owners now have the obligation to furnish an irrigation ditch which conveys water to a tract of land of about 30 acres in Fielding Memorial Cemetery owned by the City. The City agrees that owners may furnish a different ditch

MAY 11, 1972

than that now used to convey said water to said lands, but the capacity of the new, or different, ditch shall be substantially the same as the one now used, and the water shall be delivered to the same point on City's land. Any expense in making such change of ditch shall be that of the owners; but at such time as owners shall have no further use for such ditch, and shall cease to use it, then City shall maintain it at City's expense.

6. The City shall forthwith upon execution of this contract and delivery of said warranty deed pay owners the sum of \$325,440.00, lawful money of the United States.
7. The parties understood that the payment set forth in paragraph six (6) hereof is in full for all damages sustained by owners in connection with the acquiring of the lands aforesaid, and includes the value of the land "taken" and the damages to remaining lands of the owners.
8. The City agrees to pay owners \$98.00 to reimburse them for water taxes paid by mistake on the primary sewage treatment plant.
9. The parties agree that the status of the "existing road" referred to in Paragraph three (3) herein shall not be affected by the execution of this contract or the consummation of the transactions set forth herein. The rights and duties of the parties shall remain unchanged with respect to said existing road.
10. The condemnation action, Civil No. 18795, Bonneville County, may be dismissed with each party responsible for his, or its, costs incurred.

IN WITNESS WHEREOF, the owners have hereunto set their hands, and the City has caused its corporate seal to be hereunto affixed and these presents to be executed by its Mayor and City Clerk thereunto duly authorized by resolution of its City Council the day and year first above written.

s/ Edward Koester
s/ Dale Koester
s/ Ronald Koester
s/ Glen Koester
"OWNERS"

s/ Mariam Koester
s/ Darlou Koester
s/ Shirley Koester
s/ Ruth M. Koester
"OWNERS"

ABOVE AND FOREGOING CONTRACT APPROVED:

s/ John D. Hansen
s/ Ralph H. Jones, Sr.
"ATTORNEYS FOR OWNERS"

CITY OF IDAHO FALLS, IDAHO
BY: s/ S. Eddie Pedersen
MAYOR

ATTEST: s/ Velma Chandler
DEPUTY CITY CLERK

MAY 11, 1972

It was explained that, in the interests of time, this had been informally approved by the Council. Asked for comment, City Attorney Smith explained that this contract was essential because of problems involving a power line easement as well as ditches, access roads, etc. It was moved by Councilman Hovey, seconded by Erickson, that this action be duly ratified. Roll call as follows: Ayes, 4; No, none; abstaining, Councilman Karst, carried.

These damage claims were presented and read:

May 2, 1972

Dear Sirs:

I wish to file a claim on some property that was stolen and busted on my car at the impound lot. The items stolen was a set of 4 chrome wheels and tires valued at \$75.00. I just purchased the wheels and tires just before the car was impounded. The things that was damaged was the tail lights, but I can replace those myself. The car was on your files as number 35 Serial No. ID3L3495, it's a 1958 Dodge 2-door. Please give this your attention and contact me on this matter.

Thank you.
s/ Steve Webster
630 May Street

480 Holbrook
Idaho Falls, Idaho
May 2, 1972

City of Idaho Falls
Mr. Barnes
City Building
Idaho Falls, Idaho

Dear Mr. Barnes,

This is a written complaint stating a claim for damages.

The morning of April 10, 1972, the main sewer was plugged and the water backed up into my basement. The sewer department was called at 8:30 that morning and they did not get to this problem until 9:30 that morning.

I am claiming \$30.00 damages caused by such.

Sincerely,
C. J. Carlson

The City Clerk explained that, in the interests of time these had previously been referred to the City Insurance Adjustor for investigation and proper handling. It was moved by Councilman Erickson, seconded by Freeman, that this action be ratified. Roll call as follows: Ayes, 5; No, none; carried.

Presented by the City Clerk Redemption Tax Deed in favor of Agnes Stevens, accompanied by this resolution:

MAY 11, 1972

RESOLUTION (Resolution No. 1972-12)

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 29, Title 50, Idaho Code, and by deed of the City Treasurer dated the 12th day of May, 1971, recorded as Instrument No. 41774, records of Bonneville County, Idaho acquire title to and possession of the following described real property, to-wit:

Lots 15 and 16, Block 10, Highland Park Addition to the City of Idaho Falls, Idaho, as per recorded plat thereof.

WHEREAS, AGNES STEVENS has offered to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with all the installments of assessments subsequent to the one for which said property was sold and then due, together with penalties and interest thereon;

NOW THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are, authorized and directed, upon the payment of said sum of money by said purchaser to make, execute and deliver to the said AGNES STEVENS a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this 11th day of May, 1972.

APPROVED BY THE MAYOR this 15th day of May, 1972.

ATTEST: s/ Roy C. Barnes
City Clerk

s/ S. Eddie Pedersen
Mayor

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

From the Purchasing Department came this memo:

City of Idaho Falls
May 9, 1972

T.V. Sewer Inspection Equipment

Honorable Mayor and Councilmembers:

The Purchasing Department request approval to advertise for bid, one complete T.V. Sewer Inspection Equipment.

This recommendation subject to your approval.

s/ W. J. Skow
Purchasing Department

MAY 11, 1972

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

Another memo from the Purchasing Department was forthcoming, as follows:

City of Idaho Falls
May 11, 1972

Purchasing Agent

Golf Course Chain Link Fence

Honorable Mayor and Councilmembers:

Tabulation of bids for approximately 1220 feet of chain link fence and 1-16' gate and gate posts for the Golf Course is attached.

Bid of Anderson Lumber for \$4525.00 – 1220 feet of fence 1-16' gate and gate posts, approximate cost per foot \$2.89.

Actual footage required – 1118 ft. of fence including one 16' gate and posts, for a total price installed of \$3231.02.

It is the recommendation of the Purchasing Department that the above proposal be accepted.

This recommendation subject to your approval.

s/ W. J. Skow
Purchasing Agent

It was moved by Councilman Erickson, seconded by Freeman, that Anderson Lumber Company be awarded the bid on the fence and posts as described. Roll call as follows: Ayes, 5; No, none; carried.

This memo, also from the Purchasing Department, was submitted:

City of Idaho Falls
May 11, 1972

Honorable Mayor and Councilmembers:

Tabulation of bids for vehicles is attached.

Evaluation of bids received show as follows:

Ellsworth Brothers furnishing:

Sanitation Department	1 – cab & chassis (Sanitary Truck)	\$7348.00 Without Trade-in
Street Department	1 – cab & chassis & dump box	\$8179.00 With Trade-in

MAY 11, 1972

	1 – 1 ½ ton cab & chassis	\$3698.00 Without Trade-in
City Clerk	2 – ½ ton pickups	\$2939.54 (each) With Trade-in
Building & Planning	1 – ½ ton pickup	\$2939.54 With Trade-in
Parks Department	1 – ½ ton pickup	\$2939.54 Without Trade-in
Smith Chevrolet Co. furnishing:		
Police Department	1 – sedan	\$2938.53 With Trade-in
Water Department	1 – sedan	\$2747.11 with Trade-in
Stoddard Mead Ford furnishing:		
Electric Light Division	2 – cargo vans	\$3046.33 (each) With Trade-in

It is the recommendation of the Equipment Supervisor and the Purchasing Department that the above bids be accepted.

This recommendation subject to your approval.

s/ W. J. Skow
Purchasing Department

It was moved by Councilman Karst, seconded by Hovey, that the various bids, as recommended, be accepted for the vehicles as described. Roll call as follows: Ayes, 5; No, none; carried.

Still another memo from the Purchasing Department was presented and studied, to-wit:

City of Idaho Falls
May 11, 1972

Electric Light Line Bed and Truck

Honorable Mayor and Councilmembers:

Tabulation of bids for 1 hydraulic operated derrick & service body-mounted on truck cab & chassis is attached.

Evaluation of bids received show Truck Equipment Sales Co. of Salt Lake City submitting the bid of \$23,900.00 with trade-in, meeting all specifications.

MAY 11, 1972

It is the recommendation of the Electric Light Division 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 Hovey, seconded by Freeman, that Truck Equipment Sale Company be awarded the bid for the line bed and truck as described. Roll call as follows: Ayes, 5; No, none; carried.

Then, again from the Purchasing Department, this memo:

City of Idaho Falls
May 10, 1972

One 2 ½ Cubic Yard Rubber Tired Loader
One Wheel Tractor

Honorable Mayor and City Councilmembers:

Tabulation of bids for one 2 ½ cubic yard rubber tired loader and one wheel tractor is attached.

Evaluation of bids received show Arnold Machinery Co., Inc. submitting the low bid of \$24,941.00 with trade-in for the 2 ½ cubic yard rubber tired loader and McClaskey Ford Tractor, Inc. submitting the low bid of \$4048.00 without trade-in for the wheel tractor.

It is the recommendation of the Equipment Review Board and the Purchasing Department that the above bid be accepted.

The recommendation subject to your approval.

s/ W. J. Skow
Purchasing Department

It was moved by Councilman Karst, seconded by Erickson, that the low bids, in each instance, be accepted for the equipment as described. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls
May 10, 1972

1 Refuse Packer Body

Honorable Mayor and Councilmembers:

Tabulation of bids for One Refuse Packer Body is attached.

MAY 11, 1972

Evaluation of bids received show Truck Equipment Sales Co. of Salt Lake submitting the low bid of \$3490.00 with trade-in.

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

The recommendation subject to your approval.

s/ W. J. Skow
Purchasing Department

It was moved by Councilman Karst, seconded by Freeman, that the Truck Equipment Sales Company bid be accepted for the refuse packer body. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls
May 10, 1972

One 5 Gang Mower and Power Unit

Honorable Mayor and Councilmembers:

Tabulation of bids for one 5 gang mower and power unit is attached.

Evaluation of bids received show Boyd Martin Company of Salt Lake City submitting the bid of \$7195.00 meeting all specifications.

It is the recommendation of the Parks 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 bid of Boyd Martin Company be accepted for the 5 gang mower and power unit. Roll call as follows: Ayes, 5; No, none; carried.

From the Building Official, this memo was submitted:

City of Idaho Falls
May 11, 1972

MEMORANDUM

TO: Mayor and City Council
FROM: Paul Lundblade
SUBJECT: SPLIT SHAKES ON ROOF OF HUNTER-SAUCERMAN BUILDING

MAY 11, 1972

Attached is an appeal to the Mayor and City Council from Hunter-Saucerman Construction, Inc., at 875 Milligan Road, requesting permission to retain a split shake roof on the new addition of their office building.

When the preliminary drawings were presented to this office for a preliminary plan check weeks before the completion of the final plans, Mr. Dixon, the designer, was informed that we could in no way approve the split shakes shown on the mansard roof in Fire Zone II. Together we read Section 1704 of the Uniform Building Code which covers exceptions to such type roofs which are permitted only in Fire Zone III, a residential zone only. He was informed at that time that he must find another type of fire retardant covering to meet our Building Code.

When inspection was made during the week of March 20th, we found the shakes had been installed on the roof. We then called Mr. Nick Carter, Managing Director of the International Conference of Building Officials at their headquarters in Pasadena, California, publishers of the Uniform Building Code. This call was made on March 24th, 1972 explaining to him the exact type of installation of the shakes and he said there was no way we could approve this application if located in Fire Zone II.

It is the recommendation of the Building Department this appeal be denied; not only because of the fact these shakes are in violation of the Uniform Building Code, but also because it could open the door to future similar requests.

s/ Paul Lundblade

Mr. John Dixon, designer for the building in question, appeared before the Council. He said he had discussed this matter at various times with the Building Official and had repeatedly attempted to get a definite answer without success. Meanwhile, continued Dixon, he had contacted other cities in the area and found that they would permit a split shake roof with an asbestos underlay and proceeded in good faith that this would be acceptable. City Planner Gilchrist appeared to verify the Building Official's memo. He said his office had at no time even inferred that this installation would be acceptable and it was so indicated after his office studied the building plans. Fire Chief Corcoran appeared also to verify this type of roof is not permitted in Fire Zone II. It was moved by Councilman Wood, seconded by Karst, that this appeal be denied. Roll call as follows: Ayes, 5; No, none; carried.

From the City Treasurer, this memo was presented and studied.

City of Idaho Falls
May 10, 1972

CITY TREASURER

Honorable Mayor and City Council

Gentlemen:

Mrs. John Walker, an heir in the Evans Estate, is now in possession of Lots 5 and 6 in Block 51, Highland Park Addition previously owned by Edith and Victor Evans. This property was

MAY 11, 1972

in Local Improvement District #25. The property is Tax Deeded by the City. The bonds have been paid out of the L.I.D. Guarantee Fund.

Mrs. Walker has offered \$112.88 to pay the principal due and regular interest that is on the books plus recording fee, tax deed, and expiration notice to clear the City's name from the property. She has kept the taxes paid up, even though the property is still recorded in the name of Edith and Victor Evans and the City of Idaho Falls.

I recommend that the City accept this offer and issue a City Deed to Mrs. Walker so that we can clear our delinquent assessment in L.I.D. #25.

Yours very truly,
s/ Lorna Coughlin

It was moved by Councilman Karst, seconded by Hovey, that the offer as described by the City Treasurer be accepted and the City Attorney be directed to prepare a deed accordingly. Roll call as follows: Ayes, 5; No, none; carried.

A second memo was forthcoming from City Treasurer Coughlin, to-wit:

City of Idaho Falls
May 11, 1972

Honorable Mayor and City Council
City Hall

Gentlemen:

The Bonneville County will auction off the below listed properties on June 5th, 1972. These properties are in the City's L.I.D. districts as follows:

Lots 31 and 32, Block 64, Highland Park in the name of James W. Vester. The City has \$731.79 plus accrued interest vested in this property in L.I.D. #36 and taxes paid in 1971. We have Quiet Title on Lot 30 and it would be to our advantage to acquire these two lots to sell with Lot 30. This is on Elmore Street in the 1000 block on the east side of the street. The amount needed to pay the delinquent taxes if paid on June 1st, will be \$110.23.

Lots 28-31 incl. Block 49, Highland Park in the name of Harry Hayes. We have \$911.30 plus accrued interest vested in this property in L.I.D. #36 and taxes paid in 1971. This is on Boise Avenue in the 1100 block on the east side of the street. I have two contractors whom would like to purchase this property for a #235 house. The amount needed to pay the delinquent taxes if paid on June 1st will be \$169.06.

The two tracts of land at the end of Block 29 in Highland Park on Anderson Street between Bannock and Bear are in L.I.D. #25 in the name of the Bonneville County. The City has \$1,329.20 on one piece and \$1,316.46 on the other piece. The taxes if paid on June 1st will be \$261.36 for the total of 1,4638 sq. feet.

MAY 11, 1972

I feel it important that we redeem the first two properties on this list and that we can sell them with other adjacent properties which we own and get them back on the tax rolls. The two other pieces should be checked out to see if they are large enough for #235 houses. If they are, I suggest we redeem them also, then turn all four over to the City Attorney for a Quiet Title Suit as soon as possible.

Very truly yours,
s/ Lorna Coughlin

In answer to a question by the City Attorney as to whether or not the County kept the City apprised of any and all properties in this category, Mrs. Coughlin answered in the affirmative. She said she had a recent listing which could be reproduced if requested. It was moved by Councilman Wood, seconded by Freeman, that this matter be referred to the Fiscal Committee with the understanding that a copy of the above mentioned listing be provided so that said Committee could make a complete study of all affected properties. Roll call as follows: Ayes, 5; No, none; carried.

From the Police Chief this memo was presented:

City of Idaho Falls
May 9, 1972

TO: Mayor and City Councilmen
FROM: Pollock
SUBJECT: TEN (10) HOUR PARKING ON CITY LOTS ALONG RAILROAD & YELLOWSTONE

On 10 February 1972, the west side of the parking lots along the east side of Yellowstone Avenue came before Council for a trial period of ninety (90) days of ten (10) hour parking in place of the posted two (2) hour.

It is the recommendation of this office that this parking remain ten (10) hours as it is presently getting full use and seems to take some of the load off the down-town parking two hour street zones.

Respectfully submitted,
s/ R. D. Pollock

It was moved by Councilman Erickson, seconded by Wood, that the foregoing be referred to the Parking Commission for study and recommendation. Roll call as follows: Ayes, 5; No, none; carried.

The Police Chief then appeared briefly to propose that the City Code be revised to provide for a \$10.00 citation to be issued anyone found guilty of throwing any object or material from the window of a car. It was moved by Councilman Erickson, seconded by Wood, that this be referred to the Police Committee for study and recommendation. Roll call as follows: Ayes, 5; No, none; carried.

From the Police Chief, acting in the capacity of Chairman of the Traffic Safety Committee, this memo was submitted:

City of Idaho Falls
May 11, 1972

MAY 11, 1972

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

1. YIELD signs be placed on Poulson Street at North Higbee to designate privileged street.
2. Westhill Avenue be posted 25 MPH from Blue Sky Drive to Brentwood.
3. Removal of the two existing parking spaces in the 200 block on south side of Broadway thereby allowing NO parking between Yellowstone Avenue and Shoup Avenue.

s/ R. D. Pollock

Recommendation #1 was first considered. It was moved by Councilman Erickson, seconded by Wood, that approval be granted for the installation of YIELD signs as proposed. Roll call as follows: Ayes, 5; No, none; carried.

The second recommendation was then reviewed. It was moved by Councilman Erickson, seconded by Wood, that this recommendation be approved. Roll call as follows: Ayes, 5; No, none; carried.

The final recommendation was then considered. Police Chief Pollock explained that cars parked in the spaces as indicated constitute a traffic hazard. It was moved by Councilman Erickson, seconded by Wood, that the parking spaces in question be removed as proposed. Roll call as follows: Ayes, 5; No, none; carried.

Mr. Jerry Cotterell, East River Road, appeared before the Council to again protest the noise emanating from the Gun Club. The Mayor noted that the revised rules and regulations permit shooting only from 4:40 to 9:00 P.M. Cotterell said this rule is not being complied with and that shooting is taking place outside these hours. The Mayor then reminded Cotterell that the City has recently acquired a sizeable area in the desert west of the City for activities of this nature and that the Gun Club had been ordered to move to this location. The Mayor asked Cotterell to exert patience as it is to be expected that moving to this location will take time.

The Mayor appointed Mr. Fisher Ellsworth as a member of the Community Redevelopment Commission to fill the un-expired term of Mr. Ed Fanning, recently deceased. It was moved by Councilman Wood, seconded by Hovey, that this appointment be confirmed. Roll call as follows: Ayes, 5; No, none; carried.

This memo, as prepared by the Airport Manager, was presented by Councilman Wood:

City of Idaho Falls
May 10, 1972

TO: Mayor and City Council
FROM: Director of Aviation
SUBJECT: SEASONAL FACILITIES AGREEMENT – U.S. BUREAU OF LAND MANAGEMENT
– IDAHO FALLS AIRPORT

The B.L.M. desires to establish a fire retardant station during the fire season at Fanning Field; for which they will pay \$200.00 per season, plus damages, ets. per the attached agreement.

MAY 11, 1972

The site selected by mutual agreement between the B.L.M., City and Reeder Air Service is presently leased to Reeder Air Service. The City Attorney has prepared an appropriate release, which is signed and attached, for lease of this 100' x 200' area by the B.L.M.

s/ H.P. Hill

It was moved by Councilman Wood, seconded by Karst, that the lease, as described, be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Wood presented and read this letter:

May 5, 1972

Honorable Mayor Eddy S. Pedersen
City Hall
Idaho Falls, Idaho

Attention: Pete Hill, Airport Manager

RE: Easement

Gentlemen:

I own a property adjoining the Airport property on the west. The boundaries of my property are beginning at a point that is north 0 degrees - 23' - 37" west 7.30 ft. along the Section Line from the west quarter corner of Section Eleven 89 degrees 37' - 53" east 80 rods more or less, to the east boundary line of the west half of the west half of said Section IV. Running thence south 24 rods, thence south 89 degrees 37' - 53" west 80 rods, more or less to the said west Section Line of Section II, which is located in the center of the Old Butte Highway. Thence north 24 rods to the point of beginning less the right of way for the Old Butte Highway; which is the first twelve acres immediately north of the Arnold home and land.

Adjacent to and approximately 30' from the rear of my property to the east is a water ditch on Airport property. We have contacted the New Sweden Irrigation Water District and they advise that there is plenty of water in the ditch for our use. We have also contacted Utah Power & Light Co., and they advise that the power pole with transformers in the very near adjacent location has ample power.

I would propose to install an underground line from the centerline of the ditch approximately 30 feet to a pump located on my property. To do this, I request an underground easement across the 30' of City land to my boundary. At any future date the installation need be removed for whatever reason, I agree to accomplish same at no cost to the City.

Enclosed please find a sketch, which is self-descriptive and pictorially indicates my request.

Your cooperation and early advice will be appreciated.

Yours truly,
s/ O. J. Hendrickson

MAY 11, 1972

It was moved by Councilman Wood, seconded by Karst, that the easement, as requested, be granted, subject to final approval by the City Attorney. Roll call as follows: Ayes, 5; No, none; carried.

This petition with 33 signers was presented and read by Councilman Erickson:

May 11, 1972

Dear Mayor Pedersen:

The following is some data concerning the street called "Cedar" which adjoins So. Blvd. We thought you could use the information at your meeting this evening.

- 1) The City was contacted 10 weeks ago for the purpose of providing a stop light or a blinking light to slow the pace of traffic in the above area.
- 2) To change Cedar into a one-way street with traffic moving towards S. Blvd.

The City measured Cedar and found that with cars parked on both sides it was not adequate width for two-way traffic.

Heading toward the Sacred Heart Hospital on So. Blvd. it is a sharp right turn onto Cedar. A person making that turn cannot see what is ahead of him until he is upon it. This is a hazard to the safety of the children in the area and this opinion is shared by our neighbors.

The traffic which travels on S. Blvd. is generally flowing faster than the posted 30 MPH speed signs. This makes it hazardous for school children in the area to cross. Even when in the crossing zone traffic seldom slows down for the individuals.

The City claims that only 18 children cross So. Blvd. to attend school at Emerson. We can count at least 25 children with more to be added next school term.

Thank you for your support and efforts in which to make Idaho Falls a safer place to live. We have six children and sincerely appreciate your aid.

s/ Gerald & Janet Lawrence

It was moved by Councilman Erickson, seconded by Wood, that this matter be referred to the Traffic Safety Committee for study and recommendation. Roll call as follows: Ayes, 5; No, none; carried.

Presented by Councilman Karst was an application for a law enforcement planning commission grant to provide mini-bikes for the Y.M.C.A. Karst explained that this would involve no expense to the City but that the City would serve as sponsor for the project. He said the local share would be forthcoming by contributions from the Civitan Club. Karst explained, further, that the project would be supervised by adults. Councilman Erickson inquired as to liability. City Attorney Smith advised that a hold harmless agreement be prepared and executed by the Y.M.C.A. It was moved by Councilman Karst, seconded by Erickson, that the Mayor be authorized to sign the grant in question, subject to preparation of the hold harmless agreement as advised. Roll call as follows: Ayes, 5; No, none; carried.

MAY 11, 1972

City Attorney Smith discussed the recent theft from the office of the City Clerk, particularly from the standpoint of insurance coverage. Smith said he had thoroughly studied the policy and had found that there is no coverage for thievery where forced entry is not a factor. Smith said, further, that his investigation revealed the fact that no policy, with the possible exception of one with an exorbitant premium through such a company as Lloyds of London would provide such coverage.

City Attorney Smith drew attention to the need for an amended Local Grant-In-Aid and Cooperation Agreement between the City and the Community Redevelopment Commission pertaining to the Urban Renewal Project known as the Eagle Rock Redevelopment program. It was moved by Councilman Wood, seconded by Freeman, that the City Attorney be directed to prepare an appropriate resolution for Council consideration. Roll call as follows: Ayes, 5; No, none; carried.

There being no further business, it was moved by Councilman Erickson, seconded by Freeman, that the meeting adjourn at 9:20 P.M., carried.

ATTEST: s/ Velma Chandler
Deputy City Clerk

s/ S. Eddie Pedersen
Mayor

* * * * *