

## NOVEMBER 11, 1971

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The City Council of the City of Idaho Falls, County of Bonneville, State of Idaho, met in a recessed regular meeting on Thursday, the 11<sup>th</sup> day of November, 1971, 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; Councilmen Jim Freeman, Mel Erickson, Jack Wood, Gordon Nelson, Paul Hovey, and Dale Parish. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; John Evans, City Controller; Rod Gilchrist, City Planner; Lorna Coughlin, City Treasurer; Don Lloyd, Public Works Director; Pete Ahlstrom, City Librarian.

Minutes of the last regular meeting, held October 21<sup>st</sup>, and a special meeting, held November 4<sup>th</sup>, 1971, 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 other comments relative to the establishment and creation of L.I.D. #42 having to do with reconstruction and beautification of a portion of Shoup Avenue and certain adjacent streets. The Mayor asked Councilman Nelson, as Chairman of the Public Works Committee, to chair the hearing. Nelson by way of introductory remarks, noted that the Councilmen, working with downtown businessmen, had studied the downtown problem for several years in hopes that something could be done to enhance its deteriorating business climate. Nelson said that this and other comparable districts, if created, could conceivably be a step in the right direction. Nelson then invited City Engineer, Joe Laird, to come forward to the Council table. Laird, assisted by Ed Turner from the Engineering Department, first showed an aerial photo on the screen as a means of describing the boundaries of the proposed district. Laird explained that the project would include reconstruction of streets, sidewalks, curbs and gutters; also a lighting system and some beautification. He said the styling of intersections would be patterned after the existing improved intersections adjacent to the first Security Bank and the Telephone Company. By use of slides, Laird illustrated a typical beautified intersection which would include reversed curvature and colored sidewalk. Traffic signals would also be replaced and located on the single poles used for street lighting. Laird then explained approximate costs as follows: Totals cost, \$294,400; City participation, \$76,700, private property assessment, \$217,700. In addition to the above mentioned City participation, Laird said the City would be responsible for sanitary sewer replacement approximating \$2,500 and traffic signals approximating \$20,000. In answer to a question by Mr. Rawland Bybee, Laird explained that property owners who have already completed certain improvements, such as the First Security Bank, Bon Marche, and the Telephone Company would not be assessed to the extent that said improvements have been made; neither have said improvements been included in the total project cost. Laird then explained the proposed assessment rate as follows: Colored sidewalk, \$2.35 per square foot; curb and gutter, \$5.50 per lineal foot; paving, \$1.90 per square foot; decorative lighting, \$.12 per square foot, landscaping, \$.06 per square foot. Laird explained further, that the assessment formula, a combination of front and end street assessment, is so devised that there is no chance of a double assessment in the event a similar L.I.D. is created for the improvement of Park or Capital Streets. Laird concluded his remarks by saying that this proposed project, although not comparable to a mall concept, would serve not only in a utilitarian manner but would provide more aesthetic pedestrian appeal. Nelson then asked that all written protests be presented, as follows:

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Honorable Mayor and City Council  
P.O. Box 220  
Idaho Falls, Idaho

I, the undersigned, Ethel Blair, do hereby enter my protest against the creation of Local Improvement District No. 42 for the reason that in my opinion this district is not necessary and the contemplated improvements are not required. The pavement on Shoup Avenue will be usable for many years with only slight repairs. The sidewalks are generally in good condition on Shoup Avenue and "A" Street having been repaired not too long ago.

In my opinion, the creation of this district will cause unnecessary expense to the property owners which the downtown property owners can ill afford at this time.

Yours very truly,  
s/ Ethel Blair

November 11, 1971  
Idaho Falls, Idaho

Mayor and City Council  
City Building  
Idaho Falls, Idaho

Attention: Roy C. Barnes

Gentlemen:

This is a letter of protest in regards to the Idaho Falls Local Improvement District #42. I do not know whether or not these so-called improvements are necessary.

If I remember correctly, "A" Street has both curbs and gutters and the pavement seemed to be in good condition. It might need resurfacing but I can see no good reason for tearing up the existing pavement.

Therefore, I would be against these improvements as they were explained to me in your "Notice of Intention to establish Idaho Falls Local Improvement District #42."

Sincerely,  
s/ Valentine F. Fitch  
By N.R. Adams

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City of Idaho Falls  
Idaho Falls, Idaho

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The undersigned is the owner of Lot 10, Block 23, Railroad Addition to the City of Idaho Falls, Idaho.

The undersigned hereby protests Resolution No. 1, being a resolution of intention of the City Council to construct gutters, to cause certain streets to be graded, graveled, prime coated, paved, curbed, surface drained and sidewalks constructed thereon, and to install storm drainage facilities, street lighting and plant trees in said City, and to assess the cost and expense thereof by special assessment levied against and upon the lots and parcels of land fronting on, abutting, adjoining, contiguous, and adjacent to said streets, to be improved in proportion to the benefits to be derived by the property assessed to said streets, except that the cost and expenses of all such improvements in the spaces formed by the junctions of two or more streets or wherein one street terminates or crosses another street, and alley intersections shall be paid by the City of Idaho Falls.

The undersigned further objects to establishing the local improvement district, or the making of said improvement, or any part thereof.

Yours very truly,  
s/ John D. Lambrecht

November 1, 1971  
1855 Laird Avenue  
Salt Lake City, Utah

Mr. Roy Barnes  
City Clerk  
Idaho Falls, Idaho

Dear Mr. Barnes:

After conferring with a leading realtor in Idaho Falls, I wish to state that I protest the proposed plan to establish Idaho Falls Local Improvement District No. 42.

The number one problem to correct is the lack of parking as everyone so well knows. Therefore, I hope a satisfactory parking plan can be worked out before a beautification program is undertaken.

Very truly yours,  
s/ Afton O. Rigby  
Mrs. Elmer C. Rigby

The Mayor then invited verbal protests or other comments from the floor.

Mr. Joe Anderson, local Attorney, appeared before the Council in the interests of Mr. Ray Longhurst. Anderson reported that Mr. Longhurst favored the district. Anderson also spoke in

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behalf of the Downtown Improvement Association and asked that it be made a matter of record that that group favored the district.

Mr. Carl Page of the Outdoorsman Store appeared before the Council, saying that he favored the project. Page said that, even though parking remains a paramount problem, the aesthetic appearance of the downtown area is equally as important. Page said that property owners must accept the financial obligation that accompanies improvement of this nature as a means of attracting customers. Page said he had observed similar improvements in other cities as being highly successful. Nelson acknowledged the fact that this is a fairly expensive project and equally costly to the City but that the City's governing body is willing to participate, recognizing the need which is so apparent.

Mr. Richard Clayton of the Rogers Hotel Building appeared before the Council speaking in favor of the proposed project except for B Street from Shoup to Yellowstone. Clayton proposed, instead, that this portion of B Street be deleted from the district and be blocked off as a parking area. Clayton said this would lend compatibility and breadth to two adjacent parking areas and possibly one other that has been proposed. Nelson said the Public Works Committee would be happy to study this proposal.

Mr. Paul Ahlstrom, Jr., of the Ahlstrom Furniture Company appeared before the Council speaking in favor of the project. He said the property he represented had been renovated to some degree and other property owners should be interested in doing likewise for reasons of self preservation. Ahlstrom said a limited program of street and sidewalk patching is not the answer. Mr. Ahlstrom said he concurred with the remarks of Mr. Page.

Four protests having been made against the creation of Local Improvement District No. 42, and the City Council having heard and having considered said protests against the creation of Local Improvement District No. 42, the adoption of the following resolution was then moved, seconded and unanimously passed, to-wit:

**(Resolution No. 1971-33)**

"RESOLVED: THAT THE CITY COUNCIL TAKE UNDER ADVISEMENT ALL OF THE PROTESTS AGAINST THE CREATION OF LOCAL IMPROVEMENT DISTRICT NO. 42, AND RENDER A DECISION ON SAID PROTESTS AND THE CREATION OF SAID LOCAL IMPROVEMENT DISTRICT NO. 42 AT A FUTURE MEETING."

Mr. Page reappeared briefly to commend the Mayor and City Council for the manner of which Yellowstone within the downtown area has been and continues to be beautified with flowers and shrubs.

The Mayor announced that this was the time and the place, as advertised for a public hearing to consider a rezoning petition and a rezoning request.

First to be reviewed was a rezoning petition by Mr. Ralph Heston, explained by this memo from the City Planner:

City of Idaho Falls  
November 11, 1971

MEMORANDUM

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TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: REZONING – PORTION OF SECTION 12 LYING BETWEEN PORTER CANAL AND LINDSAY BOULEVARD

Attached is a copy of a rezoning petition submitted by Mr. and Mrs. Ralph Heston requesting a zoning change from M-1 to HC-1 for the purpose of constructing a small mobile home court. This property is described by a meets and bounds legal description and it has approximately 217 feet of frontage on Lindsay Boulevard and varies in depth from 135 feet to 55 feet. As previously mentioned, it lies between Lindsay Boulevard and the Porter Canal. It is adjacent to existing general commercial zoning to the south. It is north of the present KOA Campground and the Buckhorn Bar.

The Planning Commission considered this request at their regular meeting of October 12, 1971 and has recommended approval of this request. This department concurs with the recommendation.

s/ Rod Gilchrist

Mr. Heston appeared briefly to say that the improvement, as described and planned, would improve the area. No protests were registered. It was moved by Councilman Wood, seconded by Parish, that this rezoning request be approved, that the zoning on the affected area be changed from M-1 to HC-1 and the Building Official be directed to incorporate said rezoning on the official zoning map, located in his office. Roll call as follows: Ayes, 6; No, none; carried.

Next to be presented was a rezoning proposal as initiated by the Planning Commission and as explained by this memo:

City of Idaho Falls  
November 11, 1971

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: REZONING – LOTS 1 THROUGH 10, BLOCK 31, CAPITOL HILL ADDITION

The City Planning Commission has initiated a rezoning action of the above described property from C-1 to R-3A. This property is located on the south side of Lomax Street at the intersection of Lomax and North Freeman and extends westerly there-from. This property was originally zone C-1 in early 1964. The Board of Adjustment at that time was reviewing the recommending on rezoning petitions prior to the passage of the new zoning ordinance. At that time, off-street parking was permitted only in commercial zones. This property has been used as off-street parking since its rezoning and since this use is now permitted in the R-3A zone, the Planning Commission felt justified in recommending the rezoning.

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The property involves two ownerships, the Idaho First National Bank and owners of the Party Shop. The Bank has stated that they have no objections and the other property owners have objected. The Planning Commission, after reviewing the existing land use and the anticipated zone patterns in the area, recommended this property be rezoned to R-3A. This Department concurs with their recommendation.

s/ Rod Gilchrist

Councilman Wood said this was prompted by the Paull rezoning petition asking for commercial zoning across the street. Details may be found on page 39 of this book of minutes. There were no protests. It was moved by Councilman Wood, seconded by Parish, that the property in question be rezoned from C-1 to R-3A and the Building Official be directed to incorporate same on the official zoning map, located in his office. Roll call as follows: Ayes, 6; No, none; carried.

Reference is again made to page 39 in this book of minutes and, more specifically, the portion of that public hearing having to do with the Paull rezoning petition. It is noted that that portion of said hearing was recessed until a later date. In view of the foregoing action just taken, Councilman Wood proposed, with general Council concurrence, that that portion of said public hearing be reconvened and the Paull rezoning petition be again considered. Councilman Wood reported that Mrs. Paull had attended the recent Planning Commission hearing having to do with her property and was aware that her rezoning petition was again being reviewed this night. Wood reported, further, that she had consented to R-3A zoning if Commercial zoning would not be granted. The City Clerk reread the City Planner's memo in this regard, dated September 9<sup>th</sup>, which eluded to an opinion by the Planning Commission based upon the prospects of Lomax, at that location, becoming one-way west bound. Councilman Nelson asked that it be made a matter of record that it is not known at this time whether or not this development will materialize. considering Mrs. Paull's petition, then, with the understanding that she had agreed to R-3A zoning, there were no protests. It was moved by Councilman Wood, seconded by Parish, that all of Lots 25 through 41, Block 26, Capitol Hill Addition be rezoned R-3A and the Building Official be directed to incorporate said rezoning on the official zoning map located in his office. Roll call as follows: Ayes, 6; No, none; carried.

Mr. Glen Weaver, secret service agent from Salt Lake City, and Mr. Mac Richardson, special secret service agent from Boise, Idaho, appeared before the Council. They asked that Mr. Robert Pollock, Police Chief, come forward. Mr. Weaver explained that, some months ago, there was a sizeable counterfeiting gang working out of Cleveland, Ohio, and that through the alertness of the Idaho Falls Police Department, five of them were apprehended locally. As a result, over 200 were apprehended in various parts of the country. Mr. Weaver said that action of this kind at the local level is a great boon to investigators all over the country. He then presented Chief Pollock, on behalf of his Department, a service award citation and extended his congratulations on behalf of the secret service organization. Pollock then received a standing ovation from all City Officials around the Council Table. Councilmen Erickson, as Chairman of the Police Committee, extended his endorsement to the Police Department operation. He said it is a Department of which the citizens should take pride, especially from the standpoints of experience, dedication, years of duty and caliber of the men.

Bills for the month of October, having been properly audited by the Fiscal Committee, were presented in caption form as follows:

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<b><u>FUND</u></b>	<b><u>GROSS PAYROLL</u></b>	<b><u>SERVICES &amp; MATERIALS</u></b>	<b><u>TOTAL EXPENDITURES</u></b>
General Fund	\$209,143.20	\$96,305.15	\$305,448.35
Fire Bonds	76,448.44	7,388.80	83,837.24
Water & Sewer Fund	20,054.40	36,778.97	56,833.37
Electric Light Fund	62,195.94	69,174.99	131,371.93
Recreation Fund	1,865.95	1,222.29	3,088.24
Police Retirement	2,547.25	.00	2,547.25
<b><u>TOTAL FUNDS</u></b>	<b><u>\$372,256.18</u></b>	<b><u>\$210,870.20</u></b>	<b><u>\$583,126.38</u></b>

It was moved by Councilman Parish, seconded by Hovey, that the bills be allowed and the City Controller be authorized to issue warrants on the respective funds for their payment. Roll call as follows: Ayes, 6; No, none; carried.

Reports from Division and Department Heads were presented for the month of October, 1971, and, there being no objection, were accepted by the Mayor and ordered placed on file in the office of the City Clerk.

License applications for GROCERY STORE, Lewis H. Herrbach; RESTAURANT, Everett G. Jordan for Stardust Restaurant & Lounge; JOURNEYMAN ELECTRICIAN, Charles A. Howell, Gordon O. Webb, Phillip E. Baldree; APPRENTICE ELECTRICIAN, Don Duncan, James Kondel; CONTRACTOR CLASS C, WARM AIR HEATING & GAS FITTING, Rex Onan; JOURNEYMAN CLASS C, WARM AIR HEATING, GAS FITTING, Rex Onan; APPRENTICE GAS FITTER, Albert Sikes; JOURNEYMAN PLUMBER, Clifford Pendrey; PHOTOGRAPHER, P.R. Galer; SECOND HAND STORE, Dean Seedall; DANCE HALL, Everett G. Jordan; TAXI CAB OPERATOR, William E. Vincent, Frank Parsons; BARTENDER, Leon D. Lowe, S. Madge Walton, Geraldine Matheson, Michael Barker, Donna Hudson, Judy Kirby, Jo Sleeth, Robert L. Hillesland, Glenn E. Clements, Barbara Robison, Paul Olson; PRIVATE PATROL SERVICE, Darwin Meikle; BEER (Canned, bottled, not to be consumed on the premises), Harry Jones for 7-11 Stores, Louis Herrbach for Albertsons; BEER (Canned, bottled, and draught to be consumed on the premises), Bonnie Lowe for Stockman's Bar, Steven Montague for Starlite Lounge, Mrs. H. W. Reeve for Dusty's, Everett G. Jordon for Stardust Lounge, P.B. Coburn for The Factory, were presented. It was moved by Councilman Erickson, seconded by Wood, that these licenses be granted, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk drew attention to the fact that, in the interests of time, the Council had, on October 27<sup>th</sup>, 1971, informally awarded a contract in the amount of \$12,800 to Aiman Construction Company for construction of a concrete slab at Tautphaus Park to be used, in part, as a hockey rink. It was moved by Councilman Freeman, seconded by Wood, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

Another item in need of formal Council ratification was explained by this memo:

City of Idaho Falls  
November 9, 1971

TO: Roy C. Barnes, City Clerk  
FROM: John D. Evans, City Controller  
SUBJECT: RATIFICATION – PAYMENT TO ATLAS, INC.

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Requesting formal ratification of action taken by the City Council at an informal session November 2, 1971, approving payment to Atlas, Inc. for Est. #1 of the North Yellowstone Highway Sanitary Sewer L.I.D. #41.

s/ John D. Evans

It was moved by Councilman Nelson, seconded by Parish, that this action also be ratified. Roll call as follows: Ayes, 6; No, none; carried.

Also, in this category, this memo from the City Controller was submitted:

City of Idaho Falls  
November 9, 1971

TO: Roy C. Barnes, City Clerk  
FROM: John D. Evans, City Controller  
SUBJECT: RATIFICATION – REGIONAL LIBRARY FUNDING

Requesting formal ratification of action taken by the City Council at an informal session November 2, 1971, approving expending additional funds created by the incorporation of Library Region within the approved budget of the Snake River Regional Library.

s/ John D. Evans

It was moved by Councilman Parish, seconded by Hovey, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

Finally, under matters in need of ratification, Councilman Erickson asked for official Council ratification on the Mayor's having signed an application to lease 400 acres of desert ground west of the City from the U.S. Bureau of Land Management for the purpose of developing a joint City-County recreational area. It was moved by Councilman Erickson, seconded by Wood, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

A City Redemption tax deed in favor of S. L. Golberg was presented, accompanied by this resolution:

**RESOLUTION (Resolution 1971-34)**

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 12<sup>th</sup> day of May, 1971, recorded as Instrument No. 417742, records of Bonneville County, Idaho acquire title to and possession of the following described real property, to-wit:

Lots Twelve and Thirteen (12 & 13), Block Thirty-five (35), Highland Park Addition to the City of Idaho Falls, Idaho, as per recorded plat thereof.

WHEREAS, S. L. GOLBERG, 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

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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 S. L. Golberg a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this 11<sup>th</sup> day of November, 1971.

APPROVED BY THE MAYOR this 15<sup>th</sup> day of November, 1971.

s/ S. Eddie Pedersen  
Mayor

ATTEST: s/ Roy C. Barnes  
City Clerk

It was moved by Councilman Parish, seconded by Hovey, that the resolution be passed and the Mayor and City Clerk be authorized to sign the resolution and the deed. Roll call as follows: Ayes, 6; No. none; carried.

From the Purchasing Department came this memo:

City of Idaho Falls  
November 10, 1971

Lease Nine 1972 Police Cars

Honorable Mayor and Councilmembers:

The Purchasing Department and Police Department request approval to advertise for bids for nine 1972 four door sedans on a twelve month lease-rental basis, lease rental with full maintenance or out right purchase.

s/ W. J. Skow  
Purchasing Department

It was moved by Councilman Erickson, seconded by Wood, that authorization be granted for the advertising of bids as described. Roll call as follows: Ayes, 6; No, none; carried.

From the Public Works Director this memo was submitted:

City of Idaho Falls  
November 3, 1971

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: LOMAX T 4060 (7)

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Attaching hereto a Resolution and Preliminary Engineering Agreement covering First Street and Lomax Street improvements between Yellowstone and Chatham Drive. This TOPICS program is considered high priority and has been discussed with the Public Works Committee. The Agreement calls for a \$1,500 payment to the State of incidental services in connection with the preparation of plans for the project. We would recommend that the Mayor and City Clerk be authorized to sign the Resolution and Agreement and the documents be forwarded to the Department of Highways when funds are available.

Respectfully submitted,  
s/ Don

The above memo makes reference to a resolution which was then presented, as follows:

**R E S O L U T I O N (Resolution No. 1971-35)**

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, covering preliminary engineering and design for improving capacity and safety on parts of First Street and Lomax Street between Yellowstone Avenue and a point east of Chatham Drive, 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 improving approximately 1.0 mile of Federal Aid Primary Type II Highway System as described in the Cooperative Agreement and to be developed under Federal Aid Project T-4060 (7); 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 Primary Highway System when there is Federal participation in the costs; and

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

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

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

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

NOW THEREFORE, BE IT RESOLVED:

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1. That the Cooperative Agreement for Federal Aid Primary Type II Highway Project T-4060 (7) is hereby approved.
2. That the Mayor and City Clerk are hereby authorized to execute the Cooperative Agreement on behalf of the City of Idaho Falls.
3. That duly certified copies of the Resolution shall be furnished the Department of Highways.

Councilman Nelson explained that if no funds are budgeted towards this project in 1972, it is not binding to the City. However, continued Nelson, approval of this preliminary engineering agreement will insure funds from the TOPICS program will no longer be available to the City. Nelson said the original agreement specified Lomax to be one way but that this has since been revised, inasmuch as a decision on this matter has not yet been made. It was moved by Councilman Nelson, seconded by Parish, that this resolution be passed and the Mayor and City Clerk be authorized to sign the engineering agreement as described. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Nelson introduced the following resolution in writing and moved its adoption:

**RESOLUTION (Resolution No. 1971-36)**

“WHEREAS, the City Engineer and the Committee on Streets of the City Council have made out an Assessment Roll for Local Improvement District No. 44., according to the provisions of Section 50-1718, Idaho Code, and the provisions of Ordinance No. 1310, and have certified the same to the Council as provided by law:

NOW THEREFORE, BE IT RESOLVED:

That Thursday, the 9<sup>th</sup> day of December, 1971, at 7:30 o'clock P.M. of said day at the Council Chambers in the City Building in the City of Idaho Falls, Idaho. be and the same hereby are appointed and fixed as the time and place when and where objections to said Assessment Roll by the property owners in said district shall be heard, and that said Assessment Roll be filed in the office of the City Clerk.”

Councilman Parish seconded the adoption of said Resolution and the same, on being put to a vote, was unanimously carried by the affirmative vote of all Councilmen present. The Councilmen being as follows: Councilmen Freeman, Parish, Nelson, Hovey, Erickson, and Wood.

Through the City Clerk the City Planner had indicated the need for a zoning hearing to consider one or more rezoning petitions. It was moved by Councilman Wood, seconded by Parish, that said hearing be scheduled for December 9<sup>th</sup>, 1971, and the City Clerk be authorized to publish legal notice accordingly. Roll call as follows: Ayes, 6; No, none; carried.

This Ordinance, having been passed on its first reading, was again presented:

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**ORDINANCE NO. 1310**

AN ORDINANCE ELECTING TO RETAIN THE POLICEMAN'S RETIREMENT FUND FOR THE CITY OF IDAHO FALLS, IDAHO; REQUIRING THAT ALL PAID POLICEMEN OF THE IDAHO FALLS POLICE DEPARTMENT SHALL PARTICIPATE IN SAID FUND; PROVIDING THAT SAID POLICEMEN'S RETIREMENT FUND SHALL BE CONDUCTED AND ADMINISTERED IN ALL THINGS PURSUANT TO THE PROVISIONS OF TITLE 50, CHAPTER 15, IDAHO CODE; REPEALING ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

It was moved by Councilman Erickson, seconded by Wood, that this Ordinance be passed on its second and third readings. Roll call as follows: Ayes, 6; No, none; carried.

Presented by the City Clerk was a mutual release agreement, releasing the City and Dick Wheeler Electric as parties of the first and second part respectively, from the contract whereby the party of the second part had agreed, by contract, to change electric service meters for approximately 53 dwellings in the Hughes Imperial Addition. It was moved by Councilman Hovey, seconded by Nelson, that this release be granted and the Mayor and Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

At the request of the Mayor, the City Clerk presented and read aloud this communication:

Department of the Army  
November 9, 1971

Honorable S. Eddie Pedersen  
Mayor, City of Idaho Falls, Idaho

Dear Mayor Pedersen:

We are very pleased to advise you that Postal Service has granted approval, with instructions to proceed, for needed paving around the main Post Office building in Idaho Falls.

Plans and requirements are now to be prepared by Corps of Engineers with intent to advertise for bids to complete the project. Full cognizance is had to weather conditions, therefore, completion of the project will not be anticipated until timely good weather in the spring of 1972. Necessary preparation and advertisement, however, shall be initiated at an early date.

Standard Procedures toward paving construction shall be followed in consideration that your offer of 24 May 1971 is still valid:

"I offer again to remove any necessary curb and gutters and sidewalk sections and to furnish a survey crew for establishing final grades. Please write to me once again in verification of continuation of this offer."

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Thank you for your assistance in this matter. When prepared, copies of plans and requirements shall be sent to you for review and approval.

Sincerely,  
s/ Clark Cottrell  
Chief, Postal Facilities  
Branch Real Estate Division

The Mayor asked that this be made a matter of record.

Introduced by Councilman Wood was a one year airport lease renewal agreement between the City and Combs Airways. It was moved by Councilman Wood, seconded by Nelson, that this extension be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Wood then presented an extension of time agreement which, if approved, would permit Hertz Rent-A-Car additional time to September 30<sup>th</sup>, 1972, to start their building construction within the Airport Industrial Park. It was moved by Councilman Wood, seconded by Nelson, that this agreement be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Finally, from Councilman Wood, an Airport Farm Lease renewal for five years in favor of Charles S. Reed was presented. It was moved by Councilman Wood, seconded by Nelson, that this lease renewal be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Reference is made to page 63 in this book of minutes and more specifically, a recommendation on the Yellowstone parking lot pertaining to parking regulations by Lt. Marvin Campbell. Councilman Erickson said this had been studied by the Parking Commission and they had recommended that there be no change until the first of the year and that it will be again reviewed at that time. This met with general Council agreement.

Councilman Erickson then reported that certain half moon loading zone caps had been removed within the downtown area, supposedly at the time the parking meter heads were removed. Erickson said there had been complaints from those who parked in these areas in good faith and then received parking tickets. He proposed, with general Council concurrence, that these caps be replaced and the poles be painted a vivid red or yellow.

There being no further business, it was moved by Councilman Freeman, seconded by Hovey, that the meeting adjourn at 9:15 P.M., carried.

ATTEST: s/ Roy C. Barnes  
City Clerk

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Mayor

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