

**SEPTEMBER 9, 1971**

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The City Council of the City of Idaho Falls met in a Recessed Regular Meeting, Thursday, September 9, 1971, 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, Gordon Nelson, Paul Hovey, Dale Parish, Jim Freeman. Absent: Councilman Melvin Erickson. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Rod Gilchrist, City Planner; Robert Pollock, Police Chief; Steve Harrison, Electrical Engineer; Don Lloyd, Public Works Director.

Minutes of the last Recessed, Regular Meeting held August 26<sup>th</sup>, 1971, were read and approved.

The Mayor announced that this was the time and the place for a public hearing, as legally advertised, for consideration of a rezoning petition by Mrs. D.R. Paull and two proposed amendments to the zoning ordinance.

First to be reviewed was the rezoning petition. The City Clerk was asked to present this explanatory memo from the City Planner:

City of Idaho Falls  
September 8, 1971

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: REZONING PETITION – LOTS 25 THROUGH 41, BLOCK 26, CAPITOL HILL ADDITION

At the regular meeting of the City Planning Commission, held August 10, 1971, a rezoning petition for the above described property was considered. This request was submitted by Mrs. D.R. Paull petitioning to rezone the property from R-2 and R-3A to C-1. No objections to the request were reported by adjacent property owners.

After much consideration, the Planning Commission recommended denial of the request due to the increased vehicular traffic associated with C-1 zoning, consideration of existing zoning in the area, and the future plans for converting Lomax into a one-way west bound street as a part of the First Street-Lomax couplet.

This department concurs with the recommendation of the Planning Commission and recommends denial of the request.

s/ Rod Gilchrist

Councilman Wood, as Chairman of the Planning and Zoning Committee, drew attention to the fact that, immediately across the street from the property in question, lies an area zoned C-1 LTD used as a parking lot and that this was so zoned before passage of the comprehensive zoning ordinance when there was not a more applicable zoning category for land use of this nature. Wood continued by suggesting that perhaps consideration should now be given to rezoning said property R-3A. Councilman Parish suggested that the Council should call a joint meeting with the Planning Commission to determine the future zoning status of Lomax Street. Therefore, it was moved by

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Councilman Wood, seconded by Parish, that this portion of this public hearing be recessed, to be reconvened at a later date. Roll call as follows: Ayes, 5; No, none; carried.

Next to be considered were two proposed amendments to the zoning ordinance as explained by this memo which was presented and read:

City of Idaho Falls  
September 9, 1971

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: PROPOSED AMENDMENTS TO ZONING ORDINANCE NO. 1115

The City Planning Commission has recommended the following changes in the Zoning Ordinance No. 1115, Section 7-7-5, location of buildings and structures, in the R-3A zone. They have recommended that the present setback be increased from 10 feet to a minimum of 15 feet from a public street and that the rear yard be changed from 25 feet to 10 feet for all non-residential buildings. Residential buildings would retain the present 25 foot rear yard.

This Department concurs with the Planning Commission and recommends approval of these amendments.

s/ Rod  
Rod Gilchrist

It was noted and explained that both of these sections are under the R-3A chapter of the ordinance. Pertaining to the first recommendation, there were no protests. It was moved by Councilman Wood, seconded by Parish, that this recommendation be adopted by Council action, to be incorporated as an amendment to the zoning ordinance when said ordinance is officially revised. Roll call as follows: Ayes, 5; No, none; carried.

The second recommendation was then reviewed. It was noted by City Planner Gilchrist that this change would give relief to construction of non-residential structures by providing more freedom on design and more advantageous use of property. Gilchrist said this should eliminate many requests for variances. There were no protests. It was moved by Councilman Wood, seconded by Parish, that this proposed ordinance change be approved by Council action, to be incorporated in the next overall list of amendments when Ordinance #1115 is next revised. Roll call as follows: Ayes, 5; No, none; carried.

Bills for the month of August, 1971, having been properly audited by the Fiscal Committee, were presented in caption form as follows:

<u>FUND</u>	<u>GROSS PAYROLL</u>	<u>MATERIALS AND SALARIES</u>	<u>TOTAL EXPENDITURES</u>
General Fund	\$154,863.04	\$120,071.67	\$274,934.71
Fire Bonds	50,986.72	8,346.83	59,333.55

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Water & Sewer Fund	14,894.94	33,802.05	48,696.99
Electric Light Fund	40,208.40	129,438.36	169,646.76
Recreation Fund	10,013.58	2,255.08	12,268.66
Police Retirement	2,547.25	.00	2,547.25
<b><u>TOTAL FUNDS</u></b>	<b><u>\$273,513.93</u></b>	<b><u>\$293,913.99</u></b>	<b><u>\$567,427.92</u></b>

It was moved by Councilman Parish, 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 August, 1971, and there being no objections, were accepted by the Mayor and ordered placed on file in the office of the City Clerk.

License applications for VENDOR, Raymond Rodriguez, Rexburg, Idaho; GROCERY STORE, Max M. Johnson for Wealth of Health: ELECTRICAL CONTRACTOR, David A. Paulk for Electrical Services; JOURNEYMAN ELECTRICIAN, Robert G. Hiatt, Alton Reay; APPRENTICE ELECTRICIAN, Earl R. Danielson with Nelson Electric, Leonard E. Sheetz, Jr. with Jewell Electric; BEER TRANSFER ONLY, from Roderick Fisher and Tom Burroughs to Edward Hampton for Red Fox, Inc.; BARTENDER, Vera Weber, David Harman, Josephine Williamson, Beverly Reynolds, Reva Darlene Craig, were presented. It was moved by Councilman Wood, seconded by Freeman, that these licenses be granted, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, 5; No, none; carried.

This damage claim was presented and read by the City Clerk:

City Clerk  
City of Idaho Falls  
City Hall

Dear Sir:

Roger Neddo makes a claim for damages against the City of Idaho Falls, Idaho in the sum of \$1,000.00 for personal injuries. The details of such claim are as follows:

Mr. Neddo was placed in the City jail in Idaho Falls, Idaho on August 6, 1971 after a conviction of a driving offence. He began working for the City on August 9, as a member of the work gang. On August 18, he was injured while on such job, breaking his leg below the ankle, necessitating a cast. He was released from jail on August 27, and estimates that he will be unable to be gainfully employed for two months because of said broken leg. This prevents him from working at his regular employment at Shearer Brothers Construction where he would normally earn \$90.00 per week or \$720.00 for 2 months. He suffered \$280.00 in pain and suffering. The injury occurred at 10:00 A.M. on August 18 at the municipal airport, where he fell off the roof of a portable out-house which was being moved by truck to the airport. The cause of the injury was the negligence of the City in not having proper supervision, tools, equipment and clothes for such employ while he was engaged in this particular work, and in providing medical attention afterwards.

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Dated this September 1, 1971.

s/ Roger Neddo

It was explained that, in the interests of time, this was forwarded to the City insurance adjustor on September 2, 1971. It was moved by Councilman Freeman, seconded by Parish, that this action be duly approved and ratified. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Purchasing Department was forthcoming:

City of Idaho Falls  
September 9, 1971

Coal (City and School)  
Honorable Mayor and Councilmembers:

Coal bids received by School District: Doug Andrus Coal \$15.95 per ton and Hampton Coal & Furnace Cleaning – bid price subject to freight rate increase.

This is a joint bid, City of Idaho Falls and School District 91 for coal for City of Idaho Falls, for the winter months of 1971 and 1972.

It is the recommendation of the Purchasing Department and School District 91 that the bid of Doug Andrus Coal be accepted.

This recommendation subject to your approval.

s/ W. J. Skow  
Purchasing Department

It was moved by Councilman Parish, seconded by Hovey, that the bid of Doug Andrus for coal, jointly with School District No. 91, be accepted. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls  
September 9, 1971

Supervisory Equipment

Honorable Mayor and Council Members:

Tabulation of bids for Supervisory Equipment is attached.

Evaluation of the only bid received show Quindar Electronics, Inc. of Springfield, New Jersey submitting the bid of \$12,948.00.

The following firms did not submit a bid:

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Dresser Manufacturing  
General Electric Supply  
McGraw-Edison  
Specialty Sales Company  
Westinghouse Electric Supply  
Peterson Company – Utah (Radiation, Inc.)  
RFL Industries, Inc.

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 as moved by Councilman Hovey, seconded by Nelson, that the bid of Quindar Electronics for the supervisory equipment in question be accepted. Roll call as follows: Ayes, 5; No, none; carried.

From the Electrical Engineer came this memo:

City of Idaho Falls  
September 9, 1971

TO: Mayor and City Council  
FROM: G. S. Harrison  
SUBJECT: BID PROPOSAL FOR HUGHES IMPERIAL ADDITION METER INSTALLATION

The Electric Division has reviewed the bid proposals for meter installation in the Hughes Imperial Addition. We recommend award of the bid to Dick Wheeler Electric. Mr. Wheeler's bid was the lowest bid received. Bids are on a per unit basis and it is our estimate that the contract cost will be \$12,000. \$15,000 was budgeted.

s/ G.S. Harrison  
Electrical Engineer

It was moved by Councilman Hovey, seconded by Nelson, that Dick Wheeler Electric be awarded the bid for the Hughes Imperial electrical project as described. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the City Clerk was presented:

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

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Gentlemen:

It is the responsibility of the City Council at their first regular meeting of the month preceding a General Municipal Election, pursuant to Section 50-409 I.C., to appoint deputy registrars not to exceed one per precinct, said appointment to be effective September 18<sup>th</sup>, 1971.

It is also the responsibility of the City Council, pursuant to the Section 50-418 I.C., to designate suitable polling places in each voting precinct.

We hereby recommend the selection of deputy registrars and polling places as follows:

Precinct One	Elizabeth Dockstader	A.H. Bush	380 W. Anderson
Precinct Two	W.L. Adams	Log Hut	600 W. Elva
Precinct Three	LaFon Haack	Riverside School	1351 Ada Avenue
Precinct Four	Dora Thomas	Veterans Mem Bldg	485 C. Street
Precinct Five	Lois Molen	Templeview School	1500 Scorpious
Precinct Six	Venna Strong	O.E. Bell Jr. High	151 N. Ridge
Precinct Seven	Norma Lewis	Hawthorne School	1520 S. Boulevard
Precinct Eight	Jane Storer	Longfellow School	2500 Higbee Avenue
Precinct Nine	Mrs. Keith Park	Linden Park School	1455 9 <sup>th</sup> Street
Precinct Ten	Jane Heffner	Theresa Bunker	1385 E. 16 <sup>th</sup> Street
Precinct Eleven	Edna Denning	Golf Course	E. Elva
Precinct Twelve	Jan Jensen	Dora Erickson School	850 Cleveland
Precinct Thirteen	Inis Blakely	Emerson School	335 5 <sup>th</sup> Street
Precinct Fourteen	Virgie Prestgard	Central Jr. High	137 7 <sup>th</sup> Street
Precinct Fifteen	Helen Myhr	Edgemont Gardens	1240 Azalea
Precinct Sixteen	LaDean Worton	Ethel Boyes School	1875 Brentwood

Section 50-409 of the State Code also provides compensation to deputy registrars not to exceed 50¢ for each name registered. Following past precedent we recommend that the City pay registrars 50¢ per name for each name registered or re-registered.

Finally, we ask Council authorization, pursuant to Section 50-407, I.C., to publish notice of the election on September 17<sup>th</sup> and October 24<sup>th</sup>, 1971.

Respectfully submitted,  
s/ Roy C. Barnes  
City Clerk

It was moved by Councilman Parish, seconded by Freeman, that all of the recommendations as set forth in the foregoing memo be approved, all of the deputy registrars be appointed for the precincts as listed and all the polling places be approved for the precincts as recommended. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Traffic Safety Committee was presented:

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TO: Honorable Mayor and City Council, City of Idaho Falls  
FROM: Traffic Safety Committee  
SUBJECT: TRAFFIC ON NORTH BOULEVARD AT SUNSET AND ELVA STREETS

At the Council meeting of August 12, 1971, there was referred to this committee, for study and recommendation, a request for a FOUR WAY STOP at Boulevard and Elva.

At the Council meeting of August 26, 1971, further referral was made at Boulevard and Sunset for a FOUR WAY STOP.

Recommendation: To not STOP Boulevard traffic.

Officers conducted speed checks on the following listed days and times:

Monday 8/30/71 4:00 P.M. to 5:00 P.M. – vehicles 131 of which 8 were between 31 and 40 MPH.

7:30 P.M. to 8:30 P.M. – vehicles 110 of which 6 were between 31 and 35 MPH.

Tuesday 8/31/71 4:30 P.M. to 5:30 P.M. – vehicles 131 of which 8 were between 31 and 40 MPH.

6:30 P.M. to 8:00 P.M. - vehicles 169 of which 8 were between 31 and 35 MPH.

Wednesday 9-1-71

Thursday 9-2-71 9:00 A.M. to 10:00 A.M. – vehicles 120 of which 10 were between 31 and 35 MPH and 3 were between 36 and 40 MPH.

On a vehicle count taken between 4:30 P.M. to 6:30 P.M., August 12, 1971, there was shown 239 vehicles either north or south bound on Boulevard opposed to 85 vehicles traveling east to west.

There has been to date, this year, one accident at Sunset and Boulevard, on June 25, 1971 at noon, a 15 year old boy riding motorcycle north on Boulevard turned right on Sunset hitting a 9 year old girl walking south.

Records show 2 accidents to date at Elva and Boulevard. July 29, 1971 at 7:55 P.M. a 16 year old girl going north on Boulevard turning to go west on Elva was struck by vehicle going east on Elva, failing to stop for the STOP sign. August 17, 1971 at 8:48 A.M. a 70 year old man going east stopped for STOP sign, then started up, driving into vehicle going north.

It was determined that fresh painting of curbs at intersections is needed and will be accomplished to prevent vehicles parking too close to corner and obstructing view.

s/ Robert D. Pollock  
Traffic Safety Committee

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Referring to the foregoing memo relating three accidents in two years, Councilman Wood noted that two of them would not have been prevented by the additional stop signs as requested. It was noted that the posted limit is 25 MPH and the Police Chief assured the Council that this area would be worked by radar to cut down on the relatively few speeding offenders. It was moved by Councilman Wood, seconded by Freeman, that the request for four way stop signs at the two intersections as indicated be denied and, instead, the recommendation of the Traffic Safety Committee be approved with the understanding that radar be worked in this area and that Mrs. Bates be notified accordingly. Roll call as follows: Ayes, 5; No, none; carried.

**ORDINANCE NO. 1306**

AN ORDINANCE SUPPLEMENTING THE PROVISIONS OF CITY CODE, TITLE X, CHAPTER 9, SECTION 10, TO BE DESIGNATED AS TITLE X, CHAPTER 9, SECTION 10A, MAKING IT UNLAWFUL TO PARK A VEHICLE AT THE IDAHO FALLS MUNICIPAL AIRPORT EXCEPT AS DESIGNATED BY SIGNS CLEARLY POSTED AT THE DISCRETION AND DIRECTION OF THE AIRPORT MANAGER, AND PROVIDING THAT ANY VEHICLE PARKED IN VIOLATION THEREOF MAY BE IMPOUNDED; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilman Wood, seconded by Nelson, 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 presented a lease agreement between the City and Snarr Advertising for a 12 X 20 foot sign site 1 ½ miles north of Broadway, 600 feet north of the Hatch-Gooch hangar on airport property. It was moved by Councilman Wood, seconded by Parish, that the lease be approved, that the Mayor and City Clerk be authorized to sign and that a variance also be approved permitting a sign in this area. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Parish presented an agreement between the City and Mr. Milo Price, designated as the operator of all sound equipment at the Civic Auditorium. Parish explained that this was endorsed by the Civic Auditorium board on the grounds that the investment in the sound equipment should be protected by an experienced operator. Parish reminded the Council that this agreement had previously been informally approved and now was in need of official ratification. It was moved by Councilman Parish, seconded by Hovey, that approval of this agreement be formally ratified and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

Police Chief Pollock appeared briefly to report that the fence around the City owned parking lot south of the Idaho Falls High School had been removed, permitting two exits from said parking lot onto Holmes. Pollock said the Traffic Safety Committee was of the opinion that these exits should be barricaded at least to traffic entering Holmes from the lot. Councilman Wood suggested

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that this be discussed with the School District. The Mayor directed the Police Chief to discuss the problem with the School District Superintendent as a means of resolving the problem.

There being no further business, it was moved by Councilman Freeman, seconded by Parish, that the meeting adjourn at 8:45 P.M., carried.

ATTEST: s/ Roy C. Barnes  
City Clerk

s/ S. Eddie Pedersen  
Mayor

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