

APRIL 22, 1971

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The City Council of the City of Idaho Falls met in a Recessed Regular Meeting on Thursday the 22<sup>nd</sup> day of April, 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 Paul Hovey, Dale Parish, Jim Freeman, Mel Erickson, Jack Wood, and Gordon Nelson. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; John Evans, City Controller; Ernie Craner, Parks & Recreation Director; Robert Pollock, Police Chief; Steve Harrison, Electrical Engineer.

Minutes of the last Recessed, Regular Meeting, held April 8<sup>th</sup>, 1971, were read and approved.

Mr. John Christoffersen, Information and Public Relations Coordinator of the School of Vocational Technical Education, Idaho State University, and Mr. Jim Probasco, Special Services Division of the Department of Employment, State of Idaho, appeared before the Council. Mr. Christoffersen announced that the State University will have, beginning May 17<sup>th</sup>, 1971, a training program for those interested in becoming a Class III sewer treatment plant operator. Mr. Christoffersen then introduced Mr. Probasco who reported that this resulted from a recent study made by the University revealing the fact that a need existed for this type of training. He said the program has been satisfactorily funded. Mr. Christoffersen added that registration for such a course would be in the amount of \$185.00 and the full cost of the course, including room and board, would be about \$1400.00 and that they would even cooperate with the City by timing the course to correspond with work shifts. Christoffersen said he would appreciate the City offering its existing facilities for trainees; also, it would be hoped that the City would take advantage of the course for its trainees; and, finally, it would also be hoped that the City would employ trainees who had completed the course. Christoffersen concluded his remarks by saying that the University carried full liability insurance on all students who might be working within the Idaho Falls facility. As Chairman of the Council's Public Works Committee, Councilman Nelson thanked these gentlemen for their appearance and their presentation and invited them to confer with Public Works Director Lloyd on this matter at an early date.

Recognizing Mr. Dale Johnson in the Council Chambers, the Mayor asked the City Clerk to present and read aloud this memo:

April 22, 1971

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: APPEAL FROM THE BOARD OF ADJUSTMENT

The Board of Adjustment, at their regular meeting of April 6, 1971, considered a request for a variance from Mr. Dale Johnson, 780 Anthon Avenue (portions of Lots 5 and 7, Block 12, Falls Valley No. 3). This variance was requesting an 8 foot encroachment into the required 25 foot rear yard to permit the addition of a family room to an existing dwelling. This proposal would result in a 17 foot rear yard. The Board of Adjustment denied this request on the

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grounds that the lot was presently only 100 feet deep and the proposed construction would result in too little yard area.

There were no protests from the neighborhood regarding this request and the petition contained the signatures of 11 adjacent property owners.

The Planning and Zoning Council Committee has reviewed this request and recommend approval of the appeal.

s/ Rod

Mr. Johnson appeared briefly to submit a sketch depicting the residential lot with the family room added. It was noted that the infraction would only affect about one-half the rear yard. Mr. Johnson disagreed with the Board of Adjustment opinion that this addition should not be allowed on the grounds that it would be precedent setting. Mr. Johnson said that, on the contrary, it would, in his opinion, be for the betterment of the neighborhood. Councilman Wood advised the Council that all near-by neighbors had been contacted and no objection had been registered. It was moved by Councilman Wood, seconded by Parish, that this appeal be granted. Roll call as follows: Ayes, 6; No, none; carried.

License applications for GROCERY STORE, 7-11 Store; RESTAURANT, Bob's Arctic Circle (3), J. B.'s Big Boy, Fords Bar And Café, Arthur Treacher's Fish and Chips, Sear-Roebuck, Log Hut at Tautphaus Park, Temple Cafeteria; CONFECTIONARY, Karmelkorn Shop; FOUNTAIN, Mel Johnson Drug, Skateland; DAIRY, Reed Brothers Dairy; MASTER PLUMBER, Lew Thompson Plumbing & Heating, Rigby Plumbing & Heating; JOURNEYMAN PLUMBER, Charles Olsen, Kenneth Park, Clarence Wilde, Jr.; SKATING RINK, Skateland; POOL ROOM, Fords Bar and Café; MOTEL, Ponderosa Inn, Kruse Motel, San-Dee Motel; BEER, CANNED & BOTTLED, TO BE CONSUMED ON THE PREMISES, Concession at softball field, Western Amusement Co.; BEER, CANNED & BOTTLED, NOT TO BE CONSUMED ON THE PREMISES, Harry Jones for 547 G. Street; BARTENDER, Charles McNeil, John Hancock, Larry Jannings, were presented. It was moved by Councilman Erickson, seconded by Parish, 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.

Presented by the City Clerk was an application for a private patrolman license, dated March 23, 1971, in the name of Kenneth Bland, carrying a recommendation by the Police Chief that it be not granted. It was moved by Councilman Erickson, seconded by Wood, that this license application be denied for the reason as stated. Roll call as follows: Ayes, 6; No, none; carried.

A City redemption tax deed was presented in favor of Donn and LaRue Bate, accompanied by and appropriate resolution, as follows:

**RESOLUTION (Resolution No. 1971-10)**

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 3<sup>rd</sup> day of May,

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1965 recorded as Instrument No. 347424, records of Bonneville County, Idaho acquire title to and possession of the following described real property, to-wit:

Lots 22-27 incl., Block 25, Highland Park Addition to the City of Idaho Falls, Idaho, as per recorded plat thereof.

WHEREAS, DONN BATE AND LARUE BATE, HIS WIFE, 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 DONN BATE AND LARUE BATE, HIS WIFE, a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this 16<sup>th</sup> day of April, 1971.

APPROVED BY THE MAYOR this 16<sup>th</sup> day of April, 1971.

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

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

The City Clerk presented an extension rider to a Union Pacific Lease Agreement L & T #17451 covering a pole storage yard adjacent to the Eagle Rock power plant. It was noted that the railroad had recently reevaluated all its rental properties and, as a result, and annual rental on this facility had been increased from \$201.00 to \$317.00. It was also noted that the land in question is included within the urban renewal area. Mr. Carr had verbally advised the City Clerk that if and when this property was acquired by the Community Redevelopment Commission, the City would be given the first opportunity to reacquire it. Meanwhile, the property is needed for pole storage by the Electrical Department. Therefore, it was moved by Councilman Hovey, seconded by Nelson, that the five year extension rider be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

From the Purchasing Department this memo was forthcoming:

City of Idaho Falls  
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Honorable Mayor and Councilmembers:

The Purchasing Department request approval to advertise for bids the following equipment:

- 1 – Cab and chassis for street patching
- 1- Model 85 CFM skid mounted engine driven air compressor for street patching
- 1- Model power bucket machine for sewer cleaning

This recommendation subject to your approval.

s/ W. J. Skow  
Purchasing Department

It was moved by Councilman Nelson, seconded by Parish, that the Purchasing Department be authorized to advertise for bids on the equipment as listed and described. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Public Works Director was submitted:

City of Idaho Falls  
April 20, 1971

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: MOUND AVENUE INTERCEPTOR SEWER G-8-N, 9B-107

We are attaching hereto a tabulation of the bids received for the Mound Avenue Interceptor Sewer. This tabulation has also been forwarded to the State and Federal Governments for their approvals. Since the City cannot award a contract prior to Environmental Protection Agency approval, we are requesting that the Council give tentative approval to the low bidder, Hartwell Excavating Company in the amount of \$13,8955.00 and that the Mayor and City Clerk be authorized to sign a contract subject to written approval by E.P.A.

Respectfully submitted,  
s/ Don F. Lloyd, P.E.

It was moved by Councilman Parish, seconded by Nelson, that the low bid of Hartwell Excavating Company for the Mound Avenue Interceptor Sewer Project be accepted, subject to final approval by the Environmental Protection Agency. Roll call as follows: Ayes, 6; No, none; carried.

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

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City of Idaho Falls  
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TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd, P.E.  
SUBJECT: AERIAL PHOTOGRAPHY

Proposals for providing aerial photography service for Idaho Falls have been received and are shown as follows:

Olympus Aerial Surveys, Inc.	\$ 6,792.50
Mark Hurd Aerial Surveys, Inc.	9,300.00
Aero-Graphics, Inc.	10,165.43
Abrams Aerial Survey Corp.	12,369.16

We are recommending that we accept the proposal of Olympus Aerial Surveys, Inc. and that the Mayor be authorized to sign the City's approval.

It is understood that Public Works will negotiate for the elimination of some work in order to remain within the approved budget.

Respectfully submitted,  
s/ Donald F. Lloyd, P.E.

Recognizing that there was some leeway in this project, as indicated in the last paragraph of the foregoing memo, it was moved by Councilman Nelson, seconded by Parish, that Olympus Aerial Surveys, Inc. be granted this aerial photography contract not to exceed \$5500.00 in cost, the amount of the budgeted figure. Roll call as follows: Ayes, 6; No, none; carried.

Still another memo from the Public Works Director was presented and read, to-wit:

City of Idaho Falls  
April 20, 1971

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd, P.E.  
SUBJECT: EAST INTERCEPTOR SEWER G-8-C

We have completed design of the East Interceptor Sewer and submitted to the State and Federal governments for approval. We are expecting approval momentarily.

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We are requesting authorization for the City Clerk to advertise this project as soon as official approval is received.

Respectfully submitted,  
s/ Donald F. Lloyd, P.E.

It was moved by Councilman Nelson seconded by Parish, that the City Clerk be authorized to advertise for the East Interceptor Sewer Project as soon as possible. Roll call as follows: Ayes, 6; No, none; carried.

From the Public Works Director another memo was forthcoming, as follows:

City of Idaho Falls  
April 20, 1971

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: FORCE ACCOUNT PORTION OF EAST INTERCEPTOR SEWER G-8C-3

A portion of the East Interceptor Sewer is located under the Meppen Canal and we will be required to construct this section before water is in the canal – about May 1<sup>st</sup>.

Two proposals have been received for this emergency portion of the work, as follows:

Hartwell Excavating Company	\$4,270.00
George Grover & Sons	4,700.00

We are requesting authorization to direct Hartwell Excavating Company to commence with this work immediately at the price of \$4,270.00.

s/ Donald F. Lloyd

It was moved by Councilman Parish, seconded by Erickson, that the low bid of Hartwell Excavating Company be accepted for this portion of the East Interceptor Sewer Project under Meppen Canal. Roll call as follows: Ayes, 6; No, none; carried.

Through the City Clerk, this memo was also presented:

City of Idaho Falls  
April 20, 1971

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: SUNNYSIDE WATER LINE

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The design of the Sunnyside Road water main is nearing completion. Because of our arrangement with the railroad to start construction simultaneously with their work, we are requesting authorization to advertise this project as soon as the engineering is completed.

s/ Donald F. Lloyd, P.E.

It was moved by Councilman Parish, seconded by Erickson, that the City Clerk be authorized to advertise for the Sunnyside Road water main project as soon as possible. Roll call as follows: Ayes, 6; No, none; carried.

The Public Works Director submitted the following:

April 20, 1971

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: STREET & ALLEY IMPROVEMENT L.I.D. #39

The proposed street, alley and sidewalk improvements for L.I.D. #39 have been completed sufficiently for a public hearing. We have reviewed these proposals in detail with the Council's Public Works Committee and are requesting that the City Attorney be authorized to prepare a Resolution of Intent to create the district in accordance with the attached map.

s/ Donald F. Lloyd, P.E.

Councilman Nelson reminded the Council that this project had been initiated in 1969 but, because bids received were above the engineer's estimate, they were rejected. Now, continued Nelson, certain streets have been added, certain alleys and sidewalks deleted. It was moved by Councilman Nelson, seconded by Parish, that the City Attorney be directed to prepare a resolution of intent to create this district, incorporating all streets, alleys and sidewalks as indicated on the map as submitted by Councilman Nelson. Roll call as follows: Ayes, 6; No, none; carried.

Finally, from the Public Works Director, this memo was presented and read:

City of Idaho Falls  
April 20, 1971

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: AMENDMENT TO ENGINEER'S CONTRACT FOR WASTE TREATMENT FACILITIES

The consulting engineers, at CH2M, have requested a revision in their engineering agreement for the design of waste water treatment facilities. This request has come about in part because of a change in Federal Design Standards.

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The request has been reviewed in detail by the Council's Public Works Committee and we are therefore recommending that the Mayor be authorized to sign the City's approval of this change.

s/ Donald F. Lloyd, P.E.

The contract revision referred to in the foregoing memo was limited to two paragraphs in Article 2, as follows:

**REVISIONS TO AGREEMENT TO FURNISH  
ENGINEERING SERVICES TO THE  
CITY OF IDAHO FALLS, IDAHO  
FOR WASTE TREATMENT FACILITIES  
(Dated April 27, 1970)**

ARTICLE 2, PARAGRAPH C:

Delete and add the following:

For Final Design Services, as enumerated in Article I, six and two-tenths percent (6.2%) for the first three and one half million dollars (\$3.5 million) of construction cost plus four and four-tenths percent (4.4%) of the cost of construction in excess of three and one-half million dollars (\$3.5 million) less credit for Predesign Services as prescribed in this Article.

ARTICLE 2, PARAGRAPH D:

Change "one and two tenths percent (1.2%)" to "one and four-tenths percent (1.4%)". In witness whereof, the parties hereto each herewith subscribe the same in triplicate this 26<sup>th</sup> day of April, 1971.

For Cornell, Howland, Hayes & Merryfield, Inc.  
s/ Michael Angela

For City of Idaho Falls  
s/ S. Eddie Pedersen  
MAYOR  
s/ Roy C. Barnes  
CITY CLERK

It was moved by Councilman Nelson, seconded by Parish, that this contract change be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Presented by the City Clerk was this Notice of Bond Sale:

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NOTICE OF BOND SALE

Notice is hereby given by the City Council of the City of Idaho Falls, Bonneville County, Idaho, that said City intends to sell and issue \$1,250,000 Water and Sewer Revenue Bonds, Series 1971, and hereby requests sealed bids for such issue up to 7:30 P.M. on May 27<sup>th</sup>, 1971, (Mountain Daylight Savings Time), at which hour said bids will be opened and considered at a regular public meeting of the City Council to be held in the City Hall in the City of Idaho Falls. The City Council will sell such bonds to the highest bidder making the best bid therefore, which bid will be considered to be that of a responsible bidder submitting the bid which results in the lowest net interest cost to the City.

Said bonds are dated June 1, 1971, denomination \$5,000, bear interest payable February 1, 1972, and semiannually thereafter, and, mature serially in numerical order on August 1 of each of the years as follows:

<u>YEAR</u>	<u>AMOUNT</u>
1979	\$110,000
1980	\$120,000
1981	\$130,000
1982	\$150,000
1983	\$160,000
1984	\$170,000
1985	\$180,000
1986	\$130,000
1987	\$100,000

Bonds maturing on and after August 1, 1982, will be callable for redemption in inverse numerical order at the option of the City on August 1, 1981, and on any interest payment date thereafter at the price of par and accrued interest to the date fixed for redemption, plus a premium of 3% of the principal amount of each bond so called for redemption on or prior to February 1, 1983, a premium of 2% of the principal amount of each bond so called for redemption thereafter and on or prior to February 1, 1985, and a premium of 1% of the principal amount of each bond so called for redemption thereafter prior to maturity.

Said revenue bond, together with \$1,380,000 bonds which have been heretofore and such bonds as may be hereafter issued on a parity therewith, are payable from and secured by a lien on and pledge of the net income and revenues to be derived from the operation of the combined water system and sewer system of said City, including all future additions and improvements thereto.

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The bonds are payable in lawful money of the United States of America at Idaho First National Bank in the City of Idaho Falls, Idaho.

Bids shall specify (a) the lowest rate of interest and premium, if any, above par at which the bidder will purchase such bonds (b) the lowest rate of interest at which said bidder will purchase such bonds at par, interest on no bond to exceed eight per cent (8%) per annum, and each bidder, except the State of Idaho or its department of public investments, must accompany his bid with a cashier's or a certified check in the amount of five percent (5%) of the amount on such bid, made payable to the City of Idaho Falls, or by a cash deposit in like amount, which check or deposit will be returned to the bidder if his bid is not accepted. The check of the successful bidder will be forfeited to the City if the bidder shall fail, neglect, or refuse to accept the bonds and to complete and pay therefor in accordance with the terms of his bid within thirty (30) days following its acceptance. The bonds will not be sold for less than par and accrued interest to the date of delivery, and each bid must be for all bonds.

The right is reserved to reject any and all bids and to waive all informalities.

The unqualified approving opinion of Chapman and Cutler covering legality of the bonds will be furnished without cost to the purchasers. There will also be furnished the usual closing certificates, dated as of the date of delivery of and payment for the bonds, including a statement that there is no litigation pending or, to the knowledge of the signer thereof, threatened, affecting the validity of the bonds.

The purchasers will be given at least seven business days advance notice of the proposed date of the delivery of the bonds when that date has been tentatively determined. It is now estimated that the bonds will be delivered on or about July 1, 1971.

The bonds may bear interest at not more than five different rates expressed in multiples of one-eighth or one-twentieth of 1% and all bonds of the same maturity shall bear a single rate of interest. There must not be more than one and one-half per cent (1-1 ½ %) difference between the highest and lowest rates specified in any bid. Only one coupon will be attached to each bond for each installment of interest thereon. A zero rate cannot be named for all or any part of the time from the date of any bond to its stated maturity and the premium, if any, must be paid in the funds specified for the payment of the bonds as part of the purchase price.

Award or rejection of bids will be made on the date above stated for receipt of bids and checks of the unsuccessful bidders will be returned immediately.

For informative purposes only, the City requests each bidder to submit a tabulation of the total interest cost and the net effective rate under his bid, interest to be figured from the date of the bonds to their maturity.

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Delivery of the bonds will be made at a bank or trust company in the City of Idaho Falls, Idaho, or at a bank or trust company located at such other place as shall be mutually agreed upon by the City and the purchasers of the bonds at the expense of the purchasers. The successful bidder must also agree to pay for the bonds in Federal funds which will be immediately available to the City on the date of delivery.

A copy of the proposed revenue bond ordinance and other information pertinent to said bonds may be obtained from the Idaho First National Bank, Investments Division, P.O. Box 7009, Boise, Idaho, or Roy C. Barnes, City Clerk, P.O. Box 220, Idaho Falls, Idaho.

By order of the City Council of the City of Idaho Falls.

Dated this 23<sup>rd</sup> day of April, 1971.

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

It was moved by Councilman Parish, seconded by Hovey, that the bond sale in question be scheduled for May 27<sup>th</sup>, 1971, that this notice of bond sale be adopted, that the Mayor and City Clerk be authorized to sign and the City Clerk be authorized to publish in the Post Register on May 2<sup>nd</sup>, 9<sup>th</sup>, 16<sup>th</sup>, and 23<sup>rd</sup>, 1971. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk noted that there is also need for scheduling a zoning hearing on May 27, 1971. It was moved by Councilman Wood, seconded by Parish, that the City Clerk be authorized to publish an appropriate legal notice accordingly. Roll call as follows: Ayes, 6; No, none; carried.

At the request of the Mayor, the City Clerk presented and read the following:

St. Clair, St. Clair, Hiller  
& Benjamin  
April 20, 1971

Mayor Eddie Pedersen  
City Hall  
Idaho Falls, Idaho

RE: ANNEXATION OF ARDEN & JENNIE LEE PROPERTY

Our office represents Arden and Jennie Lee, and I am writing to you relative to the annexation of the Lee-Griffith Harman property on 17<sup>th</sup> Street, Idaho Falls, Idaho.

As I am sure you are aware, I attended the first meeting of the City Council wherein the Lee-Harman property was discussed for future annexation to the City. I objected on behalf of the

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Lees for the annexation of the property if a change of zoning was to take place. If I remember correctly, the matter was tabled pending further investigation by the City.

Subsequently, the Lees were informed that the land had been annexed to the City and the zone changed from C-1 County zoning to R-3 City zoning.

It somewhat bewilders me that we did not receive notice of the subsequent hearing on this annexation so that the Lees or myself could appear. In discussing the matter with Art Smith, he advises that only one parcel of the Lees' property which is adjacent to the Harman property was annexed and the other parcel not annexed. The parcel annexed of the Lees was the parcel immediately to the east of Griffith Harman's property. Further, when annexed, the zone was changed to that of R-3. I am further advised that Harman's property was zoned R-3, but since he had commenced building a commercial establishment, that the same would stand as commercial by spot zoning.

Needless to say, I, as well as the Lees, am quite upset over this matter since we did not receive notice of any further hearing and also because the Harman property would stand as commercial property, in that his building was commenced. The adjacent piece of property to the east, which is the Lees' would stand zoned R-3 and the adjacent property to the east of the Lees' property is zoned commercial, thus there would be two commercial pieces of property on either side of the Lees' one parcel, that would remain R-3. I don't feel that a person would be interested in purchasing a piece of R-3 property which lies between two pieces of commercial property.

Further, in view of the Supreme Court Decision, it is my opinion that the City cannot willy-nilly abrogate a person's property right by changing the Lees' property from C-1 to R-3, which lies in between two C-1 pieces of property.

The Lees have no objection to an annexation of the property, however, they do have an objection to the R-3 zoning of the property. The City may, if it desires, de-annex a piece of property or in the alternative change the zone of a piece of property. Therefore, a request is hereby made that the parcel of the Lee's property which has been annexed adjacent to the Harman property, either be de-annexed or the zone changed to that of C-1.

As I understand there has been much discussion because Harman had an option to purchase the property adjacent to the property he owns, therefore, the City summarily annexed the same. Please be advised that the legal title of this property remains vested in the Lees. Any existing option is not recorded or is a matter of record. Whether Mr. Harman exercises his option to purchase the property is unknown to everyone, including Mr. Harman, therefore, I feel the Lees have been substantially damaged by the action of the City, if in case Mr. Harman does not exercise his option.

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Would you please review this matter and advise me of your position so that I may proceed accordingly.

Very truly yours,  
s/ Willis B. Benjamin  
St. Clair, St. Clair, Hiller  
& Benjamin

The City Attorney reported that he had conferred several times with the attorney of Mr. Arden Lee and also the attorney for Mr. Grif Harman and that there was a meeting of minds relative to the fact that Mr. Harman was the holder of an option on certain property adjacent to the Harman Addition and that it was subject to annexation when the Harman Addition was annexed. Smith said that by virtue of the option, Mr. Harman did and does have a vested interest in the land under option. It was moved by Councilman Wood, seconded by Parish, that this letter be referred to the City Attorney for answering. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor then asked the City Clerk to present and read this letter:

I. F. LDS Hospital  
April 21, 1971

Honorable S. Eddie Pedersen, Mayor  
City Building  
308 C Street  
Idaho Falls, Idaho

Dear Mayor:

This will confirm our recent conversation in which I expressed to you this hospital's interest in making a complete purchase of the property we now lease to the south of us that is being used now for a parking lot.

It is quite obvious that the future development of health services will call for creation of health maintenance organizations (HMO's) and in order to render health care most efficiently, this hospital sees the need for expansion to the south which would include underground parking.

Should you wish me to attend a Council Meeting and discuss this with yourself and Councilmembers, I would be more than pleased to accept such invitation.

Sincerely,  
s/ T. R. Harris  
Administrator

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It was moved by Councilman Parish, seconded by Freeman, that this proposal be referred to the City Attorney for study and recommendation. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor reappointed Mr. E. F. McDermott to another six year term as a member of the Civil Service Commission; also, the Mayor appointed Mr. Jerry Foss as a member of the Golf Advisory Board as a replacement for Earl Summers who had recently tendered his resignation. It was moved by Councilman Erickson, seconded by Freeman, that these appointments be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

Submitted by the City Attorney was a resolution of intent to create LID #43 which provided for converting one half a block on Park Avenue between B & C Streets into a parking lot. In this connection, the Mayor asked the City Clerk to read this letter:

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City of Idaho Falls  
Idaho Falls, Idaho

ATTN: Mr. Norris Gesas

Dear Norris:

In connection with the request by the City of Idaho Falls for a statement from the Off-Street Parking Corporation regarding the B Street property and the Off-Street Parking Corporation's intention to enlarge this, the following is a motion passed in the Board of Directors meeting this date, April 22, 1971.

A motion was made by Mr. Russell Fogg and seconded by Karl Page that the Off-Street Parking Corporation proceed as rapidly as possible to expand the B Street property on its own.

If there is any further information needed, please advise.

Very truly yours,  
s/ V. C. Nelson  
Secretary

The Mayor explained that he had asked for confirmation in writing from the Off-Street Parking Corporation that they did definitely intend to expand the B Street parking lot as soon as possible as a guide to the Council in determining whether or not to proceed with the creation of LID #43.

Councilman Nelson gave a brief history on downtown planning. He said the first series of meetings with downtown businessmen started about seven years ago and that, meanwhile, with certain exceptions where property owners had voluntarily improved their own property, deteriorating of streets, sidewalks and store fronts continues. Nelson continued by reminding the Council that, within the not too distant past, meetings have been held regarding a mall,

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reconstruction of certain streets and parking and the consensus of opinion seems to be that, regardless of what other wise is accomplished, parking constitutes one of the primary problems. Nelson said the Council is obliged to consider this project both from the standpoint of necessity and the demands of the people. In this connection, Nelson said he was not ready to act on the resolution of intent until the Council received, in writing, word that the Downtown Improvement group would, in fact, endorse the creation of the district in question. Several Councilmen took issue with this theory on the grounds that protests and other objections to the district would be registered at the formal hearing. Nelson then reminded the Council that boundaries had very recently been established and none of the downtown group had yet been apprised of same. Therefore, it was moved by Councilman Nelson, seconded by Freeman, that action on the resolution of intent to create LID #43 be tabled, pending an informal informational meeting with downtown businessmen. Roll call as follows: Ayes, 6; No, none; carried.

There being no further business, it was moved by Councilman Parish, seconded by Nelson, that the Meeting adjourn at 9:05 P.M., carried.

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

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