

JULY 9, 1970

The City Council of the City of Idaho Falls, met in a recessed Regular Meeting, Thursday, July 9, 1970, at 7:30 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present at said meeting: Mayor S. Eddie Pedersen, Councilmen Paul Hovey, Dale Parish, Jim Freeman, Melvin Erickson, and Gordon Nelson. Absent: Councilman Jack Wood. Also present: Roy C. Barnes, City Clerk; Luther Jenkins, City Controller; Rod Gilchrist, City Planner; Robert Fanning, representing the City Attorney Firm of Albaugh, Bloem, Smith & Pike; Robert Pollock, Police Chief; William Fell, Electrical Engineer.

Minutes of the last recessed Regular Meeting, held June 25th, 1970, were read and approved.

Noting from the agenda that a resolution was to be presented this night pertaining to the Eagle Rock Urban Renewal Project and also noting several parties in the Council Chambers interested in the subject, the Mayor invited Mr. Gene Carr, Executive Director of the Redevelopment Commission to present and discuss the salient points of said resolution, after which the Mayor invited comments from the floor of the Council Chambers.

Mr. Robert McPherson, 657 Holbrook Drive, appeared before the Council to say that, in his opinion, Federal Aid or a Federal Grant as a redevelopment medium is not the solution. He said that, rather than encouraging private enterprise, this will destroy private enterprise, at least within the existing central business district, because business ventures within the redevelopment area will have the advantage of low cost, low interest bearing loans. Asked if he had a proposed solution for redevelopment of the Eagle Rock Area without resorting to Federal Funds, McPherson answered in the affirmative. He explained his theory by saying that deteriorated areas which decrease the tax base and reduce tax revenues are caused by building rather than land deterioration. Therefore, the tax base on the land should be raised. This would result in the attraction of private enterprise of such caliber that could afford the higher tax rate. Then there would be building redevelopment of a nature that would generate sufficient revenue to offset the higher taxes. Councilman Erickson cited a recent conversation he had with a business man who has been located in this area only two years and has been forced to close because he couldn't attract sufficient business to make his operation profitable. Councilman Parish said the intention of the Eagle Rock Redevelopment was not to create competition to the central business district but, instead, to bring it to par with that area. He said the area in question lacks the vitality for self-rehabilitation, whereas the central business district has proven its vitality by the recent voluntary improvement that has been evidenced. Parish continued by saying that he would not be in favor of the Eagle Rock Redevelopment if there weren't concurrent plans for further redevelopment of the central business district which is presently in the planning stage in the form of a local improvement district.

McPherson then referred to Section 50-2003 of the Idaho Law which inferred that blight areas within a municipality could be corrected by the exercise of its zoning powers, if the administrators would only enforce them.

Finally, McPherson again registered concern, as he did during the formal hearing on June 23rd, that when an urban renewal program is accepted by a City, the Federal Government will have jurisdiction within five miles of the City limits. He quoted from the Idaho Law to prove his point of concern. He was assured by Carr and several Councilmen that the Redevelopment Commission, created by the Mayor and Councilmembers of which were appointed by the Mayor with confirmation of the Council, represented only the interests of the City and had no power nor jurisdiction

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beyond its limits nor, in fact, beyond the boundaries of the urban renewal project. It was explained to McPherson further, that even though the definition of "area of operation" found in the Idaho Code eludes to a five mile area of operation, the text of said Code clearly states that the agency's jurisdiction is co-terminus with the boundaries of the municipality and that if an agency has any interest at all within a five mile radius, it would be limited to planning with no power of enforcement.

Mrs. Connie Heyrend, 550 North Boulevard, appeared before the Council to ask if the proposed project was to include the Rogers Brothers Processing Plant and was answered in the negative. Mrs. Heyrend registered an opinion to the effect that that business venture should be incorporated into the project if only to control or eliminate the odors that are emitted from its operation. Councilman Parish noted that this would be corrected by another project now being planned; namely, the secondary sewage treatment plant. Mrs. Heyrend then asked if the plans call for an overpass over Broadway and, if so, this would appear to be a waste of taxpayer money. Carr explained that this was at one time proposed but no serious thought has since been given toward that objective. Mrs. Heyrend then asked what was the net project cost and was answered by Carr in the amount of \$2,500,000.

Mr. Eldon Wirt, 215 Pine Street, appeared to ask why Pocatello had never proceeded with their urban renewal project, Carr explained that it was declared not feasible. Mr. Wirt took exception to the answer. He said the real reason was that it was voted down by the citizens of that city and the project here in this City should be voted on by its people. The Mayor said that, at one time, he had made the statement that there would be an election in connection with the urban renewal program but that statement was made with the understanding, quite prevalent at that time, that the plan would necessitate the issuance of bonds, whereas the present plan provides for the City's share to be forthcoming over a four year period from operational funds. Wirt concluded his remarks by saying that urban renewal is conducive to ghettos and non-conducive to local investment.

Mrs. Ann Wallace, 829 Crestmont, appeared to testify to the effect that she did not believe in Federal Aid because it breeds Federal dictatorship. She said the City is now the victim of many vacancies; meanwhile, taxes keep going up with nothing to show for it. Urban renewal will mean even higher taxes with no benefit to the taxpayer. Mrs. Wallace asked the Council to reconsider the urban renewal project and concurred with an earlier statement that it should be put to a vote of the people. The Mayor drew attention to several construction projects within the City financed in part by Federal Funds, such as the 17th Street reconstruction, the Airport and the Capital Hill storm drainage and that none of these had been voted by the people. He also drew attention to the fact that this City has not increased taxes during the past five years except for that increase voted in by the people to provide bonds for fire improvement and that no tax increase is anticipated to finance the urban renewal project.

Mrs. Violet Jaussi, 1998 South Lee, appeared to ask, notwithstanding the fact that urban renewal will be good for business and beautification, if the Council had considered any other means of financing, such as by donation. The Mayor said donations had not been considered. Councilman Nelson advised Mrs. Jaussi that the City Council is in no position to combat the Federal Aid program and that if she objected to the Federal Aid program she should voice said objection through her

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national legislators. Nelson noted that as long as the Federal Aid program exists the City benefits to the extent that said funds are made available.

Mr. Charles Stewart, 245 East 14th and owner of property within the proposed urban renewal area, appeared to ask if the Council felt it fair that affected property owners must wait four years before they find out what disposition is to be made of their businesses, both from the standpoint of financial settlement and relocation. Parish answered by saying that he should know the answers to these question within one year and that he should work with the appraiser and the commission in this regard.

Mr. Wallace Passey, 1545 Westland Avenue, appeared before the Mayor and submitted the following written statement and asked that it be made a matter of record:

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Mayor S. Eddie Pedersen and Members of the City Council of Idaho Falls

Gentlemen:

The money that you intend to spend on this Urban Renewal Project presently belongs to some private citizens. It will have to be collected from them by the police power of government through taxation. The City Administration in the past has said they would accomplish this project by the use of private money if it could be had but it has not been forthcoming so tax money is to be diverted to the project.

Obviously, the project doesn't have wide approval of the citizens since even that portion which will be donated by the local citizens has to be raised by taxation.

Obviously, the project is not financially sound since those who lend money for a profit can't be induced to back it after several years of expensive propaganda has been expended on it.

The people of this Nation, State and City cannot be induced to support this project willingly so we are going to use the power of taxation, backed up by the threat of legal confiscation, to insist that they do it unwillingly. There is a name for the act of diverting an individuals private property to the use of others against his will—it is call stealing and by approval of this project you make the people of Idaho Falls a pack of thieves. It may be institutionalized and rationalized as a wonderful thing—and even legalized but remember that Jesus called the money changers in the Temple a den of thieves though they were there with the specific legal permission of those in charge of that Temple. Legalizing immorality has never changed the essential character of that immortality.

There is always a price attached to breaking of a moral law. Most cities who have foolishly embarked on Urban Renewal Projects have already paid that price and the others who seem to have escaped thus far must also pay the price.

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I don't know what will be the price which will be exacted of us but you may rest assured that we will pay the full price for it.

s/ Wallace Passey

In the absence of further comment from the floor, the Mayor asked the Council if they were ready to consider the resolution. Councilman Parish said, prior to said consideration, he would like to know, specifically, what the resolution, if adopted, would accomplish. Carr explained that passage of the resolution would indicate the Councils approval to the Eagle Rock Urban Renewal Program. Parish then asked about the time elements; in other words, when survey and planning would be completed and actual execution and implementation would begin. Carr said this was expected by late summer, 1970. Parish asked, can the City rezone land as acquired and was answered in the affirmative. Parish asked, will any and all basic changes in the original program involving such issues as costs, boundaries, land use, zoning, etc., be reflected to the Council for their consideration and was answered in the affirmative. Parish explained that his questions were prompted because of the pending program for improvement of the area north of Broadway. He said that, in his opinion, it is important that both areas be improved at the same time. City Planner Gilchrist appeared briefly to say that the official request from the Downtown Improvement Association for the Council to take the necessary steps to create a local improvement district will be forthcoming soon.

The following resolution was then introduced:

RESOLUTION (Resolution No. 1970-13)

WHEREAS, under the provisions of Title I of the Housing Act of 1949, as amended, the Secretary of Housing and Urban Development is authorized to provide financial assistance to Local Public Agencies for undertaking and carrying out urban renewal projects: and

WHEREAS, it is provided in such Act that contracts for financial aid thereunder shall require that the Urban Renewal Plan for the respective project area be approved by the Governing Body of the locality in which the project is situated and that such approval include findings by the Governing Body that: (1) The financial aid to be provided in the contract is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan; (2) The Urban Renewal Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the rehabilitation or redevelopment of the urban renewal area by private enterprise; (3) The Urban Renewal Plan conforms to a general plan for the development of the locality as a whole; and (4) The Urban Renewal Plan gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan; and

WHEREAS, the Idaho Falls Community Redevelopment Commission herein called the "Local Public Agency", has entered into a planning contract for financial assistance under such

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Act with the United States of America, acting by and through the Secretary of Housing and Urban Development, pursuant to which Federal Funds were provided for; and

WHEREAS, it is desirable and in the public interest that the Local Public Agency undertake and carry out the urban renewal project, herein called the "Project", identified as "The Eagle Rock Redevelopment Project" and encompassing the area generally bounded by Broadway, Yellowstone Highway, Cliff Street and the Snake River in the City of Idaho Falls, State of Idaho, herein called the "Locality"; and

WHEREAS, the Local Public Agency has applied for additional financial assistance under such act and proposes to enter into an additional contract or contracts under the Department of Housing and Urban Development for the undertaking of, and for making available additional financial assistance for, the Project; and

WHEREAS, the Local Public Agency has made detailed studies of the location, physical conditions of structures, land use, environmental influence, and social, cultural and economic conditions of the Project Area and has determined that the area is a blighted area and that it is detrimental and a menace to the safety, health, and welfare of the inhabitants and users thereof and of the Locality at large, because of deteriorated and deteriorating conditions, and the members of this Governing Body have been fully apprised by the Local Public Agency and are aware of these facts and conditions; and

WHEREAS, there has been prepared and referred to the Mayor and City Council of the Locality, herein called the "Governing Body", for review and approval an Urban Renewal Plan for the Project Area, dated March 31, 1970, and consisting of 17 pages and three exhibits; and

WHEREAS, the Urban Renewal Plan has been approved by the Governing Body of the Local Public Agency, as evidenced by the copy of said Body's duly certified resolution approving the Urban Renewal Plan, which is attached thereto; and

WHEREAS, a general plan has been prepared and is recognized and used as a guide for the general development of the Locality as a whole; and

WHEREAS, the Idaho Falls City Planning Commission, which is the duly designated and acting official planning body for the Locality, has submitted to the Governing Body its report and recommendations respecting the Urban Renewal Plan for the Project Area and has certified that the Urban Renewal Plan conforms to the general plan for the Locality as a whole, and the Governing Body has duly considered the report, recommendations, and certification of the planning body; and

WHEREAS, the Urban Renewal Plan for the Project Area prescribes certain land uses for the Project Area and will require, among other things, changes in zoning, the

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vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the locations and relocation of sewer and water mains and other public facilities, and other public action; and

WHEREAS, the Board of Directors of the Local Public Agency has caused to be made a competent independent analysis of the local supply of hotel and other transient housing; and

WHEREAS, the Local Public Agency has prepared and submitted a program for the relocation of individuals and families that may be displaced as a result of carrying out the Project in accordance with the Urban Renewal Plan; and

WHEREAS, there has also been presented to the Governing Body information and data respecting the relocation program which has been prepared by the local public agency as a result of studies, surveys, and inspections in the Project Area and the assembling and analysis of the data and information obtained from such studies, surveys, and inspection; and

WHEREAS, the members of the Governing Body have general knowledge of the conditions prevailing in the Project Area and of the availability of proper housing in the Locality for the relocation of individuals and families that may be displaced from the Project Area and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation; and

WHEREAS, it is necessary that the Governing Body take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with the contract for financial assistance between the Local Public Agency and the United States of America, acting by and through the Secretary of Housing and Urban Development; and

WHEREAS, the Governing Body is cognizant of the conditions that are imposed in the undertaking and carrying out of Urban Renewal Project with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, or national origin;

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

1. That it is hereby found and determined that the Project is a blighted area and qualifies as an eligible Project Area under Idaho Code, Chapter 20.
2. That the Urban Renewal Plan for the Project, having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

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- 2a. Also attached hereto is a true and correct copy of the Urban Renewal Plan presented at the meeting and approved by the resolution.
3. That it is hereby found and determined that the objectives of the Urban Renewal Plan cannot be achieved through more extensive rehabilitation of the Project Area.
4. That it is hereby found and determined that the Urban Renewal Plan for the Project Area conforms to the general plan of the Locality.
5. That it is hereby found and determined that the financial aid provided and to be provided pursuant to the contracts for Federal financial assistance pertaining to the Project is necessary to enable the Project to be undertaken in accordance with the Urban Renewal Plan for the Project Area.
6. That it is hereby found and determined that, in addition to the elimination of slums and blight from the Urban Renewal Area, the undertaking of the Project in such area will further promote the public welfare and the proper development of the community by making land in such area available for disposition, for uses in accordance with the Urban Renewal Plan.
7. That it is hereby found and determined that the Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the Locality as a whole, for the urban renewal of the area by private enterprise.
8. That it is hereby found and determined that the Urban Renewal Plan for the Urban Renewal Area gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.
9. That it is hereby found and determined, as a result of a competent independent analysis of the local housing supply of transient housing, that there exists in the area a need for additional units of such housing.
10. That it is hereby found and determined that the program for the proper relocation of individuals and families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families

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are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Project Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

11. That, in order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved, it is found and determined that certain official action must be taken by this Body with reference, among other things, to changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action, and accordingly, this Body hereby (a) pledges its cooperation in helping to carry out the Urban Renewal Plan; (b) requests the various officials, departments, boards, and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Urban Renewal Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to effectuate the Urban Renewal Plan.
12. That financial assistance under the provisions of Title I of the Housing Act of 1949, as amended, is necessary to enable the land in the Project Area to be renewed in accordance with the Urban Renewal Plan for the Project Area and, accordingly, the filing by the Local Public Agency of an application or applications for such financial assistance under Title I is hereby approved.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR this 9th day of July, 1970.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

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

Bills for the month of June, 1970, having been properly audited by the Fiscal Committee, were presented in caption form, as follows:

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<u>FUND</u>	<u>GROSS PAYROLL</u>	<u>SERVICES & MATERIALS</u>	<u>TOTAL EXPENDITURES</u>
General Fund	\$139,805.22	\$59,857.67	\$199,662.89
Fire Bonds	44,406.63	7,874.57	52,281.20
Water and Sewer	11,378.12	28,709.79	40,087.91
Electric Light Fund	37,362.19	112,234.99	149,597.18
Recreation Fund	10,362.11	1,7430.46	12,434.57
Police Retirement	<u>3,143.40</u>	<u>.00</u>	<u>3,143.40</u>
TOTAL	\$246,799.67	\$233,463.30	\$480,22.97

It was moved by Councilman Parish, seconded by Freeman, that the bills be allowed and the Controller be authorized to issue warrants on the respective fund for their payment. Roll call as follows: Ayes, 5; No, none; carried.

Reports from Division and Department Heads were presented for the month of June, 1970, 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 CONCESSION, Rick Jenkins for Idaho Falls High School; CLASS C CONTRACTOR, GF, WAH, Robert Schriener for Schriener Heating & Air Conditioning; CLASS C JOURNEYMAN, GF, WAH, Robert Schriener; DANCE HALL, Chancey Poliski for Chances Pizza; MOTEL, Otto Dallman for Motel 6; NON COMMERCIAL KENNEL, Mrs. Robert H. Feldt, 971 E. 12th Street; BARTENDER, Charles Corbett, Christy Young, Boyd R. Roberts, Dorothy M. Fuger; BEER (Canned and bottled, not to be consumed on the premises), William B. Boyer for Circle K Corp., were presented. It was moved by Councilman Erickson, 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.

The City Clerk reported that, in the interests of time, an Idaho Liquor Catering Permit was issued to Ted LeBaron on July 2 permitting the Jaycees to sell beer on the banks of the Snake River on July 4th. The City Clerk reported, further, that this permit had been approved by the Mayor and the Police Chief, but not the full Council. It was moved by Councilman Erickson, seconded by Parish, that this action be duly ratified. Roll call as follows: Ayes, 5; No, none; carried.

Also in need of ratification was the Mayor and City Clerk's having signed a railroad contract, L.D. #21135, without formal Council approval on July 1st. The City Clerk explained that this gave the City the right to install storm drainage lines on railroad property located within L.I.D. #40. It was moved by Councilman Nelson, seconded by Parish, that this action also be ratified. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Purchasing Department was presented and read:

City of Idaho Falls
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Tractor with Front End Loader, Mowing Machine, Disc Harrow

Honorable Mayor and Councilmembers:

The Purchasing Department and the Airport request approval to advertise for bids for a wheel tractor with front end loader to be used for sanding airport runways in the winter, mowing machine with seven foot cutter bar, and a six foot disc harrow for airport farm use.

This recommendation subject to your approval.

s/ W. J. Skow
Purchasing Department

It was moved by Councilman Erickson, seconded by Freeman, that advertisement for bids on the various listed items be approved. Roll call as follows: Ayes, 5; No, none; carried.

This letter was presented and read:

Board of Commissioners
Bonneville County
July 9, 1970

To The Honorable Mayor S. Eddie Pedersen
Mayor, City of Idaho Falls
City Hall
Idaho Falls, Idaho

Dear Mayor Pedersen:

This is to advise that the Board of County Commissioners of Bonneville County have considered in detail the report of the recommendation of City-County Emergency Medical Services Action Committee. Further, be advised that the County Commissioners are in agreement with the recommendations of this Committee that Municipal and County Ambulance Services be provided by ambulances working and operating out of the Idaho Falls Fire Department as proposed in the report.

Further, the Board of County Commissioners had before it for consideration the model ordinance drafted by the Committee to support the Municipal-County Ambulance services proposed, and the County is prepared to levy under the ambulance service provisions of the Idaho Code to defray the costs of that service.

If you wish to submit to us an agreement embodying the provisions of this letter, please do so at your first convenience.

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Respectfully,
s/ Jared H. Wirkus
Chairman, County Comm.

It was moved by Councilman Hovey, seconded by Erickson, that the Council ratify its previous informal action by formalizing its intention to enter into an agreement with Bonneville County for providing ambulance service throughout this County through the Idaho Falls Fire and Police Departments, said agreement when prepared, to be presented to the Council for final consideration. Roll call as follows: Ayes, 5; No, none; carried.

Recognizing that the foregoing letter made no reference to the County's financial participation in the expense of operating the ambulance service through this year of 1970, Councilman Parish proposed that a letter of agreement be sent to the County Commissioners clarifying the fact that, for the balance of this year, the City would not be expending funds for additional equipment or man power, and also, that the County would be expected to stand its one half share of net expenses for that period. It was moved by Councilman Hovey, seconded by Erickson, that the City Controller and the City Attorney be authorized and directed to prepare such a letter for Council consideration. Roll call as follows: Ayes, 5; No, none; carried.

An original contract between the City and the Union Pacific Railroad was presented, L.D. #21504. It was noted that this involved relocation of a roadway crossing from Jefferson Avenue to MP 186.83 at a point near Elmore Avenue which, in turn, involved the City's acquisition of certain tracts of land in the amount of \$910.00. It was moved by Councilman Nelson, seconded by Parish, that the Mayor and City Clerk be authorized to sign and the Controller be authorized to issue a warrant for the amount as indicated at the proper time. Roll call as follows: Ayes, 5; No, none; carried.

The City Planner, by memo, noted the need to schedule a public hearing on August 6th for the purpose of considering the rezoning of one parcel of property. It was moved by Councilman Hovey, seconded by Freeman, that the City Clerk be authorized to publish legal notice as required by law. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the City Planner was submitted:

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MEMORANDUM

TO: Mayor and City Council
FROM: William R. Gilchrist
SUBJECT: SIGN VARIANCE

Attached are copies of a diagram of a proposed non-illuminated sign to be located at the northeast corner of No. Holmes Avenue and College Street in an R-3A zone. According to Ordinance #1115, this type of sign is not permitted in this zone, and a sign permit cannot be issued unless a variance is granted by the Mayor and City Council.

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Similar signs have been permitted in the R-3A zone by a variance, and this Department has no objection to this request.

Yours very truly,
s/ Rod R. Gilchrist
Director, Planning &
Zoning Department

Recognizing that, by precedent, previous requests of this nature have been accompanied by a signed petition from near-by property owners, it was moved by Councilman Nelson, seconded by Freeman, that this matter be referred back to the Building and Zoning Committee for a petition as indicated. Roll call as follows: Ayes, 5; No, none; carried.

Finally, from the City Planner, this memo was forthcoming:

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MEMORANDUM

TO: Mayor and City Council
FROM: William R. Gilchrist
SUBJECT: ANNEXATION AND INITIAL ZONING

Attached are copies of the signed annexation agreement and the annexation ordinance for the property referred to as the Catholic Seminary property, adjacent to Skyline High School. The platting requirement has been waived at this time, and the developer has agreed to become part of a plat at such time as the adjacent property is platted.

The Planning Commission has reviewed this request, and recommends to the Mayor and City Council that the property be annexed and zoned R-1.

Yours very truly,
s/ Rod Gilchrist
Director, P & Z Dept.

It was noted that the signed annexation agreement provides for the area in question to become part of a plat at the time the adjacent property is platted. It was moved by Councilman Hovey, seconded by Freeman, that the annexation agreement covering the Catholic Seminary property be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

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ORDINANCE NO. 1273

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO (CATHOLIC SEMINARY PROPERTY)

The foregoing Ordinance was presented in title. It was moved by Councilman Hovey, seconded by Freeman, that the provisions of Section 50-902 of the Idaho Code requiring all Ordinances to be fully and distinctly read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, 5; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the Ordinance placed before the Council for final consideration the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 5; No, none; carried.

The foregoing property having been annexed, it was moved by Councilman Hovey, seconded by Freeman, that said property be initially zoned R-1 and the Building Official be directed to incorporate same on the official zoning map located in his office. Roll call as follows: Ayes, 5; No, none; carried.

The Mayor asked that these communications be read and made a matter of record:

Rigby, Idaho
July 7, 1970

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

Gentlemen:

This is a letter of commendation for your cooperation in working with the County Commissioners and other committees, civic and church, to build the Sandy Downs Park. This is a park that can and will be used and enjoyed by many different people of varied interests. The City of Idaho Falls can be proud of this new park.

My brother and I were the producers of the 4th of July Rodeo and, without exception, this is the finest of facilities to handle stock without danger to spectators or stock, that I have had the privilege to work in.

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As an outsider looking in, it is gratifying to see a group of men such as your City officials and the County Commissioners band together in a common cause such as this project was and to cooperate with other committees, civic and church, to put together something like this Rodeo plane in a short period of time. I heard several skeptics say "it couldn't be done".

There are a few bugs to work out of the arena and corrals, but I'm sure this can be done before the 24th of July Rodeo.

Thanks for a job well done.

Yours truly,
s/ Vearl C. Crystal
Crystal Brothers Rodeo

Idaho Livestock Auction
July 5, 1970

Eddie Pedersen
Idaho Falls, Idaho

Dear Mayor:

It was my pleasure to view the 4th of July Fireworks from a high advantage point where I could observe the traffic as well as the fireworks.

I want to compliment your Police Force on the wonderful job they did in handling the traffic and especially so after the fireworks and everyone was trying to get away at once.

They did a marvelous job and our citizens should appreciate the work of the Police Force.

If we had the service daily at the Anderson Street, Lewisville Highway intersection during the busy hours that we had after the fireworks no one would ever request any changes at that point.

They did a wonderful job and I compliment them.

Respectfully yours,
s/ O. I. Blain
605 East 8th Street

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Attention was called to a proposed contract for electric service with the Utah Power & Light Company which had been prepared and submitted to the meeting for action. The proposed contract was read at length, whereupon the following resolution was presented in writing and read by Councilman Hovey who moved its adoption.

RESOLUTION (Resolution No. 1970-14)

WHEREAS, there has been submitted to the City Council of the City of Idaho Falls at a duly convened meeting a proposed contract with the Utah Power & Light Company by the terms of which said Company agrees to furnish electric energy for all purposes as required at City owned Sand Creek Park, upon terms and conditions as therein fully set forth, which said contract is believed to be a fair one and one which it is advisable for this body to enter into;

THEREFORE BE IT RESOLVED, that the Mayor of the City of Idaho Falls be, and he is hereby authorized in his official capacity to execute said contract in duplicate and the City Clerk is hereby authorized in his official capacity to execute said contract in duplicate and the City Clerk is hereby authorized and directed to attest, countersign and affix the corporate seal to said duplicates of said contract. When said contract is so executed and when properly executed by the proper officers of the said City the said City Clerk is instructed to retain one of said duplicates as part of the records of his office and to deliver the other to said Power Company.

The motion to adopt the resolution was seconded by Councilman Nelson and after being discussed at length a yea and nay vote was taken upon the adoption thereof with the following result: Those voting "yea" in favor of the resolution: Councilmen Freeman, Parish, Nelson, Hovey and Erickson. Those voting "nay" or against the adoption of the resolution: None. More than a majority of the whole number of members elected to the City Council having voted yea, the Mayor declared the motion carried, the resolution adopted and the execution of the contract duly authorized.

Councilman Nelson drew attention to the fact that bids had recently been opened on the seal coating project for 1970, in the amount of approximately 106,000 square yards. It was moved by Councilman Nelson, seconded by Parish, that the Mayor and City Council recommend to the State Highway Department removal of the raised medians at the intersection of 19th and South Yellowstone Highway, that Burggraf Lane be extended in a westerly direction as a City street connection to the South Capital Extension when completed and that the Mayor and City Council will then consider the routing of traffic on the Burggraf Lane access to South Yellowstone, also South Yellowstone and South Capital. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Nelson then noted a similar recommendation with regard to the raised medians at 17th and South Yellowstone. It was moved by Councilman Nelson, seconded by Parish, that the Mayor and City Council recommend to the State Highway Department removal of the raised medians at the intersection of 17th and South Yellowstone Highway prior to or at the time the temporary approach is constructed from 17th Street to the new Snake River Bridge. Roll call as follows: Ayes, 5; No, none; carried.

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Acting upon certain recommendations from the Traffic Safety Committee, it was moved by Councilman Hovey, seconded by Erickson, that caution lights and changing speed signs be installed on Skyline at Beverly Road for the reduction of speed to 20 miles per hour during the time school children will be crossing Skyline Drive, that the speed limit on Skyline from West Broadway north to the Airport entrance be otherwise designated at 35 miles per hour and that the standard 20 feet no parking zones on the northwest and southeast corners at the intersection of Beverly and Skyline be extended to approximately 50 feet. Roll call as follows: Ayes, 5; No, none; carried. It was understood that the caution lights would be transferred from Anderson Street in the vicinity of A. H. Bush School where they are no longer needed.

Councilman Parish said he had observed no height uniformity of stop and other directional signs within the City. It was moved by Councilman Parish, seconded by Freeman, that this matter be referred to the Traffic Safety Committee for study and correction. Roll call as follows: Ayes, 5; No, none; carried.

There being no further business, it was moved by Councilman Freeman, seconded by Erickson, that the meeting adjourn at 10:00 p.m., carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
