

MARCH 26, 1970

The City Council of the City of Idaho Falls met in a recessed Regular Meeting, Thursday, March 26, 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 Jim Freeman, Mel Erickson, Jack Wood, Gordon Nelson and Paul Hovey. Absent: Councilman Dale Parish. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Luther Jenkins, City Controller; Rod Gilchrist, City Planner; William Fell, Electrical Engineer; Les Corcoran, Fire Chief; Robert Pollock, Police Chief. The Mayor explained that Councilman Parish's absence was due to the fact that he was undergoing extensive examination at the Salt Lake Clinic.

Minutes of the last recessed, Regular Meeting, held March 12th, 1970, were read and approved.

The Mayor announced that this was the time and the place for a public hearing, as advertised, for consideration of the proposed annual budget and annual appropriation ordinance for the fiscal year 1970, pursuant to the provisions of Sections 50-1002 and 50-1003, Idaho Code. The City Clerk was asked to present all proposed expenditures, by fund, totaling \$5,947,084 and also all estimated revenues including that from tax levy.

Mr. Paul Anderson, Industrial Hygienist, Idaho Nuclear Corporation and a committee member investigating emergency medical service including the ambulance service, appeared before the Council. Mr. Anderson explained that, sometime during 1970, there is a possibility that certain Federal Funds may be made available to upgrade emergency medical service which would probably require matching funds by the City. Mr. Anderson registered concern, that, unless specifically budgeted, said matching funds might not be available at the proper time. The Mayor explained that, in the event of emergency, as long as the total approved budget is not exceeded, there is a certain amount of latitude that can be exercised by the Council.

Mr. Perry Rice, 920 7th Street, appeared before the Council, asking how much of the recreation budget is earmarked for the golf course and, more specifically, whether or not a second golf cart house is planned. Councilman Nelson advised that the golf course budget is in the amount of \$63,000 and that there are no plans for a second golf cart house at Pinecrest. Nelson explained that the golf course is not designed for golf carts. The second golf course, as if and when constructed, will likely take this service into consideration. There being no further questions, protests or comments, it was moved by Councilman Freeman, seconded by Erickson, that the proposed budget as advertised and as appears on page 330 of this book of minutes, be accepted, adopted and approved. Roll call as follows: Ayes, 5; No, none; carried.

The 1970 budget, having been approved, Councilman Freeman introduced the 1970 appropriation ordinance as follows:

ORDINANCE NO. 1267

AN ORDINANCE PROVIDING FOR THE ANNUAL APPROPRIATIONS OF THE CITY OF IDAHO FALLS, IN THE STATE OF IDAHO, AND FOR THE APPROPRIATION OF THE SEVERAL FUNDS AND PURPOSE DURING THE FISCAL YEAR 1970, AND PROVIDING THE AMOUNT OF PROPERTY TAX APPROPRIATED FOR EACH OF SAID FUNDS.

The foregoing Ordinance was presented in title. It was moved by Councilman Freeman, seconded by Erickson, 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 Mayor announced that this was the time and the place for a public hearing, as advertised, to consider certain proposed amendments to the RSC-1 Section of Zoning Ordinance #1115. The City Clerk presented said proposed amendments as follows:

RSC-1 RESIDENTIAL SHOPPING CENTER ZONE

Section 7-8-1 General Objectives and Characteristics of Zone

Amending this section by specifying the type of assurances of development which must be submitted in this zone and further requiring a surety bond for certain site improvements.

Section 7-8-2 Development Plan

Adding a section requiring a market analysis to be submitted with the preliminary development plan in this zone.

A. Preliminary Development Plan

Requiring additional items to be placed on the preliminary development plan; and requiring maps for architectural drawings and a planting plan.

B. Market Analysis

Adding a new section specifying what will be contained within the market analysis and further requiring a schedule of construction and development to be submitted with the preliminary development plan.

Section 7-8-3 Use Requirements

Specifying excluding drive in-restaurants as a permitted use in this zone.

Section 7-8-9

Special Provisions

A. Changing the time for starting developments in this zone to 24 months, and completing them in 36 months; and providing for forfeiture of the assurance bond in the event of failure to comply with the time schedule.

B. Landscaping

Amending this section by requiring a 30 ft. landscaped strip for a shopping center containing more than 5 acres, and a 15 ft. strip for other shopping centers.

E. Off Street Parking Spaces

Adding a provision requiring bumper guards or curbs be installed on off street parking spaces.

F. Building Standards

Amending this section by designating those persons authorized to design commercial buildings.

J. Adding a section requiring that all land in a Residential Shopping Center be in one ownership, or in control of one entity.

Section 7-8-11

Final Site Plan

Adding a section specifying procedures to be followed for submitting a final site plan and further providing for construction of a shopping center in progressive stages.

Section 7-8-12

Action on Final Site Plan

Adding a section specifying the necessary action for approval required for final site plan.

Section 7-8-13

Approval Required

Adding a section requiring final approval of site plans prior to construction of buildings or structures.

MARCH 26, 1970

There were no protests. All Councilmen had been given previous opportunity to study the various proposed changes at one or more work sessions. It was moved by Councilman Wood, seconded by Hovey, that these proposed amendments be approved and the City Attorney be authorized to incorporate same in an amended zoning ordinance to be submitted at a later date. Roll call as follows: Ayes, 5; No, none; carried.

The Mayor invited City employee Tom Baird to come forward to the Council table, escorted by Electrical Engineer, William Fell and Distributions Superintendent, Jack Baird, Tom's father. The Mayor presented Tom with a certificate of apprenticeship from the International Brotherhood of electrical Workers, signifying that he had qualified as a journeyman lineman and commended him on this advancement, recognizing that it had required four years of on the job classroom training. The Mayor emphasized the safety program which must be put into practice every day. He said there had been two and one half years without a lost time accident and encouraged Tom to become part of this safety team. Tom then received congratulations from all City Officials around the Council table.

The Mayor asked the City Clerk to present and read the following:

March 26, 1970

Mayor Pedersen and Members of City Council
City of Idaho Falls, Idaho

Gentlemen:

The Idaho Falls Firefighters and Local 1565 request that you make no decision at this time on their request that the City recognize Local 1565, IAFF as the bargaining agent for the Idaho Falls Firefighters.

Additional time is requested for gathering and preparing information for the Council's consideration before their decision is made.

Thank you,
s/ Jerold Hammer
Chairman Wage and
Working Condition Com.

s/ Vern Hutchens
President, Local 1565 IAFF

It was moved by Councilman Wood, seconded by Freeman, that the foregoing request be honored. Roll call as follows: Ayes, 5; No, none; carried.

License applications for CONFECTIONARY STORE, George M. Davis for Karmelkorn Shop; FOUNTAIN, Dean J. Pettingill for Big Scoop Ice Cream; GROCERY STORE, Cash Bakery, Inc.; DAIRY DRIVE-IN, Delaine R. Young for Pleasant Valley Drive Inns at 910 Ada and 1257 E. 17th

MARCH 26, 1970

Street; RESTAURANT, Tautphaus Park Funland, Bowl-ero, LeBaron's Coffee Shop; Sears Roebuck & Co., Gay Nineties Pizza, JB's Big Boy, Hudson's Café, Woolworth Co.; ELECTRICAL CONTRACTOR, Dick Wheeler Electric; JOURNEYMAN ELECTRICIAN, Dick Wheeler; APPRENTICE ELECTRICIAN, James Crook, Rogelio Rodriquez; PHOTOGRAPHY, Staker Photo & Blueprint; MOTEL, Kruse Motel, Ramada Inn; TAXI CAB OPERATOR, Carl Pabst, Arthur Griffin, Richard Billman; BARTENDER, Phyllis Gray; BEER (CANNED, BOTTLED AND DRAUGHT, TBCOP) Idaho Specialty Foods, Inc.; MASTER PLUMBER, Reed Plumbing, were presented. It was moved by Councilman Erickson, seconded by Hovey, 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.

A two year extension rider to railroad contract LD #21135 was presented, permitting City employees to continue test hole drilling on railroad property within the proposed L.I.D. #40 area. It was moved by Councilman Nelson, seconded by Freeman, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the City Planner was presented:

March 26, 1970

MEMORANDUM

TO: Mayor and City Council
FROM: Planning & Building Division
SUBJECT: APPEAL TO USE A MOBILE HOME AS AN OFFICE FOR A USED CAR AND TRUCK YARD

Attached is a copy of an appeal from Robert Pickering requesting permission to locate a mobile home on the property at the northwest corner of Elva and No. Holmes. The petitioner proposes to use the mobile home as an office for used car and truck yard for the duration of a one year lease.

The office will be located at the rear of the property, adjacent to the Firestone building. The petitioner does not intend to hard surface the lot, nor does he intend to connect to sewer and water lines.

If this request is granted, it is the recommendation of this office that it be limited to one year (the length of the lease) and if the petitioner desires to continue in business at this location, subsequent approval be contingent upon hard surfacing of the lot and permanent connection to water and sewer facilities.

Yours very truly,
s/ William Gilchrist
Director

MARCH 26, 1970

Councilman Nelson questioned the advisability of permitting this mobile home location, even on a temporary basis, without requiring water and sewer facilities. Councilman Hovey concurred. Councilman Wood was of the opinion that the variance should be granted for a temporary period. It was moved by Councilman Nelson, seconded by Hovey, that this matter be referred to the Building and Zoning Committee for study and recommendation. Roll call as follows: Ayes, 4; No, one; carried. Councilman Wood voting no.

From the Electrical Engineer, the following memo was forthcoming:

March 26, 1970

MEMORANDUM

TO: Paul Hovey, Chairman
Electric Division Council Committee

FROM: W. H. Fell, Manager
City of Idaho Falls Electric Division

SUBJECT: REQUEST FOR BID AUTHORIZATION FROM CITY COUNCIL FOR EAGLE
ROCK POWER PLANT BUILDING REHABILITATION

Suggest: Recommend that the City Clerk be authorized to advertise for bids to be opened on April 21, 1970 in accordance with contract documents for the rehabilitation of the Eagle Rock Power Plant as prepared by Ellsworth Engineering.

This expenditure proposal is in accordance with the Electric Division 1970 budget proposal. Estimated overall project cost is \$65,000.

s/ W. H. Fell

It was moved by Councilman Hovey, seconded by Nelson, that the City Clerk be authorized to advertise for bids. Roll call as follows: Ayes, 5; No, none; carried.

The Public Works Director submitted the following:

City of Idaho Falls
March 25, 1970

TO: Honorable Mayor and City Council

FROM: Donald F. Lloyd

SUBJECT: LID #41 - NORTH YELLOWSTONE SEWER

The Council has received a petition requesting a sanitary sewer for the area on the North Yellowstone Highway north of Anderson Street. The engineering has been completed and we have presented the program to the Council's Public Works Committee. Prior to a public

MARCH 26, 1970

hearing on this proposed district the Committee has instructed that this project be submitted for possible Federal Aid under Public Law 660. We are, therefore, requesting authorization to submit this application and that Donald F. Lloyd be designated as the City's representative.

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

It was moved by Councilman Nelson, seconded by Freeman, that Public Director Lloyd be designated as the City's official representative in applying for Federal Aid in connection with proposed L.I.D. # 41. Roll call as follows: Ayes, 5; No, none; carried.

Reference was made to a letter dated March 19, 1970 from City Engineer Laird directed to the Snarr Advertising Agency, requesting that they remove their sign from City owned property at the 100 block of G. Street, adjacent to the G Street underpass and also, their reply, from their legal representative, as follows:

Holden, Kidwell, Kidwell,
Hahn & Crapo
March 23, 1970

Mr. Joseph A. Laird, P.E.
City Engineer
City of Idaho Falls
P.O. Box 220
Idaho Falls, Idaho 83401

Dear Mr. Laird:

Our firm represents Snarr Advertising, Inc. and we are in receipt of your letter of March 19, 1970, demanding removal of a Challenge Creamery sign in the 100 block of G Street. We have discussed this matter with our client and it appears that the sign in question has been in place for more than 12 years and that the sign was originally located with the permission and knowledge of the City. Under the circumstances, it would not appear that the City has any power or authority to demand removal of the sign at this date.

If you wish to pursue this matter further we will be pleased to meet with the City Attorney or the City representatives.

Very truly yours,
s/ Terry Crapo

It was moved by Councilman Nelson, seconded by Freeman, that this be referred to the City Attorney for study and proper handling. Roll call as follows: Ayes, 5; No, none; carried.

MARCH 26, 1970

The following report was submitted from Mr. Eugene Carr, Executive Director, Community Redevelopment Commission:

Community Redevelopment
Commission
March 26, 1970

City Council
City of Idaho Falls
City Hall
Idaho Falls, Idaho

Honorable Members:

Pursuant to a requirement of the law of the State of Idaho, Idaho Code, Section 50-2005 ©, the Idaho Falls Community Redevelopment Commission is pleased to file with the City Council report of its activities for the preceding calendar year.

Enclosed is a complete financial statement setting forth its assets, liabilities, income and operating expense as of the end of 1969.

Your very truly,
s/ Eugene E. Carr

IDAHO FALLS COMMUNITY REDEVELOPMENT COMMISSION
BALANCE SHEET AT DECEMBER 31, 1969
(WITHOUT AUDIT VERIFICATION)

ASSETS

Cash in Bank	40,255.39	
Petty Cash	<u>25.00</u>	
Total Cash		40,280.39
Prepaid Health and Life Insurance		<u>46.54</u>
Total Assets		40,326.93

MARCH 26, 1970

LIABILITIES

Accounts Payable		5,608.56
Federal Withholding Taxes		415.32
Social Security Taxes		110.06
State Withholding Taxes		<u>104.16</u>
Total Liabilities		6,239.10
Project Capital Grant	100,313.00	
Less Project Costs to Date	<u>66,225.17</u>	
Project Balance		<u>34,087.83</u>
Total Liabilities		<u>40,326.93</u>

NOTE: The Commission has commitments for services not yet rendered that have a maximum amount to be paid during the succeeding 12 months of \$18,978.81.

<u>ADMINISTRATIVE COSTS</u>	<u>EXPENDED</u>	<u>BUDGET</u>	<u>(OVER OR UNDER)</u>
Salaries	16,946.47		
Moving Expenses	500.00	27,681.51	9,396.50
Workman's Compensation Insurance	73.00		
Social Security	648.40		
Health and Life Insurance	116.41		
Travel	1,552.52	2,998.80	1,448.28
Legal and Accounting	765.00	2,450.00	1,685.00
Office Supplies & Expenses	1,987.76	2,849.50	861.74
Rent and Utilities	1,291.50	1,925.00	633.50
Telephone	1,063.08	1,444.00	380.92
Base Map	.00	2,000.00	2,000.00
Contingency Reserve	<u>.00</u>	<u>5,364.80</u>	<u>5,364.80</u>
Total Administrative	<u>24,944.87</u>	<u>46,713.61</u>	<u>21,768.74</u>

MARCH 26, 1970

SURVEYING COSTS

Planning Consultant	10,974.19	22,500.00	11,525.81
Land Utilization and Marketing Study	12,000.00	15,000.00	3,000.00
Structural Engineering	<u>.00</u>	<u>4,000.00</u>	<u>4,000.00</u>
Total Survey and Planning	<u>22,974.19</u>	<u>41,500.00</u>	<u>18,525.81</u>

REAL ESTATE ACQUISITIONS

Appraisals - Acquisitions	12,175.00	12,175.00	.00
Title Information	570.00	570.00	.00
Appraisals - Re-use	3,500.00	3,500.00	
Consultant and Public Relations	<u>130.00</u>	<u>1,500.00</u>	<u>1,370.00</u>
Total Real Estate Acquisitions	<u>16,375.00</u>	<u>17,745.00</u>	<u>1,370.00</u>

Furniture and Equipment Acquisitions 1,931.11 3,762.11 1,831.00

Total 1969 Expenditures 66,225.17 109,720.72 43,495.55

NOTE: The Commission also had commitments extending beyond this fiscal year as follows:

Development Research Associates	3,000.00
Thomas H. Notus	12,603.81
Galusha, Higgins and Galusha	1,875.00
Albaugh, Bloem, Smith & Pike	1,500.00

It was moved by Councilman Wood, seconded by Erickson, that the foregoing report be accepted and made a matter of record. Roll call as follows: Ayes, 5; No, none; carried.

Three recommendations were presented from the Traffic Safety Committee as follows:

City of Idaho Falls
March 26, 1970

TO: Honorable Mayor and City Council, City of Idaho Falls
FROM: Traffic Safety Committee
SUBJECT: PARKING RECOMMENDATIONS

MARCH 26, 1970

1. It is recommended that a thirty (30) minutes meter be installed at the first parking space west of Idaho First National Bank parking lot, 300 Block of Broadway.

R & H Custom Upholstery, 352 Broadway, requested a loading-unloading zone. They transfer furniture in and out through the front door and are not permitted to use the Bank's parking lot and when double parking, block the one lane of traffic. Management agrees to 30 minutes meter.

2. It is recommended that two (2) thirty (30) minute restricted zones be posted near front of 249 First Street. The restricted zone to be from 8:00 a.m. to 5:00 p.m.

Upper Valley Cable TV Office will be handling the billing service and state they will require spaces for the convenience of customers.

3. It is recommended that request for loading and unloading zone on Capital Avenue in front of Bowen Music be denied.

Respectfully submitted,
s/ Robert D. Pollock
Traffic Safety Committee

With reference to the first one, it was moved by Councilman Erickson, seconded by Hovey, that the 30 minute meter be installed at the location as described. Roll call as follows: Ayes, 5; No, none; carried.

With reference to recommendation #2, it was moved by Councilman Erickson, seconded by Hovey, that these restricted zones be approved at the location and for the reason as described. Roll call as follows: Ayes, 5; No, none; carried.

Finally, recommendation #3 was considered. It was moved by Councilman Erickson, seconded by Hovey, that the request for a loading and unloading zone on Capital Avenue in front of Bowen Music be denied, inasmuch as there is ample off street parking available to the store. Roll call as follows: Ayes, 5; No, none; carried.

The Mayor reported that Mr. John T. Homer had made verbal application for the City to make available 30 to 40 acres of City owned river frontage land northwest of Eagle Rock Park for a State Vocational School site. Councilman Hovey asked about the legality of accomplishing this by means of a 99 year lease. The City Attorney said this would be legal and could be handled in this manner if it met with the will of the Council. It was moved by Councilman Freeman, seconded by Wood, that Mr. Homer's committee be invited to explore the feasibility of this along with several other potential sites for a State Vocational School. Roll call as follows: Ayes, 5; No, none; carried.

The Mayor reported that the local Archery Club had requested the use of certain lands on the Upper Power Plant island. Inasmuch as Mr. Jack Baird, ex-president of the Archery Club, was in the Council Chambers, the Mayor invited him to present said request in detail. Mr. Baird explained that the club would desire to use one of the unoccupied dwellings; they would agree to maintain said

MARCH 26, 1970

structure and be responsible for any damage; they would agree to save the City harmless for any cause, as a result of any and all archery activity; and finally, the club would agree to vacate the premises at the discretion of the City. It was moved by Councilman Nelson, seconded by Hovey, that this matter be referred to the Electrical Committee and the City Attorney for study and recommendation. Roll call as follows: Ayes, 5; No, none; carried.

The Mayor announced that the Union Pacific Railroad had verbally withdrawn their protest against their inclusion in L.I.D. #40 after the City had agreed to amend certain boundaries in their favor and that he expected written confirmation to this effect soon.

As a member of the Finance Committee, Councilman Freeman expressed thanks and appreciation to the Mayor, all Councilmen and all Division Heads, particularly City Controller Jenkins for their untiring efforts in arriving at a balanced budget for 1970.

Mr. Jack Hall, 1050 Bannock, appeared before the Council as an advocate of local improvement and beautification throughout the City and particularly his own residential area. He commended the Mayor and City Council on previous accomplishments toward this end with a reminder that there is much left to meet with the proper committee and/or the full Council to point out and discuss these blighted areas. The Mayor thanked Mr. Hall for his presence and interest and agreed to get in touch with him at an early date for a meeting and a tour with the full Council.

There being no further business, it was moved by Councilman Freeman, seconded by Wood, that the meeting adjourn at 9:05 p.m., carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
