

NOVEMBER 6, 1969

The City Council of the City of Idaho Falls met in a Regular Meeting, Thursday, November 6th, 1969, 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 Dale Parish. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Luther Jenkins, City Controller; Rod Gilchrist, City Planner; Jim Collins, Personnel Director; Don Lloyd, Public Works Director.

Minutes of the last Recessed Regular Meeting, held October 23rd, were read and approved.

The Mayor called Mr. Paul L. Hovey to the Council table. Recognizing that there was presently a vacancy on the membership of the City Council due to the recent resignation of Mrs. Lyn Smith and recognizing, further, that Mr. Hovey had successfully acquired a seat on the Council otherwise effective January 1st, 1970, as a result of the General Municipal Election on November 4th, 1969, the Mayor congratulated Mr. Hovey on his victory and proceeded to appoint him to fill the aforementioned Council vacancy through December 31, 1969. It was moved by Councilman Nelson, seconded by Parish, that this appointment be confirmed. Roll call as follows: Ayes, 5; No, none; carried.

Mr. Hovey was then sworn in by the Mayor, presented a certificate of election and, at the invitation of the Mayor, took his seat around the Council table.

The Mayor advised Councilman Hovey that Mrs. Smith, before her resignation, was Chairman of the Electrical Committee and was a member of the Police Committee and the Building, Zoning, and Public Health Committee. The Mayor proceeded, to appoint Councilman Hovey to these positions through December 31, 1969. It was moved by Councilman Freeman, seconded by Wood, that this appointive action be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor announced that this was the time and the place for a public hearing, as advertised, to consider a petition by Albert Charboneau to rezone Lot 6, Block 2, Rappleye Addition from R-1 to C-1 so that he could convert a garage into a grocery store. The City Clerk noted that the Planning Commission had previously recommended that this petition be denied on the grounds that it would constitute spot zoning. Mr. Charboneau appeared before the Council and drew attention to the fact that the character of their neighborhood had changed since completion of the Fairview extension. He noted that all properties across the street from his residence were zoned commercial and that he, as well as most of his neighbors, were of the opinion that their property should be so zoned.

Mrs. Joyce Stultz, 180 East Anderson, appeared before the Council to speak in favor of the requested rezoning. She said the Fairview extension had so damaged the residential properties in this area that, in her opinion, the only way they would ever again realize true value would be to have all affected properties rezoned commercial. Councilman Erickson registered concern about rezoning the entire area commercial on the grounds that this would be conducive to traffic problems, particularly caused by access and egress. Mrs. Stultz said this would create no problem, inasmuch as all lots in this area were deep, thereby creating sufficient area for off street parking. In answer to a question by a Councilman, Mrs. Stultz said that there did not appear to be much additional traffic as a result of the Fairview extension, just faster traffic. Councilman Nelson reminded Mrs. Stultz that when Fairview is further extended according to plan, traffic on Anderson should again return to

normal flow. City Planner Gilchrist appeared to note that all nearby residents did not share the opinions of Mr. Charboneau and Mrs. Stultz as evidenced by the fact that, at the Planning NOVEMBER 6, 1969

Commission hearing, there has been four protests against the proposed rezoning. In the absence of further comment, it was moved by Councilman Wood, seconded by Nelson, that this rezoning petition be denied. Roll call as follows: Ayes, 6; No, none; carried.

Bills for the month of October, 1969, having been properly audited by the Fiscal Committee, were presented in caption form as follows:

<u>FUND</u>	<u>GROSS PAYROLL</u>	<u>SERVICES & MATERIALS</u>	<u>TOTAL EXPENDITURES</u>
General Fund	\$124,994.20	\$118,706.53	\$243,700.73
Fire Bonds	40,508.04	5,034.76	45,542.80
Water and Sewer	8,882.72	59,886.94	68,767.66
Electric Light Fund	34,293.16	75,927.58	110,220.74
Recreation Fund	1,093.06	1,285.41	2,378.47
Police Retirement	<u>3,143.41</u>	<u>.00</u>	<u>3,143.41</u>
TOTAL	\$212,914.59	\$260,841.22	\$473,755.81

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 funds for their payment. Roll call as follows: Ayes, 6; No, none; carried.

Reports from Division and Department Heads were presented for the month of October, 1969, and there being no objection, were accepted by the Mayor and ordered placed on file in the office of the City Clerk.

License applications for RESTAURANT, Millard Divine for Doc's Broadway Café & Lounge; JOURNEYMAN ELECTRICIAN, William R. Seaton; CLASS C JOURNEYMAN, GAS FITTING & WARM AIR HEATING, Glen E. Brown; CLASS D JOURNEYMAN, GAS FITTING, Jack Glen Jones, Dale E. Terry; TAXI CAB OPERATOR, Ed Kite, Hanes A. Hawkes, Ferrell Russell; BEER (Canned, bottled and draught, to be consumed on the premises), Millard M. Divine for Doc's Broadway Café and Lounge, were presented. It was moved by Councilman Erickson, seconded by Wood, that these licenses be granted, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk presented a notice of invitation to bid for the leasing, operation, and modernization of the restaurant and bar at Fanning Field, effective January 1st, 1970. Councilman Nelson registered concern about this procedure on the grounds that the City should not lose control of the manner in which the premises are renovated for the sake of an interested lessee. The City Attorney reminded Nelson that the City had the right to reject all proposals but, noting this not specifically spelled out in the prepared notice, advised that it be rewritten to include that provision. The City Clerk then read aloud the revised notice as it would be published as follows:

NOVEMBER 6, 1969

**NOTICE OF INVITATION TO BID FANNING FIELD
RESTAURANT/BAR**

The City of Idaho Falls invites proposals for the leasing, operation, and modernization of the City-owned restaurant/bar at the Idaho Falls Municipal Airport. Closing date for receipt of proposals shall be on or before December 1, 1969.

Following eight years of successful operation, the present lease expires December 31, 1969. The new lease will be awarded during December with occupancy January 1, 1970.

City objectives relative to this facility are:

1. Maintenance or improvement of merchandise quality, service, sanitation standards.
2. Enlargement, modernization, and improved appearance of facility sufficient to keep pace with the increasing public needs and demands.
3. Lessee responsible for utilities, custodial services, maintenance of equipment, furnishings, and facility area.

Interested parties may inquire of and submit all proposals by December 1, 1969 to:

H. P. Hill
Director of Aviation
Airport
Idaho Falls, Idaho 83401
Phone (208) 522-3191, Ext. 215

The City reserves the right to reject any and all proposals.

By direction of the Mayor and City Council, Idaho Falls, Idaho.

s/ H. P. Hill
H. P. Hill, AAE
Airport Manager

It was moved by Councilman Wood, seconded by Erickson, that authorization be granted to publish this notice as recommended by the Office of the City Attorney. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Purchasing Department was presented and read:

NOVEMBER 6, 1969

City of Idaho Falls
P. O. Box 220
November 6, 1969

NINE (9) LEASED 1970 FOUR DOOR SEDANS

Honorable Mayor and Councilmembers:

Tabulation of bids for nine (9) leased 1970 four door sedans is attached.

Evaluation of bids received show Imperial Motors submitting the only bid of \$185.00 per month per car with full maintenance.

It is the recommendation of the Police Department and the Purchasing Department that the low bid be accepted.

This recommendation subject to your approval.

s/ W. J. Skow
Purchasing Department

It was moved by Councilman Erickson, seconded by Freeman, that the bid of Imperial Motors be accepted as recommended. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Public Works Director was presented:

City of Idaho Falls
November 6, 1969

TO: Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: FOOTE DRIVE SANITARY SEWER PROJECT 9B-108

Bids were opened on October 28, 1969 for Foote Drive Sanitary Sewer and a copy of the Bid Tabulation is attached. We would recommend the City award the Contract to the low bidder Burggraf Construction Company, in the amount of \$3,016.00.

s/ Don
Donald F. Lloyd

It was moved by Councilman Nelson, seconded by Parish, that Burggraf Construction Company be awarded the bid in the amount of \$3,016.00. Roll call as follows: Ayes, 6; No, none; carried.

Presented by the City Clerk was an Ordinance that would create and establish a Golf Advisory Board. In reading the body of said proposed Ordinance, Councilman Erickson noted that it made no NOVEMBER 6, 1969

specific provision for one of the members of the Board to be a Director or Officer of the Idaho Falls Women's Golf Association. With general Council agreement, the City Attorney agreed to rewrite the ordinance with the above-mentioned revision. With that understanding, then, the following represents the caption of the proposed ordinance in question.

AN ORDINANCE ESTABLISHING A GOLF ADVISORY BOARD FOR THE CITY OF IDAHO FALLS, IDAHO; PROVIDING FOR THE APPOINTMENT, TERMS OF OFFICE AND COMPENSATION OF THE MEMBERS, AND THE ORGANIZATION RULES AND REGULATIONS AND DUTIES OF SAID BOARD; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilman Nelson, 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, 6; 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, 6; No, none; carried.

Councilman Parish introduced three proposed amendments to the Personnel Policy as described in the following two memos:

City of Idaho Falls
August 1, 1969

MEMORANDUM

TO: Mayor and City Council Members
FROM: Jim Collins, Personnel Director
SUBJECT: AMENDMENT TO PERSONNEL POLICY

It has come to our attention that the annual physical examination ordered by directive from the Mayor's Office (1966) is not included in the Personnel Policy, nor the Medical Policies and Practices. In reference to Paragraph I, sub-paragraph 2 of the Medical Department Policies and Practices entitled "Periodic Health Examinations", (as approved by the Council December 27, 1969) it states that this is a voluntary examination, which is primarily for the purpose of re-evaluating the health status of the employee to detect disease and to determine whether or not

the employee is working safely within his health limits which by reference would, by amending Paragraph XX, become an integral part of the Personnel Policy.

NOVEMBER 6, 1969

It is my recommendation that Paragraph Twenty (XX) be further amended to make it mandatory by addition of sub-paragraph 2 stating: "Permanent employees are required to have an annual physical examination by the City Physician."

This will eliminate much dissension and the employees will know that this is established policy.

City of Idaho Falls
September 16, 1969

TO: Mayor and City Council
FROM: Jim Collins, Personnel Director
SUBJECT: AMENDMENT OF PERSONNEL POLICY

It has come to our attention that the Personnel Policy does not define sickness in immediate family for shift firemen, with regard to how many shifts will be allowed.

We would appreciate the approval of the full Council to amend Personnel Policy Paragraph XXX with addition of sub-paragraph 6 regarding sickness in immediate family for shift fireman to read "Shift firemen may be allowed leave with pay at their base rate on account of illness of a member of employee's immediate family in accordance with the following provision: Not to exceed two scheduled working shifts at any one time, or 10% of his accumulated sick leave which ever is greater. Such leave to be deducted from his accumulated sick leave."

Also, Council approval to amend Paragraph XV: "Serious Sickness in Immediate Family" to read "Permanent employees may be allowed leave with pay at their base rate on account of illness of a member of employees immediate family in accordance with the following provision: Not to exceed three work days at any one time, or 10% of his accumulated sick leave which ever is greater. Such leave to be deducted from his accumulated sick leave."

Personnel Director Collins appeared before the Council to explain the need for said amendments which would, in effect, bring said Personnel Policy into conformance with actual practice which to date has been by order of the Mayor. It was moved by Councilman Parish, seconded by Freeman, that these three amendments be approved and adopted and that the Personnel Policy be amended accordingly. Roll call as follows: Ayes, 6; No, none; carried.

After a five minute recess, during which time the City Clerk prepared the ballot boxes, the Mayor announced that this was the time and the place for an official canvass by the City Council of

all ballots, by precinct, cast for a Mayor and three Councilmen at the General Municipal Election held November 4th, 1969. It was noted that 7,978 qualified electors appeared at the polls. The canvass resulted in the following tabulation:

NOVEMBER 6, 1969

CITY VOTE BY PRECINCTS
GENERAL MUNICIPAL ELECTION, NOV. 4, 1969

PRECINCT	MAYOR			COUNCILMEMBERS						
	Pedersen	Toone	Buckley	Christensen	Craig	Erickson	Hovey	Kearnes	Morse	Wood
No. 01	197	54	135	152	33	78	96	65	68	146
No. 02	371	121	197	229	60	217	244	164	77	347
No. 03	246	67	101	126	33	154	170	110	31	255
No. 04	103	32	29	42	24	80	51	55	22	101
No. 05	368	61	101	125	54	210	322	156	65	292
No. 06	397	92	68	110	68	299	218	288	58	369
No. 07	362	91	56	102	75	283	213	36	63	368
No. 08	710	75	94	117	73	554	374	477	63	618
No. 09	529	108	112	132	105	443	288	339	94	421
No. 10	418	72	72	87	57	361	241	236	69	392
No. 11	351	82	93	131	65	254	164	210	54	322
No. 12	521	75	111	164	92	347	313	278	57	435
No. 13	495	106	126	115	67	398	322	305	62	449
No. 14	457	102	71	116	66	361	294	297	47	435
No. 15	436	29	55	88	40	325	276	247	55	341
No. 16	468	43	58	81	53	302	403	237	30	382
TOTAL	6,429	1,210	1,479	1,917	965	4,666	3,990	3,700	915	5,672

It was moved by Councilman Parish, seconded by Freeman, that the following tabulation be accepted and certified as the official canvass of all votes cast at the General Municipal Election, held November 4, 1969. 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 9:30 p.m., carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
