

AUGUST 21, 1969

The City Council of the City of Idaho Falls, County of Bonneville, State of Idaho, met in a Regular Meeting, on Thursday, the 21st day of August, 1969, at the hour of 7:30 o'clock p.m. at the City Council Chambers, in the City Hall in the City of Idaho Falls, Idaho; due and legal notice of said meeting having been given as required by law and the rules and ordinances of the City.

On roll call the following members, constituting a quorum, were present: Mayor S. Eddie Pedersen; Councilwoman Lyn Smith; Councilmen Dale Parish, Gordon Nelson, Jim Freeman, Melvin Erickson, Jack Wood. Absent: None. Also present: Roy C. Barnes, City Clerk; Robert Fanning, representing the City Attorney firm of Albaugh, Bloem, Smith and Pike; Rod Gilchrist, City Planner; William Fell, Electrical Engineer; Robert Pollock, Police Chief; Don Lloyd, Public Works Director; Ernie Craner, Parks and Recreation Director.

Minutes of the last Regular Meeting, held August 7th, 1969, were read and approved.

Mr. Kevin Page, representing the Boys' Federation at Skyline High School, appeared before the Council announcing the intention of his organization to hold a street dance the evening of August 29th, 1969, and requesting that the intersection of Park and A Street be reserved for that purpose. Mr. Page said the merchants were declaring said night to be Merchants' Tiger-Grizzly Night and were participating and helping sponsor the event. After some discussion, it was moved by Councilman Erickson, seconded by Councilwoman Smith, that this request be granted with the understanding that the intersection would be available for emergency vehicles and that other streets leading into that intersection also be reserved as needed. Roll call as follows: Ayes, 6; No, none; carried.

License applications for APPRENTICE ELECTRICIAN, Dick E. Yates with Jewell Electric; BEER (Transfer Only) from Dick Jenkins and Thomas Devine to P. B. Coburn for the Factory, 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, 6; No, none; carried.

Councilman Freeman then drew attention to the fact that authorization had also been granted at a recent informal meeting of the Council to advertise for bids on four tennis courts and other related playground facilities, subject to final approval by the Federal Office of the Bureau of Outdoor Recreation. Freeman noted that said equipment would be located at Skyline High School and would be financed 25% by the City, 25% by the School District, and 50% by the B.O.R. It was moved by Councilman Freeman, seconded by Erickson, that this action be ratified. Roll call as follows: Ayes, 6; No, none; carried.

Presented by the City Clerk was a contract from the Union Pacific Railroad, L. D. No. 21305, providing right-of-way for a sewer pipeline crossing to serve L.I.D. No. 38. It was moved by Councilman Nelson, seconded by Parish, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Also, through the City Clerk, a five-year extension rider was presented to a railroad contract, L. D. No. 19541, in connection with the right-of-way for a traffic detector for the D Street Underpass. It was moved by Councilman Parish, seconded by Nelson, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

From the City Clerk this memo was submitted:

AUGUST 21, 1969

City of Idaho Falls
Office of the City Clerk
August 21, 1969

To the Honorable Mayor and City Council
Idaho Falls, Idaho

The fourteen election precincts of the City of Idaho Falls have recently been the subject of thorough study.

Based upon statistics which are two years old, being the best available source until a door-to-door canvass is made by the registrars this fall, it was learned that, with the exception of Precinct No. 10 in the Edgemont Gardens area and Precinct No. 5 in the Temple View area, registered voters, per precinct, range from 368 to 1202. Considering the fact that, historically, only about 48% of all qualified voters go to the polls on Election Day, these precincts will not experience overly crowded conditions with the possible exception of a few minutes before the polls close.

The two exceptions, however, have reached a population where precinct division is necessary. According to the count as above explained, Edgemont Gardens has about 1690 voters and Temple View, 1550.

We have analyzed these two precincts by street to ascertain the most logical dividing line. Precinct No. 10 is presently boundaried by 12th Street on the north, Holmes Avenue on the west, and the City Limits on the east and south, including the Edgemont Gardens, Jennie Lee, University Manor, Woodruff Park, and the Rose Nielsen Addition. If this precinct is divided at 17th Street, there will be approximately 1,000 voters north of 17th Street and their voting place can be at Theresa Bunker School, to be known as Precinct No. 10. This will leave about 690 voters south of 17th Street to vote at Edgemont Gardens School, to be known as Precinct No. 15. Granted, this is an uneven split but the area north of 17th Street is almost fully developed, whereas, the area south of 17th is one of the faster growing areas within the City.

Precinct No. 5, voting at Temple View, presently encompasses the entire area west of the river. In order to get an even division, we are proposing that the area east of Skyline and north of Grandview remain Precinct No. 5. The area west of Skyline and south of Grandview would become Precinct No. 16. Ethel Boyes School would become the polling place. This would result in approximately 770 voters in each precinct. There are two fast developing areas west of the river; namely, north of Grandview and north of the Skyline High School. This would place each fast developing area in a separate precinct.

We are proposing one other precinct change as long as we are in the process of revising precincts; namely, that the Municipal Airport be placed in Precinct No. 5 instead of Precinct AUGUST 21, 1969

No. 1. Precinct No. 1 is the area north of Shelley Street in the Highland Park Addition east of the river. Presently it extends across the river to incorporate the airport area. There is no justification for this, geographically. As long as the west side is now subject to precinct revision it would appear timely to correct this situation, even though it has very little to do with population.

We have prepared proposed boundaries for the three affected precincts that are subject to revision which we are in a position to turn to the City Attorney for purposes of Ordinance Amendment. In perusing the City Code Chapter on Elections, it would appear that practically every section is obsolete and in need of updating. Therefore, we ask Council authorization for the City Attorney to rewrite this entire chapter to include the proposed precinct revisions, after which it would be presented to the Council for their consideration.

Respectfully submitted,
s/ Roy C. Barnes
City Clerk

It was moved by Councilman Freeman, seconded by Parish, that authorization be granted for revising election precincts as recommended, that this be referred to the City Attorney for the preparation of an appropriate ordinance and that the City Attorney be further directed to revise the entire City Code chapter on elections for Council consideration. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Public Works Director was presented:

City of Idaho Falls
August 20, 1969

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: FIRE ESCAPE EXIT FOR LIGHT DIVISION BUILDING AT TAUTPHAUS PARK

The Safety Committee of Idaho Falls has been concerned about a fire exit from the upstairs meeting room in the electrical building at Tautphaus Park and have so indicated on the last few safety inspection reports.

At the Regular Meeting of the Safety Committee on August 19, Building Superintendent, Marion Esplin was specifically requested to submit an estimate for doing this work. It will involve an opening in the north wall, constructing a platform and stairway with handrail to

ground level and estimated to cost approximately \$800.00. This is to be considered a maintenance item and the Controller has been advised of the need.

s/ Don F. Lloyd

AUGUST 21, 1969

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

Next, from the Public Works Director, came this memo:

City of Idaho Falls
August 21, 1969

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: WATER TOWER PLANS AND SPECIFICATIONS FILES 11B-3A/11B-3B

The above captioned is our maintenance painting contract for the City's 500,000 gallon elevated tank. The last contract, 1963, cost \$7,800 and we would estimate \$10,000 this year.

In addition we find that the eight (8) footings have badly deteriorated concrete and it has been recommended that these be replaced at an estimated cost of \$30,000.

We are requesting authorization for the City Clerk to advertise separately on both projects the 24th and 31st of August and that bids be opened September 3rd at 10:00 A.M.

Respectfully submitted,
s/ Donald F. Lloyd

Public Works Director Lloyd appeared briefly before the Council to explain that this project was unplanned and the deterioration problem had been discovered by inspection. He said there is no way to determine the degree of deterioration nor how much longer the concrete footings would support the tank but that, from the standpoint of safety, it would appear unwise to delay. Lloyd explained, further, that even though this is an unbudgeted item, there are other budgeted projects in the Water Department that can be postponed. It was moved by Councilman Nelson, seconded by Parish, that authorization be granted to advertise for bids on removal and replacement of the elevated water tank footings. Roll call as follows: Ayes, 6; No, none; carried.

An appeal for a variance was presented from Morrison Knudsen, Inc., requesting permission to occupy the premises at 400 S. Lee Avenue, previously known as the Home Grocery Store. It was understood that said occupancy would be for a period not to exceed 90 days. It was noted that this appeal was accompanied by a petition with 19 signers, all near-by property owners, assenting to the occupancy in question. It was moved by Councilman Wood, seconded by Freeman, that this appeal be granted for a period not to exceed 90 days. Roll call as follows: Ayes, 6; No, none; carried.

Another appeal was then presented from David W. Smith, requesting permission to convert a two-car garage at 187 5th Street into a cabinet shop. Councilman Wood advised that this request was being made by a renter, not a property owner, and that the address in question is in an R-1 zone where a commercial operation would not appear warranted. It was moved by Councilman Wood, seconded by Smith, that this request be denied. Roll call as follows: Ayes, 6; No, none; carried.

AUGUST 21, 1969

Finally an appeal was presented from Stoddard Mead Ford, Inc., requesting permission to place a 10' X 40' mobile trailer behind the Stoddard Mead place of business at 980 W. Broadway to be used as a temporary office for truck storage and sales. Councilman Wood explained that the applicant was interested in this variance for one year after or during which a permanent structure would be erected. It was moved by Councilman Wood, seconded by Smith, that this variance be granted for a period of one year. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Parish introduced Ordinance No. 1257 entitled:

“AN ORDINANCE PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSE OF CREATING ENLARGED LOCAL IMPROVEMENT DISTRICT NO. 38 IN THE CITY OF IDAHO FALLS, IDAHO AND OF MAKING LOCAL IMPROVEMENTS THEREIN (EXCLUSIVE OF THE COST AND EXPENSES OF IMPROVEMENTS WITHIN STREET INTERSECTIONS AND NOT LESS THAN \$6,000.00) BY INSTALLMENTS PAYABLE IN TEN EQUAL ANNUAL PAYMENTS AS NEARLY AS MAY BE, AND AUTHORIZING THE ISSUANCE OF LOCAL IMPROVEMENT BONDS OF SAID DISTRICT IN THE NAME OF SAID MUNICIPALITY FOR SAID INSTALLMENTS, AND FIXING THE RATE OF INTEREST THEY SHALL BEAR AND MAKING THE SAME PAYABLE ANNUALLY”.

and moved that the ordinance be adopted and passed by the Council on its first reading. Motion was seconded by Councilman Freeman, and the same being put to a vote, was unanimously carried by the affirmative vote of the Mayor and all Councilmembers present, except Councilwoman Lyn Smith who abstained from voting.

It was moved by Councilman Nelson, that the rules be suspended, and that the ordinance be placed on its second and third reading. Motion was seconded by Councilman Erickson and the same being put to a vote, was unanimously carried by the affirmative vote of the Mayor and all Councilmembers present, except Councilwoman Lyn Smith who abstained from voting.

It was moved by Councilman Wood, seconded by Parish, that the ordinance pass its third reading, and that the same be adopted, and the City Clerk be instructed to publish the same as required by law, and the same being put to a vote, it was carried, the vote being as follows: Councilwoman Smith abstained, Councilmen Parish, Nelson, Freeman, Erickson, and Wood.

Attention was drawn to certain Council action at the last Regular Meeting directing the City Clerk to publish legal notice of a public hearing to consider an amendment to the zoning ordinance which would delete the requirement for one joint member to serve both on the Planning Commission

and the Board of Adjustment. It was moved by Councilman Wood, seconded by Smith, that this action be tabled for the time being, pending further study. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor made the following appointments: Mr. Woody Arrington to fill the un-expired term of LaGrande Marchant as a member of the Planning Commission; Mr. Roy Keller to fill the un-expired term of Joe Call as a member of the Civil Service Commission; Mr. R. K. Rose to fill the

AUGUST 21, 1969

un-expired term of Clair Humphrey as a member of the Civic Auditorium Board. It was moved by Councilman Parish, seconded by Councilwoman Smith, that these appointments be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

Submitted by Councilman Wood was the following memo:

Ray E. Lundahl
P. O. Box 2124
Idaho Falls, Idaho
August 12, 1969

Mayor and City Council
City Hall
Idaho Falls, Idaho

It has come to our attention that the lease we have with the City of Idaho Falls for real property at Fanning Field has expired.

We would like this lease renewed as of August 14, 1968, for a period of five (5) years, expiring August 13, 1973, per the terms of the Lease Agreement.

We are also desirous of having the last name of the lease changed from Wayne Wilcox to Charles Storrs and adding Glen W. Corbett.

Your favorable authorization of these requests will be appreciated.

s/ Ray E. Lundahl
s/ Robert Bauchman

Wood drew attention to two recommendations previously made by Airport Manager Hill in this regard; first, that there be added to the new lease a provision to include compliance with all pertinent Federal, State and City rules, regulations and ordinances as well as the City's sponsor assurances to the F. A. A.; second, that there be strict compliance with the following lease provision:

In addition, the lessor grants to the lessee the right and privilege incidental to the reasonable use, occupancy and enjoyment of the Airport, including the right and privilege to conduct upon the demised premises a hanger to be constructed for the purpose of personally owned aircraft only, and available only to the individual lessees, or if a corporation is organized, to stockholding members of such corporation. Any hangar developed will not be available to the public on a commercial basis, nor will any commercial operation of any kind be conducted on the demised premises.

AUGUST 21, 1969

Hill had said his purpose in bringing this latter matter to the attention of the Council was occasioned by the fact that, in the past, one partner had been subletting space. With general Council agreement on the foregoing, it was moved by Councilman Wood, seconded by Erickson, that the lease in question be referred to the City Attorney for renewal, after which the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Freeman asked for Council authorization to advertise for bids on Phase II of the sprinkling system for Eagle Rock Park. By invitation, Parks and Recreation Director Craner appeared to report the fact that Phase I is in full operation and all of that area under irrigation is now seeded. It was moved by Councilman Freeman, seconded by Erickson, that the City Clerk be authorized and directed to advertise for the project in question. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Freeman then drew attention to bids which were recently opened for construction of the Fairview Street Bridge to Eagle Rock Park. It as moved by Councilman Freeman, seconded by Erickson, that the low bid of Clark Brothers Construction Company in the amount of \$3,908.80 be accepted. Roll call as follows: Ayes, 6; No, none; carried.

There being no further business, it was moved by Councilman Freeman, seconded by Parish, that the meeting adjourn at 8:40 p.m.; carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
