

MAY 22, 1969

The City Council of the City of Idaho Falls, County of Bonneville, State of Idaho, met in a Regular Meeting on Thursday, the 22nd day of May, 1969, at the hour of 7:30 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, Councilman Jim Freeman, Councilman Dale Parish, Councilman Gordon Nelson, Councilman Melvin Erickson, Councilman Jack Wood. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Rod Gilchrist, City Planner; Don Lloyd, Public Works Director; William Fell, Electrical Engineer; Robert Pollock, Police Chief.

Minutes of the last Recessed Regular Meeting, held May 8th, 1969 were read and approved, as amended.

The Mayor announced that this was the time and the place for reconvening a portion of the zoning hearing scheduled for May 8th, 1969, but recessed to this date so that all affected residents might be properly notified.

Mrs. Idona Ross, 312 Gladstone, again appeared before the Council representing herself and others. She reminded the Council that there are a good many widows living in this area that would be adversely affected by the zone change. Mrs. Ross continued by saying that people in this category are residing in their permanent homes and are not interested in having this property rezoned commercial or converted to commercial property. She said they could not take a chance on taxes being or not being increased as a result of the rezoning. Instead, they were more interested in protecting their homes as residential property. Councilman Wood reported that several others, not present this night, had registered verbal protests to the rezoning recommended through the office of the Building and Zoning Administrator. The Council generally agreed that rezoning request for specific parcels might receive favorable rezoning consideration if and when received. Councilwoman Smith commented to the effect that the timing did not appear appropriate for rezoning on a blanket basis. Councilman Wood said it would appear to him unjustifiable to rezone any of this property at this time when there are those opposing and no property owners favoring this action. Therefore, with reference to the area in question, namely, the property boundaried by N. Holmes, Cleveland, N. Emerson, and the alley between Lomax and First Street, excluding the overlay from R-3A to C-1 all properties not now so zoned be denied. 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 protests against the creation of L.I.D. #38. There were no protests, written or verbal. Therefore, on motion of Councilman Nelson, seconded by Parish, the following Resolution was adopted by the unanimous vote of the Council and Mayor:

RESOLUTION (Resolution No. 1969-15)

“RESOLVED: THAT THE ACTUAL VALUE OF THE REAL PROPERTY INCLUDED IN PROPOSED LOCAL IMPROVEMENT DISTRICT NO. 38, IS \$265,849.00, AND THAT THE ACTUAL VALUE OF SAID REAL PROPERTY, EXCLUSIVE OF THE IMPROVEMENTS THEREON, IS

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\$153,456.00; THAT NO PROTESTS IN WRITING HAVE BEEN MADE AND/OR FILED WITH THE CITY CLERK; THAT THE ORGANIZATION AND CREATION OF THE DISTRICT IS PROPER AND THE DISTRICT WILL BE FOR THE BEST INTERESTS OF THE PROPERTY AFFECTED AND THE CITY OF IDAHO FALLS, IDAHO; THAT THERE IS REASONABLE PROBABILITY THAT THE OBLIGATIONS OF SUCH DISTRICT WILL BE PAID; THAT THE RESOLUTION OF INTENTION PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THE 29TH DAY OF APRIL, 1969, SHALL BE, AND THE SAME HEREBY IS RATIFIED AND APPROVED."

ATTEST: s/ Roy C. Barnes, City Clerk

s/ S. Eddie Pedersen, Mayor

ORDINANCE NO. 1242

AN ORDINANCE CREATING AND SETTING FORTH THE BOUNDARIES OF ENLARGED LOCAL IMPROVEMENT DISTRICT NO. 38, IN AND FOR IDAHO FALLS, IDAHO, FOR THE PURPOSE OF CONSTRUCTING A SANITARY SEWER IN CERTAIN STREETS, ALLEYS, EASEMENTS, AND RIGHTS OF WAY WITHIN THE CORPORATE LIMITS OF SAID CITY; PROVIDING THAT SUCH IMPROVEMENTS SHALL BE MADE AND THAT THE COST AND EXPENSE OF SUCH IMPROVEMENTS SHALL BE TAXED AND ASSESSED UPON ALL THE PROPERTY IN SAID DISTRICT IN PROPORTION TO THE NUMBER OF SQUARE FEET OF LOTS AND LANDS INCLUDED IN SAID DISTRICT AND IN PROPORTION TO THE BENEFITS DERIVED TO SAID PROPERTY BY SAID IMPROVEMENTS; AND PROVIDING THAT THE WHOLE COST AND EXPENSE OF SAID IMPROVEMENTS WITHIN STREET INTERSECTIONS AND ALLEY INTERSECTIONS SHALL BE PAID FROM THE GENERAL FUNDS OF THE CITY AND FIXING THE AMOUNT THEREOF; DIVIDING THE LANDS COMPRISING SAID DISTRICT INTO THREE CLASSES AND DESIGNATING AND DESCRIBING SAID CLASSES OF LAND AND FIXING THE PERCENTAGE OF ASSESSMENTS ON EACH CLASS OF LAND; AND PROVIDING FURTHER, THAT THE MAKING OF SAID IMPROVEMENTS IS DEPENDENT UPON THE ISSUANCE AND SALE OF LOCAL IMPROVEMENT BONDS TO DEFRAY THE COST OF SAID IMPROVEMENT.

The foregoing Ordinance was presented in title. It was moved by Councilman Nelson, seconded by Parish, that the provisions of Section 50-902 of the Idaho Code requiring all ordinances to be fully and

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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.

The City Clerk read the following proposed advertisement for bids in connection with the proposed Lindsay Boulevard Sewer System, under Enlarged Local Improvement District No. 38:

ADVERTISEMENT FOR BIDS

Sealed proposals for the construction of Enlarged Improvement District No. 38, Lindsay Boulevard Sewer System, for the City of Idaho Falls, Idaho, will be received at the office of the City Clerk, City Hall, Idaho Falls, Idaho, until 10:00 A.M. Mountain Daylight Savings time, on the 9th day of June, 1969, and then be publicly opened and read:

Plans and specifications may be examined in the office of the City Engineer, City Hall, Idaho Falls, Idaho. A copy of said documents may be obtained at the Consulting Engineer's office, Ellsworth Engineering & Associates, P.O. Box 2336, Idaho Falls, Idaho, 83401, on request, and upon a deposit of Twenty and No/100 (\$20.00) Dollars, for each document. The full amount of the deposit will be refunded if said documents are returned in good condition within fifteen (15) days after the award of the Contract.

Each proposal must be submitted on the prescribed form and accompanied by a certified check or bid bond payable to the City of Idaho Falls, Idaho, in an amount not less than five percent (5%) of the amount bid. The successful bidder will be required to furnish a bond for faithful performance of the Contract in the full amount of the Contract price.

The right is reserved to reject any or all proposals, to postpone the award of the contract for a period not to exceed thirty (30) days and to accept that proposal which is to the best interests of the City of Idaho Falls, Idaho.

The minimum wage rates to be paid various classes of labor and mechanics in the performance of this Contract shall be the prevailing rates established by the Commissioner of Labor, State of Idaho.

Dated this 22nd day of May, 1969.

City of Idaho Falls, Idaho
By _____
CITY CLERK

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It was moved by Councilman Parish, seconded by Nelson, that the Advertisement for Bids be accepted, and that the City Clerk be authorized and directed to cause the same to be published in the Post Register, the official City newspaper in two (2) consecutive weekly issues of said paper. 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 required under Ordinance #1238, to hear any person objecting to the sale of the City Garage at auction. However, the City Clerk reported that, inadvertently, a further requirement of that Ordinance had not been complied with; namely one legally published notice of said hearing in the official newspaper not more than 15 days nor less than 3 days before the hearing. It was moved by Councilman Freeman, seconded by Parish, that, in view of these circumstances, this hearing be recessed and continued until the next Regular Council Meeting on June 5, 1969. Roll call as follows: Ayes, 6; No, none; carried.

Mrs. Douglas Heinicke, 345 Dale Drive, accompanied by Mrs. Delbert Johnson, 431 Dale Drive, and Mrs. Judi Anderson, 374 Dale Drive, appeared before the Council. Mrs. Heinicke presented and read the following petition with 32 signers, all Dale Drive residents:

To whom it may concern:

We, the undersigned residents of Dale Drive, hereby request the Idaho Falls City Council to set the speed limit of the above street at 25 MPH and further request that at least one sign reading "SLOW, CHILDREN AT PLAY" be placed on said Street.

Mrs. Heinicke drew attention to the fact that there were 31 small children living in the confines of this Street. It was moved by Councilman Erickson, seconded by Smith, that this matter be referred to the Traffic Safety Committee for study and corrective action. Roll call as follows: Ayes, 6; No, none; carried.

Mr. Tommy Ogawa, 570 N. Wabash Avenue, appeared before the Council, reminding said group that he had first appeared about five years ago and had urged, in his own interests and that of all other Wabash residents, that measures be taken to correct the problems on that street, including street improvement, loose gravel and dust. Mr. Ogawa noted that, according to a not too recent report, an application had been made for a Federal Grant to apply on a storm sewer for the Capital Hill Addition. Mr. Ogawa was aware that the storm sewer problem in this area must be corrected before unimproved streets can be improved. Mr. Ogawa registered disappointment that, in view of the time element, no progress had been made toward this objective. Councilman Nelson said he was hopeful and optimistic that this public works project might be accomplished next year. Meanwhile, Nelson continued by saying that he was sympathetic with the problems on Wabash Avenue. In answer to Ogawa's plea for a flusher truck to settle the dust, Nelson said this had proved ineffective but instead, Nelson said the Street Department had been experimenting with a dust palative and that Wabash could be included at an early date. Nelson said this should provide at least temporary relief. In answer to Ogawa's plea to correct excess speeding, Police Chief Pollock agreed to have the Street more closely patrolled.

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License applications for FIREWORKS, Larry R. Jepson for Skaggs Drug; RESTAURANT, J. G. Cheney for L. D. S. Church Dance Festival; PHOTOGRAPHY, Jerry Stark for J. Frank and Sons, Inc. to work at Skaggs Drug Store; ELECTRICAL CONTRACTOR, J. F. Unsworth for Skyline Electric; JOURNEYMAN ELECTRICIAN, J. F. Unsworth; DANCE HALL, Ruth Gibbons for Fleet Reserve Association; BEER (CANNED AND BOTTLED, NOT TO BE CONSUMED ON THE PREMISES), Ronald G. Brasseaux for Idaho Falls KOA Campground; BEER (CANNED AND BOTTLED, TO BE CONSUMED ON THE PREMISES), Val D. Johnson for Sports Roundtable; BARTENDER, Alice A. Little, John F. Biebel, Earl J. Wochmer, Jean Hammon; CLASS D JOURNEYMAN WARM AIR HEAT, Darrell P. Long with Bingham Mechanical; ICE CREAM VENDING, T. P. Grimmett for selling treats on Idaho Falls streets, were presented. It was moved by Councilman Erickson, seconded by Councilwoman Smith, 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 drew attention to the fact that, in the interests of time, legal notice was published without official Council approval, announcing zoning hearing on June 5, 1969. It was moved by Councilman Freeman, seconded by Wood, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Public Works Director was presented and read:

City of Idaho Falls
May 22, 1969

TO: Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: BIDS - SEAL COATING OF CITY STREETS

With reference to a memo submitted May 8, 1969, the Council's Public Works Committee has reviewed two bids received for seal coating of City streets as follows:

<u>Contractor</u>	<u>Bids</u>
Robert V. Burggraf Company	\$34,215.00
Kennaday Paving Company	\$34,725.00

We recommend that the contract be awarded to low bidder Burggraf Construction Company in the amount of \$34,215.00.

s/ Don
Donald F. Lloyd

It was moved by Councilman Nelson, seconded by Parish, that the low bid of Robert V. Burggraf Company for the Seal Coating Project be accepted. Roll call as follows: Ayes, 6; No, none; carried.

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Next, from the Public Works Director, this memo was studied:

City of Idaho Falls
May 16, 1969

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: REVISION OF SEWER ORDINANCE

The Public Works Committee has reviewed the need for an enforcement clause to be included in our present Sewer Ordinance in similar manner as to Litter, Water and Electrical Ordinances. Since the Committee has found no objections we would recommend that the Council authorize the City Attorney to draft this addition to the Ordinance.

s/ Don
Donald F. Lloyd

It was moved by Councilman Nelson, seconded by Parish, that this matter be referred to the City Attorney for preparation of an Appropriation Ordinance. Roll call as follows: Ayes, 6; No, none; carried.

Finally from the Public Works Director, this memo was submitted:

City of Idaho Falls
May 22, 1969

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: RIGHT-OF-WAY IN FAVOR OF THE COUNTY

On May 20 the Council's Public Works Committee met with the County Commissioners. The County requested about one (1) acre of right-of-way for St. Clair Road as it parallels City owned property known as Sand Creek Road.

We would request that the Mayor and City Clerk be authorized to sign this right-of-way deed subject to the approval of conditions of the Council's Public Works Committee.

Respectfully submitted,
s/ Don F. Lloyd

It was moved by Councilman Parish, seconded by Nelson, that the Mayor and City Clerk be authorized to sign the right-of-way deed as described, subject to final approval by the Council's Public Works Committee. Roll call as follows: Ayes, 6; No, none; carried.

The City Planner submitted various proposed changes to the City's Plumbing Code, noting that said changes had been approved by the Planning Board and his Department. It was moved by Councilman Wood, seconded by Smith, that these be referred to the City Attorney to be incorporated in an amending ordinance for Council consideration. Roll call as follows: Ayes, 6; No, none; carried.

Preparatory to introducing a Resolution of Intent to create Street Improvement L.I.D. #39, City Engineer Laird appeared to explain that, in most instances, the proposed streets or alleys to be included had been requested by the property owner. Laird said, however, that there were certain exceptions consisting mostly of sidewalks, curbs or gutters whereby it was the Public Works Council Committee which had initiated the request. Laird concluded his remarks by saying that a big percentage of proposed improvements in this category would be City expense. Councilman Nelson introduced the following Resolution in writing and moved its adoption:

RESOLUTION NO. 1 (Resolution No. 1969-16)

A RESOLUTION DECLARING THE INTENTION OF THE CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, TO GRADE, GRAVEL, PRIME COAT, PAVE, CURB, GUTTER, SURFACE DRAIN, AND CONSTRUCT SIDEWALKS ON CERTAIN STREETS AND PARTS OF STREETS, ALLEYS AND PARTS OF ALLEYS WITHIN SAID CITY; TO CREATE LOCAL IMPROVEMENT DISTRICT NO. 39 FOR IDAHO FALLS, IDAHO, FOR COSTS AND EXPENSES OF SAID DISTRICT AND A PORTION OF THE COST AND EXPENSES OF SAID IMPROVEMENTS; TO DEFRAY THE COSTS AND EXPENSE OF SAID IMPROVEMENTS BY SPECIAL ASSESSMENTS LEVIED UPON AND AGAINST THE LOTS AND LANDS ABUTTING, ADJOINING AND ADJACENT TO THE STREET OR STREETS OR ALLEY OR ALLEYS TO BE SO IMPROVED, AND ON AND AGAINST ALL LOTS AND LANDS BENEFITED BY SUCH IMPROVEMENTS INCLUDED IN SAID DISTRICT, AND TO PAY THE WHOLE COST AND EXPENSE OF SAID IMPROVEMENTS WITHIN STREET INTERSECTION AND ALLEY INTERSECTIONS FROM THE GENERAL FUNDS OF THE CITY, AND DECLARING SAID IMPROVEMENTS AND CHARACTER OF SAID IMPROVEMENTS; GIVING THE KIND AND CHARACTER OF SAID IMPROVEMENTS AND THE ESTIMATED TOTAL COST THEREOF; FIXING THE TIME WHEN PROTESTS AGAINST SAID IMPROVEMENTS AND THE CREATION OF SAID DISTRICT MAY BE FILED IN THE OFFICE OF THE CITY CLERK AND WHEN SUCH PROTESTS WILL BE HEARD AND CONSIDERED BY THE CITY COUNCIL; AND PROVIDING FOR GIVING NOTICE THEREOF.

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WHEREAS, the City Council of Idaho Falls, Idaho, deems it for the best interests of the City to grade, gravel, prime coat, curb, gutter, surface drain and construct sidewalks on certain streets and parts of streets, alleys and parts of alleys, within the corporate limits of said City, hereinafter particularly described; and to create Local Improvement District No. 39, for the City of Idaho Falls, Idaho, for the purpose of making said improvements; and

WHEREAS, the estimated total cost of said district and of said improvements is \$236,000.00, of which sum \$28,500.00 is the total estimated cost of said improvements within street and alley intersections; and

WHEREAS, the City Council is authorized to expend from the general funds of the City the whole of the cost and expenses of said improvements within the street intersections and such other portion of the cost and expenses of said improvements as in their judgment may be fair and equitable in the consideration of the benefits accruing to the general public by reason of such improvements; and

WHEREAS, the City Council proposes to defray the cost and expenses of said district and of said improvement to the extent of \$207,500.00 by special assessments levied upon and against the lots and lands abutting, adjoining and adjacent to the streets and alleys to be so improved, and on and against all lots and lands benefited by such improvements included in said district and to defray the whole cost and expenses of said improvements within street and alley intersections, from the general funds of the City; and

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO AS FOLLOWS:

Section 1: The City of Idaho Falls, Idaho, does hereby declare its intention to grade, gravel, prime coat, pave, gutter, curb, surface drain and construct sidewalks on certain streets and parts of streets and alleys and parts of alleys within the corporate limits of said City, and for that purpose to create and establish a local improvement district therein to be known as Local Improvement District No. 39, for the City of Idaho Falls, Idaho, comprising said streets and parts of streets and alleys and parts of alleys and the lots and lands abutting, adjoining and adjacent thereto and the lots and lands benefited by such improvements and situated in said district, which said streets and parts of streets, alleys and parts of alleys and lots and lands are described as follows, to-wit:

DESCRIPTION OF WORK

STREET PAVING IN BRODBECK'S ADDITION

East Twenty-Second Street: From the west property line of Lot 37, extended, Block 18, to the west property line of Lot 43, extended, Block 18.

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STREET PAVING IN CAMBRIDGE TERRACE PARK ADDITION

Skyline Drive: From the south property line in Lot 1, extended, in Block 7, north to the north property line of Lot 6, extended, in Block 1.

STREET PAVING IN DISNEY-HENSON ADDITION

Benton Street: From the west property line in Lot 1, extended, in Block 1, to the east property line of Lot 3, extended, in Block 1.

STREET PAVING IN LINDEN PARK ADDITION

Benton Street: From the west property line of Lot 1, extended in Block 7, to the east property line of Lot 1, extended, in Block 7.

Benton Street: From the east property line of Lot 6, extended, in Block 8, to the east property line of Lot 1, extended, in Block 8.

STREET PAVING IN MAYFLOWER ADDITION

Poulson Street: From the east property line of Lot 35, Block 14, to the west property line of Higbee Avenue, and from the east property line of Higbee Avenue to the west property line of North Yellowstone Avenue.

STREET PAVING RIVERSIDE ADDITION

"K" Street: From the east property line of Sage Avenue to the west property line of Canal Avenue.

STREET PAVING IN SKYLINE TERRACE ADDITION

Brenthaven Street: From the east property line of Westhill Avenue to the east property line of Lot 24, Block 4, extended.

Skyline Drive: From the north property line of Skyline Terrace Addition, extended, to the south property line of Lot 1, extended, in Block 8.

Westhill Avenue: From the north property line of Blue Sky Drive to the south property line of Lot 12, Block 7, extended.

STREET PAVING IN SOUTH PARK ADDITION

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West Sixteenth Street: From the east property line of Rollandet Avenue to the west property line of Curtis Avenue.

**STREET PAVING IN SECTION 17, TOWNSHIP 2 NORTH, RANGE 38 EAST OF THE
BOISE MERIDIAN**

Fanning Avenue (West Side): From the south property line of Elva Street to the north property line of Whittier Street.

**STREET PAVING IN SECTION 20, TOWNSHIP 2 NORTH, RANGE 38 EAST OF THE
BOISE MERIDIAN**

East Sixteenth Street: From the east property line of Lynhaven Addition to the west property line of Orlin Park Addition.

**STREET PAVING IN SECTION 23, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE
BOISE MERIDIAN**

Skyline Drive: From the south property line of Lot 1, extended, Block 8, Skyline Terrace Addition, south to the north property line of Blue Sky Drive.

**STREET PAVING IN SECTION 24, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE
BOISE MERIDIAN**

Skyline Drive: From the south property line of Lot 1, extended, Block 7, Cambridge Terrace Park Addition, south to the north property line of Blue Sky Drive.

ALLEY PAVING

ALLEY PAVING IN CAPITOL HILL ADDITION

Alley: Through Block 3, from the east property line of Higbee Avenue to the west property line of Holmes Avenue.

Alley: Through Block 31, from the east property line of Holmes Avenue to the west property line of Freeman Avenue.

Alley: Through Block 32, from the east property line of Freeman Avenue to the west property line of Wabash Avenue.

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ALLEY PAVING IN CROWS ADDITION

Alley: Through Block 36, from the east property line of South Boulevard to the west property line of South Lee Avenue.

ALLEY PAVING IN ORIGINAL TOWNSITE

Alley: Through Block 21, from the north property line of Maple Street to the south property line of Walnut Street.

Alley: Through Block 22, from the north property line of Walnut Street to the south property line of Elm Street.

ALLEY PAVING IN ORIGINAL TOWNSITE ADDITION

Alley: Through Block 35 from the north property line of Elm Street to the south property line of Ash Street.

Alley: Through Block 43 from the north property line of Walnut Street to the south property line of Elm Street.

ALLEY PAVING IN RAILROAD ADDITION

Alley: Through Block 9, from the east property line of Shoup Avenue to the west property line of Yellowstone Avenue.

Alley: Through Block 12, from the east property line of Memorial Drive to the west property line of Capital Avenue.

Alley: Through Block 20, from the south property line of Louis Drive to the north property line of "B" Street.

Alley: Through Block 21, from the south property line of "B" Street to the north property line of "A" Street.

ALLEY PAVING IN SAFSTROM ADDITION

Alley: Through Block 1, from the east property line of Holmes Avenue to the west property line of Cranmer Avenue.

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**ALLEY PAVING IN SECTION 20, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE
BOISE MERIDIAN**

Alley: Through Block 1, Safstrom Addition, and/or alley between Seventh and Eighth Streets, Holmes Avenue to Cranmer Avenue.

SIDEWALKS IN BRODBECKS ADDITION

East Twenty-Second Street: From the west property line of Lot 37, Block 18, to the west property line of Lot 43, Block 18.

SIDEWALKS IN CAPITOL HILL ADDITION

College Street (North Side): From a point 100 feet east of the intersection of the east property line of North Yellowstone Avenue, and the north property line of College Street, to the southeast corner of Lot 48, Block 5.

College Street (South Side): From the northwest corner of Lot 12, Block 12, to the northeast corner of Lot 1, Block 12.

SIDEWALKS IN DISNEY-HENSON ADDITION

Benton Street (South Side): From the northwest corner of Lot 1, Block 1, to the northeast corner of Lot 3, Block 1.

SIDEWALKS IN EDMONT GARDENS ADDITION

East Seventeenth Street (South Side): From the northwest corner of Lot 7, Block 2, of the northeast corner of Lot 1, Block 2, and from the northwest corner of Lot 2, Block 1, to the northeast corner of Lot 1, Block 1.

SIDEWALKS IN JENNIE LEE ADDITION

Bengal Avenue (East Side): From the northwest corner of Lot 18, Block 6, south to the southwest corner of Lot 18, Block 6.

SIDEWALKS IN LINDEN PARK ADDITION

Benton Street (South Side): From the northwest corner of Lot 1, Block 7, to the northeast corner of Lot 1, Block 7.

Benton Street (North Side): From the southwest corner of Lot 6, Block 8, to the southeast corner of Lot 1, Block 8.

SIDEWALKS IN MAYFLOWER ADDITION

Poulson Street (North Side): From the southwest corner of Lot 36, Block 14, to the southeast corner of Lot 48, Block 14; and from the southwest corner of Lot 24, Block 13, to the west property line of North Yellowstone Avenue.

Poulson Street (South Side): From the northwest corner of Lot 13, Block 15, to the northeast corner of Lot 1, Block 15; and from the northwest corner of Lot 23, Block 16, to the west property line of North Yellowstone Avenue.

SIDEWALKS IN ORLIN PARK ADDITION

Twelfth Street: From the southwest corner of Lot 20A, Block 11, to the southwest corner of Lot 21A, Block 11.

East Seventeenth Street: From the southeast corner of Lot 1, Block 21, north to the northeast corner of Lot 2, Block 21.

East Seventeenth Street (North Side): From the southwest corner of Lot 5, Block 21, to the southeast corner of Lot 1, Block 21.

SIDEWALKS IN PINE ACRES ADDITION

First Street (North Side): From the west property line of Pine Acres Addition to the southeast corner of Lot 49, Block 5.

Evergreen Drive (West Side): From the southeast corner of Lot 49, Block 5, to the northeast corner of Lot 44, Block 5; and from the southeast corner of Lot 36, Block 5, to the northeast corner of Lot 34, Block 5.

Garfield Street (South Side): From the northwest corner of Lot 30, Block 5, to the northeast corner of Lot 27, Block 5.

Hemlock Circle: From the northeast corner of Lot 34, Block 5, around the circle to the southeast corner of Lot 7, Block 5.

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SIDEWALKS IN RAPPLEYE ADDITION

Wadsworth Drive: From the southeast corner of Lot 7, Block 2, to the northwest corner of Lot 6, Block 2.

SIDEWALKS IN SKYLINE TERRACE ADDITION

Brenthaven Street (North Side): From the southwest corner of Lot 24, Block 4, to the southeast corner of Lot 24, Block 4.

Brenthaven Street (South Side): From the northwest corner of Lot 25, Block 8, to the northeast corner of Lot 25, Block 8.

Westhill Avenue (West Side): From the southeast corner of Lot 12, Block 7, south to the north property line of Blue Sky Drive.

Westhill Avenue (East Side): From the northwest corner of Lot 21, Block 4, to the southwest corner of Lot 24, Block 4; and from the northwest corner of Lot 25, Block 8, to the southwest corner of Lot 25, Block 8.

SIDEWALKS IN THE RE-SUBDIVISION OF BLOCK 10, SOUTH PARK ADDITION

West Sixteenth Street: Across a portion of Lot 20, Block 10.

**SIDEWALKS IN SECTION 12, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE BOISE
MERIDIAN**

North Skyline Drive (East Side): From the northwest corner of Lot 37, Block 2, Templeview Park Addition, north to the south property line of Grandview Drive.

**SIDEWALKS IN SECTION 23, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE BOISE
MERIDIAN**

South Skyline Drive (West Side): From the southeast corner of Lot 1, Block 8, Skyline Terrace Addition, south to the north property line of Blue Sky Drive.

**SIDEWALKS IN SECTION 24, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE BOISE
MERIDIAN**

South Skyline Drive (East Side): From the southwest corner of Lot 1, Block 7, Cambridge Terrace Park Addition, to the north property line of Blue Sky Drive.

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**SIDEWALKS IN SECTION 17, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE
MERIDIAN**

First Street (North Side): From a point 100 feet east of the east property line of Wabash Avenue to the west property line of Pine Acres Addition.

Garfield Street (South Side): From the east property line of North Fanning Avenue, easterly 43 feet and from a point 232 feet east of the east property line of North Fanning Avenue easterly to the west property line of the Dora Erickson School property.

Hemlock Street (South Side): From the northeast corner of Lot 19, Block 4, Pine Acres Addition, to the south property line of Lot 1, Block 6.

**SIDEWALKS IN SECTION 20, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE
MERIDIAN**

Fourth Street (South Side): From the east property line of Freeman Avenue to the west property line of Olive Avenue.

Seventeenth Street (North Side): From the east property line of Martin Addition to the west property line of Asper Addition; and from the east property line of Juniper Drive, to the west property line of Orlin Park Addition.

John Adams Parkway (North Side): From the east property line of Holmes Avenue to the west property line of Freeman Avenue; and from the east property line of Freeman Avenue to the west property line of Freeman Avenue; and from the east property line of Freeman Avenue to the west property line of Olive Avenue.

Olive Avenue (West Side): From the north property line of John Adams Parkway to the south property line of Fourth Street.

SIDEWALKS IN SECTION 21, TOWNSHIP 2 NORTH, RANGE 38, E.B.M.

East Seventeenth Street (North Side): From the east property line of St. Clair Avenue to the southwest corner of Lot 1, Block 1, Fairmont Park Addition.

SIDEWALKS IN SECTION 29, TOWNSHIP 2 NORTH, RANGE 38 E.B.M.

East Seventeenth Street (South Side): From the east property line of Edgemont Gardens Addition to the west property line of University Manors Addition.

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LOTS AND LANDS

BROSBECK ADDITION

Block 18, Lots 38 to 42, inclusive.
Block 23, Lots 9 to 11, inclusive.

CAMBRIDGE TERRACE PARK ADDITION

Block 1, Lots 1 to 6, inclusive.
Block 7, Lots 1 to 8, inclusive.

CAPITOL HILL ADDITION

Block 3, Lots 1 to 22, and 23 to 44, inclusive.
Block 5, Lots 39 to 48, inclusive.
Block 12, Lots 1 to 12, inclusive.
Block 31, Lots 1 to 24, and 25 to 48, inclusive.
Block 32, Lots 1 to 24, and 25 to 48, inclusive.

CROW ADDITION

Block 36, Lots 1 to 24, and 25 to 48, inclusive.

DISNEY-HENSON ADDITION

Block 1, Lots 1 to 3, inclusive.

EDGEMONT GARDENS

Block 1, Lots 1 and 2.
Block 2, Lots 1, and 7 to 9, inclusive.

JENNIE LEE ADDITION

Block 6, Lot 18

LINDEN PARK ADDITION

Block 7, Lot 1.
Block 8, Lots 1 to 5, inclusive

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MAYFLOWER ADDITION

Block 13, Lots 24 to 31, inclusive.
Block 14, Lots 36 to 38, inclusive.
Block 15, Lots 1 to 13, inclusive.
Block 16, Lots 18 to 23, inclusive.

ORIGINAL TOWNSITE

Block 21, Lots 1 to 12, inclusive.
Block 22, Lots 1 to 12, inclusive.
Block 35, Lots 1 to 12, inclusive.
Block 43, Lots 1 to 12, inclusive.

ORLIN PARK ADDITION

Block 21, Lots 1, 2, 3, and 5.
Block 11, Lots 20a and 21a and 22.

PINE ACRES ADDITION

Block 5, Lots 6, 7; 27 to 36; and 44 to 51, inclusive

RAILROAD ADDITION

Block 9, Lots 1 to 12, inclusive.
Block 12, Lots 1 to 12, inclusive.
Block 20, Lots 1 to 6, inclusive.
Block 21, Lots 1 to 12, inclusive.

RAPPLEYE ADDITION

Block 2, Lots 6 and 7.

RIVERSIDE ADDITION

Block 93, Lots 1 to 6, inclusive.
Block 87, Lots 7 to 12, inclusive.

SAFSTROM ADDITION

Block 1, Lots 11 to 12, inclusive.

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SKYLINE TERRACE ADDITION

Block 1, Lots 1, 3, 4, 7, 9, 11, 13, 15, 19, and 20.
Block 2, Lot 1.
Block 4, Lots 21 to 24, inclusive.
Block 7, Lot 13.
Block 8, Lots 1 and 25.

SOUTH PARK ADDITION

Block 10, Lot 20.
Block 11, Lots 22 to 37, inclusive.
Block 12, Lots 1 to 23, inclusive.

SECTION 13, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE BOISE MERIDIAN

That portion of ground lying east of North Skyline Drive for 125 feet, extending from the north property line of Lots 36 and 37, Block 2, Templeview Park Addition, to the south property line of Grandview Drive.

SECTION 17, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN

That portion of ground lying west of Fanning Avenue for 125 feet, extending, from the south property line of Elva Street to the north property line of Whittier Street.

SECTION 23, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE BOISE MERIDIAN

That portion of ground lying west of South Skyline Drive for 125 feet, extending from the south property line of Lot 1, Block 8, Skyline Terrace Addition, to the north property line of Blue Sky Drive.

SECTION 24, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE BOISE MERIDIAN

That portion of ground lying east of South Skyline Drive for 125 feet, extending from the south property line of Lot 1, Block 7, Cambridge Terrace Park Addition, to the north property line of Blue Sky Drive.

SECTION 17, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN

That portion of ground lying north of First Street for 125 feet, extending from a point 100 feet east of the east property line of Wabash Avenue to the west property line of the Pine Acres Addition.

That portion of ground lying south of Garfield Street for 125 feet, extending from the east property line of Fanning Avenue east 43 feet and from a point 232 feet east of the east property line of Fanning Avenue, easterly to the property line of Dora Erickson School property.

That portion of ground lying south of Hemlock Street for 125 feet, extending from the east property line of Lot 19, Block 4, Pine Acres Addition to the west property line of Lot 1, Block 6, Pine Acres Addition.

SECTION 20, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN

That portion of ground lying north of John Adams Parkway for 125 feet, extending from the east property line of Holmes Avenue to the west property line of Freeman Avenue, and from the east property line of Freeman Avenue to the west property line of Olive Avenue.

That portion of ground lying south of Seventh Street for 125 feet, extending from the east property line of Holmes Avenue to the west property line of Cranmer Avenue.

That portion of ground lying north of the proposed extension of Sixteenth Street for 125 feet, extending from the east property line of Lynhaven Addition to the west property line of Orlin Park Addition.

That portion of ground lying south of the proposed extension of Sixteenth Street for 125 feet, extending from the east property line of Lynhaven Addition to the west property line of Orlin Park Addition.

That portion of ground lying north of East Seventeenth Street for 125 feet, extending from the east property line of Martin Addition, to the west property line of Asper Addition.

That portion of ground lying north of East Seventeenth Street for 125 feet, extending from the east property line of Juniper Drive to the west property line of Orlin Park Addition.

SECTION 21, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN

That portion of ground lying north of East Seventeenth Street for 125 feet, extending from the east property line of St. Clair Avenue to the west property line of Lot 1, Block 1, Fairview Park Addition.

SECTION 29, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN

That portion of ground lying short of East Seventeenth Street for 125 feet, extending from the east property line of Edgemont Gardens Addition to the west property line of University Manor Addition.

Section 2: The kind and character of said improvements are grading, gravelling, prime coating, guttering, curbing, paving, surface draining, and constructing sidewalks on said streets and parts of streets and alleys and parts of alleys, all according to plans and specifications to be filed in the Office of the City Engineer and City Clerk on or before the day fixed for hearing protests against the creation of said District and the making of said improvements.

Section 3: The said improvements are original.

Section 4: The estimated cost and expense of said District and of said improvements are \$236,000.00, which sum is to be allocated and paid as follows:

From Special Assessments	\$207,500.00
From General Funds of the City	\$ 28,500.00

Section 5: The cost and expenses of said District and of said improvements which is to be paid by special assessments is to be assessed against the abutting, adjoining and adjacent lots and lands on the streets or parts of streets and alleys or parts of alleys on which said improvements are to be made, and upon lots and land benefited by such improvements and included within said District, each lot and parcel of land being assessed separately for the debt thereof, in proportion as to the number of square feet of said lots and lands abutting, adjoining and adjacent thereto, or included in said District to the distance back from said streets and parts of streets, if platted in blocks to the center of the block and if not platted, to the distance of 125 feet, and in proportion to the benefits derived to such lots and lands by such improvements, sufficient to cover the total cost and expenses of said improvements to the center of the street.

The cost and expenses of said improvements within street and alley intersections, namely, the sum of \$28,500.00, is, in the judgment of the City Council, a fair and equitable portion of the total cost and expenses of said District and of said improvements to be expensed from the general funds of the City in consideration of the benefits accruing to the general public by reason of such improvements, and shall be paid out of the general funds of the City.

That Thursday, the 19th day of June, 1969, at 7:30 o'clock p.m. of said day, and the Council Chambers of the City Council in the City Hall in the City of Idaho Falls, Idaho, be, and the same are hereby designated as the time and the place when protests against the creation of said District or the making of said improvements will be heard and considered by the City Council and that protests against said improvements or the creation of such District may be filed in the Office of the City Clerk on or before the day of such meeting to, but not later than, the hour of 7:30 o'clock p.m. of said day. The City Clerk is hereby ordered and directed to give notice of passage of this Resolution, the time within which protests against said proposed

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improvements or the creation of such District may be filed, and the date when said protests will be heard and considered by the Council in the manner provided by law.

APPROVED BY THE MAYOR of the City of Idaho Falls, Idaho, this 22nd day of May, 1969.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

Councilman Parish seconded the adoption of Resolution No. 1, declaring the intention of the City Council of the City of Idaho Falls, Idaho, to create Local Improvement District No. 39, and the same on being put to a vote was unanimously carried by the affirmative vote of all Councilmembers present, the vote being as follows: Councilwoman Smith, Councilmen Freeman, Parish, Nelson, Erickson, Wood.

The Mayor asked that this letter be read and made a matter of record:

Yost Office Systems

Mayor S. Eddie Pedersen
City of Idaho Falls
City Building
Idaho Falls, Idaho 83401

Dear Mayor:

I have been so impressed with the cooperation we have gotten from the City team on our proposed Blue Angel Air Show. We have had a great deal of communication with Pete Hill and the law enforcement and they have been most cooperative and helpful.

I just wanted to pause long enough to say thanks. Being Chairman of this big project is a touch job and without such splendid cooperation it could never be accomplished.

Kindest regards,
Sincerely,
s/ Willis H. Yost

The Mayor noted that the Council had given informal permission for members of the "Support the ABM" Committee to place a card table on the corner of Park Avenue and A Street on May 10, 17, 24, and 31, 1969 for the purpose of seeking petition signers. It was moved by Councilwoman Smith, seconded by Councilman Erickson, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

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ORDINANCE NO. 1243

AN ORDINANCE NAMING AN UNNAMED STREET AND CHANGING THE NAME OF A PARK WITHIN THE CITY OF IDAHO FALLS, IDAHO; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE. ("TEMPLE PLACE" AND LIBERTY PARK)

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, 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.

ORDINANCE NO. 1244

AN ORDINANCE AMENDING SECTION 10-10-11 OF THE CITY CODE OF IDAHO FALLS, IDAHO; REQUIRING THAT ALL VEHICLES OVERTAKING OR PASSING A SCHOOL BUS FROM EITHER DIRECTION WITHIN THE CITY OF IDAHO FALLS SHALL STOP WHEN THE STOP ARM IS EXTENDED AND SHALL REMAIN STOPPED UNTIL THE STOP ARM IS RETRACTED OR UNTIL SIGNALLED BY THE BUS DRIVER TO PROCEED; REPEALING ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilman Erickson, seconded by Councilwoman Smith, 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.

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ORDINANCE NO. 1245

AN ORDINANCE AMENDING SECTION 10-8-14 OF THE CITY CODE OF IDAHO FALLS, IDAHO; ESTABLISHING THE RIGHT-OF-WAY RULE FOR DRIVERS OF VEHICLES INTENDING TO TURN LEFT AT INTERSECTIONS; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilwoman Smith, 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.

ORDINANCE NO. 1246

AN ORDINANCE AMENDING SECTION 10-7-13 OF THE CITY CODE OF THE CITY OF IDAHO FALLS, IDAHO; ESTABLISHING THE RIGHT-OF-WAY RULE FOR VEHICLES ENTERING OR APPROACHING AN INTERSECTION FROM DIFFERENT HIGHWAYS; REPEALING ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilman Erickson, seconded by Smith, 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.

The City Attorney then rendered a progress report relative to the acquisition of certain rights of way noting that he had at all times been working with and following the directions of the Council Public Works Committee in this regard. With reference to 17th Street extended, he informed the Council that no settlement has been made with Parker Bros. Poultry and that a condemnation suit was filed this day. A deed from Rogers Bros. is expected soon. It is probable that the condemnation

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route will be necessary to acquire the McCarty property although, with a May 31st deadline, there is still hope this action can be avoided. Pertaining to the Lomax complex, Mr. Smith said two parcels had been acquired and prospects appear bright for satisfactory acquisition of the Jim Brady property. Finally, Smith reported that acquisition of the Marsden Williams property by Bonneville County would soon be finalized in connection with the Fairview extension.

It was moved by Councilman Nelson, seconded by Parish, that Gladys Jensen, Deputy City Clerk, substituting for Roy Barnes, City Clerk, in the preparation of the Council minutes of May 8th, be commended for her proficiency. Roll call as follows: Ayes, 6; No, none; carried.

There being no further business, it was moved by Councilman Freeman, seconded by Erickson, that the meeting adjourn at 8:40 P.M., carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
