

MARCH 6, 1969

The City Council of the City of Idaho Falls met in a Regular Meeting, Thursday, March 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 Dale Parish, Jim Freeman, Mel Erickson, Jack Wood, Gordon Nelson. Absent: Lyn Smith, Councilwoman. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Luther Jenkins, City Controller; Don Lloyd, Public Works Director; William Fell, Electrical Engineer; Robert Pollock, Police Chief.

Minutes of the last Regular Meeting, held February 20th, 1969, were read and approved.

The Mayor announced that this was the time and the place for a public hearing, as advertised, for consideration of a proposed annual budget and annual Appropriation Ordinance for 1969. The Mayor invited any and all interested parties to appear and show cause, if any, why said budget should not be accepted or why said Ordinance should not be passed.

Mrs. Boyd Norton, President of the League of Women Voters, appeared before the Council and presented the following:

League of Women Voters
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The League of Women Voters has long felt that providing for the beauty of our City is an important part of City Government and City Planning and should be funded as part of the City's annual budget. We are aware that the City may lack the necessary revenue this year to hire a full or part-time environmental planner to direct Idaho Falls in the area of beautification. However, we would like to commend the Mayor and City Council for acquiring the volunteer services of LeRoy Brady, a landscape architect from the State Highway Department. We understand he will work in an advisory capacity with the Parks and Recreation Commission. In order to derive any benefit from this arrangement the Parks Department must have enough money to carry out Mr. Brady's suggestions. We hope you have adequately provided them with sufficient funds to do this.

We would also like to strongly urge you to plan now to include in next year's budget the funds necessary to provide Idaho Falls with an environmental planner. Our City is becoming too large to depend on volunteer services and the delegation of City beautification to a variety of City Departments. We need someone whose prime responsibility is to direct the City in planning for the overall appearance and attractiveness of the community. Idaho Falls then will not only be a more pleasant place in which to live but also a more beautiful one.

s/ Barbara M. Norton
President

The Mayor thanked Mrs. Norton for the foregoing paper and the continuing civic interest shown by the organization she represented.

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Councilman Parish, Chairman of the Fiscal Committee, drew particular attention to the proposed expenditures totaling \$5,983,058 and the fact that there was no necessity to increase the mill levy of 33.80 mills from last year to provide the required funds to meet said proposed expenditures. Parish said this was made possible because of \$314,677 in unappropriated surplus which resulted from projects budgeted last year but which, for one reason or another, failed to materialize. Parish said citizens of Idaho Falls should feel extremely fortunate to be living in a City with such a low mill levy and that this is occasioned because the City owns and operates three utility businesses, all on a profitable basis. To illustrate how little the City is dependent upon tax receipts, Parish pointed out that the anticipated amount to be received from taxes this year, \$1,105,957 would scarcely meet the payroll of the Police and Fire Departments.

Mr. Jim Hill, 124 East 24th Street, appeared before the Council to inquire of the City's intentions in the event the assessment ratio is again increased this year. Parish answered by saying that this will not be known until August and if it comes to pass, following past precedent, the City will again take corrective action by amending the appropriation ordinance to roll back the mill levy in direct proportion so that no additional funds would be raised by the City through mill levy by this technicality. Parish said there have been certain local taxing agencies in the past which have not done this.

Mr. Harold Christensen, 1054 Jefferson, appeared before the Council to say that, after sitting in on a recent County budget hearing, he appreciated the City's roll back policy on mill levy. He then asked what projects failed to materialize last year and was answered by Parish. Christensen then reported that he had recently talked with a contractor who had volunteered his equipment, to a limited degree at lease, for the further development of Eagle Rock Park or some comparable project. He then volunteered his services and said there are probably others that would do the same in an effort to assist the City in effecting additional savings. The Mayor thanked Mr. Christensen for these constructive offers and suggestion. By invitation of the Mayor, each Councilman then reported on the Department budget for which he was responsible as chairman.

Mr. Lester Beck, 420 E. 16th Street, appeared before the Council to ask if the City, last year, expended \$175,000 for outside consultants to appraise the downtown area to determine the feasibility of a mall. This was answered in the negative by the Mayor who then invited Controller Jenkins to explain to Mr. Beck, further, the steps the City has taken, at no expense to the taxpayer to date, to create a Redevelopment Commission and the function it will play toward future redevelopment.

In the absence of further comment, it was moved by Councilman Parish, seconded by Freeman, that the proposed 1969 budget, as advertised, be accepted and adopted. Roll call as follows: Ayes, 5; No, none; carried.

The foregoing action having been taken, Councilman Parish introduced the following:

ORDINANCE NO. 1235

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 PURPOSES

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OF MILLS ON THE DOLLAR APPROPRIATED FOR EACH OF SAID FUNDS.

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

Bills for the month of February, 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	\$112,298.80	\$83,572.99	\$195,871.79
Fire Bond	35,777.09	4,427.06	40,204.46
Water & Sewer Fund	8,550.09	16,682.44	25,232.53
Electric Light Fund	32,714.57	117,715.09	150,429.66
Recreation Fund	2,426.55	691.90	3,118.45
Police Retirement Fund	<u>2,860.00</u>	<u>.00</u>	<u>2,860.00</u>
<u>TOTAL FUNDS</u>	<u>\$194,627.55</u>	<u>\$223,089.48</u>	<u>\$417,717.03</u>

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

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

License applications for GROCERY STORE, Duane Browning for Mite-E-Mart, Don Cook for Cook's Super Market; FOUNTAIN, Don Wilson for Don Wilson's Drug, J. K. Cunningham for Mel Johnson Drug, Cecil Lofthouse for Skateland, A. Iven Burden for B & B Drug; RESTAURANT, Bus O' Conner for Sears, Norma Divine for Doc's, Mrs. Ray Hudson for Hudson's, Keith Barrus for Rainbow Café, T. P. Grimmatt for Tam's Frostop Drive In, T. P. Grimmatt for Ray's In & Out (2), J. H. Galloway for Big G Drive In, Ted Le Baron for Le Baron's Coffee Shop, Sho Ueda for Bowlero Coffee Shop, Sister Diane Moeller for Sacred Heart Hospital, Willard Wood for Westbank Coffee Shop, H. A. Hardy for Andy's, Don Wilson for Don Wilson's Drug, Florence Mander for Doug's Dairyland

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Kitchen, S. R. Kummert for F. W. Woolsworth, Evan Cropper for North Hiway Café; DAIRY, Thomas Rowland for Rowland Dairy; SKATING RINK, Cecil Lofthouse for Skateland; SECOND HAND STORE, Donald Austin for Circle Dot Furniture, Park Avenue Furniture Store, Northeast Furniture; PHOTOGRAPHY, Hult's Studio, Lisle Ramsey Portraits, Diane Sielinsky for 1146 Westwood; PAWN BROKER, Donald Leymaster for Leymaster Jewelry, Broadway Loan; SUNDAY MOTION PICTURE, Lowell Green for Falls Theatre and Rio Theatre; DANCE HALL, Westbank Lounge; MOTEL, Haven Motel, Inc., Driftwood Motel; ELECTRICAL CONTRACTOR, Snouffer Electric, Babbitt Electric, C. & L. Electric, H & L Electric; JOURNEYMAN ELECTRICIAN, Kenneth Fisher, Robert Oyler, Harold Babbitt, Garald Standlee, O.J. Brown, Earl Nelson, Albert Dale Nyman, Cleo M. Edgerton, Glen Landon, Tom Snouffer; APPRENTICE ELECTRICIAN, Del Wilkins, Albert Leinweber, Ervin Wirkus; MASTER PLUMBER, American Plumbing & Heating Co., First Street Plumbing & Heating Co., Atlas Mechanical, Inc.; JOURNEYMAN PLUMBER, Guy K. Carver; CONTRACTOR, CLASS A, WARM AIR HEATING, GAS FITTING, REFRIGERATION AND WET HEAT, Wendell Sanderson with American Plumbing and Heating; CLASS B CONTRACTOR, WARM AIR HEATING, GAS FITTING, AND WET HEAT, Elmer Holmgren with First Street Plumbing and Heating Company; CLASS C CONTRACTOR, HEATING AND GAS FITTING, Harold Babbitt for H & L Electric Company, Loyale Babbitt for Babbitt Electric, Max Russell for H & L Electric, Kenneth Dean with Babbitt Electric; APPRENTICE, CLASS D, REFRIGERATION, Brent Bolinder with Baker-Fonnesbeck Electric, Vaughn Johnson with Baker-Fonnesbeck, Inc., William Johnson with Baker-Fonnesbeck, Darrell Baker with Baker-Fonnesbeck, Inc.; CLASS D CONTRACTOR, REFRIGERATION, Gerald Seedall with Seedall Refrigeration, Darrell Baker with Baker-Fonnesbeck, Inc.; JOURNEYMAN, CLASS D, WARM AIR HEATING, Paul Hammond with Hammond Furnace Company, Paul Hammond for CONTRACTOR, CLASS D, WARM AIR HEATING; CLASS C, JOURNEYMAN, REFRIGERATION, WARM AIR HEATING, C. M. Mays for Bingham Mechanical; TAXI CAB, Frank Johnson with Yellow Cab Company; BARTENDER, Karol Jay Hill, Meryl L. Hutchison, Mary Jane Bowen, Larry B. Bybee, Gaylon J. Hill, Penny Carpenter; BEER, (CANNED AND BOTTLED, NOT TO BE CONSUMED ON THE PREMISES) Duane Browning for Mite-Mart; BEER (NAME CHANGE ONLY), from Ray W. Jones to Glen C. Frandsen for Pizza Inn; LIQUOR, Elmer Elg for Mint Bar, were presented. It was moved by Councilman Freeman, seconded by Erickson, 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.

This memo from the Public Works Director was read:

City of Idaho Falls
February 26, 1969

TO: Mayor and Council
FROM: Donald F. Lloyd
SUBJECT: RATIFICATION OF CONTRACT AWARD TO BURGGRAF

On February 26, 1969, the City Council authorized the Mayor to concur with the award of a contract to Burggraf Construction Company for the construction of 17th Street-Boulevard to Higbee, SU6709(5). We are requesting that this action be ratified.

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s/ Donald F. Lloyd

It was moved by Councilman Nelson, seconded by Parish, that the Council's action in authorizing the Mayor to concur with the State in awarding a contract to Burggraf Construction Company for reconstruction of 17th Street between Higbee and Boulevard be ratified. Roll call as follows: Ayes, 5; No, none; carried.

A City Redemption Tax Deed in favor of Don Holverson was presented, accompanied by the following Resolution:

RESOLUTION (Resolution No. 1969-06)

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 17, Title 50, Idaho Code, and by Deed of the City Treasurer dated the 19th day of November, 1962, recorded in Book 144 of Deeds at Page 569, records of Bonneville County, Idaho acquire title to and possession of the following described real property, to-wit:

Lots Sixteen (16) and Seventeen (17), Block Fifty-Eight (58), Highland Park Addition to the City of Idaho Falls, Idaho, as per the recorded plat thereof.

WHEREAS, DON HOLVERSON has offered to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with all the installments of assessments subsequent to the one for which said property was sold and then due, together with penalties and interest thereon;

NOW, THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are, authorized and directed, upon the payment of said sum of money by said purchaser to make, execute and deliver to the said DON HOLVERSON a deed to said property, pursuant to the provisions of Section 50-1751, Idaho Code.

PASSED BY THE COUNCIL this 6th day of March, 1969.

APPROVED BY THE MAYOR this 6th day of March, 1969.

s/ S. Eddie Pedersen
MAYOR

ATTEST: s/ Roy C. Barnes
CITY CLERK

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It was moved by Councilman Parish, seconded by Freeman, that the Mayor and City Clerk be authorized to sign the Resolution and the Deed. Roll call as follows: Ayes, 5; No, none; carried.

From the Purchasing Department came this memo:

City of Idaho Falls
March 6, 1969

Honorable Mayor and Council Members:

The Purchasing Department and the Golf Course request approval to advertise for bid One (1) Triplex Greens Mower with trade-in.

This recommendation subject to your approval.

s/ W. J. Skow
Purchasing Department

It was moved by Councilman Nelson, seconded by Freeman, that authorization be granted to advertise for bids as recommended. Roll call as follows: Ayes, 5; No, none; carried.

Next from the Purchasing Department, this memo was studied:

City of Idaho Falls
March 3, 1969

Honorable Mayor and Council Members:

The Purchasing Department requests approval to advertise for bids the following vehicles:

Engineering Department	1 Survey Wagon (With Trade-In)
Street Department	1 ½ Ton Pickup (With Trade-In)
	1 Grader (With Trade-In)
	1 Dump Truck (With Trade-In)
Sanitary Department	2 Rear-Load Packers (With 2 Trade-Ins)
Water Department	2 ½ Ton Pickups (With 2 Trade-Ins)
Sewer Department	1 ½ Ton Pickup (With Trade-In)
	1 ¾ Ton Pickup (With Trade-In)
Parks and Recreation Division	1 ½ Ton Pickup (Without Trade-In)

This recommendation subject to your approval.

s/ W. J. Skow
Purchasing Department

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It was moved by Councilman Parish, seconded by Freeman, that the Purchasing Agent be authorized to advertise for the various items of equipment as listed. Roll call as follows: Ayes, 5; No, none; carried.

The Electrical Engineer submitted this memo:

MEMORANDUM

TO: City Clerk
FROM: W. H. Fell
SUBJECT: REQUEST FOR BID AUTHORIZATION

The Electric Division requests authorization to bid for the following items:

- 1). 40,000 feet #2 triplex, codeword "cockle" on 2,000 feet non-returnable reels
\$ 2,200.00
 - 2). 2,000 feet #4 triplex, codeword "periwinkle" on 1,000 feet non-returnable reels
\$ 240.00
 - 3). 20,000 feet #4 bare ACSR, codeword "swanate" on 9,000 feet non-returnable reels
\$ 650.00
 - 4). 1,000 feet #2 ACSR Quadruplex, codeword "palamino" on 1,000 feet non-returnable reels
\$ 200.00
 - 5). 20,000 feet #2 7-strand Al. concentric Neutral (copper) cross-link poly. - 30 mil semi con. belt - 175 mil insulation for 15 KV gnd. neutral system, on 2,000 feet non-returnable reels
\$ 8,000.00
 - 6). 10,000 feet 4/0-4/0-2/0 direct burial 600 V triplex Al secondary conductor Kaiser Spec. 464 or Eq. on 1,000 feet non-returnable reels
\$ 6,000.00
- \$17,290.00

s/ W. H. Fell

P. S. This material is to be purchased for inventory and will meet the City's needs for about the next twelve months.

It was moved by Councilman Nelson, seconded by Erickson, that authorization be granted to advertise for this electrical equipment as recommended. Roll call as follows: Ayes, 5; No, none; carried.

An original contract between the City and the Union Pacific Railroad was presented, L. D. No. 21135, described as a storm sewer pipe encroachment. It was explained that this refers to a sewer

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line, known as the Sugar Company Line, and has to do with the City's operation and maintenance of said line on Railroad property. It was moved by Councilman Nelson, seconded by Parish, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

The Mayor drew attention to the need for a public hearing to consider the proposed CATV Franchise of the Upper Valley Telecable Company. It was moved by Councilman Nelson, seconded by Freeman, that said hearing be scheduled for March 20th, 1969, and the City Clerk be authorized to publish legal notice accordingly. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk brought to the attention of the Council the fact that the following legal notice had been published without formal Council approval:

NOTICE OF DEADLINE
FOR FILING APPLICATIONS FOR CABLE T. V. FRANCHISES

Notice is hereby given that any application for a franchise to install and/or operate a cable television system within the City of Idaho Falls, Idaho, must be filed with the City Clerk of said City in his office in the City Hall not later than March 15, 1969, for said application to receive consideration during fiscal year 1969. A proposed Franchise Ordinance must accompany any application for franchise.

s/ Roy C. Barnes
City Clerk of Idaho Falls

It was moved by Councilman Nelson, seconded by Freeman, that this action be duly ratified. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Nelson introduced a Cooperative Agreement between the City and Bonneville County providing for the location and construction of Fairview Street from U. S. 20 Freeway to Anderson, a portion of said street being in the City and a portion in the County. It was explained by Nelson, that the Agreement stated terms and conditions as required of the City and the County. It was moved by Councilman Nelson, seconded by Parish, that the Agreement be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

ORDINANCE NO. 1236

AN ORDINANCE VACATING A PORTION OF AN EASEMENT IN LOT 6, BLOCK 12, JOHN HEIGHTS SUBDIVISION NO. 3 TO THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING THE PORTION OF THE EASEMENT VACATED; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

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

and distinctly read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, 5; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the ordinance placed before the Council for final consideration the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 5; No, none; carried.

The foregoing Ordinance having been passed, it was moved by Councilman Wood, seconded by Freeman, that the Mayor and City Clerk be authorized to sign a quit claim deed in favor of Reno Barbison to be delivered after receipt of his remittance for publication of the Ordinance. Roll call as follows: Ayes, 5; No, none; carried.

Reference is made to Page 188 in this Book of Minutes and, more specifically, action taken to temporarily table any further action on a lease agreement between the City and Duncan Industries, having to do with the golden circle attachments to the downtown parking meters. It was noted that the Council action at that time was to refer the matter to the City Attorney for further study, due to the appearance of Attorney Joe Anderson representing the downtown merchants who again asked for Council enactment of an Ordinance which would create a special capital improvement fund for the dedication of certain revenues from said meters under certain conditions.

The City Attorney, having been directed by the Mayor and City Council in the interim period to prepare such an Ordinance introduced it as follows:

ORDINANCE NO. 1237

AN ORDINANCE ESTABLISHING A "SPECIAL CAPITAL IMPROVEMENT FUND"; PROVIDING THAT CERTAIN REVENUES SHALL BE PLACED IN SAID FUND; AND SPECIFYING THE PURPOSE FOR WHICH SAID FUND SHALL BE USED; PROVIDING WHEN THE ORDINANCE SHALL BE EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilman Freeman, seconded by Parish, 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.

Knowing that the foregoing Ordinance met with the approval of Mr. Anderson, it was then moved by Councilman Freeman, seconded by Parish, that the Mayor and City Clerk be authorized to

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sign the lease agreement in question with Duncan Industries. Roll call as follows: Ayes, 5; No, none; carried.

There being no further business, it was moved by Councilman Freeman, seconded by Wood, that the meeting adjourn at 9:15 P.M., carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
