

JANUARY 31, 1969

Pursuant to a call by the Mayor, the City Council of the City of Idaho Falls met in a Special Session in the Bonneville Hotel on January 31, 1969, at 1:00 P.M. for the purpose of considering two Resolutions pertaining to State of Idaho, Department of Highways Federal Aid Project # SU-6709 (5), commonly referred to as the reconstruction of 17th Street between Boulevard and Higbee Avenue. There was at said meeting, Mayor S. Eddie Pedersen; Councilwoman Lyn Smith, Councilmen Jim Freeman, Mel Erickson, Jack Wood, Gordon Nelson, Dale Parish. Also present: Roy C. Barnes, City Clerk; Luther Jenkins, City Controller.

This Resolution was introduced:

RESOLUTION (Resolution No. 1969-01)

WHEREAS, The Department of Highways of the State of Idaho has submitted a Cooperative Agreement stating obligations of the State and the City of Idaho Falls, Idaho, for the construction of 17th Street between South Boulevard and South Higbee Avenue within the corporate limits of the City of Idaho Falls, Bonneville County, Idaho, as described in the Cooperative Agreement, which improvement is to consist of excavation, grading, draining, curb-gutter, base, surfacing, irrigation canal relocation and traffic control installation at 17th and South Boulevard on Route 6709 to be constructed under Federal Aid Project SU-6709(5); and

WHEREAS, the State, by agreement with the Federal Highway Administration, is responsible for obtaining compliance with laws, standards and procedural policies in the development, construction and maintenance of improvements made to the Federal Aid Secondary Highway System when there is Federal participation in the costs; and

WHEREAS, certain functions to be performed by the State involve the expenditure of funds as set forth in the Cooperative Agreement; and

WHEREAS, the State cannot pay for any work not associated with the State Highway System; and

WHEREAS, the City is fully responsible for all costs related to the project; and

WHEREAS, it is intended that the project shall be developed and constructed so as to receive Federal Participation;

NOW THEREFORE, BE IT RESOLVED:

1. That the Cooperative Agreement for Federal Aid Secondary Highway Project SU-6709(5) is hereby approved.

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2. That the Mayor and City Clerk are hereby authorized to execute the Cooperative Agreement on behalf of the City of Idaho Falls.
3. That the duly certified copies of the Resolution shall be furnished the Department of Highways.

It was noted that this Resolution pertained to the Contract Agreement between the City and the State of Idaho, Department of Highways as previously described and, also, that said Resolution authorized the Mayor and City Clerk to sign said Contract Agreement. It was moved by Councilman Nelson, seconded by Parish, that the Resolution be adopted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

This Resolution, attached to a right-of-way certificate, also pertaining to Federal Aid Project #SU-6709(5) was then introduced:

RESOLUTION (Resolution No. 1969-02)

**To Accompany Right of Way Certificate for
F.A.S. Project No. SU-6709(5).**

WHEREAS, the City of Idaho Falls has undertaken to construct 17th Street between South Boulevard and South Higbee, under Federal-aid Secondary Highway Project No. Su-6709(5); and

WHEREAS, the allotment of Federal Funds for the improvement is contingent upon compliance with Section 141, Chapter 1, Title 23, U.S. Code, governing the procurement of right-of-way; and

WHEREAS, the City of Idaho Falls had complied with the aforesaid laws and regulations in the procurement of rights of way for Federal-aid Secondary Highway Project No. SU-6709(5).

NOW THEREFORE, BE IT RESOLVED:

1. That the Mayor is hereby authorized to execute a RIGHT OF WAY CERTIFICATE certifying that the aforesaid law has been complied with.
2. That copies of the executed certificate shall be furnished to the State of Idaho, Department of Highways.

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It was moved by Councilman Nelson, seconded by Parish, that the Resolution be adopted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

There being no further business, it was moved by Councilman Freeman, seconded by Smith, that the meeting adjourn at 1:15 P.M., carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
