

SEPTEMBER 26, 1968

The City Council of the City of Idaho Falls met in a Recessed Regular Meeting, Thursday, September 26, 1968 at 7:30 p.m. in the Council Chambers at Idaho Falls, Idaho. There were present at said meeting, Mayor S. Eddie Pedersen, Councilwoman Lyn Smith, Councilmen Dale Parish, Jim Freeman, Mel Erickson, Jack Wood, Gordon Nelson. Also present: Roy C. Barnes, City Clerk; Rod Gilchrist, City Planner; Don Lloyd, Public Works Director; Robert Pollock, Police Chief; Les Corcoran, Fire Chief.

Minutes of the last recessed regular meeting, held September 12, 1968, were read and approved as amended.

The Mayor announced that this was the time and the place for a public hearing, as advertised, to consider two rezoning petitions. First to be reviewed was the petition of Harold Shydler and Reno Barbison, requesting that the following be rezoned from R-1 to R-3: Lot 1, Block 2; Lots 1, 3, 5, 7, 9, 11, Block 1, Skyline Terrace Addition, Division No. 1; also, Lots 13, 15, 19, 20, Block 1; Lot 1, Block 8, Skyline Terrace Addition, Division No. 3. It was noted that the Planning Commission had recommended denial and that Mr. Barbison had verbally withdrawn their petition. It was moved by Councilman Wood, seconded by Councilwoman Smith that this rezoning be denied. Roll call as follows: Ayes, 6; No, none; carried.

Next to be considered was a rezoning petition of Vernon L. Miller, et al., requesting that the following legally described property be rezoned from R-1 to R-2:

Beginning at the East Quarter Corner of Section 20, Township 2 North, Range 38, East of the Boise Meridian; thence N. 88° 12' 30" W. 717.26 feet along the Quarter Section Line; thence N. 1° 47' 30" E. 150.00 feet; thence S. 88° 12' 30" E. 585.00 feet; thence S. 1° 47' 30" W. 20.00 feet; thence S. 88° 12' 30" E. 153.42 feet to the east line of Section 20, Township 2 North, Range 38, East of the Boise Meridian; thence S. 0° 06' 00" W. 130.04 feet along said section line to the Point of Beginning, containing approximately 2.5 acres.

Mr. J. E. Bedford, 1471 9th Street, appeared before the Council and submitted this petition of protest:

August 13, 1968

RE: PROPOSED REZONING ON NINTH STREET
TO: THE CITY PLANNING COMMISSION AND CITY COUNCIL OF IDAHO FALLS, IDAHO

WE PROTEST THE PROPOSED LOWER GRADE REZONING ON THE NORTH SIDE OF NINTH STREET BETWEEN ST. CLAIR AND OXFORD ON THE GROUNDS THAT:

This is contrary to precedent (similar rezoning in this same area was denied to L. Sid Disney).

It is not reasonably necessary (no apartment shortage exists).

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It is not in the public interest (R-2 allows up to four-plexes; on street parking is inevitable; there is no alley).

It will break up and downgrade a solid City block of R-1 residential properties.

It will create a condition of creeping zoning instability.

It will depress property values in the existing residential area on both sides of Ninth Street.

s/ J. E. Bedford,
1471 9th Street

s/ W. T. Campbell, Jr.,
901 Terry Avenue

s/ J. Orchard, Jr.,
900 Terry Avenue

Councilman Wood advised that the Planning Commission had recommended denial. It was moved by Councilman Wood, seconded by Smith, that this rezoning request be denied. Roll call as follows: Ayes, 6; No, none; carried.

Mr. Adolph H. Toepfer, 420 Ronglyn Avenue, appeared before the Council at the invitation of the Mayor. Mr. Toepfer, as a civic-minded citizen, had previously indicated an interest in air pollution control and in this connection had attended an informational meeting of the Idaho Air Pollution Commission on September 11th in Pocatello. He submitted a report of said meeting to the Mayor and all Councilmembers, as follows:

September 13, 1968

Honorable S. Eddie Pedersen, Mayor
City of Idaho Falls
Box 220
Idaho Falls, Idaho

Dear Mayor Pedersen:

I attended the information meeting of the Idaho Air Pollution Commission on September 11, 1968, at Idaho State University Student Union Building. The meeting was opened promptly at 10:00 A.M. with Robert L. Montgomery presiding, who reviewed past activities and spoke of the preparation of rules and regulations for Idaho. He stated that there is no question that

there will be controls. The question is, when. He also mentioned that industries will be asked to cooperate to minimize air pollution. He then called on Mr. Howard Burkhart.

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Mr. Burkhart spoke about the August 16, 1968, meeting and the rules adopted. The major State problems are fluorides, particulates, and sulfur. Fluoride control is to protect livestock. Current limits may be revised and set at other values.

A Mrs. Barlow of Pocatello, gave a statement praising the Board of Health for the cleanup of streams. She also said unfortunately pollutants are necessary for wealth and must be considered in their light.

The second statement came from an I. S. U. student who spoke of a cloud of filth he could see from his window and belittled the newspapers for printing that the automobile was the source. He coughs when he passes the Simplot Plant, he thought it was from sulfuric acid fumes.

The superintendent of the Caribou National Forest, Perry Cross speaking for Floyd Iverson, said their concern was the Snake and dirt from waste burning by industries in national forest areas. He hoped industry would comment on solutions and state the stand they took in relation to the problem.

Gale Wiggins, assistant professor of chemistry I. S. U., spoke as a private citizen, claiming there is no stated minimum as far as phosphorus oxides are concerned and that phosphorus oxides are harmful to people and animals. He pointed out that arsenic is present in trace quantities in most ores and asked that control of arsenic as a pollutant be considered.

Mr. Burkhart answered that arsenic information was not sufficient to establish a limit.

Adolph Toepfer, speaking for Idaho Falls to show that Idaho Falls was represented, mentioned problems such as hot asphalt plants, odor pollution and coal and waste burning. It was pointed out that the Idaho Falls Council was looking to the Commissioners for guidance in establishing anti-pollution ordinances.

G. Carlson, a local Pocatello farmer, gave his concern for the health of humans and effects of fluorine on cattle and stated he had spoken to many doctors and concluded the danger was very great.

A representative of the Amalgamated Sugar Company at Twin Falls, Carl Schonrod asked questions about land use limit determination, effects on neighbors, area designators, and affect of the character of general area.

Montgomery and Burkhart answered by stating the Commission should define limit designators.

Mr. Phoenix asked a question about burning wastes.

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Heber Law, Soda Springs, spoke about conditions at Soda Springs. He said while El Paso was working, Monsanto blamed El Paso for the major portions of this pollution. The shutting down of El Paso made Conda livable and although, Monsanto was putting a lot of fluoride in the air, years ago they had reduced the concentration to 24 points (parts/million). He had heard rumors another Monsanato furnace would be built and wondered if it would increase the concentration. It was pointed out to him the code covered all the issues he raised.

Stanley Nielson, P.E. Amalgamated Sugar Company, spoke generally about the pendulum swinging from apathy and little concern to great concern and the urge for clean waters and air gets very great. The price of zero pollution is too high. People own companies and demand products. Cleaning up pollution runs product costs up and the price may be too high.

After 10 attendees made statements, the meeting was closed at 10:48 A.M. The total attendance was about 70.

Sincerely yours,
s/ Adolph H. Toepfer
Idaho Falls, Idaho

Mr. Toepfer advised the Council that an air pollution control has been prepared and will be presented for adoption at the next session of the State Legislature. He turned his copy of the code to the Mayor for reference purposes. He said, interestingly enough, the members of the Commission are representatives of businesses which have air pollution problems such as incinerators, trash burning and faulty smoke stacks. Mr. Toepfer said a public hearing is scheduled in Boise, October 4th. The Mayor expressed appreciation to Mr. Toepfer for his voluntary interest and contribution on this matter.

License applications for PHOTOGRAPHY, Piccadilly Portraits Inc, at Albertson Store; APPRENTICE REFRIGERATION, Kay B. King for Koldian Inc., Martel Lee Smith with Bonneville Service; APPRENTICE GAS FITTING, Martel Lee Smith with Bonneville Service; APPRENTICE WARM AIR HEATING, Martel Lee Smith with Bonneville Service, 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.

The Mayor and City Clerk, without formal Council approval, had signed one easement agreement between the City and School District #91 for storm drainage right of way for Whittier School and another for underground power right of way for Longfellow School. It was moved by Councilwoman Smith, seconded by Councilman Nelson, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk presented the following damage claim:

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Peterson, Moss & Olsen
September 11, 1968

City Council of Idaho Falls, Idaho
City Building
Idaho Falls, Idaho

RE: Carl Holm V. City of Idaho Falls

Gentlemen:

Our office has been asked to represent Mr. Holm whose 1959 Cadillac was injured and who suffered some personal injuries in an accident which occurred on or about September 6, 1968, at the intersection of Lomax and Emerson.

Mr. Holt's claim against the City is directed to the fact that stop sign which controls this intersection was totally obscured by the branches of a tree, as photographs of the scene clearly indicate.

On behalf of Mr. Holm, therefore, we make a claim against the City in the amount of \$450.00 property damage and \$550.00 for his personal, to a total claim of \$1,000.00.

Will you please refer this to the City's insurance carrier or attorney.

May we also kindly suggest that the overhanging branches of this tree be trimmed so that the stop sign will be visible to traffic. Mr. Holm thought that he was entering an uncontrolled intersection because there was no visible stop sign and then was hit on the left side by a car coming from his left.

Thank you for your consideration in this matter.

Very truly yours,
Peterson, Ross & Olsen
s/ Reed Moss

It was noted that, in the interests of time, this had been forwarded to the City Insurance Adjustor on September 17, 1968. It was moved by Councilman Freeman, seconded by Smith, that this action be ratified. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Purchasing Department was reviewed:

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City of Idaho Falls
Purchasing Agent
September 10, 1968

Nine (9) Leased 1969 four Door Sedans

Honorable Mayor and Councilmembers:

The Purchasing Department and Police Department request approval to advertise for bids for nine (9) leased 1969 four-door sedans.

s/ W. J. Skow
Purchasing Department

It was moved by Councilman Erickson, seconded by Wood, that advertisement for bids be approved as requested. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk advised that the Police Department had reported a sufficient inventory of unclaimed or impounded automobiles, bicycles and miscellaneous merchandise to warrant an auction sale. It was moved by Councilman Erickson, seconded by Wood, that this be authorized on the date and hour as suggested; 1:00 P.M., Saturday, October 12, 1968, and that authorization be further granted to publish legal notice accordingly. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Traffic Safety Committee was presented and studied:

City of Idaho Falls
Chief of Police
September 12, 1968

TO: Honorable Mayor and City Council, City of Idaho Falls
FROM: City Traffic Safety Committee
SUBJECT: TRAFFIC RECOMMENDATIONS

DENIED: Your referral to this Committee on the request made by Mr. Joe Sherwood at the Council Meeting of July 11, 1968, for two-way traffic across the railroad from Yellowstone to Eastern at "A" Street.

A meeting was held in the Council Chambers attended by members of this Committee, Mr. Sherwood, the State Engineers, Harry Day and Boyd Rood. As the gentlemen from the State could not commit the State it was suggested that they take this information and we would be happy to meet with them at such time as their engineers from Boise would be able to meet with us. This meeting was arranged and attending were Mr. M. W. Lotspeich, Harry Day,

Boyd Rood, and Bob Gray from the State along with Pollock, Laird, Judge Black, and Lt. Nielsen from the Traffic Safety Committee on August 1, 1968. Many points were brought out
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with the State officials indicating they were not in accord with the proposal but would attempt to go along with our decision after our study was completed.

Meeting of Traffic Safety Committee on 29 August 1968 resulted in DENIAL for such proposal. REASON: It is doubtful that a left turn bay would assist on the Yellowstone-Broadway intersection. It would be more likely to add congestion because of the short distance between blocks and to allow for a turning movement at "A" would take time out of the cycle and the traffic northbound on Yellowstone would block up, back to Broadway, and close the intersection. It would also be necessary to remove a large portion of the southeast corner of the intersection at "A" and Yellowstone in order for traffic to be able to make the right turn while northbound on Yellowstone. Parking would have to be restricted on one side of Ash Street from Eastern to Boulevard. The approach to Boulevard from Ash would be a great hazard and should not be allowed without the realignment of the intersection to allow a reasonable good movement of traffic across to North Street. (This involves the D. F. Richards property on the north side of Ash). Large trees and shrubbery would have to be removed from the Richards property to allow visibility for a driver entering Boulevard from Ash.

The following are submitted for your consideration and approval.

1. Recommend that the stop signs at Placer and Walnut be reversed to stop the traffic on Walnut due to consistent speeding past a school zone.
2. Recommend that a "Mail Truck Only" zone be established on the east side of Freeman Avenue between 3rd and 4th Streets between the hours of 5:00 P.M. and 5:00 A.M. because of cars using this area for parking and making it most difficult for the mail trucks to load and unload at the Post Office.

Respectfully submitted,
s/ Robert D. Pollock
Traffic Safety Committee

On the first issue mentioned, Police Chief Pollock appeared before the Council to say that several meetings had been held, some with State of Idaho, Department of Highways representatives present, and all facets of the problem had been thoroughly aired, including the possibility of making Ash Street two way just for the limited distance from Yellowstone across the railroad tracks to Eastern Avenue. Pollock said even this change would cost the City about \$1000 for a curb setback on Yellowstone. Pollock warned that, in the opinion of the Committee, this traffic revision would create new problems of traffic congestion east of the tracks due to the many angling intersections into

Boulevard plus the added access problems it would cause either on Elm or Birch. After considerable discussion, it was moved by Councilman Erickson, seconded by Wood, that the recommendation of

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the Traffic Safety Committee be upheld and the request, as earlier made by Messrs. Sherwood and Harmon, be denied. Roll call as follows: Ayes, 6; No, none; carried.

Recommendation #2 was then considered. It was moved by Councilman Erickson, seconded by Wood, that the stop sign at Placer and Walnut be reversed for the reason as described with the understanding that, temporarily, a stop sign be placed in the middle of the street until those who habitually travel said street become accustomed to the change. Roll call as follows: Ayes, 6; No, none; carried.

Finally, recommendation #3 was reviewed. It was moved by Councilman Erickson, seconded by Wood, that a "Mail Truck Only" zone be established at the place as described for the hours and for the reason as recommended. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor noted that he had, with informal Council approval, appointed Mr. Ray Johnson as a five-year member of the Community Redevelopment Commission to replace Mr. Kenneth Slusser, Sr., whose term had expired. It was moved by Councilman Nelson, seconded by Parish, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

Councilwoman Smith drew attention to the fact that the Council had previously agreed, on an informal basis, to waive the monthly utility bills of the Alcoholic Rehabilitation Center at 110 E. Elva except for water and sewer. It was moved by Councilwoman Smith, seconded by Councilman Nelson that this action also be ratified. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Wood presented this memo from the Airport Manager:

City of Idaho Falls
September 23, 1968

TO: Jack A. Wood, Jr. - Chairman, Airport Committee
SUBJECT: BLAST FENCE NORTHEAST CORNER OF FANNING FIELD

Since the establishment of U. S. Interstate Highway 15, immediately adjacent to the northeast end of runway 2/20, we have need to prevent aircraft power blasts endangering the highway traffic. This has been previously discussed to no avail, with both highway and aeronautics officials. Twice this item has been removed from our budget requests.

Increased use of our facility by more powerful and larger aircraft continues. The advent of pure jet service increases the blast hazard of this area.

Recently the Idaho Department of Highways, through Mr. Harry Day, agreed to install a blast fence at this location, which is now on order. This safety device will be 175 feet long, 7 feet

high, and 10 feet wide at the base. The Federal Aviation Administration approves this installation here.

It should be installed on City property at the extreme northeast end of Runway 2/20.

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It is believed necessary that the City Council approve this blast fence, agree to allow the State access through airport property to install and maintain it as long as the need shall be.

I recommend such action at the earliest convenience of the Mayor and City Council.

ORIGINAL SIGNED BY
s/ H. P. Hill

It was moved by Councilman Wood, seconded by Councilwoman Smith, that the construction of the blast fence by the Idaho Department of Highways be authorized at the location as recommended and, also, that the State be given access to airport property for purposes of installing and maintaining same. Roll call as follows: Ayes, 6; No, none; carried.

Reference is made to Page 133 in this Book of Minutes and, more specifically, a Council decision to defer action on correcting the exterior condition of the City Building and referring the problem to the Building Maintenance Department for their continued surveillance. Councilman Parish reported that further investigation has revealed the fact that the cost of exterior rehabilitation may not be as expensive as previously estimated. Therefore, at least for purposes of definitely determining cost, it was moved by Councilman Parish, seconded by Wood, that authorization be granted to advertise for bids on this project. Roll call as follows: Ayes, 6; No, none; carried.

Pertaining to the Library Bond Election on October 8th and, more specifically, the Site Advisory Ballot, giving the voter an opportunity to indicate his choice, Councilman Freeman registered concern that a public reaction seemed to be growing that said ballot was being used only as a ruse and that the Council had no intention of being guided by the results of said ballot. Freeman asked to go on record that, as far as he was concerned at least, he would give any indicated preponderance for a site every serious consideration. Councilman Wood concurred.

There being no further business, it was moved by Councilman Freeman, seconded by Nelson, that the meeting adjourn at 8:45 p.m.; carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
