

JUNE 6, 1968

The City Clerk of the City of Idaho Falls met in a Regular Meeting, Thursday, June 6, 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, and Gordon Nelson. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Ray Browning, Building Official, William Fell, Electrical Engineer; Don Lloyd, Public Works Director, Robert Pollock, Police Chief.

Minutes of the last recessed, Regular Meeting, held May 23, 1968, were read and approved.

Mr. Perry Fryslie appeared before the Council representing the Civitan Club. It was recognized that this civic organization had been responsible for the development of Civitan Park. Mr. Fryslie proposed that said park be signed and submitted a sketch of a non-illuminated sign reading "Civitan Park". It was moved by Councilman Wood, seconded by Smith, that this be referred to the Building and Zoning Committee for study and recommendation. Roll call as follows: Ayes, 6; No, none; carried. The Mayor thanked the Civitan Club, through Mr. Fryslie, for their offer and their continued interest in this park area.

Bills for the month of May, 1968, 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	\$115,127.67	\$146,637.47	\$261,765.14
Fire Bond	33,272.53	5,496.29	38,768.82
Water & Sewer Fund	9,366.32	39,873.94	49,240.26
Electric Light Fund	29,662.13	76,680.23	106,342.36
Recreation Fund	606.74	326.65	933.39
Police Retirement Fund	2,483.01	.00	2,483.01
<u>TOTAL FUNDS</u>	<u>\$190,518.40</u>	<u>\$269,014.58</u>	<u>\$459,532.98</u>

It was moved by Councilman Parish, seconded by Freeman, that the bills be approved and the Controller be authorized to draw warrants on the respective funds for their payment. Roll call as follows: Ayes, 6; No, none; carried.

Reports from Division and Department Heads were presented for the month of May, 1968, and there being no objections, were ordered placed on file in the office of the City Clerk.

License applications for RESTAURANT, Tommy Louie for Golden City Café, J. H. Galloway for Big G Drive In; CLASS D CONTRACTOR, WARM AIR HEATING, Paul Hammond for Hammond Furnace Co.; CLASS D JOURNEYMAN, WARM AIR HEATING, Paul Hammond; JOURNEYMAN GAS FITTER, Jamie McNett; ELECTRICAL CONTRACTOR, J. Wayne Van Orden; JOURNEYMAN ELECTRICIAN, J. Wayne Van Orden, W. Monroe Phippen; APPRENTICE ELECTRICIAN, Albert Leinweber, Jr.; BARTENDER, Sandra T. Baler, Teresa M. Johnson, Donald Shultz II, Dale M. Thornock, Doris Ann Nii, were presented. It was moved by Councilman Erickson,

JUNE 6, 1968

seconded by Wood, 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 noted that he had previously appointed Lon Wilmot as Chairman of the Atomic Energy Science and Educational Center Board. It was moved by Councilman Freeman, seconded by Wood, that this appointment be confirmed and ratified. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk drew attention to the fact that a notice of zoning hearing on June 27th was being published without formal Council approval. It was moved by Councilman Wood, seconded by Councilwoman Smith, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

From the Purchasing Department this memo was forthcoming:

City of Idaho Falls
June 5, 1968

Refuse Packer Body

Honorable Mayor and Councilmembers:

Tabulation of bids for new 1968 model one (1) refuse packer body in attached.

Evaluation of bids received show Western Road Machinery Company of Idaho Falls submitting the low bid with trade-in of \$4,905.00.

It is the recommendation of the Public Works Division and Purchasing Department that this bid be accepted.

This recommendation subject to your approval.

s/ W. J. Skow
Purchasing Department

It was moved by Councilman Nelson, seconded by Parish, that the low bid of Western Road Machinery be accepted as recommended. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls
June 6, 1968

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd

SUBJECT: WATERLINE REPLACEMENT ON BLVD. BETWEEN ELM & 13TH AND ON
11TH BETWEEN BLVD. & LEE STREETS

JUNE 6, 1968

Plans and specifications have been prepared for the replacement of the water main on Boulevard Avenue between Elm and 13th Street. Also a replacement of a main on 11th Street between Boulevard and Lee.

We are requesting authorization to advertise June 16th and 23rd and open bids at 10 A.M. on June 25th.

Respectfully submitted,
s/ Donald F. Lloyd

Councilman Nelson, recognizing that other water lines were planned and budgeted for this year's public works program, asked if it wouldn't be to the City's advantage to include it all in one major water line contract. Public Works Director Lloyd explained that this would eliminate bids from certain reputable small operators who otherwise submit competitive bids on small contracts such as the one described in the memo. It was moved by Councilman Nelson, seconded by Parish, that this matter be tabled for further study and consideration. Roll call as follows: Ayes, 6; No, none; carried.

From the Treasurer, this memo was forthcoming:

City of Idaho Falls
June 5, 1968

Honorable Mayor and City Council
City Hall
Idaho Falls, Idaho

RE: SALE OF LANDS ACQUIRED BY QUIET TITLE ACTION

I believe the time has come for some publicity and the sale of lands acquired by the City through quiet title action, so that they can be returned to the tax rolls. The statute does not require an appraisal of this type of City land, before sale at the minimum figure of the City lien plus allocated costs of the quiet title action.

Perhaps before any action is taken, it would be wise for the proper Council committee to review these lands to assure the City has no use interest in them. It has also been suggested by Attorney A. L. Smith that for public relation reasons, this Committee should approve a minimum figure for each parcel. The reason this should be done is that occasionally there may be a parcel worth much more than the amount of the delinquent L.I.D. and costs and the City could be criticized if the land were sold at some ridiculous price.

I would appreciate being advised of whatever action is taken, so that I can proceed with the necessary plans for sale of this property.

JUNE 6, 1968

Attached for your information is a listing, and description of the several properties involved.

Thank you.

Respectfully,
s/ Zelda Houchens
City Treasurer

LAND ACQUIRED BY CITY OF IDAHO FALLS IN QUIET TITLE ACTION

Lots 9-12 incl., Block 25, Highland Park Addition
On west side of Canyon Street in the 1300 Block

Lots 37-44 incl., Block 26, Highland Park Addition
On east side of Canyon Street in the 1300 Block

Lots 16 & 17, Block 34, Highland Park Addition
On west side of Cassia Street in the 1200 Block

Lots 44 & 45, Block 48, Highland Park Addition
On east side of Cassia Street in the 1100 Block

Lots 10-14 incl., Block 51, Highland Park Addition
On west side of Bear Avenue in the 1100 Block

Lots 15 & 16, Block 51, Highland Park Addition
On west side of Bear Avenue in the 1100 Block

Lots 9-11 incl., Block 52, Highland Park Addition
On west side of Bannock Avenue in the 1100 Block

Lots 13-14 incl., Block 57, Highland Park Addition
On west side of Bannock Avenue in the 1000 Block

Lots 32 & 33, Block 57, Highland Park Addition
On east side of Bear in the 1000 Block

Lot 2, Block 5, Tew Addition
Corner of 14th and SW Bonneville Drive on north side of street

Lots 3 & 4, Block 9, Capital Hill Addition
On south side of East College in the 600 Block

JUNE 6, 1968

It was moved by Councilman Parish, seconded by Freeman, that copies of the above parcel listing be made available to all members of the Council and all Division Heads; that a complete study be made of the various parcels for appraisal purposes and particularly their potential value, if any, to the City, and that recommendations be reflected to the Fiscal and Public Works Committees as an aid in setting values, after which a recommendation be made to the full Council for appropriate handling. Roll call as follows: Ayes, 6; No, none; carried.

By memo, the Controller's Office drew attention to the Wright Tree Trimming contract quoting tree trimming services to be rendered in the amount of \$6,617.12, vs. a bill submitted by that company for total services rendered in the amount of \$11,907.50. By way of explanation, Electrical Engineer Fell appeared at the request of Councilwoman Smith to say that the contract was exceeded because of abnormally heavy tree growth and that said contract provided for a 40% variation from the quoted price. Fell said his Council Committee was aware, at the time, that the contract was being exceeded. It was moved by Councilwoman Smith, seconded by Nelson, that the full amount, as stated, be approved for payment. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Building Official was presented:

June 5, 1968

MEMO TO: Honorable Mayor and City Council

Gentlemen and Madam:

We have a request from Ford Johnson Company to replace an existing Conoco triangle sign 18' high, with a 29' modular pole sign (see attached photo), to be located on the corner of North Water and Elm Street, Lots 5 and 6, Block 35, Original Townsite Addition.

This property is in R-3A zone, and requires Council action.

Respectfully,
s/ Ray Browning
Building Official

It was noted that a petition had been submitted with approving signatures of all near-by property owners. It was moved by Councilman Wood, seconded by Councilwoman Smith, that approval be granted for the sign replacement as described. Roll call as follows: Ayes, 6; No, none; carried.

Preparatory to considering the annexation of the 17th Street Medical Plaza Addition, Division #1, an annexation agreement on said area was submitted, properly signed by the developers. It was moved by Councilman Wood, seconded by Smith, that the Mayor and City Clerk be authorized to sign said annexation agreement in behalf of the City. Roll call as follows: Ayes, 6; No, none; carried.

JUNE 6, 1968

ORDINANCE NO. 1209

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO (17TH STREET MEDICAL PLAZA ADDITION, DIVISION #1)

The foregoing Ordinance was presented in title. It was moved by Councilman Wood, 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 foregoing property having been duly annexed, it was moved by Councilman Wood, seconded by Smith, that the Planning Commission recommendation on zoning be upheld, that the area be zoned R-3A and that the Building Official be instructed to incorporate said zoning on the official zoning map, located in his office. Roll call as follows: Ayes, 6; No, none; carried.

This letter from Governor Samuelson was presented and read aloud by the City Clerk:

State of Idaho
May 24, 1968

Mayor S. Eddie Pedersen
City Hall
308 C. Street
Idaho Falls, Idaho 83401

Dear Mayor Pedersen:

When the 1966 Highway Safety Act was passed, it required each state, in cooperation with its political subdivision, to have a formal, written highway safety program in accordance with uniform standards, which must be approved by the Secretary of Transportation by December

31, 1968. Any State not implementing an approval program by that date faces the possible withholding of Federal-aid highway construction and safety funds.

As Governor, I can, and have already directed the Traffic Safety Commission to begin preparing the required program at the state level. I cannot, however, require the cities to develop such a program, or impose a penalty for non-compliance such as the states are now facing. I can only ask that the cities join together with the state in a cooperative venture to

JUNE 6, 1968

fulfill the mandatory requirements of the law which may possibly help reduce the increasing number of traffic accidents in Idaho.

After consultation and approval by the Association of Idaho Cities, the state is considering entering into an agreement with the National Safety Council to help gather the required information and prepare a comprehensive report and appraisal for each city desiring to cooperate.

The total cost for the appraisal for those cities over 10,000 population is \$885.00. Of this amount, the Traffic Safety Commission will provide \$560.00, leaving a total net cost to the City of \$325.00.

Enclosed is a copy of the Highway Safety Act, the proposed Implementation Schedule, our Agreement with the National Safety Council and detailed breakdown of costs. I would very much appreciate the City of Idaho Falls joining with us in this comprehensive state-wide program, and urge you to give this request favorable consideration.

It is important that we have your decision as soon as possible so final arrangements can be made.

Thank you for your cooperation and support.

Sincerely,
s/ Don Samuelson
Governor

The Mayor then asked that the following memo of recommendation be presented:

City of Idaho Falls
June 4, 1968

TO: Honorable Mayor S. Eddie Pedersen
FROM: Joseph A. Laird

SUBJECT: GOVERNOR'S LETTER OF CITY PARTICIPATION IN THE NATIONAL SAFETY COUNCIL'S HIGHWAY SAFETY PROGRAM ANALYSIS

I certainly believe it would be to the City's advantage to participate in the state-wide traffic safety program by the Governor in his letter of May 24, 1968. (I have long felt that we, as a City, need to be doing more in the traffic safety field; for example, taking the ten most accident-prone intersections in the City and doing something to at least two or three of these each year to try to decrease the high accident frequency at these locations). This appraisal by the National Safety Council would, I hope, help us get started on a long range traffic safety

JUNE 6, 1968

improvement program covering, to name just a few, traffic signals, street light signing, school crossings, accident investigation, police enforcement of traffic rules, etc.

The information accompanying the Governor's letter was not very specific on just how comprehensive the N.S.C. final report would be, i.e., the exact items it would cover, and how detailed each item would be covered. It would be good if we had more information on the extent of coverage and comprehensiveness of the proposed report.

It appears that the City furnishes all of the basic information, facts, figures, etc. that the N.S.C. needs to make their report; consequently, we can expect that we (particularly the Police Department) will have to spend a great deal of time in the next few months getting all of this information together. Also, the various concerned departments and the City Council will have to do a lot of work to determine the extent of, and type of traffic safety program they want and can finance over the next few years as once we have established such a program we will be "under-the-gun" from the State and Federal people to perform.

s/ Joseph A. Laird

The Mayor said that this matter would be given high discussion priority at the coming Association of Idaho Cities Convention. The Mayor noted that he had been in recent conference with the A.I.C. Executive Secretary on this subject and had learned from him that the cost to the City, as indicated in the Governor's letter, would even be lowered from the \$325.00 figure as quoted. Called upon for comment, Police Chief Pollock appeared to say that, as Chairman of the local Traffic Safety Committee, he was of the opinion that the City should participate in this safety program. He said this would help reveal weak areas within the City, safety-wise. It was moved by Councilman Parish, seconded by Erickson, that authorization be granted for participation in the National Safety Council's Highway Safety Program and that, otherwise, the matter be referred to the Fiscal Committee to determine the proper source of funds required for said participation. Roll call as follows: Ayes, 6; No, none; carried.

Recognizing that there will be a continuing program for right-of-way acquisition in connection with the 17th Street Bridge Project, it was moved by Councilman Parish, seconded by Freeman, that authorization be granted for said acquisition at not more than appraised prices and that upon

reaching an agreement with the owner for purchase at such prices, the Mayor and City Clerk be authorized to consummate the transactions and execute all necessary documents to acquire the properties. Roll call as follows: Ayes, 6; No, none; carried.

Reference is made to page 83 in this book of minutes and, more specifically, a memo to the Council of all proposals submitted for the services of a fiscal agent in connection with the proposed Library Bond issue. Councilman Parish reported that he, together with the Mayor, the City Attorney and the City Clerk, has met with a representative of the low bidding firm, Mr. J. R. Michels of the Idaho First National Bank, Boise, Idaho, and that there was general satisfaction registered by all City Officials with reference to said bank's qualifications and proposed services to be rendered. Parish explained, further, that there would be no cost to the City in the event the bond issue failed to

JUNE 6, 1968

materialize or to pass. It was moved by Councilman Parish, seconded by Freeman, that the Idaho First National Bank be selected to act as fiscal agent for the proposed bond issue as described for a fee of 22.7¢ per \$100 per value of bonds sold and that the Mayor and City Clerk be authorized to sign the agreement. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Wood reported that the Council has been informally approached by Messrs. Frank McGinnis and Jack Voshell whereby their group had proposed construction of a nine hole golf course and driving range, using undeveloped land at the Airport, presently planted to alfalfa. It was learned that this is a recreational activity often found at airports. Wood noted that such a facility would enhance the area. It was moved by Councilman Wood, seconded by Smith, that the proposal be accepted, subject to the approval and release of the land in question for non-aeronautical purposes by the Federal Aviation Agency and also subject to final approval by the City Attorney of the proposed plans and all necessary legal documents. Roll call as follows: Ayes, 6; No, none; carried.

Introduced in ordinance form was the following:

ORDINANCE NO.

AN ORDINANCE PROVIDING FOR THE CONTROL AND MANAGEMENT OF THE CITY WATER SYSTEM OF IDAHO FALLS, IDAHO, AND REGULATING THE DISTRIBUTION OF CITY WATER TO THE INHABITANTS THEREOF; SETTING FORTH THE DUTIES OF SPECIFIED CITY OFFICIALS IN THE REGULATION OF THE CITY WATER SYSTEM; PROVIDING FOR EXTENSIONS OF WATER MAINS, AND ESTABLISHING WATER RATES FOR WATER SERVICE AND BILLING PROCEDURES; DEFINING TERMS HEREIN; PROVIDING PENALTIES FOR VIOLATION OF THE ORDINANCE; REPEALING ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The Council was reminded that there were two items in need of finalizing before the ordinance could be considered for passage; namely, the annual seasonal sprinkling charges for small lawn areas

around residences and other premises and also the acreage charge for large expanse of lawns. After some discussion, at least for purposes of passing the ordinance on its first reading, it was moved by Councilman Nelson, seconded by Parish, that the annual seasonal sprinkling rate for each customer, landlord, tenant or agent, with lawn area not exceeding 1/20 of an acre be placed at \$1.50 and that said rate for each non-metered, non-residential customer with lawn area exceeding 1/20 of an acre be set at \$28.00 per acre and fraction thereof. Roll call as follows: Ayes, 6; No, none; carried.

The above captioned Ordinance was then considered for passage. It was moved by Councilman Nelson, seconded by Parish, that this revised Water Ordinance be passed on its first reading. Roll call as follows: Ayes, 6; No, none; carried.

There being no further business, it was moved by Councilman Freeman, seconded by Wood, that the meeting adjourn at 8:50 P.M., carried.

JUNE 6, 1968

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
