

APRIL 25, 1968

The City Council of the City of Idaho Falls, Bonneville County, State of Idaho, met in a Regular Meeting on Thursday, the 25th day of April, 1968, at the hour of 7:30 P.M., at the City Council Chambers in the City Hall of 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 Dale Parish, Councilman Jim Freeman, Councilman Gordon Nelson, Councilman Mel Erickson and Councilman Jack Wood, Jr. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Rod Gilchrist, City Planner; William Fell, Electrical Engineer, Pete Ahlstrom, City Librarian; Luther Jenkins, City Controller.

Minutes of the last recessed, regular meeting, held April 11th, 1968 were read and approved.

The Mayor recognized Mayor Willard Frazier from Billings, Montana and Mayor Mel Richardson from Ammon, Idaho in the Council Chambers and thanked them for their presence.

The Mayor announced that this was the time and the place for a public hearing, as advertised, to consider rezoning the west 13 feet of Lot 3, Keefer Addition. It was noted the petition was accompanied by recommendation for approval by the Planning Commission to rezone from R-PA to R-1. No protests were registered.

Mr. L. E. Andelin, 394 W. 19th Street, appeared before the Council, explaining that he had an option to purchase an adjoining lot and also the 13 feet of Lot 3 which is now being considered for rezoning. He urged that the Council give favorable consideration to this rezoning and that the balance of Lot 3 also be zoned R-1. The City Attorney advised that, on the latter suggestion, this could not be done without legal advertising and then only by a petitioned request by the owner. It was moved by Councilman Wood, seconded by Councilwoman Smith, that the 13 foot strip in question be rezoned from RPA to R-1 and the Building Official be instructed to incorporate said rezoning on the official zoning map, located in his office. Roll call as follows: Ayes, 6; No, none; carried.

The City Attorney presented a joint service agreement between the City and the City of Ammon which would, for an annual fee payable by Ammon, furnish the same library facilities to its inhabitants as enjoyed by the inhabitants of Idaho Falls. It was noted that future annual payments would be based upon the number of Ammon card holders and that Ammon would be held responsible for lost books, collection of fines, etc., from their constituents.

Mayor Richardson, Chairman of the Library Board, Aden Hyde and City Librarian Pete Ahlstrom all appeared briefly to voice their approval to this joint arrangement. Councilman Leo Heer, Ammon, appeared to say that he had talked with the State Librarian on this matter who said this arrangement, if approved, would be the first within the State. She endorsed the idea, encouraging and urging its passage. Councilman Erickson asked how this would affect future possibilities of a library district. City Attorney Smith said if enough governmental subdivisions, including the County, were to do as Ammon has done, the need for a district would be virtually eliminated. It was moved by Councilman Parish, seconded by Smith, that the Mayor, acting on behalf of the City of Idaho Falls, be authorized to sign this joint service agreement. Roll call as follows: Ayes, 6; No, none; carried.

Messrs. William Kyle and Leonard Wright, representing the Northgate Mile businessmen, appeared before the Council. Acting as spokesman, Mr. Kyle reminded their Council that an APRIL 25, 1968

ordinance had been passed changing the name of North Yellowstone to the Northgate Mile and therefore, asked when they could expect said street to be properly signed, reflecting said change. He said the Northgate Mile businessmen had spent thousands of dollars in advertising, only to have prospective customers confused over the address as advertised. Councilman Nelson registered concern about this procedure. He said he had complete respect for the Northgate merchants and complimented them on their promotional program. However, he said he did not feel the ordinance permitted street signing per se, but rather, was limited to designation. He said he felt street signing would be precedent setting and confusing to tourists. The City Clerk was directed to procure the ordinance in question, #1142, and read aloud Section 1: "That the street heretofore known as North Yellowstone Avenue*****shall be and the same hereby is named, designated and identified as Northgate Mile." This left no question of doubt as to intent. The Mayor assured Mr. Kyle that signing of the street in question would be accomplished.

The Mayor asked Councilman Parish for a report on the proposed library. Parish said the Mayor had approached property owners within the proposed site, four out of six had been contacted and had indicated their acquiescence to sell and that an appraiser was working on the matter. Parish continued by saying the Council was unanimous in their opinion that a bond issue in May would be premature because of many unsolved or partially solved problems pertaining to cost, the disposition of un-expired leases and costs of a bond issue. He said progress is being made, citing the fact that an architects perspective is being prepared and that survey crews would soon be on the site to determine size of the available area.

Mr. Hyde reappeared to say that the Council, in his opinion, was taking the only realistic approach. He said, further, that, in his opinion, the more time that elapses, within reason, before the bond issue, the more likely the public will accept the proposed site. He commended the Mayor and Council on their aggressive approach.

Mr. John Combo, Chairman of the Library Committee, appeared to concur with the remarks of Mr. Hyde. He said the report had not specifically recommended a bond election in May but, rather, that it be accomplished as soon and as quickly as possible.

In the absence of further comment, it was moved by Councilman Parish, seconded by Freeman, that the Mayor be authorized to obtain the services of a competent fiscal agent for handling the library bond issue through the medium, by invitation, of sealed proposals to be opened Thursday, May 23, 1968, at 2:00 P.M. Roll call as follows: Ayes, 6; No, none; carried.

License applications for DRAIN TILE LAYER, Clyde G. Charles with Hartwell Excavating Inc.; GROCERY STORE, Ralph Holden for Okay Food Center; RESTAURANT, Lorin E. Petersen for Smitty's Pancake House, Bill Kishiyama for Ada's Café, T. P. Grimmett for Tam's Frostop Drive In, Martell Orme for B.P.O.E. 1087, Mrs. Leo Larsen for Tautphaus Park; PHOTOGRAPHER, Gerald Staker for Staker's Photo and Blueprint Co., Charlotte S. Watson Kechajias at 354 Broadway; BOWLING ALLEY, Martell Orme for B.P.O.E. 1087; DANCE HALL, Martell Orme for B.P.O.E. 1087; MOTEL, Ferris H. Clark for Westbank Motel, Louise Fors for Stardust Motor Lodge, Ray Bird for Kruse Motel; ELECTRICAL CONTRACTOR, Homer P. Johnson with Johnson Solar Electric;

JOURNEYMAN ELECTRICIAN, Ronald L. Nugent; ELECTRICAL APPRENTICE, William Stevenson with Al Olsen Electric; CLASS D JOURNEYMAN GAS FITTER, Duane Sibbett; RESTAURANT,

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(Transfer of name only), Linus Bowman for Skyway Restaurant; DANCE HALL (Transfer of name only) Lillie Jane Collins from Bette Lewis for Buckhorn Gardens; BEER, (Transfer of name and name of business), from Frontier Bar and Harold D. Brown to Skyway and Linus W. Bowman; TAXI CAB, Rolan F. Bateman with Yellow Cab; BARTENDER, Beth D DeCoria, were presented. It was moved by Councilman Erickson, seconded by Nelson, 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.

This petition with sixteen property owners, all residents on Hartert Drive, was presented and read aloud:

We, the below signed property owners on Hartert Drive in Idaho Falls petition Mayor Pedersen and the City Council for permission to plant Paul Scarlet Hawthorne trees along the City owned walk strip in place of the previously planned Norway Maples as designated by the Beautify Bonneville Committee. The Paul Scarlet Hawthorne is a small flowering tree which will grow to a height of between 15 to 20 feet.

It was moved by Councilman Freeman, seconded by Erickson, that this be referred to the Parks and Recreation Committee for study and recommendation. Roll call as follows: Ayes, 6; No, none; carried.

From the Electrical Division came this memo:

MEMORANDUM

April 25, 1968

TO: City Clerk, City Hall
FROM: W. H. Fell, Electric Division
SUBJECT: REQUEST FOR BID AUTHORIZATION

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

- 1 - Carload of electrical conductor required for new point of power deliver, plus overall system requirements - \$60,000
- 1 - Switching station, complete, plus line materials for new point of delivery, and additional line and load requirements materials and supervisory controls - \$54,000
- 1 - 40 foot insulated squirt-boom man-lift truck, complete, for tree trimming, improved working safety, decreased working outages, and increased productivity - \$16,000

Estimated Total

\$130,000

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Note: Delivery lead time requires that material needed for 1969 be committed this year. Second point of delivery was originally scheduled for 1970, but has been stepped up to 1969, hence, commitments are required this year.

s/ W. H. Fell

Electrical Engineer Fell appeared briefly to explain that the first item was routine and represented the departments needs for one year; that the second item was required because of the second point of delivery. It was moved by Councilwoman Smith, seconded by Councilman Nelson, that authorization be granted to advertise for bids on this material and equipment as described. Roll call as follows: Ayes, 6; No, none; carried.

A final plat of the John Heights Subdivision, Division #7 was submitted. It was moved by Councilman Wood, seconded by Smith, that the plat be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

An annexation agreement on the foregoing subdivision was presented. It was noted that the instrument had previously been approved and signed by the developer. It was moved by Councilman Wood, seconded by Councilwoman Smith, that the plat be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

An annexation agreement on the foregoing subdivision was presented. It was noted that the instrument had previously been approved and signed by the developer. It was moved by Councilman Wood, seconded by Councilwoman Smith, that the Mayor and City Clerk be authorized to sign, subject to a clear understanding with the developer that the City is in no way obligated, by virtue of having approved said agreement, to improve Skyline Drive adjacent to this development and that this may be done at the City's discretion some time in the future. Roll call as follows: Ayes, 6; No, none; carried.

ORDINANCE NO. 1208

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 (JOHN HEIGHTS SUBDIVISION, DIV. #7)

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.

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The foregoing area having been annexed into the City, it was moved by Councilman Wood, seconded by Smith, that the Planning Commission recommendation be upheld, that John Heights Subdivision, Division #7 be zoned R-1 and that the Building Official be directed to incorporate said zoning on the official zoning map, located in his office. Roll call as follows: Ayes, 6; No, none; carried.

This communication from Mr. Donald Ellsworth was presented and read:

Donald F. Ellsworth
Idaho Falls, Idaho
April 3, 1968

Honorable Mayor and City Council
City Hall
Idaho Falls, Idaho

Gentlemen:

The undersigned land owners respectfully petition the City of Idaho Falls, to close and vacate the following street and alleys in favor of the adjoining properties:

The alleys in Block 32 and 35, South Idaho Falls Addition, and 24th Street between Gallatin Avenue and Leslie Avenue.

The above described street and alleys are interrupted by a gravel pit and concrete plant operation, and the present zoning would not require the need of these streets and alleys for access to the properties.

Thank you for your consideration in this matter.

s/ Donald M. Ellsworth

Ownership:

E ½ Block 32
Pickett & Nelson

By: Glenn Pickett

W ½ Block 32 less Lots 23-26
& W 10' Lots 22 & 27
Florence M. Howard &

E ½ Block 35
W. C. Burns

By: W. C. Burns

W ½ Block 35, less Lots 23-26
& W 10' Lots 22 & 27
Florence M. Howard

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By: Florence M. Howard
Joe W. Hunter

By: Florence M. Howard

It was moved by Councilman Nelson, seconded by Parish, that this be referred to the Public Works Division for study and recommendation. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk read the following proposed Advertisement for Bids in connection with the proposed Riverside Storm Drainage under Local Improvement District No. 37:

INVITATION FOR BIDS

PROJECT: RIVERSIDE STORM DRAINAGE - L.I.D. #37

Sealed unit price proposals for the construction of the Riverside Storm Drainage Project (L.I.D. #37) addressed to the Mayor and City Council, City of Idaho Falls, Idaho, will be received at the office of the City Clerk, in the City Hall, Idaho Falls, Idaho, until 10:00 A.M. (M.S.T.) on May 21, 1968 and then will be publicly opened and read.

The major items of work contemplated under this project consists of furnishing and installing approximately 6,800 lineal feet of 12 inch concrete pipe; 170 lineal feet of 18 inch concrete pipe; 1,850 lineal feet of 21 inch concrete pipe; 900 lineal feet of 23 inch concrete pipe, and 30 manholes.

Plans and specifications are available at the office of the City Engineer, City Hall Annex, Idaho Falls, Idaho. A copy of said documents may be obtained at the above office upon a deposit of \$10.00 for each set. The full amount of the deposit will be refunded if said documents are returned in good condition within fifteen (15) days after the date of the bid opening.

Each proposal must be submitted on the prescribed form and be accompanied by a certified check, cashiers 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.

Successful bidder of bidders, will be required to furnish security for faithful performance of the contract in the full amount of the contract price.

The contractor will be required to pay not less than those minimum wage rates established by the Department of Labor, State of Idaho, and entitled "Prevailing Wage Rates for Use in all Public Works Projects in Conformity with the Provisions of Section 44-1992 Idaho Code". These wage rate schedules are to be considered as part of the contract covering this project.

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

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Dated this 25th day of April, 1968.

City of Idaho Falls
By: s/ Roy C. Barnes
CITY CLERK

It was moved by Councilman Nelson , seconded by Parish, that the advertisement 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 three consecutive weekly issues of said paper. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the City Planner was introduced by Councilman Wood:

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MEMORANDUM

TO: Roy C. Barnes, City Clerk
FROM: William R. Gilchrist
SUBJECT: CORRECTIVE RESOLUTION REGARDING THE COMMUNITY COMMISSION

A resolution from the City Council is necessary to legally establish the name of this commission as the Community Redevelopment Commission.

It will be proper for this matter to be referred to the City Attorney for the drafting of the necessary legal forms.

Yours very truly,
s/ Rod Gilchrist
Director

City Attorney Smith said he was aware of the requirements and that it would be in order to prepare a resolution certifying that the Community Redevelopment Commission is in fact, this City's Urban Renewal Agency as set forth in the Idaho Code. It was moved by Councilman Wood, seconded by Smith, that the City Attorney be directed to prepare a resolution as described, after which the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Wood presented an assignment to the Airport Industrial Park lease in the name of Bauchman and Briggs in favor of the Idaho First National Bank, to be used for purposes of collateral.

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

Councilman Wood then submitted the following letters:

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National Car Rentals System
April 25, 1968

Mr. H. P. Hill
Airport Manager
Idaho Falls, Idaho 83401

Dear Mr. Hill:

Thank you for your letter of February 19, 1968, which you kindly furnished sample of the car rental agency leases which you use at Fanning Field. We have finally gotten through the confusion of our early operation and are now desirous of entering into such a lease with the City of Idaho Falls, covering a counter in the terminal building similar to these presently used by Avis and Hertz. The form furnished is agreeable to us.

As you know we hold the National Car Agency for Idaho Falls, National being one of the three rental agencies in the United States, and we should appreciate it if you would consider this letter to be a request on behalf of Yellow Cab Company, Incorporated, doing business as Pocatello Car and Truck Rental, to enter into a written lease with the City of Idaho Falls, for facilities at the Fanning Field terminal building in order to offer our rental service to airport patrons.

Sincerely,
s/ R. W. Frost
Manager

It was moved by Councilman Wood, seconded by Smith, that the City Attorney be directed to prepare a lease in favor of the National Car Rental System with identified terms and conditions to the existing leases in favor of the other two car rental franchise holders, after which the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Noting that \$21,000 had been budgeted for construction of a dog pound, Councilman Erickson proposed that the necessary action be taken to proceed with this project. Councilman Parish asked about location. Erickson said this was one of the unknowns and that his motion would so reflect. It was moved by Councilman Erickson, seconded by Wood, that the dog pound issue, as stated, be referred to the Airport Committee and the Airport Manager for a recommendation on location and referred to the Public Works Committee for the drawing of appropriate specifications, preparatory to advertising for bids. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Erickson then drew attention to the fact that the contract agreement with the Idaho Falls Ambulance Service had expired April 18, 1968. Erickson said he had inquired from both hospitals, the Fire Chief and the Police Chief and that no objection was offered pertaining to the services being rendered by Mr. Harry Hawkins. It was moved by Councilman Erickson, seconded by Wood, that a contract renewal with identical terms and conditions be prepared, after which the

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Mayor and City Clerk be authorized to sign, subject to receipt of an annual financial report, as required in said contract. Roll call as follows: Ayes, 6; No, none; carried.

There being no further business, it was moved by Councilman Parish, seconded by Freeman, that the meeting adjourn at 9:35 P.M., carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
