

NOVEMBER 9, 1967

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The City Council of the City of Idaho Falls met in a Recessed Regular Meeting, Thursday, November 9, 1967, at 7:30 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present at said Meeting: Mayor S. Eddie Pedersen; Councilmembers Lyn Smith, Dale Parish, Jim Freeman, Mel Erickson, Jack Wood, Jr., and Gordon Nelson. Also present: Roy C. Barnes, City Clerk; Robert Fanning, representing the City Attorney firm of Albaugh, Bloem, Smith & Pike; Don Lloyd, Public Works Director; Luther Jenkins, City Controller; Robert Pollock, Police Chief.

Minutes of the last Regular Meeting, held October 19, 1967, were read and approved.

The Mayor called to the Council table Messrs. Price Foster and Kendall "Ken" Swendsen, City employee retirees from the Electrical Department. The Mayor noted that Mr. Foster had been with the City eighteen years, most of which were in the Electrical Department as a mechanical maintenance man at the power plant and also as an operator at the upper dam. The Mayor, referring to Mr. Swendsen, noted that he had been with the City twenty-three years as an operator at the upper power plant. Engraved billfolds were presented to both men. The Mayor and the Councilmembers extended their congratulations and best wishes.

The Mayor also noted another retiree, from the Library, Wanda Lee Spiers with twenty-one years of service in that Department, and congratulated her in absentia for her years of service and her retirement.

Bills for the month of October, 1967, having been properly audited by the Fiscal Committee, were presented, in caption form, as follows:

<u>FUND</u>	<u>GROSS PAYROLL</u>	<u>SERVICES &amp; MATERIALS</u>	<u>TOTAL EXPENDITURES</u>
General Fund	\$112,197.02	\$154,297.85	\$266,494.87
Fire Bonds	32,720.24	5,126.11	37,846.35
Water & Sewer Fund	8,506.94	35,525.16	44,032.10
Electric Light Fund	30,144.20	83,350.40	113,494.60
Recreation Fund	720.49	4,728.36	5,448.85
Police Retirement Fund	<u>2,483.01</u>	<u>.00</u>	<u>2,483.01</u>
<u>TOTAL FUNDS</u>	<u>\$186,771.90</u>	<u>\$283,027.88</u>	<u>\$469,799.78</u>

It was moved by Councilman Parish, seconded by Wood, that the bills be allowed and the Controller be authorized to issue 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 October, 1967, and there being no objection, were ordered placed on file in the office of the City Clerk.

License applications for PHOTOGRAPHER, Glen F. Tabor with Tabor Photography; GROCERY STORE, Sid Stephensen for Albertson's; ELECTRICAL CONTRACTOR, T. V. James with James Electric; JOURNEYMAN ELECTRICIAN, Carl S. Carlson with C & L Electric; APPRENTICE ELECTRICIAN, Al Olsen at 1625 No. Yellowstone; ROOMING HOUSE (Transfer only), from Edythe Reynolds to Florence Walker for Park Rooms; RESTAURANT, (Transfer only), from Roscoe C. Call to

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Edith M. Vollman for Edith & Hailey's Steak House formerly Ma's and Pa's Whitehouse Café; BEER, (CANNED AND BOTTLED, NOT TO BE CONSUMED ON THE PREMISES), Sid Stephensen for Albertson's; BARTENDER'S, Ronald L. Hollingsworth, Kenneth Coates, Stanley A. Burgard, Vonda Wilding, Connie B. Wisdorf, John James Swift, Jr., Joseph B. Krysty; VENDOR, Walden W. Johnson were presented. It was moved by Councilman Erickson, 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.

From the Building Official came this memo:

City of Idaho Falls  
Building & Zoning Division  
October 30, 1967

MEMO TO: Honorable Mayor and City Council

Gentlemen and Madam:

Mr. Seth Jenkins and Mr. Jerry Wolf, owners of the Medical Mart, request permission to use the north part of the office building at 825 South Boulevard, formerly occupied by Dr. John Hatch, for a pharmacy to fill and sell prescriptions, for a period of about two months, while the fire damage to their own building on Elm Street is being repaired.

Also, to display in front of the building, a sign about 1'6" X 10' advertising the pharmacy.

This building is located in R-2 zone.

Permission to construct the doctor's clinic was granted to Dr. Hatch in 1953.

The required zone for the pharmacy is C-1, Limited Business.

Respectfully,  
s/ Ray Browning  
Building Official

It was explained that, in the interest of time and by phone, the Council had unofficially given their approval for this temporary use permit for the reason and at the location as described. It was moved by Councilmember Wood, seconded by Smith, that this action on the part of the Council be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

Three City Redemption Tax Deeds were submitted, accompanied by appropriate resolutions as follows:

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**RESOLUTION (Resolution No. 1967-33)**

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 29, Title 50, Idaho Code, and by deed of the City Treasurer dated the 7<sup>th</sup> day of November, 1966, recorded as microfilm #366320 records of Bonneville County, Idaho, acquire title to and possession of the following real property, to-wit:

Lots Six (6) and Seven (7) and South One-half (S ½ ) of Lot Eight (8), Block Forty-eight (48), Highland Park Addition to the City of Idaho Falls, Idaho, as per the recorded plat thereof.

WHEREAS, HOWARD BURNS 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 Howard Burns a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this 9<sup>th</sup> day of November, 1967.

APPROVED BY THE MAYOR this 9<sup>th</sup> day of November, 1967.

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

**RESOLUTION (Resolution No. 1967-34)**

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 29, Title 50, Idaho Code, and by deed of the City Treasurer, dated the 19<sup>th</sup> day of November, 1962, recorded in Book 144 of Deeds at Page 551, records of Bonneville County, Idaho acquire title to and possession of the following described real property, to-wit:

Lots Six (6) and Seven (7), Block Forty-eight (48), Highland Park Addition to the City of Idaho Falls, Idaho as per the recorded plat thereof.

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WHEREAS, HOWARD BURNS, 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 Howard Burns a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this 9<sup>th</sup> day of November, 1967.

APPROVED BY THE MAYOR this 9<sup>th</sup> day of November, 1967.

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

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

The City Clerk presented notices of completion of public works on the following projects: Asphalt emulsion slurry seal at Fanning Field, seal coating of certain City streets and the Eagle Rock Parkwater line. It was moved by Councilman Nelson, seconded by Parish, that approval be granted for publication of these notices, as required by law. Roll call as follows: Ayes, 6; No, none; carried.

**ORDINANCE NO. 1194**

AN ORDINANCE VACATING AN EASEMENT IN BLOCK TEN (10), SOUTH PARK ADDITION TO THE CITY OF IDAHO FALLS, IDAHO, FOR THE SOLE AND EXCLUSIVE USE OF THE OWNER OF THE ADJOINING LANDS; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilmember Wood, seconded by Smith, that the provisions of Section 50-2004 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 50-2004 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

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final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 6; No, none; carried.

In connection with passage of the foregoing ordinance, a quit claim deed was presented in favor of E. Holden, covering the easement in question. It was moved by Councilmember Wood, seconded by Smith, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk presented the following:

City of Idaho Falls  
Office of the City Clerk  
November 9, 1967

To the Honorable Mayor and City Council  
Idaho Falls, Idaho

The Police Department reports that there is again a sufficient accumulation of impounded vehicles and other items to warrant an auction sale.

We propose and recommend that said auction be scheduled for Saturday, December 2<sup>nd</sup>, 1967, at 1:00 P.M. and that authorization be granted to publish legal notice accordingly.

Respectfully submitted,  
s/ Roy C. Barnes  
CITY CLERK

It was moved by Councilman Erickson, seconded by Freeman, that the auction sale be approved on the date and time as indicated and that authorization be granted for publication of an appropriate legal notice. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Electrical Engineer was presented:

MEMORANDUM

TO: Lyn Smith  
FROM: W. H. Fell  
SUBJECT: REQUEST FOR AUTHORIZATION TO BID FOR THREE VEHICLE REPLACEMENTS AT NOVEMBER 9 COUNCIL MEETING

We need to replace three pickups (1951 Ford, 1956 Chevrolet, and 1960 Studebaker).

There are funds in Account 4520-53, ample to cover these proposed expenditures in 1967.

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This had been discussed with the Council Committee, Mayor and Mr. Jenkins. An Electric Division equipment analysis was used to determine the need for these replacements.

s/ W. H. Fell

It was moved by Councilmember Smith, seconded by Erickson, that the Purchasing Agent be authorized to advertise for bids as recommended. Roll call as follows: Ayes, 6; No, none; carried.

From the Personnel Director this memo was submitted:

City of Idaho Falls  
Personnel Officer  
October 20, 1967

TO: Mayor and City Council  
FROM: LaWayne Chapman, Personnel Director  
SUBJECT: RETIREMENT OF LAWRENCE GARDNER

We have this date received communication from Mr. T. F. Terrell, Executive Secretary of the Idaho Public Employee Retirement System, advising us that our employee, Mr. Lawrence Gardner, is scheduled for retirement February 1, 1968. They have also advised us that if we choose to postpone Mr. Gardner such request must be made and filed with the Retirement Board sixty days prior to date of retirement.

Mr. Gardner has discussed his retirement with the Mayor and with your Personnel Officer, expressing a strong desire to continue with the City for another year setting forth his reasons that he and Mrs. Gardner work well as a team performing the custodial duties for the City. He says that Mrs. Gardner does not feel that she would like to work with someone else in Lawrence's place and that if he were permitted to work one more year then Mrs. Gardner would take her retirement a year and a half early and both would retire at the same time.

I have talked to the Retirement System regarding this and have explained the situation to them and they have indicated that they would look with favor upon such a request.

It is therefore my recommendation that the Council approved such request and that the Mayor be authorized to make such a request of the Retirement System.

Very truly yours,  
s/ LaWayne Chapman

It was moved by Councilman Parish, seconded by Wood, that the retirement of Lawrence Gardner be extended to February 1, 1969 for the reasons as stated. Roll call as follows: Ayes, 6; No, none; carried.

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A final plat was presented on the Pinecrest Addition. After thorough study, it was moved by Councilmember Wood, seconded by Smith, that the plat be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Freeman, Erickson, Wood, Nelson, Smith; No, none; abstaining, Parish; carried.

ORDINANCE NO. 1195

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 (PORTION OF SKYLINE DRIVE)

The foregoing Ordinance was presented in title. It was moved by Councilmember Wood, seconded by Smith, that the provisions of Section 50-2004 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 50-2004 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.

From the Traffic Safety Committee these recommendations were submitted:

City of Idaho Falls  
Police Division  
November 9, 1967

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

The following is submitted for your consideration and approval.

1. Reverse STOP signs at John Adams and St. Clair making John Adam the through street by stopping St. Clair.
2. Reverse STOP signs at John Adams and Woodruff making Woodruff the through street by stopping John Adams.
3. Install YIELD signs at 18<sup>th</sup> Street at Fife.

Respectfully submitted,  
s/ R. D. Pollock

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Pertaining to Item #1, Police Chief Pollock appeared to give the Council the benefit of the Committee's reasoning, to-wit: St. Clair is a narrow street; there are stop signs on St. Clair in favor of through streets at 9<sup>th</sup> and 12<sup>th</sup>; East-West traffic on John Adams should be encouraged. It was moved by Councilman Erickson, seconded by Freeman, that this recommendation be approved with the understanding that all traffic on this intersection be stopped for at least a week as a conditioner for the change. Roll call as follows: Ayes, 6; No, none; carried.

With regard to Item #2, it was noted that the Committee's recommendation was based on the same reasoning as Item #1; namely, to encourage North-South traffic on Woodruff. It was moved by Councilman Erickson, seconded by Freeman, that this recommendation also be approved with the understanding that, for one week, all traffic be stopped at this intersection. Roll call as follows: Ayes, 6; No, none; carried.

Finally, Recommendation #3 was considered. The Council found no objection. It was moved by Councilman Erickson, seconded by Freeman, that this yield sign be approved as proposed. Roll call as follows: Ayes, 6; No, none; carried.

This resolution, as submitted by the American Legion, was introduced and read aloud:

The American Legion  
Bonneville Post #56  
Idaho Falls, Idaho

**RESOLUTION (Resolution No. 1967-35)**

WHEREAS, our United States government is in the act of protecting the freedom of the people of South Viet Nam, by Commitment, and

WHEREAS, people in minority groups have cast doubt upon the honorable intention of our nation to use force to stem the evils of enslavement of the freedom loving people of the world, and

WHEREAS, these same citizens would have us believe that love of country and patriotism is old fashion and promote breakdown in law and order, and

WHEREAS, men and women are still serving in the uniform of the armed forces of our United States with honor, and

WHEREAS, some of these honorable people are killed in armed conflict that we may live free, and

WHEREAS, the Governor of the State of Idaho had declared that the flag on the Capitol Building shall fly at half mast, from sunrise to noon, on the day that an Idaho soldier is reported killed in action, and

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WHEREAS, this is a fitting salute to the soul of one that gave their all that we may still enjoy the freedom of will, NOW THEREFORE BE IT -----

RESOLVED, by Bonneville Post No. 56, the American Legion in regular session on October 16, 1967, request of the Mayor and City Council of Idaho Falls to consider the same salute for those reported killed in action from the City of Idaho Falls and that all flags on the City Building be held at half mast from sunrise to noon at that day, in salute for their great deeds and sacrifice and to their families that they may know that their loss was not in vain.

BE IT FURTHER RESOLVED, that the promotion of good citizenship be the requisite of all peoples of the City of Idaho Falls with a sincere promotion for God and Country.

It was moved by Councilman Parish, seconded by Erickson, that this resolution be adopted. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk, at the direction of the Mayor, conducted an official canvas of votes cast for three Councilmen at the last General Municipal Election on November 7, 1967. It was noted that there were 5,461 casting votes. The following tabulation resulted from the canvas:

CITY VOTE BY PRECINCTS  
General Municipal Election November 7, 1967

PRECINCT

COUNCILMEN

		<u>Babbitt</u>	<u>Freeman</u>	<u>Nelson</u>	<u>Parish</u>
PRECINCT NO. 1	Whittier School	95	146	155	117
PRECINCT NO. 2	Log Hut	161	297	293	264
PRECINCT NO. 3	Riverside School	168	235	229	197
PRECINCT NO. 4	Vet's Memorial Bldg	67	102	92	84
PRECINCT NO. 5	Temple View School	249	475	460	388
PRECINCT NO. 6	O. E. Bell Jr. High	182	323	325	281
PRECINCT NO. 7	Hawthorne School	212	335	332	300
PRECINCT NO. 8	Longfellow School	220	491	484	469
PRECINCT NO. 9	Linden Park School	169	354	345	333
PRECINCT NO. 10	Edgemont Gardens	229	530	513	455
PRECINCT NO. 11	Golf Course	111	211	196	193
PRECINCT NO. 12	Bel Aire School	168	324	304	296
PRECINCT NO. 13	Emerson School	175	351	350	326
PRECINCT NO. 14	Central Intermediate	245	388	383	328
	<b>TOTAL</b>	2,451	4,562	4,461	4,031

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It was moved by Councilmember Smith, seconded by Wood, that the foregoing be accepted, approved and certified as the official tally for the election in question. 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. Carried.

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

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