

SEPTEMBER 21, 1967

The City Council of the City of Idaho Falls met in a Regular Meeting, Thursday, September 21, 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 Smith, Parish, Freeman, Erickson, Wood, and Nelson. Also present: Roy C. Barnes, City Clerk; Luther Jenkins, City Controller; Robert Fanning, representing the City Attorney firm of Albaugh, Bloem, Smith and Pike; Don Lloyd, Public Works Director; Robert Pollock, Police Chief; Ray Browning, Building Official.

Minutes of the last Regular Meeting, held September 7, 1967, were read and approved.

The Mayor called the following to the Council table: William Cole, Robert Pollock, Les Corcoran, Luther Jenkins, William Black, Roy Barnes, LaWayne Chapman, Don Lloyd, Bud Evans, William Fell, Howard James. Certificates were presented, in each instance by the Council Committee chairman, for having recently completed a lecture-discussion seminar on Municipal Government, sponsored by Ricks College. The Mayor noted, also, that Brent Davis, formerly employed as an Engineer in the Electrical Division, was also to receive a certificate. The Mayor congratulated these City employees for having voluntarily taken of their time to participate in this course.

Presented by the City Clerk was the following memo from the Building Official:

September 20, 1967

MEMO TO: Honorable Mayor and City Council

Gentlemen & Madam:

Mr. E. R. Holden requests permission to construct a brick fence three feet (3') high on public property, as shown on the building plot plan. Property located at 300 to 370 Alice Avenue, Lots 15, 16, 17 & 18, Block 10, South Park Addition, in R-3 zone.

Respectfully,
s/ Ray Browning
Building Official

Public Works Director Lloyd appeared to advise that his Department had no objection to the brick fence in question except that, under the proposed fence, is a sewer trench. Lloyd warned that the City should not be held responsible for maintaining the wall in the event sewer repair was necessary. Councilman Wood proposed a written agreement protecting the City. Mr. Holden appeared to say that he would be agreeable to such an instrument. It was moved by Councilmember Wood, seconded by Smith, that the fence be permitted as proposed, subject to the preparation of an appropriate agreement by the City Attorney, signed by the Mayor, which would protect the City in the manner described by the Public Works Director. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor announced that this was the time and the place to conduct a public hearing, as advertised, to consider the issuance of a conditional use permit as described in the following memo:

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September 8, 1967

MEMORANDUM

Honorable Mayor & City Council
City Hall
Idaho Falls, Idaho

Gentlemen & Madam:

The Public Works Division proposed to construct 12' x 14' pumice block building on the northeast corner of Lots 25, 26, 27, 28, 29, and 30, Block 36, Crows Creek Addition, the site of the 10th Street Well.

Building to be used for storage of pumps and a limited amount of gasoline and oil in metal containers, not to exceed 500 gallons in compliance with Section 4-26-E, Page 51 of Ordinance #1115.

Section 4-26K (Page 56) (Amended):

Power substations, sewer lift stations, water pumping plants, and similar public facilities, shall be permitted in any zone in Idaho Falls; provided, however, that a conditional use permit shall be issued therefore, after a public hearing is held thereon by the City Council after such notice as the Council shall order.

Respectfully submitted,
s/ Ray Browning
Building Official

Attached to said memo was a petition signed by all near-by property owners, registering their consent to the proposed storehouse. There were no protests. It was moved by Councilmember Wood, seconded by Smith, that Council authorization be granted for issuance of the conditional use permit in question. Roll call as follows: Ayes, 6; No, none; carried.

License applications for RESTAURANT, George R & Eleonor D. Purpura for the Spudnut Shop; RESTAURANT (TRANSFER ONLY) W. J. Christofferson for the Chicken Broaster; JOURNEYMAN ELECTRICIAN, Lionel Wold; BARTENDER, Diana Isaacs, 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 City Clerk noted that, in the interests of time, he had published, without formal Council approval, a legal notice announcing the public hearing held this night pertaining to the issuance of a conditional use permit for construction of a storage building at the 10th Street Well. It was moved by

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Councilman Freeman, seconded by Smith, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

By memo, the Police Chief drew attention to the fact that, on September 15, 1967, he had prohibited parking on four meters on the west side of Shoup, south from A Street and that this had been approved by an unofficial poll of the Council. It was moved by Councilman Erickson, seconded by Freeman, that this action be ratified. Roll call as follows: Ayes, 6; No, none; carried.

Police Chief Pollock appeared to explain that the aforementioned meters were prohibited from use on the street as indicated, from 3:00 P.M. to 6:00 P.M. the previous Friday due to construction across the street. He said that, during those hours, the street was blocked almost out to the center line. He said the same problem would exist for the same period Friday, September 22nd. He requested and received Council permission to eliminate parking on the same meters during that time.

This memo from the City Clerk was submitted:

City of Idaho Falls
City Clerk
September 21, 1967

To the Honorable Mayor and City Council
Idaho Falls, Idaho

State Law requires that the first official notice of the General Municipal Election be published at least 45 days before said election.

The purpose of this memo is to request Council authorization for the publication of said notice on the 22nd day of September and the 29th of October, 1967.

Respectfully submitted,
s/ Roy C. Barnes
City Clerk

It was moved by Councilmember Smith, seconded by Erickson, that authorization be granted to publish this legal notice on the dates as recommended. Roll call as follows: Ayes, 6; No, none; carried.

Next, from the City Clerk, this memo was studied:

City of Idaho Falls
Office of the City Clerk
September 21, 1967

To the Honorable Mayor and City Council
Idaho Falls, Idaho

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On Saturday, September 23rd, our Precinct Registrars will start canvassing their respective precincts for new registrations. Due to the change in the State law requiring all to reregister who did not vote in the last regular Municipal Election, we have deleted over 50% of all who were properly registered two years ago. Under the circumstances, a house-to-house canvass is just that much more essential than would normally be the case.

Section 50-309 of the revised Idaho Code provides compensation up to 50¢ to the registrar for all new registrants. In the past we have established a policy of paying that amount, not only for new registrants, but for transfers as well. We feel this serves as sufficient incentive so that we can be assured that the registrars will properly and completely canvas their designated area.

Section 50-315 of the revised Idaho Code provides that compensation for Judges, Clerks and Constables be established by the City Council.

We recommend that Registrars be allowed 50¢ for all new registrants and transfers and that all workers receive \$15.00 on Election Day. We ask your approval accordingly.

Respectfully submitted,
s/ Roy C. Barnes
City Clerk

It was moved by Councilmember Smith, seconded by Freeman, that compensation for the Registrars, Judges, Clerks and Constables be approved as recommended. Roll call as follows: Ayes, 6; No, none; carried.

Finally, from the City Clerk the following was read:

City of Idaho Falls
Office of the City Clerk
September 21, 1967

To the Honorable Mayor and City Council
Idaho Falls, Idaho

September 23rd is the first day of registration for the forthcoming General Municipal Election.

Section 50-309 of the revised Idaho Code provides that the Council may appoint deputy registrars to assist the City Clerk during the registration period. Our recommendation for said appointments, by precinct, are as follows:

Precinct No. 1	Hazel Kyle	130 E. Anderson Street
Precinct No. 2	Mrs. W. L. Adams	190 Alpine Drive

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Precinct No. 3	Mrs. S. L. Van Orden	425 J. Street
Precinct No. 4	Mrs. George Thomas	302 Hill Street
Precinct No. 5	LaDean Worton	814 Sonja Avenue
Precinct No. 6	Mrs. Jim Paschke	334 11 th Street
Precinct No. 7	Norma Lewis	160 E. 17 th Street
Precinct No. 8	Jane Storer	213 E. 21 st Street
Precinct No. 9	Mrs. Keith Park	1095 Austin
Precinct No. 10	Jane Heffner	530 E. 16 th Street
Precinct No. 11	Janice McLain	1255 Garfield
Precinct No. 12	Jan Jensen	2183 Logan Drive
Precinct No. 13	Inis Blakely	162 2 nd Street
Precinct No. 14	Virgie Prestgard	216 7 th Street

Your approval on the foregoing appointments are requested.

Respectfully submitted,
s/ Roy C. Barnes
City Clerk

It was moved by Councilman Parish, seconded by Freeman, that these appointments be approved as recommended. Roll call as follows: Ayes, 6; No, none; carried.

From the Police Chief the following was presented:

August 23, 1967
RDP-71-67

TO: Honorable Mayor and City Council, City of Idaho Falls
FROM: Office of the Chief of Police
SUBJECT: AUTHORIZATION FOR PURCHASING TO LET BIDS

It is requested that Purchasing be authorized to let bids on the lease of nine (9) four door sedans to be used by the Police Department for the year 1968.

It is suggested that the specifications of the cars to be furnished be the same as those on lease this year.

These nine (9) vehicles are to replace eight (8) on lease currently plus one (1) owned by the City.

Your consideration will be appreciated.

Respectfully submitted,
s/ R. D. Pollock
Chief of Police

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Councilman Nelson asked if this procedure had proven cheaper than owning the vehicles. Councilman Erickson replied by saying that the bid results would determine this. He reminded Nelson that the bid tabulations, when received, would come to the Council for review and consideration. It was moved by Councilman Erickson, seconded by Freeman, that the Purchasing Department be authorized to advertise for bids as recommended. Roll call as follows: Ayes, 6; No, none; carried.

The Police Chief submitted the following:

City of Idaho Falls
Police Division
September 21, 1967

TO: Honorable Mayor and City Council, City of Idaho Falls
FROM: Office of the Chief of Police
SUBJECT: OPERATION OF BUSINESS ON STREET

Mr. John D. Silva, Commissioner, Department of Finance, State of Idaho, requests permission to park a trailer house size 10' by 35' immediately in front of the Idaho Savings and Loan Office, 368 A Street on the dates of October 6, 7, 9 and 10th. This mobile office is to have a front and back door and will be used to disburse funds to the savers of the defunct Idaho Savings and Loan Association.

There will only be two parking spaces involved and there should be no conflict with traffic.

This office recommends this request be granted for such a just cause.

Respectfully submitted,
s/ Robert Pollock
Police Chief

It was moved by Councilman Erickson, seconded by Freeman, that the parking spaces be reserved for the reason and at the time and place as indicated. Roll call as follows: Ayes, 6; No, none; carried.

From the Public Works Director, the following was submitted:

City of Idaho Falls
Public Works
September 14, 1967

TO: Honorable Mayor
FROM: Donald F. Lloyd
SUBJECT: APPOINTMENT TO SAFETY COMMITTEE

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Mr. Lee Lowe, Street Superintendent, has served as a member of the Safety Committee for the past 15 months. I feel there is a real advantage in exposing as many personnel of the Public Works Division to this responsibility as might be possible. I would recommend to you that Mr. Lowe be relieved of this appointment and in his place Mr. Marion Esplin, Superintendent of Building Maintenance, be appointed to fill this vacancy on the Safety Committee.

Respectfully submitted,
s/ Donald F. Lloyd

The Mayor proceeded to make the replacement appointment accordingly. It was moved by Councilman Freeman, seconded by Smith, that this appointment be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

From the Public Works Director this memo was submitted:

City of Idaho Falls
Public Works
September 21, 1967

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: APPLICATION FOR ADVANCE FOR PUBLIC WORKS PLANNING OF SECONDARY SEWERAGE TREATMENT

The Mayor's Steering Committee for Secondary Sewerage Treatment has reviewed with Mr. Earl Reynolds, the controlling Engineer, and application to be submitted to the Department of Housing and Urban Development.

The Steering Committee unanimously approves this application and would recommend to the Mayor and Council that the attached Resolution be adopted and that the application be submitted.

Respectfully submitted,
s/ Donald F. Lloyd

In this connection Councilman Nelson introduced the following resolution:

RESOLUTION (Resolution No. 1967-29)

Authorizing filing of application with the United State of America for an advance to provide for the planning of public works under the terms of Public Law 560, 83rd Congress of the United States, as amended.

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WHEREAS, CITY OF IDAHO FALLS, herein called the "Applicant" after thorough consideration of the various aspects of the problem and study of available data has hereby determined that the construction of certain public works, generally described as construction of secondary waste treatment works, is desirable and in the public interest and to that end it is necessary that action preliminary to the construction of said works be taken immediately; and

WHEREAS, under the terms of Public Law 560, 83rd Congress, as amended, the United States of America has authorized the making of advances to public bodies to aid in financing cost of engineering and architectural surveys, designs, plans, working drawings, specifications or other action preliminary to and in preparation for the construction of public works; and

WHEREAS, the applicant has examined and duly considered such act and the applicant considers it to be in the public interest and to its benefit to file an application under said act and to authorize other action in connection therewith;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL of the City of Idaho Falls, the governing body of said applicant, as follows:

1. That the construction of said public works is essential to and is to the best interests of the applicant, and to the end that such public works may be provided as promptly as practicable and it is desirable that action preliminary to the construction thereof be undertaken immediately.
2. That Donald F. Lloyd, Public Works Director, be hereby authorized to file in behalf of the applicant an application (in form required by the United States and in conformity with said act) for an advance to be made by the United States to the applicant to aid in defraying the cost of plan preparation for above described public works, and that he be further authorized to file an assurance of compliance with the Department of Housing and Urban Development regulations under title VI of the Civil Rights Act of 1964.
3. That if such advance be made, the applicant shall provide or make necessary arrangements to provide such funds, in addition to the advance, as may be required to defray the cost of the plan preparation of such public works.
4. The said Donald E. Floyd is hereby authorized to furnish such information and take such action as may be necessary to enable the applicant to qualify for the advance.
5. That the officer designated in the preceding paragraph is hereby designated as the authorized representative of the applicant for the purpose of furnishing to the United States such information, data, and documents pertaining to the application for

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an advance as may be required; and otherwise to act as the authorized representative of the applicant in connection with this application.

6. That certified copies of this resolution be included as a part of the application for an advance to be submitted to the United States.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR THIS 21st day of September, 1967.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

Lloyd appeared and pointed out that this was an application for an advance for public works planning through the Department of Housing and Urban Development and that funds would be used to finance an engineering study by an independent firm of engineering consultants, said study to take approximately 18 months. Lloyd proceeded to say that there had been a series of meetings with representatives of local industries, all heavy suppliers of industrial waste and they all recognize the need for a secondary sewerage treatment plant. They are aware that the greatest portion of their industrial waste is flowing directly into the river, that it is only a matter of time until this practice must be discontinued and that the existing sewerage treatment plant is completely incapable of handling it. The reconnaissance work in order to prepare the application has already indicated the magnitude of the problem, to-wit: Although our City has a population of approximately 36,000, we are serving a bacterial load of a 66,000 population equivalent which obviously must include some industrial load; in addition, the 1985 projection, based upon minimal industrial expansion, is estimated to produce a bacterial loading for a population equivalent of 470,000.

Councilman Nelson registered concern that, due to lack of sufficient information and data, citizens might get the impression that this application, if approved, would initiate an immediate additional tax load for treatment facilities. Lloyd explained that financing the eventual construction would be pro-rated between the affected industries and the City but that the City's portion, of necessity, would be financed through the medium of revenue bonds, serviced by monthly sewer charges, thus, not influencing the existing tax structure. In the absence of further comment, it was moved by Councilman Nelson, seconded by Parish, that the foregoing resolution be accepted and passed and that authorization be granted for Donald F. Lloyd, Public Works Director and Roy C. Barnes, City Clerk, to sign the application in question in behalf of the City. Roll call as follows: Ayes, 6; No, none; carried.

Finally, from the Public Works Director, this memo was submitted:

City of Idaho Falls
Public Works
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TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: (HIGHWAY AGREEMENT) COOPERATIVE AGREEMENT WITH HIGHWAY
DEPARTMENT FOR U.S. HIGHWAY 20

Submitting for your review and approval a Resolution and Cooperative Agreement between the Department of Highways and the City for relocating the constructing U.S. Highway 20 between the John's Hole Bridge and the railroad. The Public Works Committee has reviewed the contents of this Agreement in detail with the Highway District Engineer and suggested certain changes and alterations. These changes and alterations have been accepted by the Highway Department.

It is recommended that the Council adopt the attached Resolution and that the Mayor and City Clerk be authorized to sign the Cooperative Agreement which reflects the changes requested by the Public Works Committee.

Respectfully submitted,
s/ Donald F. Lloyd
Public Works Director

Lloyd reappeared to say that this agreement was the culmination of three to four years of negotiation. Councilman Parish concurred and noted that there had been complicated details involving right-of-way, cul-de-sacs, etc., and even the moving of an electrical substation, all of which had been resolved and reflected in this agreement.

In this connection, then the following resolution was introduced:

RESOLUTION (Resolution No. 1967-30)

WHEREAS, the Department of Highways of the State of Idaho has submitted a Cooperative Agreement stating obligations of the State and of the City of Idaho Falls, Idaho, for relocating and constructing U. S. Highway 20 between the intersection of Jackson Street and Lemhi Avenue and the Union Pacific Railroad Butte Branch, within the corporate limits of the City of Idaho Falls, Bonneville County, Idaho, as described in the Cooperative Agreement, which improvement will include right of way acquisition, grading, draining, structures, surfacing, lighting and fencing on approximately 0.8 mile of highway to be constructed under Federal Aid Project F-6471 (37), and

WHEREAS, the allotment of Federal and State funds for the improvement is contingent upon compliance with the laws governing State Highways and State highway traffic, availability of necessary right of way, adequate provision for the maintenance of the completed improvement and the establishment of traffic control measures and means of enforcing them.

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NOW THEREFORE, BE IT RESOLVED:

1. That the Cooperative Agreement for Federal Aid Project F-6471 (37) is hereby accepted and approved.
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 duly certified copies of this Resolution shall be furnished the Department of Highways and the U. S. Bureau of Public Roads.

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

The Mayor's attention having been drawn to the fact that the one year term of Mr. Ed Fanning as a member of the Community Re-development Commission had expired, proceeded to re-appoint Mr. Fanning to a five year term in that capacity. It was moved by Councilmember Wood, seconded by Smith, that this appointment be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Freeman presented and read aloud the following:

666 East 16th Street
Idaho Falls, Idaho
September 20, 1967

James R. Freeman, Councilman
City of Idaho Falls
Idaho Falls, Idaho

Dear Sir:

On September 19, 1967, Mr. Adams and Mr. Quintieri, who are members of the State Department of Health and are responsible for approving site selections for the Child Development Centers, were in Idaho Falls to inspect the possible sites which have been discussed. The result of the inspection was as follows:

1. Due to the low lying elevation of the Eagle Rock Park site in relation to the present sewer lines, it would be necessary to install a lift station to be able to connect with the sewer lines. It is mentioned that if this general area were about three feet higher there would have been no such problem. The lift station would necessitate an additional expenditure of \$15,000.00 minimum to the cost of the Center. Another possible solution would have been a septic tank and associated drain fields. However,

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the State Department of Health has strenuous objections to such a system and the latter possibility was not seriously considered.

2. The site lying south of the National Guard Armory and north of 25th Street was found to be quite satisfactory with no obvious problems.

As a result of this investigation the only satisfactory site for the Child Development Center of Idaho Falls would be that south of the National Guard Armory. This site which is approximately 300 by 600 feet is sufficient to accommodate the present Center and future expansions. Any mention that the completed center would need additional land than has been discussed was not accurate.

On behalf of our Corporation, I wish to thank the Mayor, Members of the City Council and Members of the Recreational Committee for the many discussions and considerations regarding the sighting of the Child Development Center. We sincerely feel that this center will fulfill a definite need of the seriously handicapped children of Idaho Falls and its surrounding communities.

Sincerely,
s/ George W. Griffing
Vice President
Eastern Idaho Health and Social
Service Corporation

Freeman noted that the area of interest to the Eastern Idaho Health and Social Services Corporation contained 4.55 acres and is presently undeveloped. He proposed that a long term lease be prepared which would contain a provision that the land would revert back to the City in the event the area was abandoned or no longer needed by the lessee. It was moved by Councilman Freeman, seconded by Nelson, that the City Attorney, working with Judge Boyd Thomas, President of the subject Corporation, prepare a long term lease for Council consideration. Roll call as follows: Ayes, 6; No, none; carried.

Councilmember Smith introduced the subject of Airport vertical zoning and noted that this is a prerequisite for future safe guarding of the airport and its traffic activities. Recognizing that consideration of such action would require a public hearing, it was moved by Councilmember Smith, seconded by Wood, that said public hearing be scheduled for October 19, 1967, and the City Clerk be authorized to publish legal notice accordingly. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor gave a brief report of his activities of the day. In the company of Pete Hill, Airport Manager, they attended a civil aeronautics hearing in Salt Lake City for the purpose of filing testimony indicating the City's interest in a north-west-south-west carrier route which could serve cities in Washington, Texas and Louisiana. He said about twelve carriers were present, bidding for the route. Many western cities were represented. He concluded his report by saying that Idaho Falls is in a position to participate in and profit from the establishment of such a service.

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Councilman Nelson asked when the City could expect to get its revised fire rating and was answered by Fire Chief Corcoran who said the findings are in the New York Office, that many other cities have priority because of the backlog and that the best this City can do is to patiently await its turn for a decision from the Rating Bureau.

Police Chief Pollock appeared to say that he was acting as intermediary by virtue of a telephone call from Mr. Eugene Hagler, Traffic Safety Division, Department of Law Enforcement, State of Idaho in extending an invitation to the Mayor, the Police Chief, the City Engineer, the Sheriff, Commissioners and Engineer of Bonneville County and the Rexburg area to attend a joint meeting with Mr. David Dehlin, State Coordinator of Traffic Safety for an explanation and discussion of the 1966 Federal Highway Safety Act, relative to an understanding of its standards in order to be in a position to participate in Federal Funds.

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
