

JANUARY 6, 1966

The City Council of the City of Idaho Falls, County of Bonneville, State of Idaho, met in a Regular Meeting on Thursday, the 6th day of January, 1966, at the hour of 7:30 o'clock P.M. at the City Council Chambers in the City Hall in 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; Councilman Freeman, Councilman Keller, Councilman Leahy, Councilman Nelson, Councilman Page, Councilman Parish. Absent: None. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Luther Jenkins, City Controller; Don Lloyd, Public Works Director; Ernie Craner, Parks and Recreation Director; William Fell, Electrical Engineer.

Minutes of the previous recessed Regular Meeting, held December 21st, 1965, were read and approved, as amended.

At the invitation of the Mayor, outgoing Councilmen Keller, Leahy and Page made a few remarks, expressing their appreciation for the opportunity of having served as a Councilman, the cooperation received from the Mayor, fellow Councilmen and City Employees, and wishing the new administration well.

The Mayor commented on the work ahead for the new administration and the City's sound financial condition and reported on cash balances and investments on all operating and dedicated funds.

The City Clerk swore in Mayor Pedersen, Councilwoman-elect Smith and Councilmen-elect Erickson and Wood, after which each signed the official oath and was assigned a Council seat by the Mayor.

The Mayor announced that nominations were open for President of the Council. Councilman Nelson nominated Councilman Freeman to this position and moved that nominations cease and a unanimous ballot be cast in his favor. This was seconded by Councilman Parish. Roll call as follows: Ayes, 6; No, none; carried. Councilman Freeman expressed appreciation for this action and for this vote of confidence.

The Mayor made the following appointments: Building Official, Ray Browning; Parks and Recreation Director, Ernie Cramer; Personnel Director, LaWayne Chapman; Electrical Engineer, William Fell; Fire Chief, Lester Corcoran; Public Works Director, Don Lloyd; City Clerk, Roy Barnes; City Controller, Luther Jenkins; Golf Pro Manager, George Orullian; Police Chief, Robert Pollock. It was moved by Councilman Parish, seconded by Freeman, that these appointments be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Wood moved that Mr. Peter Hill be appointed as full time Airport Manager. This was seconded by Councilwoman Smith. Roll call as follows: Ayes, 6; No, none; carried. The Mayor proceeded to make the appointment accordingly, on that basis, with unanimous Council confirmation.

The Mayor, noting that a vacancy existed in the position of City Engineer, appointed Mr. Donald F. Lloyd to serve in the dual capacity of Public Works Director and City Engineer. It was moved by Councilman Parish, seconded by Freeman, that this appointment be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor then proceeded to make the following appointments: City Attorney legal firm, Albaugh, Bloem, Smith and Pike; City Treasurer, Zelda Houchens; City Auditor Firm, Williams, **JANUARY 6, 1966**

Gaskill and Ferguson; Municipal Judge, William Black; Attorney for the Police Court, John Hansen. It was moved by Councilman Freeman, seconded by Parish, that these appointments be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor made the following Council Committee appointments, the first named, in each instance, to act as Chairman: Police and Fire, Melvin Erickson, Jim Freeman; Parks and Recreation, Jim Freeman, Gordon Nelson; Public Works, Gordon Nelson, Dale Parish: Fiscal Properties, Public Buildings and Personnel, Dale Parish, Jack Wood; Electrical, Lyn Smith, Melvin Erickson; Airport, Building Official, Planning, Zoning and Public Health, Jack Wood, Lyn Smith.

The Mayor presented a revised organization chart. It was moved by Councilwoman Smith, seconded by Nelson, that this be adopted and the Mayor and City Council be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Bills for the month of December, 1965, having been properly audited by the Fiscal Committee, were presented as follows in caption form, to-wit:

<u>FUND</u>	<u>GROSS PAYROLL</u>	<u>SERVICES & MATERIALS</u>	<u>TOTAL EXPENDITURES</u>
General Fund	\$102,267.46	\$85,556.08	\$187,849.54
Fire Bonds	32,500.51	4,894.99	37,395.50
Water & Sewer Fund	9,623.64	22,505.26	32,128.90
Electric Light Fund	27,500.51	113,590.47	140,684.51
Recreation Fund	545.00	837.36	1,382.36
Police Retirement Fund	<u>2,234.42</u>	<u>.00</u>	<u>2,234.42</u>
<u>TOTAL FUNDS</u>	<u>\$174,265.07</u>	<u>\$227,374.16</u>	<u>\$401,639.23</u>

It was moved by Councilman Parish, seconded by Wood, that the bills be allowed 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 December, 1965, and there being no objection, were ordered placed on file in the Office of the City Clerk.

License applications for BEER, previously approved by the Police Chief, Glenn L. Spracher for Glenn's Cold Storage, John S. Gamble for Gamble's Find Foods, Ralph L. Coy for Fairway Service, Lee R. Wilson for Wilson's Beeline, Walter J. Coyne for Idaho Food King #2, Walter J. Coyne for Idaho Food King #3, Wayne Aiman for Aiman's Superette, Walter J. Coyne for Idaho Food King #1, Harvey J. Oswald for Harvey's Store, all for canned & bottled not to be consumed on the premises; BEER, previously approved by the Police Chief, Orville Ralph for Broadway Bowl, Leonard Messmer for Leonard's Airport Lounge, for canned & bottled to be consumed on the premises; BEER, previously approved by the Police Chief, Bettie E. Lewis for Buckhorn Gardens, Ray V. Robinson for Robinson Motel, for canned, bottled, and draught to be consumed on the premises; RETAIL LIQUOR,

J. W. Banks & Dorothy Johnson Lehman DBA Hub Bar, Lynn Pierce for Russett Bar, Reed McKnight for B.P.O.E. #1087, Inc., Kenneth W. Gilmore for Holiday Services, Inc., DBA Red Fox Lounge, Goldy E. Taylor DBA Stockman's Bar, Willard R. Wood DBA Westbank Motel and Coffee Shop, Millard

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M. Divine DBA Broadway Café & Lounge, Fred C. Huth DBA Fred & Kelly's, Leonard Messmer for Leonard's Airport Lounge & Dining, Von McAtee for Samoa Club were presented. It was moved by Councilman Freeman, seconded by Parish, that these licenses be approved. Roll call as follows: Ayes, 6; No, none; carried.

License applications for GROCERY STORE, previously approved by the City Sanitarian, for Walter J. Coyne for Idaho Food King #1, #2, & #3, Lee R. Wilson for Wilson's Beeline. Wayne Aiman for Aiman's Superette, Glenn L. Spracher for Glenn's Cold Storage; RESTAURANT, previously approved by the City Sanitarian, D. W. Mander of Doug's Dairyland Kitchen, Orville Rolph for Broadway Bowl, Barbara Edginton for Marie's Coffee Shop, Richard Carmen for J. J. Newberry, Irven A. Rock for Rock's Village Café; DAIRY, previously approved by the City Sanitarian, Leonard Manwaring for Cream Top Dairy and U.P.S.R.V. Dairyman's Assoc.; PAWN BROKER, previously approved by the Police Chief, Edwin Buky for Buky's Village; JUNK & SALVAGE, previously approved by the Chief of Police, Joe Kushmider for Kushmider Junk & Salvage; BOWLING ALLEY, previously approved by the Police Chief, Orville Rolph for Broadway Bowl; ROOMING HOUSE, previously approved by the Police Chief, Mrs. Annie Warren for Handy Cabins, Joy Gordon for Oregon Rooms, Velma Matz for Rex Hotel, Fred Huth for Fred and Kelly's Motel; CAB DRIVER, previously approved by the Police Chief, Frederick W. Martindale, Leonard E. Kelly, Arthur Hammer, Don Fouts; ELECTRICAL CONTRACTOR, previously approved by the Electrical Inspector, Clarence Shore for Shore Electric, Clayton Horton for Times Electric of Idaho, Walter L. Whipple for Whipple Electric, L.O.C. Electric, A. L. Brown Electric, Electric Enterprise, Inc., Davis Electric Co.; JOURNEYMAN ELECTRICIAN, previously approved by the Electric Inspector, Dick Wheeler, Robert A. Robinson, Preston Olsen, John E. Boyle, Harold L. Brainard, Clarence Shore, Wayne M. Harris, C. L. Lewis, Richard J. Davis, Earl D. Nelson, Ariel Hill, R. LeRoy Collins, Irvin L. Bray, Q. Heber Hadlock, Walter L. Whipple, Cleo M. Edgerton, Almon L. Brown, Thomas T. Snouffer, Gary G. Jones, J. L. Babbitt, Victor W. Owens, H. M. Groesbeck, Thayle Monson, Lloyd Wilkins, Clayton H. Horton, Robert E. Oyler, Leroy D. Hale; APPRENTICE ELECTRICIAN, previously approved by the Electrical Inspector, Daniel Edwards, Gary Cartwright, Raymond Empey, Sanford Dunn, Ruby Boelter, Del Wilkins; MASTER PLUMBER, previously approved by the Heating Inspector, Wilding Plumbing & Heating, Wally's Plumbing & Heating, Pendleton Plumbing & Heating Inc.; CLASS B CONTRACTOR, WET HEAT WARM AIR HEATING AND GAS FITTING, previously approved by the Heating Inspector, Wallace Pendleton for Wally's Plumbing & Heating; CLASS C CONTRACTOR, WARM AIR HEATING & GAS FITTING, previously approved by the Heating Inspector, Richard Weimer & Wilcox Heating, H & L Electric; CLASS D CONTRACTOR, WARM AIR HEATING & VENTING, previously approved by the Heating Inspector, Groesbeck Furnace Co., Pendleton Plumbing & Heating, Upper Snake River Valley Dairyman Assoc. Inc.; JOURNEYMAN PLUMBER, previously approved by the Heating Inspector, Daniel R. Lewis, Grant Pendleton, D. R. Wilding; CLASS C JOURNEYMAN WARM AIR HEATING & GAS FITTING, previously approved by the Heating Inspector, Elmer G. Elg, Elbert Willis; CLASS C JOURNEYMAN GAS FITTING &

WET AIR, previously approved by the Heating Inspector, Daniel Lewis, Vern Copes; CLASS D JOURNEYMAN GAS FITTER, previously approved by the Heating Inspector, Warren Olsen, Edward Nixon, Lloyd Winn, Arlo Coleman, Leroy Stauffer; CLASS D JOURNEYMAN WARM AIR HEATING & VENTING, previously approved by the Heating Inspector, Ivan Hill, Rex Onan,
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Wilford Wilcox; CLASS D JOURNEYMAN, WET HEAT, previously approved by the Heating Inspector, Grant Pendleton; APPRENTICE GAS FITTER, previously approved by the Heating Inspector, Arlo Belnap; ELECTRICAL CONTRACTORS, previously approved by the Electrical Inspector, Fisher Electric, Groesbeck Furnace Co., Imperial Electric Co., Riv-eon Electric Sign Co. It was moved by Councilman Freeman, seconded by Page, that these licenses be approved. Roll call as follows: Ayes, 6; No, none; carried.

License application for DANCE HALL, previously approved by the Police Chief, Fred & Kelly's. It was moved by Councilman Parish, seconded by Freeman, that this license be granted, subject to the approval of the Police Committee. Roll call as follows: Ayes, 6; No, none; carried.

This damage claim was presented and read:

Idaho Falls, Idaho
January 4, 1966

City Clerk
City of Idaho Falls
Idaho Falls, Idaho

Dear Sir:

On Monday, January 3, 1966 - 8 A.M. - at our home at 805 S. Wabash, damages were caused in our finished basement (2 bedrooms, rumpus room, and ¾ bath) by backing up of City sewer lines into basement to a depth of two inches.

This is the fourth time this has happened during the two years we have lived in this home. The City was informed of each occurrence. No previous claims have been submitted.

Actual damage (clothing, shoes, rugs, tile on floors, furniture in bedroom, tools) not speaking of replacement value-claimed at \$319.00 excluding labor. Future costs are installation of check valve and depreciation of Real Estate due to flooding by City Sewer.

We are at present working to get competitive bids on cost of installing check valve in our basement drains, which we will submit as soon as possible.

We strongly feel that our claim should receive appropriate consideration by you, since this situation is not a result of our negligence as a homeowner.

Sincerely yours,
s/ Marvin H. Brown
805 S. Wabash
Idaho Falls, Idaho

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It was moved by Councilman Parish, seconded by Smith, that this be referred to the City Insurance Adjustor for investigation. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Purchasing Department was submitted:

City of Idaho Falls
Office of the Purchasing Agent
January 4, 1966

Engine Fuels and Lubricants (For Year of 1966)

Honorable Mayor and Councilmembers:

Tabulation of joint bid School District No. 91, and the City of Idaho Falls for engine fuels and lubricants attached.

Evaluation of bids show the low bids of the following items:

American Oil Company	Premium Gasoline	.2035 per gallon
Ray Groth Oil Company	Diesel Fuel	.11603 per gallon
Ray Groth Oil Company	Diesel Oil	.57 per gallon
Sinclair Refining Co.	Straight Viscosity Motor Oil	.59 per gallon

It is the recommendation of the Purchasing Department that the low bids be accepted.

This recommendation subject to your approval.

s/ W. J. Skow
Purchasing Department

It was moved by Councilman Nelson, seconded by Erickson, that the low bid, in each instance, be accepted as recommended. Roll call as follows: Ayes, 6; No, none; carried.

Next, from the Purchasing Department, this memo was read:

City of Idaho Falls
Office of Purchasing Agent
January 6, 1966

One Track Type Tractor and Front Bucket

Honorable Mayor and Councilmembers:

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The Purchasing Department and Public Works request permission to advertise for one (1) track type tractor and front bucket, for sanitary landfill. Old unit to be traded in.

s/ W. J. Skow
Purchasing Department

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

An audit proposal was presented from the City Auditor, outlining terms and conditions for the auditing of City records for the year 1965. It was moved by Councilman Parish, seconded by Wood, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Building Official was read by the City Clerk:

City of Idaho Falls
January 5, 1966

MEMORANDUM

Mayor and City Council
Idaho Falls, Idaho

Riv-Eon Sign Company requests permission to erect a lighted, non-flashing, double faced plastic and steel sign four feet (4') high and six feet (6') long on the roof of the White Star Laundry building, located on the corner of 2nd Street and Holmes Avenue.

The sign is to be mounted on top of the present sign (lettering is Sanitone).

This property is zoned R-3 and requires Council consideration.

Respectfully,
s/ Ray Browning
Building Official

Councilman Nelson was of the opinion that near-by residents, by petition, should be given the opportunity to approve or disapprove the sign. Councilmen Parish and Wood registered their opinion to the effect that pre-existing conditions should be taken into consideration and, in fact, serve as justification for approving the sign installation. It was moved by Councilman Nelson, seconded by Smith, that a petition of near-by residents be circulated to determine their feeling as described. Roll call as follows: Ayes, Councilmen Nelson, Parish, Freeman & Smith; No, Councilmen Wood and Erickson; carried.

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The City Clerk drew attention to the need for a public hearing to consider the zoning or re-zoning of certain areas within the City. It was moved by Councilman Parish, seconded by Freeman, that said hearing be scheduled for February 9th, 1966. Roll call as follows: Ayes, 6; No, none; carried.

An assignment was presented whereby the Idaho Aviation Center, Inc. would assign all its right, title and interest in an airport lease dated October 13, 1965, with the City to Charles T. Reeder. It was noted that, in the interest of time, this had been signed by the Mayor and City Clerk on December 22, 1965, without formal Council approval. It was moved by Councilman Wood, seconded by Smith, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

At the invitation of the Mayor, the City Attorney explained that the Electrical Board had recently re-codified the Electrical Code which included, in its various provisions, a requirement that Electrical Contractors furnish a bond that would insure faithful performance. Shortly after this was accomplished, Smith explained further, an issue was raised in the courts relative to this type of bonding, said litigation of which has not been resolved. The Mayor then explained that, acting upon advise of counsel, he had issued an executive order to all Electrical Contractors that the City would not, for the time being at least, enforce this code requirement and that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor noted that, in the interests of time, a variance had been permitted in the renovation of the Veterans Building, having to do with the facing extending beyond the property line on the sidewalk side of the building. It was moved by Councilman Parish, seconded by Nelson, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor noted that, also in the interests of time, appraisers had been selected and an appraisal ordered on lands around the airport which are necessary to be acquired for additional clear zone. It was moved by Councilwoman Smith, seconded by Wood, that this action be ratified. Roll call as follows: Ayes, 6; No, none; carried.

This letter was read by the City Clerk:

Bonneville Construction Co.
Idaho Falls, Idaho
January 6, 1966

TO THE MAYOR AND MEMBERS OF THE COUNCIL OF
THE CITY OF IDAHO FALLS, IDAHO:

Gentlemen:

We were requested at the last meeting of the City Council to submit by January 6, 1966, a proposed draft of ordinance for the issuance of a franchise to the undersigned and his associates for the construction, operation and maintenance of a community antenna system in the City of Idaho Falls.

You will find enclosed a draft of such a proposed ordinance, and we would appreciate your suggestions for additions or deletions that you may deem desirable. Would you please inform
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us as well with respect to the form and information that you will require in our application? We know of no City policy or procedure to be followed for such an application.

As you will recall, our letter of December 20, 1965, included a series of questions that we consider important for the City to ask of any applicant, and our application will, of course, be accomplished by our answers to those questions. It will also include the name and address of each of those individuals who will be associated with our organization seeking the franchise, all of whom are local residents.

We will await your further instructions as to how you wish us to proceed.

Yours truly,
s/ Robert W. Bauchman

It was noted that, attached to the above, was a proposed ordinance, caption of which is as follows:

PROPOSED ORDINANCE

ORDINANCE GRANTING TO THE BONNEVILLE CONSTRUCTION COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT AND PRIVILEGE, TO CONSTRUCT, ERECT, OPERATE, AND MAINTAIN OVER AND UNDER THE STREETS, ALLEYS AND PUBLIC WAYS OF THE CITY, WIRES, CABLES AND UNDERGROUND CONDUITS AND TO CONDUCT AND OPERATE A COMMUNITY ANTENNA BUSINESS IN THE CITY.

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

Electrical Engineer Fell appeared and presented the following:

January 6, 1966

MEMORANDUM

TO: Mayor and Councilmembers
FROM: W. H. Fell
SUBJECT: FIRE ALARM AND COMMUNITY T.V. SYSTEMS JOINT POLE USAGE SURVEY

MST Engineer from Boise, Idaho, arrived today to jointly conduct survey and cost analysis to accommodate the additional circuits. The Electric Division and MST met this morning to determine code safety and working space requirements. A brief, on site, inspection on one

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major problem area was also made. MST was represented by Jim Byrne, Engineer, Idaho Falls, Idaho; Tom West, Com. Manager, Idaho Falls, Idaho and F. H., Sawyer, Engineer, Boise, Idaho.

The engineering and cost analysis should continue jointly by the City of Idaho Falls Electric Division and MST without interruption until the entire fire alarm circuit route has been covered. Cost figures for both MST and Idaho Falls Electric Division plant revisions are to be determined with relation to the fire circuit and also both fire alarm and CATV.

No Council action appeared necessary at this time. Councilman Parish suggested that other cities who have such a system be contacted to determine their problems in this regard and the manner in which they were resolved.

There being no further business, it was moved by Councilman Freeman, seconded by Nelson, that the meeting adjourn. Carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
