

DECEMBER 21, 1965

The City Council of the City of Idaho Falls, County of Bonneville, State of Idaho, met in a Recessed Regular Meeting on Tuesday the 21st day of December, 1965, at the hour of 7:30 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; Councilmen Karl G. Page, Philip Leahy, Jim R. Freeman, Gordon L. Nelson, Dale D. Parish, Roy J. Keller. Absent: None. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Don Lloyd, Public Works Director; Ray Browning, Building Official; William Fell, Electrical Engineer.

Minutes of the last Recessed Regular Meeting, held December 9th, 1965, were read and approved.

The Mayor announced that this was the time and the place for reconvening a recessed portion of a public hearing, having to do with rezoning consideration of an area on the west side, commonly referred to as the William Hatch property. In this connection, the City Clerk presented and read the following:

City of Idaho Falls
Idaho Falls, Idaho
December 21, 1965

To: Mayor and City Council
Idaho Falls, Idaho

Gentlemen:

On the 9th day of November, 1965, the Idaho Falls Planning Commission voted to recommend to the Mayor and City Council that the land commonly known as the William R. Hatch property, which extends some 1235 feet north of Grandview Drive, between Skyline Drive and Interstate #15, and contains approximately thirty (30) acres, be zoned M-1.

Respectfully,
s/ John R. Doxey
Assistant City Planner

Mr. George Peterson, local attorney, appeared before the Council as Mr. Hatch's Agent, protesting the Planning Commission recommendation on the grounds that the property in question could not be put to beneficial or profitable use under M-1 zoning. He said he could understand their recommendation only from the standpoint of beautification. He reminded the Council that a petroleum company had an option on a portion of the property for a service station which would not be exercised under M-1 zoning because a business of this kind is prohibited under said zone. Petersen continued by saying that an M-1 zone is so restrictive that 80% of the property would be non-usable except for parking, landscaping, etc. He said he could not understand why a service

station in this location would be objectionable and presented an artist's sketch of the proposed construction, noting that it would be set back 63 feet from the present street right-of-way and probably farther, due to the fact that additional right of way, according to the Engineering Department, would eventually be required. He said the City could expect the existing weed patch to remain indefinitely, under an M-1 zone, and reminded the Council that said zone was recommended by the Planning Commission and not requested by his client.

Mr. Howard Nobel, Planning Commission Chairman, appeared and said that in the opinion of said Commission, an M-1 zone is less restrictive than depicted and described by Mr. Petersen. He said the Commission felt a commercial zone in this location was not good planning from the standpoint of appearance.

Mr. Lloyd Feltman, 1525 Claire View Lane, appeared and reminded the Council that a service station is being planned about a block away on another street. He said he couldn't understand the need for two in the same immediate area.

Mr. Robert Drexler, 885 Claire View Lane, appeared and said that the artist's sketch did not include the entire area under re-zoning consideration. He said he could foresee and predict a piece meal development under any commercial zone, creating a nuisance to near-by residents.

The Mayor asked Mr. Drexler if a frontage road would tend to resolve the problem and was answered in the affirmative. Mr. Drexler then concurred that the area would not lend itself to R-1 zoning but felt the present R-3A is practical, citing another portion of Grandview zoned in that manner. Councilman Parish noted that the area in question could not be compared to Grandview west of Skyline, due to the adjoining commercial zone. Drexler said he and his neighbors would not protest an M-1 zone which would be sufficiently restrictive to prohibit business that would or could produce noise, odors, light, etc.

Mr. Donald Suckling, 1545 Claire View Lane, appeared and noted that originally, the near-by residents even objected to an M-1 zone but yielded, in view of the Grandview Street use. He said the Interstate created the problem which now exists. A service station, regardless of its original design, would deteriorate over a period to time. Suckling concluded by saying that a buffer strip is needed which is compatible with the adjoining property.

Councilman Page commented to the effect that the area in question is a front door to the City for those entering by way of the airport and that the City is not so destitute for commercial zones that this area need be so zoned. Page said that, in his opinion, good planning by the owner should result in property use in a zone higher than commercial.

Councilman Parish said that, in his opinion, the M-21 zone should only be applied when requested by the owner and that the area should remain in its present zone or a solution found that would be satisfactory to all affected parties.

Mr. Petersen reappeared and said that every effort had been made, without success, to find a use for the property in its present zone and that his client was prepared, if necessary, to take legal action in an attempt to have the area so zoned that it could be put to profitable use.

In the absence of further comment, it was moved by Councilman Page, seconded by Leahy, that the Council deny the commercial rezoning request as originally petitioned. Roll call as follows: Ayes, 4; No, 2; carried.

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Mr. Petersen then asked that the original petition be dismissed. It was moved by Councilman Leahy, seconded by Freeman, that this request be honored and accepted. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor announced that this was the time and the place for reconvening a recessed portion of another public hearing, pertaining to rezoning consideration of the Highland Garden Center Addition. The City Clerk presented and read the following:

City of Idaho Falls
December 20, 1965

To: Mayor and City Council
Idaho Falls, Idaho

Gentlemen:

At its regular meeting on November 9, 1965, the Idaho Falls Planning Commission voted to recommend to the Mayor and City Council, that the Highland Garden Center Addition on 17th Street, be rezoned from C-1 to R-3A.

Respectfully,
s/ John R. Doxey
Assistant City Planner

It was recognized that a portion of this property has been developed into a service station, and a store is being constructed on another portion.

Mr. Paul Holm, co-developer of the area in question, appeared before the Council and said it was difficult for him to understand why the rezoning recommendation was made, when the property owner hasn't requested it and when the property is so far developed. Mr. Nobel re-appeared and explained that the rezoning intent, as proposed by the Planning Commission, was to place the area in non-conforming use.

Mr. Glen Westergard of the Westergard Construction Company, appeared and asked the City Clerk to read the following written protest, recognizing that it was dated prior to the time the building permit was taken out on the store building:

Westergard Construction
245 E. 18th Street
November 18, 1965

Honorable Mayor and Council
City of Idaho Falls
Idaho Falls, Idaho

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Dear Sirs:

We are concerned about the action of the Planning Commission in regards to changing the zoning of the property known as Highland Garden Center Addition. Property in question is the first one hundred (100) feet west of the new Beeline Service Station on East 17th Street.

We have been planning a floor covering retail store since September 15th. Before taking option on the property we had a conference with Mr. Ray Browning, the Building Inspector, as to zoning, requirements for off-street parking, construction specifications and regulations. Feeling that we could meet all requirements, we proceeded to take an option on the property. Now that we are ready to start construction, we are informed that it has been proposed to change the property from a C-1 zone to an R-3. Due to the time and expense involved in preparation of the development of this property, we feel that we should be protected by the present zoning.

We would appreciate your action in our behalf. Thank you.

s/ Glen D. Westergard
dba/ Westergard Construction
245 E. 18th Street

Mr. Westergard said plans are being made for additional construction on the undeveloped portion and that the property was purchased in good faith that it was and would remain properly zoned. Noble noted, for the record, that the Planning Commission recommendation was made prior to the time the building permit was issued on the store building. There was general discussion as to the history of the property, how it was conditionally zoned for a green house and how it was subsequently sold. Councilman-elect Jack Wood appeared and said he was well acquainted with the original owner and that it was circumstances beyond his control which prompted the sale.

The City Attorney asked if there had been recent material change in the character of the neighborhood and was answered in the affirmative, by both residential and commercial growth.

There were no further protests. Therefore, it was moved by Councilman Nelson, seconded by Leahy, that the Planning Commission recommendation be denied and the property remain zoned C-1. Roll call as follows: Ayes, 6; No, none; carried.

Mrs. Virginia Zelenzy, President of the League of the Women Voters, appeared before the Council and presented the following written statement:

I am Mrs. William Zelenzy representing the League of Women Voters of Idaho Falls. Several years ago the League studied Parks, Recreation, and City Beautification at some length. Many things have been accomplished since then so that we felt it necessary to reassess our position in several areas. We have completed this reassessment and have made a few changes.

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As you may recall, we first felt there should be a Parks Department and a Recreation Department with a Director for each. We no longer support this but feel that the present arrangement is working very well. However, additional full-time personnel is needed, especially an assistant in charge of the recreation program - to supervise and organize the activities.

We still support long-range planning in park development. We reaffirm our opinion that the City needs parks within walking distance of all neighborhoods. The Sand Hills Park will take care of the large park needs for some time, so that our concern now is directed to these small neighborhood parks.

The League feels that new park lands should be bought by money other than that regular Parks and Recreation Budget.

Although, we very much oppose park lands being taken for other purposes, if this should become necessary then the City should insist upon full replacement costs of the park lands lost.

There has been a great improvement in the appearance and sanitation of the animals at the zoo. We support further zoo improvements so that we all may be justly proud of our zoo and think this should be reflected in an adequate budget for the zoo.

The League urges the establishment of a new and expanded City nursery which would be the source of supply for the City's need in replacement, beautification and in developing new areas.

In the area of recreation specifically, we suggest the hiring of the before-mentioned assistant in charge of recreation.

We emphasize the need for cooperation with other agencies - intergovernmental and civic and service groups so that Idaho Falls can have a well-rounded program for persons of all ages.

The League feels that the City should levy the additional mill allowed for recreation so that the department will not be so dependent on money from the general fund. However, we would like to compliment you on your support of the Parks and Recreation Department in recent years.

We continue to support the establishment of a Beautification Board. An ordinance should be passed to cover the activities of the Board, including provisions that the Board study, investigate, develop and propose plans for beautification and cleanliness. We still feel that women should be appointed to this Board as well as to the other boards and commissions of the City. An adequate budget for maintaining beautified area should be provided.

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We feel the City should commerce a program to combat littering. Many fine things have already been done in this area for instance, the attractive trash containers. What remains is primarily an education program which will need the cooperation of other groups in the City.

STATEMENT OF THE LEAGUE OF WOMEN VOTERS OF IDAHO FALLS, IDAHO TO THE CITY COUNCIL CONCERNING LIBRARY EXPANSION ON DECEMBER 21, 1965 BY MRS. WILLIAM F. ZELENY, PRESIDENT.

This is a new area for us and strangely, we are in complete agreement. We feel that the Library Board has made excellent plans concerning an enlarged library and expanded facilities.

The League urges the City Council to purchase the land necessary for the enlargement. This purchase cost should not come from the library's 3 mill levy. We think this is a matter of immediate importance since this land purchase would make possible the use of federal funds available through the state before July 1st.

Thank you.

s/ Mrs. William Z. Zeleny
President

The Mayor thanked her for her comments and commended the League for their sincere and ever continuing interest on civic affairs.

Mr. Jack Elliott, 1604 Cranmer, appeared before the Council to present a problem pertaining to a fence on his residential property, built higher than permitted by code. It was noted that he had been issued a correction notice by the Building Official on the grounds that it obstructed alley vision. He explained that the fence was built to wall out a commercial operation on the other side of the alley and that traffic in the alley was limited to service vehicles. He cited many instances of similar fences and said, from this, he has drawn the conclusion that the need does exist. Because he was convinced that said need does exist, he proposed an amendment to the ordinance accordingly. It was moved by Councilman Parish, seconded by Freeman, that Mr. Elliot present and refer the matter to the Planning Commission for consideration of a suitable amendment to the Zoning Code, pertaining to fences. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor directed the City Clerk to present and read the following:

James K. Donahue
Room 476 Statler Office Bldg.
Boston, Massachusetts
December 13, 1965

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City Clerk
City of Idaho Falls
Idaho Falls, Idaho

Dear Sir:

My associates and I are very much interested in the possibility of installing a community antenna television system in your City (community). Very likely, you have already considered the advantages to your residents and the benefits to the City which can be derived from a CATV system. Not only is the selection of available television programs greatly increased by a community antenna, but also the quality of the reception of existing channels is greatly improved. This is especially true of the highly sensitive color programming which is becoming more popular every day.

If your City will entertain an application for a franchise, we shall be happy to prepare a formal application and to attend any hearing you may schedule. We feel confident that we can satisfy you of our willingness and ability-financial and otherwise- to install a community antenna of the highest quality and to live up to the terms and conditions of any franchise you may see fit to grant.

We would appreciate hearing from you at your earliest convenience. If my inquiry should be directed to some other office, would you kindly advise us.

Enclosed is a self-addressed stamped return envelope for your convenience.

Very truly yours,
s/ James K. Donahue

Bonneville Construction Co.
Idaho Falls, Idaho
December 20, 1965

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

Gentlemen:

We recently requested permission to make application to the City of Idaho Falls for a franchise to provide and maintain a cable television and transmission system for the citizens of Idaho Falls. We have been further informed that Snake River Cable Company has presented to the City for consideration a proposed ordinance which would grant it, it's successors and assigns,

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for a period of fifty years, the exclusive right and privilege to install and operate such a system in the City of Idaho Falls.

As a result of our request, the Council deferred acting on the proposed ordinance submitted by Snake River Cable Company at the Council Meeting on Thursday, December 9, 1965, and subsequently informed us that a proposal for such a franchise could be submitted by us at the Council Meeting on Tuesday evening, December 21, 1965, and at which time the Council would consider the Snake River Cable Company's proposal, as well as the proposal submitted by us.

We have had staff members of our organization working diligently to prepare a proper application for consideration by the Council and we find that there is much technical information to be obtained, considered, and analyzed before including it in our application, which we intend to support with a brochure that will illustrate the depth, qualification and objectives of our company. Our application and supporting data is being structured in a manner to show that we can provide and maintain for the people of our community the finest cable television facilities available under the fairest possible franchise arrangement with our City. We wish to call your attention to the fact that our company is a local business enterprise of long standing and that we have for years been engaged in the electrical contracting business in Idaho and throughout many of the western states, and have constructed and installed many types of electrical impulse systems. We have the technical ability and know-how to not only install and operate a cable television and transmission service, but to properly service and maintain the system after it has been installed. Proper maintenance and service is very essential to the proper functioning of this system thereby giving the residents of our community the type of cable service to which they are entitled.

Our proposal will contain an express provision stating that the installation of the system will be made in strict accordance with local utility standards, as well as any applicable state and federal standards. Inasmuch as the Council will be dealing with the issuing of a franchise which will be in force and effect for a period of many years, and will no doubt be interested in having the many facets of this problem carefully detailed in an application in order to make a proper decision on the issuing of a franchise, we respectfully request that additional time be granted us so that we might properly complete our application. There is no extreme urgency for a hasty decision on the part of the Council and we desire sufficient time in which to make a substantive, detailed application. Our application will show the description of our company, the key personnel involved in its operation, as well as information showing the financial ability of our company to perform and to meet its responsibility under the franchise. Any associates with us in this enterprise will be local people and our responsibility will lie to no outside control.

As we previously stated, our studies to date indicate a number of problem areas which must be resolved before the Council can make a well advised decision as to the granting of a

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franchise. The following are some of the questions which we feel must be given serious consideration by the Council in granting the franchise and little of which information has appeared on file and of record with the City on or prior to December 20, 1965 with respect to any other application:

1. What should be the length or duration of the franchise term?
2. What channels would the applicants propose to receive and supply to local subscribers and, in general, what type of programming would be supplied?
3. Would the applicants contemplate reserve or extra channels for future use?
4. Would the applicants be willing to supply service without charge or on a non-profit basis to public buildings such as schools and churches?
5. Would the applicants contemplate a franchise agreement which would provide for a time limit within which the applicant would commence construction of cable television facilities and commerce furnishing programs.
6. Would the applicants accept a franchise agreement which would require that cable television facilities be extended to all areas within the corporate limits of the City of Idaho Falls, including future annexations? If not, what areas of the City would receive the service?
7. Do applicants contemplate the use of poles and equipment presently owned by the City of Idaho Falls or any public utility? If so, do applicants contemplate an additional use fee for such poles and equipment and will applicants comply with all federal, state and local regulations governing the use of such poles and equipment?
8. What minimum number of subscribers will the applicants be required to obtain before commencing to furnish service?
9. What construction standards would applicants meet in constructing a cable television system?
10. Would the applicants agree to relocate their facilities, at their own expense, when municipal, state, or county improvements necessitates such a relocation?
11. What are the contemplated charges for applicants' services, and is an installation charge contemplated?

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12. Would the applicants accept a franchise agreement which would prohibit the use of the facilities for the transmission of events or programs for which there is a charge in addition to the established monthly charge?
13. Would the applicants accept a franchise agreement requiring approval of the City Council for the changing of customer rates in the future?
14. Would the applicants accept a franchise agreement prohibiting the use of the system for services or programs that are furnished specifically by radio and television stations within Bonneville County?
15. Would the applicants agree to furnish adequate liability insurance to hold the City harmless from any losses or injuries arising out of the operation of the system?
16. What revenues or use fees will be paid to the City of Idaho Falls for the franchise? (It would appear that the use fee should be a percentage of the gross receipts from the system and might well be based on a schedule which provides for an increasing percentage of gross receipts as customer saturation within the City increases. Use fees based on such schedules, in other cities have ranged from 3% to 7%, depending on the percentage of subscribers within the City area.)
17. Who are the real parties in interest who seek to acquire such a franchise and where does their primary responsibility lie. (We would suggest that the City must satisfy itself as to the identity of the owners of such a franchise and the degree of responsibility they will feel to local television viewers.)
18. What is the financial responsibility of the parties who seek such a franchise? Is it such that a well-financed cable television system of high quality be installed if the franchise is granted?
19. What standards of service will applicants guarantee to subscribers?
20. What protection, if any, do applicants propose for those who do not subscribe against interference by the system with their television reception?
21. What protection, if any, do applicants propose with respect to interference in the telephone or power distribution services which may be installed in the same area?

The questions set forth above indicate the many complexities involved in the granting of a franchise for a cable television system in Idaho Falls and the need for the Council to give careful study to the many factors involved. We therefore respectfully request that the Council defer its consideration on December 21 of any applications now pending for the issuance of a

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cable television franchise and that we be allowed additional time in which to complete our studies and file a detailed application.

Respectfully submitted,
s/ Robert Bauchman
Bonneville Construction Co.

Mr. Robert St. Clair, local attorney, appeared before the Council representing the Snake River Cable Company, jointly owned by K.I.D. and K.I.F.I. , local radio and television stations. He drew attention to previous Council action, giving any and all interested parties until December 16, 1965, to present written proposals for a franchise to provide and maintain a community antenna cable television and transmission system within the City of Idaho Falls. It was noted that Mr. Jim Brady, representing K.I.F.I., and Mr. Allen Jensen, representing K.I.D., were present. Mr. St. Clair said they were prepared, this night to answer any and all questions and to re-submit their written proposal as presented by the last Council Meeting. St. Clair objected to any further time extension on the grounds that ample time had already been granted. He cautioned, further, that more time extension would invite innumerable offers which would, in turn, invite confusion. He noted that his clients had had years of experience in the field, and were completely established.

Mr. Robert Bauchman of the Bonneville Construction Company appeared before the Council and, in answer to a question by Councilman Freeman, said his company would prefer sixty days to submit a written proposal. Mr. Jensen appeared and commented to the effect that he could see no reason for delay as long as a formal proposal had already been made. He warned that the type of television franchise considered poses a threat to free television. Mr. Bauchman referred to the many technical questions in his letter and said urgency is not as important as a carefully studied program. Mr. Jensen said the drafting of a proposed ordinance is not complicated and that such questions and problems could be covered in their broadest form by ordinance and details could be resolved later.

In answer to a question by Councilman Page, the City Attorney said he had studied the ordinance as submitted by the Snake River Cable Company and it appears to be adequate and in good legal form. He said a public hearing, although permissible, was not required. Councilman Leahy noted that there may be a safety problem through the use of City owned utility poles. The City Attorney said that this could probably be resolved through the existing safety media as provided by City, County, State and National laws and codes. Councilman Nelson noted that the City Administration would soon change and that the new Councilmembers should have an opportunity to study the problem. However, Nelson continued, he would not be interested in any proposals except those companies, locally, that have already indicated an interest. Councilman Leahy felt a realistic target date should be set. Councilman Nelson felt time could not be exactly pin pointed when all the problems are not yet known. It was moved by Councilman Nelson, seconded by Page, that proposals be limited to the two local companies who have previously indicated an interest and that the City Clerk be authorized to so inform any others that might indicate a bidding interest. Roll call as follows: Ayes, 6; No, none; carried.

Mr. St. Clair reappeared and suggested a proposal time limit for the benefit of all interested parties. It was moved by Councilman Leahy, seconded by Nelson, that said time limit be established

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as January 6th, 1966, for the presentation of a proposed ordinance from the Bonneville Construction Company. Roll call as follows: Ayes, 6; No, none; carried.

Mr. Lewis Ross, local Civil Defense Director, appeared before the Council. The Mayor then proposed that one half of the basement of Fire Station #3 be converted and used as a Civil Defense Emergency Operation Center. It was moved by Councilman Freeman, seconded by Parish, that this be granted and approved and that the back one half portion be reserved for City records. Roll call as follows: Ayes, 6; No, none; carried.

License applications for GROCERY STORE (previously approved by the City Sanitarian, Lowell Bybee for Bybee's Market, Richard Koster for Dick's Super Market, Andy H. Stavros for Midget Market, Jay Bates for Jay's Mite-E-Mart, Vern Kelsch for Savings Center, (2); RESTAURANT, previously approved by the City Sanitarian, Colonel's Take Home, Scotty's Drive Inn Inc., Flamingo; DAIRY, previously approved by the City Sanitarian, Rowland's Dairy; MOTEL, previously approved by the Police Chief, Flamingo; HOTEL, previously approved by the Police Chief, Miles Hotel, Marion Hotel; ROOMING HOUSE, previously approved by the Police Chief, Samoa Rooms, Park Rooms; CLASS D JOURNEYMAN REFRIGERATION, previously approved by the Heating Inspector, S. A. Culbertson; JOURNEYMAN GAS FITTER, previously approved by the Heating Inspector, Marcel D. Corbeil; JOURNEYMAN PLUMBER, previously approved by the Heating Inspector, Eldon M. Crooks, Marcel Corbeil; APPRENTICE ELECTRICIAN, previously approved by the Electrical Inspector, Norman L. Thompson with Jewell Electric; BEER, previously approved by the Police Chief, canned and bottled not to be consumed on the premises, Donald J. Cook for Cooks Super Market, Lowell Bybee for Bybee's Market, Richard Koster for Dick's Super Market, Andy Stavros for Midget Market, Jay Bates for Jay's Mite-E-Mart, Grant Earl for Earls Food Stores #1 & #2, Vern Kelsch for Northgate Saving Center and Saving Center on Memorial, John A. Reece for Skaggs Drug Center, Inc.; BEER, previously approved by the Police Chief, canned and bottled to be consumed on the premises, Charles R. Jacetta for Hawaiian Supper Club, Kenneth Gilmore for Holiday Services, Inc. (Red Fox Lounge) Lloyd Brown for Fraternal Order of Eagles 576, Julia Russell and Kermit Purcell for Jack's Club, Gayle Scheets for Jack's Chicken Inn; BEER, previously approved by the Police Chief, canned, bottled & draught to be consumed on the premises, Roger B. Hougen for Flamingo, Mamie Baird for 191 Club, Ky Nii for Hollywood Bowl, Fred & Kelly's Broiler, Patrick J. Boylan for Shamrock, C. B. McNeill for Bon Villa Club; LIQUOR, Turf Bar. It was moved by Councilman Page, seconded by Keller, that these licenses be approved. Roll call as follows: Ayes, 6; No, none, carried.

License applications for BEER, canned & bottled to be consumed on the premises, Loyal Order of Moose #1334; BEER, canned, bottled & draught to be consumed on the premises, Buckhorn Gardens. It was moved by Councilman Freeman, seconded by Keller, that these licenses be granted, subject to the approval of the Police Chief. Roll call as follows: Ayes, 6; No, none; carried.

License application for DANCE HALL, previously approved by the Police Chief, Roger Hougen for Flamingo. It was moved by Councilman Leahy, 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.

The following memo from the Public Works Director was presented:

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City of Idaho Falls
Public Works
12-21-65

TO: The Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: L.I.D. # 36 PROTEST

The Council of the Public Works Committee met December 20, 1965 and considered the written and verbal protests against the assessment or the method of arriving at the assessed amount.

Mr. Jack Hurly, 1101 Iona Street, requested that his assessment be reduced from \$896.00 to \$790.16 to allow credit for some sidewalk that he had installed since the assessment roll was set up. Mr. E. M. Laughlin, 125 Linden Drive, protested the method of assessment. This was denied, but his assessment should be reduced from \$777.40 to \$731.90 due to an error in the original computations.

After careful consideration of the protests, the Committee concluded that with the exception of the two specific changes in the original assessments, as noted above, they must recommend that all other protests be denied and the assessment roll be certified as amended.

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

It was moved by Councilman Nelson, seconded by Keller, that the two minor corrections be made on the L.I.D. #36 assessment roll and that said changes be reflected prior to its final approval. Roll call as follows: Ayes, 6; No, none; carried.

Councilmen Nelson introduced the following resolution in writing and moved its adoption:

**RESOLUTION APPROVING AND CONFIRMING ASSESSMENT ROLL OF LOCAL
IMPROVEMENT DISTRICT NO. 36 (Resolution No. 1965-33)**

WHEREAS, the City Engineer and Committee on Streets have heretofore made out and certified to the City Council as provided by law an Assessment Roll of Local Improvement District No. 36, and

WHEREAS, on November 9, 1965, the City Council fixed the time and place when and where objections to Assessment Roll by the property owners of said District would be heard, to-

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wit: Thursday, December 9, 1965, at 7:30 o'clock P.M. of said day at the Council Chambers in the City Building at Idaho Falls, Idaho, and

WHEREAS, notice was duly and regularly given, as provided by law, by the Clerk of the time to file objections to said Assessment Roll, and

WHEREAS, several objections were filed or made to said Assessment Roll, and

WHEREAS, the City Council, on December 9, 1965, decided to further consider and take under advisement said Assessment Roll, and

WHEREAS, the City Council has further examined said Assessment Roll and further considered the objections filed thereto, and

WHEREAS, the City Council has decided that said objections, and each and all of them, should be over-ruled and denied,

NOW THEREFORE, BE IT RESOLVED, that said Assessment Roll, and each and every item therein, and the whole thereof, be, and the same hereby is in all respects approved, ratified and confirmed."

Councilman Keller seconded the adoption of said Resolution, and the same, on being put to a vote, was unanimously carried by the affirmative vote of all Councilmen present, the vote being as follows: Councilmen Page, Leahy, Freeman, Nelson, Parish, and Keller. "NAY" none. Whereupon, the Mayor declared the motion carried.

Councilman Nelson introduced Ordinance No. 1156 entitled:

ORDINANCE NO. 1156

"AN ORDINANCE PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF CREATING LOCAL IMPROVEMENT DISTRICT NO. 36 IN THE CITY OF IDAHO FALLS, IDAHO, AND OF MAKING LOCAL IMPROVEMENTS THEREIN, (EXCLUSIVE OF THE COST AND EXPENSES OF IMPROVEMENTS WITHIN STREET INTERSECTIONS) BY INSTALLMENTS PAYABLE IN TEN EQUAL ANNUAL PAYMENTS AS NEARLY AS MAY BE, AND AUTHORIZING THE ISSUANCE OF LOCAL IMPROVEMENT BONDS OF SAID DISTRICT IN THE NAME OF SAID MUNICIPALITY FOR SAID INSTALLMENTS, AND FIXING THE RATE OF INTEREST THEY SHALL BEAR AND MAKING THE SAME PAYABLE ANNUALLY."

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and moved that the Ordinance be adopted and passed by the Council on its first reading. Motion was seconded by Councilman Leahy and the same being put to a vote, was unanimously carried by the affirmative vote of the Mayor and all Councilmen present. It was moved by Councilman Parish that the rules be suspended, and that the Ordinance be placed on its second and third reading. Motion was seconded by Councilman Page and the same being put to a vote, was unanimously carried by the affirmative vote of the Mayor and all Councilmen present. It was moved by Councilman Keller, that the Ordinance pass its third reading, and that the same be adopted, and the Clerk be instructed to publish the same as required by law, and the same being put to a vote, it was unanimously carried, the vote being as follows: Councilmen Page, Leahy, Freeman, Nelson, Parish and Keller.

ORDINANCE NO. 1157

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 (ROSE NIELSON ADDITION #2)

The foregoing Ordinance was presented in title. It was moved by Councilman Parish, seconded by Page, 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.

ORDINANCE NO.

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

The foregoing annexation ordinance was presented covering certain un-platted lands bounded on the west by Jefferson Avenue, on the south by Anderson Street, on the east by the Whittier School and on the northeast by Union Pacific right-of-way. It was noted that the owner had not requested annexation. Upon advice from the City Attorney, it was moved by Councilman Leahy, seconded by Page, that the matter be tabled until the next Council Meeting and that, in the interim period the owner be invited to confer with the Council to learn the property's history and the owners desires and wishes pertaining to annexation. Roll call as follows: Ayes, 6; No, none; carried.

This memo was presented and read:

DECEMBER 21, 1965

City of Idaho Falls
Public Works Department
December 21, 1965

TO: Mayor and Council
FROM: Donald F. Lloyd & Ray Browning
SUBJECT: TRAVEL

Idaho Falls has been selected as a Pilot City for a Federally sponsored community fall-out shelter planning program. To evaluate this program for local application, it is necessary to send two local representatives, an Engineer and a Planner, to a training school at Battle Creek, Michigan. Mr. Jay Painter and Mr. John Doxey have been tentatively selected as these local representatives. The entire expense, except for salary, are to be assumed by the Federal Government. The training school is scheduled between January 9 and 15. We feel that one week of Mr. Doxey's time would be a worthwhile investment to further evaluate this program. The Building Official and myself, therefore, recommend that this travel be authorized for Mr. John Doxey.

s/ Don F. Lloyd

It was moved by Councilman Nelson, seconded by Keller, that the travel authorization be granted as recommended. Roll call as follows: Ayes, 6; No, none; carried.

Next was this jointly signed memo:

City of Idaho Falls
Public Works and Electrical
December 21, 1965

TO: The Mayor and Council
FROM: Donald F. Lloyd and Brent Davis
SUBJECT: BROADWAY SIGNALIZATION

The questions which were previously raised with reference to the Cooperative Agreement with the State have all been resolved, however, the Exhibit "A" which includes final drawings. has been corrected to indicate these changes.

We would, therefore, recommend that the Mayor be authorized to sign the Cooperative Agreement upon receipt of the corrected Exhibit "A" and further, that \$15,000 be committed against the current budget on the installation of this project.

s/ Donald F. Lloyd

DECEMBER 21, 1965

Councilman Keller then introduced the following resolution and moved its adoption:

RESOLUTION (Resolution No. 1965-34)

WHEREAS, the Department of Highways of the State of Idaho has submitted a Cooperative Traffic Signal Agreement stating obligations of the State and the City of Idaho Falls for the improvement of traffic signals located within the City limits.

NOW THEREFORE, BE IT RESOLVED:

1. That the Cooperative Signal Agreement for the improvement of signals located on Broadway Street (US 20) at the intersection of:

Utah Avenue	Capital Avenue
Lindsay Boulevard	Park Avenue
River Parkway	Shoup Avenue
Memorial Drive	

Project ST-6033 (543) is hereby accepted and approved.

2. That the Mayor and City Clerk are hereby authorized to execute the agreement on behalf of the City of Idaho Falls.

3. That duly certified copies of the Resolution shall be furnished to the Department of Highways.

This was seconded by Councilman Leahy. 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
December 21, 1965

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: PURCHASE OF RIGHT-OF-WAY

American Oil Company has requested a \$100 consideration for the Quit Claim Deed necessary for the development of Utah Avenue. It was our understanding in the arrangements with the local officials that the parcel of land would be deeded without cost. They have indicated, however, that their main office conforms to a strict policy of consideration for all land deeds.

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Mr. Ralph Albaugh has advised me that the City should honor this claim.

s/ Donald F. Lloyd

It was moved by Councilman Leahy, seconded by Freeman, that the right-of-way in question be purchased for the reason as stated. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Fire Chief was next presented:

City of Idaho Falls
Fire Division

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Les Corcoran, Fire Chief
SUBJECT: AWARD OF CONTRACT FOR FIRE TRAINING FACILITIES

Attached is a tabulation of the bids for construction of the Fire Training Facilities.

It is the recommendation of the Fire Department that the low bid from Clark Brother's Construction Company of \$25,621.00 be accepted and a contract be awarded to that Company.

The question of right-of-way has been resolved since the City owns a continuous strip of land from the training site to the airport and access will be available for water lines and vehicular traffic from the north.

It was moved by Councilman Freeman, seconded by Leahy, that the low bid of Clark Brother's Construction Company be accepted. Roll call as follows: Ayes, 6; No, none; carried.

The Police Chief, acting in the capacity of Chairman of the City Traffic Safety Committee, presented the following through the City Clerk:

City of Idaho Falls
Police Division
December 10, 1965

RPD-A-65

TO: Mayor and City Council, City of Idaho Falls
FROM: City Traffic Safety Committee
SUBJECT: REDUCING SPEED LIMIT ON FIRST STREET

DECEMBER 21, 1965

As a result of a meeting of the City Traffic Safety Committee on November 23, 1965, the following recommendation is submitted for your approval.

Request the speed limit be reduced from 35 MPH to 25 MPH on First Street from Wabash to Tabor on the grounds and for the reason of the particular structure of the Street and the surrounding hazards which exist.

The existing hazards are the absence of sidewalks on the north side of First Street, the structure of the Street causing drainage problems, the narrowness of the Street, coupled with the present existing hazard of elementary and junior high students crossing First Street at least 4 times per day from Linden Drive to Wabash.

Respectfully submitted,
s/ Robert D. Pollock
City Traffic Safety Committee

It was moved by Councilman Freeman, seconded by Leahy, that the recommendation be approved for the reasons as described. Roll call as follows: Ayes, 6; No; none, carried.

This memo from the Electrical Engineer was presented:

MEMORANDUM

December 21, 1965

TO: Mayor and Council
FROM: W. H. Fell
SUBJECT: CONSTRUCTION MATERIAL BID

The Electrical Division requests permission to call for bids at this time for materials in the amount of about \$35,000. Bid award would tentatively be in late January with delivery scheduled for construction continuity. This material, primarily wire, would be used for No. 11 Well Circuit and Skyline Upgrade, Transmission Line Upgrading and/or John's Hole Bridge Line Relocation.

This procedure is essential for construction continuity.

s/ W. S. Fell

It was moved by Councilman Leahy, seconded by Keller, that bids be called on the electrical materials as recommended. Roll call as follows: Ayes, 6; No, none; carried.

The following memo from Councilman Leahy was submitted:

DECEMBER 21, 1965

December 21, 1965
Flood Control District No. 1

Mayor S. Eddie Pedersen
Idaho Falls, Idaho

Dear Mayor Pedersen:

I have served as Idaho Falls representative on Flood Control District No. 1 since the District was expanded to include Idaho Falls.

I would be most happy to continue in this capacity if you and the Council so desire. As far as I know, no formal action need to be taken if you wish for me to continue, and my appointment, which was confirmed by Governor Smylie is for an indefinite period of time. Also, Idaho Falls representative does not need to be an officer or employee of the City.

I was appointed because of my engineering background and five years experience with the U.S. Corps of Engineers in flood control work in New York State.

Your pleasure, and that of the Council, will be my command.

Very truly yours,
s/ P. C. Leahy
Philip C. Leahy

It was moved by Councilman Keller, seconded by Freeman, that approval be granted as offered for the Councilman to remain as the Idaho Falls representative on Flood Control District #1. Roll call as follows: Ayes, 6; No, none; carried.

A second memo from Councilman Leahy was presented, to-wit:

December 21, 1965
City Ordinances

Mayor S. Eddie Pedersen
Idaho Falls, Idaho

Dear Mayor Pedersen:

As you know, each Councilman has a complete set of City Ordinances, and is on a mailing list to receive revisions or additions as they are published by "Sterling Codifiers".

DECEMBER 21, 1965

This is a request for permission to retain my copy after January 1, 1966, and to be continued on the mailing list for future changes. This request is made because of my continuing interest in the administration of Idaho Falls Government. The ordinances are the tools that must be referred to frequently to keep abreast of policies and procedures.

The Council's and your favorable consideration of this request will be appreciated.

Very truly yours,
s/ P. C. Leahy
Philip C. Leahy

It was moved by Councilman Nelson, seconded by Keller, that the request be granted as described. Roll call as follows: Ayes, 6; No, none, carried.

ORDINANCE NO. 1158

AN ORDINANCE AMENDING TITLE 2, CHAPTER 9, OF THE CITY CODE OF IDAHO FALLS, SAID CHAPTER 9 PROVIDING FOR MUNICIPAL CIVIL SERVICE; PROVIDING FOR A CIVIL SERVICE COMMISSION, THE MEMBERSHIP THEREOF, TERMS OF THE MEMBERS, THEIR COMPENSATION, AND QUALIFICATIONS; ESTABLISHING THE POWERS AND DUTIES OF THE CIVIL SERVICE COMMISSION; DESIGNATING THE DEPARTMENTS AND EMPLOYEES THAT SHALL BE GOVERNED BY THE PROVISIONS OF CIVIL SERVICE; AND PROVIDING THAT APPOINTMENT TO POSITIONS OF EMPLOYMENT WITHIN SUCH DEPARTMENTS SHALL BE IN COMPLIANCE WITH THIS ORDINANCE; PROVIDING FOR EXAMINATION OF APPLICANTS AND APPOINTEES; AND FOR REMOVAL AND DISCIPLINE OF EMPLOYEES; REQUIRING THE CITY COUNCIL TO PROVIDE A JOB DESCRIPTION FOR EACH CIVIL SERVICE POSITION AND TO DETERMINE AND ESTABLISH THE STANDARDS AND QUALIFICATIONS THEREFORE; ESTABLISHING GENERAL QUALIFICATIONS FOR APPOINTEES UNDER CIVIL SERVICE; REPEALING ORDINANCES IN CONFLICT HEREWITH; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilman Freeman, seconded by Leahy, 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,

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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.

RESOLUTION (Resolution No. 1965-35)

WHEREAS: Large tracts of land lie along Snake River and its tributaries in Eastern Idaho which have been found upon survey to be "omitted public lands of the United States", and

WHEREAS: Considerable parcels of land within the City of Idaho Falls have been found to be "Omitted Public Lands", although much of the land has been occupied by citizens of Idaho Falls and their predecessors in title for many decades without knowledge or notice that any defect exists in the titles to the land, and

WHEREAS: By Act of Congress of May 31, 1962, Snake River, Idaho, Omitted Lands Act, the Secretary of Interior is authorized to sell said lands at a price not less than the fair market value, thereof, determined by appraisal, and deducting from said value, when sold to preference right claimants, the value of development and improvements thereon, and

WHEREAS: Many citizens of Idaho Falls occupying said parcels of land as preference right claimants will be required to pay large sums of money to acquire title to the lands they now occupy, and others will lose their lands by other provisions of the Act, if the provisions of the Act are carried out as now enacted, and that said results will be grossly inequitable,

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO:

That the City of Idaho Falls, is determined to use its best efforts and influence to obtain changes in the law and regulations to the end that relief be afforded to those persons adversely affected by the omission of the United States Government to survey said land correctly.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR this 21st day of December, 1965.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

The foregoing resolution was prepared and presented by the City Attorney. It was moved by Councilman Leahy, seconded by Parish, that this resolution be adopted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Nelson reported on a trip to Wallace, Idaho made by him and Street Superintendent Lee Lowe to view, examine and appraise a used snow loader previously owned by the City of Wallace. He said that although it was 11 years old, it was in good operation condition. Starline Equipment Company was offering it for sale at a price of \$3,750.00 delivered in Idaho Falls. Nelson noted further a unit of this nature would cost between \$18,000 and \$19,000 new; that this City needs such a unit, as the existing one could break down at any time. It was moved by Councilman Nelson, seconded by Page, that the Purchasing Department be authorized to advertise for bids. Roll call as follows: Ayes, 6; No, none; carried.

Nelson then reported that an area east of the airport had been converted into a sanitary landfill, that it had been in use one year and that there was sufficient room for another 3 to 4 years. Nelson said it wasn't practical from the standpoint of manpower or equipment to try and maintain two. He proposed that the landfill in the desert, west of the City, be temporarily abandoned except for burnable material. This met with general Council approval.

Councilman Nelson presented the following:

RESOLUTION (Resolution No. 1965-36)

ESTABLISHING AND ADOPTING MINIMUM STANDARDS, RULES AND REGULATIONS FOR GENERAL AVIATION OPERATORS (FIXED BASE OPERATORS) AND OTHER COMMERCIAL OPERATORS AT THE IDAHO FALLS MUNICIPAL AIRPORT (FANNING FIELD).

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF IDAHO FALLS:

Pursuant to the provisions of Ordinance No. 1024, Ordinances of Idaho Falls, the following minimum standards, rules and regulations are hereby established and adopted, effective as of the date hereof, governing the qualifications and operations of general aviation operators (Fixed Base Operators) and other commercial operators at the Idaho Falls Municipal Airport (Fanning Field), to-wit:

FIXED BASE OPERATIONS: Prior to the leasing and granting of operating rights at said airport, the applicant must furnish satisfactory proof that the following requirements will be met:

1. FINANCIAL RESPONSIBILITY: Proof of sufficient available operating resources to sustain the operation for a reasonable length of time. Operating resources shall not include prospective profits from the operation.

2. BUILDINGS: Housing meeting all applicable City, County, State and Federal laws, rules and regulations pertaining to public accommodation areas, and providing:

- (a) Ownership or long term lease (for period of airport lease).
 - (b) Storage sufficient to handle four (4) transient aircraft.
 - (c) Separate gentlemen and ladies restrooms, without segregation by race, creed or color.
 - (d) Offices separate from public areas.
 - (e) Public Use telephone.
 - (f) Separate waiting room or pilot lounge.
 - (g) Other space as required.
 - (h) Hard-surfaced tie-down and parking area for at least fifteen (15) aircraft.
 - (i) All areas and facilities shall be identified as directed by the Airport Manager.
- All signs and displays shall be as similarly approved.

3. INSURANCE:

- (a) Adequate insurance, including hangar-keepers liability, public liability, products liability, property damage liability, each with clauses indemnify and holding the City harmless and naming the City as an additional assured - must be furnished and maintained.
- (b) All other required vocational and occupational insurance as may be required by City, County, State or Federal law must be furnished and maintained.

4. REPORTS, FEES, RATES AND CHARGES:

- (a) Each lessee shall furnish to the City at least annually, or more often as the City may require, a financial activity report.
- (b) Other reports pertaining to activity, traffic, planning, etc. as may be requested by the Airport Manager shall be furnished.
- (c) All reports shall be subject to audit by the City at any time.
- (d) Minimum operational fee per lessee, including space rental, shall be \$150.00 per month, or 1% of adjusted gross sales, whichever is greater, payable monthly.

5. OPERATIONAL TIMES: The operation shall be open for business, seven days per week from official sunrise to sunset, with sufficient personnel available to handle peak business periods. Holidays and other closures shall be approved in advance by the Airport Manager or the Mayor.

6. PERSONNEL: The following employees shall be on duty, and available, during regular business hours:

- (a) Line serviceman.
- (b) FAA certificated commercial pilot and flight instructor.
- (c) FFA certificated mechanic.

7. An unsatisfactory safety or performance record may be basis for lease and operator's rights cancellation, as determined by the Airport Advisory Committee after hearing with notice to Lessee, subject to final determination by the City Council.

DEPARTMENTAL REQUIREMENTS: The following departmental requirements are hereby established:

1. LINE SERVICE: (Aircraft Refueling):

- (a) An approval fuel tank farm of not less than 30,000 gallons, storing aviation kerosene and at least two (2) different octane of aviation gasoline.
- (b) Approved refueling trucks (at least 2) sufficient to dispense the above mentioned aviation fuels.
- (c) Equipment and stocks to satisfactorily dispense at least 100 gallons of various weights of oil per month.
- (d) Mechanized equipment and tow bars to satisfactorily handle all popular twin and single engine aircraft.
- (e) Equipment and stocks sufficient to satisfactorily de-ice aircraft.
- (f) Aircraft oxygen replenishment equipment and stocks.
- (g) Auxiliary starting and aircraft heating units.
- (h) Aircraft battery recharging units.
- (i) Aircraft tire repair and inflation.
- (j) Aircraft cleaning (interior and exterior).

All equipment, operational procedures, maintenance dispensing, etc. shall meet current standards, operational recommendations and performance of the American Petroleum Institute and the Federal Aviation Agency. Line Service personnel shall be skilled and trained in servicing of aircraft and presenting a uniformed, neat, tidy appearance at all times. All incoming transient aircraft shall be properly directed, parked and chocked.

2. FLIGHT SERVICE: The following equipment, facilities and personnel shall be provided and maintained in clean and orderly condition:

- (a) Aircraft and personnel sufficient to accommodate the public through FAA approved primary pilot training flight and ground school curriculum.
- (b) Aircraft rental, charter and air taxi service shall meet all FAA requirements for such services.

3. AIRCRAFT MAINTENANCE REPAIR SERVICES: Facilities, equipment, personnel and manuals shall provide at least the following services:

- (a) Removal of damaged aircraft from public use area of the airport.
- (b) Periodic inspection, minor maintenance and repair to popular makes of aircraft, engines and components. (Wherever specialized jacks, hoists and other tools are required, such equipment shall be provided).
- (c) FAA certificated mechanic on duty during regular business hours to accomplish the above, plus trouble-shooting on malfunctioning transient aircraft.
- (d) Replacement parts stock amounting to not less than \$5,000.00 cost inventory resale, of a variety and models to satisfy transient and local need for popular aircraft replacements.

SPECIALIZED SERVICES: It is recognized that an aviation operator at Fanning Field may wish to perform additional specialized functions. Similarly, persons may wish to engage in only specialized tasks, or services, not specifically set forth hereinabove. Accordingly, such service must meet the following general standards either separately, or in conjunction with a general aviation operator:

1. Housing: Separate office and operational space sufficient to accommodate one aircraft.
2. Insurance: In the amount and kind required by the City Council necessary to protect the City from damage claims occasioned by the performance of these specialized operations, together with all other insurance protection required by State and Federal Government standards.
3. Operational Times: At least forty-eight (48) hours per work week.
4. Signs: Same as for general aviation operator.
5. Airport Areas: Specialized operations will be conducted only in the areas assigned to the specialist by the Airport Manager.
6. Operator shall meet all City, County, State and Federal minimum requirements for the performance of the specialty duty, and conduct the operation in a professional and lawful manner at all times.
7. As the need arises, the City shall promulgate such additional standards and requirements for both specialized and general aviation operators as may be required.

APPLICATIONS: All applicants applying for commercial aviation operator's rights, except the operation presently established at Fanning Field shall provide the following information in writing with their applications:

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1. Current financial statement.
2. Layout of buildings, appurtenances and spaces to be occupied.
3. Organizational Chart showing employees by name, duty status and job qualifications.
4. Proposed operational hours.
5. Description of proposed operational methods.
6. Statement agreeing to comply with all standards for commercial operators set forth herein.

All applications shall be addressed to the Mayor and City Council of the City of Idaho Falls, Idaho, and shall be delivered to the Airport Manager.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR, this 21st day of December, 1965.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

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

RESOLUTION (Resolution No. 1965-37)

A RESOLUTION ESTABLISHING AND ADOPTING A COMPREHENSIVE EMPLOYEE SALARY PLAN FOR THE CITY OF IDAHO FALLS; PROVIDING THAT THE PLAN SHALL BE USED AS A GUIDE, ONLY AND SHALL NOT BE CONSTRUED AS GRANTING ANY NEW RIGHTS TO ANY PERSON, OR PERSONS, WHOMSOEVER; INCORPORATING INTO SAID PLAN THREE SECTIONS DENOMINATED, "JOB DESCRIPTIONS", "CLASSIFICATION SCHEDULES", AND "SALARY SCHEDULES"; PROVIDING THAT SAID PLAN SHALL NOT APPLY TO PERSONNEL WHOSE SALARIES OR COMPENSATION IS GOVERNED BY LABOR UNION CONTRACTS; AND PROVIDING THAT THE PLAN SHALL APPLY TO CIVIL SERVICE EMPLOYEES ONLY IN PART AND AS QUALIFIED HEREIN.

WHEREAS, it is deemed necessary that the City of Idaho Falls establish a Comprehensive Employee Salary Plan to facilitate orderly administration of fiscal and management affairs of its numerous employed personnel, and to assist in budgeting and appropriation for employee compensation;

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NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF IDAHO FALL, IDAHO:

1. That the Comprehensive Employee Salary Plan for the City of Idaho Falls, on file in the office of the Personnel Officer for the City of Idaho Falls, and consisting of "Job Description", "Classification Schedules", and "Salary Schedules" be, and the same is hereby, established and adopted effective as of January 1, 1966.

2. That said Comprehensive Plan shall be used as a guide, only, in the orderly administration of fiscal and management affairs of employed personnel, and shall not be construed as granting to any person or persons any contract rights whatsoever. Any provisions in the Comprehensive Plan notwithstanding, all salaries and compensation of all personnel shall remain subject to the approval of the Mayor and City Council and subject to the limitations of the applicable budgets and appropriation ordinances of the City of Idaho Falls.

3. That said plan shall apply to all employed personnel of the City of Idaho Falls except personnel whose salaries or compensation is governed by labor union contracts, as and when such union contracts shall be entered into by the Mayor and City Council; and said plan shall apply to civil employees only to the extent as hereinafter qualified.

4. That said plan shall apply to civil service employees, but only as the "Job Descriptions" and "Classification Schedules". For civil service employees, salaries shall be increased annually only in accordance with the applicable schedules based upon a 2% annual longevity adjustment per year of service after the schedules are approved and adopted. All salaries and compensation of civil service personnel shall be subject to the civil service law and the annual budget and appropriation ordinance of the City of Idaho Falls.

5. That every position of employment by the City of Idaho Falls shall have a job description. As and when new positions of employment are created, the personnel officer, with the assistance of, and in collaboration with, the Division Head shall cause a job description and classification for that position of employment to be prepared and incorporated into the Comprehensive Employee Salary Plan. Each job description shall be classified after standard evaluation.

6. That all salary adjustment which shall be hereinafter made under said plan shall first be ordered by the Mayor, and shall be classified after standard evaluation.

In his order the Mayor shall fix and effective date for such salary adjustments. Forthwith, following such Order, all Division Heads shall conduct, and complete not less than thirty (30) days prior to such effective date, as evaluation of all employees under their supervisions, and shall furnish to the Personnel Officer for each such employee the

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“Recommendation for Salary Increases” form set forth in said plan with all information thereon furnished.

7. That said evaluations shall be the basis for granting and denying salary adjustments. Recommendations for salary increases shall be studied by the Personnel Officer who shall submit the same to the Mayor and Council with his recommendations. The Mayor and City Council shall then make final disposition of the recommended salary increases.

8. That no employee shall be eligible for a salary adjustment who has not completed at least six months service with the City.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 21ST DAY OF DECEMBER, 1965.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

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

The Mayor appointed Mr. E. D. Griffen as a member of the Airport Advisory Council Committee as a replacement for Mr. William Wayne who is leaving the City. It was moved by Councilman Leahy, seconded by Freeman, that this appointment be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

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

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
