

JULY 22, 1965

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The City Council of the City of Idaho Falls, Bonneville County, State of Idaho, met in a Regular Meeting on Thursday, the 22<sup>nd</sup> day of July, 1965, at the hour of 7:30 P.M. at the regular meeting place of the City Council, in the Council Chambers in the City Hall, in Idaho Falls, Idaho, due legal and timely notice of said Meeting having been served upon the members as required by law and the rules and ordinances of said City.

On roll call, the following members, constituting a quorum, were present: Mayor S. Eddie Pedersen; Councilmen Philip C. Leahy, Jim Freeman, Gordon L. Nelson, Dale D. Parish, Roy J. Keller. Absent: Councilman Karl Page. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Donald F. Lloyd, Public Works Director; Robert Pollock, Police Chief; Luther Jenkins, City Controller; Lester Corcoran, Fire Chief.

Minutes of the last Recessed Regular Meeting, held July 8<sup>th</sup>, 1965, were read and approved.

The Mayor acknowledged a high school government class attending the Council Meeting and thanked them for their presence and their interest.

The Mayor invited Lieutenant Scyril Hamberlin of the Police Department to come forward and presented him with the following:

COMMENDATION

WHEREAS, LIEUTENANT SCYRIL HAMBERLIN of the Idaho Falls Police Department did, on June 9, 1965, at great personal risk and danger to himself, attempt a rescue of the child, Louis Robinson of Idaho Falls, Idaho, from an accidental drowning after a fall into the Snake River adjacent to the Eagle Rock School, after discovering the body of said floating in the river by diving in to said Snake River and swimming to the body of said child and removing the said victim from the river, and

WHEREAS, such conduct on the part of Lieutenant Hamberlin is a credit to the Idaho Falls City Police force and to said officer personally, and

WHEREAS, the acts of said officer are recognized as being above and beyond his ordinary call of duty, and reflect great merit upon himself and his department.

NOW, THEREFORE, in commendation of those acts hereinabove set forth, the Mayor and City Council of the City of Idaho Falls, do hereby commend the said Lieutenant Scyril Hamberlin and cite him for his meritorious conduct as aforesaid, and direct this Commendation be made a part of his permanent record.

Dated this 22<sup>nd</sup> day of July, 1965.

s/ S. Eddie Pedersen  
MAYOR

s/ Philip C. Leahy  
s/ Karl G. Page  
s/ Dale D. Parish

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s/ Roy J. Keller  
s/ Jim R. Freeman  
s/ Gordon L. Nelson  
COUNCILMEN

The Lieutenant expressed appreciation for this commendation from the Mayor and City Council.

Councilman Nelson re-introduced the subject of the sign, donated by Girls' Federation, to be installed in front of the senior high school. Mr. M. L. Hutchings of the Hutch Sign Company and Mr. Owen Thornock, Assistant Principal of the high school were present to answer questions. It was learned that the sign is 10' X 4' in size and extends 14' in height from the ground. Mr. Thornock agreed that a time clock would be installed and that the Council should determine the time of lighted operation. It was moved by Councilman Nelson, seconded by Leahy, that approval be granted for installation of the sign with the understanding, as previously agreed, pertaining to the time clock. Roll call as follows: Ayes, 5; No, none; carried.

The Mayor, recognizing that there were those in the Council Chambers interested in the Cambridge Terrace Addition annexation, invited comment on the subject. Mr. Reginald Reeves and Mr. Morton Hiller, local attorneys, appeared before the Council and noted that annexation and zoning had been recommended by the Planning Commission. Mr. Reeves said they were representing certain near-by residents who objected to a proposed trailer court within the area and also the fact that the Planning Commission had made their decision of recommendation to the Council without said residents having had an opportunity to be heard. Howard Nobel, Chairman of the Planning Commission appeared and said his group would be happy to open the subject for reconsideration. It was moved by Councilman Leahy, seconded by Keller, that annexation and zoning of the area in question be referred back to the Planning Commission for further study and consideration. Roll call as follows: Ayes, 5; No, none; carried.

Mr. Richard Decker, Market Road, appeared before the Council and said he was also concerned about the Cambridge annexation, from the standpoint of surface drainage, how it would be handled, and to what extent it would affect his property when developed. The Mayor invited Mr. Decker to confer with the Public Works Director in this regard.

Reference is made to Page 232 in this Book of Minutes and the caption of an ordinance which would make unlawful the retail selling or dispensing of Class I flammable liquids without proper control. The Mayor recognized several in the Council Chambers who were interested in this proposed ordinance and, therefore, reintroduced same for discussion. The City Attorney commented to the effect that the ordinance, if passed, would prohibit coin operated stations from vending gasoline unless administered by an attendant and that it would also prohibit customers from helping themselves to gasoline in a franchised station. The City Attorney said that, in his opinion, the existing ordinance sufficiently covers these points except it is not specific in its definitions as to the meaning and scope of the word "unattended".

Mr. Alex Creek, local gasoline distributor, appeared before the Council urging passage of the proposed ordinance in question, on the grounds of safety. He said that the existing ordinance, if worded as the City Attorney described, is not being enforced. He said he knew of at least one unattended coin operated gas station.

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Mr. Forde Johnson, local gasoline distributor, appeared before the Council, also urging passage of the proposed ordinance to insure safety. He said that gasoline is, basically, a dangerous commodity which has only one purpose; namely, to explode. Unattended stations would be faced with problems such as customers leaving their motors running, smoking, etc. He observed that attendants are expensive and franchise stations would certainly be interested in operating without them except from the standpoint of safety.

Mr. Eugene Gillette, 1704 Brentwood Drive, appeared before the Council for the purpose of presenting his own observations relative to the manner in which franchise stations are attended. He said that, in his opinion, if there are one or more stations operating unattended, as indicated earlier, the informant should have been more specific.

Mr. Les Corcoran, Fire Chief, appeared and said the Fire Prevention Code requires extinguishers, automatic control nozzles, no gas poured in glass containers, etc. He said the proposed ordinance would provide better enforcement provision which would tend to insure safety.

Councilman Parish commented to the effect that no effort should be spared to provide maximum safety for the operation of service stations. He said the problem seems, instead, to be one of proper wording to finally have in force an ordinance that is workable and enforceable. In the absence of further comment, the Mayor referred the ordinance to the local gasoline tradesmen for further study and recommendation.

Mr. Ben Brothers, local developer of an area immediately outside the City limits commonly known as Happyville, appeared before the Council. He noted that a City owned water line is being installed along Atlanta Street. He asked that he be permitted to connect to said line to serve several privately owned properties between Atlanta and Houston which would necessitate the installation of a private water line outside of public rights of way. He also asked that he be permitted to connect to an existing public sewer line on Colorado to serve certain privately owned properties in the area south of Atlanta, also with a line that would be outside of public rights of ways. In both instances, these were referred to the Public Works Division for study and recommendation.

Mr. Clarence Weichel, 181 W. 21<sup>st</sup> Street, appeared before the Council, asking permission to construct a wooden fence, six feet in height, along his west property line to the 21<sup>st</sup> Street curb which would cross twelve feet of City owned property reserved for sidewalk and parking. After some discussion and by general Council agreement, this request was denied except that permission was granted to construct a fence that would in every respect comply with the City Code.

Mr. Jack Hurley, 1101 Iona Street, appeared before the Council and asked if Elmore Avenue was to be included in the proposed paving district and was answered in the affirmative. He then registered concern as to the destiny of his property due to the project, sponsored by the Bureau of Land Management for clearing and quieting title on certain omitted lands. He was also concerned as to what effect the highway interchange would have on his property. The Mayor offered the services of the City to meet with representatives of the Bureau of Land Management and the State Highway Engineers in an effort to resolve the problems to his complete satisfaction.

License applications for FOOD CONCESSION, previously approved by the City Sanitarian, T. P. Grimmett for July 4<sup>th</sup> Celebration (Tautphaus Park and Parade Route); RESTAURANT, previously approved by the City Sanitarian, transfer of ownership only, Rex W. Sheppard for Burgermaster Inc.; APPRENTICE ELECTRICIAN, previously approved by the Electrical Inspector, Preston Olsen with Idaho Falls Electric, Erwin E. Wirkus with Al Brown Electric were presented. It was moved by

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Councilman Leahy, seconded by Keller, that these licenses be approved. Roll call as follows: Ayes, 5; No, none; carried.

License applications for CLASS C GAS FITTING & VENTING AND WARM AIR HEATING, Glen Brown for Falls Valley Glass Co.; CLASS C GAS FITTING, VENTING & WARM AIR HEATING JOURNEYMAN for Glen Brown were presented. It was moved by Councilman Parish, seconded by Freeman, that these licenses be granted, subject to the approval of the Heating Inspector. Roll call as follows: Ayes, 5; No, none; carried.

License application for ROOMING HOUSE, transfer of ownership only, Joan Brant for Samoa Rooms was presented. It was moved by Councilman Freeman, seconded by Keller, that this license be granted, subject to the approval of the Police Chief. Roll call as follows: Ayes, 5; No, none; carried.

License application for DANCE HALL, Ellen Campbell for the Dog House was presented. It was moved by Councilman Leahy, seconded by Freeman, that this license be granted, subject to the approval of the Police Chief and the Police Committee. Roll call as follows: Ayes, 5; No, none; carried.

A BEER license application was presented, representing a change of ownership of the Playboy Bar from Lyle Peterson to Glen R. Moore. In this connection, the following memo from the Police Chief was presented:

July 22, 1965

TO: Honorable Mayor and City Council  
FROM: Chief Pollock  
SUBJECT: GLEN R. MOORE, APPLICATION FOR LICENSE PLAYBOY BAR

Upon the basis of an investigation of our records pertaining to Mr. Glen R. Moore, it is recommended that the application be denied Mr. Moore to operate the Playboy Bar at this time.

Case 46188 dated April 7, 1965 shows a NO ACCOUNT CHECK in the amount of \$10.00, dated 2-6-65 was issued to the Stockman's Bar in Idaho Falls. Mr. Glen R. Moore had signed the check. Moore was located and arrested by Twin Falls Sheriff on our Warrant 4-21-1965. Moore appeared before Judge Adams and entered a plea of "Guilty" 6-9-65 and was fined \$25.00 plus costs with thirty days sentence suspended upon good behavior and restitution.

Case 48848 dated June 9, 1965 - Arrest of Glen R. Moore on felony warrant "No Account Check" by our department for Twin Falls Police. Returned Moore to Twin Falls June 10, 1965. At this time our department does not have the disposition of this case.

s/ Robert D. Pollock  
Chief of Police

It was moved by Councilman Freeman, seconded by Leahy, that the Police Chief's recommendation be honored and the application be denied. Roll call as follows: Ayes, 5; No, none; carried.

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Presented by the City Clerk was a City redemption tax deed in the name of A. V. Erkenbrak, accompanied by an appropriate resolution, as follows:

**RESOLUTION (Resolution No. 1965-14)**

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 29, Title 50, Idaho Code, and by deed of the City Treasurer dated the 10<sup>th</sup> day of November, 1952, recorded in Book 87 of Deeds at Page 333, records of Bonneville County, Idaho acquire title to and possession of the following described real property, to-wit:

That portion of Lots 33 and 34, lying south and east of the Idaho Canal Co. right-of-way in Block 16, South Park Addition to the City of Idaho Falls, Idaho.

WHEREAS, A. V. ERKENBRAK has offered to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with penalties thereon;

NOW THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are, authorized and directed, upon the payment of said sum of money by said purchaser to make, execute and deliver to the said A. V. ERKENBRAK a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

PASSED BY THE COUNCIL this 22<sup>nd</sup> day of July, 1965.

APPROVED BY THE MAYOR this 22<sup>nd</sup> day of July, 1965.

ATTEST: s/ S. Eddie Pedersen  
MAYOR  
s/ \_\_\_\_\_  
CITY CLERK

It was moved by Councilman Leahy, seconded by Parish, that the Mayor and City Clerk be authorized to sign the resolution and the deed. Roll call as follows: Ayes, 5; No, none; carried.

This memo was presented and read:

MEMORANDUM

TO: City Council  
FROM: W. H. Fell  
SUBJECT: BROADWAY STREET LIGHT BID ANALYSIS AND RECOMMENDATION

The Council Committee and Electric Division recommend award of bid to Westinghouse, the low bidder for 7 foot candles on Broadway between Broadway Bridge and the Library.

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Approximate price of material bid \$12,027.86 subject to changes in price for heavier standards for highway signalization provision. Money was budgeted for this item.

Attached is bid tabulation and estimated cost of completed job to be installed by Electric Division. (Estimate \$17,000 approx.)

It was moved by Councilman Leahy, seconded by Keller, that the low bid of Westinghouse be accepted as recommended. Roll call as follows: Ayes, 5; No, none; carried.

The following order of the Mayor, dated July 15<sup>th</sup>, 1965, was presented by the City Clerk:

City of Idaho Falls  
Office of Mayor and  
City Council  
July 15, 1965

**ORDER OF THE MAYOR**  
**CITY OF IDAHO FALLS**

WHEREAS, at the last City Council Meeting it was resolved to award the contract for furnishing and installing a fire alarm system to the Burggraf Construction Company, provided it should be determined that that Company was and is properly licenses to perform the contract; and

WHEREAS, the City Attorney has studied the matter and has received a communication from the Public Works Contractors State License Board to the effect that, upon the information available to the Board, Burggraf Construction Company is not properly licensed to perform the contract; and

WHEREAS, it is the opinion of the legal department of the City of Idaho Falls that no contract should be awarded at this time;

NOW THEREFORE, IT IS ORDERED by the Mayor of Idaho Falls that no contract shall be entered into for the furnishing and installing of a fire alarm system at this time;

IT IS FURTHER ORDERED that the City Clerk shall give notice of this order at once to members of the City Council and all bidders under the proposed project.

Dated this 15<sup>th</sup> day of July, 1965.

s/ S. Eddie Pedersen  
MAYOR  
CITY OF IDAHO FALLS

ATTEST: s/ Roy C. Barnes  
CITY CLERK

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It was moved by Councilman Freeman, seconded by Leahy, that the action of the Mayor in this regard be duly ratified. Roll call as follows: Ayes, 5; No, none; carried.

**ORDINANCE NO. 1142**

AN ORDINANCE CHANGING THE NAME OF NORTH YELLOWSTONE AVENUE TO NORTHGATE MILE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilman Leahy, seconded by Keller, 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, 5; 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, 5; No, none; carried.

This memo from the Public Works Director was read:

7-22-65

TO: Honorable Mayor and City Council  
FROM: Don Lloyd  
SUBJECT: RECONSTRUCTION OF STREETS

Please find attached hereto a tabulation of bids for the "Reconstruction of Streets". These bids were opened July 20<sup>th</sup> and have since been tabulated and reviewed.

Since they appear to be in order and less than the Engineer's estimate, we would recommend the Mayor and Council award a contract to Pickett & Nelson, Inc. of Idaho Falls in the amount of \$37,697.25 and that the Mayor and City Clerk be authorized to sign the necessary contract documents.

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

It was moved by Councilman Keller, seconded by Nelson, that Pickett & Nelson be awarded this contract as recommended. Roll call as follows: Ayes, 5; No, none; carried.

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

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TO: Honorable Mayor and City Council  
FROM: Don Lloyd  
SUBJECT: FAIRVIEW EXTENSION

Please find attached hereto a sketch showing the proposed alignment for Fairview Extension to Anderson.

Various proposals for the alignment of this Street have been discussed with the Planning Commission and citizens of the area. The alignment shown here has been approved by the Planning Commission. We are therefore recommending that this alignment be approved and that the Division be authorized to acquire the rights-of-way to the limit of the funds budgeted for this purpose.

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

The City Engineer, by the use of slides, presented the proposed alignment. Mr. Grant Smith, 160 West Anderson, appeared as an affected property owner and asked about the alignment cutting his private driveway approach. Although the slide as presented did show Boulevard right of way to encroach on his driveway the City Engineer assured Mr. Smith that this particular portion of the alignment was in error and that his driveway approach would not be affected. It was moved by Councilman Leahy, seconded by Keller, that authorization be granted to acquire right of way as described. Roll call as follows: Ayes, 5; No, none; carried.

Mr. Pete Hill, Airport Manager, appeared before the Council to present a proposition whereby four interested parties, Messrs. Eldon Hill, Lee Wood, Richard Wheeler and one other, would become lessees to a private hangar at the southeast end of the airport, yet to be constructed. Mr. Wood was present in this regard. Hill explained that the proposed hangar would comply with City Code and that 100 feet frontage was requested but that, due to the size of the hangar, the applicants were prepared to pay lease rental on only 56 feet which would yield only about one half of the usual revenue for such an area. It was moved by Councilman Nelson, seconded by Parish, that the proper Council Committee meet with the interested lessees and the Airport Manager with discretion to negotiate a satisfactory arrangement to all concerned parties, after which a lease be drawn accordingly and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

Reference is made to Page 223 in this Book of Minutes and a letter from the Y.M.C.A. requesting certain additional leased land from the City and a rate reduction in the annual rental fee. Councilman Freeman reintroduced this subject and said his findings revealed that four diagonal parking spaces in the adjacent City owned parking lot would be eliminated but that two parallel spaces could be added, resulting in a net loss of two spaces. It was moved by Councilman Freeman, seconded by Leahy, that the additional land as requested be granted the Y.M.C.A. in their new lease but that the annual lease rental remain at \$50.00 per year. Roll call as follows: Ayes, 5; No, none; carried.

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So that the Council could be properly appraised and the matter be made a matter of record, the Mayor read the following letter which he proposed sending to the U.S. Bureau of Census:

July 22, 1965

Director  
United States Bureau of Census  
Washington 25, D.C.

RE: SPECIAL CENSUS FOR IDAHO FALLS, IDAHO

Dear Sir:

The City of Idaho Falls, Idaho, has tentatively decided to request the Bureau of Census to conduct a special census for the municipality as soon as the same can be reasonably accomplished. Before the decision is made final, we must know what the costs will be to the City.

The City has grown quite rapidly since 1960, and the population is now estimated at 38,500. I would much appreciate learning what the probable cost of the special census will be to the end that it might be conducted during 1965.

Sincerely yours,  
s/ S. Eddie Pedersen  
Mayor, City of Idaho Falls

This met with general Council agreement.

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

**RESOLUTION NO. 1 (Resolution No. 1965-15)**

A RESOLUTION DECLARING THE INTENTION OF THE CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, TO GRADE, GRAVEL, PRIME COAT, PAVE, CURB, GUTTER, SURFACE DRAIN, AND CONSTRUCT SIDEWALKS ON CERTAIN STREETS AND PARTS OF STREETS, ALLEYS AND PARTS OF ALLEYS WITHIN SAID CITY; TO CREATE LOCAL IMPROVEMENT DISTRICT NO. 36 FOR IDAHO FALLS, IDAHO, FOR THE PURPOSE OF MAKING SAID IMPROVEMENTS; TO DEFRAY THE COSTS AND EXPENSES OF SAID DISTRICT AND A PORTION OF THE COST AND EXPENSES OF SAID DISTRICT AND A PORTION OF THE COST AND EXPENSES OF SAID IMPROVEMENTS BY SPECIAL ASSESSMENTS LEVIED UPON AND AGAINST THE LOTS AND LANDS ABUTTING, ADJOINING AND ADJACENT TO THE STREET OR STREETS OR ALLEY OR ALLEYS TO

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BE SO IMPROVED, AND ON AND AGAINST ALL LOTS AND LANDS BENEFITED BY SUCH IMPROVEMENTS INCLUDED IN SAID DISTRICT, AND TO PAY THE WHOLE COST AND EXPENSES OF SAID IMPROVEMENTS WITHIN STREET INTERSECTIONS AND ALLEY INTERSECTIONS FROM THE GENERAL FUNDS OF THE CITY AND IN ADDITION THERETO, CITY WILL CONTRIBUTE AND PAY \$14,900.00 FROM THE GENERAL FUNDS OF THE CITY, AND DECLARING SAID IMPROVEMENTS TO BE AN ORIGINAL IMPROVEMENT OR IMPROVEMENTS; GIVING THE KIND AND CHARACTER OF SAID IMPROVEMENTS AND THE ESTIMATED TOTAL COST THEREOF; FIXING THE TIME WHEN PROTEST AGAINST SAID IMPROVEMENTS AND THE CREATION OF SAID DISTRICT MAY BE FILED IN THE OFFICE OF THE CITY CLERK AND WHEN SUCH PROTESTS WILL BE HEARD AND CONSIDERED BY THE CITY COUNCIL; AND PROVIDING FOR GIVING NOTICE THEREOF.

WHEREAS, the City Council of Idaho Falls, Idaho, deems it for the best interests of the City to grade, gravel, prime coat, pave, curb, gutter, surface drain, and construct sidewalks on certain streets and parts of streets, alleys and parts of alleys, within the corporate limits of said City, hereinafter particularly described; and to create Local Improvement District No. 36 for the City of Idaho Falls, Idaho, for the purpose of making said improvements, and

WHEREAS, the estimated total cost of said District and of said improvements is \$350,400.00, of which sum \$8,500.00 improvements within street and alley intersections; and

WHEREAS, the City will contribute and pay from the General Funds of the City in addition to said improvements within said street and alley intersections the sum of \$14,900.00; and

WHEREAS, the City Council is authorized to expend from the General Funds of the City the whole of the cost and expenses of said improvements within the street intersections and such other portion of the cost and expenses of said improvements as in their judgment may be fair and equitable in consideration of the benefits accruing to the general public by reason of such improvements; and

WHEREAS, the City Council proposes to defray the cost and expenses of said District and of said improvements to the extent of \$327,000.00 by special assessments levied upon and against the lots and land abutting, adjoining and adjacent to the streets and alleys to be so improved, and on and against all lots and lands benefited by such improvements included in said District, and to defray the whole cost and expenses of said improvements within street and alley intersections, from the General Funds of the City; and

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, AS FOLLOWS:

**Section 1.** The City of Idaho Falls, Idaho, does hereby declare its intention to grade, gravel, prime coat, pave, gutter, curb, surface drain and construct sidewalks on certain streets and parts of streets and alleys and parts of alleys within the corporate limits of said City, and for that purpose to create and establish a Local Improvement District therein to be known as Local Improvement District No. 36, for the City of Idaho Falls, Idaho, comprising said streets and parts of streets and alleys and parts of alleys and the lots and lands abutting, adjoining and adjacent thereto and the lots and lands benefited by such improvements and situated in said District, which said streets and parts of streets, alleys and parts of alleys and lots and lands are described as follows, to-wit:

**DESCRIPTION OF WORK**  
**STREET PAVING IN JOHN ADAMS HEIGHTS ADDITION**

First Street: From the west boundary to the east boundary of John Adams Heights Addition.

**STREET PAVING IN CAPITOL HILL ADDITION**

College Street: From the east property line of Higbee Avenue to the west property line of Holmes Avenue.

May Street: From the east property line of Higbee Avenue to the west property line of Holmes Avenue.

**STREET PAVING IN FAIRMONT PARK ADDITION, DIVISION NO. 3**

12<sup>th</sup> Street: The south half of 12<sup>th</sup> Street from the east lot line of Lot 10, Block 7, to the west property line of Woodruff Avenue.

**STREET PAVING IN HIGHLAND PARK ADDITION**

Boise Avenue: From the north boundary of Elva Street to the north boundary of the Highland Park Addition.

Canyon Avenue: From the north boundary line of Elva Street to the south boundary of Shelley Street.

Cassia Avenue: From the north boundary of Shelley Street to the north boundary of Highland Park Addition.

Elmore Avenue: From the north boundary of Jackson Drive to the south boundary of Shelley Street.

West Elva Street: From the northwest boundary of Riverside Drive to the west boundary of Jefferson Avenue.

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Iona Street: From the east boundary of Elmore Avenue to the west boundary of Jefferson Avenue.

Jackson Drive: From the west boundary of Riverside Drive 800 feet more or less, northwesterly.

Latah Street: From the north boundary of Jackson Drive north 150 feet, more or less.

Riverside Drive: From the south boundary of Elva Street to the northeast corner of Lot 2, Block 70.

**STREET PAVING IN KUGLER ADDITION**

Mountain View Lane: From the east property line of Saturn Avenue to the east property line of Kugler Addition.

**STREET PAVING IN THE W. O. KUNTER ADDITION**

First Street: From the west boundary to the east boundary of Kunter Addition.

**STREET PAVING IN LINDEN PARK ADDITION**

First Street: From the west boundary of Linden Park Addition to the northwest corner of Lot 5, Block 20, Linden Park Addition.

**STREET PAVING IN SOUTH LAWN ADDITION**

Alice Avenue: From the south boundary of 14<sup>th</sup> Street to the north boundary of 16<sup>th</sup> Street.

**STREET PAVING IN MAPLEWOOD ADDITION**

First Street: From the west boundary to the east boundary of the Maplewood Addition.

**STREET PAVING IN MAYFLOWER ADDITION**

Higbee Avenue: From the north boundary of Yellowstone Highway to the north boundary of Keefer Street.

Keefer Street: From the east boundary of Higbee Avenue to the west boundary of Holmes Avenue.

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**STREET PAVING IN PACKER ADDITION, DIVISION NO. 3**

12<sup>th</sup> Street: The south half of 12<sup>th</sup> Street from the west property line of Lot 12, Block 15 to the west boundary line of Woodruff Avenue.

**STREET PAVING IN SOUTH PARK ADDITION**

Alice Avenue: From the south boundary of 14<sup>th</sup> Street to the north boundary of 16<sup>th</sup> Street.

16<sup>th</sup> Street: From the west boundary of Curtis Avenue to the east boundary of Rollandet.

**STREET PAVING IN PINE ACRES ADDITION**

First Street: From the east boundary line to the west boundary line of Pine Acres Addition.

**STREET PAVING IN SECTION 13, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE  
BOISE MERIDIAN**

Mountainview Lane: From the east property line in Kugler Addition to the west property line of North Colorado Avenue.

**STREET PAVING IN SECTION 24, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE  
BOISE MERIDIAN**

Rollandet Avenue: From the north boundary of 17<sup>th</sup> Street to the north boundary of 16<sup>th</sup> Street.

Utah Avenue: The south boundary line of West Broadway to the main tracks of the Oregon Short Line Railroad.

**STREET PAVING IN SECTION 17, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE  
BOISE MERIDIAN**

First Street: From the west boundary line of South Bel-Aire Addition to the east boundary of Pine Acres Addition and from the west boundary of Pine Acres Addition to the east boundary of Wabash Avenue.

**STREET PAVING IN SECTION 18, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE  
BOISE MERIDIAN**

Boise Avenue: From the north boundary of Highland Park Addition to the south boundary of Anderson Street.

Cassia Avenue: From the south boundary of Anderson Street to the north boundary of Highland Park Addition.

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**STREET PAVING IN SECTION 20, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE  
BOISE MERIDIAN**

First Street: From the east boundary of the Kunter Addition to the west boundary of Maplewood Addition. From the east boundary of Maplewood Addition to the west boundary of Linden Park Addition.

Terry Drive: The east half of Terry Drive from the north boundary of Orlin Park Addition, Division No. 5, north 140 feet, more or less.

**SIDEWALKS IN THE JOHN ADAMS HEIGHTS ADDITION**

First Street: From the west boundary of Fanning Avenue west 100 feet more or less.

**SIDEWALKS IN CAPITOL HILL ADDITION**

College Street: From the southwest corner of Lot 23 to the southeast corner of Lot 44, Block 6. From the northwest corner of Lot 22 to the northeast corner of Lot 1, Block 11.

May Street: From the northwest corner of Lot 22 to the northeast corner of Lot 1, Block 14. From the southwest corner of Lot 23 to 5 feet east of the southeast corner of Lot 28, Block 11. From the southwest corner of Lot 32 to the southeast corner of Lot 33, Block 11. From the southwest corner of Lot 36 to the southeast corner of Lot 44, Block 11.

**SIDEWALKS IN FAIRMONT PARK ADDITION, DIVISION NO. 3**

12<sup>th</sup> Street: From the northeast corner of Lot 10, Block 7 to the east boundary of Woodruff Avenue.

**SIDEWALKS IN THE HIGHLAND PARK ADDITION**

Boise Avenue: From the southeast corner of Lot 1 to the northeast corner of Lot 24, Block 74. From the southwest corner of Lot 48 to the northwest corner of Lot 25, Block 75. From the southeast corner of Lot 1 to the northeast corner of Lot 24, Block 61. From the southwest corner of Lot 48 to the northwest corner of Lot 25, Block 60. From the southeast corner of Lot 1 to the northeast corner of Lot 24, Block 48. From the southwest corner of Lot 48 to the northwest corner of Lot 25, Block 49. From the southeast corner of Lot 1 to the northeast corner of Lot 17, Block 33. From the southwest corner of Lot 36 to the northwest corner of Lot 19, Block 32.

Canyon Avenue: From the southeast corner of Lot 1 to the northeast corner of Lot 4 and from the southeast corner of Lot 8 to the northeast corner of Lot 24, Block 71. From the southwest corner of Lot 48 to the northwest corner of Lot 32 and from the southwest corner of Lot 27 to

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the northwest corner of Lot 25, Block 72. From the southeast corner of Lot 1 to the northeast corner of Lot 24, Block 64. From the southwest corner of Lot 48 to the northwest corner of Lot 38 and from the southwest corner of Lot 33 to the northwest corner of Lot 25, Block 63.

Cassia Avenue: From the southeast corner of Lot 1 to the northeast corner of Lot 24, Block 47. From the southwest corner of Lot 48 to the northwest corner of Lot 25, Block 48. From the southeast corner of Lot 1 to the northeast corner of Lot 17, Block 34. From the southwest corner of Lot 34 to the northwest corner of Lot 18, Block 33.

Elmore Avenue: From the southeast corner of Lot 1 to the northeast corner of Lot 12, Block 70. From the southeast corner of Lot 1 to the northeast corner of Lot 24, Block 65. From the southwest corner of Lot 48 to 5 feet north of the northwest corner of Lot 36 and from a point 10 feet south of the northwest corner of Lot 33 to the northwest corner of Lot 25, Block 64.

West Elva Street: From the southwest corner of Lot 48 to the southeast corner of Lot 1, Block 72.

Iona Street: From the southwest corner of Lot 48 to the southeast corner of Lot 1, Block 64. From the southwest corner of Lot 48 to the southeast corner of Lot 1, Block 63. From the northwest corner of Lot 25 to the northeast corner of Lot 24, Block 71. From the northwest corner of Lot 25 to the northeast corner of Lot 24, Block 72.

Jackson Drive: The southeast corner of Lot 1 to the northwest corner of Lot 43, Block 66. From the south corner of Lot 1 to the west corner of Lot 25, Block 67.

Latah Avenue: From the south corner of Lot 1 to the northeast corner of Lot 1, Block 67.

Riverside Drive: From the north property line of Elva Street to the east property line of Elmore Avenue and from the west property line of Elmore Avenue to the south property line of Iona Street.

#### SIDEWALK IN KUGLER ADDITION

Mountainview Lane: From the northwest corner of Lot 6 to the northeast corner of Lot 13, Block 1.

#### SIDEWALK IN W.O. KUNTER ADDITION

First Street: From the east property line of Fanning Avenue to the west property line of Chatham, and from the east property line of Chatham to the west property line of Kunter Addition.

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**SIDEWALK IN SOUTH LAWN ADDITION**

Alice Avenue: From the southwest corner of Lot 15 to the northwest corner of Lot 12, Block 5 and from the southwest corner of Lot 5 to the northwest corner of Lot 4, Block 2.

**SIDEWALK IN LINDEN PARK ADDITION**

First Street: From the west boundary line of Linden Park Addition to the west boundary of Linden Drive and from the east boundary of Linden Drive to the north corner of Lot 5, Block 20.

**SIDEWALK IN MAPLEWOOD ADDITION**

First Street: From the northwest corner of Maplewood Addition east 490 feet and also beginning at a point that is 550 feet from the northwest corner of the Addition and extending easterly 96 feet to the east property line of said addition.

**SIDEWALK IN MAYFLOWER ADDITION**

Higbee Avenue: From the northeast corner of Lot 48 to the northeast corner of Lot 1, Block 15. From the southeast corner of Lot 48 to the northeast corner of Lot 1, Block 14. From the southeast corner of Lot 48 to the northeast corner of Lot 1, Block 11. From the southwest corner of Lot 24 to the northwest corner of Lot 23, Block 16. From the southwest corner of Lot 24 to the northwest corner of Lot 23, Block 13. From the southwest corner of Lot 24 to the northwest corner of Lot 23, Block 13. From the southwest corner of Lot 24 to the northwest corner of Lot 23, Block 12.

Keefer Street: From the southwest corner of Lot 24, Block 9, east 110 feet, more or less. From the northeast corner of Lot 2 to 10 feet west of the northeast corner of Lot 11 and from the northeast corner of Lot 13 to the northwest corner of Lot 23, Block 12.

**SIDEWALK IN PACKER ADDITION, DIVISION NO. 3**

12<sup>th</sup> Street: From the west boundary of Lot 12, Block 15 to the west boundary of Woodruff Avenue.

**SIDEWALK IN PINE ACRES ADDITION**

First Street: From the west property line of Evergreen to the west property line of Pine Acres addition.

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**SIDEWALK IN SECTION 13, TWP. 2N., RGE. 37, E.B.M.**

Mountainview Lane: From the east boundary of Kuglar Addition to the west boundary of North Colorado Avenue.

**SIDEWALK IN SECTION 24, TWP. 2N., RGE. 37, E.B.M.**

Rollandet Avenue: From the north boundary of 17<sup>th</sup> Street to the north boundary of 16<sup>th</sup> Street.

Utah Avenue: On the east side from the main line Oregon Short Line Railroad tracks to the spur tracks and from the spur tracks 100 feet to the north, more or less.

**SIDEWALKS IN SECTION 18, TWP. 2N., RGE. 38, E.B.M.**

Boise Avenue: Both sides of Boise Avenue from the south boundary of Anderson Street to the north boundary of Highland Park Addition.

Cassia Avenue: Both sides of Cassia Avenue from the south boundary of Anderson Street to the north boundary of Highland Park Addition.

**SIDEWALK IN SECTION 20, TWP. 2N., RGE. 38, E.B.M.**

First Street: On the south side of 1<sup>st</sup> Street from the east property line of Kunter Addition to the east property line of Maplewood Addition, and from the east property line of Lot 3, Block 1, Maplewood Addition to the west property line of Lot 4, Block 19, Linden Park Addition.

**SIDEWALK IN SECTION 20, TWP. 2N., RGE. 38, E.B.M.**

Terry Drive: The east half of Terry Drive from the north boundary of Orlin Park, Division No. 5, 140 feet north.

**LOTS AND LANDS**  
**JOHN ADAMS HEIGHTS ADDITION**

Block 3, Lots 1 to 7, and 23 to 31, inclusive.

Block 4, Lots 1 to 7, and 21 to 29, inclusive.

Block 5, Lots 10 to 17, inclusive.

**CAPITOL HILL ADDITION**

Block 6, Lots 23 to 44, inclusive

Block 11, Lots 1 to 22, and 23 to 44, inclusive

Block 14, Lots 1 to 22, inclusive

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FAIRMONT PARK ADDITION

Block 7, Lot 10

HIGHLAND PARK ADDITION

Block 32, Lots 19 to 36, inclusive  
Block 33, Lots 1 to 17, and 18 to 34, inclusive  
Block 34, Lots 1 to 17, inclusive  
Block 47, Lots 1 to 24, inclusive  
Block 48, Lots 1 to 24, and 25 to 48, inclusive  
Block 49, Lots 25 to 48, inclusive  
Block 60, Lots 25 to 48, inclusive  
Block 61, Lots 1 to 24, inclusive  
Block 63, Lots 1 to 12, and 25 to 48, inclusive  
Block 64, Lots 1 to 48, inclusive  
Block 65, Lots 1 to 24, inclusive  
Block 66, Lots 1 to 12, and 35 to 44, inclusive  
Block 67, Lots 1 to 7, and 20 to 25, inclusive  
Block 70, Lots 1 to 19, inclusive  
Block 71, Lots 1 to 48, inclusive  
Block 72, Lots 1 to 48, inclusive  
Block 74, Lots 1 to 24, inclusive  
Block 75, Lots 25 to 48, inclusive  
Block 81, All of Block  
Block 82, All of Block

KUGLER ADDITION

Block 1, Lots 6 to 13, inclusive

W. O. KUNTER ADDITION

Block 1, Lots 1 to 5, inclusive  
Block 2, Lots 4 to 10, inclusive

SOUTH LAWN ADDITION

Block 2, Lots 3 and 4, and 5 to 9, inclusive  
Block 3, Lots 7 to 24, inclusive

LINDEN PARK ADDITION

Block 19, Lots 2 to 4, and that Park area lying north of Lot 3  
Block 20, Lot 1, and that Park area lying north of Lot 1

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**MAPLEWOOD SUBDIVISION**

Block 1, Lots 1 to 3, and 31 to 33, inclusive

**MAYFLOWER ADDITION**

Block 9, Lots 24 to 46, inclusive

Block 11, Lots 1 to 5, and 41 to 48, inclusive

Block 12, Lots 2 to 35, inclusive

Block 13, Lots 16 to 30, inclusive

Block 14, Lots 1 to 6, and 41 to 48, inclusive

Block 15, Lots 1 to 9, and 38 to 48, inclusive

Block 16, All of that portion lying westerly of the North Yellowstone Avenue

**PACKER ADDITION**

Block 15, Lot 12

**SOUTH PARK ADDITION**

Block 10, Lots 11 to 20, inclusive

Block 12, Lots 1 to 34, inclusive

**PINE ACRES SUBDIVISION**

Block 4, Lots 1 to 6, inclusive

Block 5, Lots 47 to 51, inclusive, according to First Amended Plat

**SECTION 13, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE BOISE MERIDIAN**

The parcel of land lying north of Mountain View Lane for 125 feet extending from the east property line of Saturn Avenue to the west line of North Colorado Avenue. That parcel of ground lying south of Mountain View Lane for 125 feet, extending from the east property line of the Kugler Addition to the west property line of Interstate Highway 15. That parcel of land lying between Riverside Drive and Jackson Drive, and the Snake River.

**SECTION 17, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN**

That parcel of land lying north of First Street for 125 feet, extending from the east property line of Pine Acres Subdivision to the west property line of South Bel-Aire Addition. That parcel of land lying north of First Street for 125 feet, extending from the east property line of Wabash Avenue to the west property line of Pine Acres Subdivision.

**SECTION 18, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN**

That parcel of land lying east of the east line of Boise Avenue for 125 feet, extending from the north property line of Lot 19, Block 32, Highland Park Addition, to the south property line of Anderson Street. That parcel of land lying west of the west line of Boise Avenue for 125 feet, extending from the north property line of Lot 17, Block 33, Highland Park Addition to the south property line of Anderson Street. That parcel of land lying east of the east line of Cassia Avenue for 125 feet, extending from the north property line of Lot 18, Block 33, Highland Park Addition, to the south property line of Anderson Street. That parcel of land lying west of the west line of Cassia Avenue for 125 feet, extending from the north property line of Lot 17, Block 34, Highland Park Addition, to the south property line of Anderson Street.

**SECTION 20, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN**

That parcel of land lying south of First Street for 125 feet, extending from the east property line of the W. O. Kunter Addition to the west property line of Lot 31, Block 1, Maplewood Addition. That parcel of land lying south of First Street for 125 feet, extending from the east property line of Lot 3, Block 1, Maplewood Addition to the west property line of Lot 4, Block 19, Linden Park Addition. That parcel of land lying east of Terry Drive for 125 feet, extending from the north property line of Lot 13, Block 22, Orlin Park Addition, northerly 140 feet.

**SECTION 24, TOWNSHIP 2 NORTH, RANGE 37, EAST OF THE BOISE MERIDIAN**

That parcel of land lying west of South Utah Avenue for 125 feet, extending from the south property line of Broadway to the Oregon Short Line Mainline Railroad Tracks. That parcel of land lying east of South Utah Avenue for 125 feet, extending from the south property line of Broadway to the Oregon Short Line Mainline Railroad Tracks. That parcel of land lying west of Rollandet Avenue for 125 feet, extending from the north property line of West 17<sup>th</sup> Street, to the north property line of West 16<sup>th</sup> Street.

**Section 2.** The kind and character of said improvements are grading, gravelling, prime coating, guttering, curbing, paving, surface draining, and constructing sidewalks on said streets and parts of streets and alleys and parts of alleys, all according to the plans and specifications to be filed in the offices of the City Engineer and City Clerk on or before the day fixed for hearing protests against the creation of said district and making of said improvements.

**Section 3.** The said improvements are Original.

**Section 4.** The estimated total cost and expense of said district and of said improvements are \$350,400.00, which sum is to be allocated and paid as follows:

From Special Assessments	\$327,000.00
From the General Funds of the City	\$ 23,400.00

**Section 5.** The cost and expenses of said district and of said improvements which is to be paid by special assessment is to be assessed against the abutting, adjoining and adjacent lots and lands on the streets or parts of streets and alleys or parts of alleys on which said improvements are to be made, and upon lots and lands benefited by such improvements and included within said district, each lot and parcel of land being assessed separately for the debt thereof, in proportion as to the number of square feet of said lots and lands abutting, adjoining or adjacent thereto or included in said district to the distance back from said streets and parts of streets, and in proportion to the benefits derived to such lots and lands by such improvements, sufficient to cover the total cost and expenses of said improvements to the center of the street.

The cost and expenses of said improvements within street and alley intersections, namely, the sum of \$8,500.00, plus the additional sum of \$14,900.00, is, in the judgment of the City Council, a fair and equitable portion of the total cost and expenses of said district and of said improvements to be expended from the general funds of the City in consideration of the benefits accruing to the general public by reason of such improvements, and shall be paid out of the general funds of the City.

That Monday, the 9<sup>th</sup> day of August, 1965, at 7:30 o'clock P. M. of said day, and the Council Chambers of the City Council in the City Hall in the City of Idaho Falls, Idaho, be, and the same are hereby designated as the time and place when protests against the creation of said district or the making of said improvements will be heard and considered by the City Council and that protests against said improvements or the creation of such district may be filed in the office of the City Clerk on or before the day of such meeting to, but not later than, the hour of 7:30 o'clock P. M. of said day. The City Clerk is hereby ordered and directed to give notice of the passage of this Resolution, the time within which protests against said proposed improvements or the creation of said district may be filed, and the date when said protests will be heard and considered by the Council in the manner provided by law.

APPROVED BY THE MAYOR of the City of Idaho Falls, Idaho, this 22<sup>nd</sup> day of July, 1965.

ATTEST: s/ \_\_\_\_\_  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

Councilman Keller seconded the adoption of Resolution No. 1, declaring the intention of the City Council of the City of Idaho Falls, Idaho, to create Local Improvement District No. 36, 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: Councilman Philip C. Leahy, Aye; Councilman James R. Freeman, Aye; Councilman Gordon Nelson, Aye; Councilman Roy J. Keller, Aye; Councilman Dale D. Parish, Aye.

The City Attorney submitted a brief report on the fire alarm system bids. He said the Licensing Board in Boise had advised him in writing that, in their opinion, Burggraf Construction, low bidder, was not properly licensed to perform the contract. However, Smith continued, the

Board at that time did not have all the informal documents which would be the subject of further study and review by the Board.

Reference was made to Page 207 in this Book of Minutes indicating that, following a public hearing relative to the intention to create L.I.D. #35, the matter was tabled or indefinitely postponed for further consideration pending a study by the Engineering Department in an effort to arrive at a more equitable method of assessment. Therefore, Councilman Leahy introduced the following resolution in writing and moved its adoption:

**RESOLUTION (Resolution No. 1965-16)**

WHEREAS, the City Council of the City of Idaho Falls, Idaho, passed, and the Mayor approved, a Resolution on May 6, 1965, to create Local Improvement District No. 35 of the City of Idaho Falls, Idaho, for the purposes therein set forth, and set the date for filing and hearing protests on Tuesday, the 8<sup>th</sup> day of June, 1965, at 7:30 P.M. o'clock of said day in the Chambers of the City Council in the City Hall in the City of Idaho Falls, Idaho, and

WHEREAS, the City Clerk thereafter gave due legal notice of said time and place for filing and hearing protests against the creation of said District, and

WHEREAS, at the time set, to-wit: Tuesday, the 8<sup>th</sup> day of June, 1965, at 7:30 P.M. o'clock, the City Council did not hear all of said protests and indefinitely postponed said hearing, and

WHEREAS, it is the desire of the City Council and Mayor to hear said protests, if any, against the creation of said District and to again give notice of the time within which said protests against said proposed improvements and the creation of said district may be filed and heard,

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

"That Thursday, the 26<sup>th</sup> day of August, 1965, at 7:30 o'clock P.M. of said day in the Chambers of the City Council in the City Hall in Idaho Falls, Idaho, be, and the same hereby are designated as the time and place when and where protests against the creation of said District for the making of such improvements shall be heard and considered by the City Council.

"Any protests against said improvements or the creation of such District may be filed in the Office of the City Clerk on or before the day of such meeting up, but not later than, the hour of 7:30 o'clock P.M. of said day.

"The City Clerk is hereby ordered and directed to give notice of the passage of this Resolution, the time within which said protests against said proposed improvements or the

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creation of said District may be filed, and the date when said protests will be heard and considered by the Council in the manner approved by law.”

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR this 22<sup>nd</sup> day of July, 1965.

ATTEST: s/ \_\_\_\_\_  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

Councilman Parish seconded the adoption of Resolution No. 2, declaring the intention of the City Council of the City of Idaho Falls, Idaho, to create Local Improvement District No. 35, 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: Councilman Dale D. Parish, Aye; Councilman Roy J. Keller, Aye; Councilman Nelson, Aye; Councilman James R. Freeman, Aye; Councilman Philip C. Leahy, Aye.

Reference is made to an amended resolution pertaining to the City’s position regarding joint use facilities with the School District, said resolution appearing on Page 201 in the Book of Minutes. It was moved by Councilman Leahy, seconded by Freeman, that the City Clerk be authorized and directed to forward a copy of said resolution to the School Board. Roll call as follows: Ayes, 5; No, none; carried.

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

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ S. Eddie Pedersen  
MAYOR

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