The City Council of the City of Idaho Falls met in Regular Session, Thursday, May 21, 1964 at 7:30 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present at said Meeting: Mayor S. Eddie Pedersen; Councilmen Nelson, Page, Parish, Freeman, Keller, Leahy. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Donald Lloyd, Public Works Director; William Fell, Electrical Engineer ; Luther Jenkins, Controller.

Minutes of the last Regular Meeting, held May 7th, 1964, and a Special Meeting held May 14th, 1964 were read and approved as amended.

Mr. Aden Hyde, representing the Library Board, appeared before the Council to report additional findings, relative to property acquisition for Library expansion. He said the Board has obtained a firm offer of $42,000 for the White Star Laundry property, adjoining the Library to the north. He said the owners would accept a purchase option upon payment of $2,000 with 18 to 24 months on the balance. Hyde reminded the Council that this should be considered in comparison to property condemnation which would require an immediate cash payment in full. Councilman Nelson asked about parking facilities and was answered to the effect that removal of the railroad tracks would solve this problem. Hyde said it was not beyond the realm of possibility that Library funds could be made available to provide the $2,000 and that an increased mill levy would provide additional funds for complete property acquisition. He said the Board would be in a better position to determine their financial status after receipt of the June tax money. Therefore, the matter was tabled with the understanding that it be again reviewed at that time.

License applications for BARTENDER, Robert I. Wartchow; RESTAURANT, Big "G" Drive Inn (previously approved by the City Sanitarian); JOURNEYMAN ELECTRICIAN (previously approved by the Electrical Inspector), Al Brown. 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 CLASS B GAS FITTING & VENTING, WARM AIR HEATING & VENTING & REFRIGERATION CONTRACTOR, Lowell Babbitt for Babbitt Electric; CLASS D WARM AIR HEATING CONTRACTOR, Paul B. Hammond for Hammond Furnace; JOURNEYMAN CLASS D WARM AIR HEATING, Paul Hammond; APPRENTICE WARM AIR HEATING AND VENTING, Ray R. Lindsay were presented. It was moved by Councilman Leahy, seconded by Parish, that these licenses be granted subject to the approval of the Heating Inspector. Roll call as follows: Ayes, 6; No, None; carried.

License applications for BEER (canned, bottled and draft to be consumed on the premises), Ray Moore for Der Gas Lampe Pizza Shoppe; BEER (canned and bottled to be consumed on the premises), Dwight Johnson for the Highland Ball Park were presented. 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.

This memo was read, relative to a photographers license application:

CITY OF IDAHO FALLS

To:	Chief of Police, Idaho Falls, Idaho	Inter-office speedimemo
From:	Ralph Hutchens, Sgt.	
Subject:	Photographer license, Austin Fox Tiffany Studio Assn.	

5/21/64

Due to the past complaints this Department has received in regards to the Austin Fox Tiffany Studios and due to the fact that information on the application does not comply with requested information asked for in Idaho Falls City Code Section 5-8-3, I recommend the license be denied.

s/ Ralph Hutchens, Sgt.

It was moved by Councilman Page, seconded by Leahy, that the recommendation be honored and the claim be denied. Roll call as follows: Ayes, 6; No, None; carried.

This communication from the City Attorney was presented:

May 18, 1964

Mr. Roy C. Barnes
City Clerk
City Building
Idaho Falls, Idaho

Re: Glen Poulsen – Claimant

Will you kindly bring to the Council's attention the contents of this letter:

Glen Poulsen filed a claim for the repair of a loose lead from a transformer connection near 810 Grandview Avenue, Idaho Falls. The matter was passed to the insurance carrier for its study and the claim was rejected, upon the grounds that the same covered maintenance of the electrical transmission system rather that a casualty claim.

I have now reviewed the matter on behalf of the City and come to the conclusion that this is merely a maintenance problem and not a proper damage claim. The insurance does not cover this expense and the claim should be paid routinely from the City maintenance budget.

Sincerely,
City of Idaho Falls
s/ A. L. Smith
City Attorney

It was moved by Councilman Leahy, seconded by Keller, that this claim in the amount of $13.50 be construed as a maintenance problem and be honored and paid from the general fund accordingly. Roll call as follows: Ayes, 6; No, None; carried.

Next to be presented by the City Clerk was the following:

General Adjustment Bureau, Inc.
355 F Street
Idaho Falls, Idaho
May 13, 1964

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

Re: Claim of D. L. Westergard
Date of Accident: 10/10/63

Gentlemen:

We have investigated the above claim. Date of occurrence has been verified as being 10/16/63. No written claim was filed until 3/31/64, or 5 months later.

We recommend the claim be denied on the basis of late reporting, as it was not filed within the required 30 days.

Yours truly,
s/ A. W. Knight
Manager

It was moved by Councilman Leahy, seconded by Nelson, that this claim be denied for the reasons as stated. Roll call as follows: Ayes, 6; No, None; carried.

This memo from the City Clerk was read:

5/21/64

To the Honorable Mayor and City Council
Idaho Falls, Idaho

Gentlemen:

Recently, all Councilmen and the Mayor received an explanatory letter with reference to a list of 192 old closed, utility accounts, totaling $6,122.88, which have been recalled from Mr. C. R. Crowley, professional collector, now retired.

It is our considered opinion that these are uncollectible, due to the length of time they have been on our books. We, therefore, respectfully request your authorization to charge them off and, thus, to clear our files.

Respectfully submitted,
s/ Roy C. Barnes
City Clerk

It was moved by Councilman Parish, seconded by Keller, that these utility accounts be charged off for the reason as stated. Roll call as follows: Ayes, 6; No, None; carried.

A memo from the Police Chief was read by the City Clerk, asking for permission to send a detective captain to the 34th Annual Idaho Peace Officers Convention in Coeur d' Alene, Idaho, June 8, 9, 10, 1964 at an estimated cost of $17.50. It was moved by Councilman Freeman, seconded by Leahy, that this travel request be authorized. Roll call as follows: Ayes, 6; No, None; carried.

Council attention was drawn to the fact that bids had been opened May 19th on traffic line paint, as received from Bennett's East Side Paint Company, The Garland Company, W. P. Fuller & Co., Garfield Paint Center, The Paint Spot and State Hardware. The purchasing agent, by memo, had recommended that the low bid of W. P. Fuller in the amount of $2.95 per gallon for yellow paint and $2.13 per gallon for white paint be accepted. It was moved by Councilman Page, seconded by Keller, that this be approved as recommended. Roll call as follows: Ayes, 6; No, None; carried.

A pole line easement was presented from Utah Power & Light Company, covering right of way easement for one guy anchor and two poles to service the Idaho Falls Gun Club. It was moved by Councilman Leahy, seconded by Page, that the easement be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, None; carried.

This memo from the City Engineer was presented by Councilman Nelson:

May 20, 1964
Acct. No. 15a-13

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

Gentlemen:

On May 19th, 1964, bids were received for the seal coating at Fanning Field, the bids received were as follows:

Quinn Brothers & Robbins, Inc.	$47,530.00
Gardner-Stone Co., Inc.	45,437.00
Robert Tindall	41,988.65
Bannock Paving Co.	40,349.75
Pickett & Nelson Inc.	39,507.75
Robert V. Burggraf Co.	27,668.75

We have reviewed these bids and have found them to be good and proper. It is recommended that the City award this contract to Robert V. Burggraf Co. for the amount of $27,668.75 and that the Mayor and City Clerk be authorized to sign the contract documents.

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

s/ Dale Barrett
Design Engineer

It was moved by Councilman Nelson, seconded by Leahy, that the low bid of Robert Burggraf Co. be accepted and the Mayor and City Clerk be authorized to sign the contract documents. Roll call as follows: Ayes, 6; No, None; carried.

This letter was read by the City Clerk:

Idaho Falls, Idaho
May 21, 1964

Mayor S. Eddie Pedersen
308 C. Street
Idaho Falls, Idaho

Dear Mayor Pedersen:

Enclosed you will find a sketch of Lots 6 & 7, Block 4, Bird Addition, No. 1, indicating the position of a proposed residence to be constructed on these lots. I am requesting action by the Board of Adjustments to grant a variance which will allow the use of area at the side of the proposed structure to satisfy the total requirement. The adjacent property owners have been notified as required but not all of them have signed the enclosed petition. They have voiced no objection to the proposed variance but are reluctant to sign the petition. Therefore, I am requesting action by the Board of Adjustments and City Council to allow this variance which will permit the use of these two lots and which will avoid leaving an undesirable vacant area in an established residential section of the City.

Sincerely,
s/ S. Lloyd Petersen
816 Crestmont
Idaho Falls, Idaho

It was moved by Councilman Parish, seconded by Page, that this matter be referred to the Board of Adjustments for study and recommendation. Roll call as follows: Ayes, 6; No, None; carried.

From the Building Officials office came several appeals for variances from Paul Meir, Arthur P. Clark, and Kenneth Cunnington. It was moved by Councilman Parish, seconded by Page, that these be referred to the Board of Adjustments for study and recommendation. Roll call as follows: Ayes, 6; No, None; carried.

Final plats were presented on Bona Vista Addition, Division #1, Falls Valley Subdivision, Division No. 6, John Heights Subdivision, Divisions No. 4 and 5. After some study it was moved by Councilman Page, seconded by Leahy, that these be approved and the Mayor and City Clerk be authorized to sign, subject to final checking by the Engineering Department. Roll call as follows: Ayes, 6; No, None; carried.

ORDINANCE NO. 1096

(Johns Heights Subdivision, Division No. 4)

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 Ordinance was presented in title. It was moved by Councilman Leahy, seconded by Parish, 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. 1097

(Johns Heights Subdivision, Division No. 5)

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 Ordinance was presented in title. It was moved by Councilman Freeman, 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, 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. 1098
(Gladys Collins Tract)

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 Ordinance was presented in title. It was moved by Councilman Keller, seconded by Nelson, 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. 1099
(Woodruff Park Subdivision, Division No. 1)

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 Ordinance was presented in title. It was moved by Councilman Nelson, 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. 1101
(Bona Vista Addition, Division No. 1)

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 Ordinance was presented in title. It was moved by Councilman Parish, 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, 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.

This memo from the City Engineer was read:

May 21, 1964

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

Gentlemen:

We are submitting the Annexation Ordinance for the David Smith Addition to the City of Idaho Falls.

We would like to point out, however, that the Planning Commission has not had the opportunity to approve the final plat as enclosed herewith. They have, however, approved the preliminary plat and inspection will show the preliminary and final to be one and the same.

The owner expressed a desire for expediting the zoning hearing which must follow annexation. We feel that the final plat approval can be accomplished before the next Council Meeting, and annexation at this time would not be out of order. There are no problems pertinent to the utilities or streets and zoning would be the only point to resolve in this matter.

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

s/ Ethan F. Axtmann, P.E.
Design Engineer

In view of the foregoing it appeared in order to present the following:

ORDINANCE NO. 1100
(David Smith Addition)

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 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, 5; No, Nelson; 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, Nelson; carried.

Because of the foregoing annexations the Council recognized the need for a public zoning hearing. It was moved by Councilman Page, seconded by Parish, that said hearing be scheduled for June 25th, 1964 and the City Clerk be authorized to publish notice accordingly. Roll call as follows: Ayes, 6; No, None; carried.

Mr. Martin Portman, from the Engineering Department, appeared before the Council at the request of the Mayor for the purpose of presenting a progress report on the horizontal control system and aerial photography work. He pointed out the value and extent of the control network. Also he presented examples of the photography work and explained the many uses for which this could be utilized and applied for more accurate and comprehensive planning and design.

Attention was drawn to a $500.00 cashier's check from Pickett & Nelsons dated March 30, 1955, made payable to the City, discovered by the City Clerk while going through some old files. In this connection the following legal opinion was rendered:

May 21, 1964

Roy C. Barnes
City Clerk
Box 220
Idaho Falls, Idaho

Re: Deposit of Pickett & Nelson

Dear Roy:

Concerning the investigation of the $500.00 check of March 30, 1955, relative to the Bel-Aire paving, it is apparent that this check was in the nature of a cash bond for future performance. It is also obvious that the repairs were accepted by the City long ago, and the statute of limitations has run out, in any event, on all aspects of work accepted.

My recommendation is that you mail the check to Pickett and Nelson. I am enclosing the check and all papers in connection therewith.

Sincerely,
Albaugh, Bloem, Smith & Pike
s/ A. L. Smith

It was moved by Councilman Parish, seconded by Leahy, that the City Clerk be authorized to return the check to the maker with proper explanation. Roll call as follows: Ayes, 6; No, None; carried.

The City Attorney presented the following:

R E S O L U T I O N (Resolution No. 1964-17)

It appearing that a utility easement described as follows, to-wit:

The south 8 feet of Blocks 3, 4, & 5, as shown on recorded plat of
Home Ranch Addition, Division No. 1 to the City of Idaho Falls, Idaho

was heretofore erroneously granted and conveyed to the City, and that other and different easements should have been granted and conveyed to the City, and

It is further appearing that the Boyle Development Company, a corporation, has this day granted and conveyed to the City of Idaho Falls by Easement Agreement dated December 20, 1963, the proper easement required by the City, and that the City should remise, release and quit claim all right, title and interest in and to the easement first above described,

NOW THEREFORE, BE IT RESOLVED, that the City of Idaho Falls shall release, remise and quit claim to the owners of the respective lots on which said easement, or part thereof, is situate, the said easement first above described, and the Mayor and City Council of the City are hereby authorized and directed to make, execute, and deliver the proper quit claim deeds to the respective owners of the lots on which said easement is situated.

It was moved by Councilman Leahy, seconded by Page, that the foregoing resolution be adopted and the Mayor and City Clerk be authorized to sign the deed in favor of the Boyle Development Company, when prepared. Roll call as follows: Ayes, 6; No, None; carried.

The Council again reviewed and considered the proposition of a new lease in favor of the Youngstrom Lumber Company, originally discussed on Page 154 in the Book of Minutes. It was noted that, in the interim period, all rental arrears have been cleared. It was moved by Councilman Leahy, seconded by Parish, that a new one year lease be prepared, that the monthly rental be in the amount of $100.00, and that the lease include a 90 day cancellation clause. Roll call as follows: Ayes, 6; No, None; carried.

This memo from Councilman Leahy was presented by Councilman Freeman:

May 21, 1964

Mayor Eddie Pedersen
P.O. Box 220
Idaho Falls, Idaho

Subject: Proposed Work Schedule for Fire Department

Dear Sir:

Attached are copies of two work sheets which compare the effect on costs of the proposed change in work schedule for the Fire Department from 66 man hours per week to 63 man hours per week. These comparisons show the difference in cost per hour for the time actually spent on the job assuming that the man's take home pay is not increased.

If the 63 man hour per week schedule is adopted, it will cost $575.00 more per year with the present 40 man department. Each of the 40 men will work nine less shifts. The normal work strength per shift is 15, which is the same as it was before we rescheduled inspectors to work the same schedules as firemen rather than and 8 hour day-5 day week-schedule.

The proposed change in schedule in essence results in a per-hour increase in wages. This percentage is shown on one of the attached charts.

It is the opinion of the Fire Committee (Jim Freeman, Carl Poulter and I) that if the 63 man hour per week schedule is adopted, the Fire Department should not be granted an additional general increase if one is authorized for other City employees during 1964.

Very truly yours,
s/ P.C. Leahy

Encl.
cc: Karl Page
Dale Parish
Jim Freeman
Gordon Nelson

Roy Keller
Carl Poulter
Post Register
Lew Jenkins
Phil Leahy

It was moved by Councilman Freeman, seconded by Leahy, that this proposed work schedule for the Fire Department be adopted, effective May 24, 1964. Roll call as follows: Ayes, 6; No, None; carried.

This memo from the Electrical Engineer was presented:

May 19, 1964

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: William H. Fell
SUBJECT: PRIVATE OUTDOOR, DUSK TO DAWN, SECURITY YARD LIGHTING

Several requests have been made requesting the City to provide a Security Lighting service comparable to the services of other utilities in the general area.

We are soliciting and securing information on other utility yard lighting policies, programs and charges. This data will be analyzed and utilized in preparing suggestions for consideration of a comparable City of Idaho Falls Yard Lighting Program.

Should you wish, during the interim period, a limited test program may be adopted which would be acceptable to at least one business which has requested such services.

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Following is a basic proposal suggestion:

175 watt Mercury vapor outdoor light furnished, installed and maintained by the City. $4.20 per month (same as Utah Power and Light)

400 watt Mercury vapor outdoor light. $6.70 per month (prorated on a comparable basis to 175 watt unit).

Limited number of units for test period to 20 units to first applicants. Install these units with a strict understanding that they may be removed at will at the end of a one year period by the City.

Have the customer agree that the rates may be adjusted, if a program is adopted, at which time he may elect to continue or have the fixtures removed.

These 20 units would cost approximately $100.00 each or $2,000.00 installed. If a program is not adopted, the units can be readily utilized in the City's public thoroughfare street lighting operation.

At the suggested rate, the complete fixture, including power and maintenance costs would be paid off between four and five years.

****

This is what the City Electric Utility would provide for the customer:

Complete installation of a modern outside area light, designed for all outdoor areas, mounted on a pole. Customer pays only for service, there is nothing else to buy.

Built in photo-electric cell which automatically turns on light at dusk, off at dawn.

All electricity used during operation of private light, which lights an area over 200 feet in diameter.

All maintenance and lamp replacement.

It was moved by Councilman Keller, seconded by Leahy, that this proposal be accepted and adopted up to 20 units as recommended, for the time being. Roll call as follows: Ayes, 6; No, None; carried. It was understood that a contract would be designed for the user of this type lighting which would provide for a clear understanding of ownership and maintenance responsibility.

It was noted that bids had been opened March 18th, 1964 on 10,0000 KVA L.T.C. transformer with switchgear and that bids had been received from Federal Pacific Electrical Wholesale Supply, General Electric Supply and Westinghouse Electric. In this connection the Electrical Engineer had prepared the following memorandum of recommendation:

May 19, 1964

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: William H. Fell
SUBJECT: BID EVALUATION: 10,000 KVA LOAD TAP CHANGING TRANSFORMER WITH SWITCHGEAR FOR 9TH STREET

RECOMMENDATION: Reject all proposals at this time. Call for new bids with delivery specified for next Spring or early Summer of 1964.

REASONS: (1) There were no bids that met delivery requirements. The late delivery proposed would not allow for system voltage conversions before cold weather.

(2) Three qualified manufacturers did not bid because of time limitations. Extending delivery time to about 40 weeks will likely result in more bids of a more competitive nature.

(3) Continuous electrical system upgrading will proceed as planned except for deferring this unit.

(A) Distribution dual-voltage transformers now out on bid will be exchanged in southeast portion of the City. Distribution transformers released by these replacements will be installed as required throughout the City to improve and upgrade voltage and service level.

(B) City Transmission will be sectionalized for improved service continuity with the 44 KV re-closers now out for bid proposal.

(C) Upgrading the 15th Street and Riverside Substation areas will proceed through voltage conversion in June and July as planned.

(D) Preliminary planning is proceeding on the City substation and express 12 KV feeder between 9th Street Sub and City Sub.

It was moved by Councilman Leahy, seconded by Keller, that all bids be rejected for the reasons as stated in the foregoing memo. Roll call as follows: Ayes, 6; No, None; carried.

City Engineer, Lloyd discussed the proposition whereby the City would initiate a charge by the Sanitation Department for hauling used tire carcasses to the sanitary land fill. For illustration, he said that nine tons had been hauled the previous week. It was moved by Councilman Keller, seconded by Nelson, that effective June 1st, 1964, the City effect a charge of 10¢ per tire so hauled away, regardless of size, and that a letter be so sent to all who would be in a position to participate in such a service. Roll call as follows: Ayes, 6; No, None; carried.

Lloyd then reintroduced the subject of discontinuing the practice of sprinkling unimproved streets. He said there is an effective alternate that could be considered; namely, that a dust palliative asphaltic penetrating oil be applied by a private contractor at the expense of the property owner. It was moved by Councilman Nelson, seconded by Keller, that the practice of sprinkling unimproved

streets be discontinued with the understanding that the program of grading and rolling be continued. Roll call as follows: Ayes, 6; No, None; carried.

Finally, from Lloyd the following memo was presented, covering a proposed street policy:

Draft No. 4
May 21, 1964

Mayor Pedersen
Roy Keller
Gordon Nelson

Subject: Street Policies

The Public Works Division needs to establish a policy concerning the construction, reconstruction and maintenance of public streets. In order for this Division to effectively plan and program the proper maintenance of our existing streets and the promotion of needed projects, a decision on these policies is needed as soon as practical. We have several current projects under consideration which will be materially effected by such a policy.

1. Initial Construction

   a. The entire cost of all initial street construction not considered as benefit for the entire community shall be borne by the adjacent property.

   b. That portion of a street which lies beyond 30 feet from a property line shall be considered as community benefit, and therefore the cost of that portion of the street construction shall be borne by City funds.

2. Improvement Projects

   a. The entire cost of an improvement project designed entirely for the benefit of the adjacent property, shall be borne by the particular properties benefited.

   b. Improvement projects which are considered to be of community benefit and no special benefit to adjacent property shall be paid for from City funds.

   c. Only those streets that have been formally adopted as part of the City's arterial street program, shall be considered as providing community benefit.

d. A street block which contains more than 50% of the lineal footage in non-residential zoning, shall be considered as offering benefit to the adjacent property. In such cases, the City will be responsible only for those costs incurred in establishing the street beyond a distance of 30 feet from the property line; i.e., the right of way acquisition and the additional paving width.

3. Maintenance

a. It shall be the responsibility of the City to maintain, in kind, on a continuous basis, all streets which have been accepted and approved. A street by definition shall include the pavement and curb and gutter, but excludes the sidewalks.

b. The cost of maintenance for sidewalks shall be the entire responsibility of the adjacent property owners.

c. Streets replaced at the request of the adjacent property owners, in advance of planned replacement by the City, shall be accomplished at the expense of the adjacent property owners only.

4. Financing

a. Monies required for the implementation of the maintenance program shall be obtained from an annual mill levy, established and earmarked specifically for the maintenance of streets.

b. It is anticipated that monies required for the construction of improvement projects, shall be placed before the citizens for bond issue approval.

We urge your serious consideration of these general policies, and will stand ready to supply any additional information.

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

It was moved by Councilman Nelson, seconded by Keller that this be referred to the City Attorney and the City Engineer for further study and review. Ayes, 6; No, None; carried.

It was noted that the 300 block on Eighth Street is completely beyond repair. It was moved by Councilman Nelson, seconded by Leahy that the City proceed with reconstruction and temporary surfacing of the block in question. Roll call as follows: Ayes, 6; No, None; carried.

Councilman Parish reported that a tentative settlement has been reached, relative to ground needed for additional right of way on 9th Street east of St. Clair Road. It was moved by Councilman Parish, seconded by Leahy, that the Mayor and City Attorney be authorized to negotiate for the purchase of the ground in the amount of $3,000.00, that the City would be responsible for the moving of the fence and that the seller, Mr. David Johnson, be responsible for the moving of the ditch. Roll call as follows: Ayes, 6; No, None; carried.

Reference was made to an appeal for variance by Alva C. Harris to build four bachelor apartment units and an office within six feet of the alley, on Lots 14 and 15, Block 1, Mathewson Vercler Addition, Division No. 1. Councilman Parish presented a building sketch and noted that other buildings in the immediate area were erected in this manner and that there was sufficient area for proposed parking. It was moved by Councilman Parish, seconded by Keller, that the variance, as requested be approved. Roll call as follows: Ayes, 6; No, None; carried.

Councilman Parish reported on renovation of the City Building Annex. He noted that $8,323.22 had been expended to date and that approximately $1,000 additional funds would be needed, exclusive of air conditioning.

Councilman Page drew attention to a City owned parking lot at Placer and Elm, originally designed to provide parking in connection with the adjoining municipally owned swimming pool. Page proposed three hours parking for the lot during the summer months, recognizing that the school district had tentatively agreed to permit A.E.C. workers to use their parking area at 150 North Water. It was moved by Councilman Page, seconded by Freeman, that this parking regulation be approved as described. Roll call as follows: Ayes, 5; No, Leahy; carried.

Councilman Page asked the City Attorney to prepare a form of agreement which could be used and adapted for those property owners who provide parking around play grounds which would hold them harmless from liability. Page then recommended and urged that picnic tables at the parks be located at the discretion of park officials, not to be moved indiscriminately, and that if more are needed by any given picnic group, they must be provided by said group.

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

ATTEST: s/ _____ s/ _____

CITY CLERK MAYOR

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