

JULY 19, 1962

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The City Council of the City of Idaho Falls met in Regular Session Thursday, July 19, 1962 at 8:00 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present at said Meeting: Mayor W. J. O'Bryant; Councilmen Foote, Leahy, Page, and Creek. Also present: Roy C. Barnes, City Clerk; George Barnard, City Attorney; Don Lloyd, Public Works Director; Don Ellsworth, City Engineer.

Minutes of the last recessed Regular Meeting, held July 9<sup>th</sup>, 1962, were read and approved.

The Mayor, recognizing that there were several Pine Acre residents, announced that there was a meeting scheduled Wednesday evening, July 25<sup>th</sup>, 1962, at 8:00 P.M. in the Council Chambers for the purpose of resolving the First Street lighted ball diamond feature of the recreation area at which time all interested parties, including Church representatives, Pine Acre residents and their legal representatives if desired, were invited to attend.

The Mayor announced that this was the time and the place for a public hearing, as advertised, for the purpose of hearing protests to the rezoning of Lots 17, 18, and 19, Block 31, Capitol Hill Addition and invited comments. There were no protests. It was moved by Councilman Page, seconded by Leahy, that this area be rezoned from R-2 to R-3. Roll call as follows: Ayes, 4; No, None; carried.

The Mayor then instructed the Building Official to incorporate the foregoing change of zoning on the official zoning map, located in his office.

The Mayor announced that this was the time and the place for a public hearing, as advertised, for hearing and considering objections to the assessment roll of Local Improvement District #29 and asked the City Engineer to explain the project and the manner in which assessments were computed. The following was revealed:

L. I. D. # 29

Low Construction Bid	\$105,169.10
Engineering, legal, administrative, contingencies	<u>21,033.82</u>
Total:	\$126,202.92

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Anticipated Revenue

Total from Assessment Roll	\$ 60,282.55
USA - BLM	<u>2,775.00</u>

Stanger Farms Inc.	8,418.75		
City Property	5,525.00		
City Lump Sum Participation	<u>49,201.62</u>		
	\$63,145.37	\$ 63,057.55	<b>Total: \$126,202.92</b>

It was explained that the total benefited area amounts to 1,540,026 square feet and that the assessment for the area measured from the property line back 200 feet on the rear property line, whichever is less, was computed on the basis of 5¢ per square foot. Public Works Director Lloyd

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announced that, originally, it was computed on the basis of 6¢ but that the Council this night, just prior to this meeting, had elected to lower to 5¢.

Verbal protests were then invited. Mr. John Fanning, one of the written protestants, appeared and said that lowering the basis of cost computation from 6¢ to 5¢ seemed fair and equitable, but that the Engineering costs seemed out of line. Ellsworth explained that the cost figure in question covered substantially more areas than Engineering, including contingencies which were difficult to ascertain in this construction area noted for lava rock.

Mr. Robert St. Clair, local attorney, appeared in behalf of Max Nadauld and Joseph Phillip, saying that the lowered cost to 5¢, while appreciated, still seemed high in relation to benefits.

Mr. Max Nadauld also appeared in his own behalf and protested on the grounds that, for present purposes at least, his property had ample water service.

Written protest were requested by the Mayor and the City Clerk presented the following:

Idaho Falls, Idaho  
July 19, 1962

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

Gentlemen:

On behalf of Joseph A. Phillip, we hereby protest the proposed assessment against his property recently annexed to the City in the newly created Special Improvement District No. 29, and the amount thereof, for the reason that he believes the amount of the assessment is too high to justify the benefits to be derived from the proposed new water lines in the District.

Joseph A. Phillip  
s/ Robert W. St. Clair  
Attorney

Idaho Falls, Idaho  
July 19, 21962

Mayor and Council of the City  
of Idaho Falls, Idaho

Gentlemen:

On behalf of Max Nadauld, we hereby protest the proposed assessment against his property recently annexed to the City in the newly created Special Improvement District No. 29 and the amount thereof, for the reason that he believes the amount of the assessment is too high to justify the benefits to be derived from the proposed new water lines in the District.



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License application for JOURNEYMAN ELECTRICIAN, Albert J. Siron of Enterprise Electric, was presented. It was moved by Councilman Page, seconded by Foote, that this license be granted, subject to the approval of the Electrical Inspector. Roll call as follows: Ayes, 4; No, None; carried.

A sales contract was presented between the City and the First Christian Church, outlining the terms and conditions for the sale of real property described as Lots 7, 8, and 9, Block 31, Eagle Rock Addition. Notation was made that the purchase price was \$22,000.00, \$4,000.00 of which would be paid upon execution of the contract and the balance to be paid on or before the First Day of July, 1963 without interest. (THIS NEVER EXECUTED BY CHURCH—SEE PAGE 261 FOR OPTION AGREEMENT).

It was further noted that this contract was signed by the Mayor and City Clerk on July 10, 1962 by informal authority of the Council. It was moved by Councilman Creek, seconded by Leahy, that this action by the Council, the Mayor and the City Clerk be duly ratified. Roll call as follows: Ayes, 4; No, None; carried.

It was noted that a joint selling agent proposal from Thornton D. Morris and Company, covering the services they would render and their guarantee to sell the bonds of Local Improvement District #28, when issued, was presented and approved at an informal Council Meeting July 17, 1962. It was moved by Councilman Foote, seconded by Creek, that the Council's action in this regard be duly ratified. Roll call as follows: Ayes, 4; No, None; carried.

This memo from the Public Works Director was presented:

July 12, 1962

Honorable Mayor and City Council  
Idaho Falls, Idaho

Gentlemen:

We are submitting herewith for your review and approval a proposal for providing a surface treatment for St. Clair Road.

Tabulated below are the three types of surface treatment considered, showing estimated total cost and annual costs for each:

<u>Type of Treatment</u>	<u>Mat'l Cost</u>	<u>Labor Cost</u>	<u>Total Cost</u>	<u>Exp. Life Est.</u>	<u>Ann. Cost</u>
Calcium Chloride	\$1,100	\$600	\$1,400	2 years	\$850
Double Penetration	1,700	400	2,100	4 years	525
Road Mix	2,900	1,000	3,900	7 years	555

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Our estimates in this table show the double penetration and road mix surface to be comparable in annual cost and both to be considerably more favorable than calcium chloride.

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Our experience so far this summer indicates the maintenance cost of blading and sprinkling on St. Clair Road to be about \$2,500 per year. This estimate is based upon grading once a week and sprinkling twice each day during six months of the year.

Since a portion of St. Clair Road lies within the County, we have discussed this improvement with the County Engineer. He has indicated that should we undertake a surface treatment of any kind, he will approach the County Commissioners on participating to the extent of furnishing the gravel.

Based upon our experience, we are inclined to favor a road mix application. The materials in this treatment can be salvaged; that is, reprocessed and re-laid. Further, a road mix surface can be easily patched, since it has a sufficient thickness to allow for any available patching material to be placed, bonded and rolled. Therefore, we are recommending that Mr. Lowe be authorized to construct a road mix surface on St. Clair Road between 1<sup>st</sup> Street and 15<sup>th</sup> Street.

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

It was moved by Councilman Leahy, seconded by Page, that the recommendation to construct a road mix surface on St. Clair Road between 1<sup>st</sup> and 15<sup>th</sup> Street be approved with the understanding that the road surface be 22' in width. Roll call as follows: Ayes, 4; No, None; carried.

This memo was then read:

July 19, 1962

Honorable Mayor and City Council  
Idaho Falls, Idaho

Gentlemen:

This letter is a request for architectural service in connection with the proposed remodeling of the Smith Building.

The Council Public Works Committee, Building Official, City Engineer, and myself have discussed the possibilities of a renovating plan. The attached print shows, without detail, one possibility for utilizing most of the present Smith Building.

Assuming general concurrence with this plan, we are requesting authorization to employ an architect to develop a preliminary plan of remodeling and renovating.

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Your early attention to this matter will be appreciated.

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

Attach:

It was moved by Councilman Creek, seconded by Leahy, that C. A. Sundberg and Associates be selected as the architect and that they be instructed that the scope of their duties, for the time being, will be limited to study that which has previously been presented by the Public Works Committee, the Building Official, and City Engineer and the Public Works Director and to prepare specific preliminary recommendations.

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

July 19, 1962

Honorable Mayor and City Council  
Idaho Falls, Idaho

Gentlemen:

In response to your request, please find attached hereto a legal description and a sketch map showing area proposed to be annexed to the City.

As can be seen, portions of the Columbus Club and the Vern Brown properties are presently within the City limits, and have benefit of City utilities and fire protection.

Therefore, we are recommending to you that the area shaded in yellow on the attached map be annexed to the City, as described on attached description.

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

Attach:

It was moved by Councilman Page, seconded by Foote, that the areas in question be annexed and that an annexation ordinance be prepared accordingly. Roll call as follows: Ayes, 4; No, None; carried.

The Mayor announced that plans for the Civil Service Defense room in the City Building has been approved July 18, and asked the Council's pleasure as to when they wished invitations to bidders to be issued.

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It was moved by Councilman Leahy, seconded by Creek, that C. A. Sundberg and Associates as architects be employed to prepare adequate drawings and specifications and when completed, invitations to bidders proceed. Roll call as follows: Page, Abstained; Creek, Aye; Foote, Aye; Leahy, Aye; carried.

Notation was made that the Travelodge had requested permission to locate a directional sign on City property, adjacent to the old Safeway Store on E Street. It was moved by Councilman Page, seconded by Foote, that action on this matter be deferred, pending further study. Roll call as follows: Ayes, 4; No, None; carried.

The Mayor announced an Idaho Municipal League Board of Directors meeting in Boise, July 28<sup>th</sup> to determine among other things, whether or not the League's Executive offices be moved from Weiser to Boise. It was moved by Councilman Leahy, seconded by Creek, that the Mayor be authorized to attend. Roll call as follows: Ayes, 4; No, None; carried.

Reference is made to Page 221 in this Book of Minutes concerning certain private property owned by G. C. Torneten which had been used by the City for purpose of dumping snow in the river. It was noted that a cash offer from the City had recently been rejected. It was generally agreed that the City should investigate the possibility of opening a City Street to make the river accessible to dump trucks in this manner.

The following letter was read:

To Honorable Mayor and Council  
City Building  
Idaho Falls, Idaho

Gentlemen:

The Idaho Falls Downtown Improvement Association, after full discussion at a meeting duly called and after unanimous approval, respectfully requests that the proposed new zoning ordinance, together with the present zoning ordinance now in force be submitted to a planning authority of known repute for an opinion as to:

1. Whether the proposed zoning ordinance be adopted.
2. Whether the ordinance in force with amendments and/or modifications should be adopted.

In effect this would be an opinion as to which ordinance is more sound basically.

It is further requested that each ordinance be submitted to the Fire Rating Bureau of the State of Idaho or the United States (or both), whichever is applicable.

Yours respectfully,  
IDAHO FALLS DOWNTOWN  
IMPROVEMENT ASSOCIATION  
BOARD OF DIRECTORS

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By - s/ James L. Shane  
s/ Louis Boyle  
s/ K. Cunningham  
s/ E. A. Wackerli  
s/ K.P. Slusser  
s/ C.W. Mulhall, Jr.

This was tabled for future consideration.

The Mayor reappointed Miss Mae Neuber as a member of the Idaho Falls Public Library Board of Trustees. It was moved by Councilman Foote, seconded by Creek, that the reappointment be confirmed. Roll call as follows: Ayes, 4; No, None; carried.

The Mayor appointed Councilman Page as a liaison member of the Chamber of Commerce, representing the City Council. It was moved by Councilman Leahy, seconded by Creek, that the appointment be confirmed. Roll call as follows: Ayes, 4; No, None; carried.

The Mayor noted that a committee is being formed with members selected from the City School District #91, School District #93, the City Planning Commission and the City Recreation Commission to devise a practical means of cooperation between the City and the School Districts in any and all matters involving joint use of areas, facilities and/or equipment. In this connection, then, the Mayor appointed Councilman Creek to represent the City as a Committee member. It was moved by Councilman Leahy, seconded by Foote, that this appointment be confirmed. Roll call as follows: Ayes, 4; No, None; carried.

The following was presented:

MCJ-89-62  
July 19, 1962

TO: Honorable Mayor and City Council, City of Idaho Falls  
FROM: C. Jones, Chief of Police  
SUBJECT: TRAINING - JUVENILE OFFICER

Earlier this year, in an effort to see that one of our most important assets was properly handled, I entered the name of Sergeant D. Stacye Bliss for a scholarship to attend the Delinquency Control Institute, University of Southern California, Los Angeles, California, for the year 1963. I placed this application with the thought in mind of planning the training of our Juvenile Officer for the year 1963. I did not anticipate the awarding of a scholarship to our Department this year, however, since we have been so fortunate in receiving a full tuition scholarship in the amount of \$750.00 for Sergeant Bliss, I feel that we should take advantage of this opportunity and send him to the Institute.

The Delinquency Control Institute is a specialized training program of twelve weeks duration designed to prepare law enforcement officers and others in related fields to work most effectively with youth who have problems. Since police officers annually contact from 5 percent to 10 percent of the juveniles in their communities, it is imperative that these officers receive professional training to do their jobs most competently.

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The curriculum covers nine courses of study with classes meeting regularly from Monday through Thursdays with every Friday devoted to field trips to the important agencies and institutions in the Southern California area. These courses are:

P.A. 452	Social Treatment Aspects of Delinquency Control
P.A. 345	Special Police Techniques
P.A. 455	Conditioning Factors in Juvenile Delinquency
P.A. 354	Delinquency Prevention Techniques
P.A. 451	Administration of Police Juvenile Programs
P.A. 323	Techniques of Learning and Teaching
P.A. 358	Legal Aspects of Delinquency Prevention, Public Speaking, Growth and Change

Attendance is limited to 20 students for each 12 week term, which is held twice each year. Sixteen of these students are selected from among peace officers employed in either police or sheriff's departments; the remaining four students may come from the following groups; parole, probation, or district attorney's staffs, attendance officers, and social workers.

Since the scholarship has been awarded to us for this year and we do not know whether one will be available to us next year or if we could get a representative from our department in the course even by paying the tuition, I strongly urge that the Mayor and Council authorize the Chief of Police to accept the scholarship and that authorization for Sergeant Bliss be granted.

The cost of sending Sergeant Bliss to UCLA would be as follows:

84 days at \$7.00 per day	\$588.00
Air Transportation	<u>143.66</u>
	\$731.66

Respectfully submitted,  
s/ Milton C. Jones  
Chief of Police

cc: Mayor O'Bryant  
Councilman Creek  
Councilman Foote  
Councilman Leahy  
Councilman Page  
City Controller, L. I. Jenkins

It was moved by Councilman Creek, seconded by Leahy, that Mr. Bliss be authorized to attend the Institute as described. Roll call as follows: Ayes, 4; No, None; carried

The City Attorney, through the Mayor, requested Council action on protests received earlier in this meeting, against assessments levied under L.I.D. #29.

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No Council action was deemed necessary or in order, relative to the joint protest signed by representatives, owner, partners, and/or agents of the following: Henry Bennett, Coca-cola Bottling Company, Fanning Wholesale Company, Harold Moss Home Improvement Inc., Schwendiman Wholesale Company, Slusser Wholesale Company. The Council was given to understand that, in each instance, protests had been withdrawn, after the Council decision to lower the basis of cost from 6¢ to 5¢ per square foot of assessed property.

The written protest of Max Nadauld was then considered. It was moved by Councilman Leahy, seconded by Creek, that this protest be denied, on the grounds that there was no legal basis for same. Roll call as follows: Ayes, 4; No, None; carried.

Finally, the written protest of Joseph Phillips was reviewed. It was moved by Councilman Page, seconded by Foote, that the protest be denied, on the grounds that there was no legal basis for same. Roll call as follows: Ayes, 4; No, None; carried.

Councilman Foote thereupon offered the following resolution, seconded by Councilman Creek;

**RESOLUTION (Resolution No. 1962-07)**

RESOLVED, that the Assessment Roll of Local Improvement District No. 29 of the City of Idaho Falls, as revised, corrected and amended by the foregoing action of the City Council be, and the same hereby is, in all things, confirmed and adopted.

The resolution was thereupon adopted by the unanimous vote of the Council.

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

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ W. J. O'Bryant  
MAYOR

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