

AUGUST 8, 1961

The City Council of the City of Idaho Falls met in Recessed Regular Session, Tuesday, August 8, 1961 at 8:00 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present at said Meeting: Mayor Pro Tem Alex D. Creek; Councilmen Foote, Page, Leahy. Absent: Mayor W. J. O'Bryant. Also present: Roy C. Barnes, City Clerk; George Barnard, City Attorney; Don Lloyd, City Engineer; George Aupperle, City Controller; Boyd Wright, Purchasing Agent; Alva Harris, Building Official; Kelvin Nelson, Recreation Director.

Minutes of the Last Regular Meeting, held July 21st, 1961 and Special Meetings held July 28th and July 31st, 1961 were read and approved.

Mr. Donald Lloyd of Consolidated Industries, Inc., appeared before the Council with a proposal where his company would acquire Fielding Memorial Park and operate it privately. He explained that he had in his possession a petition with over 100 names of prominent local businessmen who favor this proposition. He explained further that his company does expert handling and administration of cemetery properties and that, historically, it has been proven that cemeteries not privately owned are the victims of improper care and mismanagement. The Council thanked Mr. Lloyd for his appearance and agreed to study and consider the proposal.

Mr. Vincent Walker, 992 Redwood Drive, appeared before the Council as spokesman for many residents of that area, some of whom were also present to protest the location and activities of a recreational area between Bel Aire and Pine Acres on First Street. A petition was presented with 23 signers, stating that this was an objectionable development for a residential section, as there are two soft ball diamonds, the field is illuminated and there is much noise, dust and dirt. Also appearing to voice a protest were Mr. Eugene Berry, 314 Redwood Drive, Mr. M. H. Bartz, 248 Redwood and Mr. Lester Stephen, 1034 Redwood Drive. In answer to a question by the Mayor Pro Tem as to whether or not the residents had prior knowledge of this development, during construction, he was answered in the affirmative but that the residents were led to believe that it would be a recreation area for the younger set, rather than that of the soft ball diamond variety.

The City Clerk then read a letter from Mr. Paul Ahlstrom, President of the Idaho Falls L.D.S. Stake on whose property said recreation area is located, offering volunteered self restrictions pertaining to hours of operations and the control of noise and dirt. It was moved by Councilman Page, seconded by Leahy, that the matter be tabled for the time being in hopes that the Council, the property owners and the near by residents can meet in an informal session and/or sessions as a means of arriving at a solution which will be agreeable to all parties concerned. Roll call as follows: Ayes, 3; No, none; carried.

The amendment to the Zoning Ordinance having to do with construction on City property not in compliance with existing zoning was again considered as follows:

ORDINANCE NO. -

AN ORDINANCE AMENDING ORDINANCE NO. 852 OF THE CITY OF IDAHO FALLS, IDAHO, BY ADDING A NEW SECTION, TO BE KNOWN AS SECTION XXIII-A, PROVIDING THAT THE CITY COUNCIL MAY, AFTER PUBLIC HEARING ON PUBLISHED NOTICE, AUTHORIZE ANY USE, BUILDING OR STRUCTURE NECESSARY FOR

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THE USE OR OCCUPATION OF THE CITY FOR ANY PUBLIC OR MUNICIPAL PURPOSE, AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

It was moved by Councilman Leahy, seconded by Page, that this Ordinance be passed on its second reading. Roll call as follows: Ayes, 3; No, None; carried.

Mr. Kelvin Nelson, Recreation Director, appeared before the Council and presented minutes of the Recreation Committee as of August 7th, at which meeting, a recommendation was formulated to the effect that one horse barn at Tautphaus Park be reopened under strict regulation, that reasonable rates be charged for local citizens only, and that this facility be made available until some other means can be provided. Mr. Nelson then presented a list of recommendations which were also prepared by that group for Council consideration in the form of proposed rules, regulations and facilities for the keeping and running of horses at Tautphaus Park. It was then moved by Councilman Page, seconded by Foote, that the barns at Tautphaus Park remain closed, that the track and rodeo grounds be again made available to horses and that certain appropriate roadways be properly marked as ones that can be ridden to and from the track and the rodeo grounds. Roll call as follows: Ayes, 3; No, None; carried.

The following ordinance was then presented with the explanation that it had been reviewed slightly from that which had been presented at the June 27th Meeting:

ORDINANCE NO. -

AN ORDINANCE PROHIBITING THE KEEPING OF CERTAIN ANIMALS WITHIN THE AREAS OF THE CITY ZONED AS RESIDENTIAL DISTRICTS, PROVIDING CERTAIN EXCEPTIONS THERETO, PROVIDING PENALTIES FOR THE VIOLATION THEREOF, AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

It was moved by Councilman Page, seconded by Leahy, that this ordinance be passed on its first reading. Roll call as follows: Ayes, 3; No, None; carried.

Mr. Alva Harris, Building Official, appeared before the Council and asked that Mr. William Cole, City Sanitarian, be named as the fifth member of the Plumbing Board. It was moved by Councilman Foote, seconded by Page, that Mr. Cole be so appointed. Roll call as follows: Ayes, 3; No, None; carried.

Bills for the month of July, having been properly audited by the Finance Committee were presented as follows:

<u>FUND</u>	<u>GROSS PAYROLL</u>	<u>SERVICES & MATERIALS</u>	<u>TOTAL EXPENDITURES</u>
General Fund	\$97,524.43	\$60,006.96	\$157,534.39

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Recreation Fund	9,476.75	3,497.78	12,974.53
Fire Fund	21,877.67	4,443.81	26,321.48
Electric Light Fund	20,930.27	49,537.14	70,467.41
Water & Sewer	13,321.41	95,646.61	108,968.02
Police Retirement	<u>1,885.83</u>	<u>.00</u>	<u>1,885.83</u>
TOTAL			\$376,265.83

It was moved by Councilman Leahy, seconded by Foote, that the bills be allowed and the Controller be authorized to draw warrants on the respective funds for their payment. Roll call as follows: Ayes, 3; No, None; carried.

Monthly reports from Division and Department Heads were presented and, there being no objections, were ordered placed on file in the City Clerk's office.

License application for Soft Drink for the Banjo String was presented. It was moved by Councilman Page, seconded by Leahy, that the license be granted. Roll call as follows: Ayes, 3; No, None; carried.

License application for Journeyman Gas Fitter for Lyle M. Charlesworth, Jr. was presented. It was moved by Councilman Foote, seconded by Page, that the license be approved, subject to the approval of the gas inspector. Roll call as follows: Ayes, 3; No, None; carried.

License application for Dance Hall for the "Apollos" was presented. It was moved by Councilman Page, seconded by Leahy, that the license be granted, subject to the approval of the Police Chief and the Police Committee. Roll call as follows: Ayes, 3; No, None; carried.

License application for Canned & Bottled Beer, not to be consumed on the premises was presented for Jay's Mighty Market. It was moved by Councilman Leahy, seconded by Foote, that the license be granted, subject to the approval of the Police Chief. Roll call as follows: Ayes, 3; No, None; carried.

Councilman Leahy proposed that, in the future, all monthly reports from Division and Department Heads be prepared with sufficient copies for each Councilman as a means of keeping this group better apprised of the residential departmental activities. To this the Council agreed.

Bids on radio equipment for City mobile units, previously opened, were again reviewed as follows:

General Electric Company
Salt Lake City, Utah
16 Mobile Units
1 Base Station
2 Remote Control Consoles
2 Handie Talkies

Total Bid Price: \$12,031.00

Radio Corp. of America
Boise, Idaho

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16 Mobile Units
1 Base Station
2 Remote Control Consoles
2 Handie Talkies
Total Bid Price: \$13,800.00

Motorola Communications & Electronics
Salt Lake City, Utah
16 Mobile Units
1 Base Station
2 Remote Control Consoles
1 Battery Charger (with certain alternates)
Total Bid Price: \$14,880.70
(plus installation)

Messrs. Larry Yount of the RCA Company, Earl Nyman, local RCA representative and Marvin E. Lewis of the Motorola Firm appeared before the Council, all in general agreement that it was impossible for bidders to meet specifications to the letter, that said specs were written on one piece of equipment only, and that there was certain chance for misinterpretation. In view of this protesting group it was agreed that there be no action taken on the bids, but that they be tabled for further study.

The following damage claim was read:

August 3rd, 1961

Mayor and City Council
Idaho Falls

On August 2nd, 1961 your electrical crews trimmed a tree for Jennie Peterson, my neighbor on the alley. In the process they have ruined the top of my redwood fence, dented the top board in quite a few places.

Please consider this as a claim for the foregoing damages, your immediate investigation will be appreciated.

s/ Evelyn Bettger
425 West 20th Street
Idaho Falls

It was moved by Councilman Foote, seconded by Leahy, that this be referred to the City Insurance Carrier for study and recommendation. Roll call as follows: Ayes, 3; No, None; carried.

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Next to be presented was a claim denial recommendation from the City Insurance Carrier as follows:

July 31, 1961

Idaho Falls City Council
City Hall
Idaho Falls, Idaho

Attention: Mr. Roy Barnes, City Clerk
RE: Windshield damage to vehicle owned by Gary D. Potter

Gentlemen:

We have received notice from Mr. Potter that he wished to present a claim against the City for damage to his windshield. Mr. Potter knowingly parked his car in the parking area next to the Municipal Golf Course, and his windshield was struck and damaged by a golf ball.

We do not feel that the City of Idaho Falls assumes all of the responsibilities and liability of all of the customers of the golf course. It is our recommendation that this claim be denied.

Your very truly,
s/ A. D. Connet
Claims Adjuster
IDAHO FALLS FIELD OFFICE

It was moved by Councilman Leahy, seconded by Page, that the recommendation be honored and the claim be denied. Roll call as follows: Ayes, 3; No, None; carried.

An extension rider to L. D. 8753 covering water for railroad use, an original agreement L. D. 18485 covering a sewer pipe line encroachment, and an original agreement L. & T. 16624 covering a sanitary sewer lift station, all from the Union Pacific Railroad Company, were presented. In each instance it was noted that the Engineering Department had studied the document to determine the need for same. It was moved by Councilman Leahy, seconded by Page, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 3; No, None; carried.

The City Clerk read the following petition, accompanied by 26 signers:

Idaho Falls, Idaho
July 1, 1961

Honorable William J. O'Bryant, Mayor
and the City Council of Idaho Falls
City Building
Idaho Falls, Idaho

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Gentlemen:

It has recently come to our attention that the City of Idaho Falls intends to put an alley through Block 5 of the Bird Addition to the City of Idaho Falls.

We, the undersigned, representing 100% of the property owners in this block, the north side of Ray, east side of Skyline, south side of Cassiopeia and the west side of Grace Avenue, respectfully request that the plans for this alley be abandoned.

It is our belief that no worthwhile purpose will be served by putting the alley through. It will not facilitate the garbage collection because the trucks will still have to go down Grace Avenue in order to serve those living on the east side of Grace. The Utilities can all be serviced with the consent of the property owners. In fact, the only thing that we can see resulting from this proposal will be greater expense to the City and undesirable place for clutter for the neighborhood.

It is our hope that you gentlemen can see fit to abandon this plan and in turn deed back to the property owners this twenty feet to be equally divided between the property owners on the alley. The property owners then are willing to grant to the City of Idaho Falls an easement on this section of property so that if necessary the City may still have access to this area without the burden of caring for it.

It was moved by Councilman Page, seconded by Leahy, that this be referred to the City Engineer for study and recommendation. Roll call as follows: Ayes, 3; No, None; carried.

The following from the City Engineer was read:

August 7, 1961
Acct. No. 3B-92
Hoopes Addition

Honorable Mayor and City Council
Idaho Falls, Idaho

Gentlemen:

We are submitting herewith for your review and approval the final plat of the Hoopes Addition No. 1. You have previously withheld approval of this plat on the basis that Lots 1, 2, and 3 were of insufficient depth. Since the sub divider in this case has no control over the property beyond the east boundary and since there are no established regulations governing the depths of lots, we are requesting your reconsideration. We have been assured that the homes to be built on these three lots will be of such dimensions so as to meet the front and rear setback requirements.

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Since this final plat has been approved by the Planning Commission, we are, therefore, recommending that the Council authorize the Mayor and City Clerk to sign the City's approval, subject to final checking by the Engineering Department.

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

DFL:rh

It was moved by Councilman Page, seconded by Leahy, that the final plat of the Hoopes Addition Division #1 be approved, subject to final checking by the Engineering Department. Roll call as follows: Ayes, 3; No, None; carried.

August 2, 1961
Acct. No. 9B-57

Honorable Mayor and City Council
Idaho Falls, Idaho

Gentlemen:

In response to a request by Mr. Jim Warren, we are submitting herewith results of our investigation on certain lots in Highland Park which he wishes to purchase without the sewer assessments.

In Block 51 of Highland Park, we find that the south half of Lot 35 had no sewer assessment. Originally, there existed two occupied buildings on these Lots, and therefore Lots 36 and 37 were each assessed \$425.00. The sewer assessment of Lot 36 is delinquent two years and will require \$111.60 to be paid current. Lot 37 has been tax-deeded to the City with \$636.53 assessed against the property.

In reviewing the original maps of this area for L.I.D. No. 23, we find no particular irregularities or other reasons to justify excusing the existing assessments. Mr. Warren has indicated he wished to purchase and improve this property as a rental unit. We will be happy to convey the Council's decision to Mr. Warren.

Respectfully submitted,
Public Works Division
s/ Donald F. Lloyd
City Engineer

DFL:dm

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The foregoing was then presented. Mr. Jim Warren appeared before the Council and explained that at the time L.I.D. #23 was created there were two buildings on the three lots, one of which has since been razed. It was moved by Councilman Foote, seconded by Leahy, that the matter be tabled until it can be discussed and studied thoroughly with the Engineering Department. Roll call as follows: Ayes, 3; No, None; carried.

A memorandum from the Electrical Engineer was presented to wit:

August 4,

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

Gentlemen:

Located at each of the three generating plants are Woodard governors which are used to open and close the wicket gates on each of the generating units.

These governors have been in operation for many years - some since 1918 - and have never been inspected by the Woodard Governor Company or the City of Idaho Falls.

Since these governors are quite old and complicated, it is the recommendation of this office that the Mayor and Council authorize an expenditure of \$3,000 and not more than \$5,000 to the Woodard Governor Company for a routine inspection for repair of all governors. The mechanical work would be performed by City forces working under the direction of a Woodard Representative. Payment for this work to be made no earlier than February 10, 1962.

The recommendation was made by Cornell, Howland, Hayes, and Merryfield as described on Page B1 of their report #B211 entitled "A Report on a Preliminary Engineering Investigation of Rehabilitation of Hydroelectric Power Generating Stations."

Your attention to this matter will be appreciated.

Respectfully submitted,
s/ Harold W. Davis
City Electrical Engineer

It was moved by Councilman Leahy, seconded by Page, that the Electrical Engineer and the Purchasing Agent be authorized to negotiate a contract with the Woodard Governor Company covering the points as described in the memorandum, after which said contract be presented to the Council for their approval. Roll call as follows: Ayes, 3; No, None; carried.

Next to be considered from the Electrical Engineer was the following:

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August 4, 1961

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

Gentlemen:

At various times, some consideration has been given to the thought that residential-type street lighting should be provided and paid for by the developer rather than by the City.

In an attempt to give information so that a decision can be made, the following data was collected:

<u>ITEM</u>	<u>COST</u>
Material per unit	\$118.37
Labor per unit	35.00
Contingency per unit	<u>16.63</u>
TOTAL PER UNIT	\$170.00

Based on the above data, Packer #1 and #2 resulted in a lot cost of \$13.67 to provide the street lighting as installed.

It is the recommendation of this writer that this expense should be born by the developer for the lighting as installed.

- (1) It affixes the cost to those persons receiving the benefits.
- (2) It will free street lighting dollars to assist in the heavy arterial street lighting program that lies ahead of this administration.

All of the above data is based upon a wood pole installation with the conductor being placed overhead.

Respectfully submitted,
s/ Harold W. Davis
City Electrical Engineer

HWD;jac

It was moved by Councilman Leahy, seconded by Page, that the Electrical Engineer's recommendation in this regard be referred to the Planning Commission for their consideration and recommendation. Roll call as follows: Ayes, 3; No, None; carried.

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The next item of business from the Electrical Engineer was presented as follows:

August 4, 1961

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

Gentlemen:

Recently, bids were opened on line stringing equipment for the Electric Light Division.

It is the opinion of Mr. Ray Moore and myself that we would be wiser to purchase smaller pieces of equipment which are not near so expensive and do not have the flexibility as the equipment which was bid.

The particular equipment we are recommending would cost about \$1,800 and we would like to purchase this equipment and try it out for one year before considering purchase of more comprehensive line stringing equipment.

This equipment is necessary to re-conductor the 44 KV line on Sunnyside Road where Utah Power & Light Company have refused to de-energize their distribution lines. This type of equipment is also needed when converting from 2400 volts of 4160 volts for the City distribution system. Also, there are many day to day applications that would justify the purchase of this equipment. A total of \$4,700 was approved in the budget for a reel master of which we are suggesting to use about \$1,800.

Further, this line stringing equipment seems to have one unique source, that of Peterson Engineering Company. This company is represented locally by the Williamson Body and Equipment Company and we are recommending that the Mayor and Council authorize the Purchasing Agent to issue a Purchase Order to Williamson Body and Equipment Company for \$1,779 plus freight charges for a pole mount tensioner and a reel stand.

Respectfully submitted,
s/ Harold W. Davis
City Electrical Engineer

HWD;jac

It was moved by Councilman Leahy, seconded by Page, that the Purchasing Agent be authorized to acquire the smaller pieces of line stringing equipment, as described by the Electrical Engineer, from Peterson Engineering Company through Williamson Body & Equipment Company in the amount of \$1,779.00 plus freight. Roll call as follows: Ayes, 3; No, None; carried.

Another memo from the Electrical Engineer was read as follows:

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August 3, 1961

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

Gentlemen:

Mr. Jack Lemmon, a local house mover, recently requested that the Electrical Light Division completely remove five (5) semaphores for a period of time required by him to move a large cylindrical tank from the south edge of the City to the vicinity of the Airport.

Mr. Lemmon would need a minimum of 29 foot clearance, according to his request, to move this cylindrical tank. The City would have to expend approximately 120 man hours to take these semaphores down and re-install them.

There is not sufficient clearance for this large tank under the feeder on Memorial Drive crossing Broadway Street. It would be necessary that the entire downtown area be turned off while this tank is being moved under these feeders.

I am recommending to the Mayor and Council that you deny this request and the no consideration be given for Mr. Lemmon's moving this tank on the basis that he would require 29-foot minimum height clearance to move this large tank.

Mr. Lemmon is desirous of knowing your answer to this problem as soon as possible so that he may properly bid on moving this tank.

Respectfully submitted,
s/ Harold W. Davis
City Electrical Engineer

HWD;jac

It was moved by Councilman Page, seconded by Leahy, that the recommendation be followed and the request, as stated, to move the large tank, as described, be denied. Roll call as follows: Ayes, 3; No, None; carried.

The Electrical Engineer, through the City Clerk, presented the following:

June 7, 1961

Mr. Don Foote
Electric Light Committee
City of Idaho Falls
Idaho Falls, Idaho

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Dear Mr. Foote:

It was proposed in the 1961-62 budget request under ENGINEERING AND OFFICE: Capital Outlay that \$1,150 be approved for office furniture and equipment.

The approved budget for 1961-62 eliminated this budget request. I am sure the reason for eliminating it was due to the fact that it appeared to be those supplies needed for remodeling the room adjacent to the existing office for additional office space.

The following items were also included under this budget request for supplies needed in the existing office:

Artmetal Planfile	\$560.00
Drafting Machine and Accessories	195.00
Adding Machine	<u>237.60</u>
TOTAL:	\$992.60

The above items are needed to properly care for our master maps to be used in the Block Map Program and would give additional speed to the drafting of these maps.

The adding machine is needed for the multitudinous task required of it in compiling reports and date.

Since the budget has been approved, I suggest that these items be acquired out of the Miscellaneous and Unforeseen Budget, and that they be acquired as quickly as possible.

Your careful consideration of this matter will be greatly appreciated.

Respectfully submitted,
s/ Harold W. Davis
City Electrical Engineer

HWD;jac

It was moved by Councilman Foote, seconded by Leahy, that the Purchasing Agent be authorized to obtain bids on the listed items and that, with the approval of the Electrical Engineer, the equipment order be awarded to the low bidder. Roll call as follows: Ayes, 3; No, None; carried.

Last to be presented from the Electrical Engineer was the following:

July 21, 1961

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

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Gentlemen:

The attached analysis will give you necessary information on electrical supplies which were placed on bid and the bids opened July 14, 1961.

My recommendations are as follows:

First, that no material be purchased from Salt Lake City Hardware since their bid specified the F.O.B. point as Salt Lake City rather than Idaho Falls as required in the specifications.

Second, that Pole Line Distributing Company be awarded no items since they were tied for low bid on one (1) item and were low bid on only one (1) item. This Company is located in Salt Lake City and they haven't local representation residing within the City of Idaho Falls.

Third, that Mr. Harry Peabody's low bid on reconditioned fuse-cutouts be accepted.

Fourth, that all material except the fuse-cutouts be placed with the three local vendors who bid low as shown on the attached table.

Therefore, I am recommending that the Mayor and Council authorize the Purchasing Agent to issue Purchase Orders to the following vendors for the amounts listed:

General Electric Supply	\$6,553.95
Westinghouse Supply	2,813.28
Electrical Contractors Supply	1,369.96
Harry Peabody Company	850.00

These supplies are for several special projects viz. Clair E. Gale Junior High School, Upper Power Plant, etc.

Respectfully submitted,
s/ Harold W. Davis
City Electrical Engineer

HWD;jac

It was moved by Councilman Leahy, seconded by Page, that the recommendation, as stated, be approved and the Purchasing Agent be authorized to proceed accordingly. Roll call as follows: Ayes, 3; No, None; carried.

August 8, 1961
Account No. 4A-1
Street Flusher

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Honorable Mayor and City Council
Idaho Falls, Idaho

Gentlemen:

Please find attached herewith specifications prepared for a street flusher unit.

These specifications have been developed around the Etnyre Company clipper model flusher and a standard model truck. The specifications have been reviewed by the purchasing agent and street commissioner and appear to meet the requirements of the Street Department.

This piece of equipment is needed to replace a twelve year old unit which no longer provides satisfactory service. Since this item was allowed in the current budget, we are recommending that the purchasing agent be authorized to advertise for bids using these specifications.

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

DFL:rh

The following was read by the City Clerk. It was moved by Councilman Leahy, seconded by Foote, that the Purchasing Agent be authorized to advertise for bids on a street flusher unit as described. Roll call as follows: Ayes, 3; No, None; carried.

Next to be presented was the following memorandum:

August 8, 1961
Account No. 4A-27
Capital Avenue So. Extension

Honorable Mayor and City Council
Idaho Falls, Idaho

Dear Sirs:

This letter is written in connection with the proposed south extension of Capital Avenue.

Mr. Leonard Manwaring has advised this office that the Creamery Board of Director has appointed a subcommittee to work out the preliminary details of an agreement concerning the needed right-of-way for this development. Mr. Manwaring also requested that this subcommittee have an opportunity to meet with the City prior to August 16.

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We are recommending to the Council, that the Council's Public Works Committee be authorized to negotiate for this right-of-way. When substantial agreement is reached, final approval will be necessary from the Creamery's Board of Directors as well as the City Council.

Respectfully submitted,
Public Works Division
s/ Donald F. Lloyd
City Engineer

DFL:rh

It was moved by Councilman Leahy, seconded by Page, that the Public Works Committee be authorized to negotiate with the Challenge Creamery for a right-of-way in connection with the proposed south extension of Capital Avenue. Roll call as follows: Ayes, 3; No, None; carried.

An agreement was presented between the City and the First Church of the Nazarene providing that the Church would agree to replace certain sidewalk at their own expense when certain trees and broken walkways are removed by the City. It was moved by Councilman Page, seconded by Leahy, that the Mayor be authorized to sign the agreement. Roll call as follows: Ayes, 3; No, None; carried.

The City Engineer presented the final plat of the Hatch Addition, Division #1 with the explanation that an agreement had been reached relative to certain utility easements, previously in question. It was moved by Councilman Page, seconded by Leahy, that the Mayor and City Clerk be authorized to sign, subject to final checking by the Engineering Department. Roll call as follows: Ayes, 3; No, None; carried.

Finally, from the City Engineer the following was presented:

August 8, 1961
Account No. 1A-13

Honorable Mayor and City Council
Idaho Falls, Idaho

Gentlemen:

Pursuant to a request from the Council's Public Works Committee, we are submitting herewith information relative to the Engineering Department relocating in rented office space.

Because of the overcrowded conditions throughout all offices in City Hall, it was suggested that this Department investigate the possibility of other quarters. Not only would this move provide reasonable working space for this Department, but it would make available needed space in City Hall for expansion of other offices.

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It has become increasingly apparent that this Department is not able to maintain its work load assignment. Additional personnel authorized in the current budget have not been acquired because of the lack of space. Present personnel are working at considerably less normal efficiency. The existing situation is such that meetings, telephone calls, and conversations with citizens anywhere in the office distracts the entire staff.

Our study reveals that any satisfactory space will cost in the neighborhood of \$500.00 per month, depending upon length of lease, required improvements, and building maintenance. Possible layouts have been developed for at least three locations and appear to satisfactorily meet the requirements.

The specific details of any lease agreement involve matters of Council policy, and, therefore, we are suggesting that authorization be given to the Council's Public Works Committee to negotiate a lease agreement for this office space.

Specifically submitted,
Public Works Division
s/ Donald F. Lloyd
City Engineer

DFL:rh

The Mayor Pro Tem registered some reservation to the foregoing until a study could be made to determine the adaptability of any and all City owned space such as Tautphaus Park and the Airport Administration Building. Councilman Leahy suggested that, as a start at least, the City advertise for proposals for available sites, including light, heat and other utilities. He verified the City Engineer's thinking that the existing quarters are not conducive to an efficient operation, and that there are other factors that need consideration besides ample space such as parking, interoffice traffic, etc. He also suggested some newspaper publicity on the matter.

The Mayor Pro Tem commented again to the effect that if certain departments start seceding from the City Building, this might tend to lower interest in a new City County Building.

Specifically with regard to Councilman Leahy's proposal the Councilmen were in general agreement.

Minutes of the August 7th Meeting of the Board of Adjustments were perused and certain Council action was found necessary. The following excerpts are taken from said minutes where a recommendation was made requiring Council action:

First to be considered was an appeal by Mr. and Mrs. Walton Watson, as follows:

"Mr. Walton Watson said, he and his wife were here to present an appeal, to allow them to move a mobile home from 470 Highland Drive and to replace it with a new and larger one. He stated he was unable to get all the property owners located within the required 200 feet to sign his petition and asked the Board if they would consider his case.

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The Board members questioned Mr. and Mrs. Watson as to when the existing mobile home was moved in and if they had purchased a permit. Chairman Stalker then excused the Watsons' from the Meeting advising them that they would be notified of the Board's action. This they did later in the Meeting.

After the guests were excused from the Meeting the Board referred back to the Watson appeal. The motion was made that since the Watsons' moved their mobile home in after the adoption of the Trailer Ordinance #925 and located it at 470 Highland Drive, in an R-2 zone, in violation of this Ordinance and without a permit, the Board moved and seconded that this appeal be denied, also that Mr. Watson move the existing trailer house out."

It was moved by Councilman Page, seconded by Leahy, that Mr. Watson's request be denied but that they be given sixty days to move the existing trailer house. Roll call as follows: Ayes, 3; No, None; carried.

Next to be considered was the following:

"Next Mr. Roy Jewell of 764 East Elva Street asked the Board to allow him and his wife to park their mobile home at the above address to live in while his home was under construction, which he stated the residence would be completed in one year's time and then he would vacate the mobile home, or if he had a chance to sell it sooner he would, before the residence was completed.

The Board approved this request with the understanding the mobile home would be vacated one year from the date of it's placement on the lot. (Vacating to be enforced by the Building Department). The Board stated they would make this recommendation to the Mayor and Council".

After some discussion it was agreed that to permit the trailer in the location as requested would be dangerous setting of precedent. It was therefore moved by Councilman Leahy, seconded by Foote, that the request be denied. Roll call as follows: Ayes, 3; No, None; carried.

The Carter & Killian request was then considered, as follows:

"Mr. William C. Carter and Harvey E. Killian Jr. presented a petition and a plat asking permission to construct a garage within one foot from the property line.

The Board, after studying the plat, moved that this be denied, because they felt that there was room to shift the garage and comply with the five foot setback requirement. Appeal denied."

It was moved by Councilman Page, seconded by Leahy, that the Board's recommendation be concurred with, and the petition be denied for the reasons as stated. Roll call as follows: Ayes, 3; No, None; carried.

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Last to be considered was the Lester Henderson request, as follows:

“Mr. Lester C. Henderson of 145 May Street presented a petition requesting a change of zone on Lots 33, 34, and 35, Block 6, of the Dwight’s Addition from R-2 to R-3 to allow a mobile home on the rear of the lot. The Board moved to deny this petition, their reason being it would involve spot zoning.”

It was moved by Councilman Foote, seconded by Leahy, that the Council sustain the Board’s denial and the petition be denied for the reasons as stated. Roll call as follows: Ayes, 3; No, None; carried.

The Mayor asked the Council if they were prepared to take formal action on renovation of the lounge in the City building. It was moved by Councilman Leahy, seconded by Page, that the Purchasing Agent be authorized to proceed with said renovation to repaint the lounge and to install lighting which would provide 50 foot candle power at desk level. Roll call as follows: Ayes, 3; No, None; carried.

It was noted that, due to holidays, all members of the Police and Fire Departments have not had equal time off. It was moved by Councilman Page, seconded by Leahy, that the respective Chiefs be authorized to work out a schedule to allow for equal time off for all men, holidays not withstanding. Roll call as follows: Ayes, 3; No, None; carried.

It was noted that bids on a line truck for the Electrical Department had previously been opened and that Ellsworth Brothers was low bidder in the amount of \$4,883.20. Other bidders, it was further noted, were Stoddard Ford, B. A. Wackerli, Smith Chevrolet Company, Snake River Equipment Company. It was moved by Councilman Leahy, seconded by Page, that Ellsworth Bros. be named the successful bidder. Roll call as follows: Ayes, 3; No, None; carried.

It was noted that the City’s supply of safety glasses is exhausted and the Purchasing Agent was authorized to advertise for bids for same.

The City Attorney drew attention to the fact that the developer of the Home Ranch Addition desires an underground electrical system and has approached the City in this regard to determine proper method of procedure. It was moved by Councilman Leahy, seconded by Page, that the developer negotiate for a contract which would provide for specification approval by the Electrical Department and would provide further that the City would agree to reimburse said developer for the normal cost of overhead wiring. Roll call as follows: Ayes, 3; No, None; carried.

(SEE COUNCIL MINUTES DATED 8-18-61. THIS ACTION RESCINDED. R.C.B)

A sales agreement was presented between the City and Rogers Brothers Company, covering terms and conditions for the sale of certain electrical equipment, totaling \$12,678.38 for the purpose of converting that company to a single meter industrial electrical system. It was moved by Councilman Page, seconded by Leahy, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 3; No, None; carried.

Two City Redemption tax deeds were presented in the names of Virgil Leavitt and Ross Simonds. It was moved by Councilman Page, seconded by Leahy, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 3; No, None; carried.

The following Resolution was presented, declaring the intention of the City to create Local Improvement District #27, as follows:

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RESOLUTION NO. 1 (Resolution No. 1961-07)

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF IDAHO FALLS, IDAHO, TO CONSTRUCT SEWER LINES IN AND ALONG CERTAIN STREETS, ALLEYS, EASEMENTS AND RIGHT-OF-WAY, AND PARTS THEREOF, WITHIN THE CORPORATE LIMITS OF SAID CITY; TO CREATE AN ENLARGED LOCAL IMPROVEMENT DISTRICT, TO BE KNOWN AS LOCAL IMPROVEMENT DISTRICT NO. 27 OF THE CITY OF IDAHO FALLS, FOR THE PURPOSE OF MAKING SAID IMPROVEMENTS; TO DEFRAY THE COSTS AND EXPENSES OF SAID DISTRICTS AND OF SAID IMPROVEMENT BY SPECIAL ASSESSMENTS LEVIED ON AND AGAINST THE LOTS, TRACTS AND PARCELS OF LAND ABUTTING, ADJOINING AND ADJACENT TO THE STREETS, ALLEYS, EASEMENTS AND RIGHTS-OF-WAY IN WHICH SAID SEWER LINES ARE CONSTRUCTED, AND ON AND AGAINST ALL TRACTS AND PARCELS OF LAND IN SAID DISTRICT SPECIALLY BENEFITED BY SUCH IMPROVEMENTS AND THE ESTIMATED TOTAL COST THEREOF; FIXING THE TIME WHEN PROTESTS 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 THE GIVING OF LEGAL NOTICE THEREOF.

Whereas, the City Council of the City of Idaho Falls, Idaho, deems it for the best interests of said City to construct sewer lines upon and along certain streets, alleys, easements and rights-of-way, or parts thereof, within the corporate limits of said City, hereinafter particularly described and for the making of said improvements to create Local Improvement District No. 27 for the City of Idaho Falls, Idaho, and

Whereas, the estimated costs of said District and of said improvements are \$276,2199.70 and,

Whereas, the City Council is authorized by law to assess the entire cost of said District and of said improvements against the properties to be benefited thereby, and,

Whereas, the City Council proposed to defray the costs and expenses for said District and of said improvement by special assessments levied upon and against all lots, tracts and parcels of land abutting, adjoining and adjacent to the streets, alleys, easements and rights-of-way in which said sewer lines are constructed and against all tracts of land in said District specially benefited by such improvement, and to defray the entire cost by such assessments;

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

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Section 1. That the City of Idaho Falls, Idaho, does hereby declare its intention to construct sewer lines in certain streets, alleys, easements and rights-of-way, or parts thereof, within the corporate limits of said City, and for that purpose to create and establish an enlarged Local Improvement District therein, to be known as "Local Improvement District No. 27 of the City of Idaho Falls, Idaho, the boundaries of which District are described as follows:

Area No. 1. Commencing at the Southeast corner of Lot 1, Block 66, Highland Park Addition to the City of Idaho Falls, Idaho, running thence West to the intersection of the South line of said Lot 1 with the Northerly line of Jackson Street, thence in a Northwesterly direction along the Northerly line of Jackson Street to the point of intersection of said line with the East line of the alley running in a North-South direction through Block 67 of said Highland Park Addition, thence North along said alley to the Northwest corner of Lot 2 of said Block 67, thence East along the North line of said Lot 2 to the West line of Latah Avenue, thence North along the West line of Latah Avenue to the Northeast corner of Lot 2 Block 13 of said Highland Park Addition, thence East to the Northeast corner of Lot 2 in Block 11 of said Highland Park Addition, thence North to the Northeast corner of said Block 11, thence East along the South line of Fairway Street to the East line of Jefferson Avenue, thence South along the East line of Jefferson Avenue to the South line of West Anderson Street, thence Easterly along the South line of West Anderson Street to the West line of Boise Avenue, thence South along the West line of Boise Avenue to the North line of Crowley Street, thence West along the North line of Crowley Street to the East line of Canyon Avenue, thence North along the East line of Higham Street to the East line of Fremont Avenue, thence South along the East line of Fremont Avenue to the North line of Crowley Street, thence East along the North line of Crowley Street to the West line of Elmore Avenue, thence South along the West line of Elmore Avenue to the Southeast corner of Lot 19, Block 65, of said Highland Avenue, thence South along the West line of Elmore Avenue to the Southeast corner of Lot 19, Block 65, of said Highland Park Addition, thence West along the South line of said Lot 19 to the East line of the alley running North and South through said Block 65, thence South along the East line of said alley to the Southwest corner of Lot 17 of said Block 65, thence West along the South line of Lot 32 of said Block 65 extended to the West line of Fremont Avenue, thence South along the West line of Fremont Avenue to the point of beginning.

Area No. 2. Commencing at a point 640 feet East and 210 feet South of the Section Corner common to Sections 7, 8, 17, and 18, Township 2 North, Range 38, East Boise Meridian, thence running West on a line parallel with the North line of said Section 7, 460 feet, thence South on a line parallel to North Holmes Avenue 140 feet, thence West to the East line of Holmes Avenue, thence South along the East line of Holmes Avenue 300 feet, thence East 150 feet, thence South on a line parallel to Holmes Avenue 400 feet, thence East to the Northerly line of U.S. Highway No. 191, thence Southwesterly along said Northerly line of U.S. Highway 191 to the North line of Poulson Street, thence West along the North line of Poulson Street to the East line of North Higbee Avenue, thence North along the East line of North Higbee

Avenue to the North line of Payne Street, thence West along the North line of Payne Street to the Southwest corner of Lot 41, Block 11, of Mayflower Addition to the City of Idaho Falls, Idaho, thence North along the West line of said Lot 41 to the Easterly line of the Union Pacific Railroad right-of-way, thence Northerly along the Easterly right-of-way line of said railroad to the West line of North Holmes Avenue, thence North along the West line of North Holmes Avenue 440 feet; thence East on a line parallel and 170 feet North of the South line of said Section 8, 748 feet, thence South $19^{\circ} 31' 30''$ West 179.85 feet, thence South to the point of beginning.

Area No. 3. Commencing at the Southeast corner of Lot 2, Block 4, of Bel-Aire Addition to the City of Idaho Falls, Idaho, thence running North along the East line of said Lot 2 to the Northeast corner of said Lot 2, thence West along the North line of Lots 1 and 2 of said Block 4 to the East line of Royal Avenue, thence South along the East line of Royal Avenue to the North line of Poulson Street, thence East along the North line of Poulson Street to the point of beginning.

Area No. 4. Commencing at the Southwest corner of Lot 1, Block 1, South Bel-Aire Addition to the City of Idaho Falls, Idaho, thence running North to East Elva Street, thence Westerly along the Southerly line of East Elva Street to the Easterly line of Royal Avenue, thence southeasterly along the Easterly line of Royal Avenue to the Northerly line of Lovejoy Street, thence Easterly along the Northerly line of Lovejoy Street to the point of beginning.

Area No. 5. Commencing at a point that is East 60 feet from the Northeast corner of Block 1, Capitol Hill Addition to the City of Idaho Falls, Idaho, running thence East along the South line of Elva Street 810 feet, thence South 302.5 feet, thence East and parallel to the said South line of Elva Street 340 feet, more or less, to a point that is West 150 feet, thence East and parallel to the said South line of Elva Street 340 feet, more or less, to a point that is West 150 feet from the West line of Block 8 of said South Bel-Aire Addition to the City of Idaho Falls, Idaho, thence South, parallel to the said West line of Block 8 of said South Bel-Aire Addition to the City of Idaho Falls, Idaho, thence South, parallel to the said West line of said Block 8, 150 feet, thence West 356 feet, more or less, to a point that is East 125.7 feet from the East line of North Fanning Avenue extended, thence South parallel to the said East line of North Fanning Avenue, extended, 659 feet, more or less, to a point that is 124 feet North of the North line of Garfield Street, thence East 24.3 feet, thence South 184 feet to the South line of Garfield Street, thence East 156 feet, more or less, to the present West boundary line of Class A School District No. 91, thence South along said present West boundary line of said School District 140 feet, thence West on a line parallel to the South line of Garfield Street to the East line of Wabash Avenue, thence North along the East line of Wabash Avenue to the South line of Garfield Street, thence East along said South line of Garfield Street to a point that is 150 feet West of the West line of North Fanning Avenue, extended 708 feet, thence West to a point that is 60 feet East of the West line of Wabash Avenue, thence North to the point of beginning.

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Area No. 6. Commencing at a point on the North line of First Street that is 100 feet East of the East line of North Wabash Avenue, running North 150 feet, thence East 225 feet, thence South to the North line of First Street, thence East along the North line of First Street, 330 feet, thence North 150 feet, thence Easterly, parallel to First Street, 910 feet, thence South $9^{\circ} 6''$ West 5 feet, thence South $86^{\circ} 32'$ East 226 feet, thence South $3^{\circ} 28'$ West 135 feet to the North line of First Street, thence South to the Southeast corner of Lot 1, Block 1 of Maplewood Subdivision to the City of Idaho Falls, Idaho, thence North $89^{\circ} 07' 30''$ West 95.64 feet, thence North $0^{\circ} 52' 30''$ East to the South line of First Street, thence Westerly along the South line of First Street 524 feet, thence South 203.5 feet, thence West 163 feet, more or less, to the East line of the W. O. Kunter Addition to the City of Idaho Falls, Idaho, thence North along the East line of said W. O. Kunter Addition to First Street, thence West along First Street to the point of beginning.

Area No. 7. Commencing at the South Quarter corner of Section 20, Township 2 North, Range 38 East Boise Meridian, running thence North along the East line of Asper Addition to the City of Idaho Falls, Idaho, 150 feet, thence West 180.74 feet, thence North 40 feet, thence West parallel to the South line of said Section 20 to the East line of June Avenue, thence South along the East line of June Avenue to the South line of said Section 20, thence East along the South line of said Section 20 to the point of beginning.

Area No. 8. Commencing at the point of intersection of the Westerly right-of-way line of U.S. Highway No. 91 and the East-West section line common to Sections 24 and 25, Township 2 North, Range 37, East Boise Meridian, running thence South $29^{\circ} 15'$ West along said Westerly right-of-way line of U. S. Highway No. 91, 1754 feet, more or less, thence North $60^{\circ} 45'$ West 177 feet, thence North $29^{\circ} 15'$ East 832 feet, thence South $70^{\circ} 12'$ East 7 feet, thence North $29^{\circ} 15'$ East 340 feet, thence North 54° West 370 feet, thence North $0^{\circ} 5'$ West 100 feet, thence North $35^{\circ} 18'$ East 190 feet, thence South $67^{\circ} 02'$ East 131 feet, thence North $24^{\circ} 05'$ East 318 feet, thence South $74^{\circ} 18' 30''$ East 100 feet, thence North $64^{\circ} 25'$ East 96 feet, thence North $89^{\circ} 55'$ East 185 feet, thence North $29^{\circ} 15'$ East 184 feet, thence North $80^{\circ} 56'$ East 191.2 feet to the Westerly right-of-way line of U. S. Highway No. 91, thence Northeasterly to the Southwest corner of Lot 21, Block 11, South Park Addition to the City of Idaho Falls, Idaho, thence East to the West line of Curtis Avenue, thence South along the West line of Curtis Avenue to the North line of 16th Street, thence West along the North line of 16th Street to the West line of Rollandet Avenue, thence South along West line of Rollandet Avenue, 485 feet, thence South $69^{\circ} 15'$ West 368.55 feet to the Easterly right-of-way line of the Union Pacific Railroad, thence Northwesterly to the point of beginning.

The points between which said sewer lines are proposed to be laid, and the location thereof, are as follows:

Area No. 1.

Commencing at a point in the North-South alley running through Block 48, Highland Park Addition to the City of Idaho Falls, Idaho, opposite the South line of Lot 24 of said Block 48, thence running North to a point opposite the Southwest corner of Lot 17 of Block 33 of said Highland Park Addition.

Commencing at a point in the North-south alley running through Block 47 of said Highland Park Addition to the City of Idaho Falls, Idaho, opposite the South line of Lot 24 of said Block 47, thence running North to a point opposite the Southwest corner of Lot 17 of Block 34 of said Highland Park Addition.

Commencing at West Crowley Street opposite the North-South alley running through Block 35 of Highland Park Addition to the City of Idaho Falls, Idaho, thence running North along said alley to a point opposite the South line of Lot 24 of said Block 35.

Commencing at a point 25 feet North of the North boundary line of Higham Street, thence running North through the North-South alley of Blocks 26 and 9 of Highland Park Addition to the City of Idaho Falls, Idaho, to a point 25 feet South of the South boundary of Fairview Street.

Commencing at a point 25 feet North of the North boundary line of Higham Street, thence running North through the North-South alley of Blocks 25 and 10 of Highland Park Addition to the City of Idaho Falls, Idaho, to a point 25 feet South of the South boundary of Fairview Street.

Commencing at a point 25 feet North of the North boundary line of Higham Street, thence running North through the North-South alley of Block 24 of Highland Park Addition to the City of Idaho Falls, Idaho, to Presto Street.

Commencing at a point in Presto Street opposite the alley running North and South through Block 9 of said Highland Park Addition to the City of Idaho Falls, Idaho, thence West along Presto Street to a point opposite the North-South alley running through Block 12 of said Highland Park Addition, thence South along the North-South alleys running through Blocks 23, 38, 43 and 66 of said Highland Park Addition to Jackson Street.

Commencing at a point in Jackson Street opposite the North-South alley running through Block 67 of Highland Park Addition to the City of Idaho Falls, Idaho, thence in a Southeasterly direction along Jackson Street to a point opposite the North-South alley running through Block 70 of said Highland Park Addition.

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Commencing in the North-South alley running through Block 65 of Highland Park Addition to the City of Idaho Falls, Idaho, at a point opposite the South line of Lot 32 of said Block 65, thence North along the alleys running through said Block 65 and Block 44 of said Highland Park Addition, to West Crowley Street.

Area No. 2.

Commencing at the South line of Poulson Street, running thence North on Higbee Avenue to the intersection of alley between Payne Street and Poulson Street with said North Higbee Avenue.

Commencing at the intersection of the alley between Keefer Street and Payne Street and U. S. Highway No. 191, running thence West to the Union Pacific Railroad right-of-way, thence Northeasterly along the said Union Pacific Railroad right-of-way to Briggs Street, thence East on Briggs Street to Holmes Avenue, thence North on Holmes Avenue to East Anderson, thence East of East Anderson Street 600 feet, more or less.

Commencing at the intersection of Briggs Street and North Holmes Avenue, running thence South on North Holmes Avenue to North Yellowstone Avenue, thence Northeasterly on North Yellowstone Avenue 770 feet, more or less.

Area No. 3.

Commencing at the intersection of Payne Street and Royal Avenue, thence South along Royal Avenue to a point opposite the Southwest corner of Lot 26 of said Block 4, thence along as easement running East and West along the centerline of said Block 4, 136 feet, more or less.

Area No. 4.

Commencing at a point in East Elva Street near the Easterly line of Lot 6, Block 2, Bel-Aire Addition to the City of Idaho Falls, Idaho, running thence West along East Elva Street to a point opposite the East line of Lot 5 of said Block 2, thence South along an easement across said Lot 5, Block 2, to an easement running in an Easterly and Westerly direction across Lots 1, 2, 3, 4 and 5 of said Block 2, thence West 265 feet, more or less.

Area No. 5.

Commencing at a point on the alley running through Block 1 of Capital Hill Addition to the City of Idaho Falls, Idaho, extended East, said point being approximately 100 feet East of the West line of North Wabash Avenue, running thence East to North Fanning Avenue extended, thence South along North Fanning Avenue extended, to a point approximately 50 feet North of the North line of Garfield Street.

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Commencing at a point on the alley running through Block 8, Capitol Hill Addition to the City of Idaho Falls, Idaho, extended Easterly, said point being approximately 100 feet East of the West line of North Wabash Avenue, running thence East to the West line of Block 8, South Bel-Aire Addition to the City of Idaho Falls, Idaho.

Commencing at a point on North Wabash Avenue opposite the alley running through Block 17, Capitol Hill Addition to the City of Idaho Falls, Idaho, running thence East 940 feet, more or less.

Area No. 6.

Commencing at a point on First Street at its intersection with Marjacq Avenue, running thence West on First Street, 215 feet, more or less.

Commencing at the intersection of First Street and Fanning Avenue, running thence East on First Street, 553 feet, more or less.

Commencing at the intersection of First Street and Chatham Drive, running thence South on Chatham Drive, 111 feet, more or less.

Commencing at the intersection of First Street and Evergreen Drive, running thence West on First Street, 524 feet, more or less.

Area No. 7.

In East 17th Street from Ponderosa Street West to June Avenue.

Area No. 8.

Commencing at a point that is Southwesterly approximately 18 feet from the intersection of the existing River Interceptor Sewer line with the North line of Section 25, Township 2 North, Range 37, East Boise Meridian, running thence Southeasterly approximately 758 feet on an easement to South Yellowstone Avenue, thence in a Southwesterly direction along South Yellowstone Avenue approximately 1325 feet.

Commencing at a point on the existing Curtis Avenue Relief Sewer that is approximately 60 feet North and 8 feet East of the Northwest corner of Lot 22, Block 11, South Park Addition to the City of Idaho Falls, Idaho, running thence Southwesterly approximately 100 feet, thence Northwesterly approximately 167 feet on an easement to South Yellowstone Avenue, thence Southwesterly along South Yellowstone Avenue approximately 300 feet, thence Westerly on an easement approximately 350 feet.

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Commencing at a point on West 17th Street that is approximately 68 feet East of the Union Pacific Railroad and 25 feet South of the North properly line of West 17th Street, running thence Northwesterly approximately 365 feet on an easement.

Commencing at a point that is approximately 20 feet North and 55 feet West of the Northeast corner of Lot 37, Block 11, South Park Addition to the City of Idaho Falls, Idaho, running thence Westerly along Crow Creek approximately 580 feet.

The lots and lands proposed to be assessed for said District and said improvements are described as follows:

In Area No. 1.

All of Blocks 9, 10, 23, 24, 25, 26, 33, 34, 35, 38, 42, 44, and 66, and Lots 1, 2, 47, and 48 of Block 11, and Lots 1, 2, 47 and 48 of Block 12, and Lots 19 to 32, inclusive, in Block 65, and Lots 1 and 2 in Block 67, all in Highland Park Addition to the City of Idaho Falls, Idaho; beginning at the Northwest corner of Lot 17, Block 33 of said Highland Park Addition, thence North 52, 79 feet, thence North 87° 30' East 125.11 feet, thence South 53.35 feet, thence South 87° 45' 09" West 125.10 feet to the point of beginning.

Beginning at the Northwest corner of Lot 18, Block 33, of said Highland Park Addition to the City of Idaho Falls, Idaho, thence North 52.17 feet, thence North 87° 30' East 125.12 feet, thence South 52.72 feet, thence South 87° 45' 09" West 125.09 feet to the point of beginning.

Beginning at the Northwest corner of Lot 17, Block 34, said Highland Park Addition, thence North 51.35 feet, thence North 87° 30' East 125.12 feet, thence South 51.90 feet, thence South 87° 45' 09" East 125.10 feet to the point of beginning, and beginning at the Northwest corner of Lot 18, Block 34, said Highland Park Addition, West 125.10 feet to the point of beginning.

In Area No. 2.

Beginning at a point that is South 89° 31' 30 " East 30.3 feet and North 20 feet from the Southwest corner of Section 8, Township 2 North, Range 38 East Boise Meridian, and running thence North 100 feet to the Easterly right-of-way line of the Union Pacific Railroad, thence North 26° 41' 30" East, along said Easterly right-of-way line 58 feet, more or less, to a point that is 170 feet North of the South line of said Section 8, 643 feet, more or less, thence South 19° 31' 30" East 158.7 feet, more or less, thence West to the point of beginning.

Beginning at a point which is South 89° 31' 30" East 30.3 feet and South 60 feet from the Northwest corner of Section 17, Township 2 North, Range 38 East Boise Meridian, thence South 89° 31' 30" East 609.4 feet, more or less, thence South 150 feet, thence West and parallel

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to the North line of said Section 17, 459.4 feet, more or less, thence South and parallel to North Holmes Avenue 140 feet, more or less, thence West to the East property line of North Holmes Avenue, thence North $0^{\circ} 25'$ East to the point of beginning.

Beginning at a point that is South $89^{\circ} 53'$ East 33.72 feet and North $0^{\circ} 25'$ East 712 feet, more or less, from the Southwest corner of the Northwest Quarter of Northwest Quarter of Section 17, Township 2 North, Range 38 East Boise Meridian, thence South $89^{\circ} 53'$ East 150 feet, thence south $0^{\circ} 13' 30''$ West 403.5 feet, thence East to the Westerly right-of-way line of U. S. Highway Nos. 191, 20, 26, thence Southwesterly along said highway right-of-way line 890 feet, more or less, thence Northwesterly 77.3 feet to the East property line of North Holmes Avenue, thence Northerly along the East property line of North Holmes Avenue to the point of beginning.

Lots 45 and 46 of Block 1; Lots 1 to 7, inclusive, and Lots 36 to 46, inclusive, of Block 4; Lots 1 to 15, inclusive, and Lots 29 to 46, inclusive, of Block 5; Lots 1 to 18, inclusive, and Lots 29 to 46, inclusive, of Block 8; all of Block 9; Lots 1 to 5, inclusive, and Lots 41 to 48 inclusive, of Block 11, Lots 1 to 22, inclusive and Lots 25 to 40, inclusive, and fractional part of Lots 41, to 48, inclusive, of Block 11, Lots 1 to 22, inclusive and Lots 25 to 40, inclusive, and fractional part of Lots 41, 42, 43, and 44, of Block 12; Lots 12 to 31, inclusive, and fractional part of Lots 8 to 11, inclusive, and Lots 32, 33, 34 and 35, of Block 13; all in Mayflower Addition to the City of Idaho Falls, Idaho.

In Area No. 3.

Lots 1 and 2 of Block 4, of Bel-Aire Addition to the City of Idaho Falls, Idaho.

In Area No. 4.

Lots 1 to 5, inclusive of Block 2, Bel-Aire Addition to the City of Idaho Falls, Idaho.

Beginning at a point that is North $89^{\circ} 40'$ East 74.4 feet from the Northwest corner of the Southeast Quarter of Section 17, Township 2 North, Range 38 East Boise Meridian, thence North $89^{\circ} 40'$ East 355 feet, thence South 150 feet, thence South $89^{\circ} 40'$ West 258.9 feet to a point on a curve with a radius of 75 feet, thence to the right along a said curve, 78.98 feet, thence North 30° West 73.77 feet to a point on a curve with a radius of 39.95 feet, thence to the right along said curve 52.06 feet to the point of beginning.

In Area No. 5.

Commencing at a point on the South line of Elva Street that is 60 feet East of the Northeast corner of Block 1, Capitol Hill Addition to the City of Idaho Falls, Idaho, running

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thence East along the said South line of Elva Street, 600 feet to the West line of Fanning Avenue extended, thence South along said West line of North Fanning Avenue extended, 124 feet, thence West, parallel to the said South line of Elva Street, 600 feet, thence North 124 feet to the point of beginning.

Commencing at a point that is 60 feet East and 140 feet South of the Northeast corner of said Block 1, Capitol Hill Addition to the City of Idaho Falls, Idaho, running thence East 600 feet to the West line of North Fanning Avenue extended, thence South along said West line of North Fanning Avenue extended, 124 feet, thence West 600 feet, thence North 124 feet to the point of beginning.

Commencing at a point that is 60 feet East of the Northeast corner of Block 8, of said Capitol Hill Addition to the City of Idaho Falls, Idaho, running thence East 600 feet to the West line of North Fanning Avenue extended, thence South along said West line of North Fanning Avenue extended, 124 feet, thence West 600 feet, thence North 124 feet to the point of beginning.

Commencing at a point that is 60 feet East and 140 feet South of the said Northeast corner of Block 8, Capitol Hill Addition to the City of Idaho Falls, Idaho, running thence East 600 feet to the West line of North Fanning Avenue extended, thence South along said West line of North Fanning Avenue extended, 124 feet, thence West 600 feet, thence North 124 feet to the point of beginning.

Commencing at a point on the North line of Garfield Street that is 510 feet East of the Southeast corner of Block 16 of said Capitol Hill Addition to the City of Idaho Falls, Idaho, running thence East along said North line of Garfield Street, 150 feet to the West line of North Fanning Avenue extended, thence North along said West line of North Fanning Avenue extended 648 feet, thence West 150 feet, thence South 648 feet to the point of beginning.

Commencing at a point on the North line of Garfield Street that is 720 feet East of the Southeast corner of Block 16, Capitol Hill Addition to the City of Idaho Falls, Idaho, said point being on the East line of North Fanning Avenue extended, running thence North along said East line of North Fanning Avenue extended 1236 feet to the South line of Elva Street, thence North along said South line of Elva Street 150 feet, thence South, parallel to said East line of North Fanning Avenue extended, 302.5 feet, thence East and parallel to the said South line of Elva Street, 340 feet, more or less, to a point that is West 150 feet from the West line of Block 8 of South Bel-Aire Addition to the City of Idaho Falls, Idaho, thence South, parallel to the said West line of Block 8, 150 feet, thence West 356 feet, more or less, to a point that is East 125.7 feet from the East line of North Fanning Avenue extended, 659 feet, more or less, to a point that is 124 feet North of the North line of Garfield Street, thence East 24.3 feet, thence South

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124 feet to the said North line of Garfield Street, thence West along said North line of Garfield Street 1050 feet to the point of beginning.

Commencing at the Southeast corner of North Wabash Avenue and Garfield Street, running thence East to the West line of North Fanning Avenue, thence South 124 feet, thence West to the East line of North Wabash Avenue, thence North along said East line of North Wabash Avenue to the point of beginning.

Commencing at the Southeast corner of North Fanning Avenue and Garfield Street, running thence East 304 feet, more or less, to the West line of the Class "A" School District #91 land, thence South along said West line of Class "A" School District #91, 124 feet, thence West to the East line of North Fanning Avenue, thence North to the point of beginning.

In Area No. 6.

Lots 50 and 51, Block 5, First Amended Plat of Pine Acres Subdivision to the City of Idaho Falls, Idaho.

Lot 1, Block 1, Maplewood Subdivision to the City of Idaho Falls, Idaho.

Commencing at a point on the North line of First Street that is 100 feet East of the East line of Wabash Avenue, running thence North 150 feet, thence East 225 feet, thence South 150 feet, thence West 225 feet to the point of beginning.

Commencing at a point that is North $0^{\circ} 20'$ East 36.83 feet from the South Quarter corner of Section 17, Township 2 North, Range 38 East Boise Meridian, running thence West 660 feet, thence North 150 feet, thence East 660 feet, more or less, thence South $89^{\circ} 39'$ East 250 feet, more or less, thence South $9^{\circ} 06'$ West to the North line of First Street, thence Westerly to the point of beginning.

Commencing at a point that is South $0^{\circ} 15' 30''$ West 23.17 feet and West 154.5 feet from the North Quarter corner of Section 20, Township 2 North, Range 38 East Boise Meridian, running thence South $0^{\circ} 15' 30''$ West 203.5 feet, thence West 162.93 feet, thence North $0^{\circ} 15' 30''$ East 203.5 feet, thence East 162.90 feet to the point of beginning.

In Area No. 7.

Lot 1, Block 1, Asper Addition to the City of Idaho Falls, Idaho.

Commencing at a point 100.74 feet West and 40 feet North of the South Quarter corner of Section 20, Township 2 North, Range 38 East, Boise Meridian, running thence North along the West line of said Asper Addition, 110 feet, thence West 80 feet, thence North 40 feet, thence

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West, parallel to the South line of said Section 20 to the East line of June Avenue, thence South along the East line of June Avenue to a point 40 feet North of the said East line of June Avenue, thence South along the East line of June Avenue to a point 40 feet North of the said South line of Section 20, thence East and parallel to the said South line of Section 20, to the point of beginning.

In Area No. 8.

Lots 22 to 37, inclusive, of Block 11, South Park Addition to the City of Idaho Falls, Idaho.

Commencing at the Northwest corner of Rollandet Avenue and West 17th Street, and running thence Northwesterly to the Easterly right-of-way line of the Union Pacific Railroad, thence Northeasterly along the Easterly right-of-way line of the Union Pacific Railroad to the point of intersection of said Easterly right-of-way line and the North line of the South half of Block 11 of said South Park Addition extended Westerly, thence Easterly to the Northwest corner of Lot 22, Block 11, of said South Park Addition, thence South 75 feet, thence Westerly 60 feet, to the West line of Rollandet Avenue, thence South along the West line of Rollandet Avenue to the point of beginning.

Commencing at the Southwest corner of Rollandet Avenue and West 17th Street and running thence South 87 feet, thence South 69° 15' West 368.15 feet to the Easterly right-of-way line of the Union Pacific Railroad, thence Northeasterly along said Easterly right-of-way line to the Southerly line of West 17th Street, thence Southeasterly along West 17th Street to the point of beginning.

Commencing at the point of intersection of the Westerly right-of-way line of U. S. Highway #91 and the East-West section line common to Section 24 and 25, Township 2 North, Range 37 East Boise Meridian, running thence South 29° 15' West along said Westerly right-of-way line of U.S. Highway #91, 1754 feet, more or less, thence North 60° 45' West 177 feet; thence North 29° 15' East 832 feet, more or less, thence South 70° 12' East 7 feet, more or less, thence North 29° 15' East 340 feet, more or less, thence North 54° West 370 feet, more or less, thence North 0° 5' West 100 feet, thence North 35° 18' East 190 feet, more or less, thence South 67° 02' East 131 feet, more or less, thence North 24° 05' East 318 feet, more or less, thence South 74° 18' 30" East 100 feet, more or less, thence North 64° 25' East 96 feet, more or less, thence North 89° 55' East 185 feet, more or less, thence North 29° 15' East 184 feet, more or less, thence North 89° 56' East 191.2 feet to the said Westerly right-of-way line of U. S. Highway #91, thence South 29° 15' West along said Westerly right-of-way line of U. S. Highway #91, 516.5 feet, thence North 76° 39' 45" West 125 feet thence North 75° West 190 feet, more or less, thence South 24° 05' West 133 feet, more or less, thence North 89° 55' East 335 feet, more or less to the point of beginning.

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Section 2. The said District shall be an enlarged District under the provision of Section 50-2913, Idaho Code.

Section 3. That Monday, the 28th day of August, 1961, at 8:00 o'clock P.M. of said day, and the Chambers of the City Council in the City Hall, in the City of Idaho Falls, Idaho, be, and the same are hereby designed as the time and place when and where protests against the creation of said District or the making of said improvements will be heard and considered by the City Council.

Section 4. All protests against the creation of said District or the making of said improvement, to be considered, must be in writing, filed in the office of the City Clerk prior to the time set for the hearing thereof.

It was moved by Councilman Leahy, seconded by Foote, that the foregoing resolution be adopted and the date of the meeting for the hearing or protests from affected property owners be set for August 28th, 1961. Roll call as follows: Ayes, 3; No, none; carried.

In connection with the foregoing resolution, the City Attorney presented a notice of intention to create the District as described, with a complete listing of all legal descriptions involved. It was moved by Councilman Page, seconded by Leahy, that the City Clerk be authorized to publish as required by law. Roll call as follows: Ayes, 3; No, None; carried.

The City Attorney presented the following:

NOTICE OF BOND SALE

Notice is hereby given by the City Council of the City of Idaho Falls, Bonneville County, Idaho, that said City intends to sell and issue \$700,000 Water and Sewer Revenue Bonds, Series 1961, and hereby requests sealed bids therefore up to 8:00 o'clock P.M. on September 11, 1961, at which hour said bids will be opened and considered at a public meeting of the City Council to be held in the City Hall in the City of Idaho Falls.

Said Bonds are dated August 1, 1961, denomination \$1,000, bear interest payable February 1, 1962 and semi-annually thereafter, and mature serially in numerical order on August 1 of each of the years as follows:

<u>YEAR</u>	<u>AMOUNT</u>	<u>YEAR</u>	<u>AMOUNT</u>
1962	\$25,000	1972	\$35,000
1963	25,000	1973	35,000
1964	25,000	1974	40,000
1965	25,000	1975	40,000
1966	30,000	1976	40,000
1967	30,000	1977	40,000

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1968	30,000	1978	45,000
1969	30,000	1979	45,000
1970	30,000	1980	45,000
1971	35,000	1981	50,000

Said Bonds are optional for redemption on August 1, 1971 and on any interest payment date thereafter. The Bonds are payable in lawful money of the United States of America at the Office of the City Treasurer in Idaho Falls, Idaho, or at the option of the holder at First Security Bank of Idaho, in the City of Idaho Falls, Idaho, and together on a parity with \$1,540,000 presently outstanding Water and Sewer Revenue Bonds of said City dated August 1, 1958, are payable solely from and secured by a first lien on and pledge of the net income, earnings and revenues of the municipal water system, sewage treatment plant and sewage collection system as improved and extended with the proceeds of said Bonds.

Bids shall specify (a) the lowest rate of interest and premium, if any, above par at which the bidder will purchase such Bonds or (b) the lowest rate of interest at which said bidder will purchase such Bonds at par, interest on no Bond to exceed six per cent (6%) per annum, and each bidder, except the State of Idaho or its Department of Public Investments, must accompany his bid with a cashier's or a certified check in the amount of \$35,000, made payable to the City of Idaho Falls, or by a cash deposit in like amount, which check or deposit will be returned to the bidder if his bid be not accepted. The check of the successful bidder will be forfeited to the City if the bidder shall fail, neglect or refuse to accept the Bonds and to complete and pay therefore in accordance with the terms of his bid within thirty (30) days following its acceptance. The Bonds will not be sold for less than par and accrued interest to the date of delivery.

The right is reserved to reject any and all bids and to waive any informality.

The unqualified approving opinion of Chapman and Cutler covering the legality of the Bonds will be furnished without cost to the purchasers. There will also be furnished the usual closing certificates, dated as of the date of delivery of and payment for the Bonds, including a statement that there is no litigation pending, or, to the knowledge of the signer thereof, threatened, affecting the validity of the Bonds.

A copy of the proposed Bond Ordinance and other information pertinent to said Bonds may be obtained from the undersigned City Clerk or from the City's Fiscal Agent, Edward L. Burton & Company 174 South Main Street, Salt Lake City, Utah.

By order of the City Council of the City of Idaho Falls.

ATTEST: s/ _____
CITY CLERK

s/ W. J. O'Bryant
MAYOR

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It was moved by Councilman Foote, seconded by Page, that the City Clerk be authorized to publish as required by law and the date of the bid opening be set as of September 11th, 1961. Roll call as follows: Ayes, 3; No, None; carried.

It was noted that Mr. Lewis Ross has requested \$50.00 to proceed with a survey pertaining to fall out shelters within the City. It was moved by Councilman Foote, seconded by Page, that this expenditure be authorized. Roll call as follows: Ayes, 3; No, None; carried.

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
