

MAY 1, 1961

Pursuant to a call by the Mayor the City Council of the City of Idaho Falls met in Special Session in the Council Chambers on May 1, 1961 at 8:00 P.M. for the purpose of swearing in the Mayor and new Councilmen, selecting President of Council, appointment of Council Committees, appointment of Department Heads and any other business which might properly be presented. There were present at said Meeting: Mayor W. J. O'Bryant; Councilmen Creek, Foote, Leahy, Page. Also present: Roy C. Barnes, City Clerk; George Barnard, City Attorney; Don Lloyd, City Engineer; Alva Harris, Building Official; Boyd Wright, Purchasing Agent; Harold Davis, Electrical Engineer.

After pictures were taken by the Post Register photographer the City Clerk swore in Mayor W. J. O'Bryant and Councilmen Karl Page and Philip Leahy. They then signed an official oath.

The Mayor declared nominations open for the President of the Council. It was moved by Councilman Foote, seconded by Leahy, that Councilman Alex Creek be selected for that position. Roll call as follows: Ayes, Councilmen Leahy, Page, Foote. Councilman Creek abstained from voting, carried.

The Mayor then proceeded with the appointment of Council Committees as follows: the first one named, in each instance, representing the Chairman of that Committee: Police, Fire, and Building - Creek and Page. Parks, Cemeteries, and Recreation - Page and Foote. Finance, Electric, and Airport - Foote and Leahy. Public Works - Leahy and Creek.

The foregoing appointments met with general agreement among the Councilmen.

The Mayor announced that all Division and Department Heads, including the City Attorney, and the City Physician and the City Police Judge were hereby officially re-appointed. It was moved by Councilman Leahy, seconded by Foote, that these appointments be confirmed by the Council with the exception of the Police Chief and that he be reappointed on a temporary basis, subject to the results of a Police Department evaluation to be made within the very near future. Roll call as follows: Ayes, 4; No, None; carried.

Mr. Thayne Hendrickson of the Idaho Falls Cart Club appeared before the Council and asked permission for his organization to use a City street, preferably C Street or Capital, for racing purposes on Saturday May 6th. He explained that this was not a fund raising proposition, but instead, was primarily a business promotion. He said this venture had been given the approval of the Chamber of Commerce, on a trial basis. After some discussion it was moved by Councilman Leahy, seconded by Page, that C Street, between Shoup and Park Streets be so reserved and blocked off for traffic on May 6th, 1961 between the hours of 12:30 P.M. and 3:00 P.M. Roll call as follows: Ayes, 4; No, None; carried.

Mr. Isaac McDougall, attorney from Pocatello, appeared before the Council in the interests of the particular portion of the property known as the 17th & Holmes proposed shopping center, owned by him. It was noted that he has requested annexation under a contractual arrangement with the City, covering such items as streets, setbacks, water and sewer lines, etc. Mrs. June Munther, 625 E. 17th and Mr. and Mrs. Ed Reno, 635 E. 17th also appeared, as interested nearby residents. A plot plan was presented, depicting proposed construction. The City Attorney explained that this was different from the original plan, due to the exclusion of two properties, now under separate ownership and that it was his opinion that any Council action on this plan should be tabled, pending a second public hearing. If desired, however, he said he would draw up a contractual arrangement under the auspices of the Engineering Department. It was moved by Councilman Creek, seconded by Page, that the City Attorney be instructed to draw up such a contract, subject to the approval of Mr.

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McDougal, the Engineering Department, the nearby residents and also subject to the results of the public hearing to be held May 19th, 1961. Roll call as follows: Ayes, 4; No, None; carried.

The Building Official presented the Uniform Building Code for 1961, just released. It was moved by Councilman Page, seconded by Creek, that the City Attorney be directed to prepare an ordinance, adopting the Code. Roll call as follows: Ayes, 4; No, None; carried.

Mr. Jim Wakeman, Manager of the Idaho Farm & Home Store, appeared before the Council expressing appreciative accordance with the Mayor's selection of Councilman Creek as Chairman of the Police Committee and in this connection, gave concern over increasing crime in the City which, in his opinion, can only be corrected with ever increasing concentration on proper policing. He illustrated his point by noting that he now finds it impossible to carry burglary insurance on his place of business due to the numerous times it has been burgled in past recent months. He asked what was being done to create better efficiency in the Police Department. The Mayor explained that, within the past year, each Policeman and Policewomen has been personally interviewed as a means of learning their problems and directing them as to their duties and obligations. He explained further that Mr. Arthur Wilson, staff member of the International Association of Chief of Police, Inc. will visit this City May 11th, for a preliminary review, at no cost to the City, to determine what would be involved in a complete evaluation study of the Police Department and the costs of same.

The Purchasing Agent presented certain bids, received earlier, on a pump for Fielding Memorial Cemetery revealing that Idaho Falls Farm & Home Store was low bidder in the amount of \$878.80. It was moved by Councilman Creek, seconded by Leahy, that the bid be accepted, subject to further checking on the part of the Parks Committee and the Engineering Department to determine, conclusively, that the pump has the necessary qualifications to properly service that Cemetery. Roll call as follows: Ayes, 4; No, None; carried.

The Purchasing Agent presented bids from Rogers Irrigation Supply and the Mel Brown Company on an irrigation system for all airport farm land on which the City is responsible for irrigation, revealing that Rogers Brothers was low bidder in the amount of \$7,500.00. It was moved by Councilman Leahy, seconded by Foote, that the bid be awarded to Rogers Irrigation Supply. Roll call as follows: Ayes, 4; No, None; carried.

The Purchasing Agent then explained that an antiquated water wheel type turbine pump, used to provide irrigation water on the farm land leased to Mr. John Follette, is badly in need of repair or replacement. He explained that several solutions are available as follows: temporarily repair the existing system, \$200.00; purchase a used electric pump, \$700.00; purchase a centrifugal pump, \$800.00; purchase a portable Berkley, \$900.00 - \$1000.00; purchase a new turbine, \$1400.00. He explained further that some remedial action was necessary as soon as possible as irrigation water is needed. The Purchasing Agent was authorized to temporarily repair the existing system or rent a gas pump, whichever seemed more expedient, pending a study by the Engineering Department as to the most appropriate course of action. In this connection it was noted that there is no electric line serving the pump location and that if said line were to be installed the most economical source would be Utah Power & Light. Electrical Engineer Davis was therefore directed to join in the study as he had volunteered information that there might be other needs for such a line in the airport farm land vicinity.

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Next to be presented by the Purchasing Agent were bids from General Electric, Electrical Contractor Supply and Westinghouse covering needed materials for the Electrical Department for the near predictable future. He recommended that money could be saved by resorting to a split bid in the amount of \$997.00 in favor the Electrical Contractors for a transformer and \$10,727.42 in favor of Westinghouse for wire and pole line hardware. It was moved by Councilman Creek, seconded by Leahy, that the bids be awarded as recommended. Roll call as follows: Ayes, 4; No, None; carried.

Finally, the Purchasing Agent presented bids on nine juror's chairs from Holladay's and Itex, revealing the latter to be the low bidder in the amount of \$398.00 plus pads. It was moved by Councilman Leahy, seconded by Page, that the low bid of accepted. Roll call as follows: Ayes, 4; No, None; carried.

The following memorandum was read:

April 26, 1961
Acct. No. 3B-65

Honorable Mayor and City Council
Idaho Falls, Idaho

Gentlemen:

We are submitting herewith for your review and approval the final plat of Esquire Acres Subdivision No. 2.

We are recommending that this plat be approved subject to the final approval of the Planning Commission and the Engineering Department and that the Mayor and City Clerk be authorized to sign the City's approval.

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

It was moved by Councilman Page, seconded by Leahy, that the plat be approved, subject as described in the memorandum. Roll call as follows: Ayes, 4; No, None; carried.

Next to be presented from the City Engineer was the following:

May 1, 1961
Acct. No. 17A-1

Honorable Mayor and City Council
Idaho Falls, Idaho

Gentlemen:

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It is estimated our present landfill area in the north part of the City will be exhausted in from 6 to 8 weeks. We have investigated several other areas to fill this need, and it appears our best possibility is the gravel pit area owned by Ready to Pour Concrete Company. Mr. John Smith has indicated his willingness to permit this sanitary landfill on a trial basis, and the City-County Health Officer has given his approval as to the site.

We are therefore recommending that the Mayor and City Council instruct the City Attorney to prepare a working agreement with Ready to Pour Concrete Company. This agreement should point out that in consideration for permitting the City to use this area for landfill, we the City, will reclaim his land to agricultural use and will prevent ANY nuisance to his company or the surrounding residences by providing as adequate litter fence, prevent the scattering and blowing of loose papers by watering, provide complete maintenance of an access road along the canal, and will allow no burning in the area.

It is also suggested that the agreement allow Mr. Smith a period of six months for review and comments on our operations. If, after this time, we cannot satisfactorily meet his requirements, the operation should cease.

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

cc: Mr. John Smith
Mr. John Barnard

It was moved by Councilman Creek, seconded by Foote, that the City negotiate with Ready to Pour Concrete Company to acquire a landfill, with all the provisions as described incorporated in a working agreement to be prepared by the City Attorney. Roll call as follows: Ayes, 4; No, None; carried.

The City Attorney presented an agreement between the City and four west side residents as follows: Harold George Miller, 1460 Antares; Robert Paul Schuman, 1480 Antares; Vernon A. Powell, 820 Saturn; James H. Yearly, 1475 Scorpius; whereby the City agrees to provide an additional sewer line to these parties under L.I.D. #26, more convenient to them than the one originally proposed. It was moved by Councilman Foote, seconded by Leahy, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 4; No, None; carried.

Five City redemption tax deeds were presented as follows: Two in the name of Victor Evans, two in the name of Edith S. Evans, and one in the name of Estate of Victor M. Evans, deceased. It was moved by Councilman Foote, seconded by Creek, that the Mayor and City Clerk be authorized to sign all the deeds. Roll call as follows: Ayes, 4; No, None; carried.

The following ordinance was presented by the City Attorney:

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ORDINANCE NO. 997

AN ORDINANCE AMENDING SECTION XI OF ORDINANCES NO. 925 OF THE CITY OF IDAHO FALLS BY ADDING TO SAID PARAGRAPH TWO ADDITIONAL PARAGRAPHS PROVIDING THAT ALL DAILY, WEEKLY, AND MONTHLY RENTAL RATES, FOR TRAILER SPACE SHALL BE POSTED IN A CONSPICUOUS PLACE IN SUCH TRAILER COURTS, AND PROVIDING THAT IF CHARGES FOR ELECTRICITY, WATER, OR OTHER UTILITIES ARE NOT INCLUDED IN SUCH RENTAL RATES, THAT AMOUNT OR RATE CHARGED FOR SAME SHALL CLEARLY APPEAR TOGETHER WITH SUCH POSTED RENTAL RATES.

The foregoing ordinance was presented in title. It was moved by Councilman Page, seconded by Leahy, that the provisions of Section 50-2004 of the Idaho Code requiring all ordinances to be fully and distinctly read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-2004 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, 4; No, None; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the Ordinance placed before the Council for final consideration the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 4; No, None; carried.

Application forms were presented from the United States Department of the Interior, forwarded from that Government Agency for the purpose of applying for the purchase of the island located in the fore bay of the Snake River. It was moved by Creek, seconded by Foote, that the Mayor be authorized to sign the application forms. Roll call as follows: Ayes, 4; No, None; carried.

A five year farm lease was presented in favor of Gene and Edna Somsen, covering terms and conditions for the leasing of certain farm ground in the vicinity of the airport. It was moved by Councilman Foote, seconded by Leahy, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 4; No, None; carried.

A new well site was reviewed. After some discussion it was moved by Councilman Creek, seconded by Page, that the City proceed to purchase land for that purpose, located immediately south of the Idaho Canal and west of the Asper Addition, subject to the approval of Mr. Walter Asper. Roll call as follows: Ayes, 4; No, None; carried.

The City Attorney presented a form of agreement to be used between the City and residential sub-division developers. It was generally agreed that the form be adopted, subject to its being approved by the Realty Board.

A letter was presented from Mr. Dudley Oden, tendering his resignation with the Idaho Falls Police force. The Mayor was duly authorized to answer the letter, accepting said resignation. It was then moved by Councilman Foote, seconded by Creek, that the Mayor be authorized to write a letter to Councilmen Leahy and Page, accepting their resignation, in each instance as a member of the Planning Commission and expressing thanks on behalf of the Mayor and Councilmen for their untiring service in that capacity. Roll call as follows: Ayes, 4; No, None; carried.

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The Mayor advised that it had been reported to him by a member of the City Library Board, Mr. Aden Hyde, that the library is badly in need of expansion. Mr. Hyde has suggested an architects study in this regard. It was moved by Councilman Leahy, seconded by Page, that the foregoing study be approved, that certain funds be budgeted accordingly and, in response to the Mayor's suggestion that the City rotate the selection of local architects, Mr. C. A. Sundberg be delegated to effect said study. Roll call as follows: Ayes, 4; No, None; carried.

Councilman Creek offered certain comments concerning the fact that Mr. Glen Koster has never been satisfied with the manner in which the City carried out the terms of the agreement covering construction and operation of the sewage treatment plant, located on property acquired from Mr. Koster. He suggested, with general agreement, that the Mayor, the Council, the City Attorney, the City Engineer, Mr. Koster and his attorney meet jointly in an effort to resolve any and all problems in this regard.

Councilman Creek requested and obtained permission to wire the International Association of Chiefs of Police; confirming the fact that the Mayor and Councilmen are planning and expecting to meet with Mr. Arthur Wilson on May 11th, 1961.

Councilman Creek asked and obtained authorization to send one Police Officer to the next school conducted by the F.B.I. Academy.

The Mayor read a telegram from Frontier Airlines announcing that it was their intention to cease all flights into Idaho Falls as of May 10, 1961.

The City Engineer presented a blackboard sketch of a major arterial cross section, 106' in right-of-way width, which would include four traveling lanes divided with a 14' median, two parking lanes, two utility strips, two sidewalks. The purpose of this presentation, according to the City Engineer, was to propose that this be adapted as a standard section for major divide arterials. This met with general Council agreement. Specifically, the City Engineer explained, this section should be modified when adapted to Holmes Avenue, immediately south of 17th Street, to-wit: eliminate the sidewalk, utility strip, and the parking lane which would otherwise be located on the west side of Holmes, adjacent to the canal, resulting in an 86' right-of-way. The City Engineer explained, further, that a decision on the foregoing is necessary at this time, prior to the preparation of a contractual arrangement with Mr. McDougal. This also met with general Council approval.

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
