

NOVEMBER 7, 1960

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The City Council of the City of Idaho Falls, Idaho met in Recessed Session, Monday, November 7, 1960, at 8:00 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present at said Meeting: Mayor W. J. O'Bryant; Councilmen Johnson, Creek, Foote, Petersen. Also present: Roy C. Barnes, City Clerk; George Barnard, City Attorney; Don Lloyd, City Engineer; Boyd Wright, Purchasing Agent; John Putnam, Police Chief; George Aupperle, Controller; Harold Davis, Electrical Engineer.

Minutes of the last Regular Meeting held October 21<sup>st</sup>, 1960 and a Special Meeting held October 28<sup>th</sup>, 1960 were read and approved.

Mr. Eldon Harker, President of the Junior Chamber of Commerce, appeared before the Council as spokesman for a member group of that organization, also present, requesting that their organization be permitted the use of Highland Ball Park on the 4<sup>th</sup> of July, 1961 for the purpose of a fireworks display. He explained in brief why their group should, if possible, be given favorable consideration, pointing out the fact that they were one of the more active groups in Civic projects, that they could plan on this show to offset their loss on the Air Show, that they have had previous experience with shows of this kind and carry proper liability insurance.

The Mayor expressed appreciation to Mr. Harker for the many projects and activities of this group and said it must have been a misunderstanding if they received an earlier impression from him that this event and location had been reserved for them, next year. He said it would not have been within his power, even if he had been so inclined, to have promised this. Mr. Harker then asked, in the event they would not be so favored next year, what year they might expect it.

Councilman Creek explained that it would not be prudent to commit some future City Council on a matter of this kind.

Mr. Harker concluded by asking for every consideration for the coming year, and to this the Council agreed.

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

<u>FUND</u>	<u>GROSS PAYROLL</u>	<u>SERVICES &amp; MATERIALS</u>	<u>TOTAL EXPENDITURES</u>
General Fund	\$80,902.52	\$34,051.27	\$114,953.79
Recreation Fund	53.86	373.06	426.92
Fire Fund	19,048.06	2,368.05	21,416.11
Electric Light Fund	19,617.91	65,796.10	85,414.01
Water & Sewer Fund	12,599.81	43,349.12	55,948.93
Police Retirement	<u>1,616.25</u>	<u>.00</u>	<u>1,616.25</u>
		<b>Total:</b>	<b>\$278,159.97</b>
		<b>Police Retirement:</b>	<b>\$1,616.25</b>

It was moved by Councilman Johnson, seconded by Petersen, that the bills be approved and the Controller be authorized to draw warrants on the respective funds for their payment. Roll call as follows: Ayes, 4; No, None; carried.

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Reports from Division and Department Heads for the month of October were presented and, there being no objection, were ordered placed on file in the City Clerk's office.

License applications for JOURNEYMAN GAS FITTER, previously approved by the Gas Inspector, was presented: Max Russell and Daniel E. Fairless; APPRENTICE GAS FITTER, previously approved by the Gas Inspector, George Rammell and Francis B. Street. It was moved by Councilman Foote, seconded by Johnson, that these licenses be approved. Roll call as follows: Ayes, 4; No, None; carried.

License applications for ELECTRICAL CONTRACTOR for A. R. Morton of Bannock Electric Co. and Robert E. Lee of Friberg Electric Co. were presented. It was moved by Councilman Petersen, seconded by Johnson, that these license be granted subject to the approval of the Electrical Inspector. Roll call as follows: Ayes, 4; No, None; carried.

The City Clerk drew to the attention of the Council the fact that on October 26<sup>th</sup> he had processed two license applications; one for BEER, properly approved by the Police Chief, and one for RETAIL LIQUOR, both of which represented change in ownership only, from the Idaho Falls Country Club to Flamingo Services, Inc., and that this was done without Council authority in the interest of time and as an accommodation to the new owners, as this was part of the provisions of the transfer of the property. It was moved by Councilman Petersen, seconded by Foote, that the City Clerk's action in this regard be duly ratified. Roll call as follows: Ayes, 4; No, None; carried.

The following claim for damages was presented:

November 2, 1960

To the City Council of the  
City of Idaho Falls:

On October 4<sup>th</sup>, 1960, my wife, Virginia Laird, was driving my automobile on West Broadway, approaching Skyline Drive and ran into a hole in the pavement, which had been cut for the purpose of installing a sewer or water line, and had not been properly filled after the installation had been completed, as it had sunk several inches.

My car was damaged by the impact, in the following respects:

Wheel and tire damage	\$48.75
Alignment	6.50
Painting of new wheel	<u>5.50</u>
	\$60.75

I therefore claim the above amount from the City of Idaho Falls as damages.

Yours very truly,  
s/ Richard D. Laird  
238 West 20<sup>th</sup> Street  
Idaho Falls, Idaho

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It was moved by Councilman Foote, seconded by Creek, that this be referred to the City Insurance Carrier for investigation and recommendation. Roll call as follows: Ayes, 4; No, None; carried.

A claim was presented from Lloyd Nash and Sons covering the cost of repairing a damaged cable on the east curb of S. Blvd., 50 feet south of the alley between 9<sup>th</sup> and 10<sup>th</sup> Streets on September 7, 1960. This alleged damage had been billed to Lloyd Nash by the local Telephone Company and he, in turn referred same to the City. It was moved by Councilman Foote, seconded by Johnson, that this be referred to the City Insurance Carrier. Roll call as follows: Ayes, 4; No, None; carried.

The City Engineer presented a memorandum recommending that traffic signals at the Elva and Higbee Street intersection of North Yellowstone and at Lomax and Yellowstone not be installed at this time after having discovered by a letter from the State Highway Department that the cost, respectively, would be \$12,000 and \$6,000 with the State bearing one half the cost. It was moved by Councilman Johnson, seconded by Petersen, that the Council concur in said recommendation. Roll call as follows: Ayes, 4; No, None; carried.

A lease and option agreement was presented between the City and Southern Idaho Equipment Company covering the final payment to be made March 10, 1961 on one Allis Chalmers front end loader. It was moved by Councilman Foote, seconded by Creek, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 4; No, None; carried.

The City Engineer presented a memorandum in the interests of the Water Department, requesting a 4 inch water meter to replace one which must be sent away for repairs and one for a new installation on a private water system, cost of which would be about \$700.00 each. It was moved by Councilman Foote, seconded by Creek, that the Purchasing Agent be authorized to acquire these meters. Roll call as follows: Ayes, 4; No, None; carried.

November 7, 1960  
Acct. No. 3D-3

Honorable Mayor and City Council  
Idaho Falls, Idaho

Gentlemen:

In accordance with your request, we have investigated a request from Cecil E. Hart to vacate the alley in Block 8 of Mayflower Addition.

We find that the alley from Lot 1 to 18 does exist, and there are no utilities in this alley.

Therefore, we have no objection to the vacation of this public alley and would recommend to the Mayor and Council that the request be granted.

Respectfully submitted,  
Engineering Department  
s/ Lloyd F. Lloyd, P.E.  
City Engineer

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The foregoing memorandum was read: It was moved by Councilman Johnson, seconded by Creek, that Mr. Hart's request be granted and the City Attorney be instructed to prepare a vacating ordinance in his favor. Roll call as follows: Ayes, 4; No, None; carried.

A bid for a 17 yard Leach Pack master garbage unit, complete with chassis, in the amount of \$10,167.38 was presented by the Purchasing Agent to be purchased from the Intermountain Equipment Company, who provided a thirty day warranty. It was moved by Councilman Johnson, seconded by Petersen, that the purchasing agent be authorized to acquire the unit. Roll call as follows: Ayes, 4; No, None; carried.

The City Engineer submitted a final plat of the May Addition. It was moved by Councilman Foote, seconded by Petersen, that it be approved and the Mayor and City Clerk be authorized to sign, subject to final approval of the Planning Commission and the Engineering Department. Roll call as follows: Ayes, 4; No, None; carried.

November 1, 1960  
Acct. No. 6C-6

G. Bryce Bennett, P.E.  
State Highway Engineer  
P. O. Box 879  
Boise, Idaho

Dear Mr. Bennett:

Your letter of October 28, 1960 with reference to traffic operation on "C" "D" , and "E" Streets in Idaho Falls, was discussed by the Council at a luncheon meeting yesterday.

The Council discussed this problem and concluded with the following action. If "F" Street would be opened to connect with Yellowstone Avenue, the City would designate "F" Street as a one-way west bound Street to Memorial Drive. Also, between Yellowstone Avenue and Memorial Drive, "E" Street would be designated one-way east bound, "D" Street, designated one-way traffic west bound, and "C" Street would be designated as a two-way operation. These changes in direction will become effective concurrently with the opening of "F" Street.

This action of the Council will be ratified and made official during the first Regular Meeting of November 7, 1960.

I wish to thank you for your consideration in this matter and express our appreciation for your Department's cooperation in solving our local problems.

Sincerely yours,  
s/ W. J. O'Bryant, Mayor  
City of Idaho Falls

cc: City Engineer

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The City Clerk read the foregoing letter written to the State Highway Engineer by Mayor O'Bryant. It was moved by Councilman Foote, seconded by Petersen, that this action taken informally by the Council at an earlier date, be ratified and made a matter of official record. Roll call as follows: Ayes, 4; No, None; carried.

November 7, 1960  
Acct. No. 9A-1

Honorable Mayor and City Council  
Idaho Falls, Idaho

Gentlemen:

This memo is written with reference to the need for sewer cleaning equipment. We have in our City, over 100 miles of public sewer to maintain with a crew of six men. This job can only be effectively and efficiently accomplished with the use of a modern sewer cleaning machine. Our existing hand operated sewer cleaner was purchased over ten years ago and is not now adequate to meet the needs of the City. During a recent demonstration, it was shown that the same amount of sewer could be unplugged in one third of the time with the new machine.

Since \$4,500.00 has been allowed in our current budget for this equipment, we are requesting that the Purchasing Agent be authorized to take the necessary steps to obtain a satisfactory sewer rod machine.

Respectively submitted,  
Engineering Department  
s/ Donald F. Lloyd, P.E.  
City Engineer

The foregoing from the City Engineer was presented. It was moved by Councilman Johnson, seconded by Petersen, that the Purchasing Agent investigate for price, quality and adaptability and reflect his findings and recommendations to the Council. Roll call as follows: Ayes, 4; No, None; carried.

The following memorandum from the Purchasing Agent was read:

November 7, 1960

MEMORANDUM TO THE MAYOR AND COUNCIL:

Gentlemen:

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This memorandum is written to bring to your attention that on a purchase order written to Rossiter Electric, covering the rewinding of No. 2 Generator at the Upper Plant, at the request of Mr. Harold Davis, an insurance policy was taken out to cover the installation and job for a period of one year.

Since the job has been completed and the generator is on the line, it is the feeling of Mr. Davis that this policy is not necessary because of the fact that we have no insurance on the rest of our machines and he has asked that this portion of the purchase order and contract be deleted. This has been discussed with Rossiter Electric and they are very much in agreement with this and have billed the City for the total bill less the \$360.00 insurance policy.

This will require Council approval to delete this from the contract. Your approval of this memo would be very much appreciated at this time.

Very truly yours,  
s/ Boyd P. Wright  
Purchasing Agent

It was moved by Councilman Petersen, seconded by Johnson, that as recommended, the insurance portion of the contract with Rossiter Electric be cancelled. Roll call as follows: Ayes, 4; No, None; carried.

The Electrical Engineer presented a list needed by his Department at a cost of \$3,159.83. It was moved by Councilman Johnson, seconded by Foote, that the Purchasing Agent be authorized to proceed with their acquisition. Roll call as follows: Ayes, 4; No, None; carried.

It was noted by the Mayor that Brigadier Hood of the Salvation Army has an opportunity to move into a residence and he has asked if the Mayor and Council approves. It was moved by Councilman Foote, seconded by Petersen, that the Council go on record as endorsing the move, providing proper arrangements are made at the Salvation Army building for the proper care and handling of transients. Roll call as follows: Ayes, 4; No, None; carried.

The Mayor referred to the minutes of the first meeting of the Youth Advisory Council noting that this group had requested the use of a City room once a month for a meeting place and also that the City provide postage for the mailing of monthly minutes to all Committee members. To both of these requests, the Council gave their consent.

The Mayor informed the Council that they have been asked to attend a meeting of the Metropolitan Traffic Committee on November 16<sup>th</sup>; Also, that they have been invited to attend a lunch and dinner sponsored by the Soil Conservation group at the Bonneville Hotel on November 14<sup>th</sup>.

A tentative cost figure in the amount of \$2,600.00 was studied, covering fencing around the Temple View Substation. The Purchasing Agent was instructed to seek other local quotations.

The City Attorney explained that he had been asked by the Police Chief to prepare an ordinance for the proper licensing of bicycles. The Chief appeared, briefly, to further explain the need and the reasons for an annual rather than a perpetual basis. The following was then presented:

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ORDINANCE NO. 986

AN ORDINANCE PROVIDING FOR THE REGISTRATION OF BICYCLES IN THE CITY OF IDAHO FALLS AND PROVIDING PENALTY FOR THE VIOLATION THEREOF.

It was moved by Councilman Foote, seconded by Johnson, 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.

Next to be presented was the revised Electrical Rate Ordinance providing for a new Commercial Rate structure, as follows:

ORDINANCE NO.

AN ORDINANCE VESTING THE MANAGEMENT AND CONTROL OF THE MUNICIPAL LIGHT AND POWER PLANT AND DISTRIBUTION SYSTEM OF THE CITY OF IDAHO FALLS AND THE FURNISHING OF ELECTRICITY THERE FROM IN THE MAYOR AND CITY COUNCIL OF SAID CITY; PROVIDING FOR THE INSPECTION OF ALL INSTALLATIONS OF ELECTRIC WIRING, MACHINERY, APPARATUS AND APPLIANCES; PROVIDING THAT SAME SHALL BE DONE IN ACCORDANCE WITH THE BUILDING AND ELECTRICAL CODES OF SAID CITY, ESTABLISHING THE RATES TO BE CHARGED CUSTOMERS OF THE MUNICIPAL LIGHT AND POWER PLANT OF SAID CITY; PROVIDING FOR THE METERING OF ELECTRICITY FURNISHED TO CUSTOMERS OF THE MUNICIPAL ELECTRIC LIGHT AND POWER PLANT AND THE TESTING OF METERS; PROVIDING FOR THE DEPOSITS TO BE MADE BY CUSTOMERS FOR METERS AND FOR THE REFUNDING THEREOF; PROVIDING WHEN ACCOUNTS FOR ELECTRIC SERVICE SHALL BECOME DELINQUENT AND FOR THE DISCONTINUANCE OF SERVICE TO DELINQUENT CUSTOMERS; PROVIDING THAT CERTAIN ACTS SHALL BE UNLAWFUL AND PENALTIES FOR THE VIOLATION THEREOF; PROVIDING THAT ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT BE REPEALED; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

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The City Attorney proceeded to explain its many facets. It was moved by Councilman Johnson, seconded by Petersen, that this ordinance be passed on its first reading. Roll call as follows: Ayes, 4; No, None; carried.

It was explained that Wadsworth Construction Company has asked permission to install their radio broadcasting antenna on the City Water Tower, reason for the request being that the tower interferes with their frequency by blocking out field strength, particularly in the Arco area. The Electrical Engineer was instructed to check with Wells Brady to determine the merit and need for this installation.

The Mayor announced that he has named Mr. Rex Schwendiman to replace Mr. Leonard Manwaring as the School District #91 representative on the Planning Commission. It was moved by Councilman Petersen, seconded by Johnson, that the Mayor's appointment be confirmed. Roll call as follows: Ayes, 4; No, None; carried.

There being no further business, it was moved by Councilman Johnson, seconded by Petersen, that the Council adjourn, carried.

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ W. J. O'Bryant  
MAYOR

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