

**FOLLOWING ARE THE MINUTES OF THE NOON SPECIAL SESSION OF THE COUNCIL
AS REQUIRED BY BOND COUNSEL CHAPMAN & CUTLER:**

NOVEMBER 7, 1985

The City Council of the City of Idaho Falls, Bonneville County, Idaho, met in Special Session at the City-County Election office, 605 North Capital in the City of Idaho Falls, Idaho, at 12:00 o'clock Noon, on November 7, 1985. The roll was called and the following found to be present; Mayor Thomas Campbell; Councilmen Arthur Chandler, Melvin Erickson, Paul Hovey, and Ralph Wood: Absent, Councilmen Wesley Deist and Sam Sakaguchi. There were also present Velma Chandler, City Clerk and Dale Storer, City Attorney.

After the meeting had been duly called to order and the minutes of the preceding meeting read and approved, the City Clerk presented to the City Council: (1) the call of the November 7, 1985 Special Meeting of the City Council in accordance with Sections 50-604 and 50-706, Idaho Code, and (2) an affidavit of publication evidencing the giving of public notice of the agenda, date, time and place of the November 7, 1985 Special Meeting of the City Council in compliance with the requirements of Section 67-2343, Idaho Code. The call and affidavit were ordered to be placed on file in the office of the City Clerk.

The Mayor then announced that one of the purposes of the meeting was to canvas the returns of the special bond election held in said City on the same day as the General City Election on November 5, 1985, pursuant to the provision of Ordinance No. 1805, adopted on October 1, 1985.

The City Clerk then presented to the City Council the returns of the election on the proposition from the voting places, the posting notices, the voting machine reports, the ballots cast at the election, and all other pertinent data.

The City Council thereupon proceeded to canvas the results of said election and to incorporate their findings and determination into the form of the following resolution, which was introduced in written form by Councilman Chandler, was read in full, and pursuant to motion made by Councilman Chandler and seconded by Councilman Wood, was adopted by the following vote: Ayes, Councilmen Arthur Chandler, Melvin Erickson, Paul Hovey, and Ralph Wood; Nay: None.

The resolution was thereupon signed by the Mayor, attested by the City Clerk, was ordered recorded and is as follows:

R E S O L U T I O N (Resolution No. 1985-08)

A RESOLUTION canvassing the results if an election held in the City of Idaho Falls, Bonneville County, Idaho, on the same day as the General City Election on November 5, 1985, on the authorization of \$1,650,000 General Obligation Public Recreation Bonds of said City, determining the results of said election, and related matters.

WHEREAS, on October 1, 1985, the City Council (the "City Council") of the City of Idaho Falls, Bonneville County, Idaho (the "City") duly adopted Ordinance No. 1805 ("Ordinance No. 1805") calling an election to be held in the City on the same day as the General City Election on November 5, 1985, for the purpose of submitting to the qualified electors of the City the proposition hereinafter set out; and

WHEREAS, said election has been duly held pursuant to the provisions of Ordinance No. 1805 and pursuant to the provisions of the Constitution and laws of the State of Idaho, and the results thereof have been canvassed by the City Council, and a complete investigation has been made by the City Council as to the manner in which said election was held and as to the regularity thereof;

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NOW, THEREFORE, Be It Resolved by the Mayor and Council of the City of Idaho Falls, Bonneville County, Idaho, as follows:

Section 1. That a special election was held in the City on the same day as the general City election on November 5, 1985, at which election there was submitted to the qualified electors of the City the following proposition:

QUESTION: Shall the City of Idaho Falls, Bonneville County, Idaho, issue and sell its general obligation bonds to the amount of \$1,650,000 for the purpose of providing for the purchase, improvement and equipment of lands and buildings thereon for public recreation facilities, said public recreation facilities to include an indoor swimming pool, dressing rooms, instructional facilities and associated parking facilities, all as more fully provided in Ordinance No. 1805, adopted by the City Council of said City on October 1, 1985?

Section 2. That notice of said election was duly and legally given by the publication of an appropriate notice in the official newspaper of the City, being The Post Register, a newspaper printed, published and having general circulation in the City, on October 4, 1985, October 11, 1985, October 18, 1985, October 25, 1985, and November 1, 1985, such publication having been made once a week on the same day of each of five consecutive weeks, with the first publication not less than thirty (30) days prior to the date fixed for the holding of said election.

Section 3. That the polls at said election were opened at 12:00 o'clock Noon and remained open continuously until and closed at the hour of 8:00 o'clock P.M. on November 5, 1985, at the voting places specified in Section 7 hereof.

Section 4. That only persons who were on said November 5, 1985, qualified electors of the City, eighteen (18) years of age or older, residents of the City of at least thirty (30) days prior to the day of the election, properly registered and citizens of the United States, were permitted to vote at said election, and that no person qualified to vote at said election was refused the right to vote.

Section 5. That the ballots used at said election were prepared by the City Clerk not less than twenty-one (21) days prior to the date of said Special Bond election in accordance with Section 50-439, Idaho Code., and were in the form prescribed by law and by Section 4 of Ordinance No. 1805.

Section 6. That the City Clerk caused sample ballots to be printed not less than fifteen (15) days prior to the date of said election in the form and in accordance with the requirements of Section 50-440, Idaho Code, and Section 5 of Ordinance No. 1805, and that the form of said sample ballot was published in The Post Register, on October 25, 1985, and November 1, 1985, the last of which publications was within five (5) days of the date of said Special Bond Election,

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Section 7. That the results of the election on said proposition were, and are hereby formally found and determined to be as follows:

\$1,650,000 GENERAL OBLIGATION PUBLIC RECREATION BONDS

<u>PRECINCT</u>		<u>NO. OF VOTES</u>	<u>NO. OF VOTES</u>	<u>NO. OF MULTILATED</u>
<u>NO.</u>	<u>POLLING PLACE</u>	<u>IN FAVOR</u>	<u>AGAINST</u>	<u>OR SPOILED BALLOTS</u>
1.	Armed Forces Reserve 1575 N. Skyline Drive	338	117	1
2.	Eagle Rock Junior High 220 Pancheri	462	73	1
3.	Temple View School 1500 Scorpius	177	55	1
4.	Eagle Rock Jr. High 220 Pancheri	245	58	2
5.	A.H.Bush School 380 W. Anderson	148	92	0
6.	I.F. Public Library 457 Broadway	33	25	0
7.	Art Guild 540 West Elva	139	65	1
8.	Bonn. Cty. Courthouse Rotunda N. Capital Ave.	107	56	0
9.	Clair E. Gale Jr. High 955 Garfield	145	89	1
10.	I.F. Civic Auditorium 501 S. Holmes Avenue	116	47	2
11.	Emerson School 335 Fifth Street	153	71	0
12.	Emerson School 335 Fifth Street	191	60	0
13.	I.F. Public Library 457 Broadway	70	54	1
14.	Hawthorne School 1520 S. Boulevard	138	70	0
15.	Hawthorne School 1520 S. Boulevard	157	94	2
16.	Longfellow School 25 S. Higbee	453	147	2
17.	Linden Park School 1305 Ninth	235	93	0
18.	Linden Park School 1305 Ninth	168	79	0
19.	Theresa Bunker School 1385 East Sixteenth	226	96	0
20.	Edgemont Garden School 1240 Azalea	373	99	1
21.	Falls Valley School 2455 Virlow	132	58	0
22.	Dora Erickson School 850 Cleveland	99	50	0
23.	Falls Valley School 2455 Virlow	239	55	0
24.	Falls Valley School 2455 Virlow	178	60	0
25.	Theresa Bunker School 1385 East Sixteenth	232	81	3
26.	Bank of Commerce 1770 E. Seventeenth	288	76	2
	TOTAL	<u>5,242</u>	<u>1,920</u>	<u>20</u>

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Section 8. That it is therefore found, determined and declared that said proposition on the issuance of \$1,650,000 General Obligation Public Recreation Bonds carried by a two-thirds majority of the qualified electors of the City voting at the election on said \$1,650,000 General Obligation Public Recreation Bonds, that said election was in all things properly held and conducted in strict compliance with law, and that the City Council is authorized to proceed with the authorization of the bonds specified in said proposition.

Adopted and approved this 7th day of November, 1985.

s/ Thomas Campbell
MAYOR

ATTEST:
s/ Velma Chandler
CITY CLERK

Pursuant to motion duly made and carried, the meeting was then recessed until the Regular Meeting at 7:30 P.M. that evening, carried.

s/ Velma Chandler
City Clerk

s/ Thomas Campbell
Mayor