

JULY 5, 1984

The City Council of the City of Idaho Falls met in Regular Meeting, Thursday, July 5, 1984, in the Council Chamber in Idaho Falls, Idaho. There were present: Mayor Tom Campbell; Councilman Sam Sakaguchi, Ralph Wood, Art Chandler, Mel Erickson, Wes Deist, and Paul Hovey. Also present: Velma Chandler, City Clerk; Dale Storer, City Attorney and all other available Division Directors.

Minutes of the last Recessed Regular Council Meeting held June 26, 1984, were summarized and approved as recorded in the book of minutes.

The Mayor declared open a public hearing to consider a request for a Conditional Use Permit to allow a used car lot to operate in the C-1 Zone, and called upon Councilman Wood to conduct the hearing. At the request of Councilman Wood, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls
June 28, 1984

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: REQUEST FOR A CONDITIONAL USE PERMIT-1130 E.
17TH STREET

Attached is a copy of a petition requesting a Conditional Use Permit located at Lot 7 and 8, Block 2, Edgemont Gardens, Division No. 1. This property is located at 1130 E. 17th Street in a C-1 Zone. The Conditional Use Permit is necessitated because the Zoning Ordinance does not permit used car lots to operate in the C-1 zone. The HC-1 zone is the first zone in which they are permitted.

The petitioner, Harmon Groesbeck, is requesting the used car lot be permitted in conjunction with an existing gas station and garage. At their regular meeting, the Planning Commission, on June 12th, by a vote of seven to two (7-2) recommended approval of this request.

This matter is now being submitted to the Mayor and City Council for your consideration.

s/ Rod Gilchrist

Councilman Wood then invited anyone who wished to speak in favor of this request to be heard at this time.

Mr. Harmon Groesbeck, the petitioner, appeared and stated that the operators of the near-by service station had been selling used cars at this location for some time, therefore he did not check the zoning before moving his operation to this location. He said that, in his opinion, he had cleaned up the area, would sell no trucks and he felt that his business would add to the economic impact of this area. He defined his interpretation of the code covering conducive use permits, and said that he could see no difference in his cars parked there than those parked at Albertsons, A&W Root Beer, or other businesses in the area. He asked the Council to review this issue upon the facts and conditions and not under some emotional plain or personal biases. He said that he, after being advised that this operation was in violation of the Code, contacted the City Planner's office and has tried to do all he can to right the situation. He said, further, that there has been no objections to his operation at this location. Councilman Erickson asked Mr. Groesbeck if the property owner

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has told him that the zoning was correct for his business prior to his renting the property? Groesbeck answered that Alex Creek, the property owner, had told him he had better check the zoning. He said that he asked the proprietor of the gas station who informed him that he had been selling cars at this location for years, so he assumed it to be all right. Councilman Hovey asked how many vehicles Groesbeck would have at this location? Groesbeck answered that there would be no more than twenty-six cars at any time, to provide safe conditions for the traffic flow of other near-by businesses.

Mr. Alex Creek, 656 11th Street, and the owner of the subject property, appeared briefly. He said that he felt it regrettable that the news media have indicated that the Council Members have already made a decision on this matter. He asked the Council to remain unbiased and hear both sides of the story before voting their convictions. He said that Mr. Groesbeck has no intent to do anything wrong and did not question that he could not sell used cars from this location as the proprietor of the near-by gas station had previously done so. He reminded the Council that the Planning Commission had recommended that this Conditional Use Permit be granted by a vote of seven to two. He said that, so called service stations cannot survive without adding other lines to their operations. He asked the Mayor to check other area businesses to see if they are operating legally under the Code. Councilman Deist stated, for the record, that he had previously promised Mr. Creek that he would consider this request with an open mind.

Mr. Jim McFadden, 2255 Baltic, appeared in opposition to this request. He said that, in his opinion, ignorance of the law is not a valid reason to be allowed to operate in violation of the zoning law. He asked the Council not to change the nature of businesses through Conditional Use Permits. He presented the following letter that he had previously presented to the Planning Commission:

June 12, 1984

Planning & Zoning Commission
City of Idaho Falls
Idaho Falls ID 83401

Dear Commissioners:

I urge your to deny the request which is being made for a conditional use permit to operate an auto sales business at the Texaco Service Station located at 1130 E. 17th Street. This type of commercial establishment is completely at odds with the other retail establishments in the area.

With the exception of businesses which are located in shopping centers, the other establishments along 17th Street basically serve the daily needs of residents in the southeast part of the City. The service stations, hair stylists, food establishments and other similar businesses are located there and can be successful because they provide a convenient service for area residents.

The nature of these businesses is such that the building and grounds on which they operate is in keeping with the type of retail development which is permitted on streets such as 17th Street. This street is surrounded by residential areas. Please do not permit development along this street which would lose sight of this fact.

Sincerely,
s/ James McFadden

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Mrs. Mary Klinger, 1934 Tiffany Drive, appeared to state that she is opposed to the comprehensive and development plans being changed frequently. She said that this business is not conducive to the area and would create additional traffic hazards. She urged the Council to deny this conditional use permit request.

Mr. Bill Watrous, 2025 Tiffany Drive, appeared briefly to object to this usage. He said that this proposed usage would, definitely, not be an improvement. There being no further comment, it was moved by Councilman Wood, seconded by Deist, that the Council deny this request for a conditional use permit. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

Mayor Campbell then declared open a public hearing to consider a request to re-zone Lot 5 and the east 20 feet of Lot 6, Block 2, Bona Vista Addition, Division #1, and called upon Councilman Wood to conduct this hearing. At the request of Councilman Wood, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls
June 28, 1984

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: REQUEST FOR RE-ZONING - BONA VISTA ADDITION (R-1 TO R-2)

Attached is a copy of a petition requesting rezoning of Lot 5 and the east 20 feet of Lot 6, Block 2, Bona Vista Addition, Division No. 1. The petitioner is requesting a re-zoning from R-1 to R-2, and the property is located at 1698 Carmel Drive and is being submitted by Mildred E. Roberts.

Ms. Roberts has operated a day-care center at this address for several years. It was originally started as a home occupation, family type business, and has expanded beyond the limits of the home occupation. In the petition it is stated that the Tom Thumb Day Care Center has operated at this address since February 1975.

The Adjacent property to the north is zoned commercial, and to the east is zoned R-2. She is requesting an R-2 zone to be compatible with the adjoining R-2 zoning. The day-care center is a permitted use in the R-2 zone.

The Planning Commission, at their regular meeting June 12th, recommended by a vote of five to four (5-4) that this request be granted. This Department concurs with that recommendation and the matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

Councilman Wood then asked the City Planner to locate the subject property on a map on the wall and explain this request.

Councilman Wood then invited any one present who wished to speak in favor of this request to be heard at this time.

Ms. Millie Roberts, 1698 Carmel, the requester, appeared at this time. She said that she had made this request for re-zoning so that the zoning would conform for the day care business she has been operating for many years. She said she has been operating

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under the "home occupation" section of the code and has been informed now that her operation is too large to comply with that section of the code. She said, further, that most of the near-by residents have no objection to her operation and they do not feel that there is excessive noise. Ms. Roberts said that the children are not allowed to play in front of the building and there is no parking problem for her customers to leave and pick up their children. Working hours are 7:30 to 5:30, five days a week.

Some of the Council Members asked questions as to hiring of outside family members; children playing in front of the house; parking for workers at center; traffic pattern, etc. Ms. Roberts said that the children are not allowed in front of the building except when they arrive and leave; parents drive away immediately after leaving or picking up children, they turn around in her driveway; and the workers park in an empty lot near the establishment. She said that she is requesting the re-zoning as her business has grown to where she must hire employees to help run her operation.

Karen Gohse, Debbie Jones, Connie Palmgren, Lorraine Cooper, and Trudy Potter all appeared to testify to the efficient manner in which Ms. Roberts operates her day care center and that there is no noise problems.

Councilman Wood, then invited those who were opposed to this re-zoning request to be heard at this time.

Mr. Pehr Agren, 1666 Carmel, appeared to state that he had built his apartment complexes near the R-1 zone for protection from business noise and for the atmosphere of an R-1 zone. Councilman Deist asked Mr. Agren if he built his complexes before or after the Albertson Shopping Center was constructed? Mr. Agren said he built after that, but there is no noise from that shopping center. He objected to the noise of the children from the day care center, and objected, also, to the change of zone to permit its' continued operation.

Mr. Tim Comstock, 1720 Carmel, appeared briefly to express concern of moving R-2 zoning further and further into R-1 zones and jeopardizing those R-1 areas. He said he feels that all businesses should supply off-street parking for their employees and patrons. He said the purpose of zoning is defeated if it can be changed and a home owner cannot depend on it staying the same as when he purchased his property. There being no further comment or questions, it was moved by Councilman Wood, seconded by Deist, that the Council grant this request to re-zone Lot 5 and the East 20 feet of Lot 6, Block 2, Bona Vista Addition, Division #1 from R-1 to R-2, as requested and the Building Official be instructed to incorporate said zoning change on the official zoning map and comprehensive plan, located in his office. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

Mayor Campbell then called for a short recess.

Upon reconvening the meeting, the Mayor declared open a public hearing to consider a request to re-zone Lot 1, Block 2, Bonita Park Addition from R-2 to R-3A, and called upon Councilman Wood, to conduct this hearing. At the request of Councilman Wood, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls
June 28, 1984

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: PETITION TO REZONE - BONITA PARK ADDITION, (R-2 TO R-3A)

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Attached is a copy of a rezoning request submitted by W.J. Peterson, requesting Lot 1, Block 2, Bonita Park Addition to be rezoned from R-2 to R-3A. The petitioner has stated that he was requesting the rezoning in order to construct a professional office building.

After considerable discussion, the Planning Commission, by a vote of six to three, (6-3), recommended that the property be rezoned to R-3A, because the property to the south and across the street to the east is currently zoned R-3A.

This department concurs with that recommendation and the matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

Councilman Wood then asked the City Planner to locate the subject area on a map on the wall and explain the request.

Mr. Lee Gagner appeared, representing the client who recently purchased the property involved in this request. He said that he feels this re-zoning would not represent a spot zoning situation nor does it represent any new problems, with the close proximity of the R-3A zoning across the street. There being no one else who wished to speak either for or against this request, it was moved by Councilman Wood, seconded by Deist, that this request be granted for Lot 1, Block 2 in Bonita Park Addition to be re-zoned from R-2 to R-3A and the Building Official be instructed to incorporate said re-zoning change on the official zoning map and the official comprehensive plan, located in his office. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

Mayor Campbell then declared open a public hearing to consider an appeal from a decision of the Board of Adjustment, submitted by Tony Shiffer. The Mayor asked Councilman Wood, to also, conduct this hearing. Councilman Wood asked the City Clerk to read this memo from the City Planner:

City of Idaho Falls
June 28, 1984

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: APPEAL FROM DECISION OF BOARD OF ADJUSTMENT -
295 6TH STREET

Attached is a copy of the original request for a variance and a copy of the appeal from the decision of the board of Adjustment, submitted by Tony Shiffer, 295 6th Street. The requested variance was to permit the petitioner to retain the garage which was built too close to the front property line. The petitioner had constructed a garage on an existing foundation without benefit of a building permit. This structure is 17 1/2 feet from the curb line on Emerson Avenue.

The Board of Adjustment, at their regular meeting on June 19th, unanimously recommended denial of this request. The petitioner is now appealing this decision to the Mayor and City Council. This matter is now being submitted for your consideration.

s/ Rod Gilchrist

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Councilman Wood then invited anyone who wished to speak in favor of this request at this time.

Mr. Tony Shiffer, 295 6th Street, appeared and stated that he did obtain a building permit after he had started his construction of the garage and was told at that time that everything was all right. He said that there are other buildings in the area that are not exactly to code and they do not constitute safety hazards in the area. There was no one else who wished to speak either for or against this request. Therefore, it was moved by Councilman Wood, seconded by Deist, that this request for a variance be approved. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

Bills for the month of June, 1984, were presented after having been properly audited by the Fiscal Committee:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>
SERV/MAT:	\$ 699,358.56	\$ 38,518.68	\$ 36,272.86	\$ 352,467.16
SALARY:	<u>515,893.82</u>	<u>29,806.09</u>	<u>11,051.10</u>	<u>68,250.87</u>
TOTAL:	\$1,215,252.38	\$ 68,324.77	\$ 47,323.96	\$ 420,718.03

	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>MUN CAP IMP</u>
SERV/MAT:	\$1,721,998.37	\$ 45,867.01	\$ 10,016.73	\$ 94,678.46
SALARY:	<u>96,982.62</u>	<u>33,676.04</u>	<u>17,190.15</u>	<u>.00</u>
TOTAL:	\$1,818,980.99	\$ 79,543.05	\$ 27,251.88	\$ 94,678.46

	<u>LIBRARY</u>	<u>BRIDGE ART ST</u>	<u>REV SHARING</u>	<u>CITY TOTAL</u>
SERV/MAT:	\$ 6,619.79	\$ 44,335.93	\$ 15,217.96	\$3,065,393.51
SALARY:	<u>20,948.58</u>	<u>.00</u>	<u>.00</u>	<u>793,799.27</u>
TOTAL:	\$ 27,568.37	\$ 44,335.93	\$ 15,217.96	\$3,859,195.78

Councilman Chandler asked if there were any questions concerning the proposed expenditures as listed on the printout and previously reviewed by the Councilmembers. There being no questions nor objections, it was moved by Councilman Chandler, seconded by Sakaguchi, that the Controller be authorized to pay all bills as listed on the printout. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

Monthly reports from Division and Department Heads were presented for the month of June, 1984, and there being no questions nor objections, were accepted by the Mayor and ordered placed on file in the office of the City Clerk.

License applications for RESTAURANT, 1 Potato 2, Mrs. Powell's; GROCERY STORE, Deamer's Nutra-Diet Mart; BAKERY, Grandma's Cookie Shop; CANDY COUNTER, ZCMI Stores; MASTER PLUMBER, Dynamics, Inc.; JOURNEYMAN PLUMBER, Thomas Taylor; CLASS C APPRENTICE, Elizardo Max Mora with Jewell Electric, GROCERY STORE, Natures Garden Health Food Store; FIREWORKS, Valerie Nelson, Sheldon Harris; BARTENDER, Kathleen Mary DeGrange, Linda Willemine; PUBLIC RIGHT OF WAY, Merrill Grover Construction; WINE BY THE DRINK, Chili Pod, were presented. It was moved by Councilman Erickson, seconded by Deist, that these licenses be issued, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

A BEER (TO BE CONSUMED ON THE PREMISES) license application for Chili Pod was presented. It was moved by Councilman Erickson, seconded by Deist, that this license be approved as requested. It was noted that said license application had previously

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been approved by the Police Chief and the District Seven Health Department. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

The City Clerk requested Council ratification of issuing CONCESSION, 26th Ward, Scout Troop #1, 9th Ward, Scout Troop #8; PHOTOGRAPHER, Lynda L. Wood; WHOLESale FIREWORKS, G.L. Mortensen, Slusser Wholesale, licenses with the approval of the appropriate Division Directors but without formal Council authorization. It was moved by Councilman Erickson, seconded by Deist, that this previous action be duly ratified. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

The City Clerk asked for Council ratification of publishing a legal notice calling for the public hearing held this night to consider an appeal from a Board of Adjustment decision. It was moved by Councilman Erickson, seconded by Wood, that this previous action be duly ratified. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

From the Public Works Director came this memo:

City of Idaho Falls
July 5, 1984

MEMORANDUM

TO: Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: REQUEST TO ADVERTISE - CAPITAL AVENUE & HITT ROAD

Plans and specifications are nearly completed for paving Capital Avenue and Hitt Road. Public Works Committee has reviewed these projects and are requesting authorization to advertise for construction bids.

Sincerely,
s/ Donald F. Lloyd

It was moved by Councilman Sakaguchi, seconded by Deist, that the Council authorize the publication of an advertisement for bids for paving Capital Avenue and Hitt Road. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

Also from the Public Works Director, came this memo:

City of Idaho Falls
July 5, 1984

MEMORANDUM

TO: Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: WATER & SEWER ORDINANCE

JULY 5, 1984

A condominium developer has a problem with a provision of the present sewer and water ordinance. The Public Works Committee has discussed the situation in detail and are recommending the City Attorney be authorized to investigate and suggest a method to accommodate condominiums.

Sincerely,
s/ Donald F. Lloyd

It was moved by Councilman Sakaguchi, seconded by Deist, that the Council authorize the City Attorney to investigate and suggest a method to accommodate condominiums for water & sewer services. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

This memo from the Municipal Services Director was then read:

City of Idaho Falls
July 3, 1984

MEMORANDUM

TO: Mayor Tom Campbell and City Council
FROM: Chad Stanger, Municipal Services Director
SUBJECT: RENEWAL OF INSURANCE COVERAGES

I hereby request the City Council to approve renewal of certain insurance coverages as follows:

Property, Mobile Equipment, General Liability, Vehicle Liability, Physical Damage, Errors and Omissions, Paramedics and Emergency Medical Technicians Professional Liability, Blanket Fidelity Bond, Umbrella Excess Liability, Police Professional Liability and Airport Liability.

Recommend we renew the City's policies with Penco, Twin City Fire and Hansen & Rowland for period from June 30, 1984 to June 30, 1985. The premium is \$136,522.62, which represents an increase from the prior year of \$15,105.00. Premium increase includes raised liability limits, "All Risk" coverage on all property, additional scheduled equipment coverage and a \$500 deductible on each liability claim.

Local agency is Tandy and Wood, Inc.

Respectfully,
s/ Chad Stanger

It was moved by Councilman Chandler, seconded by Sakaguchi, that these insurance coverages be renewed, subject to final review by the City Attorney. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Deist, Erickson, and Hovey; No, none; carried.

Next, from the Municipal Services Director, came this memo:

City of Idaho Falls
July 5, 1984

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Municipal Services Director
SUBJECT: ORCHESTRA PIT BID AUTHORIZATION

JULY 5, 1984

Plans and specifications are nearly complete for the Orchestra Pit to be constructed in the Civic Auditorium. Funding for this project is to be provided through the Idaho Falls Opera Theatre. The Municipal Services Division requests authorization to advertise to receive bids for the above described project.

Respectfully,
s/ Chad Stanger

Councilman Chandler reminded the Council that they had previously given authorization to review this project. He said that the Committee was now ready to go for bids. It was moved by Councilman Chandler, seconded by Sakaguchi, that authorization be given to advertise for bids for the orchestra pit to be constructed in the Civic Auditorium. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

Finally, from the Municipal Services Director came this memo:

City of Idaho Falls
July 5, 1984

MEMORANDUM

TO: Mayor Tom Campbell and City Council
FROM: Chad Stanger, Municipal Services Director
SUBJECT: PUBLICATION OF AMENDED 1983-1984 FY BUDGET

I am hereby requesting Council action authorizing publication of the attached "Notice of Public Hearing", of the amended budget for the fiscal period of October 1, 1983 through September 30, 1984 at 7:30 P.M.

The 1983/1984 FY Budget is being amended in the amount of \$340,000.00 due to the additional revenue being generated through a Community Development Block Grant of \$340,000.00

Respectfully,
s/ Chad Stanger

It was moved by Councilman Chandler, seconded by Sakaguchi, that authorization be given to advertise for the public hearing as requested. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

The City Attorney presented a City Redemption Tax Deed and Resolution in favor of L.C. Parish:

RESOLUTION (Resolution No. 1984-08)

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 17, Title 50, Idaho Code, and by deed of the City Treasurer, dated the 13th day of April, 1982, recorded as Instrument No. 622419 in the records of Bonneville County, Idaho, acquire title to and possession of the following described real property, to-wit:

JULY 5, 1984

Lots 15-17, inclusive, Block 31, Highland Park Addition, City of Idaho Falls, Bonneville County, according to the recorded plat thereof.

WHEREAS, L.C. PARISH has offered to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with all the installments of assessments subsequent to the one for which said property was sold and then due, together with penalties and interest thereon;

NOW, THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are, authorized and directed, upon the payment of said sum of money by said purchaser to execute and deliver to the said L.C. Parish a quit claim deed to said property, pursuant to the provisions of Section 50-1751, Idaho Code.

PASSED BY THE COUNCIL this 5th day of July, 1984.

APPROVED BY THE MAYOR this 6th day of July, 1984.

s/ Thomas Campbell
Mayor

ATTEST: s/ Velma Chandler
City Clerk

It was moved by Councilman Chandler, seconded by Sakaguchi, that the Mayor and City Clerk be authorized to sign the Resolution and the Deed. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

The City Attorney then presented a City Redemption Tax Deed and Resolution in favor of Miniver Radio:

R E S O L U T I O N (Resolution No. 1984-09)

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 17, Title 50, Idaho Code, and by deed of the City Treasurer, dated this 12th day of March, 1979, recorded as Instrument No. 560884 in the records of Bonneville County, Idaho, acquire title to and possession of the following described real property, to-wit:

Lot 1, Block 3, in the Homer Commercial Addition to the City of Idaho Falls, Bonneville County, Idaho.

WHEREAS, MINIVER RADIO has offered to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with all the installments of assessments to the one for which said property was sold and then due, together with penalties and interest thereon;

NOW, THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are, authorized and directed, upon the payment of said sum of money by said purchaser to execute and deliver to the said MINIVER RADIO a quit claim deed to said property, pursuant to the provisions of Section 50-1751, Idaho Code.

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PASSED BY THE COUNCIL this 5th day of July, 1984.

APPROVED BY THE MAYOR this 6th day of July, 1984.

s/ Thomas Campbell
Mayor

ATTEST: s/ Velma Chandler
City Clerk

It was moved by Councilman Chandler, seconded by Sakaguchi, that the Mayor and City Clerk be authorized to sign the Resolution and the Deed. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

There being no further business, it was moved by Councilman Sakaguchi, seconded by Erickson, that the meeting adjourn at 9:15 P.M., carried.

s/ Velma Chandler
City Clerk

s/ Thomas Campbell
Mayor

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