

JUNE 9, 1983

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, June 9, 1983, in the Council Chamber in Idaho Falls, Idaho. There were present: Mayor Tom Campbell; Councilmen Mel Erickson, Wes Deist, Paul Hovey, Ralph Wood, and Art Chandler; absent, Councilman Sam Sakaguchi. Also present: Velma Chandler, City Clerk; Dale Storer, City Attorney and all other available Division Directors.

Minutes of the last Regular Council Meeting held Thursday, May 19th, 1983, were read and approved.

Mayor Campbell welcomed Cub Scout Pack I and thanked them for their presence.

Councilman Wood explained that the State law has recently been changed and it now requires that both sides of a street be annexed. He said that there are several streets in the City that one side is annexed and the other side in the County, and this creates problems such a policing, maintenance and snow removal. He said that the three ordinances to be considered this night have been proposed to correct some of these situations. Councilman Wood, then asked the City Clerk to read this explanatory memo from the City Planner:

City of Idaho Falls
June 7, 1983

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: ANNEXATION OF PORTIONS OF S. SKYLINE DRIVE AND WOODRUFF AVENUE, AND THE DE-ANNEXATION OF PORTIONS OF SUNNYSIDE ROAD

The Engineering Department has recently called attention to the fact that portions of the above-mentioned streets are not totally within the City Limits of Idaho Falls, and this causes problems between the City and County, in such areas as policing, maintenance, and now removal. This matter was recently considered by the Planning Commission at a public hearing, and at that time the following recommendations were made:

1. Annexation of west half of S. Skyline Drive from approximately Carmel Drive to Brentwood Drive.
2. Annexation to the east half of Woodruff Avenue from John Adams Parkway to 9th Street. It was recommended an initial zoning of R-1 be placed on both these properties.
3. De-Annexation of that portion of Sunnyside Road adjacent to Shamrock Park Addition, Division No. 3.

This Department concurs with those recommendations and the matter is now being submitted to the Mayor and City Council for your consideration.

s/ Rod Gilchrist

ORDINANCE NO. 1717

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO. (WEST HALF OF SOUTH SKYLINE DRIVE, BETWEEN CARMEL DRIVE AND SKYLINE TERRACE ADDITION)

ORDINANCE NO. 1718

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO. (EAST HALF OF WOODRUFF AVENUE FROM JOHN ADAMS PARKWAY TO 9TH STREET)

The foregoing ordinances were presented in title. It was moved by Councilman Wood, seconded by Deist, that the provisions of Section 50-902 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 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Wood, and Chandler; 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, Councilmen Erickson, Deist, Hovey, Wood, and Chandler; No, none; carried.

The Mayor announced that this was the time and the place, as legally advertised, to conduct a public hearing to consider the initial zoning of the newly annexed areas. It was moved by Councilman Wood, seconded by Deist, that the Council establish the zoning of R-1 on both parcels of property. Roll call as follows: Ayes, Councilmen Deist, Hovey, Wood, Chandler, and Erickson; No, none; carried.

ORDINANCE NO. 1719

AN ORDINANCE EXCLUDING LANDS FROM THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING SAID LANDS; ORDERING THE FILING OF A CERTIFIED COPY OF THIS ORDINANCE WITH THE COUNTY RECORDER; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE. (DE-ANNEXATION SUNNYSIDE ROAD RIGHT-OF-WAY)

The foregoing ordinance was presented in title. It was moved by Councilman Wood, seconded by Deist, that the provisions of Section 50-902 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 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, Erickson, and Deist; No, none; carried. The majority of all the members of the Council present having voted in

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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, Councilmen Hovey, Wood, Chandler, Erickson, and Deist; No, none; carried.

The City Clerk then read the following letter:

May 20, 1983

Mayor Thomas Campbell

Dear Mayor Campbell:

Mrs. Elverda Christensen, an elderly widow, has a 1.73 acre parcel of land located at the southwest corner of the intersection of 9th Street and St. Clair Road across from the 9th Street well and sub-station on which she has lived for 40 years or more. In order for her daughter to get a building permit to build to the west of her, she is required by City ordinance to prepare a plat.

The reason I am writing this letter is to get a waiver of the \$100.00 fee for the checking of a preliminary plat. The intent of the ordinance for this fee was directed at sub-divisions where several plans were possible and for the City to review. The destiny of this sub-division was sealed when Orlin Park preliminary plat was approved and they dedicated 9th Street many years ago. since no preliminary plat checking was necessary I am appealing to you and the City Council for a waiver of this part of the fee only.

Thanks for your consideration.

s/ David E. Benton, P.E.

Councilman Wood asked the City Planner if he could anticipate problems if this request was granted. City Planner Gilchrist said that this is a legitimate cost and that it might be precedent setting if approved and the Council may have many similar requests if they waived this fee. It was moved by Councilman Wood, seconded by Deist, that this request be denied. Roll call as follows: Ayes, Councilmen Deist, Hovey, Wood, Chandler, and Erickson; No, none; carried.

Bills for the month of May, 1983 were presented, having first been properly audited by the Fiscal Committee:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>
SERV/MAT:	\$ 672,576.78	\$ 51,563.87	\$ 36,066.58	\$ 170,327.69
SALARY:	<u>462,046.05</u>	<u>26,779.80</u>	<u>9,720.33</u>	<u>62,048.44</u>
TOTAL:	\$1,134,622.83	\$ 78,343.67	\$ 45,786.91	\$ 232,376.13
	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>SAN SEW CAP</u>
SERV/MAT:	\$2,159,356.96	\$ 28,369.56	\$ 8,301.17	\$ 2,673.80
SALARY:	<u>92,338.33</u>	<u>30,057.42</u>	<u>5,026.90</u>	<u>.00</u>
TOTAL:	\$2,251,695.29	\$ 58,425.98	\$ 13,328.07	\$ 2,673.80

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	<u>MUN CAP</u>	<u>LIBRARY FD</u>	<u>BRIDGE/ART ST</u>	<u>REV SHARE</u>
SERV/MAT: \$	11,557.00	\$ 5,527.24	\$ 12,398.36	\$ 4,033.72
SALARY:	<u>.00</u>	<u>21,304.18</u>	<u>.00</u>	<u>.00</u>
TOTAL:	\$ 11,557.00	\$ 26,831.42	\$ 12,398.36	\$ 4,033.72

CITY TOTAL

SERV/MAT:	\$3,162,751.73
SALARY:	<u>709,321.45</u>
TOTAL:	\$3,872,073.18

It was moved by Councilman Chandler, seconded by Erickson, that the Controller be authorized to pay all bills as listed on the computerized print-out. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, Erickson, and Deist; No, none; carried.

Reports for the month of May were presented from all Division Directors. There being no questions or objections these were accepted by the Mayor and ordered placed on file in the office of the City Clerk.

License applications for RESTAURANT, Happy's Chinese Restaurant, Millhollow Frozen Yogurt, Inc.; MOBILE RESTAURANT (ICE CREAM UNIT), Glen Mathews; AUCTIONEER, Max Rouse & Sons, Inc.; ITINERANT MERCHANT, Max Rouse & Sons, Inc., Sea-Pac Seafoods; PHOTOGRAPHER, Paul L. Black; FIREWORKS, Taco Time by Dennis Colby, 17th Street Saving Center by John Pennock and John Bitton, Skaggs Drug Center #66, Slusser Wholesale, Inc.; ELECTRICAL CONTRACTOR, Bruce Wheeler Electric, Monarch Electric, Inc.; JOURNEYMAN ELECTRICIAN, Bruce Wheeler, Randy L. Inskeep, Brent L. Inskeep, J. Kenneth Carlson, Michael Davis, Rick C. Butler, Phillip E. Baldtree, H. Thurman Babbit; MASTER PLUMBER, K & H Plumbing & Heating, Modern Plumbing & Heating, J & R Plumbing & Heating, Thompson Plumbing & Heating; JOURNEYMAN PLUMBER, Thad L. Beard, Wayne Fyfe, Max Groom, Frank C Kunz, Kent Rolfe, Randy Rolfe, Rex Rolfe, John C. Siqueiros; APPRENTICE PLUMBER, Randy Madsen with Modern Plumbing & Heating; CLASS C CONTRACTOR, WA, WH, Modern Plumbing & Heating; CLASS C CONTRACTOR, WA, GF, R.C.M. Inc.; CLASS D CONTRACTOR, GF, Paul's Gas Service Company; CLASS D CONTRACTOR, WH, J & R Plumbing & Heating; CLASS C JOURNEYMAN, WA, WH, Randy Madsen; CLASS C JOURNEYMAN, WA, GF, James R. Wilson; CLASS D JOURNEYMAN, GF, Gary Ostler, Paul Ostler; CLASS C APPRENTICE, WA, GF, Elizardo Max Mora; PRIVATE PATROLPERSON, Becky Van Doren; BARTENDER, Wendy P. Ackleson, David Bensen, Linda Humberger, A.D. Gonzales, Gary Lenon, Patrick Edward Malone, Doris Moore, Scott Tullock, Linda Willemin; TAXI OPERATOR, Raymond Ragan; PUBLIC RIGHT OF WAY, Tap Construction Company were presented. It was moved by Councilman Erickson, seconded by Wood, that these licenses be issued, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, and Wood; No, none; carried.

The City Clerk requested Council ratification of the issuance of an ITINERANT MERCHANT license to Seawest and BARTENDER permits to Donna Dedden Steward and David Sean Madrow, without Council authorization. It was moved by Councilman Erickson, seconded by Wood, that the previous actions be duly ratified. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Wood, and Chandler; No, none; carried.

From the General Services Director came this memo with an accompanying ordinance:

JUNE 9, 1983

City of Idaho Falls
June 3, 1983

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: SALE OF SURPLUS PROPERTY

Attached is an ordinance providing for the sale of two (2) parcels of City owned real property. This property has previously been declared surplus by the City Council and the City Attorney has been directed to prepare the attached ordinance.

It is the recommendation of the General Services Division that the City Council approve the attached ordinance and authorize the Mayor and City Clerk to sign the necessary documents.

s/ Chad Stanger

ORDINANCE NO. 1720

AN ORDINANCE PROVIDING FOR THE SALE OF TWO PARCELS OF REAL PROPERTY OWNED BY THE CITY OF IDAHO FALLS, IDAHO; PURSUANT TO THE PROVISIONS OF TITLE 50, CHAPTER 14, IDAHO CODE; PARTICULARLY DESCRIBING SAID PARCELS: PROVIDING THAT SAID PROPERTY SHALL BE APPRAISED AND SHALL BE SOLD AT PUBLIC AUCTION FOR NOT LESS THAN THE APPRAISED VALUE THEREOF; PROVIDING FOR A PUBLIC HEARING PRIOR TO SAID SALE; AND PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing ordinance was presented in title. It was moved by Councilman Chandler, seconded by Hovey, that the provisions of Section 50-902 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 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, Councilmen Deist, Hovey, Wood, Chandler, and Erickson; 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, Councilmen Deist, Hovey, Wood, Chandler, and Erickson; No, none; carried.

From the Public Works Director came this memo:

JUNE 9, 1983

City of Idaho Falls
June 7, 1983

MEMORANDUM

TO: Mayor and City Council
FROM: Donald F. Lloyd, P.E.
SUBJECT: SERVICES OUTSIDE THE CITY

We are presenting herewith a contract for sewer service outside the City, in favor of Frank J. Clark. We are also presenting a contract for water service outside the City in favor of Gene Taylor.

In both cases, the Public Works Committee has reviewed the arrangements, all fees have been paid, and we are recommending that the Mayor be authorized to sign the City's approval.

s/ Donald F. Lloyd

Councilman Deist, explained that it has been the policy of the City for sometime to allow adjacent property owners to connect to the City's water and/or sewer services if they so desired. It was moved by Councilman Deist, seconded by Erickson, that these agreements be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, Erickson, and Deist; No, none; carried.

This memo from the City Planner was then read:

City of Idaho Falls
June 7, 1983

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: VACATION OF AN EXISTING EASEMENT

Attached is a copy of a legal description of an existing power easement for which we have received a request to vacate. This was necessitated inasmuch as the route of the power line serving Howard Taylor & Sons, Inc., an existing building, was changed. A new easement has been granted the City.

We respectfully request this existing easement be vacated as requested.

s/ Rod Gilchrist

It was moved by Councilman Wood, seconded by Deist, that the City Attorney be authorized to prepare the necessary ordinance to vacate the power easement as requested. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

From the Airport Manager came this memo:

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City of Idaho Falls
June 3, 1983

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Airport Committee
SUBJECT: AMENDMENT TO LEASE AGREEMENT - FA INTERCOM SYSTEM

The Federal Aviation Administration has submitted an amendment to the lease agreement for use of the terminal building Intercom System. The amendment adds one extension and increases the charges to reflect the additional extensions and increased service charges from the telephone company.

The City Attorney has reviewed the amendment.

The Airport Committee recommends that the Mayor and Clerk be authorized to execute the amendment.

s/ James H. Thorsen

It was moved by Councilman Hovey, seconded by Deist, that the Mayor and City Clerk be authorized to execute the amendment to the lease agreement with FAA for the use of the terminal building intercom system. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

Also, from the Airport Manager came this memo:

City of Idaho Falls
June 3, 1983

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Airport Committee
SUBJECT: AMENDMENT TO AIRPORT USE AGREEMENT-WESTERN AIRLINES

Western Airlines has submitted a signed lease agreement amendment to reflect agreed upon rates and charges for their operations at the airport.

The amendment has been prepared and reviewed by the City Attorney.

The Airport Committee recommends that the Mayor and Clerk be authorized to execute the amendment.

s/ James H. Thorsen

It was moved by Councilman Hovey, seconded by Chandler, that the Mayor and City Clerk be authorized to execute the amendment to the airport use agreement with Western Airlines. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, and Wood; No, none; carried.

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ORDINANCE NO. 1721

AN ORDINANCE REPEALING ORDINANCE NO. 1638, ORDINANCES OF THE CITY OF IDAHO FALLS, IDAHO; ESTABLISHING FEES TO BE CHARGED FOR CERTAIN SERVICES PERFORMED BY THE ENGINEERING DEPARTMENT AND BY THE PLANNING DEPARTMENT OF THE CITY OF IDAHO FALLS, IDAHO; AND PARTICULARLY DESIGNATING SUCH SERVICES; REQUIRING SUBMISSION OF IMPROVEMENT PLANS TO CITY ENGINEER AND PROHIBITING CONSTRUCTION OF PUBLIC IMPROVEMENTS UNTIL CERTIFICATION OF SUCH PLANS BY CITY ENGINEER; REQUIRING AS BUILT DRAWINGS AND PROVIDING FOR A REFUND OF A PORTION OF THE FEES IMPOSED BY THIS ORDINANCE; PROVIDING FOR EFFECTIVE DATE HEREOF.

The foregoing ordinance was presented in title. It was moved by Councilman Deist, seconded by Wood, that the provisions of Section 50-902 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 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Wood, and Chandler; 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, Councilmen Erickson, Deist, Hovey, Wood and Chandler; No, none; carried.

The City Attorney presented the following four City redemption tax deeds and resolutions:

R E S O L U T I O N (Resolution No. 1983-04)

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 30th day of April, 1981, recorded as Instrument No. 605841 in the records of Bonneville County, Idaho, acquire title to and possession of the following-described real property, to-wit:

Lots 1 to 6, inclusive, Block 24, Railroad Addition to the City of Idaho Falls, Bonneville County, Idaho, per the recorded plat thereof.

WHEREAS, IDAHO FALLS OFF STREET PARKING 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:

JUNE 9, 1983

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 IDAHO FALLS OFF STREET PARKING a quit claim deed to said property, pursuant to the provisions of Section 50-1751, Idaho Code.

PASSED BY THE Council this 9th day of June, 1983.

APPROVED BY THE MAYOR this 9th day of June, 1983.

s/ Thomas Campbell
MAYOR

ATTEST:
s/ Velma Chandler
CITY CLERK

R E S O L U T I O N (Resolution No. 1983-05)

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 22nd day of June, 1982, recorded as Instrument No. 626385 in the records of Bonneville County, Idaho, acquire title to and possession of the following-described real property, to-wit:

Lot 4 and E. 7" of Lot 5, Block 22, Railroad Addition to the City of Idaho Falls, County of Bonneville, Idaho, per the recorded plat therefor.

WHEREAS, IDAHO FALLS OFF STREET PARKING has offered to pay to the City of Idaho Falls the amount of 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 IDAHO FALLS OFF STREET PARKING a quit claim deed to said property, pursuant to the provisions of Section 50-1751, Idaho Code.

PASSED BY THE Council this 9th day of June, 1983.

APPROVED BY THE MAYOR this 9th day of June, 1983.

s/ Thomas Campbell
Mayor

ATTEST:
s/ Velma Chandler
City Clerk

JUNE 9, 1983

R E S O L U T I O N (Resolution No. 1983-06)

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. 622417 in the records of Bonneville County, Idaho, acquire title to and possession of the following-described real property, to-wit:

Lots 19 to 21, inclusive, Block 50, Highland Park Addition to the City of Idaho Falls, Bonneville County, Idaho, per the recorded plat thereof.

WHEREAS, THOMAS L. MEASE, 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 THOMAS L. MEASE a quit claim deed to said property, pursuant to the provisions of Section 50-1751, Idaho Code.

PASSED BY THE Council this 9th day of June, 1983.

APPROVED BY THE MAYOR this 9th day of June, 1983.

s/ Thomas Campbell
MAYOR

ATTEST:
s/ Velma Chandler
CITY CLERK

R E S O L U T I O N (Resolution No. 1983-07)

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. 622423 in the records of Bonneville County, Idaho, acquire title to and possession of the following-described real property, to-wit:

Lots 45 and 46, Block 16, Capitol Hill Addition to the City of Idaho Falls, Bonneville County, Idaho, per the recorded plat thereof.

WHEREAS, ELZINA AVERY has offered to pay the City of Idaho Falls the amount of 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:

JUNE 9, 1983

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 ELZINA AVERY a quit claim deed to said property, pursuant to the provisions of Section 50-1751, Idaho Code.

PASSED BY THE Council this 9th day of June, 1983.

APPROVED BY THE MAYOR this 9th day of June, 1983.

s/ Thomas Campbell
MAYOR

ATTEST:
s/ Velma Chandler
CITY CLERK

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

City Attorney Storer explained that it had been determined that the Idaho Hotel building had, for many years, encroached upon the public right of way about six inches. He said that it is necessary for the City to execute a deed of easement so that the owner may obtain financing to renovate. Storer said that this deed would be void upon the destruction of the present building. It was moved by Councilman Deist, seconded by Wood, that an easement be granted on the encroachment of City property to the existing structure. However, if a new building is constructed to replace the existing structure the easement will be void. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, Erickson, and Deist; No, none; carried.

There being no further business, it was moved by Councilman Chandler, seconded by Wood, that the meeting adjourn at 7:55 P.M., carried.

s/ Velma Chandler
City Clerk

s/ Thomas Campbell
Mayor

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