

**MAY 19, 1983**

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The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, May 19, 1983, in the Council Chamber in Idaho Falls, Idaho. There were present: Mayor Tom Campbell; Councilmen Wes Deist, Paul Hovey, Sam Sakaguchi, Ralph Wood, and Mel Erickson; Absent, Councilman Art Chandler. Also present: Velma Chandler, City Clerk; Dale Storer, City Attorney and all other available Division Directors.

Minutes of the last Regular Council Meeting held May 5, 1983 were read and approved.

Mr. Steve Richardson, 1080 North Boulevard, appeared to thank the City administration for their help and assistance after he and his wife had been seriously injured in an automobile accident. He said that he had received help in the payment of property taxes and assistance in tuition fees for education programs. Mayor Campbell told Mr. Richardson that he and the Councilmen appreciated him coming tonight and suggested that he also thank the County Commissioners for their assistance.

License applications for MOBILE RESTAURANT (ICE CREAM UNIT) Heaton's Ice Cream Wagon; AUCTIONEER, Robert Hamel; ITINERANT MERCHANT, Sound Pro, Stereo Liquidators; NON-COMMERCIAL KENNEL, James M. Broughton; ELECTRICAL CONTRACTOR, Solar Electric Heat; ELECTRICAL JOURNEYMAN, Dick Carroll, Gordon G. Carlson, Homer P. Johnson, Lorin Lilya; APPRENTICE ELECTRICIAN, Devon Hartley with Solar Electric Heat, Claude Lilya with Solar Electric Heat; MASTER PLUMBER, Plumbing & Heating Services, Terry Plumbing & Heating, Bingham Mechanical; JOURNEYMAN PLUMBER; Robert W. Livesay, Bruce Siqueiros, Dale E. Terry, Larry L. Turpin, Jack R. Wickham; CLASS C CONTRACTOR, WH, GF, Bruce Siqueiros; CLASS C CONTRACTOR, WA, GF, Wiemer Heating; CLASS C JOURNEYMAN, WH, GF, Robert Livesay, Bruce Siqueiros; CLASS C JOURNEYMAN, WA, GF, Richard Wiemer; CLASS C APPRENTICE, WA, GF, Richard Wiemer, Jr.; BEER (NTBCOP) Happy Hookers Bait Shop; PRIVATE PATROL SERVICE, Phillip Wayne Grimes; BARTENDER, Rebecca Hammon, Ronald B. Hill, Sharron Lewis, Ramona Bensen Norris, Susan Zimmerman, Steven L. Moser; TAXI OPERATOR, Marion Dean Barzee, Jim Woods, Randy Gardner, 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 Hovey, Sakaguchi, Wood, Erickson, and Deist; No, none; carried.

A MOBILE RESTAURANT license application submitted by M. Kleiber, was presented. It was moved by Councilman Erickson, seconded by Wood, that a mobile restaurant license be issued to Norbert Kleiber for operation upon private property only, subject to approval of the proper Division Director and the State of Idaho Health Department. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Erickson, Deist, and Hovey; No, none; carried.

The City Clerk asked for Council ratification of the issuance of an ITINERANT MERCHANT license to Emperor Clock Company. This license had been issued with the approval of the Police Chief but without Council authorization, It was moved by Councilman Erickson, seconded by Wood, that this action be duly ratified. Roll call as follows: Ayes, Councilmen Wood, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

The City Clerk presented a Fruit and Vegetable Stand license application from Robert L. Thompson and a BARTENDER license application from Jay Dee Hendrickson, carrying recommendations from the appropriate Division Directors that they NOT be issued. It was moved by Councilman Erickson, seconded by Wood, that the recommendation be upheld and these licenses be denied. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

The City Clerk presented the following damage claim:

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City of Idaho Falls  
P.O. Box 220  
Idaho Falls, Idaho 83401

Attn: City Clerk

On April 29, 1983, my service water line failed and was subsequently replaced on the advice of the City water employee that the failure point was on the customer's side of the City valve, and therefore was my responsibility. In studying the cause of the failure and the circumstances surrounding it, it is clear to me that the failure was the result of damage done to my water line by City crews when they replaced the valve and the City part of the service line with copper line about three years ago, and is therefore the responsibility of the City. Consequently, I am claiming reimbursement in the amount of \$351.21. I will be glad to provide the damaged part and any additional information you require.

The failure occurred on the threaded end of the galvanized pipe that screws into the City valve. The threads were apparently too long to be completely covered by the valve, and so extended outside the protection of the valve discharge hole. Two holes approximately 180° apart were found in the exposed threaded part of the pipe in two areas that had to be bent in by a pipe wrench. The line failed when the pressure was again applied and water gushed out of the City valve box in quantity. My valve was plugged with rusty metal particles. In addition, it was noted that there was no insulating coupler installed between the new copper line and valve (brass?) and the existing galvanized serviced line. The galvanized line which had been coated with tar and wrapped with black construction plastic was still in new condition. It had been replaced a few years earlier from the time the City had replaced their part of the line.

The events that led to failure began about three years ago when City crews replaced the City's side of the water line and their valve. In order to do this they cut the galvanized line about six inches from the City valve, pulled new copper line in, replaced the valve and reconnected to the galvanized line using couplers. The evidence indicates that damage was done to the six inch portion of the galvanized line when it was screwed into the new valve, and that this damage removed the protective coating and galled the metal in the threaded portion establishing two severely weakened points. The evidence also indicates that dissimilar piping was installed (copper) to that which was existing (galvanized) with no insulating coupler.

Electrolysis resulted which was evident on the six inch section, but which was concentrated on the damaged areas. The galled areas were further thinned by the electrolytic process to a point where complete and sudden failure occurred with the change in water pressure.

Your timely response would be appreciated.

s/ Don D. Deming

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It was moved by Councilman Erickson, seconded by Wood, that this damage claim be forwarded to the City's Liability Insurance Carrier for appropriate handling. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

The City Clerk asked for Council authorization to publish legal notices calling for three public hearings to be held on June 9th, 1983. It was moved by Councilman Erickson, seconded by Wood, that the City Clerk be authorized to publish the legal notices as requested. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Erickson; No, none; carried.

From the General Services Director came this memo:

City of Idaho Falls  
May 18, 1983

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-83-14, VEHICLES

It is the recommendation of the General Services Division that the City Council accept the low bids of Stoddard Ford, Inc. to furnish one (1) station wagon without trade at \$9,718.22, two (2) 1/2 ton pickups without trade at \$8,104.25 and \$8,116.61 respectively, and one (1) van with trade at \$9,930.28.

It is also the recommendation of the General Services Division that the City accept the high bid of David Snarr to purchase from the City the two (2) pickup trade-in units #422 and #54 for \$477.00 and \$252.00 respectively.

s/ Chad Stanger

It was moved by Councilman Hovey, seconded by Wood, that the General Services Director be authorized to accept the bids for the new units from Stoddard Ford, Inc., as recommended, and the high bid of David Snarr for the trade-in units. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Erickson, and Deist; No, none; carried.

From the Public Works Director came this memo:

City of Idaho Falls  
May 19, 1983

MEMORANDUM

TO: Mayor and City Council  
FROM: Donald F. Lloyd, P.E.  
SUBJECT: CHANGE ORDER - FRONTIER WEST - WESTSIDE  
INTERCEPTOR AND SNAKE RIVER CROSSING

Attached for your consideration are two (2) copies of Change Order No. 4 to the contract with Frontier West, Inc., dated April 15, 1982, pertaining to the Westside Interceptor and Snake River Crossing. The amount of this change

Order is \$48,386. and is necessary to provide the stiffening needed to allow the bridge to perform satisfactorily.

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This Change Order has been reviewed by the Council's Public Works Committee, Idaho Department of Health and Welfare, and the U.S. Environmental Protection Agency. Subject to the approval of Idaho Department of Health and Welfare and the Environmental Protection Agency, we are requesting Council's authorization for the Mayor to sign the City's approval.

s/ Donald F. Lloyd

Councilman Sakaguchi explained that 90% of this cost will come from the Idaho Department of Health & Welfare and the U.S. Environmental Protection Agency, therefore, the City will pay only 10% of this change order cost. It was moved by Councilman Sakaguchi, seconded by Deist, that the Mayor and City Clerk be authorized to sign change order #4 to the contract with Frontier West. Inc., dated April 15, 1982, pertaining to the Westside Interceptor and Snake River Crossing. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Erickson, Deist, and Hovey; No, none; carried.

From the Police Chief came this memo:

City of Idaho Falls

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Police Committee  
SUBJECT: REFERRAL-COMPENSATION FOR SELLING OF CITY DOG LICENSES

The Police Committee recommends that local Veterinarians selling the City of Idaho Falls dog licenses be compensated the sum of fifty cents (.50) for each City of Idaho Falls dog license sold by them, effective June 1, 183.

s/ R.D. Pollock

Councilman Erickson stated that the City Ordinance requires that all dogs be licensed and that the local veterinarians have expressed a willingness to help increase the amount of licenses sold by selling them in their local businesses. He said that they have requested that the City reimburse them fifty cents for each license sold. Erickson said further, that the Committee has reviewed this and are recommending that the City enter into this program with the interested local veterinarians. Therefore, it was moved by Councilman Erickson, seconded by Wood, that the Controller be authorized to pay the participating veterinarians in the amount of fifty cents for each dog license sold. Roll call as follows: Ayes, Councilmen Wood, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

City Attorney Storer presented the following captioned ordinance:

**ORDINANCE NO. 1716**

AN ORDINANCE AMENDING ORDINANCE NO. 853, ORDINANCES OF THE CITY OF IDAHO FALLS, CORRECTING LEGAL DESCRIPTION OF LAND PREVIOUSLY ANNEXED TO THE CITY, DESCRIBING SAID LANDS AND PROVIDING FOR EFFECTIVE

DATE THEREOF. (EDGEMONT GARDENS  
ADDITION)

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The foregoing ordinance was presented in title. It was moved by Councilman Wood, seconded by Erickson, 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, Sakaguchi, and Wood; 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, Sakaguchi, and Wood; No, none; carried.

The City Attorney then presented the following captioned ordinance:

**ORDINANCE NO. \_\_\_\_\_**

AN ORDINANCE REPEALING ORDINANCE NO. 1638, ORDINANCE 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 THEREOF.

The foregoing ordinance was presented in title. It was moved by Councilman Sakaguchi, 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, Sakaguchi, and Wood; 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, Sakaguchi and Wood; No, none; carried.

Mayor Campbell then explained the following memo:

April 28, 1983

The Board of Trustees of the Idaho Falls Public Library recommends that the Mayor and Council consider the following adjustments to the schedule of appointments to the City Library Board:



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1. All appointments be made to become effective on June 1st and end on May 31st.
2. Future appointments be adjusted to have the 5 year terms staggered so that there is only one appointment per year.

To accomplish the second recommendation, the Board requests that the two terms ending in May, 1983 be appointed to terms ending in May 31st of 1985 and 1986. Furthermore, the two terms ending in May of 1984 be made for 4 and 5 years. This would then have the five terms ending in different years.

Specifically, we would request that Helen Jean Carey be reappointed to the Library Board for two years, from June 1st, 1983 until May 31st, 1985; and that Simon Martin be reappointed for three years from June 1st, 1983 until May 31st, 1986.

This arrangement of appointments is called for in the Idaho Code "33-26-3" which was passed into law long after the City of Idaho Falls began appointing Library Board Trustees in 1917. It has been reviewed and approved by the City Attorney.

s/ Donald MacKay  
Vice-Chairman

Mayor Campbell said that he had reappointed Helen Jean Carey for two years, from June 1st, 1983 until May 31st, 1985, and Simon Martin for three years from June 1st, 1983 until May 31, 1986, to the City Library Board. It was moved by Councilman Erickson, seconded by Wood, that these appointments be confirmed. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Erickson, and Deist; No, none; carried.

Mayor Campbell commended Chairman Margaret Wood and all others who helped with the recent spring clean-up of the City. He said that it was his intent to write letters of thanks to each person who helped organize the drive. He also stated that he had asked Sue Norr to act as Chairman for next spring's clean-up program.

Councilmen Sakaguchi stated that he felt it should be made a matter of record that Public Works Director, Donald Lloyd had recently been named as one of the top ten Public Works Directors in the Nation.

Mr. Norbert Kleiber appeared and asked if the Council planned on considering his license application this night. Councilman Erickson answered that he had made a motion, it had been seconded and passed to issue Mr. Kleiber a license to operate his business on private property only, subject to the approval of the appropriate Division Director. Kleiber said that is not what he had requested. Attorney Storer informed Mr. Kleiber that he will be issued a license upon approval of the Health Department, on the terms that he operate on private property only, but a license would not be granted to operate as he had requested.

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

s/ Velma Chandler  
City Clerk

s/ Thomas Campbell  
Mayor

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