

DECEMBER 9, 1982

The City Council of the City of Idaho Falls met in Regular Meeting, Thursday, December 9th, 1982, in the Council Chamber in Idaho Falls, Idaho. There were present at said meeting: Mayor Tom Campbell; Councilmen Wes Deist, Paul Hovey, Sam Sakaguchi, Ralph Wood, and Mel Erickson. Absent was: 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 November 18, 1982 were read and approved.

The Mayor announced that this was the time and the place, as legally advertised to conduct a public hearing to consider several amendments to the zoning ordinance and called upon Councilman Wood, as Chairman of the Planning and Zoning Committee 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
December 8, 1982

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: PROPOSED AMENDMENTS TO ZONING ORDINANCE

Several amendments have been proposed to the City's Zoning Ordinance and a hearing was originally scheduled to consider these items on December 9th, 1982. It has since come to our attention that one Councilman will be absent.

We respectfully request this matter be recessed until the next Regular City Council Meeting to be held December 21st, 1982.

s/ Rod Gilchrist

It was moved by Councilman Wood, seconded by Deist, that this hearing be recessed until the next Regular City Council Meeting on December 21, 1982. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Erickson, Deist, and Hovey; No, none; carried.

The Mayor announced that this was the time and the place, as advertised, to conduct a public hearing to consider a request for several sign variances, submitted by Young Electric Sign Company, and asked Councilman Wood to conduct. At the request of Councilman Wood, the City Clerk read this memo from the City Planner:

City of Idaho Falls
December 8, 1982

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: REQUEST FOR SEVERAL SIGN VARIANCES

Attached is a copy of a request for variances for a total of eight (8) signs to be located at the northeast corner of 17th Street and Hoopes Avenue. This property is currently zoned R-3A and is occupied by a mobile home being used for a temporary branch bank office for First Security Bank.

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The first request is to permit a pole sign 19 feet in height. The City of Idaho Falls' Sign Code permits a maximum height of 15 feet in the R-3A zone.

Another request is to permit a directional sign 6-1/2 feet in height, with a total area of 6-1/2 square feet of sign space. The City Zoning Ordinance permits directional signs a maximum height of 4 feet and a maximum of 2 square feet of sign area.

Another request is to permit 3 parking spaces 7'3" in height, each with an area of 8-1/2 square feet of area, and 3 additional parking signs 6 feet in height and 12-1/2 square feet in area. The City Zoning Ordinance permits parking signs a maximum height of 4 feet, and a maximum of 8 square feet in area.

These signs were previously ordered by a representative of Young Electric Sign Company, and he assumed the bank was located in a commercial zone. They are requesting to place the signs on this R-3A zoned property.

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

s/ Rod Gilchrist

Mr. Rick Hartman, Sales Representative of First Security Bank appeared stating that his firm believed that the bank was in a commercial zone when they ordered the signs, therefore, they felt there would be no problem in placing the signs. He said that, in his opinion, small signs are hard to read, subject to vandalism and are very expensive to maintain.

Mayor Campbell questioned the need for eight signs. Mr. Hartman explained the placing and need for the signs.

Councilman Erickson stated that the Committee and representatives from most local sign companies had spent about three years rewriting the Sign Code for the City, and he felt that all sign companies were aware of and approved the existing Code. Attorney Storer asked City Planner Gilchrist to respond to this. Gilchrist said that Young Electric Sign Company personnel had played a major part in rewriting the Code, therefore, he felt there was no basis for allowing the variances. There was no one else to appear either for or against these requests. It was moved by Councilman Wood, seconded by Deist, that this request for sign variances be denied. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Erickson; No, none; carried.

The Mayor announced that this was the time and the place to conduct a public hearing to consider a request for placement of a mobile home at 420 West 18th Street, and asked Councilman Wood to conduct the hearing. At the request of Councilman Wood, the City Clerk read this memo from the City Planner:

City of Idaho Falls
December 7, 1982

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: REQUEST FOR PLACEMENT OF MOBILE HOME AT 420 WEST 18TH STREET

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Attached is a copy of a request for a variance submitted by Dean T. Campbell, Route 1, Box 123, Menan. He is requesting permanent placement of a mobile home at the subject address. This property is currently zoned GC-1 (General Commercial). The petition states that a mobile home was located on this site from 1949 to 1978. The petitioner further states that he owns the property and all hook-ups are available, and also, a concrete pad for a mobile home is laid.

Mr. Campbell also says that he is now retired and could live on his income if he could place the mobile unit at this location and not have to pay rent.

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

s/ Rod Gilchrist

Mr. Dean Campbell, the petitioner, appeared stating that he had a trailer located at this property for many years previously so he was not aware that he could not place a newly purchased trailer home on the property. He said that he planned to make this mobile home his permanent residence.

Penny Stevens appeared briefly stating that there has been a mobile home at this address that she has lived in even though the larger trailer had been removed for a short period of time. It was moved by Councilman Wood, seconded by Deist, that the Council deny this request. Roll call as follows: Ayes, Councilmen Wood, Erickson, Deist, Hovey, and Sakaguchi; No, None; carried.

Councilman Wood then read the following statement:

PRESS RELEASE

REGARDING THE PROPOSAL TO CONSTRUCT A NEW HOSPITAL IN IDAHO FALLS, THE CITY COUNCIL HAS AUTHORIZED THE FOLLOWING STATEMENT:

THE NEED FOR A NEW HOSPITAL IS NOT A MATTER OVER WHICH THE CITY OF IDAHO FALLS HAS CONTROL. STATE LAW CLEARLY GIVES THE RESPONSIBILITY FOR THAT DETERMINATION TO THE STATE OF IDAHO.

AS TO THE MATTER OF ANNEXATION: THE CITY IS RESPONSIBLE FOR ALL PROPERTY TO THE CITY AND FOR THE TERMS UNDER WHICH THE PROPERTY IS ANNEXED. AS OF THIS DATE, THE CITY HAS NOT RECEIVED A REQUEST FROM IDAHO FALLS CONSOLIDATED HOSPITALS OR ANY OTHER PROPERTY OWNER FOR ANNEXATION OF A SITE FOR A MEDICAL FACILITY. IF AND WHEN A REQUEST IS MADE, THE CITY MUST ACT UPON THE REQUEST IN A MANNER SPECIFICALLY REQUIRED BY STATE LAW AND CITY ORDINANCE.

THE CITY WILL IMPOSE THE SAME REQUIREMENTS UPON THE "IFCH" AS IT WOULD UPON ANY OTHER DEVELOPER. "IFCH" WILL BE REQUIRED TO PAY FOR ALL COSTS RELATED TO THE EXTENSION OF WATER, SEWER, DRAINAGE, AND ELECTRICAL FACILITIES TO SERVE THE ANNEXED PROPERTY. THE CITY DOES NOT INTEND TO SUBSIDIZE SITE DEVELOPMENT, CONSTRUCTION OF OR OPERATION OF THE FACILITY.

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THE CITY OF IDAHO FALLS DOES NOT OWN OR SUBSIDIZE OPERATION OF THE PRESENT "IFCH" FACILITIES.

AS TO THE MATTER OF AN INITIATIVE VOTE: THE CITY NEITHER AFFIRMS NOR DENIES THE POSITION TAKEN BY "VHSP, INC.". THE USE OF THE INITIATIVE BY THE VOTERS TO ENACT LEGISLATION IS PROHIBITED FOR BY STATE LAW. HOWEVER, THERE APPEARS TO BE SEVERAL LEGAL QUESTIONS AS TO WHETHER ANNEXATION LAWS CAN BE REPEALED, REVISED OR RESTRICTED BY LOCAL INITIATIVE. IF THE INITIATIVE IS PASSED BY A MAJORITY, IT MAY BE CHALLENGED IN THE COURTS BY AN AGGRIEVED PARTY IN ORDER TO RESOLVE THESE LEGAL QUESTIONS.

THE CITY COUNCIL BELIEVED THAT THE FOLLOWING INFORMATION SHOULD BE BROUGHT TO THE ATTENTION OF THE CITIZENS OF IDAHO FALLS:

1. THE INITIATIVE AS PRESENTLY PROPOSED WOULD PROHIBIT THE CITY FROM EVER ANNEXING PROPERTY FOR USE AS SITES FOR MEDICAL FACILITIES.
2. THE INITIATIVE ELECTION WILL NOT BE A VOTE FOR OR AGAINST CONSTRUCTION OF A MEDICAL FACILITY NOR WILL IT BE A VOTE TO DENY "IFCH" THE RIGHT TO USE AVAILABLE CITY UTILITIES AS ANY NON-CITY RESIDENT CAN REQUEST USE OF CITY WATER AND SEWER UNDER SPECIFIED CONDITIONS.
3. AN INITIATIVE ELECTION WILL COST THE CITIZENS OF IDAHO FALLS BETWEEN \$5,000 AND \$10,000.

It was moved by Councilman Wood, seconded by Deist, that this be made a matter of record as an official statement of the Council. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

The City Clerk asked for Council ratification of the publishing of legal notices calling for the two variance hearings held this night. It was moved by Councilman Erickson, seconded by Deist, that this action of the City Clerk be duly ratified. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

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

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>
MAT/SERV	\$ 668,636.38	\$ 97,778.70	\$ 42,964.08	\$ 286,690.75
SALARY	<u>482,038.34</u>	<u>34,315.08</u>	<u>12,306.74</u>	<u>75,653.86</u>
TOTALS	\$1,150,674.72	\$ 132,093.78	\$ 55,270.82	\$ 2,124,371.13

	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>SAN/SEW CAP</u>
MAT/SERV	\$2,005,069.93	\$ 34,536.92	\$ 24,287.35	\$ 4,960.58
SALARY	<u>119,301.20</u>	<u>41,075.37</u>	<u>12,025.70</u>	<u>.00</u>
TOTALS	\$2,124,371.13	\$ 75,612.29	\$ 36,313.05	\$ 4,960.58

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	<u>MUN CAP IMPR</u>	<u>LIBRARY</u>	<u>BRIDGE/ART ST</u>	<u>REV SHARING</u>
MAT/SERV	\$ 960.00	\$ 7,157.16	\$ 78,771.80	\$ 108.00
SALARY	<u>.00</u>	<u>28,792.61</u>	<u>.00</u>	<u>.00</u>
TOTAL	\$ 960.00	\$ 35,949.77	\$ 78,771.80	\$ 108.00

CITY TOTALS

MAT/SERV	\$3,251,921.65
SALARY	<u>805,508.90</u>
TOTALS	\$4,057,430.55

Councilman Erickson reviewed all major expenditures. It was moved by Councilman Erickson, seconded by Sakaguchi, that the bills be allowed and the Controller be authorized to pay all bills as listed. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Erickson; No, none; carried.

Monthly reports from the Division and Department Heads were presented, accepted by the Mayor and ordered placed in the office of the City Clerk.

License applications for GROCERY, Albertsons #133, #138, #145, Buttrey Foods, J. H. Boozer Oil Co., Circle K Store #0084, Mavericks Country Store, S. Yellowstone Highway, Seventeenth Street Gas and Wash, Earls Foodliner, Fearless Farris Stinker Stations, Gas-N-Grub, Grand Central, Jiffy Market, K-Mart, Midget Market, Save Fast Gas-N-Groceries, Save Fast Gas, Speedi Mart; MEAT MARKET, Albertsons, #133, #138, #145, Buttrey Foods, Midget Market; BAKERY, Albertsons #133, #138, #145, Buttrey Foods; RESTAURANT, Albertsons #133, #138, Bonneville Restaurant, Chicken Broaster Take Home, Italiano Restaurant, Jakes, K-Mart, MiCasa, Pizza Hut of Idaho, Pockets, Remos, Sandwich Roundup, Seasons, Shakeys Pizza Parlor, Skippers, Skyway Bar, Smitty's Pancake & Steak House, Stockyard Cafe, The Filling Station, Lantern Pizza; DELICATESSEN, K-Mart; ELECTRICAL CONTRACTOR, Max Storer, Johnson Controls, Inc., C. P. Jeppesen & Son Electric, Hammond Furnace Co.; JOURNEYMAN ELECTRICIAN, Max Storer, Don Scarlet, C. Peder Jeppesen, Jr., Jack B. Dalton; MASTER PLUMBER, Home Plumbing & Heating Co., Sargent Mechanical; JOURNEYMAN PLUMBER, Max Sargent; CLASS B CONTRACTOR, WA, WH, GF, Max Sargent with Sargent Mechanical; CLASS C CONTRACTOR, WH, GF, Jack Threlkeld with Home Plumbing, & Heating Co.; CLASS B JOURNEYMAN, WA, WH, GF, Max Sargent; CLASS C JOURNEYMAN, WA, GF, Paul Hammond; HOTEL, Grand Hotel, MOTEL, Haven Motel; DANCE HALL, Matador Lounge, Mi Casa, Inc., Skyway Bar, POOL HALL, Dusty's, Buckhorn Gardens, Matador Lounge, Pockets, Skyway Bar; PHOTOGRAPHER, Paul Peck Photography; AUCTIONEER, Sherman O. Coffey, Darrel Jensen; PRIVATE PATROLMAN, Mark Cerchione, Dave Holverson, BARTENDER, Dennis Adams, Bonnie Andrus, Karri Dudley, Richard Escott, Randy Geisler, Darlene Harkwick, Linda Koster, Shelley Schmier, Connie Thornick; BEER (NTBCOP), J. H. Boozer Oil Co., Broadway 66, Buttreys Foods, Circle K, Earls Foodliner, Fearless Farris Stinker Station, Gas-N-Grub, Grand Central, Jiffy Mart, K-Mart, Maverik, Country Store (1982 and 1983) (Woodruff), Country Store (S. Yellowstone), Midget Market, Nave Conoco, Save Fast Gas, Save Fast Gas and Groceries, Seventeenth Street Fastway, Seventeenth Gas and Wash, Skaggs Drug Center, Northgate Mile, Skaggs Drug Center, Speedi Mart; BEER (TBCOP), Bonneville Lounge, Buckhorn Gardens, Dusty's Grand Bar, Italiano Restaurant, Jake's The Lantern Pizza, The Marketplace, Matador Lounge, Mi Casa, Inc., Pizza Hut, Pocket's, Inc., Remo's Restaurant, Shakey's Pizza, Skippers, Skyway Bar; LIQUOR, Billiard Lounge, Bonneville Restaurant and Lounge, Jake's Matador Lounge, Remo's Restaurant, Skyway Lounge RETAIL WINE, J. H. Boozer Oil Company, Buttrey Foods, Circle K Store, Earls Dist. Inc., Gas-N-Grub, Grand Central, Jiffy Mart, K-Mart, Midget Market, Skaggs Drug Center, Speedi Mart; WINE BY THE DRINK, Grand Bar, Italiano Restaurant, The Marketplace, Mi Casa,

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Skippers Seafood, 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 Sakaguchi, Wood, Erickson, Deist, and Hovey; No, none; carried.

The City Clerk requested Council ratification of the issuance of LIQUOR CATERING PERMITS, to Chris Nielson and Bonneville Lounge; GROCERY STORE, to Maverick; AUCTIONEER to Clyde Arlo Larsen; BARTENDER to Shawna Bennett and Robert Adler. It was noted that all these applications had been approved by the appropriate Division Director before issuance. It was moved by Councilman Erickson, seconded by Wood, that this previous action be duly ratified. Roll call as follows: Ayes, Councilmen Wood, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

The City Clerk presented a private patrolman license carrying a recommendation from the Police Chief that it NOT be issued. It was moved by Councilman Erickson, seconded by Wood, that the Council uphold the recommendation of the Police Chief and deny this license. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

From the Electrical Engineer came this memo:

City of Idaho Falls
December 6, 1982

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: G. S. Harrison, Manager
SUBJECT: NEYRPIC CHANGE ORDER NO. 6

The Electric Division requests ratification of authorization for the Mayor to sign Neyrpc Change Order No. 6. This positive change order is in the amount of \$8,859.00.

With this change order, the Neyrpc contract is essentially complete. The City will continue to hold retainage until receipt and acceptance of the equipment operating and maintenance manuals.

s/ G. S. Harrison

It was moved by Councilman Hovey, seconded by Wood, that the Change Order No. 6 to the Neyrpc contract be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

Also, from the Electrical Engineer came this memo:

City of Idaho Falls
December 6, 1982

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Steve Harrison, Manager
SUBJECT: BPA RESIDENTIAL PURCHASE & SALE AGREEMENT

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Attached is a copy of an amendment to the Residential Purchase and Sale Agreement being proposed by Bonneville Power Administration (BPA).

The amendment is intended to clarify when residential exchanges may be made with BPA, and is the result of a lawsuit initiated by the Public Agencies against BPA.

The new language provides that before an exchange with BPA can be accomplished two conditions must be met.

- 1) The utility must be serving a portion of its load with resources developed after 1980 and
- 2) The utilities average system cost must exceed the cost of firm BPA power.

The Gem State or other future projects would satisfy the first condition and 2) is determined by calculations used by all utilities in the exchange.

The major language change affects Exhibit D and that change is noted in the attachment for your review.

The City Attorney has reviewed these changes. The Electric Division recommends approval of this amendment.

s/ G. S. Harrison

It was moved by Councilman Hovey, seconded by Wood, that the Mayor and City Clerk be authorized to sign the amendment to the residential purchase and sale agreement with BPA. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Erickson; No, none; carried.

From the Public Works Director came this memo:

City of Idaho Falls
December 9, 1982

MEMORANDUM

TO: Mayor and City Council
FROM: Donald F. Lloyd, P.E.
SUBJECT: REQUEST TO AWARD - WELL #15 DRILLING

On December 1, 1982 two (2) bids were received for the Well #15 Drilling as follows:

Andrew Well Drilling	\$73,392.00
Denning Well Drilling	\$92,201.80
Engineer's Estimate	\$62,094.00

We are recommending that the contract be awarded to the low bidder, Andrew Well Drilling, in the amount of \$73,392.00.

s/ Donald F. Lloyd

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It was moved by Councilman Sakaguchi, seconded by Deist, that this bid be awarded to Andrew Well Drilling in the amount of \$73,392.00. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Erickson, and Deist; No, none; carried.

This memo from the Public Works Director was presented, accompanied by the following resolution:

City of Idaho Falls
December 9, 1982

MEMORANDUM

TO: Mayor and City Council
FROM: Donald F. Lloyd, P.E.
SUBJECT: RIGHT-OF-WAY RESOLUTION - 17TH STREET

We are attaching hereto two (2) copies of a Resolution authorizing the Mayor to execute a Right-of-Way Certificate for the 17th Street Project, Snake River to Rollandet.

Public Works Committee has reviewed this Resolution and are requesting the Mayor and City Clerk be authorized to sign.

s/ Donald F. Lloyd

R E S O L U T I O N (Resolution No. 1982-06)

**To Accompany Right of Way Certificate
for F. A. Project No. EHS-T-4060(6) M-MG-7406(001)**

WHEREAS, City of Idaho Falls intends to construct 17th Street, Snake River to Rollandet 4A-121, under Federal-Aid Highway Project No. EHS-T-4060 (6) M-MG-7406 (001); and

WHEREAS, federal funds for the improvement depend upon compliance with federal and state laws governing procurement of right of way; and

WHEREAS, City of Idaho Falls has complied with the aforesaid laws and regulations in procuring right of way for Federal-Aid Highway Project No. EHS-T-4060 (6) M-MG-7406(001)

NOW, THEREFORE, BE IT RESOLVED:

1. That the Mayor is authorized to execute a RIGHT OF WAY CERTIFICATE certifying that the aforesaid laws have been complied with.
2. That copies of the executed Certificate shall be furnished to the Idaho Transportation Department, Division of Highways.

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It was moved by Councilman Sakaguchi, seconded by Deist, that the Mayor and City Clerk be authorized to sign the Resolution and execute a Right-of-Way Certificate for the 17th Street Project, Snake River to Rollandet. Roll call as follows: Ayes, Councilmen Wood, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

This memo from the Police Chief was presented:

December 3, 1982

MEMORANDUM

TO: Honorable Mayor and City Council, City of Idaho Falls
FROM: Traffic Safety Committee
SUBJECT: TRAFFIC RECOMMENDATIONS

The following traffic recommendations are submitted for your consideration.

1. Installation of a street light on Pancheri to illuminate the entrance to Skyline High School.
2. Installation of STOP signs on 10th Street on both sides of Bower Drive, stopping 10th Street traffic.
3. Installation of 25 MPH speed signs on Hollipark Drive north of the Lincoln Road and at the City limits to the north for southbound traffic.
4. Installation of STOP sign on Belmont Avenue at Monticello Street (T-Intersection).
5. Improvement of signalization at 15th Street and Boulevard by installation of 12" signal heads and that the signal be semi-actuated for both pedestrian and vehicles, all in accord with Manual Uniform Traffic Control Devices.

s/ Robert D. Pollock

Recommendation #1 was first reviewed. It was moved by Councilman Erickson, seconded by Wood, that the Council authorize the installation of a street light on Pancheri to illuminate the entrance to Skyline High School. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

Recommendation #2 which covered installation of STOP signs on 10th Street traffic, was received. Councilman Erickson stated that this area had been a traffic hazard for many years and the volume of traffic justified the signs. It was moved by Councilman Erickson, seconded by Wood, that the Council approve this recommendation as stated. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

Recommendation #3 was then reviewed. It was moved by Councilman Erickson, seconded by Wood, that the installation of 25 MPH speed signs on Hollipark Drive, north of the Lincoln Road and at the City limits to the north for southbound traffic be approved. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Erickson; No, none; carried.

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It was moved by Councilman Erickson, seconded by Wood, that recommendation #4, recommending installation of a STOP sign on Belmont Avenue at Monticello Street be approved. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Erickson, and Deist; No, none; carried.

Item #5, recommending improvement of signalization at 15th Street and Boulevard by installation of 12" signal heads and that the signal be semi-actuated for both pedestrian and vehicles, all in accord with Manual Uniform Traffic Control Devices, was received. It was moved by Councilman Erickson, seconded by Wood, that this recommendation, also, be approved. Roll call as follows: Ayes, Councilmen Wood, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

The City Attorney presented, and read the following captioned ordinance:

ORDINANCE NO. 1712

AN ORDINANCE REPEALING AND RE-ENACTING SECTIONS 5-12-1 AND 5-12-10 OF THE CITY CODE OF IDAHO FALLS, IDAHO, SETTING FORTH CERTAIN DEFINITIONS; PROVIDING THAT IT SHALL BE UNLAWFUL FOR ANY PERSON TO ACT AS A BARTENDER WITHOUT HOLDING A PERMIT THEREFOR AND HAVING PAID A PERMIT FEE OF \$20; PROVIDING THE CONDITIONS UPON WHICH A PERMIT MAY BE ISSUED; SETTING FORTH THE EXPIRATION DATE OF SAID PERMIT; PROVIDING IT SHALL BE UNLAWFUL TO EMPLOY ANY PERSON ACTING AS A BARTENDER AND NOT HAVING A VALID PERMIT; SETTING FORTH EFFECTIVE DATE OF THIS ORDINANCE.

The foregoing ordinance was presented in title. It was moved by Councilman Erickson, 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, 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.

There being no further business, it was moved by Councilman Sakaguchi, seconded by Hovey, that the meeting adjourn at 8:20 P.M., carried.

s/ Velma Chandler
City Clerk

s/ Thomas Campbell
Mayor
