

MAY 10, 1979

---

Prior to calling the meeting to order, the Mayor invited John Evans, City Controller, to come forward and lead those present in the pledging of allegiance to the flag, after which he asked for a moment of silence for purpose of meditation. The Mayor then called the meeting to order and, upon roll call, the following were found to be present: Mayor Tom Campbell; Councilmen Jim Freeman, Paul Hovey, Sam Sakaguchi, Ralph Wood, Charles Clark and Mel Erickson. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; and all other available Division Directors.

Minutes of the last regular Council Meeting, held April 19<sup>th</sup> and special meetings held April 24<sup>th</sup>, May 1<sup>st</sup>, May 8<sup>th</sup>, and May 9<sup>th</sup>, 1979, were read and approved.

At the invitation of the Mayor, Councilman Erickson, escorted Daries Hall, a recent City employee retiree, to the Council table. The Mayor noted that Mr. Hall had been employed by the City since 1970 and, during that time, had served very diligently as a mechanic in all phases of repairs and over-hauls. The Mayor also covered, briefly, Hall's history as a mechanic before being employed by the City. The Mayor thanked him for his dedicated services with the City, wished him well during his future retirement years and, as a token of appreciation, presented him with an inscribed billfold. Mr. Hall then received a congratulatory handshake from all City Officials around the Council table.

Councilman Erickson then escorted George Larsen, a recent City employee retiree, to the Council table. The Mayor noted that George has served in the capacity of City plumber, for the past six years, working in and out of the Building Maintenance Department. The Mayor expressed appreciation for George's dedicated services for that six year period and wished him well during his future retirement. Then, as a token of appreciation, the Mayor presented him with an inscribed billfold, after which he received a congratulatory handshake from all City Officials around the Council table.

The Mayor announced that this was the time and the place, recessed from the last regular Council meeting, for a public hearing to consider a various request for a drive-up window to serve a fast food restaurant at 1725 E. 17<sup>th</sup> Street. This introductory memo from the office of the Building Administrator was presented and read aloud:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Mayor Council  
FROM: Rod Gilchrist  
SUBJECT: APPLICATION FOR A VARIANCE REQUESTING INSTALLATION OF  
A DRIVE-UP WINDOW IN A C-1 ZONE

Attached is a copy of an application for a variance submitted by Wayne Dodman. The petitioner is proposing to remodel the existing Husky Oil station at 1725 E. 17<sup>th</sup> street to a fast food restaurant and is requesting a drive-up window be permitted on the west side of the building.

This variance is made necessary inasmuch as drive-in eating establishments are not permitted in the C-1 zone. This matter was the subject of a public hearing at the last regular Council meeting. At that time the matter was recessed to obtain further information.

The Building Official has reviewed this request and has no objections. This matter is again being submitted to you for your consideration.

s/ Rod Gilchrist

MAY 10, 1979

---

Asked for comment, Ben Inman, representing the office of the Building Administrator, appeared briefly to explain that this proposed drive-up window would be installed in the west side of the restaurant and that access to it would be on an improved roadway around the back of the building. Noting that a question had been raised at the last Council meeting as to the advisability of a restaurant location in such close proximity to a gas station, Inman explained that the appropriate officials had investigated and had no objection. Continuing, Inman said a building permit had been applied for and issued out of his office in March as the location was properly zoned for such an operation. Inman concluded his comments by saying this request for a variance was prompted only because a drive-up window for a restaurant was not permitted in a C-1 zone. On this latter issue, Councilman Freeman registered some apprehension. There were none who appeared to protest or otherwise comment on this request. It was moved by Councilman Freeman, seconded by Clark, that this variance for a drive-up window at the location as indicated be approved. Roll call as follows: Ayes, 6; No, none; carried.

It was then moved by Councilman Freeman, seconded by Clark, that drive-up windows, per se, be made the subject for study and examination by the Planning Commission with the thought in mind that one or more recommendations for their use in a given zone might be forthcoming. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Director of Aviation was submitted:

City of Idaho Falls  
May 9, 1979

MEMORANDUM

TO: Mayor and City Council  
FROM: Airport Committee  
SUBJECT: NEW LEASE AGREEMENTS – WESTERN AIRLINES & HUGHES AIRWEST

New space lease rates and airport use fees were negotiated with Western Airlines and Hughes Airwest. The new fees reflect the airlines' proportionate share of the cost of construction within the Airport Terminal Expansion Project. These agreements have been reviewed and approved by the City Attorney.

Accordingly, the Airport Committee recommends that the City Council approve and that the Mayor and City Clerk be authorized to execute the new agreements.

s/ Tom Miller

It was moved by Councilman Clark, seconded by Wood, that these agreements, reflecting the airlines' proportionate share of the airport expansion, be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Another memo from the Director of Aviation was then presented, as follows:

City of Idaho Falls  
May 9, 1979

MEMORANDUM

TO: Mayor and City Council

FROM: Airport Committee  
SUBJECT: AIRPORT EXPANSION PROJECT CHANGE ORDERS

**MAY 10, 1979**

---

The Airport Committee was informed by the City Attorney that change orders effecting the Airport Expansion Project must be authorized by the Mayor and City Council.

In order to facilitate, in a timely fashion, certain change orders that may occur during the course of construction, the Airport Committee recommends that each change order be reviewed by the Committee as well as by the Director of Aviation for approval.

Accordingly, it is requested that the Mayor and City Council authorize the Airport Committee and the Director of Aviation to approve each change order. It is further requested that such action by the Airport Committee and the Director of Aviation be ratified at the next regular scheduled meeting of the City Council.

s/ Tom Miller

Councilman Hovey questioned the advisability of allowing the Airport Manager and the Airport Committee blanket authority on change orders, particularly those that might involve a sizeable deviation from the construction contracts. The Mayor also questioned this proposed procedure without he being one of the approving parties, inasmuch as he would be the one signing change orders. Councilman Wood explained that this proposal was predicted on the theory that change orders handled in this manner be limited to minimal changes such as the moving of a wall and, also, on the theory that the responsible City Officials should make every effort, in deference to the contractors, to expedite speedy construction as much as possible and within reason. Asked for comment, Director of Aviation Miller appeared briefly to concur with the remarks of Councilman Wood. Miller suggested that a \$5,000 limitation be placed on change orders handled in this manner. This appeared to meet with general Council agreement. It was moved by Councilman Clark, seconded by Wood, that change orders on the airport expansion project be processed as heretofore described; that the Mayor be included along with the Director of Aviation and the Airport Committee in approving said change orders and that change orders handled in this manner be limited to \$5,000. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk presented the official statement, prepared by Blyth Eastman Dillon, for the sale of \$2,750,000 Airport revenue bonds. It was explained that two copies of this instrument must be executed by the Mayor and delivered at the official bond closing in San Francisco May 16, 1979. It was moved by Councilman Clark, seconded by Wood, that this official statement be accepted and the Mayor be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Erickson introduced Mr. Hid Hasegawa who, in turn introduced Mr. Clarke Kido who, with others, were present to introduce a Sisters Cities Program to the Mayor and City Council and more specifically, a proposal that the City of Idaho Falls accept an invitation to become a Sister City to Tokai, Japan. Kido gave a brief description of this City and emphasized the fact that, in some ways, Tokai and Idaho Falls had something in common. By way of illustration, Kido pointed out that Tokai had a population of about 30,000 compared to an Idaho Falls population of approximately 40,000; also, the economy of Tokai was primarily dependent on agricultural; also, Tokai has some nuclear industry within its confines and the population is religiously oriented. Kido said such a relationship would be particularly beneficial to the youth of both cities by the exchange of letters and post cards. Kido concluded his remarks by noting that, even by now, there had been several citizens

from both cities that had visited the other city and had been impressed by what they saw and learned. It was moved by Councilman Erickson, seconded by Hovey, that the City or Idaho

**MAY 10, 1979**

---

Falls officially initiate the Sister Cities relationship with Tokai, Japan, as proposed, and work in a beneficial and constructive manner with the local Sister Cities Committee in this regard. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Fire Chief was presented:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Mayor and Council  
FROM: Douglas Call, Fire Chief  
SUBJECT: OPTICAN TRAFFIC CONTROL SYSTEM

The State of Idaho has agreed to include in the Yellowstone signal project the Optican traffic control system. This system will enable emergency equipment to respond through high traffic intersections with much more safety.

This project is 90%-10% funding and the State has agreed to this funding on the Optican system. Total cost is \$45,000, the City's cost would be \$4,500.00 on the Optican system.

In order to participate it is necessary for the Council to authorize that the Optican system be included in the project and the Mayor commit in writing to the State's and City's desires and understanding as to funding.

s/ Doug Call

By way of explanation it was pointed out that this system, when installed, would affect all traffic control lights from Broadway to G. Street, inclusive and, by means of an activator within the emergency unit, all of these traffic control lights along that street could be uniformly turned green and would remain green until deactivated. It was moved by Councilman Sakaguchi, seconded by Wood, that this Optican system be authorized and the Mayor be directed to commit to the State, in writing, the City's intention to participate in the funding as heretofore indicated, at the proper time. Roll call as follows: Ayes, 6; No, none; carried.

Noting from the agenda that there were several memos to be presented for Council consideration from the Parks & Recreation Director and noting, that there were those present in the Council Chamber with an interest in said memos, the Mayor asked the City Clerk that these be presented at this time. The first memo read as follows:

City of Idaho Falls  
May 1, 1979

MEMORANDUM

TO: Mayor and Council  
FROM: Howard Thompson, Chairman  
SUBJECT: BARNS AT SANDY DOWNS



MAY 10, 1979

---

Request permission for the Horses Unlimited Organization to start construction on barns at the Sand Creek Rodeo Grounds. NOT TO EXCEED FUNDS FROM THE CITY OF \$15,000.

All materials must be priced & purchased through Chad Stanger, General Service Director.

s/ Ernest Craner

Mr. Bob Tabor, President of Horses Unlimited, appeared before the Council and introduced several members of this organization. One of the members, Mr. Jack Hunter, explained that Horses Unlimited was a consolidation of all horse oriented groups in the area. He said they had, in their treasury, approximately \$9,000 available for projects of this nature and it appeared essential that such a project be initiated inasmuch as their organization was losing members because of the lack of organized activity which, in turn, was caused because of inadequate or no facilities such as horse barns. Councilman Freeman said he endorsed the construction of barns at Sand Creek Rodeo grounds and was anxious to see the project underway, using as a point of illustration the fact that the State cutter racing event could be held at this location if barns were available. Asked for comment, General Services Director Stanger appeared briefly to say that, by arrangement, materials would be purchased through his office and that the Horses Unlimited members would construct or install. The City Attorney commented to the effect that, from a legal standpoint, he would offer no objection, providing that the usual legal requirements were upheld, such as abiding by the \$5,000 bid statute. It was moved by Councilman Freeman, seconded by Erickson, that this proposal be approved and Horses Unlimited be permitted to proceed with construction of barns at the Sand Creek Rodeo grounds. Roll call as follows: Ayes, 6; No, none; carried.

Another memo from the Parks and Recreation Director was submitted, to-wit:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Mayor and Council  
FROM: Ernest Craner, Director  
SUBJECT: BOAT RIDES ON SNAKE RIVER

Mr. John Hill, professional licensed outfitter and owner operator of South Fork Expeditions, met with the Parks & Recreation Council Committee, Chairman of the Parks & Recreation Commission, City Legal Department, and Director of Parks & Recreation to discuss the possibility of providing Jet Boat rides on the Snake River.

Two boat docks would be anchored on City property. One 150 yards above the falls on the west bank; the other dock directly west from the Inter-Sec building on the east bank.

Mr. Hill has a \$300,000 combined single liability policy.

The above mentioned committees support Mr. Hill in his new venture and ask the Mayor & Council Grant permission subject to the Legal Department drafting anew ordinance including river boat rides.

s/ Ernest Craner

**MAY 10, 1979**

---

Noting Mr. John Hill as being present in the Council Chamber, Councilman Freeman introduced him and asked for comment. Mr. Hill pointed out that this venture, if approved, would be motivated, at least in part, by civic pride. He said his plan was to acquire two jet powered excursion boats at \$15,000 each, capable of carrying 14 people; also, to construct a private boat dock to be located on the west side of the forebay, close to the motels. The proposed route would include a stop at the INTERSEC building which he thought would be of particular significance as its location was somewhat difficult to reach by land. Also, tentatively, Hill said he would like to include the upper dam bulb turbine site because such an installation is so unique in the entire nation. He said this stop would be determined after the safety aspect was proven. Hill concluded his remarks by saying the entire trip would take about thirty minutes. Asked for comment, City Attorney Smith said he would have no objection, providing Hill recognized the fact that he would have no monopoly on such an activity and providing, further, that Hill recognized the fact that the Snake River was classified as a navigable stream and, therefore, maritime rules and regulations must be adhered to. In answer to a question by Councilman Hovey, Hill said the boats would not create a noise problem as they were quieter than a motorboat. In answer to a question by Councilman Clark, suggesting a trial period, Smith said such a provision could be included in the ordinance under the power of revocation by either party. It was moved by Councilman Freeman, seconded by Erickson, that this concept, as proposed by Mr. Hill, be accepted and the City Attorney be authorized and directed to prepare an appropriate ordinance for Council consideration. Roll call as follows: Ayes, 6; No, none; carried.

Finally, from Parks & Recreation Director Craner, came this memo:

City of Idaho Falls  
May 8, 1979

MEMORANDUM

TO: Mayor & City Council  
FROM: Ernest Craner, Director  
SUBJECT: BEL AIRE PARK DEVELOPMENT

The Parks & Recreation Commission and the Council Committee request permission to submit a park development project to Heritage Conservation Recreation Services (HCRS) for 50% matching funds to complete Bel Aire Park.

s/ Ernest Craner

Asked for comment, Craner appeared briefly to note that the City has, in its CD budget, \$18,000 and a park development project, if approved, would provide another \$18,000. Craner noted, further, that the land has previously been acquired. It was moved by Councilman Freeman, seconded by Erickson, that authorization be granted to submit a Park Development Project to HCRS as recommended. Roll call as follows: Ayes, 6; No, none; carried.

Because it was related to Parks & Recreation, the Mayor said he was about to appoint a Zoo Committee. He said three that he was about to appoint had met with the Parks Committee and were anxiously awaiting their appointment so that they, with others, could attack the many problems in need of correction at the zoo, noting that some volunteer labor had already been effected. The Mayor then proceeded to appoint the following as members of the Zoo Committee: Pat Clifton, Linna McCormick, Carol Young, Larry Carter,

and Karen Donnick. It was moved by Councilman Freeman, seconded by Erickson, that these appointments be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

**MAY 10, 1979**

---

The Mayor noted that three of these newly appointed zoo committee members were present in the Council Chamber and invited comment. Pat Clifton, acting as spokesman, approached the Council table and displayed advertising material, slogans, certificates and some outstanding pictures of certain animals and birds located at the zoo which, it was explained, was to be used in promoting their program to attract additional volunteer labor to beautify and make remedial adjustments for a better habitat for these animals and birds. Miss Clinton commended Ernie Craner for his invaluable assistance, to date, toward this end.

The City Clerk drew attention to the fact that, in the interests of time, he had published, without Council approval, a legal notice calling for a public hearing on May 24<sup>th</sup> to consider a re-zoning petition involving certain lands within the Westgate Addition, Division No. 1. It was moved by Councilman Freeman, seconded by Clark, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

Another item in need of ratification, according to the City Clerk, was explained by this memo from the Public Works Director:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: AUTHORIZATION TO ADVERTISE FOR WATER & SEWER PROJECT

In the interests of time, the City Clerk was requested to advertise for the construction of a water and sewer extension in Fremont Avenue. This was previously reviewed by the Public Works Committee and we are requesting the Council ratify this action.

s/ Don

It was moved by Councilman Sakaguchi, seconded by Hovey, that this action be ratified. Roll call as follows: Ayes, 6; No, none; carried.

Still under matters requiring Council ratification, this memo from the Personnel Director was presented:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Personnel Director  
SUBJECT: I.B.E.W. SETTLEMENT

On April 24, 1979 the Mayor and Council instructed the Personnel Director and Electric Light Manager to make a wage and benefit offer to IBEW Local #57 and enter into a new working agreement based on that offer.



**MAY 10, 1979**

---

It is requested that this action and the offer that was extended be formally approved and ratified by the Mayor and Council.

s/ S. Craig Lords

It was moved by Councilman Wood, seconded by Hovey, that this action also be ratified. Roll call as follows: Ayes, 6; No, none; carried.

Continuing with matters requiring ratification, this memo from the Director of Aviation was submitted:

City of Idaho Falls  
May 9, 1979

MEMORANDUM

TO: Mayor and City Council  
FROM: Airport Committee  
SUBJECT: RATIFY ACTION OF MAYOR

Ratify previous action of the Mayor in reference to a Statement of Position filed with the Civil Aeronautics Board on May 9, 1979, by the City of Idaho Falls and the Greater Idaho Falls Chamber of Commerce supporting the Continental Airlines and Western Airlines merger.

s/ Robert Miller

It was moved by Councilman Clark, seconded by Wood, that this action by the Mayor be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk presented two applications for Liquor Catering permits as follows: From Harry Yee, as application to serve liquor by the drink at the INTERSEC Building on April 27<sup>th</sup> for a social activity sponsored by the Ski Club; also, from Harry Yee, an application to serve liquor by the drink at the INTERSEC Building on April 28<sup>th</sup> for a social activity sponsored by U & I Sugar. It was noted that these had been issued with the approval of the Police Chief but without the approval of the Council. It was moved by Councilman Hovey, seconded by Clark, that these actions be ratified. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk presented the following damage claim:

City of Idaho Falls  
Water & Sewer Dept.  
308 C. Street

Attached is the bill for cleaning of my basement on 220 Pinon on April 16<sup>th</sup> after the City sewer line clogged causing flooding of several houses on my block.

Per our agreement please forward this bill to your insurance company and have them pay Tobin directly.

s/ Robert J. Utley

**MAY 10, 1979**

It was explained that, in the interest of time, this had been forwarded to the City's liability insurance carrier on April 24<sup>th</sup> without Council approval. It was moved by Councilman Hovey, seconded by Erickson, that this action be ratified. Roll call as follows: Ayes, 6; No, none; carried.

Bills for the month of April, 1979, having been properly audited by the Fiscal Committee, were presented:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>
SERV/MAT:	\$ 565,001.53	\$ 20,314.91	\$ 10,587.11	\$ 251,247.77
SALARY:	<u>352,371.05</u>	<u>18,517.48</u>	<u>6,391.74</u>	<u>41,155.69</u>
TOTAL:	\$ 917,372.58	\$ 38,832.39	\$ 16,978.85	\$ 292,403.46
	<u>ELECTRIC</u>	<u>RECREATION</u>	<u>GEN LIBRARY</u>	<u>REG LIBRARY</u>
SERV/MAT:	\$ 391,634.63	\$ 6,300.33	\$ 3,580.69	\$ 185.70
SALARY:	<u>62,254.17</u>	<u>5,143.23</u>	<u>17,347.70</u>	<u>655.75</u>
TOTAL:	\$ 453,888.80	\$ 11,443.56	\$ 20,928.39	\$ 841.45
	<u>BRIDGE/ART ST</u>	<u>REVENUE SHAR</u>	<u>COM DEV</u>	<u>CITY TOTAL</u>
SERV/MAT:	\$ 20,082.38	\$ 818.34	\$ 56,939.63	\$1,326,693.02
SALARY:	<u>.00</u>	<u>.00</u>	<u>2,939.63</u>	<u>506,594.41</u>
TOTAL:	\$ 20,082.38	\$ 818.34	\$ 59,597.23	\$1,833,187.43

Councilman Hovey explained all major expenditures. It was moved by Councilman Hovey, seconded by Erickson, that the bills be allowed and the City Controller be authorized to issue warrants or checks from the respective funds for their payment. Roll call as follows: Ayes, 6; No, none; carried.

Reports from Division and Department Heads were presented for the month of April, 1979, 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, The Burger-Hut, Western Amusement, Stockyard Café, Sambo's, Orient West; JOURNEYMAN ELECTRICIAN, Northwest Electric, Walt Johnson, Mack Blakeney, Frank Dransfield, R. Larry Hadley, Lloyd H. Nelson, Steven C. Purser, James D. Kondel, Craig Duncan; APPRENTICE ELECTRICIAN, Monte Packer with Packer Electric, Dee Lynn Packer with Packer Electric, Dave Hammond with Northwest Electric, Phil Guzman with Northwest Electric, Troy Brimson with Northwest Electric, Jeff Shearer with Northwest Electric; MASTER PLUMBER, Pioneer Plumbing by Richard A. Clark; JOURNEYMAN PLUMBER, Richard A. Clark; SECONDHAND STORE, Buddy's Surplus Sales; PHOTOGRAPHY, Steppin' Out, Free Land Photo, Franz Gisin; NON-COMMERCIAL KENNEL, Stella Burch; PAWN BROKER, Buddy's Surplus Sales; CAB DRIVER, Kathleen S. Smith; BEER (Canned and bottled to be consumed on the premises), Leo Larsen for Tautphaus Park Amusement Center; BARTENDER, Rose Moser, Desiree LaMonte, Donald L. Maurer, Deborah Jo Sauer, Glenda G. Summers, La Juan Hodges, Scott C. Sawyer, Stephen G. Beig, Judy Stuart Page, Beverly N. Babbitt; CONTRACTORS, City of Idaho Falls Water Department, Boise Cascade Corporation Building Materials Dist., Mountain States Telephone and Telegraph Company, Idaho Falls Electric dba Heyrend Construction Company, were presented. It was moved by Councilman Erickson, seconded by Hovey, that these licenses be

granted, subject to the approval of the appropriate Division Director or his authorized representative, where required. Roll call as follows: Ayes, 6; No, none; carried.

MAY 10, 1979

---

The City Clerk presented this memo:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council

Gentlemen:

The Police Department has advised that there is sufficient accumulation of vehicles, bicycles and miscellaneous merchandise to warrant an auction sale.

Although we are not, now, in a position to name a specific date, we are asking for authorization at this time to prepare for and conduct an auction sale as soon as possible, leaving the exact date of said sale to the discretion of the City Clerk. The time and the places would be the same as established at previous sales.

Respectfully submitted,  
s/ Roy C. Barnes

It was moved by Councilman Hovey, seconded by Erickson, that authorization be granted to conduct an auction sale as soon as possible, date to be set at the discretion of the City Clerk, for the disposition of vehicles and other items being held by the City as impounded or unclaimed. Roll call as follows: Ayes, 6; No, none; carried.

From the City Controller came this memo:

City of Idaho Falls  
May 8, 1979

MEMORANDUM

TO: Mayor Thomas Campbell and City Council  
FROM: John D. Evans, Controller  
SUBJECT: COOPERATIVE AGREEMENT W/DOE #DE-FC07-78RAO-1699

Attached is a copy of a proposed modification to our Cooperative Agreement with the Department of Energy on the Bulb Turbine Project.

We initiated this modification and in essence the change provides for the City to invoice DOE on a monthly basis rather than on a "milestone" basis as originally conceived. This will enhance our cash flow and investment earnings.

Art Smith has reviewed the change and approves this negotiated contract change.

Therefore, it is the recommendation of Steve Harrison, Electric Division Director and the writer that the Council approve this contract modification and

authorize the Mayor to sign Modification # (MOO1) to the above referenced agreement.

s/ John Evans

**MAY 10, 1979**

---

It was moved by Councilman Hovey, seconded by Erickson, that this modification to a cooperative agreement with DOE, numbered DE-FC07-78RAO-1699, be approved for the reason as stated and the Mayor be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Also, from the City Controller, this memo was forthcoming:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Mayor Thomas Campbell and City Council  
FROM: John D. Evans, Controller  
SUBJECT: COOPERATIVE AGREEMENT - DOE #EG77-A-07-1670

Attached is a release document for the Cooperative Agreement w/DOE covering participation of the Bulb Turbine Project.

The release covers the Feasibility Report, Licensing (FRC) and Definition Phase which are now complete. The Agreement provides that DOE would participate 50% in the \$396,000.00 estimated cost of \$198,000.00. The total cost incurred was \$375,267.40 of which DOE has reimbursed the City in the amount of \$187,633.70.

Steve Harrison and the writer recommend and request the Council to authorize the Mayor to sign the attached release form on the above reference Cooperative Agreement.

s/ John D. Evans

It was moved by Councilman Hovey, seconded by Erickson, that this release to a cooperative agreement No. EG77-A-07-1670 with D.O.E. be approved for the reason as stated and the Mayor be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Electrical Engineer was presented:

City of Idaho Falls  
May 9, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Steve Harrison, Manager  
SUBJECT: UPPER PLANT ISLAND

The Electrical Division requests authorization to have the Upper Plant Island appraised in total or in parts thereof.

s/ G. S. Harrison

**MAY 10, 1979**

---

It was moved by Councilman Wood, seconded by Hovey, that authorization be granted to proceed with the Upper Plant Island appraisal as indicated. Roll call as follows: Ayes, 6; No, none; carried.

Another memo from the Electrical Engineer was reviewed, to-wit:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Steve Harrison, Manager  
SUBJECT: EXTENSION OF CONTRACT EXECUTION

Neyrpic, S.A. of Grenoble, France, has been unable to complete the process of obtaining authority to do business in the State of Idaho as required by the contract documents for supplying the spillway gates and hoists for the bulb turbine project.

The Letter of Intent issued on February 8, 1979, gave them ninety (90) days in which to complete the contract documents. This period expired on May 9. The Electric Division requests that the Council consider extending the date for completion of the contract to June 22, subject to assurance by Neyrpic that a delivery schedule satisfactory to the City will be maintained.

s/ G.S. Harrison

It was moved by Councilman Wood, seconded by Hovey, that, for the reason as stated, an extension of time till June 22<sup>nd</sup> be approved for Neyrpic to complete the contract documents for supplying spillway gates and hoists for the bulb turbine project. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the General Services Director was presented:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: AUTHORIZATION TO BID – SWITCH GEAR

The Electrical and General Services Division respectfully requests that the City Council authorize the General Services Division to advertise to receive bids for 46 kV switching equipment.

Thank you,  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Sakaguchi, that authorization be granted to advertise for bids for 46 kV switching equipment. Roll call as follows: Ayes, 6; No, none; carried.

**MAY 10, 1979**

---

Another memo from the General Services Director was forthcoming, as follows:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID ACCEPTANCE IF-79-16 – TREE SPADE

It is the recommendation of the General Services Division that the City Council accept the sole bid of Vermeer Sales and Service to furnish one (1) used Vermeer TS44A Tree Spade with trade at \$9,439.00.

Thank you,  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Sakaguchi, that the one bid of Vermeer Sales and Service in the amount of \$9,439 be accepted for a used tree spade. Roll call as follows: Ayes, 6; No, none; carried.

Also, from the General Services Director, came this memo:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID ACCEPTANCE IF-79-15, STREET FLUSHER

It is the recommendation of the General Services Division that the City Council accept the low bid of Starline Equipment to furnish one (1) new street flusher with trade and additional epoxy tank coating at \$43,795.00 as per bid.

Thank you,  
Chad Stanger

It was moved by Councilman Erickson, seconded by Sakaguchi, that the low bid of Starline Equipment in the amount of \$43,795 for a street flusher be accepted. Roll call as follows: Ayes, 6; No, none; carried.

Continuing with memos from the General Services Director, the following was reviewed:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council

FROM: Chad Stanger  
SUBJECT: ARCHITECTURAL AGREEMENT

MAY 10, 1979

---

It is the recommendation of the General Services Division that the City Council approve the appointment of Sundberg and Associates, Inc. to provide architectural services for the construction of a maintenance building at Tautphaus Park and authorize the Mayor and City Clerk to sign the attached agreement for providing same services.

Thank you,  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Sakaguchi, that the appointment of Sundberg & Associates be approved to serve as architect for construction of a maintenance building at Tautphaus Park. Roll call as follows: Ayes, 6; No, none; carried.

Finally, from the General Services Director, this memo was submitted:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: LEASE AGREEMENT - BPA STORAGE AREA

The Department of Energy, Bonneville Power Administration presently leases from the City a pole storage area at the Sugar Mill Substation. It is the recommendation of Property Management, and the General Services Division that approval of this lease be extended for an additional five (5) years at an annual payment of \$376.00 and the Mayor and City Clerk be authorized to sign this agreement.

Thank you,  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Sakaguchi, that this agreement with the Department of Energy, BPA Branch of Materials and Procurement for the storage of poles, be extended for a five year period and the Mayor be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

From the Public Works Director came this memo:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: URBAN RENEWAL IMPROVEMENTS ON MARKET STREET

When the Urban Renewal Agency sold Urban Renewal Property to the State of Idaho for their new office building, the south half of Market Street (20 feet in

width) was sold with the balance of the property. It has been learned from the State that they cannot release this property to the City, but instead can give an

MAY 10, 1979

---

easement for the construction of the street. We are requesting your authorization to accept an easement and commence with the construction of Market Street, between Shoup Avenue and Yellowstone Avenue.

Sincerely,  
s/ Don

Asked for comment, City Attorney Smith explained that this one half portion of Market Street, although owned by the State, is scheduled for improvements under the Urban Renewal Project. The State cannot release said area, as it is included in the security pledged for bonding. Smith said acceptance of an easement from the State permitting reconstruction and use of the area as a street would satisfy both the City and the State. It was moved by Councilman Sakaguchi, seconded by Hovey, that this easement, as described, be accepted and that reconstruction of Market Street proceed as scheduled. Roll call as follows: Ayes, 6; No, none; carried.

Noting that construction within the urban area was raising havoc with traffic, Councilman Freeman asked about the time schedule for completion. Public Works Director Lloyd responded by saying that, even though this project was proceeding without interruptions, the exact completion date was unknown to him.

Another memo from the Public Works Director was presented, as follows:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: THIOKOL CORPORATION – ASSIGNMENT OF SEWER SERVICE CONTRACT

Some years ago the City entered into a contractual arrangement to provide sewer service to the Thiokol Corporation located south of Sunnyside Road just east of the South Yellowstone Highway. The Sunnyside Falls Property has recently purchased the Thiokol Corporation and asked that the sewer service contract be assigned to the new owners. This arrangement has been discussed at the Public Works Committee and reviewed by the City Attorney and we are recommending that the Mayor and City Clerk be authorized to sign the attached consent to assignment of sewer service contract.

s/ Don

It was moved by Councilman Sakaguchi, seconded by Hovey, that this consent to assignment for change of name on the sewer service contract, from Thiokol Corporation to Sunnyside Falls Property be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Continuing with memos from the Public Works Director, the following was presented:

**MAY 10, 1979**

---

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: EXCHANGE OF PROPERTY WITH SCHOOL DISTRICT 91

During the construction of Pancheri Drive it was necessary to realign Grizzly Avenue. The remaining right-of-way from the former Grizzly Avenue was committed to the School District in exchange for additional right-of-way requirements along Pancheri Drive. We are requesting authorization for the City Attorney to prepare the necessary Ordinance and deeds.

s/ Don

The foregoing memo served to introduce the following ordinance:

**ORDINANCE NO. 1582**

AN ORDINANCE VACATING A PORTION OF A STREET WITHIN THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING SAID LAND; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER ON BEHALF OF SAID CITY A QUIT CLAIM DEED CONVEYING SAID VACATED STREET LAND TO THE OWNER OF THE ADJACENT LAND, AND NAMING SAID OWNER; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE

The foregoing ordinance was presented in title. It was moved by Councilman Sakaguchi, 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, 6; 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, 6; No, none; carried. By order of the Mayor, it was understood that this ordinance would not be published until both the City and the School District had exchanged properly executed deeds, effecting the exchange of properties as indicated in the foregoing memo:

Finally, from the Public Works Director, this memo was submitted:

City of Idaho Falls  
May 10, 1979

MEMORANDUM

TO: Honorable Mayor and City Council

XXVIII

FROM: Donald F. Lloyd  
SUBJECT: CONTRACTOR'S LICENSE LAW-ORDINANCE NO. 1569

**MAY 10, 1979**

---

On April 24, 1979, a group of insurance and bonding people met with the Public Works Committee to outline some problems concerning the recently passed Public Works Contractor's License ordinance. The specific requests have been reviewed in some detail by the Public Works Committee and the City Attorney and amendments have been drafted. We are recommending the attached revised ordinance be adopted.

s/ Don

Asked for comment, City Attorney Smith explained that the principal objection to Ordinance No. 1569 was the provision that street repairs made by the licensee be warranted as to adequacy and satisfactory condition for a period of three years and that this amendatory ordinance changed that to a one year period. Smith continued by saying that weather conditions in this area made it virtually impossible for a three year warranty to be assured. Smith concluded his remarks by saying that there were a few other major changes included for the protection of smaller contractors. Mr. Dave Egan, representing the Dave Egan Excavating Company, appeared briefly to ask several questions pertaining to licensing. Mr. Egan was told that sub-contractors need not be licensed and that the City would hold the prime contractor, as licensee, responsible for work accomplished by his sub-contractor. The foregoing memo served to introduce the following ordinance:

**ORDINANCE NO. 1583**

AN ORDINANCE REPEALING ORDINANCE NO. 1569 OF THE ORDINANCES OF IDAHO FALLS, IDAHO; RE-ENACTING SAID ORDINANCE WITH CERTAIN CHANGES, AND SPECIFYING THE CHANGES; PROVIDING FOR THE LICENSING OF ALL CONTRACTORS DOING WORK WITHIN PUBLIC WAYS AND EASEMENTS OF THE CITY OF IDAHO FALLS AND SETTING FORTH SPECIFIED EXCEPTIONS; FIXING FEES FOR SAID LICENSING; REQUIRING PUBLIC LIABILITY INSURANCE FOR AND BONDING OF LICENSES; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing ordinance was presented in title. It was moved by Councilman Sakaguchi, 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, 6; 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, 6; No, none; carried.

The City Clerk presented a contract between the City and Williams, Ferguson & Company for the auditing of City records from October 1, 1978 to September 30, 1979. It was moved by Councilman Hovey, seconded by Erickson, that this contract be accepted and

XXX

the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Golf Advisory Board was submitted:

**MAY 10, 1979**

---

May 1, 1979

Mayor Tom Campbell and City Council  
P.O. Box 220  
Idaho Falls , Idaho

Gentlemen:

On Thursday, April 26, 1979, the Golf Advisory Board met to discuss the policy of the green fees to be charged for tournament play, and to review, with Mike Taylor, the Rules and Conditions of golf play, and also the Green Fee Policy.

It is the recommendation of the Golf Advisory Board that green fees be waived for the Russ Freeman Tournament, Kentucky Fried Chicken Tournament and the Ladies Invitational Tournament, which are inter-City tournaments; that there be a tournament fee of \$100.00 per day charged for the Sandpiper and the Michelob Tournaments, and that all other tournaments must pay regular green fees.

The Golf Advisory Board also recommends that the attached Rules and Policies of the Golf Course be adopted.

Sincerely,  
s/ Marge Dierks

By the way of explanation, Erickson pointed out that the recommendation for waiving fees on the three tournaments participants is permitted. With reference to the Sandpiper and Michelob tournaments, Erickson noted that the courses must sustain themselves, revenue-wise and, during these tournaments, no play is permitted except tournament participants. It was moved by Councilman Erickson, seconded by Freeman, that this fee schedule be approved. Roll call as follows: Ayes, 6; No, none; carried.

Next to be presented was a document listing 16 rules of play at both golf courses, as well as a season pass policy and a golf tournament policy. Erickson noted that these rules and regulations, for the most part, have to do with courtesy and ethics. It was moved by Councilman Erickson, seconded by Freeman, that these rules and regulations, as recommended by the Golf Advisory Board, be approved and made effective immediately for both golf courses. Roll call as follows: Ayes, 6; No, none; carried. By order of the Mayor, a copy of said rules and regulations will be filed with the City Clerk.

For general information, Councilman Erickson reported that Mr. Chuck Deming had been named as administrative and operational supervisor at both golf courses, thus freeing the pros of these duties.

Councilman Clark introduced a proposal by United Security Patrol and asked Police Chief Pollock for comment. Pollock reported on a recent meeting attended by himself, the Mayor and two of their representatives. It was learned that they are desirous of meeting with the full Council to explain the service they are qualified to render pertaining to alarms and an alarm system. Continuing, Pollock pointed out that United Security Patrol would solicit businessmen for subscribers to a robbery and burglary system and those alarms, when activated, would register in an alarm center and one of their representatives would respond. If evidence were found that a robbery or burglary was in process they would immediately call the police. Pollock said his department is plagued with over 100 false

alarms a month and this system would hopefully, eliminate most if not all such alarms. In answer to a question by Councilman Erickson, Pollock said this system would in no way

**MAY 10, 1979**

---

jeopardize nor interfere with the existing 911 emergency call system. Clark said he would hope that airport security could also be considered. It was agreed that no Council action was necessary at this time but, instead, the Mayor agreed to call a meeting of the Council within the predictable future to learn more details of this proposal.

**ORDINANCE NO. 1584**

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 9-7-14, CITY CODE OF IDAHO FALLS, IDAHO; FIXING SAID CHARGES AND FEES FOR BURIAL SPACES AND SERVICES WITHIN THE CEMETERIES OF IDAHO FALLS; PROVIDING WHEN THE ORDINANCE BECOMES EFFECTIVE.

The foregoing ordinance was presented in title. It was moved by Councilman Freeman, 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, 6; 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, 6; No, none; carried.

**ORDINANCE NO. 1585**

AN ORDINANCE REPEALING SECTION 7-8 OF ORDINANCE NO. 1115 OF THE ZONING ORDINANCE OF IDAHO FALLS, IDAHO; ESTABLISHING PROFESSIONAL-BUSINESS OFFICE ZONE; ESTABLISHING GENERAL OBJECTIVES AND CHARACTERISTICS, USE REQUIREMENTS, AREA REQUIREMENTS, WIDTH REQUIREMENTS, LOCATION OF BUILDINGS AND STRUCTURES, HEIGHT REQUIREMENTS AND SIZE OF BUILDINGS FOR PROFESSIONAL-BUSINESS OFFICE ZONE; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing ordinance was presented in title. It was moved by Councilman Freeman, seconded by Clark, 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, 6; 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, 6; No, none; carried.

MAY 10, 1979

ORDINANCE NO. 1586

AN ORDINANCE REPEALING SECTIONS 6-3-1 THROUGH AND INCLUDING 6-3-15, CITY CODE OF IDAHO FALLS, IDAHO; ESTABLISHING REQUIREMENTS FOR DOG LICENSES AND FEES THEREFOR; REQUIRING PLACEMENT OF TAGS ON COLLARS OF DOGS; KEEPING RECORDS OF LICENSES; PROVIDING FOR THE IMPOUNDING OF DOGS; ESTABLISHING COMMERCIAL AND NON-COMMERCIAL KENNEL LICENSES AND REQUIREMENTS FOR EACH; SETTING FOR THE PROCEDURES RELATING TO PREVENTION OF RABIES; MAKING IT UNLAWFUL TO ALLOW DOGS TO RUN AT LARGE AND TO INTERFERE WITH SEIZURE OR KILLING OF DOGS; PROHIBITING CRUELTY TO DOGS; DECLARING POUNDMASTER AND ASSISTANT ANIMAL CONTROL OFFICERS AS POLICE OFFICERS; SETTING FORTH CITATION PROCEDURES AND REQUIREMENTS FOR APPEARANCE ON SUCH CITATIONS; MAKING IT UNLAWFUL TO FAIL TO APPEAR PURSUANT TO CITATIONS; FIXING PENALTIES FOR VIOLATION OF THE ORDINANCE; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing ordinance was presented in title. It was moved by Councilman Clark, seconded by Freeman, 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, 6; 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, 6; No, none; carried.

Councilman Freeman suggested, with general Council concurrence, that the Mayor make contact with Mr. Darrell Manning of the Idaho State Highway Department, Department of Transportation, to see if, in view of the 1% initiative resulting in the need for substantial cuts in municipal budgeting, the State would agree to be responsible for Freeway interchange maintenance. To this the Mayor agreed.

There being no further business, it was moved by Councilman Erickson, seconded by Wood, that the meeting adjourn at 10:00 P.M., carried.

ATTEST: s/ Roy C. Barnes  
CITY CLERK

s/ Thomas Campbell  
MAYOR

\*\*\*\*\*