

**JANUARY 18, 1979**

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

Minutes of the last regular meeting, held January 4<sup>th</sup>, 1979, were read and approved.

The Mayor announced that this was the time and the place, as advertised, to conduct a public hearing to consider a re-zoning petition from Mr. and Mrs. Charles Brown, as more fully explained by this memo from Building Administrator Gilchrist:

City of Idaho Falls  
January 18, 1979

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: RE-ZONING – FAIRMONT PARK ADDITION, DIVISION NO. 1,  
BLOCK 1, LOT 1

Attached is a copy of a re-zoning submitted by Charles W. & Pamela G. Brown requesting a re-zoning from R-1 to P-B of the above described property. This petition was originally submitted to the Planning Commission requesting a zone change to R-3A. A public hearing was held on this matter, and at that time a split vote was made for denial.

The Petitioners withdrew the request and resubmitted, requesting a re-zoning of P-B. Another public hearing was held on the matter and at that time the Planning Commission, again by a split vote, approved the request.

At both public hearings, several adjacent property owners appeared to protest the request, primarily due to potential parking, and traffic problems that might be created.

This Department concurs with the recommendation of the Planning Commission and it is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

Asked for comment, Gilchrist appeared briefly to pinpoint the location. It was learned that Mr. Brown's intent was to convert an existing single family residence at 1541 E. 17<sup>th</sup> Street into a Professional Building. It was also learned that Mr. Brown is the owner of the adjacent property west to St. Clair Street. On the latter property, north from the corner of 17<sup>th</sup> and St. Clair approximately 115 feet, Brown intends to build a bridge over a canal and, in fact, the foundations were constructed before winter weather set in. The bridge, according to Brown, would serve as an entrance to the renovated structure. Gilchrist continued by saying that

the Planning Commission had recommended that an old existing drive way on 17<sup>th</sup> that at one time served the residence, be closed and Brown had agreed to do this. At one time, according to Gilchrist, the Planning Commission was concerned about parking but the

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building plans call for 15 parking spaces which is ample. With reference to the surrounding area, Gilchrist pointed out that the lands on 17<sup>th</sup> west of St. Clair is zoned R3-A and the land across the street is occupied by the Hall Park Shopping Center. Gilchrist concluded his remarks by saying that there is an exit to 17<sup>th</sup> Street on the existing property. It was noted that Mr. Brown was present in the Council Chamber. In answer to a question by Councilman Erickson, Brown said he was willing and anxious to complete the bridge across the canal and close off the old driveway that served the old residence. Also, he said the parking lot would be so designed as to encourage customers to use the bridge off St. Clair as both an entrance and an exit.

Mr. Robert Ovard, 1614 Austin, appeared before the Council with a reminder that there are restrictive covenants for all of the Fairmont Park Addition, Division No. 1 prohibiting the type of zoning as requested and proposed. Asked for comment, Assistant City Attorney Martin advised that such covenants go with the land and the City had no jurisdiction. For the benefit of all present, including Mr. Brown, Mr. Ovard warned that, in the event this re-zoning were to be granted, he and his neighbors intended to take civil action. Mr. Brown intimated that, in his opinion, a precedent had previously been set by virtue of the fact that his property at the corner of 17<sup>th</sup> Street and St. Clair was zoned R3-A. Erickson noted that said area was not included in the Fairmont Park Subdivision. Councilman Freeman registered an opinion to the effect that, although 17<sup>th</sup> Street, for many years, had posed a zoning problem, it would appear that the property immediately adjacent is not conducive to R-1 zoning because it has become and will continue to be in the category of an arterial. He said that it is in areas such as this where the recently created P-B zone is particularly applicable and, also, such a zone in this area is in accordance with the land use plan.

There were no others who appeared for the purpose of protesting this rezoning request. With the understanding, then, that the bridge in question off St. Clair be completed as a condition of construction and, also, that the previously discussed private driveway off 17<sup>th</sup> Street be closed, it was moved by Councilman Freeman, seconded by Clark, that this rezoning petition be granted, that the area in question be re-zoned from R-1 to P-B and that the Building Official be directed to reflect said re-zoning on the official zoning map, located in his office. Roll call as follows: Ayes, 6; No, none; carried.

At the invitation of the Mayor, Mr. Wayne Wolfe, Water Superintendent, appeared before the Council. By way of preliminary explanation, the Mayor said that the City, due to extremely unusual seasonal weather, had been faced with a near catastrophe, occasioned by frozen water pipes which had been masterfully coped with on a day to day basis by Wayne Wolfe and his Water Department crew. Therefore, continued the Mayor, the purpose of this appearance was not to seek a solution to the problem but, rather, to offer commendation and to give all present a birds-eye view of the enormity of the challenge facing that Department. Asked for comment, Wolfe pointed out that, for about 2 ½ weeks, his crew had been working an average of 16 hour days to thaw 270 frozen water service lines as well as five frozen water mains, totaling 1852 man hours. Wolfe continued by noting that, to date, this had resulted in a cost to the City of \$34,000, \$15,000 of which was for the services of welding contractors. Up to this date, Wolfe said four water mains were still frozen and the fifth, serving the INTERSEC building had been freed this day after 11 hours of concentrated labor. Wolfe concluded his report by saying that fifteen private sewer lines also required attention because of freezing. The Mayor on behalf of the Council, expressed thanks and appreciation for this combined effort beyond the call of duty. Wolfe humbly responded by saying that the praise and credit should be directed to the members of the Water Department.

Two damage claims were presented by the City Clerk, as follows:

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**NOTICE OF CLAIM  
AGAINST THE CITY OF IDAHO FALLS**

TO: The City of Idaho Falls

Pursuant to the provisions of the Idaho Tort Claim Act, being Chapter 9, Title 6 of the Idaho Code, Karl Erwin Wirkus hereby presents a claim for property damages, personal injuries, and medical expenses arising out of a motor vehicle accident on the 12<sup>th</sup> day of September, 1978, on Woodruff Avenue, in the City of Idaho Falls. That damages complained of resulted when Karl E. Wirkus was driving his 1966 Jeep Wagoneer south on Woodruff Avenue at a point that was in the City of Idaho Falls. At a point approximately 1,200 feet north of Kearney Street, City of Idaho Falls, there was on that day and date a construction project on a country highway, under the direction and control of the City of Idaho Falls. There was no warning to southbound motorists that they were approaching a construction project. Several large mounds of dirt blocked the travel portions of Woodruff Avenue, no warning lights or other devices were located in such a manner as to provide warning to southbound motorists of the hazards of such construction project. The direct and proximate cause of the claimants injuries and damages are the negligence, wrongful acts, and omissions of the City of Idaho Falls in connection with said project, and in failure to properly supervise said project. As a result of said negligence, wrongful acts, and omissions of the City of Idaho Falls, its agents and employees, claimants vehicle was totally demolished, claimant has incurred medical expenses for the treatment of a passenger in his vehicle, and claimant has suffered personal injury. And is therefore entitled to recover, and hereby demands against the City of Idaho Falls, compensation in the sum of \$2,500.00, pursuant to the provisions of the Idaho Tort Claim Act.

The address of claimant, Karl E. Wirkus, at the time of filing this claim is 4103 W. Gowen Rd., Boise, Idaho, 83705, and for the period of six (6) months immediately prior hereto, was in care of Coles & Sons, 1900 S. Puget Drive Suite, 208 Renton, WA 98055, and Route 5, Box 341 Idaho Falls, Idaho, 83401.

The name of the person present with Karl E. Wirkus at the time of the accident was Randy Nii, 575 Adam, Idaho Falls, Idaho 83401. Additional persons may have been present at the time of the accident or shortly thereafter, but the names are not presently known to the claimant herein. Dated this 5<sup>th</sup> day of January, 1979.

VOSHELL & WRIGHT, CHARTERED  
s/ Roger B. Wright

**NOTICE OF CLAIM**

TO: Clerk  
City of Idaho Falls  
City Hall

Pete T. Cenarrusa

Secretary of State  
Statehouse  
Boise, Id 83707

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In compliance with Chapter 9, Title 6, Idaho Code, James Warren Lockes hereby presents a claim against the City of Idaho Falls for the damages arising out of the occurrence which happened as follows:

1. Date and time: December 13, 1978
2. Place or location: 1300 West Broadway, Idaho Falls, Idaho
3. Circumstances surrounding accident: claimant was attempting a right turn with his 1968 2 ton dodge truck, into J. H. Boozer Oil Company. Said truck tipped on to its side, spilling its load of potatoes, when the rear wheel dropped into a gap along the gutter between the street surface and the curb.
4. Persons involved: James W. Lockes
5. Amount that is claimed: Property damage \$2,500.00
6. Personal injury: None
7. Address of Claimant: P. O. Box 41, Leadore, Idaho 83464

Dates: January 12, 1979

s/ James W. Locke

It was noted that, in the interests of time, these were forwarded to the City's liability insurance carrier for early investigation without formal Council approval. It was moved by Councilman Hovey, seconded by Erickson, that these actions be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

License applications for RESTAURANT, Red Steer Drive-Inn, Joy's Snak Shack, Ramada Inn, K-Mart, Chicken Broaster; GROCERY STORE, Smith's Food King; DAIRY, Western General Dairies, Inc.; DANCE HALL, where alcoholic beverages are sold by the drink, Red Fox Lounge, Hub Bar; MOTEL, Ramada Inn; JOURNEYMAN ELECTRICIAN, James W. Unsworth, W. M. Brown, Claude L. Lewis, Arthur T. Pugh, Jr., Thurman Babbitt, T. Vea James, John Schluter, Wayne D. Gray, Steve Bailey, M. J. Hanson, Michael P. Johnson, Don Amthor, O.J. Brown, Scott J. Davis, Kenneth Carlson, Richard J. Davis, John Douglas Hall, Floyd M. Gifford, Ronald Gibson, Dennis C. Shaul, Doren O. Parr, Earl R. Danielson, Boyd J. Emery, Raymond Judy, Kevin Hulse; APPRENTICE ELECTRICIAN, Kevin Hulse, Robert Badell, with Northwest Electric, Franklin O. Ricks, Paul J. Jose with Star Electric; MASTER PLUMBER, Hill's Plumbing, Atlas Mechanical, Inc., La Var Turpin Plumbing; JOURNEYMAN PLUMBER, Robert E. Hill, James McNett, Melvin L. Turpin, Ken Park; CLASS A CONTRACTOR, GAS FITTING, WARM AIR, WET HEAT, REFRIGERATION, Ken Park; CLASS C CONTRACTOR, WARM AIR, GAS FITTING, Robert A. Scarr, Richard Wiemer; CLASS D CONTRACTOR, REFRIGERATION, William Johnson; CLASS C JOURNEYMAN, GAS FITTING, WARM AIR, Don Warren, Richard Wiemer; CLASS D CONTRACTOR, WARM AIR, Wilford Wilcox; CLASS C JOURNEYMAN, GAS FITTING, WARM AIR, Joe Scheer; CLASS D JOURNEYMAN, WARM AIR, Wilford Wilcox; CLASS D JOURNEYMAN, GAS FITTER, James McNett, Daniel R. Lewis, Vaughn G. Johnson; CLASS D JOURNEYMAN, REFRIGERATION, William D. Johnson; CLASS D JOURNEYMAN, REFRIGERATION, George C. Bidstrup; CLASS D APPRENTICE, GAS FITTING, Richard Wiemer with Wiemer Heating; CLASS D JOURNEYMAN REFRIGERATION, Garry L. Burke; CLASS D JOURNEYMAN, WARM AIR, Scott Cox; PRIVATE PATROL SERVICE, Robert Hammon; PRIVATE PATROLMAN, Robert S. Hammon; ELECTRICAL CONTRACTOR, J. F. Unsworth for Skyline Electric, W. M. Brown for Bob's Electric, Arthur Pugh for Arthur Pugh Electric, T. Vea James for T.V. Electric, Wayne A. Gray for Star Electric, Steve Bailey for Bailey's Electric, K. L. Hanson for J. H. Electric,

Inc., Richard J. Davis for Davis Electric, Inc., John Douglas Hall for J. D. Hall Electric, Floyd Gifford for J. & L. Electric, R. J. McConeghy for Industrial Lighting & Electric, Doren O. Parr for Prime Electric; BEER, Canned and bottled not to be consumed on the premises, Smith's

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Food King; BEER, Canned, bottled and draught to be consumed on the premises, Ray's Western Bar, Hub Bar, Red Fox Lounge, RESTAURANT, Tam's Frost Top; THEATRE, Mann Triplex, Paramount Theatre; SECOND HAND STORE, Opportunity Shop; PAWN BROKER, Bob's Trading Post; CLASS D JOURNEYMAN, GAS FITTING, Gary Rasmussen; HOTEL, Nelson Hotel; TAXI CAB DRIVER, Mark Bruce Brandon, Dennis Anderson, Perry Eugene Arehart; J. W. Banks for BARTENDER, Diane Tansey, Cheri Lynn Brocksome, Mary Kay Evans, Richard William Crause, Brenda Dixon, La Mont Stevens, Kurt Val Doney; LIQUOR, Hub Bar, Red Fox Lounge, Ray's Western Bar; LIQUOR CATERING PERMIT, Harry Yee for catering at Intermountain Science Center, were presented. It was moved by Councilman Clark, seconded by Freeman, 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.

The City Clerk presented a legal notice calling for a public hearing on February 8<sup>th</sup>, 1979, to consider the initial zoning of an area to be known as the Idaho Falls Institute of Religion property, with the understanding that said public hearing be conducted only if the subject lands were to be first properly annexed into the City. It was moved by Councilman Freeman, seconded by Clark, that authorization be granted to publish this legal notice as recommended. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Personnel Director was presented:

City of Idaho Falls  
January 9, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Personnel Division  
SUBJECT: RECOMMENDED CETA SALARIES AND BENEFITS

It is recommended for your approval that CETA employees, except Title II participants, be considered as W. A. E. employees in regards to benefits and salary.

s/ Craig Lords  
Personnel Director

It was moved by Councilman Hovey, seconded by Erickson, that the recommendation as indicated in the foregoing memo pertaining to CETA employees be approved and made part of the Personnel Policy. Roll call as follows: Ayes, 6; No, none; carried.

From the General Services Director came this memo:

City of Idaho Falls  
January 11, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-79-7, 750 KV TRANSFORMER



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It is the recommendation of the General Services and Electrical Division that the City Council accept the low bid of Spokane Transformer Company to furnish one (1) 750 KV transformer at \$6,100.00.

Thank you,  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Sakaguchi, that the low bid of Spokane Transformer Company be accepted in the amount as indicated for the transformer as described. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls  
January 18, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: SENIOR CITIZENS CENTER

It is the recommendation of the General Services Division and the Architect, Mr. Leland Dille, that the City Council accept the low bid of New Concept Reality at \$26,701.00 to furnish alternates: #2, Concrete Slab; #3, Fireplace; #9, Exhaust Hood; and #10, Air Conditioning all for the Senior Citizens Center and authorize the Mayor and City Clerk to sign the contract documents. Both the City Controller and the Grants Administrator have confirmed the availability of funds for these alternates.

Thank you,  
s/ Chad Stanger

Councilman Erickson explained that this low bidder was one and the same as the successful bidder on construction of the Senior Citizen's Center. Also, continued Erickson, the Senior Citizen's Building Committee had studied these bids on the alternates as indicated and were in agreement that they represented satisfactory priorities. It was moved by Councilman Erickson, seconded by Sakaguchi, that the low bid of New Concept Reality be accepted for the project as described. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls  
January 18, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: SAND CREEK GOLF COURSE

City Council authorization is necessary for the sale and consumption of beer on the premises of Sand Creek Golf Course. It is requested that this authorization be granted to the Golf Course Professional subject to the proper approval of all

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licensing agencies and that the sale and consumption of beer be restricted to that portion of Sand Creek Park related to the golf course operation.

s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Freeman, that authorization be granted to permit the sale and consumption of beer at the Sand Creek Golf Course under the same rules, regulations and control as are now in effect at the Pinecrest Golf Course and be confined to the immediate golf course area. Roll call as follows: Ayes, 6; No, none; carried.

From the Director of Aviation this memo was submitted:

City of Idaho Falls  
January 16, 1979

MEMORANDUM

TO: Mayor and City Council  
FROM: Airport Committee  
SUBJECT: AIRPORT USE AGREEMENT WITH GEM STATE AIRLINES

The Committee has reviewed the application, deposit, and proposed lease of this air service desiring the use Idaho Falls as their eastern terminus, while providing air service to points within Idaho.

The Committee recommends that the City Council approve this application and instruct the Mayor and City Clerk to execute the lease.

s/ Tom Miller

It was moved by Councilman Clark, seconded by Wood, that this airport use agreement be accepted, subject to final approval by the office of the City Attorney as to good and proper legal form. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Public Works Director was reviewed:

City of Idaho Falls  
January 18, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: LINDSAY BOULEVARD 8" AND 6" WATERLINE

On Tuesday, January 9, 1979, four bids were received for the construction of a waterline in Lindsay Boulevard, as follows:

H-K Contractors, Inc.	\$25,656.00
Kamachi Construction	29,494.00
Tiano Constructors	42,202.00

Joe Campbell Construction  
Engineer's Estimate

49,042.00  
27,410.00

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These bids have all been reviewed and we are recommending the Council award the contracts to the low bidder, H-K Contractors, Inc., in the amount of \$25,656.00.

s/ Don

It was moved by Councilman Sakaguchi, seconded by Hovey, that the low bid of H-K Contractors in the amount of \$25,656 be accepted for the project as indicated. Roll call as follows: Ayes, 6; No, none; carried.

Another memo from the Public Works Director was submitted, to-wit:

City of Idaho Falls  
January 18, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: JEFFERSON AVENUE 6" WATERLINE

On Tuesday, January 9, 1979, five bids were received for the replacement of the 6" waterline in Jefferson Avenue, as follows:

H-K Contractors, Inc.	\$ 66,298.75
Burggraf Construction	71,701.20
Tiano Constructors	82,108.15
O & F Construction	89,165.50
Joe Campbell Construction	146,258.00
Engineer's Estimate	75,488.00

These bids have all been reviewed and we are recommending the Council award the contract to the low bidder, H-K Contractors, Inc., in the amount of \$66,298.75.

s/ Don

It was moved by Councilman Sakaguchi, seconded by Hovey, that the low bid of H-K Contractors in the amount of \$66,298.75 be accepted for the project as indicated. Roll call as follows: Ayes, 6; No, none; carried.

Finally, from the Public Works Director, came this memo:

City of Idaho Falls  
January 18, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd

SUBJECT: WATER FACILITIES PLAN, SELECTION OF CONSULTING  
ENGINEER FOR IDAHO FALLS AREA WASTE WATER FACILITIES  
PLAN

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Nine consulting firms have indicated an interest in preparing the Idaho Falls Area Waste Water Facilities Plan. A selection committee of seven members invited three of these nine firms to make written and oral proposals to the City. During the past week, the selection committee has completed the three interviews and are recommending that the firm of James M. Montgomery Consulting Engineers, Inc. be selected to conduct this Step 1 Facilities Plan. We are specifically requesting that the Mayor and City Clerk be authorized to sign this engineering contract and other necessary papers in connection with this E.P.A. program.

s/ Don

As indicated in the memo, a selection committee had been named and had worked diligently to come forth with this recommendation as indicated. Councilman Sakaguchi reported that the other two consulting firms interviewed were Forsgren & Perkins and CH2M-Hill. It was moved by Councilman Sakaguchi, seconded by Hovey, that the consulting engineering firm of James M. Montgomery, Inc. be selected to serve in that capacity for the Waste Water Facilities Plan and that the Mayor and City Clerk be authorized to sign the engineering contract accordingly, when submitted. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Building Administrator was presented:

City of Idaho Falls  
January 18, 1979

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: COUNCIL APPROVAL OF SMALL CITIES (COMMUNITY DEVELOPMENT PROGRAM) PRE- APPLICATION

The Small Cities Pre-application is due in the Portland Office of HUD February 5<sup>th</sup>, 1979, at the latest. The citizens advisory committee and staff have made recommendations for this program and these recommendations have been submitted to the Mayor and City Council.

No adverse comments have been received regarding these recommendations and we are therefore requesting authorization for the Mayor to sign the necessary forms so that the pre-application can be submitted within the required time period.

s/ Rod Gilchrist

It was moved by Councilman Hovey, seconded by Erickson, that the Mayor be authorized to sign the necessary documents for the small cities pre-application as recommended. Roll call as follows: Ayes, 6; No, none; carried.

Through the City Clerk, the Police Chief submitted this memo:

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City of Idaho Falls  
January 18, 1979

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Police Committee  
SUBJECT: TWO (2) HOUR PARKING LIMIT ON CITY LIBRARY PARKING LOT

At the City Council meeting of December 21, 1978, the Library Board requested your consideration to establish two (2) hour parking between 8:00 a.m. and 5:00 p.m. within the City Library parking lot along with adequate signing, so designating said lot for Library Patrons Only. City Council action was to refer it back to the Police Committee for further consideration. The Police Committee has reviewed and approves of said request.

s/ Robert D. Pollock

Recognizing that this recommendation had been presented at a previous meeting and had been tabled for further study, Councilman Clark noted that the concern at that time was in the interests of the legitimate users of the library who might have occasion to remain in the library in excess of two hours. Clark reported that, working with the City librarian, this problem had been resolved. Therefore, it was moved by Councilman Clark, seconded by Freeman, that this recommendation now be upheld and the two hour limit parking within the library parking lot be approved. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk presented and read aloud this petition with 19 signers:

We the undersigned residents of Crowley Street, Shelley Street, and Bingham Avenue, are opposed to the construction of a vehicular traffic bridge over Willow Creek between the northern extension of the intersection of Bingham Avenue and Shelley Street and the southern extension of the intersection of Bingham Avenue and Crowley Street, across Willow Creek.

Recognizing that, at a previous meeting, the City Clerk had received authorization to publish invitation for bids for construction of the Bingham Street bridge over Willow Creek and, a few days later, having received the foregoing petition, the Mayor reported he had instructed the City Clerk not to proceed with said publication until after the full Council had had an opportunity to confer with Mr. Veldon Warren, 455 W. Crowley, who had knowledge of the foregoing petition. He told Hovey that, if needed, he could obtain as many or more signatures on another petition favoring a bridge. He said there were many in the area who felt the bridge would be a vital facility. Hovey concluded his remarks by saying that, in his opinion, the Council must take a broader view as to the need for a bridge in this area, rather than be swayed by the protests of a few Bingham Street residents. Recognizing that Bingham Street was scheduled to be improved under L.I.D. #52, Councilman Erickson said that, in his opinion, this should be taken into consideration as to the need and the value of the Bingham Street Bridge. Noting that a study on this issue had recently been made by Grants Administrator Lines, the City Clerk was asked to read aloud his findings, as follows:

**BINGHAM AVENUE BRIDGE**  
**TOTAL "AFFECTED HOUSEHOLDS": APPROXIMATELY 48**

There are nineteen (19) objectors, representing seventeen (17) households.  
These seventeen households are located as follows:



The Mayor then re-appointed the following to three year terms as members of the Parks & Recreation Commission: Bob Pearson, John Orr, Fred Tingey, Lee Thompson. It was moved by Councilman Freeman, seconded by Wood, that these re-appointments be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

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Finally, under appointments, the Mayor appointed Merlin Alderson as a replacement for Keith Sundberg and the re-appointment of Dorothy Mandiloff as members of the Planning Commission. It was moved by Councilman Freeman, seconded by Clark, that these appointments be confirmed and that a letter of appreciation by the Mayor be sent to Mr. Sundberg for his valuable and dedicated services while a member of that Commission. Roll call as follows: Ayes, 6; No, none; carried.

Recognizing that School District #91 had recently announced that O.E. Bell Junior High School was to be phased out within the predictable future and recognizing, further, that said school had certain facilities that would be of interest and value to the Recreation program, particularly the gym, Councilman Freeman registered optimism that, in line with a very effective joint use agreement already in existence between the City and the School District, there must be some feasible means whereby that portion of the building or, perhaps, the entire structure could continue to be used or even acquired by the City. It was moved by Councilman Freeman, seconded by Hovey, that General Services Director Stanger be authorized to contact the School District on a preliminary basis, advising them of the City's interest in the building, also, ascertaining what the School District's plans are; also, learning, from them, such basic data as operation and maintenance costs and their estimated value of the building. Roll call as follows: Ayes, 6; No, none; carried.

Reference is made to Page 343 in this book of minutes and, more specifically, a petition submitted to the Council by the downtown merchants asking for assistance in eliminating the pigeon problem within the downtown business district. At that time, the matter was referred to the Building and Zoning Division for study and recommendation. Councilman Freeman, as Chairman of the Building and Zoning Committee, presented the following as suggested solutions:

City of Idaho Falls  
January 5, 1979

MEMORANDUM

TO: Mayor and Council Committee  
FROM: Rod Gilchrist  
SUBJECT: PIGEON ABATEMENT REPORT

1. Best Way Pest Control – Wally Savage – Pocatello, Idaho, Ray Hurt – Idaho Falls (522-2783) Use baiting methods, charges \$200/month. Indicate one month. Will probably be sufficient, two months at most. Would need cooperation of merchants to gain access to roofs.
2. Gay Bateman (529-1203) Works with local pest control firm. Paints pigeon roosting areas with tanglefoot; drives birds away. Used this method at LeVine's successfully at a cost of \$240.00+. If done on a large scale basis, would be considerably cheaper per building.
3. Ed Vining – Pocatello (237-9066)  
Uses trapping methods; claims to have been successful in several instances in Pocatello. Will provide references. Charges \$12.00 per hour.

s/ Rod Gilchrist



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Freeman said that, in his opinion, a pigeon abatement program was the responsibility of the downtown merchants and that the City should serve only as an agent. It was moved by Councilman Freeman, seconded by Clark, that the foregoing be turned to the downtown businessmen as suggested solutions to the downtown pigeon problems with the explanation that the City would offer its assistance as agent in any reasonably attempted abatement program. Roll call as follows: Ayes, 6; No, none; carried.

In the absence of further business, the Mayor called for adjournment, only to immediately reconvene the meeting to consider a matter of business that did not appear on the agenda. Reference is made to Page 370 in this book of minutes and, more specifically, a Home Improvement Loan Program Cooperation Agreement, presented by Assistant City Attorney Simon Martin. At that time, because the document had not been properly studied, it had been tabled and referred to the Fiscal Committee. Councilman Hovey re-introduced the document at this time and explained that this agreement between the City and the Idaho Housing Agency, if approved, would provide, among other things, that the City from C.D. Funds, would assist in the financing of rehabilitation of eligible housing as administered through the Idaho Housing Agency. Councilman Erickson noted that each location in need of rehabilitation must first qualify and would then be handled on an individual basis. He said this program had been in existence for the past year or two without benefit of an agreement with the City. Asked for comment, Assistant City Attorney Martin said he had no objection except the agreement form as provided by the Idaho Housing Agency must be redrafted with minor corrections to make it applicable for this City. It was moved by Councilman Hovey, seconded by Erickson, that this agreement be accepted and the Mayor and City Clerk be authorized to sign, subject to the minor revisions being made as heretofore indicated by the City Attorney. Roll call as follows: Ayes, 6; No, none; carried.

There being no further business, it was moved by Councilman Sakaguchi, seconded by Freeman, that the meeting adjourn at 8:40 P.M., carried.

ATTEST: s/ Roy C. Barnes  
City Clerk

s/ Thomas Campbell  
Mayor

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