

**OCTOBER 5, 1978**

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The City Council of the City of Idaho Falls met in regular meeting, Thursday, October 5, 1978, at 7:30 P.M. in the Council Chambers in Idaho Falls, Idaho. There were present at said meeting: Mayor Thomas Campbell; Councilmen Paul Hovey, Sam Sakaguchi, Jim Freeman, Mel Erickson, Ralph Wood, and Charles Clark. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney, and all other available Division Directors.

Minutes of the last regular meeting, held September 21<sup>st</sup>, and a special session, held September 26<sup>th</sup>, 1978, were read and approved.

The Mayor acknowledged several members of Boy Scout Troop No. 344, present in the Council Chamber as a merit badge assignment. After each young man introduced himself, the Mayor thanked them for their presence and commended them for their interest in local government.

The Mayor announced that this was the time and the place, as advertised, to conduct a public hearing for consideration of a request for a variance to permit an illuminated pole sign in an R-3A zone, as more fully explained by this memo from the Building Administrator:

City of Idaho Falls  
October 4, 1978

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: REQUEST FOR VARIANCE – ILLUMINATED SIGN IN R-3A ZONE

Attached is a copy of a request to place an illuminated sign in R-3A zone at the northwest corner of St. Clair and 17<sup>th</sup> Street. This request is being submitted by Charlie Brown of Shield Real Estate Company.

The recently adopted City Sign Ordinance permits free standing pole signs in the R-3A zone, but only if non-illuminated.

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

s/ Rod Gilchrist

Noting Mr. Charlie Brown from the Shield Real Estate Company present in the Council Chamber, Councilman Freeman, as Chairman of the Building and Zoning Committee, explained the City Council's policy with reference to illuminated signs in an R-3A zone. He said this was seldom, if ever, permitted in such a zone because of the precedent that would be established. Mr. Brown appeared briefly to point out that, in this particular instance, due to extenuating circumstances, the precedent setting factor would be at a minimum. By way of explanation, Brown noted that there were only two residential units in the area, both owned by him. Otherwise, the immediate area was all commercial and illuminated. Brown then asked that the Councilmen view the drawing which accompanied the petition. It was revealed that the pole sign per se, would not be illuminated but that, above the sign would be placed a lantern type illuminated light. By general Council concurrence, this was still construed as being an illuminated sign. Brown then yielded on the illuminated sign request but asked for permission to have the pole wired for a light so that, at some future date, it

would be illuminated if the zoning or some other circumstance were changed. Freeman said a permit would not be issued if the pole were wired. There were no others who appeared to

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protest or otherwise comment on this variance request. However, as the foregoing dialogue suggested and for the reason as indicated, it was moved by Councilman Freeman, seconded by Clark, that this request for a variance be denied. Roll call as follows: Ayes, 6; No, none; carried.

Mrs. Grace Garrett, 1550 W. Broadway, appeared before the Council to register a complaint about the tall weeds on a vacant lot in front of her home. She said they were so high they actually impaired her vision. It was noted that if these weeds were on Broadway right-of-way they were the responsibility of the State. Asked for comment, Public Works Director Lloyd said that arrangements had very recently been made for their disposal. Mrs. Garrett then asked whether or not Buttreys were still planning to build adjacent to the K-Mart. The Mayor said this was not known at this time. Mrs. Garrett explained the reason for her query had to do with the manner in which the exterior lighting would be constructed.

The City Clerk drew attention to certain legal notices published, in the interests of time, without formal Council approval, as follows:

Notice of Public Hearing on October 5<sup>th</sup>, 1978 to consider variance for an illuminated pole sign in an R-3A zone; Notice of Public Hearing on October 19<sup>th</sup>, 1978, to consider initial zoning of the Evans property on West Broadway and, also, the Coachman West Addition, Division No. 3, subject to these areas having first been annexed into the City; Notice of Public Hearing also on October 19<sup>th</sup>, to consider the re-zoning of Lots 25 through 36, Block 25, Capital Hill Addition.

It was moved by Councilman Hovey, seconded by Erickson, that these actions be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

A damage claim from Intermountain Mobilfone, Inc. was presented, as follows:

Intermountain Mobilfone, Inc.  
October 2, 1978

Idaho Falls City Electrical Dept.  
Idaho Falls, Idaho

Gentlemen:

Our claim, for a damage of our computer in the time of the flood has been returned to us and they suggested that we sent the claim to you for payment.

Parts and labor of repairing	\$2,340.00
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Thank you,

It was explained that, in the interests of time, this had been forwarded to the City's liability insurance adjuster without formal Council approval on October 4<sup>th</sup>, 1978. It was moved by Councilman Hovey, seconded by Erickson, that this action be ratified. Roll call as follows: Ayes, 6; No, none; carried.

Another matter requiring Council ratification, according to the City Clerk, was explained by this memo from the General Services Director:

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City of Idaho Falls  
September 28, 1978

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-78-31

The General Services and Electrical Divisions respectfully request that the City Council ratify their previous action of awarding to the high bidder, Minnesota Power and Light the sale of Item #2, one (1) 1500 kVA Water Wheel Generator at \$5,000.00 and Item #3, Switch Gear at \$2,000,00, and reject all other bids as being non-responsive on the basis that they are unrealistically low.

Thank you,  
s/ Chad Stanger

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

Still, another matter requiring Council ratification was introduced by this memo from the Director of Aviation:

City of Idaho Falls  
September 27, 1978

MEMORANDUM

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

Ratify previous actions of the Mayor whereby the Mayor approved an assignment agreement between Lawrence E. Matson, Architect, A.I.A. and Lawrence E. Matson, Architect, A.I.A. Chartered, a Professional Corporation relating to a certain contract for Architect and Engineer Services dated May 11, 1978, and supplemented thereto dated July 6, 1978, between the City of Idaho Falls and Lawrence E. Matson.

s/ Tom Miller

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

Finally, under matters requiring Council ratification, this memo from the Director of Aviation was presented:

City of Idaho Falls  
September 27, 1978

MEMORANDUM

TO: Mayor and City Council

FROM: Airport Committee  
SUBJECT: RATIFY ACTION OF MAYOR

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Ratify previous actions of the Mayor in reference to a leave to intervene filed with the Civil Aeronautics Board on September 26, 1978 by the City of Idaho Falls and the Greater Idaho Falls Chamber of Commerce supporting the application of Continental Air Lines, Inc. and Western Air Lines, Inc. for approval of merger.

s/ Tom Miller

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

Noting certain citizens present in the Council Chamber having been received and so it would appear in order to consider authorization to advertise for bids on construction of the Senior Citizen's Center. Before asking for comment from the floor, Freeman commended all of those affected and interested parties for their cooperative effort in the progress so far experienced in bringing this facility this close to fruition.

Mr. Leland Dillie, architect on the project appeared briefly to reveal architect's sketches of the proposed structure.

Mr. Leo Clawson, Chairman of the Building Committee, with the assistance of Dille, then appeared for the purpose of giving a detailed description of the proposed structure. In his preliminary remarks, Clawson expressed pride in the building as proposed, saying that, in his opinion, it would prove practical to serve the needs of the Senior Citizens but, yet, unique in design. He said there was no immediate plan for a finished basement. Clawson then proceeded to list the various facilities that would be provided in the new building, including an elevator, kitchen, storage area to maintain the meals on wheels program, a large fire place and three open areas that could be partitioned and used for such activities as dining, dancing, and lounging. Clawson concluded his remarks by commending the Mayor for his part during the time a decision was in the making, relative to the Senior Citizens Center, as to whether or not available and earmarked funds would be used for renovation or a new facility. Freeman advised those present that the bid documents provided for alternates which would allow for some leeway and, because of said alternates, there is every assurance that a bid award would be made, with certain adjustments if necessary, and that a new building will be constructed. Councilman Erickson suggested to Mr. Dillie that the bid documents be perused by the City Attorney. He said it would be time consuming and otherwise unfortunate if it was found necessary to reject all bids because of irregularities. In answer to a question by Councilman Clark, Dillie said the building would be of one hour fire resistive construction. It was acknowledged that an award to the successful bidder could not be made until the City received confirmation in writing that the C.D. funds had been released. It was moved by Councilman Freeman, seconded by Clark, that the City Clerk be authorized to advertise for bids for construction of the Senior Citizens Center as soon as possible. Roll call as follows: Ayes, 6; No, none; carried.

Bills for the month of September, 1978, having been properly audited by the Fiscal Committee, were submitted. The City Clerk read aloud all fund totals for materials, services and payroll, as follows:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>
SERV/MAT: \$	639,741.41	\$ 267,528.76	\$ 73,643.53	\$ 391,117.79
SALARY:	<u>334,746.19</u>	<u>18,199.79</u>	<u>6,452.28</u>	<u>36,969.21</u>
TOTAL:	\$ 974,487.60	\$ 285,728.55	\$ 80,095.81	\$ 428,087.00



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	<u>ELECTRIC</u>	<u>RECREATION</u>	<u>MUN CAP</u>	<u>GEN LIBRARY</u>
SERV/MAT:	\$ 416,006.64	\$ 17,675.26	\$ 7,421.65	\$ 3,294.54
SALARY:	<u>62,547.69</u>	<u>7,102.39</u>	<u>.00</u>	<u>14,317.17</u>
TOTAL:	\$ 478,554.33	\$ 24,777.65	\$ 7,421.65	\$ 17,611.71

  

	<u>LIBRARY</u>	<u>BRIDGE/ART ST</u>	<u>REV SHARING</u>	<u>COMM DEVEL</u>
SERV/MAT:	\$ 330.15	\$ 9,831.18	\$ 20,718.06	\$ 49,709.63
SALARY:	<u>1,010.63</u>	<u>.00</u>	<u>.00</u>	<u>702.40</u>
TOTAL:	\$ 1,340.78	\$ 9,831.18	\$ 20,718.06	\$ 50,412.03

  

	<u>FLD DISASTER</u>	<u>CITY TOTALS</u>
SERV/MAT:	\$ 82.98	\$1,897,101.58
SALARY:	<u>.00</u>	<u>482,047.75</u>
TOTAL:	\$ 82.98	\$2,379,149.33

Councilman Hovey explained all major expenditures. It was moved by Councilman Hovey, seconded by Erickson, that the bills be allowed and the Controller be authorized to issue warrants or checks on 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 September, 1978, and, 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, Don Buddenbohm for Little Andy's; ELECTRICAL CONTRACTOR, Cheyenne Electric, Dennis K. Neitzel, Kerbs Electric, Gil Kerbs; JOURNEYMAN ELECTRICIAN, Dennis Neitzel, Gil Kerbs; APPRENTICE ELECTRICIAN, Brenda P. Neitzel with Cheyenne Electric, Tim Whitworth with Kerbs Electric, Brian A. Bird with Bird Electric, Inc.; TAXI OPERATORS, Raymond Robinson; BARTENDER, Leslie D. Bingham, Alan Boyack, Mary Formtem, Robert D. Foley, Tamara Armstrong, Lisa Ann White, 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, where required. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk asked for authorization to publish notice of a public hearing on October 19<sup>th</sup>, 1978, to consider the granting of a variance to permit the placement of a mobile home. It was moved by Councilman Hovey, seconded by Erickson, that authorization be granted to publish said notice as requested. Roll call as follows: Ayes, 6; No, none; carried.

From the City Controller, this memo was presented:

City of Idaho Falls  
October 5, 1978

MEMORANDUM

TO: Mayor Thomas Campbell and City Council  
FROM: John D. Evans, Controller  
SUBJECT: RENEWAL - LEASE PURCHASE AGREEMENTS-IDAHO FIRST NATIONAL BANK

Authorization is hereby requested to renew lease purchase agreements with the Idaho First National Bank for the following:

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Computer Equipment	\$ 55,000.00
Savin Copy Machines	5,051.13
Golf Course Equipment	<u>5,028.24</u>
	\$ 65,079.37

Funding for the above was included in the 1978-79 budget.

s/ John D. Evans

It was moved by Councilman Hovey, seconded by Erickson, that renewal of these Lease Purchase Agreements be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the General Services Director was submitted:

City of Idaho Falls  
October 5, 1978

MEMORANDUM

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

The Electrical and General Services Divisions respectfully request authorization to advertise to receive bids for transformers and conductor requirements for the fiscal year 1978-1979.

Thank you!  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Sakaguchi, that authorization be granted for the General Services Director to advertise for bids on transformer and conductor requirements as requested. Roll call as follows: Ayes, 6; No, none; carried.

Another memo from the General Services Director was forthcoming, to-wit:

City of Idaho Falls  
October 5, 1978

MEMORANDUM

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

The General Services Division respectfully requests authorization to advertise to receive bids for that equipment approved in the 1978-1979 budget.

Thank you!  
s/ Chad Stanger

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It was moved by Councilman Erickson, seconded by Sakaguchi, that authorization be granted to advertise for bids for all equipment approved in the 1978-1979 budget. Roll as follows: Ayes, 6; No, none; carried.

Still another memo from General Services Director was reviewed, as follows:

City of Idaho Falls  
October 5, 1978

MEMORANDUM

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

The Police and General Service Divisions respectfully request authorization to advertise to receive bids jointly with the Bonneville County Sheriff's Department for Police Patrol Sedans. The City's request is initiated as a result of the loss of one (1) patrol sedan in a recent accident at Broadway and Utah Avenue.

Thank you!  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Sakaguchi, that for the reason as stated, authorization be granted to join with the County when they advertise for bids on police patrol sedans and advertise for bids on one similar vehicle for City needs. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls  
October 3, 1978

MEMORANDUM

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

The Electrical and General Services Divisions respectfully request authorization be granted to advertise for bids on demolition, construction, and equipment purchases related to the Bulb Turbine Project.

Thank you!  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Sakaguchi, that the General Services Director or the City Clerk be authorized, when the time is right, to advertise for bids on all projects and/or equipment purchases relative to the bulb turbine project. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Building Administrator was submitted:

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City of Idaho Falls  
October 5, 1978

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: REQUEST FOR BUILDING PERMIT – AIRPORT PLAZA

This office has received a request from the owners of Airport Plaza to construct another building on their leased property in the Airport Industrial Park. The plans for this building have been checked by this department and the Engineering Department and they conform to local codes.

In an much as the location of this building conforms to the previously approved plan, this department recommends approval of the request.

s/ Rod Gilchrist

In answer to a question by Councilman Hovey, Ben Inman, representing the office of the Building Administrator, advised that the gentleman who requested the building permit in question, Mr. Keith Ormond, had signed a lease agreement with the City under the name of H&O Construction and was bound by said agreement to construct in conformity with the codes of the City and the covenants of the Airport Industrial Park. Hovey said his primary concern in issuing this building permit pertained to the landscape requirements. Councilman Freeman noted that the foregoing memo had not been cleared through the Director of Aviation of the Airport Committee. Freeman informed Inman that matters of this nature, having to do with the Airport Industrial Park, should not be presented without the knowledge and approval of said City Officials. Recognizing that the Director of Aviation was out of the City until the following Monday, Freeman said that, in his opinion, the requested building permit, if approved this night, would be subject to said approval. Mr. Ormond appeared briefly to say that such a brief delay would be acceptable for his purposes. It was moved by Councilman Freeman, seconded by Clark, that this building permit, as requested, be granted, subject to the approval of the Director of Aviation and the Airport Committee. Roll call as follows: Ayes, 6; No, none; carried.

Another memo from the Building Administrator was reviewed, as follows:

City of Idaho Falls  
October 5, 1978

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: VACATION OF EASEMENT – MELBOURNE PARK ADDITION,  
DIVISION NO. 8

This office has received a request to vacate an easement between Lots 13 and 14 of the above described subdivision.

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The action requested has been reviewed by this department, along with the Public Works and Electric Division. The easement was to be used for a street light which has been placed on the other side of the street.

This department recommends approval of this request and it is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

It was moved by Councilman Freeman, seconded by Erickson, that the City Attorney be directed to prepare an appropriate vacating ordinance for Council consideration. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Public Works Director was presented:

City of Idaho Falls  
October 5, 1978

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: SEWAGE DUMP STATION

On September 26, 1978, five bids were reviewed for construction of Sewage Dump Station as follows:

H-K Contractors	\$15,221.50
O & F Construction	21,349.00
Goodwin Construction	22,880.40
Larry Clark	17,957.50
Kamachi Construction	31,374.94
Engineer's Estimate	19,984.00

s/ Don F. Lloyd

It was moved by Councilman Sakaguchi, seconded by Hovey, that the low bid of H-K Contractors be accepted for construction of the Sewage Dump Station, subject to written confirmation as to funding from the U.S. Forest Service. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls  
October 4, 1978

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: AWARD OF CONTRACT

On October 3, 1978, three bids were opened on the Esquire Acres Interceptor Sewer, Phase I with the following contractors bidding:

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H-K Contractors, Inc.	\$204,850.00
Tiano Constructors	315,727.00
R. V. Burggraf Company	276,190.00
Engineer's Estimate	199,265.00

Although the low bidder is slightly over the Engineer's estimate, it is not felt that it would be to the City's advantage to re-bid the project. Therefore, we are recommending that the award be made to the H-K Contractors, Inc. and the Mayor and City Clerk be authorized to sign the contractors.

Respectfully submitted,  
s/ Don

It was moved by Councilman Sakaguchi, seconded by Hovey, that H-K Contractors be awarded the contract for the Esquire Acres Interceptor Sewer, Phase I in the amount as indicated. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls  
October 5, 1978

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: BRENTWOOD DRIVE BRIDGE OVER EAST LATERAL CANAL

On September 26, 1978 four bids were received for construction of the Brentwood Drive Bridge over the East Lateral Canal as follows:

Goodwin Construction	\$38,110.20
Clark Brothers Construction	39,729.74
Blessinger Construction	41,306.15
H-K Contractors	47,337.60
Engineer's Estimate	44,814.60

All bids have been reviewed and we are recommending that the contract be awarded to the low bidder, Goodwin Construction, in the amount of \$38,110.20.

s/ Don

Asked for details as to the location of Mr. Sargent's mobile home, Lloyd, by use of a map on the wall, explained it was in the County, immediately adjacent to certain lands within the City owned by Mr. Sargent, with 41 feet fronting on Bonita Drive. Lloyd said the County would be responsible for issuing a permit to allow placement of the mobile home. Asked why he wished not to place the mobile home within the City, Mr. Sargent, who was present in the Council Chamber, explained he intended to develop said property by construction of one or more buildings and a parking lot and he wanted the mobile home removed from the construction area. Asked by Councilman Erickson what he intended to do about electric

service for the mobile home, Sargent said this problem had not yet been resolved. Sargent continued, however, by saying that Utah Power & Light does not have a service line available

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in this area. Asked for comment, Electrical Engineer Harrison explained that, if there were a request made for electric service outside the City, it would be handled like any other comparable order; namely, by obtaining written clearance from Utah Power & Light indicating no objection to the providing of said service by the City. It was moved by Councilman Sakaguchi, seconded by Hovey, that these outside the City water and sewer service contracts be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

By memo, the Public Works Director noted that the Public Works Committee had considered the need to adjust certain water rates to provide more equity by water users. A request was made in said memo for the City Attorney to prepare an amendatory ordinance accordingly for Council consideration. Councilman Sakaguchi noted that, in the opinion of the Public Works Committee, there are certain commercial and industrial rates that are inequitable and should be revised. It was moved by Councilman Sakaguchi, seconded by Hovey, that the City Attorney, working with the Public Works Director and the Public Works Council Committee, prepare an amendatory ordinance for Council consideration. Roll call as follows: Ayes, 6; No, none; carried.

Continuing with a memo from the Public Works Director, the following was reviewed:

City of Idaho Falls  
October 5, 1978

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: ENGINEERING FOR 17<sup>TH</sup> STREET RAILROAD UNDERPASS

The 17<sup>th</sup> Street Environmental Impact Statement has now been approved by State and Federal Agencies and the way is cleared to proceed with design. We are attaching two copies of an Engineering Contract with J-U-B Engineers for the design of railroad detours and the underpass structure. We request authorization for the Mayor to sign City's approval.

s/ Don

Asked for comment, Lloyd explained that the Capital Improvement Program lists this underpass high on the priority list. Lloyd continued by saying that, based upon past experience, it is time consuming to work with the railroad on projects of this nature and that actual construction work would not be anticipated until 1980. It was moved by Councilman Sakaguchi, seconded by Hovey, that this design contract be accepted and the Mayor be authorized to sign the City's approval. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls  
October 4, 1978

MEMORANDUM

TO: Honorable Mayor and City Council

FROM: Donald F. Lloyd  
SUBJECT: ENGINEERING CONTRACT FOR URBAN RENEWAL AREA

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We are submitting herewith two copies of an Engineering contract with Ellsworth Engineering, Inc. to cover the work involved to finalize the remaining projects in the original Urban Redevelopment Area. Funds to complete these items have now been approved by HUD and we are requesting the Mayor be authorized to sign the City's approval.

s/ Don

Asked for comment, Lloyd pointed out that there are nine areas within the former urban renewal area in need of engineering design, preparatory to completion, as follows:

1. ALLEY SOUTH OF LIBRARY PARKING LOT: The Engineer will develop original topographical and property line data for the site area. Overhead utilities will be placed underground. The City will coordinate utility changes with adjacent property owners. Alley will be a modified typical section.
2. MARKET STREET FROM SHOUP TO YELLOWSTONE: The Engineer will develop original topographic and property line data. The Engineer will check water and sewer lines that may be affected on the project area and coordinate the undergrounding of overhead utility lines. Design will reflect required accesses to the rear of buildings fronting on Broadway and the new State Office Building. The City will coordinate utility changes with adjacent property owners.
3. CLIFF STREET IMPROVEMENTS: The engineer will develop the necessary topographical data, designs and specifications for a new storm sewer, an asphalt plantmix surface overlay, and the removal and replacement of deteriorated curb and gutter and sidewalk.
4. PARK AVENUE SURFACE OVERLAY: The engineer will develop the necessary topographical data, designs and specifications for curb and gutter and sidewalk repair and an asphalt plantmix surface overlay. This project covers approximately ½ block just north of Cliff Street.
5. SHOUP AVENUE SURFACE OVERLAY: The engineer will develop the necessary topographical data, designs and specifications for curb and gutter and sidewalk repair, asphalt plantmix surface overlay and a new cross drain. This project area covers approximately the first 100 feet of Shoup Avenue north to Cliff Street.
6. LANDSCAPING AND PLAZA WALKWAY TO CAPITAL AVENUE: The engineer will coordinate the re-issuing of existing plans and specifications for the landscaping of this area. Landscaping plan for adjacent property will be reviewed.
7. IMPROVE EXISTING CLIFF STREET PARKING LOT: The engineer will develop the necessary topographical and property line data. Designs, plans and specifications for curb and gutter, sidewalk, paving and

landscaping will be produced. Designs will be coordinated with adjacent improvements.

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8. COMPLETE EXISTING EAGLE ROCK PARKING LOT FROM SHOUP AVENUE TO CLIFF STREET: The Engineer will develop the necessary topographical and property lines data for the site area. Designs, plans and specifications for curb and gutter, sidewalk, paving, lighting and landscaping will be produced. Designs will be coordinated with adjacent improvements.
9. LANDSCAPING ON YELLOWSTONE AVENUE: The engineer will develop the necessary topographical and property line data to determine the extent to which landscaping may be incorporated adjacent to the new State Office Building along Yellowstone Avenue. Designs, plans and specifications will be prepared as required.

It was moved by Councilman Sakaguchi, seconded by Hovey, that this contract be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

From the Director of Aviation came this memo:

City of Idaho Falls  
September 27, 1978

MEMORANDUM

TO: Mayor and City Council  
FROM: Airport Committee  
SUBJECT: EXTENSION OF LEASE AGREEMENT

The Lease Agreement for lease of space on the second floor of the airport terminal building between the Federal Aviation Administration and the city of Idaho Falls provides for annual re-negotiation of janitorial services to be reimbursed by the FAA. This agreement represents the re-negotiations rate for the coming year.

The Airport Committee recommends that the City Council authorize the Mayor and City Clerk to execute the attached extension.

s/ Tom Miller

It was moved by Councilman Clark, seconded by Wood, that this lease agreement extension 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 forthcoming, as follows:

City of Idaho Falls  
September 27, 1978

MEMORANDUM

TO: Mayor and City Council  
FROM: Airport Committee

SUBJECT: EXTENSION OF LEASE AND CONCESSION AGREEMENT

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The concession agreement for limousine-taxicab service on the Airport between the City of Idaho Falls and Falls Cab Company, Inc. has expired. The lessee has requested extension or renewal of this Agreement.

The Airport Committee concurs in this request and recommends that the City Council authorize the Mayor and City Clerk to execute the attached extension for one year for the sum of \$75.00 per month. All other existing terms and conditions remain the same.

s/ Tom Miller

It was moved by Councilman Clark, seconded by Wood, that this lease and concession agreement extension be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Attention is drawn to page 296 in this book of minutes and, more specifically, introduction of an ordinance that would provide for the licensing of all contractors doing work within public ways and easements within the City. At that time, said ordinance was passed on its first reading. The City Clerk re-introduced this contractor's licensing ordinance, as follows:

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

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, PROVIDING FOR THE LICENSING OF ALL CONTRACTORS DOING WORK WITHIN PUBLIC WAYS AND EASEMENTS OF THE CITY OF IDAHO FALLS; FIXING FEES FOR SAID LICENSING; REQUIRING PUBLIC LIABILITY INSURANCE FOR THE BONDING OF LICENSEES; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

Councilman Sakaguchi reported that Section 4-L of this ordinance, having to do with three year guarantee on street repairs, had been questioned by certain contractors. Asked for comment, the City Attorney explained this was construed to mean a guarantee as to workmanship and material. It was moved by Councilman Sakaguchi, seconded by Hovey, that this ordinance be passed on its second reading. Roll call as follows: Ayes, 6; No, none; carried.

From the Traffic Safety Committee, this memo was presented:

October 5, 1978

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Traffic Safety Committee  
SUBJECT: TRAFFIC RECOMMENDATIONS

1. Deny request for 25 MPH on 9<sup>th</sup> Street to the east of Holmes Avenue.
2. Deny request for ONE WAY traffic on Walnut Street between Boulevard and Corner Avenue.

3. Deny request for NO PARKING on the east side of Eastern Avenue immediately north of Poplar Street, approximately six parking spaces.

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4. Deny request of Simpson's Inc., Idaho Falls Battery and Nick's Trading Company, to change the parking on the north side of "C" Street between Yellowstone and Shoup Avenue from two (2) hour parking to one (1) hour parking.
5. Deny request for traffic signal lights on Yellowstone at 19<sup>th</sup> Street due to lack of warrant for same as per manual on Uniform Traffic Control Devices.
6. Deny request for another loading-unloading zone on the east side of Shoup Avenue, south of "D" Street for AAA Rental and J&S Floors.
7. Deny request for NO PARKING on the west side of South Boulevard between Rogers and Morningside.
8. Approval of a loading-unloading zone on the south side of the 500 block of west 20<sup>th</sup> Street as requested by Allen's Finishing shop.
9. Approval of two (2) hour parking on the south side of Lomax west of Holmes Avenue to the driveway of First Street Welding.
10. Approval of re-assigning the two (2) hour parking on the south side of Cliff of Cliff Street between Oneida and Chamberlain Avenue, along with the west side of Chamberlain Avenue to the north of Cliff Street.

s/ Robert D. Pollock  
Chairman of Traffic Safety  
Committee

Recognizing Mr. Nick Vrontikis as being present in the Council Chamber and being aware that he had an interest in recommendation No. 4, he being the owner and operator of Nick's Trading Company, 254 C. Street, the Mayor asked that said recommendation be considered at this time. Mr. Vrontitkis then appeared before the Council, saying that he was representing himself and, also, two other near-by merchants; namely, Simpsons and Idaho Falls Battery. Mr. Vrontikis registered a complaint in general about vehicles parking in front of their stores and moving from one parking stall to another every two hours to avoid a parking citation but he more specifically directed his complaint toward certain Mountain Bell employees who, allegedly, engage in this same practice in lieu of using the Mountain Bell Parking Lot. Vrontikis theorized that if this area on the north side of C. Street from Yellowstone to Shoup Avenue were posted for one hour parking, this practice, to some degree at least, would be discontinued, leaving more parking room for customers. Continuing, Vrontikis noted that the Mountain Bell construction across the street, temporarily resulting in No Parking in front of his establishment, was scheduled for completion by October 26<sup>th</sup> but he had been particularly concerned since he heard it might not be finished until Christmas. In answer to a question by Councilman Clark and also asked for comment, Police Chief Pollock said his department could enforce one hour parking in this area if so directed; however, continued Pollock, the Police Department would prefer uniformity throughout the City as most merchants favored the two hour parking regulation. Councilman Hovey suggested that a petition be presented with 100% signatures of all merchants within the block in question before this matter be further considered. Councilman Erickson concurred with the remarks of the Police Chief and added that, in his opinion, one isolated change, affecting only one block, would not solve the problem which is just as common throughout the entire downtown area. Rather than attacking the problem piecemeal, Erickson said he would welcome input from those who have studied the downtown parking dilemma. Referring to the illustration cited by Mr. Vrontikis of operators moving their vehicles from stall to stall to avoid a parking ticket and acknowledging that this practice

was widespread, Erickson said that, in his opinion, this suggests a weakness in the ordinance that should be corrected. The Mayor suggested that another control method that

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might be considered when the ordinance is reviewed is a heavier fine for repeating violators. Vrontikis re-appeared briefly to say that, according to his observation, the meter maids come by once an hour or so, if the north side of C Street were posted for one hour parking, it wouldn't disrupt their routes. He said he felt that he and his fellow merchants were entitled to this consideration when the Telephone Company, by special request, had received the courtesy from the City of one or more 15 minute parking zones for the benefit of their customers. Erickson said he strongly objected to this request because to the enforcement problem. In the absence of further comment, it was moved by Councilman Clark, seconded by Freeman, that this request for the reasons as stated, be respectfully denied. Roll call as follows: Ayes, 6; No, none; carried.

Referring back to the foregoing memo from the Traffic Safety Committee with eleven traffic recommendations and more specifically recommendation No. 1. It was moved by Councilman Clark, seconded by Freeman, that this recommendation be upheld and this request be denied. Roll call as follows: Ayes, 6; No, none; carried.

Also, with reference to recommendation No. 2, it was moved by Councilman Clark, seconded by Freeman, that this request for one-way traffic on Walnut Street between Boulevard and Corner Avenue be denied. Roll call as follows: Ayes, 6; No, none; carried.

Recommendation No. 3 was then reviewed. In view of the overall parking problem within the downtown area, it was moved by Councilman Clark, seconded by Freeman, that this request be denied. Roll call as follows: Ayes, 6; No, none; carried.

With reference to recommendation No. 5, it was moved by Councilman Clark, seconded by Freeman, that this request be denied for the reason as stated. Roll call as follows: Ayes, 6; No, none; carried.

Recommendation No. 6 was then reviewed. Again, because to the over-all downtown parking problem, it was moved by Councilman Clark, seconded by Freeman, that this request for another loading zone be denied. Roll call as follows: Ayes, 6; No, none; carried.

According to the foregoing memo, a request had been made for NO PARKING on the west side of South Boulevard between Rogers and Morningside. It was learned that some DOE site workers park their cars in this area to board the bus. Even though the Traffic Safety Committee had recommended denial, Erickson cautioned that cars parked in said area created a site problem and, thus, a hazard for those coming out of the Hughes Imperial Addition. Therefore, it was moved by Councilman Clark, seconded by Freeman, that this recommendation not be upheld and that a NO PARKING zone be established as requested. Roll call as follows: Ayes, 6; No, none; carried.

With reference to recommendation No. 8, it was moved by Councilman Clark, seconded by Freeman, that these two handicapped parking spaces be approved as requested. Roll call as follows: Ayes, 6; No, none; carried.

The Council then considered a request by Allen's Finishing Shop for a loading zone on the south side of the 500 block on West 20<sup>th</sup> Street. It was moved by Councilman Clark, seconded by Freeman, that this request be approved. Roll call as follows: Ayes, 6; No, none; carried.

Next to be reviewed was recommendation No. 10. It was moved by Councilman Clark, seconded by Freeman, that two hour parking be approved at the location as indicated. Roll call as follows: Ayes, 6; No, none; carried.

Finally, recommendation No. 11 was presented. It was moved by Councilman Clark, seconded by Freeman, that this 2 hour parking re-assignment be approved as stated. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor announced that, because of the Thanksgiving Holiday in November, regular council meetings during that month would be conducted on November 9<sup>th</sup> and November 28<sup>th</sup>.

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**ORDINANCE NO. 1565**

AN ORDINANCE REPEALING CHAPTER 15, TITLE 5, CITY CODE OF IDAHO FALLS, BEING AN ORDINANCE REGULATING PLUMBING WITHIN THE CITY OF IDAHO FALLS, AND RE-ENACTING THE SAME WITH CHANGES; MAKING IT UNLAWFUL TO DO PLUMBING WORKS WITHIN THE CITY OF IDAHO FALLS WITHOUT HAVING A LICENSE THEREFOR ISSUED BY SAID CITY AND SETTING FORTH EXCEPTIONS; DEFINING TERMS USED IN THE ORDINANCE PROVIDING THE PROCEDURE AND QUALIFICATIONS FOR OBTAINING PLUMBING LICENSES AND FIXING FEES THEREFOR; ESTABLISHING A PLUMBING BOARD AND PROVIDING FOR ITS MEMBERSHIP AND SETTING FORTH THE DUTIES OF THE BOARD AND PROVIDING FOR ITS MEMBERSHIP AND SETTING FORTH THE DUTIES OF THE BOARD AND THE QUALIFICATIONS OF ITS MEMBERS; ESTABLISHING THE OFFICE OF PLUMBING INSPECTOR AND PROVIDING FOR HIS APPOINTMENT; PROVIDING FOR REGISTRATION OF APPRENTICE PLUMBERS AND FIXING A FEE FOR REGISTRATION; SETTING FORTH REQUIREMENTS FOR APPRENTICE PLUMBERS TO OBTAIN AND MAINTAIN REGISTRATION AND MAKING IT UNLAWFUL FOR APPRENTICE PLUMBERS TO DO PLUMBING WORK WITHOUT MAINTAINING REGISTRATION; FIXING PENALTIES FOR VIOLATION OF THE ORDINANCE; PROVIDING WHEN THE VIOLATION SHALL BECOME 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.

City Attorney Smith advised that an ordinance should be considered that would provide certain needed amendments to the 1976 Uniform Plumbing Code, adopted by reference July 21<sup>st</sup>, 1977. It was moved by Councilman Freeman, seconded by Clark, that the City Attorney be authorized to proceed with such an amendatory ordinance and that, when prepared, said ordinance be presented for Council consideration. Roll call as follows: Ayes, 6; No, none; carried.

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**ORDINANCE NO. 1566**

AN ORDINANCE REPEALING AND RE-ENACTING AS CHANGED SECTION 8-5-29, CITY CODE OF IDAHO FALLS, IDAHO, SAID SECTION BEING A PART OF THE GARBAGE ORDINANCE OF SAID CITY; PROVIDING THAT A CHARGE IS ASSESSED FOR REFUSE REMOVAL FOR EACH OCCUPIED RESIDENCE, BUSINESS, COMMERCIAL OR OTHER PREMISES RECEIVING A SUPPLY OF CITY WATER; SETTING FORTH A SCHEDULE OF MONTHLY CHARGES FOR RESIDENTIAL, BUSINESS, COMMERCIAL OR OTHER PREMISES; 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.

There being no further business, it was moved by Councilman Freeman, seconded by Clark, that the meeting adjourn at 10:15 P.M., carried.

ATTEST: s/ Roy C. Barnes  
City Clerk

s/ Thomas Campbell  
Mayor

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