

SEPTEMBER 22, 1977

The City Council of the City of Idaho Falls met in Regular Meeting, Thursday, September 22, 1977, at 7:30 P.M. in the Council Chambers in Idaho Falls, Idaho. There were present at said Meeting: Mayor S. Eddie Pedersen, Councilmen Mel Erickson, Ralph Wood, Paul Hovey, Tom Campbell, and Jim Freeman. Absent: Councilman Gil Karst. Also present: Roy C. Barnes, City Clerk; Simon Martin, representing Arthur Smith, City Attorney and all other available Division Directors.

Minutes of the last Regular Meeting, held September 8th, 1977 and a Special Meeting held September 12th, 1977 were read and approved.

Councilman Wood formally introduced Tom Miller, recently appointed Assistant Airport Manager, to all City Officials around the Council Table, giving a brief history of his background. The Mayor welcomed Mr. Miller as a City employee and wished him well on his new assignment.

The Mayor recognized three recent City employee retirees, Messrs. Edwin Anderson, Lloyd Brown, and DeWitt Larsen and, individually, had them escorted to the Council Table and, after giving a brief resume' of their history with the City, presented them with an inscribed billfold as a token of appreciation for services rendered during their years as a City employee. It was learned that Mr. Anderson had retired from the Fire Department as a Captain after 25 years of service, then worked for the Electrical Division from 1972 until July 30th, 1977 at which time he again retired.

From the resume' it was learned that Mr. Brown was first employed in 1972 as a truck driver for the Street Department and, in 1974 was transferred to the Engineering Department where he served in the capacity of construction inspector until his retirement on June 30th, 1977. Finally, from the resume' it was learned that Lt. DeWitt Larsen was hired by the City in 1950, was promoted to Lieutenant in 1958 and was forced into early retirement on May 31st, 1977 because of health problems. After each presentation, these men received a congratulatory handshake from all officials around the Council Table.

Noting from the agenda that an area to be known as the Parkwood Addition, Division No. 2 was being proposed for annexation, the Mayor asked the City Clerk to read aloud this introductory memo from the Building Administrator:

City of Idaho Falls
September 22, 1977

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: PARKWOOD ADDITION, DIVISION NO. 2 - FINAL PLAT,
ANNEXATION & INITIAL ZONING

Attached is a copy of the annexation agreement, annexation ordinance and final plat of the Parkwood Addition, Division No. 2 to the City of Idaho Falls. This plat was recently considered by the City Planning Commission and at that time it was recommended the plat be approved, annexed to the City, and zoned R-3A.

The 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

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It was moved by Councilman Campbell, seconded by Erickson, that the final plat of this area be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows; Ayes, 5; No, none; carried.

An annexation agreement between the City and The Parkwood Addition, Division No. 2 developer was then presented. It was moved by Councilmen Campbell, seconded by Erickson, that this agreement be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

ORDINANCE NO. 1520

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS: DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO. (PARKWOOD ADDITION, DIVISION #2)

The foregoing ordinance was presented in title. It was moved by Councilman Campbell, 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, 5; 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, 5; No, none; carried.

The Parkwood Addition, Division No. 2 having been annexed, the Mayor announced that this was the time and the place, as advertised, for a public hearing to consider its initial zoning. In this regard, the City Clerk read aloud the following letter:

Max L. Call
September 22, 1977

Members of the City Council
Idaho Falls, Idaho

Gentlemen:

First, we would like to express our appreciation to you for your assistance in helping to make our community a better place in which to live and to raise our families.

Second, we would like to inform you of our concern regarding the zoning which is now threatening our neighborhood. As you know, we and the Bakers next door, strongly feel that nice residences should be built across the street to the south, such as would be with an RP zoning. We hope you will help us achieve this inasmuch as a nice residential area has now been established.

Third, now that many new families have moved into the area, with a number of young people, we, as well as the neighborhood, are concerned about the safety

of the children as they go to Linden Park School along John Adams Parkway, with the shopping center on the north side and the proposed R-3A units on the south.

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As you evaluate this situation, we are sure you will carefully consider all aspects – safety, traffic, area development, and community beautification.

We feel it would be desirable if residences could extend all along John Adams Parkway in as much as this is the pattern on both the east and west ends of this area. The R-3A zoning could continue on Woodruff as has been started

Thank you for your consideration.

Sincerely,
s/ Mr. & Mrs. Max Call

Councilman Campbell concurred with the recommendation of the Planning Commission that these three lots be zoned R-3A as a buffer, inasmuch as, across John Adams Parkway to the north is an area zoned RSC-1 and destined as a large shopping center. Councilman Wood registered concern about the extension of R-3A zoning on John Adams Parkway. Campbell said it can well be assumed that R-3A zoning will continue to the west as a buffer, to the existing commercial zone to the north. There were none who appeared for purposes of protesting or otherwise commenting on the zoning as proposed by the Planning Commission. It was moved by Councilman Campbell, seconded by Erickson, that this newly annexed area be initially zoned R-3A and the Building Official be directed to reflect said zoning on the official zoning map, located in his office. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Campbell introduced the subject of a clean community system, noting that three local representatives, including Don Lloyd, Public Works Director, had recently attended a work shop in Boise, Idaho where the merits and benefits of such a system were discussed, in detail. At the invitation of Campbell, Lloyd appeared before the Council and outlined the structure of the system as proposed at said workshop, explaining that, if it met with Council approval, a commission could be created similar to the Community Redevelopment Commission established by the City Council some years ago. If this decision were made, continued Lloyd, the Mayor and City Council, working with the Chamber of Commerce and the School District, would create a commission as heretofore indicated, and said commission would appoint a paid Executive Coordinator for at least one year who, working with various citizens' committees, would launch a program of improved habits by all of the local citizenry as pertains to litter and refuse.

Another citizen who had attended the workshop, according to Campbell, was Jesse Licano, EG&G Manager of facilities engineering, who was invited at this time to explain in more detail this proposed program. Mr. Licano noted that such a program had been initiated in 75 cities throughout the nation and that three model cities have reported substantial success; namely, Charlotte, North Carolina, Tampa, Florida and Macon, Georgia. Licano continued by saying that one of the primary objectives of such a program would be an on-going, comprehensive effort to improve the local environment. He said this would be accomplished, in part, by changing and improving the habits of all citizens, as pertains to litter, by education and that volunteers would have a 60 day schedule, at the beginning, to compile information required for proper implementation. During that time, there would be a thorough analysis of such factors as litter, sources of litter including industries, solid waste and litter ordinances which, hopefully, would be revised and up-dated. As an example, continued Licano, it was learned at the workshop that, contrary to common belief, only 30% of litter is caused by pedestrians and motorists whereas a large percentage is created at the litter source.

The Mayor expressed his appreciation to Mr. Licano for this presentation, explaining that he attended the workshop and is otherwise dedicating his services on this mission as an enthusiastic volunteer. Campbell also expressed enthusiasm and excitement about the potential accomplishments of such a program and the environmental benefits that

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would be attained. Noting an earlier statement that this commission, if created, would have a salaried Executive Coordinator for one year, Campbell said that \$10,000.00 was available for this purpose from CETA. Campbell also noted that \$4,000.00 would hopefully be made available from the Sanitation Department budget and that this would be justified on the theory that such an investment would pay for itself.

Councilman Hovey registered skepticism toward this proposed program from the standpoint of cost, noting that the City, some years ago, embarked on a similar clean-up program consisting of and including the elimination of weeds on vacant lots, spraying of weeds in alleys, removal of abandoned cars, etc., but that the program had to be discontinued because of excessive cost. Hovey suggested that this might result in just another propaganda venture. Licano assured Hovey that such was not the case, inasmuch as the objective was not so much directed toward clean up or pick up but, rather, comprehensive education directed at all citizens. He said that it has been proven, in those cities where the program is operative, that an educational, word of mouth program is effective and that, through this method, there could be spin-offs resulting in five or six programs all working simultaneously toward a common objective. He said a positive approach should not be feared, inasmuch as citizens, generally, are innately against litter. In fact, continued Licano, it would be expected that volunteer effort could eventually replace, in part, the need for and the responsibility of the Executive Director. Campbell noted that clean up pamphlets are available through the Keep America Beautiful organization. In answer to a question by Councilman Freeman pertaining to said organization, Licano said that its workers are all volunteers. Mention of the "Keep America Beautiful" organization prompted Mr. Pat Ford, member of the Board of Directors of the Idaho Conservation League, to appear before the Council. He presented this letter and asked that it be made a matter of record:

September 8, 1977

Mayor Pedersen and Councilmen,

Two recent articles in the Post-Register revealed that the City of Idaho Falls may involve itself officially with an organization named Keep America Beautiful, Inc., in a city clean-up and beautification program. The Idaho Falls Chapter of the Idaho Conservation League is certainly in favor of City clean-up and beautification, but we urge that the City not involve itself with Keep America Beautiful.

Keep America Beautiful has a stated purpose, "to encourage community cleanliness", is a good one, as is the stated purpose of the campaign they wish to undertake in Idaho Falls - "to attempt, through public education efforts, to change the littering habits of Americans." But the group's strategy is strongly self-serving to the companies which fund the group, and this strategy is not at all inline with what ICL feels are the best interests of the City regarding disposable trash.

Keep America Beautiful is largely funded by the beverage and container industry; in 1973, almost 80% of their \$765,548 in contributions came from metal companies, beverage manufacturers, and glassmakers. In view of this, it is not, perhaps just a coincidence that in all the KAB's public service advertisements against litter, you will not see a single bottle or can - only

paper. ICL has not been able to find a breakdown on their current funding; we would be very interested to know it.

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KAB's message is that "People start pollution" and "Only people make litter". But it is the industries which fund KAB that made 600 billion bottles and cans in 1976, and those industries that started the great majority of those containers on their way to our water bodies, farm fields, roadsides, and landfills. KAB is understandably anxious to ignore these facts, and their programs reflect this narrow vision. They advocate stricter enforcement of anti-litter laws, more litter baskets, more litter pickups, and massive and educational campaigns to convince people to stop littering. Nothing is said about source reduction – reducing the volume of cans and bottles in the first place. Nothing is said about stopping manufacture of the throwaway containers, and putting reuse and recycling in its place. The industries which fund KAB have at the same time spent uncounted and unaccounted thousands of dollars to defeat bottle bills and other solid waste, legislation and rulemaking across the country.

ICL believes these latter approaches are a more fundamental response to the problem. The underlying problem is not litter, but waste; and it is a serious problem. A Federal Energy Administration study indicated that a national returnable beverage container system would save the energy equivalent of 2 to 4 million gallons of gasoline per day. Such a law would also reduce the waste of materials and reduce the pollution involved in manufacturing them. Outlawing throwaways is the only long-range answer to beverage container waste; a bottle or can thrown in a trash can in Idaho Falls is wasted just as much as one thrown out on the road.

ICL is considering a statewide initiative campaign on behalf of a bottle bill in the next general election; we would hope to receive the support of Idaho Falls and other cities who must deal, inconveniently and expensively, with solid waste. In the meantime, we submit that Keep America Beautiful is not the disinterested organization it claims to be, that its advertising philosophy outlined above is not the disinterested organization it claims to be, that its advertising philosophy outlined above is inaccurate, and that its programs, while marginally useful, deliberately ignore the fundamental solutions. There is also evidence that their programs are not as effective as they claim ("The Whys Behind a Bottle Bill", Reader's Digest, July 1976. Keep America Beautiful is an anti-litter organization with a narrow focus; until it chooses to become an anti-waste organization as well, ICL feels that Idaho Falls can only lose by involvement with it and its programs.

s/ Pat Ford
ICL Board of Directors
1275 Atlanta
Idaho Falls, Idaho

Mr. Ford drew attention to the fact that the KAB organization is funded by beverage and can industries who, because of this position, opposed at one time and now take no position on the plan sponsored by the Idaho Conservation League, to introduce State Legislation favoring a bottle bill. Ford continued by saying the ICL is not opposed to an anti-litter program except that such a limited plan is not broad enough, inasmuch as it would likely ignore the larger problem of waste. He said his organization would offer their services to the Mayor and City

Council as they consider the clean community system program so that it can be steered property.

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Miss Janis Brown, member of the Idaho Conservation League, appeared before the Council to concur with the remarks of Mr. Ford. She said there were certain facets of the KAB program that were so insignificant, in relation to the overall need, they bordered on the realm of being "trite", using as an illustration one of their goals of painting garbage cans. She said litter and waste should be controlled at the source. Using another example, Miss Brown pointed out that grocery stores, through education, should encourage their customers not to use bags or to bring their own containers for small purchases.

Councilman Freeman expressed appreciation for the comments and suggestions of Mr. Ford and Miss Brown but warned that, in the final analysis, if a commission is created, it must be a united effort and that every precaution should be made to prevent splinter groups within the master organization.

Mr. John Weida, 190 S. Ridge, appeared briefly in this regard to say that if such a commission were established, it might tend to improve the attitude of the Sanitation Department. For purposes of illustration, Weida sited an alley close to his residence on South Water with deplorable garbage containers that obviously failed to meet code standards. He said this condition is caused partially because of tenants who do not comply with litter laws, plus young people who take advantage of the debris in devious ways. Weida said he had discussed this problem with the Sanitation Superintendent who claimed he did not have the police powers to remedy it. It was moved by Councilman Campbell, seconded by Freeman that, by resolution, the clean community system concept be adopted by the City of Idaho Falls for a period of one year. Roll call as follows; Ayes, 5; No, none; carried.

With reference to the problem as related and described by Mr. Weida, it was moved by Councilman Erickson, seconded by Campbell, that this be referred to the Public Works Committee for study and investigation. Roll call as follows: Ayes, 5; No, none; carried.

Mr. W. Rogers, 188 S. Ridge, appeared before the Council. Mr. Rogers said he was representing residents living on Maple, Ridge, and Placer Streets. Rogers related a recent incident resulting in his car, parked on the street in front of his residence, being struck by a vehicle driven by an intoxicated man of Spanish descent. He said he was out of the City at the time but the man was apprehended by neighbors who held him until police officer appeared. During the investigation, the man disappeared and had not, as yet, been found. Rogers said that attempts on his part to recover his loss through the small claims court has been to no avail. Rogers registered grave concern that a citizen has no protection from the police or the courts in a case of this kind. Continuing, Rogers said the environment in the general area of the Preece Apartments is degrading and dangerous for law abiding citizens and that theft and destruction of property is a common occurrence, caused, primarily, by aliens or students attending the O. E. Bell school.

Mrs. Betty Jo Rogers, 188 S. Ridge appeared briefly to concur with the remarks of Mr. Rogers, her husband, adding that she had recently observed students climbing a fence and completely destroying a vegetable garden. She said the students have also been guilty of many other types of vandalism such as throwing eggs and other objects on private property.

Janis Brown re-appeared briefly to say that she was a resident within the area in question, reporting that she had recently had a guitar stolen, that this was reported to the police and nothing was done.

Mr. Weida re-appeared briefly to say that there had recently been several residences in this area robbed and that these had been reported to the police but to no avail.

Councilman Freeman reported that Mr. Rogers had recently registered a complaint with him on some of these violations. In answer to a question by Freeman, Rogers said there had been no improvement since their conversation. In the absence of further comment, it was moved by Councilman Erickson, seconded by Campbell, that this entire

matter as reported by these citizens living in the vicinity of Maple, Ridge, and Placer Streets be referred to the Police Committee with the City in an effort to remedy these problems as described. Roll call as follows: Ayes, 5; No, none; carried.

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The City Clerk reported that a legal notice was in the process of being published, calling for a public hearing on October 6th to consider a re-zoning petition and that this had been done, in the interests of time, without formal Council approval. It was moved by Councilman Campbell, seconded by Erickson, that this action be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk presented this damage claim:

NOTICE OF CLAIM

NOTICE OF CLAIM is hereby given to the City of Idaho Falls, a Municipal Corporation (hereinafter referred to as "City"), by the State of Idaho, Jean Marie Spencer, an individual, Leonard J. Martin, natural parent and guardian to Justin Martin, a minor and Dennis Shaul, natural parent and guardian of Philip Shaul, a minor, (hereinafter collectively referred to as "claimants") for the damages, costs, expenses, and attorney's fees incurred by claimants as a direct and proximate result of the negligent acts and/or omissions of the City, its agents, officers and/or employees. This notice of claim is made pursuant to the Idaho Tort Claims Act, Chapter 9, Title 6, Idaho Code, and in compliance therewith, claimants state as follows:

1. That on or about June 2, 1977, at approximately 12:00 P.M. of said day, Jean Marie Spencer, an employees of the State of Idaho, Department of Health & Welfare, was operating a 1977 Dodge Royal sportsman maxiwagon, which vehicle was owned by the State of Idaho.
2. That while said Jean Marie Spencer was operating said vehicle in a lawful and reasonable manner and while proceeding at said time in an easterly direction on Iona Street at a point where it intersects with Ada Street, both of which are public roadways in the City, the said vehicle collided with a certain 1968 Chevrolet automobile owned and operated by one Kendall Eugene Willmore.
3. That said accident and collision was proximately caused by the carelessness and negligence of the City in that prior to June 2, 1977, the City, its agents, officers and/or employees, had failed to properly maintain a certain stop sign located at the southwest corner of said intersection of Iona Street and Ada Street by allowing shrubs and bushes to grow around and about said stop sign, thereby, causing its face to be totally obscured from visibility by approaching motorists, all of which is contrary to and in violation of the laws and ordinances of the State of Idaho and the City, including, but not limited to, City Ordinance Nos. 10-4-1 and 10-4-2.
4. That as a direct and proximate result of the carelessness and negligence of the City, as aforesaid, claimants herein

sustained and incurred property damage and personal injuries as follows:

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- a. State of Idaho
- (1) Property damage to and loss of use of its 1977 Dodge Royal Sportsman Maxiwagon in the approximate amount of \$8,850.
 - (2) Property damage to the 1968 Chevrolet automobile owned by Kendall Eugene Willmore in the amount of \$1,500, which sum was paid by the State of Idaho to said Kendall Eugene Willmore and by virtue of which payment, that State of Idaho is the lawful and/or equitable assignee and/or subrogee of said claim.
 - (3) Medical and hospitalization costs and expenses paid to various passengers who were riding in said 1977 Dodge Royal Sportsman Maxiwagon at the time of said accident, which passengers are not claimants herein, and by virtue of which payment the State of Idaho is the lawful and/or equitable assignee and/or subrogee of the claims of said passengers to the extent of payments made, which payments amounted to a total of approximately \$250.00.
- b. Jean Marie Spencer: Personal injuries, including, but not limited to, bruises, contusions, laceration, shock musculo-ligamentous strain, pain, discomfort and suffering, for which injuries said Jean Marie Spencer received medical and hospital treatment. For the purposes of giving notice to the City and in making claim for the personal injuries sustained by said Jean Marie Spencer, as required by the Idaho Tort Claims Act, said Jean Marie Spencer does hereby claim damages, both special and general, in the amount of \$10,000.00.
- c. Leonard J. Martin, as natural father and guardian of Justin Martin: Personal injuries, including, but not limited to, bruises, contusions, lacerations, shock, musculo-ligamentous strain, fractured foot, pain, discomfort and suffering, for which injuries said Justin Martin received medical and hospital treatment. For the purpose of giving notice to the City and in making claim for the personal injuries sustained by said Justin Martin, as required by the Idaho Tort Claims Act, said Leonard J. Martin does hereby claim damages, both special and general in the amount of \$25,000.00.

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- d. Dennis Shaul, as natural father and guardian of Philip Shaul: Personal injuries, including, but not limited to, bruises, contusions, lacerations, shock, musculo-ligamentous strain, pain, discomfort and suffering, for which injuries said Philip Shaul received medical and hospital treatment. For the purpose of giving notice to the City and in making claim for the personal injuries sustained by said Philip Shaul as required by the Idaho Tort Claims Act, said Dennis Shaul does hereby claim damages, both special and general in the amount of \$1,000.00.
5. That the names of the persons involved in the aforesaid accident and collision area as follows:

City of Idaho Falls
Idaho Falls, Idaho

Idaho Falls Police Department
Idaho Falls, Idaho

Idaho Falls Street Department
Idaho Falls, Idaho

Kendall Eugene Willmore
490 Highland Drive
Idaho Falls, Idaho

Jean Marie Spencer
841 Contor Avenue
Idaho Falls, Idaho

Susan Grover
450 Crimson Drive
Idaho Falls, Idaho

Linda Beller
2465 Bengal
Idaho Falls, Idaho

Philip Shaul
Route 5, Box 126
Idaho Falls, Idaho

Lee McCord
1201 June
Idaho Falls, Idaho

Jeremy Brooks

272 10th Street
Idaho Falls, Idaho

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Justin Martin
1060 Elmore Avenue
Idaho Falls, Idaho

6. That the residence addresses of the claimants herein are, and for a period of six months immediately prior to June 2, 1977 were:

State of Idaho
Statehouse
Boise, Idaho 83707

- | | | |
|-----|---|---------------------------------------|
| (1) | Jean Marie Spencer
2021 Tendoy Drive
Boise, Idaho | From July 1973 until February of 1977 |
| (2) | 841 Contor Avenue
Idaho Falls, Idaho | From February of 1977 to present |
| (1) | Leonard J. Martin
Rt. 1
Rigby, Idaho | From July 1976 until May 1977 |
| (2) | 1060 Elmore Avenue
Idaho Falls, Idaho | From May of 1977 to present |

Dennis Shaul
Route 5, Box 126
Idaho Falls, Idaho 83401

Dated this 16th day of September, 1977.

STATE OF IDAHO
s/ George Collins
Its Risk Manager
s/ Jean Marie Spencer
s/ Leonard J. Martin
s/ Dennis Shaul
"CLAIMANTS"

It was explained that, in the interests of time this was referred to the City's liability insurance carrier on September 16th without formal Council approval. It was moved by Councilman Freeman, seconded by Erickson, that this action also be ratified. Roll call as follows: Ayes, 5; No, none; carried.

License applications for GROCERY STORE, Dehydrating Plant at 740 Chamberlain; RESTAURANT, Dan Schneider for the Cross-bow, Inc.; ELECTRICAL CONTRACTOR, Arverd Hall Electric, Pat O'Conner for O'Conner Electric Company, John Stewart, Jr. for ABC Electrical; JOURNEYMAN ELECTRICIAN, Arverd J. Hall, Frank C. Hulse, John G. Stewart, Jr., Gary Jester, Harold Poppe; APPRENTICE ELECTRICIAN, Clint Layland, Tommy Hall, Paul McFarland, Kenn Hammond, Mike Overfield, Rick Packard, Dean

Lewis, David G. Warner; MASTER PLUMBER, Neil Gardner with B & G Plumbing;
JOURNEYMAN PLUMBER, Brent K. Hall with American Plumbing & Heating, Larry Bell with
B & G Plumbing; CLASS D JOURNEYMAN, WA, Ron Fowler, Lamont Lewis; APPRENTICE

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CLASS D GF, Brent K. Hall with American Plumbing & Heating; TAXI CAB OPERATOR, John H. Bettencourt, Alene McCarty Smith, Darrel Leon Scrape; BARTENDER, Debra Holladay, William B. Toelcke, Rosalind K. Borchert, Gary L. Priley, Geraldine Kubara, were presented. It was moved by Councilman Erickson, seconded by Freeman, that these licenses be granted, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the City Controller was submitted:

City of Idaho Falls
September 20, 1977

MEMORANDUM

TO: Mayor S. Eddie Pedersen & City Council
FROM: John D. Evans, Controller
SUBJECT: EQUIPMENT LEASE – IDAHO FIRST NATIONAL BANK

Earlier this year the City of Idaho Falls entered into two agreements with the Idaho First National Bank for the Lease-Purchase of certain data processing (Joint City/County) and photo copy equipment.

Authorization is hereby requested to continue said leases for the period October 1, 1977 thru September 30, 1978.

Annual amounts of the leases are:

Date Processing Equipment	\$55,000.00
Photo Copy Equipment	<u>4,623.79</u>
	\$59,623.79

s/ John D. Evans

It was moved by Councilman Freeman, seconded by Erickson, that these leases, as described, be approved for extension as recommended. Roll call as follows: Ayes, 5; No, none; carried.

Another memo from the City Controller was forthcoming, as follows:

City of Idaho Falls
September 22, 1977

MEMORANDUM

TO: Mayor S. Edie Pedersen & City Council
FROM: John D. Evans, Controller
SUBJECT: INVITATION FOR BIDS – BROAD FORM MONEY & SECURITIES COVERAGE

Requesting your authorization to request the General Services Division to advertise for bid insurance for Broad Form Money and Securities Coverage.

s/ John D. Evans

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It was moved by Councilman Freeman, seconded by Hovey, that authorization be granted to advertise for bids on the insurance coverage as described as soon as possible. Roll call as follows: Ayes, 5; No, none; carried.

By memo, the General Services Director asked for authorization to advertise for bids on road salt for the 1977-78 winter season. It was moved by Councilman Hovey, seconded by Freeman, that authorization be granted to advertise for bids as requested. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls
September 22, 1977

MEMORANDUM

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

The General Services and Airport Divisions respectfully request authorization for the General Services Division to request bids to purchase two (2) tandem axle trucks and one (1) motor grader in reference to ADAP Project #6-16-0018-04.

Thank you,
s/ Chad Stanger

It was moved by Councilman Hovey, seconded by Freeman, that authorization be granted to advertise for bids on the equipment as indicated. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls
September 16, 1977

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: BID #IF-77-20, ONE CAB AND CHASSIS

It is the recommendation of the General Services Division that the City Council accept the low bid of Stoddard-Mead Ford, Inc. to supply one (1) cab and chassis at \$11,097.00 as per Bid #IF-77-20.

Thank you!
s/ Chad Stanger

It was moved by Councilman Hovey, seconded by Freeman, that the low bid of Stoddard-Mead Ford, Inc. be accepted for the equipment as indicated. Roll call as follows: Ayes, 5; No, none; carried.

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

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City of Idaho Falls
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MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: E. G. & G. LIBRARY LEASE

Attached is a copy of the proposed lease agreement between EG&G Idaho, Inc. and the City of Idaho Falls Public Library Board. It is the request of the General Services Division that the Mayor and City Clerk be authorized to sign this agreement.

Thank You!
s/ Chad Stanger

Councilman Hovey noted that this agreement represented a major conservative accomplishment that should be viewed with pride by all citizens. Hovey complimented the City Officials and also the EG&G Officials on their united and cooperative effort in arriving at this somewhat involved agreement which, in the final analysis, should prove mutually profitable and advantageous for both parties. Hovey then proceeded to outline the basic terms and provisions of said agreement. It was moved by Councilman Hovey, seconded by Freeman, that this agreement be accepted and the Mayor be authorized to sign the City's approval. Roll call as follows: Ayes, 5; No, none; carried.

Following past precedent, it was moved by Councilman Hovey, seconded by Freeman, that the General Services Director be authorized to advertise for bids on all vehicles budgeted for the fiscal period 1977-78. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Public Works Director was presented:

City of Idaho Falls
September 22, 1977

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: SEWER SERVICE OUTSIDE OF THE CITY LIMITS

We are submitting herewith a standard sewer contract for service outside of the City in favor of Dono Finn. This property is located near Sand Creek on the south side of Sunnyside Road and we are recommending that the Mayor and City Clerk be authorized to sign the contract.

s/ Don F. Lloyd

It was moved by Councilman Campbell, seconded by Freeman, that this outside the City sewer service contract be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows; Ayes, 5; No, none; carried.

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

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City of Idaho Falls
September 22, 1977

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: PLANNING FOR SOLID WASTE MANAGEMENT SYSTEMS

We have received a request from the State asking for the City's recommendations as to which agency should be designated as the one responsible for regional solid waste management. The logical suggestions for this responsibility would be the Regional Offices of the Department of Health and Welfare or the Regional COG's. A.I.C. had recommended that COG's are in a better position to handle this planning responsibility and are suggesting that cities support this position.

The City of Pocatello has recommended that SICOG be designated to be the planning agency from their area.

The Public Works Committee has discussed this matter and are suggesting that the Council recommend that BCOG be designated by the Governor to be in the planning agency for Solid Waste Management Systems and the Mayor be authorized to convey this recommendation to the Idaho Department of Health & Welfare.

Respectfully submitted,
s/ Don F. Lloyd

It was moved by Councilman Campbell, seconded by Freeman, that BCOG be recommended to the Governor as the planning agency for a solid waste management system and that the Mayor be authorized to convey this recommendation to the Idaho Department of Health & Welfare. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls
September 22, 1977

MEMORANDUM

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

On September 20, 1977, a single bid was received from Haddon Fencing Company for the construction of golf course fencing. We are recommending that this bid be awarded with the attached change order No. 1 in the amount of \$21,544.06.

s/ Don F. Lloyd

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It was moved by Councilman Erickson, seconded by Freeman, that the single bid of Haddon Fencing Company be accepted, as recommended, for golf course fencing and the Mayor be authorized to sign change order No. 1 in this regard. Roll call as follows: Ayes, 5; No, none; carried.

From the Assistance Airport Manager came this memo:

City of Idaho Falls
September 22, 1977

MEMORANDUM

TO: Mayor and City Council
FROM: Robert T. Miller
SUBJECT: AIRPORT PERIMETER FENCING

This is to request City Council authorization to advertise for bids in reference to ADAP Project No. 6-16-0018-04, installation of airport perimeter fencing.

Your assistance in this matter will be appreciated.

s/ Robert T. Miller

It was moved by Councilman Wood, seconded by Campbell, that authorization be granted to advertise for bids on the airport fencing as described. Roll call as follows: Ayes; 5; No, none; carried.

The City Clerk read aloud the following:

Kirchner, Moore and Company
September 20, 1977

Mayor and City Councilmembers
City of Idaho Falls
Idaho Falls, Idaho

RE: \$1,365,000 City of Idaho Falls, Idaho Water and Sewer Refunding
Revenue Bonds dated September 1, 1977

Dear Mayor and Councilmembers:

In addition to the legal proceedings for the above captioned issue, we are submitting the enclosed additional information for your information and files.

Please find enclosed a copy of an Offering Statement on the bond issue. A preliminary copy of this Offering Statement was mailed to prospective investors. The final Offering Statement will be mailed to those investors who actually purchased the bonds. This Offering Statement includes pertinent financial and general information relative to the bonds and the City. We would appreciate your reading this Offering Statement and indicating to us that all items of significance relative to the offering of the securities have been disclosed.

As we have indicated in prior discussions our anticipated gross profit on the bond issue is approximately 2.0 percent. The actual amount of profit will not be determined until all the bonds have been sold and a final settlement has

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been made. Our gross profit includes both an underwriting profit and a selling profit and reflects any market fluctuation which may have occurred from the time we were contractually committed to purchase the bonds from the City the time the bonds are actually sold.

As we have also discussed previously the gross savings ultimately available to the City as a result of this advance refunding is approximately \$143,392. Based on a method of calculation directed by bond counsel, the present value of this reduction in total debt service over the term of the issue is \$493. However, benefits gained (in addition to savings) by the refunding include a more efficient use of tax proceeds by revising the City's payment schedule.

We would appreciate your signing the attached copy of this letter for your files and our files. We have enjoyed working with you and other City officials and area pleased to have had the opportunity to serve as underwriter for this issue.

Very truly yours
s/ Robert E. Bigelow

It was moved by Councilman Freeman, seconded by Erickson, that the Mayor and City Clerk, on behalf of the City Council, be authorized to sign this document as acknowledgement of its authentic and accurate contents. Roll call as follows; Ayes, 5; No, none; carried.

A debt adjustment agreement between the City and June Harker in her capacity as Personal Representative of the estate of Lynn Meeks Harker was presented. It was noted that said agreement provided for the City accepting \$166.10 in full of account for a \$302.00 ambulance bill. Supporting papers provided statistical information to the effect that the estate was in no position to meet 100% of all obligations created by the death of Lynn Harker. It was moved by Councilman Freeman, seconded by Campbell, that the Mayor be authorized to sign this agreement. Roll call as follows: Ayes, 5; No, none; carried.

By memo from the City Controller, this ordinance was introduced with the recommendation that it be published and, therefore, made effective October 1st, 1977.

ORDINANCE NO. 1521

AN ORDINANCE AMENDING SECTION 9-7-14, CITY CODE OF IDAHO FALLS, IDAHO, BY CHANGING AND RE-ESTABLISHING THE CHARGES AND FEES FOR BURIAL SPACES AND GRAVE OPENINGS WITHIN THE CEMETERIES OF IDAHO FALLS; PROVIDING WHEN THE ORDINANCE 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, 5; 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, 5; No, none; carried.

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It was then moved by Councilman Freeman, seconded by Erickson, that the publication date for the foregoing ordinances be October 2nd, 1977. Roll call as follows: Ayes, 5; No, none; carried.

It was noted by Councilman Wood that an option had been exercised on September 13th between the City and John Newman for the purchase of certain lands for the location of a substation. It was moved by Councilman Wood, seconded by Campbell, that this action be duly ratified. Roll call as follows; Ayes, 5; No, none; carried.

Councilman Erickson relayed a request from Dr. Allen for two parking spaces on the Lewisville Highway adjacent to the Allen Veterinary Clinic. Asked for Comment, Police Chief Pollock noted that such a request, if granted by the City, must be subject to the approval of the State Highway Department, inasmuch as the Lewisville Highway is a State Roadway. It was moved by Councilman Erickson, seconded by Freeman that this be referred to the Police Committee for appropriate handling. Roll call as follows; Ayes, 5; No, none; carried.

Councilman Erickson then proposed a revised schedule of green fees for both municipally owned golf courses, as follows:

1978 PROPOSED GREEN FEES FOR GOLF COURSES

PINECREST GOLF COURSE

Season Tickets

1 st Ticket	\$
100.00	
2 nd Ticket	
75.00	
Jr. Ticket (5 days per week-before 4 P.M.)	
35.00	
Jr. Ticket (7 days per week)	
60.00	

Green Fees

18 holes weekdays	
4.00	
18 holes weekends & holidays	
5.00	
9 holes 6-7 A.M.	
2.50	
9 holes after 7 P.M.	
2.50	
9 holes weekends & holidays	
3.50	

SAND CREEK GOLF COURSE

No season pass

Green Fees

18 holes weekdays
4.00

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18 holes weekends & holidays
5.00
9 holes weekdays 6-7 A.M.
2.50
9 holes weekend & holidays
3.50

SPECIAL RATE (Senior citizens over 65)

Ten (10) 9 Hole Rounds 10.00

(Both Golf Courses)

Erickson noted that an effort has always been made, with success, to keep the Pinecrest Golf Course on a self-sustaining financial basis and therefore, due to inflationary forces, nominal increases have been necessary from time to time. Erickson pointed out, however, that these fees, if approved, would still be moderate in relation to other green fees throughout the area. Erickson concluded his remarks by saying that the Golf Advisory Board concurs in this revised recommendation. It was moved by Councilman Erickson, seconded by Freeman, that the foregoing revised fees be adopted. Roll call as follows: Ayes, 5; No, none; carried.

There being no further business, it was moved by Councilman Freeman, seconded by Hovey, that the meeting adjourn at 9:45 P.M., carried.

s/ Roy C. Barnes
City Clerk

s/ S. Eddie Pedersen
Mayor

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