

OCTOBER 21, 1976

The City Council of the City of Idaho Falls met in regular meeting, Thursday, October 21st, 1976, at 7:30 P.M. in the City Council chambers in Idaho Falls, Idaho. There were present at said meeting: Mayor S. Eddie Pedersen; Councilmen Mel Erickson, Gil Karst, Paul Hovey, Tom Campbell, and Jim Freeman. Absent: Councilman Ralph Wood. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; and all other available Division Directors.

Minutes of the last regular meeting, held October 7th, 1976, were read and approved.

The City Clerk drew attention to the fact that a legal notice is in the process of being published, calling for a zoning hearing on November 4th, 1976, and that said notice is being published without formal Council approval. It was moved by Councilman Campbell, seconded by Erickson, that this action be duly ratified. Roll call as follows: Ayes, 5; No, none; carried.

License applications for ELECTRICAL CONTRACTOR, Mark Barnard Electric; JOURNEYMAN ELECTRICIAN, Mark Barnard; JOURNEYMAN, GF, WA, Ronald Williams; BARTENDER, John Whittmore, Larue Powell, Dell Miller, Lydia Lyons, George Fritch, Laurie Lundberg, Gerald Nordman, Mary Pincock, Kenneth R. Fife, Roger Chadwick, were presented. It was moved by Councilman Erickson, seconded by Karst, 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.

An application was presented by the City Clerk from James R. Ross, requesting a license to operate as a Journeyman Electrician. This application carried with it a recommendation from the Electrical Inspector that it not be granted on the grounds that Mr. Ross had never received State clearance and that he is no longer residing in the City. It was moved by Councilman Erickson, seconded by Karst, that this recommendation be upheld and that this application for a Journeyman Electrician's license be respectfully denied. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk presented a five year extension rider to U.P.R.R. agreement, A.C.E. No. 8952, covering right-of-way running westerly along the railroad tracks from East Elva to Sunset Drive. It was moved by Councilman Karst, seconded by Campbell, that this extension rider be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

This memo served to introduce an ordinance that would annex an area referred to as the International Plaza:

City of Idaho Falls
October 21, 1976

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: INTERNATIONAL PLAZA – ANNEXATION & INITIAL ZONING

Attached are copies of the annexation ordinance and final plat, referred to as International Plaza. The final plat was previously approved by the Council. It is now being submitted to the Mayor and Council for annexation and initial zoning of R-3A.

The Planning Commission has recommended annexation and zoning as indicated, and this Department concurs with their recommendation. 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 annexation agreement between the City and the International Plaza developer be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

ORDINANCE NO. 1468

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. (International Plaza)

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.

With reference to the foregoing annexation, it was moved by Councilman Campbell, seconded by Erickson, that this entire area be initially zoned R-3A. Roll call as follows: Ayes, 5; No, none; carried.

This memo served to introduce an ordinance that would annex the Hatch Addition, Division No. 7:

City of Idaho Falls
October 21, 1976

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: HATCH ADDITION, DIVISION NO. 7 - ANNEXATION - FINAL PLAT

Attached are copies of the final plat, annexation agreement and annexation ordinance for the Hatch Addition, Division No. 7. This plat provides an extension of the street system previously provided in other Divisions of the Hatch Addition. This Division is located on the east side of Woodruff Avenue, north of First Street.

The Planning Commission has held a hearing on this subject and at that time recommended approval of the final plat, annexation and initial zoning of R-1 and R-2. The R-2 zoning consists of the four (4) lots immediately adjacent to Woodruff Avenue.

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

s/ Rod Gilchrist

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Preparatory to annexing the Hatch Addition, Division No. 7, a final plat of the area was submitted.

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

ORDINANCE NO. 1469

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS: DESCRIBING SAID LAND AND DECLARING SAME A PART OF THE CITY OF IDAHO FALL, IDAHO. (Hatch Addition, Division #7)

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.

With reference to the Hatch Addition, Division #7, it was moved by Councilman Campbell, seconded by Erickson, that Lot 19, Block 9 be initially zoned R-2; that Lots 12, 13, and 14, Block 1 be initially zoned R-2 and that all other lots within said addition be zoned R-1. Roll call as follows: Ayes, 5; No, none; carried. Finally, the Alice Dickson Estates, Division No. 2 was presented for annexation and was introduced by this memo from the Building Administrator:

City of Idaho Falls
October 21, 1976

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: ALICE DICKSON ESTATES, DIVISION NO. 2 - ANNEXATION AND FINAL PLAT

Attached are copies of the final plat, annexation ordinance and annexation agreement of Alice Dickson Estates, Division No. 2. This plat is an extension of Division No. 1, approved earlier this year. It is located north of Pancheri Drive, west of Eagle Rock Junior High School.

The Planning Commission held a hearing on this subject and at that time recommended approval of the final plat, annexation to the City and initial zoning of RP-A. 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

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The final plat of Alice Dickson Estates, Division No. 2 was presented. It was moved by Councilman Campbell, seconded by Erickson, that said plat be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

Next, an annexation agreement between the City and the Alice Dickson Estates, Division No. 2 developer was submitted. It was moved by Councilman 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. 1470

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS, IDAHO; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO. (Alice Dickson Estates, Division No. 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.

With reference to the foregoing annexation, it was moved by Councilman Campbell, seconded by Erickson, that the entire area be initially zoned RP-A. Roll call as follows: Ayes, 5; No, none; carried.

Turning then, to all three of the foregoing annexations, it was moved by Councilman Campbell, seconded by Erickson, that the Building Official be directed to reflect the initial zoning of these areas on the official zoning map, located in his office. Roll call as follows: Ayes, 5; No, none; carried.

By memo, the General Services Director asked for authorization to advertise for bids for galvanized steel traffic poles. It was moved by Councilman Hovey, seconded by Freeman, that authorization be granted to advertise for bids as recommended. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls
October 13, 1976

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: BID # IF-76-22

It is the recommendation of the General Services Division that the City Council accept the bid of Doug Andrus and Sons to furnish road salt for the winter of 1976-77, at \$16.70 per ton as per bid specifications.

s/ Chad Stanger

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It was moved by Councilman Hovey, seconded by Freeman, that the low bid of Doug Andrus and Sons for road salt be accepted. Roll call as follows: Ayes, 5; No, none; carried.

From the Public Works Director this memo was presented:

City of Idaho Falls
October 21, 1976

TO: Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: Director OF PUBLIC WORKS – FALLS VALLEY DRAINAGE LIFT STATION
(CASCADE ST. STORM DRAIN IMPROVEMENTS)

Plans and specification are now completed for modifications to the Falls Valley Drainage Lift Station. We are requesting authorization to advertise for competitive bids for this project.

Respectfully submitted,
s/ Don

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

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

City of Idaho Falls
October 21, 1976

TO: Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: RESTROOM FACILITIES FOR "B" STREET PLAZA

The plans and specifications are nearly completed for the restroom facilities to be located on "B" Street Plaza.

We would request authorization for the City Clerk to advertise for competitive bids.

Respectfully submitted,
s/ Don

It was moved by Councilman Karst, seconded by Campbell that the City Clerk be authorized to advertise for bids on the project as described. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Public Works Director was also reviewed:

City of Idaho Falls
October 21, 1976

MEMORANDUM

TO: Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: STODDARD MEAD FORD DEVELOPMENT AGREEMENT

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Early this year, the City entered into a Development Agreement with Stoddard Mead Ford, Inc. for improvements on Denver Street including a water line with City participation. The work is now completed and a satisfactory commitment made with Stoddard Mead Ford for the future installation of the sidewalk. We are recommending that the City authorize payment of \$9,229.60 for the City's share of the installed water line.

Respectfully submitted,
s/ Don

It was moved by Councilman Karst, seconded by Campbell that the City Controller be authorized to make payment in the amount of \$9,229.60 for City participation in the project as described. Roll call as follows: Ayes, 5; No, none; carried.

A Statement of Assurances from the Office of Revenue Sharing was presented by memo from the Public Works Director. The memo explained that this document must be accepted by the City before any payments would be made under the Public Works Employment Act of 1976. It was moved by Councilman Karst, seconded by Campbell, that the Mayor be authorized to sign this Statement of Assurances document. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls
October 21, 1976

TO: Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: IDAHO TRANSPORTATION DIVISION OF HIGHWAYS AGREEMENT

We are attaching an agreement with the Idaho Transportation Department, Division of Highways for the installation of thermal plastic railroad markings. These pavement markings are 100% federally funded and will not in any way involve City work or cost. We would recommend that the Mayor and City Clerk be authorized to sign the Resolution and Construction Agreement.

Respectfully submitted,
s/ Don

The foregoing memo served to introduce this Resolution:

R E S O L U T I O N (Resolution No. 1976-35)

WHEREAS, the Idaho Transportation Department, Division of Highways, hereinafter called the State, has submitted a Cooperative Agreement stating obligations of the State and the City of Idaho Falls, Idaho for installation of pavement markings on certain roads and streets under the Pavement Marking Demonstration Program, Section 151 of Title 23, U. S. Code under Federal-Aid Project PMS-L16(18); and,

WHEREAS, the State is responsible for obtaining compliance with laws, standards and procedural policies in the development, construction and maintenance of improvements made under Title 23, U. S. Code; and,

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WHEREAS, it is intended that the project shall be developed and constructed so as to receive Federal participation in the amount of 100% of the cost.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Cooperative Agreement for Federal-Aid Project PMS-L16(18) is hereby approved.
2. That the Mayor and City Clerk are hereby authorized to execute the Cooperative Agreement on behalf of the City.
3. That duly certified copies of the Resolution shall be furnished the Idaho Transportation Department, Division of Highways.

It was moved by Councilman Karst, seconded by Campbell, that this Resolution be passed and the Mayor and City Clerk be authorized to sign the Cooperative Agreement in question for Federal-Aid Project No. PMS-L16(18). Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls
October 21, 1976

ATTN: Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: CHANGE ORDERS FOR ANDERSON-LEWISVILLE PROJECT

We are attaching hereto two change orders required in the construction of the Anderson-Lewisville Project.

The first involves the removal and replacement of about 1600 feet of sanitary sewer line along East Anderson. During the course of the construction, we found this sewer to be undersized and extremely poor condition. The cost of the sewer must be paid by the City and totals \$30,006.00.

The second change order is modification of routing of underground electrical and relocation of pole bases. The net result is a decrease of \$1,784.00.

Since these change orders have been discussed in detail with the Public Works Committee, we are recommending that the Mayor be authorized to sign the City's approval.

Respectfully submitted,
s/ Don

It was moved by Councilman Karst, seconded by Campbell, that the Mayor be authorized to sign the change orders referred to and described in the foregoing memo. Roll call as follows: Ayes, 5; No, none; carried.

From the Police Chief this memo was submitted:

OCTOBER 21, 1976

City of Idaho Falls
October 20, 1976

TO: Honorable Mayor and City Council
FROM: Bob Pollock
SUBJECT: REQUEST FOR LEAVE OB ABSENCE BY LT. DE WITT LARSEN

Lt. Larsen underwent open heart surgery two weeks ago. With this illness and operation, his sick leave will be used up about November 4, 1976. He has made a request for a leave of absence beginning November 4, 1976. In that he has served our Department for over twenty-six years, it is my recommendation that he be given thirty (30) days leave of absence without pay, with the City keeping his insurance in full force and effect.

s/ R. D. Pollock

It was moved by Councilman Erickson, seconded by Karst, that this request for a leave of absence without pay in favor of Lt. De Witt Larsen be approved and that the City assume payment of premiums on his insurance policies during that period. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk presented this petition with 90 signers:

THIS IS A PETITION TO DISCOURAGE BEER HALLS FROM
OPENING ON SUNDAYS. WE, THE PATRONS OF IDAHO
FALLS, DO NOT WANT BEER HALLS OPENED ON
SUNDAYS!!!!

It was moved by Councilman Erickson, seconded by Karst, that this be referred to the Police Committee for study and consideration. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk presented and read aloud this letter from the Bureau of the Census:

U. S. Dept of Com.
Bureau of the Census
Office of the Director

Honorable S. Eddie Pedersen
Mayor of Idaho Falls
Idaho Falls, Idaho

Dear Mayor Pedersen:

This is in reply to your letter of September 13, concerning the special census of Bonneville County.

We have reviewed the special census listings for the county with particular emphasis on the four enumeration districts mentioned in your correspondence and find no evidence that the census was not conducted correctly. Our records do indicate, however, many vacant apartment units. Estimates based on economic indicators such as increases in the use of water, gas, or electricity, or building permits in themselves do not necessarily reflect a growing population. Changes in the school population do not necessarily mean that the entire population has changed to the same extent. Such indicators are useful, but they cannot take the place of a door-to-door

enumeration such as that which we conducted in Bonneville County on November 5, 1975.

In reference to the memorandum of April 5, 1976, prepared by Mr. Lines of the Bonneville Council of governments and the definition of vacant, a dwelling unit is considered vacant if no persons are living in it at the time of enumeration or if the unit is under construction and all exterior windows and doors are installed and the final usable floors are in place. The enumerators are trained in the proper listing of vacant units and the above definition is found in each enumeration book. A further review of the census listings shows that when an enumerator was unable to obtain information at a particular address, the information was obtained from a neighbor or, if an apartment, the resident manager. This procedure is used only when several attempts have been made to obtain the information and no one is home.

To insure that everyone was properly counted, a "Were You Counted" form was published in the Post Register on November 23, 1975. Those persons who felt they were not enumerated were asked to complete the form and return it to the Bureau. Our records indicate that no "Were You Counted" forms were received from any residents of Bonneville County.

The Bureau is aware of your concern over the possible loss of State and Federal funds, however, we believe that the special census conducted in Bonneville County is an accurate count of the population as of November 5, 1975. If you have any further questions, please let us know.

Sincerely,
s/ Daniel B. Levine

It was generally agreed that there would be nothing to be gained by pursuing this matter further although Councilman Karst still registered an opinion to the effect that other responsible indicators including studies that were made by the League of Women Voters and the Navy Housing strongly suggested that the Bureau of Census official count of 37,126 was inaccurate and low.

ORDINANCE NO. 1471

AN ORDINANCE CHANGING THE NAME OF A CERTAIN STREET WITHIN THE CITY OF IDAHO FALLS, IDAHO; FROM LUND AVENUE TO SINGLETREE LANE; PARTICULARLY DESCRIBING SAID STREET; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilman Campbell, seconded by Karst, 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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The Mayor appointed Lynn White, in her capacity as President of the Idaho Falls Women's Golf Association, as a member of the Golf Advisory Committee. It was moved by Councilman Erickson, seconded by Freeman, that this appointment be confirmed. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Erickson drew attention to the fact that 21 applications had been reviewed to fill the position of Golf Pro at the Pinecrest Municipal Golf Course, created by the Parks and Recreation Committee, had been authorized to narrow the list to three top qualifying applicants. It was moved by Councilman Erickson, seconded by Freeman, that the City pay the expenses of one, two or three of these top qualifying applicants, if necessary, to come to this City for the purpose of an interview. Roll call as follows: Ayes, 5; No, none; carried.

There being no further business, it was moved by Councilman Erickson, seconded by Campbell, that the meeting adjourn at 8:00 P.M.; carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

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