

AUGUST 12, 1976

The City Council of the City of Idaho Falls met in recessed regular meeting, Thursday, August 12, 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 recessed regular meeting held July 22nd and a special meeting, held August 10th were read and approved.

The Mayor invited Councilman Karst, as Chairman of the Public Works Committee, to escort Mrs. Beulah Peeler to the Council table. It was noted that Mrs. Peeler had served the City as a stenographer and secretary and had elected to take early retirement on July 9, 1976. The Mayor commended Mrs. Peeler for her eleven years of dedicated public service with the City, presented her with an inscribed billfold as a token of appreciation and wished her well during her retirement years. Mrs. Peeler then received a congratulatory handshake from all City Officials around the Council table.

Mrs. Keith Ker, 310 W. Sunnyside Road, appeared before the Council representing herself and eleven nearby neighbors, all residing on the north side of Sunnyside extending west from the Reno Marcon residence on the corner of Sunnyside and South Boulevard. Mrs. Ker explained that there are about ten school age children among these eleven families and several pre-school are children that must be considered sometime in the near future. Mrs. Ker referred to an area known as Lot 12 which is owned jointly by these residents and has been converted into a playground. Moreover, continued Mrs. Ker, there is much pedestrian traffic, especially by children, along Sunnyside where there is no sidewalk. Mrs. Ker urged the Council to consider construction of a bicycle path along this affected area of Sunnyside at a safe distance off the road which would serve as access to the park and the bus stop. Mrs. Ker acknowledged that this would require construction of a bridge across a canal. Mrs. Ker referred to this portion of Sunnyside as "Suicide Road" and asked for consideration in getting the speed limit lowered from 50 to 35 MPH. Councilman Freeman proposed that the school district might agree to extend the school bus line down Sunnyside. Mrs. Ker said she had not made contact with the School board. Councilman Karst reminded Mrs. Ker that that road was destined to become an arterial and, therefore, the possibility of the lower speed limit appeared remote. Councilman Erickson registered an opinion to the effect that a bike path, that close to the street, might create a sense of false security. Erickson reminded Mrs. Ker that the City had no control over the speed limit, inasmuch as it was outside the City, but that it might be worthy of contacting the County to obtain their reaction. It was moved by Councilman Erickson, seconded by Karst, that this matter, particularly on the speed problem, be referred to the Traffic Safety Committee, for study and recommendation. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk reported that, in the interests of time, he had published an invitation for bids on the Hemmert Avenue Bridge over Willow Creek without formal Council approval. It was moved by Councilman Karst, seconded by Campbell, that this action be duly ratified. Roll call as follows: Ayes, 5; No, none; carried.

Another matter requiring Council ratification was an advertisement for bids on the Woodruff Avenue Waterline, being published without formal Council approval. It was moved by Councilman Karst, seconded by Campbell, that this action be ratified. Roll call as follows: Ayes, 5; No, none; carried.

Finally, under matters requiring ratification, according to the City Clerk, was his action in having forwarded these damage claims to the City's Insurance Adjustor or the City Attorney without formal Council approval:

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Idaho Lumber, Inc.
July 21, 1976

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

Gentlemen:

We are enclosing herewith a bill for damage at our rental house at 1120 Garfield, occupied by William Morrison. On May 12, 1976 at 7:00 A.M. we received a call from Mr. Morrison that there was six inches of water and sewage in his basement. We immediately called the City Sewer Department and the party that answered said that they would have someone out within the ½ hour. Mr. Morrison told us that no one arrived until 8:30 A.M. and the sewer was flushed by 9:15 A.M. The operator stated that the backing up was due to grease buildup in the City line and that they flush them out every two years, supposedly.

We cleaned the house after our tenant moved out and listed it for sale. Then on July 7, 1976, we had customers out showing the house and the sewer odor was terrible and a thick scum had settled over the basement floor again which took some time to clean up.

We feel that since we have lost our tenant, rental monies and cost of cleaning, the City should reimburse us for the statement enclosed.

Yours very truly,
s/ Arthur B. Johnson
Idaho Lumber, Inc.

Lee, Ririe and Grover
July 28, 1976

Clerk
City of Idaho Falls
Idaho Falls, Idaho

RE: Notice of Claim- Douglas Elliott Losses sustained to property under the care of the City of Idaho Falls

Gentlemen:

I am enclosing an original of the Notice of Claim by Douglas Elliott of Iona, Idaho which sets forth his claim against the City of Idaho Falls by reason of losses sustained to property while under the care and custody of the City of Idaho Falls.

It would be appreciated if you would notify me when this matter will be taken up by the City Council so my client and I may be present to explain the claim.

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Thank you for you cooperation and attention.

Sincerely,
s/ Allen Sims
Lee, Ririe & Grover

Peterson, Moss & Olsen
July 21, 1976

City of Idaho Falls
City Building
Idaho Falls, Idaho

Attention: City Clerk

Gentlemen:

Our office represents J. Monte Wight and Maxine Wight, his wife, and presents to you herewith their claim for damages to their property located next to the Broadway Bridge on the west side on Broadway in Idaho Falls, Idaho. This damage or injury to the property occurred between June 5, and 7, 1976, as a result of the Teton Dam failure. Specifically, the damage for which this claim is made relates to the two diversion channels which were cut around the Standard Service Station to divert the flood waters around the bridge. It is our understanding that the decision to cut said channels was perhaps a joint decision of the State, the City and the County and as a consequence we are filing this claim with all three entities so as to meet the requirements of the Idaho Tort Claims Act.

In further support of this claim, and in an attempt to comply with Section 6-907 of the Idaho Code, our client asserts the following:

1. They are purchasing the property under a contract from Standard Oil Company of California.
2. The property was under lease at the time of the incident to V.L. Searle, but the rent therefore was payable to Standard Oil Company of California by reason of the agreement between the Wights and that company.
3. The cutting of the channel severed important services such as sewer, water and the like to the premises and although some of these have been restored, others have not at the present time. We do recognize that there has been an expression of willingness of the part of the City to replace those services which, at least for the moment, has been declined by our client.
4. Also, considerable blacktop was broken up or the seal coat damaged and two fences were taken out and not replaced; and also some light poles and fixtures were taken out and not replaced. Further, there is perhaps damage to underground tanks.

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5. The amount of the damages claimed relates to the injury to or destruction of the business at the premises, the disturbance of the underground facilities, the blacktop and seal coat, loss of the fences and the adverse impact of the incident on the property in general. The estimated damage at this time is \$25,000.00.
6. The actual residence of the claimants at the time of presenting and filing the claim and for a period of six months immediately prior thereto was Route 6, Box 362, Idaho Falls, Idaho 83401.

Very truly yours,
s/ Reed Moss
Peterson, Moss & Olsen

It was moved by Councilman Karst, seconded by Freeman, that these actions also be ratified. Roll call as follows: Ayes, 5; No, none; carried.

Bills for the month of July, 1976, having been properly audited by the Fiscal Committee, were presented. The City Clerk was asked to read all fund totals for services, materials and gross payroll as follows:

<u>FUND</u>	<u>SERVICES/MATERIALS</u>	<u>GROSS PAYROLL</u>	<u>TOTAL EXPENDITURE</u>
General Fund	\$358,808.58	\$460,944.53	\$819,753.11
Street Fund	136,330.40	31,124.51	167,454.91
Airport Fund	32,899.11	9,394.20	42,293.31
Water and Sewer Fund	113,998.52	52,318.98	166,317.50
Electric Fund	215,719.10	77,957.94	293,677.04
Recreation Fund	8,205.81	25,384.00	33,589.81
Municipal Cap	127,500.00	.00	127,500.00
General Library	3,083.37	16,467.21	19,550.58
Regular Library	193.44	949.61	1,143.05
Community Development	95,435.69	1,107.60	96,543.29
Flood	<u>77,815.68</u>	<u>.00</u>	<u>77,815.68</u>
<u>TOTALS</u>	<u>\$1,169,989.70</u>	<u>675,648.48</u>	<u>\$1,845,638.28</u>

LIBRARY CONSTRUCTION EXPENDITURES

BONDS AUTHORIZED

\$2,677,000.00

JULY EXPENDITURES:

7/2/76 Mitchell Construction Co.
Construction Est. #9 \$156,930.56 Exp to date \$1,165,686.16

Councilman Karst explained all major expenditures. It was moved by Councilman Karst, seconded by Freeman, that the bills be allowed and the Controller be authorized to issue warrants or checks from the respective funds for their payment. Roll call as follows: Ayes, 5; No, none; carried.

Reports from Division and Department Heads for the month of July were presented and, there being no questions nor objections, were accepted by the Mayor and ordered placed on file in the office of the City Clerk.

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License applications for GROCERY, (transfer) from John's Chevron to El Rancho Chevron, 3390 So. Yellowstone; JOURNEYMAN ELECTRICIAN, Brian Powers, Ben Nelson, Clifford Osborne, Earl Hammond, Gene P. Adamson; APPRENTICE ELECTRICIAN, John Morgan, Thomas J. Bryan, Jack Schlenker; JOURNEYMAN PLUMBER, Jack D. Packard; CLASS C JOURNEYMAN, WA, GF, Jack Frankhauser; THEATRE, (transfer only) from Carol's Cinema to U.S. Cinemas 1 & 2; NON-COMMERCIAL KENNEL, Coin Pinnock; PHOTOGRAPHY, Leslie Green, Steve Green; PRIVATE PATROL SERVICE; Harry T. Mitchell for Services, Inc.; PRIVATE PATROLMAN, Harry T. Mitchell, Robert S. Hammon, Thomas Hillier; TAXI OPERATOR, Marsha Wilcox, Dennie McKerigan, Howard I. Freiberg, George F. Johnson; BARTENDER, Aletta Kennedy, Vila Hodson, Rosemarie Messerli, Caryl Laslo, Paul Laslo, Michael W. Arave, Michael G. Gilet, Linda Ann Craig, Raymond Jorgenson, Dean Neal Williams, Troy D. Blanenship, Douglas T. Taasaas, K.M. Bowcutt, Saundra Maureo 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.

From the General Services Director came this memo:

City of Idaho Falls
August 12, 1976

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: CIVIC AUDITORIUM - AUDIO SYSTEM BID

It is the recommendation of the General Services Division that the City Council accept the low bid of Gene's Radio & Sound at \$49,611.22 to furnish and install the materials and equipment for the Civic Auditorium Audio System as per specifications and plans, with alternates #1, #2, #4, and #5 being deleted for a net bid of \$31,232.24.

Respectfully,
s/ Chad

It was moved by Councilman Hovey, seconded by Freeman, that Gene's Radio and Sound be awarded the Civic Auditorium audio system bid in the amount of \$31,232.24 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
July 22, 1976

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: SAND CREEK GOLF COURSE AUTOMATIC SPRINKLER IRRIGATION SYSTEM

It is the recommendation of the General Services Division that the City Council accept the low bid of Federal Construction to furnish and install the materials for the automatic sprinkler irrigation system on the 18-hole Sand Creek Golf Course as per design and bid at \$245,560.00.

Thank you,
s/ Chad Stanger

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It was moved by Councilman Erickson, seconded by Freeman, that the low bid of Federal Construction in the amount of \$245,560.00 be accepted for the Sand Creek Golf Course Automatic Sprinkler Irrigation System. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls
July 28, 1976

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: BID #IF-76-16 DUMP TRUCK

It is the recommendation of the General Services Division that the City Council reject all bids. This recommendation is based upon the fact that all bids exceed the City's budgeted amount for this truck.

Thank you,
s/ Chad

It was moved by Councilman Hovey, seconded by Freeman, that all bids on a dump truck be rejected for the reason as indicated. Roll call as follows: Ayes, 5; No, none; carried.

Finally, by memo, the General Services Director introduced a revised Civic Auditorium agreement for Council consideration. Councilman Hovey explained that, primarily, there were only two changes; first, having to do with the method for calculating the School District's share of the cost of operation; second, a provision whereby the School District would maintain the entire heating system. It was moved by Councilman Hovey, seconded by Freeman, that this agreement be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

From the Building Administrator this memo was presented:

City of Idaho Falls
August 12, 1976

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: FINAL PLAT – GARFIELD ESTATES ADDITION, DIVISION NO. 3

Attached is a copy of the final plat and the development agreement of the Garfield Estates Addition, Division No. 3. This subdivision is a parcel of property within the City limits and previously un-platted, and located between Garfield Street and Whittier Street, on the east and west sides of Fanning Avenue. The present zoning of R-3 is requested for this property.

The City Planning Commission has recommended approval of this plat 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 this plat be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

The Development Agreement of the Garfield Estates Addition, Division No. 3 was then submitted. It was moved by Councilman Campbell, seconded by Erickson, that this agreement be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls
August 12, 1976

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: FINAL AMENDED PLAT – EAST VIEW ADDITION, DIVISION NO. 4

Attached is a copy of the final plat of the first amended plat of East View Addition, Division No. 4. This subdivision is a parcel of property within the City limits and the original plat has been amended. The subject property is located on the west side of Hitt Road and north of 1st Street. No zone change is being requested.

The City Planning Commission has recommended approval of this plat and this Department concurs with their recommendation. It is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

Councilman Campbell explained the purpose of the amended plat was to relocate building sites along Hitt Road so that they would not face said road. Campbell said this was good planning as the backing of cars into Hitt Road would thus be avoided. It was moved by Councilman Campbell, seconded by Erickson, that this first amended plat be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

A development agreement of the East View Addition, Division No. 4 was then presented. It was moved by Councilman Campbell, seconded by Erickson, that this agreement be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

From the Public Works Division came this memo:

City of Idaho Falls
August 12, 1976

TO: Honorable Mayor and City Council
FROM: Mr. Joseph A. Laird, City Engineer
SUBJECT: ADVERTISING FOR BIDS

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Plans and specifications are nearly complete for the replacement of the sewer line in the alley between "G" and "H" Streets, Lake Avenue to Center Avenue. This line is in bad shape and needs to be replaced as soon as possible. The Engineering Department requests permission to advertise for bids on this budgeted project.

Respectfully submitted,
s/ Joe A. Laird

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

Another request to advertise for bids was explained by this memo:

City of Idaho Falls
August 12, 1976

TO: Honorable Mayor and City Council
FROM: Mr. Joseph A. Laird, City Engineer
SUBJECT: ADVERTISING FOR BIDS

The Engineering Department is requesting permission to advertise for bids on the replacement of the broken sewer line on Tiger Avenue from the alley between Seventh and Eighth Streets south to Eighth Street. Money is budgeted in the 1976 budget for this item.

Respectfully submitted,
s/ Joe A. Laird

It was moved by Councilman Karst, seconded by Campbell, that authorization be granted to advertise for bids on the replacement of a broken sewer line on Tiger Avenue from the alley between 7th and 8th Streets south to 8th Street. Roll call as follows: Ayes, 5; No, none; carried.

Next from the Public Works Division, came this memo:

City of Idaho Falls
August 12, 1976

TO: Honorable Mayor and City Council
FROM: Mr. Joseph A. Laird, City Engineer
SUBJECT: ADVERTISING FOR BIDS

Plans and specifications are complete on the Nineteenth Street waterline connection from South Yellowstone Avenue to Leslie Avenue. The Engineering Department is requesting permission to advertise for bids on this project for which money is budgeted.

Respectfully submitted,
s/ Joe A. Laird

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

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Another memo from the Public Works Division was forthcoming, to-wit:

City of Idaho Falls
August 12, 1976

TO: Honorable Mayor and City Council
FROM: Mr. Joseph A. Laird, City Engineer
SUBJECT: ADVERTISING FOR BIDS

The Engineering Department is currently working on plans and specifications for the long awaited extension of Lomax Street from Wabash Avenue to First Street, and requests permission to advertise for bids as soon as they are complete. This project will entail installation of the center 28 feet of the street with the remainder to be completed during future years. Money is budgeted in the 1976 budget for this item.

Respectfully submitted,
s/ Joe A. Laird

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

Still another memo from the Public Works Division was submitted, as follows:

City of Idaho Falls
August 12, 1976

TO: Honorable Mayor and City Council
FROM: Joseph A. Laird, City Engineer
SUBJECT: BIDS FOR PROJECT 12A-110 (LINCOLN ROAD 12" WATERLINE)

On August 3, 1976, five (5) bids were received on Project 12A-110-Lincoln Road 12" waterline. These bids were as follows:

1.	Valley Utilities	\$45,748.80
2.	Robert V. Burggraf Co.	46,765.80
3.	H-K Contractors	47,222.00
4.	Beco, Inc.	53,977.53
5.	Grover Construction, Co.	59,990.00
	Engineer's Estimate	\$53,838.00

The Engineer's Department recommends that you accept the low bid of \$45,748.80 from Valley Utilities and that the Mayor and City Clerk be authorized to sign the contract for the subject project.

Respectfully submitted,
s/ Joe A. Laird

It was moved by Councilman Karst, seconded by Campbell, that the low bid of Valley Utilities be accepted for the Lincoln Road 12" waterline as described. Roll call as follows: Ayes, 5; No, none; carried.

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Continuing with memos from the Public Works Division, the following was reviewed:

City of Idaho Falls
August 12, 1976

TO: Honorable Mayor and City Council
FROM: Joseph A. Laird
SUBJECT: BIDS FOR SALT & SAND STORAGE BUILDING FOR STREET DEPARTMENT

Bids were received for a Salt and Sand Storage Building for the Street Department on July 27, 1976. All bids were substantially higher than the funds budgeted for the project.

We herewith request that the City Council reject all bids received on July 27, and authorize the Engineering Department to prepare plan specifications for the City Clerk and to then advertise for bids for a smaller building that can be funded with the monies allocated in this years budget.

Respectfully submitted,
s/ Joe A. Laird

It was moved by Councilman Karst, seconded by Campbell, that all bids received on July 27th for the salt and sand storage building be rejected for the reason as stated and the City Clerk be authorized to re-advertise for bids on a smaller building as recommended. Roll call as follows: Ayes, 5; No, none; carried.

By memo, the Public Works Division introduced an outside the City water contract to serve the Dick Furrows property on the south side of Pancheri Drive, approximately 300 feet east of the South Utah Avenue intersection. It was moved by Councilman Karst, seconded by Campbell, that this contract be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

Also, by memo, the Public Works Division introduced a permit of entry railroad crossing agreement covering the Hemmert Avenue Railroad Crossing. It was moved by Councilman Karst, seconded by Campbell, that this agreement be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls
August 11, 1976

TO: Honorable Mayor and City Council
FROM: Joseph A. Laird, City Engineer
SUBJECT: CITY COUNCIL REVIEW OF REQUEST FOR ONE-HALF STREET RIGHT-OF-WAY WIDTH FOR CROFT STREET IN MELBOURNE PARK ADDITION, DIVISIONS 8 AND 9

We have a request from the developers of the Melbourne Park Addition, Divisions 8 & 9 that they be allowed to develop a one-half street right-of-way width (30 feet) on Croft Street. They have, according to their Engineer, Mr.

Benton, tried to buy additional property from Mr. Croft (or conversely, to sell their property to him) but, have been unable to reach any agreement on either

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buying or selling property for said street development. Normally, the street could be shifted or relocated one way or another as needed to fit an ownership pattern; but, in this particular case, the street must be located at this exact location as it lies above our East Interceptor Sanitary Sewer. Because of the unusual situation that exists at this location, the Engineering Department recommends that approval be given for a half-street development in this particular instance.

Respectfully submitted,
s/ Joe Laird

It was moved by Councilman Karst, seconded by Campbell, that because of the extenuating circumstances, as described, approval be given for the half-street development at the location as indicated. Roll call as follows: Ayes, 5; No, none; carried.

From the Electrical Engineer, this memo was forthcoming:

City of Idaho Falls
August 2, 1976

TO: Mayor & Council
FROM: Steve Harrison
SUBJECT: UNION PACIFIC RAILROAD AGREEMENT LD NO. 23652

This transmission line encroachment agreement is for 3.12 miles of right-of-way for the 161 KV loop.

There is a \$150.00 one time charge and an annual rental fee of \$420.00.

The Electric Division recommends your favorable consideration of this request.

s/ G. S. Harrison

It was moved by Councilman Campbell, seconded by Freeman, that this railroad agreement, L.D. No. 23652, be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 5; No, none; carried.

Another memo from the Electrical Engineer was presented, as follows:

City of Idaho Falls
August 5, 1976

TO: Mayor and Council
FROM: Steve Harrison
SUBJECT: REQUEST FOR 30 DAY EXTENSION – ELECTRIC BUILDING

Heyrend Construction Company has requested a 30 day extension of their contract to finish the inside work at the City Electric building. The architect has requested your favorable consideration due to the contractor's use of his personnel in flood work.

If granted, the final completion date will be September 30, 1976.

s/ G.S. Harrison

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It was moved by Councilman Campbell, seconded by Freeman, that this thirty day extension request be approved for the reason as indicated. Roll call as follows: Ayes, 5; No, none; carried.

From the Director of Aviation came this memo:

City of Idaho Falls
July 28, 1976

TO: Mayor and City Council
FROM: Airport Committee
SUBJECT: W. G. WILLIAM, INC. AIRPORT LEASES

W. G. WILLIAM, INC., the local Hertz rental car franchise holder, presently has two leases with the Airport – one in the terminal building and one in the Airport Industrial Park.

This company has changed its name to Overland West, Inc. Corporate structure, operational personnel and policies remain the same. They have requested that the current leases be transferred to the new corporation. This involves name change only to the two leases.

The Airport Committee recommends approval of this request.

s/ H.P. Hill

By general Council agreement this name change was accepted with the understanding that all internal records be corrected accordingly.

This memo directed to the Police Chief, the Mayor and City Council had recently been received from Police Officer Bob Harrison:

City of Idaho Falls
August 9, 1976

TO: Chief of Police, Mayor and City Council
FROM: Officer Bob Harrison
SUBJECT: DISABILITY RETIREMENT

Due to medical disability, I find it impossible at this time to carry on in my capacity as a Police Officer for the City of Idaho Falls.

Regretfully, I find it necessary to take a medical disability leave effective 0600 hours on August 12, 1976 for an indefinite period, as I have used all vacation and sick benefits and the doctors will not, as yet, release me for police duty. Hopefully, sometime in the future I will be able to return back to duty.

s/ Bob L. Harrison

In response, this memo of recommendation was submitted to the Mayor and City Council from the Police Chief:

AUGUST 12, 1976

City of Idaho Falls
August 9, 1976

TO: Honorable Mayor and City Council
FROM: Bob Pollock
SUBJECT: RECOMMENDATION OF LEAVE OF ABSENCE WO/PAY OR BENEFITS

It is my recommendation that BOB L. HARRISON be granted a minimum of ninety (90) days leave of absence without pay or benefits from the Idaho Falls Police Department and that he be re-instated without further penalty providing the City Physician examines and approves him fit for duty with the Police Department.

Respectfully submitted,
s/ Robert Pollock

In answer to a question by Councilman Freeman, City Controller Evans explained that Mr. Harrison would remain in the life insurance program. Evans continued by saying that normally, under a leave of absence of this nature, the employee pays the premium on his employee benefits during the leave of absence period and there is no penalty when he is reinstated. Councilman Hovey registered an opinion to the effect that, inasmuch as Mr. Harrison would be without income during that 90 day period, it would be a nice gesture if his health and life insurance premiums were paid by the City. It was moved by Councilman Erickson, seconded by Karst, that this 90 day leave of absence be approved as recommended. Roll call as follows: Ayes, 5; No, none; carried. It was then moved by Councilman Hovey, seconded by Campbell, that during that 90 day leave of absence period, the City pay the premiums on Mr. Harrison's health and life insurance policies. Roll call as follows: Ayes, 5; No, none; carried.

This memo with nine traffic recommendations from the Traffic Safety Committee was presented:

City of Idaho Falls
August 12, 1976

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

The following are submitted for your consideration and approval:

1. Provide adequate school crossing on St. Clair prior to August 28, 1976:
 - a. Paint crosswalk on Maricopa at St. Clair.
 - b. Paint crosswalk on St. Clair at Maricopa.
 - c. Install adequate school crossing signs on St. Clair.

2. Your consideration of having Mr. Dave Benton go ahead on the easement for pedestrians between Balboa and Monticello as discussed at the Council meeting of May 20, 1976. (There are presently thirty four (34)

homes with at least three (3) more that will be occupied soon from which the children would use said walk enroute to school).

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3. Establish a 25 MPH speed on LaPrele Street.
4. Establish a 25 MPH speed on Mars Street.
5. Establish one (1) NO PARKING stall on west side of Corner Avenue at the southeast corner of swimming pool so service trucks can get into area with chlorine tanks and etc.
6. Establish NO PARKING on 17th Street from Riviera to City limits to conform with that from Ponderosa to Riviera.
7. Establish a NO LEFT TURN at Yellowstone while going east on Pancheri – also place a sign on Pancheri west of Capital advising northbound traffic to use Capital.
8. Attached is a request from a number of citizens in Melbourne Park Addition requesting speed be changed from 35 MPH to 20 MPH on John Adams Parkway. This was DENIED by the Traffic Safety Committee.
9. Your consideration of an ordinance, resolution, or policy that no bumps or dips be used for the reduction of speed within the City on any public roadway or alley.

s/ Robert D. Pollock
Chairman
Traffic Safety Committee

The Mayor requested that separate Council action be taken on each recommendation. With reference to the first one, it was moved by Councilman Erickson, seconded by Karst, that these cross walks be painted, that the school crossing signs be installed and the speed reducing flip type signs with flashing lights be installed, all as recommended. Roll call as follows: Ayes, 5; No, none; carried.

Recommendation No. 2 was then reviewed. It was learned that a School District decision had recently been made whereby school children in that Rose Nielsen area would be attending Edgemont Gardens School. The Council was in general agreement that no action should be taken on this issue without advising the affected residents of this recommendation. Therefore, it was moved by Councilman Erickson, seconded by Karst, that this be referred to the Police Committee for the time being. Roll call as follows: Ayes, 5; No, none; carried.

Recognizing that recommendations Nos. 3 and 4 were akin, it was agreed that one Council action would suffice for both. It was moved by Councilman Erickson, seconded by Karst, that 23 MPH speed limits be established on both Laprele and Mars Streets. Roll call as follows: Ayes, 5; No, none; carried.

Recommendation No. 5 was then studied. It was moved by Councilman Erickson, seconded by Karst, that a NO PARKING stall be established at the location as indicated. Roll call as follows: Ayes, 5; No, none; carried.

Also, it was moved by Councilman Erickson, seconded by Karst, that NO PARKING be established on 17th Street from Riviera to the City limits to conform with that from Ponderosa to Riviera. Roll call as follows: Ayes, 5; No, none; carried.

Recommendation No. 7 was then presented. It was moved by Councilman Erickson, seconded by Karst, that these recommendations be approved as indicated. Roll call as follows: Ayes, 5; No, none; carried.

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It was noted that recommendation No. 8 was accompanied by this petition, with 36 signers, all residents from 2012 to 2328 John Adams Parkway:

The residents from 2012 to 2328 John Adams Parkway request the speed limit to be changed from 35 MPH to 20 MPH as soon as possible. There is a concentration of young children in this area and the 35 MPH speed limit is too dangerous.

Our street is wide and lends itself to speeding and drag-racing. We do not feel speed change will totally solve our problem. We wish to have speed checks, signs, or both to be installed. There are 75 children on this particular block. We feel this area is concentrated enough to deserve your immediate attention.

It was moved by Councilman Erickson, seconded by Karst, that this recommendation be upheld and this request be denied. Roll call as follows: Ayes, 5; No, none; carried.

Finally, recommendation No. 9 was studied. Councilman Erickson expressed an opinion to the effect that, even though he did not favor speed bumps or dips for general application, there might be instances from time to time, such as a public park, where they could prove beneficial. Erickson said he would prefer to consider requests or recommendations of this nature on an individual basis. It was moved by Councilman Erickson, seconded by Karst, that this matter be referred back to the Traffic Safety Committee, reflecting the thinking as related by Councilman Erickson. Roll call as follows: Ayes, 5; No, none; carried.

These communications were presented and read aloud:

The Red Baron Flying
Service
July 25, 1976

City Employees
City of Idaho Falls
308 C Street
Idaho Falls, Idaho

Dear Ladies and Gentlemen:

I would like to take this opportunity to thank all of you for your cooperation during the Second Annual Red Baron Air Show. It was without exception the finest production of an air show we have ever witnessed.

Events of this magnitude are impossible to coordinate without a complete team effort. Thanks again for being part of the Red Baron Team.

Sincerely,
s/ Bob Flaherty

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Snake River Senior Babe
Ruth Baseball
August 5, 1976

S. Eddie Pedersen, Mayor
City of Idaho Falls
P.O. Box 220
Idaho Falls, Idaho

Dear Mayor Pedersen:

As I am sure you are aware, Idaho Falls was host to the Idaho State Senior Babe Ruth Tournament held July 29, 1976 through August 1, 1976.

I wish to personally thank the City of Idaho Falls for their generosity in allowing us the use of Highland Park and Tiger Field as tournament sites. All facilities were in superior condition throughout the tournament, thanks to the expertise and efforts of your personnel. Of course this is always the case when Idaho Falls hosts a tournament. It is a rare pleasure to be able to offer to host such events, knowing that the accommodations will be the very best.

To make the tournament even more successful, the Idaho Falls team won the State Championship, and left this morning for Victoria, B.C. where they will represent the State of Idaho and the City of Idaho Falls against seven other State Champions in the Northwest Sectional Tournament.

Yours very truly,
s/ Duane Roberts
League President

Idaho State Women's
Amateur Golf Association

The Honorable S. Eddie Pedersen
and City Council
Idaho Falls, Idaho

Dear Sirs:

The 1976 Idaho State Women's Amateur Golf Tournament has come and gone with much success, and I might add, in spite of the motel shortage due to the flood situation. The members of the Idaho State Women's Amateur Golf Association wish to extend their sincere thanks to the City for allowing us to tie up the Municipal Course for a week in order that the Tournament might be played. I am sure that there must have been complaints and unhappy golfers during this time, and we are so sorry that this was the case, but this Tournament only comes to Pinecrest once in about every seven years or more, and many of the participants said it was the best State Tournament they had ever played in, and I am sure it was because of the beautiful course and the excellent management and Professional who ran the Tournament. We had 151

participants in the Tournament representing 33 different clubs from all over the State of Idaho, plus one club from Oregon.

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Again we want to thank the City for their indulgence and cooperation in putting on this Tournament.

Sincerely,
s/ Marge Dierks
Secretary/ Treasurer
Idaho State Women's
Amateur Golf Asso.

Sr. Citizens Com. Center
August 9, 1976

Mr. Arthur L. Smith, City Attorney
City Building
Idaho Falls, Idaho

Dear Mr. Smith:

May we bring to your attention the matter of a proposed City ordinance concerning the licensing, etc. of senior citizen's buses.

May we submit for consideration that an amendment to the present proposal set up a three (3) member transportation committee instead of having the Chief of Police acting as the sole authority, as provided for in sections 5-21-7 and 5-21-8 of the said proposed ordinance.

Respectfully yours,
s/ Dean F. Wilkie,
Chairman
s/ Blanche Redd,
Co-Chairman
s/ Velma Wardle,
Supervisor

No Council action was considered necessary. However, the last letter invited comment from Councilman Erickson to the effect that it was the responsibility of the Police Chief to investigate and inspect as indicated in Sections 5-21-7 and 5-21-8 of the proposed ordinance and, therefore in his opinion, the wording should remain unchanged. Councilman Campbell questioned why the letter referred, specifically, to senior citizens' busses. Erickson said this was a misconception; instead, continued Erickson, the ordinance was directed toward all types of public conveyances except those indicated as being exempt. This conversation served to reintroduce the following ordinance, passed in its first reading at the regular Council meeting held July 22, 1976:

ORDINANCE NO.

AN ORDINANCE REQUIRING THE LICENSING OF
THE OPERATION OF BUSSES, TAXICABS AND
PUBLIC CONVEYANCES WITHIN THE CITY OF
IDAHO FALLS AND EXCEPTING CERTAIN CLASSES

OF VEHICLES; DEFINING TERMS; SETTING FORTH
THE QUALIFICATIONS OF LICENSEES, THE

AUGUST 12, 1976

REQUIREMENTS FOR LICENSING, AND
PROCEDURES FOR ISSUANCE AND
CANCELLATION OF LICENSES; MAKING IT
UNLAWFUL TO OPERATE SUCH VEHICLES WITHIN
SAID CITY WITHOUT A LICENSE; REPEALING
CHAPTER 16, TITLE 5, CITY CODE OF IDAHO
FALLS; PROVIDING WHEN THE ORDINANCE SHALL
BECOME EFFECTIVE.

Mr. Jack Viggers, Executive Director of the Eastern Idaho Special Services, appeared before the Council. Asked for comment about this proposed ordinance, he said he had no objection to it as it pertained to taxis but it was not broad enough in scope to cover their anticipated operation which he proceeded to describe. He said that, presently, the Eastern Idaho Special Services Organization has two twelve passenger vans; three more are soon to be purchased as well as four sixteen passenger vehicles. He said it is their intention to operate in nine counties. There will be fixed as well as irregular, non-fixed routes. He said some passengers would be paying a fee; others would not, depending upon their circumstances. Also, there would be a certain degree of discrimination. Viggers explained this by saying that, in the event a choice had to be made between carrying an elderly or handicapped passenger vs. a younger, non-handicapped passenger, the elderly or the handicapped would get first preference. Viggers then proceeded to present his constructive criticism pertaining to the ordinance as it would pertain to their future operation. He said the definition of a bus was inadequate, illustrating his point by referring to a recent opinion by the Attorney General to the effect that a vehicle carrying over seven passengers would be construed as a bus, rather than a taxi. He said the ordinance did not require sufficient liability insurance coverage for actual public protection. He said the ordinance didn't clearly specify how often public conveyances were to be inspected. Viggers continued by saying it wasn't their intention to supercede or compete with a taxi service and proposed that this ordinance, if it met with the approval of the Council, be passed for control of the taxi service and another one be drafted that would be considered as a bus ordinance, designed more specifically to provide guide lines and control of their operation. He said an alternative might be to amend the ordinance now under consideration in such a way that their operation would be included.

City Attorney Smith proposed that Mr. Viggers make application to become licensed as a public carrier through the Idaho Public Utilities Commission. Viggers said such an application has been made but he wasn't optimistic about it being granted, in view of the unique service his organization offered. Councilman Hovey said the purpose of this proposed ordinance was primarily to offer regulation and public protection within the City and, therefore, this ordinance might not even apply to said operation anymore any more than it would apply to the bus owned by the Gethsemane Baptist Church which was operated, primarily, in the interests of certain types or classes of passengers. City Attorney Smith proposed to Viggers that, perhaps, he was seeking a franchise type or classes of passengers. City Attorney Smith proposed to Viggers that, perhaps, he was seeking a franchise type ordinance. Viggers concurred and added that such a franchise ordinance would preferably be of a non-exclusive nature, designed for regulation and control of their operation as described.

In view of the foregoing discussion, then, it was moved by Councilman Erickson, seconded by Karst, that this public conveyance ordinance be passed on its second reading. Roll call as follows: Ayes, 5; No, none; carried.

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At the invitation of Councilman Hovey, General Services Director Stanger appeared to explain that the City Hall roof had been repaired five years ago and, even though the project carried with it a ten year warranty, it was now leaking. He said his efforts to get the contractor to effect proper restitution had been to no avail. Asked for comment, City Attorney Smith said that, if necessary, the City could have the work done properly and take legal action to recover to cost. It was moved by Councilman Hovey, seconded by Erickson, that the City Attorney be directed to write a letter to the contractor who re-roofed City Hall about five years ago, to be hand delivered by a Police Officer if deemed appropriate, giving said contractor a reasonable time such as ten days or two weeks to properly repair said roof with the understanding that if these orders are not followed or if there is no response the City proceed to have the work done, bill said contractor and force payment through legal action if necessary. Roll call as follows: Ayes, 5; No, none; carried. It was moved by Councilman Campbell, seconded by Erickson, that the City Attorney be directed to write a letter to the owner or operator of the Driftwood Motel, asking for removal of the illuminated directional sign on City owned property at the northwest corner of Broadway Bridge, giving as a reason that removal of said sign would add to the beautification and aesthetics of the area. Roll call as follows: Ayes, 5; No, none; carried.

There being no further business, it was moved by Councilman Freeman, seconded by Erickson, that the meeting adjourn at 10:05 P.M., carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

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