



CITY OF IDAHO FALLS

City Clerk's Office

NOTICE OF SPECIAL MEETING

NOTICE IS HEREBY GIVEN that the City Council of the City of Idaho Falls will hold a Special Meeting (Council Work Session) on the **23rd day of June, 2014, at 3:00 p.m.**, in the City Council Chambers located in the City Annex Building at 680 Park Avenue, Idaho Falls, Idaho. The purpose of this meeting is to discuss the following items:

- | | |
|---------------------------------|---|
| Mayor and City Council: | 1) Mayor and City Council Reports |
| | 2) Regular Session Agenda Review |
| Human Resources Division: | 1) Benefits Committee Overview |
| Public Works Division: | 1) Iona – Area of Impact Expansion including Sewer Service Expansion with IBSD (Iona Bonneville Sewer District) |
| City Attorney: | 1) Animal Control Ordinance |
| | 2) Title 4 – Business Regulations |
| Idaho Falls Power Division: | 1) Discussion of Board (City Council) Responsibilities |
| | 2) Idaho Falls Power/Circa Quarterly Report |
| | 3) Power Supply Forecast |
| | 4) Bonneville Power Administration (BPA) Power Agreement Update and Revisions |
| Planning and Building Division: | 1) Sign Ordinance Discussion |

Such meeting may be cancelled or recessed to a later time or place upon resolution by the City Council at such meeting.

The public is invited to attend.

DATED this 20th day of June, 2014.

A handwritten signature in cursive script that reads "Rosemarie Anderson".

Rosemarie Anderson
City Clerk

If you need communication aids or services or other physical accommodations to participate or access this meeting or program of the City of Idaho Falls, you may contact City Clerk Rosemarie Anderson at Telephone Number 612-8414 or the ADA Coordinator Lisa Farris at Telephone Number 612-8323 as soon as possible and they will make every effort to adequately meet your needs.



LEGAL DEPARTMENT

CITY OF IDAHO FALLS

RANDALL D. FIFE, CITY ATTORNEY
MICHAEL A. KIRKHAM, ASSISTANT CITY ATTORNEY
P.O. BOX 50220
IDAHO FALLS, IDAHO 83405
Telephone No.: (208) 612-8178
www.idahofallsidaho.gov

MEMORANDUM

DATE: June 19, 2014
TO: Honorable Mayor and City Council
FROM: Randall D. Fife, City Attorney
SUBJECT: Ordinance Amending Impoundment

Mayor and Council:

In December, the former Mayor and Council considered a draft ordinance that changed a number of provisions in the City's Dog Control ordinance (IFCC Title 5, Chapter 6). After receiving citizen input, the draft was taken off of the agenda schedule to be reconsidered by Council members and staff. Those considerations included kennel licensing, a possible change to limitations of the number of dogs and cats, and a possible appeal procedure relative to animal control.

Because the City Attorney's office is motivated to promote a change to the City's Dog Control ordinance that brings it into compliance with current state and federal regulation for service animals, and because it appears that there is little or no opposition to the minor changes proposed in December, the proposal has been re-drafted.

The City Attorney recommends adoption of the re-drafted version of the ordinance at this time. Further recommended changes will be brought forth as soon as practicable.

Respectfully,

A handwritten signature in black ink, appearing to be "RDF", written over a large, stylized circular flourish.

Randall D. Fife
City Attorney

RDF/co

Attachment
c: Division Director
City Clerk

ORDINANCE NO. 2014-

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, AMENDING SECTIONS 5-6-1; 5-6-6; 5-6-7; 5-6-9; 5-6-10; 5-6-11; AND 5-6-12 OF THE IDAHO FALLS CITY CODE, TO REQUIRE SPAYING AND NEUTERING OF A DOG OR CAT ADOPTED FROM THE ANIMAL CONTROL SHELTER; ALLOWING ACCOMODATION OR VARIATION WHERE REQUIRED BY LAW; ALLOWING IMPOUNDMENT OF A NUISANCE ANIMAL; AND PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

WHEREAS, it is Council's desire to require spaying or neutering pursuant to conditions described in the Ordinance in order to promote health, safety and general welfare in the City; and

WHEREAS, in order to promote and sustain accessibility in the City by those who are in need of assistance different than, or in addition to, that generally provided to community members, the Council wishes to acknowledge its commitment to those who request accommodations based upon need of assistance by dogs (by the inclusion of specific language in the City Code to allow accommodations).

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO THAT:

SECTION 1. Section 5-6-1. of the City Code of the City of Idaho Falls, Idaho, is hereby amended, as follows:

5-6-1: DEFINITIONS:

Certain terms used in this Chapter shall have the meaning ascribed below:

A. ANIMAL CONTROL SHELTER: Any animal shelter, lot, premises or building maintained by the City for the confinement and care of animals.

B. AT LARGE: A dog shall be deemed to be at large when off the property of the owner, and not under restraint or control.

C. DOG: A dog of an age four (4) months or older that is kept as a household pet.

D. DOG KENNEL: Any place where more than two (2) dogs are kept.

E. ENCLOSURE: A fence or structure suitable to prevent escape of the animal or the entry of young children.

F. NEUTERED: Rendered permanently incapable of reproduction.

G. NUISANCE ANIMAL: A nuisance animal, including a dog or cat, is one that:

1. Frequently runs at large;
2. Damages, soils, or defecates on private property other than property owned or controlled by the animal owner or on public property, including walks and recreation areas, unless such waste is immediately removed and properly disposed of by the animal owner or handler;
3. Causes unsanitary or dangerous conditions;
4. Causes a disturbance by excessive barking or other noise making;
5. Creates a general public nuisance; and/or
6. Chases vehicles, or molests, attacks, or interferes with persons or other domestic animals on public property.

H. OWNER: A person having the right of property or custody of an animal or who keeps or harbors an animal or knowingly permits an animal to remain on or about any premises occupied, owned, or controlled by that person.

I. PERSON: Any individual, corporation, partnership, organization or institution commonly recognized by law as a unit.

J. RESTRAINT: A dog shall be considered under restraint if it is confined within a structure or fenced yard, is secured by a leash, lead or chain or is confined within a vehicle in a manner that prevents escape.

K. UNLICENSED DOG: A dog for which a license has not been issued for the current year, or to which the tag provided for in this Chapter is not attached.

L. VACCINATION: The inoculation of an animal against rabies in accordance with state law and the "Compendium of Animal Rabies Prevention and Control" published by the National Association of the State Public Health Veterinarians and published annually in the Journal of the American Veterinary Medical Association.

SECTION 2. Section 5-6-6 of the City Code of the City of Idaho Falls, Idaho, is hereby amended, as follows:

5-6-6 IMPOUNDING OF DOGS:

Any nuisance animal may be impounded in the Animal Control Shelter. All dogs found at large are declared to be public nuisances and all City police or animal control officers shall impound them in the Animal Control Shelter. The impoundment, redemption, sale or other disposal of impounded dogs shall be as follows:

(A) Impoundment of Unlicensed Dogs. All impounded dogs not licensed or not identified by tag or microchip shall be retained in the Animal Control Shelter for a minimum of three (3) business days. At any time during this period, the owner or keeper of such dog may redeem it by procuring a license, a microchip and by paying an impound fee plus a boarding fee as set forth in this Chapter.

(B) Impoundment of Licensed Dogs. All impounded dogs which are licensed or otherwise identified with a tag or microchip or whose owner is known shall be retained in the Animal Control Shelter for a minimum period of five (5) days after the owner is notified of the impoundment. As soon as reasonably possible following impoundment of such dog, the Animal Services Manager shall give notice of the impoundment to the owner of the dog, either in writing, by telephone or by personal notification. The Animal Services Manager shall keep a record of the date, time and manner of giving notice, with respect to each impounded dog. At any time during the said five (5) day period the owner may redeem the dog by procuring a microchip and paying an impound fee plus a boarding fee as set forth in this Chapter. The five (5) day period shall commence to run at noon on the day following the date notice is given.

(C) Spaying and Neutering. Any dog adopted from the Animal Control Shelter shall be spayed or neutered by a licensed veterinarian either prior to adoption, or within thirty (30) days of adoption, or as soon after the dog is old enough to be spayed or neutered. If the dog is not already spayed or neutered, the adopter shall agree to provide evidence of spaying or neutering to the Animal Control Shelter within thirty (30) days. For dogs determined by a licensed veterinarian to be too young to be spayed or neutered within thirty (30) days of adoption, proof of spaying or neutering shall be provided by the dog's owner within thirty (30) days of the age the dog became eligible for spaying or neutering, which date shall be designated on the adoption paperwork.

(DE) An unneutered dog that has been impounded at the Animal Control Shelter on two (2) previous occasions during the previous one (1) year period shall be required to be spayed or neutered prior to the owner redeeming the animal. The impound, and boarding fees, shall be applied toward the cost of the spay or neuter.

(ED) Unclaimed Dogs. The ownership of any dog not redeemed within the periods of time herein stated shall be forfeited and the dog may be sold thereafter by the Animal Services Manager to any person.

(FE) No dog shall be released from the Animal Control Shelter unless the dog is licensed and microchipped under this Chapter and wearing a tag.

(GF) Disposal of Dogs: If any dog is not redeemed or sold, the dog may be humanely destroyed and the carcass disposed of in any lawful manner.

SECTION 3. Section 5-6-7 of the City Code of the City of Idaho Falls, Idaho, is hereby amended, as follows:

5-6-7 OWNERSHIP OF DOGS LIMITED:

(A) It shall be unlawful to operate a dog kennel or to keep upon the premises of any one household or upon the premises of any one business property, more than two (2) dogs unless the owner or person in charge thereof has a commercial or noncommercial kennel license, or where accommodation or variation from these requirements is appropriate under current state or federal law or where allowed by the Zoning Code or by this sub-Chapter.

SECTION 4. Section 5-6-9 of the City Code of the City of Idaho Falls, Idaho, is hereby amended, as follows:

5-6-9: UNLAWFUL DISPOSAL OF RABID DOG:

It shall be unlawful for any person who kills or causes to be killed any rabid dog, or dog suspected of having rabies, or any dog who has bitten or attacked a person, without having given the notice required by the preceding section of this Chapter, or having given such notice, to kills such dog before the expiration of the ten (10) days quarantine period, is guilty of a misdemeanor.

SECTION 5. Section 5-6-10 of the City Code of the City of Idaho Falls, Idaho, is hereby amended, as follows:

5-6-10: CONTROL OF DOGS:

(A) It shall be unlawful for any person who harbors or keeps on his or her premises, or in his or her control any dog which, by loud and prolonged barking or howling, disturbs the peace and quiet of the neighborhood, or of the occupants of adjacent premises, is guilty of a misdemeanor.

(B) It shall be unlawful for any person to have or keep on his or her premises or in his or her control a nuisance animal.

(C) Any owner or keeper of a dog whose dog is determined to be at large on or in any public street, alley, sidewalk, park or place, or upon private property without the permission of the owner or occupant thereof, is guilty of a misdemeanor. Notwithstanding the foregoing, the Mayor may, upon application of any person, authorize dog shows, exhibitions and dog training courses to be held upon public property and where the dogs participating therein are controlled by competent attendants and the Council may designate public areas within the City which may be used, subject to such rules and regulations as may be prescribed, for the training or exercise of dogs. Dogs within such areas need not be controlled by leash, but shall

be under the control of a responsible person and controlled by whistle, voice or other effective command. Notwithstanding the foregoing, it shall be unlawful for any person who to allows a dog under leash to be in any public park or recreation area designated by the Council as a public area in which dogs are not allowed, is guilty of a misdemeanor, unless the dog is a licensed service dog or is a participant in an approved dog show, exhibition or dog training course, or is otherwise allowed by law or regulation in such an area. Such areas shall be specifically designated by resolution of the Council and a sign giving notice of such prohibition shall be posted at each vehicular entrance to such public area.

~~(DC) It shall be unlawful for aAny owner or keeper of any female dog in heat to allow such dog determined to be at large. It shall be unlawful for the owner -or keeper of such a dog or who to fails to confine or enclose the such dog in such a manner as to that precludes other dogs from breeding, the female dog or from being attracted to such female dog, is guilty of a misdemeanor.~~

~~(ED) It shall be unlawful for aAny person who to lets to the owner or keeper of a female dog any dog, except within an enclosure so arranged as to obstruct such animal completely from the view of all persons who have no proprietary interest in the breeding of such animals, is guilty of a misdemeanor.~~

SECTION 6. Section 5-6-11 of the City Code of the City of Idaho Falls, Idaho, is hereby amended, as follows:

5-6-11 CONTROL OF CATS:

(A) Cat nuisances include but are not limited to excessive noise, soiling of public property and of private property not owned or rented by the pet owner, and noxious odors or unsanitary conditions caused by failure to clean the cat's resident property.

(B) Cats must be prevented from causing a nuisance by howling in a habitual, consistent, or persistent manner that repeatedly disturbs the peace of the neighborhood.

(C) Owners must take steps to prevent feces deposits by their cats on public property, public and private rights-of-way, and private property not owned or rented by the animal owner and prevent them from continually spraying or depositing urine on lawns and landscaping that causes damage to grasses, flowers, shrubs, etc.

(D) Animal Services shall investigate each complaint and issue a warning letter to the cat owner on the first offense. A citation may be issued on subsequent offenses.

(E) Impoundment of Unlicensed Cats. All impounded cats not licensed or not identified by tag or microchip, shall be retained in the Animal Services Shelter for a minimum of three (3) business days. At any time during this period, the owner or keeper of such cat may redeem it by procuring a microchip and by paying an impound fee plus a boarding fee as set forth in this Chapter. Any cat that is identified by a shelter personnel as "feral" or "wild" shall not be required to be held for the three (3) day period.

(F) Impoundment of Licensed Cats. All impounded cats which are licensed or otherwise identified with a tag or microchip or whose owner is known shall be retained in the Animal Control Shelter for a minimum period of five (5) days after the owner is notified of the impoundment. As soon as reasonably possible following impoundment of such cat, the Animal Services Manager shall give notice of the impoundment to the owner of the cat, either in writing, by telephone or by personal notification. The Animal Services Manager shall keep a record of the date, time and manner of giving notice, with respect to each impounded cat. At any time during the said five (5) day period the owner may redeem the cat by procuring a microchip and paying an impound fee plus a boarding fee as set forth in this Chapter. The five (5) day period shall commence to run at noon on the day following the date notice is given.

(G) Spaying and Neutering. Any cat adopted from the Animal Control Shelter shall be spayed or neutered by a licensed veterinarian either prior to adoption, or within thirty (30) days of adoption, or as soon after the cat is old enough to be spayed or neutered. If the cat is not already spayed or neutered, the adopter shall agree to provide evidence of spaying or neutering to the Animal Control Shelter within thirty (30) days. For cats determined by a licensed veterinarian to be too young to be spayed or neutered within thirty (30) days of adoption, proof of spaying or neutering shall be provided by the cat's owner within thirty (30) days of the age the cat became eligible for spaying or neutering, which date shall be designated on the adoption paperwork.

(H) Unclaimed Cats. The ownership of any cat not redeemed within the periods of time herein stated shall be forfeited and the cat may be sold thereafter by the Animal Services Manager to any person.

(I) No cat shall be released from the Animal Services Shelter unless the cat is microchipped under this Chapter.

(J) Disposal of Cats. If any cat is not redeemed or sold, the cat may be humanely destroyed and the carcass disposed of in any lawful manner.

SECTION 7. Section 5-6-12 of the City Code of the City of Idaho Falls, Idaho, is hereby amended, as follows:

5-6-12: UNLAWFUL INTERFERENCE:

It shall be unlawful for any person who to hinders, or interferes with any City Police or Animal Services officer who is seizing any animal, euthanizing the same, or removing the carcass under this Chapter, is guilty of a misdemeanor.

SECTION 8. Non-Conforming Uses. Any lawful pet use established pursuant to the City's Zoning Code prior to the effective date of this Ordinance shall be allowed to continue as a non-conforming use pursuant to such Zoning Code. No non-conforming pet use shall be allowed to increase in extent or intensity and no dogs in excess of the three (3) dogs allowed by this Ordinance shall be allowed to replace any dog owned at the time that such non-conforming use was recognized in an attempt to allow such non-conformity to continue.

SECTION 9. Intent. It is Council's intent hereby to allow the owners of property with lawful uses, to keep up to five (5) dogs currently owned until the number of such dogs naturally decreases to not more than three (3) dogs per dwelling. It is also Council's intent that current non-conforming pet uses are extinguished as soon as possible under the law.

SECTION 10. Savings and Severability Clause. The provisions and parts of this Ordinance are intended to be severable. If any section, sentence, clause or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance. The remaining Sections of Title 5, Chapter 6, shall be in full force and effect.

SECTION 11. Codification Clause. The City Clerk is instructed to immediately forward this Ordinance to the codifier of the official municipal code for proper revision of the Code.

SECTION 12. Publication. This Ordinance, or a summary thereof in compliance with Idaho Code, shall be published once in the official newspaper of the City, and shall take effect immediately upon its passage, approval, and publication.

SECTION 13. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED by the City Council and APPROVED by the Mayor of the City of Idaho Falls, Idaho, this _____ day of _____, 2014.

CITY OF IDAHO FALLS, IDAHO

REBECCA L. NOAH CASPER, MAYOR

ATTEST:

ROSEMARIE ANDERSON, CITY CLERK

(SEAL)

STATE OF IDAHO)
) ss:
County of Bonneville)

I, ROSEMARIE ANDERSON, CITY CLERK OF THE CITY OF IDAHO FALLS, IDAHO, DO HEREBY CERTIFY:

“AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, AMENDING SECTIONS 5-6-1; 5-6-6; 5-6-7; 5-6-9; 5-6-10; 5-6-11; AND 5-6-12 OF THE IDAHO FALLS CITY CODE, TO REQUIRE SPAYING AND NEUTERING OF A DOG OR CAT ADOPTED FROM THE ANIMAL CONTROL SHELTER; ALLOWING ACCOMODATION OR VARIATION WHERE REQUIRED BY LAW; ALLOWING IMPOUNDMENT OF A NUISANCE ANIMAL; AND PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.”

ROSEMARIE ANDERSON, CITY CLERK



LEGAL DEPARTMENT

CITY OF IDAHO FALLS

RANDALL D. FIFE, CITY ATTORNEY
MICHAEL A. KIRKHAM, ASSISTANT CITY ATTORNEY
P.O. BOX 50220
IDAHO FALLS, IDAHO 83405
Telephone No.: (208) 612-8178
www.idahofallsidaho.gov

MEMORANDUM

DATE: June 19, 2014
TO: Honorable Mayor and City Council
FROM: Randall D. Fife, City Attorney
SUBJECT: Draft Ordinance Rearranging IFCC Title 4

Mayor and Council:

The IFCC currently requires City licensing of gas fitters (IFCC Title 4, Chapter 9) and heating and cooling installers (IFCC Title 4, Chapter 10) even though the State preempted such City licensing.

The City also requires photographers running a photography business to be licensed. See IFCC Title 4, Chapter 18.

The attached ordinance rescinds Chapters 9, 10, and 18 of Title 4 because such, in the opinion of staff, are no longer allowed (in the case of gas fitters and heating and cooling installers), or no longer effective or needed (in the case of photography businesses).

Additionally, because these proposed rescissions, and previous rescissions in Title 4, have left gaps in the Chapters contained therein, the draft rearranges Title 4 to close those gaps by renumbering several Chapters.

The City Attorney recommends consideration and adoption of the draft ordinance.

Respectfully,

A large, stylized handwritten signature in black ink, appearing to read "RDF".

Randall D. Fife
City Attorney

RDF/co

Attachment
c: Division Director
City Clerk

ORDINANCE NO. 2014-

AN ORDINANCE AMENDING TITLE 4 BY THE REPEAL OF CHAPTERS 9, 10 AND 18 OF THE CITY CODE OF THE CITY OF IDAHO FALLS, IDAHO; AND BY THE RENUMBERING OF TITLE 4, CHAPTERS 20, 22, AND 23 TO CHAPTERS 5, 9 AND 10 RESPECTIVELY; PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

WHEREAS, the City currently requires gas fitters and heating and cooling installers to abide by Chapters 9 and 10 of Title 4 of the City Code; and

WHEREAS, the state legislature has declared itself the exclusive authority to require certification or registration for any HVAC contractors, specialty contractor, journeyman, specialty journeyman, apprentice, or specialty apprentice to engage in the heating, ventilation and air conditioning trade within the state; and

WHEREAS, the nature of photography and the photography business has changed significantly since the Ordinance regulating the photography business was initiated; and

WHEREAS, such change has resulted in a decision that the Council no longer wishes to regulate the photography business as has been done in the past; and

WHEREAS, the City wishes to comply with state code; and

WHEREAS, because of various repeals of Chapters 5, 9, 10, 17, 19 and 21 of Title 4, it is expedient to renumber the remaining Chapters of Title 4 to close the gaps created by repeals of portions of Title 4; and

WHEREAS, the renumbering shall not change the content of the Chapters renumbered and repositioned.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, as follows:

SECTION 1. Idaho Falls City Code Title 4, Chapters 9, 10, and 18 be repealed in their entirety.

SECTION 2. Title 4, Chapter 20 shall be renumbered and moved to comprise Title 4, Chapter 5, as follows:

4-520-1: DEFINITIONS: For the purposes of this Chapter, all terms used herein shall have the same meanings ascribed in Title 8, Chapter 7 of this Code. In addition, certain terms shall have the meanings ascribed below:

PUBLIC RIGHT-OF-WAY CONSTRUCTION: The construction, placement or laying of any asphalt or concrete pavement, sidewalk, driveway, curb, gutter, water line, sanitary sewer line, storm drain line, telephone line, conduit or facilities, electrical line, cable TV line, gas line or any other similar facilities or structures within any street, alley, easement or other public right of way of the City.

PUBLIC RIGHT-OF-WAY CONTRACTOR: Any person, partnership, corporation, association, agency or other organization who engages in the business of public right-of-way construction.

4-520-2: LICENSE REQUIRED:

(A) No person shall engage in, control or otherwise direct public right-of-way construction or otherwise engage in the business of a public right-of-way contractor within the City unless such person shall have first obtained a license under the provisions of this Chapter.

(B) Exceptions: No license shall be required for the following persons:

(1) person working under the direct supervision and bond of a licensed public right-of-way contractor;

(2) person who solely installs, lays, forms or pours cement for any sidewalk, curb, gutter or driveway within a public right-of-way and adjacent or appurtenant to their own property;

(3) City employee engaged in performing work for the City or any employee of the State of Idaho while engaged in performing work for the State;

(4) utility holding a franchise granted by the City, but not including a contractor or subcontractor of such person;

(5) person who tills soil to a depth of less than fifteen inches for agricultural purposes; and

(6) person who replaces highway guard rails, posts, sign posts, delineative posts, culverts, electric poles, telephone poles, traffic control signs or device supports, or other similar publicly-owned fixtures, in the same approximate location and depth within a public right-of-way.

4-520-3: APPLICATION FOR LICENSE: All applications for a Public Right-of-Way Contractor's License shall be on such forms and shall provide such information as the City Engineer deems necessary to determine the applicant's capability and responsibility to perform work within any public right-of-way. The license application shall be submitted to the Public Works Division and shall be accompanied by payment of the license fee. Upon receipt of a fully-completed application, the Public Works Division shall forthwith transmit the application and license fee to the City Clerk. All applications shall be granted or denied by the City Council

within sixty (60) days after the receipt of the fully-completed application form by the Public Works Division.

4-520-4: TERM OF LICENSE: Each license issued under this chapter shall expire on December 31 of the year in which it is issued.

4-520-5: LICENSE FEES: The fee for a Public Right-of-Way Contractor's License shall be \$50.00. Neither the license fee nor any portion thereof shall be refunded once a license has been issued. No portion of the license fee shall be prorated because the applicant desires to or will operate for less than a full calendar year.

4-520-6: LICENSE NOT TRANSFERABLE: Licenses issued under this Chapter shall not be transferable.

4-520-7: INSURANCE AND BONDING:

(A) Liability and Hazard Insurance: Every contractor granted a license under this Chapter shall maintain comprehensive general liability coverage including completed operations in an amount not less than five hundred thousand dollars (\$500,000) single limit liability for personal injury, death and property damage, provided however if the work to be done is limited to excavation in an easement situated entirely on private property or is for construction of a concrete sidewalk, curb or gutter located within a street right-of-way and parallel with adjoining private property, the amount of such insurance shall be not less than One Hundred Thousand (\$100,000) Dollars, single limit. Coverage for underground hazard shall also be included. Contractors engaged in work requiring the use of explosives or work that may endanger or cause the collapse of adjacent buildings or facilities shall also carry explosion and collapse hazard coverage with a minimum limit of five hundred thousand dollars (\$500,000) single limit liability for personal injury, death and property damage. This coverage may be carried on an individual "project" or "permit" basis where the need for such coverage is applicable. Each policy as required above shall carry an endorsement naming the City as an additional insured under said policy. Each policy shall also contain a clause requiring that the City Engineer be given at least thirty (30) days advance written notice in the event of anticipated cancellation of the policy or any coverage under the policy. Certificates of insurance evidencing the required coverage shall be filed with the City Engineer along with the contractor's license application.

(B) Worker's Compensation Insurance: Contractors with employees shall carry statutory worker's compensation insurance with at least five hundred thousand dollars (\$500,000) employer's liability per occurrence. A certificate of insurance evidencing such worker's compensation coverage as set forth above shall be filed with the City Engineer prior to the issuance of a license under this Chapter.

(C) Bond: Prior to performing work within any public street, alley, easement or other public right-of-way of the City, all licensees shall execute and deposit with the City Engineer either a bond in favor of the City or an equal amount in cash to ensure proper and adequate performance of all work within a public right-of-way in accordance with this Chapter and Title 8, Chapter 7 of this Code. The amount of such bond shall be five thousand dollars (\$5,000). A

surety may cancel its future liability under any bond furnished hereunder by giving the City Engineer thirty (30) days advance written notice of the intention to cancel. Cancellation shall not affect any liability which may have accrued under the terms of the bond prior to cancellation. A license shall be subject to revocation whenever a bond is canceled unless a comparable bond is furnished at the time of cancellation of the original bond.

4-520-8; DUTIES AND RESPONSIBILITIES OF PUBLIC RIGHT-OF-WAY CONTRACTOR:
All licensees under this Chapter shall have the following duties and responsibilities:

(A) Any contractor licensed hereunder shall be responsible for the proper performance of all work required by his contract whether or not such work is done by him directly or by a subcontractor.

(B) Any licensee shall provide such safety measures and equipment as are required to safely protect workmen and the public as prescribed by this Chapter, all other ordinances adopted by the City and all laws of the State of Idaho and the United States.

(C) The licensee shall ensure that all other applicable permits and insurance are obtained by the licensee and any subcontractors working under his contract, prior to undertaking any public right-of-way construction.

(D) The licensee shall present his license when requested to do so by the City Engineer, Street Superintendent, Water and Sewer Superintendent or any of their authorized representatives.

(E) The licensee shall faithfully construct all facilities in accordance with any drawings or specifications approved by the City.

(F) The licensee shall obtain all inspections required by this Code.

(G) The licensee shall construct or reconstruct all underground facilities in strict compliance with all applicable codes, specifications and standards adopted by ordinance of the City.

(H) The licensee shall warrant the adequacy and continued satisfactory condition and function of any street repairs or underground facilities constructed or reconstructed within any public right-of-way, for a period of one year after final approval and acceptance thereof by the City.

4-520-9; SUSPENSION AND REVOCATION OF LICENSES:

(A) The City Engineer may suspend or revoke a license when the licensee commits one or more of the following acts or omissions:

(1) Fails to comply with any provisions set forth in this Chapter.

(2) Knowingly combines or conspires with any person to permit his license to be used by such person, except as allowed in this Chapter.

(3) Knowingly conspires with any other person to violate the provisions of this Code.

(4) Knowingly violates any ordinance adopted by the City or any standard drawings or standard specifications governing the construction, replacement or repair of any utility, street or associated facilities within the City.

(B) The procedure governing the suspension or revocation of licenses shall be as follows:

(1) The licensee shall be notified in writing, by certified mail, that good cause appears to suspend or revoke his license. The reason or reasons for each action shall be enumerated in such notice.

(2) Upon receipt of the notice, the licensee may request a hearing before the City Engineer. Such request shall be in writing and shall be delivered to the City Engineer within seven (7) days of the receipt of said notice. Such notice shall be deemed received upon its deposit in the U.S. mail, postage prepaid.

(3) If a hearing is requested by the licensee, the City Engineer shall set a time, date and place of said hearing and shall notify the licensee in writing at least ten (10) days prior to the date of the hearing.

(4) When a hearing is conducted, the licensee and other interested parties may present written or oral testimony and evidence. Upon completion of the hearing, the City Engineer shall promptly notify the licensee in writing, by certified mail, of his findings and decision regarding the suspension or revocation of the license.

(C) If the decision rendered by the City Engineer is adverse to the licensee, the licensee may appeal to the City Council. Such appeal must be filed within thirty (30) days after delivery of the ruling to the licensee. Such delivery shall be presumed complete upon its deposit in the U.S. mail, postage prepaid, addressed to the last known address of the licensee.

SECTION 3. Title 4, Chapter 22 shall be renumbered and moved to comprise Title 4, Chapter 9, as follows:

4-922-1; PURPOSE: The purpose of this Chapter is to reduce the number of false security alarms thereby enhancing police response time for critical calls for service and reducing the costs to the City arising from the increasing number of false security alarms. Further, the intent of this Chapter is to encourage alarm businesses and alarm users to maintain the operational viability of security alarm systems and to hold owners of alarm systems accountable for the costs associated with responding to false alarms.

4-922-2: DEFINITIONS: For the purposes of this Chapter, the following terms, phrases, and words, and derivations thereof, shall have the meanings given in this section:

ALARM INSTALLATION COMPANY: A person who engages in the business of selling, providing, maintaining, servicing, repairing, altering, replacing, moving or installing an Alarm System in businesses or residences located within the City.

ALARM MONITORING BUSINESS: Any person who engages in the business of monitoring alarm systems located within the City and summoning police response to activations thereof. This term includes both businesses that are engaged in alarm monitoring for Oprofit and businesses that monitor only their own alarm systems.

ALARM OFFICER: The Chief of the Idaho Falls Police Department or his or her designee.

ALARM SYSTEM: Any mechanical, electrical or other device located within the City and which is designed or used for the detection of a trespass, burglary, or robbery within a building, structure, or facility, and which emits an audible sound or which transmits a signal or message which is designed to elicit a response from the Police Department. Alarm systems include, but are not limited to, direct dial telephone devices, audible alarms and proprietor alarms. An alarm system includes all the necessary equipment designed and installed for the detection of a trespass, burglary, robbery or other hazard in a single building, structure, or facility, and for alerting public safety personnel to the commission of an unlawful act within a building, structure or facility.

ALARM USER: Any person who owns or installs and renders operable any alarm system or who contracts for the servicing or maintenance of an alarm system within any building or structure located within the City.

AUDIBLE ALARM: An alarm system which when activated generates sound or signal that is audible from the immediate vicinity of the premises where the alarm system is located.

AUTOMATIC DIALING DEVICE: An alarm system which automatically sends over a telephone line, by direct connection, internet, or otherwise, a pre-recorded voice message or coded signal indicating the existence of an emergency situation.

CALENDAR YEAR: The period between and including January 1 and December 31 of any given year.

CITY: The City of Idaho Falls, Idaho.

EMERGENCY: Any condition which requires or is expected to require a response of police or public safety personnel.

ENHANCED CALL VERIFICATION: An independent method whereby an alarm monitoring company attempts to determine that a signal from an automatic alarm system reflects a need for immediate police assistance or investigation. This verification process will be conducted by the

alarm system monitoring personnel and shall consist of making two phone calls to the responsible party or parties and shall not take more than five minutes from the time the alarm signal has been accepted by the alarm system monitoring company. At least one of the two phone calls must be made to a party off the premises upon which the alarm system is installed.

FALSE ALARM: An alarm system signal, message, transmittal, or communication which results in a response by public safety personnel and for which no emergency situation exists or existed as determined by the responding police personnel. False alarms shall not include alarms caused by natural occurrences such as hurricanes, tornadoes, earthquakes, or other extraordinary circumstances determined by the alarm officer to be clearly beyond the control of the alarm user.

ONE PLUS DURESS ALARM: A security alarm system which permits the manual activation of an alarm signal by entering on a keypad a code that either adds the value of 1 to the last digit of a normal arm/disarm code (e.g., the normal arm/disarm code "1234" if entered as "1235" automatically activates the duress alarm feature) or that involves entering any incorrect final digit to a normal arm/disarm code.

PERSON: Any individual, partnership, association, corporation, limited liability company, trust, or organization of any kind, including a government entity or political subdivision thereof.

PUBLIC NUISANCE ALARM SYSTEM: Any alarm system which generates or transmits more than two (2) False Alarms within a calendar year.

SIA CONTROL PANEL STANDARD CP-01: The ANSI-American National Standard Institute approved Security Industrial Association - SIA CP-01 Control Panel Standard, as may be updated from time to time.

4-~~922~~-3: DUTIES OF ALARM INSTALLATION COMPANIES AND MONITORING:

(A) No Alarm Installation Company or Alarm Monitoring Business shall:

(1) Render any alarm system operational or transfer the control or operation thereof to the alarm system owner without first delivering to the customer written instructions regarding the proper use and operation of such alarm system including instructions regarding the procedure to deactivate the alarm system and reasonable measures that may be undertaken in order to avoid False Alarms.

(2) Fail to keep within the principal offices of the business or company a written copy of the instructions as required by the preceding section, for a period of at least three (3) years from the date of their issuance. Such instructions shall be dated and signed by the customer prior to the delivery thereof to the customer.

(3) Render an alarm system operational or transfer the ownership or control thereof to a customer without delivering to the customer a Customer Alarm Prevention Checklist in such form as may be approved by the Alarm Officer. Such checklist shall be current as of the date it is delivered to the customer and shall be signed and dated by the customer.

(4) Fail to keep at the principal offices of the business or company a copy of the signed checklist required by the preceding Section, for a period of at least three (3) years.

(5) To program an alarm system in a manner which is capable of sending One Plus Duress Alarms.

(6) To maintain, inspect or modify any alarm system capable of sending a One Plus Duress Alarm, without first rendering the One Plus Duress capability inoperable.

(7) To install any alarm system which may be activated by a single action, non-recessed button.

(8) To install any alarm system that is not compliant with SIA Control Panel Standard CP-01 or to install any alarm system which fails to include a designation clearly visible on the control panel thereof, indicating that such control panel has been tested and found compliant with such standard by the Underwriters Laboratory (UL) or other nationally recognized testing laboratory.

(9) To install any Automatic Dialing Device within an alarm system.

(10) To notify or request a police dispatch in response to a security alarm signal without making reasonable efforts to contact the owner of the premises where the alarm system is located or another person designated by such owner to receive such telephone calls.

(11) To fail to silence an alarm signal within fifteen (15) minutes after the receipt of notification that the alarm system has been triggered or activated in a residential structure or within thirty (30) minutes after receipt of notification that an alarm system within a commercial or industrial structure has been activated.

4-922-4: RESPONSIBILITIES OF ALARM USERS:

(A) No Alarm User shall:

(1) Use, operate, maintain or install an alarm system unless the alarm user has within his or her employ or retention a person who has been trained in the appropriate procedures to deactivate an alarm system signal and who is capable of deactivating an alarm system signal within fifteen (15) minutes after receipt of notification that the alarm system signal has been triggered.

(2) To allow any alarm system signal to continue for a period of more than fifteen (15) minutes after notification of the activation of the system if protecting a residential structure or within thirty (30) minutes after such activation if the alarm system is protecting a commercial or industrial structure.

(3) To operate a Public Nuisance Alarm without having a permit therefore issued in accordance with the provisions of this Chapter.

~~4-922-5~~: MAINTAINING A PUBLIC NUISANCE ALARM:

(A) No person shall maintain, operate, use or attempt to use a Public Nuisance Alarm System without having a valid Public Nuisance Alarm System Permit.

(B) Public Nuisance Alarm System Permits may be obtained from the office of the City Clerk upon payment of the following permit fees:

- 3rd false alarm within the calendar year \$100
- 4th false alarm within the calendar year \$200
- 5th false alarm within the calendar year \$300
- 6th false alarm within the calendar year \$400
- 7th and subsequent false alarms within the calendar year \$500

Each Public Nuisance Alarm System Permit shall expire on December 31st of the calendar year in which it is issued. Each Public Nuisance Alarm System Permit shall automatically become void upon the triggering of an additional False Alarm and shall remain void until the additional permit fee is paid to the City Clerk.

(C) Whenever any alarm system is deemed a Public Nuisance Alarm System, the Alarm Officer, or his or her designee shall provide a notice to the owner or person in control of the premises. Such notice shall advise the owner or operator of such alarm system that the alarm system has been determined to be a Public Nuisance and that any operation thereof without obtaining a Public Nuisance Alarm system Permit pursuant to this Chapter will constitute a violation of this Chapter. Such notice shall be deemed given upon posting a written notice of such determination upon the premises where the alarm system is located or deposit thereof in the U. S. Mail, Certified Mail, Return Receipt Requested, Postage Pre-Paid and addressed to the owner or operator of such alarm system, if known, or addressed to the owner at the address shown on the records of the Bonneville County Assessor's Office for the premises where the alarm system is located.

~~4-922-6~~: PROHIBITED ALARM SYSTEMS:

(A) No person shall use or operate an automatic dialing device or any device programmed to initiate and deliver a message or signal to any telephone number belonging to the City of Idaho Falls or to any law enforcement dispatch services.

(B) No system shall have an entry or exit delay of less than 45 seconds.

~~4-922-7~~: VIOLATIONS:

(A) Any person who violates any provision of this Chapter shall be guilty of a misdemeanor.

SECTION 4. Title 4, Chapter 23 shall be renumbered and moved to comprise Title 4, Chapter 10, as follows:

4-1023-1: DEFINITIONS: As used in this Chapter:

ADVANCED EMERGENCY MEDICAL TECHNICIAN - AMBULANCE (AEMT-A): An individual certified by the EMS Bureau of the Idaho Department of Health and Welfare on the basis of successful completion of an intermediate training program, examination, subsequent required continued training and recertification.

ADVANCE LIFE SUPPORT: The provision of medical care, medication administration and treatment with medical devices which correspond to the knowledge and skill objectives in the EMT-Paramedic curriculum currently approved by the EMS Bureau of the Idaho Department of Health and Welfare.

AMBULANCE: Any privately-owned motor vehicle used for, or intended to be used for, the transportation of sick or injured persons who may need medical attention during transport.

ATTENDANT DRIVER: A person who is qualified and licensed in accordance with this Chapter as both an ambulance attendant and ambulance driver.

CERTIFICATION: A credential issued to an individual by the EMS Bureau for a specified period of time indicating that minimum standards corresponding to one (1) or several levels of EMS proficiency have been met.

CERTIFIED PERSONNEL: Individuals who have completed training and successfully passed examinations for training and skills proficiency in one (1) or several levels of emergency medical services.

CITY COUNCIL: The City Council of the City of Idaho Falls, Idaho.

CRITICAL CARE TRANSFER (CCT): Transportation of a patient who has received definitive care at a hospital, and who requires or may require care beyond the level of EMT-B for maintenance while being transported. Such care includes, but is not limited to starting and/or maintaining IV's, drug administration, advanced airway care and cardiac monitoring and/or defibrillation.

DIRECTOR: The Fire Chief of the Idaho Falls Fire Department.

EMERGENCY: A medical condition, the onset of which is sudden, that manifests itself by symptoms of sufficient severity, including severe pain, that a prudent layperson, who possesses an average knowledge of health and medicine, could reasonably expect the absence of immediate

medical attention to result in placing the person's health in serious jeopardy, or in causing serious impairments of bodily function or serious dysfunction of any bodily organ or part.

EMERGENCY MEDICAL SERVICES (EMS): The services utilized in responding to a perceived individual need for immediate care in order to prevent loss of life or aggravation of physiological or psychological illness or injury.

EMERGENCY MEDICAL TECHNICIAN - BASIC (EMT-B): An individual holding an EMT-B certification issued by the EMS Bureau of the Idaho Department of Health and Welfare.

EMERGENCY MEDICAL TECHNICIAN - PARAMEDIC (EMT-P): An individual holding an EMT-P certification issued by the EMS Bureau of the Idaho Department of Health and Welfare.

EMS DEPARTMENT: The Emergency Medical Services Department of the City of Idaho Falls, Idaho.

FIRST RESPONDER: An individual certified by the EMS Bureau of the Idaho Department of Health and Welfare as a First Responder on the basis of successful completion of a First Responder course approved by the Board of Health and Welfare and subsequent required continuing training.

OUT-OF-HOSPITAL CARE: Any setting outside of a hospital, including inter-facility transfers, in which the provision of EMS may take place.

PATIENT: An individual who is sick, injured, wounded, or otherwise incapacitated or in need of medical assistance or transportation by an ambulance.

PERSON: Any individual, firm, partnership, association, corporation, trust group of individuals acting together for a common purpose, or organization of any kind, excluding any public corporation or agency.

PRE-HOSPITAL CARE: Any setting (including standbys) outside of a hospital, with the exception of inter-facility transfer, in which the provision of EMS may take place.

TRANSFER: The transportation of a patient from one medical care facility to another by ambulance.

TRANSPORT NURSE: A licensed professional nurse who provides critical care services with an organized transporting agency who is certified by the Idaho Board of Nursing, and who is also certified at a minimum as an EMT-B by the EMS Bureau of the Idaho Department of Health and Welfare on the basis of successful completion of a basic EMT training program, examination, subsequent required continuing training and recertification.

4-1023-2: EMS DEPARTMENT:

(A) Establishment of EMS Department: There is hereby established within the Idaho Falls Fire & Public Safety Division, a department known as the Emergency Medical Services Department. The primary function of such department shall be to coordinate and regulate the delivery of private emergency medical services provided to persons residing in or otherwise located within the City of Idaho Falls. The EMS Department shall have the authority and responsibility to establish and enforce standards for pre-hospital patient care and patient transports throughout the City of Idaho Falls.

(B) EMS Director: The Director shall have responsibility for direction of the work force and management of the facilities and equipment of the EMS Department. If the Director is temporarily unavailable for any reason, direction of the EMS Department will lie with the EMS Division Chief or such other person appointed by the Director or City Council.

(C) Director's Responsibilities: The Director's primary responsibilities shall include:

- (1) Assisting the City Council in developing and establishing standards for pre-hospital patient care throughout the City of Idaho Falls; and
- (2) Enforcing and regulating EMS services and other first response agencies pursuant to the provisions of this Chapter.

~~4-1023-3~~: AUTHORITY OF DEPARTMENT PERSONNEL: EMS Department personnel rendering emergency medical services at the scene of a medical emergency, injury or sudden onset of acute illness to which they have been dispatched or summoned shall be deemed to have complete medical and technical rescue authority until the patient is released to hospital staff upon arrival at a hospital.

~~4-1023-4~~: REQUIREMENTS FOR OPERATION; EXCEPTIONS:

(A) It shall be unlawful for any person to conduct or operate an emergency medical service, including stand-by services, within the City of Idaho Falls without first obtaining an Ambulance License, issued pursuant to this Chapter.

(B) It shall be unlawful for any person to operate or permit to be operated, an ambulance within the City of Idaho Falls unless each driver and attendant on board each ambulance holds a current Attendant-Driver license, issued pursuant to this Chapter. Such license must be kept upon the Licensee's person while operating an ambulance or providing EMS services.

(C) This Chapter shall not apply to:

- (1) Ambulances operated by an agency of the United States, the State of Idaho, the City of Idaho Falls, or a political subdivision of the State of Idaho.
- (2) An ambulance operated from a location outside of the City of Idaho Falls which solely transports patients to or from locations outside of Idaho Falls.

(3) Persons providing EMS services solely with the use of aircraft of any type, either fixed-wing or helicopter.

4-1023-5: CLASSIFICATION OF SERVICES:

(A) General: Ambulance licenses issued pursuant to this Chapter shall set forth which of the following classification or classifications of services the licensee shall be permitted to perform with the licensed vehicle(s), and in performing such services each licensed vehicle shall conform with the staffing and equipment requirements for the type(s) of license(s) issued.

(B) Class One: An ambulance staffed twenty-four (24) hours per day and equipped for emergency medical services authorized to be provided by one EMT-P and one EMT-B or Advanced EMT-A or two EMT-P's.

(C) Class Two: An ambulance staffed twenty-four (24) hours per day and equipped for emergency medical services authorized to be provided by two EMT-B's.

(D) Class Three: An ambulance staffed and equipped for non-emergency inter-facility transfer services. A properly licensed, staffed and equipped Class Three ambulance.

SECTION 5. Savings and Severability Clause. The provisions and parts of this Ordinance are intended to be severable. If any section, sentence, clause or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

SECTION 6. Codification Clause. The City Clerk is instructed to immediately forward this Ordinance to the codifier of the official municipal code for proper revision of the Code.

SECTION 7. Publication. This Ordinance, or a summary thereof in compliance with Idaho Code, shall be published once in the official newspaper of the City, and shall take effect immediately upon its passage, approval, and publication.

SECTION 8. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED by the City Council and APPROVED by the Mayor of the City of Idaho Falls, Idaho, this ____ day of _____, 2014.

CITY OF IDAHO FALLS, IDAHO

Rebecca L. Noah Casper, Mayor

ATTEST:

Rosemarie Anderson, City Clerk

(SEAL)

STATE OF IDAHO)
) ss:
County of Bonneville)

I, ROSEMARIE ANDERSON, CITY CLERK OF THE CITY OF IDAHO FALLS, IDAHO, DO
HEREBY CERTIFY:

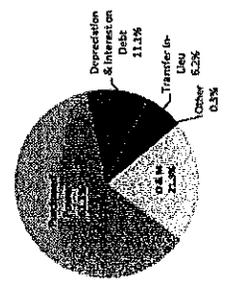
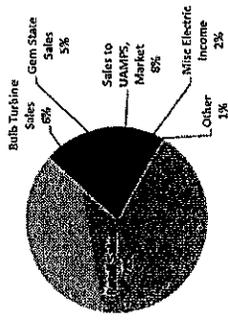
That the above and foregoing is a full, true and correct copy of the Ordinance
entitled, "AN ORDINANCE AMENDING TITLE 4 BY THE REPEAL OF
CHAPTERS 9, 10 AND 18 OF THE CITY CODE OF THE CITY OF IDAHO
FALLS, IDAHO; AND BY THE RENUMBERING OF TITLE 4, CHAPTERS
20, 22, AND 23 TO CHAPTERS 5, 9 AND 10 RESPECTIVELY; PROVIDING
SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND
ESTABLISHING EFFECTIVE DATE."

ROSEMARIE ANDERSON, CITY CLERK

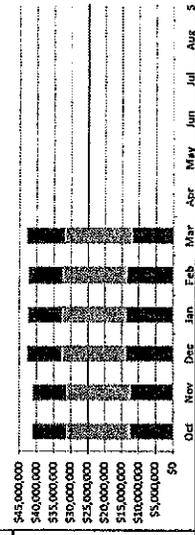
QUARTERLY FINANCIAL REPORT

Oct 2013 - Sep 2014

	1st Qtr	2nd Qtr	Jan	Feb	Mar	YTD
REVENUE						
Retail Sales	11,069,430	13,594,802	5,156,635	4,541,182	3,896,985	24,664,232
Bulb Turbine Sales	847,910	918,162	309,114	367,189	241,859	1,766,072
Gem State Sales	840,100	789,600	263,700	260,500	265,400	1,629,700
Sales to UAMPS, Market	967,005	1,568,731	274,371	360,226	934,134	2,535,736
Misc Electric Income	238,692	469,379	100,682	82,489	286,208	708,071
Other	132,772	108,186	46,501	22,692	38,986	240,958
TOTAL	14,095,909	17,448,860	6,151,003	5,634,285	5,663,572	31,544,769
EXPENSE						
Operations & Maintenance	2,805,395	3,246,080	1,265,954	1,067,612	912,514	6,051,475
Purchased Power	8,334,199	9,060,954	3,047,564	3,107,234	2,906,156	17,395,153
Depreciation & Interest on Debt	1,586,601	1,586,655	528,885	528,885	528,885	3,173,256
Transfer in-Lieu	876,689	876,699	292,233	292,233	292,233	1,753,388
Other	41,374	53,376	24,535	15,334	13,507	94,750
TOTAL	13,644,258	14,823,764	5,159,171	5,011,298	4,653,295	28,468,022
NET INCOME	451,651	2,625,096	991,832	622,987	1,010,277	3,076,747

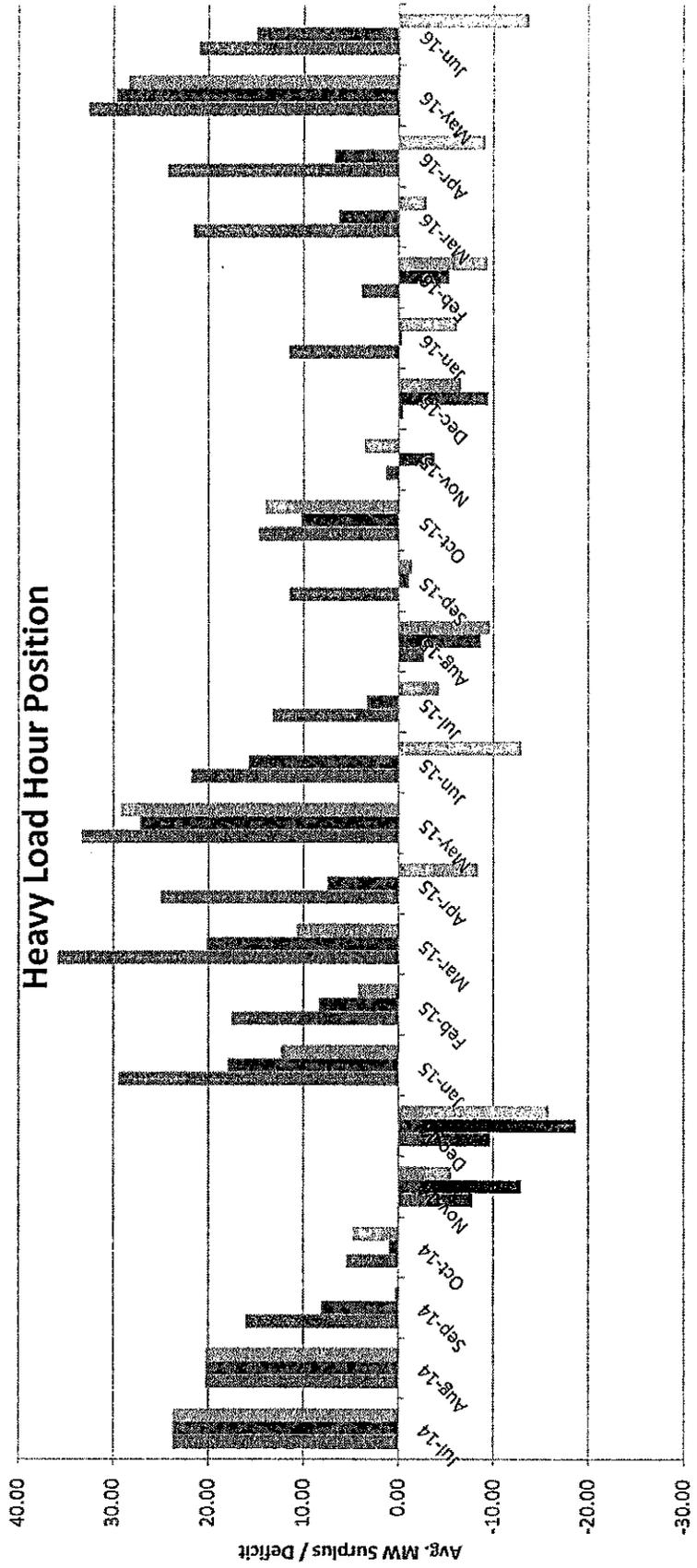


Cash Balance

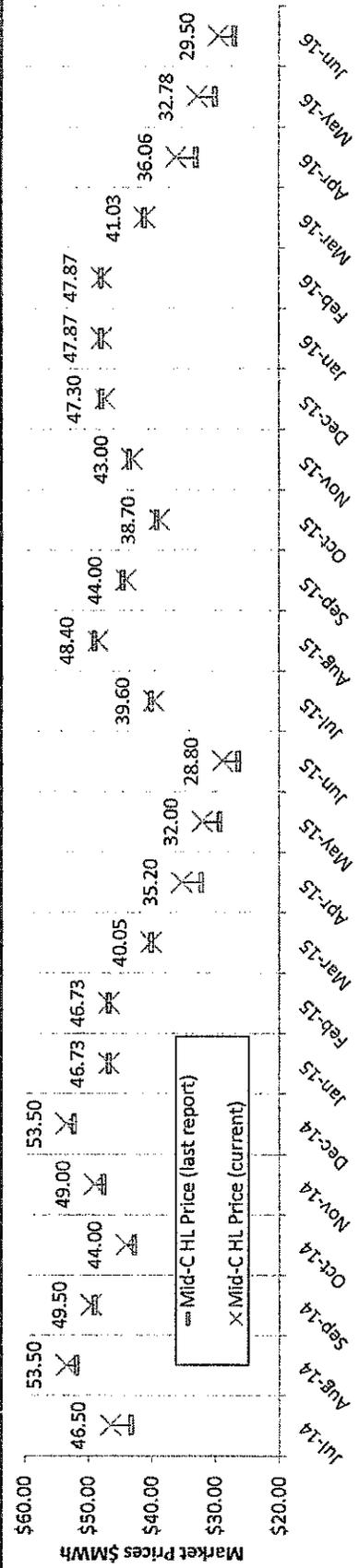


	1st Qtr	2nd Qtr	Jan	Feb	Mar
CASH BALANCE					
Electric Light Fund	13,585,701	11,696,307	13,473,849	13,267,942	11,696,307
Rate Stabilization Fund	19,205,292	20,276,911	19,226,149	19,265,806	20,276,911
T&D Capital Fund	9,728,353	10,728,353	9,728,353	9,728,353	10,728,353

Heavy Load Hour Position

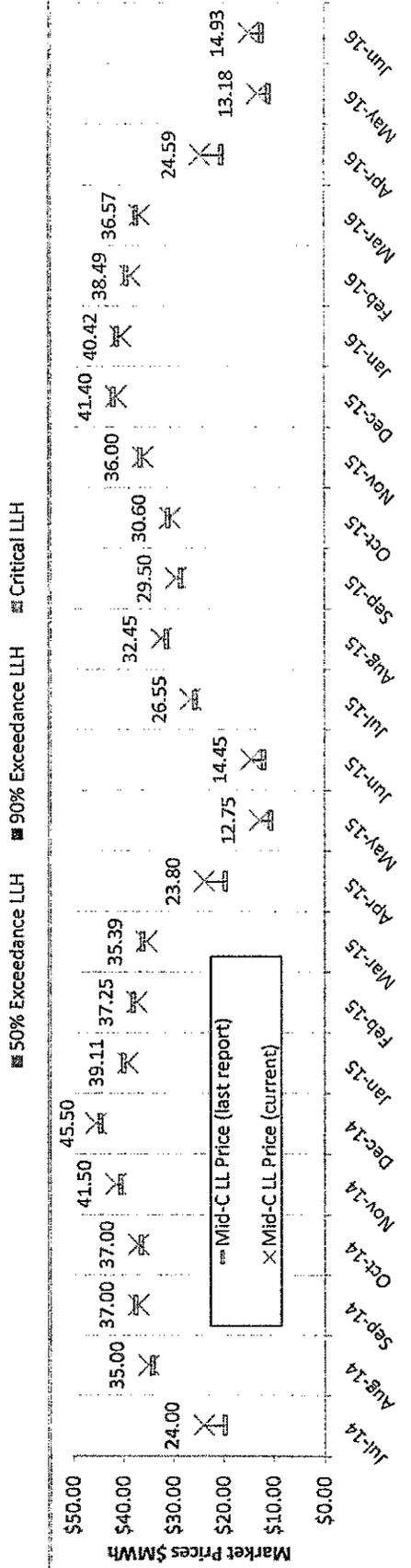
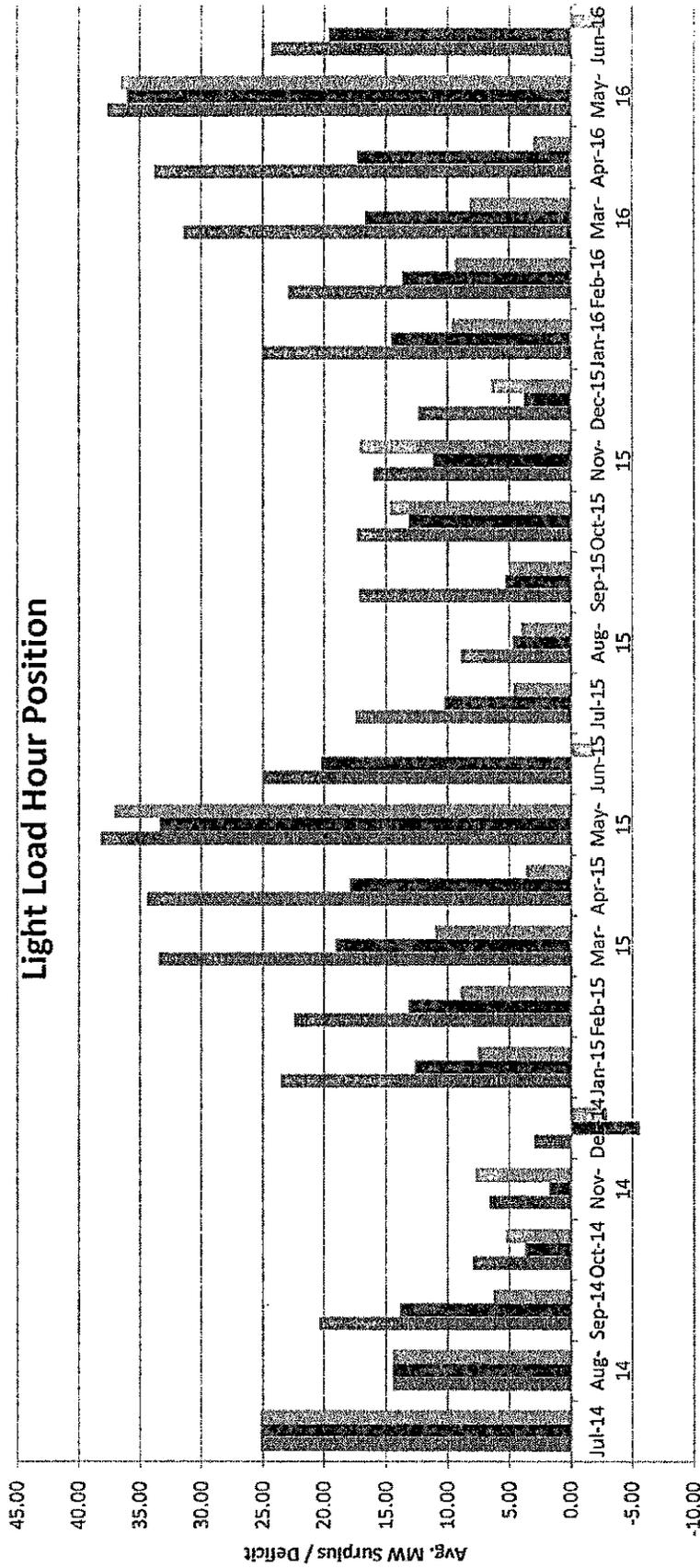


■ 50% Exceedance HLH ■ 90% Exceedance HLH ■ Critical HLH

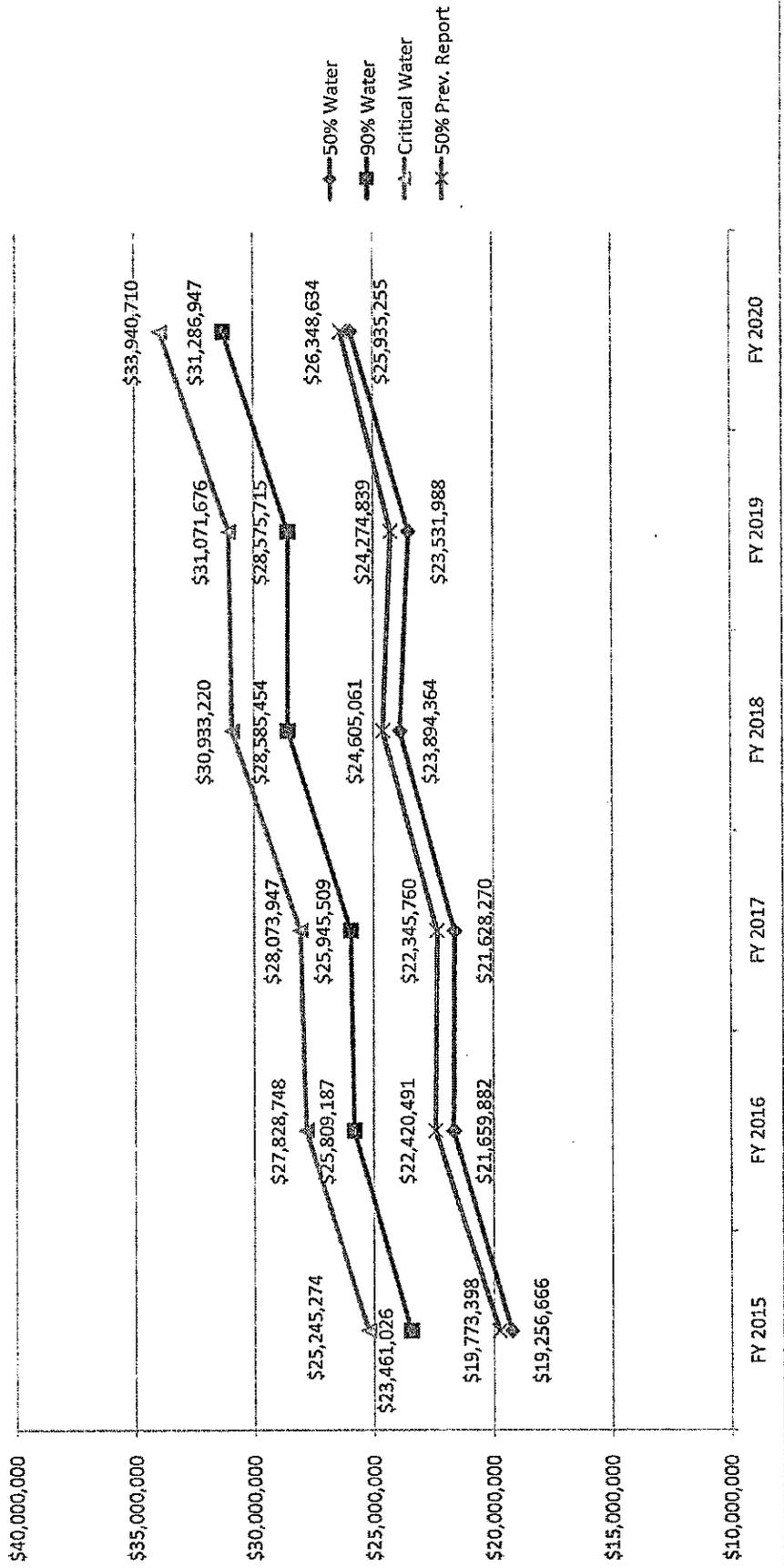


— Mid-C HL Price (last report)
 X Mid-C HL Price (current)

Light Load Hour Position



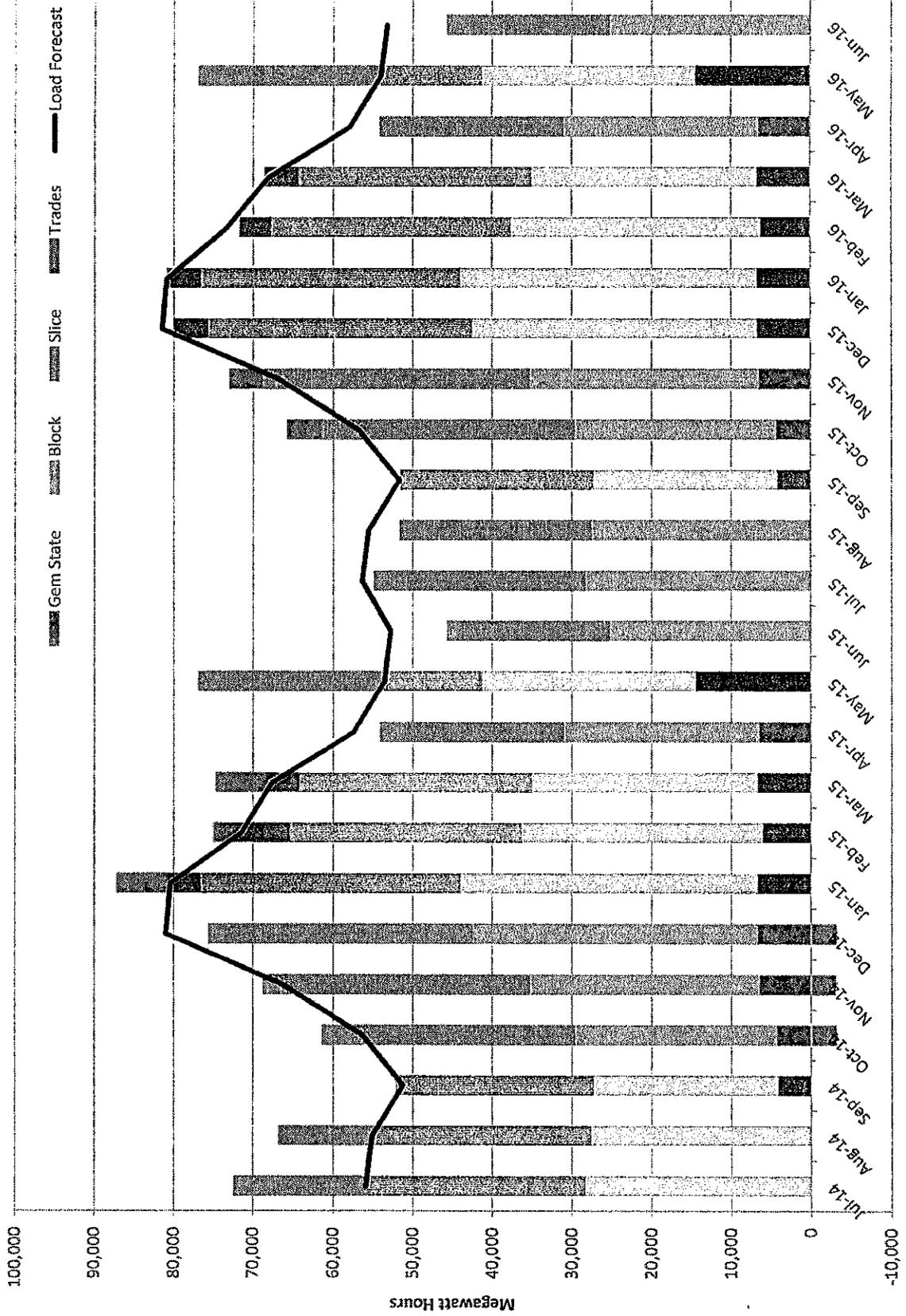
Forecast Net Power Supply Costs



IP Idaho Falls Power

TOT HLH	Contract Resource				Purchases	Sales	Net	Total Resource for Load	Critical H2O Surplus/Deficit		
	MWh	Gem State	Block	Slice					aMWh	MWh	HLH
744 416 Jul-14	55,867	0	28,272	44,194	0	0	0	72,466	22.3	16599.0	39.9
744 416 Aug-14	55,070	0	27,528	33,062	6,240	0	6,240	66,830	15.8	11759.5	28.3
720 400 Sep-14	51,214	4,176	23,040	24,929	0	0	0	52,145	1.3	931.1	2.3
744 432 Oct-14	56,320	4,315	25,296	31,858	4,315	-7,440	-3,125	58,344	2.7	2024.2	4.7
720 384 Nov-14	66,275	6,480	28,800	33,532	4,176	-7,200	-3,024	65,788	(0.7)	(487.6)	(1.3)
744 416 Dec-14	80,986	6,696	35,712	33,255	4,315	-7,440	-3,125	72,539	(11.4)	(8447.7)	(20.3)
744 416 Jan-15	80,417	6,696	37,200	32,688	10,555	0	10,555	87,140	9.0	6723.2	16.2
672 384 Feb-15	71,440	6,048	30,240	29,072	9,658	0	9,658	75,018	5.3	3577.9	9.3
744 416 Mar-15	67,665	6,696	28,272	29,215	10,555	0	10,555	74,739	9.5	7074.0	17.0
720 416 Apr-15	57,483	6,480	24,480	23,209	0	0	0	54,169	(4.6)	(3313.9)	(8.0)
744 400 May-15	53,619	14,434	26,784	35,774	0	0	0	76,992	31.4	23373.5	58.4
720 416 Jun-15	52,800	0	25,200	20,521	0	0	0	45,721	(9.8)	(7079.1)	(17.0)
744 416 Jul-15	56,381	0	28,272	26,666	0	0	0	54,938	(1.9)	(1442.2)	(3.5)
744 416 Aug-15	55,584	0	27,528	24,149	0	0	0	51,677	(5.3)	(3906.8)	(9.4)
720 400 Sep-15	51,727	4,176	23,040	24,407	0	0	0	51,623	(0.1)	(104.6)	(0.3)
744 432 Oct-15	56,834	4,315	25,296	31,858	4,315	0	4,315	65,784	12.0	8950.2	20.7
720 384 Nov-15	66,789	6,480	28,800	33,532	4,176	0	4,176	72,988	8.6	6198.9	16.1
744 416 Dec-15	81,500	6,696	35,712	33,255	4,315	0	4,315	79,979	(2.0)	(1521.8)	(3.7)
744 400 Jan-16	80,931	6,696	37,200	32,644	4,315	0	4,315	80,855	(0.1)	(75.6)	(0.2)
696 400 Feb-16	73,348	6,264	31,320	30,143	4,037	0	4,037	71,764	(2.3)	(1584.7)	(4.0)
744 432 Mar-16	68,179	6,696	28,272	29,322	4,315	0	4,315	68,605	0.6	425.6	1.0
720 416 Apr-16	57,997	6,480	24,480	23,209	0	0	0	54,169	(5.3)	(3827.7)	(9.2)
744 400 May-16	54,133	14,434	26,784	35,774	0	0	0	76,992	30.7	22859.5	57.1
720 416 Jun-16	53,314	0	25,200	20,521	0	0	0	45,721	(10.5)	(7593.3)	(18.3)

Load and Resource Forecast Critical Water



QUARTERLY FINANCIAL REPORT

October 2013 - September 2014

1st Qtr 2nd Qtr

REVENUE						
Lease Revenue	108,730	61,650	20,550	20,550	170,380	
Service Drop Fees	20,400	18,750	6,225	6,275	39,150	
Misc and Construction Fees	35,388	13,263	3,370	6,464	48,651	
Interdepartmental Billings & misc	<u>148</u>	<u>4,665</u>	<u>916</u>	<u>2,667</u>	<u>4,813</u>	
Total Revenue	164,666	98,328	31,061	35,956	262,994	

OPERATIONS & MAINTENANCE

Labor	25,703	31,293	15,000	8,923	7,370	56,996
Materials	2,801	7,571	4,132	1,815	1,624	10,372
Equipment, Fleet, and Other	<u>900</u>	<u>900</u>	<u>300</u>	<u>300</u>	<u>300</u>	<u>1,800</u>
Total O&M Expenditures	29,404	39,764	19,432	11,038	9,294	69,168

NET OPERATING REVENUE 135,262 58,564

Depreciation 38,998

NET REVENUE (LOSS) 96,264 19,396

YTD

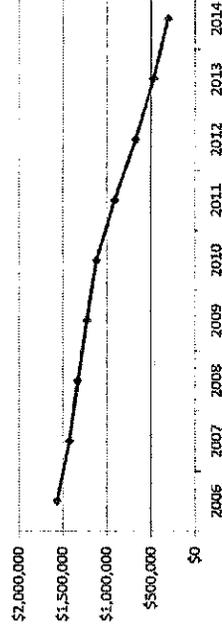
Service Drop Fees	14.9%
Misc and Construction Fees	18.5%
Interdept Billings	1.8%
Materials	15.0%
Equip, Fleet & Other	2.6%

- Project Update as of March 31, 2013:**
 Leasing 20 pairs/283 drop locations. Fiber backbone: 28 miles, fiber distribution: 96 miles, traffic fiber: 17 miles (connects 49 intersections) purchased for upgrade.
1. Leased a new pair of fiber to Medical Imaging (will connect four locations).
 2. Currently leasing 20 pairs of an available 30.
 3. In discussion with Silver Star to lease a pair of fiber.
 4. In the process of moving Fremont Communications from Kingston Co. to Syringa Co.
 5. Finished fiber install to Idaho State Police (in discussion with ISP to connect to another facility).
 6. Moved Water Dept. SCADA to Tropos Network with backhaul by fiber.

Circo Customers (03/31/14)

- Service Providers leasing 10 pairs for 219 drops:
- Dataway (1:69)
 - Fairpoint Communications (1:10)
 - Digis (Formerly Microserv & Big Dog) (2:99)
 - Syringa (5:38)
 - Optics Media (1:3)
 - Private Businesses leasing 10 pairs for 64 drops:
 - INL - AMWTP (1:3)
 - INL - CWT (1)
 - INL - BEA (2:7)
 - Metaleuca (1:7)
 - Security Connections (1:4)
 - Moutain View Hospital (1:12)
 - SD991 (1:22)
 - Bonneville County (\$450 per month: 3)
 - ISU (1:3)
 - Bank of Idaho (1:3)

Loan Balance



Loan balance decreased by \$161,294.00 in FY 14.
 Balance is \$307,693.00



Sign Code Issues to be Addressed

- Mechanics and Legal Issues (Staff)
 - Definitions
 - Content-Based Regulations
 - Message Substitution Clause
 - Enforcement
 - Signs on public property (parks)
 - Summary Table
- Regulation (Sub-Committee Guidance)
 - Shopping Center Signs
 - Conflicts with Zoning Ordinance
 - Monuments
 - LED's
 - Downtown
 - Professional Business Zones
 - Arterials
 - Entryways/Corridors
 - Where
 - How Big and Tall

Process

- One-two Council Members to be a part of the Sub-Committee. Sub-Committee also includes 3-4 members of Planning Commission
 - Subcommittee will meet a minimum of 3 times, maximum of 5-6
- Open house for all “open” issues. Staff will set up stations to gather information from public.
- Public Information will also be gathered via openplans.org, a new, free, and interactive platform to gather input and inform the public of the process and outcomes.
- Staff will work with legal to address technical/wording issues.
- Sub-committee and staff will keep Planning Commission and City Council apprised of progress prior to a final product being presented.