

MAY 8, 2008

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, May 8, 2008, in the Council Chambers located in the City Annex Building at 680 Park Avenue in Idaho Falls, Idaho at 7:30 p.m.

There were present:

Mayor Jared D. Fuhriman
Councilmember Ken Taylor
Councilmember Thomas Hally
Councilmember Michael Lehto
Councilmember Sharon D. Parry
Councilmember Karen Cornwell
Councilmember Ida Hardcastle

Also present:

Dale Storer, City Attorney
Rosemarie Anderson, City Clerk
All available Division Directors

Mayor Fuhriman requested Boy Scout Caleb Wilding to come forward to lead those present in the Pledge of Allegiance.

CONSENT AGENDA ITEMS

Mayor Fuhriman requested Council confirmation for the Appointment of Stephanie Rose to serve on the Historic Preservation Commission (Term to Expire December 31, 2010); the Appointment of Jane Lance to serve on the Library Board (Term to Expire in 2012); the Appointment of Hal Petersen to serve on the Library Board (Term to Expire in 2010); and, the Appointment of Claire Pace to serve on the Library Board (Term to Expire in 2013).

The City Clerk requested approval of the Minutes from the April 24, 2008 Regular Council Meeting and the May 5, 2008 Council Work Session.

The City Clerk presented monthly reports from various Division and Department Heads and requested that they be accepted and placed on file in the City Clerk's Office.

The City Clerk presented the following Expenditure Summary dated April 1, 2008 through April 30, 2008, after having been audited by the Fiscal Committee and paid by the Controller:

FUND	TOTAL EXPENDITURE
General Fund	\$ 803,072.11
Street Fund	6,592.84
Recreation Fund	27,344.64
Library Fund	43,354.66
Municipal Equipment Replacement Fund	66,906.00
Electric Light Public Purpose Fund	38,030.97
Electric Rate Stabilization Fund	600.00
Golf Fund	17,276.61
Street Capital Improvement Fund	2,653.20
Traffic Light Capital Improvement Fund	157.21
Airport Fund	231,771.00

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FUND	TOTAL EXPENDITURE
Water and Sewer Fund	208,764.88
Sanitation Fund	2,832.31
Ambulance Fund	12,650.51
Electric Light Fund	3,035,582.12
Payroll Liability Fund	2,173,313.31
TOTALS	\$ 6,670,902.37

The City Clerk presented several license applications, all carrying the required approvals, and requested authorization to issue those licenses.

The City Clerk requested Council ratification for the publication of legal notices calling for public hearings on May 8, 2008.

It was moved by Councilmember Taylor, seconded by Councilmember Hardcastle, that the Consent Agenda be approved in accordance with the recommendations presented. Roll call as follows:

Aye: Councilmember Cornwell
 Councilmember Parry
 Councilmember Taylor
 Councilmember Hardcastle
 Councilmember Lehto
 Councilmember Hally

Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

Mayor Fuhriman requested a Representative from the Mayor's Youth Advisory Council to come forward to give the City Council a report on their recent activities.

Tiffany Saslow appeared to state that she is the Chairperson for the Public Relations and Advertisement Committee for the Mayor's Youth Advisory Council. She stated that the Mayor's Youth Advisory Council is in the planning stages for a summer camp. The mission of the summer camp is to get students ready for high school and to help them be more aware of what is available in high school so they will be more involved.

Mayor Fuhriman requested those to come forward who had issues for the City Council that were not otherwise listed on the Council Agenda.

Brad Landes, 1190 Grassland Drive, appeared to submit the following petition:

City of Idaho Falls

To Idaho Falls Mayor Jared Fuhriman and Idaho Falls City Councilmembers:

We, the undersigned, presently employed by the Idaho Falls Police Department as sworn police officers, do hereby request the Idaho Falls City Council and Mayor to support a collective bargaining agreement (CBA) with the City's Police Officers.

We, the undersigned, do hereby designate the Idaho Falls Fraternal Order of Police Lodge No. 6 and National Fraternal Order of Police Labor Services, as

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our collective bargaining representative in all matters pertaining to labor conditions, wages and benefits.

s/ Brad Landes
s/ Malin Reynolds
s/ Shane M. Kaiser
s/ Spencer Steel
s/ Howard Schwicht
s/ John Cawley
s/ Garren Kelly
s/ Dax Siddoway
s/ Angelica (Angie) J. Proctor
s/ Brian Trimble
s/ William Squires
s/ M. Goodman
s/ Jared Mendenhall
s/ Dennis Tremayne
s/ Stephen Avery
s/ Jason L. Miller
s/ Darren Cook
s/ Ron Hansen
s/ Lincoln McDonald
s/ John A. Marley
s/ Reme Stiffler
s/ Darin Moulton
s/ Jeremy Galbreath
s/ Clark Lund
s/ Steven Poulter
s/ Royce A. Clements
s/ Jeanette Johnson
s/ Peter Gabriel Klepich
s/ A. L. Billman
s/ Curtis Stacey
s/ James F. Hoffman
s/ Philip W. Grimes
s/ David Forrest
s/ Dustin Cook
s/ Luis Olivas
s/ Mark A. Burnell
s/ Joseph A. Dutton
s/ Joel A. Tisdale
s/ Michael T. Cosens
s/ Bart Whiting
s/ Eric J. Andersen
s/ Kent Hoskins

s/ A. Scott Killian
s/ Ryan M. Nelson
s/ Rik Lainhart
s/ Brandon Storer
s/ David Frei
s/ David Barker
s/ Timothy K. Downs
s/ Brian D. Smith
s/ Joshua N. Deede
s/ Scott Ockerman
s/ Allen Hall
s/ Sabas Flores III
s/ Dan Godfrey
s/ Tim Henze
s/ Pat McKenna
s/ K. Douglas Christensen
s/ Jessica Hunt
s/ Jeff Pratt
s/ Curtis Bateman
s/ Steve Barnes
s/ Craig Morgan
s/ L. Case
s/ Mike Zaladonis
s/ Cory Hart
s/ Brent Lawrence
s/ Joe Cawley
s/ Scott Sauer
s/ Aaron Murdock
s/ Paul Murray
s/ Alan Bowers
s/ Leendert P. Van Hulsten
s/ Steve Hunt
s/ Kevin Pettingill
s/ Richard G. Rogers
s/ Jason Hendrian
s/ Kenneth K. Knoelk
s/ Zuella Nelson
s/ Jon C. Johnson
s/ Kyle Christopherson
s/ Brent Guymon
s/ Ken Zaugg
s/ Ken S. Brown

Lodge President Landes also shared the following letter:

TO: Mayor Jared D. Fuhriman
Council President Ida Hardcastle
Councilmember Michael Lehto

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Councilmember Thomas Hally
Councilmember Kenneth Taylor
Councilmember Karen Cornwell
Councilmember Sharon D. Parry

SUBJECT: PETITION FOR THE IDAHO FALLS FRATERNAL ORDER OF
POLICE TO HAVE COLLECTIVE BARGAINING RIGHTS

Dear Mayor Fuhrman and Councilmembers:

We have submitted a copy of a petition asking that this Council establish a policy granting collective bargaining for police officers of the Idaho Falls Police Department. The petition was signed by 97% of the sworn officers of the Idaho Falls Police Department. These officers would be affected by a Collective Bargaining Contract if one existed.

We believe it is every American's right to be able to negotiate wages, benefits and working conditions with their employer. Negotiation rights provide the opportunity for each party to mutually address respective issues and successfully achieve a written agreement. The parties can accomplish this with knowledge and mutual respect. The negotiation and agreement process helps build a more professional relationship between labor and management and helps sustain a quality Police Department.

We are asking for equal protection and the same rights you have provided to other departments within the City. Collective bargaining will give us an equal opportunity that is enjoyed by the Idaho Falls Firefighters and the City Electrical Workers.

In October of 2007, 92% of the Police Department voted to go union under the FOP flag. Since then we have met with you to explain our honorable intentions. We even put on a work shop to help you understand our philosophy and how we perceive the impact bargaining will have on the department. We left that work shop with the understanding that we would discuss with you and establish ground rules and a methodology before negotiating a contract. We were led to believe that the City was also going to propose what they would like to see if a collective bargaining contract ever existed between us. This never happened and obviously we are extremely disappointed.

In December of 2007, we received a letter from Mr. Dale Storer, stating that you are not interested in allowing us to negotiate a contract. We were informed that you prefer the "status quo", and advising us you are not interested in dealing with paid negotiators. This letter was an insult to us, the Idaho Falls Fraternal Order of Police. Frankly, we cannot understand why the City will not negotiate with us. We believe we have the right to bargain with you like professionals and be able to address those issues that impact our future.

The Police Officers of the Idaho Falls Police Department are among the best of the best. We love this Department and intend on raising our families in this great community that we serve.

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We ask that you reconsider the answer your Attorney gave us earlier and to do what is right and fair. If your answer stays the same, then you need to look each Officer that signed the petition straight in the eyes and explain to them why they are not afforded the same rights as others within the City.

I appreciate the opportunity to stand before you and present this petition. I also hope to someday come to you, upon mutual agreement, and sign a written contract that will benefit not just the officers affected but this great community.

Sincerely,

The Idaho Falls Fraternal Order of
Police – Lodge No. 6

A copy of the following letter from the City Attorney was also attached to the packet of information presented by Brad Landes:

City of Idaho Falls
December 10, 2007

Curtis R. Smith
3480 Merlin Drive
Idaho Falls, Idaho 83404

Re: FOP – Request for Unionization

Dear Curtis:

On behalf of the Mayor and City Council I would like to express our appreciation for you and the FOP's time and efforts in meeting with us to discuss the FOP's desire to organize a police union. The session was very informative and helpful to the City Councilmembers in considering this matter.

Notwithstanding the presentation last week, I do not believe the Council has any desire to change the status quo. We have enjoyed an amicable relationship with "Idaho Falls' Finest" and we hope to continue with the current open door policy which allows direct access to the City Council rather than dealing with paid negotiators.

We thank you for your efforts and look forward to a continued joint effort to protect the health and safety of our citizens.

Sincerely yours,

s/ Dale Storer
Dale W. Storer
City Attorney

cc: Mayor Fuhriman
Councilmembers

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Councilmember Hardcastle thanked Brad Landes and all Police Officers that were present for their presentation. In the five months since the Police Department received the letter from the City Attorney, she stated that she has not had any indication that the City Council wants reconsider this. Considering the showing from Police Officers at this meeting, the City Council will talk about this issue again. Councilmember Hardcastle expressed her appreciation for the respect that has been shown to the Mayor and City Council, along with the professionalism exhibited.

The Airport Director submitted the following memo:

City of Idaho Falls
May 5, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Len Nelson, Airport Director
SUBJECT: BID DOCUMENTS FOR THE IDAHO FALLS' REGIONAL AIRPORT
AIRPORT IMPROVEMENTS

On April 30, 2008, bids were received for Airport Improvements, Rehabilitate Runway 2-20 and Taxiways, Including Runway Lights and Taxiway Lights AIP-3-16-0028-0029. The Aviation Director requests approval of the low bid of \$8,506,219.60 to Western Construction pending approvals by the Consulting Engineer and the FAA. Project is funded 95% by the FAA and 5% by the City of Idaho Falls.

The Airport Division recommends approval and requests the Mayor be authorized to execute the documents.

s/ Len Nelson

It was moved by Councilmember Cornwell, seconded by Councilmember Parry, to accept the low bid from Western Construction in the amount of \$8,506,219.60 to complete the Idaho Falls Airport Improvements: Rehabilitate Runway 2-20 and Taxiways, Including HIRL and Taxiway Lights and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Lehto
Councilmember Cornwell
Councilmember Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

The Fire Chief submitted the following memo:

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City of Idaho Falls
May 5, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Dean Ellis, Fire Chief
SUBJECT: INCREASE OF AMBULANCE FEES

The Fire Chief respectfully requests your approval for the increase of ambulance fees. The changes reflect a small increase in all fees. The intent of these increases is to keep up with rising costs to run the ambulance service. See attachments for increase.

s/ Dean Ellis

PROPOSED AMBULANCE FEE INCREASES

Source of Fees	Current Fee	Proposed Fee Increase
BLS Emergency Transport	\$320.00	\$333.00
BLS Non-Emergency Transport	150.00	156.00
BLS Mileage	5.00	5.20
BLS Non-Resident Emergency Transport	475.00	495.00
BLS Non-Resident Non-Emergency Transport	150.00	156.00
BLS Non-Resident Mileage	8.00	8.35
BLS Treat – No Transport	125.00	130.00
ALS Emergency Transport	460.00	480.00
ALS Non-Emergency Transport	-	-
ALS Mileage	5.00	5.20
ALS Non-Resident Emergency Transport	610.00	635.00
ALS Non-Resident Non-Emergency Transport	-	-
ALS Non-Resident Mileage	8.00	8.35
ALS Treat – No Transport	150.00	156.00
Critical Care Transport	375.00	390.00
Critical Care Mileage	4.00	4.15
Specialty Care Transport	-	-
Specialty Care Mileage	-	-
Specialty Care Non-Resident Transport	-	-
Specialty Care Non-Resident Mileage	-	-

It was moved by Councilmember Hardcastle, seconded by Councilmember Taylor, to approve the above listed ambulance fee increases. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Cornwell
Councilmember Hardcastle

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Nay: None

Motion Carried.

The Idaho Falls Power Director submitted the following memos:

City of Idaho Falls
May 5, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jo Elg, Assistant Idaho Falls Power Director
SUBJECT: UAMPS IDAHO WIND PROJECT SOLICITATION LETTER

Attached for your consideration is a letter from UAMPS soliciting interest in the Two Elks Study Project and the Idaho Wind Study Project. Both projects are at a preliminary stage and require additional study to determine feasibility of construction.

Idaho Falls Power respectfully recommends participation in the Idaho Wind Study Project at a 2 megawatt level and authorization for the Mayor to sign the letter. We do not recommend participation in the Two Elks Study Project at this time.

s/ Jo Elg

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to deny participation in the Two Elks Study Project, approve participation in the Idaho Wind Study Project and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Hardcastle
Councilmember Parry
Councilmember Lehto
Councilmember Taylor
Councilmember Cornwell

Nay: None

Motion Carried.

City of Idaho Falls
May 5, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jo Elg, Assistant Idaho Falls Power Director
SUBJECT: SLICE CONTRACT COOPERATION AND CONFIDENTIALITY AGREEMENT

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Attached for your consideration is a Third Amended and Restated Slice Contract Cooperation and Confidentiality Agreement which provides for Slice customers to coordinate and cooperate on Slice issues. The Agreement has been reviewed by the City Attorney.

Idaho Falls Power respectfully requests approval of the Agreement and authorization for the Mayor to sign the document.

s/ Jo Elg

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to approve the Third Amended and Restated Slice Contract Cooperation and Confidentiality Agreement and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Parry
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

City of Idaho Falls
May 5, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jo Elg, Assistant Idaho Falls Power Director
SUBJECT: SLICE CONSULTANT RETENTION, COST SHARING AND REIMBURSEMENT AGREEMENT

Attached for your consideration is a Consultant Retention, Cost Sharing, and Reimbursement Agreement to engage an auditor to review BPA costs assigned to the Slice product on behalf of the Slice customers. The agreement has been reviewed by the City Attorney.

Idaho Falls Power respectfully requests approval of the Agreement and authorization for the Mayor to sign the document.

s/ Jo Elg

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to approve the Consultant Retention, Cost Sharing, and Reimbursement Agreement to engage an auditor to review Bonneville Power Administration costs assigned to the Slice product on behalf of the Slice customers and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Hally
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
April 21, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jackie Flowers, Idaho Falls Power Director
SUBJECT: AUTHORIZATION TO ENTER INTO A CONTRACT WITH
NOVINIUM TO COMPLETE THE CABLE REJUVENATION
PROJECT

On February 11, City Council authorized Idaho Falls Power to solicit quotes for the Cable Rejuvenation Project. Two firms responded to our request. Attached is a list of firms who responded.

Staff recommends awarding the project to Novinium for an amount not to exceed \$83,314.00.

s/ Jackie Flowers

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to give authorization to enter into a contract with Novinium to complete the Cable Rejuvenation Project in an amount not to exceed \$83,314.00 and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Taylor
Councilmember Hardcastle
Councilmember Cornwell
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memos:

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City of Idaho Falls
May 2, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: APPOINTMENT OF ELECTRIC LIGHT FUND AUDITORS

Attached for your consideration is the audit proposal from Moss Adams LLC for the audit of the City's Electric Light Fund for fiscal year ending September 30, 2008.

Municipal Services respectfully requests the approval of Moss Adams LLC to audit the Electric Fund for \$47,700.00, plus out of pocket travel expenses.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Hardcastle, to accept the audit proposal from Moss Adams LLC for the audit of the City's Electric Light Fund for fiscal year ending September 30, 2008 in the amount of \$47,700.00 plus out of pocket travel expenses and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Lehto
Councilmember Cornwell
Councilmember Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

City of Idaho Falls
May 2, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: APPOINTMENT OF CITY AUDITORS

Attached for your consideration is the audit proposal from Rudd & Company, PLLC for the audit of the City for the fiscal year ending September 30, 2008.

Municipal Services respectfully requests the approval to have Rudd & Company, PLLC perform the annual audit for \$36,800.00.

s/ S. Craig Lords

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It was moved by Councilmember Taylor, seconded by Councilmember Hardcastle, to accept the audit proposal from Rudd & Company, PLLC for the audit of the City for fiscal year ending September 30, 2008 in the amount of \$36,800.00 and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
May 5, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUTHORIZATION TO BID DEMOLITION OF PROPERTY AND
CONSTRUCTION OF PARKING LOT

Municipal Services respectfully requests authorization to bid the demolition of City-owned property located at 254, 264, and 290 Constitution Way, and authorization to bid construction of a parking lot in the same location.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Hardcastle, to give authorization to bid the demolition of City-owned property located at 254, 264, and 290 Constitution Way and, further, give authorization to bid the construction of a parking lot in the same location. Roll call as follows:

Aye: Councilmember Hally
Councilmember Hardcastle
Councilmember Parry
Councilmember Lehto
Councilmember Taylor
Councilmember Cornwell

Nay: None

Motion Carried.

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City of Idaho Falls
May 5, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: POLICE DEPARTMENT ANNEX LEASE AGREEMENT RENEWAL

Attached for your consideration is a proposed Lease Renewal Agreement for the Police Department Annex currently leased from J & R Investments, LLC, and a copy of the annual rent increase as proposed in the original Lease Agreement.

Said Agreement has been reviewed and approved by Dale Storer, City Attorney.

It is respectfully requested that Council approve said Lease Agreement and authorize the Mayor to execute the document.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Hardcastle, to approve the Lease Renewal Agreement with J & R Investments, LLC for the Police Department Annex and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Parry
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

The Parks and Recreation Director submitted the following memo:

City of Idaho Falls
May 8, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: STATE/LOCAL AGREEMENT – PANCHERI TO SOUTH TOURIST PARK PEDESTRIAN/BIKE PATHWAY PROJECT

Attached for your consideration is a State/Local Agreement for the Pancheri to South Tourist Pedestrian/Bike Pathway Project. This project, scheduled for

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construction in Fiscal Year 2008, is being funded with an ITD (Idaho Transportation Department) Grant, a Rotary Club No. 380 Grant, and the City of Idaho Falls. The City Attorney and City Engineer have reviewed the Agreement and recommend its approval.

The Parks and Recreation Division respectfully requests approval and authorization for the Mayor and City Clerk to sign and execute said Agreement.

s/ David J. Christiansen

RESOLUTION NO. 2008-10

WHEREAS, the Idaho Transportation Department, hereafter called the STATE, has submitted an Agreement stating obligations of the STATE and the CITY OF IDAHO FALLS, hereafter called the CITY, for construction of a pedestrian pathway from Pancheri Bridge to South Tourist Park; and,

WHEREAS, the STATE is responsible for obtaining compliance with laws, standards and procedural policies in the development, construction, and maintenance of improvement made to the Federal-Aid Highway System when there is federal participation in the costs; and,

WHEREAS, certain functions to be performed by the STATE involve the expenditure of funds as set forth in the Agreement; and,

WHEREAS, the STATE can only pay for work associated with the State Highway System; and,

WHEREAS, the CITY is fully responsible for its share of project costs; and,

NOW, THEREFORE, BE IT RESOLVED:

1. That the Agreement for Federal Aid Highway Project A009(765) is hereby approved.
2. That the Mayor and the City Clerk are hereby authorized to execute the Agreement on behalf of the CITY.
3. That duly certified copies of the Resolution shall be furnished to the Idaho Transportation Department.

CERTIFICATION

I hereby certify that the above is a true copy of a Resolution passed at a regular meeting of the City Council, City of Idaho Falls, held on May 8, 2008.

s/ Rosemarie Anderson
City Clerk

(SEAL)

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Councilmember Hardcastle expressed her appreciation to the Rotary Club for its generous grant. It was moved by Councilmember Hardcastle, seconded by Councilmember Lehto, to approve the State/Local Agreement and Resolution for the Pancheri to South Tourist Park Pedestrian/Bike Pathway Project and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Hally
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memos:

City of Idaho Falls
February 25, 2008

MEMORANDUM

TO: Mayor and Council
FROM: Reneé R. Magee, Planning and Building Director
SUBJECT: DEVELOPMENT AGREEMENT AND FINAL PLAT – SUMMERHILL
ADDITION, DIVISION NO. 1

Attached are the Development Agreement and Final Plat entitled Summerhill, Division No. 1. This is a final plat with three lots for an assisted living center and multi-family housing. Staff and the Commission found the plat to be in compliance with the Subdivision Ordinance. The Planning Commission recommended approval of this plat with the condition accesses comply with *The Access Management Plan*. This Final Plat is now being submitted to Mayor and Council for consideration.

s/ Reneé R. Magee

Following is a list of exhibits used in connection with this request:

Exhibit 1 Planning Commission Minutes dated February 5, 2008
Exhibit 2 Staff Report dated February 5, 2008
Exhibit 3 Vicinity Map
Exhibit 4 Copy of Final Plat

It was moved by Councilmember Parry, seconded by Councilmember Hally, to approve the Development Agreement for Summerhill Addition, Division No. 1 and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

MAY 8, 2008

Aye: Councilmember Lehto
Councilmember Taylor
Councilmember Hardcastle
Councilmember Cornwell
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

It was moved by Councilmember Parry, seconded by Councilmember Hally, to accept the Final Plat for Summerhill Addition, Division No. 1 and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Lehto
Councilmember Cornwell
Councilmember Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

City of Idaho Falls
May 5, 2008

MEMORANDUM

TO: Mayor and City Council
FROM: Reneé R. Magee, Planning and Building Director
SUBJECT: DEVELOPMENT AGREEMENT AND FINAL PLAT – SUNNYSIDE
CROSSROADS REGIONAL CENTER NORTH, DIVISION NO. 2

Attached are the Development Agreement and Final Plat entitled Sunnyside Crossroads Regional Center North, Division No. 2. This parcel is located northwest of the I-15 Interchange at Sunnyside Road (33rd South) and is within the boundaries of Idaho Falls and is zoned HC-1. Access is provided by a fifty-foot wide private access road and utility easement. The Planning Commission considered this final plat at its February 5, 2008 Meeting and recommended approval. This plat is now being submitted to the Mayor and Council for consideration.

s/ Reneé R. Magee

Following is a list of exhibits used in connection with this request:

Exhibit 1 Planning Commission Minutes dated February 5, 2008
Exhibit 2 Staff Report dated February 5, 2008

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Exhibit 3 Copy of Final Plat
Exhibit 4 Vicinity Map

It was moved by Councilmember Parry, seconded by Councilmember Hally, to approve the Development Agreement for Sunnyside Crossroads Regional Center North, Division No. 2 and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

It was moved by Councilmember Parry, seconded by Councilmember Hally, to accept the Final Plat for Sunnyside Crossroads Regional Center North, Division No. 2 and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat. Roll call as follows:

Aye: Councilmember Hally
Councilmember Hardcastle
Councilmember Parry
Councilmember Lehto
Councilmember Taylor
Councilmember Cornwell

Nay: None

Motion Carried.

City of Idaho Falls
April 21, 2008

MEMORANDUM

TO: Mayor and City Council
FROM: Reneé R. Magee, Planning and Building Director
SUBJECT: ORDINANCE CREATING BEAUTIFICATION COMMISSION

Attached is an Ordinance creating the Idaho Falls Beautification Commission. This Ordinance has been reviewed by the City Attorney. This Division respectfully requests consideration and adoption of this Ordinance.

s/ Reneé R. Magee

At the request of Councilmember Parry, the City Attorney read the following Ordinance by title only:

MAY 8, 2008

ORDINANCE NO. 2750

AN ORDINANCE CREATING THE IDAHO FALLS BEAUTIFICATION COMMISSION; DECLARING ITS PURPOSE; PROVIDING FOR APPOINTMENT OF MEMBERS; PRESCRIBING ITS POWERS, DUTIES, AND RESPONSIBILITIES; PROVIDING FOR RULES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

The foregoing Ordinance was presented by title only. Councilmember Parry moved, and Councilmember Hally seconded, that the provisions of Idaho Code Section 50-902 requiring all Ordinances to be read by title, and once in full, on three separate dates be dispensed with, the Ordinance be passed on all three readings, and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Parry
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

The Public Works Director submitted the following memos:

City of Idaho Falls
May 5, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: SANITATION RATE ORDINANCE

Attached is an Ordinance proposing increase to the charges by the City of Idaho Falls for removing sanitary waste.

Public Works recommends approval of this Ordinance; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chad Stanger

At the request of Councilmember Lehto, the City Attorney read the following Ordinance by title only:

MAY 8, 2008

ORDINANCE NO. _____

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 8-6-17 OF THE CITY CODE OF THE CITY OF IDAHO FALLS, IDAHO; ESTABLISHING SANITARY WASTE REMOVAL CHARGES; PROVIDING FOR SEVERABILITY AND ESTABLISHING EFFECTIVE DATE.

The foregoing Ordinance was presented by title only. Councilmember Lehto moved, and Councilmember Hally seconded, to pass the Ordinance on the first reading only. Roll call as follows:

Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Hally
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
May 5, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: WATER RATE ORDINANCE

Attached is an Ordinance proposing increases to charges by the City of Idaho Falls for providing water service.

Public Works recommends approval of this Ordinance; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chad Stanger

At the request of Councilmember Lehto, the City Attorney read the following Ordinance by title only:

ORDINANCE NO. _____

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 8-4-36 OF THE CITY CODE OF THE CITY OF IDAHO FALLS, IDAHO; PROVIDING FOR SEVERABILITY AND ESTABLISHING EFFECTIVE DATE OF ORDINANCE.

MAY 8, 2008

The foregoing Ordinance was presented by title only. Councilmember Lehto moved, and Councilmember Parry seconded, to pass the Ordinance on the first reading only. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Taylor
Councilmember Hardcastle
Councilmember Cornwell
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

City of Idaho Falls
May 5, 2008

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: WATER SYSTEM CONNECTION ORDINANCE

Attached is an Ordinance proposing increases to charges for connections to the City's water system.

Public Works recommends approval of this Ordinance; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chad Stanger

At the request of Councilmember Lehto, the City Attorney read the following Ordinance by title only:

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTIONS 8-4-14 OF THE CITY CODE OF IDAHO FALLS, IDAHO; CHANGING A REFERENCE TO THE UNIFORM BUILDING CODE IN SUCH SECTION TO THE INTERNATIONAL BUILDING CODE; INCREASING THE AMOUNT OF WATER CONNECTION FEES; ESTABLISHING METHODOLOGY; PROVIDING FOR SEVERABILITY; PROVIDING FOR PRESERVATION OF PRIOR ORDINANCE AND ESTABLISHING EFFECTIVE DATE.

The foregoing Ordinance was presented by title only. Councilmember Lehto moved, and Councilmember Parry seconded, to pass the Ordinance on the first reading only. Roll call as follows:

MAY 8, 2008

Aye: Councilmember Hardcastle
Councilmember Lehto
Councilmember Cornwell
Councilmember Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

It was moved by Councilmember Parry, seconded by Councilmember Hally, to recess Annexation Proceedings for the Expansion of the Old Butte Road Soccer Complex to the May 22, 2008 Regular Council Meeting. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

There being no further business, it was moved by Councilmember Parry, seconded by Councilmember Cornwell, that the meeting adjourn at 8:15 p.m.

CITY CLERK

MAYOR
