

MAY 24, 2007

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, May 24, 2007, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

Mayor Jared D. Fuhriman
Councilmember Joe Groberg
Councilmember Thomas Hally
Councilmember Larry Lyon
Councilmember Michael Lehto
Councilmember Ida Hardcastle

Absent was:

Councilmember Karen Cornwell

Also present:

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

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

Mayor Fuhriman acknowledged Airport Director Len Nelson for having received a recognition from the Federal Aviation Administration at the Northwest Mountain Region Airport Conference held in Seattle, Washington on April 17-18, 2007. The award was given in recognition of Mr. Nelson's dedication and commitment to improving airport safety and security while ensuring excellent aviation service to the Pocatello region.

Mayor Fuhriman introduced the Mayor's Youth Advisory Council Leadership: Caitlin Hafla, Chairman; Joseph Bodily, Co-Vice Chairman; and, Ian Leatherman, Co-Vice Chairman. Ms. Hafla stated that the mission statement for the Mayor's Youth Advisory Council is "To serve and lead the youth in our community; to participate in the decision-making process regarding choices that will affect the youth in Idaho Falls; and, to sponsor events and opportunities to involve the youth in our area."

Ian Leatherman provided a copy of the By-Laws, as follows:

**BY-LAWS
OF THE MAYOR'S YOUTH ADVISORY COUNCIL
OF THE CITY OF IDAHO FALLS, IDAHO**

(Amended May 2007)

WHEREAS the youth of the City of Idaho Falls, Idaho (hereinafter "the City") constitute an underutilized resource of ideas, knowledge and experience with respect to the City and its affairs; and

WHEREAS the Mayor of the City of Idaho Falls (hereinafter "the Mayor") desires and seeks input from the youth into the affairs and issues of the City through a Mayor's Youth Advisory Council; and

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WHEREAS the students of Bonneville County are willing to devote their time and energy into improving the City and the community through a Mayor's Youth Advisory Council;

NOW THEREFORE, the Mayor and the City Council of the City of Idaho Falls hereby establish the Mayor's Youth Advisory Council and adopt the following By-Laws.

ARTICLE I. INTENT

The intent in preparing and adopting these By-Laws is to provide a framework for organization of the Mayor's Youth Advisory Council, its actions and agenda. It is not the intent of the City, or the officers and members hereinafter described to create a legal entity of any sort including without limitation, a corporation, non-profit corporation, limited liability company, partnership nor any other business, public or quasi-public entity.

ARTICLE II. OFFICES

The principal location of the Mayor's Youth Advisory Council shall be at the Office of the Mayor, 308 Constitution Way, Idaho Falls, Idaho 83402. The Mayor's Youth Advisory Council may have such other offices as the Executive Committee may designate or as the business of the Mayor's Youth Advisory Council may require from time to time.

ARTICLE III. MEMBERS

Section 1. **Regular Meetings.** The Mayor's Youth Advisory Council shall hold eighteen (18) regular meetings during the school year, two (2) in each of the months between September and May of the school year. The meetings shall be held on the first and third Wednesdays of the month at 7:00 p.m. unless otherwise noticed pursuant to these By-Laws.

Section 2. **Special Meetings.** Special meetings of the members, for any purpose or purposes, may be called by the Executive Committee.

Section 3. **Place of Meeting.** The Executive Committee may designate any place as the place of meeting for any meeting called by the Executive Committee. If no designation is made, or if a special meeting be otherwise called, the place of meeting shall be the principal location of the Mayor's Youth Advisory Council.

Section 4. **Notice of Meeting.** Written or printed notice stating the place, day and hour of the meeting and, shall, unless otherwise prescribed by statute, be delivered not less than forty-eight (48) hours nor more than thirty (30) days before the date of the meeting, either personally, by e-mail, or by regular mail, by or at the direction of the chairperson, or the secretary, to each member of record entitled to vote at such meeting. The notice of a regular or special meeting of the Mayor's Youth Advisory Council shall specify the purpose of the meeting, including amendment to these By-Laws, or business to be transacted at such meeting and the agenda to be considered.

Section 5. **Minimum Members Needed for Business.** At least five (5) members shall be present at a meeting representing varied interests in the community. If the Mayor sees that there is unfair representation, he shall call for adjournment. If less than the required number of members is present at a meeting, the members present shall adjourn the meeting. The members present at a duly organized meeting may continue to transact business until adjournment, notwithstanding the withdrawal of enough members to leave less than a quorum, but only if a quorum was present at the time the agenda has been approved and attendance of the members has been taken. If the minimum number of members is present at the time the agenda has been approved and attendance of the members has been taken, a majority of the members is required for the Mayor's Youth Advisory Council to take action upon any item set forth in the approved agenda. Should the votes be evenly split, the Mayor shall cast a deciding vote.

Section 6. **Proxies.** At all meetings of members, a member may vote by proxy executed in writing by the member. Such proxy shall be left with the secretary prior to or at the time of the meeting.

Section 7. **Membership and Voting Rights.** Membership on the Mayor's Youth Advisory Council shall be comprised of no more than twenty (20) members. Each member shall be a voting member. All members shall attend regular meetings. Members are to be residents of Bonneville County. Members shall serve until they resign or are otherwise ineligible for membership under these By-Laws. Appointments to fill vacancies in membership shall be made by the Mayor based on applications and interviews performed with candidates.

Section 8. **Termination of Membership.** Any member of the Mayor's Youth Advisory Council may resign at any time, provided, however, that for courtesy and efficiency purposes, notice of resignation shall be in writing and copies given to the chairperson and the Mayor. Any member of the Mayor's Youth Advisory Council shall be deemed to have voluntarily resigned his/her membership automatically upon the occurrence of any of the following: 1) failing to be present at any four (4) or more regular meetings, unless a reasonable excuse acceptable to both a majority of the Executive Committee and the Mayor is provided; 2) failing to reside in Bonneville County; and 3) failing to maintain good standing at the school in which such member is enrolled; provided, however, that a graduating senior may retain membership on the Mayor's Youth Advisory Council through August following such senior's graduation.

ARTICLE IV. EXECUTIVE COMMITTEE

Section 1. **General Powers and Duties.** The business and affairs of the Mayor's Youth Advisory Council shall be managed by the Executive Committee. The Executive Committee shall be responsible for planning the agenda for the school year and for each of the regular meetings of the Mayor's Youth Advisory Council, setting and proposing potential subcommittees, and discharging any other responsibilities assigned by the Executive Committee or determined by majority vote of a quorum of the members of the Mayor's Youth Advisory Council.

Section 2. **Number, Tenure and Qualifications.** The number of executives on the Executive Committee shall be five (5) members of the Mayor's Youth Advisory Council. Executives shall be elected by secret ballot at the first regular meeting of the members of the school year, and the term of office of each director shall be one (1) year, commencing September 1 and continuing to August 31 of the following year, or until the first regular meeting of members of the following school year and the election and qualification of successors. The executives shall be nominated from among the members of the Mayor's Youth Advisory Council, and each school shall be represented on the Executive Committee. Any nominee for position of chair or vice chair must have served on the Mayor's Youth Advisory Council or a minimum of (1) one year. The Executive Committee shall consist of a chairperson, a vice-chairperson, a historian, a treasurer and a secretary, each of whom shall be elected by secret ballot of the voting and alternate members of the Mayor's Youth Advisory Council.

Section 3. **Regular Executive Committee Meetings.** A regular meeting of the Executive Committee may be held without other notice than this by-law, during or immediately following, and at the same place as each of the eighteen (18) regular meetings of the members. The Executive Committee shall provide, by resolution, the time and place for the holding of three (3) additional regular meetings during the months of June, July and August immediately following the school year without other notice than such resolution. Additional regular meetings shall be held at the principal office of the Mayor's Youth Advisory Council in the absence of any designation in the resolution.

Section 4. **Special Meetings.** Special meetings of the Executive Committee may be called by or at the request of the chairperson or other executive, and shall be held at the principal office of the Mayor's Youth Advisory Council or at such other place as the Executive Committee may determine.

Section 5. **Notice.** Notice of any additional or special meeting of the Executive Committee shall be given as outlined above in Article III, Section 4 of these by-laws. The notice shall specify the purpose of, or business to be transacted at, such a meeting and the agenda thereof.

Section 6. **Quorum.** A majority of the number of executives fixed by these By-Laws shall constitute a quorum for the transaction of business at any meeting of the Executive Committee, but if less than such majority is present, the attending executives may adjourn the meeting.

Section 7. **Election and Term of Office.** The executives to be elected by the members shall be elected annually by the members at the last meeting of the school year. Nominations for Executive Committee positions can only be made by voting and/or alternate members. Each executive shall hold office until resignation or termination in the manner herein provided.

Section 8. **Vacancies.** Any vacancy occurring on the Executive Committee because of resignation, removal, disqualification, or otherwise shall be filled by secret ballot of a majority of the remaining voting

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members of the Mayor's Youth Advisory Council. An executive so elected to fill a vacancy shall be elected for the unexpired term of the predecessor in office.

Section 9. **Powers and Duties.** The powers and duties of the several officers shall be as provided from time to time by resolution or directives of the members.

The **chairperson** shall preside over and conduct all meetings of the Mayor's Youth Advisory Council and of the Executive Committee, determine agendas for the regular meetings of the Mayor's Youth Advisory Council and the Executive Committee, act as spokesperson for the Mayor's Youth Advisory Council, act as signatory on all documents for which the Mayor's Youth Advisory Council provides authorization to sign, delegate authority to any executive or member of the Mayor's Youth Advisory Council if circumstances so warrant, and act upon any other matters and in the manner authorized by the Mayor's Youth Advisory Council.

The **vice-chairperson** shall act in the place of the chairperson upon the chairperson's absence or inability to act as authorized herein, and take action as delegated by the chairperson.

The **historian** shall act as the record keeper of all activities of the Mayor's Youth Advisory Council, keep archives, and deal with media relations as chair of the standing Mayor's Public Relations Committee of the Mayor's Youth Advisory Council.

The **treasurer** shall chair the standing Finance Committee and be responsible for all financial matters of the Mayor's Youth Advisory Council including the budget, financial reports, vouchers, and the books or ledgers.

The **secretary** shall prepare the minutes of each meeting of the Mayor's Youth Advisory Council and Executive Committee prior to the next regular meeting, prepare and mail the notices of each meeting and prepare and enclose the agendas for each meeting with the notice of such meetings. Act in the place of the chairperson upon the chairperson and vice-chairperson's absence or inability to act as authorized herein, and take action as delegated by the chairperson.

A member of the Executive Committee who fails or refuses to fulfill the duties associated with his/her position may be removed from the Executive Committee by a two-thirds (2/3) majority vote of the voting members of the Youth Advisory Council.

Section 10. **Agendas.** Any member of the Mayor's Youth Advisory Council may submit a request for placement of an item on the agenda to any member of the Executive Committee for consideration at the next following regular meeting. Such request shall be placed on the agenda at the discretion of the chairperson and, if placed upon the agenda, shall be considered at a regular meeting determined by the Executive Committee, provided adequate and sufficient notice of the item for consideration has been given as set forth herein.

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ARTICLE V. SUBCOMMITTEES

Section 1. **Standing Committees.** The following subcommittees shall be standing committees, and their term shall be perpetual: the Executive Committee, Bylaws Committee, Finance Committee and the Mayor's Public Relations Committee of the Mayor's Youth Advisory Council.

Section 2. **Ad Hoc Committees.** Any other subcommittees the Mayor's Youth Advisory Council determines are necessary shall be created for the limited term of the remainder of the school year and shall continue during such school year at the discretion of the Mayor's Youth Advisory Council. Such subcommittees shall be created by a majority vote of a quorum of members at any of the regular meetings of the members.

ARTICLE VI. AMENDMENTS

These By-Laws may be altered, amended, or repealed, and new By-Laws may be adopted by the Mayor's Youth Executive Council with prior written notice to the members as provided herein; provided, however, that such alterations, amendments or repeals first be authorized by a two-thirds (2/3) vote of all voting and/or alternate members of the Mayor's Youth Advisory Council, and provided further that vote by proxy shall not be permitted.

ARTICLE VII. ADOPTION AND EFFECTIVE DATE

The foregoing By-Laws were regularly adopted at a meeting of the Mayor's Youth Advisory Council, and thereafter ratified at a meeting of the City Council of the City of Idaho Falls. These By-Laws shall be effective as of the 20th day of May, 2007 as from time to time amended.

Executive Committeeman

Mr. Leatherman stated that there will be no more than twenty (20) members of the Council at one time. The Mayor will appoint those members. The Mayor's Youth Advisory Council will be composed of students that reside in Idaho Falls, as well as those that reside in Bonneville County. He stated that this is important because the Mayor is concerned for the community as a whole.

The following members introduced themselves:

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Caitlin Hafla, Chairman
Ian Leatherman, Co-Vice Chairman
Joseph Bodily, Co-Vice Chairman
Kailey Smith
Sylvia Belford
Janet Barton
Luke Miller
Karin Lund
Jared Richardson
Addison Rice
Ryan Sherick

Mayor Fuhriman requested the applicants for the Mayor's Youth Advisory Council to come forward and introduce themselves, as follows:

John Kusera
Casey Ball
Breanne Holaday
Benjamin Losinski
Benjamin Le
Samantha Storms
Kelsie Kleiber
Julie Swenson
Tiffany Saslow
Parker Belnap
Blake Parker
Alyssa Jordan
Lauren Parry

CONSENT AGENDA ITEMS

The City Clerk requested approval of the Minutes from the May 10, 2007 Regular Council Meeting, the May 11, 2007 Work Session, and the May 15, 2007 Work Session.

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 24, 2007.

It was moved by Councilmember Groberg, seconded by Councilmember Hally, to approve the Consent Agenda in accordance with the recommendations presented. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Lyon
Councilmember Hardcastle
Councilmember Groberg
Councilmember Hally

Nay: None

Motion Carried.

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REGULAR AGENDA ITEMS

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

John McGimpsey, 2122 Calkins Avenue, appeared to state that this is National Bike Month, last week was National Bike Week, and last Friday was National Bike to Work Day. Approximately seven weeks ago, he was involved in a head-on collision with a truck while on his bicycle. His bicycle was severely damaged and he was laid up with several broken ribs and bruising. He expressed his appreciation to Renée R. Magee, Planning and Building Director, for encouraging him to wear his helmet. As he has attended several Council Meetings and Planning Commission Meetings, he was encouraged to see plans for bike paths around the City of Idaho Falls. Mr. McGimpsey expressed his concern that the City is not very bike-friendly. He, also, requested that the City provide more bike stands. He stated that the City Council should, whenever possible, promote bike awareness.

Mayor Fuhriman indicated that the Bonneville Metropolitan Planning Organization has a significant number of options to be reviewed for bicycles.

Councilmember Groberg agreed with Mr. McGimpsey.

The Idaho Falls Power Director submitted the following memo:

City of Idaho Falls
May 21, 2007

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jo Fikstad, Assistant General Manager
SUBJECT: POWER PURCHASE WITH CERTAIN UAMPS MEMBERS

Attached for your consideration are three Pooling Appendices to purchase power from three members of UAMPS: Spring City, City of Logan, and City of Murray. The combined appendices constitute a 5 megawatt flat product to be delivered each winter season for a term of five years, specifically, September 25th to March 24th each year beginning in 2007 and ending in 2012.

Idaho Falls Power respectfully requests approval of the power purchase and authorization for the Mayor to sign the appendices.

s/ Jo Fikstad

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to approve the three Pooling Appendices to purchase power from three members of UAMPS (Spring City, City of Logan, and City of Murray) constituting a 5 megawatt flat product to be delivered each winter season for a term of five years, specifically, September 25th to March 24th each year beginning in 2007 and ending in 2012 and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Groberg
Councilmember Lehto
Councilmember Hardcastle
Councilmember Lyon

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Nay: None

Motion Carried.

The Municipal Services Director submitted the following memos:

City of Idaho Falls
May 18, 2007

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: SOLE SOURCE PURCHASE – RADIO EQUIPMENT

Municipal Services respectfully requests authorization to advertise and then make a sole source purchase in the amount of \$55,256.00. This procurement for radio equipment programmed with access to Fleet Talk, along with the required accessories and service from Teton Communications will be used by Idaho Falls Power.

s/ S. Craig Lords

It was moved by Councilmember Groberg, seconded by Councilmember Hally, to give authorization to advertise and then make a sole source purchase in the amount of \$55,256.00 for radio equipment programmed with access to Fleet Talk, along with the required accessories and service from Teton Communications. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Hally
Councilmember Lyon
Councilmember Lehto
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
May 18, 2007

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-07-19, ONE (1) NEW BACKHOE LOADER, TWO WHEEL DRIVE, RUBBER TIRE TYPE

Attached for your consideration is the tabulation for Bid IF-07-19, One (1) New Backhoe Loader, Two Wheel Drive, Rubber Tire Type for use by the Cemetery.

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It is the recommendation of Municipal Services to accept the low bid of Western States Cat to furnish a new Caterpillar for an amount of \$51,227.22.

s/ S. Craig Lords

It was moved by Councilmember Groberg, seconded by Councilmember Lehto, to accept the low bid from Western States Cat to furnish a new Caterpillar Backhoe Loader, Two Wheel Drive, Rubber Tire Type, for an amount of \$51,227.22. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally
Councilmember Lyon
Councilmember Groberg

Nay: None

Motion Carried.

The Parks and Recreation Director submitted the following memo:

City of Idaho Falls
May 24, 2007

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: MELALEUCA FIELD – NAMING RIGHTS AGREEMENT

Attached for your consideration is an amendment to the Melaleuca Field Naming Rights Agreement executed on November 10, 2005. This request is being submitted to allow the Naming Rights Agreement payments to be made directly to the City of Idaho Falls instead of Grow Idaho Foundation as originally intended. The amendment has been reviewed by the Assistant City Attorney. It is therefore submitted for your approval.

s/ David J. Christiansen

Following a brief discussion, it was determined that this request was made by Melaleuca.

It was moved by Councilmember Cornwell, seconded by Councilmember Hardcastle, to approve the Amendment to the Melaleuca Field Naming Rights Agreement executed on November 10, 2005; give authorization for payments to be made directly to the City of Idaho Falls instead of Grow Idaho Foundation; and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Hally
Councilmember Lyon
Councilmember Groberg
Councilmember Lehto

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Nay: None

Motion Carried.

The Planning and Building Director submitted the following memos:

City of Idaho Falls
May 18, 2007

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: TIME EXTENSION – YORKSIDE ADDITION, DIVISION NO. 1

Attached is a request for a ninety (90) day extension to record the Final Plat entitled Yorkside Addition, Division No. 1. The Planning Department recommends an extension to August 8, 2007 to record the Final Plat.

s/ Renée R. Magee

It was moved by Councilmember Hally, seconded by Councilmember Lyon, to approve the ninety (90) day extension for recording the Final Plat entitled Yorkside Addition, Division No. 1 to August 8, 2007. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Lyon
Councilmember Hardcastle
Councilmember Groberg
Councilmember Hally

Nay: None

Motion Carried.

City of Idaho Falls
May 18, 2007

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: FINAL PLAT – BENTLEY BUSINESS PARK, DIVISION NO. 1

Attached is a replat of Lot 1 and 2, Block 2, Sayer Business Park, Division No. 1. This replat is entitled Bentley Business Park, Division No. 1 and is located west of Woodruff Avenue and south of and contiguous to Bentley Way. This replat divides two lots into four. The Planning Commission considered this plat at its May 15, 2007 Meeting and recommended approval with the conditions no access be allowed directly to Woodruff Avenue and only one access per lot be allowed onto Bentley Way. The first condition is addressed in

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the Annexation Agreement and the second condition will be addressed at review of site plans. This plat is now being submitted to the Mayor and Council for consideration.

s/ Renée R. Magee

It was moved by Councilmember Hally, seconded by Councilmember Lyon, to accept the Final Plat for Bentley Business Park, 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 Hally
Councilmember Groberg
Councilmember Lehto
Councilmember Hardcastle
Councilmember Lyon

Nay: None

Motion Carried.

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MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: FINAL PLAT – FIRST AMENDED PLAT OF LOT 2, BLOCK 1, INTERMOUNTAIN BUSINESS AND TECHNOLOGY PARK, DIVISION NO. 2

Attached is an amended plat of Lot 2, Block 1 of Intermountain Business and Technology Park, Division No. 2. This plat divides one lot into two lots on the southwest corner of Technology Drive and Boge Avenue. The Planning Commission considered this plat at its May 15, 2007 Meeting and recommended approval with the conditions a cross-access and parking agreement be recorded against the property prior to the issuance of building permits. This plat is now being submitted to the Mayor and Council for consideration.

s/ Renée R. Magee

It was moved by Councilmember Hally, seconded by Councilmember Lyon, to accept the Final Plat for the First Amended Plat of Lot 2, Block 1, Intermountain Business and Technology Park, 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 Groberg
Councilmember Hally
Councilmember Lyon

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Councilmember Lehto
Councilmember Hardcastle

Nay: None

Motion Carried.

Mayor Fuhriman requested Councilmember Hally to conduct Annexation Proceedings for Belmont Estates Addition, Division No. 1. At the request of Councilmember Hally, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls
May 18, 2007

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: ANNEXATION, INITIAL ZONING OF R-1, AND FINAL PLAT - BELMONT ESTATES ADDITION, DIVISION NO. 1

Attached are the Annexation Agreement, Annexation Ordinance, and Final Plat for Belmont Estates, Division No. 1. This is a request for annexation of 70.8 acres with an initial zoning of R-1 and approval of a final plat – Belmont Estates, Division No. 1. The Final Plat contains 28.2 acres and 64 residential lots, 6 storm water retention lots, and 2 landscape lots. The Planning Commission considered this request at its May 1, 2007 Meeting and recommended approval. This annexation request is now being submitted to the Mayor and Council.

s/ Renée R. Magee

The Planning and Building Director located the subject area on a map and further explained the request. Following is a list of exhibits used in connection with this annexation request:

Exhibit 1 Planning Commission Minutes dated May 1, 2007
Exhibit 2 Staff Report dated May 1, 2007
Exhibit 3 Copy of Final Plat
Exhibit 4 Vicinity Map

The Planning and Building Director explained, further, that the Final Plat is in compliance with the Subdivision Ordinance. The requested land use is in compliance with the City's Comprehensive Plan.

Kurt Rowland, Schiess and Associates, 7103 South 45 West, appeared to explain that the storm water retention pond will be approximately 5 feet deep, with the area holding the playground equipment being less deep.

Councilmember Groberg requested the Mayor and City Council to give consideration to requiring developers to increase the size of the storm water retention ponds to look more like neighborhood parks, similar to the tiers that are being used in the storm water retention pond in this development.

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Councilmember Hally stated that he commended developers for providing the storm water retention ponds and the playground equipment, as it meets the needs of the neighborhood.

There being no further discussion either in favor of or in opposition to this annexation request, Mayor Fuhriman closed the public hearing.

It was moved by Councilmember Hally, seconded by Councilmember Lyon, to approve the Annexation Agreement for Belmont Estates Addition, Division No. 1 and, further, give authorization for the Mayor and City Clerk to sign said Agreement. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Hally
Councilmember Lyon
Councilmember Groberg
Councilmember Lehto

Nay: None

Motion Carried.

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

ORDINANCE NO. 2700

BELMONT ESTATES ADDITION, DIVISION NO. 1

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS, IDAHO; DESCRIBING THESE LANDS; REQUIRING THE FILING OF THE ORDINANCE AND AMENDED CITY MAP AND AMENDED LEGAL DESCRIPTION OF THE CITY WITH THE APPROPRIATE COUNTY AND STATE AUTHORITIES; AND ESTABLISHING EFFECTIVE DATE.

The foregoing Ordinance was presented by title only. Councilmember Hally moved, and Councilmember Lyon 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 sign the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Lyon
Councilmember Hardcastle
Councilmember Groberg
Councilmember Hally

Nay: None

Motion Carried.

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A public hearing was conducted to consider the initial zoning of the newly annexed area. There being no discussion, it was moved by Councilmember Hally, seconded by Councilmember Lyon, to establish the initial zoning for Belmont Estates Addition, Division No. 1 as R-1 (Single-Family Residential) Zoning as presented, that the comprehensive plan be amended to include the area annexed herewith, and that the City Planner be instructed to reflect said annexation, zoning and amendment to the comprehensive plan on the comprehensive plan and zoning maps located in the Planning Office. Roll call as follows:

Aye: Councilmember Lyon
Councilmember Groberg
Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

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

Aye: Councilmember Hally
Councilmember Groberg
Councilmember Lehto
Councilmember Hardcastle
Councilmember Lyon

Nay: None

Motion Carried.

There being no further business, it was moved by Councilmember Lyon, seconded by Councilmember Hardcastle, that the meeting adjourn at 8:25 p.m.

CITY CLERK

MAYOR
