

NOVEMBER 21, 2006

The City Council of the City of Idaho Falls met in Regular Council Meeting, Tuesday, November 21, 2006, 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 Michael Lehto
Councilmember Larry Lyon
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 Tanner Woolstenhulme to come forward and lead those present in the Pledge of Allegiance.

CONSENT AGENDA ITEMS

The City Clerk requested approval of the Minutes from the November 9, 2006 Regular Council Meeting, and the November 13, 2006 Canvass of the Vote for the IPP3 Special Election.

The City Clerk presented several license applications, including BEER Licenses to A Little Bit of Mexico, Barbecue Pit, Boozer Quick Stop, Bubba's Bar-B-Que Restaurant, Buck's, Chili's, Flying J Convenience Store, Fred Meyer Stores, Inc., Garcia's Meat Market, Gas 'N' Grub, Get-N-Go Convenience Store, Holiday Oil, K C's Food Mart/J S C Enterprises, Las Pulgas Cantina and Dance Hall, Maverik Country Store (Woodruff Avenue), Morenita's, Plum Loco, Puerto Vallarta Inc. Al Di, Reelax Lounge, Save Fast Gas, Save Fast Gas and Grocery, Seventeenth Street Gas and Wash, Seventeenth Street Car Wash/Fastway, Sizzler Family Steak House No. 660, T. L. C. Pizza/Godfathers, and Tobacco Connection, all carrying the required approvals, and requested authorization to issue these licenses.

The City Clerk requested Council ratification for the publication of legal notices calling for public hearings on November 21, 2006.

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

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

Nay: None

Motion Carried.

NOVEMBER 21, 2006

REGULAR AGENDA ITEMS

The Interim Airport Director submitted the following memo:

City of Idaho Falls
November 15, 2006

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Interim Airport Director
SUBJECT: CHANGE ORDER NO. ONE (1) TO HK CONTRACTORS, INC. FOR
CONSTRUCT SOUTHWEST GENERAL AVIATION APRON

Attached for City Council approval is the Change Order No. One (1) to HK Contractors, Inc. for \$31,390.15. This Change Order includes the requested modifications to the airfield signage and marking to protect the Runway 20 Precision Object Free Zone and to clarify direction to Runway 17 and Runway 20.

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

s/ S. Craig Lords

It was moved by Councilmember Lyon, seconded by Councilmember Cornwell, to approve Change Order No. 1 to HK Contractors, Inc. for the Southwest General Aviation Apron Project providing for modifications to the airfield signage and marking to protect the Runway 20 Precision Object Free Zone and to clarify direction to Runway 17 and Runway 20 and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

The Idaho Falls Power Director submitted the following memo:

City of Idaho Falls
September 25, 2006

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jo Fikstad, Assistant Idaho Falls Power Manager
SUBJECT: AMENDMENT TO THE BONNEVILLE POWER ADMINISTRATION
SLICE AND BLOCK POWER SALES AGREEMENT

NOVEMBER 21, 2006

Attached for your consideration is Revision No. 5 to Exhibit J of the Bonneville Power Administration Slice and Block Power Sales Agreement. The Amendment has been reviewed by the City Attorney.

Idaho Falls Power respectfully recommends approval of Revision No. 5 and authorization for the Mayor to sign the document.

s/ Jo Fikstad

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to approve Revision No. 5 to Exhibit J of the Bonneville Power Administration Slice and Block Power Sales Agreement and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memos:

City of Idaho Falls
November 14, 2006

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-07-02, ROAD SALT

Attached for your consideration is the tabulation for Bid IF-06-03, Road Salt.

It is the recommendation of Municipal Services to accept the low bid of Morton Salt to furnish the required road salt for an amount of \$36.20 per ton.

s/ S. Craig Lords

It was moved by Councilmember Hally, seconded by Councilmember Groberg, to accept the low bid from Morton Salt to furnish the required road salt for an amount of \$36.20 per ton. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Lehto
Councilmember Cornwell
Councilmember Hally

NOVEMBER 21, 2006

Councilmember Lyon
Councilmember Groberg

Nay: None

Motion Carried.

City of Idaho Falls
November 14, 2006

MEMORANDUM

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

Municipal Services respectfully requests authorization to advertise and then make a sole source purchase in the amount of \$37,027.00 for parts from Andritz-Ruthner, Inc. to repair/upgrade an Andritz Escalator Punch Plate Screen at the Sewer Treatment Plant.

s/ S. Craig Lords

It was moved by Councilmember Hally, seconded by Councilmember Groberg, to give authorization to advertise and then make a sole source purchase in the amount of \$37,027.00 for parts from Andritz-Ruthner, Inc. to repair/upgrade an Andritz Escalator Punch Plate Screen at the Sewer Treatment Plant. Roll call as follows:

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

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memos:

City of Idaho Falls
November 17, 2006

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: ORDINANCE AMENDING THE CONTRACTOR LICENSING
PROVISION OF THE CITY CODE

NOVEMBER 21, 2006

Attached is the Ordinance amending Title 4, Chapter 7 of the City Code. This Ordinance was passed on the first reading on November 9, 2006, and the attached draft has been amended to clarify the governing body approves the members of the regional three person hearing panel and the statewide contractor's licensing board. This Department respectfully requests this Ordinance be passed as amended.

s/ Renée R. Magee

The Planning and Building Director further explained the Ordinance amendment. Following is a list of exhibits used in connection with the amendment:

- Exhibit 1 Ordinance
- Exhibit 2 Matrix explaining existing and proposed ordinances

Ray Ellis, 2940 Sawtooth, appeared to state that he is currently licensed as a Building Contractor in the City of Idaho Falls. He stated that he had a number of issues with the Ordinance amendment. In comparing this with the State of Idaho Building Contractor's Registration, there are two items that stand out in the amendment. One is continuing education and the other is the requirement for testing for new contractors. Under the Idaho Contractor's Registration, the board has the right to set rules and could, at some time in the future, adopt the continuing education and the testing of new contractors. He stated that this looks like redundancy in government. The State has a Contractor's Control Board with review capabilities for disciplinary actions. The City of Idaho Falls is welcome to file a complaint with the State Control Board, in much the same way as a private citizen would do. Mr. Ellis stated, further, that if this Ordinance amendment is adopted, it would double his cost of doing business in the City of Idaho Falls. As a homebuilder, he is concerned with making sure that the American Dream of owning a home is made possible for everyone. Affordable housing is becoming more of an issue across the country. Every time there is an increase in the cost of doing business, it increases the cost of building a home. Mr. Ellis stated that he was concerned with Building Officials having control and sitting on a board that controls his industry. He stated that he views the relationship between a Building Official and the Building Contractor as being contractual. The Building Contractor pays the Building Official a fee and the Building Official provides a service of reviewing and approving plans and conducting inspections to be sure that the building is being constructed to Code. Mr. Ellis stated that he approves of the way that the State of Idaho Building Contractor's Registration Board is set up. It is not exactly the way that he wanted it as of yet. But they are working diligently to make any changes necessary to allow for uniformity across the State. Mr. Ellis expressed his concern that the City of Idaho Falls would be appointing the Review Boards for the Building Contractor Licensing. If each government entity adopts this type of licensing, there would be many boards to review Building Contractors. This could provide for loopholes in the law. The industry would become a loser in that process. He requested the Mayor and City Council to reconsider adopting this Ordinance amendment and let the State of Idaho provide for uniform registration policy and raise the level for Building Contractors statewide.

Councilmember Hally requested to know whether the local board was comprised of more Building Contractors than other officials.

Mr. Ellis stated that his understanding was that there would be one more Building Contractor put on the board and one Building Official would be removed from the Board.

Councilmember Lyon requested to know whether Mr. Ellis felt that there should even be a Board in place to provide the local oversight.

NOVEMBER 21, 2006

Mr. Ellis stated that he did not believe that a local Board should be provided, as there is a State Board in place at this time. This would be a redundant effort. In a disciplinary action, a Building Contractor would have to appear before the local Board and then, again, before the State Board.

Councilmember Hardcastle stated that there are two different things being discussed, one is licensing and the other is registration.

Mr. Ellis requested to know what the difference was between registration and licensing. This Ordinance amendment does not make the Building Contractors any further ahead than they are under the current system. If Building Contractors are concerned about the "continuing education", then the State Law needs to be amended to include this. Mr. Ellis stated that he viewed continuing education as a Building Contractor's opportunity to set himself apart from other contractors. With the Ordinance amendment, every Building Contractor would be on a level playing field.

Councilmember Lyon requested to know whether Mr. Ellis believed that the State Statute regarding Contractor Registration has been in effect long enough for people to know what unintended consequences might come from the State Statute.

Mr. Ellis explained that the State Statute for Contractor Registration forced all Building Contractors to get insurance. From that aspect, it leveled the playing field so that everyone is carrying the proper insurances so that consumers are protected. There are on-going investigations and complaints that have been filed. Those complaints are being followed up on. Mr. Ellis stated that he has not seen any unintended consequences from the State Statute.

Hyrum Johnson, 997 Silkwood, appeared to state that he was the President of Fine Home Building which is a Building Contractor currently licensed in the City of Idaho Falls. He stated, further, that he was a member of the National Association of Home Builders, a member of the Idaho Building Contractors Association, and a member of the Eastern Idaho Home Builders Association. Mr. Johnston stated that he wanted to voice his support for this proposed Ordinance. He commented to the argument from Mr. Ellis that imposing this Ordinance would raise the cost of the final product to the consumer. Mr. Johnson stated that this was a backwards argument. If he chose to continue his education at this time, it costs him approximately the same amount as the new licensing program. As a package deal, the continuing education program is included in the Ordinance amendment. Several cities in Southeastern Idaho have determined that they would provide contractor licensing programs. Under the current system, he would have to license under each government entity. With the Ordinance amendment, he would have to license one time and be able to build homes and buildings in other governmental entities without having to license with each entity. This would be a universally accepted licensing program. Ultimately, that will save all Building Contractors money. Mr. Johnson stated that Building Contractors outnumber the other people on the Board.

Councilmember Lyon requested further explanation about the universally accepted building contractor's license.

Mr. Johnson explained that if other governmental entities approve the same type of Ordinance and Reciprocal Agreement, then this would provide for a universally accepted license. This concept is being proposed throughout the State of Idaho.

Dave Dance, 455 Advantage Lane, appeared to state that he supported the proposed licensing program. He stated that he was involved in the Contractor's Registration Program through the State of Idaho. He has also been involved with the local Home Builders Association. He stated that he liked the concept of continuing education. He was appreciative that it was beginning on a local level. The Idaho State Contractor's Registration wants to provide continuing education and some of the things that are already provided in the City of Idaho Falls Licensing. He stated that he did not believe that would ever happen due to politics. As the Building Contractor's licensing is changed on the local

NOVEMBER 21, 2006

level, this will only strengthen the cause on the State level. This will only better the cause for construction in the City of Idaho Falls. Real Estate Agents have continuing education every year, but at this time there is nothing provided for Building Contractors. The construction industry could raise the bar for quality construction. Continuing education is one method of accomplishing that.

Councilmember Lyon requested to know more about the continuing education.

Mr. Dance stated that the Idaho Association of Building Officials is set up to determine what are legitimate classes and what classes will receive credit for continuing education. This will provide for eight (8) hours per year of continuing education which is industry specific.

The Planning and Building Director stated that one of the issues presented at the last City Council Meeting, was with regard to the appointment of the hearing board. The Ordinance has been changed to make it clear that the hearing board will be approved by the Planning and Building Division, with the Mayor appointing an individual, and the City Council having the opportunity to confirm that appointment. The Ordinance amendment specifies the grounds under which someone could be suspended. The existing Ordinance does not provide for that. The Ordinance amendment, further, provides for two routes of appeal for a Building Contractor should their license be suspended. The first appeal is before a three-panel board consisting of two Building Contractors and a Building Official. The second hearing panel consists of two Building Officials, one Architect/Engineer, and four Building Contractors. The Ordinance amendment offers a clearer and better procedure for dealing with disciplinary actions. The City does not have to contract with the Idaho Association of Building Officials to implement Building Contractors Licensing. The Ordinance amendment provides the City, or its designated agent, with authority to provide this licensing. This allows the City of Idaho Falls to designate another entity to conduct building contractor licensing.

Reginald Fuller, Building Official for the City of Idaho Falls, appeared to explain that the International Code Conference, which writes the Building Codes that are adopted by the City, is the source that would provide training relevant to Code Enforcement and application of the Building Codes. Those are continuing education units that all certified Building Officials, certified Building Inspectors, certified Mechanical Inspectors, and certified Electrical Inspectors are required to take. The purpose of this continuing education for building contractors and inspectors is to safeguard the public. The purpose of Contractor Licensing is to measure the competence of a contractor's ability to build their structures in accordance with the Codes. The present Idaho Statute for Contractor Registration is to register. Anyone can register to be a building contractor. No experience or knowledge is required in the construction industry. If a building contractor comes to Idaho Falls and wants to build houses or commercial buildings, he would have to acquire a Building Contractor's License. In order to do that, the building contractor would have to prove competency of their ability to construct buildings in accordance with the existing codes. The Ordinance amendment provides for another entity, in this case, Idaho Association of Building Officials, as a vehicle to administer the licensing program. Mr. Fuller stated that if other jurisdictions wished to adopt this licensing program, they would use the same entity (in this case, Idaho Association of Building Officials) to administer the program. That would establish uniformity. A jurisdiction could choose to administer their own licensing program. At the present time, Pocatello and Idaho Falls are the only cities in Idaho that have their own comprehensive licensing program.

Councilmember Groberg requested the Building Official to address the issue of redundancy that Mr. Ellis brought forward, with regard to the review that is possible through the State Contractor Registration.

NOVEMBER 21, 2006

The Building Official stated that the City of Idaho Falls has its own Building Contractor Licensing Ordinance in place. If a Building Contractor License is going to be revoked, under the present Ordinance, the Code Official would mandate that revocation. The City of Idaho Falls presently has an appeal board in place. This has nothing to do with the State of Idaho Contractor Registration.

Ray Ellis, 2940 Sawtooth, re-appeared to state that under Idaho Statute, if the City of Idaho Falls revokes his license, then it triggers an automatic revocation on the State level. The appeals process would be on the City level, then on the State level.

Councilmember Groberg stated that the City has an existing license and is one of the few jurisdictions that require a Building Contractor License. That is different than a Contractor Registration. The City's license requires competency. The thrust of the proposed Ordinance is to allow a designated organization, not named in the Ordinance, to administer licensing in a formal way for the City of Idaho Falls. The hope is that by doing this, other jurisdictions would follow suit creating some uniformity in the local building industry. That is the focus of this Ordinance. He stated that he believed that this will be achieved as there are many contractors that have voiced their opinion that this will work. If the City of Idaho Falls begins this process, then other jurisdictions will follow so that there is a uniform standard of licensing.

Councilmember Hardcastle stated that the Planning and Building Division Council Committee has spent a great deal of time discussing this Ordinance amendment. She stated that she appreciated Reginald Fuller, City of Idaho Falls Building Official and George Klomp, City of Ammon Building Official.

A brief discussion was held with regard to implementing this Ordinance and the hearing boards. It was determined that any issues with those items could be worked through as the Ordinance was implemented.

Councilmember Hardcastle stated that as far as licensing is concerned, the City of Idaho Falls is already licensing Building Contractors. This would be an improvement on the licensing program that is already in effect.

Councilmember Lehto stated that all jurisdictions must come together to make this licensing procedure work. He, further, requested to know how the City of Idaho Falls would move backward should this not work with the Idaho Association of Building Contractors.

Councilmember Groberg stated that all of the recommended changes in the Ordinance amendment are changes that the Building Department would like to see take effect. The intent is not to move backwards. If other jurisdictions do not come on board, then a different entity would not be designated to provide the Building Contractor Licensing. The City of Idaho Falls would then retain the licensing process.

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

ORDINANCE NO. 2681

AN ORDINANCE REPEALING AND RE-ENACTING
TITLE 4, CHAPTER 7, OF THE CITY CODE OF
IDAHO FALLS, IDAHO; PROVIDING FOR
CONTRACTOR LICENSING; PROVIDING FOR
SEVERABILITY; AND ESTABLISHING EFFECTIVE
DATE.

The foregoing Ordinance was presented by title only. Councilmember Groberg moved, and Councilmember Hardcastle 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

NOVEMBER 21, 2006

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 Hally
Councilmember Hardcastle
Councilmember Lehto
Councilmember Groberg
Councilmember Cornwell

Nay: Councilmember Lyon

Motion Carried.

City of Idaho Falls
November 17, 2006

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: AGREEMENT WITH THE IDAHO ASSOCIATION OF BUILDING OFFICIALS

Attached is an agreement with the Idaho Association of Building Officials to administer the contractor's licensing ordinance for the City of Idaho Falls. It has been reviewed by the City Attorney and will be effective from January 1, 2007 to December 31, 2007. This Division respectfully requests approval of this agreement.

s/ Renée R. Magee

The Planning and Building Director further explained the Agreement with the Idaho Association of Building Officials. Following is a list of exhibits used in connection with this request:

Exhibit 1 Agreement

Councilmember Hardcastle stated that the City of Idaho Falls is always looking for a cost effective method to implement programs. This will take a lot of pressure off of the Building Officials and free up some of their time. They have a lot on their shoulders.

Councilmember Cornwell requested to know why the City of Idaho Falls does not keep implementing the Building Contractor Licensing.

Councilmember Groberg stated that uniformity of Building Contractor Licensing is being sought. Other jurisdictions would be less likely to designate the City of Idaho Falls Building Official. The Idaho Association of Building Officials is a statewide organization and would be more likely to handle a uniform licensing process.

The Planning and Building Director appeared to explain that the real goal of this process is to provide uniformity for Building Contractors in licensing between communities. This new process may not provide a time savings in the first year. It may take some time to set up the new licensing procedure.

NOVEMBER 21, 2006

Councilmember Lyon stated that the City does not have hard evidence that other jurisdictions will join this licensing process. At this time, it is just rumors. As long as he has associated with elected officials since he was elected, he did not believe that there is much value to the word of a politician. He stated that as he voted against the Ordinance amendment, it would be awkward for him to vote on the Agreement with Idaho Association of Building Officials. He stated that he would abstain from the vote on this issue.

Councilmember Groberg stated that he agreed that this was not a “done deal”. The City of Idaho Falls could have a hope that all other jurisdictions would adopt the same licensing process. He stated, further, that he has discussed this with many Building Contractors and is balancing their comments against what harm could result from this. He stated that he has some confidence that this will take place.

Dave Dance, 455 Advantage, appeared to request that the continuing education credits be included in the \$200.00 fee.

Councilmember Groberg stated that the continuing education credits are included in the Ordinance amendment.

George Klomp, 4976 South 11th East, appeared to state that with regard to the uniformity issue relative to the review boards there will be more uniformity than might be understood at this time. There will be recommendations made to each jurisdiction on who they want to appoint to that board. He stated, further, that he believed that there would be significant savings in the first year. Due to the fact that new Codes are being considered at this time, new tests will have to be prepared by the Building Officials. The Building Officials write the test questions, they administer the test for anyone who wants to be licensed as a Building Contractor in the City of Idaho Falls, and their qualifications have to be reviewed. If the Agreement with Idaho Association of Building Officials is approved, then the City’s database for Building Contractors would be provided for the beginning of the IDABO Licensing. Mr. Klomp stated that the City has approximately 750 Building Contractors licensed at this time. The City Council has heard from only a few contractors that are opposed to this proposed licensing process. This Ordinance and Agreement is not an issue for most of the licensed Building Contractors. Once the information is provided from the City’s database, those Contractors would be grandfathered in. Any new applications would be processed by the Idaho Association of Building Contractors. If the City of Idaho Falls is not satisfied with the licensing process with the Idaho Association of Building Officials, the City could take the licensing process back within the City.

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to approve the Agreement with the Idaho Association of Building Officials to administer the Contractor’s Licensing Ordinance for the City of Idaho Falls and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Hally
Councilmember Groberg
Councilmember Hardcastle
Councilmember Lehto

Nay: None

Abstain: Councilmember Lyon

Motion Carried.

NOVEMBER 21, 2006

City of Idaho Falls
November 17, 2006

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: ORDINANCE APPROVING THE SNAKE RIVER URBAN RENEWAL PLAN, THE DOWNTOWN ADDITION

Attached is the Ordinance approving the Snake River Urban Renewal Plan, The Downtown Addition, as amended. This amendment expands the district's boundaries to include the downtown area between G Street, Broadway, Eastern Avenue, and the Snake River. This plan was approved by the Redevelopment Agency on November 2, 2006. The Agency respectfully requests this Ordinance be passed on the first reading on November 21, 2006. It is scheduled for a public hearing and further consideration on December 14, 2006, and is available for public review in the City Clerk's Office and Planning Department.

s/ Renée R. Magee

The Planning and Building Director further explained the request. Following is a list of exhibits used in connection with this Ordinance approval:

Exhibit 1 Ordinance

The Planning and Building Director explained that the following projects were being considered under the Snake River Urban Renewal Plan, The Downtown Addition:

1. Reconstruction of Constitution Way;
2. Reconstruction of Memorial Drive;
3. Entranceway Enhancements to the Downtown Area;
4. Continued Improvement of the Wardell/Mercury Loop;
5. Complete Storm Drainage Improvements on west side of the river; and,
6. Improvements in tying Utah Avenue and Milligan Road to Pioneer Road.

The reason for requesting the Ordinance to be passed on the first reading only is so that the news media will note this information so that the general public will have more opportunity to review this amendment to the Urban Renewal Plan which will be discussed at the December 14, 2006 Regular Council Meeting in a public hearing.

Councilmember Lyon requested that the proposed Ordinance be placed on the City's website.

The Planning and Building Director stated that she would try to provide it on the City's website.

Councilmember Groberg stated that the thrust of the proposed Ordinance is to include the core downtown area in the existing Urban Renewal District. The existing Urban Renewal District has a relatively short life. The Idaho Falls Redevelopment Agency would like to see if the core downtown area could benefit from being included in the Urban Renewal District.

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

NOVEMBER 21, 2006

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, APPROVING THE FIRST AMENDMENT TO THE SECOND AMENDED AND RESTATED LINDSAY BOULEVARD URBAN RENEWAL PLAN CITY OF IDAHO FALLS (NOW REFERRED TO AS THE IDAHO FALLS SNAKE RIVER URBAN RENEWAL PROJECT PLAN, THE DOWNTOWN ADDITION), WHICH PLAN INCLUDES REVENUE ALLOCATION FINANCING PROVISIONS; AUTHORIZING THE CITY CLERK TO TRANSMIT A COPY OF THE ORDINANCE AND OTHER REQUIRED INFORMATION TO COUNTY AND STATE OFFICIALS; APPROVING THE SUMMARY OF THE ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

The foregoing Ordinance was presented by title only. Councilmember Groberg moved, and Councilmember Hardcastle seconded, that the Ordinance be passed on the first reading only. Roll call as follows:

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

Nay: None

Motion Carried.

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to recess consideration of a rezoning of 0.14 acres from R-1 (Single-Family Residence) to R-3A (Single-Family Residential and Apartments and Professional Offices) of property located generally south of East Sunnyside Road, north of 49th South (Township Road), east of Washington Parkway (George Washington Estates), and west of South 25th East (Hitt Road), legally described as Metes and Bounds Description of 0.14 Acres in the Northeast Quarter of Section 33, Township 2 North, Range 38 East of the Boise Meridian to the December 14, 2006 Regular Council Meeting. Roll call as follows:

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

Nay: None

Motion Carried.

NOVEMBER 21, 2006

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to recess consideration of the Annexation Proceedings for Kingwood Addition, Division No. 3 to the December 14, 2006 Regular Council Meeting. Roll call as follows:

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

Nay: None

Motion Carried.

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to recess consideration of a PUD (Planned Unit Development) for 18 single-family attached units and 1 single-family detached unit to be located generally south of Casseopeia Street, north of West Broadway, east of Skyline Drive, and west of Saturn Avenue and is legally described as a Metes and Bounds Legal Description of 2.51 Acres in the Southwest Quarter of the Southwest Quarter of Section 13, Township 2 North, Range 37, East of the Boise Meridian. Roll call as follows:

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

Nay: None

Motion Carried.

There being no further business, it was moved by Councilmember Lyon, seconded by Councilmember Hally, that the meeting adjourn at 8:35 p.m.

CITY CLERK

MAYOR
