

**FEBRUARY 23, 2006**

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The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, February 23, 2006, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

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

Also present:

Shan Perry, Assistant City Attorney  
Rosemarie Anderson, City Clerk  
All available Division Directors

Mayor Fuhriman requested Boy Scout David Cahoon 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 February 9, 2006 Regular Council Meeting.

The City Clerk presented several license applications, 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 February 23, 2006.

The Municipal Services Director submitted the following memo:

City of Idaho Falls  
February 13, 2006

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID FOR AS/400 COMPUTER

It is respectfully requested that the Mayor and Council authorize Municipal Services to bid a new AS/400 Computer.

s/ S. Craig Lords

Councilmember Hally presented changes that Councilmember Lyon requested be made to the Minutes from the February 9, 2006 Regular Council Meeting.

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

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

Nay: None

Motion Carried.

**REGULAR AGENDA ITEMS**

Idaho Falls Power submitted the following memo:

City of Idaho Falls  
February 17, 2006

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Jo Fikstad, Power Manager  
SUBJECT: LINE CLEARANCE PROJECT

Attached for your consideration is the bid tabulation for the Line Clearance Project. The sole bid received was from Idaho Power Solutions. Idaho Falls Power respectfully recommends award of the bid to Idaho Power Solutions for a not to exceed amount of \$200,000.00.

s/ Jo Fikstad

Councilmember Hally stated that this contract will save the City a lot of money and will provide a better service for pruning and cutting back trees.

It was moved by Councilmember Lehto, seconded by Councilmember Lyon, to accept the sole bid from Idaho Power Solutions in an amount not to exceed \$200,000.00 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 Lyon  
Councilmember Groberg

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memos:



**FEBRUARY 23, 2006**

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City of Idaho Falls  
February 13, 2006

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-06-11, DISTRIBUTION TRANSFORMERS

Attached for your consideration is the tabulation for Bid IF-06-11, Distribution Transformers.

It is the recommendation of Municipal Services to accept the lowest evaluated bid item for a total purchase amount of \$233,166.00.

The complete recommendation for award is listed per Attachment "A".

s/ S. Craig Lords

It was moved by Councilmember Hally, seconded by Councilmember Groberg, to accept the lowest evaluated bid item as listed on Attachment "A" for a total purchase of \$233,166.00 for Distribution Transformers. Roll call as follows:

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

Nay: None

Motion Carried.

City of Idaho Falls  
February 13, 2006

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-06-12, NEW VEHICLES

Attached for your consideration is the tabulation for Bid IF-06-12, New Vehicles. It is the recommendation of Municipal Services that we award the low bidder meeting specifications as per Attachment "A". Attachment "B" lists a detailed explanation and reasons that a bid and certain bid items were considered non-responsive.

The trade-in units will go to the dealer with the exception of Item "E" which will be retained by the City.

s/ S. Craig Lords

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It was moved by Councilmember Hally, seconded by Councilmember Groberg, to accept the low bidder meeting specifications per Attachment "A" for New Vehicles. Roll call as follows:

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

Nay: None

Motion Carried.

City of Idaho Falls  
February 15, 2006

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: PURCHASE A NEW ROTARY MOWER

It is the recommendation of Municipal Services to piggy-back Idaho State University's bid from Rocky Mountain Turf and Industrial Equipment, Salt Lake City, Utah to furnish a new Jacobsen Rotary Mower for use by Pinecrest Golf Course. The supplier will honor the bid amount of \$38,900.00.

s/ S. Craig Lords

It was moved by Councilmember Hally, seconded by Councilmember Groberg, to authorize the purchase of a new Jacobsen Rotary Mower from Rocky Mountain Turf and Industrial Equipment, Salt Lake City, Utah, per Idaho State University's bid in the amount of \$38,900.00. Roll call as follows:

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

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memos:

**FEBRUARY 23, 2006**

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City of Idaho Falls  
February 21, 2006

MEMORANDUM

TO: Mayor and City Council  
FROM: Renée R. Magee, Planning and Building Director  
SUBJECT: ANNEXATION AGREEMENT, ANNEXATION PRIOR TO PLATTING  
G. L. VOIGT DEVELOPMENT COMPANY

Attached is an Annexation Agreement Prior to Platting for 30.79 acres south of 33<sup>rd</sup> North, west of North 5<sup>th</sup> West, and north of Energy Resources Office Building (EROB). This annexation was approved by Council on February 9, 2006. The Annexation Agreement has been revised to exclude the property of the Church of Jesus Christ of Latter-Day Saints at their request. Their parcel, with the knowledge and permission of the Church, is still included within the recent annexation. This Division respectfully requests approval of this Agreement and authorization for the Mayor and City Clerk to sign the necessary documents.

s/ Renée R. Magee

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to approve the Annexation Agreement Prior to Platting with G. L. Voigt Development Company and, further, give authorization for the Mayor and City Clerk 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.

City of Idaho Falls  
February 17, 2006

MEMORANDUM

TO: Mayor and Council  
FROM: Renée R. Magee, Planning and Building Director  
SUBJECT: RESOLUTION APPROVING THE 2006 ANNUAL ACTION PLAN -  
COMMUNITY DEVELOPMENT BLOCK GRANT

Attached is the Resolution approving the 2006 Action Plan for the Community Development Block Grant. This plan was discussed at Work Sessions of the City Council and a public hearing. Since the United States Department of Housing and Urban Development will not approve the walkway/path at the Rollandet Park, additional monies have been allocated to Eastern Idaho

Community Action Program for housing rehabilitation. This Division respectfully requests approval of this Resolution.

s/ Renée R. Magee

**FEBRUARY 23, 2006**

**RESOLUTION NO. 2006-01**

**RESOLUTION OF THE CITY OF IDAHO FALLS  
APPROVING THE FISCAL YEAR 2006 ACTION PLAN**

WHEREAS, the City of Idaho Falls has been designated as an entitlement city by the U. S. Department of Housing and Urban Development;

WHEREAS, the U. S. Department of Housing and Urban Development has approved the 2004-2009 Strategic Plan and Impediments to Fair Housing prepared by the City of Idaho Falls;

WHEREAS, the City of Idaho Falls has prepared a One-Year Action Plan for Fiscal Year 2006 as part of the requirements of entitlement status;

WHEREAS, the City of Idaho Falls held a public hearing on the Action Plan on December 22, 2005;

WHEREAS, the City of Idaho Falls has a thirty day comment period until and through January 26, 2006;

WHEREAS, the City of Idaho Falls has reviewed and considered any comments during the thirty day period;

NOW, THEREFORE, be it resolved by the Mayor and City Council of the City of Idaho Falls as follows:

1. The One Year Action Plan for Fiscal Year as prepared by the Planning and Building Division, a copy of which is attached hereto and by this reference made a part of hereof, is hereby approved.

2. The Mayor is hereby authorized to sign the documents for federal assistance.

s/ Jared D. Fuhriman  
Jared D. Fuhriman  
Mayor

(SEAL)

**Approved Projects Table Two**

<b>Project Description</b>	<b>Grant Award</b>	<b>Strategic Plan Priority - Objective</b>	<b>National Objective</b>	<b>HUD Eligible Activity</b>	<b>CFR Cite</b>
Downtown Façade Loan/Grant Program	\$100,500.00	ED Downtown	Slum and Blight	Rehab and Preservation	570.202(a)(3)
Highland Park Paving (Cost Overruns)	\$80,000.00	CD Neighborhood	LMI Area	Public Facility	570.201(c)

Neighborhood Cleanup	\$13,000.00	CD Code Enforcement	LMI Area	Public Service	570.201(e)
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## FEBRUARY 23, 2006

<b>Project Description</b>	<b>Grant Award</b>	<b>Strategic Plan Priority – Objective</b>	<b>National Objective</b>	<b>HUD Eligible Activity</b>	<b>CFR Cite</b>
Equipment for LMI Property Graffiti Removal Program	\$5,000.00	CD Code Enforcement	LMI Direct	Public Service	570.201(e)
Special Riders' Pickup – TRPTA	\$15,000.00	CD Accessibility	LMI Direct	Public Service	570.201(e)
Purchase Lot for Habitat Home	\$25,000.00	H Home Buyers	LMI Household	Acquisition	570.201(a)
Housing Rehabilitation Loan Program – EICAP	\$96,652.00	H Services	LMI Household	Rehab and Preservation	570.202(a)(3)
Grant Administration and Fair Housing	\$83,788.00	Administration	General	Administration	570.206
<b>TOTAL</b>	<b>\$418,940.00</b>				

### **Other Resources**

It is expected that the grant to TRPTA will match up to \$60,000.00 federal transportation funding. The Downtown Façade grant/loan program will match business investments depending on the mix of grants and loans, but at least \$10,000.00 in cash match will be committed. The funding for Habitat for Humanities will be matched with donations for materials and labor to build one new home of approximately \$100,000.00 value. The graffiti removal program is all volunteer labor. The City of Idaho Falls construction of street and park improvements with CDBG funding is matched with the in-kind city engineering design and inspection services. This is approximately \$20,000.00 in value. This totals to over \$190,000.00 in match value which is a 45% match to the total grant of \$418,940.00.

Jan Blickenstaff, Grants Administrator, appeared to explain the reasoning behind why the U. S. Department of Housing and Urban Development did not approve the walkway/path at the Rollandet Park. Handicapped/Rehabilitation projects can be completed on existing projects under the Community Development Block Grant monies, but cannot be done on new projects.

Councilmember Groberg explained that the Resolution that is proposed will reallocate the funds from the pathway/walkway principally to the EICAP loan program and spent to help improve residences in the downtown area.

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to approve the Resolution approving the 2006 Action Plan for the Community Development Block Grant 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

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Motion Carried.

City of Idaho Falls  
February 17, 2006

MEMORANDUM

TO: Mayor and Council  
FROM: Renée R. Magee, Planning and Building Director  
SUBJECT: FINAL PLAT – HEMMERT ADDITION, DIVISION NO. 1

Attached is the Final Plat for Hemmert Addition, Division No. 1, a 41 acre two lot plat which straddles Hemmert Avenue and is located east of Holmes Avenue and west of North Yellowstone. The parcel is within the City of Idaho Falls, owned by the City, and zoned I & M-1. The Planning Commission considered this Final Plat at its February 7, 2006 Meeting and recommended approval. This Final Plat is now being submitted to the Mayor and Council for consideration.

s/ Renée R. Magee

The Assistant 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 Final Plat request:

Slide 1	Vicinity Map showing surrounding area
Slide 2	Aerial Photo
Slide 3	Final Plat
Exhibit 1	Planning Commission Minutes dated February 7, 2006
Exhibit 2	Staff Report dated February 7, 2006
Exhibit 3	Copy of Final Plat

The Assistant Planning and Building Director explained that Hemmert Avenue has not been dedicated as a street and this Final Plat establishes it as a street, along with the two lots owned by the City. Utilities are also addressed on the Final Plat.

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to accept the Final Plat for Hemmert 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 Lyon  
Councilmember Groberg

Nay: None

Motion Carried.



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City of Idaho Falls  
February 17, 2006

MEMORANDUM

TO: Mayor and Council, City of Idaho Falls  
FROM: Renée R. Magee, Executive Director  
Idaho Falls Redevelopment Agency  
SUBJECT: FIVE YEAR RENTAL AGREEMENT – IDAHO DEPARTMENT OF  
TRANSPORTATION AND CONRAD-BISCHOFF, INC.

Attached is a Rental Agreement between Conrad-Bischoff, Inc., and the Idaho Department of Transportation. The City of Idaho Falls is a sub-tenant signatory under this agreement and agrees to maintain a landscaped strip forty-two feet in width adjacent to the I-15 on-ramp on West Broadway. The Idaho Falls Redevelopment Agency agreed to finance the landscaping on this parcel, and Conrad-Bischoff will demolish the metal building and construct parking on the parcel. The Parks and Recreation Department designed the landscaping, selected the “welcome sign”, and agreed to maintenance. The City Attorney has reviewed this lease agreement. The Agency respectfully requests authorization for the Mayor of the City of Idaho Falls to sign this Rental Agreement.

s/ Renée R. Magee

The Assistant 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 Rental Agreement:

Slide 1 Aerial Photo showing area under consideration  
Exhibit 1 Design of Landscaping  
Exhibit 2 Sign Design  
Exhibit 3 Letter from the Assistant City Attorney

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to approve the Rental Agreement between Conrad-Bischoff, Inc. and the Idaho Department of Transportation and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

The Public Works Director submitted the following memos:

**FEBRUARY 23, 2006**

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City of Idaho Falls  
February 17, 2006

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: BID AWARD – GRANDVIEW DRIVE AND BELLIN ROAD WATER  
LINE AND ASPHALT OVERLAY PROJECT

On February 7, 2006, bids were received and opened for the Grandview Drive and Bellin Road Water Line and Asphalt Overlay Project. A tabulation of the bid results is attached.

Public Works recommends award to the low bidder, HK Contractors, Inc., in the amount of \$522,004.25; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chad Stanger

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to accept the low bid from HK Contractors, Inc. in the amount of \$522,004.25 to complete the Grandview Drive and Bellin Road Water Line and Asphalt Overlay Project 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 Lyon  
Councilmember Lehto  
Councilmember Groberg  
Councilmember Cornwell

Nay: None

Motion Carried.

City of Idaho Falls  
February 17, 2006

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: SUNNYSIDE ROAD PROJECT, RIGHT-OF-WAY POSSESSION  
AGREEMENT – PARCEL NO. 42, NECCIA L. AND FREDERICK J.  
HAHN, III

Attached is a Sunnyside Road Project, Right-of-Way Possession Agreement for Parcel No. 42, Neccia L. and Frederick J. Hahn, III, in the amount of \$12,000.00.

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

s/ Chad Stanger

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to approve the Sunnyside Road Project Right-of-Way Possession Agreement for Parcel No. 42 in the name of Neccia L. and Frederick J. Hahn, III and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

City of Idaho Falls  
February 17, 2006

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: SUNNYSIDE ROAD PROJECT, RIGHT-OF-WAY ACQUISITION AGREEMENT – PARCEL NOS. 85 AND 86 – J. ROBB AND ROSE BRADY

Attached is a Sunnyside Road Project, Right-of-Way Acquisition Agreement for Parcel Nos. 85 and 86, J. Robb and Rose Brady, in the amount of \$21,675.00.

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

s/ Chad Stanger

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to approve the Sunnyside Road Project Right-of-Way Acquisition Agreement for Parcel Nos. 85 and 86 in the name of J. Robb and Rose Brady and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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

Councilmember Lehto

**FEBRUARY 23, 2006**

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Nay: None

Motion Carried.

City of Idaho Falls  
February 17, 2006

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: SUNNYSIDE ROAD PROJECT, RIGHT-OF-WAY ACQUISITION AGREEMENT – PARCEL NO. 21, FURNISS INVESTMENTS, LLC

Attached is a proposed Right-of-Way Acquisition Agreement between the City and Furniss Investments, LLC, for Sunnyside Road right-of-way Parcel No. 21 in the amount of \$22,835.00.

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

s/ Chad Stanger

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to approve the Sunnyside Road Project Right-of-Way Acquisition Agreement for Parcel No. 21 in the name of Furniss Investments, LLC and, further, give authorization for the Mayor and City Clerk 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.

City of Idaho Falls  
February 17, 2006

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: SUNNYSIDE ROAD PROJECT, TEMPORARY CONSTRUCTION EASEMENTS – PARCEL NOS. 74 AND 43

Attached are Sunnyside Road Project, Temporary Construction Easement Agreements for Parcel Nos. 74 and 43.

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

s/ Chad Stanger

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to approve the Sunnyside Road Project Temporary Construction Easement Agreement for Parcel Nos. 74 and 43 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 Lyon  
Councilmember Groberg

Nay: None

Motion Carried.

Mayor Fuhriman requested Councilmember Groberg to conduct Annexation Proceedings for The Village Addition, Division No. 13. At the request of Councilmember Groberg, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls  
February 17, 2006

MEMORANDUM

TO: Mayor and Council  
FROM: Renée R. Magee, Planning and Building Director  
SUBJECT: ANNEXATION, INITIAL ZONING OF R-3 - THE VILLAGE ADDITION, DIVISION NO. 13

Attached are the Annexation Agreement, Annexation Ordinance, and Final Plat for The Village Addition, Division No. 13. This 22 lot plat for single-family attached homes is located south of Airway Road, west of Old Butte Road, and north of Doris Circle. The requested initial zoning is R-3. The Planning Commission considered this request at its December 6, 2005 Meeting and recommended approval. This annexation request is now being submitted to the Mayor and Council for consideration.

s/ Renée R. Magee

The Assistant 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:

Slide 1 Vicinity Map showing surrounding zoning

Slide 2  
Slide 3

Aerial Photo  
Aerial Photo – Close Up

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Slide 4        Aerial Photo showing Final Plat  
Slide 5        Final Plat under consideration  
Exhibit 1      Planning Commission Minutes dated December 6, 2005  
Exhibit 2      Staff Report dated December 6, 2005  
Exhibit 3      Copy of Final Plat

The Assistant Planning and Building explained that the single-family attached homes will be on their own lots, sharing a common wall. An agreement for maintenance of the common wall will be recorded in the records of Bonneville County. Staff has found this Final Plat to be in compliance with the Preliminary Plat, Subdivision Ordinance, and Zoning Ordinance.

Daryl Kofod, Mountain River Engineering 1020 Lincoln Road, appeared to state that this is an extension of the division to the south of this area. The twin homes are good neighbors. The single-family attached homes do not generate a lot of traffic.

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

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to approve the Annexation Agreement for The Village Addition, Division No. 13 and, further, give authorization for the Mayor and City Clerk to sign said Agreement. Roll call as follows:

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

Nay:            None

Motion Carried.

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

**ORDINANCE NO. 2631**

**THE VILLAGE ADDITION, DIVISION NO. 13**

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 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 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:

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

Nay: None

Motion Carried.

A public hearing was conducted to consider the initial zoning of the newly annexed area. There being no discussion, it was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to establish the initial zoning of The Village Addition, Division No. 13 as R-3 (Single-Family Residential through Multi-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 Hally  
Councilmember Hardcastle  
Councilmember Lyon  
Councilmember Lehto  
Councilmember Groberg  
Councilmember Cornwell

Nay: None

Motion Carried.

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to accept the Final Plat for The Village Addition, Division No. 13 and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign the Final Plat. Roll call as follows:

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

Nay: None

Motion Carried.

Mayor Fuhriman requested Councilmember Groberg to conduct a public hearing for consideration of the initial zoning of R-3A (Apartments and Professional Offices) for Metes and Bounds Property (2.4 Acres) in the Northeast Quarter of Section 12, Township 2 North, Range 38, East of the Boise Meridian, located generally west of 5<sup>th</sup> West (East River

Road) on the south side of Martin Laird Lane. At the request of Councilmember Groberg, the City Clerk read the following memo from the Planning and Building Director:

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City of Idaho Falls  
February 17, 2006

MEMORANDUM

TO: Mayor and Council  
FROM: Renée R. Magee, Planning and Building Director  
SUBJECT: INITIAL ZONING OF R-3A - IDAHO STATE UNIVERSITY  
ACREAGE

This public hearing is for the initial zoning of 2.4 acres of ground owned by Idaho State University immediately north and contiguous to the EROB facility on 5<sup>th</sup> West. This parcel was annexed by Council on February 9, 2006. On February 7, 2006, the Planning Commission considered this annexation request and initial zoning and recommended R-3A, the zone which is immediately south of this parcel. This request for initial zoning is now being submitted to the Mayor and Council for consideration.

s/ Renée R. Magee

The Assistant 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 initial zoning request:

Slide 1	Comprehensive Plan – 2000 Update
Slide 2	Aerial Photo
Slide 3	Aerial Photo showing University and the need to protect the area for University Place
Slide 4	Idaho State University Place – Conceptual Plan
Slide 5	Improvement Drawing showing how utilities will be provided to this area and University Boulevard
Slide 6	Road Section
Slide 7	Vicinity Map showing surrounding zoning
Slide 8	Excerpt from the Comprehensive Plan regarding Higher Education Research Center Land Use Category
Slide 9	Site Photo looking north towards site
Slide 10	Site Photo looking southwest from the site
Slide 11	Site Photo of University Place
Slide 12	Site Photo looking northeast from Student Union Building towards site
Slide 13	Site Photo looking northeast from Student Union Building towards site
Exhibit 1	Planning Commission Minutes dated February 7, 2006
Exhibit 2	Staff Report dated February 7, 2006
Exhibit 3	Map of Site

Gregory Horton, 1770 Science Center Drive, appeared to state that he was representing Idaho State University. The intention is to complete the annexation of all university property during this year and to re-plat Martin-Laird Lane to University Boulevard. Construction for the new building will begin in the fall of this year.

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

**FEBRUARY 23, 2006**

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It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to establish the initial zoning for Metes and Bounds Property (2.4 Acres) in the Northeast Quarter of Section 12, Township 2 North, Range 38, East of the Boise Meridian, located generally west of 5<sup>th</sup> West (East River Road) on the south side of Martin Laird Lane as R-3A (Apartments and Professional Offices) 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 Groberg  
Councilmember Hally  
Councilmember Lehto  
Councilmember Lyon  
Councilmember Cornwell  
Councilmember Hardcastle

Nay: None

Motion Carried.

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

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CITY CLERK

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MAYOR

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