

NOVEMBER 23, 2004

The City Council of the City of Idaho Falls met in Regular Council Meeting, Tuesday, November 23, 2004, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

Mayor Pro Tem Ida Hardcastle
Councilmember Joe Groberg
Councilmember Mike Lehto
Councilmember Larry Lyon
Councilmember Tom Hally

Absent was:

Councilmember Bill Shurtleff

Also present:

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

Mayor ProTem Hardcastle stated that Mayor Milam was not present this evening.

Mayor ProTem Hardcastle and those present around the Council Table honored Jim Deuel and Scott Criddle for having retired from the Fire Department by presenting Mr. Deuel with a watch and Mr. Criddle with a Gift Certificate.

CONSENT AGENDA ITEMS

The City Clerk requested approval of the Minutes from the November 9, 2004 Special Council Meeting.

The City Clerk presented several license applications, including BEER LICENSES to A Little Bit of Mexico, Babe's Quick Stop, Inc., Chic's Lounge, China Super Buffet, Common Cents Food Store (Boulevard), Common Cents Food Store (Broadway), Common Cents Food Store (Seventeenth Street), D. B.'s Steak and Brew House (Transfer and Renewal), Eagle's Lodge, First Street Saloon, Fred Meyer Stores, Inc., Frosty Gator, Gas 'N' Grub, Golden Crown Lounge, Jakers of Idaho Falls, K. C.'s Food Mart/J. S. C. Enterprises, La Hildalguense, Las Pulgas Nightclub/Restaurant, Leo's Place (Holmes Avenue), Maverik Country Store (Broadway), Plum Loco, T. L. C. Pizza/Godfather's, Tobacco Connection, Willards Art Center/Colonial Theater, Winco Foods No. 42, and Winger's, 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 23, 2004.

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

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

Nay: None

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Motion Carried.

REGULAR AGENDA ITEMS

Mayor ProTem Hardcastle requested Councilmember Hally to conduct a public hearing for consideration of a rezoning from R-2 (Single-Family Residential, 2, 3, and 4-Plexes and Day Care Centers) to GC-1 (General Commercial) on property located generally south of West 19th Street and east of Rollandet Avenue, legally described as the West 19 Feet of Lot 20, Block 27, South Park Addition. At the request of Councilmember Hally, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls
November 19, 2004

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: REQUEST TO REZONE FROM R-2 TO GC-1, WEST 19 FEET OF LOT 20, BLOCK 27, SOUTH PARK ADDITION

Attached is the application to rezone a portion of a platted lot south and adjacent to West 19th Street. The Planning Commission considered this request at its October 5, 2004 Meeting and recommended approval. The Department concurs with the Commission's recommendation. This rezoning 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 rezoning request:

Slide 1	Vicinity Map showing surrounding zoning
Slide 2	Aerial Photo
Slide 3	Comprehensive Plan
Slide 4	Site Photo looking east across the site at residential property
Slide 5	Site Photo looking across West 19 th Street at property east of site
Slide 6	Site Photo showing commercial area west of site
Slide 7	Site Photo looking south across the site
Slide 8	Site Photo looking at the building north of site
Exhibit 1	Planning Commission Minutes dated October 5, 2004
Exhibit 2	Staff Report dated October 5, 2004

The Assistant Planning and Building Director stated that this item went before the Planning Commission two times in the past year. Both times it focused on what is necessary to buffer commercial properties from residential properties. The residential zone has a five-foot buffering requirement. In the second Planning Commission Meeting, the biggest change was the owner on the was now in favor of the rezone.

Kent Whittington, 316 Lariat Lane, appeared to state that he was present to answer any questions from the Council. He stated that the homeowner to the south of this property wrote a letter to the Planning Division indicating that he was in favor of this

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rezone. He has approval from the homeowner to the east, also. Councilmember Hardcastle questioned whether this property would be used for storage garages. Mr. Whittington stated that to be correct.

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

It was moved by Councilmember Hally, seconded by Councilmember Lyon, to approve the zone change from R-2 (Single Family Residential, 2, 3, and 4-Plexes and Day Care Centers) to GC-1 (General Commercial) on property located generally south of West 19th Street and east of Rollandet Avenue, legally described as the West 19 Feet of Lot 20, Block 27, South Park Addition and that the City Planner be instructed to reflect said zoning change on the official zoning map located in the Planning Office. Roll call as follows:

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

Nay: None

Motion Carried.

Mayor ProTem Hardcastle requested Councilmember Hally to conduct a public hearing for consideration of a conditional use permit to relocate a modular classroom from Edgemont Elementary School to Westside Elementary School to increase classroom space at Westside Elementary School, located at 2680 Newman Drive, legally described as Lot 1, Block 4, New Sweden Estates. At the request of Councilmember Hally, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls
November 19, 2004

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: REQUEST TO LOCATE A MODULAR CLASSROOM – WESTSIDE
ELEMENTARY SCHOOL

Attached is the application to relocate a modular classroom from Edgemont Elementary School to Westside Elementary School. The classroom building will be located west of the school in a location once occupied by a modular unit. The Department has reviewed the request and recommends approval. This 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 conditional use permit request:

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Slide 1 Vicinity Map showing surrounding zoning
Slide 2 Aerial Photo
Slide 3 Close-Up View of Aerial Photo
Slide 4 Site Plan
Exhibit 1 Site Plan

The Assistant Planning and Building Director explained that the modular classroom unit is reviewed by the Building Department for Building Code requirements.

Vince Howard, Principal of Westside Elementary School, 930 Stanger Avenue, appeared to state that Westside Elementary School is full. A reading tutor has been brought into the school. This tutor is currently using the conference room as a classroom. Every space within the school is being used, so it was determined that a better space should be provided for the reading tutor.

There being no further discussion either in favor of or in opposition to this conditional use permit request, Mayor ProTem Hardcastle closed the public hearing.

It was moved by Councilmember Hally, seconded by Councilmember Lyon, to approve the conditional use permit to relocate a modular classroom from Edgemont Elementary School to Westside Elementary School to increase classroom space at Westside Elementary School, located at 2680 Newman Drive, legally described as Lot 1, Block 4, New Sweden Estates. Roll call as follows:

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

Nay: None

Motion Carried.

Mayor ProTem Hardcastle requested Councilmember Hally to conduct Annexation Proceedings for Teton Peaks. At the request of Councilmember Hally, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls
November 19, 2004

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: ANNEXATION AND INITIAL ZONING OF HC-1 AND R-3A - TETON PEAKS

Attached is the Annexation Agreement Prior to Platting and Annexation Ordinance for Teton Peaks. HC-1 and R-3A are requested for initial zoning. This 20.6 acre parcel is located west of I-15 and west and primarily north of Pioneer Road. The Planning Commission considered this annexation request at its September 7, 2004 Meeting and recommended approval with conditions which have been incorporated into the Annexation Agreement. The

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Department concurs with the Commission's recommendation. 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 Prior to Platting request:

Slide 1	Vicinity map showing surrounding zoning
Slide 2	Comprehensive Plan and Land Use Map
Slide 3	Aerial Photo
Slide 4	Close-Up of Aerial Photo
Slide 5	Requested Zoning shown on Aerial Photo
Slide 6	Long Range Transportation
Exhibit 1	Planning Commission Minutes dated September 7, 2004
Exhibit 2	Staff Report dated September 7, 2004

The Assistant Planning and Building Director stated that the Sunnyside Interchange is under construction at this time. This Developer is preparing for that connection to be made. The water lines and sewer lines are under construction to I-15. He explained further that connection to the utility lines is not allowed unless annexation takes place. The Assistant Planning and Building Director gave a further explanation of development in the area. The City of Idaho Falls uses the Access Management Plan as a guideline for access spacing. As this annexation request is not being platted at this time, the Developer has agreed in the Annexation Agreement to follow the guidelines of the Access Management Plan as this development progresses. The Comprehensive Plan has indicated this area to be a regional commercial area. The Developer has also agreed, under the Annexation Agreement, to provide 15 feet of landscaping along the street frontage. The HC-1 Zone is requested on 11.3 acres of this development with the R-3A Zone being requested on 2.4 acres. Pioneer Road will become a minor arterial, Bellin Road is a collector street, 33rd South extended would be a major arterial, and Old Butte Road would be extended to this area. The Assistant Planning and Building Director stated that the full property ownership is not being annexed at this time due to right-of-way concerns. The State Code requires that annexation cannot take place to the center of the road. The Developer has agreed, under the Annexation Agreement, that upon the City's request the full property would be annexed.

R. W. Utterbeck, 3351 Charleston Lane, appeared to give a history on this property. Mr. Utterbeck and Larry Reinhart purchased this property approximately six years ago. During that time, they have worked to get the City limits to the interchange. Annexation Prior to Platting has been requested for this parcel of land due to an access problem. They also own another parcel of land to the south of this development with another gentleman. This annexation will allow the City limits to reach the southern parcel of land.

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

It was moved by Councilmember Hally, seconded by Councilmember Lyon, to approve the Annexation Agreement Prior to Platting for Teton Peaks and, further, give authorization for the Mayor and City Clerk to sign said Agreement. Roll call as follows:

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

Nay: None

Motion Carried.

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

ORDINANCE NO. 2567

TETON PEAKS

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 Lyon
Councilmember Groberg
Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally

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 Hally, seconded by Councilmember Lyon, to establish the initial zoning of Teton Peaks as HC-1 (Highway Commercial) and 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 Lyon

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Councilmember Hally
Councilmember Groberg
Councilmember Hardcastle
Councilmember Lehto

Nay: None

Motion Carried.

Mayor ProTem Hardcastle requested Councilmember Hally to conduct Annexation Proceedings for Bristol Heights 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
November 19, 2004

MEMORANDUM

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

Attached are the Annexation Agreement, Annexation Ordinance, and Final Plat for Bristol Heights Addition, Division No. 1. The requested initial zoning is R-1, Single Family Residential. This 17-lot final plat is located south of Waterford Subdivision, east of South 5th West (Park Road), and west of Victorian Village. The Planning Commission considered this request at its October 5, 2004 Meeting and recommended approval. The Department concurs. 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	Comprehensive Plan and Land Use Map
Slide 3	Aerial Photo
Slide 4	Aerial Photo showing Preliminary Plat
Slide 5	Average Daily Traffic
Slide 6	Final Plat with Preliminary Plat shown
Slide 7	Final Plat
Exhibit 1	Planning Commission Minutes dated October 5, 2004
Exhibit 2	Staff Report dated October 5, 2004
Exhibit 3	Copy of Final Plat

The Assistant Planning and Building Director stated that the primary concern with this development was traffic circulation. All subdivisions and neighborhoods need to

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be connected together without having to go out onto the major arterials. The second concern was for Nathan Lane and not creating a speedway. The proposed Final Plat provides for a new narrower street section, except for Daytona Street, which would be used as the residential collector. Due to the sensitivity of Nathan Lane, the Planning Department requested the Developer to conduct a traffic study. This subdivision provides 90 lots, which results in approximately 90 peak hour trips. The City requires a traffic study be conducted when 200 peak hour trips would be generated. The traffic study states, "As a result of these connections through the Bristol Heights Subdivision, the overall traffic volumes on Nathan Drive will decrease." This Final Plat is in compliance with the Comprehensive Plan and Subdivision Ordinance.

Lee Gagner, 2555 Fieldstream Lane, appeared to state that this subdivision will be an upscale community. He stated that there is a major irrigation ditch that runs down the center of this property. This ditch serves 4 residents on the southern end. This ditch will be relocated to follow lot lines within the subdivision. It will also be enclosed in pipe. He has taken responsibility to maintain and repair this irrigation pipe as necessary.

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

It was moved by Councilmember Hally, seconded by Councilmember Lyon, to approve the Annexation Agreement for Bristol Heights 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 Lehto
Councilmember Hally
Councilmember Lyon
Councilmember Groberg

Nay: None

Motion Carried.

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

ORDINANCE NO. 2568

BRISTOL HEIGHTS 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:

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Aye: Councilmember Groberg
Councilmember Hally
Councilmember Lehto
Councilmember Lyon
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 Hally, seconded by Councilmember Lyon, to establish the initial zoning of Bristol Heights 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 Hally
Councilmember Hardcastle
Councilmember Lyon
Councilmember Lehto
Councilmember Groberg

Nay: None

Motion Carried.

It was moved by Councilmember Hally, seconded by Councilmember Lyon, to accept the Final Plat for Bristol Heights 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 Lyon
Councilmember Groberg
Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

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

J. W. Everitt, 117 Whittier Street, appeared to state that Carol Chaffee was not present this evening as she was serving as Deputy Attorney General for the State of Idaho for the week. He stated that he has been a part time resident in Idaho in the past, but has now made Idaho Falls his full-time residence. He indicated that he was disappointed with the passage of the Wild Animal Ordinance and would be filing a Declaratory Judgment Action. Mr. Everitt stated that he and Ms. Chaffee have received a great deal of support. There have been very few people who have come forward to register their pets. One of the

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things that disappointed him was when he found out that there were certain Councilmembers that had other motives for voting in favor of the Wild Animal Ordinance. Mr. Everitt stated that he was looking forward over the next year to becoming a very active part of engaging in the political process and finding individuals who will come forward who will take back our City and will work with the will of the people rather than working with the will of a few.

The Airport Director submitted the following memos:

City of Idaho Falls
November 17, 2004

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: M. R. Humberd, Director of Aviation
SUBJECT: HANGAR LEASE AGREEMENT WITH HENRY HARPER

Attached for City Council approval is a hangar lease with Henry Harper. This is a renewal lease with a ten (10) year term.

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

s/ Mike Humberd

It was moved by Councilmember Lyon, seconded by Councilmember Hardcastle, to approve the Hangar Lease Agreement with Henry Harper 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 Hally
Councilmember Lyon

Nay: None

Motion Carried.

City of Idaho Falls
November 17, 2004

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: M. R. Humberd, Director of Aviation
SUBJECT: HANGAR LEASE AGREEMENT WITH ERIK GULLIKSON DBA AIRLINK, INC.

Attached for City Council approval is a hangar lease with Erik Gullikson dba Airlink, Inc. This is a renewal lease with a ten (10) year term.

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

s/ Mike Humberd

It was moved by Councilmember Lyon, seconded by Councilmember Hardcastle to approve the Hangar Lease Agreement with Erik Gullikson dba Airlink, Inc. 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 Hally
Councilmember Lyon
Councilmember Groberg

Nay: None

Motion Carried.

City of Idaho Falls
November 17, 2004

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: M. R. Humberd, Director of Aviation
SUBJECT: HANGAR LEASE WITH GREG AND LISA MILLER

Attached for City Council approval is a hangar lease with Greg and Lisa Miller. This is a renewal lease with a ten (10) year term.

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

s/ Mike Humberd

It was moved by Councilmember Lyon, seconded by Councilmember Hardcastle, to approve the Hangar Lease Agreement with Greg and Lisa Miller and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

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City of Idaho Falls
November 17, 2004

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: M. R. Humberd, Director of Aviation
SUBJECT: CONCESSION LEASE WITH GLOBAL TRAVEL

Attached for City Council approval is the Concession Lease with Global Travel. This is a renewal lease with a five (5) year term.

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

s/ M. R. Humberd

It was moved by Councilmember Lyon, seconded by Councilmember Hardcastle, to approve the Concession Lease Agreement with Global Travel and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

City of Idaho Falls
November 17, 2004

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: M. R. Humberd, Director of Aviation
SUBJECT: FARM LEASE WITH ALAN REED

Attached for City Council approval is the Farm Lease with Alan Reed. This is a renewal lease with a three (3) year term.

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

s/ Mike Humberd

It was moved by Councilmember Lyon, seconded by Councilmember Hardcastle, to approve the Farm Lease Agreement with Alan Reed and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

City of Idaho Falls
November 17, 2004

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: M. R. Humberd, Director of Aviation
SUBJECT: FARM LEASE WITH WALTER AND TALLENE PETERSEN

Attached for City Council approval is the Farm Lease with Walter and Tallene Petersen. This is a renewal lease with a three (3) year term.

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

s/ Mike Humberd

It was moved by Councilmember Lyon, seconded by Councilmember Hardcastle, to approve the Farm Lease Agreement with Walter and Tallene Petersen and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lyon
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
November 15, 2004

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mark Gendron, Idaho Falls Power Director
SUBJECT: SLICE RETENTION, COST SHARING AND REIMBURSEMENT AGREEMENT

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Attached for your consideration is the Slice Retention, Cost Sharing and Reimbursement Agreement for the 2003-2004 Contract Year. This agreement has been reviewed by the City Attorney.

Idaho Falls Power requests approval of this agreement and authorization for the Mayor to sign.

s/ Mark Gendron

It was moved by Councilmember Lehto, seconded by Councilmember Groberg, to approve the Slice Retention, Cost Sharing, and Reimbursement Agreement for the 2003-2004 Contract Year and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memo:

City of Idaho Falls
November 18, 2004

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-05-03, REFUSE CONTAINERS

Attached for your consideration is the tabulation for Bid IF-05-03, Refuse Containers.

It is the recommendation of Municipal Services to accept the low bid of Enterprise Sales to furnish Five (5) Thirty Yard Roll-Off Refuse Containers at a unit price of \$3,812.00 each and Thirty (30) Three Yard Refuse Containers at a unit price of \$446.00 each.

s/ S. Craig Lords

It was moved by Councilmember Groberg, seconded by Councilmember Hally, to accept the low bid from Enterprise Sales to furnish Five (5) Thirty Yard Roll-Off Refuse Containers at a unit price of \$3,812.00 each and Thirty (30) Three Yard Refuse Containers at a unit price of \$446.00 each. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Lehto

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Councilmember Hally
Councilmember Lyon
Councilmember Groberg

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memo:

City of Idaho Falls
November 19, 2004

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: SITE PLAN REVIEW AND FINAL PLAT – FOURTH AMENDED
PLAT OF PARKWOOD MEADOWS ADDITION, DIVISION NO. 1

Attached is the Final Plat entitled The Fourth Amended Plat of Parkwood Meadows Addition, Division No. 1 and the accompanying site plan for expansion of an office located north of Parkwood Street and east of Woodruff Avenue. The Planning Commission has reviewed both of these items and recommended each for approval with conditions which have been incorporated into the site plan and final plat. The Department concurs with the Commission's recommendation. This request is now being submitted to the Mayor and Council for consideration.

s/ Renée R. Magee

The Planning and Building Director submitted the following exhibits to be considered with this Site Plan Review and Final Plat request:

Exhibit 1 Planning Commission Minutes dated November 2, 2004
Exhibit 2 Staff Report dated November 2, 2004
Exhibit 3 Copy of Site plan and Final Plat

It was moved by Councilmember Hally, seconded by Councilmember Lyon, to approve the Final Plat entitled The Fourth Amended Plat of Parkwood Meadows Addition, Division No. 1 and the accompanying site plan for expansion of an office located north of Parkwood Street and east of Woodruff Avenue. Roll call as follows:

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

Nay: None

Motion Carried.

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The Public Works Director submitted the following memo:

City of Idaho Falls
November 16, 2004

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: RIGHT-OF-WAY PURCHASE AGREEMENT – FIRST STREET AND
HITT ROAD, FIRST STREET PARTNERS

Attached is a Right-of-Way Purchase Agreement between the City of Idaho Falls and First Street Partners to purchase right-of-way located near the intersection of First Street and Hitt Road at a cost of \$29,000.00. This right-of-way is needed to construct improvements at the intersection of First Street and Hitt Road. In addition to monetary consideration, First Street Partners, by this agreement, will be allowed a temporary sewer service connection to the City of Idaho Falls sewer system until such time as sewer service is available from the City of Ammon.

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 Groberg, seconded by Councilmember Hally, to approve the Right-of-Way Purchase Agreement between the City of Idaho Falls and First Street Partners to purchase right-of-way located near the intersection of First Street and Hitt Road and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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

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
