

NOVEMBER 25, 2003

The City Council of the City of Idaho Falls met in Regular Council Meeting, Tuesday, November 25, 2003, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

Mayor Linda Milam
Councilmember Brad Eldredge
Councilmember Mike Lehto
Councilmember Robert Barnes
Councilmember Joe Groberg
Councilmember Ida Hardcastle

Absent was:

Councilmember Bill Shurtleff

Also present:

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

Mayor Milam requested Boy Scout Kalab Jensen to come forward and lead those present in the Pledge of Allegiance.

CONSENT AGENDA ITEMS

The City Clerk requested approval of the Minutes for the November 10, 2003 Special Council Meeting, November 13, 2003 Work Session, November 13, 2003 Regular Council Meeting, and November 18, 2003 Work Session.

The City Clerk presented several license applications, including BEER LICENSES to Airport Lounge, Albertson's (17th Street), Albertson's (West Broadway), Chili's Grill and Bar, Eagle's Lodge, Flying J Convenience Store, Fred Meyer Stores, Inc., Jakers of Idaho Falls, Jaliscos, Jordan Lodging, K C's Food Mart, La Hidalquense, Littletree Inn, O'Callahan's Restaurant, Outback Steakhouse, Pizza Hut (Anderson), Pizza Hut (17th Street), Pizza Hut (West Broadway), Plum Loco, Pockets, Inc., Remo's of Idaho Falls, Inc., Ritz Club, Save Fast Chevron, Save Fast Gas and Grocery, TLC (Godfather's) Pizza, and West Coast Hospitality Partnership/Red Lion; BARTENDER PERMITS to Carla M. Adams, Heather D. Bergeman, Holly L. Burley, Dan J. Cossolini, Josh B. Daniels, Matthew I. Evancic, Heather D. Haddon, Kim M. Hansen, Mariah E. Jensen, Sharron Lewis, Michael W. Melville, Lacey A. Shawver, Scott T. Singletary, and Michael R. Springer, 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 25, 2003.

The Airport Director submitted the following memo:

City of Idaho Falls
November 19, 2003

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: AUTHORIZATION TO BID – RED BARON HANGAR

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The Airport Division requests authorization to bid the second phase of repairs to the Red Baron Hangar. Funds have been budgeted for this work.

s/ Mike Humberd

The Idaho Falls Power Director submitted the following memo:

City of Idaho Falls
November 21, 2003

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mark Gendron, Idaho Falls Power Director
SUBJECT: LINE CLEARANCE TREE TRIMMING

Idaho Falls Power respectfully requests ratification of advertisement to receive bids for Line Clearance Tree Trimming. This is a budgeted item.

s/ Mark Gendron

Memo from the Public Works Director:

City of Idaho Falls
November 24, 2003

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AUTHORIZATION – SEWAGE TREATMENT PLANT UTILITIES
EXTENSION

Public Works requests authorization to advertise to receive bids for extending water and sewer lines at the Sewage Treatment Plant.

s/ Chad Stanger

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

Aye: Councilmember Groberg
Councilmember Barnes
Councilmember Hardcastle
Councilmember Eldredge
Councilmember Lehto

Nay: None

Motion Carried.

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REGULAR AGENDA ITEMS

It was moved by Councilmember Barnes, seconded by Councilmember Hardcastle, to recess the Annexation Proceedings for St. Clair Estates Addition, Division No. 6 to the next Regular Council Meeting of December 11, 2003. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Eldredge
Councilmember Lehto
Councilmember Groberg
Councilmember Barnes

Nay: None

Motion Carried.

Mayor Milam requested Councilmember Barnes to conduct Annexation Proceedings for The Village, Division No. 8. At the request of Councilmember Barnes, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls
November 18, 2003

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: ANNEXATION, FINAL PLAT, AND INITIAL ZONING FOR THE VILLAGE, DIVISION NO. 8

Attached are the Annexation Agreement, Annexation Ordinance, and Final Plat for The Village, Division No. 8. The plat contains eleven single-family homes west of Clarence Drive and north of Simon Street. The requested initial zoning is R-3, Single-Family Homes to Apartments. The Planning Commission considered this request at its September 2, 2003 Meeting and recommended approval of the annexation, final plat, and initial zoning of R-3. This request is now being submitted to the Mayor and Council for consideration.

s/ Renée R. Magee

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

Slide 1 Vicinity Map showing surrounding zoning
Slide 2 Aerial Photo
Slide 3 Preliminary Plat
Slide 4 Final Plat under consideration
Slide 5 Site Photo showing street stub into proposed site
Slide 6 Site Photo showing example of proposed street section (Division No. 6)
Exhibit 1 Planning Commission Minutes dated September 2, 2003
Exhibit 2 Staff Report dated September 2, 2003
Exhibit 3 Copy of Final Plat

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The Planning and Building Director explained, further, that all lots meet the requirements of the R-3 Zone. The land use is in compliance with the Comprehensive Plan. While the zoning is R-3, the density being proposed is less than 7 units per acre. The subdivision is in compliance with the City's Subdivision Ordinance.

Daryl Kofoed, Mountain River Engineering, 1020 Lincoln Road, appeared to answer any questions from the Mayor and City Council.

There being no questions or comments either in favor of or in opposition to this annexation request, Mayor Milam closed the public hearing.

It was moved by Councilmember Barnes, seconded by Councilmember Hardcastle, to approve the Annexation Agreement for The Village, Division No. 8 and, further, give authorization for the Mayor and City Clerk to sign said Agreement. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Barnes
Councilmember Hardcastle
Councilmember Eldredge
Councilmember Lehto

Nay: None

Motion Carried.

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

ORDINANCE NO. 2515

THE VILLAGE, DIVISION NO. 8

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 Barnes 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:

Aye: Councilmember Lehto
Councilmember Eldredge
Councilmember Hardcastle
Councilmember Groberg
Councilmember Barnes

Nay: None

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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 Barnes, seconded by Councilmember Hardcastle, to establish the initial zoning of The Village, Division No. 8 as R-3 (Single-Family Residential Homes to Apartments) Zoning as requested, 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 Barnes
Councilmember Eldredge
Councilmember Lehto
Councilmember Hardcastle
Councilmember Groberg

Nay: None

Motion Carried.

It was moved by Councilmember Barnes, seconded by Councilmember Hardcastle, to accept the Final Plat for The Village, Division No. 8 and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign the Final Plat. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Barnes
Councilmember Hardcastle
Councilmember Eldredge
Councilmember Lehto

Nay: None

Motion Carried.

Mayor Milam requested Councilmember Barnes to conduct Annexation Proceedings for The Village, Division No. 9. At the request of Councilmember Barnes, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls
November 18, 2003

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: ANNEXATION, FINAL PLAT, AND INITIAL ZONING FOR THE VILLAGE, DIVISION NO. 9

Attached are the Annexation Agreement, Annexation Ordinance, and Final Plat for The Village, Division No. 9. The plat contains thirteen single-family homes west of Clarence Drive and north of Simon Street. The requested initial zoning

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is R-3, Single Family Homes to Apartments. The Planning Commission considered this request at its September 2, 2003 Meeting and recommended approval of the annexation, final plat and initial zoning of R-3. This request is now being submitted to the Mayor and Council for consideration.

s/ Renée R. Magee

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

Slide 1	Vicinity Map showing surrounding zoning
Slide 2	Aerial Photo
Slide 3	Preliminary Plat
Slide 4	Final Plat under consideration
Exhibit 1	Planning Commission Minutes dated September 2, 2003
Exhibit 2	Staff Report dated September 2, 2003
Exhibit 3	Copy of Final Plat

The Planning and Building Director explained, further, that The Village, Division No. 9 meets the Subdivision Ordinance, with one exception. Agnes Street is over 400 feet in length. The R-3 Zone requires that cul-de-sacs be no longer than 400 feet in length. Since The Village is being used as single-family residential, and the R-1 Zone requirements for a cul-de-sac are no longer than 600 feet, the Planning Commission recommended that a variance be granted to allow for the length of Agnes Street. The Final Plat is in accordance with the Subdivision Ordinance and the land use is in accordance with the Comprehensive Plan.

Daryl Kofoed, Mountain River Engineering, 1020 Lincoln Road, appeared to answer any questions from the Mayor and City Council.

There being no questions or comments either in favor of or in opposition to this annexation request, Mayor Milam closed the public hearing

It was moved by Councilmember Barnes, seconded by Councilmember Hardcastle, to approve the Annexation Agreement for The Village, Division No. 9 and, further, give authorization for the Mayor and City Clerk to sign said Agreement. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Barnes
Councilmember Eldredge
Councilmember Lehto
Councilmember Groberg

Nay: None

Motion Carried.

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

ORDINANCE NO. 2516

THE VILLAGE, DIVISION NO. 9

AN ORDINANCE ANNEXING CERTAIN LANDS TO
THE CITY OF IDAHO FALLS, IDAHO; DESCRIBING

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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 Barnes 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:

Aye: Councilmember Eldredge
Councilmember Lehto
Councilmember Barnes
Councilmember Groberg
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 Barnes, seconded by Councilmember Hardcastle, to establish the initial zoning of The Village, Division No. 9 as R-3 (Single-Family Residential Homes and Apartments) Zoning as requested, 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 Hardcastle
Councilmember Eldredge
Councilmember Lehto
Councilmember Groberg
Councilmember Barnes

Nay: None

Motion Carried.

It was moved by Councilmember Barnes, seconded by Councilmember Hardcastle, to accept the Final Plat for The Village, Division No. 9 and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign the Final Plat. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Barnes
Councilmember Eldredge
Councilmember Lehto

Councilmember Groberg

Nay: None

Motion Carried.

It was moved by Councilmember Barnes, seconded by Councilmember Hardcastle, to approve the variance for the length of the Agnes Street cul-de-sac as presented. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Eldredge
Councilmember Lehto
Councilmember Groberg
Councilmember Barnes

Nay: None

Motion Carried.

Mayor Milam requested those to come forward that had an issue for the Mayor and City Council that was not otherwise on the Agenda.

Carol Chaffee, 117 Whittier Street, appeared to share the following statement:

My husband and I have two pet bobcats that live with us at our residence. I would like to address the Council on two issues this evening and to ask it a question, if I may. I would like to make a comment about the bobcats and about what we have experienced since we brought them here. First of all, as I think you all are aware, we checked the City laws, the County laws, and the State laws before bringing them into the City of Idaho Falls. When we were pretty sure that there weren't any prohibitions against having pet bobcats in this community, we checked with the law enforcement officers charged with enforcing your animal control laws – your animal control officers. They, too, assured us that there were no prohibitions against owning those animals within the City. Many months later, after I bought my house here, and in reliance in part on the animal control officers, we were advised by the City Attorneys that, "No, no, there had been a mistake." We had asked the wrong people and we really should have asked the City Attorneys because in their opinion, our pet bobcats were prohibited. First of all, I would like to point out that asking City Attorneys is not something any normal citizen would think of doing. If you are worried about whether you can make a U-turn in the middle of Broadway where the bridge is, who would you go ask? The City Attorneys? No, you would ask a Police Officer, because if you guess wrong who is going to give you a ticket. So we asked those people we knew enforce these laws day in and day out and should be familiar with them. Secondly, the City Attorneys are exactly that. They are the City's Attorneys. According to your Code, they are appointed by the Mayor to provide general legal advise to the City and to represent the City in civil matters. There would be no reason for a citizen to go ask the City Attorneys if what we are doing would be in full compliance with the law because there is a conflict of interest there in the first place. This business about "we went to the wrong people" seems like hogwash to our point of view. We went to the Police, and the Police told us they were fine. Having the City Attorneys then turn around and say that "No, they are not fine" creates a very real problem for

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us because it looks like arbitrary law enforcement. Now this issue came before the City Council in part because of a dispute in our neighborhood with our neighbors. There have been calls back and forth from both sides to the Police regarding basically neighborhood problems – barking dogs, children playing in the street with unlicensed motor vehicles, children running their radio controlled cars around the neighborhood making a great deal of noise and creating problems, children throwing fireworks out of their house onto other people’s property. And in all of these issues, when the Police have come out there, they have consistently told us that “There is really nothing that we can do. We didn’t see it. These are simple little misdemeanors. They are neighborhood disputes. They are little squabbles. Solve them yourself. There is nothing we can do.” One of our bobcats got out of our house one day in early October. He ran through the front door after a neighbor’s cat, went straight into their yard, stopped at the back fence before the alley, and looked at a dog across the alley because he loves doggies and he was fascinated. It took us less than five minutes to get that cat back on its leash and back in our house. That is the only time he has escaped over onto their property. He didn’t cause any problems. He didn’t threaten anybody. He didn’t bite anybody. It isn’t even illegal to have a cat that is at-large in this community, although it would have been illegal if he had been a dog. But out of that incident, we had neighbors on our corner threatening the cat’s life and my husband with a baseball bat. And although we didn’t call the Police, some of our other neighbors did. By the time they got there, the Police came and they witnessed this young man - he’s a teenager, about 16 as I understand it – threatening out there in the street with a baseball bat, and again, they can’t do anything about it. They are not really sure - it’s a community dispute - and they are not interested in enforcing any of the laws against this young man. I’m not sure why. About a week later, his father came out on the lawn with a shotgun, and threatened to shoot the cat. He then put the shotgun, very visibly, in the open front window there. They were called again, and again they said “There is nothing we can do, this isn’t really a problem.” When I asked them if we had to have cats shot or my husband shot in a dispute with this neighbor before they could do something, the officer said, “Well, we don’t know, but we can’t do anything now.” And yet, back in June, on the word of a City employee, the Police came to my house and they issued citations for misdemeanors to my husband for two misdemeanors they never witnessed. And then the prosecutor ended up taking that matter through a jury trial at great expense to the City and to the County, even though it was unnecessary, simply at the insistence of the City employee. These were misdemeanors he didn’t witness and they lost. The jury found him not guilty because he didn’t do it. For us, from our perspective, this looks like arbitrary Police enforcement. And to have the City come after us and our cats after assuring us that they were legal, just really smacks of arbitrary enforcement, of favoritism, and of cronyism, and it explains why we have heard this community called “Little Chicago”. That’s pretty distressing. My question to the Council and to the Mayor is, “What are you planning on doing about our bobcats?”

Mayor Milam stated that she is referring this issue to the Public Safety Council Committee for further review. The City will look at the present Ordinance as Ms. Chaffee has expressed a concern that it is overly broad. The City of Idaho Falls has received a letter from the United States Humane Society indicating the same thing. Their model would be stricter than ours. The Public Safety Council Committee will consider whether changes will need to be considered to the present Ordinance.

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Ms. Chaffee offered her assistance should any of the Council be interested in drafting some legislation that would address the Council's concerns. She also requested that if the City determines that a citation is necessary, that the bobcats not be seized. As far as she was able to determine, there is no authority for that. The Humane Society Regional Director also expressed an opinion that this would be inhumane treatment of the cats.

Councilmember Groberg clarified that there are two issues to consider. One is whether the City Council needs to adopt a different Ordinance; and, secondly, the question about enforcing the present Ordinance. The Mayor stated that to be correct.

Councilmember Groberg stated that an individual called him earlier in the day, expressing a concern regarding the change of use of Emerson Elementary School property. The individual is Mike Hart, and he lives at the corner of 10th Street and Lee Avenue. Mr. Hart understands that there are two different jurisdictions at work. He requested to know whether there would be items for the City to consider with regard to the change of use of an elementary school under the Zoning Ordinance. Mayor Milam stated that there has been some discussion regarding the change of use of this school. Absent any significant increase in the number of vehicles for on-site parking, there is not a significant issue. The Planning and Building Director stated that if School District No. 91 decides to change Emerson Elementary to an alternative high school, there would be a Conditional Use Permit public hearing. As of yet, the School District has not made that decision. There is nothing in the Planning Office that addresses that change. There is a trip generation study done by a transportation engineer for the School District that just arrived in the Planning Office. There is no application at this time.

The Municipal Services Director submitted the following memos:

City of Idaho Falls
November 19, 2003

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-04-01, FIRE RETARDANT CLOTHING AND THE RELATED CLOTHING MANAGEMENT PROGRAM FOR IDAHO FALLS POWER

Attached for your consideration is the tabulation for Bid IF-04-01, Fire Retardant Clothing and the Related Clothing Management Program for Idaho Falls Power.

It is the recommendation of Municipal Services to accept the sole bid of Tynedale Company, Inc. They will provide the required clothing and services for an amount of \$1,127.30 per person.

s/ S. Craig Lords

It was moved by Councilmember Eldredge, seconded by Councilmember Groberg, to accept the sole bid from Tynedale Company, Inc. to provide the Fire Retardant Clothing and related clothing management program for Idaho Falls Power. Roll call as follows:

Aye: Councilmember Barnes
Councilmember Eldredge
Councilmember Lehto
Councilmember Hardcastle

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Councilmember Groberg

Nay: None

Motion Carried.

City of Idaho Falls
November 20, 2003

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-04-02, FIBER OPTIC CABLE

Attached for your consideration is the tabulation for Bid IF-04-02, Fiber Optic Cable.

It is the recommendation of Municipal Services to accept the low evaluated bid for each item as listed below:

<u>Item/Quantity</u>	<u>Description</u>	<u>Bidder No./ Supplier/Manufacturer</u>	<u>Item Total</u>
1) 11,500 ft.	Fiber Optic Cable, Non- armored, Single Mode 96	6) General Pacific/Sterlite Optical Tech	\$ 8,461.70
2) 107,653 ft.	Fiber Optic Cable, Non- armored, Single Mode 36	6) General Pacific/Sterlite Optical Tech	\$36,580.49
3) 17,161 ft.	Fiber Optic Cable, Non- armored, Single Mode 12	4) Sumitomo Elec Lightwave Corporation/Sumitomo	\$ 3,174.79
	TOTAL PURCHASE AMOUNT		\$48,216.98

The apparent low bid for Items 1 and 2 of Alcatel Cable Systems did not meet the required specifications pertaining to low water peak requirements (Reference attached memo from Idaho Falls Power).

s/ S. Craig Lords

It was moved by Councilmember Eldredge, seconded by Councilmember Groberg, to reject the apparent low bid for Items 1 and 2 from Alcatel Cable Systems as they did not meet the required specifications pertaining to low water peak requirements and, further, accept the low evaluated bid as listed for each item. Roll call as follows:

Aye: Councilmember Hardcastle
 Councilmember Eldredge
 Councilmember Lehto
 Councilmember Groberg
 Councilmember Barnes

Nay: None

Motion Carried.

The memo from the Parks and Recreation Director regarding the Addendum to the Sandy Downs Simulcasting, LLC Agreement was withdrawn by the Division Director.

The Parks and Recreation Director submitted the following memos:

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City of Idaho Falls
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MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: BONNEVILLE CHARIOT ASSOCIATION AGREEMENT

Attached for your consideration is a Joint Use Agreement between the Bonneville Chariot Association and the City of Idaho Falls for the purpose of conducting chariot racing at Sandy Downs Park. The term and fees of this Agreement are for the 2003/2004 race season commencing December 1, 2003 and terminating November 30, 2004. The City Attorney has reviewed and amended said Agreement. It is, therefore, submitted for your approval.

s/ David J. Christiansen

Following a brief discussion regarding the commitment being made for the upcoming year, the City Attorney stated that the Sandy Downs facility would be leased in its existing condition. It was moved by Councilmember Hardcastle, seconded by Councilmember Eldredge, to approve the Joint Use Agreement between the Bonneville Chariot Association and the City of Idaho Falls for the purpose of conducting chariot racing at Sandy Downs Park and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Barnes
Councilmember Eldredge
Councilmember Lehto

Nay: Councilmember Groberg

Motion Carried.

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MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: VETERINARY SERVICES INDEPENDENT CONTRACTOR AGREEMENT

Attached for your consideration is an independent contractor agreement between the City of Idaho Falls and Dr. Rhonda Aliah of Skyline Animal Clinic for the purpose of providing veterinary services for the Tautphaus Park Zoo. The contract period is for one year commencing January 1, 2004. The City Attorney has reviewed said contract. It is, therefore, submitted for your approval.

s/ David J. Christiansen

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It was moved by Councilmember Hardcastle, seconded by Councilmember Eldredge, to approve the Veterinary Services Independent Contractor Agreement with Dr. Rhonda Aliah (Skyline Animal Clinic) for the Tautphaus Park Zoo and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Eldredge
Councilmember Hardcastle
Councilmember Groberg
Councilmember Barnes

Nay: None

Motion Carried.

The Public Works Director submitted the following memo:

City of Idaho Falls
November 24, 2003

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: OUTSIDE-THE-CITY WATER SERVICE AGREEMENT – LAMOYNE
HYDE

Attached is an Outside-the-City Water Service Agreement between the City and LaMoyne Hyde. This property is located at 4542 North 5th West and is one of ten homes near the Bonneville County Landfill to which the City previously agreed to provide water service.

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 Barnes, seconded by Councilmember Lehto, to approve the Outside-the-City Water Service Contract between the City of Idaho Falls and LaMoyne Hyde subject to the proper signatures being obtained and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Eldredge
Councilmember Lehto
Councilmember Barnes
Councilmember Groberg
Councilmember Hardcastle

Nay: None

Motion Carried.

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There being no further business, it was moved by Councilmember Lehto, seconded by Councilmember Eldredge, that the meeting adjourn at 8:05 p.m.

CITY CLERK

MAYOR
