

SEPTEMBER 26, 2002

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, September 26, 2002, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

Mayor Linda Milam
Councilmember Mike Lehto
Councilmember Joseph Groberg
Councilmember Bill Shurtleff
Councilmember Ida Hardcastle

Absent was:

Councilmember Brad Eldredge

Also present:

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

Mayor Milam presented two awards that were recently given to the Greater Yellowstone-Teton Clean Cities Coalition and the City of Idaho Falls, as follows:

1. The Greater Yellowstone-Teton Clean Cities Coalition is hereby designated a Clean Cities National Park by the United States Department of Energy's Clean Cities Program in recognition of cities commitments to increasing the use of alternative fuels and alternative fuel vehicles to help reduce our nation's dependence on imported petroleum and improve air quality, presented by United States Department of Energy on September 18, 2002.

2. The City of Idaho Falls is recognized as a leader in improving air quality, strengthening the local economy, and enhancing public awareness of alternative fuels through its commitment to and participation in the United States Department of Energy's Clean Cities Program, presented by United States Department of Energy on September 18, 2002.

Mayor Milam expressed her appreciation to Sharon Roh, General Services Administrator, Teri Thompson, Property Manager, Ruby Taylor, Secretary, and Larrie Fitch, Garage Superintendent, for the work that they have done to accomplish the goals set to earn these recognitions.

The City Clerk read a summary of the minutes for the September 12, 2002 Regular Council Meeting. It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to approve the minutes as printed. Roll call as follows:

Aye: Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Lehto
Councilmember Groberg

Nay: None

Motion Carried.

SEPTEMBER 26, 2002

CONSENT AGENDA ITEMS

The City Clerk presented several license applications, including BEER LICENSES to Best Restaurants, LLC and Tom's, Inc.; BARTENDER PERMITS to Christopher M. Boyd, Sandra Charboneau, Kimberly Christensen, Paul D. Freund, Rebekah S. Hope, Allene Johnson, Theodore E. Johnson, Rebecca L. Longacre, Danny L. Olsen, Maria Sato, and Lacey A. Shawver, all carrying the required approvals, and requested authorization to issue these licenses.

The Idaho Falls Power Director submitted the following memo:

City of Idaho Falls
September 24, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mark Gendron, Idaho Falls Power Director
SUBJECT: AUTHORIZATION TO ADVERTISE TO RECEIVE BIDS FOR THE FIBER NETWORK CONSTRUCTION

Idaho Falls Power respectfully requests authorization to advertise to receive bids for fiber network construction for the 2002/2003 budget year.

s/ Mark Gendron

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

Aye: Councilmember Lehto
Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Groberg

Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

The Airport Director submitted the following memos:

City of Idaho Falls
September 16, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: CONSENT TO ASSIGNMENT OF LEASE AGREEMENT BETWEEN GARY VOIGT AND MARK ANDREWS

SEPTEMBER 26, 2002

Attached for City Council approval is the Consent to Assignment of Lease between Gary L. Voigt and Mark Andrews. All conditions and terms of the original lease are still in effect. The City Attorney has reviewed the document.

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

s/ Mike Humberd

It was moved by Councilmember Hardcastle, seconded by Councilmember Groberg, to approve the Consent to Assignment of Lease Agreement between Gary L. Voigt and Mark Andrews and, further, give authorization for the Mayor and City Clerk to sign the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Groberg
Councilmember Shurtleff
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
September 19, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: ACCEPTANCE OF FY-2003 STATE GRANT AGREEMENT

Attached for City Council approval is the FY-2003 State of Idaho Airport Aid Program Grant Agreement. The FY-2003 Grant Amount approved by the State of Idaho is \$45,000.00. These funds are given to the Airport annually from the Department of Aeronautics and are available for various Airport improvement projects.

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

s/ Mike Humberd

CITY RESOLUTION NO. 2002-05A

EXTRACT FROM THE MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO HELD ON SEPTMBER 26, 2002.

The following Resolution was introduced by Councilmember Hardcastle, read in full, considered and adopted:

SEPTEMBER 26, 2002

RESOLUTION NO. 2002-05 OF CITY OF IDAHO FALLS, IDAHO ACCEPTING THE GRANT OFFER OF THE STATE OF IDAHO THROUGH THE IDAHO TRANSPORTATION DEPARTMENT, DIVISION OF AERONAUTICS, IN THE MAXIMUM AMOUNT OF \$45,000.00 TO BE USED UNDER THE IDAHO AIRPORT AID PROGRAM PROJECT NO. IDA-2003 IN THE DEVELOPMENT OF THE IDAHO FALLS REGIONAL AIRPORT; AND

Be it resolved by the Mayor and Council of the City of Idaho Falls, Idaho (herein referred to as the "CITY") as follows:

Section 1. That the CITY, shall accept the Grant Offer of the State of Idaho in the amount of \$45,000.00, for the purpose of obtaining State Aid under Project No. IDA-2003, in the development of the Idaho Falls Regional Airport; and,

Section 2. That the Mayor of the CITY is hereby authorized and directed to sign the statement of Acceptance of said Grant Offer (entitled Part II – Acceptance) on behalf of the CITY. The City Clerk is hereby authorized and directed to attest the signature of the Mayor and to impress the official seal of the CITY on the aforesaid statement of Acceptance; and,

Section 3. A true copy of the Grant Offer referred to herein be attached hereto and made a part thereof.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR THIS 26TH DAY OF SEPTEMBER, 2002.

s/ Linda Milam
LINDA MILAM, Mayor

ATTEST:

s/ Rosemarie Anderson
ROSEMARIE ANDERSON, City Clerk

CERTIFICATE

I, Rosemarie Anderson, City Clerk do hereby certify that the foregoing is a full, true and correct copy of Resolution No. 2002-05 adopted at a regular meeting of the Council held on the 26th day of September, 2002, and that the same is now in full force and effect. IN WITNESS WHEREOF, I have hereunto set my hand and impressed the official seal of the CITY, this 27th day of September, 2002.

s/ Rosemarie Anderson
ROSEMARIE ANDERSON
City Clerk

It was moved by Councilmember Hardcastle, seconded by Councilmember Groberg, to accept the Fiscal Year 2002-2003 State of Idaho Airport Aid Program Grant Agreement and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Shurtleff

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Councilmember Lehto
Councilmember Groberg

Nay: None

Motion Carried.

City of Idaho Falls
September 23, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: WORK ASSIGNMENT NO. 9 TO DELTA AIRPORT CONSULTANTS,
INC.

Attached for City Council approval is Work Assignment No. 9 for the design, bid and construction management phases for the Rehabilitation of the East and West General Aviation Aprons totaling \$318,405.00.

This project will be funded by the FAA using FY-03 Entitlement Funds.

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

s/ Mike Humberd

It was moved by Councilmember Hardcastle, seconded by Councilmember Groberg, to approve Work Assignment No. 9 to Delta Airport Consultants, Inc. for the design, bid and construction management phases for the Rehabilitation of the East and West General Aviation Aprons and, further, give the Mayor and City Clerk authorization to execute the necessary documents. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
September 23, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: AMENDMENT TO LEASE – CENTURION ENTERPRISES, INC.

SEPTEMBER 26, 2002

Attached for City Council approval is the Amendment to Airport Lease Agreement for Centurion Enterprises, Inc. The Amendment is for one five-year term, with a CPI-U adjusted rent amount of \$1,932.00 annually.

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

s/ Mike Humberd

It was moved by Councilmember Hardcastle, seconded by Councilmember Groberg, to approve the Amendment to the Airport Lease Agreement with Centurion Enterprises, Inc. and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Lehto
Councilmember Groberg

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memo:

City of Idaho Falls
September 24, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: LEASE AGREEMENT – CENTER PARTNERS, INC.

Attached for your consideration is a proposed Lease Agreement with Center Partners for a City-owned parking lot.

It is respectfully requested that City Council approve and authorize the Mayor to execute the Agreement.

s/ S. Craig Lords

The Municipal Services Director appeared to give a brief history related to this Agreement. Approximately 1-1/2 years ago, Center Partners approached the City regarding parking problems along International Way. The City designed and constructed the parking lot. In the Agreement, Center Partners will maintain snow removal on the parking lot and take care of the landscaping.

Councilmember Lehto questioned whether this parking lot would alleviate parking problems along International Way. The Municipal Services Director stated that the parking lot has already alleviated much of the congestion.

Councilmember Groberg explained that the parking area is a good improvement for the Airport. As the Airport grows, there would be the possibility to assume the parking lot for Airport parking.

SEPTEMBER 26, 2002

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to approve the Lease Agreement with Center Partners, Inc. and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Groberg

Nay: None

Motion Carried.

The Public Works Director submitted the following memos:

City of Idaho Falls
September 20, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AWARD – DOWNTOWN PARKING DEVELOPMENT AND
RENOVATION – PHASE 2

On September 17, 2002, bids were received and opened for the Downtown Parking Development and Renovation – Phase 2 Project. A tabulation of the bid results is attached.

Public Works recommends award to the low bidder, Silver Creek Construction, in the amount of \$142,955.00; and, authorization for the Mayor and City Clerk to sign the contract documents.

s/ Chad Stanger

It was moved by Councilmember Shurtleff, seconded by Councilmember Lehto, to accept the low bid from Silver Creek Construction to complete the Downtown Parking Development and Renovation – Phase 2 Project and, further, give authorization for the Mayor and City Clerk to sign the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Hardcastle
Councilmember Groberg
Councilmember Shurtleff

Nay: None

Motion Carried.

SEPTEMBER 26, 2002

City of Idaho Falls
September 23, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AWARD – TRAFFIC CONTROL MAINTENANCE, EQUIPMENT REPAIR AND STORAGE FACILITY

Bids were received and opened on September 19, 2002, for the Traffic Control Maintenance, Equipment Repair and Storage Facility. A tabulation of the bid results is attached.

Public Works recommends award to the low bidder, Clyde Burnside, with a base bid of \$483,675.00 and Alternate No. 1 Bid of \$2,875.00 for a total of \$486,550.00; and, authorization for the Mayor and City Clerk to sign the contract documents.

s/ Chad Stanger

It was moved by Councilmember Shurtleff, seconded by Councilmember Lehto, to accept the low bid from Clyde Burnside to complete the Traffic Control Maintenance, Equipment Repair and Storage Facility 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 Shurtleff
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
September 20, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: CHANGE ORDER NO. 2 – WATER POLLUTION CONTROL PLANT HEADWORKS PROJECT

Attached is proposed Change Order No. 2 to the Water Pollution Control Plant Headworks Project. This Change Order includes an extension of time due to lost working days during inclement weather and additional time needed to make necessary changes to the original design. These changes will increase the dollar amount by \$36,120.00.

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

s/ Chad Stanger

SEPTEMBER 26, 2002

It was moved by Councilmember Shurtleff, seconded by Councilmember Lehto, to approve Change Order No. 2 to R. E. Beck Construction Company for the Idaho Falls Water Pollution Control Plant Headworks Project and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Shurtleff
Councilmember Lehto
Councilmember Groberg

Nay: None

Motion Carried.

City of Idaho Falls
September 20, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: RIGHT-OF-WAY VACATION – BLOCK 16, BRODBECK’S ADDITION

Public Works requests authorization for the City Attorney to prepare the documents needed to vacate street and alley right-of-way located in Block 16, Brodbeck’s Addition. The owner will be required to dedicate an access easement across the proposed vacated 20th Street right-of-way.

s/ Chad Stanger

It was moved by Councilmember Shurtleff, seconded by Councilmember Lehto, to give authorization for the City Attorney to prepare the documents necessary to vacate street and alley right-of-way in Block 16, Brodbeck’s Addition. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
September 20, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: EASEMENT VACATION – H-S ADDITION

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Public Works requests authorization for the City Attorney to prepare the documents needed to vacate a utility easement located along the west lot line of Lot 7, Block 1, H-S Addition, Division No. 1. The owner has agreed to dedicate a new easement.

s/ Chad Stanger

It was moved by Councilmember Shurtleff, seconded by Councilmember Lehto, to give authorization for the City Attorney to prepare the documents necessary to vacate a utility easement located along the west lot line of Lot 7, Block 1, H-S Addition, Division No. 1. Roll call as follows:

Aye: Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Lehto
Councilmember Groberg

Nay: None

Motion Carried.

City of Idaho Falls
September 23, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: EASEMENT VACATION – KING’S ISLAND, DIVISION NO. 1

The City Attorney has prepared the documents needed to vacate a utility easement in Lot 3, Block 1 of King’s Island, Division No. 1. In exchange, the owner has agreed to dedicate a new easement.

Public Works is recommending approval of this easement vacation.

s/ Chad Stanger

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

ORDINANCE NO. 2460

AN ORDINANCE VACATING A CERTAIN EASEMENT WITHIN THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING THE SAID EASEMENT; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER ON BEHALF OF THE CITY A QUITCLAIM DEED CONVEYING THE VACATED EASEMENT TO THE OWNER OF THE ADJACENT LAND, AND NAMING IT; PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

SEPTEMBER 26, 2002

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

Nay: None

Motion Carried.

There being no further business, it was moved by Councilmember Lehto, seconded by Councilmember Shurtleff, that the meeting adjourn at 7:50 p.m.

CITY CLERK

MAYOR
