

APRIL 25, 2002

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, April 25, 2002, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

Mayor Linda Milam
Councilmember Ida Hardcastle
Councilmember Bill Shurtleff
Councilmember Brad Eldredge
Councilmember Mike Lehto
Councilmember Joe Groberg
Councilmember Bruce Rose

Also present:

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

The City Clerk read a summary of the minutes for the April 11, 2002 Regular Meeting. It was moved by Councilmember Eldredge, seconded by Councilmember Groberg, to approve the minutes as printed. Roll call as follows:

Aye: Councilmember Shurtleff
 Councilmember Hardcastle
 Councilmember Rose
 Councilmember Eldredge
 Councilmember Lehto
 Councilmember Groberg

Nay: None

Motion Carried.

CONSENT AGENDA ITEMS

Mayor Milam requested Council confirmation for the re-appointment of Donna Rolfe to serve on the Idaho Falls Public Library Board of Trustees (Term to expire in 2007).

The City Clerk presented several license applications, including BARTENDER PERMITS to Holly L. Burley, Pam J. Carlock, Karen Ingelstrom, Spencer T. Monk, Courtney L. Sessions, Denise M. Wray, and Janet L. Wright, all carrying the required approvals, and requested authorization to issue these licenses.

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

Aye: Councilmember Rose
 Councilmember Eldredge
 Councilmember Lehto

Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Groberg

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Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

The Airport Director submitted the following memos:

City of Idaho Falls
April 24, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: BID TABULATION FOR LONG TERM PARKING LOT AND
TERMINAL ROAD EXTENSION

Attached for City Council approval is the bid tabulation for the Parking Lot and Terminal Access Road Project. The low bidder is HK Contractors, Inc. with a total bid of \$657,030.75. The Engineer's Estimate is \$862,655.00.

The City Attorney has reviewed and approved the contracts.

The Airport Division recommends approving HK Contractors, Inc. as the low bidder and requests the Mayor be authorized to execute the Contract for this project.

s/ Mike Humberd

It was moved by Councilmember Hardcastle, seconded by Councilmember Eldredge, to accept the low bid from HK Contractors, Inc. to complete the Extend Terminal Access Road (Schedule No. 1) and Expand Parking Lot (Schedule No. 2) at the Idaho Falls Regional Airport 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 Rose
Councilmember Groberg
Councilmember Shurtleff
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
April 22, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: RECREATIONAL SPORTS/STEVE WACKERLI LEASE RENEWAL

APRIL 25, 2002

Attached for City Council approval is the Amendment to Lease Agreement for Recreational Sports (Gary Olsen), and Steve Wackerli. The term of this Lease Amendment is 10 years, with no renewal option.

The City Attorney has reviewed this contract.

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 Eldredge, to approve the Lease Agreement Amendment with Recreational Sports and Imports, Inc. (Gary Olsen) and Steven B. Wackerli and, further give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Shurtleff
Councilmember Eldredge
Councilmember Lehto
Councilmember Groberg
Councilmember Rose

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memos:

City of Idaho Falls
April 19, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-02-14 – MOBILE RADIOS, SIRENS, EMERGENCY LIGHTS,
BARRIER CAGES AND RELATED EQUIPMENT FOR POLICE
VEHICLES

Attached for your consideration is the tabulation for Bid IF-02-14, Mobile Radios, Sirens, Emergency Lights, Barrier Cages and Related Equipment for Police Vehicles.

It is the recommendation of Municipal Services to accept the sole bid of Teton Communications, Inc. to furnish the required specified equipment for both sections. They would furnish the required equipment and technical service for the Police patrol sedans and the SUV as listed in Section I for a Lump Sum Total Amount of \$8,405.38. They would also furnish the required equipment

and technical service for the Detective sedans as listed in Section II for a Lump Sum Total Amount of \$6,640.69.

s/ S. Craig Lords

APRIL 25, 2002

It was moved by Councilmember Eldredge, seconded by Councilmember Groberg, to accept the sole bid of Teton Communications, Inc. to furnish the mobile radios, sirens, emergency lights, barrier cages and related equipment for Police vehicles. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Rose
Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Eldredge
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
April 22, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: PUBLICATION OF "NOTICE OF PUBLIC HEARING" TO AMEND
THE 2001-2002 FISCAL YEAR BUDGET

Municipal Services respectfully requests the Mayor and Council to tentatively approve the Amended 2001-2002 Fiscal Year Budget in the amount of \$126,764,964.00 on April 25, 2002.

Approval is also requested to publish the attached "Notice of Public Hearing" of the Amended 2001-2002 Fiscal Year Budget with publication dates set for April 28, 2002 and May 5, 2002.

The Public Hearing is scheduled for 7:30 p.m., Thursday, May 9, 2002 in the Council Chambers in the Idaho Falls Power Building at 140 South Capital Avenue in Idaho Falls, Idaho.

s/ S. Craig Lords

**NOTICE OF PUBLIC HEARING
AMENDED BUDGET FOR 2001-2002 FISCAL YEAR
CITY OF IDAHO FALLS, IDAHO**

NOTICE IS HEREBY GIVEN that the City Council of the City of Idaho Falls, Idaho will hold a public hearing for consideration of an amended budget for the fiscal period October 1, 2001 – September 30, 2002 (the "Fiscal Period") and an amended fiscal appropriation ordinance for such period pursuant to the provisions of Sections 50-1002 and 50-1003 Idaho Code. This hearing will be held at the City Council Chambers located on the second floor of the Idaho Falls Power Building, 140 South Capital Avenue, Idaho Falls, Idaho at 7:30 p.m. on Thursday, May 9, 2002. At this hearing all interested persons may appear and

show cause why this amended budget should not be adopted or why the fiscal appropriation ordinance as amended should not be approved in accordance therewith.

APRIL 25, 2002

PROPOSED EXPENDITURES

The following is an estimate, as set forth in said amended budget, of the increase in the expenditures of the City of Idaho Falls, Idaho for the Fiscal Period. All other expenditures shall remain without change as set forth in the original appropriation ordinance adopted on August 23, 2001. These amounts are set forth by fund as follows:

<u>Fund Name</u>	<u>FY 2000 Actual Expenditures</u>	<u>FY 2001 Actual Expenditures</u>	<u>FY 2002 Original Gross Expenditures</u>	<u>FY 2002 Proposed Gross Expenditures</u>	<u>FY 2002 Net Increase in Expenditures</u>
Airport Fund	\$ 3,327,508	\$ 7,906,118	\$ 2,192,264	\$ 5,192,264	\$3,000,000
Electric Light Fund	39,155,592	48,216,828	54,946,386	60,946,386	6,000,000
All Other Funds	42,715,737	49,369,830	60,626,314	60,626,314	
TOTAL PROPOSED EXPENDITURES	\$85,198,837	\$105,492,776	\$117,764,964	\$126,764,964	\$9,000,000

ESTIMATED REVENUE

The estimated increase in revenue of the City of Idaho Falls for the Fiscal Period is set forth below. All other revenue shall remain without change as set forth in the original appropriation ordinance.

<u>Fund Name</u>	<u>FY 2000 Actual Revenues</u>	<u>FY 2001 Actual Revenues</u>	<u>FY 2002 Original Proposed Revenues</u>	<u>FY 2002 Proposed Amended Revenues</u>	<u>FY 2002 Net Increase in Revenues and Fund Balance</u>
Airport Fund	\$ 2,507,338	\$ 4,091,128	\$ 3,572,435	\$ 3,572,435	
Electric Light Fund	36,692,249	41,757,479	50,062,446	50,062,446	
All Other Funds	50,447,942	50,879,211	50,686,868	50,686,868	
TOTAL REVENUES	\$89,647,529	\$96,727,818	\$117,764,964	\$126,764,964	
Fund Balance Carryover			\$ 13,443,215	\$ 22,443,215	\$9,000,000
Total Revenues and Fund Balance Carryover	\$89,647,529	\$96,727,818	\$117,764,964	\$126,764,964	\$9,000,000

I, Rosemarie Anderson, City Clerk of the City of Idaho Falls, Idaho certify that the above is a true and correct statement of the proposed expenditures by fund and the entire estimated revenues of the City of Idaho Falls, Idaho for the Fiscal Year 2001-2002, which budget has been tentatively approved by the City Council on April 25, 2002 and entered at length in the Journal of Proceedings.

Dated this 26th day of April, 2002.

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

Published: April 28th and May 5th, 2002.

It was moved by Councilmember Eldredge, seconded by Councilmember Groberg to tentatively approve the Amended 2001-2002 Fiscal Year Budget in the amount of

\$126,764,964.00 and, further, give authorization to publish the "Notice of Public Hearing" of the Amended 2001-2002 Fiscal Year Budget on April 28 and May 5, 2002. Roll call as follows:

APRIL 25, 2002

Aye: Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Rose
Councilmember Eldredge
Councilmember Lehto
Councilmember Groberg

Nay: None

Motion Carried.

City of Idaho Falls
April 22, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: PLACEMENT OF BOILER AND MACHINERY AND PROPERTY
COVERAGES FOR ALL HYDRO PROJECTS

It is respectfully requested that Mayor and Council bind the City's insurance coverage for all of the hydro projects. The premium for the year beginning April 29, 2002 is \$311,318 with Hartford Steam Boiler and Liberty Insurance. Fred A. Moreton and Company is the Broker.

s/ S. Craig Lords

It was moved by Councilmember Eldredge, seconded by Councilmember Groberg, to bind the City's insurance coverage for all hydro projects with Hartford Steam Boiler and Liberty Insurance with Fred A. Moreton and Company as the Broker. Roll call as follows:

Aye: Councilmember Rose
Councilmember Eldredge
Councilmember Lehto
Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Groberg

Nay: None

Motion Carried.

The Parks and Recreation Director submitted the following memo:

City of Idaho Falls
April 23, 2002

MEMORANDUM

TO: Honorable Mayor and City Council

FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: JOHN'S HOLE BRIDGE PATHWAY WIDENING PROJECT -
CHANGE ORDER NO. 2

APRIL 25, 2002

Attached for your consideration is Change Order No. 2 for the John's Hole Bridge Pathway Widening Project. The Change Order is in the amount of \$9,646.00 and calls for increases in estimated costs for traffic control maintenance. The City Engineer has reviewed said documents and has concurred with the request. It is, therefore, submitted for your approval.

s/ David J. Christiansen

It was moved by Councilmember Hardcastle, seconded by Councilmember Eldredge, to approve Change Order No. 2 to Idaho Construction, Inc. for the John's Hole Bridge Pathway Widening Project and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Eldredge
Councilmember Hardcastle
Councilmember Groberg
Councilmember Rose
Councilmember Shurtleff

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memos:

City of Idaho Falls
April 22, 2002

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: FINAL PLAT – SUNNYSIDE ROAD RIGHT-OF-WAY

Attached is the Final Plat for the Sunnyside Road Right-of-Way from Ammon Road to St. Clair Road. The Idaho Falls Planning Commission reviewed this Final Plat at its April 2, 2002 Meeting and recommended approval. The staff concurs in this recommendation. This Final Plat 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 Final Plat request:

Slide 1 Aerial Photo
Slide 2 Page 1 of Final Plat
Slide 3 Page 2 of Final Plat
Exhibit 1 Planning Commission Minutes dated April 2, 2002

Exhibit 2 Staff Report dated April 2, 2002

APRIL 25, 2002

It was moved by Councilmember Rose, seconded by Councilmember Hardcastle, to approve the Final Plat for Sunnyside Road Right-of-Way and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat. Roll call as follows:

Aye: Councilmember Eldredge
Councilmember Lehto
Councilmember Rose
Councilmember Groberg
Councilmember Shurtleff
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
April 8, 2002

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: ORDINANCE REVISING SIGN CODE

Attached is an Ordinance revising the Sign Code. This revision reduces the size of billboard signs and provides spacing between billboards as discussed with the sign companies. It also makes several small amendments to clarify existing administration of the Ordinance and has been reviewed by the City Attorney. The Planning Department respectfully requests consideration and adoption of this Ordinance.

s/ Renée R. Magee

The Planning and Building Director explained this revision further. Following is a list of exhibits used in connection with this Sign Code Revision:

Slide 1 "Entryways...the desired image was one of landscaped roadways, uncluttered by open storage and signs, that will invite people to visit, live and invest in our community." (Comprehensive Plan)
Slide 2 "Control the type, location and number of signs...a review of the sign code should assure that needed signs are provided without compromising the attractiveness of the entryways to the City." (Comprehensive Plan)
Slide 3 Comments regarding signs in the community
Slide 4 Billboard locations
Slide 5 Site Photo showing Broadway and Lindsay Boulevard signs
Slide 6 Site Photo showing Yellowstone Avenue and Broadway signs

The Planning and Building Director explained the Boise City Sign Code in comparison to the City of Idaho Falls Sign Code. A brief discussion followed regarding the different types of signs under the Sign Code, i.e., billboard signs and signs advertising businesses. It was

determined that a business sign was not the same as an advertising billboard. The business sign has certain size requirements based upon the zone it is located in. According to this Ordinance, billboard signs are the only signs undergoing a change in regulations.

APRIL 25, 2002

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

ORDINANCE NO. 2445

AN ORDINANCE REPEALING AND RE-ADOPTING SECTION 7-9-12 OF CHAPTER 9, TITLE 7 OF THE IDAHO FALLS CITY CODE, BEING A PART OF THE SIGN CODE, PROVIDING DEFINITIONS; REPEALING AND RE-ADOPTING SECTION 7-9-15 PROHIBITING ANIMATED AND FLASHING SIGNS; REPEALING AND RE-ADOPTING SECTION 7-9-42 ALLOWING THE USE OF ELECTRONIC MESSAGE CENTERS AND CHANGEABLE COPY PANELS IN COMMERCIAL ZONES; REPEALING AND RE-ADOPTING TABLE 1 OF CHAPTER 9, TITLE 7 OF THE CITY CODE; REPEALING AND RE-ADOPTING SECTION 7-9-37 PROVIDING FOR SHOPPING CENTER SIGNS; PROVIDING FOR PRESERVATION OF PRIOR ORDINANCE; ESTABLISHING SEVERABILITY AND PROVIDING FOR EFFECTIVE DATE.

The foregoing Ordinance was presented by title only. Councilmember Rose 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 Rose
Councilmember Groberg
Councilmember Shurtleff
Councilmember Hardcastle

Nay: None

Motion Carried.

The Public Works Director submitted the following memos:

City of Idaho Falls
April 22, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director

SUBJECT: CH2M HILL AGREEMENT – AMENDMENT NO. 1 TO TASK ORDER
NO. 11

APRIL 25, 2002

Attached is Amendment No. 1 to Task Order No. 11 of the CH2M Hill Agreement. Task Order No. 11 was originally instituted for the purpose of acquiring professional engineering services related to the City's National Pollutant Discharge Elimination System (NPDES) Permit. Subsequent to issuance of the current NPDES Permit, compliance issues related to ammonia effluent limitations require additional services from CH2M Hill as proposed in the subject Amendment No. 1.

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

s/ Chad Stanger

The Public Works Director explained that this Amendment was not to exceed \$25,000.00. It was moved by Councilmember Shurtleff, seconded by Councilmember Rose, to approve Amendment No. 1 to Task Order No. 11 of the CH2M Hill Agreement and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Rose
Councilmember Shurtleff
Councilmember Hardcastle
Councilmember Eldredge
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
April 22, 2002

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: INTERIM STIPULATED ("SAFE HARBOR") AGREEMENT
BETWEEN GROUND WATER USERS AND SURFACE WATER
USERS

Attached is a proposed Interim Stipulated ("Safe Harbor") Agreement between ground water users and surface water users as earlier described by Attorney Kent Foster at a City Council Work Session. This Agreement is intended to address some of the more immediate issues related to the drought conditions and conjunctive management of ground water and surface water rights. By approving this Agreement, the City pays an annual fee of \$500.00 and agrees to join other municipalities and processors in an attempt to mitigate depletion of lower valley water supplies by providing storage water, if available, or curtailing

pumping by an amount not to exceed fifteen percent (15%) of our respective ground water rights.

APRIL 25, 2002

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 Shurtleff, seconded by Councilmember Rose, to approve the Interim Stipulated ("Safe Harbor") Agreement between Ground Water Users and Surface Water Users 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 Rose
 Councilmember Eldredge
 Councilmember Lehto
 Councilmember Groberg

Nay: None

Motion Carried.

There being no further business, it was moved by Councilmember Eldredge, seconded by Councilmember Groberg, that the meeting adjourn at 7:55 p.m.

CITY CLERK

MAYOR
