

NOVEMBER 24, 2015

The City Council of the City of Idaho Falls met in Regular Council Meeting, Tuesday, November 24, 2015, in the Council Chambers in the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho at 7:30 p.m.

There were present:

- Mayor Rebecca Casper
- Councilmember Thomas Hally
- Councilmember David M. Smith
- Councilmember Michael Lehto
- Councilmember Barbara Ehardt
- Councilmember Ed Marohn
- Councilmember Sharon Parry

Also present:

- Randy Fife, City Attorney
- Kathy Hampton, City Clerk
- All available Department Directors

Mayor Casper invited Wayne Whitmore, a student at Rocky Mountain Middle School and Boy Scout Troop #271, to come forward and lead those present in the Pledge of Allegiance.

Mayor Casper requested any public comments not related to items on the agenda. No one appeared.

CONSENT AGENDA ITEMS:

Idaho Falls Power requested ratification of two (2) Power Transaction Agreements with Shell Energy.

The City Clerk requested acceptance of the Canvass of the Vote from the November 3, 2015, General Municipal Election.

CITY OF IDAHO FALLS MUNICIPAL ELECTION								
PRECINCT	COUNCIL SEAT NO. 1 4 Year Term VOTE FOR ONE (1)		COUNCIL SEAT NO. 2 2 Year Term VOTE FOR ONE (1)	COUNCIL SEAT NO. 3 4 Year Term VOTE FOR ONE (1)		COUNCIL SEAT NO. 5 4 Year Term VOTE FOR ONE (1)		
	JOHN PENDLEBURY	MICHELE ZIEL-DINGMAN	DAVID M. SMITH	EVAN K. BASTOW	THOMAS HALLY	DEAN ELLIS	DENNIS RAY EMERY	JOHN BOYD RADFORD
01	70	76	128	59	85	48	11	83
02	58	50	87	38	75	48	9	56

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03	32	42	63	30	44	16	4	55
04	48	78	106	48	75	50	11	67
05	70	58	107	70	60	58	7	67
06	37	112	122	52	102	40	10	101
07	69	68	105	71	63	47	12	78
08	48	85	103	54	77	40	11	78
09	81	65	131	51	90	71	11	60
10	242	166	341	172	208	168	42	173
11	56	129	123	51	136	51	16	124
12	103	100	169	76	125	97	19	82
13	72	96	135	62	98	65	9	88
14	41	119	114	43	120	37	12	117
15	122	133	197	115	146	114	16	133
16	77	139	160	114	125	90	12	126
17	76	126	165	66	137	66	15	116
18	83	100	159	76	111	87	11	91
19	92	143	166	70	168	96	17	129
20	130	142	232	95	168	109	29	133
21	67	63	109	48	83	61	4	68
22	0	1	1	0	1	1	0	0
23	6	40	37	15	31	14	1	31
24	41	86	96	43	85	58	6	68
25	64	110	148	60	117	52	10	114
26	74	70	109	64	75	66	9	59
27	154	101	178	94	101	188	8	58
38	0	0	0	0	0	0	0	0
46	63	42	93	46	57	62	13	26
Absentee	201	308	381	155	360	196	26	283
TOTAL	2,277	2,848	4,065	1,938	3,123	2,096	361	2,664

VOTING STATISTICS					
PRECINCT	Total Number of Registered Voters at Cutoff	Number Election Day Registrants	Total Number of Registered Voters	Number of Ballots Cast	% of Registered Voters That Voted
01	883	13	896	149	16.63%
02	853	9	862	117	13.57%
03	461	2	463	76	16.41%
04	774	10	784	132	16.84%
05	819	8	827	135	16.32%
06	839	6	845	156	18.46%
07	820	17	837	141	16.85%
08	804	9	813	137	16.85%
09	1084	8	1092	151	13.83%
10	1083	45	1128	465	41.22%
11	1024	16	1040	195	18.75%
12	1007	8	1015	206	20.30%
13	1037	11	1048	171	16.32%
14	833	9	842	170	20.19%
15	1131	10	1141	268	23.49%
16	1073	10	1083	245	22.62%
17	1063	7	1070	208	19.44%

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18	1096	7	1103	193	17.50%
19	918	7	925	255	27.57%
20	916	48	964	321	33.30%
21	896	12	908	134	14.76%
22	45	0	45	1	2.22%
23	302	4	306	47	15.36%
24	820	13	833	138	16.57%
25	853	16	869	185	21.29%
26	853	20	873	147	16.84%
27	633	46	679	320	47.13%
38	4	0	4	0	0.00%
46	263	17	280	148	52.86%
Absentee			0	548	
TOTAL	23,187	388	23,575	5,559	23.58%

STATE OF IDAHO)
) ss.
 COUNTY OF BONNEVILLE)

I, Ronald Longmore, County Clerk of said county and state, do hereby certify that the attached is a full, true and complete copy of the abstract of votes for the candidates therein named as they appeared on the election ballot on November 3, 2015, for the City of Idaho Falls as shown by the record of the Board of Canvassers filed in my office this 9th day of November, 2015.

s/ Ronald Longmore
 County Clerk

STATE OF IDAHO)
) ss.
 COUNTY OF BONNEVILLE)

We, the commissioners of the county and state aforesaid, acting as a Board of Canvassers of Election, convened on November 9, 2015, do hereby state that the attached is a true and complete abstract of all votes cast within this county for the candidates and/or issue as it appeared at the election held on November 3, 2015, as shown by the records now on file in the County Clerk's Office.

s/ Roger S. Christensen
s/ Dave Radford
 County Board of Canvassers

(COUNTY SEAL)

ATTEST:

s/ Ronald Longmore
 County Clerk

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The City Clerk requested approval of Minutes from the October 19, 2015, Council Work Session, and October 22, 2015, Regular Council Meeting.

The City Clerk requested approval of License Applications, all carrying the required approvals.

It was moved by Councilmember Marohn, seconded by Councilmember Parry, to approve all items on the Consent Agenda according to recommendations presented. Roll call as follows:

Aye: Councilmember Marohn
Councilmember Lehto
Councilmember Ehardt
Councilmember Hally
Councilmember Parry
Councilmember Smith

Nay: None

Motion carried.

REGULAR AGENDA ITEMS:

Municipal Services submitted the following items for Council consideration:

MEMORANDUM

To: Mayor and City Council
From: Municipal Services Department
Subject: Bid IF-16-C, Road Salt

It is the recommendation of the Public Works and the Municipal Services Departments to piggyback the Idaho Department of Transportation's contract #BP001923-07 with Evans Grain and Elevator Company. The supplier will furnish the required annual road salt for the contract amount of \$37.97 per cubic yard plus a fuel surcharge of \$24.20 per load, which calculates out to be approximately \$.69 per ton. Last fiscal year the Street Division expended a total of \$67,494.71 for road salt.

Councilmember Marohn stated the budgeted line item has been approved for \$115,000.00, which may fluctuate with variable weather conditions.

It was moved by Councilmember Marohn, seconded by Councilmember Smith, to piggyback the Idaho Department of Transportation's contract with Evans Grain and Elevator Company for road salt, and authorize the Mayor and City Clerk to sign any necessary documents. Roll call as follows:

Aye: Councilmember Smith
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Ehardt
Councilmember Marohn

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Nay: None

Motion carried.

MEMORANDUM

To: Honorable Mayor and City Council
From: Pamela Alexander, Municipal Services Director
Subject: Unified Utility Billing, Collection and Termination Policy Resolution

Attached is a resolution with a proposed unified utility billing, collection and termination policy for City customer water, sewer, sanitation, electrical and fiber optic accounts. Municipal Services, Idaho Falls Power and Public Works staff concurs with the unified billing policy recommendation. The proposed changes are now being submitted to the Mayor and City Council for consideration.

Director Alexander stated this Resolution will update current practices and improve and streamline the process of utility accounts. She stated language in the policy has been updated, and the time frame for delinquent accounts has been reduced from 50 days to 30 days. Kenny McOmber, City Treasurer, stated by combining individual sections of the City Code, the unified policy will benefit both the City and the staff. Director Flowers believes the unified policy will eliminate the current cumbersome process. General discussion followed regarding termination of services during the winter months. Director Alexander stated the current hours in the Treasurer's Office will be expanded as payments for service will no longer be accepted in the field. Mr. Fife explained by approving the Resolution each individual section in the City Code pertaining to the five (5) utilities would refer to the Resolution. He stated approval of the Idaho Falls Power Ordinance and the Resolution to amend the Idaho Falls Power Service Policy will integrate with the Unified Utility Billing, Collection and Termination Policy.

After further discussion, it was moved by Councilmember Marohn, seconded by Councilmember Ehardt, to approve the Resolution with a unified utility billing, collection and termination policy for City accounts and authorize the Mayor to sign the document. Roll call as follows:

Aye: Councilmember Hally
Councilmember Marohn
Councilmember Parry
Councilmember Lehto
Councilmember Smith
Councilmember Ehardt

Nay: None

Motion carried.

Resolution No. 2015-30

A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ADOPTING A UNIFORM CITY UTILITY BILLING, COLLECTION, AND

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TERMINATION POLICY AND PROVIDING THAT THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

WHEREAS, the City collects funds for water, sewer, sanitation, electrical, and fiber utilities from its customers; and,

WHEREAS, most of the collection “policies” for the various City utilities are currently located in the Idaho Falls City Code; and,

WHEREAS, the utility billing, collection, and termination codes policies and practices within the City Code are not consistent with one another; and

WHEREAS, certain collection requirements within the City Code do not appear to be internally consistent or efficient; and

WHEREAS, the presence of the billing, collection, and termination “policies” in the City Code make them more difficult to change, modernize, or streamline than would be the case if they are located within a Council Resolution; and

WHEREAS, in order to promote greater predictability, transparency, and accessibility, the relevant Department Directors propose the attached City Utility, Billing, Collection, and Termination Policy be adopted by Council; and

WHEREAS, Council wishes to support consistent and efficient collection policies.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, AS FOLLOWS:

1. The City Council hereby adopts the attached City Utility Billing, Collection, and Termination Policy.

ADOPTED and effective this 24th day of November, 2015.

CITY OF IDAHO FALLS, IDAHO

s/ Rebecca L. Noah Casper
Rebecca L. Noah Casper, Mayor

ATTEST:

s/ Kathy Hampton
Kathy Hampton, City Clerk

(SEAL)

STATE OF IDAHO)
) ss:
County of Bonneville)

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I, KATHY HAMPTON, CITY CLERK OF THE CITY OF IDAHO FALLS, IDAHO, DO HEREBY CERTIFY:

That the above and foregoing is a full, true and correct copy of the Resolution entitled, "A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ADOPTING A UNIFORM CITY UTILITY BILLING, COLLECTION, AND TERMINATION POLICY AND PROVIDING THAT THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW."

s/ Kathy Hampton
Kathy Hampton, City Clerk

(SEAL)

MEMORANDUM

To: Honorable Mayor and City Council
From: Pamela Alexander, Municipal Services Director
Subject: Unified Utility Billing, Collection and Termination Policy Ordinance:

Attached is an ordinance to reference the proposed unified billing, collection and termination policy. Municipal Services, Idaho Falls Power and Public Works staff concurs with the unified billing policy recommendation. The proposed changes are now being submitted to the Mayor and City Council for consideration.

After brief discussion, it was moved by Councilmember Marohn, seconded by Councilmember Hally, to approve the unified billing, collection and termination policy Ordinance under the suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary. Roll call as follows:

Aye: Councilmember Ehardt
Councilmember Smith
Councilmember Marohn
Councilmember Lehto
Councilmember Hally

Nay: Councilmember Parry

Motion carried.

At the request of the Mayor, the City Clerk read the ordinance by title only:

ORDINANCE NO. 3039

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, AMENDING TITLE 8, CHAPTERS 1, 4, 5, 6, AND 13 TO STANDARDIZE BILLING, COLLECTION, AND TERMINATION PRACTICES FOR CITY SEWER, WATER, ELECTRIC, SANITATION AND FIBER OPTIC UTILITY SERVICES BY REFERRING TO THE CITY'S ADOPTED UNIFORM UTILITY BILLING, COLLECTION AND TERMINATION POLICY; PROVIDING

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SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

Idaho Falls Power submitted the following items for Council consideration:

MEMORANDUM

To: Honorable Mayor and City Council
From: Jackie Flowers, General Manager
Subject: Ordinance amending sections of the City Code of Idaho Falls pertaining to electric service

Attached for your consideration is an Ordinance amending Title 8, Chapter 5 of the City Code of Idaho Falls. The City Attorney has prepared this ordinance. The proposed changes clarify thresholds for new large single loads, establish net metering classifications, establish in-person meter reading provisions, and establish regulations and fees for electric power line extensions. Idaho Falls Power respectfully requests City Council approve the Ordinance.

It was moved by Councilmember Lehto, seconded by Councilmember Ehardt, to approve the Ordinance amending Title 8, Chapter 5 of the City Code of Idaho Falls under the suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary. Roll call as follows:

Aye: Councilmember Parry
Councilmember Ehardt
Councilmember Hally
Councilmember Smith
Councilmember Marohn
Councilmember Lehto

Nay: None

Motion carried.

At the request of the Mayor, the City Clerk read the ordinance by title only:

ORDINANCE NO. 3040

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, AMENDING TITLE 8, CHAPTER 5, CLARIFYING RATES FOR CONSUMPTION OF ELECTRICITY, AND IN-PERSON METER READING AND ESTABLISHING REGULATIONS AND FEES FOR ELECTRIC POWER LINE EXTENSIONS; PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

MEMORANDUM

To: Honorable Mayor and City Council
From: Jackie Flowers, General Manager
Subject: Resolution Amending the Idaho Falls Power Service Policy

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Attached for your consideration is a resolution adopting modifications to the Idaho Falls Power Service Policy. The revisions incorporate language related to the electric line extensions and associated fees, clarifying customer responsibility pertaining to secondary service, and clarify net metering application process. The City Attorney has reviewed the proposed changes. Idaho Falls Power respectfully requests that City Council approve the Resolution and authorize the Mayor to sign the document.

It was moved by Councilmember Lehto, seconded by Councilmember Ehardt, to approve the Resolution adopting modifications to the Idaho Falls Power Service Policy and authorize the Mayor to sign the documents. Roll call as follows:

Aye: Councilmember Marohn
Councilmember Lehto
Councilmember Ehardt
Councilmember Hally
Councilmember Parry
Councilmember Smith

Nay: None

Motion carried.

RESOLUTION NO. 2015-31

A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ADOPTING THE MODIFIED IDAHO FALLS POWER SERVICE POLICY (2016), PROVIDING THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

WHEREAS, the City owns and operates a municipal electric utility, Idaho Falls Power (“IFP”), employing a number of dedicated employees in the electric trade and providing services to many customers; and

WHEREAS, the City has authorized the IFP to promulgate written rules and regulations and/or customer service policies regarding its delivery of electrical services pursuant to Idaho Falls City Code; and

WHEREAS, IFP has developed a Service Policy relative to procedures for new and existing electrical services and addressing what will be required for a customer who desires to receive electric services from IFP; and

WHEREAS, the Council agrees that the updated Service Policy is an appropriate policy to formally adopt by Resolution to help insure consistent and fair conditions of delivery of electrical services by IFP; and

WHEREAS, the attachments to the Service Policy are appropriate to explain to all IFP customers and potential customers, what is expected to be provided relative to the receipt of such electric services.

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NOW, THEREFORE, BE IT RESOLVED that on behalf of Idaho Falls Power, the Idaho Falls City Council hereby adopts and endorses the modified Idaho Falls Power Service Policy (2016) as the governing set of rules, regulations, and/or customer service policies regarding delivery of electrical services by IFP to electric customers.

ADOPTED and effective this 24th day of November, 2016.

ATTEST:

CITY OF IDAHO FALLS, IDAHO

s/ Kathy Hampton
KATHY HAMPTON, CITY CLERK

s/ Rebecca L. Noah Casper
REBECCA L. NOAH CASPER

(SEAL)

STATE OF IDAHO)
) ss:
County of Bonneville)

I, KATHY HAMPTON, CITY CLERK OF THE CITY OF IDAHO FALLS, IDAHO, DO HEREBY CERTIFY:

That the above and foregoing is a full, true and correct copy of the Resolution entitled, "A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ADOPTING THE MODIFIED IDAHO FALLS POWER SERVICE POLICY (2016), PROVIDING THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW."

s/ Kathy Hampton
KATHY HAMPTON, CITY CLERK

Mayor Casper stated any concerns by the Council related to the Unified Utility Billing, Collection and Termination Policy should be submitted to staff.

There being no further business, it was moved by Councilmember Marohn, seconded by Councilmember Hally, to adjourn at 8:29 p.m. which motion passed by unanimous vote.

CITY CLERK

MAYOR