

FEBRUARY 11, 2016

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, February 11, 2016, 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 Ed Marohn
Councilmember John B. Radford
Councilmember Michelle Ziel-Dingman
Councilmember David M. Smith
Councilmember Barbara Ehardt

Also present:

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

Mayor Casper invited Owen Dickerson, a 4th grader at Discovery Elementary and Boy Scout Troop #244, to come forward and lead those present in the Pledge of Allegiance.

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

Presentation:

Mayor Casper invited Police Chief, Mark McBride, for presentation of Life Saving Awards. Chief McBride introduced Idaho Falls Police Officer Dustin Howell, Bonneville County Lieutenant James Foster, and Sheriff Paul Wilde. He stated on October 15, 2015, a 911 call came into dispatch that a passenger on an Idaho National Laboratory (INL) bus was having a heart attack. The bus was coming off of US 20 onto Riverside Drive. Officer Dustin Howell and Lieutenant James Foster were close and responded. They found a man in his early 50s unconscious and not breathing. Officer Howell and Lieutenant Foster moved the man to the floor and traded off with CPR compressions for the next 5 minutes until EMS arrived on scene. The man began breathing and regained a pulse. The officers assisted EMS in getting the man boarded and transferred to the waiting ambulance so he could be transported to Eastern Idaho Regional Medical Center (EIRMC). Due to the actions of both officers this man survived his heart attack. Chief McBride stated Officer Howell and Lieutenant Foster's actions and professionalism bring great credit to themselves, the Idaho Falls Police Department, and the Bonneville County Sheriff's Office and are in keeping with the highest traditions of Law Enforcement. A standing ovation followed.

Consent Agenda Items:

The Mayor's Office requested appointments/reappointments for City Boards, Committees, and Commissions as follows:

FEBRUARY 11, 2016

<u>Name</u>	<u>Commission</u>	<u>Term Expires</u>	<u>Status</u>
Matt Hill	Parks & Recreation Commission	12/31/2018	Reappoint
Kris Millgate	Parks & Recreation Commission	12/31/2018	Reappoint
Matt Hill	Shade Tree Committee	12/31/2018	Reappoint
Kerry Beutler	Shade Tree Committee	12/31/2018	Reappoint
Kim Johnson	Shade Tree Committee	12/31/2018	Reappoint

The City Clerk requested approval of minutes from the December 18, 2015, Council Training Orientation and January 14, 2016, Council Meeting.

The City Clerk requested approval of the Expenditure Summary for the month of January, 2016.

FUND	TOTAL EXPENDITURE
General Fund	\$1,178,331.71
Street Fund	35,235.13
Recreation Fund	22,076.01
Library Fund	70,037.24
Municipal Equipment Replacement Fund (MERF)	32,292.71
Electric Light Public Purpose Fund	87,098.40
Golf Fund	21,011.67
Self-Insurance Fund	29,922.95
Street Capital Improvement Fund	96,140.14
Traffic Light Cap Imp Fund	4,189.85
Airport Fund	95,609.82
Water and Sewer Fund	142,900.07
Sanitation Fund	9,026.48
Ambulance Fund	30,824.04
Electric Light Fund	3,197,718.25
Payroll Liability Fund	2,719,018.64
TOTAL	7,771,433.11

The City Clerk requested approval of the Treasurer's Report for the month of January, 2016.

Dear Mayor and City Council Members:

Attached please find the City of Idaho Falls, Idaho, Monthly Treasurer's Report for the above referenced month, as required by Idaho Code Section 50-208.

This report was filed in the City Clerk's Office on or before the 10th day from the end of the month of the Report.

s/ Kenneth McOmber
Kenneth McOmber

February 5, 2016
Date Signed

The City Clerk requested approval of license applications, all carrying the required approvals.

The City Clerk requested Council ratification for the publication of legal notices calling for public hearings on February 11, 2016.

FEBRUARY 11, 2016

It was moved by Councilmember Marohn, seconded by Councilmember Ehardt, to approve all items on the Consent Agenda according to recommendations presented. Roll call as follows: Aye – Councilmembers Smith, Hally, Radford, Dingman, Ehardt, Marohn. Nay – none. Motion carried.

Regular Agenda Items:

The Municipal Services Department submitted the following items for Council consideration:

MEMORANDUM

To: Mayor and City Council
From: Municipal Services Department
Subject: Bid IF-16-12 – Automated Side Load Refuse Trucks

It is the recommendation of the Public Works and Municipal Services Departments to accept the lowest, responsive, responsible bid from Idaho Falls Peterbilt to furnish two (2) automated side load refuse trucks for a lump sum amount of \$522,280.00. This amount includes the value for two unit trade-ins #7042 and #7044. Both trucks are scheduled for replacement and are budgeted in the Municipal Equipment Replacement Fund (MERF). Last budget year the City purchased two automated side load refuse trucks for a lump sum amount of \$520,910.94 which included two trade in units.

Respectfully,
s/ Pamela Alexander
Municipal Services Director

s/ Chandra Witt
General Services Administrator

s/ Heidi Carlson
Purchasing Agent

Councilmember Marohn stated one of the main reasons for conversion to the automated side load refuse trucks was to reduce the City's Workman's Compensation costs.

It was moved by Councilmember Marohn, seconded by Councilmember Smith, to accept the lowest, responsive, responsible bid from Idaho Falls Peterbilt to furnish two (2) automated side load refuse trucks for a lump sum amount of \$522,280.00, and give authorization for the Mayor and City Clerk to execute any necessary documents. Roll call as follows: Aye – Councilmembers Dingman, Smith, Marohn, Ehardt, Hally, Radford. Nay – none. Motion carried.

MEMORANDUM

To: Mayor and City Council
From: Municipal Services Department
Subject: Bid IF-16-15 – Motor Fuel and Lubricants

FEBRUARY 11, 2016

It is the recommendation of the Municipal Services Department to accept the lowest, responsive, responsible bid from Conrad & Bischoff, Inc. of Idaho Falls to provide motor oil, fuel for the fuel dispensing system and bulk fuel for the City's equipment maintenance facility for a 12-month period for the period beginning March 1, 2016 through February 28, 2017. The City's equipment maintenance facility is responsible for the maintenance of the City's entire fleet and maintains the fuel inventory for the City's fuel tanks and fuel card lock purchases.

Respectfully,
s/ Pamela Alexander
Municipal Services Director

s/ Chandra Witt
General Services Administrator

s/ Heidi Carlson
Purchasing Agent

Councilmember Marohn stated this is an annual usage bid and the cost is shared with Bonneville County.

It was moved by Councilmember Marohn, seconded by Councilmember Smith, to accept the lowest, responsive, responsible bid from Conrad & Bischoff, Inc. of Idaho Falls to provide motor fuel and lubricants for the period beginning March 1, 2016 through February 28, 2017, and give authorization for the Mayor and City Clerk to execute any necessary documents. Roll call as follows: Aye – Councilmembers Marohn, Dingman, Ehardt, Hally, Radford, Smith. Nay – none. Motion carried.

The Public Works Department submitted the following items for Council consideration:

MEMORANDUM

To: Honorable Mayor and City Council
From: Chris H Fredericksen, Public Works Director
Subject: Bid Award – Grandview Drive Water Line, Skyline Drive to Saturn Avenue

On February 2, 2016, bids were received and opened for the Grandview Drive Water Line: Skyline Drive to Saturn Avenue project. A tabulation of bid results is attached. Public Works recommends approval of the plans and specifications, award to the lowest responsive, responsible bidder, Knife River Corporation – Northwest, in an amount of \$199,941.00, and, authorization for the Mayor and City Clerk to sign contract documents.

Respectfully,
s/ Chris H Fredericksen
Public Works Director

Councilmember Ehardt stated this project is for relocation of the water lines to widen the road for future construction.

It was moved by Councilmember Ehardt, seconded by Councilmember Dingman, to approve the plans and specifications and award to the lowest responsive, responsible bidder, Knife River Corporation – Northwest, an amount of \$199,941.00, and give authorization for the Mayor and City Clerk to sign the necessary documents. Roll call as follows: Aye –

FEBRUARY 11, 2016

Councilmembers Smith, Hally, Dingman, Radford, Ehardt, Marohn. Nay – none. Motion carried.

MEMORANDUM

To: Honorable Mayor and City Council
From: Chris H Fredericksen, Public Works Director
Subject: Right of Way Vacation Request – SW Bonneville Drive

The developers of Linden Park Addition Division No. 8 are asking that the City vacate the right-of-way of SW Bonneville Drive north of Syringa Drive. Utilities have reviewed and approved the vacation provided a public utility easement be included on the proposed plat for Linden Park Addition Division No. 8. Public Works requests authorization for the City Attorney to prepare documents needed to accomplish the vacation.

Respectfully,
s/ Chris H Fredericksen
Public Works Director

Director Fredericksen stated if the request is approved it would accommodate development for town homes in the Linden Park Addition.

It was moved by Councilmember Ehardt, seconded by Councilmember Dingman, to authorize the City Attorney to prepare documents needed to accomplish the vacation of SW Bonneville Drive north of Syringa Drive. Roll call as follows: Aye – Councilmembers Hally, Marohn, Radford, Dingman, Smith, Ehardt. Nay – none. Motion carried.

MEMORANDUM

To: Honorable Mayor and City Council
From: Chris H Fredericksen, Public Works Director
Subject: Right of Way and Easement Vacation Request – Simplot Circle and Taylor Crossing on the River, Division No. 12

Harper-Leavitt, on behalf of the adjacent property owners, has requested the vacation of the cul-de-sac at the east end of Simplot Circle. The need for the cul-de-sac is being eliminated with the dedication of a road right-of-way connecting Simplot Circle to the roundabout at Bridgeport Drive via Riverwalk Drive. In addition, City staff request the vacation of certain easements in the area of Taylor Crossing on the River, Division No. 12. These easements are no longer being utilized or are being covered under other platted easements. This will help clean up the easements in that area and only leave the pertinent, needed easements. Public Works requests authorization for the City Attorney to prepare documents needed to accomplish the vacations.

Respectfully,
s/ Chris H Fredericksen
Public Works Director

FEBRUARY 11, 2016

Director Fredericksen stated due to future development projects the utilities will be relocated to the roadway. He indicated the Redevelopment Agency is assisting with costs and any agreements would be presented to Council at a later time.

It was moved by Councilmember Ehardt, seconded by Councilmember Dingman, to authorize the City Attorney to prepare documents needed to accomplish the vacations of Simplot Circle and certain easements in the area of Taylor Crossing on the River, Division No. 12. Roll call as follows: Aye – Councilmembers Ehardt, Radford, Smith, Marohn, Dingman, Hally. Nay – none. Motion carried.

Idaho Falls Power submitted the following item for Council consideration:

MEMORANDUM

To: Honorable Mayor and City Council
From: Jackie Flowers, General Manager
Subject: Approve a Resolution to Procure Services for the 2016 Underground Reconductor Project on the Open Market

Attached is the bid tabulation for the 2016 Underground Reconductor Project, only one company bid on the project. This project is in the Capital Improvement Plan with \$200,000 included in the FY16 budget. Given the lack of bids and the exceedance of budgeted amount, staff believes we can secure better pricing on the open market. Idaho Falls Power recommends that the City Council reject the bid received and authorize the staff to procure services on the open market.

Councilmember Smith stated this item is included in the regular maintenance system.

It was moved by Councilmember Smith, seconded by Councilmember Hally, to reject the bid received and approve a Resolution that would authorize staff to procure services for the 2016 Underground Reconductor Project on the open market. Roll call as follows: Aye – Councilmembers Radford, Ehardt, Hally, Smith, Marohn, Dingman. Nay – none. Motion carried.

The Community Development Services Department submitted the following items for Council consideration:

MEMORANDUM

To: Honorable Mayor and City Council
From: Brad Cramer, Community Development Services Director
Subject: Rezone from RSC-1 to MS, Zoning Ordinance, and Reasoned Statement of Relevant Criteria and Standards, 7.17 Acres, Lot 1, Block 1, Greyridge Division No. 1

Attached is the application for rezoning from RSC-1 to MS, Zoning Ordinance, and Reasoned Statement of Relevant Criteria and Standards, 7.17 Acres, Lot 1, Block 1, Greyridge Division No. 1. The Planning and Zoning Commission considered these changes at its January 5, 2016, meeting and recommended approval. Staff concurs with this recommendation. This item is now being submitted to the Mayor and City Council for consideration.

FEBRUARY 11, 2016

Mayor Casper opened the public hearing and ordered all staff materials and presentation be entered into the record.

Assistant Director Kerry Beutler appeared with the following:

- Slide 1: Location of property in current zoning
- Slide 2: Aerial photo and vicinity map of property under consideration
- Slide 3: Additional aerial photo of surrounding land
- Slide 4: Additional aerial photo of surrounding land

Assistant Director Beutler stated the property has been recently annexed into the City as Residential Shopping Center (RSC-1) zone. However, the property is under new ownership who prefers to change the zoning to Medical Services (MS) for creation of professional offices. He indicated the RSC-1 and MS are very similar zones although the RSC-1 zone requires a longer approval process and also requires large setbacks from the right-of-way. The MS zone would eliminate the retail component and would support those businesses in the medical field.

- Slide 5: Comprehensive Plan Future Land Use Map
- Slide 6: Photos looking southeast and looking east
- Slide 7: Photos looking south and looking east

Mayor Casper requested any public comment.

Zane Powell, 1885 Silver Horseshoe Drive, Rexburg, Idaho. Mr. Powell stated he is employed by the owner and appreciates the assistance of staff regarding this property. He believes the rezoning request would be appropriate and all setbacks would be consistent with the surrounding uses.

It was moved by Councilmember Dingman, seconded by Councilmember Marohn, to approve the Ordinance for the rezoning from RSC-1 to MS, 7.17 Acres, Lot 1, Block 1, Greyridge Division No. 1, 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 – Councilmembers Ehardt, Marohn, Hally, Radford, Smith, Dingman. Nay – none. Motion carried.

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

ORDINANCE NO. 3055

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE REZONING OF 7.17 ACRES OF LOT 1, BLOCK 1, GREYRIDGE, DIVISION NO. 1 AS DESCRIBED IN SECTION 1 OF THIS ORDINANCE FROM RSC-1 ZONE TO MS ZONE; AND PROVIDING SEVERABILITY, PUBLICATION BY SUMMARY AND ESTABLISHING EFFECTIVE DATE.

It was moved by Councilmember Dingman, seconded by Councilmember Smith, to approve the Reasoned Statement of Relevant Criteria and Standards for the rezoning from RSC-1 to MS, 7.17 Acres, Lot 1, Block 1, Greyridge Division No. 1, and give authorization for the Mayor to

FEBRUARY 11, 2016

execute the necessary documents. Roll call as follows: Aye – Councilmembers Dingman, Radford, Marohn, Smith, Hally, Ehardt. Nay – none. Motion carried.

MEMORANDUM

To: Honorable Mayor and City Council
From: Brad Cramer, Community Development Services Director
Subject: Amendment to Title 7, Chapter 9, Sign Code

Attached is a proposed ordinance to modify Title 7, Chapter 9 of City Code. This chapter is the City's sign code. Staff began working on these changes in December of 2014 along with a sub-committee made up of two City Councilmembers and two Planning and Zoning Commissioners. Staff also conducted general public outreach and has worked through all suggestions received. A summary of the changes is included in the attachments. The Planning and Zoning Commission considered these changes at its October 6, and December 1, 2015 meetings and recommended approval of the code. Staff concurs with this recommendation. This item is not being submitted to the Mayor and City Council for consideration.

Mayor Casper opened the public hearing and ordered all staff materials and presentation be entered into the record.

Assistant Director Kerry Beutler stated this ordinance modification has been in discussion over the course of the past year. He appeared with the following:

- Slide 1: Photos of Shopping Center Signs (promotes less cluttered signs)
Recommendations-
 - Allow for additional freestanding signs
 - Allow additional monument signs for pad sites
- Slide 2: Photos of Electronic Message Center Signs
Recommendations-
 - Remove disparity between similar business uses
 - Expand the use of to specific commercial corridors
 - Standardize sign operations (display & transition times)
 - Change illumination measurement from NITS to Foot-candles
 - Photocell dimmer to automatically dim with changes in ambient light
- Slide 3: Photos of Portable Signs
Recommendations-
 - Remove disparity between similar business uses
 - Expand the use of to specific commercial corridors
 - Clarify heights and maintenance for better enforcement
- Slide 4: Sign Corridors (Sunnyside Road and Woodruff Avenue would be included)
- Slide 5: Photos of Master Planned Development Plan
Recommendations-
 - Expand the use from only Planned Unit Developments (PUD's) to commercial developments of 25 contiguous acres or more
 - Administrative Conditional Use Permit (CUP)
 - Specific criteria:
 - One sign per arterial street frontage

FEBRUARY 11, 2016

- No greater than 600 sq. ft.
- 60-feet in height
- Design integrated into the architecture of development
- Sign includes a minimum landscaped area
- Consistent with signage plan for development
- Location of sign conveys connection to development

Slide 6: Map indicating current Electronic Message Center Signs

Slide 7: Aerial photo of Snake River Landing indicating locations of Master Planned Development Plan

Slide 8: Aerial photo of potential development (Jackson Hole Junction) indicating locations of Master Planned Development Plan

General discussion of the downtown area boundaries followed with Assistant Director Beutler stating the downtown area is zoned as CC-1. He indicated out of the 192 results from the general public outreach survey, there was not support to allow Electronic Message Center Signs in the downtown area.

Mayor Casper requested any public comment.

Eric Ensign, Salt Lake City, Utah, appeared. Mr. Ensign, owner of YESCO (Young Electric Sign Company) expressed his appreciation to the Community Development Services staff and stated they are very responsive and intelligent. Mr. Ensign owns property on Sunnyside but under the current ordinance an Electronic Message Center Sign is not allowed. He believes, with good reason, there should be an exception of electric signs to the proposed ordinance.

Tana Barney, representative of Snake River Landing (SRL), 901 Pier View Drive, Idaho Falls, Idaho, appeared. Ms. Barney stated SRL has requested a sign on Sunnyside that would direct traffic to the north end of SRL for future development. She is in favor of the proposed ordinance.

Justin Steadman, 171 Colonial Way, Idaho Falls, Idaho, appeared. He stated, confirming Ms. Barney's request, a sign on Sunnyside is crucial for the development of SRL. He is in favor of the proposed ordinance.

After general comments by Councilmembers, it was moved by Councilmember Dingman, seconded by Councilmember Smith, to approve the first reading of the Ordinance to modify Title 7, Chapter 9, of the City Code and ask for a second reading to allow Council to coordinate with staff to review additional ordinance language that would include commercial signage for properties located along Broadway that is not currently included in the proposed language of this ordinance. Roll call as follows: Aye – Councilmembers Hally, Smith, Dingman, Ehardt, Marohn, Radford. Nay – none. Motion carried.

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

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, AMENDING TITLE 7, CHAPTER 9; REORGANIZING TYPES AND SIZES OF SIGNS, REFINING DEFINITIONS OF SIGNS BY ZONES; ADDING SPECIFIC STANDARDS FOR SHOPPING CENTER AND MASTER PLANNED DEVELOPMENT SIGNS; MAKING PORTABLE SIGNS MORE CONSISTENT ACROSS ZONES;

FEBRUARY 11, 2016

CLARIFYING CONTENT NEUTRALITY, RENUMBERING; PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

There being no further business, it was moved by Councilmember Marohn, seconded by Councilmember Hally, to adjourn at 8:50 p.m. which motion passed by unanimous vote.

CITY CLERK

MAYOR