

AUGUST 23, 2001

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, August 23, 2001, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

Mayor Linda Milam
Councilmember Mike Lehto
Councilmember Joe Groberg
Councilmember Ida Hardcastle
Councilmember Brad Eldredge
Councilmember Bruce Rose
Councilmember Mary Klingler

Also present:

Shan Perry, Assistant City Attorney
Rosemarie Anderson, City Clerk
All available Division Directors

The City Clerk read a summary of the minutes for the August 9, 2001 Regular Meeting. It was moved by Councilmember Klingler, seconded by Councilmember Lehto, to approve the minutes as printed. Roll call as follows:

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

Nay: None

Motion Carried.

CONSENT AGENDA ITEMS

Mayor Milam requested Council confirmation for the appointment of Dean Ellis to serve on the Deferred Compensation Committee (Term to expire on August 31, 2004).

The City Clerk presented several license applications, including a BEER LICENSE to El Dorado Restaurant; BARTENDER PERMITS to Layrd G. Boulter, Miriam Casper, Cyndi D. Curran, Ena Harris, Robin K. Sutton, and Charles D. Thomason, 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 August 23, 2001.

The Parks and Recreation Director submitted the following memos:

City of Idaho Falls
August 23, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: PHASE II – PINECREST PARKING LOT

AUGUST 23, 2001

The Division of Parks and Recreation respectfully requests authorization to receive bids for Phase II – Pinecrest Parking Lot Improvements. It is, therefore, submitted for your approval.

s/ David J. Christiansen

City of Idaho Falls
August 23, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: PHASE II – ROSE HILL CEMETERY ASPHALT PROJECT

The Division of Parks and Recreation respectfully requests authorization to receive bids for Phase II – Rose Hill Asphalt Project. Phase II will complete the necessary paving around the Parks and Cemetery Offices located at Rose Hill Cemetery.

s/ David J. Christiansen

The Public Works Director submitted the following memos:

City of Idaho Falls
August 17, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AUTHORIZATION – WATER DEPARTMENT SCADA UPGRADES

Public Works requests authorization to advertise to receive bids for the budgeted upgrade to the Water Department Supervisory Control and Data Acquisition equipment.

s/ Chad Stanger

City of Idaho Falls
August 17, 2001

MEMORANDUM

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

Public Works requests authorization to advertise to receive bids for the Downtown Parking Development and Renovation Project.

s/ Chad Stanger

AUGUST 23, 2001

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

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

Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

Mayor Milam requested Councilmember Klingler to conduct a public hearing, as legally advertised, to consider the imposition of new fees and fee increases greater than 105% for Fiscal Year 2001-2002. At the request of Councilmember Klingler, the City Clerk read the following memo from the Municipal Services Director:

City of Idaho Falls
August 20, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: ADOPTION OF THE 2001-2002 PROPOSED FEE INCREASES

Municipal Services respectfully requests the Mayor and Council to approve the 2001-2002 proposed fee increases. The proposed increases were advertised August 12, 2001 and August 19, 2001 as required by Idaho Code.

The Public Hearing is scheduled for 7:30 p.m., Thursday, August 23, 2001, in the Council Chambers in the Electrical Building at 140 South Capital Avenue in Idaho Falls, Idaho.

s/ S. Craig Lords

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the City of Idaho Falls proposes to impose the following new fees and to increase existing fees by an amount that exceeds one hundred five percent (105%) of such fees collected in Fiscal Year 2001-2002. The additional fees and increases are necessary to cover increased costs associated with these programs.

<u>Source of Fees</u>	<u>Current Fees</u>	<u>Proposed New Fees</u>
Recreation Center:		
12 & Under - Admission	\$ 1.00	\$ 1.25
13 & Older - Admission	1.75	2.00

AUGUST 23, 2001

Source of Fees	Current Fees	Proposed New Fees
Aquatic Center:		
General Admission:		
Child/Senior	2.25	2.40
Child/Senior Punch Card	36.00	38.00
Adult Monthly Pass – Lap Swimming	29.00	31.00
Senior Monthly Pass – Lap Swimming	23.00	25.50
Aerobics:		
Adult Daily	3.00	3.65
Senior Daily	2.25	2.90
Adult Punch Card	48.00	58.00
Senior Punch Card	36.00	46.00
Adult Monthly Pass	29.00	34.00
Senior Monthly Pass	23.00	28.00
Swim Team:		
Lane Hours	6.60	7.25
High School Dual Meets	35.00	38.50
High School Regional Meets – Per Day	2.00	2.20
USS/YMCA Meets	140.00	154.00
USS/YMCA Meets – Per Day	1.50	1.65
Schools:		
Public Swim 25-80	1.50	1.65
Public Swim 81+	1.25	1.35
Home Schooled	1.75	1.90
Group Lessons	2.75	3.00
P. E. Classes	1.00	1.10
Group Rates:		
10-19	2.00	2.20
20-29	1.75	1.90
30+	1.60	1.75
5-7 With Instructor	3.50	3.85
8-14 With Instructor	3.00	3.30
15+ With Instructor	2.75	3.00
Rental Rates:		
60 or Less	80.00	90.00
60 or Less Second Hour	65.00	75.00
61-119	85.00	95.00
61-119 Second Hour	75.00	80.00
120+ Per Swimmer	1.00	1.10
120+ Second Hour – Per Hour	.50	.60
Birthday Parties	38.00	42.00
Monday Night	1.50	1.75
Cemetery Fees:		
Adult/Child Burial Space	250.00	300.00
Infant Burial Space	115.00	165.00
Adult/Child – Grave Opening and Closing	225.00	275.00
Infant – Grave Opening and Closing	115.00	165.00
Cremation – Grave Opening and Closing	75.00	125.00

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<u>Source of Fees</u>	<u>Current Fees</u>	<u>Proposed New Fees</u>
Cemetery Fees, continued:		
Adult/Child – Disinterment	400.00	600.00
Infant – Disinterment	220.00	320.00
Cremation – Disinterment	75.00	125.00
Burial After 4:30 P.M. – Per Hour	-0-	40.00
Sandy Downs Fees:		
Main Arena	200.00	250.00
Grandstand/Concessions Combined	-0-	250.00
Rental Deposit	100.00	200.00
Library:		
Large Room – For Profit	30.00	45.00
Large Room – Non-Profit	15.00	22.50
Small Room – For Profit	20.00	30.00
Small Room – Non-Profit	10.00	15.00

Any person who desires to provide comments regarding such fee increases may appear at 7:30 p.m. on Thursday, August 23, 2001, at the City of Idaho Falls Council Chamber, Second Floor of the Idaho Falls Power Building, 140 South Capital Avenue, Idaho Falls, Idaho.

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

Publish: August 12th and August 19th, 2001

Councilmember Klingler requested anyone in favor of or in opposition to these new fees and fee increases to come forward at this time.

There being no discussion either in favor of or in opposition to the imposition of new fees and fee increases, Mayor Milam closed the public hearing.

It was moved by Councilmember Klingler, seconded by Councilmember Lehto, to approve the imposition of new fees and fee increases greater than 105% for Fiscal Year 2001-2002 as presented. Roll call as follows:

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

Nay: None

Motion Carried.

AUGUST 23, 2001

Mayor Milam requested Councilmember Klingler to conduct a public hearing, as legally advertised, to consider the adoption of the 2001-2002 Fiscal Year Budget. At the request of Councilmember Klingler, the City Clerk read the following memo from the Municipal Services Director:

City of Idaho Falls
August 15, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: ADOPTION OF 2001-2002 FISCAL YEAR BUDGET

Attached for your consideration is a copy the proposed annual 2001-2002 Fiscal Year Budget that was tentatively approved on August 9, 2001 by the Mayor and City Council and has been advertised as required by Idaho Code.

Municipal Services respectfully requests the adoption of the 2001-2002 Fiscal Year Budget in the amount of \$117,764,964.00 and the attached Appropriation Ordinance, appropriating the monies to and among the various funds.

s/ S. Craig Lords

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

A public hearing pursuant to Idaho Code 50-1002, will be held for consideration of the proposed budget for the fiscal year from October 1, 2001 to September 30, 2002. The hearing will be held at the City of Idaho Falls 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, August 23, 2001. All interested persons are invited to appear and provide comments regarding the proposed budget. Copies of the proposed budget are available at the Idaho Falls City Controller's Office during regular office hours (8:00 a.m. to 5:00 p.m., weekdays). City Hall is accessible to persons with disabilities. Anyone desiring accommodations for disabilities related to the budget documents or the hearing, please contact the City Controller's Office at 529-1230 at least 48 hours prior to the public hearing. The proposed FY 2002 budget is shown below as FY 2002 proposed expenditures and revenues.

PROPOSED EXPENDITURES			
Fund Name	FY 2000 Actual Expenditures	FY 2001 Budget Expenditures	FY 2002 Proposed Expenditures
General Fund			
Mayor and Council	\$ 133,490	\$ 145,662	\$ 145,166
Legal	155,301	176,097	182,919
Municipal Services	2,896,849	3,975,227	4,262,153
Planning and Building	1,039,997	1,167,455	1,177,894
Police	7,011,570	7,524,565	7,809,944
Fire	5,959,534	6,283,963	6,373,601
Parks	4,737,135	6,394,927	6,262,634
Public Works	1,068,287	1,186,884	1,348,143
General Fund Total	\$ 23,002,163	\$ 26,854,780	\$ 27,562,454

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Special Revenue Funds			
Street Fund	\$ 2,403,986	\$ 3,056,322	\$ 3,527,279
Recreation Fund	917,567	989,666	1,106,912
Library Fund	1,569,140	1,676,663	1,800,763
Passenger Facility Fund	285,632	360,000	470,000
Municipal Equipment Replacement Fund	911,828	993,000	1,142,800
Electric Light Public Purpose Fund	539,819	500,000	775,000
Business Improvement District Fund	49,724	565,500	555,500
Special Revenue Funds Total	\$ 6,677,696	\$ 8,141,151	\$ 9,378,254
Capital Projects Funds			
Sanitary Sewer Capital Improvement Fund	\$ 27,554	\$ 1,100,000	\$ 1,100,000
Municipal Capital Improvement Fund	521,617	700,000	900,000
Street Capital Improvement Fund	321,012	850,000	4,500,000
Bridge and Arterial Street Fund	61,029	400,000	500,000
Water Capital Improvement Fund	35,127	1,700,000	2,000,000
Surface Drainage Fund	55,475	70,000	120,000
Capital Projects Funds Total	\$ 1,021,814	\$ 4,820,000	\$ 9,120,000
Debt Service Fund			
Swimming Pool G. O. Bond Fund	\$ 190,875	\$ 195,825	-0-
Enterprise Funds			
Airport Fund	\$ 3,327,508	\$ 9,367,652	\$ 2,192,264
Water and Sewer Fund	7,620,449	13,286,672	9,679,179
Sanitation Fund	2,391,301	2,676,656	2,798,038
Ambulance Fund	1,811,439	1,941,547	2,088,389
Electric Fund	39,155,592	57,166,663	54,946,386
Enterprise Funds Total	\$ 54,306,289	\$ 84,439,190	\$ 71,704,256
Total All Funds	\$ 85,198,837	\$124,450,946	\$117,764,964
PROJECTED REVENUES			
Fund Name	FY 2000 Actual Revenues	FY 2001 Budget Revenues	FY 2002 Projected Revenues
Property Tax Levy			
General Fund	\$ 12,305,623	\$ 13,266,211	\$ 14,018,524
Recreation Fund	270,320	292,767	310,144
Library Fund	969,192	1,049,743	1,112,048
Municipal Capital Improvement Fund	388,372	420,662	445,630
Swimming Pool G. O. Bond Fund	192,225	-0-	-0-
Fire Retirement	634,300	670,000	685,000
Liability Insurance	250,000	203,000	250,000
Property Tax Levy Total	\$ 15,010,032	\$ 15,902,383	\$ 16,821,346
Revenue Sources Other Than Property Tax			
General Fund	\$ 13,917,434	\$ 12,120,158	\$ 12,619,864
Street Fund	2,785,936	2,772,800	2,758,000
Recreation Fund	622,893	690,900	750,160
Library Fund	605,171	626,920	688,715
Passenger Facility Fund	285,281	360,000	470,000
Municipal Equipment Replacement Fund	347,526	225,000	225,000
Electric Light Public Purpose Fund	1,159,522	675,000	775,000
Business Improvement District Fund	58,461	560,000	560,000
Electric Rate Stabilization Fund	769,572	500,000	350,000
Sanitary Sewer Capital Improvement Fund	237,617	103,750	133,750
Municipal Capital Improvement Fund	33,005	5,000	7,000
Street Capital Improvement Fund	522,721	482,200	586,400
Bridge and Arterial Street Fund	220,937	116,000	156,000
Water Capital Improvement Fund	312,091	228,750	243,750
Surface Drainage Fund	40,664	28,500	37,500
Airport Fund	2,221,707	2,794,796	3,102,435

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Revenue Sources Other Than Property Tax, continued:			
Water and Sewer Fund	8,323,690	7,887,000	8,140,800
Sanitation Fund	2,297,801	2,252,500	2,282,500
Ambulance Fund	1,864,213	1,830,148	1,998,283
Electric Fund	36,692,249	41,229,552	50,062,446
Fund Transfers	1,319,005	1,415,600	1,552,800
Fund Balance Carryover	<u>2,283,646</u>	<u>31,643,989</u>	<u>13,443,215</u>
Other Revenue Sources Total	\$ 76,921,142	\$108,548,563	\$100,943,618
Total Revenues – All Funds	\$ 91,931,174	\$124,450,946	\$117,764,964

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 and other sources of the City of Idaho Falls, Idaho for the Fiscal Year 2001-2002; all of which have been tentatively approved by the City Council on August 9, 2001 and entered at length in the Journal of Proceedings.

Dated this 10th day of August, 2001.

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

Publish: August 12 and August 19, 2001

Councilmember Klingler gave an explanation of the pie charts that were developed to better illustrate the City's budget. She stated that even though the slices of the pie may not always seem equal, the Divisions and the funds that they represent are equal in their importance and their necessity to the most economical and efficient operation of the City. The budget process began in May with a public Open House. Mayor Milam, Council, Division Directors, and Staff have all worked long and hard to formulate the budget. Through this labor, the budget presented this year is almost \$6 Million Dollars less than last year's budget, with a levy rate reduction of .8%. Councilmember Klingler expressed her appreciation for all of the hard work from Mayor Milam, Council, and Division Directors and requested that this be passed on to Staff. She gave a brief explanation of some of the projects planned for the next budget year and where the revenues would come from.

Ted Watanabe, 642 Lincoln Drive, appeared to question how a family is taken care of should a police officer die in the line of duty.

Mayor Milam requested the Municipal Services Director to come forward to address this question. The Municipal Services Director appeared to state that the City provides life insurance policies and Workman's Compensation if the death occurs in the line of duty. He requested that the Police Chief come forward to address any other programs that might be available. Chief Livsey appeared to state that in the 1970's, the Federal Government started a program for a line of duty death of approximately \$100,000.00 to the survivor. Also, last year the State of Idaho began to provide a death benefit to a police officer in the range of \$50,000.00, with more being available if a spouse and children are remaining. Also, in the State of Idaho, the State provides free education through a Bachelor's Degree in a State University for any surviving children. Councilmember Eldredge commented that there is a death benefit as a part of the retirement program for police officers.

There being no further comment either in favor of or in opposition to the 2001-2002 Fiscal Year Budget, Mayor Milam closed the public hearing.

At the request of Councilmember Klingler, the Assistant City Attorney read the following Ordinance by title only:

AUGUST 23, 2001

ORDINANCE NO. 2425

THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, FOR THE PERIOD COMMENCING OCTOBER 1, 2001 AND ENDING SEPTEMBER 30, 2002, APPROPRIATING AND APPORTIONING THE MONIES OF SAID CITY TO AND AMONG THE SEVERAL FUNDS OF SAID CITY AND DESIGNATING THE PURPOSE FOR WHICH SAID MONIES MAY BE EXPENDED; SPECIFYING THE AMOUNT OF MONEY PAID BY PROPERTY TAX TO BE APPROPRIATED TO SAID FUNDS, PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented by title only. Councilmember Klingler moved, and Councilmember Lehto seconded, to approve the 2001-2002 Fiscal Year Budget as presented, and 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 Hardcastle
Councilmember Klingler
Councilmember Eldredge
Councilmember Lehto
Councilmember Groberg
Councilmember Rose

Nay: None

Motion Carried.

The Airport Director submitted the following memos:

City of Idaho Falls
August 2, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: HANGAR LEASE AGREEMENT FOR PACIFIC FIGHTERS

Attached for City Council approval is the Hangar Lease Agreement for Pacific Fighters. This Lease Agreement is for 20 years with one 5-year extension.

The City Attorney has reviewed this document.

The Airport Division requests approval of the Hangar Lease Agreement and authorization for the Mayor to execute it.

s/ Mike Humberd

AUGUST 23, 2001

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

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

Nay: None

Motion Carried.

City of Idaho Falls
August 20, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: CONSENT TO ASSIGNMENT BETWEEN MARK ULSCHMID, MATT ROBERTS, AND MIKE NITZEL

Attached for City Council approval is the Consent to Assignment between Mark Ulschmid, Matt Roberts, and Mike Nitzel.

The City Attorney has reviewed this document.

The Airport Division requests approval of the Consent to Assignment and authorization for the Mayor to execute it.

s/ Mike Humberd

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to approve the Consent to Assignment of Lease Agreement from Mark Ulschmid and Matt Roberts to Mike Nitzel 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 Hardcastle
Councilmember Eldredge
Councilmember Rose
Councilmember Klingler

Nay: None

Motion Carried.

The Idaho Falls Power Director submitted the following memo:

AUGUST 23, 2001

City of Idaho Falls
August 20, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mark Gendron, Idaho Falls Power Director
SUBJECT: AGREEMENT WITH ENERCOM, INC. FOR ON-LINE ENERGY
AUDIT SERVICES

Attached for your consideration is an Agreement with Enercom, Inc. for on-line energy audit services. The City Attorney has reviewed this Agreement.

Idaho Falls Power requests approval of this Agreement and authorization for the Mayor to execute the documents.

s/ Mark Gendron

Councilmember Eldredge explained that this program is being provided through the American Public Power Association's Hometown Connections Program, which allows Idaho Falls Power to join forces with other public utilities across the country. This program would allow consumers, over the Internet, to enter data on their home and receive a rough estimate of energy efficiency options that would be available to update their homes. It was moved by Councilmember Eldredge, seconded by Councilmember Klingler, to approve the Agreement with Enercom, Inc. to provide on-line energy audit services and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memo:

City of Idaho Falls
August 20, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-01-24, ONE (1) NEW 2001 ROLL-OFF CONTAINER TILT
FRAME MOUNTED ON A NEW 2001 OR NEWER CAB AND
CHASSIS

AUGUST 23, 2001

Attached for your consideration is the tabulation for Bid IF-01-24, One (1) New 2001 Roll-Off Container Tilt Frame mounted on a New 2001 or Newer Cab and Chassis.

It is the recommendation of Municipal Services to accept the bid of Hirning Truck Center to furnish a 2002 Volvo, conventional cab and chassis mounted with a Huge Haul tilt frame for an amount of \$103,313.00. It is also recommended that the trade-in Unit No. 799 be sold to Fred Tiffany for \$17,500.00.

s/ S. Craig Lords

It was moved by Councilmember Klingler, seconded by Councilmember Lehto, to accept the bid from Hirning Truck Center to furnish the requested 2002 Roll-off Container Tilt Frame mounted on a New 2002 Cab and Chassis and, further, give authorization to sell trade-in Unit No. 799 to Fred Tiffany. Roll call as follows:

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

Nay: None

Motion Carried.

The Parks and Recreation Director submitted the following memos:

City of Idaho Falls
August 23, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: SHOOK CONSTRUCTION COMPANY, INC. – TAUTPHAUS PARK
QUARANTINE HOSPITAL – CHANGE ORDER NO. 3

Attached for your consideration is Change Order No. 3 for the Tautphaus Park Zoo Quarantine Hospital. The attached changes are requested to provide added safety to the animals, and to address code requirements. It is, therefore, recommended that approval be granted for Items No. 1-8 as described in the attached Change Order for the total sum of \$12,936.00.

s/ David J. Christiansen

It was moved by Councilmember Hardcastle, seconded by Councilmember Rose, to approve Change Order No. 3 to Shook Construction Company, Inc. for the Tautphaus Park Quarantine Hospital Facility and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

AUGUST 23, 2001

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

Nay: None

Motion Carried.

City of Idaho Falls
August 23, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: YARGER ASSOCIATES – ADDENDUM NO. 1 – PROFESSIONAL SERVICES AGREEMENT

Attached for your consideration is Addendum No. 1 for professional services for the completion of the Community Recreation Center Feasibility Study commissioned with Yarger Associates, St. Louis, Missouri. Due to the length of this project, the service provider has requested an adjustment to the proposed fee schedule. It is, therefore, submitted for your approval and to have the Mayor sign and execute said Agreement.

s/ David J. Christiansen

It was moved by Councilmember Hardcastle, seconded by Councilmember Rose, to approve Addendum No. 1 to the Professional Services Agreement with Yarger Associates for completion of the Community Recreation Center Feasibility Study and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memos:

AUGUST 23, 2001

City of Idaho Falls
August 13, 2001

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: EXIT 118 EAST, DIVISION NO. 1

Attached is the Final Plat for Exit 118 East, Division No. 1. This five-lot plat is located east of I-15 and south of West Broadway. The property is in the City of Idaho Falls and is zoned HC-1 and I & M-1. The Planning Commission considered this Final Plat at its August 7 Meeting and recommended approval. This plat is now being submitted to the Mayor and Council for consideration.

s/ Renée R. Magee

The Assistant 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 Vicinity Map showing surrounding zoning
Slide 2 Aerial Photo
Slide 3 Final Plat
Exhibit 1 Planning Commission Minutes dated August 7, 2001
Exhibit 2 Staff Report dated August 7, 2001

It was moved by Councilmember Rose, seconded by Councilmember Eldredge, to accept the Final Plat for Exit 118 East, Division No. 1 and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat. Roll call as follows:

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

Nay: None

Motion Carried.

City of Idaho Falls
August 17, 2001

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: TRANSFER OF CONDITIONAL USE PERMIT – FAIRWAY ESTATES
ADDITION, DIVISION NO. 9

AUGUST 23, 2001

On July 25, 2000, the City Council approved a Conditional Use Permit for fourteen single-family attached homes on Lots 25 through 35, Block 4, and Lots 34 through 37, Block 7, Fairway Estates Addition, Division No. 9. The applicant was KED Farms, Inc. Blake Jones Construction has purchased the property from KED Farms and will construct single-family attached homes on the property covered by the Conditional Use Permit. The Planning Department has reviewed the site plan submitted as well as the elevations and found the plans to be in compliance with the Zoning Ordinance and with the plans submitted by KED Farms, Inc. Blake Jones Construction respectfully requests transfer of the Conditional Use Permit for single-family attached homes on the above-described property in Fairway Estates Addition, Division No. 9.

s/ Renée R. Magee

The Assistant 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 transfer of Conditional Use Permit:

Slide 1	Location Map showing Fairway Estates Addition, Division No. 9
Slide 2	Approved Site Plan
Slide 3	Approved Site Plan showing different possible configurations of homes – Approved Site Plan for Type A Unit
Slide 4	Approved Site Plan for Type B Unit
Slide 5	Proposed Site Plan for transfer of Conditional Use Permit. Staff has reviewed this Site Plan and found it to be in compliance with the objectives of the first applicant.
Slide 6	Approved Front Elevation
Slide 7	Approved Rear Elevation
Slide 8	Proposed Front Elevations
Slide 9	Proposed Rear Elevations
Slide 10	Site Photo looking at existing home
Slide 11	Site Photo looking at existing home

Councilmember Eldredge clarified that even though the transfer does not make mention of the daylight basement, daylight basements will have to be constructed to comply with the previous Conditional Use Permit.

Councilmember Rose received the following e-mail message from the Planning and Building Director:

Sent: Friday, August 17, 2001, 2:35 p.m.
To: brade@if.uidaho.edu; rosebr@redcross.org; dvgroberg@aol.com; mayor@ci.idaho-falls.id.us; tmeyers@ci.idaho-falls.id.us
Subject: TRANSFER OF CONDITIONAL USE PERMIT, BLAKE JONES CONSTRUCTION, FAIRWAY ESTATES

I spoke to Blake Jones about the fourteen single-family attached units. His site plan complies with the Zoning Ordinance requirements for R-1 zones. Although we cannot consider this, his units are in the size range discussed at the public hearing and his price range meets or exceeds the price range discussed. He will build larger units adjacent to the golf course and he is going to see if he can do a three-car garage on some of the units. He paid \$3,000 more for the lots on the north of Tapitio Drive and was told by Kevin Allcott the pedestrian walkway would be constructed. He is willing to daylight the basement of the northern

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units as was discussed at the public hearing. His units are constructed of vinyl siding and stone, which is one of the combinations Allcott discussed at the public hearing. Therefore, I do not find there are any substantial differences between the two plans. He meets the Zoning Ordinance and the densities will not change. I am recommending the Conditional Use Permit for single-family attached units be transferred. The item will be on the agenda August 23. Hope this is okay since I am skipping town, but Todd is familiar with the development.

s/ Renée R. Magee

It was moved by Councilmember Rose, seconded by Councilmember Eldredge, to approve the transfer of the Conditional Use Permit from KED Farms, Inc. to Blake Jones Construction of fourteen single-family attached homes in Fairway Estates Addition, Division No. 9 as presented, with the stipulation that the daylight basements be included as was included in the original Conditional Use Permit. Roll call as follows:

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

Nay: None

Motion Carried.

The Public Works Director submitted the following memos:

City of Idaho Falls
August 17, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AWARD – OBSERVATION WELL NO. 15-B

On August 7, 2001, bids were received and opened for the Observation Well No. 15-B. A tabulation of the bid results is attached.

Public Works recommends award of the contract to the sole bidder, Andrew Well Drilling Services, Inc. in the amount of \$34, 900.00; and, authorization for the Mayor and City Clerk to sign the contract documents.

s/ Chad Stanger

It was moved by Councilmember Lehto, seconded by Councilmember Groberg, to accept the sole bid from Andrew Well Drilling Services, Inc. to complete the Observation Well No. 15-B and, further, give authorization for the Mayor and City Clerk to execute the contract documents. Roll call as follows:

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

Nay: None

Motion Carried.

City of Idaho Falls
August 17, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: PROFESSIONAL SERVICES AGREEMENT – AERIAL PHOTO SERVICE

Attached is a proposed Agreement between the City and Intermountain Aerial Surveys to perform digital mapping for portions of the City. The Agreement includes mapping an additional four (4) square miles of the City at a total cost of \$11,533.00.

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 Lehto, seconded by Councilmember Groberg, to approve the Agreement with Intermountain Aerial Surveys to perform digital mapping for portions of the City and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

City of Idaho Falls
August 20, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: EASEMENT VACATION – BAYWOOD PARK ESTATES, DIVISION NO. 1

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The owner of Lot No. 12, Baywood Park Estates, Division No. 1 has requested vacation of the north five (5) feet of an easement along the south lot line of the subject lot. This easement exists to accommodate a public path to the adjoining park and several utilities. The owner has requested this portion of the easement be vacated to accommodate construction of a home equipped with an ADA ramp to the rear of the home.

Maintenance of the utilities located within this easement require a minimum of four (4) feet from the centerline of each utility which, in this case, would encroach into the requested vacation. Public Works recommends that the easement not be vacated.

s/ Chad Stanger

Councilmember Lehto explained that this is not an issue that would normally come before the Mayor and City Council. Due to the fact that there has been a lot of dialog, he wanted to have any open discussion on this matter. The easement in question is on the south side of Lot No. 12 and runs approximately 20 feet. As the memo stated, a path is located in the easement and a variety of utilities are located lengthwise from the street into Troy Pond along that easement. A number of different ideas were entertained to allow for vacation of the five feet needed to accommodate the footprint of the proposed home. There does not appear to be a way to vacate this easement. Councilmember Lehto requested the owner of Lot No. 12 to come forward at this time to offer any comment. The owner of Lot No. 12 was not present.

Councilmember Rose submitted the following letter from Ted Milton:

August 6, 2001

Steve Anderson
Director of Engineering Department
City of Idaho Falls

Dear Steve,

Concerning the south easement to Troy Pond and the 5-foot set aside my son Ashley asked for to accommodate a special handicapped sidewalk on the south side of a home I plan to build to accommodate his needs. And concerning the overflow pipe that is located beyond the easement granted the City.

Whereas, the Troy Pond overflow pipe is presently located partially on my building lot and is in violation of code, and will be abandoned when the pond expansion is completed. In the past, the potential over flow of Troy Pond has been handled by pumping down the water level to avoid flooding, I propose the following.

Abandon the pipe now before the pond does overflow into the residential sewer system and flood someone's basement. We do not need another Crows Addition incident. The City might not get off so easy as to put the blame elsewhere.

When the pipe is abandoned there should be no reason not to re-establish the easement at 15 feet rather than 20 feet or at the very minimum grant a variance that would allow me to build on the north 5 feet of the easement.

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Thank you for your assistance,

s/ Ted Milton
Ted Milton
635 Troy Avenue
Idaho Falls, Idaho 83402

Following is a letter that was attached to the previous letter:

June 29, 2001

Shawn McGriff
City of Idaho Falls
Public Works

Re: Easement Width

I am requesting a partial set aside in the width of the existing easement that crosses Lot 12 of the Baywood Park Estates, Division No. 1 adjacent to "Troy Pond".

The easement apparently allows access to the underground pipes that convey water from the storm sewer to the pond.

I would like you to do an exact locate to determine if it's really necessary to have a 20-foot easement at that location.

My official request is to set aside or abandon 5 feet of that easement. The reason for the request is two-fold.

1. Lot 12 has had 8 feet taken out of it to allow for the footpath to the park, however, rather than adjusting the length of the remaining lots by about 8 inches to allow Lot 12 to have sufficient width, the distance is only taken from Lot 12.
2. It is necessary to have a handicap access at the south side of the home, which we plan to build. The handicapped individual for whom the home is being built wishes to take advantage of the southern side of the house for a specifically designed handicapped access which will be heated by the sun and underground hot water. The layout of the home will fit on the lot within the proper parameters, however, the handicapped sidewalk will not. Therefore, we wish to have the easement narrowed from its present width of 20 feet to a width of 15 feet, to allow for the construction of the special needs sidewalk without putting it on ground covered in the present easement.

Thank you very much,

s/ Ashley Milton
Ashley Milton
635 Troy Avenue
Idaho Falls, Idaho 83402

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Councilmember Rose questioned whether the overflow pipe is on Mr. Milton's building lot and whether it is in violation of code. Councilmember Lehto stated that this letter could have been avoided if Mr. Milton had come in to talk with Staff. The overflow pipe is not on the Lot and is in the easement. Many utilities are in that easement, and a number of those utilities existed prior to the platting of this area.

The Public Works Director appeared to state that the Fire Department indicated that they needed the full 20 feet of the easement for their ingress/egress to Troy Pond area.

It was moved by Councilmember Lehto, seconded by Councilmember Groberg, to accept the recommendation of the Public Works Staff to deny the vacation of 5 feet of an easement along the south lot line of Lot 12, Baywood Park Estates, Division No. 1. Roll call as follows:

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

Nay: None

Motion Carried.

There being no further business, it was moved by Councilmember Klingler, seconded by Councilmember Lehto, that the meeting adjourn at 8:20 p.m.

CITY CLERK

MAYOR
