

APRIL 26, 2001

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, April 26, 2001, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

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

Also present:

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

Mayor Milam requested Boy Scout Dallin Boardman to come forward and lead those present in the Pledge of Allegiance.

The City Clerk read a summary of the minutes for the April 12, 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 Klingler
 Councilmember Hardcastle
 Councilmember Rose
 Councilmember Eldredge
 Councilmember Lehto
 Councilmember Groberg

Nay: None

Motion Carried.

CONSENT AGENDA ITEMS

The City Clerk presented several license applications, including BEER LICENSES to Sato's Oriental Market, LLC and Sand Creek Café; BARTENDER PERMITS to Blake C. Cox, Dennis D. Cunningham, Blake A. Hawkins, Darwin J. Kinghorn, Ella M. Konieczki, Shane E. Storer, Matthew R. Winterbottom, Denise M. Wray, and Kimberly L. Zimmerman, all carrying the required approvals, and requested authorization to issue these licenses.

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 Rose
 Councilmember Eldredge

Councilmember Lehto

APRIL 26, 2001

Councilmember Klingler
Councilmember Hardcastle
Councilmember Groberg

Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

The Airport Director submitted the following memos:

City of Idaho Falls
April 23, 2001

MEMORANDUM

TO: Honorable Mayor and Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: CONSENT TO ASSIGNMENT OF THE RESTAURANT LEASE

Attached for City Council approval is the Consent to Assignment between Dolores Casella and Kathryn Anderson. Kathryn Anderson will assume the lease for the Airport Restaurant.

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 the Restaurant Lease between Dolores Casella and Kathryn Anderson 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 Klingler
Councilmember Hardcastle

Nay: None

Motion Carried.

The memo from the Airport Director regarding the Amendment to the Triangle Recreation Sales and Service Lease Agreement was withdrawn by the Division Director.

APRIL 26, 2001

City of Idaho Falls
April 23, 2001

MEMORANDUM

TO: Honorable Mayor and Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: CHANGE ORDER NO. 2 AND WORK ASSIGNMENT NO. 6 FOR
THE TAXIWAY "C" PROJECT

Attached for City Council approval is Change Order No. 2 and Delta Airport Consultant Work Assignment No. 6. The FAA has mandated new aircraft hold lines and desired we use part of the remaining funds from this project to paint these hold lines in order to obtain the best unit price. The cost of the marking is \$13,449.00.

The Delta Work Assignment No. 6 is for cost incurred as a result of an additional on site construction management required by the contractor. The total of this assignment is \$17,416.00. The total cost of the project will come in at \$73,000.00 less than bid.

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

s/ Mike Humberd

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to approve Change Order No. 2 to HK Contractors, Inc. for the Taxiway "C" Project and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to approve Work Assignment No. 6 to Delta Airport Consultants, Inc. for the Taxiway "C" Project and, further, give authorization for the Mayor and City Clerk to sign the necessary documents. Roll call as follows:

Aye: Councilmember Klingler
Councilmember Hardcastle
Councilmember Rose
Councilmember Eldredge

Councilmember Lehto
Councilmember Groberg

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Nay: None

Motion Carried.

City of Idaho Falls
April 23, 2001

MEMORANDUM

TO: Honorable Mayor and Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: HERTZ SERVICE CENTER

Attached for City Council approval is the Overland West, Inc. dba Hertz Rent-A-Car Service Center Lease Agreement. The term of this Lease is for twenty (20) years.

The City Attorney has reviewed this document.

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

s/ Mike Humberd

It was moved by Councilmember Groberg, seconded by Councilmember Hardcastle, to approve the Lease Agreement with Overland West, Inc. dba Hertz Rent-A-Car and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memos:

City of Idaho Falls
April 23, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-01-11, DISTRIBUTION TRANSFORMERS

Attached for your consideration is the tabulation for Bid IF-01-11, Distribution Transformers.

APRIL 26, 2001

It is the recommendation of Municipal Services to accept the lowest evaluated bid item meeting specifications as per the attached exceptions and Attachment "A".

s/ S. Craig Lords

It was moved by Councilmember Klingler, seconded by Councilmember Lehto, to accept the lowest evaluated bid meeting specifications as per the attached exceptions and Attachment "A". Roll call as follows:

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

Nay: None

Motion Carried.

City of Idaho Falls
April 24, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: GENERAL LIABILITY, PROPERTY, VEHICLE LIABILITY, E & O OF PUBLIC OFFICIALS, POLICE PROFESSIONAL, FIDELITY, EXCESS LIABILITY AND BOILER AND MACHINERY INSURANCE COVERAGE PLACEMENT AT APRIL 1, 2001

Municipal Services respectfully requests the renewal of insurance contracts for the above coverage with a new provider, Kemper. The broker is Marsh out of Boise. The contract begins on April 1, 2001. The price for this contract is \$331,677.00 as compared to \$292,816.00 last year. The coverage has a \$500.00 higher deductible but the coverage has not changed.

s/ S. Craig Lords

It was moved by Councilmember Klingler, seconded by Councilmember Lehto, to approve the renewal of the above-described insurance coverage with Kemper, with Marsh out of Boise being the broker. Roll call as follows:

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

Councilmember Hardcastle

Nay: None

APRIL 26, 2001

Motion Carried.

City of Idaho Falls
April 24, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: CIVIL SERVICE RULES AND REGULATIONS CHANGES

Attached for your consideration are changes to the Civil Service Rules and Regulations.

It is the recommendation of Municipal Services that Mayor and Council approve said changes.

s/ S. Craig Lords

It was moved by Councilmember Klingler, seconded by Councilmember Lehto, to approve the changes to the Civil Services Rules and Regulations. Roll call as follows:

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

Nay: None

Motion Carried.

The Parks and Recreation Director submitted the following memos:

City of Idaho Falls
April 26, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: PROPERTY EXCHANGE AGREEMENT – SAND CREEK GOLF COURSE/DOUBLE VISION PROPERTIES, LLC

Attached for your consideration is the Property Exchange Agreement between the City of Idaho Falls and Double Vision Properties, LLC. This Agreement allows for 3.87 acres of Double Vision Properties, LLC property to be exchanged for 6.44 acres of City property located at Sand Creek Golf Course. The City

Attorney has prepared and reviewed said Agreement. It is, therefore, submitted for your approval.

s/ David J. Christiansen

APRIL 26, 2001

It was moved by Councilmember Hardcastle, seconded by Councilmember Rose, to approve the Property Exchange Agreement between the City of Idaho Falls and Double Vision Properties, LLC 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 Klingler
Councilmember Hardcastle
Councilmember Eldredge
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
April 26, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: CHANGE ORDER NO. 1/HORSLEY ELECTRIC, INC.
TAUTPHAUS PARK ARCADE

Attached for ratification is Change Order No. 1 submitted by Horsley Electric, Inc. in the amount of \$4,511.68 for additional costs associated with the renovation to the arcade located at Tautphaus Park. A description detailing the additional work is attached. It is, therefore, submitted for your approval.

s/ David J. Christiansen

It was moved by Councilmember Hardcastle, seconded by Councilmember Rose, to ratify Change Order No. 1 to Horsley Electric, Inc. for the Tautphaus Park Arcade. Roll call as follows:

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

Nay: None

Motion Carried.

APRIL 26, 2001

City of Idaho Falls
April 26, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: CULTURAL RESOURCE SURVEY AGREEMENT FOR BROADWAY AVENUE/OLD BUTTE ROAD PATHWAY AND LANDSCAPING ENHANCEMENT PROJECT

Attached for your consideration is an Agreement to complete a Cultural Resource Survey for the Broadway Avenue/Old Butte Road Pathway and Landscaping Enhancement Project. This Agreement has been reviewed and approved by the City Engineer. It is, therefore, submitted for your approval.

s/ David J. Christiansen

It was moved by Councilmember Hardcastle, seconded by Councilmember Rose, to approve the Agreement to complete a Cultural Resource Survey for the Broadway Avenue/Old Butte Road Pathway and Landscaping Enhancement Project and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

City of Idaho Falls
April 26, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: CULTURAL RESOURCE SURVEY AND EROSION CONTROL PLAN U. S. 20 AND FREMONT ENHANCEMENT PATH AND LANDSCAPING PROJECT

Attached for your consideration is an Agreement to complete a Cultural Resource Survey and Erosion Control Plan for the U. S. 20 and Fremont Avenue Enhancement Path and Landscaping Project. The City Attorney has reviewed and approved the document. It is, therefore, submitted for your approval.

s/ David J. Christiansen

APRIL 26, 2001

It was moved by Councilmember Hardcastle, seconded by Councilmember Rose, to approve the Agreement to complete a Cultural Resource Survey and Erosion Control Plan for the U. S. 20 and Fremont Avenue Enhancement Path and Landscaping Project and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

The memo from the Parks and Recreation Director regarding the Park Concession Agreement with Ann Rehnberg was withdrawn by the Division Director. The Planning and Building Director submitted the following memos:

City of Idaho Falls
April 19, 2001

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: EXTENSION FOR WATERFORD ADDITION, DIVISION NO. 5

Attached is a request for a ninety-day extension to record the Final Plat for Waterford Addition, Division No. 5, in accordance with Section 10-1-17(E) of the Subdivision Ordinance. The Department respectfully requests approval of an extension to August 1, 2001.

s/ Renée R. Magee

It was moved by Councilmember Rose, seconded by Councilmember Eldredge, to grant the ninety-day extension for the recording of the Waterford Addition, Division No. 5 Final Plat to August 1, 2001. Roll call as follows:

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

Nay: None

Motion Carried.

APRIL 26, 2001

City of Idaho Falls
April 19, 2001

MEMORANDUM

TO: Mayor and Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: ADOPTION OF 1998 *ONE AND TWO FAMILY DWELLING CODE*

Attached is an Ordinance to amend Appendix, Chapter 3, of the Uniform Building Code, 1997 Edition, to adopt the 1998 Edition of the *One and Two Family Dwelling Code*. This Ordinance will update our Code and bring the Code into compliance with state requirements. The Division respectfully requests approval of this Ordinance.

s/ Renée R. Magee

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

ORDINANCE NO. 2413

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, PROVIDING FOR THE AMENDMENT OF THE 1997 UNIFORM BUILDING CODE INCORPORATING THE ONE AND TWO FAMILY DWELLING CODE, 1998 EDITION; PROVIDING FOR SEVERABILITY; AND, ESTABLISHING EFFECTIVE DATE.

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

Nay: None

Motion Carried.

The Public Works Director submitted the following memos:

APRIL 26, 2001

City of Idaho Falls
April 20, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AWARD – HITT ROAD SANITARY SEWER, MESA STREET TO
LINCOLN ROAD

On March 27, 2001, bids were received and opened for the Hitt Road Sanitary Sewer from Mesa Street to Lincoln Road. A tabulation of the bid results is attached.

The low bidder, BECO Construction Company, has requested that their bid be withdrawn from consideration (copy of letter attached). At the request of Public Works, the City Attorney has reviewed the BECO Construction Company request and provided an analysis of that request (copy attached).

Public Works has reviewed the bid documents, the City Attorney's analysis, the BECO Construction Company bid documents and recommends that BECO Construction Company be allowed to withdraw their bid without forfeiture of bid security.

Should the City Council allow the BECO Construction Company bid to be withdrawn, Public Works recommends award to the next low bidder, Ferguson 4T Construction, Inc., in the amount of \$550,218.00; and, the Mayor and City Clerk be authorized to sign the contract documents.

s/ Chad Stanger

It was moved by Councilmember Lehto, seconded by Councilmember Groberg, to allow the bid from BECO Construction Company, Inc. to be withdrawn as requested, to accept the next low bid from Ferguson 4T Construction, Inc. and, further, give authorization for the Mayor and City Clerk to sign the necessary contract 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
April 20, 2001

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AWARD – PAVING EQUIPMENT RENTAL – 2001

APRIL 26, 2001

On April 17, 2001, bids were received and opened for Paving Equipment Rental – 2001. A tabulation of the bid results is attached.

Public Works recommends award of this contract to the low bidder, TMC Contractors, Inc., in the amount of \$95,262.50; 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 low bid from TMC Contractors, Inc. to complete the Paving Equipment Rental – 2001 Project and, further, give authorization for the Mayor and City Clerk to sign the necessary Contract Documents. Roll call as follows:

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

Nay: None

Motion Carried.

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

CITY CLERK

MAYOR
