

DECEMBER 9, 1999

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, December 9, 1999, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

Mayor Linda Milam
Councilmember Beverly Branson
Councilmember Ida Hardcastle
Councilmember Gary Mills
Councilmember Larry Carlson
Councilmember Joe Groberg

Absent was:

Councilmember Brad Eldredge

Also present:

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

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

Mayor Milam and Councilmembers honored S. Craig Lords, Municipal Services Director and the Municipal Services Division for having earned the 1999 Lights of the Season, Idaho Falls Ambassador Award from the Chamber of Commerce Parade of Lights to the City of Idaho Falls, titled "Celebrate First Night 2000".

The City Clerk read a summary of the minutes for the November 23, 1999 Special Council Meeting. It was moved by Councilmember Branson, seconded by Councilmember Carlson, that the minutes be approved as printed. Roll call as follows:

Aye: Councilmember Branson
Councilmember Hardcastle
Councilmember Mills
Councilmember Carlson
Councilmember Groberg

Nay: None

Motion Carried.

CONSENT AGENDA ITEMS

Mayor Milam requested Council confirmation for the appointment of Todd DeVries to become Chairman of the Mayor's Committee for the Older and Handicapped Worker, the appointment of Matt Thomas (student representative from Idaho Falls High School) to serve on the Traffic Safety Committee as Advisory Member (Term to expire in 2 years), the appointment of Dawntay Slavik (student representative from Skyline High School) to serve on the Traffic Safety Committee as Advisory Member (Term to expire in 2 years), and the appointment of Mark Reed to serve on the Traffic Safety Committee.

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The City Clerk presented monthly reports from various Division and Department Heads and requested that they be accepted and placed on file in the City Clerk's Office.

The City Clerk presented several license applications, including BEER LICENSES to Applebee's Neighborhood Grill and Bar, Boozer Quick Stop, Brownstone Companies, Inc., Chic's Lounge, Eagle's Lodge, Fastway Car Wash, Flying J Convenience Store, Gas 'N Grub, Get-N-Go Convenience Store, Holiday Oil, Jacksons Food Stores No. 73, Mark and Sindy's First Street Saloon, Maverik Country Store (Woodruff Avenue), Maverik Country Store (Yellowstone Avenue), Pizza Hut (17th Street), Pizza Hut (Anderson Street), Pizza Hut (Broadway), Pockets, Press Box Sports Bar, Rutabaga's, S & K Convenience Stores, Inc., Sam's West, Inc., Save Fast Gas Sinclair, Sizzler Family Steak House, Smith's Food and Drug No. 121, T. L. C. Pizza/Godfather's, Winco Foods No. 42, Wright Stop No. 1, and Wright Stop No. 3; BARTENDER PERMITS to Lisa M. Griggs, Jody L. Haney, Roger B. Hazelton, Steven C. Montague, Mark M. Moorefield, Joshua L. Munger, Jodi R. Nicholas, Elizabeth M. Olsen, Eric M. Reanier, Denise R. Rowe, and Mark E. Smoot, 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 December 9, 1999.

It was moved by Councilmember Branson, seconded by Councilmember Carlson, that the Consent Agenda be approved in accordance with the recommendations presented. Roll call as follows:

Aye: Councilmember Carlson
Councilmember Hardcastle
Councilmember Groberg
Councilmember Mills
Councilmember Branson

Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

The City Clerk presented the following Expenditure Summary dated November 1, 1999 through November 30, 1999, after having been audited by the Fiscal Committee and paid by the Controller:

<u>FUND</u>	<u>SERVICE AND MATERIALS</u>	<u>GROSS PAYROLL</u>	<u>TOTAL EXPENDITURE</u>
General Fund	\$1,123,414.55	\$1,354,034.30	\$2,477,448.85
Street Fund	94,086.69	75,516.22	169,602.91
Airport Fund	245,829.00	39,088.14	284,917.14
Water and Sewer Fund	231,120.01	184,682.17	415,802.18
Electric Light Fund	2,101,337.18	276,917.26	2,378,254.44
Sanitation Fund	36,333.36	93,876.71	130,210.07
Recreation Fund	22,561.45	36,943.00	59,504.45
Sanitary Sewer Capital Improvement Fd.	3,320.00	.00	3,320.00
Municipal Capital Improvement Fund	732.00	.00	732.00
Library Fund	64,498.95	72,514.74	137,013.69
Street Capital Improvement Fund	17,827.70	.00	17,827.70

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FUND	<u>SERVICE AND MATERIALS</u>	<u>GROSS PAYROLL</u>	<u>TOTAL EXPENDITURE</u>
Water Capital Improvement Fund	2,490.00	.00	2,490.00
Ambulance Fund	56,206.08	81,577.31	137,783.39
Municipal Equipment Replacement Fund	156,361.80	.00	156,361.80
Electric Light Public Purpose Fund	20,211.16	.00	20,211.16
Surface Drainage Fund	2,256.45	.00	2,256.45
TOTALS	\$4,178,586.38	\$2,215,149.85	\$6,393,736.23

It was moved by Councilmember Branson, seconded by Councilmember Carlson, to ratify the payment of the expenditures for the month of November, 1999. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Mills
Councilmember Branson
Councilmember Hardcastle
Councilmember Carlson

Nay: None

Motion Carried.

Mayor Milam requested Councilmember Mills to conduct Annexation Proceedings for St. Clair Estates, Division No. 3. At the request of Councilmember Mills, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls
December 6, 1999

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: ST. CLAIR ESTATES, DIVISION NO. 3

Attached is the Final Plat, Annexation Agreement, and Annexation Ordinance for St. Clair Estates, Division No. 3. The Plat consists of 26 single-family lots and one lot, Lot G, held in common. The requested initial zoning is R-1, Single-Family Residential. The Plat of 5.55 acres is located south of Sunnyside Road and east of St. Clair Road and St. Clair Estates, Division No. 1. The Planning Commission reviewed this annexation request at its October 12, 1999 Meeting and recommended approval with the condition Lot G be designated on the Plat and be maintained by the homeowner's association. The Department concurs in this recommendation. The annexation request is being submitted to the Mayor and Council for consideration.

s/ Renée R. Magee

The Planning and Building Director located the subject area on a map and further explained the request. Following is a list of exhibits used in connection with this annexation request:

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Slide 1	Vicinity Map
Slide 2	Aerial Photo
Slide 3	Final Plat
Exhibit 1	Staff Report, including Plat considered by Commission
Exhibit 2	Planning Commission Minutes

The Planning and Building Director stated that the Final Plat for St. Clair Estates, Division No. 3 consists of 23 Single-Family Lots which meets the minimum Zoning Ordinance standards for R-1 and it is in accordance with the Subdivision Ordinance, having been reviewed by the Planning Department and the Engineering Department. The Comprehensive Plan shows this area to be Single-Family Residential.

Jeff Freiberg, Harper-Leavitt Engineering, 985 North Capital Avenue, appeared to state that this annexation request meets with all City standards and requirements.

Delwin Roberts, 3232 Merlin Drive, appeared to state that he represents a group from the surrounding neighborhood. He stated that he and this group are in support of this annexation request.

There being no further comment, Mayor Milam closed the public hearing.

It was moved by Councilmember Mills, seconded by Councilmember Groberg, to accept the Final Plat for St. Clair Estates, Division No. 3 and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign the Final Plat. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Branson
Councilmember Carlson
Councilmember Groberg
Councilmember Mills

Nay: None

Motion Carried.

It was moved by Councilmember Mills, seconded by Councilmember Groberg, to approve the Annexation Agreement for St. Clair Estates, Division No. 3 and, further, give authorization for the Mayor and City Clerk to sign said Agreement. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Mills
Councilmember Branson
Councilmember Hardcastle
Councilmember Carlson

Nay: None

Motion Carried.

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

ORDINANCE NO. 2354

AN ORDINANCE ANNEXING CERTAIN LANDS TO
THE CITY OF IDAHO FALLS, IDAHO; DESCRIBING
THESE LANDS; REQUIRING THE FILING OF THE

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ORDINANCE AND AMENDED CITY MAP AND
AMENDED LEGAL DESCRIPTION OF THE CITY
WITH THE APPROPRIATE COUNTY AND STATE
AUTHORITIES; AND ESTABLISHING EFFECTIVE
DATE.

The foregoing Ordinance was presented by title only. Councilmember Mills moved, and Councilmember Groberg 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 and the Ordinance be passed on all three readings. Roll call as follows:

Aye: Councilmember Branson
Councilmember Hardcastle
Councilmember Mills
Councilmember Carlson
Councilmember Groberg

Nay: None

Motion Carried.

A public hearing was conducted to consider the initial zoning of the newly annexed area. There being no discussion, it was moved by Councilmember Mills, seconded by Councilmember Groberg, to establish the initial zoning of St. Clair Estates, Division No. 3 as R-1 (Single-Family Residential) as requested and, that the comprehensive plan be amended to include the area annexed herewith, and that the City Planner be instructed to reflect said annexation, zoning and amendment to the comprehensive plan on the comprehensive plan and zoning maps located in the Planning Office. Roll call as follows:

Aye: Councilmember Mills
Councilmember Carlson
Councilmember Branson
Councilmember Hardcastle
Councilmember Groberg

Nay: None

Motion Carried.

Mayor Milam requested Councilmember Mills to conduct Annexation Proceedings for St. Clair Estates, Division No. 4. At the request of Councilmember Mills, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls
December 6, 1999

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: ST. CLAIR ESTATES, DIVISION NO. 4

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Attached is the Final Plat, Annexation Agreement and Annexation Ordinance for St. Clair Estates, Division No. 4. The Plat consists of 23 single-family lots on 8.32 acres. The requested initial zoning is R-1, Single-Family Residential. The Plat is located south of Sunnyside Road and east of St. Clair Road and St. Clair Estates, Division No. 2. The Planning Commission reviewed this annexation request at its October 12, 1999 Meeting and recommended approval of the request. The Department concurs in this recommendation. The annexation request is being submitted to the Mayor and Council for consideration.

s/ Renée R. Magee

The Planning and Building Director located the subject area on a map and further explained the request. Following is a list of exhibits used in connection with this annexation request:

Slide 1	Vicinity Map
Slide 2	Aerial Photo
Slide 3	Final Plat
Exhibit 1	Planning Commission Minutes
Exhibit 2	Staff Report, including Plat considered by Commission

The Planning and Building Director stated that the Final Plat for St. Clair Estates, Division No. 4 consists of 23 Single-Family Lots which meets the minimum Zoning Ordinance standards for R-1 and it is in accordance with the Subdivision Ordinance, having been reviewed by the Planning Department and the Engineering Department. The Comprehensive Plan shows this area to be Single-Family Residential. This Plat is in accordance with the Preliminary Plat.

There being no further comment, Mayor Milam closed the public hearing.

It was moved by Councilmember Mills, seconded by Councilmember Groberg, to accept the Final Plat for St. Clair Estates, Division No. 4 and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign the Final Plat. Roll call as follows:

Aye: Councilmember Mills
Councilmember Groberg
Councilmember Carlson
Councilmember Branson
Councilmember Hardcastle

Nay: None

Motion Carried.

It was moved by Councilmember Mills, seconded by Councilmember Groberg, to approve the Annexation Agreement for St. Clair Estates, Division No. 4 and, further, give authorization for the Mayor and City Clerk to sign said Agreement. Roll call as follows:

Aye: Councilmember Carlson
Councilmember Groberg
Councilmember Hardcastle
Councilmember Mills
Councilmember Branson

Nay: None

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Motion Carried.

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

ORDINANCE NO. 2355

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS, IDAHO; DESCRIBING THESE LANDS; REQUIRING THE FILING OF THE ORDINANCE AND AMENDED CITY MAP AND AMENDED LEGAL DESCRIPTION OF THE CITY WITH THE APPROPRIATE COUNTY AND STATE AUTHORITIES; AND ESTABLISHING EFFECTIVE DATE.

The foregoing Ordinance was presented by title only. Councilmember Mills moved, and Councilmember Groberg 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 and the Ordinance be passed on all three readings. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Branson
Councilmember Carlson
Councilmember Groberg
Councilmember Mills

Nay: None

Motion Carried.

A public hearing was conducted to consider the initial zoning of the newly annexed area. There being no discussion, it was moved by Councilmember Mills, seconded by Councilmember Groberg, to establish the initial zoning of St. Clair Estates, Division No. 4 as R-1 (Single-Family Residential) as requested and, that the comprehensive plan be amended to include the area annexed herewith, and that the City Planner be instructed to reflect said annexation, zoning and amendment to the comprehensive plan on the comprehensive plan and zoning maps located in the Planning Office. Roll call as follows:

Aye: Councilmember Branson
Councilmember Hardcastle
Councilmember Mills
Councilmember Carlson
Councilmember Groberg

Nay: None

Motion Carried.

Following a brief recess, the Airport Director submitted the following memos:

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City of Idaho Falls
December 3, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: HORIZON AIRLINE OPERATING AGREEMENT

Attached for City Council approval is the Horizon Airline Operating Agreement.

The term of this Agreement is for 3 years and will be effective January 1, 2000. The estimated increase in the first year's revenue is 37%.

The City Attorney has reviewed and approved this Agreement.

The Airport Division requests approval of the Horizon Airline Operating Agreement and authorization for the Mayor to execute the Agreement.

s/ Mike Humberd

It was moved by Councilmember Groberg, seconded by Councilmember Carlson, to approve the Airline Operating Agreement with Horizon Airlines and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Mills
Councilmember Branson
Councilmember Hardcastle
Councilmember Carlson

Nay: None

Motion Carried.

City of Idaho Falls
December 3, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: NEW HANGAR AGREEMENT WITH ROBERT HOFF

Attached for City Council approval is a new Hangar Agreement with Robert A. Hoff. The term of this Agreement is for 20 years with two 5-year extensions.

Rent is based on the new approved rates and charges established by the City Council.

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

s/ Mike Humberd

It was moved by Councilmember Groberg, seconded by Councilmember Carlson, to approve the Hangar Agreement with Robert A. Hoff and, further, give authorization for the Mayor and City Clerk to sign the necessary documents. Roll call as follows:

Aye: Councilmember Carlson
Councilmember Mills
Councilmember Groberg
Councilmember Branson
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
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MEMORANDUM

TO: Honorable Mayor and Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: RENEWAL WILCOX HANGAR AGREEMENT

Attached for City Council approval is the renewal Hangar Agreement with Wilcox Construction. The term of this Agreement is for 5 years with a 5-year extension.

Rent is based on the new approved rates and charges established by the City Council.

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

s/ Mike Humberd

It was moved by Councilmember Groberg, seconded by Councilmember Carlson, to approve the renewal of the Hangar Agreement with Wilcox Construction and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Carlson
Councilmember Mills
Councilmember Groberg
Councilmember Branson
Councilmember Hardcastle

Nay: None

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Motion Carried.

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MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: RENEWAL SKYNITE HANGAR AGREEMENT

Attached for City Council approval is the renewal Hangar Agreement with Skynite, Inc. The term of this Agreement is for 5 years with a 5-year extension.

Rent is based on the new approved rates and charges established by the City Council.

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

s/ Mike Humberd

It was moved by Councilmember Groberg, seconded by Councilmember Carlson, to approve the renewal of the Hangar Agreement with Skynite, Inc. and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Branson
Councilmember Carlson
Councilmember Groberg
Councilmember Mills

Nay: None

Motion Carried.

City of Idaho Falls
December 3, 1999

MEMORANDUM

TO: Honorable Mayor and Council
FROM: Mike Humberd, Director of Aviation
SUBJECT: WORK ASSIGNMENT NO. 1 TO THE AIRPORT ENGINEER AGREEMENT

Attached for City Council approval is Work Assignment No. 1 to the Engineer Agreement between the City of Idaho Falls and Delta Airport Consultants for the design and bid phases of the Rehabilitation of Taxiway "C".

This project is the FAA FY-2000 Project in which 90% of the project is funded with Federal dollars.

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The Engineer's fees for these phases are \$79,393.00.

The Airport Division requests approval of this Assignment and authorization for the Mayor to execute this document.

s/ Mike Humberd

Councilmember Groberg explained that this runway would connect the old runway by the Red Baron with the new runway. It was moved by Councilmember Groberg, seconded by Councilmember Carlson, to approve Work Assignment No. 1 to the Engineering Agreement with Delta Airport Consultants and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Mills
Councilmember Groberg
Councilmember Carlson
Councilmember Branson
Councilmember Hardcastle

Nay: None

Motion Carried.

The Electric Director submitted the following memos:

City of Idaho Falls
December 7, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mark Gendron, Electric Director
SUBJECT: IDAHO ENERGY AUTHORITY

Attached for your consideration are a Resolution, Articles of Incorporation, and Bylaws relating to the Idaho Energy Authority. The City Attorney has reviewed the documents.

The Electric Division respectfully requests adoption of the Resolution and authorization to execute the documents.

s/ Mark Gendron

RESOLUTION (Resolution No. 1999-16)

**A RESOLUTION AUTHORIZING THE APPROVAL, EXECUTION AND
DELIVERY OF ARTICLES OF INCORPORATION AND BYLAWS BETWEEN
THE CITY OF IDAHO FALLS AND THE IDAHO ENERGY AUTHORITY, INC.;
AND RELATED MATTERS**

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WHEREAS, the City of Idaho Falls, Bonneville County, Idaho, a municipal corporation and a political subdivision of the State of Idaho (the "City"), owns and operates a local electric utility for the purpose of providing electric and other related services within the service area of the City;

WHEREAS, the Idaho Energy Authority, Inc., a nonprofit membership corporation, has been organized pursuant to the laws of the State of Idaho, and operates for the exclusive benefit of its member cooperative associations, cooperative corporations, municipal corporations and political subdivisions that own and operate local utility systems for the distribution of electric energy to consumers located within their service areas;

WHEREAS, the Idaho Energy Authority, Inc. is organized for the purpose of better enabling its members to respond to the challenges facing municipal and cooperative electric systems by providing a range of wholesale electric services to the members, including acquiring and developing diverse, reliable and economic power supply and transmission resources, providing additional economies and efficiencies in obtaining power supply and transmission services for the Bonneville Power Administration ("Bonneville") and others and creating additional operating efficiencies, cost reductions and economies of scale; and,

WHEREAS, the City now desires to become a member of the Idaho Energy Authority, Inc., and to authorize the execution and delivery of Articles of Incorporation and Bylaws and taking other necessary actions in connection therewith;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Idaho Falls, Bonneville County, Idaho, as follows:

1. That the Director of the Electric Light Division be and hereby is authorized to subscribe to the Articles of Incorporation and that the City join such Authority as a founding member thereof.
2. That the Director of the Electric Light Division be and hereby is authorized to serve as an initial member of the Board of Directors of the Idaho Energy Authority.
3. Nothing herein shall be construed or deemed as authorizing the incurrence or assumption of any indebtedness or any expenditure, which is not or has not been duly budgeted and authorized in accordance with the annual appropriation ordinance.

ADOPTED AND APPROVED this 9th day of December, 1999.

CITY OF IDAHO FALLS,
BONNEVILLE COUNTY,
IDAHO

s/ Linda Milam
Mayor

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ATTEST AND COUNTERSIGN:

s/ Rosemarie Anderson
City Clerk

(SEAL)

The Electric Director explained that this has been in the works for approximately one year. Many consumer-owned systems, like the City of Idaho Falls, have been meeting to discuss the possibility of creating an organization for the purpose of doing things together, such as joint action, purchase of power, transmission, etc. At this time, there are four systems that are founding members of the Idaho Energy Authority, Inc., which are the City of Idaho Falls, City of Burley, City of Soda Springs, and United Electric Cooperative.

There being no further discussion, it was moved by Councilmember Mills, seconded by Councilmember Hardcastle, to adopt the Resolution authorizing the approval, execution, and delivery of Articles of Incorporation and Bylaws between the City of Idaho Falls and the Idaho Energy Authority, Inc. and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Mills
Councilmember Branson
Councilmember Hardcastle
Councilmember Carlson

Nay: None

Motion Carried.

City of Idaho Falls
December 8, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mark Gendron, Electric Director
SUBJECT: CHANGE ORDER NO. 2, NORTH BOULEVARD SUBSTATION -
BAY TWO ADDITION

Attached for your consideration is Change Order No. 2 for the North Boulevard Substation – Bay Two Addition.

The Electric Division respectfully requests approval of this Change Order.

s/ Mark Gendron

Councilmember Mills explained that this Change Order resulted in a net of \$57.77. It was moved by Councilmember Mills, seconded by Councilmember Hardcastle, to approve Change Order No. 2 to Anderson and Wood Construction Company, Inc. for the North Boulevard Substation, Bay Two Addition Project and, further, give authorization for the Mayor to sign the necessary documents. Roll call as follows:

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Aye: Councilmember Carlson
Councilmember Groberg
Councilmember Hardcastle
Councilmember Mills
Councilmember Branson

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memos:

City of Idaho Falls
December 3, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-00-01, NEW VEHICLES

Attached for your consideration is the tabulation for Bid IF-00-01, New Year 2000 Vehicles.

It is the recommendation of Municipal Services that we award to the low bidder meeting specifications as per Attachment "A" – Item Numbers I through IX.

It has been determined to retain Item A – No. 115, therefore no trade-in for Item I. The remaining trade-in units will go to the dealer with the exception of Item F – No. 442, Item G – No. 369, and Item H – No. 4 which will be sold to the Development Workshop, Inc., who agreed to meet the amount bid by the dealer.

s/ S. Craig Lords

It was moved by Councilmember Branson, seconded by Councilmember Carlson, to accept the low bid meeting specifications as per Attachment "A", Item Numbers 1 through IX. Roll call as follows:

Aye: Councilmember Branson
Councilmember Hardcastle
Councilmember Mills
Councilmember Carlson
Councilmember Groberg

Nay: None

Motion Carried.

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City of Idaho Falls
December 2, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-00-02, ONE (1) NEW YEAR 2000 DRUM STYLE WOOD
CHIPPER

Attached for your consideration is the tabulation for Bid IF-00-02, One (1) New Year 2000 Drum Style Wood Chipper.

It is the recommendation of Municipal Services to accept the low bid meeting specifications of Rocky Mountain Turf and Industrial Equipment to furnish a Morbark, Model 2400 with a Cummins diesel engine for an amount of \$30,800.00, without trade-in.

s/ S. Craig Lords

John McGimpsey, Screening and Recycling Systems, Inc. in Ogden, Utah, appeared to state that he was one of the bidders on this Wood Chipper. He stated that his company offered the Bandit Chipper 1890 Brush Bandit. On the bid results, his company was \$3,000.00 cheaper and the delivery time was half the time of the other bidders. He stated that his chipper had a heavier axle by 1,000 pounds, two horizontal feed wheels instead of the one asked for, 18-inch diameter chipper, and a higher RPM on the chipper drum. Mr. McGimpsey stated that he believed that his unit met or exceeded the specifications for the unit requested. He requested to know why the City would not accept his bid.

The Municipal Services Director appeared to state that there were a couple of areas that Screening and Recycling Systems, Inc. did not meet specifications. He stated that Item No. 2 of the bid specifications required 125 feet per minute. Screening and Recycling Systems, Inc. only provided for 90 feet per minute. The Sanitation Department stated that this would cause a significant difference in time. Item No. 19 of the bid specifications required a 22-inch diameter feed wheel or 2 vertical 18-inch diameter feed wheels. Screening and Recycling Systems, Inc. provided for 2 horizontal 10-5/8-inch diameter feed wheels. The Municipal Services Director stated that the above items were the main reasons for rejection of the Screening and Recycling Systems, Inc. bid. Rocky Mountain Turf and Industrial Equipment from Salt Lake City, Utah met all of the specifications, except for a 1/2-inch platform that was specified, of which they provided a 1/4-inch platform (which was the same bid for Screening and Recycling Systems, Inc.), and a fold-up tray that could not be provided.

Councilmember Carlson questioned whether the City has ever used a wood chipper. The Public Works Director appeared to state that he has talked with the Purchasing Department and the Sanitation Department regarding the bid. He stated that the Sanitation Department has used other departments' chippers in the past, and felt that the capacity and feed time on the specifications is what was required to handle the job. He stated that the low bid did not meet the specifications required.

Mr. McGimpsey re-appeared to state that the 95 feet per minute time was not that much different than the 125 feet per minute that was required in the specifications. He stated that the factory would be willing to supply the wood chipper to the specifications that was quoted so that the Sanitation Department and Councilmembers could see the machine at work. This would be done at no charge to the City. If the Sanitation Department liked the machine, then they could take the machine at the price provided. If they did not like the machine, he would return it to the factory.

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Councilmember Carlson asked if Mr. McGimpsey had one of the machines on hand that could be brought to Idaho Falls as a demonstrator. Mr. McGimpsey stated that the unit specified would have to be built, which would take approximately 30-45 days. At that time, the machine could be brought in for a demonstration.

The Municipal Services Director re-appeared to explain that the Purchasing Department gets the recommendations from the appropriate departments that will be using the machinery. They determine the need and then the Purchasing Department tries to meet those specifications and to bid the items to be able to do the work at hand. The bids are evaluated as to what is provided from the different vendors. The Purchasing Department and the Sanitation Department evaluated both bids. The bid that is being recommended for award meets the specifications as set forth by the respective departments.

There being no further questions or comments, it was moved by Councilmember Branson, seconded by Councilmember Carlson, to accept the low bid meeting specifications of Rocky Mountain Turf and Industrial Equipment to furnish the required Drum-Style Wood Chipper and, further, reject the low bid from Screening and Recycling Systems, Inc. on the basis that it does not meet bid specifications No. 2 and No. 19. Roll call as follows:

Aye: Councilmember Carlson
Councilmember Hardcastle
Councilmember Groberg
Councilmember Mills
Councilmember Branson

Nay: None

Motion Carried.

City of Idaho Falls
December 3, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: IF-00-04, ELECTRICAL CONDUCTOR

Attached for your consideration is the tabulation for Bid IF-00-04, Electrical Conductor.

It is the recommendation of Municipal Services to accept the low bid meeting specifications of General Pacific – Bid “A” to furnish 15000 feet of 350-350-4/0 Triplex Secondary Underground Conductor for a total amount of \$23,494.05. The low bid from D & S Electric did not meet the specification requirements; specifically the conductor bid was not the abrasion resistant “Hi-Score” type.

s/ S. Craig Lords

It was moved by Councilmember Branson, seconded by Councilmember Carlson, to accept the low bid meeting specifications of General Pacific and, further, reject the low bid from D & S Electric due to the fact that it did not meet the specification requirements in that it was not the abrasion resistant “Hi-Score” type. Roll call as follows:

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Aye: Councilmember Mills
Councilmember Carlson
Councilmember Branson
Councilmember Hardcastle
Councilmember Groberg

Nay: None

Motion Carried.

City of Idaho Falls
December 2, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-00-05, MONOTUBE STEEL STREET LIGHT POLES

Attached for your consideration is the tabulation for Bid IF-00-05, Monotube Steel Street Light Poles.

It is the recommendation of Municipal Services to accept the low bid of Western States Electric. They will furnish fifty 30-foot poles for an amount of \$544.00 each, total purchase price of \$27,200.00.

s/ S. Craig Lords

Councilmember Branson requested the City Attorney to explain the reasoning behind not being able to purchase from a local distributor. The City Attorney stated that by law, cities are required to accept the low bid. There is, however, a provision under State Law that allows cities to give a bid preference to a local bidder if the State of another bidder has a bid preference penalty. The low bidder is from Utah. Utah does not have a bid preference penalty, so the City would not be able to apply a bid preference penalty. The low bidder would be Western States Electric.

There being no further discussion, it was moved by Councilmember Branson, seconded by Councilmember Carlson, to accept the low bid from Western States Electric. Roll call as follows:

Aye: Councilmember Branson
Councilmember Hardcastle
Councilmember Mills
Councilmember Groberg

Nay: Councilmember Carlson

Motion Carried.

The Parks and Recreation Director submitted the following memos:

DECEMBER 9, 1999

City of Idaho Falls
December 8, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: JOINT USE AGREEMENT – CITY OF IDAHO FALLS AND
BONNEVILLE CHARIOT ASSOCIATION

Attached for your consideration is a Joint Use Agreement between the City of Idaho Falls and the Bonneville Chariot Association for the purpose of providing facilities for conducting chariot horse racing. The Contract is for a period commencing December 11, 1999 and terminating August 31, 2000. The City Attorney prepared the original draft of this Agreement. It is, therefore, submitted for your approval.

s/ David J. Christiansen

It was moved by Councilmember Mills, seconded by Councilmember Carlson, to approve the Joint Use Agreement with Bonneville Chariot Association and, further, give authorization for the Mayor to sign the necessary documents. Roll call as follows:

Aye: Councilmember Carlson
Councilmember Hardcastle
Councilmember Groberg
Councilmember Mills
Councilmember Branson

Nay: None

Motion Carried.

City of Idaho Falls
December 7, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: COMMERCIAL WATERCRAFT CONCESSION AGREEMENT

The Division of Parks and Recreation recommends for your approval a request by Mr. Mike Melville to continue the Commercial Watercraft Guided Tours Agreement he has had with the City during 1999. The Agreement would commence on January 1, 2000 and terminate December 31, 2000.

s/ David J. Christiansen

It was moved by Councilmember Mills, seconded by Councilmember Carlson, to approve the Commercial Watercraft Concession Agreement with Mike Melville and, further, give authorization for the Mayor and City Clerk to sign the necessary documents. Roll call as follows:

DECEMBER 9, 1999

Aye: Councilmember Groberg
Councilmember Mills
Councilmember Branson
Councilmember Hardcastle
Councilmember Carlson

Nay: None

Motion Carried.

It was moved by Councilmember Mills, seconded by Councilmember Groberg to recess the item from the Planning and Building Director regarding the Second Amended Plat for Fairmont Park Addition, Division No. 3. Roll call as follows:

Aye: Councilmember Carlson
Councilmember Mills
Councilmember Groberg
Councilmember Branson
Councilmember Hardcastle

Nay: None

Motion Carried.

The Public Works Director submitted the following memos:

City of Idaho Falls
December 6, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: SOUTH BOULEVARD, ALLEY SEWER – CHANGE ORDER NO. 1

Attached is proposed Change Order No. 1 to the South Boulevard Alley Sewer Project. This Change Order provides for additional saw cutting and increases the Contract amount by \$4,308.00.

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

s/ Chad Stanger

It was moved by Councilmember Carlson, seconded by Councilmember Hardcastle, to approve Change Order No. 1 to Green Velvet Reclamation, Inc. for the South Boulevard Sewer Project, Alley Between 11th Street and 12th Street and, further, give authorization for the Mayor to sign the necessary documents. Roll call as follows:

Aye: Councilmember Carlson
Councilmember Mills
Councilmember Groberg

DECEMBER 9, 1999

Councilmember Branson
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
December 6, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: SOUTH BOULEVARD, ALLEY SEWER – CHANGE ORDER NO. 2

Attached is proposed Change Order No. 2 to the South Boulevard Alley Sewer Project. This Change Order reduces the scope of the project to avoid disruption of traffic on South Boulevard.

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

s/ Chad Stanger

It was moved by Councilmember Carlson, seconded by Councilmember Hardcastle, to approve Change Order No. 2 to Green Velvet Reclamation, Inc. for the South Boulevard Sewer Project, Alley Between 11th Street and 12th Street and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Branson
Councilmember Carlson
Councilmember Groberg
Councilmember Mills

Nay: None

Motion Carried.

City of Idaho Falls
November 18, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: SOUTH HOLMES AVENUE RIGHT-OF-WAY CONTRACT – BISHOP PROPERTY

Attached is a Right-of-Way Purchase Agreement for the Bishop property located on South Holmes Avenue south of Sunnyside Road. This purchase involves the taking of a residential structure and driveway valued at \$93,000.00.

DECEMBER 9, 1999

Public Works recommends approval of this purchase; and, authorization for the Mayor and City Clerk to sign the Contract Documents.

s/ Chad Stanger

It was moved by Councilmember Carlson, seconded by Councilmember Hardcastle, to approve the Right-of-Way Purchase Agreement for the Bishop property located on South Holmes Avenue south of Sunnyside Road and, further, give authorization for the Mayor and City Clerk to sign the necessary documents. Roll call as follows:

Aye: Councilmember Mills
Councilmember Groberg
Councilmember Carlson
Councilmember Branson
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
December 6, 1999

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: EASEMENT VACATION – BLOCK 9, MARTIN'S SUBDIVISION

As previously authorized, the City Attorney had prepared the attached documents to vacate a utility easement located in Block 9, Martin's Subdivision.

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

s/ Chad Stanger

Councilmember Carlson requested the City Attorney to read the following Ordinance by title only:

ORDINANCE NO. 2356

AN ORDINANCE VACATING A CERTAIN EASEMENT WITHIN THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING THE SAID EASEMENT; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER ON BEHALF OF THE CITY A QUITCLAIM DEED CONVEYING THE VACATED EASEMENT TO THE OWNER OF THE ADJACENT LAND, AND NAMING IT; PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

DECEMBER 9, 1999

The foregoing Ordinance was presented by title only. Councilmember Carlson moved, and Councilmember Hardcastle seconded, that the provisions of Idaho Code Section 50-902 requiring all Ordinances to be read by title, and once in full, on three separate dates be dispensed with and the Ordinance be passed on all three readings. Roll call as follows:

Aye: Councilmember Groberg
Councilmember Mills
Councilmember Branson
Councilmember Hardcastle
Councilmember Carlson

Nay: None

Motion Carried.

Mayor Milam announced that the second Council Meeting for December would be held on Tuesday, December 21, 1999.

There being no further business, it was moved by Councilmember Carlson, seconded by Councilmember Groberg, that the meeting adjourn at 8:35 p.m.

CITY CLERK

MAYOR
