

MARCH 12, 1998

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, March 12, 1998, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

Mayor Linda Milam
Councilmember Brad Eldredge
Councilmember Larry Carlson
Councilmember Gary Mills
Councilmember Joseph Groberg
Councilmember Beverly Branson
Councilmember Ida Hardcastle

Also present:

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

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

The City Clerk read a summary of the minutes for the February 26, 1998 Regular Meeting. It was moved by Councilmember Branson, seconded by Councilmember Eldredge, that the minutes be approved as read. Roll call as follows:

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

Nay: None

Motion Carried.

CONSENT AGENDA ITEMS

Mayor Milam requested Council confirmation of the following appointments: Appointment of Terri Lin Nelson Salley to serve on the Historic Preservation Commission (Term to expire December, 2001); Appointment of Renee Quinton to serve on the Board of Adjustment (Term to expire December, 2003); and, Appointment of Steven Davies to serve on the Board of Adjustment (Term to expire December, 2002).

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 BARTENDER PERMITS to Miriam Casper, Brooke L. Haws-Spencer, Lori Ann Johnson, Andrea M. Sica, and Diala K. Trolinder, 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 March 12, 1998.

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The Public Works Director submitted the following memos:

City of Idaho Falls
March 9, 1998

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AUTHORIZATION – ELECTRIC DIVISION SIDEWALK
REPLACEMENT PROJECT

Public Works requests authorization to advertise to receive bids for the Electric Division Sidewalk Replacement Project.

s/ Chad Stanger

City of Idaho Falls
March 9, 1998

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AUTHORIZATION – GREENBELT FLOOD DAMAGE
PROJECT

Public Works requests authorization to advertise to receive bids for the Greenbelt Flood Damage Project.

s/ Chad Stanger

City of Idaho Falls
March 9, 1998

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AUTHORIZATION – 17TH STREET WATER LINE, HOLMES
AVENUE TO EMERSON AVENUE PROJECT

Public Works requests authorization to advertise to receive bids for the 17th Street Water Line, Holmes Avenue to Emerson Avenue Project.

s/ Chad Stanger

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

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

Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

The City Clerk presented the following Expenditure Summary dated February 1, 1998 through February 28, 1998, after having been audited by the Fiscal Committee and paid by the Controller:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER & SEWER</u>
SERV/MAT	\$ 927,058.20	\$ 54,163.67	\$ 48,279.30	\$ 187,992.69
SALARY	<u>924,598.86</u>	<u>51,139.13</u>	<u>28,169.94</u>	<u>114,726.51</u>
TOTAL	\$1,851,657.06	\$ 105,302.80	\$ 76,449.24	\$ 302,719.20
	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>SAN SEW CAP IMPR</u>
SERV/MAT	\$2,471,545.45	\$ 30,412.16	\$ 30,541.83	\$ 905.60
SALARY	<u>206,674.28</u>	<u>56,044.14</u>	<u>36,101.09</u>	<u>.00</u>
TOTAL	\$2,678,219.73	\$ 86,456.30	\$ 66,642.92	\$ 905.60
	<u>LIBRARY</u>	<u>BRIDGE/ART ST</u>	<u>AMBULANCE</u>	<u>MUN EQUIP REPL</u>
SERV/MAT	\$ 44,532.27	\$ 28,184.48	\$ 31,273.20	\$ 13,206.00
SALARY	<u>48,017.41</u>	<u>.00</u>	<u>53,329.70</u>	<u>.00</u>
TOTAL	\$ 92,549.68	\$ 28,184.48	\$ 84,602.90	\$ 13,206.00
	<u>BPA WEATH LN FD</u>	<u>TOTALS</u>		
SERV/MAT	\$ 24,884.72	\$3,892,979.57		
SALARY	<u>.00</u>	<u>1,518,801.06</u>		
TOTAL	\$ 24,884.72	\$5,411,780.63		

It was moved by Councilmember Branson, seconded by Councilmember Eldredge, to ratify the payment of Check No. 36104 in the amount of \$141.27 and Check No. 36454 in the amount of \$16.79, both made payable to Barnes and Noble Bookstore. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Branson
Councilmember Eldredge
Councilmember Carlson
Councilmember Groberg

Nay: None

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Abstain: Councilmember Mills (as he is an employee of Barnes and Noble Bookstore)

It was moved by Councilmember Branson, seconded by Councilmember Eldredge, to ratify the payment of the remainder of the expenditures for the month of February, 1998. Roll call as follows:

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

Nay: None

Motion Carried.

Mayor Milam requested Councilmember Mills to conduct a public hearing for consideration of a rezoning from R-2 (Apartments not to exceed 4-Plexes) to R-3A (Apartments and Office Buildings) of Lot 23 and 24, Block 28, Crows Addition, located generally on the southeast corner of the intersection of South Boulevard and 7th Street. At the request of Councilmember Mills, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls
March 9, 1998

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: REZONING, LOTS 23 AND 24, BLOCK 28, CROWS ADDITION

Attached is a copy of the petition to rezone the above designated lots from R-2, Four-plexes, to R-3A, Apartments and Offices. The lots encompass one property of 6,250 square feet which is presently used for a single-family home. The petitioner wishes to use the home as an office. The Planning Commission reviewed this rezoning request at its February meeting and recommended rezoning to R-3A. The Department concurs with the Commission's recommendation, and the rezoning request is being submitted to 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.

Rob Clawson, 5560 Glenn Eagles Drive, appeared as the requestor of this zone change. He explained that he wants to convert the house to small offices for two. Mr. Clawson stated that he would be able to provide off-street parking to the rear of the house, where the back yard is now.

There being no further discussion, either in favor of or in opposition to the requested zone change, the Mayor closed the public hearing.

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It was moved by Councilmember Mills, seconded by Councilmember Groberg, to approve the zone change from R-2 to R-3A on Lots 23 and 24, Block 28, Crows Addition, as requested, and that the City Planner be instructed to reflect said zoning change on the official zoning map located in the Planning Office. Roll call as follows:

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

Nay: None

Motion Carried.

The Electric Division Director submitted the following memo:

City of Idaho Falls
March 6, 1998

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Mark Gendron, Electric Division Director
SUBJECT: POWER PURCHASE AGREEMENT WITH BONNEVILLE POWER
ADMINISTRATION

Attached for your consideration is an Agreement to purchase power from Bonneville Power Administration during March, 1998. This Agreement is for 5 megawatts.

The Electric Division respectfully requests ratification of this Agreement.

s/ Mark Gendron

It was moved by Councilmember Eldredge, seconded by Councilmember Mills, to approve the Agreement for the purchase of power from Bonneville Power Administration. Roll call as follows:

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

Nay: None

Motion Carried.

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The Municipal Services Director submitted the following memos:

City of Idaho Falls
March 6, 1998

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-98-12, NEW 1998 POLICE VEHICLES

Attached for your consideration is the tabulation for Bid IF-98-12, New 1998 Police Vehicles.

It is the recommendation of Municipal Services to accept the low bid meeting specifications of Smith Chevrolet Company. They would furnish eight (8) 1998 Chevrolet Lumina's – Four (4) would become Detective Sedans for an amount of \$17,127.00 each and four (4) would become Patrol Sedans for an amount of \$17,552.00 each. There were no trade-in units on this bid.

s/ S. Craig Lords

It was moved by Councilmember Branson, seconded by Councilmember Eldredge, to accept the low bid meeting specifications from Smith Chevrolet Company to furnish 8 Chevrolet Lumina's as required. Roll call as follows:

Aye: Councilmember Eldredge
Councilmember Mills
Councilmember Groberg
Councilmember Branson
Councilmember Hardcastle

Nay: Councilmember Carlson

Motion Carried.

City of Idaho Falls
March 6, 1998

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-98-15, MATERIALS TO RETRO-FIT A GENERATOR WITH NEW STATIC EXCITER REGULATOR

Attached for your consideration is the tabulation for Bid IF-98-15, Materials to Retro-Fit a Slip-Ring Type Synchronous Hitachi Generator with One (1) New Static Exciter Regulator – Electric Division Bulb Turbine Facility.

It is the recommendation of Municipal Services to accept the sole bid of Bassler Electric Company to furnish the required materials for a lump sum amount of

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\$43,500.00 which includes their standard warranty and one day start up assistance.

s/ S. Craig Lords

It was moved by Councilmember Branson, seconded by Councilmember Eldredge, to accept the sole bid of Bassler Electric Company to furnish the materials to retro-fit a generator with a new static exciter regulator as specified. Roll call as follows:

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

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memo:

City of Idaho Falls
March 10, 1998

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: PERSONAL SERVICES AGREEMENT BETWEEN ADA PLANNING ASSOCIATION, CITY OF IDAHO FALLS, AND TARGHEE REGIONAL PUBLIC TRANSPORTATION AUTHORITY FOR PERFORMANCE OF PLANNING GRANT

Attached is a copy of the Personal Service Agreement between the City of Idaho Falls, Targhee Regional Public Transportation Authority (TRPTA), and Ada Planning Association. Under the Agreement, Ada Planning Association will assist TRPTA in developing a five-year plan, preparing documents necessary to allow TRPTA to be the Section 5307 grant recipient, and developing a budget for operation of public transportation services. The City of Idaho Falls, as the current Section 5307 grant recipient, has received the funds to hire Ada Planning Association. The City Attorney has reviewed and approved this Personal Service Agreement. This Department respectfully requests the Council to authorize the Mayor to sign the Agreement.

s/ Renée R. Magee

Following a brief explanation of this Personal Service Agreement by Councilmember Eldredge, it was moved by Councilmember Mills, seconded by Councilmember Groberg, to approve this Personal Service Agreement with Ada Planning Association and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

The Public Works Director submitted the following memos:

City of Idaho Falls
February 23, 1998

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: WATER SERVICE LINE INSTALLATION FEES

Attached is a proposed ordinance which establishes fees to be charged by the City when installing water service lines between the main line and the curb stop. Attached are copies of the existing and proposed ordinances which list the fee changes. These changes were discussed and advertised as part of the City's 1997-1998 budget hearing process.

Public Works recommends approval of this Ordinance and authorization for the Mayor to sign the necessary documents.

s/ Chad Stanger

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

ORDINANCE NO. 2267

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 8-4-17 OF THE CITY CODE OF IDAHO FALLS, IDAHO; PROVIDING FOR THE INSTALLATION CHARGES OF WATER SERVICE LINES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING EFFECTIVE DATE.

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:

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

Nay: None

Motion Carried.

The memo from the Public Works Director regarding the CH2M Hill Agreement Task Order was withdrawn by the Division Director.

The Public Works Director submitted the following memo:

City of Idaho Falls
March 9, 1998

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: LOCAL IMPROVEMENT DISTRICT NO. 57

Attached is a proposed Resolution which, if approved, would initiate the formation of Local Improvement District No. 57. This Resolution establishes the intent of the City to create a Local Improvement District for the purpose of constructing street improvements on portions of certain streets located in the Highland Park Addition; and, sets forth a date, time, and location for a public hearing to hear protests on the formation of such a Local Improvement District.

Public Works recommends approval of this Resolution and authorization for the Mayor to sign the necessary documents.

s/ Chad Stanger

RESOLUTION (Resolution No. 1998-03)

A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, INITIATING THE FORMATION OF AND GIVING NOTICE OF ITS INTENTION TO CREATE LOCAL IMPROVEMENT DISTRICT NO. 57; DESCRIBING THE IMPROVEMENTS TO BE CONSTRUCTED, THE PROPOSED BOUNDARIES, AND THE PROPERTY TO BE ASSESSED; AND PROVIDING FOR OTHER MATTERS RELATED THERETO.

WHEREAS, the City of Idaho Falls, Bonneville County, Idaho (the "City"), is a municipal Corporation organized and operating under the laws of the State of Idaho, and is authorized to create local improvement districts for public improvements pursuant to title 50, Chapter 17, Idaho Code; and,

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WHEREAS, the City Council (the "Council") of the City has determined to initiate the formation of a local improvement district for the purposes described hereinbelow.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, as follows:

Section 1: Pursuant to Idaho Code Section 50-1707, the City Council hereby declares and gives notice of its intention to form a local improvement district, to be known and designated as Local Improvement District No. 57 ("L.I.D. No. 57") of the City of Idaho Falls.

Section 2: The proposed improvements to be constructed within L.I.D. No. 57 consist generally of the construction and reconstruction of curbs, gutters, sidewalks, street section, utilities, storm drainage and related improvements, together with costs of engineering, legal services, underwriter costs and discount, financial advisor fees, publication costs, interest on borrowed funds during construction, bond issuance costs and reserves and other related expenses (the "Improvements").

Section 3: A general description of the boundaries of L.I.D. No. 57 and a list of the properties proposed to be assessed for the cost of the Improvements is attached hereto respectively as Exhibits "A" and "B" and by this reference incorporated herein.

Section 4: The total estimated cost of the Improvements is \$1,149,876.00. Not less than \$415,009.00 shall be paid by the City, representing the amount of benefit to the general public resulting from the Improvements. The balance of the cost of the Improvements will be paid by a levy of assessments on the property benefited on the basis set forth in Section 5 of this Resolution, subject to any variation therefrom as a result of a determination by the Council that the benefits to be derived by certain lots or parcels of property warranty variation from such methods. Said assessments may be paid in annual installments of principal and interest, over a period which may be less than but which shall not exceed thirty (30) years, as shall be determined by the Council, if not otherwise paid as provided by law.

Section 5: The assessable portion of the costs and expenses of the Improvements will be assessed against the abutting, adjoining and adjacent lots and lands along or upon which such Improvements are to be made and upon lots and lands benefited by the Improvements according to a combination of the front foot and benefits derived methods of assessment. The front foot method of assessment shall be the sum of \$3.70, or such other amount as may be hereafter determined by the Council, multiplied by one-half of the square footage of the entire right-of-way to be improved along the frontage of each lot within the District. The benefits derived method of assessment shall be the sum of \$3.70 per square foot, or such other amount as may be hereafter determined by the Council; multiplied by one-half of the square footage of the entire right-of-way to be improved along the end of each block, apportioned to each of the twelve lots closest to each block end, according to the following declining percentages, starting with the lot closest to the end of the block, to wit: 23%, 12%, 11%, 10%, 9%, 8%, 7%, 6%, 5%, 4%, 3%, and 2%. An illustration of such method of assessment is attached hereto as Exhibit "C".

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Section 6. A public hearing shall be held on March 26, 1998, at the hour of 7:30 p.m., at the Idaho Falls City Council Chambers, 140 South Capital Avenue, Idaho Falls, Idaho, for the purpose of considering protests with respect hereto. In order to be considered, protests shall be filed no later than 5:00 p.m., March 23, 1998, at the Office of the City Clerk, 308 Constitution Way, Idaho Falls, Idaho. Any property owner who fails to file a protest within the time specified, or having filed one, withdraws said protest, shall be deemed to have waived any objection to the creation of the District, the making of the improvements, and the inclusion of his property in the District. Such waiver shall not preclude his right to object to the amount of the assessment to a later hearing provided for such purpose.

Section 7. The City Clerk shall cause this Resolution to be published in the Post Register in three consecutive issues, with the first publication to occur not less than ten days prior to the date of such hearing. The City Clerk shall also cause a copy of this Resolution to be mailed to each owner of property, or his agent, under the District, addressed to such person at his post office address, if known, or if unknown, to "General Delivery, Idaho Falls, Idaho 83401", if such address is unknown.

Section 8. This Resolution shall take effect and be in force immediately upon its passage and approval.

DATED this 13th day of March, 1998.

CITY OF IDAHO FALLS
BONNEVILLE COUNTY,
IDAHO

s/ Linda M. Milam
Linda M. Milam
Mayor

ATTEST:

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

(SEAL)

EXHIBIT "A"

**L.I.D. NO. 57 – HIGHLAND PARK – 1997
BOUNDARY DESCRIPTION**

Beginning at the Northeast Corner of Lot 12, Block 30, of the Highland Park Addition to the City of Idaho Falls, Idaho; running thence N. 89° 57' 33" W. 1748.76 feet to a point on the North line of Lot 12, Block 35 of said Addition and said point also being on the Easterly State Highway line; thence S. 32° 48' 58" W. 1213.13 feet along said Right-of-Way line to a point on the South Right-of-Way line of Shelley Street; thence S. 89° 57' 32" E. 123.49 feet along said South Right-of-Way to the point of intersection with the West Right-of-Way line

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of Elmore Avenue; thence S. 00° 02' 27" W. 50.00 feet along said Elmore Right-of-Way; thence S. 89° 57' 25" E. 60.00 feet to a point on the East Right-of-Way line of said Elmore Avenue; thence S. 00° 02' 27" W. 250.00 feet along said East Right-of-Way to the Northwest corner of Lot 37, Block 64 of said Addition; thence S. 89° 57' 33" E. 592.00 feet to a point on the West Right-of-Way line of Jefferson Avenue; thence S. 00° 02' 29" W. 300.00 feet to the point of intersection with the North Right-of-Way line of Iona Street; thence N. 89° 57' 32" W. 31.40 feet; thence S. 00° 02' 28" W. 60.00 feet; thence S. 89° 57' 33" E. 31.40 feet; thence S. 00° 02' 29" W. 41.45 feet; thence S. 89° 57' 33" E. 60.00 feet to a point on the East Right-of-Way line of Jefferson Avenue; thence S. 00° 02' 26" W. 258.55 feet to the Southwest corner of Lot 36, Block 73 of said Addition; thence S. 89° 57' 33" E. 918.00 feet to the Southeast corner of Lot 13, Block 75 of said Addition; thence N. 00° 02' 26" E. 250.00 feet to the Southeast corner of Lot 23, Block 75 of said Addition; thence S. 89° 57' 33" E. 60.00 feet; thence N. 00° 02' 27" E. 50.00 feet; thence S. 89° 57' 33" E. 48.63 feet; thence N. 00° 02' 27" E. 60.00 feet; thence S. 89° 32' 27" W. 48.40 feet; thence N. 00° 10' 44" W. 60.37 feet; thence N. 89° 57' 33" W. 60.00 feet to a point on the West Right-of-Way line of Blaine Avenue; thence N. 00° 02' 27" E. 240.06 feet to the Northeast corner of Lot 12, Block 60 of said Addition; thence N. 89° 57' 33" W. 918.00 feet to the Northwest corner of Lot 37, Block 62 of said Addition; thence N. 00° 02' 27" E. 300.00 feet to the Northwest corner of Lot 25, Block 62 of said Addition; thence S. 89° 57' 33" E. 17.22 feet; thence N. 00° 02' 27" E. 60.00 feet; thence N. 89° 57' 33" W. 17.22 feet; thence N. 00° 02' 27" E. 21.28 feet; thence N. 89° 57' 16" W. 60.00 feet to a point on the West Right-of-Way line of Jefferson Avenue; thence N. 00° 02' 27" E. 278.71 feet to the Northeast corner of Lot 12, Block 46 of said Addition; thence S. 89° 57' 33" E. 1629.99 feet to the Southeast corner of Lot 13, Block 51 of said Addition; thence N. 00° 02' 27" E. 283.14 feet along the West Right-of-Way of Bear Avenue; thence S. 89° 57' 33" E. 60.00 feet; thence N. 01° 06' 22" E. 16.68 feet; thence N. 89° 30' 54" E. 19.59 feet; thence N. 00° 02' 27" E. 60.00 feet; thence N. 89° 57' 33" W. 19.90 feet; thence N. 00° 02' 27" E. 15.72 feet; thence N. 89° 57' 27" W. 60.00 feet to a point on the West Right-of-Way line of Bear Avenue; thence N. 00° 02' 27" E. 284.28 feet to the point of beginning. Containing 54.82 acres, more or less, including all lots, streets and alleys within.

EXHIBIT "B"

HIGHLAND PARK ADDITION

Block 30, Lots 1 to 12 and Lots 27 to 38, Inclusive

Block 31, Lots 1 to 12 and Lots 26 to 37, Inclusive

Block 32, Lots 1 to 12 and Lots 25 to 36, Inclusive

Block 33, Lots 1 to 12 and Lots 23 to 34, Inclusive

Block 34, Lots 1 to 12 and Lots 23 to 34, Inclusive

Block 35, Lots 1 to 12 and Lots 39 to 48, Inclusive

Block 45, Lots 1 to 24 and Lots 32 to 48, Inclusive

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Block 46, Lots 1 to 48, Inclusive
Block 47, Lots 13 to 36, Inclusive
Block 48, Lots 13 to 36, Inclusive
Block 49, Lots 13 to 36, Inclusive
Block 49, Lots 13 to 36, Inclusive
Block 50, Lots 13 to 36, Inclusive
Block 51, Lots 13 to 36, Inclusive
Block 60, Lots 1 to 12 and Lots 37 to 48, Inclusive
Block 61, Lots 1 to 12 and Lots 37 to 48, Inclusive
Block 62, Lots 1 to 12 and Lots 37 to 48, Inclusive
Block 63, Lots 13 to 36, Inclusive
Block 64, Lots 13 to 36, Inclusive
Block 73, Lots 13 to 36, Inclusive
Block 74, Lots 13 to 36, Inclusive
Block 75, Lots 13 to 36, Inclusive

EXHIBIT "C"

METHOD OF END COST ASSESSMENT FOR TYPICAL 600' BLOCK

Councilmember Carlson requested anyone present who wished to speak in favor of or in opposition to this Local Improvement District to come forward at this time.

Brian Hyde, 1175 Jefferson Avenue, appeared to state that he went to the second public meeting regarding this Local Improvement District. He then carried out his own private survey of his neighbors and found that a majority did not want this Local Improvement District.

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Mayor Milam explained that two public meetings were conducted. The notices for these meetings went out to all property owners in the area being considered. The first meeting was general in nature to get a feel, for the City, whether it was feasible to go to the expense of designing this District. The second public meeting was held to allow people to get their questions answered and to see what the actual design looked like. Mayor Milam explained further that the Resolution being considered, sets forth a time and date for a public hearing to consider the creation of Local Improvement District No. 57. This whole process was started at the petition of homeowners in the area wanting the roadways paved and sidewalks installed.

Councilmember Groberg clarified for those present, that protests must be filed no later than Monday, March 23, 1998, in order for them to be considered by the City Council at the public hearing.

Councilmember Carlson questioned whether the public hearing could be rescheduled to be held on April 9, instead of on March 26, to allow residents more time to decide whether they want to have the Local Improvement District. Mayor Milam stated that this information has been available for several months. She explained, further, that the hearing would have to be re-published. She questioned the Public Works Director as to how a delay would affect the construction schedule should this Local Improvement District be approved by Council.

Chad Stanger, Public Works Director, appeared to state that he would have to review his list of construction projects being scheduled at this time, but it could be accommodated, if the Council so decided. Further, the cost may be impacted if it is bid later in the construction season.

It was moved by Councilmember Carlson, to approve the Resolution initiating the formation of and giving notice of its intention to create Local Improvement District No. 57, to establish the date of the public hearing as April 9, 1998 and, further, give authorization for the Mayor and City Clerk to execute said Resolution. There being no second to Councilmember Carlson's motion, the motion failed.

It was moved by Councilmember Hardcastle, seconded by Councilmember Mills, to approve the Resolution initiating the formation of and giving notice of its intention to create Local Improvement District No. 57, to establish the date of the public hearing as March 26, 1998 and, further, give authorization for the Mayor and City Clerk to execute said Resolution. Roll call as follows:

Aye: Councilmember Mills
Councilmember Groberg
Councilmember Branson
Councilmember Hardcastle
Councilmember Eldredge

Nay: Councilmember Carlson

Motion Carried.

There being no further business, it was moved by Councilmember Eldredge, seconded by Councilmember Groberg, that the meeting adjourn at 8:10 p.m.

CITY CLERK

MAYOR
