

NOVEMBER 25, 1997

The City Council of the City of Idaho Falls met in Special Council Meeting, Tuesday, November 25, 1997, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

Mayor Linda Milam
Councilmember Larry Carlson
Councilmember Melvin Erickson
Councilmember Brad Eldredge
Councilmember Gary Mills
Councilmember Beverly Branson

Absent was:

Councilmember Ida Hardcastle

Also present:

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

The City Clerk read a summary of the minutes for the November 13, 1997 Regular Meeting. It was moved by Councilmember Eldredge, seconded by Councilmember Mills, that the minutes be approved as read. Roll call as follows:

Aye: Councilmember Branson
Councilmember Mills
Councilmember Eldredge
Councilmember Carlson
Councilmember Erickson

Nay: None

Motion Carried.

CONSENT AGENDA ITEMS

The City Clerk presented several license applications, including BEER LICENSES to Boozer Quick Stop, Broadway 66, Buck's, Fastway Car Wash, Happy's Chinese Restaurant, Holiday Oil, Pockets, Inc., R & R Bar, Seventeenth Gas and Wash, and T. L. C. Pizza; BARTENDER PERMITS to Robin L. Ashment, Denise E. Boisjolie, Lance G. Carpenter, Sandra L. Rogerman, Joseph L. Somerville, and James E. Thomas, 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 November 25, 1997.

The Municipal Services Director submitted the following memo:

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City of Idaho Falls
November 17, 1997

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUTHORIZATION TO ADVERTISE AND RECEIVE BIDS -
PINECREST GOLF COURSE CAFÉ REMODELING

Municipal Services respectfully requests authorization from the Mayor and Council to advertise and receive bids for remodeling the Café at Pinecrest Golf Course.

s/ S. Craig Lords

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

Aye: Councilmember Branson
Councilmember Eldredge
Councilmember Carlson
Councilmember Erickson
Councilmember Mills

Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

The Municipal Services Director submitted the following memos:

City of Idaho Falls
November 10, 1997

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: CHANGE IN LONG DISTANCE CARRIERS

It is respectfully requested that Mayor and City Council authorize a change in long distance carriers from LDDS to AT&T. The rates were .135 per minute with LDDS compared to .101 with AT&T.

It is also respectfully requested that City Council authorize the Mayor to sign the necessary documents.

s/ S. Craig Lords

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It was moved by Councilmember Eldredge, seconded by Councilmember Mills, to approve the change in long distance carriers from LDDS to AT&T as requested and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Branson
Councilmember Mills
Councilmember Eldredge
Councilmember Carlson
Councilmember Erickson

Nay: None

Motion Carried.

City of Idaho Falls
November 21, 1997

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-98-5, ONE (1) NEW 1998 SEWER SLUDGE DISPOSAL
TANK MOUNTED ON A NEW 1998 CAB AND CHASSIS

Attached for your consideration is the tabulation for Bid IF-98-5, One (1) New Sewer Sludge Disposal Tank Mounted on a New 1998 Cab and Chassis.

It is the recommendation of Municipal Services to accept the low bid meeting specifications of Hirning Truck Center to furnish One (1) New 1998 GMC Model C7H064 Cab and Chassis mounted with an Omco KDS356-XHD Sludge Disposal Tank for an amount of \$84,773.00 without trade-in.

s/ S. Craig Lords

Councilmember Eldredge explained that the low bidder, Lake City International, bid a truck that was rated for a front-end vehicle weight of 13,200 pounds. The specifications required a front-end vehicle weight of 16,000 pounds. It was moved by Councilmember Eldredge, seconded by Councilmember Mills, to reject the low bid of Lake City International as submitted and to accept the low bid meeting specifications of Hirning Truck Center to furnish the required 1998 sewer sludge disposal tank mounted on a 1998 cab and chassis. Roll call as follows:

Aye: Councilmember Mills
Councilmember Erickson
Councilmember Carlson
Councilmember Branson
Councilmember Eldredge

Nay: None

Motion Carried.

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City of Idaho Falls
November 21, 1997

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-98-4, TWO (2) NEW 1998 CAB AND CHASSIS EACH MOUNTED WITH A NEW DUMP BODY

Attached for your consideration is the tabulation for Bid IF-98-4, Two (2) New 1998 Cab and Chassis each mounted with a New Dump Body.

It is the recommendation of Municipal Services to accept the low bid of Hirning Truck Center to furnish the required Two (2) New 1998 GMC Model C7H042 Cab and Chassis to be mounted with the following: Item I (Electric Division) – One (1) New Tesco/Williamsen special design dump body for use with a chipper for an amount of \$48,045.00 with trade in Unit No. 332 and Item II (Parks Division) – One (1) New Tesco/Williamsen WDD 10 ft/5 yd dump body for an amount of \$51,108.00 without trade-in.

s/ S. Craig Lords

It was moved by Councilmember Eldredge, seconded by Councilmember Mills, to accept the low bid of Hirning Truck Center for Two (2) New 1998 Cab and Chassis each mounted with a New Dump Body as specified. Roll call as follows:

Aye: Councilmember Carlson
Councilmember Erickson
Councilmember Eldredge
Councilmember Mills
Councilmember Branson

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memos:

City of Idaho Falls
November 22, 1997

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: DEVELOPMENT AGREEMENT, INTERMOUNTAIN BUSINESS AND TECHNOLOGY PARK, DIVISION NO. 3

Attached is the Development Agreement for Intermountain Business and Technology Park, Division No. 3. The Agreement has been reviewed by the City Attorney. This Department respectfully requests that this Development

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Agreement be approved and that the Mayor and City Clerk be authorized to sign the necessary documents.

s/ Renée R. Magee

It was moved by Councilmember Branson, seconded by Councilmember Carlson, to approve the Development Agreement for Intermountain Business and Technology Park, Division No. 3 and, further, give authorization for the Mayor and City Clerk to sign said Agreement. Roll call as follows:

Aye: Councilmember Eldredge
Councilmember Carlson
Councilmember Mills
Councilmember Erickson
Councilmember Branson

Nay: None

Motion Carried.

City of Idaho Falls
November 22, 1997

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: DEVELOPMENT AGREEMENT, INTERMOUNTAIN BUSINESS AND TECHNOLOGY PARK, DIVISION NO. 2

Attached is the Development Agreement for Intermountain Business and Technology Park, Division No. 2. The Agreement has been reviewed by the City Attorney. This Department respectfully requests that this Development Agreement be approved and the Mayor and City Clerk be authorized to sign the necessary documents.

s/ Renée R. Magee

It was moved by Councilmember Branson, seconded by Councilmember Carlson, to approve the Development Agreement for Intermountain Business and Technology Park, Division No. 2 and, further, that the Mayor and City Clerk be authorized to sign said Agreement. Roll call as follows:

Aye: Councilmember Branson
Councilmember Eldredge
Councilmember Carlson
Councilmember Erickson
Councilmember Mills

Nay: None

Motion Carried.

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City of Idaho Falls
November 21, 1997

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: TELECOMMUNICATIONS STUDY AND DRAFT ORDINANCE

Attached is a Contract between the City of Idaho Falls and Robin L. Bekkedahl. Ms. Bekkedahl will prepare a draft wireless telecommunications ordinance, technical analysis, and master lease and site lease agreements. The City Attorney has reviewed the Contract. This Department requests Council approval of the Contract.

s/ Renée R. Magee

It was moved by Councilmember Branson, seconded by Councilmember Carlson, to approve the Contract between the City of Idaho Falls and Robin L. Bekkedahl and, further, give authorization for the Mayor to sign the necessary documents. Roll call as follows:

Aye: Councilmember Erickson
Councilmember Mills
Councilmember Branson
Councilmember Eldredge
Councilmember Carlson

Nay: None

Motion Carried.

City of Idaho Falls
November 21, 1997

MEMORANDUM

TO: Mayor and City Council
FROM: Renée R. Magee, Planning and Building Director
SUBJECT: STREET NAME CHANGE

On May 22, 1997, the City Council authorized the City Attorney to prepare the necessary Ordinances to change the name of Harvest Run from Stonebrook Lane east to Harvest Circle; and, the name of Park Road south of West Sunnyside Road to South 5th West. Attached are the Ordinances.

This Department respectfully requests the Mayor and Council to pass these Ordinances on all three readings.

s/ Renée R. Magee

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

NOVEMBER 25, 1997

ORDINANCE NO. 2252

AN ORDINANCE CHANGING THE NAME OF PARK ROAD (FROM WEST SUNNYSIDE ROAD SOUTH ALONG RIDGEWOOD PARK ADDITION) A STREET LOCATED WITHIN THE CITY OF IDAHO FALLS, TO SOUTH 5TH WEST; PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented by title only. Councilmember Branson moved, and Councilmember Carlson 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 Mills
Councilmember Eldredge
Councilmember Carlson
Councilmember Erickson

Nay: None

Motion Carried.

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

ORDINANCE NO. 2253

AN ORDINANCE CHANGING THE NAME OF HARVEST RUN (FROM STONEBROOK LANE EAST), A STREET LOCATED WITHIN THE CITY OF IDAHO FALLS, TO HARVEST CIRCLE; PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented by title only. Councilmember Branson moved, and Councilmember Carlson 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 Eldredge
Councilmember Carlson
Councilmember Mills
Councilmember Erickson
Councilmember Branson

Nay: None

Motion Carried.

The Police Chief submitted the following memo:

NOVEMBER 25, 1997

City of Idaho Falls
November 19, 1997

MEMORANDUM

TO: Honorable Mayor Milam and City Councilmembers
FROM: Chief J. K. Livsey, Police Chief
SUBJECT: NON-COMMERCIAL KENNEL LICENSE

Attached is an application for a Non-Commercial Kennel License submitted by Thomas Redd, 767 Adell Avenue.

The Animal Control Department conducted the required survey of neighbors of Mr. Redd's that live within one hundred feet of his property. The survey revealed that Mr. Redd has not received the required 75% approval from his neighbors. Therefore, it is recommended that this license application be denied.

s/ J. K. Livsey

Thomas Redd, 767 Adell Avenue, appeared to state that when he turned this application in, he thought that he had the required 75% of his neighbors approving this application. He wanted to know if he did not approach everyone that he needed to or if some people changed their vote when Animal Control questioned them. Mayor Milam explained that 45% approval was achieved when Animal Control took their census of his neighbors within one hundred feet. Mr. Thomas questioned as to how long he had to get rid of one his dogs. Lt. Smart from the Police Department stated that he would talk with Mr. Thomas regarding that issue.

There being no further discussion, it was moved by Councilmember Branson, seconded by Councilmember Carlson, to deny the Non-Commercial Kennel License to Thomas Redd as presented. Roll call as follows:

Aye: Councilmember Mills
Councilmember Erickson
Councilmember Carlson
Councilmember Branson
Councilmember Eldredge

Nay: None

Motion Carried.

The Public Works Director submitted the following memos:

City of Idaho Falls
November 18, 1997

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director

SUBJECT: OUTSIDE-THE-CITY SEWER SERVICE - ASPHALT SUPPLY
2535 NORTH 15TH EAST

NOVEMBER 25, 1997

Attached is a proposed Agreement between the City and Idaho Asphalt Supply for Outside-The-City Sewer Service. This property is located within the County L.I.D. No. 2 service area.

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

s/ Chad Stanger

It was moved by Councilmember Eldredge, seconded by Councilmember Mills, to approve the Outside-The-City Sewer Service Agreement with Idaho Asphalt Supply and, further, give authorization for the Mayor to sign the necessary documents. Roll call as follows:

Aye: Councilmember Carlson
Councilmember Erickson
Councilmember Eldredge
Councilmember Mills
Councilmember Branson

Nay: None

Motion Carried.

City of Idaho Falls
November 20, 1997

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: EASEMENT VACATION – LOT 31, BLOCK 1, THE VILLAGE,
DIVISION NO. 2

The owner of Lot 31, Block 1, The Village, Division No. 2, has requested vacation of a utility easement platted on this property. A building foundation was erroneously constructed in the easement.

Public Works requests authorization for the City Attorney to prepare the documents needed to vacate this easement.

s/ Chad Stanger

It was moved by Councilmember Erickson, seconded by Councilmember Mills, to give authorization for the City Attorney to prepare the necessary documents for the vacation of an easement in Lot 31, Block 1, The Village, Division No. 2. Roll call as follows:

Aye: Councilmember Eldredge
Councilmember Carlson
Councilmember Mills
Councilmember Erickson

Councilmember Branson

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Nay: None

Motion Carried.

City of Idaho Falls
November 20, 1997

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: ALLEY RIGHT-OF-WAY VACATION - BLOCK 8, RAILROAD
ADDITION

As previously authorized, the City Attorney has prepared the documents needed to vacate a portion of the alley right-of-way located in Block 8, Railroad Addition, to District Seven Health Department and retaining the same as a utility easement.

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

s/ Chad Stanger

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

ORDINANCE NO. 2254

AN ORDINANCE VACATING A PORTION OF AN ALLEY WITHIN THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING THE PORTION OF THE ALLEY; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER A QUITCLAIM DEED CONVEYING THE VACATED PORTION OF THE ALLEY TO THE OWNER OF THE ADJACENT LAND; PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

The foregoing Ordinance was presented by title only. Councilmember Erickson moved, and Councilmember Mills 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 Eldredge
Councilmember Carlson
Councilmember Erickson
Councilmember Mills

Nay: None

Motion Carried.

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November 20, 1997

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: STORM DRAINAGE EASEMENT VACATIONS – LOTS 3, 5, AND 7,
BLOCK 15, MELBOURNE PARK ADDITION, DIVISION NO. 10

As previously authorized, the City Attorney has prepared the documents needed to vacate the storm drainage easements located in Lots 3, 5, and 7, Block 15, Melbourne Park Addition, Division No. 10.

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

s/ Chad Stanger

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

ORDINANCE NO. 2255

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

The foregoing Ordinance was presented by title only. Councilmember Erickson moved, and Councilmember Mills 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 Erickson
Councilmember Mills
Councilmember Branson
Councilmember Eldredge
Councilmember Carlson

Nay: None

Motion Carried.

NOVEMBER 25, 1997

City of Idaho Falls
November 20, 1997

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: RIGHT-OF-WAY VACATION – WEST BONNEVILLE DRIVE

As previously authorized, the City Attorney has prepared the documents needed to vacate portions of West Bonneville Drive to adjoining property owners.

Public Works recommends approval of this right-of-way vacation and authorization for the Mayor to sign the documents.

s/ Chad Stanger

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

ORDINANCE NO. 2256

AN ORDINANCE VACATING A PORTION OF WEST BONNEVILLE DRIVE WITHIN THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING THE PORTION OF SAID STREET; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER ON BEHALF OF THE CITY QUITCLAIM DEEDS CONVEYING THE VACATED STREET TO THE OWNERS OF THE ADJACENT LAND, AND NAMING THEM; PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

The foregoing Ordinance was presented by title only. Councilmember Erickson moved, and Councilmember Mills 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 Mills
Councilmember Eldredge
Councilmember Carlson
Councilmember Erickson

Nay: None

Motion Carried.

Mayor Milam announced that the two Council Meetings for December, 1997 will be Thursday, December 11, 1997 and Thursday, December 18, 1997.

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

CITY CLERK

MAYOR
