

**OCTOBER 24, 1996**

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The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, October 24, 1996, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

Mayor Linda Milam  
Councilmember Melvin Erickson  
Councilmember Gary Mills  
Councilmember Ida Hardcastle  
Councilmember Brad Eldredge  
Councilmember Larry Carlson

Absent:

Councilmember Beverly Branson

Also present:

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

Mayor Milam requested Boy Scout Nicholas Woolstenhulme to come forward to lead those present in the Pledge of Allegiance.

Mayor Milam and Councilmembers honored Craig Lords, Municipal Services Director, with a Certificate of Achievement in Financial Reporting presented to the City of Idaho Falls, Idaho for the seventh consecutive year for its Comprehensive Annual Financial Report for the Fiscal Year which ended September 30, 1995. Mr. Lords expressed thanks to Robert Holm, Controller, and his staff for the effort they put into receiving this award. He further thanked Craig Rockwood, Treasurer, and his staff for their efforts also.

The City Clerk read a summary of the minutes for the October 10, 1996 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 Hardcastle  
Councilmember Mills  
Councilmember Eldredge  
Councilmember Carlson  
Councilmember Erickson

Nay: None

Motion Carried.

**CONSENT AGENDA ITEMS**

The City Clerk presented several license applications, including LIQUOR CATERING PERMIT to Sneekers (for DB's Steakhouse), BARTENDER PERMITS to Lisa M. Griggs, Francene D. Jamison, Sharron Lewis, Wayne K. Lynch, Heather L. McCord, Kenneth A. Reeder, and Diala K. Trolinder, all carrying the required approvals, and requested authorization to issue these licenses.

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The City Clerk requested Council ratification for the publishing of legal notices calling for public hearings on October 24, 1996.

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

Aye: Councilmember Mills  
Councilmember Erickson  
Councilmember Carlson  
Councilmember Hardcastle  
Councilmember Eldredge

Nay: None

Motion Carried.

**REGULAR AGENDA ITEMS**

Mayor Milam requested Councilmember Carlson to conduct a public hearing, as legally advertised, for consideration of proposed amendments to the Zoning Ordinance and Sign Ordinance. At the request of Councilmember Carlson, the City Clerk read the following memo of explanation:

City of Idaho Falls  
October 18, 1996

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist, Planning and Building Director  
SUBJECT: PROPOSED AMENDMENTS TO ZONING AND SIGN ORDINANCES

Attached are copies of proposed amendments to the zoning ordinance and the sign ordinance affecting the sign regulations. Currently, the Planned Transition Zone allows one wall sign per business. This wall sign is limited to 32 square feet in size. Our proposal is to change this to the equivalent of 10% of the area of the wall which is the same as permitted in the R-3A Zone.

The Planned Transition Zone also allows one free-standing ground sign and one pole sign. If the property happens to be a corner lot, there could be four signs. We have had several variance requests where the property owner has requested one large sign rather than 2-4 smaller signs. We are proposing an amendment that would permit a pole sign be limited to 100 square feet and to eliminate the provision for ground signs. We feel that would be more effective and result in less clutter.

The amendment to the sign code clarifies the definition of frontage and changes the variance procedure in the sign code to provide for requests for variances to go before the Board of Adjustment rather than the Mayor and City Council.

The Planning Commission recently reviewed these proposed amendments and recommended approval. This Department concurs with that recommendation

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and we respectfully request the Mayor and City Council direct the City Attorney to prepare the necessary ordinances.

s/ Rod Gilchrist

The Planning and Building Director further clarified this request. Councilmember Mills requested a clarification of the zone that uses square footage to establish the size of the signs. The Planning and Building Director stated that the Highway Commercial Zone is calculated on one square foot per lineal foot of frontage times the number of habitable floors, with a maximum of 600 square feet.

Mayor Milam questioned whether the appeals process is still allowed under the amendments being considered. The Planning and Building Director stated that this appeals process is still in force.

Richard Pattee, 1845 East 25th Street, appeared to request which businesses requested variances for signage. The Planning and Building Director stated that he did not have that information with him at this time.

There being no further discussion, it was moved by Councilmember Carlson, seconded by Councilmember Mills, to give authorization for the City Attorney to prepare the necessary amendments to the Zoning Ordinance and the Sign Ordinance. Roll call as follows:

Aye:            Councilmember Hardcastle  
                  Councilmember Eldredge  
                  Councilmember Carlson  
                  Councilmember Erickson  
                  Councilmember Mills

Nay:            None

Motion Carried.

Mayor Milam indicated that this was the time for citizens to appear who had issues for the City Council that are not otherwise listed on the Agenda.

David Peters, 1956 East 25th Street, appeared as a representative for a concerned group of citizens regarding the planned extension of 25th Street. He stated that they are not resigned to accepting this 25th Street extension. Mr. Peters stated that he was presenting Council with a copy of a petition, carrying approximately 150 signatures, stating the following:

We, the undersigned residents and neighbors of 25th Street, are opposed to the plan to connect the remaining segments of 25th Street that currently are not connected in order to provide a traffic relief thoroughfare for 17th Street. We respectfully ask that the City Council thoughtfully reconsider this action.

Mr. Peters asked for those in attendance, who would be adversely affected if the 25th Street extension is allowed to be constructed, to please stand. A majority of those present, stood and/or raised their hands. They want this area to remain the residential area that it always has been, they want their property values to remain stable, that the children's safe environment be maintained, and that the neighborhood remain quiet as originally intended.

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Mr. Peters stated that the increase in traffic would adversely affect the children's safety to and from local school and parks. He stated that he did not believe that this would remain a residential collector street, but would become an alternate route from Seventeenth Street. Mr. Peters quoted Richard Skidmore, in that, commercial growth is inevitable along Channing Way, and then along 25th Street, as land is available for that. He stated that, given the existing commercial buildings and the new plans for future homes, the residents believe that 25th Street is intended to function as an arterial street, not a residential collector street. Mr. Peters quoted from a recent copy of the Comprehensive Plan regarding residential collector streets as opposed to arterial streets. He stated that the City was not following good community planning with regard to 25th Street, and that these plans have not been consistently followed by the City Council in developing this area. Mr. Peters reviewed for Council the businesses that have gone in on Hitt Road and Channing Way. He stated that delivery vehicles already use Jennie Lee Drive to get to 25th Street, and then on to Channing Way, to avoid using Seventeenth Street. He was further concerned about residential property values going down. Mr. Peters stated that 25th Street is not structurally adequate to accept high volumes of traffic, which in turn will become a high maintenance roadway. The residents request that before the City constructs proposed bridges over existing canals or performs any modifications to 25th Street, a study of resulting traffic patterns should be conducted by an independent licensed traffic engineer or planner. They further request the streets identified in the Comprehensive Plan as major arterials and beltway conductors be developed first. By developing these main arterials, residential neighborhoods would be protected. Mr. Peters stated that the City Council and Planning Board are tasked with doing the best for all residents of Idaho Falls, but at the same time the Council and Planning Board are also tasked with protecting the minority. Routing commercial traffic through a residential area sets a bad precedence. He stated further that vehicles are not obeying the 25 M.P.H. speed limits now. Mr. Peters stated that the residents of this area would like to work with the Planning Commission and the City Council in developing this area. He stated that the Council should not miss this opportunity to be committed to maintaining homes and families.

Mark Parrish, 2570 Balboa Drive, appeared to state that if 25th Street is allowed to develop, there will be more traffic. He was concerned that kids will not be able to ride their bikes to school, to skate, or to deliver papers safely.

Councilmember Erickson commented with regard to this proposed extension of 25th Street. He stated that he had a lengthy meeting with Mr. Peters, in which Mr. Peters gave him a couple of challenges. Councilmember Erickson went to City Hall and reviewed the 1967 Clark, Coleman, and Rupeiks Report, along with more updated plans. He stated further that the Bonneville Metropolitan Planning Organization has been established to look at the overall plans for roadways in this area. This Organization is made up of elected officials from local cities in Bonneville County, Bonneville County staff, and hired staff to look at just the issues that Mr. Peters has addressed. The City Council has had a difficult problem in handling growth in the community. Councilmember Erickson explained that public hearings have been conducted with regard to every Final Plat that has been considered in the area of 25th Street. These public hearings are open for public comment with regard to development. He stated further that according to the Clark, Coleman, and Rupeiks Plan, 25th Street was designated as a residential collector. Councilmember Erickson stated that the headline in The Post Register created a great concern among the residents of this area. The City Council has not changed plans for 25th Street, as there are medians down the center of the street, the parking has not been removed, and there is a 25 MPH speed limit on this street. The purpose of the residential collector street is to dispense local traffic out of or into the area, without having to access a major arterial street. He stated further that the City Council has a responsibility to do the best that can be done for all residential areas.

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Councilmember Hardcastle stated that she was recently made aware that some of the flyers handed out by homeowners along 25th Street, have crossed over Holmes Avenue, warning that 25th Street will be extended to Boulevard. She clarified that this is not the case. Councilmember Hardcastle requested that, in any further conversation with the residents of South Boulevard, this type of information is not passed along as it is not the truth.

Mayor Milam stated that she has received several telephone calls, from people who have been told by people "who know", that the speed limit will be raised on 25th Street, that the parking will be removed, the number of lanes will be increased, and the stop signs will be taken out. That is not the case.

David Peters re-appeared to state that he has not tried to lead anyone on the street regarding these issues. He stated that people living between Holmes Avenue and South Boulevard, on 25th Street, have looked at the plans and drawn their own conclusions. He commented further that he has seen other areas of the City that have been designated residential being converted to commercial (i.e., Seventeenth Street). Mr. Peters stated that the manner in which Seventeenth Street and Channing Way have developed, have caused 25th Street not to remain a residential collector street. He feels that people are looking for ways to bypass Seventeenth Street.

Chris Parrish, 2570 Balboa, appeared to state that he has friends that live on Belmont and Briarcliff. He has to wait a long time to be able to cross Woodruff Avenue. With his mother giving him a designated time to be home, he is afraid that if he has much of a wait on 25th Street, also, that he will make it to his friends home and then have to immediately turn around to be home by his designated time. He stated that if the City Council has a concern about the children crossing the wooden planks, then put a foot bridge at this location, with a railing on it.

Councilmember Erickson compared John Adams Parkway with 25th Street. The City Council has maintained John Adams Parkway as a residential collector street for many years, and plan to do the same with 25th Street. He stated further that there is a survey being completed for the east grid of the City. This should be available for public inspection in approximately 3 weeks. Bonneville Metropolitan Planning Organization has retained a licensed traffic engineer to assist them in the type of planning that is done on the east side of the City.

Jindra Miniver, 1275 East 25th Street, appeared to state that John Adams Parkway cannot be compared to 25th Street. She commented that Johns Adams Parkway does not lead to the mall, to the hospital, or to Channing Way.

Councilmember Carlson stated that he has been to a neighborhood meeting of the residents of the 25th Street area. He stated that one of the main issues was the way the news broke for the development of 25th Street. This scared the residents. He would like to see a Work Session of the City Council with regard to this issue.

It was moved by Councilmember Erickson, seconded by Councilmember Carlson, to refer this matter to the Planning and Zoning Council Committee, as well as the Public Works Council Committee, for further consideration and public input. Roll call as follows:

Aye:            Councilmember Mills  
                  Councilmember Erickson  
                  Councilmember Carlson  
                  Councilmember Hardcastle  
                  Councilmember Eldredge

Nay:            None

Motion Carried.

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Robert Neal, 1932 East 25th Street, appeared to state that no matter what the City Council chooses to call it, 25th Street will be a thoroughfare. He wanted to know the recourse of property owners in the area when vehicles drive faster than 25 MPH, when non-residents use this street, and when property values fall.

Mayor Milam stated that these issues will be discussed at the meetings with the Planning and Zoning Council Committee and the Public Works Council Committee.

Councilmember Hardcastle defined the word "thoroughfare" as a public road open at both ends.

Glenn Pinder, 1093 East 25th Street, appeared to state that he is one of the oldest residents along 25th Street. He stated that he understood that 25th Street would eventually go through. Mr. Pinder stated that the direction of the City has changed from where the City should be growing. He commented that since the money is not available to finish Sunnyside Road, that this is a less expensive alternative. He stated that the residents on 25th Street will suffer because this money is not going to Sunnyside Road improvements.

Scott Roesener, 1319 East 25th Street, appeared to state that he appreciates the opportunity to meet with the Council Committees to express his concerns. He also wanted to clarify that when 25th Street was constructed with the median strips, it was originally posted at 35 MPH. The residents on this street pushed for the 25 MPH speed limit to be re-installed.

Eric Woolstenhulme, 687 Cedar Ridge Drive, appeared to state that he is the only dissenter in the crowd. He described how he was able to access 25th Street using side streets. He stated that there were no less than five cars ahead of him doing the same thing. He stated that he would use 25th Street for nothing more than to access the arterials. Mr. Woolstenhulme commented that it may be necessary to have police enforcement of the speed limit. He further stated that he would use the 40 MPH Sunnyside Road to access the mall as compared to the 25 MPH 25th Street.

C. E. White, Jr., 3280 Chapparral, appeared to state that he has used the same routes as Mr. Woolstenhulme has described since Cedar Ridge streets have been cut north to south. He stated further that a public hearing was held approximately one year ago, in which the developer wished to construct another street through Cedar Ridge Addition, which would have provided a straight route to Sunnyside Road. This plat was not approved and the developer agreed to develop that area into a cul-de-sac. Mr. White stated that he does not feel that 25th Street will become a speedway. He stated that the Cedar Ridge area look forward to 25th Street being completed.

Councilmember Carlson questioned Mr. White as to why Cedar Ridge is any different than 25th Street, with regard to traffic flow.

Following a five minute recess, the memos from the Division Directors were considered.

The Electric Division Director submitted the following memo:

City of Idaho Falls  
October 22, 1996

MEMORANDUM

TO: Mayor and City Council  
FROM: Mark Gendron, Electric Division Director  
SUBJECT: RESOLUTION

Attached for your consideration is a resolution supporting the continued development of cost effective conservation, energy efficiency, and renewable

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resource programs. Adoption of this resolution will act as a signal to the Northwest Regional Review of the City's commitment to these "public purpose" programs.

The Electric Division respectfully requests City Council approval of this resolution.

s/ Mark Gendron

**RESOLUTION (Resolution No. 1996-14)**

WHEREAS, the governors of Idaho, Montana, Oregon, and Washington convened a "Comprehensive Review of the Northwest Energy System" to seize the opportunities and moderate the risks inherent in the transition to competitive electricity markets; and,

WHEREAS, the goal of this review is to develop recommendations for changes in the institutional structure of the electric utility industry designed to protect the region's natural resources and distribute equitably the costs and benefits of a more competitive marketplace, while at the same time assuring the region of an adequate, efficient, economical, and reliable power system; and,

WHEREAS, the Comprehensive Regional Review Draft Report respects the authority of the City of Idaho Falls City Council to determine policies and investments for the City of Idaho Falls; and,

WHEREAS, the City of Idaho Falls has been an enthusiastic supporter of conservation, energy efficiency measures, and renewable resources as supported by our consumers; and,

WHEREAS, the City of Idaho Falls expects that cost effective conservation, energy efficiency measures and renewable resources will be important to its long term future;

NOW, THEREFORE, BE IT RESOLVED, that the City of Idaho Falls intends to continue investments in conservation, energy efficiency measures, and renewable resources; provided that they are in the best interest of the consumers of the City of Idaho Falls and will do so in a manner consistent with the criteria of cost effectiveness and prudent utility practice.

FURTHER, BE IT RESOLVED, that the City of Idaho Falls supports the objectives of the Comprehensive Regional Review Draft Report for public purposes such as conservation, energy efficiency measures, and renewable resources and requests that the Steering Committee of the Regional Review maintain its current position in support of voluntary public purposes and local control.

s/ Linda Milam  
Mayor, City of Idaho Falls  
Date: October 24, 1996

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The Electric Division Director appeared to further explain this Resolution. When the Regional Review concludes, recommendations from the Steering Committee will go to the four governors in the northwest states. Important issues will be addressed regarding the transmission systems in the northwest, the federal power hydro-system, competition, and public purposes. This Resolution is only dealing with the "public purposes" issue. The purpose of this Resolution is to make a strong statement committing ourselves to continue investing in conservation, in renewables, in energy efficiency, provided that those programs are cost effective, and also provided, that we have complete control over the design, implementation and funding of those programs.

Councilmember Mills questioned as to what category the fish fall into. The Electric Division Director stated that the fish are not considered a public purpose issue.

There being no further discussion, it was moved by Councilmember Eldredge, seconded by Councilmember Hardcastle, to approve this Resolution and, further, give authorization for the Mayor to execute said document. Roll call as follows:

Aye: Councilmember Erickson  
Councilmember Mills  
Councilmember Hardcastle  
Councilmember Eldredge  
Councilmember Carlson

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memos:

City of Idaho Falls  
October 21, 1996

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: LEAVE OF ABSENCE WITHOUT PAY FOR DENNIS SHAUL

It is respectfully requested that the Mayor and Council authorize a leave of absence without pay but with benefits for Dennis Shaul for fifteen working days. Dennis has exhausted all other leave benefits due to an illness.

s/ S. Craig Lords

It was moved by Councilmember Eldredge, seconded by Councilmember Mills, to grant this leave of absence for Dennis Shaul without pay but with benefits. Roll call as follows:

Aye: Councilmember Hardcastle  
Councilmember Mills  
Councilmember Eldredge  
Councilmember Carlson  
Councilmember Erickson

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Nay: None

Motion Carried.

City of Idaho Falls  
October 18, 1996

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-97-1, DISTRIBUTION TRANSFORMERS

Attached for your consideration is the tabulation for Bid IF-97-1, Distribution Transformers.

It is the recommendation of Municipal Services to accept the lowest evaluated bid meeting specifications (including Alternate) per Attachment "A". The apparent low bid submitted for Items 5 and 7, by Poleline Supply/GE-Alternate, did not meet the impedance requirement and therefore was not considered.

s/ S. Craig Lords

It was moved by Councilmember Eldredge, seconded by Councilmember Mills, to approve the lowest evaluated bid meeting specifications as specified in the memo. Roll call as follows:

Aye: Councilmember Mills  
Councilmember Erickson  
Councilmember Carlson  
Councilmember Hardcastle  
Councilmember Eldredge

Nay: None

Motion Carried.

City of Idaho Falls  
October 11, 1996

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: PLACEMENT OF BOILER AND MACHINERY AND PROPERTY  
COVERAGE FOR THE GEM STATE GENERATION PLANTS

It is the recommendation of Municipal Services to bind the Gem State Plant Boiler and Machinery and Property Coverage with Allendale Insurance Company with Val Rosenberg of Holden-McCarty as Agent. The coverage is in

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the third year of a three-year policy beginning October 29, 1996. The premium is \$48,294.00 and there is no change in the coverage.

s/ S. Craig Lords

It was moved by Councilmember Eldredge, seconded by Councilmember Mills, to bind the Gem State Plant Boiler and Machinery and Property Coverage with Allendale Insurance Company with Val Rosenberg of Holden McCarty as Agent. Roll call as follows:

Aye: Councilmember Carlson  
Councilmember Erickson  
Councilmember Hardcastle  
Councilmember Eldredge  
Councilmember Mills

Nay: None

Motion Carried.

The Police Chief submitted the following memo:

City of Idaho Falls  
October 16, 1996

MEMORANDUM

TO: Honorable Mayor Milam and City Councilmembers  
FROM: Chief Kent Livsey  
SUBJECT: BARTENDER APPLICATION FOR JONATHAN L. ALFORD

The Bartender License Application for Jonathan Lewis Alford was denied at the City Council Meeting of October 10, 1996. Mr. Alford's notification of that meeting was sent, however, the enclosures were inadvertently left out of the notification. Therefore, it is necessary that this item be revisited by the Council to give Mr. Alford proper notification.

Therefore, it is my recommendation that the reconsideration of the Bartender License for Mr. Jonathan Lewis Alford be denied.

I have enclosed a copy of the original recommendation for your convenience.

s/ Kent Livsey

Jonathan L. Alford, 520 North Ridge Avenue, appeared to state that he wished to point out some of the inaccuracies of Chief Livsey's letter. He stated that the first arrest was for a DUI, of which he was not prosecuted for. The other arrest charges are pending in court at this time. Mr. Alford stated that Chief Livsey does not have a right to use these arrests as a judgment of his moral character. In defense of his character, he stated that he is a long-time resident of Idaho Falls, he graduated from continuation high school, and is a former student of the University of Idaho. He has worked locally for Howard Taylor and

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Sons, and is a part-time forest service volunteer with Targhee National Forest. He stated that this shows that he has good moral character. He requested that this Bartender Permit be issued.

Councilmember Hardcastle apologized for Chief Livsey not being present as he was out of town. She stated further that the Mayor and Council have the records of Mr. Alford in front of them. Councilmember Hardcastle stated that the Council has to rely on the judgment of Chief Livsey. She requested Lieutenant Smart to come forward.

Lieutenant Smart, Idaho Falls Police Department, appeared to state that Mr. Alford was arrested on December 25, 1994 for alcohol purchase and consumption by a minor. He was also arrested for driving under the influence of alcohol, and the most current arrest was for disturbing the peace and refusing to disburse an assembly. Chief Livsey noted that he did not believe that a man who refuses lawful police commands and fights the police is of sufficient moral character to have a bartender's license.

Dale Storer, City Attorney, stated that if the City Council denies this Bartender Permit Application, this is not permanent. If the most recent charges were to be resolved satisfactorily in Mr. Alford's favor, a request could be made at that time for a Bartender Permit.

Jonathan Alford re-appeared to refute Chief Livsey's charges. They are inaccurate. He reviewed how the latest incident came about. He further wanted the Mayor and Council to determine whether it was inappropriate for him to have a beer on Christmas Eve to celebrate the holiday.

Councilmember Carlson told Mr. Alford that he is an alcoholic, being arrested twice for same. He thoroughly supports Chief Livsey's recommendation to deny this Bartender Permit.

It was moved by Councilmember Hardcastle, seconded by Councilmember Carlson, to deny the Bartender Permit application for Jonathan Lewis Alford, as recommended by Chief Livsey. Roll call as follows:

Aye:            Councilmember Mills  
                  Councilmember Erickson  
                  Councilmember Carlson  
                  Councilmember Hardcastle  
                  Councilmember Eldredge

Nay:            None

Motion Carried.

The Public Works Director submitted the following memos:

City of Idaho Falls  
October 22, 1996

MEMORANDUM

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

Attached are documents prepared by the City Attorney, as previously authorized, to vacate portions of rights-of-way located in Block 8 of Dwight's Addition. This vacation does retain necessary utility easements.

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

s/ Chad Stanger

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

**ORDINANCE NO. 2217**

AN ORDINANCE VACATING PORTIONS OF CERTAIN STREETS AND ALLEYS LOCATED IN DWIGHT'S ADDITION TO THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING THE PORTIONS OF SAID STREETS AND ALLEYS; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER ON BEHALF OF THE CITY QUITCLAIM DEEDS CONVEYING THE VACATED STREETS AND ALLEYS TO THE OWNERS OF THE ADJACENT LAND, AND NAMING THEM; PROVIDING FOR EFFECTIVE DATE OF THE 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 Hardcastle  
Councilmember Eldredge  
Councilmember Carlson

Nay: None

Motion Carried.

City of Idaho Falls  
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MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: CHANGE ORDER NO. 1 - TAUTPHAUS PARK TENNIS COURT RECONSTRUCTION

Attached is Change Order No. 1 to the Tautphaus Park Tennis Court Reconstruction Project, adding \$2,066.00 to the project cost. This Change Order, if approved, will provide for additional base material to improve the drainage slope and make repairs to the existing court surface.

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

s/ Chad Stanger

Councilmember Erickson further explained the need for this Change Order. It was moved by Councilmember Erickson, seconded by Councilmember Mills, to approve Change Order No. 1 to Beco Construction Company, Inc. for the Tautphaus Park Tennis Court Reconstruction Project. Roll call as follows:

Aye: Councilmember Hardcastle  
Councilmember Mills  
Councilmember Eldredge  
Councilmember Carlson  
Councilmember Erickson

Nay: None

Motion Carried.

City of Idaho Falls  
October 22, 1996

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: AGREEMENT - GREAT WEST CORPORATION

Attached is a proposed Agreement between the City of Idaho Falls and Great West Corporation in which Great West Corporation agrees to absolve the City of any responsibility to provide extraterritorial water and sewer service to the undeveloped portion of Applewood Place Subdivision; and, the City agrees to remit water and sewer connection fees collected on behalf of Great West Corporation.

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

s/ Chad Stanger

It was moved by Councilmember Erickson, seconded by Councilmember Mills, to accept this Agreement between the City of Idaho Falls and Great West Corporation and, further, give authorization for the Mayor to sign the necessary documents. Roll call as follows:

Aye: Councilmember Mills  
Councilmember Erickson  
Councilmember Carlson  
Councilmember Hardcastle  
Councilmember Eldredge

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Nay:           None

Motion Carried.

There being no further business, it was moved by Councilmember Carlson, seconded by Councilmember Eldredge, that the meeting adjourn at 9:05 p.m.

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CITY CLERK

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MAYOR

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