

JULY 25, 1996

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, July 25, 1996, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

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

Also present:

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

Mayor Milam requested Mark Willis, Eagle Scout, to come forward and lead those present in the Pledge of Allegiance.

Mayor Milam and City Councilmembers honored Mark Willis for earning his Eagle Scout Award by presenting him with a Certificate of Achievement.

Mayor Milam recognized the Skyline High School Government Class being in attendance, along with their teacher.

The City Clerk read a summary of the minutes for the July 11, 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 Branson
Councilmember Eldredge
Councilmember Carlson
Councilmember Erickson
Councilmember Mills

Nay: None

Motion Carried.

CONSENT AGENDA ITEMS

The City Clerk presented several license applications, including LIQUOR CATERING PERMITS to Sneekers, and BARTENDER PERMITS to William L. Borron, Donna M. Carlson, Natalie A. Carlyle, Sandy J. Criddle, Lorraine Cunningham, Willa J. Delaney, Linda L. Garland, Max Moreno, Ruby D. Pearrell, Wesley T. Smith, and Rebecca J. Winston, all carrying the required approvals, and requested authorization to issue these licenses.

The City Clerk requested Council ratification for the publishing of legal notices calling for public hearings on July 25, 1996.

The Parks and Recreation Director submitted the following memo:

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City of Idaho Falls
July 19, 1996

MEMORANDUM

TO: Mayor and City Council
FROM: Dave Christiansen, Parks and Recreation Director
SUBJECT: AUTHORIZATION TO BID CITY TREES

The Division of Parks and Recreation respectfully requests authorization to receive bids on various species of evergreen and leaf trees.

s/ Dave Christiansen

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 Erickson
Councilmember Mills
Councilmember Branson
Councilmember Hardcastle
Councilmember Eldredge
Councilmember Carlson

Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

Mayor Milam requested Councilmember Branson to conduct the public hearing to consider the request for a Conditional Use Permit to extend the use of a modular classroom for one year on property located generally at 2071 12th Street (Hope Lutheran School), legally described as Lot 1, Block 3, R & V Park Addition, Division No. 2. Councilmember Branson requested the City Clerk to read the following memo:

City of Idaho Falls
July 22, 1996

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: CONDITIONAL USE PERMIT - HOPE LUTHERAN CHURCH AND SCHOOL

Attached is a copy of a request from Hope Lutheran Church for an extension of time for an existing modular classroom unit. The request is to provide an additional one year extension of the existing elementary classrooms located on

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the church property. This matter is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

The Planning and Building Director further explained the request. It was moved by Councilmember Branson, seconded by Councilmember Carlson, to approve this Conditional Use Permit for one calendar year to Hope Lutheran School as requested. Roll call as follows:

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

Nay: None

Motion Carried.

Mayor Milam requested Councilmember Branson to conduct the public hearing to consider the granting of a variance from the Sign Code to encroach 4'6" into the public right-of-way for the purpose of replacing the current marquee with a replica of the original 1919 marquee on property located generally at 450 "A" Street (Idaho Falls Arts Center), legally described as Lots 7, 8, and 9, Block 22, Railroad Addition. At the request of Councilmember Branson, the City Clerk read the following memo:

City of Idaho Falls
July 22, 1996

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: REQUEST FOR A VARIANCE FROM THE SIGN CODE

Attached is a copy of a request for a variance from the Sign Code. The Idaho Falls Arts Council is requesting permission to encroach 4'6" into the public right-of-way (over the sidewalk) to replace the current marquee with a replica of the 1919 marquee. The replacement will actually encroach into the right-of-way less than the current marquee. This Department has reviewed this request and recommends approval. This matter is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

The Planning and Building Director further explained this request. Councilmember Carlson requested to see a picture of the proposed sign.

Larry Reinhart, 1740 North Bramble Lane, presented a photo of the existing sign, along with a photo of the 1919 marquee.

Kurt Karst, 348 "B" Street, appeared representing the owner of the building. He further described the intent of the building and described the new marquee.

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Mr. Reinhart re-appeared to state that he is representing the Arts Council. He stated that a marquee is needed on the front of the building. Since the building is being renovated to the 1919 standards, the front of the building needs to be renovated to that era also.

It was moved by Councilmember Branson, seconded by Councilmember Carlson, to grant the variance from the Sign Code for the 1919 marquee to be placed on the Idaho Falls Arts Center building. Roll call as follows:

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

Nay: None

Motion Carried.

The Airport Director submitted the following memos:

City of Idaho Falls
July 23, 1996

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jim Thorsen, Director of Aviation
SUBJECT: ASSIGNMENT OF LEASE

Compass Leasing, Inc./Budget Rent-A-Car has been sold to K & T, Inc./Budget Rent-A-Car.

The City Attorney has prepared a Consent of Lessor for the transfer and the Airport Division respectfully requests authorization for the Mayor to execute the Agreement.

s/ James H. Thorsen

It was moved by Councilmember Carlson, seconded by Councilmember Branson, to approve the Consent to Assignment of Lease Agreement and, further, give authorization for the Mayor to sign the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

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The memo from the Airport Director regarding the Restated Airport Lease Agreements with Aeromark and Red Baron was withdrawn by the Division Director.

The memo from the Electric Division Director regarding the Service Schedule No. 1 to the UAMPS Agreement was withdrawn by the Division Director.

The Planning and Building Director submitted the following memo:

City of Idaho Falls
July 22, 1996

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: FINAL PLAT AND DEVELOPMENT AGREEMENT - WILLOW CREEK ADDITION, DIVISION NO. 1

Attached is a copy of the Final Plat and Development Agreement for Willow Creek Addition, Division No. 1. This is a three-lot subdivision of property that is currently within the City and zoned R-1. It is located between Dunbar Drive and Willow Creek, just to the north of the LDS Church. The Planning Commission recently considered this matter and, at that time, recommended approval of the Plat. This Department concurs with that recommendation. This matter is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

The Planning and Building Director located the subject area on a map and further explained the request. There being no question or comment, it was moved by Councilmember Branson, seconded by Councilmember Carlson, to accept the Final Plat for Willow Creek Addition, Division No. 1 and, further, give authorization for the Mayor and City Clerk to sign said Plat. Roll call as follows:

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

Nay: None

Motion Carried.

It was moved by Councilmember Branson, seconded by Councilmember Carlson, to approve the Development Agreement for Willow Creek Addition, Division No. 1 and, further, give authorization for the Mayor and City Clerk to sign the Agreement. Roll call as follows:

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

Nay: None

Motion Carried.

The Public Works Director submitted the following memo:

City of Idaho Falls
July 23, 1996

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: VACATION OF RIGHTS-OF-WAY, DWIGHTS ADDITION

Public Works requests authorization for the City Attorney to prepare the documents necessary for the City Council to consider vacating certain portions of rights-of-way located in Dwights Addition.

s/ Chad Stanger

Councilmember Erickson requested the Public Works Director to come forward and explain the request further. The Public Works Director located the subject property on a map and further explained the request. It was moved by Councilmember Erickson, seconded by Councilmember Mills, to give authorization for the City Attorney to prepare necessary documents for the vacating of certain portions of rights-of-way located in Dwights Addition. Roll call as follows:

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

Nay: None

Motion Carried.

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

CITY CLERK

MAYOR