

JULY 11, 1996

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, July 11, 1996, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho.

There were present:

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

Also present:

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

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

The City Clerk read a summary of the minutes for the June 27, 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 Eldredge
Councilmember Carlson
Councilmember Mills
Councilmember Erickson
Councilmember Branson
Councilmember Hardcastle

Nay: None

Motion Carried.

CONSENT AGENDA ITEMS

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 Terry B. Gohr, Christine Ramsey, Roxanne V. Smith, and Wendy Torres, 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 11, 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:

JULY 11, 1996

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

Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

The City Clerk presented the following Expenditure Summary dated June 1, 1996 through June 30, 1996, 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	\$ 819,453.58	\$ 55,822.36	\$ 118,483.34	\$ 498,858.54
SALARY	<u>1,031,589.73</u>	<u>51,331.31</u>	<u>28,186.34</u>	<u>114,807.99</u>
TOTAL	\$1,851,043.31	\$ 107,153.67	\$ 146,669.68	\$ 613,666.53
	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>SAN SEW CAP IMP</u>
SERV/MAT	\$2,208,408.21	\$ 123,360.80	\$ 37,207.01	\$ 9,968.00
SALARY	<u>210,411.88</u>	<u>65,334.32</u>	<u>34,320.10</u>	<u>.00</u>
TOTAL	\$2,418,820.09	\$ 188,695.12	\$ 71,527.11	\$ 9,968.00
	<u>MUN CAP IMPR</u>	<u>LIBRARY</u>	<u>AMBULANCE</u>	<u>MUN EQUIP REPL</u>
SERV/MAT	\$ 56,698.27	\$ 56,091.43	\$ 34,200.76	\$ 133,114.00
SALARY	<u>.00</u>	<u>40,364.99</u>	<u>49,509.39</u>	<u>.00</u>
TOTAL	\$ 56,698.27	\$ 96,456.42	\$ 83,710.15	\$ 133,114.00
	<u>BPA WEATH LN FD</u>	<u>TOTALS</u>		
SERV/MAT	\$ 6,188.66	\$4,157,854.96		
SALARY	<u>.00</u>	<u>1,625,856.05</u>		
TOTAL	\$ 6,188.66	\$5,783,711.01		

It was moved by Councilmember Eldredge, seconded by Councilmember Hardcastle, to ratify the payment of Check No. 24534 made payable to Gary Mills for curb and gutter replacement in the amount of \$275.00. Roll call as follows:

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

Nay: None

JULY 11, 1996

Abstain: Councilmember Mills

Motion Carried.

Further, it was moved by Councilmember Eldredge, seconded by Councilmember Mills, to ratify the remainder of the payment of the June, 1996 expenditures as presented. Roll call as follows:

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

Nay: None

Motion Carried.

Mayor Milam requested Councilmember Branson to conduct Annexation Proceedings for a portion of Chaffin Addition, Division No. 1. At the request of Councilmember Branson, the City Clerk read the following memo:

City of Idaho Falls
June 25, 1996

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: A PORTION OF CHAFFIN ADDITION, DIVISION NO. 1

Attached is a copy of a request for annexation of the above-described property. This property is located at the corner of Lincoln Road and Sherry Avenue. As stated, this is a portion of a previously approved county subdivision which is now being replatted and annexed to the City of Idaho Falls. The developers request a zoning of C-1 on the property. The Planning Commission recently reviewed this matter and recommended approval of the annexation and initial zoning of C-1. 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.

It was moved by Councilmember Branson, seconded by Councilmember Carlson, that the Annexation Agreement for a portion of Chaffin Addition, Division No. 1 be accepted and, further, give authorization for the Mayor and City Clerk to sign said Agreement. Roll call as follows:

JULY 11, 1996

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

Nay: None

Motion Carried.

Councilmember Branson requested the City Attorney read the following Ordinance by title:

ORDINANCE NO. 2206

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

The foregoing Ordinance was presented by title only. Councilmember 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:

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

Nay: None

Motion Carried.

The Mayor declared open a public hearing to consider the initial zoning of the newly annexed area.

There being no discussion or comment, it was moved by Councilmember Branson, seconded by Councilmember Carlson, that the initial zoning of a portion of Chaffin Addition, Division No. 1 be established as C-1 as recommended and that the Comprehensive Plan be amended to include the area annexed herewith, and that the City Planner be instructed to reflect said annexation, zoning and amendment to the Comprehensive Plan on the Comprehensive Plan and zoning maps located in his office. Roll call as follows:

JULY 11, 1996

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

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memo with regard to the new name and Final Plat for the above annexation proceedings:

City of Idaho Falls
June 25, 1996

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: FINAL PLAT - DUNKLEY ADDITION, DIVISION NO. 1

This is a two-lot subdivision located at the corner of Lincoln Road and Sherry Avenue. It is a replat of a portion of a previously approved County Plat, Chaffin Addition. A portion of this property has just been annexed to the City. The Annexation Agreement that accompanies that annexation covers the required improvements. The Planning Commission recently considered this matter and, at that time, recommended approval of the Final Plat. This matter is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

There being no discussion, it was moved by Councilmember Branson, seconded by Councilmember Carlson, to approve the Final Plat for Dunkley Addition, Division No. 1 and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat. Roll call as follows:

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

Nay: None

Motion Carried.

Mayor Milam declared open a public hearing for the purpose of considering the request for a Conditional Use Permit to move a mobile home for use as a caretaker's

residence from 1980 Eastgate to property located at 1275 South Utah Avenue, legally described as a portion of the East Half of Section 24, Township 2 North, Range 37,

JULY 11, 1996

East of the Boise Meridian, Bonneville County, Idaho. At the request of Councilmember Branson, the City Clerk read the following memo:

City of Idaho Falls
July 8, 1996

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: CONDITIONAL USE PERMIT - 1275 SOUTH UTAH AVENUE

This Department has received a request to move a mobile home onto this property as a caretaker's residence. This property is currently zoned I & M-1 and is currently occupied by Tiffany Metals/Intermountain Wrecking. The Zoning Ordinance provides a provision where a mobile home can be located on industrial property for use as a caretaker's residence after approval of a Conditional Use Permit. 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. Councilmember Carlson questioned as to where the sewer line is located that will serve this mobile home. The Planning and Building Director stated that this mobile home will be served by water and sewer from Utah Avenue. He further explained that this mobile home meets all setback requirements.

The Fire Chief questioned as to whether this mobile home will be inside or outside the locked compound. It was explained that this mobile home will be inside the locked compound. The Fire Chief further questioned as to whether there will be a means for an access for fire equipment should it be necessary.

Fred Tiffany, 568 Hanson Avenue, appeared to state that he is the owner of the property where the mobile home will be installed. He further explained that there is a 14-foot wide gate, approximately 20 feet from where the mobile home will be installed, with a fire hydrant located by the gate.

It was moved by Councilmember Branson, seconded by Councilmember Carlson, to grant the request for a Conditional Use Permit for the mobile home to be placed at 1275 South Utah Avenue. Roll call as follows:

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

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.

JULY 11, 1996

C. E. White, 3280 Chaparral, appeared to state that the opening of the Innovation Center was spectacular. A debt of gratitude is owed to Charlie and Janiece Boge for donating the 8-1/2 acres of ground for the Innovation Center. Mayor Milam stated that the City of Idaho Falls, Bonneville County, and the Innovation Center were co-grantees for an Economic Development Administration Grant that resulted in a revolving loan fund, technical assistance to businesses, and the construction of the Innovation Center building.

Mayor Milam recognized Sharon Hamilton and Linda Creel, who are representatives from the Municipal Employees Association. The MEA decided to make their members more aware of issues brought to the City Council. The Municipal Employees Association will have representatives attending Council Meetings, and reporting back to the Association with regard to those issues.

The Electric Division Director submitted the following memo:

City of Idaho Falls
July 9, 1996

MEMORANDUM

TO: Mayor and City Council
FROM: Mark Gendron, Electric Division Director
SUBJECT: AMENDATORY AGREEMENT TO BPA POWER SALES CONTRACT

Subsequent to City Council approval of the Amendatory Agreement No. 7 with BPA at the June 27, 1996 Council Meeting, the Electric Division has resolved the matter relating to the City's operational relationship with BPA. The attached Agreement as modified reflects resolution of this matter. The City Attorney has reviewed the Agreement.

The Electric Division respectfully requests the City Council ratify the Amendatory Agreement approved on June 27 to reflect the changes relating to operating matters.

s/ Mark Gendron

Councilmember Eldredge further explained this request. It was moved by Councilmember Eldredge, seconded by Councilmember Hardcastle, to ratify this Amendatory Agreement No. 7 to the BPA Power Sales Contract and, further, give authorization for the Mayor to execute said documents. Roll call as follows:

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

Nay: None

Motion Carried.

Mayor Milam gave special recognition to several people who spent a great deal of time on this Amendatory Agreement to BPA, along with doing quality work, those being Bob Mooney

JULY 11, 1996

(Technical Advisor), Roy Eiguren, Mark Gendron (Electric Division Director), and Dale Storer (City Attorney).

The Municipal Services Director submitted the following memos:

City of Idaho Falls
July 3, 1996

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: REROOFING OF BONNEVILLE MUSEUM, CHANGE ORDER NO. 1, MODERN ROOFING AND INSULATION

Attached for your consideration is Change Order No. 1 in the amount of \$455.00 for the above-referenced project. The Change Order is for replacing rotten 2" X 6" boards and installing new fascia and soffit on the museum penthouse.

Municipal Services reviewed and approved the Change Order and respectfully request approval for the Change Order from the City Council and authorize the Mayor to execute the documents.

s/ S. Craig Lords

It was moved by Councilmember Eldredge, seconded by Councilmember Mills, to approve Change Order No. 1 to Modern Roofing and Insulation for the Reroofing of the Bonneville Museum and, further, give authorization for the Mayor to sign the necessary documents. Roll call as follows:

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

Nay: None

Motion Carried.

City of Idaho Falls
July 3, 1996

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: RENEWAL OF AIRPORT LIABILITY INSURANCE

JULY 11, 1996

Municipal Services respectfully requests that the Mayor and Council ratify the renewal of the City's Airport Liability Insurance with Associated Aviation Underwriters and Janice Rash as Agent for Tandy and Wood. The premium is \$36,650.00 which includes a raising of exposure limits from \$25,000,000 to \$50,000,000. The additional limits cost is \$8,150.00. This coverage will begin on June 30, 1996.

s/ S. Craig Lords

It was moved by Councilmember Eldredge, seconded by Councilmember Mills, to ratify the renewal of the City's Airport Liability Insurance with Associated Aviation Underwriters and Janice Rash as Agent for Tandy and Wood. Roll call as follows:

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

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memo:

City of Idaho Falls
July 8, 1996

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: FINAL PLAT - SUNNYSIDE SQUARE

Attached is a copy of the Final Plat and Development Agreement for Sunnyside Square. This is a replat of the Kepler Addition, which was originally platted as a four-lot subdivision, annexed to the City and zoned R-2. This Plat also made provisions for a cul-de-sac to be located at the south edge of the property as a dedicated street. This replat provides for one large lot and the vacation of the dedicated street. This property was recently rezoned from R-2 to PB and the developer is proposing a professional condominium on the property. For this reason, the existing Plat is being vacated to provide for more freedom of design.

The Planning Commission recently considered this matter and, at that time, recommended approval of the Final Plat. This Department concurs and recommends approval of the Final Plat and Development Agreement.

s/ Rod Gilchrist

The Planning and Building Director located the subject area on the map and further explained the request. After a brief discussion regarding the vacation of the dedicated street, it was moved by Councilmember Branson, seconded by Councilmember Hardcastle, to

JULY 11, 1996

accept the Final Plat for Sunnyside Square and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign the Final Plat. Roll call as follows:

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

Nay: Councilmember Carlson

Motion Carried.

It was, further, moved by Councilmember Branson, seconded by Councilmember Hardcastle, to approve the Development Agreement for Sunnyside Square and, further, give authorization for the Mayor and City Clerk to sign the Agreement. Roll call as follows:

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

Nay: Councilmember Carlson

Motion Carried.

There being no further business, it was moved by Councilmember Eldredge, seconded by Councilmember Branson, that the meeting adjourn at 8:00 p.m.

CITY CLERK

MAYOR
