

**APRIL 13, 1995**

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The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, April 13, 1995, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho. There were present: Mayor Linda Milam; Councilmembers Larry Carlson, Melvin Erickson, Ida Hardcastle, Brad Eldredge, Gary Mills, and Beverly Branson. Also present: Rosemarie Anderson, City Clerk; Dale Storer, City Attorney; and all available Division Directors.

Mayor Milam honored Gloria S. Andersen and Mary Jane Fritzen with plaques for their work in implementing the photographic display of the Mayors in the Council Chambers. Mayor Milam further recognized Quincey Jensen for his work in putting this display together.

Mayor Milam announced that the second Council Meeting in May, normally scheduled for May 25, 1995, has been rescheduled to May 30, 1995 due to the fact that several Councilmembers will be out of town on business on May 25, 1995. She further recognized Paul Holland, Library Director, regarding his assistance in implementing a well-designed library support effort in Idaho Falls for Idaho State University.

The City Clerk read a summary of the minutes for the March 23, 1995 Regular Meeting. It was moved by Councilmember Hardcastle, seconded by Branson, that the minutes be approved as read. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, Carlson, and Erickson; No, none; motion carried.

### **CONSENT AGENDA**

Mayor Milam presented the candidates for the River Park Festival Committee for 1995, those being: Bill Combo to serve as Chairman representing the Parks and Recreation Commission, Rich Straub representing the staff of the Parks and Recreation Division, Carol Watson representing the Art Guild, Lee Jones representing the Downtown Redevelopment Committee, Karen Cornwell representing the Rotary Club, Meredith Lambert as the Founder of the River Park Festival, and Kiersten Holland representing the Chamber of Commerce.

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 BEER LICENSES to Diamond Concessions and The Giving Basket; BARTENDER PERMITS to Karen L. Beck, Paulette Botasso, Cindy Brown, Lisann C. Kuhn, Christine Merkle, Dan B. Nielsen, David R. Richan, Jacqueline B. Richan, Robert C. Richan, Heather J. Smith, and Judith D. Smith, all carrying the required approvals.

The City Clerk requested Council ratification for the publishing of legal notices calling for public hearings on April 13, 1995.

The Parks and Recreation Director submitted the following memo:

City of Idaho Falls  
March 24, 1995

#### MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Dave Christiansen, Director, Parks and Recreation  
SUBJECT: MCDERMOTT FIELD GRANDSTAND

The Division of Parks and Recreation respectfully requests authorization to

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receive bids for the restoration of the grandstands located at McDermott Field. This item has been budgeted for FY 1994/1995.

s/ Dave Christiansen

It was moved by Councilmember Hardcastle, seconded by Branson, that the Consent Agenda be approved in accordance with the recommendations presented. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; motion carried.

**REGULAR AGENDA ITEMS:**

The City Clerk presented the following Expenditure Summary dated March 1, 1995 through March 31, 1995, after having been audited by the Fiscal Committee and paid by the Controller:

|          | <u>GENERAL</u>               | <u>STREET</u>     | <u>AIRPORT</u>    | <u>WATER &amp; SEWER</u> |
|----------|------------------------------|-------------------|-------------------|--------------------------|
| SERV/MAT | \$1,407,207.26               | \$ 75,515.87      | \$ 207,954.39     | \$ 308,956.95            |
| SALARY   | <u>882,951.75</u>            | <u>45,558.14</u>  | <u>25,898.61</u>  | <u>108,296.61</u>        |
| TOTAL    | \$2,290,159.01               | \$ 121,074.01     | \$ 233,853.00     | \$ 417,253.56            |
|          | <u>ELECTRIC</u>              | <u>SANITATION</u> | <u>RECREATION</u> | <u>LIBRARY</u>           |
| SERV/MAT | \$3,125,881.57               | \$ 170,932.72     | \$ 47,755.38      | \$ 69,387.01             |
| SALARY   | <u>189,128.09</u>            | <u>53,700.47</u>  | <u>31,696.84</u>  | <u>40,417.58</u>         |
| TOTAL    | \$3,315,009.66               | \$ 224,633.19     | \$ 79,452.22      | \$ 109,804.59            |
|          | <u>BRIDGE &amp; ARTERIAL</u> | <u>AMBULANCE</u>  | <u>MCS</u>        | <u>TOTAL</u>             |
| SERV/MAT | \$ 8,000.00                  | \$ 70,829.13      | \$ 2,400.00       | \$5,494,820.28           |
| SALARY   | <u>.00</u>                   | <u>45,972.22</u>  | <u>.00</u>        | <u>1,423,620.31</u>      |
| TOTAL    | \$ 8,000.00                  | \$ 116,801.35     | \$ 2,400.00       | \$6,918,440.59           |

It was moved by Councilmember Hardcastle, seconded by Branson, to ratify the payment of Check No. 15600 in the amount of \$162.00 to Vacation Communications as presented. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, and Carlson; Abstain, Councilmember Erickson; motion carried. It was moved by Councilmember Hardcastle, seconded by Branson, to ratify the payment of the remaining March expenditures as presented. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, Mills, and Branson; No, none; motion carried.

Mayor Milam asked Councilmember Erickson to conduct the Annexation Proceedings for Bonneville County Technology Park, Division No. 1. At the request of Councilmember Erickson, the City Clerk read the following memo:

City of Idaho Falls  
April 11, 1995

MEMORANDUM

TO: Mayor and City Council

FROM: Rod Gilchrist  
SUBJECT: FINAL PLAT AND ANNEXATION - BONNEVILLE COUNTY  
TECHNOLOGY PARK

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Attached is a copy of the Final Plat, Annexation Ordinance, and Annexation Agreement for Bonneville County Technology Park. This is approximately 8-1/2 acres in size consisting of one lot adjacent to and on the east side of North Boulevard. The petitioner is requesting initial zoning of I & M-1. The Planning Commission recently considered this matter and at that time recommended approval of the Final Plat, annexation to the City, and initial zoning of I & M-1. This department concurs with that recommendation. This matter is being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

The Planning and Building Director located the subject area on the map and further explained the request.

There being no discussion or comment, it was moved by Councilmember Erickson, seconded by Carlson, that the Final Plat for Bonneville County Technology Park, Division No. 1 be accepted and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign said plat. Roll call as follows: Ayes, Councilmembers Erickson, Mills, Branson, Hardcastle, Eldredge, and Carlson; No, none; motion carried.

It was moved by Councilmember Erickson, seconded by Carlson, that the Annexation Agreement for Bonneville County Technology Park, Division No. 1 be accepted and, further, give authorization for the Mayor and City Clerk to sign said Agreement. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, Carlson and Erickson; No, none; motion carried.

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

**ORDINANCE NO. 2172**

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 Erickson 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, Councilmembers Mills, Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, 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 Erickson, seconded by Carlson, that the initial zoning of the Bonneville County Technology Park, Division No. 1 be established as I & M-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 and

zoning maps located in his office. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, Mills, and Branson; No, none; motion carried.

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Mayor Milam recognized citizens in attendance who wished to bring concerns to the City Council which are not on the Agenda. Mr. Evan Thomas, 2717 Martin Court, appeared to express his concern for the eighty-two foot (82') steel electric poles to be installed by their housing addition. Mr. Thomas presented the following agreements, or portion of agreements, to further explain his request from the City:

**EASEMENT AGREEMENT**

THIS AGREEMENT, entered into this 29th day of November, 1979, between U and I Incorporated, a Utah Corporation, hereinafter called "Grantor" and the City of Idaho Falls, hereinafter called "Grantee;"

**WITNESSETH**

For the sum of \$10.00 and other good and valuable considerations, receipt of which is hereby acknowledged, Grantor does hereby grant unto Grantee, a municipal corporation, its successors and assigns, an easement or right-of-way for the erection, operation and continued maintenance, repair, alteration, inspection and replacement of poles or transmission line structures with sufficient wires and cables for electrical power circuits and communications circuits, and all necessary appurtenances, in, or over, under, and across a tract of land located in Bonneville County, Idaho being 50 feet in width, and more particularly described as follows:

The Southerly 50.00 feet of the following described property:  
The South one-half of the Northwest Quarter (S 1/2 NW 1/4) and the West 250 feet more or less of the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) of Section 15, T 2 N, R 38, E.B.M.

Together with all rights of ingress and egress necessary or convenient for the full and complete use, occupation and enjoyment of the Easement hereby granted, and all rights and privileges incident thereto, including the right to cut and remove timber, trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this Easement.

The Grantee shall be solely liable for and shall defend, indemnify and save the Grantor harmless in any manner whatsoever from any act arising out of or connected with the erection, operation, maintenance, repair, alteration, inspection, and replacement of said electric transmission and distribution circuits.

Upon the abandonment or failure to use the Easement and facilities herein, the Grantee shall forthwith remove all improvements constructed on said Easement, and upon such failure to use and abandonment this right and privilege of Easement shall be canceled and terminated. Grantee shall remain liable and shall forthwith repair at his own expense all damage caused to the premises, on surface and underneath, and for any damage to growing crops and fruit trees, by its construction forces or by the construction forces of agents and employees, in the erection, maintenance, operation, use of or in exercising its right of ingress and egress to said lines.

Grantor agrees not to erect buildings, or fire hazards within the limits of the right-of-way without the written consent of Grantee, and subject to the abandonment by Grantee of said right-of-way, this shall be a covenant

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which shall attach to and run with the land affected by the Easement right and shall be binding upon everyone who may hereafter come into ownership of said land, whether by purchase, devise, descent, or succession, provided, however, that Grantor may at its own discretion enlarge, erect, or maintain ponds within said Easement to store discharge from the factory.

WITNESS THE HAND OF THE GRANTOR, this 19th day of November, 1979.

U AND I INCORPORATED

By s/ Keith J. Wallentine

ATTEST: s/Mable L. Wittever

STATE OF UTAH                    )  
  ) ss.  
COUNTY OF SALT LAKE )

On this 29th day of November, in the year 1979, before me Mable L. Wittever, a Notary Public in and for the State of Utah, personally appeared Keith J. Wallentine, known to me to be the Vice President and Secretary of the Corporation that executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the date in this certificate first above written.

My Commission Expires:  
November 1, 1982

s/ Mable L. Wittever  
Notary Public

Description Approved \_\_\_\_\_  
Form and Execution Approved \_\_\_\_\_

Residing at Salt Lake City, Utah  
File No. \_\_\_\_\_

**MODIFICATION TO EASEMENT AGREEMENT**

AGREEMENT, made this 21st day of March, 1983, between U and I INCORPORATED, a Utah Corporation, hereinafter called "Grantor", and the CITY OF IDAHO FALLS, hereinafter called "Grantee";

**WITNESSETH:**

WHEREAS, the parties entered into an Easement Agreement dated November 19, 1979 pertaining to the following described property:

The Southerly 50.00 feet of the following described property:  
The South one-half of the Northwest Quarter (S 1/2 NW 1/4) and the West 250 feet more or less of the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) of Section 15, T 2 N, R 38, E.B.M.

WHEREAS, Grantee anticipates that it will be unable to use the easement and facilities prior to November 19, 1984.

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NOW, THEREFORE, in consideration of the payment of the sum of \$300.00, the parties agree that Grantee shall have until November 19, 1987 to commence construction of the contemplated electrical facilities, and upon Grantee's failure to commence such construction, all of Grantee's rights, privileges, and interest in said easement shall be canceled and terminated.

IN WITNESS WHEREOF, the parties have set their hands and seals this day and year first above written.

ATTEST:

s/ C. Hal Anderson

ATTEST:

s/ Velma Chandler, City Clerk

U and I INCORPORATED

By s/ Keith J. Wallentine

CITY OF IDAHO FALLS

By s/ Thomas Campbell

Last page of Joint Agreement between Bonneville Power Administration and the City of Idaho Falls:

until October 1, 1981. Provided, however, Company shall adequately compensate City for the Tap Point substation site line for any use during the period June 1, 1981 to October 1, 1981.

6. City will renegotiate its Sugar Company easement on the 2-1/2 miles of right-of-way extending east from the Sugar Mill Substation to accommodate Company's future need for said right-of-way. In return, Company agrees to let City use the other half of its 1/2 mile of double-circuit line extending north out of Sugar Mill. The parties will negotiate adequate reciprocal compensation for the use of said right-of-way and facilities when the need arises.

7. It is the understanding of City and Company that BPA will assume the obligation for payment, as of October 1, 1981, of the charges set forth in 1b., 2a., 2b., 2c., and 3a. hereof. In the event BPA, for any reason, fails or refuses to assume the financial obligation of City, agreed to be paid by City until BPA commits to assume same, as set forth in paragraphs 1b., 2a., and 3a. above, City agrees, unconditionally, to remain obligated thereof and to continue paying to Company all amounts required pursuant to the aforesaid paragraphs and, in addition, pay its pro-rata share of the annual cost of the Goshen-Tap Point line based on use, excluding costs covered in 2a.

Mr. Thomas felt that the easement described in the Easement Agreement and Modification to Easement Agreement should be considered abandoned as the only real improvements made to this easement are eleven poles with a dead line attached to it. He felt that the City should be fighting for the residents in this area and what they are requesting. Mr. Thomas requested the City to remove the poles that are existing, stop all activities with regard to these poles, and re-acquire the easement with the homeowners being compensated for this.

Mayor Milam stated that the City of Idaho Falls has agreements with Utah Power which allow joint use of easements to avoid doubling up on power poles in various

areas around the city. She further stated that this issue is a Planning and Zoning issue that is before Bonneville County, and further explained that she has indicated to the County that

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under the Comprehensive Plan adopted by the City in January, 1994, the area in question is assumed and planned to be residential in nature. The County Commissioners are taking this into consideration and will consider the City's position and Comprehensive Plan as they are considering their decision. Depending upon the County's decision, there may or may not be a need for the City to take an action. If there is a decision by the County to grant that conditional use, then the City would go through a similar process involving public participation. Until such time, there is not a City action to be taken.

Mr. Glen Thompson, 969 East Elm, Pocatello, Idaho, owner of Hollipark Mobile Home Park, appeared to question Council if there is a status report regarding the noise problem in his mobile home park. Mr. Erickson stated that he has been trying to reach Mr. Chris Wright from Action Motor Sports to propose an egress east of their building to take some pressure off of Hollipark Drive. Mr. Thompson stated that he has talked to several City Officials and still has not received a reply. He further commented that the noise problem in becoming worse. Mr. Thompson suggested that starting from the beginning might not be a bad idea by calling a meeting with Law Enforcement, Planning and Building Division officials, Prosecuting Attorney, Councilmembers, Mayor, Owner of Action Motor Sports, Manager and Owner of Hollipark Mobile Home Park, along with some of the park residents who are having to deal with the noise and dust problems. Mr. Erickson assured Mr. Thompson that something will be done to alleviate this problem.

Mrs. Berniece Boyd, 1426 Glennbrier, resident of Hollipark, appeared to state that she has lived in this area for 14 years. She further commented that Hollipark Mobile Home Park was a peaceful neighborhood until Action Motor Sports moved in. Mrs. Boyd stated that her father-in-law lives directly behind their stock pile. She felt that a berm or some sort of divider needs to be installed to protect the residents of Hollipark from Action Motor Sports. She further explained that her father-in-law has cancer and is enduring chemotherapy treatments. With the dust that is created by the motorcycle riders and the noise they produce, her father-in-law is unable to rest in his own home. She feels that Action Motor Sports has been disrespectful of the residents in Hollipark.

The Airport Director submitted the following memos:

City of Idaho Falls  
April 10, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Jim Thorsen, Director of Aviation  
SUBJECT: RONALD BROWN LEASE AGREEMENT

Mr. Ronald Brown has submitted a lease agreement for the land lease for his aircraft hangar.

The agreement was prepared by the City Attorney.

The Airport Division respectfully requests authorization for the Mayor to execute the agreement.

s/ Jim Thorsen

It was moved by Councilmember Mills, seconded by Erickson, that this agreement be approved and, further, give authorization for the Mayor to execute said agreement. Roll call\_

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as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, Carlson, and Erickson; No, none; motion carried.

City of Idaho Falls  
April 10, 1995

MEMORANDUM

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

Mr. Jack L. Anderson has sold the interest in his hangar to Mr. Mark Ulschmid and Mr. Matt Roberts.

The City Attorney has prepared a Consent to Assignment of Lease, and the Airport Division respectfully requests authorization for the Mayor to execute the consent.

s/ Jim Thorsen

It was moved by Councilmember Mills, seconded by Erickson, that this Consent to Assignment of Lease be approved and, further, give authorization for the Mayor to sign said document. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; motion carried.

The memo concerning the Amendment to Lease Agreement with Rainbow Investments dba Aeromark was withdrawn as it was presented to the Mayor and Council at the October 20, 1994 Regular City Council Meeting.

The Municipal Services Director submitted the following memos:

City of Idaho Falls  
April 4, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: RENEWAL OF THE CITY'S HEALTH INSURANCE

It is respectfully requested that the Council approve and authorize the Mayor to sign the renewal of the City's Health Insurance Program with Blue Shield of Idaho for the 1995 budget year.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Branson, to approve the renewal of the City's Health Insurance Program with Blue Shield of Idaho for the 1995 budget year and, further, give authorization for the Mayor to sign the necessary documents. Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, Erickson, and Mills; No, none; motion carried.

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City of Idaho Falls  
April 7, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-95-16, ELECTRICAL CONDUCTOR

Attached for your consideration is the tabulation for Bid IF-95-16, Electrical Conductor.

It is the recommendation of Municipal Services to accept the low evaluated bids as listed on Attachment A, Items 2 through 8. Bid Item 1 will not be awarded due to an earlier than expected delivery of Bid Item 2. The low bid of Item 2, Western States Bid A - manufacturer Hendrix Work & Cable, is not an approved manufacturer of this type of cable and does not meet specifications. Therefore, it is recommended that Item 2 be awarded to the second lowest bid of Western States Bid B - manufacturer Cablec.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Branson to accept the low evaluated bids for Electrical Conductor as presented. Roll call as follows: Ayes, Councilmembers Erickson, Mills, Branson, Hardcastle, Eldredge, and Carlson; No, none; motion carried.

City of Idaho Falls  
April 7, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-95-14, TWO (2) NEW 1995 WOOD CHIPPERS

Attached for your consideration is the tabulation for Bid IF-95-14, Two (2) New 1995 Wood Chippers.

It is the recommendation of Municipal Services to accept the low bid for Item 1 of Rocky Mountain Turf and Industrial Equipment to furnish a 1995, Morbark Model 17 a drum style chipper with a 17" diameter capacity for an amount of \$25,625.00.

It is also recommended we accept the low bid meeting specifications for Item 2 of Vermeer Sales and Services to furnish a 1995 Vermeer BC-1250 a disc style chipper with a 12" capacity for an amount of \$20,665.00.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Branson, to accept the low bids meeting specifications of Rocky Mountain Turf and Industrial Equipment and Vermeer Sales

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and Services for Wood Chippers as presented. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, Carlson, and Erickson; No, none; motion carried.

City of Idaho Falls  
April 7, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-95-17, FURNISHING AND PLANTING VARIOUS LIVE LEAF AND EVERGREEN TREES

Attached for your consideration is the tabulation for Bid IF-95-17, Furnishing and Planting Various Live Leaf and Evergreen Trees.

It is the recommendation of Municipal Services to accept the low evaluated bid of Mike's Lawn Service/Gisin's Landscaping and Design to furnish and plant the required trees for a lump sum total amount of \$9,956.10.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Branson, to accept the low evaluated bid of Mike's Lawn Service/Gisin's Landscaping to furnish and plant the required trees. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; motion carried.

The Parks and Recreation Director submitted the following memo:

City of Idaho Falls  
March 11, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Dave Christiansen, Director, Parks and Recreation  
SUBJECT: HOME TEAM LOCKER ROOM ADDITION BID

The Division of Parks and Recreation respectfully requests acceptance of the low bid (\$41,879.00) submitted by Larry Chapple Construction. The bids have been reviewed by Alderson & Karst, Architects, with the recommendation that we proceed with the preparation of the contracts for construction on the home team locker room addition at McDermott Field.

s/ Dave Christiansen

It was moved by Councilmember Branson, seconded by Mills, to accept the low bid of Larry Chapple Construction for the expansion and renovation of the Home Team Locker Room at McDermott Field. Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, Erickson, and Mills; No, none; motion carried.

The Acting Police Chief submitted the following memo:



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City of Idaho Falls  
April 4, 1995

MEMORANDUM

TO: Honorable Mayor Linda Milam and City Councilmembers  
FROM: Gary L. Hagen, Acting Police Chief  
SUBJECT: PUBLIC SAFETY COMMITTEE REQUEST

The public parking lot located south of Broadway between Park Avenue and Shoup Avenue has been the basis of several requests received in the past two years. This parking lot has also been discussed by Traffic Safety and the City Council at a recent Work Session. Therefore, the Public Safety Committee recommends the following changes be done based on changes that have occurred in the downtown community over the past few years:

- Change the parking stalls located on the north side at the west end of the south section from "All Day Parking" to "Two Hour Parking".
- Change the parking stalls on the south side in the middle section at both east and west ends from "Two Hour Parking" to "All Day Parking".

This results in a net increase of approximately twelve (12) all day parking spaces.

s/ Gary L. Hagen

Councilmember Mills gave a brief history of the parking in this area, and opened the discussion to the public for their comment.

Mr. M. Brent Thompson, 2856 Ridgecrest Drive, appeared to support this parking lot change. He stated that he has been watching the use of this parking lot over a period of 15 years, as he has an office space that overlooks this area. Mr. Thompson gave a history of the parking usage, and submitted the following letter with attached pictures of the parking lot, containing his suggestions:

April 13, 1995

Ms. Linda Milam, Mayor  
City of Idaho Falls, Idaho

Dear Mayor Milam:

I want to reiterate some points I have made to various members of the City Council and administration over the last two years or so regarding the parking between Shoup and Park, just south of Broadway. These remarks are based on observations I have made over the last fifteen years from an office I have in the Tandy and Wood building which looks out over this parking area. I would like to point out that I do not often park in this area, but I am very concerned that the city is not making the best use of its limited parking assets in the downtown area.

In summary, part of the three double rows of parking between the back of Chesbro's/Catmull's/Ronsen's and the side of the Tandy and Wood building are underutilized. The south double row, adjacent to the Tandy and

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Wood building is jammed full at 8:00 a.m. every weekday. It should remain "all-day" parking. If it is changed to "two hour", it will aggravate the curbside and/or "two hour" parking situation in the area considerably. The northerly two rows behind the retail stores are also not heavily used. They are used in part by employees, as well as customers of those stores. However, I realize that for practical and political reasons, it is not likely to be changed.

The middle two rows are my main concern. The east half of this section is used to a significant degree by patrons of the State Office Building. The west half, on the other hand, is chronically near vacant. With due respect to Paul Holland, I have never seen anybody walking from this area to the library. Most of the special events or programs which cause an overflow in the library parking area occur later in the day or evening and those people park in various other locations. I have previously furnished some photos taken of the parking lot, including one taken on Saturday at 12:30, eight days before Christmas. If retail customers don't need that parking then, as the photo indicates, they never will. On average, day in and day out, year after year, there are typically only three to four cars in this west section. Some seem to be the same ones and some again are employees of the Broadway retail stores. Enclosed with this letter are photos taken this date in a series from early morning through the late afternoon. They illustrate very light usage of the parking area in question. Some of the vehicles in the north lot are company or employee-owned.

In conclusion, most beneficial modification to this parking area would be to change the west half (both rows) of the middle section to "all day" parking. Alternatively, the entire south row of the middle section would accomplish the same thing. Admittedly, this would probably encourage State workers to occupy the east half of the south row when the State should be responsible for providing this parking. Unfortunately, reconfiguring the parking otherwise will do little for the library parking as most of the overflow requirements are later in the day and the patrons have shown a preference to park curbside, rather than walk across the street from the parking which has been available to them in the past. I would also like to point out that the parking signs can be changed readily and perhaps some experimentation should be encouraged.

Thank you for your consideration of this matter. My comments have been made in the spirit of improving a situation for the taxpayers of the community and the majority of downtown customers, tenants, workers, and property owners.

Sincerely,

M. Brent Thompson  
2856 Ridgecrest Drive  
Idaho Falls, Idaho 83404

Councilmember Hardcastle questioned Mr. Thompson regarding the amount of spaces that he was proposing to change. Mr. Thompson commented that his proposal would change 24 spaces to “All Day Parking”.

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Mr. Ronald Pedersen, 2840 East Morningside Drive, Owner of Ronsen's, appeared to state that he was opposed to the loss of any of the "Two Hour Parking". He further explained that fifty percent (50%) of a merchandiser's business is attained in the months of November and December. He further wished to explain that these parking spaces are only valuable to the retailers when there are some that are vacant, meaning that consumers will stop to shop. If there are no available spaces, the consumer will not give the downtown area a second change and will go elsewhere. Mr. Pedersen stated that he would like to protect his interest.

Mr. Dale Catmull, 5200 Skidmore Drive, appeared to state that he was representing Catmull's Furniture. Mr. Catmull stated that he would like to see the survey that was completed with regard to this parking area. Mr. Catmull further stated that this parking area was originally designated for customer use for the businesses in the area, and he would like to have it remain that way.

Councilmember Erickson stated that he commended the Committee for the work they have done with regard to the survey for this parking area. He further commented that he was in attendance at the meetings when the parking was taken from the businesses along Broadway itself. This parking area was originally built for the businesses who would lose the parking on Broadway with the Broadway beautification project.

Councilmember Branson requested that the two parking issues addressed in the memo from the Acting Police Chief should be addressed separately.

A brief discussion resulted regarding further options that might be considered. At the conclusion of this discussion, it was moved by Councilmember Mills, seconded by Hardcastle, to change the parking stalls located on the north side of the west end of the south section from "All Day Parking" to "Two Hour Parking", along with changing the parking stalls on the south side of the middle section at the west end from "Two Hour Parking" to "All Day Parking". Roll call as follows: Ayes, Councilmembers Erickson, Mills, Hardcastle, and Eldredge; No, Councilmembers Branson and Carlson; motion carried. It was further moved by Councilmember Mills, seconded by Hardcastle, to change the east end of the middle section, south side, to "All Day Parking". Roll call as follows: Ayes, Councilmembers Hardcastle, Mills, and Eldredge; No, Councilmembers Branson, Carlson, and Erickson; motion tied. Mayor Milam broke the tie vote with a "No" vote, resulting in no net increase of twelve (12) spaces for "All Day Parking". Mayor Milam commented that this issue should be re-assessed this November and December to get a more realistic view of this parking lot during the holiday rush.

Mr. Ronald Pedersen re-appeared to comment that during the time he has been in his location, the last row of parking has been taken for "All Day Parking". He made this comment to show that the businesses in this area have been cooperative.

The Public Works Director submitted the following memos:

City of Idaho Falls  
April 5, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works  
SUBJECT: CH2M HILL ENGINEERING SERVICES AGREEMENT - TASK  
ORDER NO. 5

Attached is Task Order No. 5 to the CH2M Hill Engineering Services Agreement, which provides for engineering services during the construction

phase of the Chlorination/Dechlorination Project. The estimated cost for the

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services enumerated within the Scope of Work for Task Order No. 5 is \$60,064.00.

Public Works recommends approval of Task Order No. 5 and authorization for the Mayor to sign the necessary documents.

s/ Chad Stanger

It was moved by Councilmember Eldredge, seconded by Branson, that Task Order No. 5 to the CH2M Hill Engineering Services Agreement be accepted and, further, give authorization for the Mayor to sign the necessary documents. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, Carlson, and Erickson; No, none; motion carried.

City of Idaho Falls  
April 3, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works  
SUBJECT: CH2M HILL ENGINEERING SERVICES AGREEMENT -  
AMENDMENT NO. 1 TO TASK ORDER NO. 6

Attached is Amendment No. 1 to Task Order No. 6 of the CH2M Hill Engineering Services Agreement, which provides for the development and delivery of computer models for updating sewer rates and connection fees; and, solid waste collection rates. The cost of providing these models, which include a user manual and staff training, is \$3,000.00.

Public Works recommends approval of Amendment No. 1 and authorization for the Mayor to sign the appropriate documents.

s/ Chad Stanger

It was moved by Councilmember Eldredge, seconded by Branson, to accept Amendment No. 1 to Task Order No. 6 of the CH2M Engineering Services Agreement and, further, give authorization for the Mayor to sign the necessary documents. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; motion carried.

City of Idaho Falls  
April 5, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works  
SUBJECT: EASEMENT VACATION - LOT 22, BLOCK 14, MELBOURNE PARK  
ADDITION, DIVISION NO. 10

**APRIL 13, 1995**

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As previously authorized, the City Attorney prepared attached documents, which include the deed and ordinance for vacating a utility easement located in Lot 22, Block 14, Melbourne Park Addition, Division No. 10.

Public Works recommends City Council approval and authorization for the Mayor to sign the necessary documents.

s/ Chad Stanger

At the request of Councilmember Eldredge, the City Attorney read the following ordinance title:

**ORDINANCE NO. 2173**

AN ORDINANCE VACATING A CERTAIN EASEMENT WITHIN THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING THE SAID EASEMENT; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER ON BEHALF OF THE CITY A QUITCLAIM DEED CONVEYING THE VACATED EASEMENT 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 Eldredge moved, and Councilmember Branson 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, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, Mills, and Branson; No, none; motion carried.

The Traffic Safety Committee submitted the following memo carrying one recommendation:

City of Idaho Falls  
April 4, 1995

MEMORANDUM

TO: Honorable Mayor Linda Milam and City Councilmembers  
FROM: Gary L. Hagen, Acting Chief  
SUBJECT: TRAFFIC SAFETY

Placement of the new gift shop at the zoo has contributed to increased traffic congestion; therefore, requiring review by the Traffic Safety Committee.

At the March 14, 1995 Traffic Safety Committee Meeting, a request to look at the parking in Tautphaus Park near the Hockey Shelter was reviewed. The Committee made a recommendation to remove sufficient concrete barriers at the north end of the parking area by the hockey shelter to allow a right turn only roadway controlled by a stop sign, stopping all north bound traffic from the parking lot.



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The Public Safety Committee further recommends the Public Works Department and Parks and Recreation Department place appropriate signing and any other changes deemed necessary to accommodate their needs.

This request is respectfully submitted with the recommendation it be approved.

s/ Gary L. Hagen

It was moved by Councilmember Mills, seconded by Hardcastle, to approve the recommendation as presented. Roll call as follows: Ayes, Councilmember Hardcastle, Branson, Eldredge, Carlson, Erickson, and Mills; No, none; motion carried.

There being no further business to discuss, it was moved by Councilmember Hardcastle, seconded by Carlson, that the meeting adjourn at 8:50 p.m.

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CITY CLERK

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MAYOR

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