

**OCTOBER 12, 1995**

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The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, October 12, 1995, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho. There were present: Mayor Linda Milam; Councilmembers Ida Hardcastle, Beverly Branson, Brad Eldredge, Larry Carlson, Melvin Erickson, and Gary Mills. Also present were: Rosemarie Anderson, City Clerk; Dale Storer, City Attorney; and all available Division Directors.

Mayor Milam requested Boy Scout Zach Turner to come forward and lead those present in the Pledge of Allegiance.

Mayor Milam and Councilmembers honored the following young men on earning their Eagle Scout Awards: Cody Anderson, Ron Orbison, Aaron Arnoldsen, Derek Priest, Logan Turner, Justin Griffeth, Kent Perez, Lance J. Reddoch, Taylor Riddock, and Robert Reich.

The City Clerk read a summary of the minutes for the September 28, 1995, Regular Meeting. It was moved by Councilmember Hardcastle, seconded by Councilmember Branson, that the minutes be approved as read. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, 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 Scott E. Dees, Elizabeth A. Ellsworth, Richard P. Holm, Sharron E. Lewis, Pamela R. Parris, Suzanne J. Rawson, Dana M. Wilhite, and Yvette M. Wise, all carrying the required approvals, and asked for approval to issue these licenses.

The City Clerk requested Council ratification for the publishing of legal notices calling for public hearings on October 12, 1995.

The Municipal Services Director submitted the following memo:

City of Idaho Falls  
October 10, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: ADVERTISEMENT FOR BIDS

Municipal Services respectfully requests authorization to advertise and receive bids for the following items approved.

1. Equipment;
2. Electrical Apparatus and Conductor;
3. Water Pipe Fittings and Other Water Line Equipment and Materials;
4. Sewer Department Materials and Supplies;
5. Road Salt and Sand (Street Department);
6. Aggregate (Crushed Gravel) (Street Department);
7. Asphalt Plant Mix (Street Department); and,

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8. Motor Fuels, Lubricants, and Services; and the Fuel obtained through a computerized fuel dispensing system.

s/ S. Craig Lords

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

**REGULAR AGENDA ITEMS**

The City Clerk presented the following Expenditure Summary dated September 1, 1995 through September 30, 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	\$1,325,667.40	\$ 490,541.06	\$ 76,670.89	\$ 544,690.56
SALARY	<u>922,480.73</u>	<u>50,022.60</u>	<u>25,738.82</u>	<u>112,359.58</u>
TOTAL	\$2,248,148.13	\$ 540,563.66	\$ 102,409.71	\$ 657,050.14
	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>SAN SEW CAP IMP</u>
SERV/MAT	\$2,405,094.29	\$ 54,566.63	\$ 63,777.30	\$ 235,704.83
SALARY	<u>195,643.81</u>	<u>54,891.51</u>	<u>23,850.95</u>	<u>.00</u>
TOTAL	\$2,600,738.10	\$ 109,458.14	\$ 87,628.25	\$ 235,704.83
	<u>LIBRARY</u>	<u>WATER CAP IMP FD</u>	<u>AMBULANCE</u>	<u>MUN EQUIP REPL</u>
SERV/MAT	\$ 55,520.98	\$ 4,015.00	\$ 136,011.62	\$ 101,995.85
SALARY	<u>40,149.22</u>	<u>.00</u>	<u>48,106.90</u>	<u>.00</u>
TOTAL	\$ 95,670.20	\$ 4,015.00	\$ 184,118.52	\$ 101,995.85
	<u>ELEC CAP IMP FD</u>	<u>TOTALS</u>		
SERV/MAT	\$ 873,720.40	\$6,367,976.81		
SALARY	<u>.00</u>	<u>1,473,244.12</u>		
TOTAL	\$ 873,720.40	\$7,841,220.93		

It was moved by Councilmember Hardcastle, seconded by Councilmember Branson, to ratify the payment of Check No. 18805 in the amount of \$80,454.00 to Shook Construction as presented. Roll call as follows: Ayes, Councilmembers Eldredge, Mills, Erickson, Branson, and Hardcastle; Abstain, Councilmember Carlson; No, none; motion carried.

It was further moved by Councilmember Hardcastle, seconded by Councilmember Branson, to ratify the payment of the remaining September expenditures as presented. Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, Erickson, and Mills; No, none; motion carried.

Mayor Milam declared open a public hearing for the purpose of considering the street name change from Aspen Way to Sycamore Circle, located in the Ridgewood Park

Subdivision. At the request of Councilmember Erickson, the City Clerk read the following memo:

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City of Idaho Falls  
October 5, 1995

MEMORANDUM

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

This Department has received a request to change the name of Aspen Way in the Ridgewood Park Subdivision to Sycamore Circle. There is an existing Aspen Way in Bonneville County and the Fire Department has requested this name change to eliminate possible confusion on emergency calls. The subdivision is currently undeveloped and the owner of the proposed development has no objection to the name change.

This Department respectfully requests the Mayor and City Council to direct the City Attorney to prepare the necessary City Ordinance.

s/ Rod Gilchrist

There being no questions or comment, it was moved by Councilmember Erickson, seconded by Councilmember Carlson, to approve the name change from Aspen Way to Sycamore Circle. Roll call as follows: Ayes, Councilmembers Erickson, Mills, Branson, Hardcastle, Eldredge, and Carlson; No, none; motion carried.

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

Glenn Thompson, Hollipark Addition, appeared to request a status report from the Mayor and Council regarding the Action Motor Sports/Hollipark Addition problem. Mayor Milam stated that this is in Court at this time, which takes care of many of the issues addressed. She further stated that a contract has been issued for installation of sidewalk. The City Attorney stated that he was not aware if the Court has set a trial date, but that a citation has been issued. Mr. Thompson stated that a sign for "No Through Truck Traffic" was placed earlier in the day. The sign should have been placed at the edge of Action Motor Sports property, but has been placed 50 feet into the Hollipark property. Mr. Thompson stated that the sign needs to be placed closer to Action Motor Sports property to facilitate the trucks being able to back out of this street. Mayor Milam instructed the Public Works Director to look into the location of this sign and comment. Councilmember Erickson stated that the City Council has requested the Planning and Building Division to amend the Annexation Agreement for Action Motor Sports to allow for a curb cut on Lincoln Road.

The Electric Division Director submitted the following memo:

City of Idaho Falls  
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MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Mark Gendron, Electric Division Director  
SUBJECT: PAVING AT MAINTENANCE BUILDING

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Attached is the bid tabulation for asphalt paving at the Electric Division Maintenance Building under the Water Tower. The Electric Division recommends award to the low bidder, H-K Contractors, for \$7,470.00.

s/ Mark Gendron

It was moved by Councilmember Carlson, seconded by Councilmember Eldredge, to accept the low bid of H-K Contractors for the asphalt paving at the Electric Division Maintenance Building and, further, give authorization for the Mayor to execute the Contract. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; motion carried.

The Municipal Services Director submitted the following memos:

City of Idaho Falls  
October 10, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: TABULATION AND AWARD OF BID - REROOFING CONTROL CENTER

Attached for your consideration is the tabulation of bids for reroofing the Control Center Building at the Electric Department. It is the recommendation of Municipal Services to award the bid to the low responsive bidder, Hughes Roofing Company, in the amount of \$47,800.00.

It is respectfully requested that Council approve and authorize the Mayor to execute the Contract.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Councilmember Branson, to award the contract to the low responsive bidder Hughes Roofing Company for the reroof of the Control Center Building at the Electric Department and, further, give authorization for the Mayor to execute said Contract. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, Mills, and Branson; No, none; motion carried.

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MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: PROCTORING AND GRADING SERVICES FOR CIVIL SERVICE EXAM

Attached for your consideration is a proposal from the University of Idaho to provide proctoring and grading services for Civil Service exams.

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It is the recommendation of Municipal Services that the Mayor and Council approve said proposal.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Councilmember Branson, to accept the proposal from the University of Idaho to provide proctoring and grading services for Civil Service Exams. Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Carlson, Erickson, and Mills; No, none; Abstain: Councilmember Eldredge, as he is an employee of the University of Idaho; motion carried.

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MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: CHANGE ORDER NO. 1 - UTILITY BUILDING AT THE SOCCER  
COMPLEX ON OLD BUTTE ROAD

Attached for your consideration is Change Order No. 1 in the amount of \$650.00 for an additional passage door to be located in the front exterior of the building.

It is respectfully requested that Council approve and authorize the Mayor to execute the document.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Councilmember Branson, to approve Change Order No. 1 from Paul Davis Systems of Idaho for the Utility Building at the Soccer Complex on Old Butte Road and, further, give authorization for the Mayor to sign said document. Roll call as follows: Ayes, Councilmembers Erickson, Mills, Branson, Hardcastle, Eldredge, and Carlson; No, none; motion carried.

The Parks and Recreation Director submitted the following memos:

City of Idaho Falls  
October 12, 1995

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Dave Christiansen, Director of Parks and Recreation  
SUBJECT: TAUTPHAUS PARK ASPHALT BID

The Division of Parks and Recreation respectfully requests approval to award the low bid of \$17,278.17 from H-K Contractors, Inc. of Idaho Falls for the construction of an asphalt pad, Project No. 2-38-30-3-PRK-95-20, to be located in Tautphaus Park. This project will replace existing asphalt as well as add

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additional asphalted area east of the existing Tautphaus Park Concession. It will be used for recreational programming.

s/ David Christiansen

After a brief explanation of the project, it was moved by Councilmember Branson, seconded by Councilmember Erickson, to accept the low bid from H-K Contractors, Inc. for the asphalt pad at Tautphaus Park and, further, give authorization for the Mayor to sign said Contract. Roll call as follows: Ayes, Councilmembers Eldredge, Carlson, Mills, Erickson, Branson, and Hardcastle; No, none; motion carried.

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MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: David Christiansen, Director of Parks and Recreation  
SUBJECT: CITY ORDINANCE 8-9-1 AMENDMENT  
CITY ORDINANCE 8-3-1 AMENDMENT  
CITY ORDINANCE 8-3-5 ADDITION

The Division of Parks and Recreation is respectfully requesting approval on proposed amendments to City Ordinances 8-9-1, 8-3-1, and the addition of City Ordinance 8-3-5.

Ordinance 8-9-1 - Trees and shrubs to be trimmed - has been amended by requiring trees and shrubs to be trimmed from the ground level to at least twelve feet (12') above any public street, public easement, or alley.

Ordinance 8-3-1 - has been amended by providing for the operation of concessions, as determined by the Director of Parks and Recreation.

Ordinance 8-3-5 - has been added, prohibiting the application of chemicals within a City Park for the purpose of collecting worms.

These proposed amendments and additions have been reviewed by the City Attorney. They are, therefore, respectfully submitted for your consideration.

s/ David Christiansen

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

**ORDINANCE NO. 2186**

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 8-9-1 OF THE CITY CODE OF IDAHO FALLS, IDAHO; PROVIDING FOR THE TRIMMING OF TREES AND SHRUBBERY; PROVIDING FOR THE PROSECUTION UNDER PRIOR ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE

SECTIONS AND SUBSECTIONS OF THE  
ORDINANCE; PROVIDING FOR EFFECTIVE DATE  
OF THIS ORDINANCE.

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The foregoing Ordinance was presented by title only. Councilmember Branson 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: Ayes, Councilmembers Mills, Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; motion carried.

The City Attorney then read the following Ordinance by title:

**ORDINANCE NO. 2187**

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 8-3-1 OF THE CITY CODE OF IDAHO FALLS, IDAHO; AND AMENDING THE CITY CODE TO ADD SECTION 8-3-5; PROVIDING FOR THE OPERATION OF CONCESSION, AND PROHIBITING THE UNAUTHORIZED APPLICATION OF CHEMICALS IN CITY PARKS; PROVIDING FOR PROSECUTION UNDER PRIOR ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE SECTIONS AND SUBSECTIONS OF THE ORDINANCE; PROVIDING FOR EFFECTIVE DATE OF THE ORDINANCE.

The foregoing Ordinance was presented by title only. Councilmember Branson 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: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, Mills, and Branson; No, none; motion carried.

The Planning and Building Director submitted the following memo:

City of Idaho Falls  
October 5, 1995

MEMORANDUM

TO: Mayor and City Council  
FROM: William R. Gilchrist, Planning and Building Director  
SUBJECT: COOPERATIVE FISCAL AGREEMENT - B.M.P.O.

Attached is a copy of the Cooperative Fiscal Agreement between Bonneville County and the City of Idaho Falls providing for the acceptance and dispersal of funds for the operation of the Bonneville Metropolitan Planning Organization (B.M.P.O.). This Agreement is essentially the same Agreement that was approved originally in 1993 and again in 1994. This Department respectfully requests that the Mayor and City Council approve this document and authorize the Mayor to sign.

s/ William R. Gilchrist

It as moved by Councilmember Erickson, seconded by Councilmember Carlson, to approve the Agreement between Bonneville County and the City of Idaho Falls for the Bonneville Metropolitan Planning Organization and, further, give authorization for the Mayor to sign the

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

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

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CITY CLERK

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MAYOR

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