

**NOVEMBER 10, 1994**

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The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, November 10, 1994, in the Council Chambers at 140 South Capital Avenue in Idaho Falls, Idaho. There were present: Mayor Linda Milam; Councilmembers Larry Carlson, Ida Hardcastle, Brad Eldredge, Gary mills, and Beverly Branson. Absent was: Councilmember Melvin Erickson. Also present: Rosemarie Anderson, City Clerk; Dale Storer, City Attorney; and, all available Division Directors.

The Mayor requested Zachary Lords, Boy Scout, to come forward to lead those present in the Pledge of Allegiance.

Mayor Milam and Councilmembers honored members of the Civil Air Patrol with two awards. The Mitchell Award was presented to Benjamin Tessmer and Damion Staffon, and the Earhart Award was presented to Michael Capps.

The Mayor and Councilmembers honored Jim Thorsen, Airport Director, with a plaque for Airport Safety demonstrated in undertaking and successfully completing a major renovation of the Airport.

**CONSENT AGENDA ITEMS:**

Mayor Milam presented the appointment of Lucy Bean to serve as a member of the Board of Adjustment. This appointment is for a 5-year term to expire in the year 2000.

The City Clerk read a summary of the minutes for the October 20, 1994 Regular Meeting.

Monthly Reports from various Division and Department Heads were presented and requested to be placed on file in the City Clerk's Office.

The City Clerk presented several license applications, including a BEER License to Rocko's, all carrying the required approvals.

The City Clerk requested Council ratification for the issuance of several licenses, all carrying the required approvals.

The Electric Division Director submitted the following memo:

City of Idaho Falls  
September 7, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: G. Steve Harrison, Electric Division Director  
SUBJECT: PROPOSED SANDY DOWNS SUBSTATION TRANSFORMER

The Electric Division requests authorization to solicit bids for one substation transformer to be installed at the proposed Sandy Downs Substation. Estimated cost of this transformer is \$400,000.00. Funds for this purchase are included in the budget.

s/ G. S. Harrison

The Police Chief submitted the following memo:

City of Idaho Falls  
November 2, 1994

MEMORANDUM

TO: Honorable Mayor Linda Milam and City Councilmembers  
FROM: Monty G. Montague, Chief of Police  
SUBJECT: TOWING AGREEMENTS

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Attached are contracts signed by B & M Morgan's Inc., H & H Diesel, Inc., and H & H Towing, setting forth the terms and conditions for the Wrecker Service to be placed on the Police Department's rotation list for towing vehicles through September 30, 1995.

The Public Safety Committee and City Attorney have reviewed the Agreements and respectfully submit them with the recommendation that the Mayor be authorized to sign.

s/ Monty G. Montague

It was moved by Councilmember Hardcastle, seconded by Councilmember Eldredge, that all items on the Consent Agenda be approved. Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, and Mills; No, none; Motion Carried.

**REGULAR AGENDA ITEMS:**

The City Clerk presented the following Expenditure Summary dated October 1, 1994 through October 30, 1994, 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	\$ 643,534.64	\$ 200,383.61	\$ 43,820.77	\$ 319,325.25
SALARY	<u>922,307.76</u>	<u>51,154.61</u>	<u>24,877.54</u>	<u>110,670.04</u>
TOTAL	\$1,565,842.40	\$ 251,538.22	\$ 68,698.31	\$ 429,995.29
	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>LIBRARY</u>
SERV/MAT	\$1,824,824.13	\$ 1,710.77	\$ 13,175.94	\$ 37,928.31
SALARY	<u>193,360.47</u>	<u>56,362.16</u>	<u>23,158.12</u>	<u>38,911.90</u>
TOTAL	\$2,018,184.60	\$ 58,072.93	\$ 36,334.06	\$ 76,840.21
	<u>BRIDGE/ART ST</u>	<u>AMBULANCE</u>	<u>MUN EQUIP REPL</u>	<u>SURFACE DRAIN</u>
SERV/MAT	\$ 17,329.35	\$ 4,043.67	\$ 2,291.00	\$ 11,173.90
SALARY	<u>.00</u>	<u>52,932.64</u>	<u>.00</u>	<u>.00</u>
TOTAL	\$ 17,329.35	\$ 56,976.31	\$ 2,291.00	\$ 11,173.90
	<u>MCS</u>	<u>TOTALS</u>		
SERV/MAT	\$ 3,000.00	\$3,122,541.34		
SALARY	<u>.00</u>	<u>1,473,735.24</u>		
TOTAL	\$ 3,000.00	\$4,596,276.58		

It was moved by Councilmember Hardcastle, seconded by Councilmember Eldredge, to ratify the payment of the expenditures as presented. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, and Carlson; No, none; Motion Carried.

The Municipal Services Director submitted the following memos:

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City of Idaho Falls  
November 7, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: PETERSON BUILDING OFFICE REMODEL (ANNEX) - CHANGE  
ORDER NO. 6 - VERN CLARK AND SONS CONSTRUCTION

Attached for your consideration is Change Order No. 6 for a \$217.00 credit. The Change Order has been reviewed and approved by the Project Architect. Municipal Services respectfully requests that City Council approve and authorize the Mayor to execute the document.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Councilmember Eldredge, that this Change Order be approved and authorization given for the Mayor to sign. Roll call as follows: Ayes, Councilmembers Mills, Carlson, Branson, Hardcastle, and Eldredge; No, none; Motion Carried.

City of Idaho Falls  
November 4, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-95-1, MOTOR FUEL AND LUBRICANTS

Attached for your consideration is the tabulation for Bid IF-95-1, Motor Fuels, Lubricants, and Services; and the fuel obtained through a computerized fuel dispensing system.

It is the recommendation of Municipal Services that all sections be awarded to the sole bid of Wright Oil and Tire Company.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Councilmember Eldredge, that the bid be awarded to Wright Oil and Tire Company. Roll call as follows: Ayes, Councilmembers Carlson, Hardcastle, Eldredge, Mills, and Branson; No, none; Motion Carried.

City of Idaho Falls  
November 4, 1994

MEMORANDUM

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

SUBJECT: ANNUAL CERTIFICATIONS AND ASSURANCES FOR FTA GRANT

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Attached for your consideration is the FY 1995 Certifications and Assurances for FTA Assistance which is addition to the FY 1995 CART Grant approved in June. Municipal Services respectfully requests that City Council approve and authorize the Mayor and City Attorney to sign said Agreement.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Councilmember Eldredge, that the FY 1995 Certifications and Assurances for the FTA Grant be approved, subject to the review by the Attorney. Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, and Mills; No, none; Motion Carried.

The Planning and Building Director submitted the following memos:

City of Idaho Falls  
November 3, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Rod Gilchrist, Planning and Building Director  
SUBJECT: SPRING MEADOWS ADDITION - FINAL PLAT

This is a County Plat located south of the City limits and is a proposed single family, large lot, estate-type development. This plat is being considered by the City inasmuch as it is within one mile of the City limits.

The Planning Commission recently considered this matter, and at that time, recommended approval of the Final Plat. This Department concurs with that recommendation. It 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 the map and further explained the request. It was moved by Councilmember Carlson, seconded by Councilmember Eldredge, that this Final Plat be accepted and authorization given for the Mayor and City Engineer to sign. Roll call as follows: Ayes, Councilmembers Mills, Branson, Hardcastle, Eldredge, and Carlson; No, none; Motion Carried.

The memo regarding the Final Plat and Development Agreement for Westergard Addition was withdrawn for this evening.

City of Idaho Falls  
November 3, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Rod Gilchrist, Planning and Building Director  
SUBJECT: RENEWAL FEES - HEATING AND COOLING CODE

Attached is a copy of an Ordinance amending the renewal fees for heating and cooling contractors licenses. Approval of this Ordinance will bring the renewal

fees in line with other contractor renewal fees. This Ordinance proposes these

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fees to be \$35.00. This Department respectfully requests the Mayor and City Council pass the proposed Ordinance on all three readings.

s/ Rod Gilchrist

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

**ORDINANCE NO. 2160**

AN ORDINANCE AMENDING SECTION 4-10-9 OF THE CITY CODE OF THE CITY OF IDAHO FALLS, IDAHO; INCREASING THE AMOUNT OF THE RENEWAL FEES FOR HEATING AND COOLING CONTRACTORS AND INSTALLERS; PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

The foregoing Ordinance was presented by title only. Councilmember Carlson moved, and Councilmember Eldredge 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 Branson, Hardcastle, Mills, Eldredge, and Carlson; No, none; Motion Carried.

The Police Chief submitted the following memo:

City of Idaho Falls  
November 8, 1994

MEMORANDUM

TO: Honorable Mayor Linda Milam and City Councilmembers  
FROM: Monty G. Montague, Chief of Police  
SUBJECT: DENIAL OF BARTENDER LICENSE

The application for a Bartender Permit for Layne Charles Schroeder is respectfully submitted with the recommendation that it be denied.

Your consideration of this matter is greatly appreciated.

s/ Monty G. Montague

It was moved by Councilmember Mills, seconded by Councilmember Hardcastle, that this Bartender Permit be denied. Roll call as follows: Ayes, Councilmembers Mills, Carlson, Branson, Hardcastle, and Eldredge; No, none; Motion Carried.

The Public Works Director submitted the following memos:

City of Idaho Falls  
November 3, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: ANNEX PARKING LOT - CHANGE ORDER NO. 1

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Attached is a proposed Change Order No. 1, to the Annex Parking Lot Contract. The request is for an additional seven (7) calendar days time extension with no additional cost. The request results from the wet weather conditions experienced during the final week of the contract time period.

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

s/ Chad Stanger

It was moved by Councilmember Eldredge, seconded by Councilmember Branson, that this Change Order be approved and the Mayor given authorization to sign. Roll call as follows: Ayes, Councilmembers Carlson, Hardcastle, Eldredge, Mills, and Branson; No, none; Motion Carried.

City of Idaho Falls  
October 31, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: TAYLOR TOLL BRIDGE OVERLOOK, PHASE I CONTRACT – PROPOSED CHANGE ORDER NO. 2

The above-referenced contract was temporarily suspended on October 14, 1994, because bridge steel materials specified in the project plans and specifications were not available. The plans and specifications have since been modified and the contractor is requesting a cost increase of \$37,936.00; and, an additional forty-six (46) calendar day extension to the contract. The additional cost is to be funded by the Rotary Foundation 380 Charitable Trust, Inc.

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

s/ Chad Stanger

It was moved by Councilmember Eldredge, seconded by Councilmember Branson, that this Change Order be approved and authorization given for the Mayor to sign. Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, and Mills; No, none; Motion Carried.

City of Idaho Falls  
November 3, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: SANITATION AND SEWER RATE STUDIES



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Attached is a proposed Engineering Services Agreement, between the City and CH2M Hill. As proposed, CH2M Hill would perform a solid waste collection fee study for an estimated \$19,300.00; and, a sewer rate and connection fee study for an estimated \$28,000.00. If both proposals are accepted, an overall reduction in the fee amounts of \$5,000.00 is allowed.

Public Works recommends approval of this Agreement which includes both studies at an estimated amount of \$42,300.00 and authorization for the Mayor to sign the necessary documents.

s/ Chad Stanger

It was moved by Councilmember Eldredge, seconded by Councilmember Branson, that this Agreement with CH2M Hill be approved and authorization give for the Mayor to sign. Roll call as follows: Ayes, Councilmembers Mills, Branson, Hardcastle, Eldredge, and Carlson; No, none; Motion Carried.

City of Idaho Falls  
October 28, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: OUTSIDE CITY SEWER SERVICE - COUNTY L.I.D. NO. 2

Attached is a proposed Outside-the-City Sewer Service Contract for Sam's Auto Body, 2275 North Yellowstone Avenue. This location is within the boundaries of Bonneville County L.I.D. No. 2, an area in which the City previously agreed to provide sewer service.

Public Works recommends approval of this Contract and authorization for the Mayor to sign the necessary documents.

s/ Chad Stanger

It was moved by Councilmember Eldredge, seconded by Councilmember Branson, that this Contract be approved and authorization given for the Mayor to sign. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, and Carlson; No, none; Motion Carried.

City of Idaho Falls  
November 1, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: PROPOSED RIGHT-OF-WAY VACATION - ST. CLAIR AND 9TH STREET

Attached are copies of the Ordinance and Quitclaim Deeds needed to vacate a portion of right-of-way on St. Clair, north of 9th Street. These documents were

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prepared by the City Attorney upon authorization by the City Council on October 6, 1994.

Public Works recommends approval of this right-of-way vacation 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 by title:

**ORDINANCE NO. 2161**

AN ORDINANCE VACATING A PORTION OF ST. CLAIR AVENUE WITHIN THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING THE PORTION OF SAID STREET; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER ON BEHALF OF THE CITY QUITCLAIM DEEDS CONVEYING THE VACATED STREET 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 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 Mills, Carlson, Branson, Hardcastle, and Eldredge; No, none; Motion Carried.

There being no further business, it was moved by Councilmember Hardcastle, seconded by Councilmember Eldredge, that the meeting adjourn at 7:55 p.m.

s/ Rosemarie Anderson  
CITY CLERK

s/ Linda Milam  
MAYOR