

FEBRUARY 10, 1994

The City Council of the City of Idaho Falls met in Regular Council Meeting on Thursday, February 10, 1994, in the Council Chambers at 140 South Capital Avenue, Idaho Falls, Idaho. Mayor ProTem Melvin Erickson requested Travis Beck, Eagle Scout, to lead those present in the Pledge of Allegiance. Upon completion, Mayor ProTem Erickson called the meeting to order at 7:30 P.M., with the explanation that Mayor Linda Milam was absent, and upon roll call, the following were found to be present: Councilmembers Beverly Branson, Larry Carlson, Brad Eldredge, Melvin Erickson, Ida Hardcastle, and Gary Mills. Also present were Rosemarie Anderson, City Clerk; Dale Storer, City Attorney; and all available Division Directors.

The City Clerk read a summary of the minutes of the January 20, 1994 Regular Meeting. The minutes were approved.

The Mayor ProTem and Councilmembers honored the following Eagle Scouts with certificates and handshakes: Dennis James Brown, Stacey A. Udy, Kimball J. Hart, Mark Jackson, Travis J. Beck and Eli Bradley Doman.

The Mayor ProTem and Councilmembers honored City Retiree Dave Chaffee.

Mayor ProTem asked Councilmember Carlson to conduct annexation proceedings for Old Faithful Beverage Company. Councilmember Carlson asked if anyone representing Old Faithful Beverage Company was in attendance. Scott Eskelson, Attorney, 485 E. Street, appeared to request this item to be recessed for the opportunity to meet with Mrs. Kinghorn, the adjoining property owner. It was moved by Councilmember Carlson, seconded by Mills, that this item be recessed to the February 24, 1994 Council Meeting and that Attorney Storer be instructed to send a letter to Old Faithful Beverage Company extending their Outside-the-City water contract by 2 weeks. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, Carlson, and Erickson; No, none; carried.

The Mayor ProTem declared open a public hearing to consider the appeal from the Board of Adjustment regarding a request for a variance submitted by Mr. Sidney Fugate at 437 6th Street. At the request of Councilmember Carlson, the City Clerk read the following memo:

City of Idaho Falls
February 7, 1994

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: APPEAL FROM THE BOARD OF ADJUSTMENT

Attached is a copy of a variance request submitted by Mr. Sidney Fugate at 437 6th Street. He is requesting a variance to encroach 14' into the required 30' front setback and 4' into the required 5' sideyard at the above address. He is requesting this variance in order to build a carport. Construction was begun without a building permit. The Board of Adjustment considered this request and at that time denied the variance inasmuch as they felt that the property has no unique physical limitations. Mr. Fugate is appealing that decision to the Mayor and City Council. This Department concurs with the findings of the Board of Adjustment. This matter is now being submitted to the Mayor and City Council for consideration.

S/ Rod Gilchrist

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Mr. Fugate appeared to explain this action. The Director of Planning and Building further explained this request. A brief discussion followed from the Councilmembers. It was moved by Councilmember Carlson, seconded by Mills, that the denial be upheld. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; carried.

The Mayor ProTem declared open a public hearing to consider the revisions of the Comprehensive Plan for the City of Idaho Falls which was recessed from the January 20, 1994 Meeting. Mayor ProTem invited comments from the citizens in attendance. Dick Keney, 2830 Galway Court, appeared followed by Milton Adam, 1438 South Woodruff Avenue, to register their thoughts regarding this Plan. The Planning and Building Director appeared to further explain the Plan and its intentions. A discussion followed among the Councilmembers regarding their support of this Plan.

R E S O L U T I O N (Resolution No. 1994-01)
RESOLUTION OF THE CITY OF IDAHO FALLS ADOPTING
COMPREHENSIVE PLAN

WHEREAS, pursuant to Idaho Code Section 67-6508, the City has a duty to conduct a comprehensive planning process to prepare, implement and periodically review and update its Comprehensive Plan;

WHEREAS, the City of Idaho Falls Planning and Zoning Commission has conducted numerous public hearings wherein input from the public has been solicited and considered;

WHEREAS, a summary of the proposed Comprehensive Plan was published in the Post Register prior to such public hearing;

WHEREAS, the City Council of the City of Idaho Falls desires to repeal it's present Comprehensive Plan and adopt a new Comprehensive Plan to serve as a guide for future planning and zoning decisions by the City;

NOW, THEREFORE, be it hereby resolved by the Mayor and City Council of the City of Idaho Falls as follows:

1. The Comprehensive Plan of the City of Idaho Falls dated September 10, 1981, prepared by the Idaho Falls Planning Division be and hereby is repealed.

2. The Comprehensive Plan dated September 14, 1993, prepared by the City of Idaho Falls Planning and Building Division, a copy is attached hereto and by this reference made a part hereof, be and hereby adopted as the official Comprehensive Plan of the City of Idaho Falls

3. The Plan shall become effective upon its execution by the Mayor.

4. Three copies of such Comprehensive Plan shall at all times be kept on file at the office of the City Clerk.

DATED this 11th day of February, 1994.

S/ Linda Milam
Linda Milam, Mayor

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It was moved by Councilmember Carlson, seconded by Mills, that this Plan be adopted and Mayor Milam be authorized to sign. Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, Erickson, and Mills; No, none; carried.

Mr. Milton Adam, 1438 South Woodruff Avenue, appeared again to voice his concern with regard to no sidewalks being installed when new streets and curbs and gutters are installed. Councilmember Carlson asked the Public Works Director to respond to the Policy regarding installation of sidewalks. Mr. Stanger explained that side walks are not installed until development of the property takes place, so as to not destroy the new walks with machinery.

The City Clerk presented the following monthly bills, dated January 1, 1994 through January 31, 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/SEWER</u>	<u>ELECTRIC</u>
SERV/MAT:	\$1,947,075.98	\$ 41,207.62	\$854,559.73	\$ 222,847.19	\$2,477,265.54
SALARY:	<u>870,059.86</u>	<u>56,457.89</u>	<u>26,016.72</u>	<u>103,809.41</u>	<u>178,207.37</u>
TOTAL:	\$2,817,135.84	\$ 97,665.51	\$880,576.45	\$ 326,656.60	\$2,655,472.91

	<u>SANITATION</u>	<u>RECREATION</u>	<u>LIBRARY</u>	<u>BRIDGE/ART ST</u>	<u>AMBULANCE</u>
SERV/MAT: \$	35,942.80	\$ 22,968.22	\$ 74,071.90	\$ 5,086.25	\$ 42,341.18
SALARY:	<u>54,023.30</u>	<u>30,607.81</u>	<u>37,124.16</u>	<u>.00</u>	<u>43,135.94</u>
TOTAL: \$	\$ 89,966.10	\$ 53,576.03	\$111,196.06	\$ 5,086.25	\$ 85,477.12

	<u>MUN EQUIP</u>	<u>SWIMMING POOL</u>	<u>MCS</u>	<u>CITY TOTALS</u>
SERV/MAT: \$	15,061.00	\$121,387.79	\$ 15,300.00	\$5,875,115.20
SALARY:	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>1,399,442.46</u>
TOTAL: \$	\$ 15,061.00	\$121,387.79	\$ 15,300.00	\$7,274,557.66

It was moved by Councilmember Hardcastle, seconded by Carlson, that the payment of check #6535 to Harris Graphics be duly ratified. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, and Carlson; No, none; carried. Councilmember Erickson abstaining. It was moved by Councilmember Hardcastle, seconded by Carlson, that the payment of check #6503 to Shawn Branson be duly ratified. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Hardcastle, and Eldredge; No, none; carried. Councilmember Branson abstaining. It was moved by Councilmember Hardcastle, seconded by Carlson, that payment of the remaining bills be duly ratified. Roll call as follows: Councilmembers Carlson, Erickson, Hardcastle, Eldredge, Mills, and Branson; No, none; carried.

The City Clerk presented monthly reports from Division and Department Heads. These were accepted by Mayor ProTem and ordered placed on file in the office of the City Clerk.

The City Clerk presented several license applications carrying all required approvals, including BEER Licenses for 19th Hole Cafe and Maverik Country Store #239. It was moved by Councilmember Mills, seconded by Hardcastle, that these licenses be issued. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, Carlson and Erickson; No, none; carried.

The City Clerk asked for Council ratification of the issuance of BEER TO BE CONSUMED ON PREMISES License to La Yaquisita; and several other licenses. It was moved by Councilmember Mills, seconded by Hardcastle, that the Council ratify this

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

The City Clerk asked for Council ratification for the publishing of legal notices calling for public hearings on February 10, 1994. It was moved by Councilmember Mills, seconded by Hardcastle, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, Mills, and Branson; No, none; carried.

The Traffic Safety Committee presented the following 8 recommendations:

City of Idaho Falls
February 10, 1994

MEMORANDUM

TO: Honorable Mayor Milam and Council
FROM: Monty G. Montague, Chief
SUBJECT: TRAFFIC SAFETY RECOMMENDATIONS

The Traffic Safety Committee submits the following recommendations for your consideration:

1. Darren Moss requests stop signs on John Adams and St. Clair to make a four-way stop. Studies revealed this intersection does not meet warrant for this type of signing. Therefore, it is respectfully submitted with the recommendation to deny.

2. Jack Nickerson requested split phasing on traffic signal at 17th Street and St. Clair. Data gathered by the Electric Department revealed this would not be feasible, as 17th Street would not be able to handle the peak hours with the added delay at this intersection. Also, the BMPO is looking at getting funding through the state to upgrade this intersection, which would include a traffic study by a State licensed traffic engineer. Therefore, it is respectfully submitted with the recommendation to deny the request for the split phasing and recommend the BMPO go ahead with the plans to have this intersection studied and also go after the funding through state grants.

3. Steven Winn, EG&G, Idaho, requested the committee look at the area of Fremont Avenue and DOE Place for pedestrian traffic. After much discussion with the EG&G representative, the committee makes the following recommendation. It is respectfully recommended a state license engineer do a comprehensive traffic study of the developing industrial complex of the entire area as stated.

4. Councilmember Mills requested we look at Rollandet from the Blue Room to 17th Street. He requested we look at removing the parking and changing the striping before the re-surfacing is done. Also Dean Wilkie reported a sight distance problem at 21st and Rollandet. The committee respectfully submits the following recommendations for your approval.

A. We recommend a channeling island be installed at 17th Street and Rollandet for north bound traffic on Rollandet to be restricted to "Right Turn Only" onto 17th Street and to not allow left turn.

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from west bound traffic on 17th Street to Rollandet. This recommendation is respectfully submitted for your approval.

B. We recommend the parking be removed approximately 38 feet to 40 feet north of West 21st Street on the west side of Rollandet Avenue (approximately 20 feet more than existing no parking zone). Attached proper signage "No parking from here to corner" and enforce via parking tickets and automobile towing if non-responsive actions are needed. Proper signage is needed on the north side of West 21st Street to maintain the clear view triangle. Proper signage is also needed on the south side of 21st Street and the south side of Rollandet designating proper parking locations. A larger stop sign is needed on the southwest corner of 21st Street. This larger sign will enable elderly and oncoming traffic to see and obey the control device. Center lines should be painted on all legs of this intersection to better establish lane usage.

5. Merchants in the area of the parking lot south of Chesbro's Music asked that this committee review said parking, as they would like more all day parking. After much review and consideration this committee makes the recommendation that the south row of the second section be changed from 2 Hour Parking to all day parking. This recommendation is respectfully submitted for your approval.

6. Nancy Plesner, Don Wilson Drug, requested 2 Hour Parking along with changing the current parallel parking be changed to angle parking on both sides of Corner Street between Elm and Walnut. The committee studied this area and found this would not be possible due to the width of the street, therefore, it is respectfully submitted with the recommendation to deny. (NOTE: the request for the 2 Hour Parking has gone back to the T.S. Committee).

7. School District 93 requested we look at the Falls Valley School/Hitt Road area as there will be students crossing Hitt Road to attend school beginning in the Fall of 1994. After discussion of this request, it is recommended that due to width of road and future development/growth and speed we do not want to encourage pedestrian crossing, therefore, this recommendation is respectfully submitted with the recommendation to deny.

8. Mayor Milam requested we look at County Cork and Waterford for the possibility of a four-way stop. Investigation revealed the stop sign should be reversed to stop County Cork instead of Waterford. Therefore, this committee respectfully submits this recommendation for your approval.

Each recommendation was considered separately. If there was no discussion or question, that particular recommendation was held for a vote with any others meeting the same criteria.

Councilmember Mills presented Recommendation No. 1. There being no question or discussion, it was held for vote until the end.

Councilmember Mills presented Recommendation No. 2. Mayor ProTem Erickson presented accident statistics for this intersection from Idaho Office of Highway Safety Report dated January 25, 1994. Councilmember Mills read further in the same report more statistics regarding the same intersection, but from the St. Clair Road perspective. A

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general discussion followed among the Councilmembers regarding the cost of implementing the split phase on this traffic signal, the further delay of traffic on 17th Street, and any other intersections with comparable traffic signalization. It was moved by Councilmember Mills, seconded by Hardcastle, that the request for split phasing at 17th Street on St. Clair Road be denied. Roll call as follows: Ayes, Councilmembers Mills, and Hardcastle; No, Councilmembers Erickson, Branson, Eldredge, and Carlson; Motion did not pass.

Councilmember Mills presented Recommendation No. 4. After a brief discussion regarding Item "a", it was moved by Councilmember Mills, seconded by Hardcastle, that this item be recessed until next Council Meeting. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, Carlson, and Erickson; No, none; carried.

Item "b" under Recommendation No. 4 was presented. Joseph Campbell, a citizen living in Shelley, working in Idaho Falls, and going to school in Pocatello, appeared to make a recommendation for 17th Street and Rollandet as he does delivery work and travels that area frequently. Councilmember Mills further explained that this recommendation was for the improvement of sight distance. There being no further discussion, it was moved by Councilmember Mills, seconded by Hardcastle, that this recommendation be followed. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; carried.

Councilmember Mills presented Recommendation No. 5. Paul Holland, Library Director, appeared regarding parking problems behind Library. Vanetta Griggs from Chesbro Music Company on Broadway appeared to favor this recommendation. Dorsal Catmull, 1325 Homer, appeared to voice his concern at this recommendation. It was moved by Councilmember Mills, seconded by Hardcastle, that this recommendation be referred back to the Traffic Safety Committee for further consideration. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, Mills, and Branson; No, none; carried.

Councilmember Mills presented Recommendation Nos. 6 and 7. There being no discussion or questions, these items were held for vote until all other items were presented.

Councilmember Mills presented Recommendation No. 8. The subject area was located on the map, and a brief discussion followed. C. E. White, 3280 Chapparel, commented that he lived in this area and made some suggestions. It was moved by Councilmember Mills, seconded by Hardcastle, that the request for a 4-way stop be denied. Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, Erickson, and Mills; No, none; carried.

Councilmember Mills then brought Recommendation Nos. 1, 3, 6 and 7 before the Council again for vote. It was moved by Councilmember Mills, seconded by Hardcastle, that the Recommendations be upheld as written. Roll call as follows: Ayes, Councilmembers Erickson, Mills, Hardcastle, Eldredge, and Carlson; No, Councilmember Branson; Carried.

The Municipal Services Director presented the following two memos:

City of Idaho Falls
February 7, 1994

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUTHORIZATION TO BID ONE (1) NEW 1994 MID SIZE SEDAN

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It is respectfully requested that the Council authorize Municipal Services to bid one (1) new 1994 mid size sedan.

S/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Branson, that authorization be given to advertise for bids. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Mills, Eldredge, Carlson, and Erickson; No, none; carried.

City of Idaho Falls
February 7, 1994

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: TABULATION AND AWARD OF BID - UPGRADE AT WASTE WATER TREATMENT PLANT LAB

Attached for your consideration is a tabulation of bids for upgrading the electrical system and HVAC equipment and systems at the Waste Water Treatment lab.

Municipal Services and Bradley Engineering recommend accepting Wheeler Electric's low responsive bid in the amount of \$36,460.00.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Carlson, that the bid be awarded as recommended.

The Electric Manager submitted the following memo:

City of Idaho Falls
February 7, 1994

MEMORANDUM

TO: Mayor and Council
FROM: G.S. Harrison, Manager
SUBJECT: SUBSTATION EQUIPMENT

The Electrical Division requests authorization to advertise for bids for substation equipment for the new Sandy Downs Substation and an addition to the North Boulevard Substation. The equipment includes one transformer, circuit switches, and circuit breakers. These items are included in the budget.

S/ G.S. Harrison

It was moved by Councilmember Carlson, seconded by Eldredge, that authorization be given to advertise for bids on substation equipment as requested. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, Mills, and Branson; No, none; carried.

The Parks and Recreation Director presented the following memo:

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City of Idaho Falls
February 1, 1994

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Director of Parks and Recreation
SUBJECT: SOUTH TOURIST PARK FENCE PROJECT

The Division of Parks and Recreation respectfully requests authorization to receive bids on the construction of a security/landscape fence to be installed at South Tourist Park. This Project has been submitted to the State and has received verification of fifty-percent funding through the Idaho State Recreational Vehicle Grant Program.

S/ David J. Christiansen

It was moved by Councilmember Branson, seconded by Mills, that authorization be given to advertise to receive bids for the construction of said fence. Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, Erickson, and Mills; No, none; carried.

The Planning and Building Director presented the following two memos:

City of Idaho Falls
February 7, 1994

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: COUNTY PLAT - HERITAGE INDUSTRIAL PARK

Attached is a copy of the final plat of the Heritage Industrial Park which is located generally on the west side of South Yellowstone Highway and north of York Road. Consideration of this plat is necessary inasmuch as it is located within one mile of the City limits. The City Planning Commission recently considered this matter and at that time recommended approval of the plat as presented. This property is currently zoned commercial and industrial in the county. It is planned to be developed as an industrial park. This department concurs with that recommendation. This matter is now being submitted to the Mayor and City Council for consideration.

S/ Rod Gilchrist

Councilmember Carlson asked the Director of Planning and Building to locate this area on the map. It was moved by Councilmember Carlson, seconded by Eldredge, to approve this Final Plat and authorize the Mayor and City Engineer to sign. Roll call as follows: Ayes, Councilmembers Erickson, Mills, Branson, Hardcastle, Eldredge, and Carlson; No, none; carried.

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City of Idaho Falls
February 7, 1994

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: RESOLUTION: TAYLOR TOLL BRIDGE REPLICA

Attached are two copies of a resolution prepared by the State of Idaho regarding State funding for the Taylor Toll Bridge Replica project. This is the project that the local Rotary Club has been working on for some time. The grant referred to in the resolution provides for the preparation of plan and specifications for the project. A \$2,000.00 match is required to cover the Department of Transportation costs. This money will be provided by the local Rotary Club. This department respectfully requests approval of the resolution and authorization of the necessary signatures.

S/ Rod Gilchrist

R E S O L U T I O N (Resolution No. 1994-02)

WHEREAS, the Idaho Transportation Department, Division of Highways, hereafter called the State, has submitted an Agreement stating obligations of the State and the City of Idaho Falls, Idaho, for the construction of Taylor Toll Bridge Replica; and

WHEREAS, the State is responsible for obtaining compliance with laws, standards and procedural policies in the development, construction and maintenance of improvements made to the Federal-Aid Highway System when there is federal participation in the costs; and

WHEREAS, the State can only pay for work associated with the State Highway System; and

WHEREAS, the City is fully responsible for its share of project costs; and

WHEREAS, it is intended that the project shall be developed and constructed so as to receive federal participation;

NOW, THEREFORE, BE IT RESOLVED:

1. That the Agreement for Federal-Aid Highway Project CM-1000 (103) is hereby approved.

2. That the Mayor and the City Clerk are hereby authorized to execute the Agreement on behalf of the City.

3. That duly certified copies of the Resolution shall be furnished the Idaho Transportation Department, Division of Highways.

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CERTIFICATION

I hereby certify that the above is a true copy of a Resolution passed at a regular, duly called meeting of the City Council, Idaho Falls, held on February 10, 1994.

Rosemarie Anderson
CITY CLERK

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

The Public Works Director submitted the following two memos:

City of Idaho Falls
February 4, 1994

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: BID AWARD - WELL NOS. 9/10 ELECTRICAL MODIFICATION

On January 27, 1994, bids were received and opened for Well Nos. 9/10 Electrical Modifications. The bid results are as follows:

Mountain West Electric, Inc.	\$76,494.00
Wheeler Electric	\$89,780.00
Engineer's Estimate	\$73,200.00

Public Works recommends award of the bid to Mountain West Electric, Inc., in the amount of \$76,494.00 and authorization for the Mayor to sign the necessary documents.

S/ Chad Stanger

It was moved by Councilmember Eldredge, seconded by Branson, that this bid be awarded as presented and the Mayor be authorized to sign the necessary documents. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; carried.

City of Idaho Falls
February 4, 1994

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: BID AUTHORIZATION - WELL #17

FEBRUARY 10, 1994

Public Works requests authorization to advertise and receive bids for construction of the chlorine contact chamber and pump station for Well #17.

S/ Chad Stanger

It was moved by Councilmember Eldredge, seconded by Branson, that authorization be given to advertise to receive bids as presented. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, Mills, and Branson; No, none; carried.

There being no further business, it was moved by Councilmember Hardcastle, seconded by Eldredge, that the meeting adjourn at 9:05 P.M.; carried.

Rosemarie Anderson
CITY CLERK

Melvin Erickson
Mayor PROTEM