

## JANUARY 20, 1994

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The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, January 20, 1994, in the Council Chambers at 140 South Capital Avenue, Idaho Falls, Idaho. The Mayor called the Meeting to order at 7:30 P.M. and, upon roll call, the following were found to be present: Mayor Linda Milam; Councilmembers Beverly Branson, Larry Carlson, Brad Eldredge, Melvin Erickson, and Ida Hardcastle. Absent: 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 6, 1994 Regular Meeting. The minutes were approved.

The Mayor and Councilmembers honored City Employee Retirees Glenna Jorgensen, Wayne Lanier, Bryan Morgan, and Paul Wise.

The Mayor asked Councilmember Erickson to conduct annexation proceedings for Old Faithful Beverage Company Property. It was noted that these proceedings had been recessed from December 9 and then again from December 21, 1993 Meetings. At the request of Councilmember Erickson, the City Clerk read the following memo:

City of Idaho Falls  
December 6, 1994

### MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist, Director Planning & Building Division  
SUBJECT: FINAL PLAT AND ANNEXATION - OLD FAITHFUL BEVERAGE COMPANY

Attached is a copy of the Final Plat, Annexation Ordinance, and Annexation Agreement of Lot 1, Block 1, Old Faithful Beverage Company. This property is located adjacent to and on the north side of Sunnyside Road, and contains approximately 5 acres. Also attached, is an Annexation Ordinance and Annexation Agreement for a portion of property adjacent to and immediately east of this property making the property contiguous to the City of Idaho Falls. This property is not being developed at this time and is being annexed prior to platting.

The Planning Commission recently considered this matter and at that time recommended annexation of the property, approval of the Final Plat, and initial zoning of I & M-1 for the Old Faithful Beverage Company, and R-3A for the unplatted portion. This Department concurs with that recommendation. This matter is now being submitted to the Mayor and City Council for consideration.

S/ Rod Gilchrist

Councilmember Erickson asked if there was any representative present from Old Faithful Beverage Company.

Mr. Carl Wright, General Manager of Old Faithful Beverage Company, appeared to state that he has been unable to contact Mrs. Kinghorn with regard to her commitment to annex this property. They have tried to contact her attorney. They further stated that they have complied to all requests made by the City. He requested as extension of time for this proceeding to be able to further try to contact Mrs. Kinghorn or her attorney to be able to

resolve this matter. It was moved by Councilmember Erickson, seconded by Carlson, that this annexation proceedings be recessed to the February 10, 1994 Council Meeting. Roll call

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

The Mayor asked Councilmember Erickson to conduct annexation proceedings for Westridge Addition, Division No. 2. At the request of Councilmember Erickson, the City Clerk read the following memo:

City of Idaho Falls  
January 14, 1994

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: FINAL PLAT & ANNEXATION - WESTRIDGE ADDITION, DIVISION NO. 2

Attached is a copy of the final plat, annexation ordinance, and annexation agreement of Westridge Addition, Division No. 2. This is planned to be a single-family residential development with both single-family detached and single-family attached housing built under the zero lot line regulations. This project was recently considered by the Planning Commission. At that time, they recommended approval of the plat, annexation to the City and initial zoning of R-1 and R-3 as requested. This Department concurs with that recommendation. This matter is now being submitted to the Mayor and City Council of consideration.

S/ Rod Gilchrist

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

Mr. Daryl Kofoed, Mountain river Engineering, 1020 Lincoln Road, appeared representing the developers. He further explained that they are in strict compliance with the preliminary plat. The Mayor closed the hearing. It was moved by Councilmember Erickson, seconded by Carlson, that the final plat of Westridge Addition, Division No. 2 be approved, and that the Mayor, City Clerk and City Engineer be authorized to sign. Roll call as follows: Ayes, Councilmembers Carlson, Eldredge, Erickson, Hardcastle, and Branson; No, none; carried.

It was then moved by Councilmember Erickson, seconded by Carlson, that the annexation agreement be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, and Branson; No, none; carried.

Councilmember Erickson asked the City Attorney to read the following ordinance title:

**ORDINANCE NO. 2126**

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.

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The following ordinance was presented in title. It was moved by Councilmember Erickson, seconded by Carlson, that the provisions of Section 50-902 of the Idaho Code requiring all ordinances to be fully read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-902 OF THE IDAHO Code REQUIRING ALL ORDINANCES TO BE FULLY READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, and Erickson; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, Councilmembers Erickson, Carlson, Eldredge, Branson, and Hardcastle; No, none; carried.

The Mayor declared open a public hearing to consider the initial zoning of the newly annexed area. It was moved by Councilmember Erickson, seconded by Carlson, that the initial zoning of Westridge Addition, Division No. 2 be established as R-1 and R-3 and that the comprehensive plan be amended to include the area annexed herewith, and that the City Planner be instructed to reflect said annexation, zoning and amendment to the comprehensive plan on the comprehensive plan and zoning maps located in his office. Roll call as follows: Ayes, Councilmembers Erickson, Branson, Hardcastle, Eldredge and Carlson; No, none; carried.

The Mayor declared open a public hearing to consider the appeal from the decision of the Board of Adjustment regarding a request for variance from the sign requirements for Legends Convenience Store. At the request of Councilmember Erickson, the City Clerk read the following memo:

City of Idaho Falls  
January 14, 1994

MEMORANDUM

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

Attached is a copy of an appeal from a decision of the Board of Adjustment regarding a request for a variance from the sign requirements of the PT-2 Zone. This variance was submitted by Legends Convenience Store, 1490 Fremont Avenue.

The Ordinance permits placing of both a pole sign and a ground sign on each arterial street frontage. This property is located at the intersection of Fremont and Science Center Drive, both minor arterials. The petitioner is requesting one oversized pole sign rather than two signs. The staff feels that the intent of the Ordinance is to reduce signage in the PT-2 Zone. Granting of the variance would accomplish this; the proposed pole sign would result in one pole sign 84 sq. ft. in size rather than 64 sq. ft. at two locations for a total of 128 sq. ft. as allowed by the Ordinance.

The Department recommends the variance be granted, with the condition that the property be limited to one pole sign.

s/ Rod Gilchrist



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Councilmember Erickson stated that there was a certain amount of landscaping that was required to this property that has not been completed. The Director of Planning and Zoning explained what was agreed upon at the time of annexation. It was moved by Councilmember Erickson, seconded by Carlson, that the variance as presented be granted and that the original agreement of landscaping be completed. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Eldredge, Carlson, and Erickson; No, none; carried. Councilmember Erickson charged the Director of Planning and Building with the responsibility to write to the sign company in violation.

The Mayor declared open a public hearing to consider the revision of the Comprehensive Plan for the City of Idaho Falls. At the request of Councilmember Erickson, the City Clerk read the following memo:

City of Idaho Falls  
January 14, 1994

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: REVISION OF COMPREHENSIVE PLAN

Attached are copies of the proposed Policy Statement regarding the revision of the Comprehensive Plan for the City of Idaho Falls. These policies were compiled after a series of work sessions held by the City Planning Commission and public information meetings held during the year 1993. In preparing this draft, input was received from over 1,700 individuals.

The Planning Commission, late in 1993, held two official public hearings regarding this matter. After the second hearing, they unanimously recommended adoption of the plan as recommended. This Department concurs with that recommendation. This matter is now being submitted to the Mayor and City Council for consideration.

S/ S. Craig Lords

Councilmember Erickson commended Renee' Magee for her great effort in completing this task. The Director of Planning and Building made brief comments with regard to the comprehensive plan, then turned some time over to Renee' Magee who further explained this concept.

C. E. White, Jr., 3280 Chaparral Drive, appeared to state his approval of the plan and to commend Renee' Magee who further explained this concept.

Jerry Jayne, 1568 Lola Street submitted the following statement:

**PROPOSED REVISIONS TO THE IDAHO FALLS COMPREHENSIVE STATEMENT**

**Comments for the record of the Public Hearing,  
held by the Idaho Falls City Council,  
January 20, 1994.**

**Jerry Jayne, 1569 Lola St., I. F. 83402**

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I can appreciate that a great deal of work had gone into the preparation of these proposed revisions. After reading the section on proposed Policy Statements, one can also appreciate that a great deal more effort will be required over the coming years on the part of all Idaho Falls citizens to make the revised plan work.

### **SPECIAL AREAS**

I think that most of the proposed policies for Special Areas are commendable.

The emphasis on trees is wise, and so is the conservation of historic resources.

Improving entryways into the City sounds good too. One of the standards proposed is "Control the type, location, and number of signs". I hope we can get a meaningful sign ordinance; we need it. Broadway and other main streets are quite ugly. Hopefully, we can control signs on all streets, not just the entryways.

Another suggestion relative to signs is to prohibit unneeded illuminated signs. These waste electricity and generate ugliness and glare. Some lighted signs can be justified and some cannot; e.g., motel signs on the one hand, and signs advertising goods and services only available during the day on the other.

For the Downtown Special Area, I heartily agree that we need a pedestrian area.

Most of us are proud of our Greenbelt. I'm not sure how many adjacent specialty shops and cafes we need. My main suggestion on the greenbelt is to use available money to buy land needed for it, before we spend a great deal on developing the areas already in public ownership. In fact, it probably isn't necessary to develop all of the greenbelt, but rather leave it in a semi-developed condition.

Another special area not mentioned, but perhaps the only concern for the future is to assure adequate funding.

### **GROWTH AND DEVELOPMENT**

I also generally support the proposed policies for Growth and Development.

Under the form of development, the following proposed program is a good idea: "Use the fiscal impact model to evaluate major subdivision and development proposals."

The proposed standards are also good, e.g.:

\*"Encourage compact development";

\*"Buffer and protect expensive public investments";  
and especially this one:

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\*"Growth should be located where it will be responsive to public needs. Development is more than just a matter of private enterprise. Development decisions affect our tax base, public service and expenditure patterns, community appearance, traffic patterns, and resident convenience and safety. Transportation costs, municipal service costs, and short and long range tax requirements are valid concerns in land use decisions."

Under residential development, I'd like to emphasize this very good proposed standard:

\*"Bicycle trails should tie residential neighborhoods into bicycle routes that link schools, shopping, and employment."

The industrial development section also has good ideas. I am little concerned about what would be included under the term "heavier industries" (p. 24, bottom).

Under commercial development, I'd like to see a little more discussion of the "Shopping Mall Syndrome", by which I mean the appearance of a new mall or other major shopping center which displaces or even shuts down much of the business in an existing mall or in other areas. Is this a healthy state of affairs? If not, what can we do about it?

Under recreational development, I do agree that we should develop more facilities for our young people, but I question if an amusement park should be a wise choice.

I also hope that we don't overdevelop our existing City parks. One of the programs proposed more development for some of the small parks. But if much more development is put into, say 1.2 acre Antares Park, there won't be much park left.

It's unfortunate the City and County weren't able to acquire the Taylor Mountain land for a regional park. If we have such an opportunity again, I hope we don't lose out again.

I notice a proposal in another section of the plan revision, to enlarge the City Zoo. This is probably all right, but I would be concerned that we not acquire animals we are not prepared to handle properly; this would be those which need large, semi-natural areas and/or which are highly sensitive to captivity.

On the subject of animals, I want to mention a very "unspacial area", the dog pound. I suggest that we spend a little money on public education regarding unwanted pets, and what happens to them. Idaho Falls kills about 3,000 dogs a year, and that doesn't say much for our collective responsibility.

**NOT COVERED IN PROPOSED REVISIONS**

**Annexation Policy**

There seems to be no explicit policy to guide decisions on annexation of land into the City of Idaho Falls, that is, on whether or when annexation is appropriate.

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The City Planning Commission generally recommends for approval, and the Idaho Falls City Council generally approves, most requests for annexation into the City of Idaho Falls, unless there is significant local opposition to a special proposal. Even then, it appears that the request is eventually approved, perhaps somewhat modified from the original request.

This may make sense in some cases. But I think in general that it's time to start questioning other future annexations. We need to think more about how large we want Idaho Falls to become and how quality of life is related to size.

Idaho Falls has reached a size where continued growth creates problems, perhaps worse than those it solves.

These adverse impacts include:

- \*Stretched and diluted services and utilities; the need for more police, more fire protection, new and widened streets, new sewer lines, and more electricity.

- \*Schools even more overcrowded, with an increasing public reluctance to fund the construction of new ones.

- \*Higher taxes. The "Broader Tax Base" argument used by growth proponents is laughable. As cities grow, tax rates typically increase.

- \*Increased traffic congestion.

- \*Increased air pollution.

- \*More noise.

- \*Loss in the sense of community.

The growth of our cities proceeds largely because land developers, realtors, and others with economic interests in growth are well organized and vociferous. Meanwhile, the rest of us are more passive and disorganized. But our quality of life is being eroded by further growth.

The growth, whether of cities, or of populations in general, must by necessity end some time. When we have the choice, it's better to plan away from an undesirable trend than to passively accept its unpleasant consequences. The longer we stay on the growth curve, the more unpleasant the consequences will be.

So, I hope that the City Council will consider an annexation policy which does not encourage the expansion of Idaho Falls out into the countryside. Instead of approval, I think we should make denial of annexation requests the normal response. For any which are approved, the new developer should cover their full cost.

We might also make the proposed Impact Area for Idaho Falls somewhat smaller than proposed to Bonneville County in 1991.

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It isn't as if we somehow needed to sprawl greatly. Table I, Page 5, from the Chapter on Land Use in the proposed revisions, show that 17% of the area inside Idaho Falls is vacant land and structures.

In addition, I suggest that the City consider doing the following:

\*Increase public awareness of the growth issue. Publicize the positive and the negative aspects of continued growth.

\*Encourage public dialog on the issue. Provide for genuine public information and involvement especially for those without direct economic benefit from continued growth.

**ELECTRICAL ENERGY CONSERVATION POLICY**

I would also like to see us adopt a policy of electrical energy conservation. Some aspects might include:

\*An increasing block rate structure;

\*Banning unnecessary lighted signs;

\*Questioning B.P.A.'s requirement that new "Good Sense" homes have electric heating.

Councilmember Erickson expressed concerns from former Committee Chairman Mills to Planning and Zoning Division.

It was moved by Councilmember Erickson, seconded by Carlson, that this item be postponed to the February 10, 1994 Council Meeting. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, and Branson; No, none; carried.

C. E. White Jr., 3280 Chaparral Drive, commended the Electric Division for their great effort in getting the City of Idaho Falls' power restored due to the earthquake in Southern California.

Mayor Milam asked Tony Huegle, Post Register Reporter, to introduce his guest, his daughter Hannah. The Mayor thanked Hannah for her participation in the D.A.R.E. Program and also for her thank-you note from the 6th Grade Class at Hawthorne.

The City Clerk presented several license applications carrying all required approvals. It was moved by Councilmember Erickson, seconded by Carlson, that these licenses be issued. Roll call as follows: Ayes, Councilmembers Erickson, Branson, Hardcastle, Eldredge, and Carlson; No, none; carried.

The City Clerk asked for Council ratification of the issuance of BEER licenses to Chevron One-Stop, Choices, Inc., Round Table Pizza, and La Yaquesita; and several other licenses. It was moved by Councilmember Hardcastle, seconded by Carlson, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmembers Eldredge, Carlson, Erickson, Branson, and Hardcastle; No, none; carried.

Memo from the Chief of Police, recessed from December 21, 1993:

City of Idaho Falls  
December 15, 1993

MEMORANDUM

TO: Honorable Mayor Linda Milam, and Councilmembers

FROM: Monty G. Montague, Chief  
SUBJECT: REVOCATION OF PHOTOGRAPHERS LICENSE

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It is respectfully recommended the Photographer License issued to Sharon Ryan or Fine Line Photographics on December 2, 1993 be revoked. Ms. Ryan no longer resides at the address given on the application. The location of her new residence does not meet the zoning requirements for this type of business.

S/ Monty G. Montague

Chief Montague explained further the request. Sharon Ryan offered an explanation of her circumstances and requested to have her license reinstated.

January 20, 1994

TO WHOM IT MAY CONCERN IN IDAHO FALLS, IDAHO, CITY GOVERNMENT OFFICES:

My name is Sharon Ryan. In September, 1992, I moved from 1615 Parley Drive, here in Idaho Falls, to 171 West Stone Run, also in Idaho Falls, taking my "home occupation" photography business with me. Recently it has come to my attention that the area of my current residence is designated a "Residence Park Zone", and precludes the operation of home occupations. A phone call in late December of 1993 from Idaho Falls Chief of Police Montague informed me that the 1994 City Photographer's License mistakenly issued to me at the Parley address was not valid for Stone Run.

I would like for the City Council to review this situation and move to reinstate my license after considering the following points:

1. From papers to me by Renee Magee, Assistant Planning Director, Division of Planning and Building for the City, I suggest that my Photography business is not, in fact, a home occupation. The definition reads, "A home occupation shall mean any occupation or profession conducted entirely within the dwelling or an accessory building and carried on by persons residing therein." My business is not conducted entirely within my dwelling or an accessory building, assuming an accessory building to be one owned or rented by me, and existing on my property. I shot 77 rolls of film in 1993 for paying customers; of those 70 rolls, or 91%, were shot away from my home "on location."

2. If the intent of the law is to prevent undue traffic and commotion in the neighborhood, please consider that:

a. My business is very small - in the \$10,000 per year gross category.

b. I have no shingle.

c. I do no advertising - my business is by word of mouth.

d. The traffic I do create amounts to an average of perhaps two vehicles per week, and results from three specific activities, any and all of

which can be modified to eliminate even this traffic if the City Council deems necessary:

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aa) Occasionally I take pictures at my home. If a customer wants photos against a canvas or paper background, I set up at home where I know I have room, rather than haul backgrounds and equipment elsewhere, only to find insufficient space to sets up. Obviously, if this is a point of no concession from the Council, I can shoot exclusively on location.

bb) I sometimes send film out of town for processing and printing, or order folders from elsewhere, etc. Those items are usually delivered UPS. I can eliminate these deliveries by having everything sent through the U. S. Post Office, in which case the mail person would include the items in his regular delivery, creating no additional traffic.

cc) If there is no other convenient means of distribution, I ask people to pick up their pictures at my house. One example, I shoot pictures of ice skaters in connection with a spring skating program. By the time the completed photo packets come back to me, the ice is gone and the skaters do not congregate again until the following November, leaving me no convenient, timely, central distribution point. If the Council finds this practice unacceptable, alternative options include mailing the photos, delivering them personally, or finding another distribution point. My first choice, of course, is to continue as per precedent, as it proves efficient for me, and the traffic created is negligible, as people stop by at their convenience over a two or three week period.

e) The trips I make personally in and out of our driveway in connection with the business are often connected with ones I would make anyway, as to the grocery store, etc.

In considering the issue of traffic created by my business, please keep in mind that if I had an outside job here in town, and came home for lunch, I would be going up and down our street four times per day, twenty times per week. The combined traffic created by my photography business is considerably less than this.

My first choice is for the Council to agree that my business is indeed not a home occupation, and allow me to continue as in the past. If that is not forthcoming, please allow that many of the things I do, such as filling out paperwork, having files and equipment on hand, using the telephone, having people occasionally stop by, are things anyone, at least sometimes, does at home regardless of who his employer is. I then ask that you tell me which business activities I can and can't carry on at home, and work with me to find courses of action satisfying to all.

Thank you,

Sincerely,  
s/ Sharon Ryan  
171 West Stone Run  
Idaho Falls, Idaho 83404  
(208) 522-3255

The City Attorney explained the zone her new home is located in and what is involved in a Home Occupation. It was moved by Councilmember Hardcastle, seconded by Carlson to

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redirect this issue back to the Municipal Services Council Committee. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Eldredge, Carlson, and Erickson; No, none; carried.

A Water Connection Fee Ordinance was presented. It was noted that this Ordinance had been previously passed on two readings. The following memo was presented:

City of Idaho Falls  
January 18, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: WATER CONNECTION FEES

The Water Connection Fee Ordinance was tabled on December 9, 1993, following consideration on a third reading. The tabling action resulted from a number of objections and concerns expressed at the meeting by developers and homebuilders.

As earlier expressed, the proposed fee schedule is based upon average densities and peak hour consumption and does not address the many individual variables associated with different subdivisions and types of development. If the City Council is not satisfied with this approach, the matter could be submitted to a consulting firm for analysis and recommend changes. Otherwise, Public Works recommends adoption of the Ordinance as presented.

S/ Chad Stanger

This not being a public hearing, comments were registered by the following individuals: Bob Utterbeck, 244 Stone Run Lane, J. R. Hayes, 2020 East 113th South, Robert Johansen, 298 West Harvest Run, David Heath, 475 West Anderson, and Daryl Kofoed, representing Rosewood Builders and Larry Reinhart. The foregoing ordinance was presented in title. It was moved by Councilmember Eldredge, seconded by Branson, that the provisions of Section 50-902 of the Idaho Code requiring all ordinances to be fully read on three several days be dispensed with, the question being, "SHALL THE PROVISIONS OF SECTION 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE FULLY READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, Councilmembers Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the Ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, Councilmembers Eldredge, Hardcastle, Branson, Carlson, and Eldredge; no, none; carried.

The Electric Division Manager submitted the following memo:

City of Idaho Falls  
January 13, 1994

MEMORANDUM

TO: Mayor and City Council

FROM: G. S. Harrison, Manager  
SUBJECT: FERC HEADWATER BENEFITS

**JANUARY 20, 1994**

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Attached is a letter from Van Ness, Feldman and Curtis, our legal counsel in Washington, D. C., relating to the settlement of headwater benefits assessed the City by the Federal Energy Regulatory Commission. FERC has agreed to the settlement of this issue for the amount of \$72,815.00. This will account for all benefits for the Bulb Turbine and Gem State Projects through December 31, 1993.

Legal Counsel and the Electric Division recommend settlement of the FERC assessed headwater benefits for \$72,815.00 and request City Council authorization to prepare an offer of settlement. This is a budgeted item. The City Attorney has reviewed this matter.

S/ G.S. Harrison

It was moved by Councilmember Carlson, seconded by Eldredge, that the FERC-assessed headwater benefits be paid as stated. Roll call as follows: Ayes, Councilmembers Carlson, Eldredge, Erickson, Hardcastle, and Branson; No, none; carried.

The Fire Chief submitted the following memo:

City of Idaho Falls  
January 18, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Richard E. Hahn, Fire Chief  
SUBJECT: ACCEPTANCE OF E. G. & G. PURCHASE ORDER FOR SERVICES

Attached is a purchase order from E. G. & G. concerning services. The Fire Department respectfully requests authorization for the Mayor and City Council to accept said purchase order.

S/ Richard Hahn

It was moved by Councilmember Hardcastle, seconded by Carlson, that the E.G.&G. Purchase Order be accepted and the Mayor authorized to sign. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, and Branson; No, none; carried.

It was moved by Councilmember Hardcastle, seconded by Carlson, that the E.G.&G. Purchase Order be accepted and the Mayor authorized to sign. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, and Branson; No, none; carried.

The Municipal Services Director submitted the following 7 memos:

City of Idaho Falls  
January 14, 1994

MEMORANDUM

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

SUBJECT: CHARGE-OFF - UNPAID UTILITY ACCOUNTS 1989 AND OTHER  
UNCOLLECTIBLE ACCOUNTS

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Municipal Services respectfully requests authorization to charge off as uncollectible all utility accounts that have not had a transaction since 1989, which includes, but is not limited to, bankruptcies, skips, deceased person and those with no assets. These accounts total \$183,678.46 which is .58% of sales for that year.

It is further requested that authorization be given to charge off the following accounts as uncollectible: Ambulance-\$151,993.76, accounts receivable-\$19,224.04, and returned checks-\$940.36.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Erickson, that authorization be given to charge off all accounts listed. Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, and Erickson; No, none; carried.

City of Idaho Falls  
January 12, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: DEFERRED COMPENSATION PROVIDER AGREEMENT

The City's Deferred Compensation Committee has recommended that the Mayor and City Council approve an agreement with the Variable Annuity Life Insurance Company (VALIC) making them a Deferred Compensation provider for the City.

It is respectfully requested that the Council approve the necessary documents and the Mayor be authorized to sign.

S/ S. Craig Lords

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

City of Idaho Falls  
January 10, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-94-9, ONE (1) NEW 1993 MOTOR GRADER

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Attached is the recommendation of Municipal Services to accept the low bid of Scott Machinery Company, to furnish one new John Deere Motor Grader, Model 770B-H for an amount of \$111,945.00 with trade-in.

S/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Erickson, to accept the low bid of Scott Machinery Company, as indicated. Roll call as follows: Ayes, Councilmembers Eldredge, Carlson, Erickson, Branson, and Hardcastle; No, none; carried.

City of Idaho Falls  
January 10, 1994

MEMORANDUM

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

Attached is the tabulation of bids for the above referenced project.

It is the recommendation of Municipal Services to award the bid to the low responsive bidder Vern Clark & Sons Construction Company, Inc. in the amount of \$17,239.00.

S/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Erickson, that the bid be awarded as recommended. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Eldredge, Carlson and Erickson; No, none; carried.

City of Idaho Falls  
January 13, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: PURCHASE PROPOSAL FOR THE CITY'S AS400 IBM COMPUTER

Attached for your consideration is a proposal from Minitex Computers Inc., to purchase the City's old AS400 Computer Equipment for \$2,500.00.

It is the recommendation of Municipal Services that the said proposal be accepted.

S/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Erickson, that the said proposal be accepted. Roll call as follows: Ayes, Councilmembers Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; carried.

**JANUARY 20, 1994**

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City of Idaho Falls  
January 14, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-94-8, ONE (1) NEW MOTOR CONTROL CENTER

Attached is the tabulation for Bid IF-94-8, One (1) new motor control center for Well 9/10.

It is the recommendation of Municipal Services to accept the low valid bid meeting specifications of D&S Electric Supply to furnish the required equipment for an amount of \$48,500.00.

s/ S. Craig Lords

It was moved by Councilmember Hardcastle, seconded by Erickson, that the bid be awarded as recommended. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Hardcastle, Eldredge, and Branson; No, none; carried.

City of Idaho Falls  
January 14, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: AUTHORIZATION TO BID TRAFFIC PAINT AND SOLVENT

Municipal Services respectfully requests authorization to advertise and receive bids for Traffic Striping Paint and Solvent.

S/ S. Craig Lords

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

The Public Works Director submitted the following memo:

City of Idaho Falls  
January 11, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works  
SUBJECT: EASEMENT VACATION - SOUTH TOWNE INDUSTRIAL PARK  
ADDITION

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As earlier authorized, the City Attorney has prepared an ordinance and Quitclaim Deed, vacating a portion of an easement located in the South Towne Industrial Park Addition.

Public Works recommends vacation of this easement and authorization for the Mayor to sign the related documents.

S/ Chad Stanger

The City Attorney read the Ordinance title:

**ORDINANCE NO. 2128**

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 OWNER OF THE ADJACENT LAND, AND NAMING HIM; PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

The foregoing ordinance was presented in title. It was moved by Councilmember Eldredge, seconded by Branson, that the provisions of Section 50-902 of the Idaho Code requiring all ordinances to be fully read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-902 OF THE IDAHO Code REQUIRING ALL ORDINANCES TO BE FULLY READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, Councilmembers Hardcastle, Branson, Eldredge, Carlson, and Erickson; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: ayes, Councilmembers Erickson, Carlson, Eldredge, Branson, and Hardcastle; No, none; carried.

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

City of Idaho Falls  
January 20, 1994

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Monty G. Montague  
SUBJECT: TRAFFIC SAFETY RECOMMENDATIONS

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

Lucille Batie requested two handicap parking spaces in the 500 block of Shoup Avenue on the east side of the street, located on both sides of the alley. The Committee determined there is a need for one handicap parking space in this

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block. Therefore, this item is respectfully submitted with the recommendation that a handicap parking space be installed on the east side of Shoup Avenue in the 500 block, on the north side of the alley.

S/ Monty G. Montague

It was moved by Councilmember Hardcastle, seconded by Erickson, that the above recommendation be granted. Roll call as follows: Ayes, Councilmembers Erickson, Branson, Hardcastle, Eldredge, and Carlson; No, none; carried.

Mayor Milam made the following appointments and re-appointments: Three terms on the board of Adjustment, those being Wally Burns and Ken Huntington (re-appointment of five-year terms) and Jake Cordova (re-appointment for four-year term). It was moved by Councilmember Erickson, seconded by Carlson, that these re-appointments be confirmed. Roll call as follows: Ayes, Councilmembers Eldredge, Carlson, Erickson, Branson, and Hardcastle; No, none; carried.

There being two openings on the Planning Commission, the Mayor re-appointed Kurt Karst (to a five-year term) and appointed Doris Backstrom from School District No. 91. It was moved by Councilmember Erickson, seconded by Carlson, to confirm this appointment and re-appointment. Roll call as follows: Ayes, Councilmembers Branson, Hardcastle, Eldredge, Carlson, and Erickson; No, none; carried.

The Mayor further explained that the Idaho Falls Redevelopment Agency has a vacancy left by Richard Hale. The Mayor appointed Mr. Hale as an Ad-Hoc, non-voting member to this Agency. She further appointed Fred Sica to fill Mr. Hale's term to expire in 1999. It was moved by Councilmember Erickson, seconded by Carlson, to confirm these appointments. Roll call as follows: Ayes, Councilmembers Erickson, Carlson, Branson, Hardcastle, and Eldredge; No, none; carried.

There being no further business, it was moved by Councilmember Carlson, seconded by Erickson, that the meeting adjourn at 9:45 P.M.; carried.

Rosemarie Anderson  
CITY CLERK

Linda Milam  
MAYOR