

**APRIL 22, 1993**

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The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, April 22, 1993, in the Council Chamber in Idaho Falls, Idaho. Prior to calling the meeting to order, the Mayor called upon Scout Danny Albaugh to come forward and lead those present in the Pledge of Allegiance to the Flag. The Mayor then called the meeting to order and, upon roll call, the following were found to be present: Mayor Thomas Campbell; Councilmembers Larry Carlson, Joe Groberg, Linda Milam, Gary Mills, and Ralph Wood. Absent: Councilmember Melvin Erickson. Also present: Velma Chandler, City Clerk; Dale Storer, City Attorney; and all available Division Directors.

The City Clerk summarized the minutes of the Regular Council Meeting held April 8, 1993. The minutes were approved.

Annexation Proceedings were then conducted for Spring Creek Addition, Division No. 4. At the request of Councilmember Mills, the City Clerk read the following memo:

City of Idaho Falls  
April 19, 1993

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist, Planning and Building Director  
SUBJECT: SPRING CREEK ADDITION, DIVISION NO. 4

Attached is a copy of the Final Plat, Annexation Agreement, and Annexation Ordinance of Spring Creek Addition, Division No. 4. This Division is approximately 4-1/2 acres in size and contains 18 residential lots. The proposed zoning is R-1.

The Planning Commission recently considered this matter and at that time recommended annexation to the City, approval of the Final Plat, and initial zoning of R-1. This Department concurs with that recommendation. This matter is now being submitted to the Mayor and City Council for consideration.

S/ Rod Gilchrist

Zoning Director Magee located the subject area on a map on the wall and further explained the request.

There being no comment nor questions, it was moved by Councilmember Mills, seconded by Groberg, that the Final Plat of Spring Creek Addition, Division No. 4 be accepted and the Mayor, City Clerk, and City Engineer be authorized to sign the Plat. Roll call as follows: Ayes, Councilmembers Carlson, Groberg, Milam, Mills, and Wood; No, none; carried.

It was then moved by Councilmember Mills, seconded by Groberg, that the Annexation Agreement be approved and the Mayor and City Clerk authorized to sign same. Roll call as follows: Ayes, Councilmembers Groberg, Wood, Milam, Carlson, and Mills; No, none; carried.

The City Attorney read the following ordinance title:

**ORDINANCE NO. 2097**

AN ORDINANCE ANNEXING CERTAIN LANDS TO  
THE CITY OF IDAHO FALLS; DESCRIBING SAID  
LANDS AND DECLARING SAME A PART OF THE

CITY OF IDAHO FALLS, IDAHO. (SPRING CREEK  
ADDITION, DIVISION NO. 4)

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The foregoing Ordinance was presented in title. It was moved by Councilmember Mills, seconded by Groberg, 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 Mills, Wood, Groberg, Milam, and Carlson; 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 order the Ordinance placed before the Council for final consideration, the question being "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, Councilmembers Wood, Mills, Milam, Groberg, and Carlson; No, none; carried.

The Mayor then declared open a public hearing to consider the initial zoning of the newly annexed area. No one appeared either for or against this zoning. It was moved by Councilmember Mills, seconded by Groberg, that the initial zoning of Spring Creek Addition, Division No. 4 be established as R-1 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 Milam, Carlson, Mills, Wood, and Groberg; No, none; carried.

The City Clerk presented license applications carrying all required approvals. It was moved by Councilmember Mills, seconded by Wood, that these license be issued. Roll call as follows: Ayes, Councilmembers Wood, Groberg, Mills, Milam, and Carlson; No, none; carried.

The City Clerk asked for Council ratification of the issuance of several licenses including a TO BE CONSUMED ON THE PREMISES BEER LICENSE to Leo's Place. It was moved by Councilmember Mills, seconded by Wood, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmembers Mills, Carlson, Wood, Groberg, and Milam; No, none; carried.

From the Chief of Police came this memo:

City of Idaho Falls  
April 22, 1993

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Office of the Chief of Police  
SUBJECT: DENIAL OF NON-COMMERCIAL KENNEL LICENSE

Attached is an application for a Non-Commercial Kennel License submitted by Ms. Julie Dixon, 868 Coachman Drive.

This Department has conducted the required survey of neighbors of Ms. Dixon who live within 100 feet of the Dixon property.

Our investigation reveals that Ms. Dixon does not meet the statutory requirements of 75% affirmative responses among these residences.

For this reason this license application is respectfully submitted for your consideration with the recommendation it be denied.

S/ Monty Montague

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It was moved by Councilmember Mills, seconded by Wood, that this application be denied. Roll call as follows: Ayes, Councilmembers Carlson, Milam, Groberg, Mills, and Wood; No, none; carried.

The City Clerk asked for Council authorization to refund three license application fees. It was moved by Councilmember Mills, seconded by Wood, that authorization be given to refund these application fees. Roll call as follows: Ayes, Councilmembers Carlson, Groberg, Milam, Mills, and Wood; No, none; carried.

The City Clerk asked for Council ratification of the publishing of legal notices calling for hearings on May 6, 1993. It was moved by Councilmember Mills, seconded by Wood, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmembers Groberg, Wood, Milam, Carlson, and Mills; No, none; carried.

From the Director of Planning came this memo:

City of Idaho Falls  
April 19, 1993

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist, Planning and Building Director  
SUBJECT: REVISED LEGAL DESCRIPTION

Attached is a copy of a corrected legal description correcting the Annexation Ordinance for Westridge Addition, Division No. 1. We respectfully request the Mayor and City Council to approve the amending Ordinance on all three readings.

S/ Rod Gilchrist

The City Attorney read the following Ordinance title:

**CORRECTS ORDINANCE NO. 2095**  
**ORDINANCE NO. 2098**

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO. (WESTRIDGE ADDITION, DIVISION NO. 1)

The foregoing Ordinance was presented in title. It was moved by Councilmember Mills, seconded by Groberg, 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 Mills, Wood, Groberg, Milam, and Carlson; 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 orderd the Ordinance placed before the Council for final consideration, the question being "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, Councilmembers Carlson, Milam, Groberg, Wood, and Mills; No, none; carried.

The Parks and Recreation Director submitted the following two memos:

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City of Idaho Falls  
April 12, 1993

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: David J. Christiansen, Director, Parks and Recreation Division  
SUBJECT: IRRIGATION SYSTEM - SUNNYSIDE PARK

The Division of Parks and Recreation respectfully requests authorization to bid (materials only) for installation of an irrigation system at Sunnyside Park.

S/ David J. Christiansen

It was moved by Councilmember Wood, seconded by Groberg, that the Council authorize the Parks and Recreation Division to advertise for bids for materials for installation of an irrigation system at Sunnyside Park. Roll call as follows: Ayes, Councilmembers Milam, Carlson, Mills, Wood, and Groberg; No, none; carried.

City of Idaho Falls  
April 15, 1993

MEMORANDUM

TO: Mayor and City Council  
FROM: David J. Christiansen, Director, Parks and Recreation Division  
SUBJECT: LEAVE WITHOUT PAY

The Division of Parks and Recreation respectfully requests your consideration for an extension of leave without pay (no loss of benefits) during an eight-week period for Parks Employee, Daniel Malone. The extension is necessary pending review and recommendations from the State Industrial Commission and the State Insurance Fund.

S/ David J. Christiansen

It was moved by Councilmember Wood, seconded by Groberg, that the leave without pay for Daniel Malone be extended as requested. Roll call as follows: Ayes, Councilmembers Wood, Groberg, Mills, Milam, and Carlson; No, none; carried.

The Public Works Director submitted the following two memos:

City of Idaho Falls  
April 19, 1993

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: BID AUTHORIZATION - STREET REPAIRS

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The Public Works Division requests authorization to advertise to receive bids for repair of winter weather damage to City streets.

S/ Chad Stanger

It was moved by Councilmember Carlson, seconded by Milam, that authorization be given to advertise for bids for the repair of winter weather damage to City Streets. Roll call as follows: Ayes, Councilmembers Mills, Carlson, Wood, Groberg, and Milam; No, none; carried.

City of Idaho Falls  
April 19, 1993

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works Director  
SUBJECT: EASEMENT VACATIONS - ANDERSON-JEPPSON, STAVROS, AND ASPER ADDITIONS

At the request of the property owner, Mr. Vern Kelch, the Public Works Division requests authorization for the City Attorney to prepare the documents necessary to vacate certain utility easements located on the Kelch property. All the utilities have been contacted and offer no objections to the proposed vacations.

S/ Chad Stanger

The City Attorney read the following Ordinance title:

**ORDINANCE NO. 2099**

AN ORDINANCE VACATING CERTAIN EASEMENTS WITHIN THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING THE SAID EASEMENTS; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER ON BEHALF OF THE CITY A QUITCLAIM DEED CONVEYING THE VACATED EASEMENTS TO THE OWNER OF THE ADJACENT LAND, AND NAMING IT; PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

The foregoing Ordinance was presented in title. It was moved by Councilmember Mills, seconded by Groberg, 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 Carlson, Milam, Groberg, Mills, and Wood; 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 order the Ordinance placed

before the Council for final consideration, the question being "SHALL THE ORDINANCE

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PASS?" Roll call as follows: Ayes, Councilmembers Wood, Milam, Groberg, Mills, and Carlson; No, none; carried.

The Municipal Services Director presented the following three memos:

City of Idaho Falls  
April 16, 1993

MEMORANDUM

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

Municipal Services respectfully requests authorization to purchase a New 1993 Pickup per the State of Idaho Vehicle Contract No. 23v-G574t-06-2. This unit is to replace an Electric Division pickup that was totaled in an accident.

S/ S. Craig Lords

It was moved by Councilmember Milam, seconded by Wood, that authorization be given for the purchase of a pickup per the State of Idaho Vehicle Contract. Roll call as follows: Ayes, Councilmembers Carlson, Groberg, Milam, Mills, and Wood; No, none; carried.

City of Idaho Falls  
April 16, 1993

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-93-30, DISTRIBUTION TRANSFORMERS

Attached is the tabulation for Bid IF-93-30, Distribution Transformers. It is the recommendation of Municipal Services to accept the lowest evaluated bid meeting specifications (including Alternate) per Attachment A. Please note that Items No. 11, 12, 14, 15, 16, and 17 were evaluated according to the 3% discount that was offered by Montana Electric, if we were to purchase a quantity of fifteen (15) three phase transformers.

It is also recommended that we reject all bids for Items No. 1 and No. 34 due to an error in the bid specifications regarding voltage requirements.

S/ S. Craig Lords

It was moved by Councilmember Milam, seconded by Wood, that the lowest evaluated bids meeting specifications be awarded as recommended and that the bids for Items No. 1 and 34 be rejected. Roll call as follows: Ayes, Councilmembers Groberg, Wood, Milam, Carlson, and Mills; No, none; carried.

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City of Idaho Falls  
April 19, 1993

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: TABULATION AND AWARD OF BIDS - DEFINITION OF  
CONTAMINATION AND DEVELOPMENT AND IMPLEMENTATION  
OF REMEDIAL ACTION OF THE IDAHO FALLS AIRPORT

Since no bids were received on the above-referenced project, Municipal Services respectfully requests authorization from the Mayor and City Council to contract for the project on the open market.

S/ S. Craig Lords

Councilmember Milam explained this request. It was moved by Councilmember Milam, seconded by Wood, that authorization be given to contract on the open market for this project. Roll call as follows: Ayes, Councilmembers Mills, Wood, Groberg, Milam, and Carlson; No, none; carried.

There being no further business, it was moved by Councilmember Wood, seconded by Groberg, that the meeting adjourn at 7:45 p.m.; carried.

S/ Velma Chandler  
CITY CLERK

S/ Thomas Campbell  
MAYOR