

APRIL 9, 1992

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, April 9, 1992, in the Council Chamber in Idaho Falls, Idaho. Prior to calling the meeting to order, the Mayor called upon Jeremy Hammond to come forward and lead all 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 ProTem Melvin Erickson; Councilmembers Larry Carlson, Linda Milam, Gary Mills, and Ralph Wood; absent: Councilmember Joe Groberg, and Mayor Thomas Campbell. Also present: Velma Chandler, City Clerk; Dale Storer, City Attorney and all available Division Directors. Mayor Campbell was excused as he was in the hospital recuperating from a heart attack.

The City Clerk read a summary of the minutes of the last Regular Council Meeting held March 19, 1992. The minutes were approved.

Annexation proceedings were conducted for Tech Center Addition, Div. #1. It was noted that this hearing had been recessed from the March 19, 1992 meeting. The Mayor asked Councilmember Mills to conduct the hearing. At the request of Councilmember Mills, the City Clerk read the following memo:

City of Idaho Falls
April 7, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Division of Planning & Building
SUBJECT: TECH CENTER - FINAL PLAT AND ANNEXATION

Attached is a copy of the Final Plat, Annexation Agreement, and Annexation Ordinance for Tech Center Addition, Division No. 1. This is a one lot subdivision adjacent to the north side of Energy Drive. This property is located just to the east of the Energy Inc. Building. The Planning Commission, at an earlier meeting, considered this matter and at that time recommended approval of the plat, annexation to the City, and initial zoning of I & M-1. This Department concurs with that recommendation.

s/ Rod Gilchrist

The Director of Planning located the subject area on a map on the wall and further explained the request. Mr. Gary Voigt, the Developer, appeared briefly to ask for Council approval.

There being no one else to appear concerning this matter it was moved by Councilmember Mills, seconded by Carlson, that the final plat of Tech Center Addition, Div. #1 be approved and the Mayor, City Clerk, and City Engineer be authorized to sign the plat. Roll call as follows: Ayes, Councilmembers Wood, Mills, Milam, Carlson, and Erickson; No, none; carried.

It was then moved by Councilmember Mills, seconded by Carlson, that the annexation agreement for Tech Center Addition, Div. #1, be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Wood, and Milam; No. None; carried.

The City Attorney read the following ordinance title:

ORDINANCE NO. 2056

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. (TECH CENTER
ADDITION, DIV. #1)

APRIL 9, 1992

The foregoing ordinance was presented in title. It was moved by Councilmember Mills, seconded by Carlson, that the provision 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, Erickson, 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 ordered the ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, Councilmembers Wood, Mills, Erickson, Milam, 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. It was moved by Councilmember Mills, seconded by Carlson, that the initial zoning of Tech Center Addition, Div. #1, be established as I & M-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 Wood, Mills, Erickson, Milam 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. It was moved by Councilmember Mills, seconded by Carlson, that the initial zoning of Tech Center Addition, Div. #1, be established as I & M-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 Carlson, Erickson, Milam, Mills, and Wood; No, none; carried.

Annexation proceedings were conducted for Heather Acres. Councilmember Mills asked the City Clerk to read the following explanatory memo:

City of Idaho Falls
April 7, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Division of Planning and Building
SUBJECT: FINAL PLAT AND ANNEXATION - HEATHER ACRES

Attached is a copy of the Final Plat of Heather Acres. This is a proposed one-lot subdivision containing approximately .6 acres, adjacent to and on the east side of Jameston Road. The owner is requesting annexation to the City and zoning of R-1 to permit the construction of a single-family residence. The Planning Commission, earlier this year, considered this matter and recommended denial of the request inasmuch as they felt it would result in spot zoning. The property to the west and in the City is zoned I & M-1. The County's Comprehensive Plan shows industrial land usage within the area of a planned subdivision. This Department concurs with the recommendation of the Planning Commission. This matter is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

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

Mr. J. R. Hayes, the requester, appeared to ask for Council approval of his request. He said that there are advantages for him being annexed to the City including City utilities and the Super Good Cents program.

During Council discussion, concerns were registered as to water and sewer service for the area, the absence of a Development Agreement and future plans for the immediate area. Therefore, it was moved by Councilmember Mills, seconded by Carlson, that this annexation be denied. Roll call as follows: Ayes, Councilmembers Wood, Mills, Milam, Carlson, and Erickson; No, none; carried.

Annexation proceedings were conducted for Cedar Ridge Addition, Division No. 9. The City Clerk read the following memo:

City of Idaho Falls
April 7, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Division of Planning and Building
SUBJECT: FINAL PLAT AND ANNEXATION - CEDAR RIDGE
ADDITION, DIVISION NO. 9

Attached is a copy of a Final Plat, Annexation Ordinance, and Annexation Agreement for Cedar Ridge Addition, Division No. 9. This Plat provides for the extension of the existing street system within the Cedar Ridge development. It is a proposed single-family subdivision and the developer is requesting R-1 zoning. 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

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

Gary Voigt, the Developer, appeared to ask for Council approval.

There being no further comment, it was moved by Councilmember Mills, seconded by Carlson, that the Final Plat for Cedar Ridge Addition, Division No. 9 be accepted and the Mayor, City Clerk, and City Engineer be authorized to sign the Plat. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Wood, and Milam; No, none; carried.

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

The City Attorney read the following Ordinance caption:

ORDINANCE NO. 2057

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. (CEDAR RIDGE
ADDITION, DIVISION NO. 9)

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The foregoing ordinance was presented in title. It was moved by Councilmember Mills, 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 Carlson, Erickson, Milam, 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 ordered 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, Erickson, and Carlson; No, none; carried.

The Mayor declared open a public hearing to consider the initial zoning of Cedar Ridge Addition, Division No. 9. No one appeared. It was moved by Councilmember Mills, seconded by Carlson, that the initial zoning of Cedar Ridge Addition, Division No. 9 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 Wood, Milam, Carlson, Erickson, and Mills; No, none; carried.

Annexation proceedings were then conducted for Victorian Village, Division No. 2. The City Clerk read the following memo:

City of Idaho Falls
April 7, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Division of Planning and Building
SUBJECT: FINAL PLAT AND ANNEXATION - VICTORIAN VILLAGE
ADDITION, DIVISION NO. 2

Attached is a copy of the Final Plat, Annexation Ordinance, and Annexation Agreement of the above-named subdivision. This is a 36-lot subdivision providing for the extension of the street system within that development. The Planning Commission, earlier this year, considered this matter and at that time recommended approval of the Final Plat, Annexation to the City, 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

At the request of Councilmember Mills, the Director of Planning further explained the request.

Mr. Kim Leavitt appeared representing the Developer. He asked for Council approval of this annexation. It was moved by Councilmember Mills, seconded by Carlson, that the Final Plat be accepted and the Mayor, City Clerk, and City Engineer be authorized to sign the Plat. Roll call as follows: Ayes, Councilmembers Erickson, Mills, Wood, Milam, and Carlson; No, none; carried.

Mr. Joe Keller appeared to ask about access roads in this area. The developer explained the proposal for this area. Councilmember Erickson stated that these items are

covered in the Annexation Agreement. It was moved by Councilmember Mills, seconded by Carlson, that the Annexation Agreement be approved and the Mayor and City Clerk be

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authorized to sign. Roll call as follows: Ayes, Councilmembers Wood, Mills, Milam, Carlson, and Erickson; No, none; carried.

The City Attorney read the following ordinance title:

ORDINANCE NO. 2058

AN ORDINANCE ANNEXING CERTAIN LAND TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO. (VICTORIAN VILLAGE ADDITION, DIVISION NO. 2)

The foregoing ordinance was presented in title. It was moved by Councilmember Mills, 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 Mills, Erickson, Carlson, Wood, and Milam; No, none; carried. The majority of all the members 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 Milam, Wood, Carlson, Erickson, and Mills; No, none; carried.

The Mayor then declared open a public hearing to consider the initial zoning of Victorian Village Addition, Div. #2. No one appeared. It was moved by Councilmember Mills, seconded by Carlson, that the initial zoning of Victorian Village Addition, Div. #2, 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 Carlson, Milam, Erickson, Mills and Wood; No, none; carried.

Annexation proceedings were then conducted for Burlwood Estates, Div. #4. The Mayor asked Councilmember Mills to conduct the hearing. At the request of Councilmember Mills, the City Clerk read the following memo:

City of Idaho Falls
April 7, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Division of Planning & Building
SUBJECT: FINAL PLAT AND ANNEXATION - BURLWOOD ESTATES
DIVISION NO. 4

Attached is a copy of the final Plat, Annexation Agreement and Annexation Ordinance for the above named subdivision. This is a nine lot, single-family subdivision located adjacent to and on the easterly side of Bellin Road. The Planning Commission recently considered this matter and at that time recommended approval of the final plat, annexation to the City, 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

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

Mr. Bert Creasey appeared to ask about road plans. Darrell Kofoed from Mountain River Engineering reviewed the road plans.

It was moved by Councilmember Mills, seconded by Carlson, that the Council accept the final plat of Burlwood Estates, Div. #4, and authorized the Mayor, City Clerk, and City Engineer to sign the plat. Roll call as follows: Ayes, Councilmembers Wood, Milam, Carlson, Erickson and Mills; No, none; carried.

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

The City Attorney read the following ordinance title:

ORDINANCE NO. 2059

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. (BURLWOOD ESTATES, DIVISION NO. 4)

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

The Mayor declared open a public hearing to consider the initial zoning of the newly annexed Burlwood Estates, Div. #4. No one appeared. It was moved by Councilmember Mills, seconded by Carlson, that the initial zoning of Burlwood Estates, Div. #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 Wood, Mills, Milam, Carlson, and Erickson; No, none; carried.

Annexation proceedings were then conducted for Thayer Bridge, Div. #2. At the request of Councilmember Mills, the City Clerk read the following explanatory memo from the Director of Planning:

City of Idaho Falls
April 7, 1992

MEMORANDUM

TO: Mayor and City Council

FROM: Rod Gilchrist, Division of Planning & Building
SUBJECT: THAYER BRIDGE NO. 2 - FINAL PLAT AND ANNEXATION

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Attached is a copy of the Final Plat, Annexation Agreement, and Annexation Ordinance for Thayer Bridge, Division No. 2. This is a one lot subdivision and the developer plans to continue construction of condominiums on this property. The Planning Commission considered this matter at a public hearing and at that time, recommended approval of the final plat, annexation to the City and initial zoning of R-3A. This Department concurs with that recommendation. This matter is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

Director of Planning Gilchrist, located the subject area on a map on the wall and further explained the annexation and zoning requests.

Kim Leavitt appeared representing the developer. He explained the proposal stating that the bridge will be the only access to this area. The Attorney asked Mr. Leavitt if he was aware of a declaration of condominium requirement? Mr. Leavitt answered in the affirmative. It was moved by Councilmember Mills, seconded by Carlson, that the final plat be accepted and the Mayor, City Clerk and City Engineer be authorized to sign same. Roll call as follows; Ayes, Councilmembers Carlson, Milam, Erickson, Mills, and Wood; No, none; carried. It was then moved by Councilmember Mills, seconded by Carlson, that the annexation agreement for Thayer Bridge, Div. #2 be approved and the Mayor and City Clerk authorized to sign. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Milam, Mills, and Wood; No, none; carried.

The City Attorney read the following ordinance title:

ORDINANCE NO. 2060

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. (THAYER BRIDGE DIVISION NO. 2)

The foregoing ordinance was presented in title. It was moved by Councilmember Mills, 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 Wood, Milam, Carlson, Erickson, Carlson, and Mills; 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 Mills, seconded by Carlson, that the initial zoning of Thayer Bridge Addition, Division No. 2, be established as R-3A 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, Mills, Wood, Milam, and Carlson; No, none; carried.

The Mayor declared open a public hearing to consider a request for the extension of a Conditional Use Permit to allow the placement of a modular unit for the

Surgical Center. Mr. Roger Stommel was present from the Surgical Center. The City Clerk read the following memo:

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City of Idaho Falls
April 7, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Division of Planning and Building
SUBJECT: REQUEST FOR EXTENSION OF A CONDITIONAL USE
PERMIT - IDAHO FALLS SURGICAL CENTER

Last April, the City Council approved a Conditional Use Permit to allow the placement of a modular unit to provide for overnight stay capabilities for the Surgical Center until a permanent ten bed facility has been constructed. This Conditional Use Permit was granted for a period of one year. The Surgical Center is requesting a seven month extension on this permit to allow completion of the proposed building. They plan to break ground around the 1st of May. This Department respectfully requests this extension be granted.

s/ Rod Gilchrist

It was moved by Councilmember Mills, seconded by Carlson, that the Conditional Use Permit be extended until November 1, 1992. Roll call as follows: Ayes, Councilmembers Milam, Carlson, Mills, Erickson, and Wood; No, none; carried.

The Mayor declared open a public hearing, as legally advertised, to consider a proposed amendment to the Subdivision Ordinance. He called upon Councilmember Mills to conduct the hearing. At the request of Councilmember Mills, the City Clerk read the following memo:

City of Idaho Falls
April 7, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Division of Planning and Building
SUBJECT: PROPOSED AMENDMENT TO THE SUBDIVISION
ORDINANCE

The current Subdivision Ordinance required land to be platted if a sale or lease of land occurs. This Department is recommending that the word "lease" be deleted in Section 11-1-3 and 11-1-4 of the Subdivision Ordinance. This matter was recently the subject of a public hearing at the Planning Commission level and the Planning Commission recommended approval of the proposed amendment. This Department concurs with that recommendation. We respectfully request the City Council to direct the City Attorney to prepare the necessary Ordinance.

s/ Rod Gilchrist

The City Attorney explained the need for the change. It was moved by Councilmember Mills, seconded by Carlson, that the City Attorney be directed to prepare the necessary ordinance.

Roll call as follows: Ayes, Councilmembers Wood, Mills, Milam, Carlson, and Erickson; No, none; carried.

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Councilmember Milam presented the bills for the month of March, 1992:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>	<u>ELECTRIC</u>
SERV/MAT:	\$ 662,894.99	\$ 51,323.59	\$ 88,001.75	\$ 180,745.62	\$7,153,867.00
SALARY:	<u>724,590.75</u>	<u>40,286.06</u>	<u>22,964.84</u>	<u>91,026.84</u>	<u>149,294.64</u>
TOTAL:	\$1,387,485.74	\$ 91,609.65	\$ 310,966.59	\$ 271,772.46	\$7,303,161.64
	<u>SANITATION</u>	<u>RECREATION</u>	<u>LIBRARY</u>	<u>AMBULANCE</u>	<u>MUN EQUIP REPL</u>
SERV/MAT:	\$ 127,839.94	\$ 26,866.32	\$ 41,732.39	\$ 28,316.35	\$ 34,859.00
SALARY:	<u>45,195.82</u>	<u>27,495.13</u>	<u>34,504.58</u>	<u>34,301.37</u>	<u>.00</u>
TOTAL:	\$ 173,035.76	\$ 54,361.45	\$ 76,236.97	\$ 62,617.72	\$ 34,859.00
	<u>GEN OB BONDS</u>	<u>MCS</u>	<u>CITY TOTALS</u>		
SERV/MAT:	\$ 666.24	\$ 37,468.00	\$8,634,581.19		
SALARY:	<u>.00</u>	<u>.00</u>	<u>1,169,660.03</u>		
TOTAL:	\$ 666.24	\$ 37,468.00	\$9,804,241.22		

It was moved by Councilmember Milam, seconded by Wood, that Check No. 34773 to Harris Graphics be approved for payment. Roll call as follows: Ayes, Councilmembers Mills, Carlson, Wood, and Milam; No, none; carried. Councilmember Erickson abstained from voting so that his vote could not be construed as a conflict of interest.

It was then moved by Councilmember Milam, seconded by Wood, that the balance of the bills listed on the computerized print-out be approved and the City Controller authorized to pay same. Roll call as follows: Ayes, Councilmembers Carlson, Milam, Erickson, Mills, and Wood; No, none; carried.

The City Clerk presented monthly reports from Division and Department Heads and, there being no questions nor objections, these were accepted and ordered placed on file in the Office of the City Clerk.

The City Clerk presented the following license applications: NTBCOP BEER, Diamond Concessions; BARTENDER, Renae Bingham, Christopher William Bleth, Todd R. Christensen, G. Jay Harman, Sandra Lynn Hemingway, Dixie L. MacKay, Sharon McCafferty, Douglas Gregory McKillop, Sharon M. Reeder, and Ron A. Wright; GROCERY, Health Plus; KENNEL, Cora Avila, and Dr. and Mrs. Ann Nertney; MOVIE, Sky Vu Theatre; PUBLIC RIGHTS OF WAY, Batt Construction, C. Reinhart and Son, Clint Crumley, and Walker Construction; SNACK, Diamond Concessions, and Sky Vu Theatre; BUILDING CONTRACTOR, Sainsbury Construction; and, ELECTRICAL APPRENTICE, Paul Benson. It was noted that these applications carried all required approvals. It was moved by Councilmember Mills, seconded by Wood, that these licenses be approved for issuance. It was moved by Councilmember Mills, seconded by Wood, that these licenses be approved for issuance. Roll call as follows: Ayes, Councilmembers Wood, Milam, Carlson, Erickson, and Mills; No, none; carried.

The City Clerk asked for Council ratification of the issuance of the following licenses: BARTENDER, Danny William Empey, and Chris L. Ring; CATERING, Gourmet Delights; GROCERY, Nutri-System; ITINERANT MERCHANT, D.O.E.'s No. 106; PUBLIC RIGHTS OF WAY, Frame Construction; RESTAURANT, Perkin's; BUILDING CONTRACTOR, Kelly Construction, and Neil Murdock; ELECTRICAL JOURNEYMAN, Philip Guzman, Jr., Ric Bowman, Kenneth L. Burton, G. Wynn Hone, and Bill L. Ziegler; ELECTRICAL APPRENTICE, Robert L. Alvarado; HEATING AND COOLING CONTRACTOR, Paul's Gas Service; HEATING

AND COOLING JOURNEYMAN, Gary Ostler, and Paul Ostler; HEATING AND COOLING APPRENTICE, Mark Ostler; MASTER PLUMBER, Poole Soft Water and Refrigeration dba

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Quality Water Systems; SPRINKLING SYSTEM CONTRACTOR, All American Yards, and Swiss Precision Landscaping; and, SPRINKLING SYSTEM JOURNEYMAN, Sterling J. Smith. It was moved by Councilmember Milam, seconded by Wood, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmembers Erickson, Mills, Wood, Milam, and Carlson; No, none; carried.

An Ordinance that was passed on its first reading only at the last Council Meeting was then presented. The City Attorney read the Ordinance by title

ORDINANCE NO. _____

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 5-4-1, CITY CODE OF THE CITY OF IDAHO FALLS, IDAHO; PROHIBITING DOOR-TO-DOOR SALES OF GOODS, SERVICES, FOOD, OR BEVERAGE AT ANY POSTED RESIDENCE WITHIN THE CITY WITHOUT PRIOR INVITATION; PRESERVING PRIOR ORDINANCE; PROVIDING FOR SEVERABILITY; ESTABLISHING EFFECTIVE DATE.

It was moved by Councilmember Mills, seconded by Wood, that this Ordinance be passed on its second reading. Roll call as follows: Ayes, Councilmembers Wood, Mills, Milam, Carlson, and Erickson; No, none; carried.

From the Airport Manager came this memo:

City of Idaho Falls
March 23, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Airport Committee
SUBJECT: ENGINEERING SERVICES CONTRACT - ACCESS CONTROL SYSTEM

The City's Airport Consultants, Sverdrup Aviation, have submitted a Contract for Engineering Services for the design and installation of the computer-controller access system.

This system is required by Federal Aviation Regulation 107, and is covered by a Federal Aviation Administration Grant.

The contract has been reviewed by the City Attorney.

The Airport Division respectfully requests that the Mayor and Clerk be authorized to execute the Agreement.

s/ James H. Thorsen

It was moved by Councilmember Wood, seconded by Carlson, that the Mayor and City Clerk be authorized to execute this agreement. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Wood, and Milam; No, none; carried.

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From the Public Works Director came this memo:

City of Idaho Falls
April 6, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: HAPPYVILLE WATER AND SEWER CONNECTION -
ANDREW POLSON

Attached is a proposed agreement for water and sewer connection to Lot 13, Block 5, Happyville (1480 Carson Street) in the name of Andrew Polson. This request is made pursuant to the Happyville water and sewer agreement under which the systems were installed with a HUD financial grant.

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

s/ Chad Stanger

There being no questions nor objections, it was moved by Councilmember Carlson, seconded by Milam, that this agreement be approved and the Mayor authorized to sign same. Roll call as follows: Ayes, Councilmembers Carlson, Milam, Erickson, Mills, and Wood; No, none; carried.

From the Chief of Police came this memo:

City of Idaho Falls
April 6, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Office of the Chief of Police
SUBJECT: TOWING FEE AGREEMENTS

Attached is a contract signed by B & M Auto and Towing, 1458-1/2 West Broadway, Idaho Falls, 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, 1992.

The Public Safety Committee, the Assistant Attorney, and the Police Department have reviewed the Agreement and respectfully submits it with the recommendation that the Mayor be authorized to sign same.

s/ Monty G. Montague

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

The Director of Planning submitted the following two memos:

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City of Idaho Falls
April 7, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Division of Planning & Building
SUBJECT: FINAL PLAT - O'DELL PLAZA, DIVISION NO. 1

Attached is a copy of a one lot subdivision adjacent to the southerly side of North Yellowstone Avenue. This property is currently within the City and zoned HC-1 (Highway Commercial). The property has not been properly platted and the owner requested a building permit which necessitated the Final Plat. This matter was earlier considered by the Planning Commission and was recommended for approval. This Department concurs with that recommendation. This matter is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

The Director of Planning further explained the request. It was moved by Councilmember Mills, seconded by Carlson, that the final plat of O'Dell Plaza, Div. #1, be accepted and the Mayor a, City Clerk, and City Engineer be authorized to sign the plat. Roll call as follows: Ayes, Councilmembers Wood, Milam, Carlson, Erickson, and Mills; No, none; carried.

City of Idaho Falls
April 7, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Division of Planning & Building
SUBJECT: FINAL PLAT - WILLARD WARR ADDITION, DIVISION NO. 1

Attached is a copy of the Final Plat and Development Agreement of the Willard Warr Addition. This is the site of the proposed Wal-Mart Store. This property is currently within the City and zoned Planned Transition 2 (PT-2). The property has never been platted and that is the reason for the Final Plat being presented at this time. The Planning Commission considered this at a meeting last year and at that time recommended approval of the Final Plat. This Department concurs with that recommendation. This matter is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

It was moved by Councilmember Mills, seconded by Carlson, that the final plat of the Willard-Warr Addition, Div. #1 be approved and the Mayor, City Clerk, and City Engineer authorized to sign same. Roll call as follows; Ayes, Councilmembers Erickson, Mills, Wood, Milam, and Carlson; No, none; carried.

APRIL 9, 1992

It was then moved by Councilmember Mills, seconded by Carlson, that the development agreement for Willard Warr Addition, Div. #1 be approved and the Mayor and City Clerk authorized to sign. Roll call as follows: Ayes, Councilmembers Wood, Milam, Carlson, Erickson, and Mills; No, none; carried.

The Municipal Services Director presented the following twelve memos:

City of Idaho Falls
April 9, 1992

MEMORANDUM

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

Municipal Services respectfully requests authorization to advertise and receive bids for a used aerial device.

s/ S. Craig Lords

It was moved by Councilmember Milam, seconded by Wood, that the Council grant the request of the Municipal Services Division to receive bids for a used aerial device. Roll call as follow: Ayes, Councilmembers Erickson, Mills, Milam, Carlson, and Wood; No, none; carried.

City of Idaho Falls
April 9, 1992

MEMORANDUM

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

Municipal Services respectfully requests authorization to advertise to receive bids for materials only for the construction of a restroom at Community Park.

s/ S. Craig Lords

Councilmember Milam explained this request. It was moved by Councilmember Milam, seconded by Wood, that the Council authorize this advertisement for bids. Roll call as follows: Ayes, Councilmembers Milam, Carlson, Mills, Erickson, and Wood; No, none; carried.

City of Idaho Falls
April 9, 1992

MEMORANDUM

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

SUBJECT:

ADVERTISEMENT FOR BID - ASPHALT MIX

APRIL 9, 1992

Municipal Services respectfully requests authorization to advertise and receive bids for Hot and Cold Asphalt Mix as required by the City of Idaho Falls for 1992.

s/ S. Craig Lords

It was moved by Councilmember Milam, seconded by Wood, that the Council authorize this advertisement to receive bids. Roll call as follows: Ayes, Councilmembers Wood, Mills, Milam, Carlson, and Erickson; No, none; carried.

City of Idaho Falls
April 9, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUTHORIZATION TO ADVERTISE TO RECEIVE BIDS TO RE-ROOF WELL #11 BUILDING

Municipal Services respectfully requests authorization from the Mayor and Council to advertise to receive bids for re-roofing the building at Well #11.

s/ S. Craig Lords

It was moved by Councilmember Milam, seconded by Wood, that the Council authorize this advertisement for bids. Roll call as follows: Ayes, Councilmembers Mills, Erickson, Carlson, Wood, and Milam; No, none; carried.

City of Idaho Falls
April 9, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-92-20, SUBSTATION CONTROL BUILDING

Attached is the tabulation for Bid IF-92-20, Substation Control Building, Materials only. It is the recommendation of Municipal Services to accept the sole bid of Peterson Company-Utah for a total price of \$15,800.00.

s/ S. Craig Lords

It was moved by Councilmember Milam, seconded by Wood, that the Council accept the recommendation of the Municipal Services Division to accept the sole bid of Peterson Company-Utah, in the amount of \$15,800. Roll call as follows: Ayes, Councilmembers Carlson, Erickson, Milam, Mills, and Wood; No, none; carried.

APRIL 9, 1992

City of Idaho Falls
April 9, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-92-23, TRAFFIC STRIPING PAINT

Attached is the tabulation for Bid IF-92-23, Traffic Striping Paint.

It is the recommendation of Municipal Services to accept the low bid for paint of Bennett's Eastside Paint and Glass, Idaho Falls, Idaho, for a single total purchase of \$26,400.00.

s/ S. Craig Lords

It was moved by Councilmember Milam, seconded by Wood, that the low bid be accepted. Roll call as follows: Ayes, Councilmembers Wood, Milam, Carlson, Erickson, and Mills; No, none; carried.

City of Idaho Falls
April 9, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-92024, ONE (1) NEW 1992 TURF SPRAYER

Attached is the tabulation for Bid IF-92-24, One (1) New 1992 Triplex Riding Reel Mower, with an alternate proposal for a Demonstrator Unit, One (1) New Turf Sprayer mounted on a Three Wheel Turf Chassis.

It is the recommendation of Municipal Services to accept the alternate bid of Rocky Mountain Turf and Industrial Equipment to furnish without trade-in a 1992 Jacobsen Tri-King Mower (Demonstrator Unit) for an amount of \$14,789.00.

It is also recommended by Municipal Services to accept the sole bid of Rocky Mountain Turf and Industrial Equipment to furnish a Turf Sprayer mounted on a Three Wheel Chassis manufactured by Cushman-SDI Turfmaster for an amount of \$13,545.00 without option and trade-in.

s/ S. Craig Lords

It was moved by Councilmember Milam, seconded by Wood, that the recommendation of Municipal Services Division be accepted. Roll call as follows: Ayes, Councilmembers Erickson, Mills, Wood, Milam, and Carlson; No, none; carried.

APRIL 9, 1992

City of Idaho Falls
April 9, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-92-25, STREET LIGHT LUMINAIRES

Attached is the tabulation for bids for Bid IF-92-25. Municipal Services recommends the Street Light Luminaires be awarded to the low bid of D & S Electric on each of the following items:

<u>Item #</u>	<u>Size</u>	<u>Bidder No./Supplier</u>	<u>No. Of Units</u>	<u>Unit Price</u>	<u>Extended Amount</u>
1)	175 Watt	(1) D & S Electric	15	\$119.00	\$1,785.00
2)	400 Watt	(1) D & S Electric	20	160.00	3,200.00
3)	100 Watt	(1) D & S Electric	50	97.00	4,850.00
4)	200 Watt	(1) D & S Electric	25	125.00	3,125.00
5)	400 Watt	(1) D & S Electric	15	129.00	1,935.00

s/ S. Craig Lords

It was moved by Councilmember Milam, seconded by Wood, that these bids be awarded as recommended. Roll call as follows: Ayes, Councilmembers Milam, Carlson, Mills, Erickson, and Wood; No, none; carried.

City of Idaho Falls
April 9, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-92-21, MATERIALS ONLY FOR TAUTPHAUS PARK LILAC CIRCLE RESTROOM

Attached is the tabulation for Bid IF-92-21, Materials ONLY for Tautphaus Park Lilac Circle Restroom. It is the recommendation of Municipal Services to accept the low bid for each section as follows:

<u>DESCRIPTION</u>	<u>BIDDER</u>	<u>LUMP SUM TOTAL</u>
Section I-Lumber & Materials	Max Ker Lumber	\$3,258.74
Section II-Plumbing-A	Norman Supply-IF	2,152.27
Section III-Plumbing-B	Norman Supply-IF	776.75
Section IV-Concrete/Rebar	No Bids were Received	.00

Section V-Electrical Material

No Bids were Received

.00

APRIL 9, 1992

Section VI-Partitions & Accessories	Precision Door & Hardware	1,594.00
Section VII-Reinforced Fiberglass	Precision Door & Hardware	891.74

Since no valid bids were received for Section IV-Concrete/Rebar and no bids were received for Section V-Electrical Material, we therefore request authorization to solicit informal quotes for these sections.

s/ S. Craig Lords

It was moved by Councilmember Milam, seconded by Wood, that the Council accept this recommendation and accept the low bids, and that authorization be given to solicit informal quotes for Sections IV & V where no bids were received. Roll call as follows: Ayes, Councilmembers Wood, Mills, Milam, Carlson, and Erickson; No, none; carried.

City of Idaho Falls
April 9, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: TAUTPHAUS PARK-WESTERN AMUSEMENT COMPANY
LEASE AGREEMENT

Attached is a copy of the proposed lease agreement between Western Amusement Company and the City of Idaho Falls for the amusement park area and the concession stand at Feist Field.

Said agreement has been approved by the Assistant City Attorney and Municipal Services. Municipal Services does not anticipate that the property will be needed for public purposes during the term of this lease agreement.

Municipal Services respectfully requests City Council approval of said agreement and authorization for the Mayor to execute the agreement.

s/ S. Craig Lords

Mr. Tim Reese, from Eastern Idaho Technical College, appeared to state that the College has recently been approached to sponsor the Snake River Settler's Festival. He expressed concern that there may be a problem with the concessionaire at the park. He asked for an addendum to the lease to protect the college.

During Council discussion, it was determined that Mr. Larson, the leasee, had always been very co-operative in working with others in these situations and Mr. Reese was invited to go with Parks & Recreation Director Christiansen and contact Mr. Larson concerning the proposed festival. It was moved by Councilmember Milam, seconded by Wood, that the lease agreement be approved and the Mayor and City Clerk authorized to sign the lease. Roll call as follows: Ayes, Councilmembers Carlson, Milam, Erickson, Mills, and Wood; No, none; carried.

APRIL 9, 1992

City of Idaho Falls
April 2, 1992

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: LEAVE WITHOUT PAY FOR LISA BUSH

Municipal Services Division respectfully requests that the Mayor and City Council grant extended leave without pay to Lisa Bush for maternity related purposes.

s/ S. Craig Lords

It was moved by Councilmember Milam, seconded by Wood, that this leave of absence be approved until May 4, 1992, with benefits retained. Roll call as follows: Ayes, Councilmembers Wood, Milam, Carlson, Erickson, and Mills; No, none; carried.

The Mayor stated that Jim Dalton had been appointed to the Golf Advisory Board. It was moved by Councilmember Wood, seconded by Mills, that this appointment be confirmed. Roll call as follows: Ayes, Councilmembers Erickson, Mills, Wood, Milam, and Carlson; No, none; carried.

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

Velma Chandler
CITY CLERK

Thomas Campbell
MAYOR

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