

NOVEMBER 7, 1991

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, November 7, 1991, in the Council Chambers in Idaho Falls, Idaho. There were present: Mayor Tom Campbell; Councilmen Art Chandler, Wes Deist, Joe Groberg, Sam Sakaguchi, and Ralph Wood; Absent, Councilman Melvin Erickson. Also present: Velma Chandler, City Clerk; Dale Storer, City Attorney; and all available Division Directors.

The City Clerk read a summary of the minutes of the last Regular Council Meeting held October 24, 1991. The minutes were approved as recorded.

The Mayor declared open a public hearing, as legally advertised, to consider the issuance of a Conditional Use Permit for property located in the Martin Addition. He called upon Councilman Groberg to conduct the hearing. At the request of Councilman Groberg, the City Clerk read the following explanatory memo from the Director of Planning:

City of Idaho Falls
November 5, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: CONDITIONAL USE PERMIT - LOTS 18-26, BLOCK 9,
MARTIN ADDITION

Attached is a copy of a site plan submitted for the above-described property located at the northeast corner of 17th Street and Holmes Avenue. This property is in the PT-2 zone and requires review of the site plan according to specific standards contained in the Zoning Ordinance. The proposed use of the property is a Goodyear Tire Service Center.

This matter has been the subject of work sessions and public hearings at the Planning Commission level. It was originally recommended for denial at the Planning Commission level because of proposed access onto 16th Street. The petitioner redesigned the plan, eliminated access to 16th Street and submitted the plan to the Mayor and City Council, where it was referred back to the Planning Commission for consideration.

At a public hearing held by the Planning Commission, it was determined that the proposal met the design criteria for the PT-2 zone except for parcel size. It does not contain the minimum 30,000 square feet required.

The Planning Commission, after much deliberation, recommended approval of the site plan with the following conditions: The access to 17th Street be moved to the east a minimum of 100' from the intersection and be restricted to an entrance only, and the buffer on the east side of the property be widened. The present site plan reflects these recommendations.

The other condition of approval was the granting of a variance for the size of the parcel. On October 29, 1991, the Board of Adjustment met to consider the requested variance. A motion was made and seconded to deny the request. This motion failed and no other motion was made.

The site plan is now being submitted to the Mayor and City Council for consideration. Action on the variance, relative to parcel size, must be considered prior to taking action on the site plan.

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. He reviewed the existing zoning of the nearby areas.

Councilman Groberg stated that there were two issues before the Council at this time; one, the consideration of a variance, and the other for the granting of a Conditional Use Permit. He invited those in favor of this request to come forward and be heard at this time.

Mr. Brett Manwaring appeared representing the owners of the property. He is a local realtor handling the proposed sale of the property. He asked the Council to approve this request even though the footage requirement is not met.

Mr. Bob Meikle, 706 South Bellin Road, appeared to note that this proposal has more landscaping than other developments and more than what is required by Code. He said that this area is not a residential area any more and he asked for Council approval of this request.

Mr. Erine Smith appeared representing the Goodyear Tire Company who plan to build on this area if the Council approves this proposal. He reviewed the traffic flow, noise factor, and hours of operating stating that, in his opinion, this is the best use for this area. He said that all requirements have been met and he asked for Council approval of this request.

Councilman Groberg then invited those in opposition to this proposal to come forward and be heard at this time.

Mr. Richard McAttee, 646 East 16th Street, appeared to state that the size of the property is not adequate for this type of business and the proposed use will be a nuisance, noisy, hazardous, and a waste problem. These types of things are not adaptable to a P-T zone.

Mr. Ray Cherry, 724 East 15th Street, appeared to ask the Council why they are even considering the request when the requirements cannot be met. He said "This is a cancer and cancer spreads, stop it now!"

Mr. Al Diamond, 764 East 15th Street, appeared briefly to register concern of the additional traffic this business would generate. He said that 17th Street is already a zoo and feared that 16th Street would be used as a "short cut" route.

Mrs. Janie Heffner, 530 East 16th Street, appeared to state that she will lose the use of her back yard because of the noise, traffic through the alley, lights, etc.

Mr. Erine re-appeared to explain tests and studies which have been taken which indicate a very low noise problem at their businesses in other states.

Ms. Sharon King, 555 East 16th Street, appeared to inquire about deceleration lanes. The Director of Planning said that deceleration lanes were not required by the engineers due to the anticipated traffic flow.

Mrs. Joan Brooks, 980 East 15th Street, appeared to say that there will be a noise problem. The air gun noise is much louder than traffic noise. She asked Council to deny this request.

Mr. Kevin Twitchell, 1580 June, appeared to state that this proposal will be creating a safety hazard and the noise will be a problem. He questioned the entrance being feasible as proposed. He asked the Council to deny this variance request as it is not good for the neighborhood.

Brett Manwaring re-appeared, representing Wackerli Real Estate and presented a petition with approximately twenty signatures of approval to this proposal. He said that this is an ideal development for this area and asked for Council approval.

Mr. Scott Killian, 765 East 15th Street, appeared to register concerns of the traffic problem in the alley, noise and chemical waste.

Mr. Richard Mcatee, 646 East 16th Street, re-appeared and presented a petition with approximately ninety signatures in opposition to this proposal.

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Mr. Bob Meikle re-appeared to remind the Council that the Planning Commission has recommended approval of this request and asked the Council to uphold that recommendation.

Mrs. Stephanie Carey, 635 East 14th Street, appeared briefly to state that, in her opinion, what is being proposed is against city requirements.

The Mayor closed the public hearing on this matter. Councilman Groberg reviewed the previous process taken on this issue and registered concern about the noise and vibration problems in a residential area. He said that the P-T zoning had been designed to avoid these situations.

It was moved by Councilman Groberg that the Council approve the variance request as presented. The motion died for lack of a second. The Mayor stated that the variance is not granted and the building will not be allowed.

The Mayor then declared open a public hearing to consider a request for a conditional use permit for the proposed Wal-Mart Store. He asked Councilman Groberg to conduct this hearing. At the request of Councilman Groberg, the City Clerk read the following memo:

City of Idaho Falls
November 5, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: CONDITIONAL USE PERMIT - WAL-MART PROPERTY

Attached is a copy of a site plan for the proposed Wal-Mart Store. This property is located on the north side of an adjacent to 17th Street, on the east side of June Avenue with its intersection to 17th Street. This property is currently zoned PT-2. This zone has a specific set of design criteria which must be met, and the attached summary of the Planning Commission's finding of facts indicates that this plan meets or exceeds these criteria.

The major topic of discussion at the Planning Commission level was access, from the property to June Avenue and the resulting disruption to the adjacent residential neighborhood.

The Planning Commission considered this matter at three (3) public hearings and several work sessions. At the final public hearing, held October 15, 1991, the Planning Commission unanimously recommended approval of the Conditional Use Permit. This approval included an access to June Avenue to through traffic at the alley between 16th and 17th Streets.

This Department concurs with the Planning Commission recommendation to approve the site plan; however, the staff feels that if access is granted to June Avenue, one southbound lane should be permitted on June Avenue to provide access to 17th Street.

s/ Rod Gilchrist

This matter is now being submitted to the Mayor and City Council for your consideration.

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

Councilman Groberg then invited those in favor of this request to come forward and be heard at this time.

Mr. Mark Westberg appeared representing CEI Engineering. He reviewed the proposal and stated that the access on June Avenue is very much needed. He stated that the developer will work with the city on all issues.

Mr. Kevin Twitchell, 1580 June, appeared to ask for a recess to allow the Martin Addition residents an opportunity to review plans as had been presented by Mr. Westberg. The Mayor called a ten-minute recess.

After the Mayor re-convened the meeting, Councilman Groberg invited further comment.

Mr. Steve Brunt, 1630 June Avenue, appeared to state that this proposal will adversely effect the impact to the neighborhood and pleaded with the Council to consider the damages to the property owners if this proposal is approved. He asked "Who will maintain the private driveway?" Mr. Brunt was assured that the City Will maintain the road. Mr. Brunt addressed the issue of lights, traffic flow, traffic noise, and decrease in value to his property. He suggested that a study be made to determine the feasibility of a bridge over the canal for the movement of traffic.

Mr. Kevin Twitchell, 1580 June Avenue, re-appeared to state that one-way streets in this area as proposed, will close the neighborhood and will not solve the problem. He asked that the proposal be returned to the Planning Commission for alteration.

Mrs. Gloria Olsen, 736 East 16th Street, appeared to state that the area residents are a family. She asked for protection for the residents and requested a park rather than a commercial business in this area.

Mark Westberg re-appeared to address some of the concerns registered by the residents. He said that he and his firm are open to suggestions and would like to minimize the problems for Mr. Brunt. He, again, asked for Council approval.

Mrs. Sherry Edwards, 1376 Spratt Avenue, appeared to ask what is intended on the canal banks? Mr. Westberg explained that there has not been a lot proposed as it is felt that the canal itself will act as a buffer. Upon a request from Councilman Groberg, Mr. Westberg indicated the truck service route on the plan.

Mrs. Opal Burt, 784 East 16th Street, appeared to ask why the Planning Commission felt the need for access from June to 17th Street. The Mayor answered that he is sure that they changed to try to please the neighbors. Councilman Chandler stated that the City had been asked to provide emergency access from the Martin Addition. He said, if the Martin Addition residents do not want another access out, there would be no need for one from June Avenue. The Mayor and Attorney explained the risks and procedures for signalization of intersections.

Mr. Steve Brunt asked if he would be allowed to park his vehicle in front of his home.

He was informed by the Fire Chief that there was no code against him parking in front of his residence.

Mr. Al Diamond appeared to state that the residents will give up access out on June Avenue. He commended the Wal-Mart company for their concern and help. He said that the Council will be setting a precedent by allowing this type of operation, and he feels the Council has a duty to the Martin Addition residents to deny the request. Councilman Deist informed Mr. Diamond that the City cannot deny Wal-Mart the right to build on land they own.

Mrs. Sharon King appeared to register concern about the quoted number of delivery trucks. She feels there will be many more.

The Mayor closed the hearing.

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Councilman Groberg stated that Wal-Mart has a legal right to build according to the zoning. He thanked the Planning Commission for their efforts in this regard, and if they felt that an access out would be beneficial and should be there, he would agree. It was moved by Councilman Groberg, seconded by Sakaguchi, that the Council accept the Planning Commission's recommendation as set forth in the Finding of Fact and Conclusions of Law. Roll call as follows: Ayes, Councilmen Sakaguchi and Groberg; No, Councilmen Wood, Chandler, and Deist; Motion defeated.

It was then moved by Councilman Groberg, seconded by Chandler, that the planning Commission's recommendations be accepted except that there be no access on June Avenue. There was further discussion as to future hearings for modifications to the development plan. The Mayor then asked for a roll call, the results being: Ayes, Councilmen Wood, Chandler, Deist, Groberg, and Sakaguchi; No, none; carried.

The Mayor called for a three-minute recess.

The Mayor reconvened the meeting and asked if there were citizens from the floor who wished to speak concerning items not listed on the Agenda.

Mr. Glen Hancock, 3061 South Boulevard, appeared to commend the Mayor and Councilmembers for their services to the community.

Mr. David Turner, 154 East 15th Street, appeared to state that he was aware of a City Official collecting campaign monies for candidates. He said that he never intended for his tax money to be spent in this manner. The Mayor informed Mr. Turner that the violator had promised to never do it again.

Bills for the month of October, 1991, were presented after having been properly audited by the Fiscal Committee:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>	<u>ELECTRIC</u>
SERV/MAT:	\$1,136,738.48	\$132,862.49	\$175,135.95	\$ 288,780.53	\$1,900,632.76
SALARY:	<u>771,009.11</u>	<u>43,485.17</u>	<u>21,590.90</u>	<u>92,159.11</u>	<u>160,957.65</u>
TOTAL:	\$1,907,747.59	\$176,347.66	\$196,726.85	\$ 380,939.64	\$2,061,590.41
	<u>SANITATION</u>	<u>RECREATION</u>	<u>MUN CAP IMP</u>	<u>LIBRARY</u>	<u>BRIDGE/ART ST</u>
SERV/MAT:	\$ 20,597.27	\$ 17,230.24	\$.00	\$ 33,665.77	\$ 49,427.93
SALARY:	<u>48,797.59</u>	<u>24,441.22</u>	<u>.00</u>	<u>33,762.98</u>	<u>.00</u>
TOTAL:	\$ 69,394.86	\$ 41,671.46	\$.00	\$ 67,428.75	\$ 49,427.93
	<u>WATER CAP IMP</u>	<u>AMBULANCE</u>	<u>MUN EQUIP REPL</u>	<u>SURFACE DRAIN</u>	
<u>MCS</u>					
SERV/MAT:	\$ 24,666.75	\$ 28,707.71	\$131,920.05	\$ 34,746.51	\$ 100,206.00
SALARY:	<u>.00</u>	<u>47,427.78</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>
TOTAL:	\$ 24,666.75	\$ 76,135.49	\$131,920.05	\$ 34,746.51	\$ 100,206.00
	<u>CITY TOTALS</u>				
SERV/MAT:	\$4,075,318.44				
SALARY:	<u>1,243,631.51</u>				
TOTAL:	\$5,318,949.95				

It was moved by Councilman Chandler, seconded by Wood, that Item No. 22148 be approved separately as Councilman Groberg's family has interest in this item. Roll call as follows: Ayes, Councilmen Deist, Sakaguchi, Wood, and Chandler; No, none; carried. Councilman Groberg abstaining for the reason as previously stated.

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It was then moved by Councilman Chandler, seconded by Wood, that the Controller be authorized to pay the balance of the bills. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Deist, and Groberg; No, none; carried.

The City Clerk presented monthly reports from various Division and Department Heads. 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: BEER NTBCOP, WINE RETAIL, GROCERY, BAKERY, MEAT, AND DELI, Albertson's; LIQUOR, WINE RETAIL, BEER TBCOP, AND RESTAURANT, Sandpiper; BARTENDER, Arthur S. Herrera, Sheri J. Phillips, Kimberly Rae Cline, Lorena Peterson, Angela Marie Wright, and Susan Lynn Kubalak; ITINERANT MERCHANT, Givens Organization; PHOTOGRAPHER, Gisin Photography; SECOND HAND STORE, Granny's Goodies and Antiques; TAXI OPERATOR, Louis E. Lucido; and BUILDING CONTRACTOR, Ben Stallings Company. It was moved by Councilman Chandler, seconded by Wood, that these license be issued. Roll call as follows: Ayes, Councilmen Chandler, Deist, Groberg, Sakaguchi, and Wood; No, none; carried.

The City Clerk asked for Council ratification of the issuance of the following licenses: BEER, Stucki's; RETAIL WINE, Stucki's; GROCERY, Stucki's; SNACK BAR, Stucki's; BARTENDER, Victoria Howard; and ELECTRICAL APPRENTICE, Lance Cannon. It was moved by Councilman Chandler, seconded by Wood, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Wood, Chandler, Deist, Groberg, and Sakaguchi; No, none; carried.

The Chief of Police submitted the following two memos:

City of Idaho Falls
November 5, 1991

MEMORANDUM

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

It is recommended Tammy Bemis' request for a Non-Commercial Kennel License be denied.

The basis for recommending denial is that Ms. Bemis does not meet the requirement of seventy-five percent (75%) of those premises within one hundred feet (100') of her property approving of same, as required by City Ordinance.

s/ Monty G. Montague

Stephanie Carey appeared to ask for time to visit with the neighbors about this matter. The Councilmembers informed her that she could re-apply. It was moved by Councilman Chandler, seconded by Wood, that this license be denied. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

City of Idaho Falls
November 5, 1991

MEMORANDUM

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

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It is recommended Virginia Thompson's request for a Non-Commercial Kennel License be denied.

The basis for recommending denial is that Ms. Thompson does not meet the requirement of seventy-five percent (75%) of those premises within one hundred feet (100') of her property approving of same, as required by City Ordinance.

s/ Monty G. Montague

It was moved by Councilman Chandler, seconded by Wood, that this Non-Commercial Kennel License application be denied. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

From the Parks and Recreation Director came this memo:

City of Idaho Falls
November 6, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: Office of the Chief of Police
SUBJECT: DEHUMIDIFICATION UNITS AQUATIC CENTER

Respectfully request authorization to advertise to receive bids for the replacement of the dehumidification units located at the Aquatic Center. Mechanical problems that have existed since the systems have been in operation have not been correctable. It is the suggestion of the Parks and Recreation Division that these units be replaced.

s/ David Christiansen

Councilman Deist explained that everything had been done to try to correct this problem, but to no avail. It was moved by Councilman Deist, seconded by Chandler, that authorization be given to advertise for bids as requested. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Deist, and Groberg, No, none; carried.

The Public Works Director submitted the following three memos:

City of Idaho Falls
November 5, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: SANITARY SEWER REPLACEMENT - ALLEY BETWEEN
14TH AND 15TH STREETS, EAST OF SOUTH BOULEVARD

On October 29, 1991, bids were received and opened on the above referenced project, as follows:

H-K Contractors	\$46,252.00
Ferguson 4-T Construction	\$45,299.50
Engineer's Estimate	\$43,167.00

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Public Works recommends approval of the low bid submitted by Ferguson 4-T Construction in the amount of \$45,299.50 and authorization for the Mayor to sign the necessary documents.

s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist that the bid be awarded to 4-T Construction in the amount of \$45,299.50. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, and Deist; No, none; carried.

City of Idaho Falls
November 5, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: CHANGE ORDER NO. 1 - WEST BROADWAY WATER LINE PROJECT

Attached is proposed Change Order No. 1 to the West Broadway Water Line Project. The proposed change order increases the contract amount by \$405.00 to reimburse the contractor for expenses incurred in returning to the project to make final pipeline adjustments to the outlet piping at Well #16.

Public Works recommends approval of the change order and authorization for the Mayor to sign the necessary documents.

s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist, that the Council approve this change order and authorize the Mayor to sign the necessary documents. Roll call as follows: Ayes, Councilmen Chandler, Deist, Groberg, Sakaguchi, and Wood; no, none; carried.

City of Idaho Falls
November 5, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: CHANGE ORDER NO. 1 - GRIZZLY AVENUE WATER LINE

Attached is proposed Change Order No. 1 to the Grizzly Avenue Water Line Project. The proposed change order increases the contract amount by \$577.00 to facilitate payment for repair to a damaged irrigation culvert not shown on the original drawings.

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

s/ Chad Stanger

NOVEMBER 7, 1991

It was moved by Councilman Sakaguchi, seconded by Deist, that the Council approve this change order and authorize the Mayor to sign the necessary documents. Roll call as follows: Ayes, Councilmen Wood, Chandler, Deist, Groberg, and Sakaguchi; No, none; carried.

The Municipal Services Director submitted the following six memos:

City of Idaho Falls
November 7, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUTHORIZATION TO BID - MOTOR FUELS AND LUBRICANTS

The Municipal Services Division respectfully requests authorization from the Mayor and City Council to advertise and receive bids for motor fuels, lubricants, service, and fuel obtained through a computerized fuel dispensing system for the 1992 fiscal year.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Wood, that authorization be given to advertise for bids as requested. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

City of Idaho Falls
November 7, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUTHORIZATION TO BID - WEAPONS, HOLSTERS, AND MAGAZINE HOLDERS FOR POLICE DEPARTMENT

The Municipal Services Division respectfully requests authorization from the Mayor and City Council to advertise and receive bids for weapons, holsters, and magazine holders for the Police Department.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Wood, that authorization be given to advertise for bids as requested. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

City of Idaho Falls
November 7, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: TABULATION AND AWARD OF BID - ANIMAL SHELTER CREMATION CHAMBER REPAIRS

NOVEMBER 7, 1991

The Municipal Services Division respectfully requests authorization to contract for the above-referenced project on the open market, due to the fact that no bids were received at the November 5, 1991 bid opening.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Wood, that authorization be given to contract on the open market for repairs to the Cremation chamber. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

City of Idaho Falls
November 7, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: TABULATION OF BIDS FOR BID NO. IF-92-3, FIRE STATION ALTERING SYSTEM

Attached is the Tabulation of Bids for Bid No. IF-92-3, One (1) New Fire Station Alerting System. The Municipal Services Division recommends accepting the sole bid of Teton Communications for a lump sum total of \$12,030.00.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Wood, that this bid be awarded as recommended. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Deist, and Groberg; No, none; carried.

City of Idaho Falls
November 7, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: GEM STATE HYDROELECTRIC INSURANCE COVERAGE

The Municipal Services Division respectfully requests that the Mayor and City Council ratify the renewing of Gem State Hydroelectric Project coverage with Holden-McCarty Agency, Inc., Val Rosenberg representing Travelers. The coverage is for a one (1) year period and the premium is \$85,398.00, which is the same as last year. The Boiler Machinery deductible was increased from \$25,000.00 to \$50,000.00 per occurrence.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Wood, that the Council ratify the renewing of this insurance coverage. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, and Deist; No, none; carried.

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City of Idaho Falls
November 7, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: RESOLUTION AND QUITCLAIM DEED FOR REAL
PROPERTY DESCRIBED AS LOT 8, BLOCK 3, HOMER
ADDITION TO THE CITY OF IDAHO FALLS

The Municipal Services Division respectfully requests approval of the enclosed Resolution and Quitclaim Deed, and authorization from the Mayor and City Council for the Mayor to sign said documents, in favor of Farrell K. Adamson and Ruby Adamson for payment in full of a delinquent L.I.D.

s/ S. Craig Lords

R E S O L U T I O N (Resolution No. 1991-11)

WHEREAS, the City of Idaho Falls did, under and pursuant to the provisions of Chapter 17, Title 50, Idaho Code, and by Deed of the City Treasurer, dated the 25th day of February, 1980, recorded as Instrument No. 622415, in the records of Bonneville County, Idaho, acquired title to and possession of the following-described real property situated in the County of Bonneville, State of Idaho, to-wit:

Lot 8, Block 3, in the Homer Commercial Addition to the City of Idaho Falls, Bonneville County, Idaho, per the recorded plat thereof.

WHEREAS, Farrell K. Adamson and Ruby Adamson have offered to pay the City of Idaho Falls the amount for which said property was sold to the City, together with all the installments of assessments subsequent to the one for which said property was sold and then due, together with penalties and interest thereof:

NOW, THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are, authorized and directed, upon the payment of said sum of money by said purchaser to execute and deliver to the said Farrell K. Adamson and Ruby Adamson a Quitclaim Deed to said property, pursuant to the provisions of Section 50-1751, Idaho Code.

PASSED BY THE COUNCIL this 7 day of November, 1991.

APPROVED BY THE Mayor this 8 day of November, 1991.

s/ Thomas Campbell

ATTEST:
s/ Velma Chandler

(SEAL)

NOVEMBER 7, 1991

It was moved by Councilman Chandler, seconded by Wood, that the Mayor and City Clerk be authorized to execute the resolution and the deed. Roll call as follows: Ayes, Councilmen Chandler, Deist, Groberg, Sakaguchi, and Wood; No, none; carried.

The Mayor then called for an official canvas of all votes cast at the General Municipal Election held on November 5, 1991. The City Clerk noted three discrepancies; one in Precinct #1, one in Precinct #9, and one in Precinct #17. These were attributed to the ballot counter. The City Clerk read the total of votes received by each candidate:

		GENERAL MUNICIPAL ELECTION						November 5, 1991		
PRECINCT	SEAT	1	1	3	3	5	5	TOTAL#	TOTAL#	%
		MILAM	RINEHART	DEIST	MILLS	CARLSON	CHANDLER	REGISTERED	VOTING	VOTING
# 1 Armed Forces Reserve		184	194	158	217	228	146	1110	383	34.5
# 2 Eagle Rock Junior High		117	84	75	125	126	75	1024	205	20.0
# 3 Temple View School		144	74	91	124	120	97	641	222	34.6
# 4 Ethel Boyes		122	92	88	123	130	84	832	217	26.1
# 5 A. H. Bush School		155	88	87	156	139	110	832	254	30.5
# 6 Eagle Rock Junior High		213	129	160	181	197	140	1303	346	26.6
# 7 Art Guild (Log Hut)		142	73	103	110	114	100	647	217	33.5
# 8 Bonneville Court Courthouse										
Rotunda		108	50	80	77	66	90	684	161	23.5
# 9 Clair E. Gale Junior High		169	69	80	163	180	66	942	248	25.3
#10 I. F. High School Civic										
Auditorium		154	73	91	142	134	93	790	234	29.6
#11 Emerson School Annex		131	86	70	152	154	69	595	227	38.2
#12 Hawthorne School		206	101	145	159	184	124	861	314	36.5
#13 I.F. Public Library		119	69	61	128	120	66	777	191	24.5
#14 Sr. Citizen Comm. Ctr.		234	86	135	185	202	109	840	327	38.9
#15 Longfellow School		276	130	201	210	194	215	1027	418	40.7
#16 University Place		335	89	210	217	226	190	1223	432	35.3
#17 Linden Park School		200	93	140	158	160	137	894	301	33.7
#18 Linden Park School		143	82	87	135	152	73	667	230	34.5
#19 Theresa Bunker School		209	114	123	204	218	104	961	333	34.7
#20 Edgemont Garden School		297	95	182	209	229	155	1040	399	38.4
#21 Falls Valley School		135	46	78	103	105	76	700	181	25.9
#22 Dora Erickson School		118	35	61	93	86	64	546	155	28.4
#23 Falls Valley School		171	60	109	125	119	115	889	235	26.4
#24 Falls Valley School		163	51	89	124	121	97	963	218	22.6
#25 Eastern Id. Tech. College		215	89	151	153	177	126	1039	310	29.8
#26 Grand Teton Mall Comm.Rm.		<u>328</u>	<u>96</u>	<u>225</u>	<u>193</u>	<u>223</u>	<u>187</u>	<u>1224</u>	<u>426</u>	34.8
TOTALS		4788	2248	3080	3966	4104	2908	23091	7184	31.1

It was moved by Councilman Wood, seconded by Sakaguchi, that the results of the vote counting be accepted as the official results of the General Municipal Election held November 5, 1991. Roll call as follows: Ayes, Councilmen Wood, Chandler, Deist, Groberg, and Sakaguchi; No, none; carried.

The Mayor stated that the City had paid the Historical Society to do a history of the city of Idaho Falls and they now wish to print these, but they lack funds to do so. The Mayor proposed that the City pay for the printing of these books and then allow the Society to sell them and return the money to the City. It was determined that the cost would be sufficient enough to warrant that the bidding process requirements be met. It was moved by Councilman Chandler, seconded by Wood, that this matter be referred to the Municipal Services Division for review. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

Councilman Chandler stated that he had received several calls about the polls not opening until noon. Therefore, it was moved by Councilman Chandler, seconded by Groberg, that the City Attorney be instructed to prepare an ordinance that would change the hours of voting to be from 8:00 A.M. until 8:00 P.M. for Municipal elections. Roll call as follows: Ayes, Councilmen Wood, Chandler, Deist, and Groberg; No, Councilman Sakaguchi; carried.

There being no further business, it was moved by Councilman Chandler, seconded by Deist, that the meeting adjourn at 10:15 P.M.; carried.

s/ Velma Chandler
CITY CLERK

s/ Thomas Campbell
MAYOR
