

**JULY 10, 1991**

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Pursuant to a call by the Mayor, the City Council of the City of Idaho Falls, met in Special Session in the Council Chambers, 140 South Capital Avenue, Idaho Falls, Idaho, on Wednesday, July 10, 1991, at 7:30 p.m. for the purpose of considering all matters of business that would have been presented at the July 4th meeting, but changed to this date due to the 4th of July being a holiday, and to consider such other business as may be brought before the Council. There were present: Mayor Tom Campbell; Councilmen Ralph Wood, Art Chandler, Mel Erickson, Wes Deist, Joe Groberg, and Sam Sakaguchi. Also present: Velma Chandler, City Clerk; Joe Burgess, Assistant City Attorney; and all available Division Directors.

The City Clerk read a summary of the minutes of two Special Sessions held June 18th and June 27th, 1991. These minutes were approved by the Mayor and Council.

The Mayor and Council honored Silver Girl Scout recipients Jamie Kiel and Susie Remmer; and Eagle Scout Alexander Pomo.

The Mayor declared open a public hearing, as legally advertised, to consider a request for a Conditional Use Permit to allow the construction of a Fire Station at 3180 Woodruff Avenue. He called upon Councilman Groberg to conduct the hearing. At the request of Councilman Groberg, the City Clerk read the following memo:

City of Idaho Falls  
July 8, 1991

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: CONDITIONAL USE PERMIT - FIRE STATION

Attached is a copy of a request for a Conditional Use Permit to permit the construction of a Fire Station to be located at 3180 Woodruff Avenue. This request is necessary inasmuch as public facilities are permitted within any zone in the City after issuance of a Conditional Use Permit by the City Council.

This Department recommends approval of this request. It is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

Councilman Groberg then asked the Director of Planning to locate the subject area on a map on the wall and further explained the request.

Mr. Kim Foster, 3145 Disney, appeared briefly to ask that translucent windows be installed in the Fire Station living quarters area and that flood lights be focused away from the residential area.

Ms. Debbie McQueen, 3080 Sunnyside Lane, appeared to ask when Woodruff Avenue will be completed. The Mayor and Public Works Director Stanger stated that it will be constructed during this construction season. The Mayor explained problems that have delayed this project.

Mr. Bill Hayes, 3119 Disney, appeared to register concerns as to speakers, sirens, number of vehicles in parking lot and height of building.

Fire Chief Hahn responded by saying that they will protect the privacy of the residents. He said that, usually a Fire Station makes for good neighbors.

Mr. Glen Longhurst, 3069 Disney, appeared to ask for clarification that the Conditional Use Permit would not commit other property. He was assured that there would be no affect on other property.

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There being no further comment, it was moved by Councilman Groberg, seconded by Chandler, that this Conditional Use Permit be granted. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

The following letter was then discussed:

May 21, 1991

Mayor Tom Campbell  
220 Constitution Way  
Idaho Falls, Idaho

Dear Tom:

We as a School Board are aware of Superintendent Jacobson's visit with Chad Stanger concerning the attached billings relating to our Junior High School development. Chad was informative in terms of the origin and purpose for the annexation fee related to surface drainage. Additionally, we were afforded some relief in terms of the \$400.00 assessed as a Capital Bridge and Street Fee (copy of correspondence attached).

At this time, we would request that the City Council be formally given an opportunity to consider a waiver of the annexation fees as part of the upcoming Council Meeting Agenda item. Our request for a waiver of these fees is consistent with our philosophy that one arm of government avoid where possible, billing another arm of government for services where common taxpayers are receiving the net benefit of publicly owned facilities.

Also, we ask for a waiver of the traffic study that was a condition of the annexation agreement for the new Junior High. School buses will access that building only from Holmes Avenue. We see the development of new subdivisions in that area as presenting a greater traffic than traffic generated by the school.

All of the school projects are progressing very well and will be good additions to the services presented to the community as it continues to grow.

Sincerely,

s/ H. Ray Hart, Chairman of the Board

s/ Clyde Toole, Vice-Chairman

s/ Marjorie Miller, Treasurer

s/ Gerald Mill, Clerk

s/ Jerry Wixom, Member

The Mayor asked Councilman Groberg to lead discussion on this matter. Groberg asked School Superintendent Jerry Jacobson to further explain the request. Mr. Jacobson stated

that he feels that the letter explains the request. He said that the school is not the only reason for growth in the area and the School Board had not budgeted for these expenses.

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During the discussion that followed, the Councilmembers felt that this request did not justify the amending of the annexation agreement; the City has never waived these fees for any other development; and the fees could be paid over a period of time which would allow the School District to budget for payment. Therefore, the request for waiver of annexation fees and a traffic study was denied.

This memo from the Municipal Services Director was then read:

City of Idaho Falls  
July 10, 1991

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: GEM STATE GENERAL OBLIGATION BOND REFUNDING

The official statement relating to the refunding of the 1986 General Obligation Bonds is being prepared by the City's Underwriter, Kirchner Moore. It is required that the official statement, when final, be approved by a City Official.

Municipal Services, along with the Electric Division, recommends that preparation of the Final Official Statement proceed and requests the Council to authorize one of the following, the Mayor, Electric Manager or Municipal Services Director, to approve the final document.

s/ S. Craig Lords

Councilman Chandler explained the benefits of this refunding. It was moved by Councilman Chandler, seconded by Wood, that the Council give authorization for any one of the following, the Mayor, Electric Manager, or Municipal Services Director to approve the final documents for this bond re-funding. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Groberg, and Sakaguchi; No, none; carried.

Mr. Jerry Jayne, 1568 Lola, appeared representing the Idaho Environmental Council. He urged the Council to take caution in joining with Idaho Power on the Wiley Project. His agency feels that this project will destroy the natural resources of the area. He asked the Council, if they choose to participate in this project, to keep the public informed and involved.

Councilman Deist introduced the new Zoo Superintendent, Bill Gersonde. Monthly bills were presented for June, 1991:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>	<u>ELECTRIC</u>
SERV/MAT:	\$ 557,699.43	\$ 26,780.20	\$78,243.21	\$151,038.49	\$ 965,464.43
SALARY:	<u>706,350.98</u>	<u>40,899.92</u>	<u>20,947.19</u>	<u>104,266.87</u>	<u>175,399.97</u>
TOTAL:	\$1 264,050.41	\$ 67,680.12	\$99,190.40	\$255,305.36	\$1,140,864.40
	<u>SANITATION</u>	<u>RECREATION</u>	<u>MUN CAP</u>	<u>LIBRARY</u>	<u>BRIDGE/ART ST</u>
SERV/MAT:	\$ 48,550.04	\$ 43,117.81	\$ 100.00	\$ 14,033.99	\$ 152.00
SALARY:	<u>46,543.83</u>	<u>28,607.88</u>	<u>.00</u>	<u>32,136.07</u>	<u>.00</u>
TOTAL:	\$ 95,093.87	\$ 71,725.69	\$ 100.00	\$ 46,170.06	\$ 152.00



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	<u>AMBULANCE</u>	<u>MNCPL EQUIP</u>	<u>SUR DRAIN</u>	<u>MCS</u>	<u>CITY TOTALS</u>
SERV/MAT: \$	25,066.96	\$ 54,776.66	\$ 1,200.00	\$57,228.00	\$2,023,451.22
SALARY:	<u>37,644.81</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>1,192,797.52</u>
TOTAL: \$	62,711.77	\$ 54,776.66	\$ 1,200.00	\$60,059.00	\$3,216,248.74

There being no questions nor objections, it was moved by Councilman Chandler, seconded by Wood, that the Controller be authorized to pay the bills as listed on the computerized print-out. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Groberg; No, none; carried.

Monthly reports were presented from Division and Department Heads. There being no objections, these were accepted and ordered placed on file in the Office of the City Clerk.

The following license applications were presented: BARTENDERS, Sharree K. Barnes, Ray Albert Campbell, Jr., Franklin R. Carico, Julie Ann Frazier, Doris S. Moore, Brenda Prichard Rosenberger, Doreen Anne Vitek; 6 FIREWORKS PERMITS; MOBILE ICE CREAM, Uncle Arnie's; NON-COMMERCIAL KENNEL, JoAnne K. Dixon, Natalie D. Machen; MASSAGE THERAPIST, Michelle Louise Moss; RESTAURANT, Taco John's; SPRAYING FIRE PERMIT, Smith Chevrolet Company, Inc.; TAXI OPERATOR, Mark W. Ward; ELECTRICAL CONTRACTOR, Esser Electric, Inc.; HEATING AND COOLING APPRENTICE, Travis Hall; and, PUBLIC RIGHTS-OF-WAY, American Heritage, Inc., Andrew Well Drilling Services, and Atwood Concrete Construction. It was noted that these applications carried all required approvals. It was moved by Councilman Erickson, seconded by Chandler, that these licenses be issued. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Groberg, Sakaguchi, and Wood; No, none; carried.

The City Clerk asked for Council ratification of the issuance of the following licenses: CONCESSION FOR JULY 4TH CELEBRATION, Bonneville County Historical Society, Hope Lutheran School, Jackson Enterprises (2), Kiwanis Club of Idaho Falls, Inc., Shelley High School Drill Team, United Pentecostal Church; CONCESSION, Sno-Shack; GROCERY, Lupita's Imports; MOBILE RESTAURANT, Russet Lions Club; SNACK BAR, M.E.A.; CLASS B BUILDING CONTRACTOR, Bates and Sons Contracting, Middlesex Custom Interiors, Q.C. Construction; ELECTRICAL CONTRACTOR, BECO Construction Company; ELECTRICAL APPRENTICE, Tim Colling, Alex Paulk, James J. Wadsworth, Eric Woodhouse; ELECTRICAL JOURNEYMAN, LeRoy T. Bandurraga, Bob Chadwick, Mike Howard; TEMPORARY ELECTRICAL JOURNEYMAN, Duane A. Knutson; PLUMBING JOURNEYMAN, Perry R. Thorpe; SPECIALTY INSTALLER OF SPRINKLING SYSTEMS, Auto-Rain, Riverside Landscape, The Tree Place, Inc.; SPECIALTY JOURNEYMAN INSTALLER OF SPRINKLING SYSTEMS, Mark Adolfsen, Brian T. Collins, John J. Collins, Kevin L. Curtis, and Bart Prestwich. It was moved by Councilman Erickson, seconded by Chandler, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Groberg, and Sakaguchi; No, none; carried.

The Police Chief submitted the following memo:

City of Idaho Falls  
July 9, 1991

MEMORANDUM

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

It is recommended that the request of Merrilee Bennard for a Non-Commercial Kennel License be denied.

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

s/ Monty Montague

No one appeared. It was moved by Councilman Erickson, seconded by Chandler, that the recommendation of the Chief of Police be upheld and the license denied. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

The City Clerk asked for Council ratification of the publishing of legal notices calling for public hearings on July 10th and 25th, 1991. It was moved by Councilman Chandler, seconded by Deist, that the Council ratify this action. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

From the Parks and Recreation Director came this memo:

City of Idaho Falls  
July 2, 1991

MEMORANDUM

TO: Mayor and City Council  
FROM: Dave Christiansen, Director, Parks and Recreation  
SUBJECT: SUNNYSIDE PARK TENNIS COURT LIGHTING

Respectfully request authorization to receive bids for the lighting of two tennis courts located in Sunnyside Park.

s/ David Christiansen

It was moved by Councilman Deist, seconded by Erickson, that the Council authorize the Parks and Recreation Department to advertise for bids for the lighting of two tennis courts located in Sunnyside Park. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Groberg; No, none; carried.

The Electric Department Manager submitted the following memo:

City of Idaho Falls  
July 8, 1991

MEMORANDUM

TO: Mayor and Council  
FROM: Steve Harrison  
SUBJECT: WILEY HYDROELECTRIC PROJECT

Attached is an Agreement between Idaho Falls and Tacoma City Light regarding the Wiley Project. The Agreement provides for the mutual withdrawal of the Cities' joint preliminary permit application and for certain reimbursement to Tacoma for costs incurred to date.

Also attached is a Memorandum of Understanding between Idaho Falls and Idaho Power Company. This Memorandum of Understanding provides for

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either the joint development of the project or a power purchase agreement. The City Attorney has reviewed both agreements.

The Electric Division recommends that the Council ratify the Mayor's execution of both agreements.

s/ Steve Harrison

The Mayor noted that the execution of these agreements only allows the City to participate in this project if they wish to do so. It was moved by Councilman Wood, seconded by Groberg, that the Council ratify the Mayor's execution of these documents. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

Also, from the Electric Department Manager came this memo:

City of Idaho Falls  
July 8, 1991

MEMORANDUM

TO: Mayor and City Council  
FROM: Steve Harrison  
SUBJECT: VACATION OF A PORTION OF LINDSAY BOULEVARD  
RIGHT-OF-WAY

With the reconstruction of Lindsay Boulevard and the Utah Avenue/Lindsay Boulevard connection, excess right-of-way will exist at the intersection of Lindsay and Utah. We are proposing to vacate a portion of this in favor of the Stardust Motel. Would you please instruct the City Attorney to prepare the necessary Ordinance to vacate this right-of-way.

s/ Rod Gilchrist

During the discussion that followed, the Council felt that the agreement will define and control the development of the vacated area. It was moved by Councilman Groberg, seconded by Chandler, that authorization be given for the City Attorney to prepare the necessary ordinance to vacate this right-of-way. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Groberg, and Sakaguchi; No, none; carried.

City of Idaho Falls  
July 10, 1991

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: COUNTY PLAT

Attached is a copy of the Final Plat of the York Substation, Division No. 1. This plat is located adjacent to and on the south side of York Road, east of

Jamestown Road. It is a four lot residential subdivision. The lots are approximately one acre in size. The Planning Commission, at a regular

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meeting, considered this matter and unanimously recommended approval. This Department concurs with that decision. The matter is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

It was moved by Councilman Groberg, seconded by Chandler, that the Council accept the final plat of the York Sub-division, No. 1 and authorize the Mayor, City Engineer, and City Clerk to sign. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

The Public Works Director submitted the following three memos:

City of Idaho Falls  
July 10, 1991

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works  
SUBJECT: VACATION, BLOCK 5, BIRD ADDITION

Public Works has received requests to vacate the subject alley right-of-way. This alley has not been used for several years and adjoining property owners have constructed fences and landscaped to the center of the alley.

Public Works Requests authorization for the City Attorney to prepare the necessary ordinance to vacate this alley right-of-way. An easement will be maintained for utilities.

s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist, that the City Attorney be authorized to prepare the necessary ordinance to vacate this alley right-of-way. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

City of Idaho Falls  
July 10, 1991

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works  
SUBJECT: VACATION OF NORTH & SOUTH TEMPLE STREETS  
RIGHTS-OF-WAY

It has been requested the City vacate the rights-of-way for North and South Temple Streets between Memorial Drive. The Traffic Safety Committee has recommended approval of this vacation request.

Public Works requests authorization for the City Attorney to prepare the ordinance necessary to vacate these street rights-of-way.

s/ Chad Stanger

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There being no questions, it was moved by Councilman Sakaguchi, seconded by Deist, that the Council authorize the City Attorney to prepare the ordinance necessary to vacate these street rights-of-way. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Groberg; No, none; carried.

City of Idaho Falls  
July 10, 1991

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works  
SUBJECT: OUTSIDE-THE-CITY SEWER CONTRACT - BOB MEIKLE

Attached are copies of a proposed agreement for the City to provide Outside the City Sewer Service to a residence owned by Bob Meikle at 1050 Pioneer Road.

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

s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist, that this Agreement be approved and the Mayor authorized to sign the necessary documents. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

The Municipal Services Director submitted the following five memos:

City of Idaho Falls  
July 10, 1991

MEMORANDUM

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

Municipal Services and the Public Works Division respectfully requests authorization to advertise and receive bids for the purchase of one (1) New Self-Propelled Belt Loader Designed for Loading Material/Snow from a Windrow.

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 Chandler, Erickson, Deist, Groberg, Sakaguchi, and Wood; No, none; carried.

City of Idaho Falls  
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MEMORANDUM

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

SUBJECT:

TABULATION AND AWARD OF BID - REROOF SEWER  
ADMINISTRATION BUILDING

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Attached is the tabulation of bids for reroofing the Sewer Department Administration Building.

Municipal Services, the Director of Public Works, the Project Architect, and Project Engineer recommend rejecting all bids. Municipal Services respectfully requests authorization from the Mayor and Council to rebid.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Wood, that the Council reject the bids received and authorize the rebid. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Groberg, and Sakaguchi; No, none; carried.

City of Idaho Falls  
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MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-91-35, STEEL FOR YORK ROAD SUBSTATION

Attached is the tabulation of bids for Bid IF-91-35, Steel for York Road Substation. Since no valid bids were received, Municipal Services and the Electric Division request authorization from the Mayor and City Council to purchase said subject on the open market.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Wood, that authorization be given to purchase said steel on the open market. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

City of Idaho Falls  
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MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BIDS FOR HOT AND COLD ASPHALT MIX

Attached is the tabulation for Bid IF-91-36, Hot and Cold Asphalt Mix.

Municipal Services and the Public Works Division respectfully requests ratification of the advertisement to receive bids for Hot and Cold Asphalt Mix.

It is also recommended by Municipal Services and the Public Works Division to accept the sole bid for Hot and Cold Asphalt of H-K Contractors, Inc. of Idaho Falls, Idaho, as per the prices on the attached tabulation.

s/ S. Craig Lords

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It was moved by Councilman Chandler, seconded by Wood, that the Council ratify the advertisement for bids and accept the sole bid of H-K Contractors to furnish hot and cold asphalt mix. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Chandler, and Erickson; No, none; carried.

City of Idaho Falls  
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MEMORANDUM

TO: Honorable mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: TABULATION AND AWARD OF BID - TROY POND  
IRRIGATION SYSTEM

Attached is the tabulation of bids for the Troy Pond Irrigation System.

Municipal Services, the Project Architect, and the Public Works Director recommend accepting the bid of R & R Sprinkler in the amount of \$36,435.00.

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, Erickson, Deist, and Groberg; No, none; carried.

The Traffic Safety Committee submitted the following recommendation:

It is recommended that the west side of Lindsay Boulevard, from West Broadway to Seattle Street, be posted 20 minute parking only.

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

There being no further business, it was moved by Councilman Wood, seconded by Chandler, that the meeting adjourn at 9:00 P.M.; carried.

s/Velma Chandler  
CITY CLERK

s/ Thomas Campbell  
MAYOR

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