

FEBRUARY 7, 1991

The City Clerk of the City of Idaho Falls met in Regular Council Meeting, Thursday, February 7, 1991, in the Council Chamber in Idaho Falls, Idaho. Prior to calling the meeting to order, the Mayor called upon Scout Brad Nielson to come forward and lead all those present in the Pledge of Allegiance to the Flag. The Mayor then called the meeting to order and, upon roll call, the following were found to be present: Mayor Tom Campbell; Councilmen Wes Deist, Joe Groberg, Sam Sakaguchi, Ralph Wood, Art Chandler, and 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 January 24, 1991. The minutes were approved.

The Mayor declared open a public hearing, as legally advertised, to consider a Planned Unit Development located in a portion of Parkwood Meadows Addition, Division No. 6, and asked 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
February 6, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: PLANNED UNIT DEVELOPMENT - PARKWOOD ADDITION,
DIVISION NO. 6

Submitted for your consideration is a development plan for a 114 unit apartment complex located in a portion of Parkwood Meadows Addition, Division No. 6. This project is located adjacent to the extension of Parkwood Street and Hoopes Avenue, both of which will be improved as part of this development.

This property was annexed to the City and zoned R-3A in 1984, but has not been platted. A final plat accompanies the PUD. The annexation agreement placed a PUD requirement on this parcel to provide an opportunity for design review and some protection for the single-family residential development to the south.

The proposed development consists of eight (8) buildings housing 114 units, 32 of which will be one bedroom, 78 of which will be two bedrooms, and four (4) will be studio apartments. There will be a recreation center for the residents and an office building that will house a manager's apartment. The proposed development exceeds the landscaping and parking requirements of the Zoning Ordinance.

The Planning Commission recently considered this development plan at a public hearing. At that time, the plan was unanimously 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 proposal and located the subject area on a map on the wall.

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Councilman Groberg then asked the developer, Gary Voigt, 1277 East 17th Street, to explain his proposal.

Groberg then invited anyone present who wished to be heard concerning this PUD proposal to come forward and be heard at this time.

Mr. Larry Christensen, 1821 Gallup Street, appeared to state that he and most of the area residents approve the proposal as it has been presented by Mr. Voigt. He said that there are two concerns. Namely, a problem of headlights and traffic noise where the driveway comes in from Parkwood Street. He asked that a cinder block wall be constructed between the development and the residences; secondly, where Parkwood Street enters Woodruff, it is almost impossible to make a left-hand turn and this same problem exists at Hoopes and Woodruff. This leaves the only other exit out of that sub-division and Planned Unit Development area onto John Adams which puts the traffic going through a residential area. There is no plan yet for student crossings or light to aid the students going to school. He asked the Mayor and Council that, when Hoopes is developed to the South, that it be developed all the way to 12th Street where there is a traffic light.

Councilman Groberg asked Mr. Christensen if he had any specific concerns with the PUD other than the headlight problem and increased traffic? Christensen answered that his concerns are traffic noise, lights, future traffic problems and fear that it may become a low-income subsidized area. Councilman Wood asked where the lights would be a problem. Christensen spotted the problem area. Councilman Deist asked the City Planner if the City has a dedicated right-of-way on Hoopes through to 12th Street. The Planner answered that they do not have one at this time, but the land is available for future extension.

Mr. Christensen presented the following petition with approximately ten signatures:

February 6, 1991

Honorable Mayor and Council:

We, the residents and owners of property on Gallup Street, have been informed that a 114 unit apartment complex will be constructed behind our property. Although single family dwellings or even condominiums would be more desirable to us, we have had it made clear, despite our concerns of increased traffic in this section and increased school enrollment, which were stated at the Planning Commission hearing, that the project would be approved and has also been approved by the Planning Commission.

Since this may be the case, we the owners and residents of the property adjacent to the apartment complex, would petition to have a cinder block wall constructed on the property line as a part of the apartment complex project. The wall would be a barrier that would protect the values of both properties. It would take away the traffic noise and lights that the numerous people living in the complex would bring. It would protect the privacy and property of the residents on Gallup Street, besides adding to the appeal of the apartments.

We would petition the Council to take a close look at the traffic flow problems in this section of Woodruff. From John Adams to 9th Street is a narrow 2 lane roadway with no connecting sidewalks. Traffic turning left on Woodruff from Parkwood and Hoopes would find it virtually impossible to do so during busy times of the day.

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We are also concerned for school children who will have to cross Woodruff to go to school at Linden Park. At the present time, no traffic light or crossing guard is planned for Woodruff and no school busing is planned.

Therefore, as residents, we respectfully petition for a cinder block wall uniform across all adjacent property, and we ask that the City look into traffic and school crossing problems before this project is undertaken.

Mr. Voigt, the developer, re-appeared to state that these concerns were addressed at the Planning Commission hearing. A fence will be provided for the light problem and they are planning for adequate accesses, storm drainage, parking, and garages on the west side of the property.

Councilman Groberg asked the City Planner, what the process would be if the site plan is approved and then the plan is to be modified? The Planner answered that major modifications would have to be approved by both the Planning Commission and the City Council.

Councilman Groberg stated that there has been discussion as to garages being constructed on the west side of the PUD, and asked if this would be a major modification? He asked the City Attorney if there would need to be further review of this plan if it were to be modified to allow garages? The Attorney answered by saying that, if the minutes clearly indicate the modifications, it could be done this night if the Council so desired. Mr. Voigt stated that he will construct garages along the west side and cedar fences where there are no garages.

Mr. Christensen appeared concerning the fencing. City Planner Gilchrist said this would be covered in the annexation agreement. There being no further comment, it was moved by Councilman Groberg, seconded by Chandler that the Council approve this PUD as presented. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, Chandler, and Erickson; no, none; carried.

Annexation proceedings were conducted for Stonebrook Addition, Division No. 6. The Mayor asked Councilman Groberg to conduct the proceedings. Councilman Groberg asked to be excused from taking any action on this matter for the same reasons that he had not participated in the original presentation of this issue. The Mayor then asked Councilman Chandler to conduct the proceedings. At the request of Councilman Chandler the City Clerk read the following memo:

City of Idaho Falls
February 5, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: STONEBROOK ADDITION, DIVISION NO. 6

Attached is a copy of the Final Plat with a corrected legal description of Stonebrook Addition, Division No. 6. The City Council recently approved an amended plat for this property and at that time, a portion of the right-of-way for Woodhaven Lane was inadvertently omitted from the legal description. The approval of this amended Annexation will correct this discrepancy.

s/Rod Gilchrist

Chandler then asked the Director of Planning to locate the subject area on a map on the wall and further explain the discrepancy. There being no questions nor comment, it was moved

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by Councilman Chandler, seconded by Wood that the Council approve this amended final plat and authorize the Mayor, City Clerk, and City Engineer to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, and Deist; no, none; carried. Councilman Groberg abstained for the reason as previously indicated.

The City Attorney read the following ordinance title:

ORDINANCE NO. 2002

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. (Additional Property to be annexed in Stonebrook Addition, Division No. 6)

The foregoing Ordinance was presented in title. It was moved by Councilman Chandler, seconded by Wood 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 ad follows: Ayes, Councilmen Chandler, Erickson, Deist, Sakaguchi, and Wood; no, none; carried. Councilman Groberg abstained for the reason as previously indicated. 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, Councilmen Erickson, Deist, Sakaguchi, Wood, and Chandler; No, none; carried. Councilman Groberg abstained for the reason as previously indicated.

The Mayor then asked Councilman Groberg to conduct annexation proceedings for Spring Creek Addition, Division No. 2. At the request of Councilman Groberg, the City Clerk read the following memo:

City of Idaho Falls
February 5, 1991

MEMORANDUM

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

Attached is a copy of the Annexation Ordinance, Annexation Agreement, and Final Plat for Spring Creek Addition, Division No. 2. This development is located generally at the southwest corner of the intersection of Sunnyside and St. Clair Roads. This plat contains 8.8 acres and provides for 29 single-family lots and is an extension of the existing street pattern in the Spring Creek development. The Planning Commission recently considered this matter and at that time unanimously recommended annexation to the City, approval of the final plat, and initial zoning of R-1. This Department concurs with that recommendation and the 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 property on a map on the wall and further explained the request.

No one appeared concerning this annexation. Councilman Groberg asked the developer if he would explain the proposed exists and entrances off of St. Clair.

Gary Voigt, the developer, re-appeared and displayed the preliminary plat and indicated the proposed exits on a graph.

There being no further comment, it was moved by Councilman Groberg, seconded by Chandler that the Council approve the final plat of Spring Creek Addition, Division No. 2 and authorize the Mayor, City Clerk, and City Engineer to sign. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, Wood and Chandler; no, none; carried.

It was then moved by Councilman Groberg, seconded by Chandler that the annexation for Spring Creek Addition, Division No. 2 be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, Chandler, and Erickson; no, none; carried.

The City Attorney read the following Ordinance title:

ORDINANCE NO. 2003

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS: DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO. (Spring Creek Addition, Division No. 2)

The following Ordinance was presented in title. It was moved by Councilman Groberg, seconded by Chandler 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, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Groberg; 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, Councilmen Wood, Chandler, Erickson, Deist, Groberg, and Sakaguchi; no, none; carried.

The Mayor then declared open a public hearing to consider the initial zoning of the newly annexed area. No one appeared either for or against this zoning. It was moved by Councilman Groberg, seconded by Chandler that the initial zoning of Spring Creek Addition, Division No. 2 be established as R-1, 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, Councilmen Groberg, Sakaguchi, Wood, Chandler, Erickson, and Deist; no, none; carried.

The Mayor declared open a public hearing, as legally advertised, to consider the exchange of certain real property owned by the City of Idaho Falls, Idaho, for certain real property owned by JM&S Farms, and asked Councilman Erickson to conduct the hearing.

Councilman Erickson stated that it had been legally advertised to conduct a public hearing this night to consider exchange of lands for the new golf course. He asked if there was anyone present who wished to speak concerning this property exchange. No one appeared. It was moved by Councilman Erickson, seconded by Deist that the Council accept this exchange of lands, authorize the Legal Department to prepare the necessary documents

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for the exchange and the Mayor to sign same. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Groberg, Sakaguchi, and Wood; no, none; carried.

Mr. John Szulczewski, owner of Ski's House of Guns, appeared to ask the City Council to amend City Code 5-6-8, pertaining to the retention of property for fifteen days from the date of receiving same. He said this period was too long and, in his opinion, five days would be adequate. He feels that the Council is "singling out" pawn shop dealers and making a hardship for them.

Councilman Erickson stated that Mr. John Szulczewski had met previously with the Police Committee to discuss this issue. After those meetings, Councilman Erickson said that he instructed Police Captain Campbell to give a written recommendation on this issue. He asked the City Clerk to read the Captain's report:

City of Idaho Falls
February 5, 1991

MEMORANDUM

TO: Chief Montague
FROM: Captain Campbell
SUBJECT: SECOND HAND STORE

It would be more difficult for us to properly check out property taken in by second hand dealers if they were allowed to dispose of the property after five days instead of 15.

It takes a detective assigned to this detail two days to complete it. This is not counting clerical time involved in making computer entries and NCIC checks.

The 15-day period only gives us 10 working days. We need that much flexibility, so we don't have a detective and secretary tied down to a schedule. This is not a high priority job, and it can be put off if more pressing things are going on and the detective or secretary are needed on other cases.

Also, thefts are not always immediately discovered or reported. Generally, the longer the retention period, the easier it is for us to locate stolen property.

A phone check with major Idaho cities indicates that most of them handle second hand pawn detail about the same as us. Boise requires 60 days before disposal of purchased property, Twin Falls 30 days, Lewiston 10 days, Coeur D'Alene 10 days, Pocatello 5 business days.

s/ Ken Campbell

Councilman Erickson asked if other Councilmembers wished to respond to this.

Councilman Chandler stated that the ordinance now in effect is a good ordinance and he can see no need to revise it.

Councilman Wood questioned that fifteen days is long enough. It was moved by Councilman Erickson, seconded by Chandler that the merchandise holding time as presently constituted by City Code remain as fifteen days. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, Chandler, and Erickson; no, none; carried.

Monthly bills were presented after having been properly audited by the Fiscal Committee:

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	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>
SERV/MAT:	\$ 642,311.01	\$ 64,162.89	\$ 39,301.45	\$ 201,404.31
SALARY:	<u>970,920.65</u>	<u>66,331.88</u>	<u>33,379.84</u>	<u>134,299.11</u>
TOTAL:	\$1,613,231.66	\$130,494.77	\$ 72,681.29	\$ 335,703.42

	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>LIBRARY</u>
SERV/MAT:	\$2,082,080.72	\$ 1,341.48	\$ 10,046.59	\$ 38,437.82
SALARY:	<u>216,678.59</u>	<u>72,273.96</u>	<u>32,630.36</u>	<u>47,195.58</u>
TOTAL:	\$2,298,759.31	\$ 73,615.44	\$ 42,676.95	\$ 85,633.40

	<u>BRIDGE/ART ST</u>	<u>AMBULANCE</u>	<u>MUN EQUIP</u>	<u>SWIM POOL</u>
SERV/MAT:	\$ 1,638.86	\$ 11,544.58	\$ 27,981.00	\$ 126,312.50
SALARY:	<u>.00</u>	<u>55,914.76</u>	<u>.00</u>	<u>.00</u>
TOTAL:	\$ 1,638.86	\$ 67,449.34	\$ 27,981.00	\$ 126,312.50

	<u>SURFACE DRAIN</u>	<u>MCS</u>	<u>CITY TOTAL</u>
SERV/MAT:	\$ 2,250.00	\$ 41,100.00	\$3,289,913.21
SALARY:	<u>.00</u>	<u>.00</u>	<u>1,629,614.73</u>
TOTAL:	\$ 2,250.00	\$ 41,100.00	\$4,919,527.94

Councilman Chandler stated that he would like to approve the bills with two motions. Check No. 17922, in the amount of \$2,900.00, made payable to G.H.G. Investments for incentive for the Model Conservation Standard Program be handled separately as Councilman Groberg's family has an interest in this. It was moved by Councilman Chandler, seconded by Wood that this payment be approved. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, and Deist; no, none; carried. Councilman Groberg abstaining for the reason as previously indicated.

It was then moved by Councilman Chandler, seconded by Wood that the Controller be authorized to pay the balance of the bills as listed. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, Erickson and Deist; 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: AUCTIONEER, Phillip E. Brasket; BAKERY (TEMPORARY) Junior Girl Scout Troop 421; BARTENDER, Jack E. Chinn, Bonnie A. Newman, Jackie B. Bailey; CONCESSION, Center Family Theatre; DAY CARE INSPECTION, Little Lamb Christian Day Care, The Small World, and Frei Day Care; DIPPING PERMIT, Ramm, Inc. dba Rossiter Electric Motor Service Company, and Electrical Equipment Company, Inc.; GROCERY STORE, Tramp's Car Wash; KENNEL-NON-COMMERCIAL, Bill and Beppy Motes, Kent Peterson, and Jerad and Barbara Wilson; PUBLIC RIGHTS-OF-WAY, Commercial General Construction, Inc., Stamper Enterprises, Asphalt Maintenance, Inc., W. L. McKean Excavating, and Bateman-Hall, Inc.; RESTAURANT, Behavioral Health Center, Cathay Restaurant, Eastern Idaho Regional Medical Center - Marriott Food Service, and Robert's D.O.E. Snack Shop; RESTAURANT CATERING, Smokehouse Catering; SECOND HAND STORE, Antique Shop; SPRAYING PERMITS, Delta Industries, Gimme Potato Harvesters, Ltd., East Idaho Powder Coating, Darald and Dan's Body Shop, Ermal's Auto Body, Inc., Johnson Brothers Planing Mill, Inc., (The Countertop Shop), Smith Chevrolet Company, Inc., and Mickelson Marble; TAXI COMPANY, Friendly Cabs; TAXI OPERATOR, John M. Outcelt and Roland K. York;

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THEATRE, Center Family Theatre; BUILDING CONTRACTOR, DAFAB Services Construction Company and Mason's Home Improvement; ELECTRIC JOURNEYMAN, Arden Ricks; ELECTRIC APPRENTICE, Cory J. Hall; CLASS D HEATING AND COOLING CONTRACTOR, Intermountain Gas Company; CLASS C HEATING AND COOLING JOURNEYMAN, Elizardo Max Mora; CLASS D HEATING AND COOLING JOURNEYMAN, Harvey E. Gord; CLASS C HEATING AND COOLING APPRENTICE, Steven Mora; PLUMBING JOURNEYMAN, Michael E. Jones; SPECIALTY INSTALLER CONTRACTOR, Swiss Precision Landscaping; and SPECIALTY INSTALLER JOURNEYMAN, Kurt Eidam. It was moved by Councilman Erickson, seconded by Chandler, that these licenses be issued. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Groberg, and Sakaguchi; No, none; carried.

The City Clerk asked for Council ratification of the issuance of the following licenses: BARTENDER, David D. Fredrickson; 2 LIQUOR CATERING PERMITS, LeBaron's; BUILDING CONTRACTOR, Shumaker Construction, Inc.; ELECTRIC CONTRACTOR, J & R Electric, Inc.; ELECTRIC JOURNEYMAN, Sam Rosen and Dale E. Woolery; and ELECTRIC APPRENTICE, Darrin James Wheeler and Lincoln Beard. It was moved by Councilman Erickson, seconded by Chandler, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, Wood, and Chandler; no, none; carried.

The City Clerk asked for Council authorization to refund the application fees on the following license applications: BUILDING CONTRACTORS, Lyman Construction and Judson Enterprises; CLASS B HEATING AND COOLING CONTRACTOR, Holbrook Service; MASTER PLUMBER, Eagle Plumbing; SIGN COMPANY, Image National; SPECIALTY INSTALLER CONTRACTOR (SIGN), Clark Sign Company; and SPECIALTY INSTALLER CONTRACTOR (SPRINKLING SYSTEMS), Kimberly Nurseries. It was moved by Councilman Erickson, seconded by Chandler that authorization be given to refund the fees as requested. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, Chandler, and Erickson; no, none; carried.

From the Chief of Police came this memo:

City of Idaho Falls
February 5, 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 Kelly Kienlen for a Non-Commercial Kennel License be denied.

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

s/ Monty G. Montague

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

Also, from the Chief of Police came this memo:

FEBRUARY 7, 1991

City of Idaho Falls
February 1, 1991

MEMORANDUM

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

It is requested the Non-Commercial Kennel License issued on December 21, 1990, to Laura C. Hill be revoked and the \$25.00 fee paid by Mrs. Hill be returned to her.

Mrs. Hill has disposed of one of her dogs and no longer has need for this license.

Your consideration of this request is appreciated.

s/ Monty G. Montague

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

The following Ordinance Caption was read by the City Attorney:

ORDINANCE NO. 2004

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 10-6-4 OF THE CITY CODE OF IDAHO FALLS, IDAHO; ESTABLISHING PRIMA FACIE SPEED LIMITS OF TWENTY-FIVE MILES PER HOUR ON ALL STREETS, EXCEPT WHERE POSTED OTHERWISE, AND TWENTY MILES PER HOUR IN SCHOOL ZONES, EXCEPT WHERE POSTED OTHERWISE; PRESERVING PRIOR ORDINANCE; AND PROVIDING FOR EFFECTIVE DATE.

Councilman Erickson stated that a question had been raised in reference to the posting of streets for 35 miles per hour or higher. Chief Montague had given the Public Works Department a list of streets that will need to be reviewed and changed that this action will be done as soon as possible after the adoption of the ordinance.

Councilman Groberg asked the City Attorney if the ordinance is adopted this night, is there mechanism for delaying the effective date to give adequate time for posting?

The City Attorney answered that, if it is merely a matter of allowing adequate time to post streets, that can be accomplished by delaying the publishing of the ordinance by a few days. Even if the ordinance does take effect, there is nothing in the ordinance that requires that people be cited in those sections where there is lack of proper posting. The Police Officers could use discretion as there has not been time for appropriate signing. If the Council chooses to amend the ordinance, this would require time for passage. The Mayor recommended that he, simply, instruct the City Clerk not to publish the ordinance until it is cleared by the Police Chief.

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Mr. C. E. White, 3280 Chaparral, appeared briefly to go on record as opposing the adoption of this ordinance. There was no further comment. The foregoing ordinance was presented in title. It was moved by Councilman Erickson, seconded by Chandler 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, Councilmen Deist, Groberg, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the ordinance placed before the Council for final consideration, the question being "SHALL THE ORDINANCE PASS ON IT'S THIRD AND FINAL READING?" Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

The Parks and Recreation Director submitted the following two memos:

City of Idaho Falls
January 31, 1991

MEMORANDUM

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

The Division of Parks and Recreation respectfully requests authorization to advertise to receive bids for the Sunnyside Park Tennis Court Project.

s/ Dave J. Christiansen

Councilman Deist explained this project. It was moved by Councilman Deity, seconded by Erickson that the Council give authorization to advertise for bids for the Sunnyside Park Tennis Court Project. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Groberg; no, none; carried.

City of Idaho Falls
January 28, 1991

MEMORANDUM

TO: Mayor and Council
FROM: David J. Christiansen, Director Parks and Recreation
SUBJECT: LEAGUE OFFICIAL'S AGREEMENT

Respectfully requests acceptance of City League Official's Agreement for the contracting of League Officials to officiate recreational programs.

s/ David J. Christiansen

It was moved by Councilman Deist, seconded by Erickson that the Council accept the City League Official's Agreement for the contracting of league officials to officiate recreational programs. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, Erickson, and Deist; no, none; carried.

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From the Director of Planning and came this memo:

City of Idaho Falls
February 6, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: BRUNT, NIXON, MERRILL SUBDIVISION

Attached is a copy of a Final Plat and Development Agreement of the above named subdivision. This property is currently within the City limits and zoned R-1, but has never been platted. It is a piece of property that many years ago was inadvertently left unplatted and is a parcel of ground approximately 60' wide and 1000" long between the Packer Addition and R & V Park Addition. It has now been platted to provide for three (3) building sites - one (1) on either side of Gallup Avenue and one (1) on the north side of 12th Street. Additional properties are being platted which have no street frontage, but will be added to adjacent lots in the Packer Addition.

This property was reviewed at an earlier date by the Planning Commission. At that time they recommended approval. This matter is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

Councilman Groberg explained this matter. After some discussion, it was moved by Councilman Groberg, seconded by Chandler that the final plat of Brunt, Nixon, Merrill Sub-Division be approved and the Mayor, City Clerk, and City Engineer be authorized to sign the plat. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Groberg, and Sakaguchi; no, none; carried.

It was then moved by Councilman Groberg, seconded by Chandler that the development agreement for Brunt, Nixon, Merrill Sub-Division be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, Wood, and Chandler; no, none; carried.

Also from the Director of Planning came this memo:

City of Idaho Falls
February 5, 1991

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: FINAL PLAT - PARKWOOD MEADOWS ADDITION, DIVISION NO. 6

Attached is a copy of the Final Plat and Development Agreement of Parkwood Meadows Addition, Division No. 6. This property was annexed to the City and zoned R-3A in 1984, but was not platted at that time. This matter was considered by the Planning Commission at a recent meeting. At that time, they unanimously recommended approval of the Final Plat. This Department concurs with that recommendation and the matter is now being submitted to the Mayor and City Council for consideration.

s/Rod Gilchrist

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Councilman Groberg stated that the PUD approved earlier this night covers one of the lots in this sub-division. He asked the Director of Planning to locate the area on a map on the wall. It was moved by Councilman Groberg, seconded by Chandler that the Council accept the final plat of Parkwood Meadows Addition, Division No. 6 and authorize the Mayor, City Clerk, and City Engineer to sign. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, Chandler, and Erickson; no, none; carried.

It was then moved by Councilman Groberg, seconded by Chandler that the development agreement of Parkwood Meadows Addition, Division No. 6 be approved and the Mayor and City Clerk authorized to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Groberg; no, none; carried.

The Municipal Services Director submitted the following four memos:

City of Idaho Falls
February 7, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-91-16, TWO (2) NEW 1991 CAB AND CHASSIS

Attached is the tabulation for Bid IF-91-16, Two (2) New 1991 Cab and Chassis to be used as Bob Tall Dump Trucks. It is the recommendation of Municipal Services and the Public Works Division to accept the low bid of Hirning Truck Center to furnish Two (2) New 1991 Cab and Chassis at a unit price of \$28,417.00 each with trade-ins.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Wood that the bid for two new 1991 cab and Chassis be awarded by Hirning Truck Center to furnish these units for \$28,417.00 each, with trade-ins. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, Erickson, and Deist; no, none; carried.

City of Idaho Falls
February 7, 1995

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-91-17, MATERIALS ONLY FOR CENTRAL PARK RESTROOM

Attached is the tabulation for Bid IF-91-17, materials only for Central Park Restroom. It is the recommendation of Municipal Services and the Parks and Recreation Division to accept the low bid for each section ad follows:

<u>DESCRIPTION</u>	<u>BIDDER</u>	<u>TOTAL LUMP SUM</u>
Section I - Lumber and Material	Max Ker Lumber	\$3,165.44
Section II - Plumbing-A	Norman Supply	\$1,597.71
Section III - Plumbing-B	Norman Supply	\$1,111.97

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Section IV - Concrete/City Mix	Monroc, Inc.	\$ 636.00
Section V - Electrical Material	Electric Wholesale	\$ 560.16
Section VI - Partitions and Access	Norman Supply	\$1,295.00

s/ S. Craig Lords

There being no questions, it was moved by Councilman Chandler, seconded by Wood that these bids be awarded as recommended. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Groberg, Sakaguchi, and Wood; no, none; carried.

City of Idaho Falls
February 7, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: CHARGE-OFF UNPAID UTILITY ACCOUNTS 1986

Municipal Services respectfully requests authorization for the Mayor and Council, to charge off as uncollectable, all utility accounts that have not had a transaction since 1986, which includes, but is no limited to, bankruptcies, skips, deceased persons, and those with no assets. These accounts total \$171,966.28, which is .6243% of sales for that year.

All accounts, except bankruptcies, will remain with the collector in case financial circumstances change.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Wood, these unpaid accounts be charged-off as recommended. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Groberg, and Sakaguchi; no, none; carried.

City of Idaho Falls
February 7, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AGREEMENT - WILLIAM HOWARD NEFF

Attached is a copy of proposed agreement with William Howard Neff for architectural services for the new golf course.

The proposed agreement has been reviewed and approved by the City Attorney and the City Council Committee for the Golf Course.

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

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Wood that this agreement with William Howard Neff be approved and the Mayor authorized to execute the agreement. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

The Public Works Director submitted the following five memos:

City of Idaho Falls
February 4, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: BID AUTHORIZATION - WATER DEPARTMENT STORAGE BUILDING

Public Works requests authorization to receive bids for the construction of a storage building at the Water Department.

s/ Chad Stanger

There being no question or comment, it was moved by Councilman Sakaguchi, seconded by Deist that authorization be given to advertise to receive bids for the construction of a storage building at the Water Department. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

City of Idaho Falls
February 4, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: BID AUTHORIZATION - WELL NO. 16 PUMP STATION, CHLORINE CONTACT CHAMBER AND PIPING

Public Works requests authorization to advertise to receive bids for the construction of the pumping station, chlorine contact chamber and related piping for Well No. 16, located on Old Butte Highway near Broadway.

s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist that authorization be given to advertise for bids for the construction of the pumping station, chlorine contact chamber and related piping for Well No. 16, located on the Old Butte Highway near Broadway. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Groberg; no, none; carried.

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City of Idaho Falls
February 6, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: BID AUTHORIZATION - MOODY CANAL RECONSTRUCTION

Public Works requests authorization to advertise to receive bids for the reconstruction of the Moody Canal at the intersection of St. Clair and Sunnyside.

s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist that the Council give authorization to advertise for bids for the reconstruction of the Moody Canal at the intersection of St. Clair and Sunnyside. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, Erickson, and Deist; no, none; carried.

City of Idaho Falls
February 4, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: BID AUTHORIZATION - WEST BROADWAY WATER LINE

Public Works requests authorization to advertise to receive bids for the installation of a water line along West Broadway from Well No. 16 to the Hoff Lateral Canal.

s/ Chad Stanger

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

City of Idaho Falls
February 6, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: SANITARY SEWER REPLACEMENT - 1991, PHASE I

On February 5, 1991, bids were received and opened for the replacement of sewer lines located in the alley between 21st and 22nd Streets and the alley between 23rd and 24th Streets as follows:

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Ferguson 4-T Construction	\$39,012.00
H-K Contractors, Inc.	\$49,335.00
Godfrey Construction Company	\$62,875.00

Public Works recommends acceptance of the low bid provided by Ferguson 4-T Construction of Idaho Falls in the amount of \$39,012.00 and authorization for the Mayor to sign the necessary documents.

s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist that the bids be awarded to Ferguson 4-T Construction, in the amount of \$39,012.00 and the Mayor be authorized to sign the necessary documents. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Groberg, and Sakaguchi; no, none; carried.

Mayor Campbell re-appointed Boyd Anderson and Jake Cordova for another five-year term to the Planning Commission. It was moved by Councilman Sakaguchi, seconded by Chandler, that these re-appointments be duly confirmed. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, Wood and Chandler; no, none; carried.

Councilman Chandler stated that, this being an election year, he feels that the City of Idaho Falls should have designated seats for the City Council. Therefore, it was moved by Councilman Chandler, seconded by Erickson that the City Attorney be directed to draft an ordinance which would set up the 1991 election and future elections so that each Council position is a designated spot on the ballot. Mayor Campbell asked for clarification that it was not the intent to run from districts, but for designated seats. Each Councilman would be faced head on in an election and would not run as a group. He said, "This is a major change, do you wish to discuss it?" There being no discussion, the Mayor called for a roll call, the results being: Ayes, Councilmen Deist, Groberg, Wood, Chandler, and Erickson; no, Councilman Sakaguchi; carried.

There being no further business, it was moved by Councilman Wood, seconded by Chandler that the meeting adjourn at 8:50 p.m., carried.

s/ Velma Chandler
City Clerk

s/ Thomas Campbell
Mayor
