

JANUARY 10, 1991

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, January 10, 1991, in the Council Chamber in Idaho Falls, Idaho. There were present: Mayor Tom Campbell; Councilmember Arthur Chandler, Melvin Erickson, Wesley Deist, Joe Groberg, and Sam Sakaguchi; Absent, Councilmember Ralph Wood. 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 December 20, 1990. The minutes were approved by the Mayor and Councilmembers.

Eagle Scouts Brett Cobb, Matthew Stokes, and Ryan Dansie were honored for having received this prestigious award.

The Mayor asked for nominations for President of the Council. Councilman Chandler nominated Councilman Mel Erickson. There were no other nominations. The Mayor then asked all Councilmen in favor of Mel Erickson acting as President of the Council to say "aye". The vote was unanimous.

The Mayor announced that he would make no committee assignment changes at this time.

The Mayor then re-appointed all Division Directors and all others appointed City officials, namely City Clerk, City Treasurer, City Attorney, and all other now in place. It was moved by Councilman Chandler, seconded by Erickson, that these re-appointments be duly confirmed. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, Deist, and Groberg; no, none; carried.

The Mayor then gave the following "State of the City" address:

The year ends well for the City. We just completed the largest amount of street and infrastructure construction ever done in one season in the City of Idaho Falls. Not including subdivisions, there was \$8 Million worth of street and infrastructure work done in Idaho Falls this year, including work by the State. In addition, we had \$51 Million worth of housing and business construction through the month of November; the largest year ever, except 1985, when the hospital was built and when December permits are totaled, we may exceed 1985, which was \$53 Million.

We will not complete as many big projects in 1991, but it will be a good year.

It is my hope that Lindsay Boulevard and Sunnyside will be two big projects for 1991. We are still waiting for authorization to use the funding we have for Lindsay Boulevard. Sunnyside, which is to be done with regular City Budget is more sure. The County will widen a portion of Sunnyside and put turning lanes at intersections with City participation. The City will contract for the intersection of Sunnyside with Woodruff and St. Clair, a very expensive, but necessary project.

One well will be completed on the west side and a second well will be under construction. A new well is required for every square mile of development. In addition, we are adding a new computer system which will control the water flow and pressure throughout our system.

Major improvements have been started at the Sewage Treatment Plant and will be completed in 1991. Our plant is one of the most effective and environmentally sound operations in the nation and our improvements in

sludge disposal have been approved by the Federal Government and will help us with our disposal system.

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We will make more improvements at Community Park this year, adding a ball field, trees and doing additional landscaping. Sunnyside Park will be improved and two tennis courts will be constructed. Playground equipment will be added at Sunnyside Park, Central Park, Substation Park, Tautphaus Park, and South Tourist Park.

We hope to complete another section of trail along the Greenbelt during 1991. Hopefully, we can connect Freeman Park to the main trail around the river. I have a vision of a trail system in our community, extending south to Pancheri and north to the Upper Power Plant. In the future, maybe someone will be able to accomplish just that. We need to start planning now for an additional recreational facility. Over 100,000 people have used the present facility.

We will add a veterinarian building at the zoo and start the construction of a bear exhibit. New exhibits for the Tahr Goat and the Rhea will be completed.

We will acquire 12 acres for a new park on the west side of the City near Mill Road. The golf course on East River Road will take shape this summer.

We will be eligible for major funding at the Airport this year. I anticipate we will receive about \$1.6 Million for runway improvements.

Both the fire station at the Airport and Sunnyside Road will be under construction in 1991. We have also secured ground for an additional fire station on the west side. At some future date, a station will be built there.

Our citizens set a new record for peak use of electricity this year. During the week before Christmas, the demand reached 155 million watts of power. We need to add capacity to our system. We will be building a new substation in 1991, as well as adding more capacity to two existing substations.

In addition to our regular electrical maintenance, our department is responsible for signalization and we are planning new signalization for First Street and Woodruff, and First Street and John Adams Parkway. Sunnyside Road will also need signal upgrades when the planned improvements are finished.

1991 is the 100th anniversary of our City's name. It will be a year filled with activities and events to celebrate our heritage. There are many things to enjoy about Idaho Falls and I hope our citizens will take time to enjoy all our community has to offer.

The Mayor presented a Certificate of Achievement for Excellence in Financial Reporting which was presented to the City of Idaho Falls for its Comprehensive Annual Financial Report for the Fiscal Year which ended September 30, 1989. A Certificate of Achievement for Excellence in Finance Reporting is presented by the Government Finance Officers Association of the United States and Canada to government units and public employee retirement systems whose comprehensive annual financial reports achieve the highest standards in government accounting and financial reporting.

The following listed City Employees were honored for service of twenty years or more:

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35 Years:

Marion (Slim) Hammon - Electric Division
John Staggie - Water Department

30 Years:

Faye Holm - Police
Duane Sibbett - Police
Neal Bates - Zoo
Verlyn Croft - Street
Farrell Lusk - Electric

25 Years:

Melvin Erickson - Councilman
Beverly Branson - Mayor's Office
Bob Harrison - Police
Gary Larsen - Police
Terrill Ockerman - Police
Roland Clark - Fire
William Knopp - Fire
Roger Littleford - Fire
Gene Packer - Fire
Doug Taylor - Street
Farrell Tracy - Water
Joseph Horner - Sewage Treatment Plant
Tom Baird - Electric
Steve Harrison - Electric
Brent Bailey - Fire
Lester Allen - Fire
Nick Backstrom - Fire
Gene Clements - Fire
Darrell Leavitt - Fire
Larry Walton - Fire

20 Years:

Gae Bates - Utilities
Carol Cram - Building Maintenance
Libby Denhartog - Building Maintenance
Glenna Jorgensen - Building Maintenance
Gary Hagen - Police
Dennis Tremayne - Police
Clark Inglett - Police
Ray Judy - Water
Jack Edwards - Electric

Bills for the month of December, 1990 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: \$	716,331.72	\$ 34,279.15	\$ 55,071.94	\$ 287,992.13
SALARY:	<u>628,627.88</u>	<u>42,253.32</u>	<u>22,507.74</u>	<u>88,708.85</u>
TOTAL:	\$1,344,959.60	\$ 76,532.47	\$ 77,579.68	\$ 376,700.98
	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>SAN/SEW CAP</u>
SERV/MAT: \$	1,796,995.81	\$ 27,604.47	\$ 17,035.12	\$ 1,450.00
SALARY:	<u>142,095.89</u>	<u>44,366.47</u>	<u>21,007.96</u>	<u>.00</u>
TOTAL:	\$1,939,091.70	\$ 71,970.94	\$ 38,043.08	\$ 1,450.00
	<u>MUN CAP</u>	<u>LIBRARY</u>	<u>WATER CAP</u>	<u>AMBULANCE</u>
SERV/MAT: \$	1,838.26	\$ 24,967.72	\$ 2,930.00	\$ 23,882.81
SALARY:	<u>.00</u>	<u>31,479.02</u>	<u>.00</u>	<u>37,342.07</u>
TOTAL:	\$ 1,838.26	\$ 56,446.74	\$ 2,930.00	\$ 61,224.88
	<u>MUN EQUIP</u>	<u>MCS</u>	<u>CITY TOTAL</u>	
SERV/MAT: \$	1,142.00	\$ 119,900.00	\$3,111,421.13	
SALARY:	<u>.00</u>	<u>.00</u>	<u>1,058,389.20</u>	
TOTAL:	\$ 1,142.00	\$ 119,900.00	\$4,169,810.33	

Councilman Chandler stated that because of a potential conflict of interest, it would be necessary to make three motions on the approval of the bills. It was moved by Councilman Chandler, seconded by Groberg that the Council approve the payment of Check No. 1728 in the amount of \$350.00 to Harris Graphics. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, and Chandler; no, none; carried; Councilman Erickson abstaining.

It was moved by Councilman Chandler, seconded by Erickson that Check No. 17528 in the amount of \$5,800.00 made payable to Richard Kelley Construction be approved. Roll call as follows: Ayes, Councilmen Deist, Sakaguchi, Chandler, and Erickson; no, none; carried; Councilman Groberg abstaining.

It was then moved by Councilman Chandler, seconded by Groberg that the Controller be authorized to pay all other bills on the print-out. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, Deist, and Groberg; no, none; carried.

Monthly reports for December, 1990 were presented from 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 following license applications were presented, carrying all required approvals: BAKERY, Bakker's, Cookies and Carsten's Bakery; BARTENDER, Pamela E, Guay, Jody Lynn Haney, David Brian "Ice" Little, Kenneth I. McNamara, Christine Merkley, Greg J. Muir, Rod Leroy "Penrod" Penfiled, Beverly Renee Tremayne and Clyde Edward Williams; CANDY AND NUT STORE, Morrow Candy and Nut Company; CATERING, Castle Catering, Junk Food Haven, and Leonard's Catering Service; CONCESSION, Paramount Theatre and Rio Theatre; DAIRY, Meadow Gold Dairy; DANCE HALL, Charade Lounge; FRUIT AND VEGETABLE COMPANY, Farmer's Market; GROCERY STORE, Hickory Farms, KOA Campground, and King B Cold Storage; ITINERANT MERCHANT, Sunrise Fiberglass Engineering, Inc.; KENNEL, COMMERCIAL, Bo-Lay Kennel; KENNEL, NON-COMMERCIAL, Dr. and Mrs. Ann Nertney and Jean Swearingen; LIQUOR, Charade Lounge; LIQUOR CATERING PERMIT. F.O.E. 576 Eagles; MEAT MARKET, Farmers Market and King B Cold

Storage; MOVIE THEATRE, Paramount and Rio Theaters; PAWN BROKER. Nick's Trading Post; PHOTOGRAPHER, King's Image Photography; POOL HALL, Charade Lounge; PUBLIC

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RIGHTS OF WAY, Skidmore Construction and Millwork, Inc., Shively Construction Company, G.L. Voigt Construction, Inc., S & B Excavation and Repair, Inc., Grimmett Building and Supply, Ormond Builders, Inc., Ferguson 4T Construction, Ruskal Construction, Inc., KM Service Company, Intermountain Construction, Inc., Hunziker Construction Co., G.H.G. Investment Co., H-K Contractors, Inc., Robert V. Burggraf Co., Inc., KV, Inc., and Frame Construction Co.; RESTAURANT, Blimpie's, Charade Lounge, Burger King (17th), Burger King (Yellowstone), Chinese Garden Restaurant, Spud Cellar and The Whaler; SECOND HAND STORE, Broadway Clock; BUILDING CONTRACTOR, Kelley Home Builders, Charles Kelly Construction, and Russell L. Wood; ELECTRIC CONTRACTOR, Mountain States Mechanical, Merkley Electric, and R & R Electric; ELECTRIC JOURNEYMAN, Boyd McCormick, Rocky Shore, Drew Oakey, Ronn S. Allen, Hal D. Merkley, Algie DeWayne Rossiter, and Jeff Smith; ELECTRIC APPRENTICE, Daniel Ray Cox, Jr., Thomas E. Kloack, Gary Oswald, Ken Fisher, and Sonja Nordstrom; TEMPORARY ELECTRIC JOURNEYMAN, Ronald Richardson; CLASS D HEATING AND COOLING CONTRACTOR, TML, Inc.; CLASS D HEATING AND COOLING JOURNEYMAN, Tim M. LaMott; SIGN COMPANY, Clark Sign Service; and SPECIALTY INSTALLER, Image National, Inc. It was moved by Councilman Erickson, seconded by Chandler that these licenses be issued. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, and Chandler; no, none; carried.

The City Clerk presented a BEER TO BE CONSUMED ON THE PREMISES license application for Charade Lounge. It was moved by Councilman Erickson, seconded Chandler that this license be issued. Roll call as follows: Ayes, Councilmen Deist, Erickson, Sakaguchi, Groberg, and Chandler; no, none; carried.

The City Clerk asked for Council ratification of the issuance of the following licenses: BEER TO BE CONSUMED ON THE PREMISES, Blue Room, Bowl-ero, Chic's Lounge, Classic Bar, Dolores Casella's Downtowner, Debbie's Brother, El King Kong, Garcia's Mexican Restaurant, Golden Crown, Jacki's Place, Jake's, LeBaron's, Mama Inez, Me "N" Ed's Pizza, Nut House Bar, River View Diner and Lounge, Stardust Restaurant and Lounge, Steak Gallery, Tom's Gyro and Burgers, and Elk's Lodge; BEER NOT TO BE CONSUMED ON THE PREMISES, Blue Bell Gas, Earl's Food Store, Buttery's Food and Drug Store, Filling Station (John Adams), Filling Station (Holmes Ave.), Filling Station (17th St.), Made in Idaho, Nate's Food Store, 17th Street IGA, and Speedi Mart; AMUSEMENT CENTER, Gold Mine and Quartermaster; BAKERY, Buttery Food and Drug Store; BARTENDER, Val Brown, Charmine Caltzontzi, Dara J. Crane, JoAnn I. Davis, Thomas B. Lints, Renee Lynne Marsh, and Willis Harold "Bill" Mooney; BOWLING ALLEY, Elk's Lodge and Bowl-ero; CANDY SHOP, Busy Bee Bargains; CATERING, Gourmet Delights; CONCESSION, Health and Racquet Club, and Karmelkorn; DANCE HALL, Chic's Lounge, El King Kong, LeBaron's, Nut House Bar, River View Diner and Lounge, Stardust Restaurant and Lounge, and Elk's Lounge; DELICATESSEN, K-Mart; GROCERY STORE, K-Mart, General Nutrition Center, La Casita, Variety Mart, Yuko's Gift Shop, Blue Bell Gas, Earl's Food Store, Buttery Food and Drug Store, Nate's Food Store, 17th Street IGA, and Speedi Mart; KENNEL, NON-COMMERCIAL, Debbie Hall, Dean Hallan, Laura C. Hill, Stephen P. Johnson, Susan Landon, Michael Schmid, and Thomas and Mary Walsh; LIQUOR, Blue Room, Bowl-ero, Chic's Lounge, Garcia's, Golden Crown, Jake's, LeBaron's, Nut House Bar, River View Diner and Lounge, Stardust Restaurant and Lounge, Steak Gallery, and Elk's Lodge; MASSAGE THERAPIST, Monica Sell; MEAT MARKET, King B Jerky Factory, Buttery Food and Drug Store, and 17th Street IGA; MOBILE RESTAURANT, Buttery Food and Drug; MOTEL, Evergreen Gables and Stardust Restaurant and Lounge; PAWN BROKER, Variety Mart; PHOTOGRAPHER, Keller's Moving Photography and Stoddard Photography; POOL HALL, Blue Room, Chic's Lounge, Classic Bar, Debbie's Brother, El King Kong, Golden Crown

Lounge, Jacki's Place, and Nut House Bar; PRIVATE PATROL SERVICE, Protection
Technology of Idaho; RESTAURANT, K-Mart, Andy's Cafe, Choices, Jr., Elk's

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Lodge, Fiesta Time (S Skyline). Gangplank, Kentucky Fried Chicken, Los Tacos, Nibley's Donuts, North Highway Cafe, Orange Julius, (Grand Teton Mall), Sandwich Tree, Scotty's Drive-In, Steak 'N' Stuf, Subby's Sandwiches (Broadway), Subby's (Park), Substation #24, Wrangler Roast Beef, Blue Room, Bowl-ero, Classic Bar, Dolores Casella's Downtowner, Debbie's Brother, Garcias, Jacki's Place, Jake's, LeBaron's, Mama Inez, Me "N" Eds Pizza, River View Diner and Lounge, Steak Gallery, and Tom's Gyro and Burgers; SECOND HAND STORE, Variety Mart and Attic Antiques; SNACK BAR, Blue Bell Gas, Filling Station (John Adams), Filling Station (Holmes), Filling Station (17th St.), Nate's Food Store, and Speedi Mart; TAXI COMPANY, Ace Taxi; TAXI OPERATOR, Tracy Penman and Keith South; WINE BY THE DRINK, Classic Bar, Downtowner, Debbie's Brother, Mama Inez, and Me "N" Eds Pizza; WINE-RETAIL, Earl's Food Store, Buttrey Food and Drug, Made In Idaho, 17th Street IGA, and Speedi Mart; BUILDING CONTRACTOR, Bates Roofing, Batton Construction, Bateman-Hall, Inc., Steel Systems, Inc., Q-Span Builders, Inc., Bill's Carpentry and Construction, G.H.G Investment Company, Harris Construction, Cannon Builders, Inc., Mike Ivie Construction, D.W. Remodel, Kitchell Contractors, Inc., Willis Welker Construction, Larry Carlson Plastering, Joe Kelly Construction, Browning Builders, Premier Homes, R.W. Holt And Sons, Richard Kelley Construction, Nave Glass, Schuldt and Son Construction, Jack Endicott Construction, Keith T. Kennedy, Architect, Building Concepts West, Inc., Jenkins Glass, Rhett M. Briggs, Briggs Builders, Inc., Austad Construction Company, General Glass Service, Larry Clark Construction, Tri-State Sales, B & K Sales, Western Development, C & M Construction, Shively Construction Company, Herring Construction, and Signature Homes; ELECTRIC CONTRACTORS, C & C Electric, S & J Electric, S & S Electric, C & C Electric, Eagle Heating and Electric, Mark J. Barnard, Stacey Smith Electric, Inc., Lewis Electric, Rockford Repair, Max J. Storer, Ken Neilson Electric, Bill Whipple Electric, Schrinier Electric, and Dale Garner Electric; ELECTRIC JOURNEYMAN, Waylin Lewis, Leland L. Lewis, Scott B. Vander Linden, Chuck Featherston, Monte Packer, John S. Lott, David G. Martin, Jay D. Sluder, Harland A. Schultz, Jr., Thomas A. Pierce, Wesley Hoggard, Albert S. Knox, Jeffrey L. Shearer, Todd Campbell, Dennis Hendricks, Wayne E. Landers, Stacey Smith, James H. Toy, Donald E. Briggs, Randy Duman, Dennis George, James D. Kondel, Mark J. Barnard, Dennis C. Shaul, Ted R. Schoenen, Stewart J. Robinson, Kim Lewis, Brad Horsley, William C. Shore, Clarence Shore, Richard L. Warren, Lorin Lilya, Jack D. Stauffer, Max J. Storer, Carl Lynn Shearer, William L. Whipple, Boyd J. Emery, Thomas J. Browning. Gary Hankins, Reed Stewart, Jim Schrinier, Dale Garner, Robert A. Lazzarotto, Jack Fisher, Jere R. Maffit, and William G. White; ELECTRIC APPRENTICE, Joe Zavala, Greg S. MaComb, Mike H. Holden, Mitch Day, Rid Michaelson, Guy Steadham, Kevin Marriott, Joseph D. Cox, Ray Murdock, Mike Rowe, Phillip S. Leatham, Gerald S. Hammer, John f. Chase, and Warren L. Topham; CLASS A HEATING AND COOLING CONTRACTOR, Mountain West, Atlas Mechanical, Inc.; CLASS B HEATING AND COOLING CONTRACTOR, Jim's Comfort Heating and First Street Plumbing and Heating; CLASS C HEATING AND COOLING CONTRACTOR, Natural Energy Systems, Wiemer Heating, Rocky Mountain Boiler, Inc., B & B Boiler, Inc., and Schrinier Electric; CLASS D HEATING AND COOLING CONTRACTOR, Lewis Mechanical and Metalworks, Inc., and Crown Plumbing; CLASS A HEATING AND COOLING JOURNEYMAN, Martin Hill and Gary Park; CLASS B HEATING AND COOLING JOURNEYMAN, Gene Holmes, Doug Cook, Val G. Cooper, and James R. Wilson; CLASS C HEATING AND COOLING JOURNEYMAN, T. Lamont Lewis, Larell D. Kent, Robert J. Gallamore, Vern C. Hutchens, Martin Scheer, Richard J. Wiemer, Kay Johnson, Richard C. Wiemer, F.L. Stauffer, Jim Conan, John A. Beins, Brent Hall, John F. Cutler, Jim Schrinier, and Kenneth H. Boozer; CLASS D HEATING AND COOLING JOURNEYMAN, Leland L. Lewis, Allen H. Barlow, Ron D. Summers, Howard G. Hill, J. Michael Bushong, Gary Mark Kent, Randy Madsen, Paul A. Weeks, David H. Hicks, Robert Livesay, and Brent F. Moore; CLASS

B HEATING AND COOLING APPRENTICE, Todd Kramer and Kevin Grover; CLASS
C HEATING AND COOLING APPRENTICE, James Walker, Larry Anderson, and Victor Brown;

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PLUMBING CONTRACTOR, First Street Plumbing and Heating, Forrest L. Summers Plumbing, Mountain West Mechanical, Atlas Mechanical, Inc., Crown Plumbing, Chaud Spitzer Plumbing Service Co., Larry Turpin Plumbing, and Fisher Plumbing; PLUMBING JOURNEYMAN, Howard G. Hill, Joseph R. McMurtrey, Vern C. Hutchins, Allen H. Barlow, Ron D. Summers, Forrest L. Summers, Marlin A. Hill, Gary Park, Robert W. Livesay, Chaud Spitzer, Kim Sibbett, Larry L. Turpin, Mark T. Fisher, and Robert M. Fisher; PLUMBING APPRENTICE, David Morrow, and Rodney Harris; SIGN COMPANY, Sager Sign Company, Metropolitan Outdoor Advertising, Young Electric Sign Company, and Sign Arts; SPECIALTY INSTALLER CONTRACTOR, Sager Sign Company, Earnest J. Robinson, Jr., Evergreen Sprinklers, B & B Boiler, Inc., Montgomery Elevator Company, Down To Earth, and Sign Arts; and SPECIALTY INSTALLER JOURNEYMAN, Robert T. Sager, Shirley Sager, Dale L. Clark, Jack L. Clark, Jack Stewart, Roger Dye, David W. Carlson, Devon R. Ivie, Earnest J. Robinson, Jr., Brent Hall, Kevin Grover, Gerry A. Bates, and Kurt Murdock. It was moved by Councilman Erickson, seconded by Chandler that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Chandler, and Erickson; no, none; carried.

The City Clerk asked for Council authorization to refund application fees for two plumbing license applications that have not met requirements for issuance. It was moved by Councilman Chandler, seconded by Erickson that these fees be refunded. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, Deist, and Groberg; no, none; carried.

The City Clerk asked for Council ratification of the publishing of legal notices for three public hearings on January 24, 1991. It was moved by Councilman Groberg, seconded by Chandler that the Council ratify this action. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Chandler, Erickson, and Deist; no, none; carried.

From the Municipal Services Director came this memo:

City of Idaho Falls
January 10, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Service Director
SUBJECT: BID IF-91-15, THREE (3) YARD REFUSE CONTAINERS

Attached is the tabulation for Bid IF-91-15, Three (3) Yard Refuse Containers. It is the recommendation of Municipal Services and the Public Works Division to accept the low bid of S & T Developers to furnish twenty (20) containers at a unit price of \$387.50 each.

s/S. Craig Lords

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

Also, from the Municipal Services Director came this memo:

JANUARY 10, 1991

City of Idaho Falls
January 10, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: MEMORANDUM OF AGREEMENT AND AN ORDINANCE
EXCHANGING CERTAIN REAL PROPERTIES BETWEEN THE
CITY OF IDAHO FALLS AND JM&S FARMS

Attached for your consideration is a Memorandum of Agreement between the City of Idaho Falls and JM&S Farms, exchanging real property related to the new golf course. Also attached is an Ordinance relating to the exchange of the respective properties.

It is respectfully requested that the Council adopt said Ordinance, approve the Memorandum of Agreement and authorize the Mayor to sign all necessary documents.

s/S. Craig Lords

Councilman Chandler asked Councilman Erickson to make a presentation on the proposed new golf course. Erickson said that this had not been an easy task because of the tremendous legal descriptions that are involved in such a parcel of land. He thanked all those who have worked so diligently to bring this proposal to this point. It was determined that the land needed was more than the developers had agreed to donate and, therefore, the need for some property exchange. He located the properties on a map on the wall. The City golf course will cover 168 acres and the City will give up 49 acres to accommodate this.

Councilman Erickson asked the City Attorney to address the changes that were made after the memorandum was received. Attorney Storer stated that there were two items that had been included in the agreement; namely, a request that if the City did not complete the golf course within six (6) years, then the properties would revert back to status quo. The purpose of this is to insure that the developers not be left with a large piece of farming ground out of which was carved an irregularly shaped parcel of land. The second item covered the location of the lakes and ponds within the golf course. The developers have been made a part of the agreement being considered this night.

Councilman Groberg felt that there could be a problem fifty years from now and wondered if it would not be proper to have this agreement expire within specific years.

Councilman Erickson explained what is planned, year by year, and it was hoped that golf will be played in 1993.

Councilman Groberg says that he is a little unsure about paragraph 3 where a right-of-way is agreed to be dedicated. Who will build these roads? Attorney Storer stated that matters of this nature will be addressed in the annexation agreement.

Lane Archibald, Attorney for the developers, stated that this took some very difficult negotiations on all parts. He said that they feel that both parties are "trustworthy" people and they are acting on that trust.

Attorney Storer stated that he felt comfortable with what has been accomplished in this issue. It was moved by Councilman Erickson, seconded by Chandler that the City of Idaho Falls accept the Memorandum of Agreement and authorize the Mayor and City Attorney to sign. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Groberg, and Sakaguchi; no, none; carried.

The City Attorney read the following:

JANUARY 10, 1991

ORDINANCE NO. 1999

AN ORDINANCE DECLARING AN INTENTION TO EXCHANGE CERTAIN PROPERTY OWNED BY THE CITY OF IDAHO FALLS, IDAHO FOR OTHER PROPERTY OWNED BY JM&S FARMS; DESCRIBING EACH OF THE PROPERTIES TO BE EXCHANGED; SETTING A DATE AND TIME FOR A PUBLIC HEARING THEREON AND AUTHORIZING THE MAYOR TO EXECUTE DEEDS AND OTHER DOCUMENTS NECESSARY TO ACCOMPLISH SUCH EXCHANGE; PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

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, Councilman Chandler, Erickson, Deist, Groberg and Sakaguchi; 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 Erickson, Deist, Groberg, Sakaguchi, and Chandler; no, none; carried.

From the Police Chief came this memo:

City of Idaho Falls
January 9, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Office of the Chief of Police
SUBJECT: ORDINANCE - SPEED LIMIT

Attached is an Ordinance amending the City Code to reduce the prima facie speed limit to 25 MPH except where posted otherwise, as prepared by the City Attorney.

The Public Safety Committee has reviewed this Ordinance and recommends it be adopted.

This Department concurs and respectfully submits this Ordinance for your consideration.

s/Monty Montague

Councilman Erickson explained the previous action taken on this matter. He asked the City Attorney to read the Ordinance by title:

JANUARY 10, 1991

ORDINANCE NO. _____

AN ORDINANCE REPEALING THE RE-ENACTING SECTION 10-6-2 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 Deist asked if there had been any comment on this issue. Chief Montague had none. After some discussion, it was moved by Councilman Erickson, seconded by Chandler that the Ordinance providing the speed limit on City streets be 25 MPH unless, otherwise posted be approved on it's first reading only. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, and Chandler; no, none; carried.

Next from the Police Chief came this memo:

City of Idaho Falls
January 3, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Office of the Chief of Police
SUBJECT: BURGLARY DETECTION SERVICE AGREEMENTS

Attached are two contracts setting forth the terms and conditions for Burglary Detection Service Companies a non-exclusive right to install and maintain a burglary detection receiving system in the City/County Law Enforcement Building.

The Public Safety Committee and the Assistant City Attorney has reviewed these contracts and respectfully submits them to the Council with the recommendation that the Mayor be authorized to sign name.

s/Monty G. Montague

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

Next, from the Police Chief came this memo:

City of Idaho Falls
January 3, 1991

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Office of the Chief of Police

SUBJECT: TOWING FEE AGREEMENT

JANUARY 10, 1991

Attached is a contract signed by Majestic Towing setting forth the terms and conditions for the Wrecker Service to be placed on the Police Department's rotation list for towing vehicles through September 30, 1991.

The Public Safety Committee and the Assistant City Attorney has reviewed this contract and respectfully submits it with the recommendation that the Mayor be authorized to sign name.

s/Monty G. Montague

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

From the Traffic Safety Committee came this recommendation:

It is recommended the following "NO PARKING" Zones be established at the Idaho Falls Airport:

Federal Way - Entire street, both sides.

International Way - Beginning at the west property line of Sciencetech, the entire length, both sides.

Borah - Both sides from International Way to Air Cargo Parking Lot (except AeroMark Parking Lot).

Erickson stated that this is required for FAA regulations. It was moved by Councilman Erickson, seconded by Chandler that this recommendation be approved. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Chandler, Erickson and Deist; no, none; carried.

The Mayor reminded the Council of their meeting with the Arts Council a few weeks ago where they requested a considerable amount of money from the City. The proposal which was presented to him today ask for \$15,000.00--\$5,000.00 of it goes to support a building that they are going to rent, and \$10,000.00 of it goes to match a grant for an architect to design their building. It was moved by Councilman Chandler, seconded by Erickson that the Council authorize this disbursement. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Groberg, and Sakaguchi; no, none; carried.

Councilman Erickson stated that, in view of the acceptance of the action taken with the developer of the golf course, it is felt that it would be in order to ask the Council to authorize the Golf Course Committee and Superintendent to go out and entertain architect designs for Council review and he would so move. This motion was seconded by Councilman Deist. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Groberg, and Sakaguchi; no, none; carried.

Councilman Groberg expressed congratulations on the City's earning the Financial Award.

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

Velma Chandler
City Clerk

Thomas Campbell
Mayor

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