

**JUNE 19, 1990**

---

Pursuant to a call by the Mayor, the City Council of Idaho Falls, met in Special Session in the Council Chamber on Tuesday, June 19, 1990, at 7:30 p.m. for the purpose of considering all matters that would have been considered June 21, 1990, but was changed due to the fact that a quorum would not have been present on June 21, and to consider such other business as may be brought before the Council. Prior to calling the meeting to order, the Mayor called upon Katie Lords 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 Thomas Campbell; Councilmen Mel Erickson, Wes Deist, Joe Groberg, Sam Sakaguchi, Ralph Wood, and Art Chandler. 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 June 7, 1990. A motion was made, and seconded, to approve the minutes as amended (motion for approval of Annexation Agreement for Rose Nielson Addition, Division No. 14). Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried. Councilman Erickson abstaining. Councilman Erickson was absent at the June 7 meeting, therefore, he chose to abstain on this amendment.

The Mayor and Council honored Eagle Scouts Tyler Anderson and Jonathan Bowen. The Mayor presented these young gentlemen with a Certificate of Appreciation, after which, each received a congratulatory handshake from all City Officials around the Council Table and a round of applause from all those present in the Council Chamber.

It is noted that a public hearing had been advertised for this evening to consider a request for a Conditional Use Permit for placement of a modular classroom at Eagle Rock Junior High School. The petitioner had withdrawn this request, therefore, it was not necessary to conduct a hearing on this matter.

Annexation Proceedings were conducted for Stonebrook Addition, Division No. 4. At the request of Councilman Groberg, the City Clerk read the following memo:

City of Idaho Falls  
June 14, 1990

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist, Planning and Building Director  
SUBJECT: FINAL PLAT AND ANNEXATION - STONEBROOK  
ADDITION, DIVISION NO. 4

Attached is a copy of the Final Plat, Annexation Agreement, and Annexation Ordinance for Stonebrook Addition, Division No. 4. This property is located adjacent to and immediately south of Sunnyside Road and to the west of the existing Stonebrook development. It is a 22-lot subdivision located on approximately 13 acres.

The Planning Commission considered this matter at their May meeting and at that time, recommended approval of the Plat, annexation to the City, and initial zoning of RP-A. It is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

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

**JUNE 19, 1990**

---

No one appeared either for or against this plat request. It was moved by Councilman Groberg, seconded by Chandler, that the Final Plat be accepted and the Mayor, City Clerk, and City Engineer be authorized to sign the Plat. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

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

The City Attorney read the following ordinance caption:

**ORDINANCE NO. 1978**

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. (Stonebrook Addition, Division No. 4)

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

The Mayor then declared open a public hearing to consider the initial zoning of the newly annexed Stonebrook Addition, Division No. 4. No one appeared either for or against this zoning. It was moved by Councilman Groberg, seconded by Chandler, that the initial zoning of Stonebrook Addition, Division No. 4 be established as RP-A, 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 Chandler, Erickson, Deist, Groberg, Sakaguchi, and Wood; No, none; carried.

Annexation proceedings were then conducted for Stonebrook Add., Div. #5. The City Clerk read the following memo:

City of Idaho Falls  
June 14, 1990

MEMORANDUM

TO: Mayor and City Council  
FROM: Rod Gilchrist  
SUBJECT: FINAL PLAT AND ANNEXATION - STONEBROOK #5

Attached is a copy of the final plat, annexation agreement, and annexation ordinance for Stonebrook Addition, Division No. 5. This subdivision contains

**JUNE 19, 1990**

---

15 residential lots and one (1) large lot of approximately 9 acres in size, which will be the site of the new elementary school.

The Planning Commission considered this matter at their May meeting and at that time, recommended approval of the plat, annexation to the City, and initial zoning of RP-A. It is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

The Director of Planning located the subject area on a map on the wall and further explained the request. It was moved by Councilman Groberg, seconded by Chandler, that the final plat of Stonebrook Add., Div. #5 be accepted and the Mayor, City Clerk and City Engineer be authorized 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 agreement be accepted 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 caption:

**ORDINANCE NO. 1979**

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. (STONEBROOK ADDITION, DIVISION NO. 5)

The foregoing 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 the zoning. It was moved by Councilman Groberg, seconded by Chandler, that the initial zoning of Stonebrook Add., Div. #5 be established as RP-A, 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 s follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

The following license applications were presented: AUCTIONEER, Reed D. Nord; BARTENDER, Janet Orvik, Robert Stahl, and Michele Grimmett; FIREWORKS, B & G

Enterprises and King's Discount Department Store; FRUIT AND VEGETABLE STAND, Eagle Rock Farmer's Market; NON-COMMERCIAL KENNEL, Susan Landon; PRIVATE PATROL

**JUNE 19, 1990**

---

PERSON, Kelly D. Crawford; and SNACK BAR, Diamond Concessions. It was noted that these 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.

A NOT TO BE CONSUMED OF PREMISES BEER license application was presented in favor of Diamond Concessions. It was moved by Councilman Erickson, seconded by Chandler, that this license 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, Jeannie Neidner and Shelley Nordstrom; MOBILE RESTAURANT, (temp), M.E.A.; BUILDING CONTRACTOR, Ted E. Dye Construction and Jolley Building Supply; ELECTRICAL CONTRACTOR, Bill Whipple Electric and Superior Electric; ELECTRICAL JOURNEYMAN, William L. Whipple, Rex J. Cherry, Kenneth R. McDonald, and Dennis Lambert; ELECTRICAL JOURNEYMAN (temp), Douglas J. Long; ELECTRICAL APPRENTICE, Roxie Jacobson and Garland Smith; and CLASS B HEATING AND COOLING APPRENTICE, Gawn S. Reid. 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 Chief of Police presented the following memo:

City of Idaho Falls  
June 19, 1990

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Office of the Chief of Police  
SUBJECT: RECOMMENDATION FOR DENIAL OF BARTENDER PERMIT

I am submitting the application of Mike McConnel for a Bartender Permit with the recommendation that it NOT BE GRANTED, due to the fact that he began serving a sentence on a felony conviction on November 6, 1986, which is less than five (5) years required by law; Section 5-12-10, Subsection B of the Idaho Falls City Code.

Mr. McConnel was advised on June 19, 1990, by hand delivered letter that this application was being submitted to the Council with this recommendation and if he so desired he could appear at Council Meeting on June 19, 1990, and address the City Council.

s/ Monty G. Montague

It was moved by Councilman Erickson, seconded by Chandler, that the bartender permit be denied for the reason as stated in the above memo. 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 two hearings on July 5, 1990. It was moved by Councilman Chandler, seconded by Wood, that this action be duly ratified. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Groberg; No, none; carried.

From the Parks and Recreation Director came this memo:

**JUNE 19, 1990**

---

City of Idaho Falls  
June 19, 1990

MEMORANDUM

TO: Mayor and City Council  
FROM: John Johnson, Director, Parks and Recreation  
SUBJECT: REQUEST FOR AUTHORIZATION FOR BID

The Parks and Recreation Division respectfully requests authorization to let bids for the overlay project for Idaho Falls Tennis courts.

s/ John Johnson

It was moved by Councilman Deist, seconded by Erickson, that authorization be given to advertise for bids for the overlay project for the Idaho Falls tennis courts. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

The Chief of Police presented the following two memos:

City of Idaho Falls  
June 19, 1990

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Office of the Chief of Police  
SUBJECT: RELOCATION OF C.A.R.T. BUS LOADING AND UNLOADING ZONES

It is recommended that the designated C.A.R.T. bus parking spaces be removed from the southwest corner of Constitution Way at Park Avenue and the southwest corner of Park Avenue at Constitution Way.

Idaho Title and Trust will be moving into the Old Post Office Building on June 30, and July 1 and will be leasing additional office space, therefore, they need the parking spaces for customer parking.

The new recommended location for C.A.R.T. bus loading and unloading is on the east side of Capital Avenue from "A" Street south to the alley. This area was previously designated for "Greyhound Bus Parking Only".

These recommendations have been discussed and approved by all parties concerned: (1) Idaho Title and Trust (2) C.A.R.T., Inc., and (3) Greyhound Lines, Inc.

Your approval of the above recommendation is respectfully requested.

s/ Monty G. Montague

There being no questions nor objections, it was moved by Councilman Erickson, seconded by Chandler, that this request be granted. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Groberg, and Sakaguchi; No, none; carried.

**JUNE 19, 1990**

---

City of Idaho Falls  
June 15, 1990

MEMORANDUM

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

Attached is an ordinance regulating Handicapped Parking and setting fines.

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 G. Montague

The City Attorney read the following ordinance caption:

**ORDINANCE NO. \_\_\_\_\_**

AN ORDINANCE REPEALING SECTIONS 10-19-8 THROUGH 10-19-10, INCLUSIVE, OF THE CITY CODE OF THE CITY OF IDAHO FALLS, IDAHO; ENACTING SECTIONS 10-19-8 THROUGH 10-19-13; PROHIBITING PARKING IN DESIGNATED HANDICAPPED PARKING SPACES; ESTABLISHING REGULATIONS FOR SIGNING OF HANDICAPPED PARKING SPACES; ALLOWING ENFORCEMENT ON PRIVATE PROPERTY; SETTING FORTH PROCEDURE FOR ISSUANCE OF PARKING CITATIONS; ESTABLISHING PENALTIES; PROVIDING FOR ADDITIONAL REMEDIES; PRESERVING PROSECUTIONS UNDER PRIOR ORDINANCE; PROVIDING FOR SEVERABILITY; ESTABLISHING EFFECTIVE DATE.

It was noted that the ordinance would only be effective for the business owners who wish to participate in the program, and the fine will be set at \$25.00. It was moved by Councilman Erickson, seconded by Chandler, that this ordinance be passed on its first reading only. Roll call as follows: Ayes, Councilmen Erickson, Deist, Groberg, Sakaguchi, Wood, and Chandler; No, none; carried.

The Public Works Director presented the following three memos:

City of Idaho Falls  
June 18, 1990

MEMORANDUM

TO: Honorable Mayor and City Council

FROM: Chad Stanger, Public Works  
SUBJECT: WELL #5 - EMERGENCY REPAIRS

**JUNE 19, 1990**

---

The City's Well #5 pump and associated equipment are presently not functioning and in need of emergency repairs, the cost of which is estimated at \$14,000.00. The loss of production at this well does not pose a threat to the health and safety of the residents of the City of Idaho Falls.

Public Works request from the City Council a declaration that an emergency does exist and a granting of authorization to proceed with repairs needed on Well #15, without following the bidding procedures.

s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist, that declaration be made that an emergency does exist and the Council give authorization to proceed with the repairs needed on Well #5, without following the bidding procedures. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

City of Idaho Falls  
June 18, 1990

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works  
SUBJECT: OUTSIDE-THE-CITY WATER SERVICE - ORLANDO MURRI

Attached is an agreement for providing Outside-the-City water service to a single family residence located at 1937 North Holmes Avenue and occupied by Orlando Murri. The private culinary well at this location has been contaminated with petroleum residue and the Department of Water Resources has requested the City's assistance in providing water service to this residence, while agreeing to pay the costs associated with same.

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

s/ Chad Stanger

There being no questions, it was moved by Councilman Sakaguchi, seconded by Deist, that the Council approve this agreement and authorize the Mayor to sign the documents. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Groberg; No, none; carried.

City of Idaho Falls  
June 18, 1990

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Public Works  
SUBJECT: OUTSIDE-THE-CITY WATER SERVICE - ALDEN L. DEHLIN

Attached is an agreement for providing Outside-the-City water service to a single family residence located at 1967 North Holmes Avenue and occupied by

**JUNE 19, 1990**

---

Alden Dehlin. The private culinary well at this location has been contaminated with petroleum residue and the Department of Water Resources has requested the City's assistance in providing water service to this residence, while agreeing to pay the costs associated with same.

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

s/ Chad Stanger

Councilman Sakaguchi explained that Mr. Murri and Mr. Dehlin previously shared a common well. It was moved by Councilman Sakaguchi, seconded by Deist, that the Council approve this agreement and authorize the Mayor to sign the necessary documents. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

Councilman Erickson asked what progress was being made on a proposed trailer placement ordinance. Councilman Groberg answered that he has awaiting a model ordinance for the "Good Sam" organization to provide some input from them, but he has not received anything yet. Erickson stated that there had been previous meetings with the Good Sam organization and he expressed the need to proceed as soon as possible in order to get information out to the public in time for concrete work to be done during good weather. He said that he is deeply concerned about public safety and the parking of recreational vehicles on residential lots create a sight distance problem the year around and he feels it necessary to get control of this problem. Councilman Groberg said that he was not aware of it being an urgent situation, but he would proceed and try to have something ready for Council review very soon.

There being no further business, it was moved by Councilman Erickson, seconded by Wood, that the meeting adjourn at 8:15 P.M., carried.

s/ Velma Chandler  
CITY CLERK

s/ Thomas Campbell  
MAYOR