

MAY 10, 1990

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, May 10, 1990 in the Council Chamber in Idaho Falls, Idaho. The Mayor called the meeting to order and, upon roll call, the following were found to be present: Mayor Thomas Campbell, Councilmen Wes Deist, Joe Groberg, Sam Sakaguchi, and Art Chandler. Absent: Councilmen Mel Erickson and 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 April 19, 1990 and a Special Meeting held May 1, 1990. The minutes were approved by the Mayor and Councilmembers.

The Mayor declared open a public hearing to consider a request to rezone property in Lots 1 and 2, Block 30, Capital Hill Addition, and called upon Councilman Groberg to conduct the hearing. At the request of Councilman Groberg, the City Clerk read the following memo:

City of Idaho Falls
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MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: REZONING - LOTS 1 AND 2, BLOCK 30, CAPITAL HILL
ADDITION

Attached is a copy of the request to rezone the property described above. This parcel is located at the southwest corner of the intersection of Holmes and Lomax. The property is currently zoned R-3A. The petitioner is requesting C-1 zoning.

The Planning Commission considered this matter at a public hearing and after some discussion, unanimously recommended denial of the request for the following reasons: The Commission, some time ago, established a policy of holding the C-1 zoning at the alley line of First Street and Lomax Street; and, because of the lack of off-street parking on the subject property.

This Department concurs with that recommendation and it is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

Councilman Groberg then asked Zoning Administrator Magee to locate the subject property on a map on the wall and further explain the request.

Mr. Mark Woodland, owner of the subject property, appeared to explain why he is requesting the zone change and to ask the Council to approve the request.

During the discussion that followed, the Councilmembers felt that there needed to be further review of the entire area to see if other property owners wished to rezone, the possible non-conforming use of the properties, parking restrictions, current policy operations, and, grandfather clause. Therefore, it was moved by Councilman Groberg, seconded by Chandler, that this matter be referred back to the Planning Commission for them to review the possibility of rezoning other properties on the corners of Holmes Avenue and Lomax Street, and the non-conforming use factor of this area. Roll call as follows: Ayes, Councilmen Chandler, Deist, Groberg, and Sakaguchi; No, none; carried.

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Annexation Proceedings were then conducted for Spring Creek Addition, Division No. 1. Councilman Groberg asked the City Clerk to read the following memo:

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MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: ANNEXATION AND FINAL PLAT - SPRING CREEK
ADDITION, DIVISION NO. 1

Attached is a copy of the Final Plat, Annexation Agreement, and Annexation Ordinance for Spring Creek Addition, Division No. 1. This Plat is located just west of the intersection of St. Clair Road and Sunnyside Road. This is a 35-lot subdivision located on approximately 12 acres. The developer is requesting R-1 zoning on the majority of the development and is also requesting R-2 zoning on 8 lots adjacent to the entrance road to the development.

The Planning Commission considered this matter at a public hearing, and at that time, unanimously recommended annexation to the City, approval of the Final Plat, and initial zoning of R-1 and R-2. This Department concurs with that recommendation and it is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

Councilman Groberg then asked the Zoning Administrator to locate the subject area and further explain the annexation request. There were questions asked about access to and from this area. Darrell Kofoed of Mountain River Development appeared to explain the proposed accesses for this area. It was moved by Councilman Groberg, seconded by Chandler, that the Council accept the Final Plat and authorize the Mayor, City Clerk, and City Engineer to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Deist, and Groberg; No, none; carried.

It was then moved by Councilman Groberg, seconded by Chandler, that the Annexation Agreement of Spring Creek Addition, Division No. 1 be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Chandler, and Deist; No, none; carried.

The City Attorney read the following ordinance by title:

ORDINANCE NO. 1972

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. 1)

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

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ORDINANCES TO BE FULLY READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, Councilmen Chandler, 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 Deist, Groberg, Sakaguchi, and Chandler; No, none; carried.

The Mayor then declared open a public hearing to consider the initial zoning of the newly annexed area. Mr. Gary Voigt, the developer, appeared to explain the need for R-2 zoning along the front portion of the area. This provides a buffer from the street. There being no one to appear either for or against the zoning, it was moved by Councilman Groberg, seconded by Chandler, that the initial zoning of this area be established as R-1 and R-2 as requested, 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, Deist, Groberg, and Sakaguchi; No, none; carried.

Bills for the month of April, 1990, were presented after having been audited by the Fiscal Committee:

<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>
SERV/MAT: \$ 611,208.96	\$ 22,552.92	\$ 65,878.63	\$ 275,152.05
SALARY: <u>628,272.63</u>	<u>38,506.80</u>	<u>19,301.67</u>	<u>84,743.35</u>
TOTALS: \$1,239,481.59	\$ 61,059.72	\$ 85,180.30	\$ 359,895.40

<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>SANITARY SEWER</u>
SERV/MAT: \$2,274,347.50	\$ 46,165.79	\$ 23,319.75	\$ 94,643.00
SALARY: <u>137,660.17</u>	<u>39,461.51</u>	<u>25,672.63</u>	<u>.00</u>
TOTALS: \$2,412,007.67	\$ 85,627.30	\$ 48,992.38	\$ 94,643.00

<u>MUN CAP IMPR</u>	<u>LIBRARY</u>	<u>AMBULANCE</u>	<u>MUN EQUIP REPL</u>
SERV/MAT: \$ 1,227.60	\$ 16,532.51	\$ 30,326.49	\$ 284,202.46
SALARY: <u>.00</u>	<u>28,516.13</u>	<u>30,769.54</u>	<u>.00</u>
TOTALS: \$ 1,227.60	\$ 45,048.64	\$ 61,096.03	\$ 284,202.46

<u>MCS</u>	<u>CITY TOTALS</u>
SERV/MAT: \$ 38,200.00	\$3,783,757.66
SALARY: <u>.00</u>	<u>1,032,904.43</u>
TOTALS: \$ 38,200.00	\$4,816,662.09

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

Monthly reports were presented from Division and Department Heads. These were accepted by the Mayor and ordered placed on file in the Office of the City Clerk.

The following license applications were presented, carrying all required approvals: BARTENDER, Robin Sutton, Kathryn Divine, Evelyn Johnson, Pauline Ellis, Leon Bailey, and Judy Parker; GROCERY, Patterson's; MOBILE RESTAURANT, P & E Chuck

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Wagon and I.E.M.A. (Temporary); NON-COMMERCIAL KENNEL, William D. Fitch; SPRAYING PERMIT, Precision Body Works; PUBLIC RIGHTS OF WAY, G. L. Voigt Construction, Shook Construction, Big Rocky's Parking Lot Maintenance, S & B Excavation and Repair, Inc., Alvin Taylor Quality Concrete, Walker Construction, and Van Landon; and, SPECIALTY INSTALLER JOURNEYMAN, Kent T. Stokes. It was moved by Councilman Chandler, seconded by Deist, that these licenses be issued. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Deist, and Groberg; No, none; carried.

The City Clerk asked for Council ratification of the issuance of the following licenses: BARTENDER, Cristy Cherry, Jamie Voigt, Todd Ackerman, Tami Peterson, Ila Darlene Williams, Kathy Cox, and Deena Sanders; MASSAGE THERAPIST, Paula Hayes; MOBILE RESTAURANT (TEMP), Pilot House Mobil, Melina's Fine Mexican Food, Idaho Migrant Council, Hispanic Organization, Idaho Migrant Council (Blackfoot), Rigo Gonzales, Jr., Tortas Arteaga, and Skippers; BUILDING CONTRACTOR, CTR Builders, Keller Construction, Coleman's Home Improvement, Ugaki and Associates, Inc., DeCoria Remodeling, and Richard Ellis Construction; ELECTRICAL CONTRACTOR, Ludvik Electric Co.; ELECTRICAL JOURNEYMAN, Albert S. Knox, Jerry Cogdill, Blaine R. Cragun, James A. Ludvik, Bob Chadwick, Robert Dale Chadwick, John J. Knox (temp); ELECTRICAL APPRENTICE, Casey Rammell; PLUMBING CONTRACTOR, Eagle Plumbing; PLUMBING JOURNEYMAN, Kim Sibbett; SPECIALTY INSTALLER CONTRACTOR, Young Electric Sign Company and Image National Inc.; and SPECIALTY INSTALLER JOURNEYMAN, Jack Stewart. It was moved by Councilman Chandler, seconded by Deist, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Chandler, and Deist; No, none; carried.

The City Clerk asked for authorization to refund the application fee paid by Boulder's for a concession license. It was moved by Councilman Chandler, seconded by Deist, that this fee be refunded. Roll call as follows: Ayes, Councilmen Chandler, Deist, Groberg, and Sakaguchi; No, none; carried.

The City Clerk presented a non-commercial kennel license application carrying a recommendation from the Police Chief that it not be granted. It was moved by Councilman Chandler, seconded by Deist, that this kennel license be denied. Roll call as follows: Ayes, Councilmen Chandler, Deist, Groberg, and Sakaguchi; No, none; carried.

The City Clerk asked for Council authorization to publish legal notices calling for hearings on May 29, 1990. It was moved by Councilman Groberg, seconded by Chandler, that these notices be published. Roll call as follows: Ayes, Councilmen Groberg, Deist, Sakaguchi, and Chandler; No, none; carried.

From the Parks and Recreation Director came this memo:

City of Idaho Falls
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MEMORANDUM

TO: Mayor and City Council
FROM: John Johnson, Director, Parks & Recreation
SUBJECT: NOISE PARK CONTRACT

The Parks and Recreation Department respectfully requests that the contract for motorcycle racing at Noise Park be approved by Council.

s/ John Johnson

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It was moved by Councilman Deist, seconded by Chandler, that this contract for motorcycle racing at Noise Park be approved and the Mayor authorized to sign. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, and Chandler; No, none; carried.

From the Airport Manager came this memo:

City of Idaho Falls

May 9, 1990

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Airport Committee
SUBJECT: AMENDMENT TO AIRPORT LEASE AGREEMENT - GLOBAL TRAVEL

Global Travel has submitted a signed Amendment to Airport Lease Agreement which extends the agreement for three years.

The Assistant City Attorney has reviewed the Amendment.

The Airport Committee respectfully requests that the Mayor and City Clerk be authorized to execute the attached Amendment.

s/ Jim Thorsen

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

This memo from the Police Chief was then read:

City of Idaho Falls

May 9, 1990

MEMORANDUM

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

It is requested the City Attorney be instructed to prepare a City Ordinance establishing handicapped parking regulations within the City of Idaho Falls.

Idaho State Code 49-213 PARKING SPACES FOR THE HANDICAPPED -- MARKET AND SIGNING -- ENFORCEMENT provides the authority for the City to adopt an ordinance regulating handicapped parking within the City.

It is suggested the violation fee be established at \$25.00 for parking in handicapped spaces.

s/ Monty G. Montague

It was moved by Councilman Chandler, seconded by Deist, that the City Attorney be directed to prepare an ordinance governing handicapped parking regulations within the City and

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setting the violation fee at \$25.00. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Chandler, and Deist; No, none; carried.

The following two memos came from the Public Works Director:

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MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: CHANGE ORDER NOS. 1 & 2 - ELECTRICAL SYSTEM
REHABILITATION PROJECT AT WELL NOS. 1 & 6

Attached are copies of Change Order Nos. 1 & 2 for the Electrical System Rehabilitation Project at Well Nos. 1 & 6.

Change Order No. 1 provides for the cost of relocating the existing transformer at Well No. 1 in the amount of \$1,460.00.

Change Order No. 2 provides for the cost of installing a separate metering panel from the power supply at Well No. 1.

Public Works recommends approval of these change orders 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 these change orders be approved and the Mayor authorized to sign the necessary documents. Roll call as follows: Ayes, Councilmen Chandler, Deist, Groberg, and Sakaguchi; No, none; carried.

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MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works
SUBJECT: CHANGE ORDER NOS. 3 & 4 - HOLMES AVENUE
PROJECT

Attached are copies of Change Order Nos. 3 & 4 for the Holmes Avenue Project No. M-7316(006).

Change Order No. 3 provides for the cost of replacing approximately 2,750 L. F. of water main in Holmes Avenue between 9th Street and 17th Street for an estimated increase to the contract amount of \$556,232.50 and an extension to the contract completion date to September 21, 1990.

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Change Order No. 4 provides for the installation of an additional four inch (4") sanitary sewer service line for an estimated increase to the contract amount of \$560.00.

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

s/ Chad Stanger

Councilman Sakaguchi asked Public Works Director Stanger to explain Change Order No. 3. Stanger stated that lead joints are very effective in new construction but it is almost impossible to repair them sufficiently. It is beneficial to replace these at the time of street repair rather than to wait and then dig up a new street at a later time. It was moved by Councilman Sakaguchi, seconded by Deist, that these change orders be approved and the Mayor authorized to sign. Roll call as follows: Ayes, Councilmen Chandler, Deist, Groberg, and Sakaguchi; No, none; carried.

The Municipal Services Director submitted the following five memos:

City of Idaho Falls
May 10, 1990

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUTHORIZATION TO ADVERTISE TO RECEIVE BIDS:
THIRTY (30) CUBIC YARD ROLL-OFF REFUSE
CONTAINERS

Municipal Services and the Public Works Division respectfully request authorization to advertise and receive bids for thirty (30) cubic yard roll-off refuse containers.

s/ S. Craig Lords

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

City of Idaho Falls
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MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUTHORIZATION TO ADVERTISE TO RECEIVE BIDS:
DISC DRIVE FOR COMPUTER

Municipal Services respectfully requests authorization to advertise and receive bids for a disc drive for the IBM AS/400 Computer.

s/ S. Craig Lords

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It was moved by Councilman Chandler, seconded by Deist, that authorization be given to advertise for bids for a disc drive for the IBM AS/400 computer. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, and Chandler; No, none; carried.

City of Idaho Falls
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MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-90-29, FABRIC USED IN STREET REPAIR:
GEOTEXTILE APPLICATIONS FOR 1990

Attached is the tabulation for Bid IF-90-29, Fabric Used in Street Repair Geotextile Applications for 1990. It is the recommendation of Municipal Services and the Public Works Division to accept the low bid of Robert A. Collins Company, Idaho Falls, Idaho, for an amount of \$.578 per yard.

s/ S. Craig Lords

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

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MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: I.B.E.W. RATIFICATION

Attached is a new working agreement between the City of Idaho Falls and I.B.E.W. Local 57. It is respectfully requested that this agreement be formally ratified by the Mayor and Council.

It is further requested that all full-time, non-union employees of the Electric Light Division, with the exception of the Manager and the Secretary be given a 4.6% salary increase and the Health, Accident and Dental premium increase effective November 1, 1989, be picked up by the City.

s/ S. Craig Lords

Councilman Chandler, explained the settlement agreement. It was moved by Councilman Chandler, seconded by Deist, that the Council ratify the settlement with I.B.E.W., Local 57. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Chandler, and Deist; No, none; carried.

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MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUCTION SALE OF IMPOUNDED, UNCLAIMED
MERCHANDISE, BICYCLES AND VEHICLES

Municipal Services respectfully requests authorization to conduct an auction sale on June 16, 1990 for sale of impounded, unclaimed merchandise, bicycles and vehicles. Authorization is also requested to retain Bish Jenkins and Son's, Inc., to conduct the sale under the direction of the City Clerk. They will set up, tag all items, provide workers, conduct sale, and total receipts, for 10% of gross monies received from the sale.

s/ S. Craig Lords

There being no questions nor comment, it was moved by Councilman Chandler, seconded by Deist, that authorization be given to conduct the sale as requested. Roll call as follows: Ayes, Councilmen Deist, Groberg, Sakaguchi, and Chandler; No, none; carried.

Councilman Groberg, reviewed the following letter:

April 20, 1990

FROM: Residents of South Woodruff Avenue
TO: City Councilman Joseph Groberg
1269 Homer Avenue
Idaho Falls, Idaho 83401

Dear Councilman:

As homeowners and RESIDENTS of South Woodruff Avenue, we resent the implication that we are less worthy of being considered a "residential area" than our more affluent neighbors of the next block.

The addition of the sign identifying the Rose Nielson area as a "residential area" to an already posted reduced speed limit sign is superfluous. We request the City to either remove the sign posted at the north entrance to the Rose Nielson subdivision off Woodruff, or report it on Woodruff Avenue before the intersection of Woodruff and Parley Streets.

Our property values have not increased, and have in fact, in some cases, decreased substantially with the influx of traffic over the past three years. Any of our homes, located almost anywhere else in this City could sell for \$10,000 and \$20,000 more than we could presently sell them. There are neighborhoods on major streets such as those on John Adams Parkway, and South Skyline Drive, where the speed limits are lowered out of consideration for the residents who live there, so our requests are not unreasonable.

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We know that we have blinking school zone signs that are supposed to help regulate the traffic during school hours, but even that zone is not being as vigorously enforced as we were promised it would be when it was installed. In addition, we do not have it's benefits during the summer months when the children are out of school and traffic is wild until the wee hours of the morning.

We object being treated as a "buffer zone". We are every bid as "residential" as our neighbors. Don't add insult to injury; either remove or re-post the reduced speed residential area sign immediately!

(Signatures on the letter in City Clerk's Office)

Very Sincerely,
Residents of South
Woodruff Avenue, Names
and Addresses included

It was moved by Councilman Chandler, seconded by Groberg, that this request be referred to the Traffic Safety Committee for review and correction. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Deist, and Groberg; No, none; carried.

Mayor Campbell stated that he re-appointed Ida Hardcastle to the Library Board. It was moved by Councilman Chandler, seconded by Groberg, that this re-appointment be confirmed. Roll call as follows: Ayes, Councilmen Groberg, Sakaguchi, Chandler, and Deist; No, none; carried.

Nancy Thorsen appeared and invited the Mayor, Council, and other City Officials to participate in the Idaho Falls Civitan Club Golf Scramble in June.

There being no further business, it was moved by Councilman Deist, seconded by Chandler, that the meeting adjourn at 8:30 p.m.; carried.

s/ Velma Chandler
CITY CLERK

s/ Thomas Campbell
MAYOR
