

JUNE 10, 2010

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, June 10, 2010, at 7:30 p.m. in the Council Chambers located in the City Annex Building at 680 Park Avenue in Idaho Falls, Idaho.

There were present:

Mayor Jared D. Fuhriman
Councilmember Ida Hardcastle
Councilmember Karen Cornwell
Councilmember Thomas Hally
Councilmember Sharon D. Parry (Took Her Seat at 7:35 p.m.)

Absent was:

Councilmember Michael Lehto
Councilmember Ken Taylor

Also present:

Dale Storer, City Attorney
Rosemarie Anderson, City Clerk
All available Division Directors

Mayor Fuhriman requested Boy Scout Jackson Liljenquist to come forward to lead those present in the Pledge of Allegiance.

Mayor Fuhriman requested those to come forward who had issues for the City Council that were not otherwise listed on the Council Agenda. No one appeared.

Councilmember Parry took her seat at the Council Table.

CONSENT AGENDA ITEMS

The City Clerk requested approval of the Minutes for the May 24, 2010 Council Work Session and the May 27, 2010 Regular Council Meeting.

The City Clerk presented monthly reports from various Division and Department Heads and requested that they be accepted and placed on file in the City Clerk's Office.

The City Clerk presented the following Expenditure Summary dated May 1, 2010 through May 31, 2010, after having been audited by the Fiscal Committee and paid by the Controller:

| FUND | TOTAL EXPENDITURE |
|--------------------------------------|--------------------------|
| General Fund | \$ 1,133,551.17 |
| Street Fund | 34,910.35 |
| Recreation Fund | 23,673.67 |
| Library Fund | 40,065.76 |
| Municipal Equipment Replacement Fund | 144,929.00 |
| Electric Light Public Purpose Fund | 82,522.03 |
| Golf Fund | 27,722.74 |
| Municipal Capital Improvement Fund | 24,434.79 |
| Street Capital Improvement Fund | 4,560.00 |
| Bridge and Arterial Street Fund | 12,496.23 |

JUNE 10, 2010

| FUND | TOTAL EXPENDITURE |
|----------------------------------------|--------------------------|
| Water Capital Improvement Fund | 4,860.92 |
| Traffic Light Capital Improvement Fund | 4,566.05 |
| Airport Fund | 124,666.20 |
| Water and Sewer Fund | 498,525.88 |
| Sanitation Fund | 7,068.38 |
| Ambulance Fund | 9,877.52 |
| Electric Light Fund | 3,698,374.63 |
| Payroll Liability Fund | 2,224,812.93 |
| TOTALS | \$ 8,101,618.25 |

The City Clerk presented several license applications, all carrying the required approvals, and requested authorization to issue those licenses.

The City Clerk requested Council ratification for the publication of legal notices calling for public hearings on June 10, 2010.

It was moved by Councilmember Parry, seconded by Councilmember Hardcastle, that the Consent Agenda be approved in accordance with the recommendations presented. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Parry
Councilmember Hardcastle
Councilmember Hally

Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

The Airport Director submitted the following memo:

City of Idaho Falls
June 2, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Len Nelson, Airport Director
SUBJECT: FAA GRANT
AIP PROJECT NO. 3-16-0018-035
AIRCRAFT RESCUE AND FIRE FIGHTING (ARFF) VEHICLE

Council may wish to approve a contract for production of One (1) Aircraft Rescue and Fire Fighting (ARFF) Vehicle between the City of Idaho Falls (Airport) and Oshkosh Corporation and allow the Mayor to sign the appropriate documents. The purchase price is \$654,831.00 to be funded 95% by FAA Funds and 5% from Airport Funds.

s/ Len Nelson

JUNE 10, 2010

It was moved by Councilmember Cornwell, seconded by Councilmember Hardcastle, to approve the contract for production of One (1) Aircraft Rescue and Fire Fighting (ARFF) Vehicle between the City of Idaho Falls and Oshkosh Corporation in the amount of \$654,831.00 and, further, give authorization for the Mayor and City Clerk to execute the necessary contract documents. Roll call as follows:

Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Hally
Councilmember Hardcastle

Nay: None

Motion Carried.

The Idaho Falls Power Director submitted the following memos:

City of Idaho Falls
June 7, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jo Elg, Assistant Idaho Falls Power Director
SUBJECT: LANDS ENERGY AGREEMENT

Attached for your consideration is a Slice Software Development Cooperation and Confidentiality Agreement between Lands Energy Consulting and the seven BPA Slice customers that have contracted with Lands Energy Consulting to develop the Slice Software. The Agreement defines the manner in which the parties will support the development of a common software computer application for scheduling Slice under the 2012 BPA Power Sales Agreement. The Agreement has been reviewed by the City Attorney.

Idaho Falls Power respectfully requests approval of the Agreement and authorization for the Mayor to sign the document.

s/ Jo Elg

It was moved by Councilmember Parry, seconded by Councilmember Hally, to approve the Slice Software Development Corporation and Confidentiality Agreement between Lands Energy Consulting and the seven BPA Slice Customers that have contracted with Lands Energy to develop the Slice Software and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Cornwell
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

JUNE 10, 2010

City of Idaho Falls
June 7, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jackie Flowers, Idaho Falls Power Director
SUBJECT: AUTHORIZATION TO AWARD BID FOR THE SOLAR PANEL
INSTALLATION AT IDAHO FALLS POWER

Idaho Falls Power recently solicited bids for a solar panel installation at the Administrative Building at 140 South Capital Avenue. Attached is a copy of the bid tab and staff review memo. The project is funded by Energy Efficiency and Conservation Block Grant Money that the City was awarded in 2009.

Staff recommends the project be awarded to Portneuf Electric in an amount not to exceed \$115,446.00.

s/ Jackie Flowers

It was moved by Councilmember Parry, seconded by Councilmember Hally, to accept the bid from Portneuf Electric in the amount of \$115,446.00 for completion of the Solar Panel Installation at Idaho Falls Power and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Cornwell
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

City of Idaho Falls
June 7, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jo Elg, Assistant Idaho Falls Power Director
SUBJECT: CONFIRMATION AGREEMENT WITH CARGILL

Attached for your consideration are two confirmation agreements to purchase power from Cargill: 1) 5 megawatts on peak January-March 2011 at \$48.00 per megawatt hour and 2) 5 megawatts on peak January-March 2012 at \$52.50 per megawatt hour. The combined cost of both agreements is \$615,240.00.

Idaho Falls Power respectfully requests ratification of both confirmation agreements.

s/ Jo Elg

JUNE 10, 2010

It was moved by Councilmember Parry, seconded by Councilmember Hally, to ratify the two confirmation agreements to purchase power from Cargill: 1) 5 megawatts on peak January-March 2011 at \$48.00 per megawatt hour and 2) 5 megawatts on peak January-March 2012 at \$52.50 per megawatt hour, for a combined cost of both agreements is \$615,240.00. Roll call as follows:

Aye: Councilmember Hally
Councilmember Parry
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
June 7, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jackie Flowers, Idaho Falls Power Director
SUBJECT: AUTHORIZATION TO AWARD BID FOR THE RIVER CROSSING
POLE REPLACEMENT

Idaho Falls Power recently solicited bids for pole replacement at the river crossing at Rack Substation adjacent to the Lower Plant. Attached is a copy of the bid tab and engineer review memo.

The bid included the Transmission Line River Crossing, Drilled Piers, and Wall Excavation/New Wall Installation. Upon further review with the engineer, it was determined that the Wall Excavation/New Wall Installation is primarily aesthetic and is not necessary to complete at this time. Therefore, staff recommends only awarding the Transmission Line River Crossing and Drilled Piers bid items. Par Electric was the low bid for the project in both cases.

Staff recommends that Council approve the design and award the project to Par Electric for an amount not to exceed \$656,427.94.

s/ Jackie Flowers

It was moved by Councilmember Parry, seconded by Councilmember Hally, to approve the design for the River Bank Shoring and Transmission Line River Crossing – 2010; to accept the bid from Par Electric to complete the Transmission Line River Crossing and Drilled Piers bid items as presented in an amount not to exceed \$656,427.94; and, further, give authorization for the Mayor and City Clerk to execute the necessary contract documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Hardcastle
Councilmember Parry
Councilmember Cornwell

JUNE 10, 2010

Nay: None

Motion Carried.

The Parks and Recreation Director submitted the following memo:

City of Idaho Falls
June 10, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: PROFESSIONAL SERVICES CONTRACT – FORSGREN ASSOCIATES, INC. – SANDY DOWNS PEDESTRIAN BRIDGE

Attached for your consideration is a Professional Services Contract between the City of Idaho Falls and Forsgren Associates, Inc. for the purpose of providing design and plans to replace the pedestrian bridge located at Sandy Downs. The Contract is to be billed at hourly rates, but is not to exceed \$24,000.00. The City Engineer has reviewed and approved said Agreement.

The Parks and Recreation Division respectfully requests approval and authorization for the Mayor and City Clerk to sign and execute said Contract.

s/ David J. Christiansen

It was moved by Councilmember Hardcastle, seconded by Councilmember Hally, to approve the Professional Services Agreement with Forsgren Associates, Inc. to design the pedestrian bridge located at Sandy Downs in an amount not to exceed \$24,000.00 and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Parry
Councilmember Hardcastle
Councilmember Hally

Nay: None

Motion Carried.

The Police Chief submitted the following memos:

City of Idaho Falls
June 9, 2010

MEMORANDUM

TO: Mayor and Council
FROM: Steve Roos, Chief of Police
SUBJECT: CITY COUNCIL AGENDA ITEM

JUNE 10, 2010

Please review the attached JAG Grant Memo of Agreement.

I respectfully request approval of this MOA at the June 10, 2010 City Council Meeting.

Thank you.

s/ Steve Roos

Councilmember Hardcastle explained that this grant is in cooperation with the Bonneville County Sheriff's Office.

The Police Chief appeared to explain that the City's portion of this grant will go toward a Command Trailer and software upgrades toward the fingerprint system.

It was moved by Councilmember Hardcastle, seconded by Councilmember Cornwell, to approve the 2010 Byrne Justice Assistance Grant (JAG) Memorandum of Agreement and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Hally
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
May 11, 2010

MEMORANDUM

TO: Mayor and Council
FROM: Steve Roos, Chief of Police
SUBJECT: CITY COUNCIL AGENDA ITEM

Please review the attached draft of an Ordinance amending Section 4-21-1, 4-21-3 and 4-21-15 of the City Code of the City of Idaho Falls. This Amendment addresses therapy schools and their students.

I respectfully request approval of this change at the June 10, 2010 City Council Meeting.

Thank you.

s/ Steve Roos

At the request of Councilmember Hardcastle, the City Clerk read the following Ordinance by title only:

JUNE 10, 2010

ORDINANCE NO. 2840

AN ORDINANCE AMENDING SECTIONS 4-21-1, 4-21-3 AND 4-21-15 OF THE CITY CODE OF THE CITY OF IDAHO FALLS, IDAHO; REGARDING MASSAGE REQUIREMENTS; PRESERVING PRIOR ORDINANCE; PROVIDING FOR METHODOLOGY; PROVIDING FOR SEVERABILITY; AND, ESTABLISHING EFFECTIVE DATE.

The foregoing Ordinance was presented by title only. Councilmember Hardcastle moved, and Councilmember Cornwell seconded, that the provisions of Idaho Code Section 50-902 requiring all Ordinances to be read by title, and once in full, on three separate dates be dispensed with, the Ordinance be passed on all three readings, and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Cornwell
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

City of Idaho Falls
June 9, 2010

MEMORANDUM

TO: Mayor and Council
FROM: Steve Roos, Chief of Police
SUBJECT: CITY COUNCIL AGENDA ITEM

Please review the attached draft of an Ordinance amending Sections 9-4-20, 9-4-25, and 9-5-8 of the City Code of Idaho Falls. This Amendment addresses changes to the unlawful parking ordinance.

I respectfully request approval of this change at the June 10, 2010 City Council Meeting.

Thank you.

s/ Steve Roos

Councilmember Hardcastle explained how an Ordinance is passed to become law. She requested the Police Chief to come forward to explain how this issue evolved.

The Police Chief appeared to state that several months ago, the Public Safety Committee was contacted by the Idaho Falls Downtown Development Corporation proposing Ordinance changes to the parking regulations. At a Council Work Session, they expressed

JUNE 10, 2010

their concern for people working in the downtown area parking in the two-hour parking stalls all day long, where customers should be parking. At that time, he was directed to work with the City Attorney to draft an Ordinance Amendment that was consistent with some of the desires from the Idaho Falls Downtown Development Corporation. The proposed Ordinance Amendment provides for significant fee increases to discourage this type of parking. This Ordinance Amendment would increase parking violation tickets from \$5.00 to \$25.00 on the first offense, with a graduating scale to \$50.00 on the third offense within a 30-day period. Further, this Ordinance Amendment makes it illegal to wipe chalk marks off of the tires, placed there by the parking monitor, without having moved the car. The Police Chief stated that he has received a few telephone calls with suggestions on how to remedy the parking situation in the downtown area. He suggested that the Mayor and City Council listen to the comments provided tonight by those in attendance and possibly consider modifications to the proposed Ordinance Amendment.

Lee Jones, Lee's Jewelers, 430 Park Avenue, appeared to state that he has been in business in the downtown area for 56 years. He expressed his concern for the increased parking fees. He understands that the City is trying to regulate the employee parking all day in the two-hour parking stalls. Mr. Jones said that the employees will get around this law and the patrons will suffer. The customers will not return to the downtown area to shop. He stated that Councilmember Parry had a discussion with him earlier in the day and many good ideas were considered. He encouraged the Mayor and City Council to table this Ordinance Amendment to be able to consider other proposals from the downtown merchants.

David Nygard, Variety Mart, 365 Park Avenue, appeared to state that the downtown merchants are not being represented by the Idaho Falls Downtown Development Corporation at all. The Executive Director John Hart came to his business for the first time yesterday. The Downtown Merchants do not attend the Idaho Falls Downtown Development Corporation Meetings because they do not want to attend those meetings. If a patron is fined \$25.00, they will not come downtown again. If the City wants to solve the employee parking problem in the downtown area, find who the vehicle belongs to and the business that they work for, and fine them both.

Lyman Martin, 398-1/2 West Broadway, appeared to state that he has lived in the downtown area for 8 years. He did not understand how an employer would let his employee leave work to move their car every 2 hours, just to park close to where they work. If this Ordinance Amendment is made law, those same employees will be leaving their place of employment every 1 hour and 45 minutes, just so they do not receive a parking ticket. Everyone needs to put their heads together to come up with a solution to this problem. He stated that he felt that the Idaho Falls Downtown Development Corporation needed to represent the downtown merchants better. Then the downtown merchants would be better at making sure that their employees are parking elsewhere, not in front of the downtown businesses all day long.

Stan Ingram, Ingram's Jewelers, 361 A Street, appeared to state that he has been in business in the downtown area for 31 years. He stated that he has visited with Mr. Nygard and determined that they should unite and talk to those businesses that are repeat offenders of parking violations. He stated, further, that he spoke to an attorney, who stated that the law allows for an employee to move their vehicle when the 2-hour limit is reached, and may even use the same parking space if it is available. He stated that he was disappointed in the owners of the businesses in the downtown area for allowing that to happen. When he attends meetings for the downtown merchants, the number one topic is always parking. Mr. Ingram stated that he believes that this is a perceived problem. His business has flourished for 30 years. People find a way to come into his store. He did not

JUNE 10, 2010

believe that the City should raise the parking fines, as this will discourage people from shopping in the downtown area. This will lower sales tax and property taxes in the event any of those businesses fail. He requested that the Mayor and City Council table this Ordinance Amendment.

Councilmember Parry questioned Mr. Ingram regarding the City Code and the current parking regulations. She requested to know whether Mr. Ingram was in favor of establishing a limit on distance for use of another parking stall. Mr. Ingram stated that is too complex.

Mr. Ingram stated that his idea was to give every downtown employee a sticker to put into their car to identify that they are a downtown employee. That way it can be observed which employees are parking where and for how long. That way, owners of businesses in the downtown area can be notified regarding where their employees are parking.

Councilmember Hardcastle stated that she would like to have this discussion with those interested parties at a Council Work Session. She discussed this issue with Shirley Chastain, past manager for the Idaho Falls Downtown Development Corporation. Ms. Chastain indicated that she visited with every business in the downtown area and found many businesses to be cooperative to the problem. There were some businesses that said that "This is a public street and I can park anywhere I want." The reason for this Ordinance Amendment was to catch those people who were abusing the parking privilege.

Mr. Ingram stated that if someone is shopping in his store and they receive a parking ticket, he pays the \$5.00 fine. If the fine were to go to \$25.00, he stated that he might think twice about paying such a high fine.

Councilmember Hardcastle stated that 17 of the downtown merchants participate in a parking program through the Idaho Falls Downtown Development Corporation. This parking program, for \$100.00 annually, provides validation stickers that customers can put on their vehicles for the downtown parking lots.

Mr. Ingram stated that the main answer would be for the City of Idaho Falls to foot the bill for a giant parking garage. He stated, further, that he owns his business in Idaho Falls and pays property taxes for Idaho Falls.

Jillian Romrell, works for Metamorphosis Salon, 367 Park Avenue, appeared to state that she enjoys working in the downtown area. She stated that many of her clients' appointments last more than two hours. If they were to receive a \$25.00 parking ticket for parking over their limit by 15 minutes would deter them from using this salon and would take them out of the downtown area to do business. She suggested that the parking be changed to allow for three hour parking if the increase in parking fees were to be implemented.

Scott Davis, Attorney, 605 North Capital Avenue, appeared to state that the Courthouse is also in the downtown area. When a Jury Trial is conducted, this could bring in as many as 40-50 people into the downtown area to be interviewed to sit on a jury. He stated, further, that this is a poorly thought out Ordinance and requires more study before it is implemented.

Councilmember Hally requested to know if Mr. Davis had any solutions to present that could solve this problem.

Mr. Davis stated that the best solution would be for the City to build a parking garage or build a parking lot that was close by that would provide a shuttle service through the downtown area. Mr. Davis, further, expressed his concern for the removal of the parking spaces along Memorial Drive.

Councilmember Hally explained that Memorial Drive will be redeveloped, with parking areas being developed off of Memorial Drive, along with some other parking areas being considered around the downtown area.

JUNE 10, 2010

Councilmember Hardcastle explained that Bonneville County does not provide parking for their employees or the court system, and the City of Idaho Falls provides parking for their employees.

Mayor Fuhriman stated that the City of Idaho Falls has looked extensively at many options. Further, the City has approached business owners in the downtown area to ask if they would work in conjunction with the City in developing parking solutions. Parking garages cost a considerable amount of money to build. The costs have been estimated at \$15,000.00 to \$20,000.00 for one stall in a parking garage, which does not include the annual maintenance costs. The City is looking at other options for surface parking in the downtown area. Mayor Fuhriman stated, further, that he appreciated the input received tonight. The City will continue to receive input.

Maryann French, Villa Coffeehouse, 344 Park Avenue, appeared to request that the parking by the State Office Building be revamped to make it less confusing. There is a portion that is all-day parking and a portion is 2-hour parking.

Councilmember Hardcastle stated that the City tried to make those changes, and the business owners along Broadway complained about that change.

Councilmember Parry stated that the manager of the State Office Building would love to have the area between the railroad tracks and Yellowstone Avenue, from Elm to the south be developed as free parking. This would allow the state employees to park in this area. The City Council gave approval for the development of that parking lot, but funding needs to be addressed at this time. There are opportunities to create parking in the downtown area, but she felt that the City will receive criticism when there are empty parking spaces.

Kevin Cutler, President of the Idaho Falls Downtown Development Corporation, 402 Shoup Avenue, appeared to state that he was happy that there were so many in attendance to voice their opposition to this Ordinance Amendment. That means that the downtown merchants are being heard and they have paid attention. IFDDC works with property owners in the downtown area, as well as the merchants in the downtown area. IFDDC has reviewed many options for parking. The fee increase was suggested to deter employee parking. He liked the idea of fining the business owner as well as the offending employee. Other cities' parking regulations were reviewed, and the City of Idaho Falls has one of the lowest fines in the state. This Ordinance Amendment was one step to the whole parking management solution. Input is needed to come up with the best solution. They have looked at metering and shuttle systems. This issue needs some good discussion and was grateful to hear all of the comments.

Councilmember Parry explained where the free parking lots were located. She requested Mr. Cutler to discuss with the Idaho Falls Downtown Development Corporation as to whether there would be an advantage to turning the two parking lots operated by IFDDC into free parking lots.

Mr. Cutler stated that parking needs to be developed in phases. The hourly short-term parking needs to be in front of the stores. The paid lots need to be a little further out from the downtown area, with the free lots being on the outskirts of the downtown area. A person pays for what they desire. The closer a person is to the store the parking is free but is for two hours. If a person wants to be closer to the business they are employed at, paid parking is available. If you are willing to walk a little ways or if a shuttle system is developed, the parking is free. Mr. Cutler stated that he would address the advantage of turning the two parking lots operated by IFDDC into free parking lots with the IFDDC Board.

Councilmember Cornwell requested Mr. Cutler to sit down with all of the downtown merchants to come up with a solution to the parking issue and then bring that before the Mayor and City Council for consideration.

JUNE 10, 2010

Linda Ann Dresser, 401 I Street, appeared to share her solution to the downtown parking issues. She stated that the \$25.00 parking fine will scare patrons away from the downtown area. This involves brightly colored plaques showing the address of the business and marking spaces with the same number or letter for parking. The people parking would pay a fee for these plaques to allow for parking. The City would be receiving a regular fee for parking. This would take care of the employees parking on the streets.

Councilmember Hardcastle read the following portion of the Ordinance Amendment: "It shall be unlawful for any person to remove, alter or hide any chalk mark placed by a law enforcement officer on a vehicle's tire for the purpose of enforcing any parking regulations, while such vehicle is parked in a parking space located on a public street or public parking area." She requested input from those present regarding this provision of the Ordinance Amendment.

Stan Ingram re-appeared to state that the problem with this provision is enforcement. Someone would have to see the person erasing the chalk mark or take a picture of a person removing the chalk mark.

The City Attorney stated that the parking monitor sees people removing the chalk marks.

Mayor Fuhrman stated that the City will provide the forums for the Idaho Falls Downtown Development Corporation, Downtown Merchants, and any interested persons to be able to come up with a viable solution to the parking problems in the downtown area.

Councilmember Hardcastle stated that she agreed with the Mayor. She stated, further, that she liked Councilmember Cornwell's suggestion that the Idaho Falls Downtown Development Corporation and the downtown merchants should put their heads together first to come up with a solution to present to the Mayor and City Council.

Councilmember Hardcastle stated that the Ordinance Amendment will be tabled.

The Public Works Director submitted the following memos:

City of Idaho Falls
June 4, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: DEED OF DEDICATION AND RIGHT-OF-WAY MAINTENANCE AGREEMENT – SUNNYSIDE CROSSROADS NORTH

Attached is a proposed Deed of Dedication and a Right-of-Way Maintenance Agreement for Outlet Boulevard, a private roadway located in the Sunnyside Crossroads North Subdivision. The Owners Association is dedicating the roadway as public right-of-way, but agreeing to provide maintenance.

Public Works recommends acceptance of the Deed of Dedication, approval of the Right-of-Way Maintenance Agreement; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chad Stanger

JUNE 10, 2010

It was moved by Councilmember Hally, seconded by Councilmember Hardcastle, to approve the Deed of Dedication and Right-of-Way Maintenance Agreement for Outlet Boulevard, with the Owners Association dedicating the roadway as public right-of-way but agreeing to provide maintenance, and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Parry
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
June 2, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: RIGHT OF FIRST REFUSAL – WDC FARMS

Attached is a proposed Right of First Refusal, in an amount of \$5,400.00, with WDC Farms for a 4.32 acre parcel of real property located near the City's Wastewater Treatment Plant. The City has an interest in purchasing this property for future expansion at the treatment facility.

Public Works recommends approval of this Agreement; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chad Stanger

It was moved by Councilmember Hally, seconded by Councilmember Hardcastle, to approve the Right of First Refusal in the amount of \$5,400.00 with WDC Farms for a 4.32 acre parcel of real property located near the City's Wastewater Treatment Plant and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Hardcastle
Councilmember Parry
Councilmember Cornwell

Nay: None

Motion Carried.

JUNE 10, 2010

City of Idaho Falls
June 3, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: FEDERAL HIGHWAY ADMINISTRATION SECTION 4(f) DE
MINIMIS IMPACT FINDINGS – JOHN ADAMS PARKWAY AND
GARFIELD BRIDGES/IDAHO CANAL

Attached are Federal Highway Administration de minimis impact findings for John Adams Parkway and Garfield bridge replacements on the Idaho Canal. The City is required to make these findings available for public review and comment. The City Council Meeting Agenda indicates these findings are available for public review and comment. Public Works requests that the City Council invite public comment with respect to each of these findings during the City Council Meeting.

s/ Chad Stanger

The Mayor and City Council invited public comment with respect to each of the Federal Highway Administration Section 4(f) De Minimis Impact Findings during the City Council Meeting for the John Adams Parkway and Garfield Bridges over the Idaho Canal. There was no public comment.

Mayor Fuhrman requested Councilmember Parry to conduct a public hearing, as legally advertised, to invite comments on the draft Comprehensive Annual Performance and Evaluation Report, which describes the activities and status of the projects in the Fiscal Year 2009 Annual Action Plan. At the request of Councilmember Parry, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls
June 7, 2010

MEMORANDUM

TO: Mayor and Council
FROM: Renee R. Magee, Planning and Building Director
SUBJECT: DRAFT OF THE COMMUNITY DEVELOPMENT BLOCK GRANT
ANNUAL REPORT

The purpose of this public hearing is to invite comments on the draft Comprehensive Annual Performance and Evaluation Report. The Report describes the activities and status of the projects in the Fiscal Year 2009 Annual Action Plan. Comments may be received until June 24, 2010. Such comments as well as those heard this evening will be considered in finalizing the annual report.

s/ Renee R. Magee

JUNE 10, 2010

Jan Blickenstaff, Grants Administrator, presented the following information with regard to the above information:

- Slide 1 Sixth Annual Performance Report for Fiscal Year 2009
- Slide 2 Four CDBG Priorities – Community Development, Economic Development, Housing Developing Priority, and Public Service Priority
- Slide 3 Accomplishments by Priority
- Slide 4 Accomplishments by Priority, continued
- Slide 5 Expenditure Rates for each year
- Slide 6 Allocation of Funding over Six Years
- Slide 7 Allocation of Fiscal Year 2009 to the Five Year Goals and Objectives
- Slide 8 Other Accomplishments
- Slide 9 Photo of Neighborhood Cleanups
- Slide 10 Photo of Downtown Façade Improvements
- Slide 11 Photo of YMCA Sidewalk Replacement
- Slide 12 Photo of Library Railroad Crossing
- Slide 13 Photo of LIFE, Inc. Handicapped Ramp

The Grants Administrator explained that comments will be received until June 24, 2010.

Mayor Fuhriman requested Councilmember Parry to conduct a public hearing, as legally advertised, for consideration of a proposal to amend the 2004-2010 Consolidated Plan for Community Development Block Grant Monies to include the 2010 Annual Plan submitted to the U. S. Department of Housing and Urban Development earlier this year. At the request of Councilmember Parry, the City Clerk read the following memo from the Planning and Building Director:

City of Idaho Falls
June 7, 2010

MEMORANDUM

TO: Mayor and Council
FROM: Renee R. Magee, Planning and Building Director
SUBJECT: AMENDING 2004-2010 CONSOLIDATED PLAN TO INCLUDE ANNUAL PLAN

The Planning Department is proposing to amend the 2004-2010 Consolidated Plan for Community Development Block Grant Monies to include the 2010 Annual Plan submitted to the U. S. Department of Housing and Urban Development earlier this year. After the public hearing, a thirty day comment period will begin. Such comments as well as those heard this evening will be considered in finalizing the Plan Amendment.

s/ Renee R. Magee

Jan Blickenstaff, Grants Administrator, explained that this is to amend the 2004-2010 Consolidated Plan for Community Development Block Grant monies to include the 2010

JUNE 10, 2010

Annual Plan submitted to the United States Department of Housing and Urban Development. This public hearing is the beginning of a 30 day comment period for this amendment.

There being no further business, it was moved by Councilmember Cornwell, seconded by Councilmember Hally, that the meeting adjourn at 8:55 p.m.

CITY CLERK

MAYOR
