

MAY 4, 1989

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, May 4, 1989, in the Council Chamber in Idaho Falls, Idaho. There were present: Mayor Thomas Campbell; Councilmen Paul Hovey, Ralph Wood, Art Chandler, Jr., and Mel Erickson. Absent was: Councilmen Sam Sakaguchi and Wes Deist. 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 20 and a Special Meeting held April 25, 1989. The minutes of both meetings were approved.

Mayor Campbell asked Councilman Wood to conduct Annexation Proceedings for Bari Addition. Councilman Wood asked the City Clerk to read the following memo:

City of Idaho Falls
May 2, 1989

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: ANNEXATION AND FINAL PLAT - BARI ADDITION

The Anheuser-Busch property had originally been scheduled for an annexation hearing and consideration of initial zoning and final plat for May 4, 1989. The Developers have requested this matter be recessed until the next regular meeting of the City Council. This Department respectfully requests this matter be recessed until the regular meeting of May 18, 1989.

s/ Rod Gilchrist

It was moved by Councilman Wood, seconded by Chandler, that this request to recess this hearing until May 18, 1989, be approved. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

Mr. Ed Brighton, 6549 South 15th West, appeared to ask if notice of the recessed meeting would be mailed to all nearby residents. Attorney Storer said that there would be no further written notice unless the meeting was further recessed. The action taken this night is sufficient notice after recessing a meeting.

Bills for the month of April, 1989, were presented after having been properly audited by the Fiscal Committee:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>	<u>ELECTRIC</u>
SERV/MAT:	\$ 526,048.30	\$ 26,873.01	\$ 38,551.26	\$ 132,229.20	\$2,950,708.18
SALARY:	<u>593,174.36</u>	<u>36,516.03</u>	<u>16,297.16</u>	<u>82,235.45</u>	<u>129,511.07</u>
TOTAL:	\$1,119,222.66	\$ 63,389.04	\$ 54,848.42	\$ 214,464.65	\$3,080,219.25

	<u>SANITATION</u>	<u>RECREATION</u>	<u>LIBRARY</u>	<u>AMBULANCE</u>	<u>MCS</u>
SERV/MAT:	\$ 20,216.40	\$ 15,902.98	\$ 13,777.67	\$ 19,159.01	\$ 23,700.00
SALARY:	<u>38,855.81</u>	<u>23,758.29</u>	<u>27,829.80</u>	<u>26,968.17</u>	<u>.00</u>
TOTAL:	\$ 59,072.21	\$ 39,661.27	\$ 41,607.18	\$ 46,127.18	\$ 23,700.00

MAY 4, 1989

TOTALS

SERV/MAT: \$ 3,767,166.01
SALARY: 975,146.14
TOTAL: \$ 4,742,312.15

There being no questions nor comment, it was moved by Councilman Chandler, seconded by Hovey, that the Controller be authorized to pay the bills. Roll call as follows: Ayes, Councilman Chandler, Erickson, Hovey, and Wood; No, none; carried.

Monthly reports for April, 1989 were presented from the Division and Department Heads. There being no questions, these were accepted and ordered placed on file in the office of the City Clerk.

License applications for AUCTIONEER, Don A. Patterson, Gale W. Harding; BARTENDER, Mary Beth Kennedy, Cheryl Elise Duncan, Steve L. McMurtrey, Sharree Kay Barnes, Terry Lee Deason; DAY CARE FIRE INSPECTION, Judy Rojas, Staggy's Day Care; WHOLESALE FIREWORKS, Pyrodine American Corp., dba Beehive Fireworks; FIREWORKS STAND, Beehive Fireworks (Plaza Lanes, Hallpark Shopping Center, Albertson's 17th Street, Smith's); LIMOUSINE, Anthony's Limo; RESTAURANT, Little Caesar's Pizza; SNACK BAR, Diamond Concessions, Inc.; PUBLIC RIGHTS OF WAY, Intermountain Construction Company, Inc., Landon Excavating; ELECTRICAL CONTRACTOR, Packer Electric; JOURNEYMAN ELECTRICIAN, Clair Packer, Monte Packer, Ric Bowman; APPRENTICE ELECTRICIAN, Daniel Ray Cox, Jr.; SPRINKLING SYSTEM CONTRACTOR, R. & R. Sprinklers, J. & J. Sprinklers; JOURNEYMAN SPRINKLING SYSTEM INSTALLER, Andy Richardson, Douglas R. Johnson; JOURNEYMAN HEATING & COOLING, Leslie Louder; BUILDING CONTRACTOR, G. M. Robertson & Associates, Klug & Smith Company, Shippen Brothers Construction and SUB-CONTRACTOR, Duncan Roofing were presented carrying all required department approvals. It was moved by Councilman Erickson, seconded by Wood, that these licenses be approved for issuance. Roll call as follows: Ayes, Councilmen Erickson, Hovey, Wood, and Chandler; No, none; carried.

A NOT TO BE CONSUMED ON THE PREMISES BEER license application was presented for Diamond Concessions. It was moved by Councilman Erickson, seconded by Wood, that this license be issued. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, one; carried.

The City Clerk asked for Council ratification of the issuance of MOBILE CONCESSION, Boy Scout Troop #556; SNACK BAR, Idaho Migrant Council (Blackfoot) licenses. It was moved by Councilman Erickson, seconded by Wood, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, and Hovey; No, none; carried.

The City Clerk asked for Council ratification of the publishing of a legal notice calling for a public hearing on May 18. It was moved by Councilman Wood, seconded by Chandler, that the Council ratify this action. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

From the Planning and Zoning Administrator, came this memo:

City of Idaho Falls
May 2, 1989

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist

SUBJECT:

COUNTY PLAT - BLM PROPERTY

MAY 4, 1989

Attached is a copy of the final plat of the Bureau of Land Management Administration Building Site, Division No. 1, which is a County plat located immediately north of University Place. This is BLM property and it is the intent at some future date to construct BLM headquarters on this site. This property is being submitted to the City Council inasmuch as it is within one (1) mile of the City limits. The Planning Commission, at an earlier meeting, recommended approval of this plat. This Department concurs with that recommendation. This matter is now being submitted to the Mayor and Council for consideration.

s/ Rod Gilchrist

It was moved by Councilman Wood, seconded by Chandler, that this County plat be approved and the Mayor, City Clerk and City Engineer be authorized to sign. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Hovey and Wood; No, none; carried.

This memo from the Police Chief was then read:

City of Idaho Falls
May 4, 1989

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Monty G. Montague, Chief of Police
SUBJECT: BUS STOP BENCH LOCATIONS

Attached is an application for Bus Stop benches at fifty-two (52) locations received from Mr. Lee Gagner of the Idaho Bus Stop Bench Company. These fifty two locations have been checked by the Police Department who verified the bus stops with CART and with EG&G Transportation Department.

The Police Department finds that all of these locations meet the City Code and respectfully submit them for your consideration.

Respectfully,
s/ Monty G. Montague

Councilman Erickson explained that the ordinance previously passed by the Council, governing placement of bus stop benches, provides that as many as eighty-nine benches may be placed after the location and placement is reviewed and approved by the Police Department. The Police Chief has made a physical inspection of the requested locations and benches and find that they do conform with the ordinance. It was moved by Councilman Erickson, seconded by Chandler, that these locations be approved. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, and Hovey; No, none; carried.

The following two memos from the Public Works Director were read and reviewed:

City of Idaho Falls
May 2, 1989

MEMORANDUM

ATTENTION: Honorable Mayor and City Council
FROM: Chad Stanger

SUBJECT: IDAHO CANAL BRIDGE AT 9TH STREET - CHANGE
ORDER NO. 1

MAY 4, 1989

Attached is proposed Change Order No. 1 to the contract with Blessinger Construction for the Idaho Canal Bridge at 9th Street. The proposed change order, in an amount of \$3,300.00, is requested for construction of a temporary pedestrian bridge at the construction site to accommodate students attending the nearby elementary school.

Public Works recommends City Council approval and authorization for the Mayor to sign the necessary documents.

Respectfully,
s/ Chad Stanger

Councilman Chandler explained the need for this change order. It was moved by Councilman Chandler, seconded by Erickson, that this change order be accepted and the Mayor be authorized to sign the necessary documents. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

City of Idaho Falls
May 4, 1989

MEMORANDUM

ATTENTION: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: BUSCH AGRICULTURAL RESOURCES, INC. -
"MEMORANDUM OF UNDERSTANDING"

Attached is a proposed "Memorandum of Understanding" between Busch Agricultural Resources, Inc., a subsidiary of Anheuser-Busch Companies, Inc. and the City of Idaho Falls.

This document provides a preliminary understanding with regard to the possible annexation of a parcel of property located south of the present City limits on which Busch Agricultural Resources, Inc. contemplates constructing and operating a barley malting plant.

The terms of this "Memorandum of Understanding" will establish the parameters by which those terms negotiated in an Annexation and Development Agreement shall be consistent. However, the terms of this Agreement do not pre-empt the City from adhering to procedures and regulations established for annexation and zoning within the City.

All applicable departments and the City Attorney have reviewed this document and your favorable consideration is requested.

Respectfully,
s/ Chad Stanger

Councilman Chandler asked the Public Works Director to explain the contents of this Memorandum of Understanding. Attorney Storer explained that this is simply a Memorandum of Understanding which functions much like a letter of intent. It binds the

parties to negotiate in good faith. The final decisions will be made at the hearing scheduled for May 18, 1989. It was moved by Councilman Chandler, seconded by Erickson, that the

MAY 4, 1989

Council adopt this Memorandum of Understanding and authorize the Mayor to sign. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Hovey, and Wood; No, none; carried.

This memo from the Electric Department Manager was then read:

City of Idaho Falls
April 26, 1989

MEMORANDUM

TO: Mayor and Council
FROM: Steve Harrison, Electric Division Director
SUBJECT: ORDINANCE FOR COUNCIL APPROVAL

Attached is a copy of a proposed ordinance which prohibits swimming and boating in certain areas in the proximity of hydroelectric facilities operated by the City of Idaho Falls.

This is a public safety related ordinance and satisfied FERC hydro licensing requirements.

The Electric Division recommends the adoption of this ordinance.

s/ G. S. Harrison

Councilman Chandler explained that there is some wording in the ordinance that he feels needs to be reviewed, therefore, it was moved by Councilman Chandler, seconded by Hovey, that consideration of this ordinance be delayed until the May 18, 1989 meeting. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, and Hovey; No, none; carried.

Also, from the Electric Department Manager, came this memo:

City of Idaho Falls
May 2, 1989

MEMORANDUM

TO: Mayor and Council
FROM: Steve Harrison, Electric Division Director
SUBJECT: WESTERN DAIRYMEN FACILITY

A faulty demand meter installed in August, 1986, at the Western Dairymen Cooperative Facility has resulted in an over-payment by this customer.

The Electric Division estimates the over-payment in demand charges from that date to the present is \$37,256.00.

The Mayor has authorized reimbursement to this customer and the Electric Division recommends Council ratification of that action.

s/ G. S. Harrison

MAY 4, 1989

It was moved by Councilman Hovey, seconded by Wood, that the Council ratify the previous action of the Mayor in authorizing reimbursement to Western Dairymen Cooperative in the amount of \$37,256.00. Roll call as follows: Ayes, Councilmen Erickson, Hovey, Wood, and Chandler; No, none; carried.

The following two memos were presented from the Municipal Services Director:

City of Idaho Falls
May 4, 1989

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: ID IF-89-25, STREET LIGHT LUMINARIES

Attaches is the tabulation of bids for Bid IF-89-25. The Electric Division and Municipal Services Division recommend the Street Light Luminaries be awarded to the low bidder on each item as follows:

Item No.	Size	Bidder No./Supplier	No. of Units	Unit Price	Extended Amount
1.	400 Watt	(5) D & S Electric	50	\$154.50	\$ 7,725.00
2.	200 Watt	(3) Graybar Electric	30	\$115.39	\$ 3,261.70
3.	100 Watt	(3) Graybar Electric	200	\$ 83.45	\$16,690.00

Respectfully submitted,
s/ S. Craig Lords

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

City of Idaho Falls
May 4, 1989

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BULB TURBINE INSURANCE COVERAGE

It is respectfully requested that the Mayor and Council ratify previous action taken in placement of insurance coverage for the Bulb Turbines with Holden McCarty Agency, Val Rosenberg representing Travelers. The coverage includes business interruption endorsements which would pay the proportionate debt service in the case of either a property or boiler and machinery loss, which cause the plant to be down in excess of thirty (30) days.

Coverage is for one year, beginning April 29, 1989. The premium is \$82,284.00, down from last year's premium of \$110,000.00.

Respectfully submitted,
s/ S. Craig Lords

MAY 4, 1989

It was moved by Councilman Chandler, seconded by Hovey, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, and Hovey; No, none; carried.

This memo from the Airport Manager was then read:

City of Idaho Falls
May 3, 1989

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Airport Committee
SUBJECT: ENGINEERING SERVICES CONTRACT

The firm of Ellsworth Engineering has submitted a proposal to provide engineering services for the Federal Aviation Administration funded project to expand the cargo apron, construct Federal Way, extend the security fencing and install taxiway indicator signs.

The contract is for time and materials not to exceed \$95,000.00.

As this expense is 90% funded by a Federal Aviation Administration grant, the FAA has reviewed and approved the contract.

The agreement has been reviewed by the Assistant City Attorney.

The Airport Committee recommends that the Mayor and Clerk be authorized to execute the agreement.

s/ James H. Thorsen

It was moved by Councilman Chandler, seconded by Hovey, that the Mayor and City Clerk be authorized to execute this agreement. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

Also, from the Airport Manager, came this memo:

City of Idaho Falls
May 3, 1989

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Airport Committee
SUBJECT: RESTAURANT AND LOUNGE LEASE AGREEMENT

Mr. Clifford Reinke has proposed to lease the restaurant, lounge and coffee shop in the terminal.

Mr. Reinke operates the Cattle Baron Restaurant in the Pocatello Airport, and this would be an addition to that operation.

The Assistant City Attorney has reviewed the lease agreement.

s/ James H. Thorsen

MAY 4, 1989

It was moved by Councilman Chandler, seconded by Hovey, that inasmuch as neither of the Council Committee chairs were present, this matter be postponed until the May 18th meeting. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, and Hovey; No, none; carried.

Mayor Campbell announced that he has appointed Craig Jenkins and Jim Abridge to replace Brad Brady and Larry Messerli on the Plumbing Board. It was moved by Councilman Erickson, seconded by Chandler, that these appointments be duly confirmed. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

There being no further business, it was moved by Councilman Erickson, seconded by Chandler, that the meeting adjourn at 7:55 P.M., carried.

Velma Chandler
CITY CLERK

Thomas Campbell
MAYOR

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