

FEBRUARY 18, 1988

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, February 18, 1988, in the Council Chamber in Idaho Falls, Idaho. Prior to calling the meeting to order, the Mayor welcomed the Boy Scouts who were present in the Council Chamber and called upon one of them, Ross Bowen, 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 ProTem Melvin Erickson; Councilmen Art Chandler, Wes Deist, Paul Hovey, Sam Sakaguchi, and Ralph Wood. Absent: Mayor Tom Campbell. Also present: Velma Chandler, City Clerk; Dale Storer, City Attorney; and all available Division Directors. Mayor ProTem Erickson excused Mayor Campbell as he had undergone hand surgery this day.

The City Clerk read a summary of the minutes of the last Regular Council Meeting held February 4th, 1988. The minutes were approved as documented and summarized.

Mayor ProTem Erickson declared open a public hearing to consider an appeal from a decision of the Board of Adjustment and called upon Councilman Wood, Chairman of the Planning and Zoning Committee, to conduct the hearing. At the request of Councilman Wood, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls
February 16, 1988

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: APPEAL FROM DECISION OF BOARD OF ADJUSTMENT

Attached is a copy of a request for a variance submitted by Kerry and Leslie Nisson. This request was to permit a satellite dish, which has been placed in the front setback area, to remain as installed. Satellite dishes must meet the same requirements as accessory buildings. This prohibits them from being placed in a front setback area in a residential zone.

The Board of Adjustment considered this matter on January 12, 1988, and at that time, denied the request. They denied the request in that they felt that a hardship had not been presented and since this is a newly developing area, they did not feel that a precedent setting variance should be granted.

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

s/ Rod Gilchrist

Mr. Kerry Nisson, the petitioner, appeared to state that the satellite dish currently sits on a concrete base along the side of his home. He said that he and his neighbors would prefer that the dish be in this location than to be placed twelve to fifteen feet off of the ground in the back yard which would be necessary in order to receive signals. He said that he did not want to create an eyesore for the neighborhood. He said, further, that he would build a fence around the lot and then there would be only about two feet of the dish that would be seen above the fence. Nisson asked the Council to approve the variance.

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The City Councilmen registered concerns including setting a precedent, creating an eyesore, fencing, etc. City Attorney Storer reminded the Council that the variance should not be allowed unless a hardship or unusual condition exists and there is no other suitable location available.

Mr. Nisson said that it would be very costly for him to move, raise and support the dish in the back yard. It was determined that a fence may be constructed under code which would, basically cover up the illegally placed dish.

Councilman Wood stated that he was uncomfortable with setting a precedent and moved that this variance be denied. Councilman Chandler seconded this motion. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, and Chandler; No, Councilmen Erickson, Deist, and Hovey; Motion, tied.

It was then moved by Councilman Deist, seconded by Hovey, that the variance be granted. Roll call as follows: Ayes, Councilmen Deist, Hovey, and Erickson; No, Councilmen Sakaguchi, Wood, and Chandler. The results of the roll call being a tie vote, and upon advise from the City Attorney, it was moved by Councilman Chandler, seconded by Sakaguchi, that action on this matter be deferred until the next regularly scheduled Council Meeting on March 10, 1988, and that authorization be given to re-advertise for the hearing. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

Mr. Jerry Jaynes, 1568 Lola Street, appeared to state that he has recently attended meetings on the Shelley Project and that most of those in attendance are opposed to the project. He asked the Council to scrap this project and stop using taxpayers money on things that will never be. He said that the recent letter from FERC was a polite way in saying no to the license and the project.

License applications for BARTENDER, J. William Banks, Georgia Lee Winder; DAIRY, Wallace Dairy; DELIVERY, A.N.R. Freight Systems; COMMERCIAL KENNEL, Virginia F. Walton; NON-COMMERCIAL KENNEL, Judy Rey Kehoe, George or Glenda Haller, Kent Peterson, Patty Mello, Joan Bennison, and Pat Colledge; SPRAYING PERMIT, Ermal's Auto Body, Inc., Daralds & Dan's Body Shop; ITINERANT MERCHANT, Homier Distributing Company; LIMOUSINE SERVICE, White Glove Limousine; MOBILE RESTAURANT, Ada/Bob's Concessions; RESTAURANT, The Yogurt Company, Jacki's Place; SNACK BAR, Henry's Haven, Paramount Theatre; PUBLIC RIGHTS OF WAY, Rosewood Development, Robert V. Burggraf Company, Inc., Bateman-Hall, Inc., Keller Construction, Inc., Ormond Builders, Inc., Hunziker Construction Company, D. Woolf & Hawley Concrete, Skidmore Construction & Millwork, Inc., C & H Construction, Inc., Beco Construction Company, Inc.; ELECTRICAL CONTRACTOR, Romaine's, Solar Electric Heat, Dale Garner Electric; JOURNEYMAN ELECTRICIAN, Clifford D. Osbourne, Dale Garner, Floyd Gifford; APPRENTICE ELECTRICIAN, Bob Chadwick, Lenny Comstock and Steven Douglas Hook, with Northwest Electric; MASTER PLUMBER, Bingham Mechanical of Wyoming; JOURNEYMAN PLUMBER, Darrell W. Olson, Michael Braden, Rory Olson; APPRENTICE PLUMBER, Ted L. Woodhouse; JOURNEYMAN WATER SOFTENER INSTALLER, Kevin E. Grover; HEATING & COOLING CONTRACTOR, Pac West Plumbing/Metal Specialty's, Bingham Mechanical of Wyoming, Inc.; JOURNEYMAN HEATING & COOLING, Michael Braden, Rory Olson; BUILDING CONTRACTOR, Francis E. Priest, Laroy V. Hillman, Trendsetter Enterprises and Gregory Construction, were presented carrying all required Department approvals. It was moved by Councilman Wood, seconded by Chandler, that these licenses be issued. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey and Sakaguchi; No, none; carried.

The City Clerk asked for Council ratification of the issuance of AUCTIONEER, Gary B. Just; BARTENDER, Rebecca S. Jones, Robert Wade Curran and PRIVATE PATROLMAN, Charles Andrew Weaver, licenses. It was moved by Councilman Wood,

seconded by Chandler, that the Council ratify these actions. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

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The City Clerk explained that several license applications have been held in her office as they cannot be issued for the lack of bonds or certificates of insurance as required by Code. It was moved by Councilman Chandler, seconded by Hovey, that the application fee be refunded to Paul B. Hammond, Construction Trade, Freeman Construction, Gary L. Hanson, and Whitmore Oxygen Company, as required by City Code. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

The City Clerk asked for Council ratification of the publishing of a legal notice calling for the hearing held this night. It was moved by Councilman Wood, seconded by Deist, that the publishing of this notice be duly ratified. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, Chandler and Erickson; No, none; carried.

This memo from the Electrical Engineer was presented:

City of Idaho Falls
February 16, 1988

ATTENTION: Mayor & Council
FROM: Steve Harrison
SUBJECT: AUTHORIZATION TO BID FOR TRASH RACK CLEANING
DEVICE FOR THE GEM STATE PROJECT.

The Electric Division requests authorization to bid a trash rack cleaning device for the Gem State Project. This device is necessary to keep the trash racks clear of debris and assure maximum possible generation of the project.

The estimated cost of the "trash rake" is \$120,000.00 and will be paid for via Gem State Construction Funds.

s/ G. S. Harrison

It was moved by Councilman Hovey, seconded by Wood, that the Electric Department be authorized to bid a trash rack cleaning device for the Gem State Project. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

This memo from the Public Works Director was then read:

City of Idaho Falls
February 10, 1988

ATTENTION: Honorable Mayor & City Council
FROM: Chad Stanger
SUBJECT: AUTHORIZATION TO ADVERTISE TO RECEIVE BIDS FOR
SANITARY SEWER RIVER CROSSING LINING

Specifications and bid documents have been prepared to receive bids for lining the sanitary sewer river crossing located north of the Pancheri Bridge. Public Works requests authorization to advertise to receive bids for this work.

Respectfully,
s/ Chad Stanger

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There being no questions, it was moved by Councilman Sakaguchi, seconded by Deist, that the Council give authorization to bid for lining the sanitary sewer river crossing located north of the Pancheri Bridge. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

Also, from the Public Works Director, came this memo:

City of Idaho Falls
February 16, 1988

MEMORANDUM

ATTENTION: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: ENGINEERING SERVICES - UPDATE WATER SYSTEM
MASTER PLAN

Attached is a proposed agreement between the City and CH2M Hill for engineering services to update the City's water system master plan.

It is the recommendation of Public Works that the City Council approve this agreement and authorize the Mayor to sign the necessary documents.

Respectfully,
s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist, that this agreement with CH2M Hill be approved and authorization given for the Mayor to sign the necessary documents. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

Next, from the Public Works Director, this memo was read:

City of Idaho Falls
February 17, 1988

MEMORANDUM

ATTENTION: Honorable Mayor & City Council
FROM: Chad Stanger
SUBJECT: UTAH-IDAHO SUGAR COMPANY STORM SEWER LINE

Attached is a proposed agreement signed by the successor to Utah-Idaho Sugar Company, Agrinorthwest Division Proprietary Holding Incorporated. The proposed agreement transfers ownership of a portion of the Utah-Idaho Sugar Company storm sewer line located on Lincoln Road to the City of Idaho Falls.

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

Respectfully,
s/ Chad Stanger

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

This memo from the Municipal Services Director was then read:

City of Idaho Falls
February 18, 1988

MEMORANDUM

TO: Honorable Mayor & City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID NO. IF-88-12, FIRE HOSE AND EQUIPMENT

Attached is the Tabulation of Bids for Bid No. IF-88-12, Fire Hose and Equipment

It is the recommendation of the Municipal Services Division, in concurrence with the Fire Department to accept the bid of L.N. Curtis, to supply all seven (7) items for a total amount of \$11,482.00. The primary manufacturer is Angus. This is the low bid meeting specifications and requirements of the Fire Department.

Respectfully submitted,
s/ S. Craig Lords

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

Next, from the Municipal Services Director, came this memo:

City of Idaho Falls
February 18, 1988

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: ELK SHELTER BUILDING, RETAINING WALLS AND RAILINGS FOR TIGER AND LION ENCLOSURE

Attached is the Tabulation of the bids received for an Elk Shelter Building and Retaining Walls and Railings for the Tiger and Lion Enclosures at Tautphaus Park Zoo.

It is the recommendation of the Municipal Services Division, in concurrence with the Parks and Recreation Division, to reject all bids for the above-referenced project and to request authorization from the Mayor and City Council to advertise and rebid the Retaining Walls and Railings for Tiger and Lion Enclosures after the design and specifications have been modified.

Respectfully submitted,
s/ S. Craig Lords

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It was moved by Councilman Chandler, seconded by Hovey, that the bids received be rejected and authorization be given to re-bid the retaining walls and railings for tiger and lion enclosures after the designs and specification have been modified. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

Finally from the Municipal Services Director, came this memo:

City of Idaho Falls
February 18, 1988

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: TRUSTEES FOR THE EMPLOYEE DEFERRED
COMPENSATION PROGRAM

The Municipal Services Division respectfully requests approval from the Mayor and City Council to authorize the Mayor to appoint the following names as Trustees for the Employee Deferred Compensation Program for the City of Idaho Falls: Steve Finn, Craig Rockwood, Mark Gendron, Mike Kinghorn and Bob Holm.

Respectfully submitted,
s/ Craig Lords

Councilmen Chandler explained that a group of City employees have shown a desire for the implementation of an Employee Deferred Compensation Program for the City of Idaho Falls. He said it would necessitate the appointment of a Board of Trustees to manage this program. It was moved by Councilman Chandler, seconded by Hovey, that those persons that were named in the above memo be appointed to said Board of Trustees. Roll call as follows: Ayes, Councilman Erickson, Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

A memo from the Traffic Safety Committee was presented and the recommendations reviewed separately.

Recommendation #1. Request for limited parking in front of the Holy Rosary Church at 9th and Lee. Recommend approval for 2 hour parking on East side of Lee Avenue. The committee feels this will eliminate residential parking in front of the church. It was moved by Councilman Erickson, seconded by Wood, that this recommendation be accepted as proposed. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

Recommendation #2. Request for limited and no parking at Tramps, 1st and Meppen. Recommend 1 hour parking East side of Meppen between Tramps property line North and South. Also recommend to mark 40' back from the South property line to the North property line, to make room for garbage pick up. The problem is caused by site bus riders parking all day causing trouble with dumpster pick up and snow removal. There being no questions, it was moved by Councilman Erickson, seconded by Wood, that the Council accept recommendation #2 as proposed. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

Recommendation #3. Request for bus loading and unloading zone at Moonlite and Broadway. Recommend bus loading zone with appropriate signs posted and appropriately graded to ensure snow run off. It was moved by Councilman Erickson,

seconded by Wood, that recommendation #3 be approved as requested. Roll call as follows:

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Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

There being no further business, it was moved by Councilman Wood, seconded by Chandler, that the meeting adjourn at 8:10 P.M., carried.

s/ Velma Chandler
CITY CLERK

s/ Thomas Campbell
MAYOR
