

DECEMBER 10, 1987

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, December 10, 1987, in the Council Chamber in Idaho Falls, Idaho. There were present: Mayor Thomas Campbell; Councilmen Ralph Wood, Art Chandler, Melvin Erickson, Wes Deist, and Paul Hovey; Absent: Councilman Sam Sakaguchi. 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 November 19, 1987. The minutes were approved by the Council.

Mayor Campbell introduced Pat Clifton who has been with the Zoo Committee since 1979. Ms. Clifton stated that the Zoo Committee was changed to the Zoological Society in 1980. She said that she is now the sole survivor of that Society and she was present to close out the Zoological Society's account by presenting the City with \$1,777.21 to be used in the Zoo. Councilman Chandler accepted this contribution. The Mayor thanked Ms. Clifton for her endeavors in the Society and helping to keep the Zoo open. Councilman Deist stated that these funds have been designated to build a new bridge across the fish pond and a plaque will be placed signifying the donor.

Police Chief Montague introduced two new employees; Bonnie Jones, Office Clerk and Dianna Gay, Police Officer. The Mayor and Council welcomed these new employees.

It was noted that the proposed re-zoning for the N.E. corner of Skyline and Grandview had been withdrawn by the developer.

The Mayor then declared open a public hearing to consider approval of a development plan in a Planned Transition Zone 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
December 8, 1987

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: DEVELOPMENT PLAN, PT ZONE

Attached is a copy of the application and site plan for the property described as Lots 22 & 23, Block 2, and Lots 12 & 13, Block 3, Anderson-Jeppson Addition. The staff has reviewed the application and plan, and the petitioners have met all requirements of the ordinance. The Planning Commission, at the November meeting, very thoroughly reviewed this proposal and, after much discussion, unanimously recommended approval of the findings of fact and conclusions of law, as presented in the application. They further recommend that the development of phase one (Staker Floral property) be completed by June 1, 1988, and the remainder of the development be completed within 3-5 years. The staff concurs with this recommendation, except we feel the length of time for completion of the project should be shortened.

The matter is now being submitted to the Mayor and City Council for your consideration.

s/ Rod Gilchrist

The City Planner located the subject property on a map on the wall and further explained the request. He said that this is the first request that has been submitted under this zoning.

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Mr. Lee Staker, one of the petitioners, appeared briefly to express thanks and appreciation to the City Administration for making this proposal available to the property owners. He said that his neighbors are eager to participate in this proposal.

Councilman Erickson asked if there will be ample parking and if the planned entrances and exits will be implemented at the time Mr. Staker used his new facility? Mr. Staker answered that there will be ample parking and one backing space completed shortly and they are working to have two backing spaces as soon as possible. Councilman Deist registered concern on having only one backing space, saying it is necessary that two backing spaces be provided. Mr. Staker said that it is planned for five parking spaces and two backing spaces. Deist asked what would prevent customers from parking in the backing spaces, to which Mr. Staker answered that No Parking signs will be erected to try to alleviate parking there. Councilman Erickson, stated that, in his opinion, the backing spaces are critical. Staker agreed to this. Attorney Storer recommended that these requirements be a part of the development agreement. City Planner Gilchrist stated that these items are included in the development agreement for Phase I. He said that Phase I includes five parking spaces and the proposed backing, and this meets City Code requirements. It was moved by Councilman Wood that the City Council approve the development plan, stipulating that Phase I be completed by June 1, 1988, and that two backing spaces be preserved with appropriate signing; and that Phase II be completed within eighteen months from this date. This motion was seconded by Councilman Deist. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried. Mr. Staker said that he has no problem with this.

Councilman Deist asked for news coverage to inform the developers in this area that possible changes in the zoning ordinance are inevitable.

Mayor Campbell reviewed the following letter:

City of Idaho Falls
December 1, 1987

Mayor Tom Campbell
P.O. Box 220
Idaho Falls, Idaho 86405

Dear Mayor Campbell:

On November 19 I expressed to you a concern relative to the air pollution in Idaho Falls due to Wood burning. The purpose of this letter is to document that concern, and to urge action by the City of Idaho Falls in combating what I consider to be the key health problem in our community.

I know there are many people who are concerned, as I am, with the annual assault on our air quality by the widespread use of wood-burning stoves and fireplace inserts - an assault that lasts, by the way, for about six months out of the year. I can't really gauge accurately the depth of the concern, but I know that many people have been waiting in vain for a number of years for the City to "do what is right" on this issue.

I have friends and neighbors, as I'm sure all of us do, who burn wood for home heating. I haven't asked these folks how they justify the health effects of what they are doing on their families and their neighbors. I suspect that some

people are able to ignore the consequences of what they are doing, and that others probably rationalize that what they are doing isn't really that bad. I know that when you open the door to your home in the cold months and the

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first thing you smell is wood smoke- and when you walk around the block and come home with your clothes smelling like you've been standing next to a bonfire, that indeed the combustion gases and particles in the air are that bad.

There is a fairly large minority in Idaho Falls who burn Wood for heating. There may be a few who feel that they have the God-given right to burn native fuel out here in the Wild West. This may to a certain extent be considered a political issue, but, it is first and foremost a health issue. To put the proper perspective on the politics of the issue, it is the people who don't burn Wood for heating and who are suffering the health effects, who have the right to be upset and to deserve relief. There is no way that the monetary benefits of wood-burning can justify the attendant degradation of our quality, with the clean heating sources we have available in Idaho Falls.

I have an older friend who is a native of Idaho Falls who says that, if the "Good Old Days" means a return to burning fossil fuels with the attendant air pollution, you can have the "Good Old Days". Unfortunately, we have taken a big step backward in the past few years with our wood-burning contrivances. I know a young man from work who recently moved his family from Idaho Falls to a location several miles south of our City, in large part to escape the air pollution in the cold months. These are sad commentaries on our stewardship of the air that we breathe. There are immediate effects that are felt most notably by groups such as the elderly and those with respiratory problems. And, perhaps, the emotion of the issue would be strong enough to force immediate action if we had data available to accurately project the increased number of cancer deaths that will result from this air pollution in our community 20 years down the road. But, let's not delude ourselves with wishful thinking or rationalizations that these effects are not present or will not occur.

So, where do we go from here? I obviously believe that the current unregulated wood-heating in Idaho Falls cannot be justified and needs to be controlled. I know of no way to control this problem short of banning wood heating or requiring effective pollution control devices on wood-burning equipment.

You indicated that the City does not have a handle on the number of wood-burning units installed because many people have not complied with the City Code. An obvious first step would be an ordinance with teeth that requires all units to be registered and inspected.

Any air quality samples should be taken over a several month period and should be representative of how bad it gets under the poor, inversion conditions that we frequently experience in cold months, not how good it may be under the best conditions.

People who don't have a clean heating source in their homes (gas, electric, solar), could be offered an economic incentive to convert their systems.

I believe that nearly all the citizens of our community want to be proud of their City, and want Idaho Falls to be a healthful place to live. An effort to significantly improve our air quality in the cold months should have the overwhelming support of the citizenry.

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I am sending a copy of this letter to Mr. Brady at "The Post Register". The Post Register obviously occupies a unique niche in our community, and I note has been a good citizen here for over 100 years. Not many of us can make that statement. I think it would be appropriate that this issue receive some attention in our newspaper, whether it be editorializing, opinion-sampling, investigative-reporting or all of the above.

But, regardless of the action or lack thereof on anyone's part, I urge you and the members of the City Council, as the elected leaders of Idaho Falls, to pursue this issue aggressively in the interest of the immediate and long term health of our community. I believe it deserves your immediate and dedicated attention.

Very truly yours,
s/ H.D. Gronbeck

It was moved by Councilman Wood, that this matter be referred to the Safety Committee for review. Councilman Hovey seriously questioned the wisdom in referring this matter to Committee as he questions their ability to do anything about it. He said, in his opinion, this would involve a very costly air pollution control study. He questioned, further, that there is an air quality problem in this area, and if there is, the pollution probably comes in from other areas more than what is originated here. Councilman Deist and Erickson both stated that they feel this problem should be reviewed. The previous motion stood and was seconded by Councilman Deist. Roll call as follows: Ayes, Councilmen Deist, Wood, Chandler, and Erickson; No, Councilman Hovey; carried.

Bills for the month of November, 1987, were presented after having been properly audited by the Fiscal Committee:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>
SERV/MAT:	\$ 199,775.26	\$ 10,037.76	\$ 94,957.30	\$ 79,581.85
SALARY:	<u>699,194.83</u>	<u>50,042.53</u>	<u>18,929.31</u>	<u>112,574.40</u>
TOTAL:	\$ 898,970.09	\$ 60,080.29	\$ 113,886.61	\$ 192,156.25

	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>LIBRARY</u>
SERV/MAT:	\$1,352,054.65	\$ 3,654.40	\$ 11,213.92	\$ 17,848.64
SALARY:	<u>144,943.54</u>	<u>54,260.14</u>	<u>17,649.37</u>	<u>32,788.89</u>
TOTAL:	\$1,496,998.19	\$ 57,914.54	\$ 28,863.29	\$ 50,637.53

	<u>BRIDGE/ART ST</u>	<u>WATER CAP IMP</u>	<u>AMBULANCE</u>	<u>GEN O B BDS</u>
SERV/MAT:	\$ 65.25	\$ 1 225.00	\$ 3,031.99	\$ 35.20
SALARY:	<u>.00</u>	<u>.00</u>	<u>32,883.93</u>	<u>.00</u>
TOTAL:	\$ 65.25	\$ 1,225.00	\$ 35,915.92	\$ 35.20

	<u>MCS</u>	<u>CITY TOTALS</u>
SERV/MAT:	\$ 59,000.00	\$1,832,481.22
SALARY:	<u>.00</u>	<u>1,163,266.94</u>

TOTAL: \$ 59,000.00 \$2,995,748.16

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

Reports from Division and Department Heads were presented for November, 1987. There being no objection, these were accepted by the Mayor and ordered placed on file in the office of the City Clerk.

License applications for BARTENDER, Gary W. Noyes, Steven "Chick" Montague, Sandra L. Rogerman, Michael D. Algate, Steven Scott Barney, Verla Naoma Hauck; CANDY FACTORY, Farr Candy Company; COMMERCIAL KENNEL, Eastside Veterinary Hospital; NON-COMMERCIAL KENNEL, Ann O. Nertney; CONCESSION, Fearless Farris Stinker Station; DANCE HALL, Matador Lounge; DRAY, Westergard Transfer & Storage; GROCERY STORE, Fearless Farris Stinker Station, Midget Market, Payless Drug Store, Edwards Farmer's Market, Holiday Market, Bucks, Save Fast Gas, Nave Sinclair, Made in Idaho, Ray's Minit Market, Ole's Market; JUNK DEALER, Stewart's Wood, Fur, and Metal; LIMOUSINE SERVICE, White Glove; LIQUOR CATERING, Mulligan's; LIQUOR, Eagle's Lodge, Matador Lounge, Sandpiper Restaurant; MEAT MARKET, Midget Market, Edwards Farmer's Market; MOTEL/HOTEL, Comfort Lodge, Nelson Hotel; PAWNBROKER, Ski's House of Guns, Leymaster Jewelry; PHOTOGRAPHER, Perk's Photo, Inc., Nanette Schlegel, New Horizon Photographics; POOL HALL, Eagle's Lodge, Matador Lounge, R & R Bar; RESTAURANT, Mac Donalds (Yellowstone), Smitty's Pancake & Steak House, Stockyard Cafe, Chicken Broaster, North Hi-way Cafe, Godfather's Pizza, Sandpiper, R & R Bar, Charlie's Pub & Grill; SECOND HAND STORE, Just's About New; SNACK BAR, Forde Johnson Oil; RETAIL WINE, Sandpiper, Midget Market, Payless Drug, Edwards Farmer's Market, Farmer Jack, Bucks, Forde Johnson Oil Company, Made In Idaho, Inc., Ray's Minit Market, Buttrey's Food & Drug; WINE BY THE DRINK, R & R Bar, Charlie's Pub & Grill; PUBLIC RIGHTS OF WAY, Frame Construction Company; ELECTRICAL CONTRACTOR, K-V Electric, Eastern Idaho Regional Medical Center, Jolley Electric, Electrical Equipment Company, Inc., Wheeler Electric, Pifer Electric, Inc., G & R Electric, Inc., H.D. Merkley; JOURNEYMAN ELECTRICIAN, Vernon Hulse, Boyd J. Emery, Michael T. McNamara, Gene P. Adamson, Rich C. Butler, Phillip O. Oakes, Roger H. Sandberg, Randy Peterson, Dick Wheeler, Jeffrey L. Wheeler, Douglas Wheeler, Randy Norman, Jerry Lindsay, Kay Thurman, Bobby Dean Smout, Jeffrey Shearer, Carl Lynn Shearer, F. Irving Shearer, Arden Ricks, Doug Hilde, Neal W. Pifer, Richard M. Storer, H.D. Merkley, Allen G. Landon, Ivan Jolley, Robert S. Jones, Robert DeLong, Wayne A Gray; APPRENTICE ELECTRICIAN, Mike D. Smith, Rodney Tirrell, Jon Rick Malan, Tracy Toller, Kevin L. Wood; MASTER PLUMBER, Terry Plumbing & Heating, Bates Plumbing, Atlas Mechanical, John E. Jorgensen, B & G Plumbing & Heating, Harris Plumbing, Fisher Plumbing, Sargent Mechanical, Inc., Modern Plumbing & Heating; SPRINKLING SYSTEM CONTRACTOR, Woodland Landscaping, Swiss Precision Landscaping, Elmar Corporation; WATER CONDITIONING CONTRACTOR, Culligan Water Conditioning, Inc., Crystal Clear Water Treatment Company; JOURNEYMAN PLUMBER, Kent Rolfe, Randy Rolfe, Rex Rolfe, Lester M. Fisher, Robert Fisher, Terry Trujillo, Bartell Sargent, Max R. Sargent, Lynn Harris, Michael J. Cook, Kurt Eldam, Gary Park, John E. Jorgenson, Tod Trillhaase, Floyd Vance, Vern C. Hutchens, Boyd Terry, Jim Wood, Larry Bates, Richard Martin, Larry Turpin, Dale Terry; HEATING & COOLING CONTRACTOR, Modern Plumbing & Heating, Conan, Inc., Judd's Heating, Amcor, Inc., B & G Plumbing & Heating, John Beins, Bruce Siebold, Sargent Mechanical, Inc., Louis Roser Company, Suburban Van Gas, Lewis Mechanical Metal Works, Valley Sheet Metal; JOURNEYMAN HEATING & COOLING, Robert Scarr, Jay Rowley, John Beins, Kay Covert, Bruce Siebold, Glen Roser, Max Sargent, Ira Waters, Martin Chapin, Vern Hutchens, Dale

Mathews, David Jennings, Steven Nelson, Jack Caldwell, Gary Rasmussen, Gary Schults,
Lewis Bird, Marvin Pitman, Bruce Morgan, Michael Abbleglen, Del Russell, LaMont Lewis,
Leland Lewis, David Judd, Randy Madsen, Rex Rolfe, Ernie Placencia; APPRENTICE

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HEATING & COOLING, Jerold Adams with Adams Heating & A/C; BUILDING CONTRACTOR, Wallcraft Construction Company, School District #91, Clark Drywall, M. Voigt Construction, Richard Hank's Construction, Cannon Builders, Inc., Freitas-Lancaster, Inc., Brennan Construction Company, Inc., Deck, Inc., Valley Glass Company, Gardner Builders, Skidmore Construction & Millwork, David C. Millar Construction, Besor Construction, Inc., Herring Construction Company, Q-Span Builders, Orner Home Improvements, Wright Roofing, Reed Olsen, Ruskal Construction, Inc., DAFAB Services Construction, Commercial Development Company, Inc., Randolph Builders, Briggs Roofing Company, Intermountain Hospitality, Inc., A&B Christensen Construction, Ted Hill Construction, Inc., C&H Construction, Inc., Kreizenbeck Constructors, Inc., Campbell's Home Improvement, Crezee Construction, Inc., Ormond Builders, Inc., Wilcox Construction Company, Acoustic Specialties, Inc., Neahl Johnson, Ray's Construction, Nelson Building & Remodel, Edward Janes, B&W Construction, Bob Krah Cabinets, Arave Construction, Shively Construction, Four E Construction, Bill's Carpentry & Construction, Tam & Jensen Construction Company, Harris Construction, Zimmerman Construction, Shilo Inn, Hughes Roofing Company, Grayson Builders, Inc., Nave Glass Work, Bell's Construction & Millwork, Grimmatt Building & Supply, Frame Construction Company and Kofoed Construction, were presented carrying all required Department approvals. It was moved by Councilman Erickson, seconded by Wood, that these licenses be issued. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, and Wood; No, none; carried.

TO BE CONSUMED ON THE PREMISES BEER license applications for Godfather's Pizza, Eagle's Lodge, Matador Lounge, Sandpiper, R&R Bar, Charlie's Pub and Grill, and NOT TO BE CONSUMED ON THE PREMISES BEER license applications for Fearless Farris Stinker Station, Midget Market, Payless Drug Store, Edward Farmer's Market, Holiday Market, Farmer Jack (Yellowstone), Bucks, Save Fast Gas, Nave Sinclair, Made in Idaho, Ray's Minit Market, Ole's Market and Buttrey's Food & Drug, were presented carrying all required approvals. It was moved by Councilman Erickson, seconded by Wood, that these beer licenses be issued. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Wood, and Chandler; No, none; carried.

The City Clerk asked for Council ratification of the issuance of BARTENDER permits to James M. Olzak, Donna Chyllia Duncan, Wayne Allen Wolfe, David Bensen, Joseph Somerville, Mary Terisa Wheeler, James Larry Fuller, Candie Lisa DeLong, Kerry Jo Davies, Daniel Scott Blair, Michale Shawn Malone; BEER TO BE CONSUMED ON THE PREMISES licenses to Sneeker's LTD, Chi-Chi's Restaurant of Idaho Falls; DANCE HALL license to Riverstreet Grill; LIQUOR licenses to Riverstreet Grill and Chi-Chi's of Idaho Falls; LIQUOR CATERING PERMIT to Sandpiper; POOL HALL license to Sneeker's LTD; RESTAURANT license to Chi-Chi's of Idaho Falls, Inc.; SECOND HAND STORE license to Just's About New and WINE BY THE DRINK license to Sneeker's LTD. It was moved by Councilman Erickson, seconded by Wood, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Wood, and Chandler; No, none; carried.

The City Clerk asked for Council ratification of the publishing of a legal notice calling for a rezoning hearing to be held on December 22, 1987. It was moved by Councilman Wood, seconded by Deist, that this action be duly ratified. Roll call as follows: Ayes, Councilmen Deist, Hovey, Wood, Chandler, and Erickson; No, none; carried.

From the Parks and Recreation Department, came this memo:

DECEMBER 10, 1987

City of Idaho Falls
December 8, 1987

MEMORANDUM

ATTENTION: Honorable Mayor and City Council
FROM: John Johnson, Director of the Parks and Recreation
Division
SUBJECT: AUTHORIZATION TO ACCEPT ARCHITECT

The Division of Parks and Recreation respectfully requests the Mayor and City Council to authorize the hiring of Craig W. Johnson, Landscape Architect, for the Westbank Beautification Project, subject to his having an Idaho license.

s/ John Johnson

Councilman Deist explained that the committee had interviewed three persons for this position, but they did not qualify. He said that Mr. Johnson is highly recommended and is currently licensed in the State of Minnesota. It was moved by Councilman Deist, seconded by Councilman Erickson, that the Mayor and Council authorize the Parks and Recreation Department to hire Craig Johnson for landscaping of the Greenbelt Project. Councilman Deist added that this would also include a rough plan for the west bank of the river from Broadway Bridge to Pancheri Bridge. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, Erickson, and Deist; No, none; carried.

This memo from the City Planner was then read:

City of Idaho Falls
December 8, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: FINAL PLAT AND DEVELOPMENT AGREEMENT - SHILO
INN SUBDIVISION

Attached is a copy of the Final Plat and the Development Agreement for the above-named subdivision. This property is located adjacent to Lindsay Boulevard and is currently within the City limits and is zoned HC. This is a one (1) lot subdivision approximately 7-1/2 acres in size and is being platted inasmuch as the property is currently a Metes and Bounds legal description.

The Planning Commission, at a recent meeting, unanimously recommended approval. This Department concurs with that recommendation and this matter is now being submitted for your consideration.

s/ Rod Gilchrist

It was moved by Councilman Wood, seconded by Deist, that the Council accept the final plat of Shilo Inn Subdivision and authorize the Mayor, City Clerk, and City Engineer to sign the

plat. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, and Hovey;
No, none; carried.

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It was then moved by Councilman Wood, seconded by Deist, that the Council accept the development agreement for Shilo Inns and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

From the Electrical Engineer, came this memo:

City of Idaho Falls,
December 9, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Steve Harrison
SUBJECT: DECK RAISING CONTRACT

Attached is a copy of change order #2 for the York Bridge Deck Raising contract associated with the Gem State Project. Supporting information together with CH2M Hill's explanatory memo is attached.

CH2M Hill and the Electric Division recommends approval of this \$144,033.95 change order.

s/ G.S. Harrison

Councilman Hovey reviewed the major items which necessitated this change order. It was moved by Councilman Hovey, seconded by Wood, that Change Order #2 on the York Bridge Deck Raising Contract be approved in the amount of \$144,033.95. Roll call as follows: Ayes, Councilmen Deist, Hovey, Wood, Chandler, and Erickson; No, none; carried.

This memo from the Public Works Director was then read:

City of Idaho Falls
December 9, 1987

MEMORANDUM

ATTENTION: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: PUBLIC RIGHT-OF-WAY USE PERMIT ORDINANCE

Attached is a proposal ordinance governing excavation, construction and repair in the public right-of-way. This ordinance was necessitated by changes required in the permit issued for such work and other related requirements. The ordinance has been prepared by the City Attorney and reviewed by the Engineering staff.

It is the recommendation of Public Works that the ordinance be approved and the Mayor be authorized to sign the necessary documents.

Respectfully,
s/ Chad Stanger

The City Attorney read the following caption of Ordinance #1892:

DECEMBER 10, 1987

ORDINANCE NO. 1892

AN ORDINANCE ENACTING TITLE 9, CHAPTER 11, CITY CODE OF IDAHO FALLS, IDAHO; REQUIRING A PERMIT FOR CONSTRUCTION, REPAIRS AND EXCAVATIONS WITHIN STREETS, ALLEYS, EASEMENTS AND OTHER PUBLIC RIGHTS-OF-WAY OF THE CITY; PROVIDING THAT CONSTRUCTION, REPAIR AND EXCAVATION PERMITS CLEARLY DEFINE THE AREAS IN WHICH WORK PRIVILEGES ARE GRANTED; DEFINING VARIOUS TERMS USED IN THE ORDINANCE; REQUIRING LIABILITY INSURANCE FOR THE ISSUANCE OF PERMITS; REQUIRING NOTICE TO THE CITY ENGINEER PRIOR TO COMMENCEMENT AND RECOMMENDATION OF CONSTRUCTION, REPAIRS AND EXCAVATIONS; REQUIRING BACKFILLING OF EXCAVATIONS; REQUIRING PERMITTEES TO PROVIDE AND MAINTAIN SAFEGUARDS AT CONSTRUCTION, REPAIR AND EXCAVATION SITES; SETTING FORTH THE TIME IN WHICH TO COMPLETE REPAIRS; PROVIDING FOR REPAIRS BY THE CITY AND FOR CHARGING THE COST THEREOF OF PERMITTEES; MAKING VIOLATIONS OF THIS ORDINANCE A MISDEMEANOR; PRESERVING PROSECUTION UNDER PRIOR ORDINANCES; PROVIDING FOR EFFECTIVE DATE OF THE ORDINANCE.

The foregoing ordinance was presented in title. It was moved by Councilman Deist, seconded by Chandler, that the provisions of Section 50-902 of the Idaho Code requiring all ordinances to be fully and distinctly 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 READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Wood, and Chandler; 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 Erickson, Deist, Hovey, Wood, and Chandler; No, none; carried.

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

City of Idaho Falls
December 1, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director

SUBJECT: 1987 SEWER LINE REPLACEMENT CONTRACT, PROJECT
NOS. 9B-190, 9B-191, 9B-192, CHANGE ORDER NO. 1

DECEMBER 10, 1987

Attached is Change Order No. 1 to the 1987 Sewer Line Replacement Contract awarded to H-K Contractors, Inc. This change in work, quantities and cost were necessitated by conditions unforeseen by the City prior to award and not included in the contract pricing.

Only a minor portion of a rock tunnel was shown in the work description. This work was located in an area with adequate access and minimal interference from other utilities. However, the tunnel was much more extensive than anticipated, filled with raw sewage, and required the use of time consuming and costly rock removal procedures. The unpredictable nature of this work made it impossible to establish unit process without the inclusion of costly contingency amounts and delays in the schedule. Consequently, the contractor was authorized to proceed with the additional work based upon a time and material basis.

Public Works requests ratification of the decision by the Public Works Director to proceed with the work upon this basis and approval of the attached Change Order No. 1 authorizing the Mayor to sign the necessary documents.

Respectfully,
s/ Chad Stanger

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

Still, from the Public Works Director, this memo was presented:

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: 1987 WATER LINE REPLACEMENT CONTRACT PROJECT
NO.S 12A-145, 12A-146, 12A-147, 12A-176, 12A-177a
AND 12A-177B

Attached is Change Order No. 1 to the 1987 Water Line Replacement Contract awarded to H-K Contractors, Inc. The additional work and time requested via this Change Order No. 1 are the result of conditions unanticipated by the City prior to award.

The City was unable to supply the fittings required at the Holmes Avenue/Cleveland Street connection because the type of connection and materials discovered upon excavation were different than previously thought. This situation required the contractor to back-fill and re-excavate, plus a time delay of three (3) days while the City supplied the necessary materials.

Public Works requests approval of the attached Change Order No. 1 in the amount of \$1,210.00 plus a three (3) day extension to the contract date and authorization for the Mayor to sign the necessary documents.

Respectfully,
s/ Chad Stanger

DECEMBER 10, 1987

It was moved by Councilman Deist, seconded by Chandler, that Change Order #1, in the amount of \$1,210.00 plus a three day extension to the contract be approved and the Council authorize the Mayor to sign the necessary documents. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, Erickson, and Deist; No, none; carried.

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

City of Idaho Falls
December 2, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: PROFESSIONAL SERVICES AGREEMENT SUSPENDED
SEWER CROSSING LINING

Attached is a proposed engineering services agreement between the City of Idaho Falls and CH2M Hill, Inc. The agreement authorizes CH2M Hill to provide the engineering services for lining the suspended sewer river crossing located north of the Pancheri Bridge.

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

Respectfully,
s/ Chad Stanger

It was moved by Councilman Deist, seconded by Chandler, that CH2M Hill be authorized to provide the engineering services for this project and the Mayor be authorized to sign the necessary documents. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

This memo from the Municipal Services Director was then read:

City of Idaho Falls
December 8, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUTHORIZATION TO BID - FIRE HOSE AND EQUIPMENT

The Municipal Services Division, in concurrence with the Fire Department,, respectfully request authorization from the Mayor and City Council to advertise and receive bids for Fire Hose and Equipment.

Respectfully submitted,
s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Hovey, that authorization be given as requested. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

Another memo from the Municipal Services Director was then read:

DECEMBER 10, 1987

City of Idaho Falls
December 8, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID NO. IF-88-6, TWO (2) NEW TWENTY (20) CUBIC YARD
REFUSE BODIES - HAND LOAD

Attached is a Tabulation of Bids for Bid No. IF-88-6, Two (2) New 1988 Twenty (20) Cubic Yard Refuse Bodies - Hand Load.

It is the recommendation of the Municipal Services Division, in concurrence with the Public Works Division, to accept the apparent low bid of Tesco Williamsen of Boise, Idaho. They will furnish two (2) Wayne Engineering Royal GT20 Hypax for an amount of \$17,950.00 each, without trade-in. The total purchase amount for two (2) refuse bodies is \$35,900.00.

Respectfully submitted,
s/ S. Craig Lords

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

Next, from the Municipal Services Director, this memo was presented:

City of Idaho Falls
December 8, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID NO. IF-88-5, TWO (2) NEW 1988 CAB AND CHASSIS
FOR TWENTY (20) CUBIC YARD REFUSE BODIES

Attached is a Tabulation of Bids for Bid No. IF-88-5, Two (2) New 1988 Cab and Chassis for Twenty (20) Cubic Yard Refuse Bodies.

It is the recommendation of the Municipal Services Division, in concurrence with the Public Works Division, to reject all bids received and request authorization from the Mayor and City Council to rebid.

Respectfully submitted,
s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Hovey, that these bids be rejected and authorization given to re-advertise. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Wood, and Chandler; No, none; carried.

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

DECEMBER 10, 1987

City of Idaho Falls
December 8, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID NO. IF-88-7, TEN (10) NEW 1988 FOUR DOOR POLICE
SEDANS AND TWO NEW 1988 FOUR DOOR DETECTIVE
SEDANS

It is the recommendation of the Municipal Services Division, in concurrence with the Police Division to accept the apparent low bid of Ellsworth Brothers, Inc. of Idaho Falls, to furnish the Ten (10) New 1988 Dodge Diplomats (eight black and white sedans and two radar sedans) for the total amount of \$121,502.00, with trade-ins. This amount includes the following add or deduct options: eight black and whites--roof wiring \$42,00 each-- cloth front seat and vinyl rear seat \$79.0 each--two radar cars--spotlight \$97.00 each, (deduct) single paint color \$234.00 each, (deduct) special locks \$26.00 each.

It is also recommended that we accept the alternate bid of Smith Chevrolet, Inc. of Idaho Falls, to furnish two detective sedans--Chevrolet Corsicas for a total amount for both cars of \$21,337.64, with trade-ins.

Respectfully submitted,
s/ S. Craig Lords

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

From the Municipal Services Director came this memo:

City of Idaho Falls
December 8, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID NO. IF-88-3, COMPUTER-CONTROLLER AUTOMATIC
WATT-HOUR METER CALIBRATION SYSTEM

Attached is the tabulation of bids for Bid No. IF-88-3, Computer-Controller Automatic Watt-Hour Meter Calibration System.

It is the recommendation of the Municipal Services Division, in concurrence with the Electric Division, to accept the low responsive bid of Dowty RFL Industries, Inc. of Boonton, New Jersey, for a total amount of \$46,756.00. This price includes: Item No. 2--Universal A Base for \$2,600.00, Option 4--

Detachable Keyboard for \$420.00, Option 6--Printer for \$700.00, and Option 7--
- RM--10 Interface for \$2,000.00.

Respectfully submitted,
s/ S. Craig Lords

DECEMBER 10, 1987

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

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

City of Idaho Falls
December 8, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: CHARGE OFF-UNPAID UTILITY ACCOUNTS - 1983

The Municipal Services Division respectfully requests authorization from the Mayor and City Council to charge off as uncollectable, all utility accounts that were finaled in 1983, which includes, but is not limited to, bankruptcies, skips, deceased persons, and those with no assets. These accounts total \$94,783.91, which is .4053% of sales for that year.

All accounts, except bankruptcies, will remain with the collector in case financial circumstances change.

Respectfully submitted,
s/ S. Craig Lords

There being no questions, it was moved by Councilman Chandler, seconded by Hovey, that these accounts be charged off as recommended. Roll call as follows: Ayes, Councilmen Deist, Hovey, Wood, Chandler, and Erickson; No, none; carried.

Mayor Campbell stated that he has appointed Georgeanne Merrill to replace Don Williams on the Planning Commission. It was moved by Councilman Erickson, seconded by Wood, that this appointment be confirmed. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, Erickson, and Deist; No, none; carried.

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

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