

MARCH 25, 2010

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, March 25, 2010, in the Council Chambers in the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho at 7:30 p.m.

There were present:

Mayor ProTem Ida Hardcastle
Councilmember Ken Taylor
Councilmember Thomas Hally
Councilmember Michael Lehto
Councilmember Sharon D. Parry
Councilmember Karen Cornwell

Absent was:

Mayor Jared D. Fuhriman

Also present:

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

Mayor ProTem Hardcastle requested Boy Scout Austin Staker to lead those present in the Pledge of Allegiance.

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

CONSENT AGENDA ITEMS

The City Clerk requested approval of the Minutes for the March 9, 2010 Council Work Session and the March 11, 2010 Regular Council Meeting.

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

The Public Works Director submitted the following memo:

City of Idaho Falls
March 22, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AUTHORIZATION – SEAL COAT, 2010

Public Works requests authorization to advertise to receive bids for Seal Coat, 2010.

s/ Chad Stanger

MARCH 25, 2010

It was moved by Councilmember Taylor, seconded by Councilmember Parry, to approve the Consent Agenda in accordance with the recommendations presented. Roll call as follows:

Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Hally
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto

Nay: None

Motion Carried.

REGULAR AGENDA

The Airport Director submitted the following memo:

City of Idaho Falls
March 12, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Len Nelson, Airport Director
SUBJECT: AIRPORT LEASE AGREEMENT – MICRO TOOL, INC.

Attached for City Council approval is the Airport Lease Agreement for Micro Tool, Inc. The hangar is located at 2751 Foote Drive, Idaho Falls, Idaho. All other terms and conditions of the lease remain the same.

Shan Perry, Assistant City Attorney, has approved said lease.

The Airport Division recommends approval and requests the Mayor be authorized to execute the documents.

s/ Len Nelson

It was moved by Councilmember Cornwell, seconded by Councilmember Taylor, to approve the Airport Lease Agreement with Micro Tool, Inc. for a hangar located at 2751 Foote Drive and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Taylor
Councilmember Hardcastle
Councilmember Cornwell
Councilmember Hally
Councilmember Parry

Nay: None

MARCH 25, 2010

Motion Carried.

The Idaho Falls Power Director submitted the following memo:

City of Idaho Falls
March 22, 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 is a Confirmation Agreement to purchase power from Cargill for August 2010. The agreement is for 5 megawatts flat at \$50.50 per megawatt hour. The total cost is \$187,860.00.

Idaho Falls Power respectfully requests ratification of the Confirmation Agreement.

s/ Jo Elg

It was moved by Councilmember Lehto, seconded by Councilmember Parry, to ratify the Confirmation Agreement to purchase power from Cargill for August 2010 for 5 megawatts flat at \$50.50 per megawatt hour, for a total cost of \$187,860.00. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Lehto
Councilmember Cornwell
Councilmember Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memos:

City of Idaho Falls
March 16, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: PURCHASE TRAFFIC STRIPING PAINT

Municipal Services, in concurrence with the Public Works/Engineering Sign Department, respectfully requests authorization to purchase additional Traffic Striping Paint from the City of Idaho Falls Bid IF-09-17. This bid was awarded on May 14, 2009, to Ennis Paint, Inc. At this time, we would like to purchase the required paint for a lump sum total amount of \$33,250.00. The Vendor has confirmed that they will honor the bid prices for the additional paint.

s/ S. Craig Lords

MARCH 25, 2010

It was moved by Councilmember Taylor, seconded by Councilmember Parry, to give authorization to purchase the required Traffic Striping Paint for a lump sum total amount of \$33,250.00 from Ennis Paint, Inc. per City of Idaho Falls Bid IF-09-17. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

City of Idaho Falls
March 16, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: REQUEST TO PURCHASE TWO (1) ½-TON 4 X 4 EXTENDED CAB PICKUPS PER BID IF-10-10

Because of the notice just received from Idaho Falls Power that they were not going to be able to purchase the required two pickups with a grant for electric vehicles, Municipal Services respectfully requests authorization to purchase two (2) additional pickups from City of Idaho Falls Bid IF-10-10. The two units would be per Bid Item Number III for a ½-Ton 4 X 4 Extended Cab, Short Wheelbase Pickup in the amount of \$20,378.00 each. The original bid was awarded on March 11, 2010 to Smith Ford-Mercury. The vendor has agreed to extend the price for this purchase.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Parry, to give authorization for the Municipal Services Division to purchase two (2) additional pickups from the City of Idaho Falls Bid IF-10-10 per Bid Item Number III for a ½-Ton 4 X 4 Extended Cab, Short Wheelbase Pickup in the amount of \$20,378.00 each from Smith Ford-Mercury. Roll call as follows:

Aye: Councilmember Hally
Councilmember Hardcastle
Councilmember Parry
Councilmember Lehto
Councilmember Taylor
Councilmember Cornwell

Nay: None

MARCH 25, 2010

Motion Carried.

City of Idaho Falls
March 16, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: APPOINTMENT OF CITY AUDITORS

Attached for your consideration is the audit proposal from Rudd and Company PLLC for the audit of the City for the fiscal year ending September 30, 2010.

Municipal Services respectfully requests the approval to have Rudd and Company PLLC perform the annual audit for \$39,850.00.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Parry, to accept the audit proposal from Rudd and Company PLLC for the audit of the City of Idaho Falls for the Fiscal Year ending September 30, 2010 in the amount of \$39,850.00 and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Parry
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

City of Idaho Falls
March 16, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: APPOINTMENT OF ELECTRIC LIGHT FUND AUDITORS

Attached for your consideration is the audit proposal from Moss Adams LLC for the audit of the City's Electric Light Fund for Fiscal Year ending September 30, 2010.

Municipal Services respectfully requests the approval of Moss Adams LLC to audit the Electric Fund for \$49,000.00, plus out of pocket travel expenses.

s/ S. Craig Lords

MARCH 25, 2010

It was moved by Councilmember Taylor, seconded by Councilmember Parry, to accept the audit proposal from Moss Adams LLC for the audit of the City's Electric Light Fund for Fiscal Year ending September 30, 2010 for the amount of \$49,000.00 plus out of pocket travel expenses and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Hally
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
March 22, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: PLACEMENT OF BOILER AND MACHINERY AND PROPERTY
COVERAGE FOR ALL HYDRO PROJECTS

It is respectfully requested that Mayor and Council authorize the binding of the City's insurance coverage for all of the hydro projects. The premium for the year beginning April 29, 2010 is \$186,415.00 with Starr Tech-Ace American Insurance Company. Fred A. Moreton and Company is the Broker.

s/ S. Craig Lords

Councilmember Taylor explained that this is a \$19,000.00 decrease in premium from the prior year. It was moved by Councilmember Taylor, seconded by Councilmember Parry, to bind the City's insurance coverage for all of the hydro projects with Starr Tech-Ace American Insurance Company beginning April 29, 2010 for the premium amount of \$186,415.00, with Fred A. Moreton and Company as the Broker. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Taylor
Councilmember Hardcastle
Councilmember Cornwell
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

The Public Works Director submitted the following memo:

MARCH 25, 2010

City of Idaho Falls
March 16, 2010

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AWARD - 17TH STREET AND HOLMES AVENUE
INTERSECTION RECONSTRUCTION

On March 9, 2010, bids were received and opened for the 17th Street and Holmes Avenue Intersection Reconstruction Project. A tabulation of the bid results is attached.

Public Works recommends award to the low bidder, HK Contractors, Inc., in an amount of \$239,148.85; and, authorization for the Mayor and City Clerk to sign the contract documents.

s/ Chad Stanger

Councilmember Lehto requested the Public Works Director to come forward to give a further explanation of the project. The Public Works Director stated that this project involves the replacement of the traffic signal loops in the pavement and the replacement of pavement. This project was not scheduled in this year's budget, but the traffic loops were failing. Due to this project being moved forward in the capital improvement plan, less overlay will be considered for this budget year.

The Idaho Falls Power Director appeared to give a further explanation of how traffic signal loops work.

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to accept the bid from HK Contractors, Inc. in the amount of \$239,148.85 to complete the 17th Street and Holmes Avenue Intersection Reconstruction Project and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Lehto
Councilmember Cornwell
Councilmember Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

Mayor ProTem Hardcastle requested Councilmember Parry to conduct Annexation Proceedings for Township Road Church Addition, Division No. 2. At the request of Councilmember Parry, the City Clerk read the following memo from the Planning and Building Director:

MARCH 25, 2010

City of Idaho Falls
March 8, 2010

MEMORANDUM

TO: Mayor and Council
FROM: Renee R. Magee, Planning and Building Director
SUBJECT: ANNEXATION, INITIAL ZONING OF R-1, AND FINAL PLAT -
TOWNSHIP ROAD CHURCH ADDITION, DIVISION NO. 2

Attached are the Annexation Agreement, Annexation Ordinance, and Final Plat for Township Road Church Addition, Division No. 2. The plat is located north and immediately adjacent to Township Road, east of 15th East (St. Clair Road) and west of Stanfield Lane. Most of this plat, 7.2 acres, has been previously annexed and zoned R-1. The request is to annex an additional 1.3 acres with the initial zoning of R-1. The Planning Commission considered this request at its January 19, 2010 Meeting and recommended approval with conditions which have been incorporated into the plat and Annexation Agreement. Staff recommends approval of the annexation, initial zoning of R-1, and plat. This request is now being submitted to the Mayor and City Council for consideration.

s/ Renee R. Magee

The Planning and Building Director located the subject area on a map and further explained the request. Following is a list of exhibits used in connection with this annexation request:

Slide 1	Vicinity Map showing surrounding zoning
Slide 2	Aerial Photo
Slide 3	Aerial Photo – Close Up
Slide 4	Comprehensive Plan
Slide 5	Final Plat under consideration
Slide 6	Site Photo of site including dwelling
Slide 7	Site Photo looking north across site
Slide 8	Site Photo looking west from site along Township Road
Slide 9	Site Photo of home on Township Road south of site
Exhibit 1	Vicinity map with zoning
Exhibit 2	Aerial Photo with annexation illustrated
Exhibit 3	Aerial photo with preliminary plats
Exhibit 4	Copy of Final Plat
Exhibit 5	Planning Commission Minutes dated January 19, 2010
Exhibit 6	Staff Report dated January 19, 2010

The Planning and Building Director gave an explanation of how the streets would be developed around this area as further development occurs. At the present time, two accesses will be provided by the church onto Township Road. On the Final Plat, an easement for a roadway is being provided through Lot 2 to develop a street for access to the church. When the streets are developed, one of the accesses will be closed on Township Road.

There being no further discussion either in favor of or in opposition to this annexation request, Mayor ProTem Hardcastle closed the public hearing.

MARCH 25, 2010

It was moved by Councilmember Parry, seconded by Councilmember Taylor, to approve the Annexation Agreement for Township Road Church Addition, Division No. 2 and, further, give authorization for the Mayor and City Clerk to sign said Agreement. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Parry
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

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

ORDINANCE NO. 2834

TOWNSHIP ROAD CHURCH ADDITION, DIVISION NO. 2

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS, IDAHO; DESCRIBING THESE LANDS; REQUIRING THE FILING OF THE ORDINANCE AND AMENDED CITY MAP AND AMENDED LEGAL DESCRIPTION OF THE CITY WITH THE APPROPRIATE COUNTY AND STATE AUTHORITIES; AND ESTABLISHING EFFECTIVE DATE.

The foregoing Ordinance was presented by title only. Councilmember Parry moved, and Councilmember Taylor 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 sign the necessary documents. Roll call as follows:

Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Hally
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto

Nay: None

Motion Carried.

MARCH 25, 2010

A public hearing was conducted to consider the initial zoning of the newly annexed area. There being no discussion, it was moved by Councilmember Parry, seconded by Councilmember Taylor, to establish the initial zoning for Township Road Church Addition, Division No. 2 as R-1 (Single Family Residential) Zoning as presented, that the comprehensive plan be amended to include the area annexed herewith, and that the City Planner be instructed to reflect said annexation, zoning and amendment to the comprehensive plan on the comprehensive plan and zoning maps located in the Planning Office. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Lehto
Councilmember Cornwell
Councilmember Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

It was moved by Councilmember Parry, seconded by Councilmember Taylor, to accept the Final Plat for Township Road Church Addition, Division No. 2 and, further, give authorization for the Mayor, City Engineer, and City Clerk to sign the Final Plat. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

There being no further business, it was moved by Councilmember Cornwell, seconded by Councilmember Lehto, that the meeting adjourn at 7:55 p.m.

CITY CLERK

MAYOR
