

JUNE 25, 1987

The City of Idaho Falls met in Recessed Regular Council Meeting, Thursday, June 25, 1987, in the Council Chamber in Idaho Falls, Idaho. There were present: Mayor Tom Campbell; Councilmen Ralph Wood, Art Chandler, Melvin Erickson, West Deist, Paul Hovey, and Sam Sakaguchi. Also present: Velma Chandler, City Clerk; Dale Storer, City Attorney, and all available Division Directors.

A summary of the minutes of the last Regular Council Meeting held June 4, 1987, was read and the minutes approved as amended.

Mayor Campbell displayed a plaque which had been presented to the City of Idaho Falls at the AIC Convention, for the City's early adoption of the Model Conservation Standard Program.

Mayor Campbell welcomed Police Captain Kay Simmons and thanked him for his attendance.

Mayor Campbell honored Eagle Scout Justin Watkins. He presented him with a Certificate of Appreciation and wished him well in his future endeavors. Justin then received a congratulatory handshake from all City Officials around the Council Table.

The Mayor declared open a public hearing which had been legally advertised to consider a final development plan for Parkwood Addition, Division No. 1. Councilman Wood informed the Councilmembers that the Developer had withdrawn his request, therefore, no action was necessary.

Mayor Campbell then declared open a public hearing to consider variance extensions for School District No. 91 and then asked Councilman Wood to conduct the hearing.

At the request of Councilman Wood, the City Clerk read this memo:

City of Idaho Falls
June 23, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: REQUEST FOR VARIANCE EXTENSIONS

Attached are requests from School District No. 91 to extend one (1) more school year, permission to leave mobile homes (portable classrooms) at the following schools:

1. One (1) at the District Warehouse
2. One (1) at Clair E. Gale Junior High School
3. One (1) at Edgemont Elementary School
4. Two (2) at Eagle Rock Junior High School

This request is made necessary because of overcrowding situations in the classrooms. This Department concurs with these requests and recommends approval as submitted.

s/ Rod Gilchrist

No one appeared either for or against this request. It was moved by Councilman Wood, seconded by Deist, that these variances be granted for one more school year. Roll call as

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

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The Mayor then declared open a public hearing to consider the placement of mobile units at Longfellow and Westside Schools and asked Councilman Wood to also conduct this hearing. At the request of Councilman Wood, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls
June 23, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: REQUEST FOR VARIANCE TO PLACE MOBILE HOME
UNITS AT LONGFELLOW SCHOOL AND WESTSIDE
SCHOOL

Attached is a copy of a request from School District No. 91 to station a relocatable modular classroom (mobile home unit) at Longfellow Elementary School. Also, attached is a copy of a request to move a mobile classroom unit to the Westside School site from Longfellow location. This request is made necessary to provide for additional classrooms at Longfellow and Westside Elementary Schools.

s/ Rod Gilchrist

It was moved by Councilman Wood, seconded by Deist, that this request be approved for one school year. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

Mayor Campbell then declared open a public hearing to consider an appeal from a decision of the Board of Adjustment concerning a variance for Boise Cascade Corporation. He asked Councilman Wood to conduct the hearing. Councilman Wood asked the City Clerk to read the following memo:

City of Idaho Falls
June 23, 1987

MEMORANDUM

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

Attached is a copy of a request for a variance submitted by Boise Cascade Corporation, 1425 North Holmes Avenue. Boise Cascade requested a variance to permit construction of an addition to their existing door-shop building on the northeast corner of their property, which would encroach five feet (5') into the fifty foot (50') overlay setback from Holmes Avenue.

This request was subsequently denied because it was the opinion of the Board that this encroachment into the overlay setback was in violation of the intent of

the Zoning Ordinance and also they did not feel that a hardship had been proven. Also, to allow encroachment into the present overlay zone, setback

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could be highly precedent setting. Boise Cascade Corporation is now appealing this decision.

This Department feels this proposal does not create a serious encroachment into the overlay zone and the requesters have compromised considerably from their earlier request. For this reason, this Department has no objection to this plan as submitted.

This appeal is being submitted at this time for your consideration.

s/ Rod Gilchrist

Councilman Wood asked the City Planner to comment concerning this request. The Planner said that Board of Adjustment members were concerned about the encroachment into the 50-foot overlay zone and, since that time, the Planning Commission has reviewed the request, and they feel that they do not want to allow the overlay zones, but feel that individual requests should be weighed by their own merits. Gilchrist said that he plans to send a copy of the minutes to the members of the Board of Adjustments for future guidance.

Councilman Deist stated that he and the City Planner had surveyed the area and met with the Manager of Boise Cascade Corporation who made several concessions in the building. He said he could see no problem with what is now being accomplished. Councilman Chandler asked the Legal Counsel if action in favor of this might precedent setting. Attorney Storer advised that, if there is good justification and some showing of hardship, this would not be precedent setting. It was moved by Councilman Wood, seconded by Deist, to approve this variance request as submitted. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

Annexation proceedings were then conducted for Shamrock Park Addition, Division No. 6. Councilman Wood asked the City Clerk to read this memo:

City of Idaho Falls
June 23, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: FINAL PLAT, ANNEXATION, AND INITIAL ZONING -
SHAMROCK PARK ADDITION, DIVISION NO. 6

Attached is a copy of the Final Plat, Annexation Ordinance, and Annexation Agreement relative to Shamrock Park Addition, Division No. 6. This property is located on the north side of East Sunnyside Road, south side of East 25th Street between the Cedar Ridge Addition and Park St. Clair Addition. There will be no access to 25th Street from this Division of Shamrock Park. The plat includes approximately 9 acres and is proposed as a residential subdivision with 21 R-1 single-family lots.

The Planning Commission, at their Regular Meeting in May, considered this matter and, at that time, recommended approval of the Final Plat, annexation

to the City, and initial zoning of R-1. This Department concurs with that recommendation and the matter is now being submitted for your consideration.

s/ Rod Gilchrist

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At the request of Councilman Wood, the City Planner further explained the request and located the subject area on a map on the wall. It was moved by Councilman Wood, seconded by Deist, that the Final Plat of Shamrock Park Addition, Division No. 6 be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

It was moved by Councilman Wood, seconded by Deist, that the Council accept the Annexation Agreement for Shamrock Park Addition, Division No. 6, and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

ORDINANCE NO. 1869

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO. (SHAMROCK PARK ADDITION, DIVISION NO. 6)

The foregoing ordinance was presented in title. It was moved by Councilman Wood, seconded by Deist, 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 Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; 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 Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

The Mayor then declared open a public hearing to consider the initial zoning of the newly annexed area. It was moved by Councilman Wood, seconded by Deist, that the initial zoning of Shamrock Park Addition, Division No. 6, be established as R-1, that the comprehensive plan be amended to include the area annexed herewith, and that the City Planner be instructed to reflect said annexing, zoning, and amendment to the comprehensive plan on the comprehensive plan and zoning maps located in his office. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

License applications were presented for AUCTIONEER, Bill Powell, Bob Mann; BARTENDER, Victor F. Ramos, Terri L. Bassett, Sally Jo Ball, Leland J. Johnson; CANDY FACTORY, Kara Intermountain Chocolates; CONCESSION, Tenth Ward, Catholic Youth Organization, Cub Scout Pack No. 150, Idaho Falls Opera Theatre, Municipal Employee's Association, Freedom Birds; FIREWORKS, King's Discount Department Store, Boy Scout Troop No. 345, Golden Dragon (Skyline and Broadway), Golden Dragon (First Street), Golden Dragon (Northgate Mile), Red Devil Fireworks (Country Club Mall), Kenneth Noel, Paul Martin, Sister Cities, Ric G. Bowman (Woodruff and North Yellowstone), Fred Meyers; PHOTOGRAPHER, Nelson Studio; POOL HALL, Jackie's Place; PRIVATE PATROLMAN, Allen Harold Fuger, Roland K. York; MOBILE RESTAURANT, Buttrey Foods; SECOND HAND, Pawnee Sales Company; TAXI OPERATOR, Mary Woods; ELECTRICAL CONTRACTOR, Quality Electrical Constructors, Warrior Electric; JOURNEYMAN ELECTRICIAN, William D. Webb, Doug Hilde, Keith E. Nielson, Phil Baldree; JOURNEYMAN CLASS C, WARM AIR, GAS FITTER, Robert Sims; JOURNEYMAN CLASS D, GAS FITTER, Jay Rowley; WATER

SOFTENER INSTALLER, Hyde Water Conditioning; and a CLASS B BUILDING CONTRACTOR, Harris Construction Company, carrying all required Department approvals.

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

The City Clerk asked for Council ratification of issuing BARTENDER PERMITS to Steve J. Hernandez and Kandle A. Caldwell; CONCESSION AND MOVIE THEATRE licenses to Centre Theatre; MOBILE RESTAURANT license to R & R Mobile Kitchens; PRIVATE PATROLMAN license to William O. Howard; and a LIQUOR CATERING PERMIT to Bonneville Lounge. It was moved by Councilman Erickson, seconded by Wood, that these previous actions be duly ratified. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

A TO BE CONSUMED ON THE PREMISES BEER license application for Jackie's Place was presented. It was moved by Councilman Erickson, seconded by Wood, that this license be issued. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

The City Clerk asked for Council ratification of the issuance of a TO BE CONSUMED ON THE PREMISES BEER license to Diamond Concession. It was moved by Councilman Erickson, seconded by Wood, that this previous action be ratified. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

The City Clerk asked for Council ratification of the publishing of legal notices calling for two of the hearings held this night. It was moved by Councilman Wood, seconded by Deist, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, None; carried.

This memo from the Public Works Director was then presented:

City of Idaho Falls
June 24, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AWARD - 1987 WATER LINE REPLACEMENTS

Bids have been received and opened on the 1987 Water Line Replacements. The sole bid received was that of H-K Contractors, Inc. for a total amount of \$159,228.00.

The bid documents provided by H-K Contractors, Inc. contained a mathematical error in quantity extension on Item No. 609.05.2, "Replace and/or Install Service Lines." Correction of this error results in a decrease in the total bid amount of \$5,490.00.

It is the recommendation of Public Works that the City Council award the bid to H-K Contractors, Inc. for an adjusted total amount of \$153,738.00 and authorize the Mayor to sign the appropriate documents.

Respectfully,
s/ Chad Stanger

JUNE 25, 1987

There being no comment nor questions, it was moved by Councilman Sakaguchi, seconded by Deist, that the Council award the bid to H-K Contractors in the amount of \$153,738.00 and authorize the Mayor and City Clerk to sign the documents. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

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

City of Idaho Falls
June 24, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: LINCOLN ROAD PROJECT - CHANGE ORDER NO. 7 AND
QUANTITY VARIANCE REQUEST NO. 2

Attached are copies of Change Order No. 7 and Quantity Variance Request No. 2 for the Lincoln Road Project.

Change Order No. 7, for \$600.00, represents the amount needed to install an additional light on the project. This item is non-participating with the State of Idaho.

Quantity Variance Request No. 2 for an estimated \$61,064.00 represents the amount needed for additional base material and asphalt to construct the project as designed. This item is participatory with the State of Idaho.

Public Works recommends approval of the described changes and authorization for the Mayor to sign the necessary documents.

Respectfully,
s/ Chad Stanger

There being no questions or objections, it was moved by Councilman Sakaguchi, seconded by Deist, that the Change Order and Quantity Variance Request both be approved and the Mayor and City Clerk be authorized to sign the necessary documents. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

From the City Planner, came this memo:

City of Idaho Falls
June 23, 1987

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist
SUBJECT: FINAL PLAT AND DEVELOPMENT AGREEMENT, CHAFFIN
ADDITION, DIVISION NO. 3

Attached is a copy of the Final Plat and Development Agreement of the above-described property. This property was previously annexed to the City prior to platting and zoning C-1.

JUNE 25, 1987

The Planning Commission, at a previous meeting, reviewed this matter and unanimously recommended approval of the Final Plat. This Department concurs with that recommendation and the matter is now being submitted for your consideration.

s/ Rod Gilchrist

It was moved by Councilman Wood, seconded by Deist, that the Council accept this Final Plat and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

It was then moved by Councilman Wood, seconded by Deist, that the Council accept the Development Agreement for Chaffin Addition, Division No. 3, and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

Next, from the City Planner, came this memo:

City of Idaho Falls
June 23, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: FINAL PLAT, LEWIS MECHANICAL, DIVISION NO. 1

Attached is a copy of the Final Plat of the above-described property. This property was previously annexed to the City prior to the platting and zoned I & M-1.

The Public Works Department stated there was no need for a Development Agreement inasmuch as there are no dedicated streets or improvements necessary.

The Planning Commission, at a previous meeting, reviewed this matter and unanimously recommended approval of the Final Plat. This Department concurs with that recommendation and the matter is now being submitted for your consideration.

s/ Rod Gilchrist

It was moved by Councilman Wood, seconded by Deist, that the Council accept this Final Plat and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

The following memo was presented, accompanied by the following ordinance:

City of Idaho Falls
June 23, 1987

MEMORANDUM

TO: Mayor and City Council

FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: AMENDMENT TO FLOOD CONTROL ORDINANCE

JUNE 25, 1987

Attached is a copy of an ordinance containing several amendments to the City's Flood Control Ordinance. The majority of these changes were required due to changes in the Federal Emergency Management Agency's Federal Regulations regarding flood control. The majority of the amendments are of the housekeeping and/or clarification type. The other change that was made was the rather lengthy section regarding manufactured homes. It was deleted from the ordinance inasmuch as none of the areas contained in the Flood Hazard Zones in Idaho Falls permit the location of manufactured housing.

This ordinance has been reviewed by the City Attorney and this Department respectfully requests the Mayor and City Council to approve this ordinance.

s/ Rod Gilchrist

ORDINANCE NO. 1872

AN ORDINANCE TO PROMOTE THE PUBLIC HEALTH, SAFETY AND GENERAL WELFARE, AND TO MINIMIZE PUBLIC AND PRIVATE LOSSES DUE TO FLOOD CONDITIONS IN SPECIFIC AREAS OF THE CITY BY METHODS AND PROVISIONS DESIGNED FOR THE CONTROL AND USE OF PROPERTY IN THE CITY OF IDAHO FALLS, IDAHO, FLOOD PLAN; DEFINITIONS FOR USE IN SAID ORDINANCE; PROVIDING FOR THE DESIGNATION OF THE LANDS TO WHICH THIS ORDINANCE SHALL APPLY AND THE BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARDS; PROVIDING FOR THE ADMINISTRATION OF SAID ACT IN THE ESTABLISHMENT OF PROCEDURES FOR OBTAINING A DEVELOPMENT PERMIT; PROVIDING FOR THE LOCAL ADMINISTRATOR OF SAID ACT AND PROVIDING FOR THE DUTIES AND RESPONSIBILITIES OF SUCH ADMINISTRATOR; PROVIDING THE PROCEDURE FOR AND REVIEWING OF PERMITS; PROVIDING FOR USE OF OTHER BASE FLOOD DATA; PROVIDING FOR THE INFORMATION TO BE OBTAINED AND MAINTAINED WITH RESPECT TO ALL NEW OR STRUCTURALLY IMPROVED STRUCTURES; PROVIDING FOR ALTERATIONS OF WATER COURSES; INTERPRETATION OF "FLOOD INSURANCE RATE MAP" (FIRM) BOUNDARIES; PROVIDING GENERAL STANDARDS REQUIRED IN ALL AREAS OF SPECIAL FLOOD HAZARDS WITH RESPECT TO ANCHORING, CONSTRUCTION, MATERIALS AND METHODS, UTILITIES, SUBDIVISION PROPOSALS, REVIEW OF BUILDING PERMITS, RESIDENTIAL CONSTRUCTION, NONRESIDENTIAL CONSTRUCTION, MOBILE HOMES AND FLOODWAYS; PROVIDING FOR MINIMUM FLOOD-PROOF BASEMENT DESIGN REQUIREMENTS; PROVIDING FOR SHALLOW FLOODING AREAS WITH DEPTH DESIGNATIONS; PROVIDING FOR A WARNING OF DISCLAIMER OF LIABILITY BY THE CITY OF IDAHO FALLS, IDAHO, AND THE FEDERAL

INSURANCE ADMINISTRATION; PROVIDING WHEN
SAID ORDINANCE SHALL BECOME EFFECTIVE.

JUNE 25, 1987

The foregoing ordinance was presented in title. It was moved by Councilman Wood, seconded by Deist, 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 Wood, Sakaguchi, Hovey, Deist, Erickson, 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 Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

This memo and accompanying ordinance was then presented:

City of Idaho Falls
June 23, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: AMENDMENT TO CITY CODE PROVISION REGARDING
PLAN CHECK FEE

The current City Code provides for a plan review fee of ten percent (10%) of the Building Permit Fee. When this ordinance was prepared, it was felt that this would be an adequate fee to cover costs of plan checking done in-house. However, it has come to our attention that if it becomes necessary to submit plans to an outside agency for checking, this fee would not be adequate.

The attached ordinance provides for a ten percent (10%) fee plus the actual costs charged by an outside agency for conducting the review. However, in no case shall this fee be more than sixty-five percent (65%) of the Building Permit Fee.

We respectfully request the Mayor and City Council give this Amendment favorable consideration.

s/ Rod Gilchrist

ORDINANCE NO. 1871

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 4-11-2(C), CITY CODE, IDAHO FALLS, IDAHO, BEING SECTION 6 OF ORDINANCE NO. 1700, ORDINANCES OF THE CITY OF IDAHO FALLS, IDAHO; AMENDING SECTION 304(c) OF THE UNIFORM BUILDING CODE, 1985 EDITION; PROVIDING FOR PLAN REVIEW FEE; SETTING THE AMOUNT OF PLAN REVIEW FEES; PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

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The foregoing ordinance was presented in title. It was moved by Councilman Wood, seconded by Deist, 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, Sakaguchi, 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, Sakaguchi, Wood, and Chandler; No, none; carried.

This memo and accompanying ordinance was then reviewed:

City of Idaho Falls
June 23, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: REVISED BOUNDARY DESCRIPTION - SNAKE RIVER,
PENNOCK PROPERTY

Attached is a copy of an Annexation Ordinance containing a corrected legal description of the above-described property. A minor error was discovered in this document after the City Council had taken final action.

The attached ordinance corrects this error and it is respectfully requested that the Mayor and City Council adopt this ordinance on all three readings.

s/ Rod Gilchrist

ORDINANCE NO. 1874

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO. (ANNEXATION OF SNAKE RIVER IN SECTIONS 25 AND 36, TOWNSHIP 2 NORTH, RANGE 37, E. B. M. AND PROPERTY WEST OF THE RIVER)

The foregoing ordinance was presented in title. It was moved by Councilman Wood, seconded by Deist, 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 Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; 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 Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

JUNE 25, 1987

From the Municipal Services Director, came this memo:

City of Idaho Falls
June 15, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUTHORIZATION TO BID ENERGY CONSERVATION
MEASURES FOR CITY HALL

The Municipal Services Division respectfully requests authorization from the Mayor and City Council to advertise and receive bids for the installation of energy conservation measures for City Hall.

Funding for the E.C.M.'s (Energy Conservation Measures) has been made available under the Bonneville Power Administration's Institutional Buildings Program (I.B.P.), which is administered by the Idaho Department of Resources.

Respectfully submitted,
s/ S. Craig Lords

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

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

City of Idaho Falls
June 16, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: AUTHORIZATION TO BID FOR AERATOR CONTROL CABLE

The Municipal Services Division, in concurrence with the Public Works Division, respectfully requests authorization to advertise and receive bids for Aerator Control Cable.

Respectfully submitted,
s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Hovey, that the Council authorize this advertising for bids. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

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

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City of Idaho Falls
June 24, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: APPROVAL FOR ADVERTISING SALE OF SURPLUS
PROPERTY

The Municipal Services Division respectfully requests authorization from the Mayor and City Council to advertise for sale, through sealed bids, various items of surplus used equipment and materials.

Respectfully submitted,
s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Hovey, that the Council dispose of these materials through sealed bids. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

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

City of Idaho Falls
June 24, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID NO. IF-87-28, CHAIN LINK FENCE MATERIAL AND
REDWOOD DECK MATERIAL FOR AQUATIC CENTER

Attached is the Tabulation of Bids for Bid No. IF-87-28, Chain Link Fence Material and Redwood Deck Material for Aquatic Center.

It is the recommendation of the Municipal Services Division, in concurrence with the Parks and Recreation Division, to accept the sole responsive bid of Western Fence, Rexburg, Idaho, to furnish Item A, Chain Link Fence Material for an amount of \$6,192.10.

It is further recommended that Item B - Redwood Deck Material be rejected since it was considered non-responsive because the proposal did not include a bid security.

Since there was no responsive bid and it has been determined these materials can be purchased at a lower price on the open market, it is requested the Council authorize this purchase of redwood deck material on the open market.

Respectfully submitted,
s/ S. Craig Lords

Councilmen Deist, requested that it be made a matter of record that this project was bid twice and the City was unable to obtain a responsive bid. It was moved by Councilman

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Chandler, seconded by Sakaguchi, that the bid be awarded to Western Fence for the chain link fence material in the amount of \$6,192.10. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

It was moved by Councilman Chandler, seconded by Sakaguchi, that the Council reject all bids received for the redwood deck material and give authorization to purchase on the open market. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

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

City of Idaho Falls
June 24, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: RENEWAL OF ALL INSURANCE POLICIES, OTHER THAN
BULB TURBINE COVERAGES

The Municipal Services Division respectfully requests authorization from the Mayor and City Council to allow the Controller's Office to execute the renewal of our City's insurance coverages, subject to the City Attorney's approval. Quotes have not been received as of the date of this request, but should be received before coverage lapses on June 30, 1987.

Respectfully submitted,
s/ S. Craig Lords

It was moved by Councilmember Chandler, seconded by Hovey, that the City renew their insurance policies. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

City Attorney Dale Storer reported that, at a recent work session, he had been instructed to prepare an ordinance relative to the extension of hours of operation designated in a recently adopted ordinance providing for the licensing and hours of operation for public amusement operations. He said that a number of concerns have been expressed on the designated closing time of midnight and it is felt that the hours should be extended to 1:00 a.m. He read the following ordinance by title:

ORDINANCE NO. 1873

AN ORDINANCE REPEALING SECTIONS 5-22-1 AND 5-22-2 OF THE CITY CODE OF THE CITY OF IDAHO FALLS, IDAHO, RELATING TO PUBLIC AMUSEMENTS; REQUIRING PERSONS OPERATING OR CONDUCTING CERTAIN PUBLIC AMUSEMENTS TO OBTAIN A LICENSE; ESTABLISHING FEES FOR SUCH LICENSES; LIMITING BUSINESS HOURS OF LICENSED BUSINESSES AND PRESCRIBING LOUD OR BOISTEROUS CONDUCT UPON THE LICENSE PREMISES; PROVIDING FOR SEVERABILITY;

PRESERVING REPEALED ORDINANCE FOR PRIOR
VIOLATIONS; ESTABLISHING EFFECTIVE DATE.

JUNE 25, 1987

Messrs. Ron Billman and Don Garbutt appeared to strongly oppose this extension of time. They cited many occasions of disturbance, drug dealing, people being accosted, fights, beer drinking, yelling, and many other forms of annoyance to their families and tenants. They said these things go on until 3:00 o'clock a.m. and they feel that one more hour of operation only adds to their discomfort. They thanked the Mayor and Council for passing the ordinance controlling these types of operation, but asked them to not extend the hours of operation for these businesses.

Councilman Erickson promised these gentlemen that he would see that the Police Department will deal with the disturbances at this area.

Councilman Deist asked if a separate ordinance could be adopted to cover video arcade operations vs. bowling alleys.

City Attorney Storer answered that the Council must treat everyone uniform and equal. It was moved by Councilman Erickson, seconded by Wood, 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 Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; 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 Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

Mayor Campbell stated that he feels the people should be protected and asked the Police Department to increase the patrol of this area.

Mayor Campbell reported that he has appointed Bruce Lawrence as a member of the Traffic Safety Committee. It was moved by Councilman Erickson, seconded by Wood, that this appointment be duly confirmed. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

Mayor Campbell stated that he has appointed Richard Gullixan to the Gem State Consulting Board. It was moved by Councilman Hovey, seconded by Wood, that this appointment be confirmed. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

Mayor Campbell stated that Dr. Hatch has retired as the City Physician and he is appointing Roco Cifrese, Sarah Cifrese, James Milam, Tony Golden, and Gene Hodges of Family Emergency Center as the new City Physicians. It was moved by Councilman Chandler, seconded by Erickson, that these appointments be confirmed and authorization given for the City Attorney to prepare the necessary contract. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

Councilman Sakaguchi asked for all City Officials to support the Sister City Committee in entertaining the Sister City Delegation from Japan.

There being no further business, it was moved by Councilman Erickson, seconded by Hovey, that the meeting adjourn at 8:25 p.m.; carried.

s/ Velma Chandler
City Clerk

s/Thomas Campbell
Mayor
