

MAY 21, 1987

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, May 23, 1987, in the Council Chamber in Idaho Falls, Idaho. Prior to calling the meeting to order, Mayor Campbell welcomed Scout Troop #387 and thanked them for their presence and interest in local government. The Mayor then called the meeting to order and, upon roll call, the following were found to be present: Mayor Thomas Campbell; Councilmen Art Chandler, Mel Erickson, Wes Deist, and Sam Sakaguchi; Absent: Councilmen Ralph Wood and Paul Hovey. 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 May 7, 1987, was read and approved by the Council.

The Mayor declared open a public hearing to consider an appeal from the decision of the board of Adjustment submitted by Evie Jorgensen, and called upon Councilman Deist to conduct the hearing. At the request of Councilman Deist, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls
May 21, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: APPEAL FROM THE DECISION OF THE BOARD OF
ADJUSTMENT, 630 EAST COACHMAN CIRCLE

Attached is a copy of a request for a variance submitted by Evie Jorgensen, 630 Coachman Circle. This property is described as Lot 12, Block 3, Coachman West Addition, Division #1. The petitioner is requesting permission to construct a covered patio and carport, which would encroach three feet (3') into the required ten foot (10') sideyard.

A building permit was issued by the Building Department inasmuch as the petitioner informed the Department that the new construction would line up with an existing tipout on the mobile home. The tipout conforms to the required sideyard. When our inspectors visited the property, they found that the new construction extended beyond the existing tipout and encroached three feet (3') into the required sideyard.

On April 28, 1987, the Board of Adjustment considered this request and subsequently denied it. The Board denied the request inasmuch as they felt granting the variance would defeat the intentions of the Zoning Administration and they felt that a hardship had not been presented. This Department concurs with the findings of the Board and the matter is now being submitted for your consideration.

s/ Rod Gilchrist

Councilman Deist then asked the City Planner to locate the subject property on a map on the wall and further explain the request.

Councilman Deist then invited anyone present who wished to speak in favor of this request to come forward and be heard at this time. Attorney Kevin Homer appeared

representing Evie Jorgensen, the petitioner. He said that the facts are relatively simple and stated that Mrs. Jorgensen had tried very hard to take all steps to conform with City Code.

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She sought advice and was told in the Planning and Zoning Department that things were in order. Then, after the work had begun, an inspection was made and Mrs. Jorgensen was informed that she was in violation of the Code and should seek a variance to the Code in order for her to construct the carport. Homer contended that Mrs. Jorgensen had been given conflicting advice and information from the officials in the City Planning & Zoning Department. Vern Conlan, the contractor, appeared briefly to state that he could see no problem in what Mrs. Jorgensen is requesting. Mayor Campbell said that the patio is in compliance, it is the roof that does not conform to Code.

Attorney Homer stated that the purpose of the Code is to enhance what people see. He said the Council should grant this variance as it will create a hardship to Mrs. Jorgensen if they do not, and Mrs. Jorgensen has tried to go the right way but had been given bad information in her attempt to get aid. After more discussion, it was moved by Councilman Deist, seconded by Sakaguchi, that the request be denied.

Councilman Chandler asked Zoning Administrator Elswood to explain her involvement with Mrs. Jorgensen. Ms. Elswood said that she first became involved after Mrs. Jorgensen had been informed that she was in violation of the Code. She said that she felt things had been explained correctly to Mrs. Jorgensen but, apparently, Mrs. Jorgensen had not completely understood. Attorney Storer asked Ms. Elswood if, in her opinion, there had been a hardship or any unusual circumstances created in this instance. Ms. Elswood answered "no". The Mayor then asked for a roll call, the results being as follows: Ayes, Councilmen Chandler, Erickson, Deist, and Sakaguchi; No, none; carried.

Councilman Chandler informed Mrs. Jorgensen that, if she feels this matter has been wrongfully handled, she may pursue it in the legal courts.

Mayor Campbell then invited Councilman Deist to conduct annexation proceedings for Stonebrook Addition, Division #2. At the request of Councilman Deist, the City Clerk read this explanatory memo from the City Planner.

City of Idaho Falls
May 19, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: FINAL PLAT, ANNEXATION AND INITIAL ZONING,
STONEBROOK ADDITION, DIVISION #2

Attached is a copy of the final plat, annexation agreement and annexation ordinance of the above-described property. This is a ten (10) acre subdivision containing twenty-one lots and is located immediately south of the existing Stonebrook development.

This plat was recently considered by the Planning Commission and at that time, recommended the final plat be approved, the property be annexed to the City and zoned RP-A. This Department concurs with that recommendation and the matter is now being submitted for your consideration.

s/ Rod Gilchrist

Councilman Deist then asked the City Planner to locate the subject area on a map on the wall and further explain the request.

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No one appeared either for or against this proposal. It was moved by Councilman Deist, seconded by Sakaguchi, that the Council accept the final plat and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Deist, Sakaguchi, Chandler, and Erickson; No, none; carried.

It was then moved by Councilman Deist, seconded by Sakaguchi, that the annexation agreement for Stonebrook Addition, Division #2 be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

ORDINANCE NO. 1864

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. (Stonebrook Addition, Division No. 2.)

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

The Mayor then declared open a public hearing to consider the initial zoning of the newly annexed area. No one appeared. It was moved by Councilman Deist, seconded by Sakaguchi that the initial zoning of Stonebrook Addition, Division No. 2 be established as RP-A, 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 and zoning maps located in his office. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, and Sakaguchi; No, none; carried.

Councilman Deist then conducted annexation proceedings for Battlecreek Estates, Division #1. He asked the City Clerk to read this memo:

City of Idaho Falls
May 19, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: FINAL PLAT, ANNEXATION AND INITIAL ZONING,
BATTLECREEK ESTATES, DIVISION #1

Attached is a copy of the final plat, annexation agreement and annexation ordinance for the above-described property. This parcel of ground is located on

the west side of Grizzly Avenue, westerly of Skyline High School. It is an eleven and one-half acre development containing thirty-five (35) lots.

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The Planning Commission, at a recent public hearing, considered this matter and recommended that the final plat be approved, the property be annexed to the City and the initial zoning of R-1 be established. This department concurs with that recommendation and the matter is now being submitted for your consideration.

s/ Rod Gilchrist

At the request of Councilman Deist, the City Planner located the area on a map on the wall and further explained the request.

No one appeared either for or against this request. It was moved by Councilman Deist, seconded by Sakaguchi, that the final plat be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Erickson, Deist, Sakaguchi, and Chandler; No, none; carried.

It was moved by Councilman Deist, seconded by Sakaguchi, that the Council accept the annexation agreement for Battlecreek Estates, Division #1, and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Deist, Sakaguchi, Chandler, and Erickson; No, none; carried.

Attorney Dale Storer presented an agreement between the City and New Sweden Irrigation District which covers the area being considered for annexation. It was moved by Councilman Deist, seconded by Sakaguchi, that the Mayor be authorized to execute this agreement with New Sweden Irrigation District. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

ORDINANCE NO 1865

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. (Battlecreek Estates, Division No. 1)

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

Mayor Campbell declared open a public hearing to consider the initial zoning of the newly annexed area.

Mr. Joe Case, 2189 Westcliff, appeared to question why work was already in process in this area when annexation was contingent on an agreement with the irrigation company and, in his opinion, flooding problems have not been corrected. Mayor Campbell said that the City has no control over what is being done on property prior to it being annexed into the City. Public Works Director Stanger explained that licensed engineers have reviewed the drainage aspects for this area and they feel that with the installation of a

drainage pond, there will be adequate drainage control. It was moved by Councilman Deist, seconded by Chandler, that the initial zoning of Battlecreek Estates, Division #1 be

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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 annexation, zoning and amendment to the comprehensive plan on the comprehensive plan and zoning maps located in his office. Roll call as follows: Ayes, Councilmen Erickson, Deist, Sakaguchi, and Chandler; No, none; carried.

Councilman Deist then conducted annexation proceedings for Ivan's Acres, Division No's. 1, 2 & 3. At the request of Councilman Deist, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls
May 19, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: FINAL PLAT, ANNEXATION AND INITIAL ZONING,
IVAN'S ACRES, DIVISION NOS. 1, 2 AND 3

Attached are copies of the final plats, annexation agreements and annexation ordinances for the above described property. These three (3) plats were considered by the Planning Commission at a regular meeting last fall and at that time, the following recommendations were made:

That the final plat of Division #1 containing sixteen (16) acres with thirty-seven (37) lots be approved, annexed to the City and initial zoning of R-1 be established. Division #2 containing thirteen (13) acres with thirty (30) lots of R-1 zoning and 4.2 acres of C-1 zoning be approved and the property annexed to the City with the initial zoning established as previously described. The final plat of Division #3 containing twelve (12) acres be approved, annexed to the City and zoning R-1. This plat contains eleven (11) single-family lots and a church site of approximately five (5) acres.

This Department concurs with this recommendation and the matter is now being submitted for your consideration.

s/ Rod Gilchrist

The City Planner located the subject areas on a map on the wall and further explained the request.

There being no one who wished to appear, it was moved by Councilman Deist, seconded by Sakaguchi, that the Council accept the final plats for Ivan's Acres, Division Nos. 1, 2 & 3 and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

It was then moved by Councilman Deist, seconded by Sakaguchi, that the Council accept the annexation agreements for Ivan's Acres, Division No's 1, 2 & 3 and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

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ORDINANCE NO. 1866

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. (Ivan's Acres, Division Nos. 1, 2 & 3)

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

Mayor Campbell then declared open a public hearing to consider the initial zoning of the newly annexed areas. No one appeared either for or against this request. It was moved by Councilman Deist, seconded by Sakaguchi, that these areas be zoned R-1 and C-1 as requested, 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 his office. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist and Sakaguchi; No, none; carried.

Annexation Proceedings were then conducted for Mill Run, Division #1. Councilman Deist asked the City Clerk to read the following memo:

City of Idaho Falls
May 19, 1987

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: FINAL PLAT, ANNEXATION AND INITIAL ZONING, MILL RUN, DIVISION #1

Attached is a copy of the final plat, annexation agreement and the annexation ordinance for Mill Run, Division #1. This parcel of property is a proposed single-lot subdivision located to the west of the New Sweden Estates development and north of 17th Street South. This is approximately an eleven and one-half (11 1/2) acre plat containing thirty-nine (39) lots for which the developer is requesting R-1 zoning.

The Planning Commission recently considered this matter at a public hearing and at that time, recommended approval of the final plat, annexation to the City and the 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 Deist, the City Planner located the subject property on a map on the wall and further explained the proposal.

Mr. Robert John, a New Sweden area farmer, appeared to state that he owns property in this area and that he wished to go on record in stating that there is a serious drainage problem in this area. He asked that the area be developed in sections, a retention pond and dike be constructed, as he does not want the drain water in his canal. Public Works Director Stanger said that a retention pond will be contained within this area and a way provided to direct water to the pond. There being no further comment, it was moved by Councilman Deist, seconded by Sakaguchi, that the final plat be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

It was moved by Councilman Deist, seconded by Sakaguchi, that the annexation agreement for Mill Run, Division #1 be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

ORDINANCE NO. 1867

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. (Mill Run, Division #1)

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

The Mayor declared open a public hearing to consider the initial zoning of the newly annexed area. No one appeared either for or against the requested zoning. It was moved by Councilman Deist, seconded by Sakaguchi, that the initial zoning for Mill Run, Division #1, 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 annexation, zoning and amendment to the comprehensive plan on the comprehensive plan and zoning maps located in his office. Roll call as follows: Ayes, Councilmen Erickson, Deist, Sakaguchi, and Chandler; No, none; carried.

Nick Vrontikes, owner of Nick's Trading Company, appeared to request that the Council consider allowing local merchants to use a small portion of the sidewalk in front of their businesses to display their wares and run special sales. He asked that this be allowed on a trial basis for a ninety day period to see if the plan will work. It was moved by Councilman Erickson, seconded by Deist, that this matter be referred to the Police Council Committee for review. Roll call as follows: Ayes, Councilmen Deist, Sakaguchi, Chandler, and Erickson; No, none; carried.

License applications for AMUSEMENT CENTER, Gold Mine No. 155, Playtime Amusement; AUCTIONEER, Roger P. Ash, Alvin Lewis, Dennis Ash; BARTENDER, Trudy D. Sheen, Doris S. Moore; SPRAYING PERMIT, Rick's Custom Shop, Bob's Body and Paint;

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ITINERANT MERCHANT, Dennis Ash, Lamont G. Howell; NON-COMMERCIAL KENNEL, Beply Motes; POOL HALL, The Classic; RESTAURANT, Pa-Pa Tom's Pizza (West Broadway), The Classic; SECOND HAND STORE, Dean's Antiques; WINE BY THE DRINK TRANSFER, The Classic; ELECTRICAL CONTRACTOR, Beckstrand Electric Company, Inc., Norris Electric, Sellers Electric, J D Electric, Pifer Electric, Inc.; JOURNEYMAN ELECTRICIAN, Gary A. Beckstrand, David Norris, Neal W. Pifer, James W. Williamson, Gary Wayne Sellers; CLASS B BUILDING CONTRACTOR, Arm and Hammer; PUBLIC RIGHTS OF WAY, Wallard C. Smith Electric and Custom Construction, Inc.; were presented carrying all required Department approvals. It was moved by Councilman Erickson, seconded by Deist, that these licenses be issued. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

A TO BE CONSUMED ON THE PREMISES BEER LICENSE TRANSFER application was presented for The Classic from Wesley Smith to Ramona Norris. Said application carried all required approvals. It was moved by Councilman Erickson, seconded by Deist, that this Beer license transfer be issued. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

The City Clerk asked for Council ratification of the issuance of BARTENDER PERMITS to Valoy Brown and Angie Davenport. It was moved by Councilman Erickson, seconded by Deist, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, and Sakaguchi; No, none; carried.

The City Clerk asked for Council authorization to publish a legal notice calling for a public hearing on June 21, 1987. It was moved by Councilman Deist, seconded by Chandler, that authorization be given as requested. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, and Sakaguchi; No, none; carried.

The City Clerk asked for Council ratification of the publishing of legal notices calling for hearings on June 4, 1987. It was moved by Councilman Erickson, seconded by Chandler, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Erickson, Deist, Sakaguchi, and Chandler; No, none; carried.

From the Fire Chief, came this memo:

City of Idaho Falls
May 20, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Douglas C. Call, Fire Chief
SUBJECT: LEASE AGREEMENT

The City Attorney has prepared a Lease Agreement for rental of a building in which to store Fire Department equipment and reserve fire apparatus. The building is located at 310 D Street and is owned by Wackerli Realty.

I respectfully request that authorization be granted to enter into this Agreement.

s/ Douglas C. Call

Councilman Erickson explained the need for this building. There being no questions nor comments, it was moved by Councilman Erickson, seconded by Chandler, that the General

Services Department be authorized to review this Lease and when approved, the Mayor and

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City Clerk be authorized to execute the Lease. Roll call as follows: Ayes, Councilmen Deist, Sakaguchi, Chandler, and Erickson; No, none; carried.

From the City Planner came this memo:

City of Idaho Falls
May 19, 1987

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: AMENDMENT TO ANNEXATION AGREEMENT, SUNRISE
ADDITION, DIVISION NO. 10

Attached is a copy of the Annexation Agreement for the above-described property. The original Annexation Agreement has been amended by adding a clause providing for the City to install and maintain street lighting on the private streets within the Planned Unit Development.

This Amendment has been reviewed by Planning and Public Works Council Committees and it is recommended that the Council give favorable consideration to this matter.

s/ Rod Gilchrist

There being no question nor objection, it was moved by Councilman Deist, seconded by Sakaguchi, that the Council approve this Amendment. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

From the Electrical Engineer, came this memo:

City of Idaho Falls
May 18, 1987

MEMORANDUM

TO: Mayor and City Council
FROM: Steve Harrison, Electric Division Director
SUBJECT: POWER SALES CONTRACT

Attached is a copy of a proposed revision to the B.P.A. - City of Idaho Falls Power Sales Contract. This revision adds, by contract, the Westside Substation as a B.P.A. delivery point. The Westside Substation has in fact been in operation since December 1983 and our billing statements have reflected power and energy deliveries at this point since that date.

The City Attorney has reviewed this revision.

s/ G.S. Harrison

It was moved by Councilman Chandler, seconded by Erickson, that this revision to the BPA - City of Idaho Falls Power Sales Contract be approved. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, and Sakaguchi; No, none; carried.

Next, from the Electrical Engineer came this memo:

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City of Idaho Falls
May 18, 1987

MEMORANDUM

ATTENTION: Mayor and Council
FROM: Steve Harrison, Electric Division Director
SUBJECT: CUSTOMER TRANSFER AGREEMENT

Attached is a copy of a proposed revision to the City of Idaho Falls - UP&L Co. Customer Transfer Agreement.

Attached is an explanatory memo along with a copy of the original agreement dated July 8, 1969. This proposed agreement has been reviewed by the City Attorney and the Electric Division recommends Council approval.

s/ G.S. Harrison

Councilman Chandler explained the need for this revision. It was moved by Councilman Chandler, seconded by Erickson, that the Council approve this revision to the City of Idaho Falls-UP&L Co. Customer Transfer Agreement. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, and Sakaguchi; No, none; carried.

This memo from the Public Works Director was then read:

City of Idaho Falls
May 20, 1987

MEMORANDUM

ATTENTION: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: ENGINEERING STANDARD SPECIFICATIONS AND DRAWINGS

Public Works and the City Attorney have completed preparation and revision of the Engineering Standard Specifications and Drawings. Public Works requests authorization for the City Attorney to prepare the necessary ordinance for adoption of same.

Respectfully,
s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist, that the Council authorize the City Attorney to prepare the necessary ordinance for adoption of Engineering Standard Specifications and Drawings. Roll call as follows: Ayes, Councilmen Erickson, Deist, Sakaguchi, and Chandler; No, none; carried.

Next, from the Public Works Director came this memo:

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City of Idaho Falls
May 20, 1987

MEMORANDUM

ATTENTION: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: LINCOLN ROAD PROJECT - CHANGE ORDERS #5
AND #6 AND QUANTITY VARIANCE REQUEST #1

Attached are copies of Change Orders No. 5 and No. 6 and Quantity Variance Request No. 1 for the Lincoln Road Project.

Change Order No. 5 for an estimated \$6,000.00 represents the amount needed to furnish and install a waterproof membrane on an existing bridge deck.

Change Order No. 6 for an estimated \$5,775.00 represents the amount needed to substitute uncrushed borrow for the 2" borrow.

Quantity Variance Request No. 1 for an estimated \$8,550.00 represents the amount needed for additional excavation of soft spots in the project beyond those anticipated at the time of the bid.

These items are participatory with the State of Idaho on the same basis as the remainder of the project.

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

s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist, that the Change Orders Nos. 5 and 6 and Quantity Variance Request No. 1 for the Lincoln Road Project be approved and the Mayor and City Clerk be authorized to sign the necessary documents. Roll call as follows: Ayes, Councilmen Deist, Sakaguchi, Chandler, and Erickson; No, none; carried.

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

City of Idaho Falls
May 20, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: OUTSIDE THE CITY SEWER SERVICE CONTRACT - SUPER
SAVER TRUCK STOP

Attached is a proposed Agreement for the City of Idaho Falls to provide outside the City Sewer Service to Super Saver Truck Stop, Idaho Falls, Idaho.

It is the recommendation of Public Works that the City Council approve the proposed Agreement and authorize the Mayor's signature.

s/ Chad Stanger

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It was moved by Councilman Sakaguchi, seconded by Deist, that the Mayor be authorized to sign the Outside-The-City Sewer Service Contract with Super Saver Truck Stop. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

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

City of Idaho Falls
May 20, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: OUTSIDE THE CITY WATER SERVICE CONTRACT -
CURTIS WARD, LINCOLN ROAD

Attached is a proposed Agreement for the City of Idaho Falls to provide Outside The City Water Service to Curtis Ward, Lincoln Road.

It is the recommendation of Public Works that the City Council approve the proposed Agreement and authorize the Mayor's signature.

s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Deist, that the Mayor be authorized to sign this Outside-The-City Water Service Contract with Curtis Ward. Roll call as follows: Ayes, Councilmen Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

This memo from the Municipal Services Director was then read:

City of Idaho Falls
May 20, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: TABULATION OF BIDS FOR A REINFORCED CONCRETE
COUGAR HOUSE AT TAUTPHAUS PARK

Attached is the tabulation of bids for a reinforced concrete cougar house at Tautphaus Park Zoo.

The Municipal Services Division, in concurrence with the Parks and Recreation Division and the Project Engineer, recommend accepting the low bid of Builder's, Inc. in the amount of \$9,874.00 for said project.

The Municipal Services Division respectfully requests authorization from the Mayor and City Council to award the Contract to Builder's Inc.

s/ S. Craig Lords

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

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

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City of Idaho Falls
May 20, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: TABULATION OF BIDS FOR BID NO. IF-87-25 - ASPHALT
PLANT MIX FOR 1987

Attached is a tabulation of bids for Bid No. IF-87-25 - Hot Asphalt Plant Mix for 1987.

It is the recommendation of the Public Works Division and the Municipal Services Division to reject both bids received for Bid No. IF-87-25. The apparent low bid had insufficient bid security and the next bid received was much higher in price than what we can purchase from the State of Idaho Bid. It is further requested that the Mayor and City Council authorize the purchase of needed asphalt off the State of Idaho Bid.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Sakaguchi, that the Mayor and City Council authorize the purchase of needed asphalt off the State of Idaho bid. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, and Sakaguchi; No, none; carried.

This memo from the Municipal Services Director was also read:

City of Idaho Falls
May 20, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: TABULATION OF BIDS - REDWOOD DECK AND CHAIN
LINK FENCE AT THE AQUATIC CENTER

Attached is a tabulation of bids received for a redwood deck with concrete footings and an 8-foot chain link fence with slats at the Aquatic Center.

It is the recommendation of 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 Council to advertise and rebid the 8-foot chain link fence with slats portion of the project only.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Sakaguchi, that all bids be rejected for the redwood deck and chain link fence at the Aquatic Center and authorization be given to rebid the 8-foot chain link fence with slats portion of the project only. Roll call as follows: Ayes, Councilmen Erickson, Deist, Sakaguchi, and Chandler; No, none; carried.

Still from the Municipal Services Director this memo was submitted:

MAY 21, 1987

City of Idaho Falls
May 20, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID NO. IF-87-24, FIFTY (50) MONOTUBE STEEL STREET
LIGHT POLES MOUNTING HEIGHT 30 FEET

Attached is the tabulation of bids for Bid No. IF-87-24, Fifty (50) Monotube Steel Street Light Poles (mounting height 30 feet).

It is the recommendation of the Municipal Services Division, in concurrence with the Electric Division, to accept the low bid of Electrical Wholesale Supply of Idaho Falls. As per bid specifications, they will furnish Fifty (50) Monotube Steel Street Light Poles manufactured by Valmont for a total amount of \$20,475.00.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Sakaguchi, that the Council accept this bid as recommended. Roll call as follows: Ayes, Councilmen Deist, Sakaguchi, Chandler, and Erickson; No, none; carried.

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

City of Idaho Falls
May 20, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: TABULATION OF BIDS FOR BID NO. IF-87-12 FOR A
15/20/25 MVA POWER TRANSFORMER - GEM STATE
PROJECT

Attached is the tabulation of bids for Bid No. IF-87-12 for a 15/20/25 MVA Power Transformer - Gem State Hydroelectric Project.

It is the recommendation of the Municipal Services Division and Electric Division, in concurrence with CH2M Hill, the Engineering Firm for the Gem State Project, that we accept the alternate proposal of Westinghouse Electric Supply Company for an amount of \$231,930.00. This proposal represents the lowest evaluated bid meeting specifications. The apparent low bid of Elco Ltd./Anderson Mills was rejected, due to technical discrepancies and inadequate experience in the United States. The City Attorney has reviewed this recommendation.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Sakaguchi, that the Council accept the alternate proposal of Westinghouse Electric Supply Company for an amount of \$231,930.00.

MAY 21, 1987

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

Still, from the Municipal Services Director, this memo was read:

City of Idaho Falls
May 21, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: ADDITIONAL POLICE PROFESSIONAL LIABILITY
INSURANCE COVERAGE

It is respectfully requested the Mayor and Council authorize placing an additional \$1,000,000.00 of Police Professional Liability Coverage effective May 20, 1987. Emmett Gallup with Tandy and Wood, Inc. is the local agent representing National Casualty Company.

The pro-rated premium to November 27, 1987 is \$14,100.00.

s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Sakaguchi, that authorization be given to place an additional \$1,000,000.00 of Police Professional Liability coverage, effective May 20, 1987. Roll call as follows: Ayes, Councilmen Erickson, Deist, Sakaguchi, and Chandler; No, none; carried.

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

City of Idaho Falls
May 20, 1987

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: ACCEPTANCE AGREEMENT FOR CONCERT GRAND
PIANO AT CIVIC AUDITORIUM

Attached is an Acceptance Agreement between the Idaho Falls Cultural Council and the City of Idaho Falls. The Cultural Council, through gifts, donations and contributions, obtained enough funds to refurbish the Concert Grand Piano at the Civic Auditorium and to purchase another Concert Grand Piano for the auditorium. The City, in accepting these gifts, agrees that it will keep and maintain said pianos in an appropriate manner as outlined in the Acceptance Agreement. The City would further agree to pay any applicable sales tax related to the purchase of the new Grand Piano.

The Municipal Services Division respectfully requests authorization from the City Council for the Mayor to execute said Agreement.

Respectfully submitted,

s/ S. Craig Lords

MAY 21, 1987

Ms. Kay Ingram appeared briefly to ask the Council to approve this agreement. It was moved by Councilman Chandler, seconded by Sakaguchi, that the agreement be accepted and the Mayor be authorized to sign. Roll call as follows: Ayes, Councilmen Deist, Sakaguchi, Chandler, and Erickson; No, none; carried.

The City Attorney presented the following captioned ordinance:

ORDINANCE NO. 1868

AN ORDINANCE FOR THE CITY OF IDAHO FALLS, A MUNICIPAL CORPORATION OF IDAHO, KNOWN AS THE "HISTORIC PRESERVATION CODE"; PROVIDING DEFINITIONS; PROVIDING FOR THE ESTABLISHMENT OF THE HISTORIC PRESERVATION COMMISSION; PROVIDING FOR DUTIES AND FUNDING FOR THE COMMISSION; PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

The foregoing ordinance was presented in title. It was moved by Councilman Chandler, seconded by Sakaguchi, that the provisions of Section 50-902 of the Idaho Code requiring all ordinance 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 Sakaguchi, Chandler, Erickson, and Deist; 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 Sakaguchi, Chandler, Erickson, and Deist; No, none; carried.

There being no further business, it was moved by Councilman Erickson, seconded by Chandler, that the meeting adjourn at 8:55 P.M.; carried.

Velma Chandler
CITY CLERK

Thomas Campbell
MAYOR
