

DECEMBER 4, 1986

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, December 4, 1986, in the Council Chamber in Idaho Falls, Idaho.

Prior to calling the meeting to order, the Mayor welcomed many scouts who were present in the Council Chamber and called upon one of them, Erick Nielsen, to come forward and lead all those present in the Pledge of Allegiance to the Flag. The Mayor then called the meeting to order, and upon roll call, the following were found to be present. Mayor Thomas Campbell; Councilmen Ralph Wood, Wes Deist, Melvin Erickson, Paul Hovey and Sam Sakaguchi. Absent; Councilman Art Chandler, Jr. 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 November 20th, 1986, was read and the minutes approved.

Mayor Campbell invited Councilman Erickson to escort City Employee Retiree Vern Hutchens to the Council Table. The Mayor gave a resume' of Vern's accomplishments and thanked him for his years of dedicated service to the City. He then presented an inscribed gold watch to Vern as a small token of appreciation, after which Vern received a congratulatory handshake from all City Officials at the Council Table and a round of applause from all those present in the Council Chamber.

The Mayor declared open a public hearing, as legally advertised, to consider a request to re-zone Hall Park Shopping Addition, and called upon Councilman Wood to conduct the hearing. At the request of Councilman Wood, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls
December 3, 1986

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: PETITION TO REZONE - HALL PARK SHOPPING CENTER
ADDITION

Attached is a copy of a petition submitted by Zane C. Hall requesting a rezoning of the Hall Park Shopping Center from RSC-1 (Residential Commercial) to C-1 (Limited Business Commercial). The Planning Commission at their regular meeting of November 4th, considered this matter at a public hearing. At that time several property owners in the neighborhood appeared to protest the rezoning. Inasmuch as no one appeared to speak for the petition, the Planning Commission recommended denial.

This Department feels there have been enough changes in the area since the initial construction of the Center to warrant approval of the rezoning if the Council so desires.

s/ Rod Gilchrist

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

Councilman Wood then invited anyone present who wished to speak against this request to be heard at this time.

Mr. Neil DePue, 1469 Custer, appeared to state that, ten years ago when the plat of Hall Park Shopping Center had been presented to the area residents, a buffer had

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been promised. He said that buffer did not get into the plat plans and, therefore, never constructed. He also said that he felt that the recently installed drive-in window at the Dairy Queen had never been approved by the Council and, therefore, that operation is illegal. He also cited debris and an unkempt fence as eye-sores and degrading to the value of the property in the area. Councilman Deist informed Mr. DePue that the Council had given authorization, by ordinance for the Dairy Queen drive-in window operation. Councilman Hovey asked the City Planner if there was any adjacent property that is zoned C-1. City Planner Gilchrist answered that there is no C-1 zoned property in the immediate area.

Mr. Robert Guenzler, 1470 Custer, appeared briefly to agree with the comments made by Mr. DePue and to state that there is no need for C-1 zoning in this area.

Mr. Jack Bowling, 2019 McKinzie, appeared to concur with the other two comments made and to state that he has heard that it is intended that a row of buildings be constructed along 17th street on the south side of this addition, and he feels that the City will lose control of what can and cannot be constructed. City Planner Gilchrist said that he has heard nothing about buildings as indicated, but additional buildings could be constructed there upon conditions met and hearings held.

Mr. Del Dyer, 1896 St. Clair, appeared to agree with other statements made previously. He said that there is a bad situation while trucks are turning, and he wanted it made a matter of record that the opposes this re-zoning.

Mr. John Mandler, 1895 McKinzie, appeared briefly to say that Mr. Hall had told him that he wanted to avoid the hearing process required in the current zoning ordinance. Mandler said that he is in favor of a hearing process required in the current zoning ordinance. Mandler said that he is in favor of a hearing process and he can see no need for re-zoning.

Councilman Wood then asked those who wished to speak in favor of this request to be heard at this time.

Mr. Zane Hall, the requester, appeared to state that Hall Park has been developed as plans were approved by the Planning Commission and City Council. He said that a change of zone will not clear up the area, the truck traffic will not change, the developer and residents should try to solve their problems, and a change of zones has nothing to do with existing problems. A C-1 zoning would be easier for him as the developer and also for the City. He said the business environment has tremendously changed in the last thirteen years and the needs are changing for all older business on 17th Street. He said that the present zoning allows no signing and that signing is becoming very important to attract customers.

Councilman Erickson said that he would like to ask a question. "Is there not some pressure that the developer can apply to have debris and litter cleaned up in the area from his lessees?" Hall said that he has tried to keep these problems under control. He says that he pays a commercial operation to keep the center clean.

Leslie Folsom, owner of Samons, appeared representing the Mall Merchants in Hall Park Shopping Center. She said that the merchants have agreed to make a lot of improvements and much has been accomplished. She said that the merchants will get a better shake if signs can be put up to attract customers.

Mr. Lee Fuchs, owner of Dairy Queen, appeared to state that Hall Park Shopping Center merchants have got to compete with other 17th Street merchants by being able to present their business in such a manner that people will stop. He feels that better signing will help to do this.

Mr. Zane Hall re-appeared stating that he did not want to antagonize the neighbors as they are his customers. He said that the change of zone will not devalue the

nearby property. He said that he feels that he has the best location in the City, but he needs identification privileges before he will build further.

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Attorney Storer asked Mr. Hall if he had received written notice to the Planning Commission hearing. Hall said that he might have received one, but he was not sure. Dale asked Rod if letters had been sent out, and Rod answered that letters had been sent as required by law. Councilman Hovey stated that he would like to correct a statement made by Mr. Hall which may lead the audience to believe that this Council had already made up their minds on the zoning or re-zoning of this property. He said that is a dangerous misconception, as the Council does not come to a meeting with their minds made up, but to listen to the facts and then vote their convictions, and he hoped that no one would leave the meeting with the impression that the Council had already made up their minds. Hall said he had used poor wording as that is not what he meant.

Mr. Jack Bowling, 2019 McKinzie, re-appeared to say he is disturbed about some of the things Mr. Hall has said. He urged the Council not to re-zone to C-1.

It was explained that the size of a sign in RSC-1 and C-1 zones are the same, the difference is the amount of signs allowed. Mr. DePue said that he does not feel that signing is a good reason to re-zone as there is no need for more signs.

Bob Guenzler re-appeared to state that he had tried to sell his home for one year and it would not sell because of the shopping area.

John Mandler re-appeared to ask if the signs can be lighted. It was answered by several that they can be lighted. He said this could be a problem. He said he had just had his house appraised and was shocked with the low appraisal and was told it was because it is in the vicinity of a shopping center.

Attorney Storer asked the City Planner if this request is in consistence with the Comprehensive Plan? The City Planner answered yes. Attorney Storer then asked the City Planner to comment to the best of his knowledge, if there is other C-1 zoned property available within the immediate vicinity? Planner Gilchrist answered "not in the immediate area, the closest C-1 zoned area is west of Vo-Tech School". Storer also asked Gilchrist to respond to the impact of signs permitted in a C-1 zone. Gilchrist said, depending on location, it could have impact. He spotted on a map, for example, some near-by zoning changes and their impact.

It was moved by Councilman Wood, seconded by Deist, that the area be re-zoned from RSC-1 to C-1 and that the City Planner be instructed to reflect said zoning change on the official zoning map located in his office. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Erickson, and Deist; No, Councilman Hovey, carried.

The Mayor then called for a short recess.

After the re-convening of the meeting, Mayor Campbell declared open a public hearing to consider a rezoning request for Lots 19-24 and 30-41, Block 6, Highland Park Addition and called upon Councilman Wood to conduct this hearing. At the request of Councilman Wood, the City Clerk read the following memo:

City of Idaho Falls
December 3, 1986

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: REZONING REQUEST - BLOCK 6, HIGHLAND PARK
ADDITION

Attached is a copy of a rezoning request covering property located on the east side of Fremont Avenue and the west side of Elmore Avenue, north of Science Center Drive. The property is legally described as Lots 19 thru 24 and 30 thru

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41, Block 6, Highland Park Addition. The request is for a zone change from R-1 and R-3A and the property adjoining on the south in this block was recently rezoned to RSC-1 and at the present a new credit union office is under construction.

This request was originated by the City to cover some City-owned vacant property along Fremont Avenue, and at the Planning Commission's hearing, two property owners, adjoining on the east, stated their desire to join the rezoning proposal. After some consideration, the Commission determined that it would be in the interest of better planning and future usage of the property to consider all the remainder of the block at this time. For this reason, the hearing was recessed until the November meeting. The affected property owners were notified of the Commission's feelings, and they agreed to have their properties included in this request.

The Planning Commission, at their regular meeting in November, recommended approval of the rezoning request. This Department concurs with that recommendation and the matter is now being submitted for your consideration.

s/ Rod Gilchrist

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

Councilman Wood then invited anyone present who wished to speak against this request to be heard at this time. No one appeared. Councilman Wood asked the City Planner to answer a few questions. Wood asked Gilchrist if this request is completely compatible with the area for which the change is being made? Gilchrist answered yes. Wood asked if this necessitated a change in the Comprehensive Plan or if this change would be in agreement. Rod said it would be in agreement with the Comprehensive Plan. It was moved by Councilman Wood, seconded by Deist, that the Council change the zoning from R-1 to R-3A on the property described and the rezoning be approved, and that the City Planner be instructed to reflect said zoning change on the official zoning map located in his office. Roll call as follows: Ayes, Councilmen Wood, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

Mayor Campbell then declared open a public hearing to consider the re-zoning of Lots 25-28, Block 57, Highland Park Addition, and called upon Councilman Wood to also conduct this hearing. At the request of Councilman Wood, the City Clerk read this memo:

City of Idaho Falls
December 3, 1986

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: REZONING REQUEST - LOTS 25-28, BLOCK 57,
HIGHLAND PARK ADDITION

Attached is a copy of a rezoning request covering property located on the east side of Bear Avenue and the south side of Shelley Street in an R-1 zone. The property is legally described as Lots 25 through 28, Block 57, Highland Park

Addition. The property is vacant with the exception of a fairly large shop/storage building on the easterly side of the area.

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The requester, Reese Casperson, is requesting a zone change from R-1 to R-2 in order to construct some multi-family dwelling units. The property is vacant at the present time and Mr. Casperson would like to clean up the property and put up some multi-family units.

The Planning Commission, at their regular meeting in November, recommended denial of the rezoning request. This Department concurs with that recommendation and the matter is now being submitted for your consideration.

s/ Rod Gilchrist

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

Councilman Wood then invited those against this re-zoning to be heard at this time.

Mr. Don Holverson, 1075 Bear Avenue, appeared representing himself and his mother-in-law who lives at 1068 Bear Avenue. He said they are opposed to this re-zoning as they are concerned to the change in the neighborhood and they would like to see it remain a residential area.

Mr. Virgil W. Holverson, 1083 Bear Avenue, appeared briefly to ask the Council not to change this zoning. He is concerned about what will be constructed if the zoning is changed.

Mr. Larry Klinger, 1024 Bingham, appeared to state that Highland Park has been coming back and increasing in value and he feels this re-zoning will be detrimental to the area.

Mr. Blair Bates, 1095 Bear Avenue, appeared to register opposition to this re-zoning.

Ed Jones, 1112 Bear Avenue, appeared to make his opposition a matter of record.

The following letters in opposition to this re-zoning were presented:

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This is to inform you I am a property owner at 1085 Bear Avenue. This is directly across the street to the west. I am against having this rezoned.

s/ Florence Holverson

December 4, 1986

To the Zoning Board & City Council:

I am a property owner at 1060 Bear Avenue and don't want to see it rezoned to allow multiple dwellings.

Thank You,
s/ Archie Holverson

I live at 475 W. Shelley Street and I object to more than a single dwelling building being built. I am concerned that it will change property value and

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because of evidence of other apartments in the area I have found they are untidy.

s/ Pat Walker

December 1, 1986

Honorable Mayor and City Council:

We would like to respond to your letter concerning the rezoning from R-1 to R-2 of Lots 25, 26, 27, and 28 of Block 57 in the Highland Park Addition.

We are against the re-zoning for the following reasons: We feel that our property would be devalued. There would be more cars parked on the street and also more traffic. Renters of apartment complexes tend to be more transient than those in single family homes.

Sincerely,
s/ Ronald & Alice Bates

December 3, 1986

To the Mayor and City Council:

In response to your letter concerning the re-zoning of Lots 25, 26, 27, and 28, Block 57, from R-1 to R-2 Highland Park Addition.

We as property owners, feel that this change would devalue our property. This type of rental units brings in all kinds of renters that doesn't have any respect for your property and more traffic which could be dangerous for the small children on that street.

s/ Neal Empey

December 4, 1986

To Whom It May Concern:

As much as I have longed in the past twenty six years to see Lots 25, 26, 27, and 28, Block 57 of Highland Park Addition be improved upon to eliminate the weeds, I do not feel it in the best interest of the adjacent owners to re-zone to R-2 for a multi-family unit. It places commercial property in the middle of one family units and if children are involved it makes our yards their playground. It also involves more pets than we need as well as interrupting the unity of buildings.

Sincerely,
s/ Neva Mortensen

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Dear Mayor Campbell:

They are talking of building an eight-plex apartment building on the corner of Shelley and Bingham Street. I feel it might be bad for the neighborhood and make it unsafe for the small children and people living alone if they rent to the wrong element.

I, for one, hate to see it ruin our neighborhood.

Sincerely,
s/ Ms. Jene Hutchison

December 3, 1986

Dear Mayor Campbell:

I would like to oppose the re-zoning of the property at the south-east corner of Bear and Shelley for rental units whatever the number of units over a single family unit. I feel that re-zoning would lower our property value.

s/ M. Ainfield

Councilman Wood then asked for comments from those in favor of the re-zoning.

Mr. Reese Casperson, the requester, appeared to state that he plans to construct two units or four duplexes on the property and asked for approval of the re-zoning request.

Mrs. Jolene Casperson, 1060 Iona Street, appeared to state that she feels what Mr. Casperson plans to do will enhance the area.

Mr. Ray Campbell, Route #6, but owner of property in the area, appeared to state he approves this rezoning.

Mr. Harmon Bowen, 1020 Bannock, appeared to approve this request as he feels it will be a good addition to the area.

Councilman Wood asked City Planner Gilchrist to explain the reason that the Planning Commission denied this request. Gilchrist said that it was not a unanimous decision. Those who voted in favor felt that duplexes in this area will not increase the intensity that could be there if single family development is there. Those who voted against, felt it was a case of spot zoning and should not be granted. Councilman Deist asked the City Planner if he felt this would be spot zoning. The Planner answered in the affirmative.

There being no further comment, it was moved by Councilman Wood, seconded by Deist, that this request for re-zoning be denied. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Erickson, Deist, and Hovey; No, none; carried.

Bills for the month of November, 1986, were presented after having been properly audited by the Fiscal Committee:

| | <u>GENERAL</u> | <u>STREET</u> | <u>AIRPORT</u> | <u>WATER/SEWER</u> |
|----------|----------------|---------------|----------------|--------------------|
| SERV/MAT | \$ 894,189.77 | \$ 57,148.32 | \$ 75,374.08 | \$ 203,674.87 |

| | | | | |
|--------|-------------------|------------------|------------------|-------------------|
| SALARY | <u>671,019.99</u> | <u>48,118.61</u> | <u>19,897.61</u> | <u>106,727.93</u> |
| TOTAL | \$1,565,209.76 | \$ 105,266.93 | \$ 95,271.69 | \$ 310,402.80 |

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| | <u>ELECTRIC</u> | <u>SANITATION</u> | <u>RECREATION</u> | <u>SAN/SEW IMP</u> |
|----------|---------------------|---------------------|----------------------|---------------------|
| SERV/MAT | \$1,848,095.86 | \$ 38,000.08 | \$ 14,168.90 | \$ 4,250.00 |
| SALARY | <u>157,390.51</u> | <u>49,629.37</u> | <u>15,812.50</u> | <u>.00</u> |
| TOTAL | \$2,005,486.37 | \$ 87,629.45 | \$ 29,981.40 | \$ 4,250.00 |
| | <u>MUN CAP</u> | <u>LIBRARY</u> | <u>BRIDGE/ART ST</u> | <u>AMBULANCE</u> |
| SERV/MAT | \$ 53,200.88 | \$ 8,958.98 | \$ 22,783.17 | \$ 30,259.40 |
| SALARY | <u>.00</u> | <u>32,027.21</u> | <u>.00</u> | <u>31,276.86</u> |
| TOTAL | \$ 53,200.88 | \$ 40,986.19 | \$ 22,783.17 | \$ 61,536.26 |
| | <u>WATER CAP FD</u> | <u>MUN EQUIP FD</u> | <u>SURFACE DRAIN</u> | <u>CITY TOTAL</u> |
| SERV/MAT | \$ 49,809.30 | \$ 66,878.68 | \$ 4,734.50 | \$3,371,526.79 |
| SALARY | <u>.00</u> | <u>.00</u> | <u>.00</u> | <u>1,131,900.59</u> |
| TOTAL | \$ 49,809.30 | \$ 66,878.68 | \$ 4,734.50 | \$4,503,427.38 |

It was moved by Councilman Hovey, seconded by Sakaguchi, that the Controller be authorized to pay all bills as listed on the computerized print-out. Roll call as follows: Ayes, Councilmen Wood, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

Reports from Division and Department Heads were presented for the month of November, 1986. There being no questions nor comment, these were accepted by the Mayor and ordered placed on file in the office of the City Clerk.

License applications for BAKERY, Cookie Cottage, Smith's Food & Drug, Albertsons; BARTENDER, Jerry Lynn Hardison, Cheryl E. Mickulin, Bruce Larson, Ercel Mosen; CONCESSION, 7-Eleven Food Store (17th Street); GROCERY, Jiffy Mart, Goodies, the Jerky Factory, Buck's, Fearless Stinker Station; 7-Eleven Food Store (17th), Smith's Food & Drug, Osco Drug, (Broadway), Albertsons (Broadway); ICE CREAM STAND, Smith's Food & Drug; LIQUOR, Ray's Western Bar, Samoa Club, Sandpiper; MEAT MARKET, Smith's Food & Drug, Albertson (Broadway), MOTEL, Super 8 Motel, (1986 & 1987); POOL HALL, R&R Bar, Ray's Western Bar, Samoa Club; RESTAURANT, Pizza Hut of Idaho, Inc., (Anderson & Broadway), Charlie's Pub & Grill, New Orleans Famous Fried Chicken, Dimples Donuts, Stockyard Cafe, Chicken Broaster, Trina's Pockets & Buns, Shakey's Pizza, Sandpiper; WINE BY THE DRINK, R&R Bar, Charlie's Pub & Grill; RETAIL WINE, Jiffy Mart, Buck's, 7-Eleven Food Store, Smith's Food & Drug, Osco Drug (Northgate & Broadway), Albertsons (Broadway), Sandpiper; ELECTRICAL CONTRACTOR, Swen Benson Electric, Eagle Heating & Electric, Virgin Electric; JOURNEYMAN ELECTRICIAN, Swen Benson, Jerry Virgin, Wayne Landers; CLASS A BUILDING SUB-CONTRACTOR, Jones Paint & Glass, Jenkins Glass & Doors, Valley Glass Company, Hopkins Glass, Nave Glass, Cherry Glass & Aluminum, Inc.; CLASS B BUILDING SUB-CONTRACTOR, General Glass Service; CLASS B BUILDING CONTRACTOR, Max Ker & Son Lumber Company, Huls Construction, Mickelsen's Ace Home Center, Stallings Construction, Camco Construction Company, Inc. and a CLASS C BUILDING CONTRACTOR, for Grayson Builders, Inc., were presented carrying all required approvals. It was moved by Councilman Erickson, seconded by Wood, that these licenses be issued. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

BEER TO BE CONSUMED ON THE PREMISES license applications for Sandpiper Restaurant, Samoa Club, Shakey's Pizza, Ray's Western Bar, Charlie's Pub & Grill, Pizza Hut on Anderson & Broadway, R&R Bar; BEER NOT TO BE CONSUMED ON THE

PREMISES, Elm St. Jiffy Mart, Buck's, Fearless Farris Stinker Station, 7-Eleven Food Store, Smith's Food & Drug, Osco Drug (Broadway & Northgate), Albertsons (Broadway), were

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

The City Clerk asked for Council ratification of the issuance of a BARTENDER, a PHOTOGRAPHER, a RESTAURANT, and a BAKERY license. It was moved by Councilman Erickson, seconded by Wood, that this previous action be duly ratified. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Erickson, and Deist; No, none; carried.

From the Police Chief, came this memo:

City of Idaho Falls
December 2, 1986

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chief Pollock
SUBJECT: RECOMMENDATION FOR LOADING ZONE ON CLIFF STREET

Referred from the last City Council meeting was a request for a loading zone on Cliff Street. This was on the south side immediately east of Chamberlain Avenue for a new business starting up. They will require a space for short time loading and unloading.

We have checked this out and have approval from the Chairman of the Downtown Parking Committee along with our traffic Committee.

s/ R. D. Pollock

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

This memo from the Airport Manager was then read:

City of Idaho Falls
December 4, 1986

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Airport Committee
SUBJECT: AIRPORT LEASE AGREEMENT FOR OPERATION OF SHOE SHINE STAND

Mr. Ned Hammond has submitted a signed Airport Lease Agreement to operate a shoe shine stand in the Airport Terminal Building. The term of the Agreement is for one year.

The Agreement has been reviewed by the Assistant City Attorney.

The Airport Committee recommends that the Mayor and Clerk be authorized to execute the Airport Lease Agreement.

s/ James Thorsen

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It was moved by Councilman Deist, seconded by Sakaguchi, that the Mayor and City Clerk be authorized to execute this Airport lease agreement. Roll call as follows: Ayes, Councilmen Wood, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

From the Municipal Services Director came this memo:

City of Idaho Falls
December 3, 1986

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID TABULATION - RE-ROOFING CITY HALL

The Municipal Services Division concurs with the Project Architect that the low responsive bid of Hughes Roofing Company in the amount of \$88,896.00 be accepted by the City of Idaho Falls and respectfully requests that the Mayor and Council award said bid to Hughes Roofing Company.

Respectfully submitted,
s/ Craig Lords

Councilman Sakaguchi explained that this is the second time bids were received for this project and this bid of Hughes Roofing is a very good bid. It was moved by Councilman Sakaguchi, seconded by Hovey, that the low responsive bid of Hughes Roofing Company, in the amount of \$88,896.00, be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

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

City of Idaho Falls
December 3, 1986

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: CHARGE OFF UNPAID UTILITY ACCOUNTS (1982)

The Municipal Services Division respectfully requests authorization to charge off as uncollectable, all utility accounts that were finaled in 1982. These include, but are not limited to, bankruptcies, skips, deceased persons, and those with no assets.

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

Respectfully submitted,
s/ S. Craig Lords

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

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

City of Idaho Falls
December 3, 1986

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: RENEWAL OF ERRORS AND OMISSION AND POLICE
PROFESSIONAL LIABILITY

The Municipal Services Division respectfully requests Council ratification of the renewal of the Errors and Omissions and Police Professional Liability coverage with Agent Emmett Gallup, Tandy & Wood, Inc., representing National Casualty.

Respectfully submitted,
s/ S. Craig Lords

It was moved by Councilman Sakaguchi, seconded by Hovey, that the Council ratify the renewal of the Errors and Omissions and Police Professional Liability coverage. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Erickson; No, none; carried.

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

City of Idaho Falls
December 3, 1986

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: MUNICIPAL SWIMMING POOL - ORMOND BUILDERS, INC.
CHANGE ORDER NO. 9

Attached are four (4) copies of Change Order No. 9 in the amount of \$4,200.00 for furnishing and installing a catwalk over the filter tank and for modifying the existing handrail and three valves.

The City of Idaho Falls requested the addition of a catwalk to make it safer for personnel to clean the filter tank.

The Project Architect prepared the specifications and verified the cost as shown on Ormond Builders, Inc., itemized work order.

The Municipal Services Division recommends approval of said Change Order and respectfully requests approval from the Mayor and Council that the Mayor be authorized to sign the said documents.

Respectfully submitted,
s/ S. Craig Lords

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It was moved by Councilman Sakaguchi, seconded by Hovey, that the Council approve Change Order #9 and authorize the Mayor and City Clerk to sign the documents. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Erickson, and Deist; No, none; carried.

City Attorney Storer presented the following captioned ordinance:

ORDINANCE NO. 1848

AN ORDINANCE PROVIDING FOR THE SALE OF A PARCEL OF REAL PROPERTY OWNED BY THE CITY OF IDAHO FALLS, IDAHO; PURSUANT TO THE PROVISIONS OF TITLE 50, CHAPTER 14, IDAHO CODE; SAID PROPERTY BEING KNOWN AS THE ELM STREET MUNICIPAL SWIMMING POOL; PARTICULARLY DESCRIBING SAID PARCEL; REQUIRING THAT SAID PROPERTY BE APPRAISED AND SOLD AT PUBLIC AUCTION FOR NOT LESS THAN THE APPRAISED VALUE THEREOF; SETTING DATE FOR A PUBLIC HEARING PRIOR TO SAID SALE; AND PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

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

Attorney Storer reported that, sometime ago, the Council authorized him to negotiate a purchase of property owned by Mr. Glen Hancock. He said this has now been accomplished and he requested Council authorization to have the Mayor execute the contract covering purchase of the property. It was moved by Councilman Hovey, seconded by Wood, that the Mayor and City Clerk be authorized to sign the agreement covering the Glen Hancock property. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

Councilman Hovey commended the City Attorney for the work that he put in on procuring the Hancock property.

Councilman Erickson welcomed the Mayor home from his trip to the National Association of Cities Convention.

There being no further business, it was moved by Councilman Erickson, seconded by Sakaguchi, that the meeting adjourn at 9:20 P.M., carried.

s/ Velma Chandler
City Clerk

s/ Thomas Campbell
Mayor