

**MARCH 6, 1986**

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The City Council of the City of Idaho Falls, Bonneville County, Idaho, met in regular public session at the regular meeting place of the Council in the Council Chamber at the City Electric Building, 140 South Capital Avenue, in the City of Idaho Falls, Idaho, at 7:30 P.M., on March 6, 1986.

The Mayor then called the meeting to order. The roll was called and the following found to be present: Mayor Thomas Campbell; Councilmen Arthur Chandler, Melvin Erickson, Paul Hovey, and Ralph Wood; Absent: Wesley Deist 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 February 20th and a Special Session held March 3rd, 1986 was read and approved by the Council.

Mayor Campbell declared open a public hearing to consider a request for a variance which would enable the Eastern Idaho Vo-Tech School to utilize a mobile unit as a classroom. He called upon Councilman Wood, as Chairman of the Planning & Zoning Committee, to conduct the hearing. At the request of Councilman Wood, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls  
March 5, 1986

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: REQUEST FOR VARIANCE - EIVTS

The Eastern Idaho Vocational Technical School has submitted a request to utilize a mobile home as a classroom. The mobile home is one that was previously used by the Institute of Religion prior to constructing their permanent building.

The mobile home is currently stored adjacent to the Vo-Tech School property. The proposal is to place the classroom in the parking lot adjacent to the present mechanical building.

This Department recommends the request be approved for a period of time not to exceed one calendar year.

s/ Rod Gilchrist

Councilman Wood then invited anyone present who opposed this request to come forward and be heard at this time. No one appeared. Councilman Wood then invited those in favor of this request to be heard.

Mr. John Christopherson, Director of Eastern Idaho Vo-Tech School, appeared to explain the need for this unit. He said that this unit has been constructed as a portable classroom, even though it is a mobile unit. He said that they have a construction project and, if it proceeds on schedule, they should eliminate the need for portables in the future. He asked the Council for favorable consideration of this request. There being no questions or further comment, it was moved by Councilman Wood, seconded by Erickson, that this variance be granted for a period of time not to exceed one calendar year. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Hovey, and Deist; No, none; carried.

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

|          | <u>GENERAL</u>       | <u>STREET</u>        | <u>AIRPORT</u>    | <u>WATER &amp; SEWER</u> |
|----------|----------------------|----------------------|-------------------|--------------------------|
| SERV/MAT | \$ 949,296.35        | \$ 42,035.24         | \$ 158,916.95     | \$ 161,597.67            |
| SALARY   | <u>486,764.91</u>    | <u>31,050.81</u>     | <u>13,935.39</u>  | <u>72,288.42</u>         |
| TOTAL    | \$1,436,061.26       | \$ 73,086.05         | \$ 172,852.34     | \$ 233,886.09            |
|          | <u>ELECTRIC</u>      | <u>SANITATION</u>    | <u>RECREATION</u> | <u>MUN CAP IMP</u>       |
| SERV/MAT | \$3,219,110.20       | \$ 29,124.76         | \$ 10,551.20      | \$ 13,428.60             |
| SALARY   | <u>107,089.91</u>    | <u>32,090.25</u>     | <u>12,151.10</u>  | <u>.00</u>               |
| TOTAL    | \$3,326,200.11       | \$ 61,215.01         | \$ 22,702.30      | \$ 13,428.60             |
|          | <u>LIBRARY</u>       | <u>BRIDGE/ART ST</u> | <u>AMBULANCE</u>  | <u>MUN EQUIP REPL</u>    |
| SERV/MAT | \$ 6,891.79          | \$ 9,984.30          | \$ 29,876.12      | \$ 163,866.87            |
| SALARY   | <u>21,299.18</u>     | <u>.00</u>           | <u>22,260.92</u>  | <u>.00</u>               |
| TOTAL    | \$ 28,190.97         | \$ 9,984.30          | \$ 52,137.04      | \$ 163,866.87            |
|          | <u>SURFACE DRAIN</u> | <u>TOTALS</u>        |                   |                          |
| SERV/MAT | \$ 38,261.40         | \$ 4,832,941.45      |                   |                          |
| SALARY   | <u>.00</u>           | <u>798,930.89</u>    |                   |                          |
| TOTAL    | \$ 38,261.40         | \$ 5,631,872.34      |                   |                          |

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

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

License applications for AUCTIONEER, Hossner Brothers Auction Company; BARTENDER, Cindy Price, Cathy L. Ritchie, Gary A. Johnson, Cheryle Christine Padgen, Richard M. Hansen, Kelly Ann Hooks, Robyn Bachman, Terry O'Brien, Jr., Duane Roberts, Wayne Moss, Sandie Ley Jacobs, Rhett McNett; CONCESSIONS, Rio Theatre; FRUIT & VEGETABLE, Discount Foods; PRIVATE PATROLMAN, Bob Hatton; PHOTOGRAPHER, Photo Assets, Video Makers; LIQUOR CATERING PERMIT, Eagles Lodge #576; PUBLIC RIGHTS OF WAY, Co-Pro Inc., Atwood Concrete Construction, Alvin Taylor Quality Concrete, Inc., Priest Electric, K/M Services, Gene Stoddard-Son; CLASS C APPRENTICE, WA, GF, Sharron Ostler with Paul's Gas Service; CLASS D JOURNEYMAN, WA, Cecil Lofthouse; CLASS D JOURNEYMAN, GF, Jerry Sanders, Phillip Braden, Michael Braden; ELECTRICAL CONTRACTOR, Home Electric, Twin's Electric, Cee-Jay Company, Solar Electric Heat, Dale's Heating & Electric, Morgan Electric, Paul Field Electric; JOURNEYMAN ELECTRICIAN, W. C. Robinson, Charles Bateman, Richard Judy, Robert Louis Chellis, Dale Smith, John C. Morgan, William Lee Peterson, Lorin Lilya, Paul Field; APPRENTICE ELECTRICIAN, Jerry Peterson and William Chellis with Down's Electric, Floyd Gifford with Twin's Electric, Claude Lilya with Solar Electric Heat, Tony D. Gardner with Morgan Electric; CLASS B BUILDING CONTRACTOR, Freeman Construction; CLASS C BUILDING CONTRACTOR, Jones Construction, Romaine's, Schuldt & Son Construction, were presented, carrying all required approvals, but in need of Council authorization for issuance. It was moved by Councilman Erickson, seconded by Wood, that these licenses be issued. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

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The City Clerk asked for Council ratification of the issuance of a TO BE CONSUMED ON THE PREMISES BEER and RESTAURANT licenses to the 19th Hole Cafe and BARTENDER licenses to Florence D. Purcell, Jennie Sue Hargrove, and Gerald A. Arrington, with all required approvals, but without formal Council authorization. It was moved by Councilman Erickson, seconded by Wood, that the Council ratify these previous actions. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, and Hovey; No, none; carried.

The City Clerk presented an application for a BARTENDER permit in favor of Christie Campbell, carrying a recommendation from the Police Chief that it NOT be issued. It was moved by Councilman Erickson, seconded by Wood, that this license not be issued. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, and Hovey; No, none; carried.

The City Clerk asked for Council ratification of the publishing of legal notices calling for the hearing held this night and two to be held on March 20, 1986. It was moved by Councilman Wood, seconded by Chandler, that the Council ratify the publication of these legal notices. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Hovey, and Wood; No, none; carried.

From the Police Chief came this memo:

City of Idaho Falls  
March 4, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chief Pollock  
SUBJECT: TERMINATION OF UNLOCKING OR ATTEMPTING TO UNLOCK VEHICLES

Request your approval to terminate a public service provided by the Police Department for a good many years. This is the opening or attempting to open the locked doors of motor vehicles. (Except under an emergency or exceptional circumstances).

- PURPOSE:
1. Many of the later model vehicles are difficult to open without special tools and the skill to use them. Officers can and do damage the locking devise in attempting to open some vehicles and in some instances give up and refer the person to a locksmith.
  2. It has reached a point that over one hundred man hours are spent each month on this service. There is also the additional time spent by dispatch in logging and typing up the incident reports and in records by personnel filing and recording.
  3. There are three established locksmith businesses in the City with the expertise and specialized tools to do a much better job.

s/ R. D. Pollock

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Councilman Erickson stated that this practice has been reviewed previously and had been continued as a service to the Community. He said that with the present staffing of the Police Department, these hours spent for this service could be well utilized for other duties of the Police Force. Erickson said that the City has three established locksmiths businesses in the City and the owners of these businesses have agreed to have their services available twenty-four hours a day, on holidays, and weekends so the residents may obtain help when needed.

After several questions as to how the "locked out" person could get help in the future: liability on the part of the City if damage occurs to the vehicle; approximate cost for the services of a locksmith for their expert services; loss of police coverage while this service is being provided, were answered, it was moved by Councilman Erickson, seconded by Wood, that the City no longer perform the unlocking of vehicle service in the City of Idaho Falls, except under emergency or exceptional circumstances. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

This memo from the Public Works Director was then read:

City of Idaho Falls  
March 4, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: ENGINEERING AGREEMENT - ELLSWORTH  
ENGINEERING REPAINTING ELEVATED WATER TANK

Attached is a proposed agreement between the City of Idaho Falls and Ellsworth Engineering to provide the engineering services necessary to repaint the elevated water tank located at 140 South Capital Avenue.

The attached agreement has been reviewed and approved by the City Attorney and it is the recommendation of the Public Works Committee that the City Council grant approval and authorize the Mayor to sign.

Respectfully,  
s/ Chad Stanger

There being no questions nor comment, it was moved by Councilman Chandler, seconded by Hovey, that this agreement be approved. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

From the City Planner came this memo:

City of Idaho Falls  
March 5, 1986

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: FINAL PLAT - AUTUMN ADDITION, DIVISION NO. 1

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Attached is a copy of a final plat of the Autumn Addition. This is a parcel of property located on the east side of Ashment Avenue, adjacent to the Vo-Tech School. This property is now in the City and zoned R-3, but to date has been unplatted. This plat divides the property into five lots.

This matter was recently considered by the Planning Commission and at that time they recommended approval of the 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 Chandler, that the Council accept the final plat of Autumn Addition, Division #1 and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, and Hovey; No, none; carried.

This memo from the Electrical Engineer was then read:

City of Idaho Falls  
February 27, 1986

MEMORANDUM

TO: Mayor and Council  
FROM: Steve Harrison, Manager  
SUBJECT: BIDS FOR MVA TRANSFORMER

The Electric Division requests authorization to seek bids for a new 15/20/25 MVA transformer addition to the system. Estimated cost of this unit is \$180,000. The current budget will provide funds for this expenditure.

s/ G.S. Harrison

It was moved by Councilman Hovey, seconded by Wood, that the Electric Division be authorized to advertise for bids for a new 15/20/25 MVA transformer. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Hovey, and Wood; No, none; carried.

Also, from the Electrical Engineer came this memo:

City of Idaho Falls  
February 27, 1986

MEMORANDUM

TO: Mayor and City Council  
FROM: Steve Harrison, Manager, Electric Division  
SUBJECT: AUTHORIZATION TO BID FOR A TURBINE HYDRAULIC AND LUBE OIL PURIFICATION DEVICE

The Electric Division requests authorization to bid for a turbine hydraulic and lube oil purification device. The unit is mobile and will be used at all hydro plants.

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BPA will fund the purchase of this unit through their operation and maintenance budget related to the bulb turbines. Estimated cost is \$22,000.00.

s/ G. S. Harrison

It was moved by Councilman Hovey, seconded by Wood, that the Electric Division be authorized to seek bids for a turbine hydraulic and lube oil purification device. Roll call as follows: Ayes, Councilmen Erickson, Hovey, Wood, and Chandler; No, none; carried.

This memo from the Municipal Services Director was then read:

City of Idaho Falls  
March 5, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: CHARGE OFF UNPAID UTILITY ACCOUNTS (1981)

Municipal Services Division respectfully requests authorization to charge off as un-collectable, all utility accounts that were finaled in 1981, which includes, but is not limited to, bankruptcies, skips, deceased persons, and those with no assets. These accounts total \$68,540.42 which is .584% of sales for that year.

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

Respectfully submitted,  
s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Hovey, that the Council give authorization to charge-off these accounts as recommended. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

This memo from the Municipal Services Director was then read:

City of Idaho Falls  
March 6, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: NOTICE OF SALE OF \$1,650,000 GENERAL OBLIGATION PUBLIC FACILITIES RECREATION BONDS, SERIES 1986

It is respectfully requested that the Mayor and Council adopt a Resolution providing for the Advertisement of Notice of Sale of \$1,650,000 General Obligation Public Facilities Recreation Bonds, Series, 1986, of the City of Idaho Falls, Idaho.

Respectfully submitted,  
s/ S. Craig Lords

Noting the presence of Joe Barrows of Kirchner Moore and Company, Mayor Campbell asked him to comment about the sale of these bonds.

Mr. Barrows stated that this is not an extremely complex bond issue, but one that is relatively simple and straight forward. He said the City has been given an A-1 rating from rating agencies. He said, further, it appears that now is a good time to go to the market with these bonds.

The Mayor announced that one of the purposes of the meeting was to adopt a resolution providing for the advertisement of sale of \$1,650,000 General Obligation Public Facilities Bonds of the City of Idaho Falls voted at an election held in said City on November 5, 1985.

Thereupon, the following resolution was introduced in written form by Municipal Services Director S. Craig Lords, was read in full, and pursuant to motion made by Arthur R. Chandler, and seconded by Paul L. Hovey, was adopted by the following vote: Ayes, Councilmen Arthur R. Chandler, Melvin L. Erickson, Paul L. Hovey, and Ralph M. Wood; Nay, none.

The following resolution was thereupon signed by the Mayor, attested by the City Clerk, and was ordered recorded and is as follows:

**RESOLUTION (Resolution No. 1986-01)**

A RESOLUTION providing for the advertisement of notice of sale of \$1,650,000 General Obligation Public Facilities Recreation Bonds, Series 1986, of the City of Idaho Falls, Idaho.

\*\*\*                      \*\*\*                      \*\*\*

BE IT RESOLVED, by the Mayor and Council of the City of Idaho Falls, Bonneville County, Idaho, as follows:

Section 1. That \$1,650,000 General Obligation Bonds of the City of Idaho Falls, Bonneville County, Idaho, authorized at an election held in said City on November 5, 1985, shall be sold as herein directed.

Section 2. That sealed bids for the purchase of the bonds of the City of Idaho Falls described in the following notice of sale shall be received up to 10:30 a.m., MST, April 3, 1986, and shall be considered at a Special Public Meeting of the City Council to be held in the City Hall Conference Room at City Hall, 308 "C" Street, in the City of Idaho Falls at 12:15 p.m., MST, on said date.

Section 3. That the City Clerk is hereby instructed to have published in The Post Register, the official newspaper of the City, for three consecutive publications at weekly intervals, with the first of such publications to be not less than twenty-one (21) days prior to the date of sale, a notice in substantially the following form:

**NOTICE OF SALE OF  
\$1,650,000 GENERAL OBLIGATION  
BONDS, SERIES 1986, OF THE CITY  
OF IDAHO FALLS, IDAHO**

**MARCH 6, 1986**

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NOTICE IS HEREBY GIVEN by the City Council of the City of Idaho Falls, Bonneville County, Idaho (the "City"), that the City intends to sell and issue \$1,650,000 General Obligation Bonds, Series 1986 (the "Bonds"), of the City.

Sealed bids will be received by the Director of Municipal Services of the City at the office of the Director of Municipal Services at City Hall, Room 200, 308 "C" Street, Idaho Falls, Idaho 86402, up to 10:30 A.M., MST, on Thursday, April 3, 1986, at which time and place any bids received shall be publicly opened and read. At the hour of 12:15 o'clock P.M., MST, on said day, said bids will be considered at a Special Public Meeting of the Council to be held in the Conference Room at City Hall, 308 "C" Street, in the City of Idaho Falls, Idaho, for the purpose of considering such bids, awarding the Bonds or rejecting any and all bids therefor.

The bonds will be dated April 1, 1986, will be issuable only as fully registered bonds, will be issued in denomination \$5,000 and any integral multiple thereof, and will be mature serially on February 1 of each of the years and in the amounts as follows:

| <b><u>YEAR</u></b> | <b><u>AMOUNT</u></b> |
|--------------------|----------------------|
| 1987               | \$ 15,000            |
| 1988               | 65,000               |
| 1989               | 70,000               |
| 1990               | 75,000               |
| 1991               | 80,000               |
| 1992               | 90,000               |
| 1993               | 100,000              |
| 1994               | 110,000              |
| 1995               | 115,000              |
| 1996               | 125,000              |
| 1997               | 135,000              |
| 1998               | 145,000              |
| 1999               | 160,000              |
| 2000               | 175,000              |
| 2001               | 190,000              |

**INTEREST RATES:** The Bonds will bear interest at any number of different rates not exceeding fifteen (15), any of which may be repeated, expressed in multiples of 1/8th to 1/20th of 1%, but the highest rate for any of the bonds shall not exceed the lowest rate by more than one and one-quarter percent (1.25%). All Bonds of the same maturity must bear a single rate of interest. A zero rate cannot be named for all or part of the time from the date of any Bond to its stated maturity, and any premium must be paid in the funds specified for the payment of the Bonds as part of the purchase price. Interest will be payable commencing February 1, 1987, and semiannually thereafter, at a rate or rates not exceeding eleven percent (11%) per annum, to be fixed at the time the Bonds are sold.

**BOND REGISTER AND PAYING AGENT:** The Idaho First National Bank, Corporate Trust Department, Boise, Idaho 84703 will be the paying agent and bond registrar for the Bonds. The City may remove any paying agent and any bond registrar, and any successor thereto, and appoint a successor or

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successors thereto. Principal of and premium, if any, on the bonds will be payable when due to the registered owner of each Bond at the principal corporate trust office of the paying agent. Payment of interest on each Bond will be made to the person which, as of the record date, is the registered owner of the Bond and shall be made by check or draft mailed to the person which, as of the record date, is the registered owner of the Bond, at the address of such registered owner as it appears on the registration books of the City kept by the bond registrar. Payment of principal of any of the Bonds shall be made only upon surrender of the registered Bond to the paying agent at maturity.

REDEMPTION PROVISIONS: Bonds maturing in the years 1996 to 2001, inclusive, are callable for redemption in whole or in part, in inverse order of maturities, on February 1, 1995, and on any interest payment date thereafter prior to maturity, upon not less than thirty (30) days prior notice, at the following redemption prices, expressed as a percentage of the principal amount thereof, plus accrued interest to the date fixed for redemption as set forth in the following table:

| <u>Redemption Date</u><br><u>(Both Dates Inclusive)</u> | <u>Redemption</u><br><u>Price</u> |
|---|-----------------------------------|
| February 1, 1995 through February 1, 1997               | 101%                              |
| August 1, 1997 and thereafter                           | 100%                              |

SECURITY: The Bonds will be full general obligations of the City, payable from the proceeds of ad valorem taxes to be levied without limitation as to rate or amount.

PLACE OF PAYMENT: Principal of premium, if any, and interest on the Bonds will be payable in lawful money of the United States of America, and the principal of the premium, if any, on the Bonds will be payable at the Idaho First National Bank, Corporate Trust Department, Boise, Idaho 83702, or at a bank or trust company designated by the successful bidder and approved by the City on the date of sale.

AWARD: Award or rejection of bids will be made on the date above-stated for receipt of bids and the checks or deposits of the unsuccessful bidders will be returned immediately. The City Council will sell the Bonds to the responsible bidder offering to pay par and accrued interest and specifying a rate or rates of interest which results in the lowest net interest cost to the City, computed from the date of the Bonds to maturity, after the deduction of premium, if any.

FORM OF BID: Bids shall specify (a) the lowest rate or rates of interest and premium, if any, above par at which the bidder will purchase the Bonds or (b) the lowest rate or rates of interest at which said bidder will purchase the Bonds at par and accrued interest to the date of delivery. The Bonds will not be sold for less than par and accrued interest to the date of delivery. Each bid must be in writing for all the Bonds herein offered for sale and, together with the bidder's check or cash deposit, must be enclosed in a sealed envelope marked on the outside, "Proposal for Bonds" and addressed to

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the Director of Municipal Services of the City of Idaho Falls, Idaho. For information purposes only, the bidders are requested to state in their bids the net effective interest rate represented by the rates of interest specified in each bid, interest to be figured from the date of the Bonds to their maturity.

BID CHECK: Each bid shall be accompanied by the cashier's or a certified check in the amount of five per cent (5%) of the amount of such bid, made payable to the order of the City of Idaho Falls, or by a cash deposit in like amount, which check or deposit will be returned to the bidder if his bid is not accepted. If the successful bidder shall fail, neglect or refuse to accept the Bonds on the date fixed for delivery and to complete and pay therefore in accordance with the terms of his bid, the check or deposit of the successful bidder will be forfeited as liquidated damages to the City of Idaho Falls.

SALE RESERVATIONS: The City Council reserves the right to (1) waive any irregularity or informality in any bid; (2) reject any and all bids for the Bonds; and (3) re-advertise the Bonds for sale until the Bonds have been sold as provided by law.

MANNER AND TIME OF DELIVERY: The purchasers will be given at least seven (7) business days advance notice of the proposed date of the delivery of the Bonds when that date has been determined. It is now estimated that the Bonds will be delivered on or about April 15, 1986. The Bonds will be prepared and delivered as fully registered bonds in such authorized denominations and registered in such names as the successful bidder shall request at least seven (7) business days prior to the delivery date. The City will supply the printed Bonds. Delivery of the Bonds will be made in Salt Lake City, Utah, except that the successful bidder may at his option and expense designate some other place of delivery. The successful bidder must also agree to pay for the bonds in federal funds which will be immediately available to the City of Idaho Falls, Idaho, on the day of delivery.

CUSIP NUMBERS: It is anticipated that CUSIP identification numbers will be printed on the Bonds but neither the failure to print such numbers on any Bond nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for the Bonds in accordance with terms of the purchase contract. All expenses in relation to the printing of CUSIP numbers on the Bonds shall be paid for by the City; provided, however, that the CUSIP Service Bureau charge for the assignment of said numbers shall be the responsibility of and shall be paid for by the purchaser.

TAX EXEMPT STATUS: In the opinion of bond counsel, under existing law, including current rulings and official interpretations of law by the Internal Revenue Service, interest on the Bonds is not includible in the federal gross income of the owners of the Bonds and consequently is exempt from present federal income taxation. In the opinion of bond counsel, under the statutes of the State of Idaho in force on the date of delivery of the bonds, interest on the Bonds will be exempt from income taxes imposed by the Idaho Income Tax Act.

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Reference is hereby made to the discussion set forth in the Official Statement under the caption "TAX EXEMPTION AND LEGAL MATTERS-Proposed Federal Tax Legislation" and to the form of opinion of bond counsel attached as APPENDIX C to the Official Statement.

LEGAL OPINION: The unqualified approving opinion of Chapman and Cutler covering the legality of the Bonds will be furnished without cost to the successful bidder and will be printed on the back of the Bonds. There will also be furnished the usual closing certificates, dated as of the date of delivery and payment for the Bonds, including a statement that there is no litigation pending or, to the knowledge of the signer thereof, threatened, affecting the validity of the Bonds.

DISCLOSURE CERTIFICATE: Upon delivery of the Bonds, the successful bidder will be provided a certificate executed by the Mayor, City Treasurer and City Clerk or other officer of the City confirming to the successful bidder that, to the best of the knowledge and belief of the signers thereof, and after reasonable investigation: (a) the Official Statement circulated with respect to the bonds (as supplemented or amended as of the time of sale) did not at the time of the sale of the Bonds and does not at the time of the delivery of the bonds contain any untrue statement of a material fact or omit to state any material fact necessary to make the statements therein, in light of the circumstances under which they were made, not misleading; and (b) there has been no material adverse change in the operations or financial affairs of the City since the time of such sale.

ADDITIONAL INFORMATION: Complete financial information and other information pertinent to the Bonds may be obtained from the Director of Municipal Services at the City Hall, 308 C Street, Idaho Falls, Idaho, 83402, or from Kirchner Moore & Company, 717 Seventeenth Street, Suite 2700, Denver, Colorado, 80202.

By order of the City Council of the City of Idaho Falls, Idaho.  
Dated this 6th day of March, 1986.

s/ Thomas Campbell  
Mayor

ATTEST:  
s/ Velma Chandler  
City Clerk

Adopted and approved March 6, 1986.

s/ Thomas Campbell  
Mayor

ATTEST:  
s/ Velma Chandler  
City Clerk

The next seven memos from the Municipal Services Director were read and acted upon, as follows:

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City of Idaho Falls  
March 5, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: LEASE - RICK MILLER

Attached are copies of a proposed lease agreement between the City of Idaho Falls and Rick Miller for the rental of the City owned house located at Route 9, Box 307, Idaho Falls, Idaho. The term of this proposed lease agreement, is March 1, 1986 through May 31, 1986.

This agreement has been prepared by the City Attorney and reviewed by the Director of Parks and Recreation and the General Services Department. The Municipal Services Division respectfully requests approval from the Mayor and City Council.

Respectfully submitted,  
s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Erickson, that the Council approve the lease agreement with Rick Miller and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

City of Idaho Falls  
March 5, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: LEASE EXTENSION -"19TH HOLE CAFE"

Attached are signed copies of the proposed lease extension agreement between the City of Idaho Falls and Renee' Walsh and Karen Stueve for the "19th Hole Cafe" and refreshment stand located at Pinecrest Golf Course. The term of the agreement is March 1, 1986 through November 30, 1986.

The proposed agreement has been reviewed by the City Attorney, the Golf Course City Council Committee, the Golf Course Manager, and the General Services Department. The Municipal Services Division respectfully requests the approval of the Mayor and City Council on this lease extension agreement.

Respectfully submitted,  
s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Erickson, that the Council accept this extension to the lease for the 19th Hole Cafe and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

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City of Idaho Falls  
March 5, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Division  
SUBJECT: LEASE EXTENSION - SAND CREEK GOLF COURSE CAFE

Attached are signed copies of the proposed lease extension agreement between the City of Idaho Falls and Canteen Food and Vending Service for the "Sand Creek Golf Course Cafe" located at Sand Creek Golf Course. The term of the agreement is March 1, 1986 through November 30, 1986.

The proposed agreement has been revised by the City Attorney, the Golf Course City Council Committee, the Golf Course Manager, and the General Services Department. The Municipal Services Division respectfully requests the approval of the Mayor and City Council on this lease extension agreement.

Respectfully submitted,  
s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Erickson, that this lease extension be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

City of Idaho Falls  
March 6, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: LEASE-PURCHASE AGREEMENT - FIRE TRUCK

Attached is a form Lease -Purchase Agreement in favor of First Interstate Bank, Idaho Falls Office, for one (1) new Pirsch, Model 88 C, 1250 GPM Pumper with a Model 6V-92 TA Detroit diesel engine to be supplied by Superior Fire Apparatus Company, distributor and manufactured by Peter Pirsch & Sons Company for \$71,113.37 with trade as per our specifications, Bid IF-84-24.

The Lease Agreement requires a down payment of \$39,00.00 at an annual interest rate of 7.725 percent. The City Attorney has reviewed the printed form Lease Agreement, however, the bank was unable to return the completed documents in time for this meeting.

The Finance Department, Fire Department, and Municipal Services Division recommends approval of the attached agreement and respectfully requests authorization for the Mayor and City Clerk to sign, subject to approval of the City Attorney as to the form of the documents.

Respectfully submitted,  
s/ S. Craig Lords

**MARCH 6, 1986**

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Attorney Storer stated that he had reviewed the form of the documents sent to the bank, but he requested that the motion include that authorization of the lease-purchase agreement be given subject to approval of the City Attorney to insure that the documents are in legal form. It was moved by Councilman Chandler, seconded by Hovey, that this lease-purchase agreement in favor of First Interstate Bank be approved, subject to final approval of the documents. Roll call as follows: Ayes, Councilmen Hovey, Wood, Chandler, and Erickson; No, none; carried.

City of Idaho Falls  
March 5, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID NO. IF-86-12, ONE (1) NEW CRASH/FIRE/RESCUE  
EXTRICATION SYSTEM

Attached is the tabulation of bids for IF-86-12, one (1) new crash/fire/rescue extrication system, consisting of heavy duty power rescue tools. It is the recommendation of the Fire Department, Airport and Municipal Services Division, in concurrence with the Federal Aviation Administration, to accept the bid of L. N. Curtis and Son to furnish the extrication system for a total amount of \$12,495.00. The low bid of San Juan Safety Supply did not meet specifications.

This is a budgeted item with the Federal Aviation Administration grant paying a portion of the cost.

Respectfully submitted,  
s/ S. Craig Lords

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

City of Idaho Falls  
March 5, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID IF-86-14, VEHICLES

Attached is a tabulation of bids for Bid IF-86-14, Vehicles. It is the recommendation of the Purchasing Department and the Municipal Services Division that we award the bids as per attached I.

The low responsive bids including options required and trade-in allowances are shown on attachment I.

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It is also recommended that the following trade-in units be sold to the highest bidder as listed:

| <u>Unit</u> | <u>Bidder</u>       | <u>Amount</u>   |
|-------------|---------------------|-----------------|
| No. 13      | Frank Staggie       | \$ 520.00       |
| No. 353     | Joe Phillips        | 476.75          |
| No. 656     | Stommel Maintenance | 1,515.51        |
| No. 189     | Marion Cutler       | <u>1,026.66</u> |
|             |                     | \$ 3,538.92     |

After reviewing the bids received for Item 9 - One large size sedan for the Fire Department, it has been determined that the bid specifications require revision. Therefore, it is further recommended to reject all bids for Item 9 and rebid at a later date.

Respectfully submitted,  
s/ S. Craig Lords

At the request of Councilman Chandler, Municipal Services Director Lords explained the procedure for obtaining these bids. It was moved by Councilman Chandler, seconded by Hovey, that the Council award these bids, with the exception of No. 9 and authorization be given to re-advertise for bids on this item at a later date. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, and Hovey; No, none; carried.

City of Idaho Falls  
March 5, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: BID RECOMMENDATION FOR REPAIR OF CONCRETE FLOOR IN THE NORTH BAY OF FIRE STATION NO. 1

Attached is a tabulation of bids for repair of the concrete floor in the north bay of Fire Station No. 1.

It is the recommendation of the Municipal Services Division and John J. Harper, the Project Engineer, to accept the low responsive bid of Freeman Construction in the amount of \$3,731.00.

Respectfully submitted,  
s/ S. Craig Lords

It was moved by Councilman Chandler, seconded by Hovey, that the Council award this bid as recommended. Roll call as follows; Ayes, Councilmen Chandler, Erickson, Hovey, and Wood; No, none; carried.

From the Municipal Services Director came this memo accompanied by an ordinance:

**MARCH 6, 1986**

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City of Idaho Falls  
February 18, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: HEALTH ORDINANCE

It is respectfully requested that the Mayor and City Council consider the attached Health Ordinance and give their approval. This Ordinance has been reviewed and approved by the City Attorney.

It is hereby the recommendation of the Municipal Services Division that we adopt this Health Ordinance.

Respectfully submitted,  
s/ S. Craig Lords

**ORDINANCE NO. 1819**

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 8-1-1 CITY CODE OF THE CITY OF IDAHO FALLS, IDAHO, RELATING TO THE ADOPTION OF THE FOOD ESTABLISHMENT REGULATIONS OF THE IDAHO DEPARTMENT OF HEALTH AND WELFARE, ADOPTING SUCH REGULATIONS AS THE HEALTH ORDINANCE OF IDAHO FALLS, IDAHO, PROVIDING FOR SEVERABILITY AND ESTABLISHING EFFECTIVE DATE.

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

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

City of Idaho Falls  
February 28, 1986

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: S. Craig Lords, Municipal Services Director  
SUBJECT: GAS FRANCHISE ORDINANCE

**MARCH 6, 1986**

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It is respectfully requested that the Mayor and City Council consider the attached Gas Franchise Ordinance and give their approval. This Ordinance has been reviewed by the City Attorney and the appropriate Division Directors.

It is hereby the recommendation of the Municipal Services Division that we adopt the Gas Franchise Ordinance.

Respectfully,  
s/ S. Craig Lords

City Attorney Storer presented the following captioned ordinance:

**ORDINANCE NO. 1820**

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, GRANTING TO INTERMOUNTAIN GAS COMPANY A THIRTY (30) YEAR FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE A GAS TRANSMISSION AND DISTRIBUTING SYSTEM; PROVIDING FOR THE USE OF STREETS AND ALLEYS, AND RULES GOVERNING THE SAME; SUBJECTING THE GRANTEE TO ALL POWERS OF THE CITY; SETTING FORTH THE RULES GOVERNING REPAIRS AND RECONSTRUCTION OF THE STREETS; PROVIDING FOR THE TERM OF THE FRANCHISE AND GRANT; PROVIDING FOR THE RIGHT OF INSPECTION BY THE CITY OF GRANTEE'S PLANS, ACCOUNTS, AND BOOKS; REQUIRING GRANTEE TO FURNISH CERTAIN MAPS; SETTING FORTH THE ANNUAL PAYMENT TO THE CITY, AND THE FILING OF ANNUAL REPORTS WITH THE CITY; REQUIRING GRANTEE TO INDEMNIFY CITY, AND FILE EVIDENCE OF INSURANCE; REQUIRING COMPLIANCE WITH SAFETY REGULATIONS; SETTING FORTH AN AGREEMENT NOT TO COMPETE, RESERVING POWER OF EMINENT DOMAIN; PROVIDING FOR SURRENDER OF FRANCHISE; GRANTING RIGHT TO SALVAGE; REQUIRING WRITTEN ACCEPTANCE; PROVIDING FOR CONSENT TO SALE, ASSIGNMENT OR LEASE; SETTING FORTH CITY'S RIGHT TO ADDITIONAL PAYMENT; PROVIDING FOR PAYMENT OF PUBLICATION COST; SETTING FORTH PENALTIES AND FORFEITURES, SEPARABILITY AND REPEAL; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing ordinance was presented in title. It was moved by Councilman Chandler, seconded by Hovey, that the provisions of Section 50-902 of the Idaho Code requiring the ordinance be read in full be dispensed with and the ordinance be passed on its first reading only. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Hovey, and Wood; No, none; carried. Mayor Campbell asked the City Attorney what would be required if the City,

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at a later date, wishes to change their requirements in repairing streets. The Attorney answered that the City would have the ability to require the repair of streets if the City sees fit.

There being no further business, it was moved by Councilman Erickson, seconded by Hovey, that the meeting adjourn at 8:10 p.m.; carried.

s/ Velma Chandler  
CITY CLERK

s/ Thomas Campbell  
MAYOR

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