

**OCTOBER 18, 1984**

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The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, October 18, 1984, in the Council Chamber in Idaho Falls, Idaho.

Prior to calling the meeting to order, Mayor Campbell invited Scout Damion Riddoch 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 Tom Campbell; Councilmen Art Chandler, Mel Erickson, Wes Deist, Paul Hovey, Sam Sakaguchi, and Ralph Wood. Also present: Velma Chandler, City Clerk; Dale Storer, City Attorney; and all available Division Directors.

Minutes of the last Regular Council Meeting held October 4th, 1984, were read and approved.

Mayor Campbell honored Eagle Scouts Bradley Heileson, Jim Law, Michael Miller, Randall Newman and Alma Stumpp by presenting each with a certificate of appreciation. Mayor Campbell told these scouts that the entire City of Idaho Falls is proud of them and their value to the City. Each Scout then received a congratulatory handshake from all City Officials around the Council Table and a round of applause from all those present in the Council Chamber.

Mayor Campbell declared open a public hearing, recessed from the October 4th meeting until this night, and called upon Councilman Wood, to conduct the hearing. At the request of Councilman Wood, the City Clerk read the following memo from the City Planner:

City of Idaho Falls  
October 17, 1984

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: ANNEXATION & INITIAL ZONING - LOTS 1 THROUGH 3,  
BLOCK 2, CHAFFIN ADDITION

This Department recently advertised for a public hearing to consider the annexation of the above described property, which is a recorded county plat on the south side of Lincoln Road, west of Woodruff Avenue. This hearing was originally scheduled for October 4th, but at the request of the developers, the matter was recessed to October 18th.

We again request the City Council to recess this matter until the next regularly scheduled Council Meeting on November 8th, 1984.

s/ Rod Gilchrist

It was moved by Councilman Wood, seconded by Deist, that this hearing be again recessed until the November 8th Council Meeting. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

Councilman Wood then conducted annexation proceedings for unplatted property adjacent to East River Road and asked the City Clerk to read the following memo:

City of Idaho Falls  
October 16, 1984

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: ANNEXATION & INITIAL ZONING - UNPLATTED  
PROPERTY ADJACENT TO EAST RIVER ROAD

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This office has received a request to annex approximately 1.3 acres of land on the west side of the East River Road. The owner is also requesting initial zoning of I&M-1. This matter was earlier considered by the Planning Commission, and at that time they unanimously recommended approval of the request.

This Department concurs with their recommendation and it is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

City Planner Gilchrist located the subject area and described the request. It was moved by Councilman Wood, seconded by Deist, that the Annexation Agreement for the Jenkins property on East River Road be accepted and the Mayor and City Clerk be authorized to sign the agreement. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

**ORDINANCE NO. 1770**

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. (JENKINS PROPERTY, EAST RIVER ROAD)

The foregoing ordinance was presented in title. It was moved by Councilman Wood, seconded by Deist, that the provisions of Section 50-902 of the Idaho Code requiring all ordinances to be read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

Councilman Wood declared open a public hearing to consider the establishing of initial zoning of the newly annexed area. No one appeared either for or against the request. Therefore, it was moved by Councilman Wood, seconded by Deist, that the initial zoning be established as I&M-1, as recommended, for the Jenkin's property just annexed, and 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, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

Noting from the agenda that annexation proceedings were to be conducted for property at John Adams and Woodruff, Councilman Wood asked the City Clerk to read the following memo:

**OCTOBER 18, 1984**

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City of Idaho Falls  
October 16, 1984

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: ANNEXATION & INITIAL ZONING OF PROPERTY AT JOHN  
ADAMS & WOODRUFF

This annexation and initial zoning of the subject property located along the east side of Woodruff Avenue and south on John Adams Parkway was initially scheduled for consideration on October 18th. After discussing this matter at the Council Committee level, the City Staff met with the developer's agent, and it was agreed to recess this matter until November 20th, in order to complete the drawings for Division No. 1.

This Department recommends that the City Council recess this matter until this date.

s/ Rod Gilchrist

It was moved by Councilman Wood, seconded by Deist, that the annexation proceedings for the above described area be recessed until November 20th as requested. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

The Mayor then declared open a public hearing to consider certain amendments to the zoning ordinance and asked Councilman Wood to conduct this hearing. At the request of Councilman Wood, the City Clerk read this memo:

City of Idaho Falls  
October 16, 1984

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: PROPOSED AMENDMENTS TO ZONING ORDINANCE NO.  
1115

Attached are four proposed amendments to the City's Zoning Ordinance. These have to do primarily with conditional use permits; one is requesting the fee be changed from \$40.00 to \$75.00 for those permits which are considered by both the Planning Commission and City Council. Another is to permit day-care facilities to be approved as conditional use permits and inserting this into the proper place within the Ordinance.

The Planning Commission unanimously recommended these amendments be approved. This Department concurs with that recommendation and the matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

It was moved by Councilman Wood, seconded by Deist, that the City Attorney be directed to prepare the necessary ordinance to make the changes in the zoning ordinance as recommended. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

A public hearing was then held to consider an appeal from a Board of Adjustment decision concerning 435 E. 24th Street. Councilman Wood asked the City Clerk to read this explanatory memo from the City Planner:

City of Idaho Falls  
October 16, 1984

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: APPEAL FROM DECISION OF BOARD OF ADJUSTMENT -  
435 E. 24TH STREET

Attached is a copy of a request for a variance to the Board of Adjustment which would allow a carport to be attached to an existing house which would extend to the side property line. This would leave five feet (5') from the carport to the adjacent dwelling at 445 E. 24th Street.

The Board of Adjustment considered this matter at a recent meeting, and at that time the request was denied. This appeal was discussed by Council Committee, and it was generally felt that, if the owner would move the side of the carport back from the side property, this would not present a problem.

This matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

There was no one to appear concerning this appeal. It was moved by Councilman Wood, seconded by Deist, that the Council deny this request. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

A public hearing was then conducted to consider an appeal from a Board of Adjustment decision for 2375 S. Higbee Ave. Councilman Wood asked the City Clerk to read this memo:

City of Idaho Falls  
October 16, 1984

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: APPEAL FROM DECISION OF BOARD OF ADJUSTMENT -  
2375 S. HIGBEE AVE.

Attached is a copy of a variance submitted to the Board of Adjustment requesting permission to construct a family room to within two feet (2') of the required five foot (5') side yard. This matter was the subject of a public hearing before the Board of Adjustment recently, and subsequently denied, since it would leave only seven feet (7') between the two completed structures.

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This matter was the subject of a discussion at Council Committee and it was generally felt the structure should be shortened three feet (3') in order to comply with the required five foot (5') side yard in this area. This Department is in concurrence and recommends denial of the request.

This matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

There was no one present to speak concerning this request. It was moved by Councilman Wood, seconded by Deist, that this request be denied. Roll call as follows: Ayes, Councilmen Chandler, Erickson, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

License applications for RESTAURANT, The Wine Cellar; GROCERY, Grand Central, dba Fred Meyer; AUCTIONEER, Keith Munns; RETAIL WINE, Grand Central dba Fred Meyers; PRIVATE PATROLMEN, Ted E. Davis, David Michael White; TAXI OPERATOR, Harry V. Rigoulot; BARTENDER, Tina Christopherson, Janie Lee Spencer, Paula Geane Grenvik, Rebecca Hammon, Marilyn Kinny, Korby Ruth Smith, Lawauna Gallagher, James D. Ashbury, Val Larson, Kerry Jo Davies, Robert W. Beckstead; ELECTRICAL CONTRACTOR, Star Electric, Van Orden's Ideal Electric; JOURNEYMAN ELECTRICIAN, Wayne Gray, J. Wayne Van Orden, Kent Van Orden; APPRENTICE ELECTRICIAN, Bryan Van Orden with Van Orden's Ideal Electric; JOURNEYMAN PLUMBER, Greg Petersen, were presented. It was moved by Councilman Erickson, seconded by Deist, that these licenses be issued subject to the approval of the appropriate Division Directors, where required. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

The City Clerk asked for Council ratification of issuing a TO BE CONSUMED ON THE PREMISES BEER license to The Bottomline; an AUCTIONEER license to Bob Mann and a RESTAURANT license to Bonanza Family Dining. It was noted that these applications had been approved by the proper Division Heads prior to issuance. It was moved by Councilman Erickson, seconded by Deist, that the Council ratify this previous action. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

A NON-COMMERCIAL KENNEL license application for Jed Edelmayer was presented carrying a recommendation from the Police of Chief that it NOT be issued. Councilman Erickson explained that the Code requires the approval of at least 75% of all property owners within 100 feet of the premises for a non-commercial kennel license. He said that not one of the required property owners would sign their approval, therefore, this was the basis for denial. It was moved by Councilman Erickson, seconded by Deist, that this request for a license be denied. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, Erickson, and Deist; No, none; carried.

The City Clerk asked for Council authorization to publish legal notices calling for re-zoning hearings on November 8th, 1984. It was moved by Councilman Wood, seconded by Deist, that the City Clerk be authorized to publish the legal notices as requested. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

Renewal riders to Union Pacific Railroad Agreements #'s LD 19377-3 and LD 13959-6 were presented. It was moved by Councilman Sakaguchi, seconded by Hovey, that the Mayor and City Clerk be authorized to sign the renewal of these Railroad Agreements. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

This memo from the City Planner was then read:

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City of Idaho Falls  
October 16, 1984

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: FINAL PLAT - ASHMENT ADDITION, DIVISION NO. 5

Attached is a copy of the final plat of the above-mentioned subdivision. This property was previously annexed to the City and zoned C-1. The developer is now requesting consideration of the final plat in order for Construction to begin on the site.

The Planning Commission, earlier this year, recommended approval of the plat. This Department concurs with this recommendation and the matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

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

It was moved by Councilman Wood, seconded by Deist, that the Council accept the Development Agreement for Ashment Addition, Division #5 and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Erickson, Deist, Sakaguchi, Chandler, Wood, and Hovey; No, none; carried.

This memo from the Electrical Engineer was then read:

City of Idaho Falls  
October 17, 1984

MEMORANDUM

TO: Mayor and Council  
FROM: Steve Harrison, Manager  
SUBJECT: RESIDENTIAL WEATHERIZATION AGREEMENT

Attached is Amendment 6 to the Long-Term Residential Weatherization Agreement. This amendment offers several changes to the operating requirements and specifications of the program. These changes will be beneficial to the customers and utilities participating in the program. It is recommended that this amendment become effective October 1, 1984.

The Electric Division recommends favorable consideration of this amendment.

s/ G.S. Harrison

Councilman Hovey explained that this amendment merely refines some of the definitions used and the procedures. There being no questions, it was moved by Councilman Hovey, seconded by Wood, that the Council accept Amendment #6 to the Long-Term Residential Weatherization Agreement, effective October 1, 1984. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

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This memo from the Public Works Director was then read:

City of Idaho Falls  
October 17, 1984

MEMORANDUM

TO: Mayor and City Council  
FROM: Donald F. Lloyd, P.E.  
SUBJECT: PURCHASE OF LAND FOR GRAVEL

In 1981 the City entered into an Option to Purchase contract with Bish Jenkins. During this month, Parcel #3 is available for purchase in the amount of \$53,172.00. The Council's Public Work Committee and the City Attorney are acquainted with the conditions of the option and would recommend that the City Attorney be authorized to prepare a deed to the City.

Sincerely,  
s/ Donald F. Lloyd

It was moved by Councilman Sakaguchi, seconded by Deist, that the City Controller be authorized to issue a warrant in the amount of \$53,172.00 and the City Attorney be authorized to prepare a deed to the City. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

From the Municipal Services Director came this memo:

City of Idaho Falls  
October 17, 1984

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: ADVERTISE FOR BIDS - EQUIPMENT

The General Services Division respectfully requests authorization to advertise to receive bids for that equipment approved in the 1984-1985 Budget.

s/ Chad Stanger

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

Also, from the Municipal Services Director came this memo:

City of Idaho Falls  
October 17, 1984

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: ADVERTISEMENT FOR BIDS - ELECTRICAL APPARATUS & CONDUCTOR

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The Electrical and General Services Divisions respectfully request authorization to advertise to receive bids for electrical apparatus and conductor requirements for the fiscal year 1984-1985.

s/ Chad Stanger

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

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

City of Idaho Falls  
October 16, 1984

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Director of Municipal Services  
SUBJECT: ORCHESTRA PIT CONSTRUCTION - CIVIC AUDITORIUM

Attached is Change Order Number One (1) to the contract with Lloyd's Construction for the construction of an orchestra pit in the Civic Auditorium. This Change Order increases the amount of the contract by \$5,484.00 and has been approved by the Idaho Falls Opera Theatre, the funding organization for the project.

It is the recommendation of the Municipal Services Division that the City Council approve this Change Order and authorize the Mayor to sign.

Respectfully,  
s/ Chad Stanger

There being no questions nor objection, it was moved by Councilman Chandler, seconded by Hovey, that Change Order #1 to the Lloyd's Construction contract be approved as requested. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, Chandler, and Erickson; No, none; carried.

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

City of Idaho Falls  
October 16, 1984

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Director of Municipal Services  
SUBJECT: BID #IF-85-2, POLICE DETECTIVE SEDANS

Attached is a tabulation for Bid #IF-85-2, Police Detective Sedans. It is the recommendation of the Police and Municipal Services Division that the City Council accept the low bid of Ellsworth Brothers Inc. to furnish two (2) sedans at \$10,176.00 each for a total amount of \$20,352.00.

Respectfully,  
s/ Chad Stanger

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It was moved by Councilman Chandler, seconded by Hovey, that the Council authorize the awarding of this bid in the amount of \$20,352.00. Roll call as follows: Ayes, Councilmen Erickson, Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

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

City of Idaho Falls  
October 16, 1984

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger, Director of Municipal Services  
SUBJECT: BID #IF-85-3, ROAD SALT

Attached is a tabulation of bids for Bid #IF-85-3, Road Salt. It is the recommendation of the Public Works and Municipal Services Divisions that the City Council accept the low bid of Jefferson Co-op Supply to furnish Kiln Dried Road Salt at \$22.45 per ton and Wet Treated Road Salt at \$19.95 per ton for the 1984-1985 winter season.

Respectfully,  
s/ Chad Stanger

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

Mayor Campbell announced that he had appointed Beth Madsen to replace Jack Wood to the Civil Service Commission. It was moved by Councilman Erickson, seconded by Wood, that this appointment be confirmed. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Erickson, Deist, and Hovey; No, none; carried.

Mayor Campbell also stated that he has appointed Martha Filecone to replace Kathryn Nelson on the Library Board. It was moved by Councilman Chandler, seconded by Hovey, that this appointment also be confirmed. Roll call as follows: Ayes, Councilmen Wood, Chandler, Erickson, Deist, Hovey, and Sakaguchi; No, none; carried.

There being no further business, it was moved by Councilman Sakaguchi, seconded by Erickson, that the meeting adjourn at 8:05 P.M., carried.

s/ Velma Chandler  
City Clerk

s/ Thomas Campbell  
Mayor

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