

**APRIL 5, 1984**

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The City Council of the City of Idaho Falls, Idaho met in Regular Council Meeting on Thursday, April 5, 1984, in the Council Chamber in Idaho Falls, Idaho. There were present: Mayor Tom Campbell; Councilmen Wes Deist, Paul Hovey, Sam Sakaguchi, Ralph Wood, and Art Chandler. Absent, Councilman Mel Erickson. Also present: Velma Chandler, City Clerk; Dale Storer, City Attorney and all other available Division Directors.

Minutes of the last Regular Council Meeting held March 22 and a Special Session held April 3, 1984, were read and approved.

At the request of Mayor Campbell, Fire Chief Douglas Call escorted paramedics Gary Rose, Dennis Johnson, Kelvin Johnson, Shelby Beattie, Kim Getsinger, Scott Long, James Devel and David Peck to the Council table. The Mayor explained that these firemen had just completed a "unique" course where the Fire Department members had coordinated and taught this course rather than the Medical Society. Mayor Campbell presented certificates for successful completion of Intensive Care Paramedic Certification to six of these fine young gentlemen named above and honored Dennis Johnson and Gary Rose for their part in coordinating and teaching the course. Each paramedic 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 then invited Councilmen Wood to conduct annexation proceedings for Sunnyside Estates Addition, Division #1. At the request of Councilman Wood, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls  
April 5, 1984

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: FINAL PLAT, ANNEXATION & INITIAL ZONING -  
SUNNYSIDE ESTATES ADDITION, DIVISION NO. 1

Attached is a copy of the final plat, annexation ordinance and annexation agreement of the above described subdivision. This plat was recently the subject of a public hearing held by the City Planning Commission, and at that hearing, no objections were heard. After some discussion, the Planning Commission unanimously recommended annexation, approval of the final plat and initial zoning of C-1, with the stipulation that the C-1 zoning would meet the landscaping and setback requirements of the RSC-1 zone. It was further stipulated that the dedication for Sunnyside Road would be made and an acceleration and deceleration lane would be provided on both Sunnyside and St. Clair Roads.

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

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, asked if there was any one present who wished to speak at this time. No one appeared. Mayor Campbell stated that he had received a phone call from one person from Prestwich Estates Addition who objected to C-1 zoning of this area. There being no further comment, it was moved by Councilman Wood, seconded by Deist, that the Council accept the final plat of Sunnyside Estates Addition, Division No. 1 and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Deist, and Hovey; No, none; carried.

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It was then moved by Councilman Wood, seconded by Deist, that the Council approve the annexation agreement for Sunnyside Estates Addition, Division No. 1, with the stipulations that the uses be limited to those requirements of the RSC-1 zone, and authorize the Mayor and City Clerk to sign.

Attorney Storer stated that he had reviewed the proposed approach as far as limiting the uses of a C-1 zone to that in the RSC zone, and it was his recommendation and opinion that the Council did not have the authority to so limit the uses in the C-1 zone to those in the RSC zone. Councilman Wood, stated that the developers have agreed to these stipulations, therefore, he wished to add them to his motion. Attorney Storer said that, in his opinion, this would not be enforceable action. Councilman Wood requested that the stipulations remain in the motion he had made previously. Councilman Deist seconded this action. It was noted that a lady had just entered the Council Chamber. Mayor Campbell asked her if she was there concerning this annexation being considered at this time.

Mrs. GeorgeAnn Merrill, 3170 Merlin Drive, appeared briefly to state that she was opposed to the C-1 zoning of this area and asked the Council to vote against it. She said that it was implied at the Planning Commission hearing that non-City residents should not have a say as to the zoning of areas within the City limits. She said that they support the City and she feels they should be heard.

Mr. David Benton appeared representing the developers. He pointed out that all steps have been taken to plan and develop the area under the RSC zoning requirements and there will be proper exists provided.

Councilman Chandler noted that a Planning Commission Member, Marion Orme, was present in the Council Chamber and asked him if people from the County were allowed to testify at City Planning Commission hearings? Mr. Orme stated that they allowed anyone to be heard and that no one had appeared at the Planning Commission hearing concerning this property. The Mayor then asked for a roll call, the results being: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, and Deist; No, none; carried.

**ORDINANCE NO. 1753**

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. (SUNNYSIDE ESTATES ADDITION, DIV. NO. 1)

The foregoing ordinance was presented in title. It was moved by Councilman Wood, seconded by Deist, that the provisions of Section 50-902 of the Idaho Code requiring all ordinances to be fully and distinctly read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-902 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, 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 Hovey, Deist, Chandler, Wood, and Sakaguchi; No, none; carried.

The Mayor then declared open a public hearing to consider the initial zoning of the newly annexed area. It was moved by Councilman Wood, seconded by Deist, that the initial zoning for Sunnyside Estates Addition, Division No. 1 be established as C-1 with the same restrictions as previously mentioned 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 Wood, Chandler, Deist, Hovey, and Sakaguchi; No, none; carried.

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The City Clerk asked for Council ratification of publishing a legal notice calling for two public hearings to be held on April 19th. It was moved by Councilman Wood, seconded by Deist, that this previous action of the City Clerk be duly ratified. Roll call as follows: Ayes, Councilmen Chandler, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

Bills for the month of March were presented, having first been properly audited by the Fiscal Committee:

|           | <u>GENERAL</u>    | <u>STREET</u>    | <u>AIRPORT</u>   | <u>WATER/SEWER</u> |
|-----------|-------------------|------------------|------------------|--------------------|
| SERV/MAT: | \$ 687,459.35     | \$ 52,139.57     | \$ 39,963.68     | \$ 171,329.68      |
| SALARY:   | <u>713,414.39</u> | <u>42,220.01</u> | <u>16,956.91</u> | <u>96,587.93</u>   |
| TOTAL:    | \$1,400,873.74    | \$ 94,359.58     | \$ 56,920.59     | \$ 267,917.61      |

  

|           | <u>ELECTRIC</u>   | <u>SANITATION</u> | <u>RECREATION</u> | <u>SANI/SEW</u> |
|-----------|-------------------|-------------------|-------------------|-----------------|
| SERV/MAT: | \$2,102,147.64    | \$ 42,074.53      | \$ 5,065.78       | \$ 2,432.29     |
| SALARY:   | <u>132,235.47</u> | <u>48,737.13</u>  | <u>9,706.60</u>   | <u>.00</u>      |
| TOTAL:    | \$2,234,383.11    | \$ 90,808.66      | \$ 14,772.38      | \$ 2,432.29     |

  

|           | <u>MUN CAP FD</u> | <u>LIBRARY</u>   | <u>BRIDGE/ART ST</u> | <u>CITY TOTAL</u>   |
|-----------|-------------------|------------------|----------------------|---------------------|
| SERV/MAT: | \$ 61,685.00      | \$ 7,635.35      | \$ 51,889.89         | \$3,223,819.76      |
| SALARY:   | <u>.00</u>        | <u>31,326.93</u> | <u>.00</u>           | <u>1,091,185.37</u> |
| TOTAL:    | \$ 61,685.00      | \$ 38,962.28     | \$ 51,889.89         | \$4,315,005.13      |

There being no questions nor comment, it was moved by Councilman Chandler, seconded by Sakaguchi, that the Controller be authorized to pay all bills as listed on the computerized printout. Roll call as follows: Ayes, Councilman Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

Monthly reports were presented for the month of March, 1984, and there being no questions nor objections, were accepted by the Mayor and ordered placed on file on the office of the City Clerk.

License applications for RESTAURANT, 19th Hole Cafe; BEER (TO BE CONSUMED ON THE PREMISES), 19th Hole Cafe; DRAY, Enloe Moving & Storage; ELECTRICAL CONTRACTOR, Century Electric, Glayde Hill being responsible employee, Jolley Electric, Ivan Jolley, Dale Garner Electric; JOURNEYMAN ELECTRICIAN, Gary Coleman, Dale Garner, Glayde Hill, Ivan Jolley, Monty Keppner; APPRENTICE ELECTRICIAN, Joseph Belloff with Belloff Electric, Jeff Smith with Falls Electric; MASTER PLUMBER, Rigby Plumbing, Clarence P. Wilde, Jr., JOURNEYMAN PLUMBER, Neil Jeffs, Robert Livesay, Clarence P. Wilde; CLASS C CONTRACTOR, WARM AIR, GAS FITTER, Richard Wiemer; CLASS B, WARM AIR, GAS FITTER, REFRIGERATION, Robert Sims; CLASS C, WET HEAT, GAS FITTER, JOURNEYMAN, Robert Livesay, F.G. Stauffer, Richard C. Wiemer, CLASS D APPRENTICE GAS FITTER, Andy Richardson; CLASS B CONTRACTOR, WARM AIR, GAS FITTER, REFRIGERATION, Bob's Sheet Metal, Robert Sims; CLASS C APPRENTICE, WARM AIR, GAS FITTER, Martin Scheer, Richard Wiemer; BARTENDER, Cuevas Linda Rae, Julie Forman, Cheryl Gneiting, Carol Hartshorn, Daniel Kilinski, Robert Kuhlman, Jason Leader, Robert McShannock, Leonard Mitchell, Lynn Niendorf, Kandle Ogden, Edith Vollman, Marie Witbeck, Harry Woodruff; PUBLIC RIGHTS OF WAY, Ball Fencing, Inc., Edstrom Construction, Inc., Flynn Construction, Inc., Renegade Construction, Wheeler Electric, were presented. It was moved by Councilman Deist, seconded by Chandler, that these licenses be issued, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, and Deist; No, none; carried.

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This memo from the City Planner was then read:

City of Idaho Falls  
April 3, 1984

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: PROPOSED STREET NAME CHANGES

In cooperation with Bonneville County and the other incorporated cities within the County, the following street name changes are proposed. These changes are being proposed to eliminate duplication of street names within the County.

The streets listed below have few, if any, addresses on them at the present time. Adjacent property owners have been notified and no objections have been made to this office. The proposed changes are as follows:

Ammon Street to Micro Street

South Bellin Avenue to South Bellin Road

Mill Street to Mill Road

Cemetery (not dedicated) to Rose Hill Drive

Coltman Street to East Shelley Street

Taylor Street to Land Bank Street

Northgate Mile to **end** at intersection of Lincoln Rd. & N.Yellowstone

This Department respectfully requests that the City Attorney be directed to prepare the necessary ordinances to make these changes.

s/ Rod Gilchrist

There being no questions nor comment, it was moved by Councilman Wood, seconded by Deist, that the City Attorney be authorized to prepare the necessary ordinances for these name changes. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Deist, and Hovey; No, none; carried.

This memo from the Public Works Director was then read:

City of Idaho Falls  
April 5, 1984

MEMORANDUM

ATTENTION: Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: AUTHORIZATION TO ADVERTISE

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The Plans and Specifications are nearly completed for the construction of the Poulson Street Water Main. Council's Public Works Committee has reviewed and approved this project and we are requesting authorization to advertise for competitive bids.

Sincerely,  
Donald F. Lloyd

It was moved by Councilman Sakaguchi, seconded by Deist, that the City Clerk be authorized to advertise for bids for the Poulson Street water main. Roll call as follows: Ayes, Councilmen Wood, Chandler, Deist, Hovey, and Sakaguchi; No, none; carried.

Also, from the Public Works Director came this memo:

City of Idaho Falls  
April 5, 1984

MEMORANDUM

ATTENTION: Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: REJECT BIDS AND AUTHORIZATION TO ADVERTISE

On March 28, 1984, a single bid was received for the Mound Avenue Sanitary Sewer Lift Station Project, as follows:

|                     |             |
|---------------------|-------------|
| H-K Contractors     | \$46,953.00 |
| Engineer's Estimate | 35,670.00   |

The bid exceeded the Engineer's Estimate and also exceeded the amount budgeted for the project.

Engineering Department is now reviewing the design and the Public Works Committee requests that this bid be rejected and the Council approve authorization to re-advertise.

Sincerely,  
s/ Donald F. Lloyd

It was moved by Councilman Sakaguchi, seconded by Deist, that the single bid for Mound Avenue Sanitary Sewer Lift Station be rejected and authorization be given to re-advertise. Roll call as follows: Ayes, Councilmen Chandler, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

From the General Services Director came this memo:

City of Idaho Falls  
March 28, 1984

MEMORANDUM

ATTENTION: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-84-10, VIBRATORY ROLLER

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Attached is a tabulation of bid proposals on bid IF#84-10, Vibratory Roller. It is the recommendation of the Water Department and the General Services Division that the City Council accept the low bid of Lake Shore, Inc., to furnish one (1) vibratory roller at \$18,975.00 as per bid specifications.

s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Hovey, that the low bid of Lake Shore, Inc., be accepted to furnish one vibratory roller for \$18,975.00. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

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

City of Idaho Falls  
April 3, 1984

MEMORANDUM

ATTENTION: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID AUTHORIZATION - METER READING DEVICES AND RELATED EQUIPMENT

The Electrical and General Services Divisions request authorization to advertise to receive bid proposals on meter reading devices and related equipment, budgeted items for the Electric Division.

s/ Chad Stanger

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

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

City of Idaho Falls  
April 1, 1984

MEMORANDUM

ATTENTION: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: ED BROWNING - LEASE EXTENSION

Attached are signed copies of a proposed extension to the lease agreement between the City of Idaho Falls and Ed Browning for the City owned property and building located at 2380 Foote Drive.

The proposed agreement extends the lease until December 12, 1984, and has been approved by the City Attorney and Director of Aviation.

It is the recommendation of the General Services Division that the City Council approve the proposed lease extension and authorize the Mayor and City Clerk to sign.

Respectfully,  
s/ Chad Stanger

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It was moved by Councilman Sakaguchi, seconded by Hovey, that the extension to the lease agreement between the City of Idaho Falls and Ed Browning be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, and Deist; No, none; carried.

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

City of Idaho Falls  
April 2, 1984

MEMORANDUM

ATTENTION: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: AIRPORT FARM LEASE - RODNEY JEFFERY

Attached are signed copies of a proposed lease agreement between the City of Idaho Falls and Mr. Rodney Jeffery for approximately 85.34 acres of City owned farm ground located near the Idaho Falls Airport.

This proposed agreement has been prepared by the City Attorney and approved by the Director of Aviation.

It is the recommendation of the General Services Division that the City Council approve the proposed lease agreement and authorize the Mayor and City Clerk to sign.

Respectfully,  
s/ Chad Stanger

It was moved by Councilman Sakaguchi, seconded by Hovey, that the Council approve the Airport Farm Lease between the City of Idaho Falls and Rodney Jeffrey, and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Deist, and Hovey; No, none; carried.

The City Attorney presented a proposal for renewal to Union Pacific Railroad Agreement LD #19166-3. It was moved by Councilman Sakaguchi, seconded by Deist, that this renewal be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, Councilmen Wood, Chandler, Deist, Hovey, and Sakaguchi; No, none; carried.

The City Attorney presented a Findings of Fact, Conclusions of Law and Decision concerning the application of A.W. Nagle and John Nagle for re-zoning, March 8, 1984. It was moved by Councilman Wood, seconded by Deist, that the Mayor and City Clerk be authorized to sign the findings of Fact, Conclusion of Law and Decision as presented and the City Clerk be instructed to retain it on file in the City Clerk's office. Roll call as follows: Ayes, Councilmen Chandler, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

The City Attorney presented two City redemption tax deeds and resolutions in favor of Winnie Paulsen:

**RESOLUTION (Resolution No. 1984-03)**

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 17, Title 50, Idaho Code, and by deed of the City Treasurer, dated the 5th day of December, 1983, recorded as instrument No. 653861 in the records of Bonneville County, Idaho, acquire title to and possession of the following-described real property to-wit:

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Lots 9 and 10, Block 9, in the Capital Hill Addition to the City of Idaho Falls, Bonneville County, per the recorded plat thereof.

WHEREAS, WINNIE PAULSEN has offered to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with all the installments subsequent to the one for which said property was sold and then due, together with penalties and interest thereon:

NOW, THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are, authorized and directed, upon the payment of said sum of money by said purchaser to execute and deliver to the said Winnie Paulsen a quit claim deed to said property, pursuant to the provisions of Section 50-1751, Idaho Code.

PASSED BY THE COUNCIL this 5th day of April, 1984.

APPROVED BY THE MAYOR this 5th day of April, 1984.

s/ Thomas Campbell  
Mayor

ATTEST:

s/ Velma Chandler  
City Clerk

**R E S O L U T I O N (Resolution No. 1984-04)**

WHEREAS, the City of Idaho Falls, did under and pursuant to the provisions of Chapter 17, Title 50, Idaho Code, and by deed of the City Treasurer, dated the 5th day of May, 1983, recorded as Instrument No. 642954 in the records of Bonneville County, Idaho, acquire title to and possession of the following-described real property, to-wit:

Lots 11 and 12, Block 9, Capital Hill Addition to the City of Idaho Falls, Bonneville County, per the recorded plat thereof.

WHEREAS, WINNIE PAULSEN has offered to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with all the installments of assessments subsequent to the one for which said property was sold and then due, together with penalties and interest thereon:

NOW, THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are authorized and directed, upon the payment of said sum of money by said purchaser to execute and deliver to the said WINNIE PAULSEN a quit claim deed to said property, pursuant to the provisions of Section 50-1751, Idaho Code.

PASSED BY THE COUNCIL this 5th day of April, 1984.

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APPROVED BY THE MAYOR this 5th day of April, 1984.

s/ Thomas Campbell  
Mayor

ATTEST:

s/ Velma Chandler  
City Clerk

It was moved by Councilman Chandler, seconded by Sakaguchi, that the Mayor and City Clerk be authorized to sign the resolutions and the deeds. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

Mayor Campbell recognized Ernie Craner for having an anniversary of his employment with the City and Craig Anderson, present representing the Library Board.

There being no further business, it was moved by Councilman Hovey, seconded by Chandler, that the meeting adjourn at 8:10 P.M., carried.

s/ Velma Chandler  
City Clerk

s/ Thomas Campbell  
Mayor

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