

OCTOBER 22, 2009

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, October 22, 2009, in the Council Chambers in the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho at 7:30 p.m.

There were present:

Mayor ProTem Ida Hardcastle
Councilmember Ken Taylor
Councilmember Michael Lehto
Councilmember Karen Cornwell

Absent was:

Mayor Jared D. Fuhriman
Councilmember Sharon D. Parry
Councilmember Thomas Hally

Also present:

Dale Storer, City Attorney
Rosemarie Anderson, City Clerk
All available Division Directors

Mayor ProTem Hardcastle requested Boy Scout Jacob Gunnell to lead those present in the Pledge of Allegiance.

Mayor ProTem Hardcastle and City Councilmembers honored S. Craig Lords, Municipal Services Director, and Thane Sparks, City Controller, with a Certificate of Achievement for Excellence in Financial Reporting for Fiscal Year ending September 30, 2008 from the Government Finance Officers Association.

Mayor ProTem Hardcastle and City Councilmembers honored David J. Christiansen, Parks and Recreation Director, and Bill Gersonde, Zoo Superintendent, for having received accreditation from the Association of Zoos and Aquariums for the Tautphaus Park Zoo. Kris Vehrs, Executive Director for the Association of Zoos and Aquariums appeared to present the plaque for the accreditation of Tautphaus Park Zoo.

Mayor ProTem Hardcastle requested those to come forward who had issues for the City Council that were not otherwise listed on the Council Agenda. No one appeared.

CONSENT AGENDA ITEMS

The City Clerk requested approval of the Minutes for the October 6, 2009 Council Work Session and the October 8, 2009 Regular Council Meeting.

The City Clerk presented several license applications, all carrying the required approvals, and requested authorization to issue those licenses.

It was moved by Councilmember Taylor, seconded by Councilmember Hardcastle, to approve the Consent Agenda in accordance with the recommendations presented. Roll call as follows:

Aye: Councilmember Cornwell
 Councilmember Taylor
 Councilmember Hardcastle
 Councilmember Lehto

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Nay: None

Motion Carried.

REGULAR AGENDA

The Airport Director submitted the following memo:

City of Idaho Falls
October 13, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Len Nelson, Airport Director
SUBJECT: DEMOLITION AIRPORT STORAGE BUILDING – BID AWARD CONTRACT

Council may wish to authorize the Mayor to sign the appropriate documents to J & S Construction Company, in the amount of \$34,275.00 for the Demolition of the Airport Storage Building.

s/ Len Nelson

It was moved by Councilmember Cornwell, seconded by Councilmember Parry, to accept the bid from J & S Construction Company to complete the Demolition of the Airport Storage Building in the amount of \$34,275.00 and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Lehto
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

The Idaho Falls Power Director submitted the following memo:

City of Idaho Falls
October 20, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jo Elg, Assistant Idaho Falls Power Director
SUBJECT: 2012 BPA SLICE/BLOCK POWER SALES AGREEMENT – TIER 2 ELECTION

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The 2012 BPA Power Sales Agreement offers the opportunity to purchase power for annual load growth at a Tier 2 rate. The initial election period is for FY2012 through FY2014. BPA intends to supply the resource for the initial three year period with short term market purchases. The indicative price is \$52 MWh, however, the price may be higher or lower based on level of interest and timing of purchase.

Idaho Falls Power respectfully requests approval to participate in the Tier 2 Short-Term Rate product at a zero amount for FY2012 – FY2013, and at 1 average megawatt for FY2014 per the attached table from Exhibit C of the Power Sales Agreement.

s/ Jo Elg

It was moved by Councilmember Lehto, seconded by Councilmember Cornwell, to approve Idaho Falls Power participation in the Tier 2 Short-Term Rate product at a zero amount for Fiscal Year 2012 and Fiscal Year 2013, and at 1 average megawatt for Fiscal Year 2014 from Exhibit C of the Power Sales Agreement. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Lehto
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

The Parks and Recreation Director submitted the following memo:

City of Idaho Falls
October 22, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: MAINTENANCE SERVICE AGREEMENT – ALL SHINE CLEANING

All Shine Cleaning has been providing the Parks and Recreation Division with cleaning services at the Aquatic Center located at 149 7th Street. The Parks and Recreation Division would like to continue that service under the attached Maintenance Service Agreement. The agreement is for \$825.00 per month and includes options for additional floor services as needed.

The Parks and Recreation Division respectfully requests approval and authorization for the Mayor and City Clerk to sign and execute said Maintenance Service Agreement.

s/ David J. Christiansen

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It was moved by Councilmember Hardcastle, seconded by Councilmember Lehto, to approve the Maintenance Service Agreement with All Shine Cleaning to provide cleaning services at the Aquatic Center located at 149 7th Street and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hardcastle
Councilmember Lehto
Councilmember Cornwell
Councilmember Taylor

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memo:

City of Idaho Falls
October 16, 2009

MEMORANDUM

TO: Mayor and City Council
FROM: Renee R. Magee, Planning and Building Director
SUBJECT: REPEAL OF SECTION 7-1-2(D) OF THE IDAHO FALLS
MUNICIPAL CODE AND ADOPTION OF RESOLUTION
ESTABLISHING BUILDING PERMIT FEES

Attached is an Ordinance repealing Section 7-1-2(D), Fees Tables, of the Idaho Falls Municipal Code and a Resolution establishing fees for building, plumbing, electrical, and mechanical permits. If the Ordinance is passed, fees for permits issued by the Building Department may be established by resolution in accordance with Section 108.2 of the International Building Code rather than by Ordinance. The accompanying resolution enacts the fee increases reviewed at the public hearing on August 20, 2009. This Division respectfully requests adoption of the Ordinance and Resolution.

s/ Renee R. Magee

Reggie Fuller, Building Official, appeared to explain that the Building Department is requesting that fees be set by resolution rather than by ordinance. The fees are published with the budget request for the year, and having to publish the ordinance following that public hearing is duplicating the process and is expensive.

At the request of Councilmember Hardcastle, the City Clerk read the following Ordinance by title only:

ORDINANCE NO. 2825

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO; REPEALING SECTION 7-1-2(D), ADDING TABLES TO SECTION 108.2 OF THE INTERNATIONAL BUILDING CODE, OF THE IDAHO FALLS CODE OF ORDINANCES; PROVIDING FOR PRESERVATION OF PRIOR ORDINANCE; PROVIDING FOR SEVERABILITY AND ESTABLISHING EFFECTIVE DATE.

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The foregoing Ordinance was presented by title only. Councilmember Hardcastle moved, and Councilmember Lehto seconded, that the provisions of Idaho Code Section 50-902 requiring all Ordinances to be read by title, and once in full, on three separate dates be dispensed with, the Ordinance be passed on all three readings, and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Hardcastle
Councilmember Taylor
Councilmember Lehto

Nay: None

Motion Carried.

The following Resolution was presented in connection with this request from the Planning and Building Director:

RESOLUTION NO. 2009-15

WHEREAS, Section 108.2 of the International Building Code, 2006 Edition, provides fees for permits shall be in accordance with the schedule as established by governing authority, and,

WHEREAS, the Mayor and Council of the City of Idaho Falls held a public hearing on August 27, 2009 on increases on building fees, and,

WHEREAS, the Council, following such public hearing, approved the proposed fee increases for Fiscal Year 2009-2010, and,

WHEREAS, the Council wishes to fairly apportion the costs for reviewing permit applications and completing necessary inspections;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO:

1. **Establishment of Fees.** Fees on buildings, structures, electrical, gas, mechanical, and plumbing systems or alterations requiring a permit shall be established as follows:

**BUILDING PERMIT FEES
Schedule 1**

Total Valuation Up to \$	Fees	Total Valuation Up to \$	Fees	Total Valuation Up to \$	Fees
\$1.00 to \$5.00	\$16.00	10000.00	132.00	33000.00	342.00
600.00	18.00	11000.00	142.00	34000.00	349.00
700.00	21.00	12000.00	152.00	35000.00	357.00
800.00	24.00	13000.00	162.00	36000.00	363.00
900.00	26.00	14000.00	172.00	37000.00	370.00

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Total Valuation Up to \$	Fees	Total Valuation Up to \$	Fees	Total Valuation Up to \$	Fees
1000.00	28.00	15000.00	182.00	38000.00	379.00
1100.00	30.00	16000.00	193.00	39000.00	386.00
1200.00	32.00	17000.00	203.00	40000.00	392.00
1300.00	34.00	18000.00	214.00	41000.00	401.00
1400.00	36.00	19000.00	223.00	42000.00	408.00
1500.00	38.00	20000.00	233.00	43000.00	415.00
3000.00	60.00	21000.00	244.00	44000.00	423.00
4000.00	71.00	22000.00	254.00	45000.00	430.00
5000.00	81.00	23000.00	263.00	46000.00	437.00
6000.00	91.00	24000.00	274.00	47000.00	445.00
7000.00	102.00	30000.00	320.00	48000.00	452.00
8000.00	112.00	31000.00	327.00	49000.00	459.00
9000.00	121.00	32000.00	333.00	50000.00	467.00
For total valuation between \$50,001 and \$100,000, \$467.00 shall be charged for the first \$50,000, plus \$4.90 for each additional \$1,000 or fraction thereof.					
For total valuation between \$100,001 and \$400,000, \$724.00 will be charged for the first \$100,000, plus \$3.75 for each additional \$1,000 or fraction thereof.					
For total valuation between \$500,001 and \$1,000,000, \$2,299.00 shall be charged for the first \$500,000, plus \$3.25 for each additional \$1,000 or fraction thereof.					
For total valuation of \$1,000,001 and up, \$3,990.00 shall be charged for the first \$1,000,000, plus \$2.15 for each additional \$1,000 or fraction thereof.					

**NEW RESIDENTIAL BUILDINGS AND ADDITIONS
TO RESIDENTIAL BUILDINGS
Schedule 2**

The following fees shall include all wiring and electrical equipment in or on each building or other electrical equipment on the same premises constructed at the same time. The permit fee shall be based upon the total valuation using the following values:

Dwelling Unit	\$3.25 per square foot
Garages	\$1.08 per square foot
Finished Basements	\$1.08 per square foot
Unfinished Basements	No Charge

Total Valuation Up To:	Fee:
\$1,000.00	\$27.00
\$1,100.00	\$30.15
\$1,200.00	\$33.45
\$1,300.00	\$36.75
\$1,400.00	\$40.00
\$1,500.00	\$43.25
\$1,600.00	\$46.50
\$1,700.00	\$49.75
\$1,800.00	\$52.95

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Total Valuation Up To:	Fee:
\$1,900.00	\$56.15
\$2,000.00	\$59.45
\$2,500.00	\$63.25
\$3,000.00	\$67.00
\$3,500.00	\$71.90
\$4,000.00	\$75.70
\$4,500.00	\$80.55
\$5,000.00	\$84.35
\$5,500.00	\$89.25
\$6,000.00	\$93.55
\$6,500.00	\$97.85
\$7,000.00	\$101.60
\$7,500.00	\$106.50
\$8,000.00	\$109.20
\$8,500.00	\$114.05
\$9,000.00	\$116.80
\$9,500.00	\$121.65
\$10,000.00	\$126.50
\$10,500.00	\$131.40
\$11,000.00	\$136.25
\$11,500.00	\$141.10
\$12,000.00	\$145.95
\$12,500.00	\$150.85
Over \$12,000.00	\$150.85 for the first \$12,500.00 plus \$2.15 for each additional \$1,000.00 or fraction thereof.

For alterations and modifications to existing residential buildings use the Unit Fee Schedule.

**UNIT FEE SCHEDULE
Schedule 3**

Permit Issuance	
For issuing each permit	\$20.25

(Note: The following do not include permit-issuing fee.)

Unit Fee Schedule for Residential Buildings	
Private Swimming Pools	\$19.00
Miscellaneous	4.70
Branch Circuit, Each	4.70
Service Temporary or change out	4.70
Re-roofing Permit – Permit fee for residential re-roofing shall be 1% of valuation with minimum fee of \$20.25 and maximum fee of \$100.00	
(Note: The following do not include permit-issuing fee.)	

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Signs, Outline Lighting and Marquees:	
For signs, outline lighting systems or marquees supplied from one branch circuit – Each	\$5.25
For additional branch circuits within the same sign, outline lighting system or marquee – Each	\$3.15

Commercial and Industrial

Permit fee shall be one and one-half percent (1.5%) of the first Twenty Thousand Dollars (\$20,000.00) of wiring costs plus three-fourths percent (0.75%) of the wiring costs in excess of Twenty Thousand Dollars (\$20,000.00). Wiring costs shall include the total costs of any and all equipment, materials and labor for installations governed by the National Electric Code.

Re-roofing permit fee shall be one percent (1%) of the first Twenty Thousand Dollars (\$20,000.00) of roofing costs plus 0.7875% of the costs in excess of Twenty Thousand Dollars (\$20,000.00). Maximum fee shall be \$3,000.00.

OTHER INSPECTIONS AND FEES

Inspections outside of normal business hours (Minimum Charge – Two Hours)	\$60.00*
Re-Inspection fees assessed under provisions of Section 305.8	\$60.00*
Inspection for which no fee is specifically indicated (Minimum Charge – One-Half Hour)	\$60.00*
Additional plan review required by changes, additions, or revisions to plan (Minimum Charge – One-Half Hour)	\$31.00*

*Or the hourly cost to the jurisdiction whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

**MECHANICAL PERMIT FEES
Schedule 4**

Permit Issuance (Residential)	
For the issuance of each permit	\$20.25

Unit Fee Schedule (In addition to above)	
For installation or relocation of each mechanical unit	\$4.10

Other Inspections and Fees:	
Inspections outside of normal business hours (Minimum Charge – Two Hours)	\$60.00*
Re-Inspection fees assessed under provisions of Section 305.8	\$60.00*
Inspection for which no fee is specifically indicated (Minimum Charge – One-Half Hour)	\$60.00*
Additional plan review required by changes, additions, or revisions to plan (Minimum Charge – One-Half Hour)	\$31.00*

*Or the hourly cost to the jurisdiction whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

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Commercial Buildings

One and one-half percent (1.5%) of the first Twenty-Thousand Dollars (\$20,000.00) plus three-fourths percent (0.75%) of amounts over Twenty Thousand Dollars (\$20,000.00) of the bid amount. The bid amount shall include the total costs of any and all equipment, materials, and labor for installations governed by the Uniform Mechanical Code.

**PLUMBING PERMIT FEES
Schedule 5**

Permit Issuance	
For the issuance of each permit	\$20.25

Unit Fee Schedule (In addition to above)	
For each plumbing fixture	\$4.10
For each gas piping system	\$4.10

Other Inspections and Fees:	
Inspections outside of normal business hours (Minimum Charge – Two Hours)	\$60.00*
Re-Inspection fees assessed under provisions of Section 305.8	\$60.00*
Inspection for which no fee is specifically indicated (Minimum Charge – One-Half Hour)	\$60.00*
Additional plan review required by changes, additions, or revisions to plan (Minimum Charge – One-Half Hour)	\$31.00*

*Or the hourly cost to the jurisdiction whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

One and one-half percent (1.5%) of the first Twenty-Thousand Dollars (\$20,000.00) plus three-fourths percent (0.75%) of amounts over Twenty Thousand Dollars (\$20,000.00) of the bid amount. The bid amount shall include the total costs of any and all equipment, materials, and labor for installations governed by the Uniform Plumbing Code.

2. **Establishment of Fees.** This Resolution shall be effective on or after November 1, 2009.

DATED this 23rd day of October, 2009.

s/ Jared D. Fuhriman
Jared D. Fuhriman
Mayor

ATTEST:

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

(SEAL)

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It was moved by Councilmember Hardcastle, seconded by Councilmember Lehto, to approve the Resolution establishing Building Permit Fees and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Lehto
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

The Public Works Director submitted the following memo:

City of Idaho Falls
October 15, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: ENGINEERING SERVICES AGREEMENT, HITT AND 17TH
STREET INTERSECTION – SIX MILE ENGINEERING

Attached is a proposed agreement between the City and Six Mile Engineering for design services related to the intersection of Hitt Road and 17th Street, at a cost not to exceed \$98,702.07. This design is necessary to develop right-of-way plans and budgets for the project.

Public Works recommends approval of this agreement; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chad Stanger

It was moved by Councilmember Lehto, seconded by Councilmember Taylor, to approve the Engineering Services Agreement with Six Mile Engineering in an amount not to exceed \$98,702.07 to provide design services related to the intersection of Hitt Road and 17th Street and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Hardcastle
Councilmember Taylor
Councilmember Cornwell

Nay: None

Motion Carried.

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There being no further business, it was moved by Councilmember Lehto, seconded by Councilmember Cornwell, that the meeting adjourn at 8:52 p.m.

CITY CLERK

MAYOR
