

OCTOBER 8, 2009

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, October 8, 2009, in the Council Chambers at the City Hall Annex Building located at 680 Park Avenue in Idaho Falls, Idaho at 7:30 p.m.

There were present:

Mayor Jared D. Fuhriman
Councilmember Ida Hardcastle
Councilmember Michael Lehto
Councilmember Karen Cornwell
Councilmember Thomas Hally
Councilmember Sharon D. Parry
Councilmember Ken Taylor

Also present:

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

Mayor Fuhriman requested Boy Scout Geoffrey Carlson to lead those present in the Pledge of Allegiance.

CONSENT AGENDA ITEMS

The City Clerk requested approval of the Minutes for the September 22, 2009 Council Work Session and the September 24, 2009 Regular Council Meeting.

The City Clerk presented monthly reports from various Division and Department Heads and requested that they be accepted and placed on file in the City Clerk's Office.

The City Clerk presented the following Expenditure Summary dated September 1, 2009 through September 30, 2009, after having been audited by the Fiscal Committee and paid by the Controller:

FUND	TOTAL EXPENDITURE
General Fund	\$ 1,665,809.45
Street Fund	194,115.27
Recreation Fund	20,058.25
Library Fund	173,141.96
Municipal Equipment Replacement Fund	31,450.00
Electric Light Public Purpose Fund	46,846.23
Golf Fund	24,554.00
Municipal Capital Improvement Fund	24,183.50
Street Capital Improvement Fund	560,999.16
Water Capital Improvement Fund	26,362.75
Traffic Light Capital Improvement Fund	7,835.24
Airport Fund	675,775.59
Water and Sewer Fund	554,042.63
Sanitation Fund	279,829.16
Ambulance Fund	31,948.70
Electric Light Fund	3,908,368.66
Payroll Liability Fund	2,199,914.70
TOTALS	\$10,425,235.25

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

The City Clerk requested Council ratification for the publication of legal notices calling for public hearings on October 8, 2009.

The Municipal Services Director submitted the following memo:

City of Idaho Falls
September 29, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: ADVERTISEMENT FOR BIDS

Municipal Services respectfully requests for authorization to advertise to receive bids for the following items approved in the 2009-2010 Budget:

1. Equipment;
2. Equipment and Materials for Electrical Generation, Transmission, Distribution, Fiber Optics, Metering and Signalization;
3. Water Pipe Fittings and Other Water Line Equipment and Materials;
4. Sewer Department Materials and Supplies;
5. Road Salt and Sand (Street Department);
6. Aggregate (Crushed Gravel) (Street Department);
7. Asphalt Plant Mix/Modified Crack Sealant (Street Department);
8. Traffic Striping Paint and Solvent;
9. Sanitation Refuse Containers; and,
10. Motor Fuels, Lubricants and Services; and the Fuel obtained through a Computerized Fuel Dispensing System.

s/ S. Craig Lords

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

Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

REGULAR AGENDA ITEMS

Mayor Fuhriman recognized former Bonneville County Commissioner Ralph Steele in attendance this evening.

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The Idaho Falls Power Director submitted the following memos:

City of Idaho Falls
October 2, 2009

MEMORANDUM

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

Attached for your consideration is Amendment No. 1 to the Slice/Block Power Sales Agreement and Amendment No. 1 to the related Creditworthiness Agreement between Bonneville Power Administration and Idaho Falls Power.

The Amendment to the Power Sales Agreement includes minor housekeeping items and a revision to Exhibit A that defines critical water generation for the Bulb Turbine Project. Recall this is an item BPA agreed to address after initial approval of the Agreement.

The Amendment to the Creditworthiness Agreement was largely driven by Idaho Falls Bond Counsel. This is also an item BPA agreed to address following initial approval of the Agreement.

The Agreements have been reviewed by the City Attorney and Bond Counsel. Idaho Falls Power respectfully requests approval of the Amendments and authorization for the Mayor to sign the documents.

s/ Jo Elg

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to approve Amendment No. 1 to the Slice/Block Power Sales Agreement and Amendment No. 1 to the related Creditworthiness Agreement between Bonneville Power Administration and Idaho Falls Power and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Taylor
Councilmember Lehto
Councilmember Cornwell
Councilmember Hardcastle
Councilmember Parry

Nay: None

Motion Carried.

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City of Idaho Falls
September 24, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jackie Flowers, Idaho Falls Power Director
SUBJECT: MAINTENANCE AGREEMENT WITH MISKINS' PROFESSIONAL
CLEANING FOR FISCAL YEAR 2009-2010

Miskins' Professional Cleaning has been providing Idaho Falls Power with cleaning services at facilities located at 140 South Capital. Idaho Falls Power would like to continue that service under the newly developed Maintenance Service Agreement, see attached. The Agreement is for \$3,517.00 per month, attached is a task list further defining the service.

Idaho Falls Power respectfully requests approval of the Maintenance Service Agreement and authorization for the Mayor to sign the document.

s/ Jackie Flowers

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to approve the Maintenance Service Agreement with Miskins' Professional Cleaning to provide the cleaning services for Idaho Falls Power at 140 South Capital Avenue and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Hally
Councilmember Parry
Councilmember Lehto
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memos:

City of Idaho Falls
October 5, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: PROSECUTING LEGAL SERVICES

Attached for your consideration is the Legal Services Contract with Bonneville County Prosecuting Attorney's Office.

s/ S. Craig Lords

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Councilmember Taylor explained that the Prosecuting Services Agreement is the same as last year's agreement, other than a change being made from calendar year to fiscal year.

It was moved by Councilmember Taylor, seconded by Councilmember Hardcastle, to approve the Agreement with Bonneville County Prosecuting Attorney's Office for Prosecutorial Services 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 Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

City of Idaho Falls
September 29, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: PURCHASE OF STREET SWEEPER – STATE OF IDAHO BID

It is the recommendation of Municipal Services to accept the bid of Metroquip, Inc. of Meridian, Idaho, to furnish the required Vacuum Type Street Sweeper per State of Idaho Bid No. ITB 03437.

They would furnish One (1) New Elgin Whirlwind MV Sweeper Mounted on a Nissan UD 3300 Chassis for an amount of \$195,399.00 without trade-in. To customize the sweeper to our needs the Vendor was able to deduct \$19,560.00 from the State Bid amount of \$212,979.00; however, three additional items were needed in the amount of \$1,980.00.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Hardcastle, to approve the purchase of One (1) New Elgin Whirlwind MV Sweeper Mounted on a Nissan UD 3300 Chassis for an amount of \$195,399.00 without trade-in per the State of Idaho Bid as presented. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Hardcastle
Councilmember Hally
Councilmember Parry
Councilmember Taylor
Councilmember Lehto

Nay: None

Motion Carried.

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City of Idaho Falls
September 30, 3009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: REQUEST TO PURCHASE NEW AMBULANCES

Municipal Services respectfully requests authorization to purchase two (2) additional Ambulances from City of Idaho Falls Bid No. IF-09-18/Purchase Order No. 51892. This bid was awarded at the June 25, 2009 Council Meeting to Sawtooth Emergency Vehicles, Inc. They would furnish Two (2) New 4 X 4 McCoy Miller Type I, 163SE Walk-Through Body Mounted on a 2010 Ford E450 Cab and Chassis. The vendor has agreed to furnish the exact same unit and for the same price of \$143,395.00 each. (Note: Portion of purchase will be funded from EMS Dedicated Grant Program).

It is also recommended we accept the vendor's offer for Trade-In Unit Nos. 829 and 830 of \$4,500.00 each.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Hardcastle, to approve the purchase of Two (2) New 4 X 4 McCoy Miller Type I, 163SE Walk-Through Body Mounted on a 2010 Ford E450 Cab and Chassis per the City of Idaho Falls Bid No. IF-09-18 in the amount of \$143,395.00 each, including Trade-In Unit Nos. 829 and 830 as presented. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Parry
Councilmember Hardcastle
Councilmember Taylor
Councilmember Hally
Councilmember Cornwell

Nay: None

Motion Carried.

The Police Chief submitted the following memos:

City of Idaho Falls
October 6, 2009

MEMORANDUM

TO: Mayor and Council
FROM: Steve Roos, Chief of Police
SUBJECT: CITY COUNCIL AGENDA ITEM

Please review the attached Maintenance Service Agreement between the City of Idaho Falls Police Department and Tammie's Cleaning Service.

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I respectfully request approval of this Agreement at the City Council Meeting of October 8, 2009.

Thank you.

s/ Steve Roos

It was moved by Councilmember Hardcastle, seconded by Councilmember Taylor, to approve the Maintenance Agreement between the Idaho Falls Police Department and Tammie's Cleaning Service and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

City of Idaho Falls
October 6, 2009

MEMORANDUM

TO: Mayor and Council
FROM: Steve Roos, Chief of Police
SUBJECT: CITY COUNCIL AGENDA ITEM

Please review the attached letter recommending denial of a Public Conveyance Operator License to Fredrick Cobabe. I have also attached a copy of the applicable code for your convenience.

I respectfully request denial of this license at the City Council Meeting of October 8, 2009.

Thank you.

s/ Steve Roos

Councilmember Hardcastle requested to know whether Mr. Cobabe was in attendance this evening. Mr. Cobabe was not in attendance.

It was moved by Councilmember Hardcastle, seconded by Councilmember Taylor, to deny the Public Conveyance Operator License to Fredrick Cobabe as recommended by the Police Chief. Roll call as follows:

Aye: Councilmember Hally
Councilmember Taylor
Councilmember Lehto

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Councilmember Cornwell
Councilmember Hardcastle
Councilmember Parry

Nay: None

Motion Carried.

City of Idaho Falls
October 6, 2009

MEMORANDUM

TO: Mayor and Council
FROM: Steve Roos, Chief of Police
SUBJECT: CITY COUNCIL AGENDA ITEM

Please review the attached letter recommending denial of a Child Care Facility License to Valerie Owen. I have also attached a copy of the applicable code for your convenience.

I respectfully request denial of this license at the City Council Meeting of October 8, 2009.

Thank you.

s/ Steve Roos

Councilmember Hardcastle requested to know whether Ms. Owen was in attendance this evening. Ms. Owen was not in attendance.

It was moved by Councilmember Hardcastle, seconded by Councilmember Taylor, to deny the Child Care Facility License to Valerie Owen as recommended by the Police Chief. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Hally
Councilmember Parry
Councilmember Lehto
Councilmember Cornwell
Councilmember Hardcastle

Nay: None

Motion Carried.

Mayor Fuhrman requested Councilmember Parry to conduct a public hearing, as legally advertised, for consideration of a Planned Unit Development for a Professional Office (Comfort Care Dental) on property located generally south of Sunnyside Road, north and adjacent to Martha Avenue, east of Potomac Way, west and adjacent to Washington Parkway, and legally described as the South 57.5 feet of Lot 6, Lot 7, Block 2, George Washington Estates, Division No. 1. At the request of Councilmember Parry, the City Clerk read the following memo from the Planning and Building Director:

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City of Idaho Falls
September 30, 2009

MEMORANDUM

TO: Mayor and Council
FROM: Renee R. Magee, Planning and Building Director
SUBJECT: PLANNED UNIT DEVELOPMENT FOR PROFESSIONAL OFFICE -
SOUTH 57.5 FEET OF LOT 6, LOT 7, BLOCK 2, GEORGE
WASHINGTON ESTATES, DIVISION NO. 1

Attached is the Site Plan for a Planned Unit Development for a professional office on the south 57.5 feet of Lot 6 and Lot 7, Block 2, George Washington Estates, Division No. 1. The property is zoned PB with a PUD Overlay. The Planning Commission considered this request at its September 1, 2009 Meeting and recommended approval with the condition cross-access agreements be recorded prior to the issuance of a building permit. This request is now being submitted to the Mayor and Council for consideration.

s/ Renee R. Magee

The Assistant Planning and Building Director located the subject area on a map and further explained the request.

Following is a list of exhibits used in connection with the Planned Unit Development request:

Slide 1	Vicinity Map showing surrounding zoning
Slide 2	Aerial Photo
Slide 3	Aerial Photo – Close Up
Slide 4	Proposed Site Plan
Slide 5	Proposed Landscape Plan
Slide 6	Building Elevation
Slide 7	Site Photo looking west across the site
Slide 8	Site Photo looking north
Slide 9	Site Photo looking west along Martha Avenue
Exhibit 1	Planning Commission Minutes dated September 1, 2009
Exhibit 2	Staff Report dated September 1, 2009
Exhibit 3	Copy of Site Plan
Exhibit 4	Zoning Map

The Assistant Planning and Building Director explained that the Cross-Access Agreements have been recorded. This proposed use for this area is a dental office and an insurance office.

There being no further discussion either in favor of or in opposition to this Planned Unit Development request, Mayor Fuhrman closed the public hearing.

It was moved by Councilmember Parry, seconded by Councilmember Hally, to approve the Planned Unit Development for a Professional Office (Comfort Care Dental) on property located generally south of Sunnyside Road, north and adjacent to Martha Avenue, east of Potomac Way, west and adjacent to Washington Parkway, and legally described as the South 57.5 feet of Lot 6, Lot 7, Block 2, George Washington Estates, Division No. 1. Roll call as follows:

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Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Taylor
Councilmember Hardcastle
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

There being no further business, it was moved by Councilmember Lehto, seconded by Councilmember Cornwell, that the meeting adjourn at 7:45 p.m.

CITY CLERK

MAYOR
