

APRIL 7, 1983

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, April 7, 1983, in the Council Chamber in Idaho Falls, Idaho.

Prior to calling the meeting to order, Mayor Campbell excused Councilman Erickson from the meeting as he was out of town on business; and welcomed several scouts who were present in the Council Chamber. The Mayor then called the meeting to order and, upon roll call, the following were found to be present: Mayor Tom Campbell; Councilmen Ralph Wood, Art Chandler, Wes Deist, Paul Hovey, and Sam Sakaguchi; 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 24, 1983 were read and approved, as amended.

Mrs. Luella Crandall appeared briefly, representing the Voice of the Hospital Served Public, requesting Council cooperation in providing building space to hold rummage and auction sales to raise funds for a County Hospital, if the election to be held May 20th determines that a County Hospital should be provided. Councilman Wood advised Mrs. Crandall that she should work with Parks & Recreation Director Craner to schedule and reserve the buildings needed for her projects.

Bills for the month of March were presented:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>
MAT/SERV	\$ 588,577.25	\$ 28,551.23	\$ 44,195.90	\$ 126,318.77
SALARY	<u>438,791.20</u>	<u>26,429.85</u>	<u>10,251.77</u>	<u>61,021.53</u>
TOTALS	\$1,027,368.45	\$ 54,981.08	\$ 54,447.67	\$ 187,340.30

	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>SAN/SEW CAP</u>
MAT/SERV	\$1,802,003.81	\$ 49,605.47	\$ 6,802.85	\$ 5,245.59
SALARY	<u>84,279.44</u>	<u>31,868.25</u>	<u>11,362.75</u>	<u>.00</u>
TOTALS	\$1,886,283.25	\$ 81,473.72	\$ 18,165.60	\$ 5,245.59

	<u>MUN CAP IMPR</u>	<u>LIBRARY</u>	<u>BRIDGE/ART ST</u>	<u>CITY TOTALS</u>
MAT/SERV	\$ 45,047.71	\$ 6,146.16	\$ 530.00	\$ 2,703,024.74
SALARY	<u>.00</u>	<u>23,320.22</u>	<u>.00</u>	<u>687,325.01</u>
TOTAL	\$ 45,047.71	\$ 29,466.38	\$ 530.00	\$ 3,390,349.75

Councilman Chandler reviewed all major expenditures. It was moved by Councilman Chandler, seconded by Deist, that the Controller be authorized to pay all bills as listed on the computerized print-out. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, and Deist; No, none; carried.

Reports for the month of March from all Division and Department Heads were presented and, there being no questions or objections were accepted by the Mayor and ordered placed on file in the Office of the City Clerk.

License applications for NON-COMMERCIAL KENNEL, Carl D. Nielsen, Monica Sell Lodge; SIGN COMPANY, Sign Systems, Inc.; ELECTRICAL CONTRACTOR, Richard D. Anthony, Derlin Campbell, John C. Croly, Dale Garner, Richard D. Linger, Hal D Merkley; APPRENTICE ELECTRICIAN, Richard Blair with Nelson Electric, Craig Hansen with Budget Electric, Dave Warner with Nelson Electric; MASTER PLUMBER, American Plumbing & Heating Company; JOURNEYMAN PLUMBER, Ron Summers, Roger Sanderson; CLASS B

CONTRACTOR, WA, WH, GF, American Plumbing & Heating Company; CLASS B
JOURNEYMAN, WA, WH, GF, Roger Sanderson; PRIVATE PATROLMAN, Steven John

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Borrowman, David J. Herbst; BARTENDER, Donald F. Barker, Jr., Arthur S. Herrera, Robert McShannock, Pauline Nield, Harry Woodruff; PUBLIC RIGHT-OF-WAY, Ball Fence Company, Inc., Ray Ferguson & Sons, Shumaker Construction Company, were presented. It was moved by Councilman Chandler, seconded by Wood, that these licenses be issued, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, Councilmen Wood, Chandler, Deist, Hovey, and Sakaguchi; No, none; carried.

A BARTENDER license for Dave W. Harman had been issued with the approval of the Police Chief but without Council authorization. Roll call as follows: Ayes, Councilmen Chandler, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

The City Clerk presented a PRIVATE PATROLMAN license application in the name of David M. Sterling, Jr. carrying the recommendation from the Police Chief that it NOT be issued. It was moved by Councilman Wood, seconded by Chandler, that the recommendation of the Police Chief be upheld and the license denied. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

This memo from the City Clerk was then presented:

City of Idaho Falls
April 6, 1983

MEMORANDUM

Honorable Mayor and City Councilmen
City of Idaho Falls
Idaho Falls, Idaho 83402

SUBJECT: Sale of Impounded Vehicles

Gentlemen:

The Police Department has informed me that there are thirty-four vehicles in the impound lot that need to be sold at public auction. Therefore, I am requesting authorization to publish a legal notice and conduct an auction for the sale of these vehicles on April 20th at 2:00 p.m. I am also requesting that you authorize the City Attorney to prepare the appropriate documents.

s/ Velma Chandler

It was moved by Councilman Chandler, seconded by Wood, that the City Clerk be authorized to advertise for and conduct an auction for the sale of these vehicles and the City Attorney be authorized to prepare the documents stipulating that they be used as parts only. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

This memo from the City Controller was then read:

City of Idaho Falls
April 6, 1983

MEMORANDUM

TO: Mayor Tom Campbell and City Council
FROM: John D. Evans, Controller

SUBJECT: RETIRED LIVES RESERVE PLAN - RETAINER
AGREEMENT FOR ACCOUNT BALANCING

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I hereby request the City Council to approve and authorize the Mayor to sign the attached Retainer Agreement with the A.A. Beaven Companies of Chicago.

The A.A. Beaven & Co., Ltd. will annually, in June 1, provide the City of Idaho Falls with an account balancing statement, by individual, of the assets of the Retired Lives Reserve plan including a reallocation of all investment earnings. The plan provides insurance coverage for participating employees following retirement.

The agreement is for the plan year commencing June 1, 1983, and extends for a period of five additional years (1984 thru 1988). Costs are as follows:

- A) Three thousand dollars for the initial valuation thru June, 1982 (Contract year ending June, 1983).
- B) Fifteen hundred dollars per year thereafter.
- C) Any travel or other expenses incurred with the performance of services, subject to approval by the City.

Your favorable consideration is requested.

s/ John D. Evans

Councilman Chandler explained that several City employees had requested an up-dating of their investments, therefore, the need for this retainer agreement and services. It was moved by Councilman Chandler, seconded by Deist, that the Mayor be authorized to sign this retainer agreement with A.A. Beaven Companies. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, and Deist; No, none; carried.

This memo from the General Services Director was then presented and read:

City of Idaho Falls
April 1, 1983

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: MODIFICATION TO EASEMENT AGREEMENT WITH U & I
INCORPORATED

Attached are signed copies of a modification to an easement agreement with U & I Inc. involving property east of the Sugar Mill substation and owned by U & I Inc.

This agreement extends the date of the previous requests that the Mayor and City Clerk be authorized to sign the appropriate documents.

s/ Chad Stanger

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

This memo from the Electrical Engineer was then presented and read:

City of Idaho Falls
April 5, 1983

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Steve Harrison, Manager
SUBJECT: BPA ENERGY CONSERVATION AGREEMENT

Attached for your consideration is a copy of Amendatory Agreement No. 11 relative to the BPA Energy Conservation Agreement. The most significant change being proposed is that air infiltration measures such as storm door and window may be offered if the home owner will install an air to air heat exchanger.

Changes to Attachment 1, 5, 7 & 8 make up the changes being presented.

Attachment 7 however, represents the material specifications and is a 64 page document not attached.

The City Attorney has reviewed this amendment.

s/ G. S. Harrison

It was moved by Councilman Hovey, seconded by Wood, that the Mayor and City Clerk be authorized to sign amendatory agreement No. 11 to the BPA energy conservation program. Roll call as follows: Ayes, Councilmen Wood, Chandler, Deist, Hovey and Sakaguchi; No, none; carried.

From the Airport Manager came this memo:

City of Idaho Falls
April 6, 1983

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Airport Committee
SUBJECT: RED BARON AG SERVICE LEASE

Dan and Edna Hahn, doing business as Red Baron Ag Service have submitted a signed lease agreement to tent a portion of airport ground adjacent to their hangar, and to permit them to conduct an aerial agricultural operation from the airport. The business falls under the category of specialized operator and is not a competitor to the fixed base operator, Golden Eagle Flying Service.

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Red Baron Ag Service has operated for many years under a sublease agreement with the fixed base operator, however they now have purchased their own hangar. The rental terms of the agreement are favorable to the City and comparable to other AG operators in the State.

The lease has been reviewed by the City Attorney.

The Airport Committee recommends that the Mayor and Clerk be authorized to execute the Airport Lease Agreement.

s/ James H. Thorsen

It was moved by Councilman Hovey, seconded by Sakaguchi, that the Mayor and City Clerk be authorized to execute the airport lease agreement with Red Baron Ag Service. Roll call as follows: Ayes, Councilmen Chandler, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

This memo from the Public Works Director was then read:

City of Idaho Falls
April 5, 1983

MEMORANDUM

TO: Mayor and City Council
FROM: Donald F. Lloyd, P.E.
SUBJECT: CHANGE ORDERS FOR 17TH STREET PROJECT

During the start-up of the 17th Street construction project, the State required City approval on two (2) insignificant change orders. Because time was a factor, Lloyd approved the changes without Council approval. We are requesting ratification of this action and also requesting authorization for Lloyd to sign future change orders, providing they do not exceed \$1,000 cost to the City.

s/ Donald F. Lloyd

Councilman Sakaguchi explained that this is a State funded project and the cost to the City is only ten percent of the project cost. He said that the Committee feels that Public Works Director Lloyd should be allowed to approve changes providing they do not exceed \$1,000 cost to the City to help alleviate any delay in the project. Therefore, it was moved by Councilman Sakaguchi, seconded by Deist that the previous action of the Public Works Director be ratified and authorization be given for Mr. Lloyd to sign future change orders, providing they do not exceed \$1,000 cost to the City. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

Next, from the Public Works Director, came this memo:

City of Idaho Falls
April 5, 1983

MEMORANDUM

TO: Mayor and City Council

FROM: Donald F. Lloyd, P.E.
SUBJECT: QUITCLAIM DEED IN FAVOR OF VO-TECH

APRIL 7, 1983

We are attaching hereto a Quitclaim Deed in favor of the Eastern Idaho Vocational Technical School. The property the City is deeding is the result of a realignment of Sand Creek, during the construction of Hitt Road, and was previously committed to Vo-Tech School. This has been reviewed by the Council's Public Works Committee and we would recommend the Mayor and City Clerk be authorized to sign the deed.

s/ Donald F. Lloyd

Councilman Sakaguchi stated that the City had made a previous agreement with Vo-Tech that this property would be deeded back to Vo-Tech. Therefore, it was moved by Councilman Sakaguchi, seconded by Deist, that the Mayor and City Clerk be authorized to sign the deed. Roll call as follows: Ayes, Councilmen Deist, Hovey, Sakaguchi, Wood, and Chandler; No, none; carried.

Also from the Public Works Director came this memo:

City of Idaho Falls
April 5, 1983

MEMORANDUM

TO: Mayor and City Council
FROM: Donald F. Lloyd, P.E.
SUBJECT: EASEMENT AGREEMENT - DEL MONTE CORP.

We are attaching hereto an Easement Agreement, by and between the Del Monte Corporation and the City, for the purpose of a power line adjacent to railroad right-of-way north of Anderson Street. This easement requires the approval of both parties.

Public Works Committee and the City Attorney have reviewed this easement and would recommend that the Mayor and City Clerk be authorized to sign the City's approval.

s/ Donald F. Lloyd

Councilman Sakaguchi located and described the property involved in this deed. It was moved by Councilman Sakaguchi, seconded by Deist, that the Mayor and City Clerk be authorized to sign the City's approval of this agreement. Roll call as follows: Ayes, Councilmen Hovey, Sakaguchi, Wood, Chandler, and Deist; No, none; carried.

Finally, from the Public Works Director came this memo:

City of Idaho Falls
April 5, 1983

MEMORANDUM

TO: Mayor and City Council
FROM: Donald F. Lloyd, P.E.
SUBJECT: SEWER AND WATER CONTRACTS OUTSIDE CITY

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Donald Stephens is constructing a new home in the Prestwich Estates and has requested water and sewer service. Both services are available to this property and the balance of the Prestwich Estates Sub-division is now being serviced.

This request has been reviewed by the Public Works Committee and we would recommend that the Mayor be authorized to sign the City's approval.

s/ Donald F. Lloyd

It was moved by Councilman Sakaguchi, seconded by Deist, that the Mayor be authorized to sign both the water and sewer agreement in favor of Donald H. Stephens. Roll call as follows: Ayes, Councilmen Sakaguchi, Wood, Chandler, Deist, and Hovey; No, none; carried.

The City Attorney presented Findings of Fact, Conclusions of Law & Decision concerning the public hearing held on March 10th covering the application for re-zoning from Steve, Torry and Reji Peterson and Jana Bateman. It was moved by Councilman Wood, seconded by Deist, that this Findings of Fact, Conclusion of Law & Decision be accepted as presented. Roll call as follows: Ayes, Councilmen Wood, Chandler, Deist, Hovey, and Sakaguchi; No, none; carried.

The City Attorney also presented a Findings of Fact, Conclusions of Law and Decision covering an application of Northwest Sign Company for a variance to the sign code which was presented on March 10, 1983. It was moved by Councilman Wood, seconded by Deist, that Findings of Fact, Conclusions of Law & Decision, also, be accepted. Roll call as follows: Ayes, Councilmen Chandler, Deist, Hovey, Sakaguchi, and Wood; No, none; carried.

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

s/ Velma Chandler
City Clerk

s/ Thomas Campbell
Mayor
