

JUNE 23, 1981

The City Council of the City of Idaho Falls met in Recessed Regular Meeting, Tuesday, June 23, 1981, in the Council Chamber in Idaho Falls, Idaho. Prior to calling the meeting to order, the Mayor called upon Mark Nielsen, from Boy Scout Troop No. 328, to come forward and lead all those present in the pledging 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, Assistant City Attorney; and, all other available Division Directors.

Minutes of the last Regular Meeting held June 4, 1981, and a Special Meeting held June 9, 1981, were read and approved.

Mayor Campbell then invited Mr. Vernon "Bonnie" Allen to come forward to the Council Table. The Mayor stated Mr. Allen was retiring from City employment after working for over thirty years as a welder and mechanic. Mayor Campbell said that the City would miss Vernon, but wished him well during his future years of retirement. The Mayor then presented Mr. Allen with an inscribed billfold, after which Vernon received a congratulatory handshake from all City officials around the Council Table.

The Mayor announced that this was the time and the place to conduct a public hearing to consider a request for a use variance which would permit a floral shop to be located in an R-3A zone, and called upon Councilman Chandler, as Chairman of the Planning and Zoning Division, to conduct the hearing. At the request of Councilman Chandler, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls
June 22, 1981

MEMORANDUM

TO: Mayor and City Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: REQUEST FOR USE VARIANCE - STAKER FLORAL

Attached is a copy of a variance submitted by Lee Staker requesting permission to locate a floral shop in an R-3A zone at the northeast corner of Ponderosa Drive and East 17th Street. The petitioner has stated in his request that a minimum of 80 percent of their business is handled by telephone and that all incoming freight is handled by Staker Floral themselves, no large trucks are used for delivery.

Although this is considered a retail business, it appears to be a very low traffic generator and would appear to be a reasonable request for this location. This matter is now being submitted to the Mayor and City Council for consideration.

s/ Rod Gilchrist

Councilman Chandler located the subject property and explained what is proposed. Chandler asked for comments from anyone present who wished to favor this request.

Mr. Herman Sargent, representing the present and proposed owners, appeared briefly to request Council approval of this variance. He said that the floral shop would be a low traffic generating business and the best use for the property at this time. He said that he had contacted all nearby residents and received no objections to this usage. There being

no one else who wished to speak in favor of this request, Councilman Chandler invited those against approval of this variance to be heard at this time. There was no one who appeared to protest the approval of this variance request. Councilman Chandler asked the City

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Planner if his office had received any protests to this usage. City Planner Gilchrist answered that notices had been mailed to all nearby property owners and no protests had been received in his office.

Councilman Hovey asked the City Planner if he could see any traffic or other problems that may arise if this request was approved. Gilchrist answered that a floral shop would be a much lower traffic generator than the previously allowed day care center and, in his opinion, was a good usage for the building. Councilman Deist asked if adequate parking requirements would be a part of the agreement. Gilchrist said that adequate parking plans were included in the petition and would be implemented before occupancy was allowed.

Councilman Chandler said that, in his opinion, this is the best possible use for the property, and it is his understanding that, if allowed, the variance will apply to Mr. Staker's operation only. Therefore, it was moved by Councilman Chandler, that this variance be granted as requested. Councilman Sakaguchi stated that he would second the motion, but would like to include the stipulation that no variations, additions, or changes could be made without further Council approval. Councilman Chandler agreed to this addition to the motion. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor asked Councilman Chandler to conduct annexation proceedings to Al-Sid Addition. Councilman Chandler stated that the developer had requested that consideration of annexation of the Al-Sid Addition be postponed until the July 9, 1981 Council Meeting. Therefore, it was moved by Councilman Chandler, seconded by Sakaguchi, that these proceedings be postponed as requested. Roll call as follows: Ayes, 6; No, none; carried.

Mayor Campbell then asked Councilman Chandler to conduct annexation proceedings for Shamrock Park Addition, Division No. 3. At the request of Councilman Chandler, the City Clerk read this explanatory memo from the City Planner:

City of Idaho Falls
June 22, 1981

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: SHAMROCK PARK ADDITION, DIVISION NO. 3 -
ANNEXATION, FINAL PLAT AND INITIAL ZONING

Attached is a copy of the Final Plat, Annexation Ordinance, and Annexation Agreement for Shamrock Park Addition, Division No. 3. This is a proposed 12-lot residential subdivision, and the developer is requesting R-1 Zoning.

This was recently the subject of a public hearing held before the City Planning Commission. At that time, the Planning Commission recommended approval of the Plat, annexation to the City, and initial zoning of R-1.

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

s/ Rod Gilchrist

Councilman Chandler then asked the City Planner to locate the subject property on a map for the benefit of all Councilmen. Councilman Chandler asked if this property would be associated with the existing park and belong to the homeowners association. Gilchrist answered that the same homeowners association that was previously approved by the City's

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Legal Department, encompasses this Division and people that purchase property will automatically be a member of that association and share in the park. Councilman Erickson asked if the Planning and Zoning Department had the required signatures for this annexation. Gilchrist answered in the affirmative. Mayor Campbell asked if all required papers were signed in order. Gilchrist stated that, upon the advise of the Legal Counsel, a revised Annexation Agreement had been prepared and he was not certain whether or not all signatures had been obtained on the revised Agreement. Assistant City Attorney Storer reported that signatures had not been obtained and he would advise the Council that, if they accepted the Agreement, it should be accepted subject to obtaining proper signatures and final review by the Legal Department. There being no one who wished to speak either for or against this proposal, it was moved by Councilman Chandler, seconded by Sakaguchi, that the City Council accept the Final Plat and approve the Annexation Agreement, subject to procurement of proper signatures and final review by the Legal Department, and authorize the Mayor and City Clerk to sign the Final Plat and the Annexation Agreement. Roll call as follows: Ayes, 6; No, none; carried.

ORDINANCE NO. 1683

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. (SHAMROCK PARK ADDITION, DIVISION NO. 3)

The foregoing ordinance was presented in title. It was moved by Councilman Chandler, seconded by Sakaguchi, 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, 6; 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, 6; No, none; carried.

The Mayor announced that this was the time and the place to conduct a public hearing to consider the initial zoning of the newly annexed Shamrock Park Addition, Division #3, and asked Councilman Chandler, as Chairman of the Planning and Zoning Committee to conduct the hearing. There being no one present to speak for or against this proposed zoning, it was moved by Councilman Chandler, seconded by Sakaguchi, that the initial zoning of R-1 be established for Shamrock Park Addition, Division #3. Roll call as follows: Ayes, 6; No, none; carried.

The following petition with 267 signatures was then read:

June 10, 1981

TO: Mayor Thomas Campbell and City Council of Idaho Falls

Gentlemen:

Attached to this letter, are 267 names of residents in the areas on Hansen Avenue, and west through Coachman West Trailer Court, and on to Moonlite.

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This petition is in protest against the owners and developers of vacant lots and acreages and canal banks where weeds are allowed to grow all year long and where grasshoppers breed and thrive. Last year we all experienced the loss of our gardens and yards to these pests, and we are against these people who ignore the ordinance to clean up their weeds. We as residents try to keep our yards clean and neat, and to raise gardens, but to no avail while this condition exists.

We are asking that the ordinance be enforced so that the community can be rid of the grasshopper situation.

s/ Merlin C. Beck
Coordinator for the Petition

Mr. Merlin Beck, 842 Singletree Lane, coordinator for the petition, appeared briefly to show pictures of the weeded areas and asked for City help to eliminate the problem. Mayor Campbell explained that the City does not have the right to force the canal company to clear the weeds from the canal banks, but the City can ask property owners to clean up their property and, if they fail to do so, the City will clean it up and bill the owner for the costs incurred. Mayor Campbell suggested that the Fire Department might be authorized to burn the weeds to correct the problem. Councilman Sakaguchi stated that, in his opinion, the present ordinance covering the weed problem should be changed to give more enforceable powers to correct these problem areas. Councilman Chandler stated that the Council should encourage all owners to vacant lots to clean them up, as this situation creates a serious fire hazard throughout the City.

Mrs. Linda White, 462 Calliope, appeared to ask the Council's help in getting the contractors to fill in large holes left in the area when they abandoned the construction of several homes in the area. She said there were many small children in the area and these holes created a hazard to their playing.

Mayor Campbell asked the Attorney if the City had the right to order the contractors to fill in hazards of this type. Attorney Storer said that the City had the right to order the contractors to fill in hazards of this type. Attorney Storer said that the City would have to declare the holes to be a public nuisance and it may be hard to prove that the holes were dangerous enough to force correction. He advised that the citizens of the area advise the contractor that, if there is any injury, the contractor would be held personally responsible. City Planner Gilchrist stated that his Department could correct this problem as it is against the ordinance for a contractor to leave open holes on construction sites. Mrs. White was invited to contact Mr. Gilchrist's office and give them addresses of the problem areas so that they could get them corrected. It was moved by Councilman Wood, seconded by Erickson, that the Mayor be authorized to instruct the City crews to clear these hazard areas as soon as possible. Roll call as follows: Ayes, 6; No, none; carried. Mayor Campbell also instructed the Public Works Department to clean the area long 2nd Street, behind The Ballroom. Several other areas were mentioned as hazard areas. Mayor Campbell stated that the City would try to get these weeded areas cleaned up.

The City Clerk requested Council ratification of the publishing of a legal notice calling for the public hearing, held this night, to consider the granting of a use variance to permit a residence to be used as a floral shop. It was moved by Councilman Hovey, seconded by Chandler, that the Council ratify the previous action of the City Clerk in the publishing of this legal notice. Roll call as follows: Ayes, 6; No, none; carried.

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Also in need of ratification was the publishing of a legal notice calling for a public hearing on July 9th to consider certain amendments to the zoning ordinance covering parking and loading areas. It was moved by Councilman Hovey, seconded by Chandler, that ratification of the prior action of the City Clerk in publishing this legal notice be given. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk asked for Council ratification of the publishing of a legal notice calling for a public hearing on July 9th to consider the initial zoning of the Lakewood Aspen and portion of Vo-Tech property and, also; Old Fashion Way, Division #4. It was moved by Councilman Hovey, seconded by Chandler, that this action of the City Clerk be duly ratified. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk also requested formal Council ratification of the forwarding of a damage claim, in the name of Michael Hinman to the City's Liability Insurance Carrier on June 9th, without formal Council approval:

June 5, 1981

Mayor Thomas Campbell
308 "C" Street
Idaho Falls, Idaho 83402

RE: Claim for damages caused by the City's sewer system backing up in my basement drain causing flooding to my entire basement and resultant water and sewage damage. This sewer backup occurred sometime Wednesday evening, June 3rd, 1981. Wastewater backed out of the drain in my basement and covered the floor to a depth of one inch throughout the basement. This damage occurred in my home at 170 4th Street, Idaho Falls, which has been my residence for over six months. My wife Peggy discovered the damage at approximately 9:00 P.M. Wednesday night. As a result of the flooding we had the following damages:

4 sweaters	dry cleaning needed	\$ 8.00
4 shirts	dry cleaning needed	\$ 8.00
2 large rugs	steamcleaning needed	\$ 30.00
stacked cedar paneling	warped and ruined	\$ 20.00
throw rug	ruined	\$ 20.00
rot on bottom inch of drywall around bsmt.		\$ 50.00
2 trunk bottom panels	soaked & ruined	\$ 50.00
1 leather suitcase	soaked & damaged	\$ 50.00
cleanup time for basement	20 hours at \$5.00 per hour	\$100.00
TOTAL DAMAGE		<u>\$336.00</u>

Therefore, I request payment from the City in the amount of \$336.00 for the above damages or I will have to file suit.

Thank you for your prompt attention to this matter.

s/ Michael Hinman

It was moved by Councilman Hovey, seconded by Chandler, that this action also be ratified.
Roll call as follows: Ayes, 6; No, none; carried.

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License applications for: RESTAURANT, Skyline Lanes; ELECTRICAL CONTRACTOR, Bill Whipple Electric, Bengal Electric, Inc., Craig Duncan Electric; ELECTRICAL JOURNEYMAN, William Lorin Whipple, Roger Herrick, Morgan Hall, Robert Pattee, Craig Duncan, Richard Van Orden; ELECTRICAL APPRENTICE, Ronald Kerry Moore with RAM Electric, Barbara Rae Marriott with Smith Electric; FIREWORKS, Skaggs Drug at 1705 West Broadway, Anna Jean Sweat at Midget Market, Albertsons on 17th Street, Red Steer, Smiths Food King on First Street and Woodruff Avenue, First Street Laundry, Sears at Mall, Grand Central at Mall, Idaho Falls Ski Team at 1770 Broadway, Chas V. Mulluf at 3390 South Yellowstone, Maverick Country Store, Roger Rowberry at 2092 North Yellowstone Highway, Pine Crest Sports Center, 1515 North Holmes Avenue, Alveys Husky Service, 1573 West Broadway, Tam's Drive-Inn, 3460 S. Yellowstone Skyline Motel, W.W. Sales at 17th Street Saving Center, 1385 Northgate Mile, 2025 First Street, 115 East Anderson, 960 John Adams Parkway, Fay's Foodliner at 1720 Curtis Avenue, Bob Eddy at Woodruff and Morgan, Kent Hemsley at 670 First Street, Lori Barnes at Katz Pharmacy, 196 Elva, Lennis Tirrill at 415 East Anderson Street, Dale R. Madsen at 661 North Skyline, Ben Franklin, John W. White at 823 Anthon, Valley Wholesale at 570 East 17th Street, M.H. King Co., Ronald Dutcher at Husky's 17th Street Station, Larry Thompson at Ernst Home Center Mall, Sharon Wulfekuhle; GROCERY STORE, Nutrition Center; SECOND HAND STORE, Douglas Frison; ITINERANT MERCHANT, LaVern Seal; POOL HALL, La Copa; BARTENDERS, Shelli H. Barber, Wanda Ferguson, Anita Gillen, Andy Gray, Steven Hindman, Kelli Johnson, Parry Johnson, Joyce Melville, Florence Purcell, Jan Spencer, Margaret Thayer, Jerold Webb, Grace Tarpley, Terra Gaunt, Karen Bowman, La Juan Hodges; TAXI OPERATOR, Darrell Colby; PRIVATE PATROLMAN, Christopher Anthony Schoonmaker; BEER CANNED AND BOTTLED NOT TO BE CONSUMED ON THE PREMISES, Skyline Lanes Bar, Busters; RETAIL WINE, Busters; WINE BY THE DRINK, Skyline Lanes Bar; PUBLIC RIGHTS OF WAY, Intermountain Construction, Inc., Woolf and Hawley Concrete; were presented. It was moved by Councilman Erickson, seconded by Deist, that these licenses be issued, subject to the approval of the appropriate Division Director, where required. Roll call as follows: Ayes, 6; No, none; carried.

A Union Pacific termination rider to L.D. #24316, covering a power crossing at Fibre, Idaho was presented. Councilman Hovey explained that this agreement covered the 161 KV line original route and, as this line has been re-routed, this agreement is no longer necessary. It was moved by Councilman Hovey, seconded by Erickson, that cancellation of L.D. #24316 with the Union Pacific Railroad be approved. Roll call as follows: Ayes, 6; No, none; carried.

From the City Clerk came this memo:

City of Idaho Falls
June 23, 1981

MEMORANDUM

TO: Honorable Mayor and Members of City Council
FROM: Douglas C. Call, Fire Chief
SUBJECT: TRAFFIC PRE-EMPTION SYSTEM

We have recently been informed by the Idaho Transportation Department, Division of Highways, of the possibility of including a pre-emption system in the traffic signal controller at 17th and S. Yellowstone. This would tie our

system along Yellowstone with traffic control devices that would be activated from emergency vehicles.

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It is necessary that the Mayor be given authorization to participate in this project.

The engineer's estimate of cost is \$5,000 to \$6,000 of which the City's cost will be about 20% to 25%.

It is the Fire Chief's recommendation that the Mayor be given authority to enter into this project.

s/ Douglas Hall

It was moved by Councilman Wood, seconded by Hovey, that the Mayor be given the authority to enter into the project as indicated. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the City Planner was presented:

City of Idaho Falls
June 22, 1981

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist
SUBJECT: FINAL PLAT - PARK VILLAGE

Attached is a copy of a final plat and the development agreement of Park Village, Division No. 1. The Council recently approved a Planned Unit Development to be located on this parcel. This approval was subject to the final approval and recording of a final plat on the subject property.

This plat was recently considered by the Planning Commission and at that time they recommended approval. This Department concurs with the recommendation of the Commission. This matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

Councilman Chandler asked the City Planner to locate the area and explain the proposal. Councilman Chandler asked the Planner how many units were planned to be constructed in the initial stage of this project. The Planner answered that there would be approximately forty units in the initial stage. Councilman Hovey asked if there would be sufficient streets for entry and exist. The City Planner answered in the affirmative, saying proper provisions are provided for traffic flow. It was moved by Councilman Chandler, seconded by Sakaguchi, that the Council accept the final plat of Park Village, subject to procurement of all signatures and final approval by the City Attorney, and authorize the Mayor and City Clerk to sign. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Airport Manager was then read:

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MEMORANDUM

TO: Honorable Mayor and City Councilman
FROM: Jim Thorsen
SUBJECT: EXTENSION TO LEASE AGREEMENT - FALLS CAB
COMPANY, INC.

Attached is an Extension to the Lease and Concession Agreement with the Falls Cab Company, Inc., which permits their conducting of commercial operations at the Airport.

The Agreement permits use of the bus and limousine lane and for the picking up and discharging of passengers. The Extension is for one year and has been approved as to form by the City Attorney.

The Airport Committee recommends that the Mayor and Clerk be authorized to execute said Agreement subject to final review by the City Attorney.

s/ Jim Thorsen

It was moved by Councilman Wood, seconded by Sakaguchi, that the Mayor and City Clerk be authorized to execute the extension to the lease agreement with Falls Cab Company, Inc., subject to the final review by the City Attorney. Roll call as follows: Ayes, 6; No, none; carried.

From the Public Works Director came this memo:

City of Idaho Falls
June 23, 1981

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: AMENDMENT TO ENGINEERING CONTRACT WITH JAMES
M. MONTGOMERY

We are attaching hereto two copies of an Amendment to the Engineering Contract with James M. Montgomery covering the construction phase of the Westside Interceptor. This Amendment is a cost plus fixed fee contract and applies only to the construction phase. It is intended that the City will be responsible for the field engineering, surveys and inspection on most of the work, but will use consulting help on the river crossing. Our City Attorney has modified the contract in two areas to better fit the City's needs.

The Public Works Committee is recommending that the Council authorize the Mayor and City Clerk to sign the City's approval, provided the Amendment receives subsequent approvals of the EPA, IDH&W and City Attorney's office.

s/ Donald F. Lloyd

JUNE 23, 1981

It was moved by Councilman Sakaguchi, seconded by Deist, that the amendment to the Engineering Contract with James M. Montgomery, covering the construction phase of the Westside Interceptor be approved subject to the approval of the EPA, IDH&W, and the City Attorney's office. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls
June 23, 1981

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: AMENDMENT TO ANNEXATION AGREEMENT - ALICE
DICKSON #5

We are attaching hereto a proposed Amendment to the Annexation Agreement for Alice Dickson #5. The Annexation Agreement calls for regular payments during 1981 on the Arterial Street and Bridge fee. Since there is not presently any development on the property, nor is development scheduled in the immediate future, the Amendment is requesting payment of the road and bridge fee be postponed until development starts.

Public Works and the Planning Department offer no objections and the Public Works Committee is recommending that the Council approve this Amendment.

s/ Donald F. Lloyd

It was moved by Councilman Sakaguchi, seconded by Deist, that the amendment to the Annexation Agreement for Alice Dickson, Division #5 be approved, subject to the procurement of the proper signatures and final review by the Legal Department. Roll call as follows: Ayes 6; No, none; carried.

This memo from the General Services Director was then read:

City of Idaho Falls
June 19, 1981

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: BID -- IDAHO FALLS SENIOR CITIZEN CENTER -- MISC.
ITEMS #3

Attached is a tabulation of bids received for the Idaho Falls Senior Citizens Center, Miscellaneous Items #3, which consists primarily of the installation of an air conditioning system and completion of the basement.

It is the recommendation of the Architect, Mr. Leland Dille, and the General Services Division that the City Council accept the low bid of Clark Brothers

Construction, Inc. to complete this work at \$48,090.00 and authorize the Mayor and City Clerk to sign the contract documents.

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It is also recommended that concurrent with the above recommended action the City Council accept and authorize the Mayor to sign the attached negative change order deleting the carpeting and suspended ceiling system at an amount of \$9,100.00 for a net contract of \$38,990.00.

s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Chandler, that the City Council accept the low bid of Clark Construction, Inc., to complete the work at \$48,090.00 and accept the change order in the amount of \$9,100.00 for a net contract amount of \$38,990.00, and authorize the Mayor and City Clerk to sign all necessary documents. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls
June 19, 1981

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: BID #IF-81-24, SLUDGE TRUCK TANK

Attached is a tabulation of bids received on Bid #IF-81-24 for a Sludge Truck Tank.

It is the recommendation of the General Services Division that the City Council reject the sole bid of Williamsen Truck Equipment to supply one (1) Sludge Tank Body at \$18,995.00 and authorize the re-advertisement of bids on this equipment.

s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Chandler, that the sole bid of Williamsen Truck Equipment be rejected and the General Services Director be authorized to re-advertise for bids on a sludge truck tank. Roll call as follows; Ayes, 6; No, none; carried.

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

City of Idaho Falls
June 18, 1981

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: BID #IF-81-23, SLUDGE TRUCK CAB & CHASSIS

Attached is a tabulation of bids received on Bid #IF-81-23 for a Sludge Truck Cab and Chassis.

It is the recommendation of the General Services Division that the low bid of Smith Chevrolet to furnish one (1) cab and chassis without trade at \$44,549.00 be accepted as per bid.

s/ Chad Stanger

JUNE 23, 1981

It was moved by Councilman Erickson, seconded by Chandler, that the bid of Smith Chevrolet, to furnish one cab and chassis, without trade, at \$44,549.00 be accepted. Roll call as follows: Ayes, 6; No, none; carried.

Finally, from the General Services Director, this memo was presented:

City of Idaho Falls
June 23, 1981

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: BID #IF-81-17, ONE (1) 37.5 MVA POWER TRANSFORMER

Attached is a tabulation of bids (Attachment A) received on one (1) 37.5 MVA, Three Phase Power Transformer. Also attached is a tabulation of bid amounts (Attachment B) adjusted according to the "loss evaluation formula" included in the bid specifications.

It is the recommendation of Bonneville Power Administration with concurrence from the City's Electrical and General Services Division that the bid be awarded to General Electric Supply Company to furnish one (1) 37.5 MVA Power Transformer at \$350,000.00 based upon the low "loss adjusted" amount (Attachment B.)

The apparent low "Loss Adjusted" bid furnished by Federal Pacific Electric Company is unresponsive.

This transformer will be repurchased by Bonneville Power Administration.

s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Chandler, that the recommendation of the City's Electrical and General Services Divisions be upheld and the City Council accept the bid of General Electric Supply Company to furnish one 37.5 power transformer at \$350,000.00. Roll call as follows: Ayes, 6; No, none; carried.

The City Attorney presented the following captioned ordinance:

ORDINANCE NO. 1684

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 4-5-14, CITY CODE OF IDAHO FALLS, IDAHO, BEING A PORTION OF THE ORDINANCE REGULATING THE CITY WATER SYSTEM; PROVIDING THAT A CHARGE OF \$10.00 PER FRONT FOOT OR PROPERTY TO BE SERVED SHALL BE IMPOSED FOR OBTAINING A PERMIT TO CONNECT TO ANY WATER MAIN CONSTRUCTED SUBSTANTIALLY AT CITY EXPENSE; PROVIDING

WHEN THE ORDINANCE SHALL BECOME
EFFECTIVE.

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The foregoing ordinance was presented in title. It was moved by Councilman Sakaguchi, 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, 6; 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, 6; No, none; carried.

ORDINANCE NO. 1685

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 8-7-13, CITY CODE OF IDAHO FALLS, IDAHO; ESTABLISHING FEES AND CHARGES FOR SANITARY SEWER CONNECTION PERMITS AND FOR THE INSTALLATION OR ALTERATION OF SANITARY SEWERS WITHIN SAID CITY; SETTING FORTH A SCHEDULE OF FEES THEREFOR; MAKING IT UNLAWFUL TO INSTALL OR ALTER ANY SANITARY SEWER WITHIN SAID CITY OR TO TAP ONTO OR CONNECT TO ANY SANITARY SEWER LINE OF SAID CITY WITHOUT FIRST OBTAINING A PERMIT THEREFOR; ESTABLISHING A SANITARY SEWER CAPITAL IMPROVEMENT FUND AND PROVIDING THAT ALL FEES AND CHARGES DERIVED FROM THE ISSUANCE OF PERMITS FOR THE INSTALLATION OR ALTERATION OF SANITARY SEWERS OR FOR CONNECTING TO A SANITARY SEWER, SHALL BE PLACED IN SAID FUND; SETTING FORTH THE PURPOSES FOR WHICH MONEYS IN SAID FUND MAY BE EXPENDED; FIXING PENALTIES FOR VIOLATION OF THE ORDINANCE; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing ordinance was presented in title. It was moved by Councilman Sakaguchi, 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, 6; 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, 6; No, none; carried.

The City Attorney then presented the following captioned ordinance, establishing and fixing revised electric rates:

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ORDINANCE NO. 1686

AN ORDINANCE ESTABLISHING AND FIXING A REVISED SCHEDULE OF RATES TO BE CHARGED CUSTOMERS OF THE IDAHO FALLS MUNICIPAL LIGHT AND POWER PLANT AND DISTRIBUTION SYSTEM; REPEALING SECTION 4-4-10, OF THE CITY CODE, THE SAME CONSTITUTING THE EXISTING SCHEDULE OF RATES FOR ELECTRIC SERVICE; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

Councilman Hovey stated that the Council had discussed and reviewed these charges at previous meetings. He said this would be an average of 30% increase as some would be charged less and some more than 30%. There being no questions nor further comment, it was moved by Councilman Hovey, seconded by Wood, 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, 6; 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 AND THE MAYOR AND CITY CLERK AUTHORIZED TO SIGN THE ORDINANCE?" Roll call as follows: Ayes, 6; No, none; carried.

Councilman Wood reported that some illegal fireworks are being sold at local stands and the Fire Department needed Council authorization to be able to revoke the permit of these violators. It was moved by Councilman Wood, seconded by Erickson, that the Fire Department be authorized to give the violators notice to remove all non-complying fireworks and if this is not accomplished within 24 hours, the permit should be revoked. Roll call as follows: Ayes, 6; No, none; carried.

There being no further business, it was moved by Councilman Sakaguchi, seconded by Erickson, that the meeting adjourn at 8:40 P.M., carried.

s/ Velma Chandler
City Clerk

s/ Thomas Campbell
Mayor