

**JANUARY 8, 1981**

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Prior to calling the meeting to order, the Mayor called upon Michelle Grimmett, from Girl Scout Troop No. 597, 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 Ralph Wood, Art Chandler, Mel Erickson, Paul Hovey, and Sam Sakaguchi. Absent: Councilmember Wes Deist. Also present: Velma Chandler, City Clerk; Arthur Smith, City Attorney; and all available Division Directors.

Minutes of the last Regular Council Meeting held on December 18, 1980, were read and approved.

The Mayor then presented his State of the City Address, as follows:

**STATE OF THE CITY**

**1981**

I would like to take a few minutes tonight and make some predictions and projections for 1981. First, let me tell you that 1980 was a banner year for the City. Most of the goals we set were accomplished. Examples are the First Street Bridges, Parks Maintenance Building, resurfacing of Woodruff Avenue, progress on Hitt Road, new traffic signals at a couple of key locations, seal coating effort with the County, computerizing of police records, tried for a swimming pool bond, completed 161 kV line, reorganization of Engineering and Signing Departments, updating of Comprehensive Plan, completion of Bel-Aire Park, opening of last 9 holes at Sand Creek Golf Course and many other accomplishments. However, tonight I don not want to reminisce. I want to predict some of the things we can do in 1981.

To begin with, I must state, and hope you realize, that 82% of all the services we provide in the City are not connected with the property tax. Only 18% of what we do comes from property taxes and this includes four main areas: Police, Fire, Library, and Parks. Police and Fire are the largest and require more money each year than the total amount of taxes collected.

It will be difficult to tell what direction we will be going in these departments until we know what funding will be available; in the areas where the services support themselves, we can be more certain about what will happen in 1981.

Our Electrical Department is growing and will be about a \$10,000,000.00 operation, nearly half of our budget. It is growing in the number of people demanding electricity and converting from whatever fuel they have to electricity. It is also growing because the cost of each kilowatt is going up. We have little control over the cost of electricity. Bonneville Power controls the price, they raised it last year, they will raise it again in 1981. We have to pass those increases onto our customers. The more independent we become, the more stable our rates will be and that is one of the reasons we should make every effort to build more generation on the river.

Our current project is going well. It will be within the 48 million dollar bond passed by the people. The amount of money placed in reserved and used to prepay interest makes the project look about 10 million dollars bigger than it really is, but the cost per kilowatt hour of power is very close to our original estimates and will be less than 2.5 cents per kilowatt average cost. The new

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Federal Law and the growing size of our utility will require a massive conservation effort. We don't know all the details now, but we will be learning more about what we need to do during the year.

In Public Works, during 1981, we should see the beginning of a widening of 17th Street, from Yellowstone to South Boulevard. I use the word "should" because we are depending on State funding and, although this project is in line to be funded, we don't have control over the allocation of State funds.

Hitt Road, a cooperative effort with the County, will be completed from First Street to Seventeenth Street for two single lanes of traffic.

The Westside Interceptor will be completed.

We will continue to develop the Westside Drainage Area.

We will have the best striping and street repair program we have ever had.

Dedication of the Airport will be early in the year. There is no tax money in the Airport. It is completely self-supporting. The airlines are very happy with the facility and things in general look bright for the Airport.

We will build two new parks this year. One will be from tax money at Esquire Acres, the other will be built by the Electrical Department in order to clean up the area around Sugar Mill Substation. When they have it grassed, it will be turned over to the Parks Department for use for soccer fields, softball and playground.

The drainage areas, such as the one we are building near Bellin Road, also have great potential for use as parks.

The Fire Department will concentrate this year on prevention and safety education. Your local firemen will become very visible, especially to schoolchildren.

The Police Department will undergo some reorganization. Emphasis will be placed on firearm proficiency.

I'm making no changes in assignments of Division or Council. I am happy with the way you are working. You are well-balanced, knowledgeable, and strong enough individually to make decisions based on what is best for the community as you see it.

I am looking forward to a year of progress.

The Mayor announced that this was the time and the place, as legally advertised, to conduct a public hearing to consider a request for rezoning of Lot 2, Block 1, Division No. 1 and Lot 3, Block 1, Division No. 2, Westfield Plaza Addition, and called upon Councilman Chandler, as Chairman of the Planning and Zoning Commission, to conduct the hearing. Councilman Chandler explained the procedure for this hearing and then asked the City Clerk to read this memo from the City Planner:

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City of Idaho Falls  
January 7, 1981

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist, Planning and Building Director  
SUBJECT: REQUEST FOR REZONING - WESTFIELD PLAZA ADDITION, DIVISION NO. 1,  
BLOCK 1, LOT 2 AND DIVISION NO. 2, BLOCK 1, LOT 3

Attached is a copy of a rezoning petition requesting the above described property be rezoned from R-3A to C-1. This property is located on the west side of Skyline Drive, between Broadway and Carmel Drive. This same request was considered by the Mayor and Council on April 5, 1979. At that time, the request carried a recommendation of approval by a vote of 5 to 1 with 1 abstention, and after much discussion the Council reversed the recommendation of the Planning Commission and denied the request.

The same request was resubmitted to the Planning Commission this last fall and was first heard at the meeting on October 14. At that time, the Planning Commission, by a vote of 7 to 0, recommended the request be denied. The developer was not represented at the meeting and requested another hearing be scheduled so that he could explain his reasons in asking for the rezoning.

Another hearing on the matter was held on December 9 and that time the Planning Commission voted 10 to 0, with 1 abstention, to recommend denial of the request. The reasons stated in making this recommendation were they felt the R-3A zone provided the necessary buffer adjacent to Skyline; the C-1 zoning would generate more traffic than R-3A and would compound traffic problems near the intersection of Skyline and Broadway; and, they felt if this property were zoned commercial, there would be no way to prevent the R-3A property to the south from being used in conjunction with this property and it could have entrance off Carmel Drive, too.

This Department concurs with the recommendation of the Planning Commission and this matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

Councilman Chandler requested that the City Planner locate the property on a map on the wall and explain the zoning of property adjacent to this area.

Councilman Chandler then asked if there was anyone present who wished to speak in favor of this proposal.

Mr. Bill Shively, co-owner of Westfield Plaza, appeared briefly, stating that the main purpose for this rezoning request was to allow construction closer to Skyline Drive, thus keeping the businesses farther away from the apartment units owned by Mr. Pher Agren.

Councilman Erickson asked if Mr. Agren objected to this rezoning. Mr. Shively answered in the affirmative. City Attorney Smith asked Mr. Shively if his plans included a commercial building fronting on Skyline Drive. Shively answered by saying that plans were not complete at this time, but it would be possible that a commercial building, such as an ice cream parlor, might be constructed fronting onto Skyline Drive. There was no one else

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who appeared to speak in favor of the proposal; therefore, Councilman Chandler asked if there was anyone present who wished to speak against this re-zoning proposal.

Ms. Lorraine Cooper, 303 South Skyline Drive, appeared stating that she was President of the Board of Directors for the condominium units in the vicinity. She said that all the residents of the area, including those in her units, the Walquist Apartments, Bona Vista Addition and Imperial Gardens Addition, use the Carmel Street to Skyline route for all traffic movement, and she felt that the residents should be protected against any further commercial zoning and the traffic it would create. She also said, in her opinion, there would be hundreds of tax dollars lost in depreciation of the nearby residential properties if commercial zoning was allowed to encroach further south. City Attorney Smith asked Mrs. Cooper if her property is zoned R-3A. Mrs. Cooper answered in the affirmative, stating it was located east of Skyline Drive and south of Carmel Drive. City Planner Gilchrist explained the location and the business in the area.

Mr. Bob Buy, Cypress Drive, appeared briefly, stating that traffic in the area has increased tremendously since the shopping center has been constructed. He said the school splits going from Skyline High School area up north on Skyline Drive and on Westhill going over to Cypress, Carmel and into the Plaza area. He said, in his opinion, a commercial zoning as requested, would increase the traffic and create a greater traffic hazard.

Mr. Jay Brown, 1780 Carmel, appeared briefly to state that he was concerned about the traffic flow at the intersection of Carmel and Skyline Drives. He said there was already a traffic problem at the intersection, and he feared it would increase if additional commercial buildings were allowed. He suggested that traffic lights be installed on Carmel Drive. He said, further, that Skyline Drive is presently 95% residential and he could see no need for any portion of it to be zoned commercial. Brown pointed out that Carmel Drive is not just one block of residents moving out, he said Carmel Drive serves the residents of the entire Bona Vista Addition.

There being no one else who wished to protest the rezoning, the Mayor asked the City Planner to explain the thinking of the Planning Commission when making their recommendation to deny this rezoning request, and also his opinion on this proposal.

City Planner Gilchrist stated that his memo listed the reasons they recommended denial, including the potential of more traffic problems and the possibility that adjacent property could be used as a commercial parking lot. He said that there are several pieces of property in the area that are already zone commercial, but remain undeveloped, and it is felt that these should be developed before more commercial zoned are allowed.

Attorney Smith stated that within the last few months, the Supreme Court has required that rezoning hearings be formalized and recorded so that the courts could review them in case problems arise. He said one important thing that the courts would want to know is if the rezoning comports with the Comprehensive Plan of Idaho Falls. City Planner Gilchrist said that this particular rezoning would conform to the Comprehensive Plan. Attorney Smith asked if there was any land zoned C-1 abutting this property or immediately across the street, other than the large parcel of property to the west. The Planner answered that there was H-C zoning immediately to the north, and also some on the south or east side of Skyline, and that the remainder of the property in the immediate area is zoned R-3A. City Attorney Smith asked if it was correct that, if this parcel of property was zoned C-1, there would be no other C-1 property abutting it except that on the west. City Planner Gilchrist answered in the affirmative.

Councilman Hovey stated that it was his understanding that the last time the Council reviewed the rezoning of this area, it was determined that the property would not be zoned commercial, and that there would only be traffic one way on that curb cut between the service station and Carmel Drive. Hovey asked if there had been any recommendation for change of this from any Department of the City. Gilchrist answered there had been no recommendation for change. City Attorney Smith asked the City Planner if a C-1 zone

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permits uses that a H-C zone would not permit. Gilchrist answered that the C-1 zone is a more restrictive zone and is primarily retail commercial. He said H-C zone permits heavier usage, such as used car lots and similar businesses. City Attorney Smith asked if a C-1 zone would permit a bar to be constructed on the property. Gilchrist answered that, only if the bar was in conjunction with a food-serving establishment, not a nightclub per-se.

Councilman Chandler stated that it was pointed out at the Planning Commission hearing that, what might be constructed on the property was academic, since once the property was zoned, anything allowed in that zone could be constructed.

Councilman Hovey asked what type of building the present zone would allow. Gilchrist said the R-3A zoning would allow multi-family dwellings and professional offices that would be considered low traffic generators and would require off-street parking.

There being no further questions, or comment, Councilman Chandler declared the hearing closed.

Councilman Chandler stated that, based upon the findings of the Planning Commission and the testimony heard this night, he would move that the request for rezoning be denied. Motion was seconded by Councilman Sakaguchi. Roll call as follows: Ayes, 5; No, none; carried. Councilman Chandler requested that the City Attorney prepare a findings of Fact, Conclusion of Law and Decision.

The City Clerk asked for Council ratification of issuing Liquor, Wine and Beer license applications, with the approval of the appropriate Division Director, but without formal Council approval: BEER, (canned and bottled, not to be consumed on the premises), Fay's Foodliner, Skyline IGA, Village Market, Northgate Chevron, Village Chevron, Murphy's Market, Ray's Minit Market, Highland Market, The Wine Issue, Holiday Market; BEER (canned and bottled, to be consumed on the premises), Skyway Bar, LeBaron's Lounge; BEER (canned, bottled, and draught, to be consumed on the premises), Westbank Coffee Shop & Lounge, Skippers, Doc's Broadway Lounge & Cafe, Pockets, Me-N-Ed's Pizza, Mill at Taylor's Crossing, Blue Room, Stockman's Bar, Chariot II, Burnt Offering, Big Al's; LIQUOR, LeBaron's, Skyway Bar, Doc's Broadway Cafe & Lounge, Westbank Coffee Shop & Lounge, Ray's Western Bar, Pockets, Inc., Tom's Landing, Burnt Offering, Chariot II, Stockman's Bar, Mill at Taylor's Crossing; RETAIL WINE, Ray's Minit Market, Skyline Market, Fay's Foodliner, Stockman's Bar, Pockets, Inc., The Wine Issue; WINE BY THE DRINK, Plaza Lanes, Godfather's Pizza; LIQUOR, Towne House; BEER, (canned and bottled, to be consumed on the premises), Towne House.

It was moved by Councilman Erickson, seconded by Chandler, that the action of the City Clerk in issuing these licenses be duly ratified. Roll call as follows: Ayes, 5; No, none; carried.

Bills for the month of December, 1980, were presented:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>
SERV/MAT:	\$ 558,643.20	\$ 33,522.79	\$ 48,634.24	\$ 177,725.81
SALARY:	<u>370,848.23</u>	<u>23,475.68</u>	<u>11,616.52</u>	<u>52,539.67</u>
TOTAL:	\$ 929,491.43	\$ 56,998.47	\$ 60,250.76	\$ 230,265.48
	<u>ELECTRIC</u>	<u>SANITATION</u>	<u>RECREATION</u>	<u>MUN CAPITAL</u>
SERV/MAT:	\$1,229,875.52	\$ 48,138.18	\$ 9,890.79	\$ 2,380.00
SALARY:	<u>77,599.63</u>	<u>27,585.65</u>	<u>8,459.98</u>	<u>.00</u>
TOTAL:	\$1,307,475.15	\$ 75,723.83	\$ 18,350.77	\$ 2,380.00

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<u>LIBRARY FUND</u>	<u>REG LIBRARY</u>	<u>BRIDGE/ART ST</u>	<u>REV SHARING</u>
SERV/MAT: \$ 4,666.06	\$ 230.04	\$ 908.70	\$ 3,049.96
SALARY: <u>18,470.43</u>	<u>796.51</u>	<u>.00</u>	<u>.00</u>
TOTAL: \$ 23,126.49	\$ 1,026.55	\$ 908.70	\$ 3,049.96

<u>COMM DEVELOP</u>	<u>CITY TOTALS</u>
SERV/MAT: \$ 2,682.19	\$2,120,347.48
SALARY: <u>1,128.00</u>	<u>592,510.30</u>
TOTAL: \$ 3,810.19	\$2,712,857.78

Councilman Hovey explained all major expenditures. It was moved by Councilman Hovey, seconded by Chandler, that the Controller be authorized to pay the bills as listed on the computerized print-out. Roll call as follows: Ayes, 5; No, none; carried.

Monthly reports from Division and Department Heads were presented and there being no questions nor objections, were accepted by the Mayor and ordered placed on file in the office of the City Clerk.

License applications for GROCERY STORE, J. H. Boozer Oil Co., Discount Foods, Edward's Farmers Market, Ray Groth Oil Co. #1 and #2, Highland Market, Holiday Market, Murphy's Market, Ray's Minit Market, Savings Center #1 and #2, Village Market, Wealth of Health; RESTAURANT, Big Al's Sandwich Shop, Blue Room, Burnt Offering, Cedric's Restaurant, Corn Dog Factory, Doc's Broadway Cafe, Godfather's Pizza, K-Mart Grill & Deli, Lantern Pizza, LeBaron's, McDonalds #1 and #2, Me-N-Eds Pizza, Mill at Taylor's Crossing, Pocket's Inc., Rainbow Cafe, Reid's Pizza Haus, Scotty's Drive In, Shakey's Pizza Parlor, Skipper's Seafood & Chowder House, Skyway Bar, Smitty's House, Standards Works #1, Tom's Landing, Towne House, Westbank Coffee Shop; CAFETERIA, Parkview Hospital, Riverview Hospital; FOOD CATERING SERVICE, Yuko's Catering; DAIRY, Vaughn Asper; ELECTRICAL CONTRACTOR, Arrow Electric, The Carlson Company, Century Electric, David Electric, Inc., Eagle Heating & Electric, Falls electric Co., Grant Gallup Electric, Max J. Storer Electric, Monson Electric, Nelson Electric & Insulation, Oakey Electric, Wheeler Electric, Inc.; JOURNEYMAN ELECTRICIAN, Harold T. Babbitt, Arthur Carlson, Roger Daines, Richard Davis, Scott Davis, T. Grant Gallup, LeRoy Hale, Wayne Landers, John Lewis, David Lusk, Glen McCormick, Thayle Monson, Ronald A. Moore, John Morgan, Earl Nelson, Gary Oakey, Jerald Oakey, Mardell Oakey, Max J. Storer, Kenneth Wilson, Dick Wheeler; APPRENTICE ELECTRICIAN, Cary Heaton with Eagle Heating & Electric, Don Heaton with Eagle Heating & Electric, Randy Heyrend with Nelson Electric & Insulation, Dave Warner with Nelson Electric & Insulation; MASTER PLUMBER, American Plumbing, Ammon Plumbing Service, Atlas Mechanical, Inc., Bates Plumbing, Bingham Mechanical, Jorgensen's Plumbing, Matthew's Plumbing & Heating, Sargent Mechanical, M. LaVar Turpin Plumbing; JOURNEYMAN PLUMBER, Harold W. Bates, Larry Bates, John A. Beins, John E. Jorgensen, Gene Mathews, Darwin Mathews, Darrel W. Olson, Donnie A. Olson, Dallas Pope, Roger Sanderson, Max Sargent, Melvin L. Turpin, Larry L. Turpin; APPRENTICE PLUMBER, Dale Huntsman with Mathews Plumbing & Heating, Cache W. Olson with Ammon Plumbing Service, Rodney J. Olson with Ammon Plumbing Service, Bart Sargent with Sargent Mechanical; CLASS A CONTRACTOR, Atlas Mechanical, Inc; CLASS B CONTRACTOR, Wyatt Heating & Air Conditioning; CLASS C CONTRACTOR, Bingham Mechanical, Mathews Plumbing & Heating, John A. Beins, Hammond Furnace; CLASS D CONTRACTOR, Amcor, Inc., Intermountain Gas Company; CLASS D CONTRACTOR (Refrigeration), Louis A. Roser Company; CLASS D CONTRACTOR (Warm Air), Wilford Wilcock Heating; CLASS B JOURNEYMAN (Wet Heat, Warm Air, Gas Fitting), Roger Sanderson, Max Sargent; CLASS B JOURNEYMAN (Gas Fitting, Warm Air, Refrigeration), Warren Wyatt; CLASS C JOURNEYMAN (Gas Fitting, Warm Air), Paul B. Hammond; CLASS C JOURNEYMAN (Gas Fitting, Wet Heat), Darwin G. Mathews, Dallas Pope; CLASS C JOURNEYMAN (Gas Fitting, Warm Air), Ronald Williams; CLASS D JOURNEYMAN (Gas Fitting), O. R. Birch, Brent K. Hall, Bruce Morgan, Elbert Pershing, Marvin Pittman, Gary

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Rasmussen, Jay Rowley, Del Russell, Gary Schults; CLASS D JOURNEYMAN (Refrigeration), Alvin Mawson; CLASS D JOURNEYMAN (Warm Air), Wilford Wilcock; CLASS B APPRENTICE (Gas Fitting, Warm Air, Refrigeration), Gene Holmes with Wyatt Heating and Air Conditioning; CLASS D APPRENTICE (Gas Fitting), Mike Abeggler with Intermountain Gas, Lewis Bird with Intermountain Gas; HOTEL, Nelson Hotel; DANCE HALL, Cantina El Toreo; POOL ROOM, Pockets, Inc.; PHOTOGRAPHER, Free Lance Photo, Glenn E. Nelson Studio, Keller's Moving Photography; SECOND HAND STORE, The Attic, Bob's Trading Post; PAWN BROKER, Bob's Trading Post; NON-COMMERCIAL KENNEL, Sanchez and Benson; PUBLIC CONVEYANCE, CART, Inc.; DELIVERY SERVICE, Independent Delivery, Falls Cab Company; TAXI CAB COMPANY, Falls Cab Company; TAXI CAB OPERATOR, Clarence Butler, Charles E. Campbell, George F. Johnson, Tracy James Moon, Stephen W. Timm, Robert A. White, Jim Woods; PRIVATE PATROL SERVICE, American Protective Services, Inc., Hammon's Service; PRIVATE PATROLMAN, Robert S. Hammon, Delbert W. Holbrook, Lonnie Leroy Wilde; PUBLIC RIGHTS OF WAY, Atlas Mechanical, Inc., Boise Cascade Building Materials Center, C & H Construction, Inc., Clark Brothers Construction, Inc., Gary D. Covert Concrete, H-K Contractors, Inc., Heyrend Construction Company, K & G Contractors, Inc., Loveland Construction Company, New Concept Realty and Development, Inc., Ormond Construction Company, Skidmore Construction and Millwork, Inc.; BARTENDER, Cathy L. Clay, Denton L. Crofts, Jimmie J. Griggs, Linda Kishiyama, Peggy Sue Lepzinski, Sheri Lynn Minor; BEER (Canned and Bottled, Not To Be Consumed On The Premises), Discount Foods, Bob's Total Service, J. H. Boozer Oil Company, Edwards' Farmer's Market, Savings Center No. 1, Savings Center No. 2, Fastway Service; BEER (Canned, Bottled and Draught, To Be Consumed On The Premises), Oscar's, Reid's Pizza Haus; RETAIL WINE, Edwards' Farmer's Market, Chariott II, Savings Center No. 1; WINE BY THE DRINK, Blue Room, Skipper's Seafood and Chowder House; ELECTRICAL CONTRACTOR, RAM Electric; JOURNEYMAN ELECTRICIAN, Ben Nelson; ITINERANT MERCHANT, Florida Shrimpers; NON-COMMERCIAL KENNEL, William R. Goodwin, Justine M. Smith; BEER (Canned and Bottled, Not To Be Consumed On The Premises), Grand Central; BEER (Canned and Bottled, To Be Consumed On The Premises), Bourbon Street; LIQUOR, Bourbon Street; RETAIL WINE, Savings Center No. 2, Grand Central, were presented. It was moved by Councilman Erickson, seconded by Chandler, that these licenses be issued, subject to the approval of the appropriate Division Director, when required. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk presented ELECTRICAL CONTRACTOR, Hansen Electric; APPRENTICE ELECTRICIAN, Ray Andrus with American Potato Company; JOURNEYMAN PLUMBER, Warren J. McIntire; PRIVATE PATROLMAN, Neal H. Shumway; BARTENDER, Sherry E. Gimpel, license applications carrying recommendations from the appropriate Division Director that they NOT be granted. It was moved by Councilman Erickson, seconded by Hovey, that the recommendations of the Division Directors be upheld and these licenses NOT be granted. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Public Works Director was presented:

City of Idaho Falls  
January 6, 1981

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd, P. E.  
SUBJECT: REPLACEMENT OF SANITARY SEWER IN THE HIGHLAND PARK AREA

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The Plans and Specifications for the replacement of sewers in the Highland Park area have been completed. We are requesting authorization to advertise for competitive bids.

Respectfully submitted,  
s/ Donald F. Lloyd

It was moved by Councilman Sakaguchi, seconded by Chandler, that the Public Works Director be authorized to advertise for bids for replacement of sanitary sewer in the Highland Park area. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Airport Manager was then read:

City of Idaho Falls  
January 5, 1981

MEMORANDUM

TO: Mayor and City Council  
FROM: Airport Committee  
SUBJECT: EXTENSION TO LEASE AND CONCESSION AGREEMENTS  
FOR INTER-COMMUNITY BUS SERVICE

The Lease and Concession Agreement between the City and Yellowstone Park Division, TWA Services, and the City and Moody Trans Inc., dba Teton-Star Valley-Jackson Stage Lines, has expired. Each company has submitted an extension request to provide Inter-Community Bus Service between the Airport and certain terminus outside the City.

No space is required within the Terminal Building. The buses will load and unload in the exclusive bus, taxi, and limousine lane.

The Airport Committee recommends that the City Council approve the two attached extensions and instruct the Mayor and City Clerk to execute the same in behalf of the City.

s/ James Thorsen

It was moved by Councilman Wood, seconded by Sakaguchi, that the extensions to the Lease and Concession Agreements for Inter-Community Bus Service, between the City and Yellowstone Park Division, TWA Services, and the City and Moody Trans, Inc., dba Teton-Star Valley-Jackson Stage Lines be approved and the Mayor and City Clerk be authorized to execute the same on behalf of the City. Roll call as follows: Ayes, 5; No, none; carried.

From the City Controller came this memo:

City of Idaho Falls  
January 8, 1981

MEMORANDUM

TO: Mayor Thomas Campbell and City Council  
FROM: John D. Evans, Controller  
SUBJECT: RENEWAL OF INSURANCE COVERAGE - BOILER AND  
MACHINERY, AMBULANCE MALPRACTICE AND AUTO  
COMPREHENSIVE

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Requesting Council action to approve renewal of the following insurance coverage:

<u>Boiler and Machinery</u> - American Casualty Company	
Current Annual Premium	\$5,754.00
Previous Annual Premium	<u>\$5,927.00</u>
Decrease in Premium due to Changing Companies	(\$ 173.00)
<u>Ambulance Malpractice</u> - Western World	
Current Annual Premium	\$5,038.60
Previous Annual Premium	<u>\$4,581.00</u>
Increase in Premium due to adding Dona Galbraith (Training Specialist), Jefferson and Bingham Counties as additional insureds	\$ 457.60
<u>Auto Comprehensive</u> - SAFECO	
Current Premium	\$7,292.00
Previous Premium	<u>\$7,341.00</u>
Decrease in Premium due to experience rating	(\$ 49.00)

s/ John D. Evans

It was moved by Councilman Hovey, seconded by Chandler, that the City Controller be authorized to renew Boiler and Machinery, Ambulance Malpractice, and Auto Comprehensive insurance coverage as recommended. Roll call as follows: Ayes, 5; No, none; carried.

From the Electrical Engineer came this memo:

City of Idaho Falls  
January 6, 1981

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Steve Harrison, Manager  
SUBJECT: WASATCH CHANGE ORDER NO. 2

Wasatch Electric Company has completed construction of the City's 161 KV South Loop. Some additional work was done to correct minor problems and the City has not directed Wasatch to pay state sales and use taxes to date.

This change order totals \$34,210.68 of which \$30,563.18 represents state sales and use taxes. Wasatch has agreed to pay the use tax under protest if the City desires.

Approval of this change order is recommended.

s/ G. S. Harrison

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It was moved by Councilman Hovey, seconded by Wood, that Change Order No. 2 to the Wasatch Electric Company contract, in the amount of \$34,210.68 be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows; Ayes, 5; No, none; carried.

Also, from the Electrical Engineer, came this memo:

City of Idaho Falls  
January 7, 1981

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Steve Harrison, Manager  
SUBJECT: CHANGE ORDER #9, H-K CONTRACTORS

H-K Contractors has claimed that due to late delivery of various Neyrpic furnished materials for Dam #1, they have sustained additional costs in the amount of \$94,474.83.

This claim has been reviewed by IECO and the Electric Division. We agree that it is valid and in accordance with terms of the contract. The Electric Division and IECO recommend approval of this change order, payment of which will complete this contract.

s/ G. S. Harrison

It was moved by Councilman Hovey, seconded by Wood, that Change Order No. 9 to the H-K Contractors be approved and the City Attorney be directed to notify Neyrpic of the action taken. Roll call as follows: Ayes, 5; No, none; carried. City Attorney Smith stated that he had already received proof that H-K Contractors had paid the taxes under protest as recommended.

From the General Services Director came this memo:

City of Idaho Falls  
January 6, 1981

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-81-4, BACKHOE-LOADER

It is the recommendation of the General Services Division that the City Council accept the low bid meeting specifications of Case Power and Equipment to furnish one (1) Backhoe-Loader, Case 680 G, with trade at \$29,838.00.

The apparent low bidder, Foulger Equipment Company, bidding a JCB Backhoe-Loader did not meet the specifications.

s/ Chad Stanger

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It was moved by Councilman Erickson, seconded by Chandler, that the low bid meeting specifications of Case Power and Equipment, to furnish one backhoe-loader, with trade at \$29,838.00, be accepted as recommended. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls  
January 6, 1981

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-81-5, ELECTRICAL CONDUCTOR

It is the recommendation of the Electrical and General Service Divisions that the City Council accept the low bid of G.E. Supply Company to furnish the electrical conductor for the above referenced bid. The individual item prices supplied by G.E. Supply Company were predicted upon their receipt of the entire bid.

This amount, \$103,679.02, being less than an item by item award on the low price of other suppliers, is the basis for this recommendation.

Thank you,  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Chandler, that the low bid of G.E. Supply Company to furnish an electrical conductor for \$103,679.02, be accepted. Roll call as follows: Ayes, 5; No, none; carried.

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

City of Idaho Falls  
January 6, 1981

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-81-6, MOTOR FUELS, LUBRICANTS, HEATING OIL

It is the recommendation of the General Services Division that the City Council accept the low bids of Alex Creek Oil to furnish gasoline and diesel fuel in tanker truck lots and Siepert's Distributing to furnish gasoline and diesel fuel in less than tanker truck lots and motor and heating oils.

Thank you,  
s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Chandler, that low bids of Alex Creek Oil to furnish gasoline and diesel fuel in tanker truck lots and Siepert's Distributing to furnish gasoline and diesel fuel in less than tanker truck lots and motor and heating oils be accepted as recommended. Roll call as follows: Ayes, 5; No, none; carried.

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Mayor Campbell then re-appointed all Division Directors for another one-year term. It was moved by Councilman Erickson, seconded by Hovey, that these appointments be confirmed. Roll call as follows: Ayes, 5; No, none; carried.

The Mayor then invited nominations from the Councilmen for President of the Council. Councilman Sakaguchi nominated Councilman Erickson. There were no further nominations. It was moved by Councilman Chandler, seconded by Wood, that nominations cease and that Councilman Erickson be elected to continue as President of the Council by acclamation. Roll call as follows: Ayes, 5; No, none; carried.

The City Attorney presented a City Redemption Tax Deed in favor of David Olsen and Edward Alter, accompanied by the Resolution:

**R E S O L U T I O N (Resolution No. 1981-01)**

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 16th day of April, 1980, recorded as Instrument No. 585873 in the records of Bonneville County, Idaho, acquire title to and possession of the following-described real property, to-wit:

Lots 47 and 48, Block 7, Highland Park Addition to the City of Idaho Falls, Bonneville County per the recorded plat thereof.

WHEREAS, David Olsen and Edward Alter have 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 David Olsen and Edward Alter a quit claim deed to said property, pursuant to the provision of Section 50-1751, Idaho Code.

PASSED BY THE COUNCIL this 8th day of January, 1981.

APPROVED BY THE MAYOR this 8th day of January, 1981.

s/ Thomas Campbell  
MAYOR

ATTEST:  
s/ Velma Chandler  
CITY CLERK

(SEAL)

It was moved by Councilman Hovey, seconded by Sakaguchi, that the Mayor and City Clerk be authorized to sign the resolution and the deed. Roll call as follows; Ayes, 5; No, none; carried.

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The City Attorney then presented a prepared Findings of Fact, Conclusion of Law and Decision, covering the rezoning hearing of Lots 20 through 24, Block 5, Crows Addition. Glen and Mark Nelson dba Nelson Properties, being the petitioners. It was moved by Councilman Chandler, seconded by Sakaguchi, that the Findings of Fact be adopted and the Mayor and City Clerk be authorized to sign and a copy be retained on file in the office of the City Clerk. Roll call as follows: Ayes, 5; No, none; carried.

Councilman Hovey commended all those who had been involved in the sale of the balance of the Bonds authorized by the voters to finance the Bulb Turbine Project. He said the City Council has earlier agreed that the bonds should be marketed as soon as economically feasible and had decided to make a decision on January 15, 1981, whether to accept or reject a proposal by bond brokers, Kirchner and Moore, for the purchase of the bonds. Councilman Hovey asked the Mayor to recess this meeting and fix the time and the place for continuing the recessed meeting. Mayor Campbell declared that this meeting be recessed until January 15, 1981, and be re-convened in the Council Chamber, 140 South Capital, at 5:30 P.M. of said day, for the purpose as heretofore indicated. There being no further business, it was moved by Councilman Erickson, seconded by Hovey, that the meeting be recessed at 9:15 P.M., carried.

s/ Velma Chandler  
CITY CLERK

s/ Thomas Campbell  
MAYOR

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