

MARCH 20, 1980

Prior to calling the meeting to order, the Mayor recognized the presence of three Eagle Scouts and asked one of them, Bruce Whitebeck of Troop 328, to come forward and lead all those present in the Council Chamber in the Pledging of Allegiance to the Flag, after which he asked for a moment of silence for purpose of meditation.

The Mayor then called the meeting to order, and upon roll call, the following were found to be present: Mayor Thomas Campbell; Councilmen Art Chandler, Wes Deist, Mel Erickson, Paul Hovey, Sam Sakaguchi, and Ralph Wood. Also present: Velma Chandler, City Clerk; Dale Storer, Assistant City Attorney; and all available Division Directors.

Minutes of the last regular Council Meeting held March 6th, 1980, were read and approved as amended.

Mayor Campbell invited Mr. Melvin Flood, Idaho Falls Symphony Conductor since the 1976-77 season, to come forward to the Council Table. The Mayor commended Mr. Flood for the fine work he had done for the community saying, "Flood was the greatest thing that ever happened to the Idaho Falls Symphony". He said Flood had introduced children's concerts and opera to the area and brought the Messiah concerts to the public broadcasting system. Mayor Campbell also congratulated Mr. Flood on his up-coming marriage and his new assignment in San Diego, wished him well, and presented him with a Certificate of Appreciation for his services.

Mayor Campbell announced that he was initiating a new program whereby the City would honor Eagle Scouts of the community by having them attend a Council Meeting and awarding them a Certificate of Appreciation for their achievement. He then invited three Eagle Scouts, Bruce Whitebeck, Eric Bateman, and Chris Mecham to come forward. The Mayor presented each of these young men with a Certificate of Appreciation and challenged them to apply their leadership training in the City and the community and lead with respect, honor, and dignity. All three Eagle Scouts then received a congratulatory handshake from the Mayor and all City Officials around the Council Table.

At the invitation of the Mayor, Councilman Sakaguchi asked Don Holverson, Fred Rowe, and Albert Osborne to come forward to the Council Table. Mayor Campbell stated that these three gentlemen had recently taken a very difficult competency test. He said that only 55% of the people who took this test passed it and he was proud to announce that Holverson and Rowe had earned the highest and second highest scores in the State. He then presented Mr. Holverson and Mr. Rowe with Class IV Wastewater Operator's Certificates and Mr. Osborne with a Class I Wastewater Operator's Certificate, after which all three men received a congratulatory handshake from the Mayor and all City Officials around the Council Table.

Mayor Campbell then asked Councilman Deist to introduce Larry Christensen and Lowell Lee, and invited them to the Council Table. Mayor Campbell then congratulated these men for passing the test, and qualifying for this Certificate. He said that Mr. Christensen received the highest grade and Mr. Lee the second highest grade of all those taking the test. The Mayor then presented Mr. Christensen and Mr. Lee with Class I Idaho Water Operator's Certificates and congratulated them for this accomplishment, after which these men received a congratulatory handshake from all City Officials around the Council Table.

The Mayor then introduced Quincy Jensen, a KID News Cameraman. Mr. Jensen informed the Councilmen that the Historical Society was setting up a display of the City's Bulb Turbine Project at the Bonneville County Courthouse. Jensen displayed several pictures that will be included in said display.

Mrs. Judith Allen, 1675 Ponderosa, appeared to complain about the traffic conditions near her home which was caused by an adjacent day care center and requested

that action be taken to correct this problem. Mayor Campbell informed Mrs. Allen that the area was zoned R-3A which allowed a day care center. City Planner Gilchrist suggested that

MARCH 20, 1980

the management of the center be contacted and asked to help to correct the problem by providing staff parking and a loading and unloading zone for patrons. Councilman Chandler said he felt that illegal parking created most of the problem. Therefore, it was moved by Councilman Chandler, seconded by Deist, that this be referred to the Police Committee and Traffic Safety Committee for further study and recommendation. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk presented a Union Pacific Railroad Company Agreement No. L. D. 24759, covering a road crossing the property and over the tracks of the railroad company at the Growth Center Industrial Park. It was moved by Councilman Sakaguchi, seconded by Erickson, that this Agreement be accepted and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the City Planner was presented:

City of Idaho Falls
March 18, 1980

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: CORRECTING OF PREVIOUSLY APPROVED ANNEXATION
ORDINANCE NO. 1637

It has come to our attention that the Annexation Ordinance recently approved by the Mayor and City Council annexing New Sweden Estates Addition, Division No. 4, was improper. Some necessary language was not contained in the standard form on which the Ordinance was typed.

Attached is a corrected copy of this Ordinance. This matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

A corrected copy of Ordinance No. 1637 was then presented:

ORDINANCE NO. 1637

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. (NEW SWEDEN ESTATES ADDITION, DIVISION NO. 4)

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.

MARCH 20, 1980

Also, from the City Planner, this memo was presented:

City of Idaho Falls
March 18, 1980

MEMORANDUM

TO: Mayor and Council
FROM: Rod Gilchrist, Planning and Building Director
SUBJECT: DEDICATION OF AN ALLEY - GARFIELD ESTATES ADDITION,
DIVISION NO. 3

This office has received a request to dedicate an existing easement between Lots 5 and 6, Block 3 in the Garfield Estates Addition, Division No. 3. Attached is a copy of a Warranty Deed drawn by Lino M. Perez, dedicating the property to the City of Idaho Falls.

This Department has no objections to this request. This matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

It was moved by Councilman Chandler, seconded by Sakaguchi, that the Warranty Deed drawn by Lino M. Perez, dedicating an easement between Lots 5 and 6, Block 3, Garfield Estates, Division No. 3 to the City of Idaho Falls be accepted and the Mayor be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the Parks and Recreation Director was then presented:

City of Idaho Falls
March 18, 1980

MEMORANDUM

TO: Mayor and City Council
FROM: Ernest Craner
SUBJECT: BEL AIRE NEIGHBORHOOD PARK

The Parks & Recreation Council Committee and Commission request authorization for the City Clerk to advertise for bids for the purpose of developing a neighborhood park in Bel Aire area.

The project consists of 1.17 acres, located on Royal and Lovejoy Streets.

Development will include:

1. Design, engineering & administration
2. Picnic areas
3. Tot lot, basketball court, horse shoe pits and play areas
4. Sprinkling system, fencing, sidewalk & improvements
5. Miscellaneous electrical, signs & improvements

The project will be funded from 50% H.U.D. monies. (Total \$36,000)

MARCH 20, 1980

Bids to be opened Tuesday, April 8, 1980-10:00 a.m. in City Clerk's Office.

s/ Ernest Craner

It was moved by Councilman Deist, seconded by Erickson, that the City Clerk be authorized to advertise for bids for the purpose of developing a neighborhood park in the Bel-Aire area. Roll call as follows: Ayes, 6; No, none; carried.

Next, from the Parks and Recreation Director, came this memo:

City of Idaho Falls
March 19, 1980

MEMORANDUM

TO: Mayor and City Council
FROM: Ernest Craner
SUBJECT: USER FEES AT SAND CREEK & RODEO GROUNDS

The Sand Creek Park & Rodeo Advisory Committee respectfully submit for your adoption beginning April 1, 1980, the attached user fees for Sand Creek Park and Rodeo Grounds.

These fees have been reviewed by the Council Committee and the Parks & Recreation Commission, who have endorsed the fee schedule.

Ernest Craner

PARKS & RECREATION DIVISION
IDAHO FALLS
USER FEES AT SAND CREEK & RODEO GROUNDS
SUMMER SCHEDULE - APRIL 1 THRU OCTOBER 1

SUMMER ACTIVITIES:

IONA POSSE RODEO	\$175.00 per day
24TH OF JULY RODEO	\$175.00 per day
WAR BONNET ROUNDUP	\$175.00 per day

Lessee to be responsible for any unusual breakage of corrals, chutes, barns, etc. by stock contractor and pay for materials and labor.

HORSE TRAINING HOURS	5:00 am to 10:00 am/5:00 pm to 7:00 pm
RACE MEETS	where admission charged, 10% of gate
HORSE SHOWS	where admission charged, 10% of gate
POSSE MEETS	\$50.00 minimum
4H CLUBS	\$ 2.50 each person per year
POSSE PRACTICE	Sr. \$5.00 - Jr. \$ 2.50 each person per year
ANNOUNCERS BUILDING	\$25.00 per day

MARCH 20, 1980

EXCEPT:

BONNEVILLE CHARIOT	contributions
ASSOCIATION	contributions
AMERICAN LEGION	contributions
L.D.S. CHURCH	contributions
BONNEVILLE POSSE	contributions
PUBLIC SALES	
(Includes stalls, & sales arena)	2% of gross sales
TRACK USE ONLY	\$ 10.00
STALLS WITHOUT	
TRACK USE	\$ 10.00 per month
IN TRANSIT HORSES	
(Horse per day)	\$ 5.00 per day

This includes horses at horse shows, rodeos, posse events, etc. Horses stalled by the month must put up \$ 10.00 cleaning bond per stall. In transit horses, caretaker to clean stalls when vacated. Stalls to be vacated for special events. (To be determined by Sand Creek Park Advisory Committee).

GENERAL PUBLIC USE OF	
TRACK AND GROUND	
PERMIT	\$ 10.00 per year
USE OF RODEO ARENA	
AND BUCKING CHUTES	
PER DAY	\$ 25.00 minimum
CHARIOT RACING	10% of gate

SUBMITTED BY:
HOWARD THOMPSON, CHAIRMAN
SAND CREEK ADVISORY COMMITTEE

It was moved by Councilman Deist, seconded by Erickson, that the user fees at Sand Creek Park and Rodeo Grounds be accepted as requested and the Parks and Recreation Director be authorized to collect these fees. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls
March 18, 1980

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: G. Steve Harrison
SUBJECT: IDAHO FALLS HYDROELECTRIC PROJECT- GENERAL
CONSTRUCTION CONTRACT, BID #IF-80-6

Bids for the General Construction Contract have been reviewed and it is the recommendation of International Engineering Company, Inc. and the Electric

Division that the bid be awarded to the low responsive bidder, S. J. Groves & Sons for the amount of \$20,445,810.30.

MARCH 20, 1980

This recommendation has been approved by the City's Bond Attorney and the City Attorney. A recap of the bids is attached.

Council consideration of this award is requested. The Mayor will require authorization to sign the notice of award, the notice to proceed, and the contract.

s/ Steve Harrison

Councilman Hovey outlined the scope of the project including upper power plant construction of electrical equipment, installation of a bulb turbine and river channel excavation; city plant construction including demolition of the old power house, construction of a new power house, replacement of the weir, river channel excavation, supervisory control house construction and turbine installation; lower plant construction including relocation of a part of Sunnyside Road, gate work and diversion dam modifications, channel excavation and turbine installation and coffer dams installed above each plant to divert water during the phases of construction. It was moved by Councilman Hovey, seconded by Wood, that the City award the contract for the above describe project to S. J. Groves and Sons of Redmond, Washington, in the amount of \$20,445,810.30, and the Mayor be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

From the General Services Director came this memo:

City of Idaho Falls
March 14, 1980

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: BID #IF-80-13, WATER PIPE, VALVES AND FITTINGS

It is the recommendation of the General Services Division that the City Council accept the low bids of Waterworks Equipment Company to supply the pipe, valves, and valve boxes at \$64,700.50 and Waterworks Supplies Company to furnish the cast iron fittings at \$1,002.00 as per Bid #IF-80-13.

s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Chandler, that the low bids of Waterworks Equipment Company to supply the pipe, valves and valve boxes at \$64,700.50 and Waterworks Supplies Company, to furnish the cast iron fittings at \$1002.00 be accepted. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls
March 19, 1980

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger

SUBJECT: CHANGE ORDER #2 - HYDROELECTRIC PROJECT
CONSTRUCTION DAM #1

MARCH 20, 1980

It is requested that the City Council approve the Mayor's signature to Change Order #2 involving a Contract between the City and H-K Contractors, Inc. for the construction of Dam No. 1.

This change order deletes from the contract the field welding of certain gate sections and revisions of certain installation and testing instructions for a lump sum reduction of \$6,500.00. It adds to the contract the shipping of the gates from Pocatello, Idaho, to the construction site and includes the revisions of shipping instructions for a lump sum addition of \$4,500.00.

The net change in the contract price as a result of Change Order #2 is a \$2,000.00 reduction.

s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Chandler, that the change order No. 2 involving a contract between the City and H-K Contractors, Inc. for construction of Dam No. 1 be approved and the Mayor be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

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

City of Idaho Falls
March 19, 1980

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger
SUBJECT: CHANGE ORDER #4 - HYDROELECTRIC PROJECT
SPILLWAY GATES AND HOISTS (IF-78-35)

It is requested that the City Council approve the Mayor's signature to Change Order #4 involving a contract between the City of Idaho Falls and Neyrpic, Inc. for furnishing and delivering of spillway Gates and Hoists.

This change order adds to the contract the shop welding of the gates in the factory and delivery F.O.B. contractor's factory, Pocatello, Idaho, for a lump sum amount of \$16,810.00. It deletes from the contract the shipment of the gates from the factory to the construction site for a lump sum amount of \$2,100.00. The net change in the contract price as a result of change Order #4 is a \$14,710.00 addition.

s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Chandler, that change order No. 4 involving a contract between the City of Idaho Falls and Neyrpic, Inc. for furnishing and delivering of spillway gates and hosts be approved and the Mayor be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

Assistant City Attorney Storer presented this ordinance:

MARCH 20, 1980

ORDINANCE NO. 1641

AN ORDINANCE REPEALING TITLE IV, CHAPTER IX, SECTION 8, CITY CODE OF IDAHO FALLS, IDAHO; ESTABLISHING FEES FOR ELECTRICAL PERMITS; FEES TO BE DUE AND PAYABLE UPON APPLICATION; DOUBLE FEE TO BE CHARGED WHERE WORK HAS BEEN STARTED WITHOUT PROPER PERMIT; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

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.

ORDINANCE NO. 1642

AN ORDINANCE REPEALING SECTIONS 4-22-1 AND 4-22-2 OF THE CITY CODE OF IDAHO FALLS, IDAHO; AMENDING THE UNIFORM BUILDING CODE, THE UNIFORM BUILDING CODE STANDARDS AND THE UNIFORM FIRE CODE, 1979 EDITIONS, WHICH REGULATE THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, CONVERSION, DEMOLITION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA AND MAINTENANCE OF BUILDINGS OR STRUCTURES, PROVIDE FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE, AND PROVIDE FOR PENALTIES FOR THE VIOLATION THEREOF.

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.

Assistant City Attorney Storer then presented a Bill of Sale covering sale of 23 abandoned vehicles to Charlie's Auto Salvage:

MARCH 20, 1980

BILL OF SALE

The City of Idaho Falls, hereinafter referred to as "Seller" hereby delivers to Charlie's Auto Salvage of Idaho Falls, Idaho, hereinafter referred to as "Buyer", for the sum of \$690.00 all of the automobiles contained in the list appended hereto and marked "Exhibit A". The City of Idaho Falls also sells and conveys to Buyer all of the right, title and interest of the Seller in and to said automobiles. The City's right in and to said automobiles arises out of abandonment by the owners and bailees thereof and seizure by the City under the laws of Idaho. The City expressly makes no warranty of title to the vehicle whatever.

DATED: March 19, 1980.

CITY OF IDAHO FALLS
s/ Thomas Campbell
Mayor

ACCEPTANCE

Buyer takes possession of the automobiles listed in the Bill of Sale and accepts the same "as is" "where is" understanding that there is no warranty or representative of title whatever.

Buyer represents that no automobiles will be re-sold, but will be used only for salvage and metals.

DATED: March 19, 1980

CHARLIE'S AUTO
s/ Charlie Trial
Owner

It was moved by Councilman Erickson, seconded by Deist, that the Mayor be authorized to sign the above described Bill of Sale. Roll call a follows: Ayes, 6; No, none; carried.

The Mayor then made the following appointments to the Board of Adjustments; Glen Nelson, for a two year term, to replace Glen Westergard; Charlie Kelly, for a five year term, to replace Kent Richart.

It was moved by Councilman Erickson, seconded by Hovey, that these appointments be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor then made the following re-appointments to the Board of Adjustment: Ken Cunnington, four year term; Bob Koster, five year term; Richard Poitevin, six year term. Mayor Campbell explained that these re-appointments and term adjustments were needed so that not more than two terms expire in a given year.

It was moved by Councilman Chandler, seconded by Wood, that these re-appointments to the Board of Adjustments be confirmed. Roll call as follows: Ayes, 6; No, none; carried.

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

s/ Velma Chandler

s/ Thomas Campbell

City Clerk

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Mayor