

**FEBRUARY 7, 1980**

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Prior to calling the meeting to order, the Mayor recognized Chris Farnsworth from Scout Troop No. 338 and asked him 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, Wes Deist, Mel Erickson, Paul Hovey, Sam Sakaguchi, and Ralph Wood. Also present: Velma Chandler, City Clerk; Arthur Smith, City Attorney; and all other available Division Directors.

Minutes of a regular meeting held January 24th, 1980, were read and approved.

Noting from the agenda that annexation proceedings for Westfield Plaza Addition, were to be considered this night, the Mayor invited Councilman Chandler to conduct this portion of the meeting. Councilman Chandler asked the City Clerk to read this explanatory memo from the Building Administrator:

City of Idaho Falls  
February 4, 1980

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: ANNEXATION AND INITIAL ZONING - WESTFIELD PLAZA

Attached is a copy of the annexation ordinance and annexation agreement pertaining to a portion of Westfield Plaza Addition. The developer has requested annexation of this property prior to platting. This matter was the subject of a public hearing held by the City Planning Commission recently. At that time, they recommended annexation to the City, initial zoning of C-1 and R-3A on the westerly 40 feet of the property. They also recommended the cinderblock fence be extended to the northerly property line of Lot 1, Block 3 of the Jossie Hughes Addition, Division No. 1.

This department concurs with that recommendation and this matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

At the request of Councilman Chandler, the City Planner spotted the area on a map and said that the Planning Commission had recommended that the developer request annexation of the entire area at one time instead of piecemeal. Councilman Erickson asked if the developer agreed to this, to which the City Planner answered in the affirmative.

Mr. Gene Blanchard, 1834 Carmel, appeared requesting better control of traffic and litter behind the new Albertson's Store in Westfield Plaza Addition before this area was annexed. He said the traffic behind Albertson's is like on a paved highway and said there are 50 to 60 school children who walk on top of his fence to get to McDonald's. He said there is an alley where the school students are drinking beer and throwing the cans and wrappers in the parking lot and on his lawn. He asked the Council what they planned on doing about this situation as the residents were promised better than this at the public hearing and in the annexation agreement. He offered two solutions; namely, block off the delivery area to stop traffic and fix the fence so that the students could not walk on it.

Councilman Erickson stated that the traffic problem in similar areas had been controlled and that the Police Committee will make every effort to handle the problem.

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It was moved by Councilman Erickson, seconded by Deist, that this be referred to the Police Committee for study and recommendation. Roll call as follows: Ayes, 6; No, none; carried.

Mayor Campbell stated that it was the intent of the Council to carry out all the promises made to the area residents at the time this area was annexed.

Mr. Kim Hall appeared, representing the developer of the area. He stated that the agreement allows for loading zones and that the developer has tried to cooperate and abide by the agreement. He said that most of the traffic would be eliminated after construction was completed. He said they had tried to be a good neighbor and work with the people.

Councilman Erickson stated that the Council does have a responsibility to the residents of the area and suggested that the developer encourage the construction workers to park elsewhere if possible. Erickson said that, at the time of annexation, the Councilmembers were very explicit that there would be no through traffic behind the store and would have to take measures to eliminate traffic problems in the area.

Mr. Maris Cukurs appeared briefly and asked if it was possible for the residents to read the annexation agreement to clarify some of these problems. He stated that his fence had been damaged during the construction and he had no response when requesting that the developer repair it.

City Planner Gilchrist said that the annexation agreement was available in his office for anyone wishing to review it.

There being no further comment, it was moved by Councilman Chandler, seconded by Sakaguchi, that consideration for annexation and zoning of the Westfield area be recessed until February 21st to allow for further study and review.

Councilman Chandler then asked the City Clerk to read this memo from the City Planner:

City of Idaho Falls  
February 4, 1980

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: DE-ANNEXATION - METES AND BOUNDS LEGAL DESCRIPTION

Attached is a copy of an ordinance providing for the de-annexation of a parcel of property described by a metes and bounds legal description. This property is located on the southeast corner of the intersection of Saturn Avenue and Vassar Way in the area commonly referred to as Happyville.

The owner has requested de-annexation to permit his entire ownership to be included in a County plat. The Planning Commission recently considered this matter and recommended the property be de-annexed. This matter is now being submitted to the Mayor and Council for your consideration.

s/ Rod Gilchrist

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City Planner Gilchrist spotted the area on a map and explained that the owner, Mr. Larry Cole had requested de-annexation of this small area to permit his entire ownership to be included in a County plat.

Mr. Larry Cole appeared briefly to say that he had another reason for requesting this de-annexation and that there is no access road from the City, thus creating a land-lock situation.

There was no one who appeared to protest or otherwise comment.

**ORDINANCE NO. 1631**

AN ORDINANCE EXCLUDING CERTAIN LANDS FROM THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING SAID LANDS; ORDERING THE FILING OF A CERTIFIED COPY OF THIS ORDINANCE WITH THE COUNTY RECORDER; PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE. (Larry Cole Property)

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, as advertised, to consider the re-zoning of Lots 23 and 24, Block 21, South Park Addition, as explained more fully by this memo from the City Planner:

City of Idaho Falls  
February 4, 1980

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist, Planning and Building Director  
SUBJECT: REZONING REQUEST - SOUTH PARK ADDITION, LOTS 23 AND 24, BLOCK 21

Attached is a copy of a request to rezone the above described property from R-2 to R-3A. The petitioners requested this zone change to permit construction of a small office building and to provide parking for an existing business across Curtis Avenue.

This matter was recently the subject of a public hearing held by the City Planning Commission. No protests were heard from adjacent property owners, and at that time, the Planning Commission recommended unanimously to

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

s/ Rod Gilchrist

The City Planner spotted the area on a map and stated that all nearby residents were in favor of this rezoning. It was moved by Councilman Chandler, seconded by Sakaguchi, that the recommendation of the Planning Commission be upheld and the zoning of Lots 23 and 24, Block 21, South Park Addition, be changed from R-2 to R-3A and the Building Official be directed to reflect said change on the zoning map located in his office. Roll call as follows: Ayes, 6; No, none; carried.

The Mayor announced that this was the time and the place, as legally advertised, to consider a rezoning request as explained more fully by this memo from the City Planner:

City of Idaho Falls  
February 4, 1980

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist, Planning and Building Director  
SUBJECT: REZONING REQUEST - METES AND BOUNDS LEGAL DESCRIPTION (1100 EAST 16TH STREET)

Attached is a copy of a request to rezone the above described property from R-1 to R-3A. This parcel of property is now surrounded by C-1 and R-3A property, and this request was recently the subject of a public hearing held by the City Planning Commission. At that time the Commission unanimously recommended that the rezoning be granted.

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

The City Planner pin-pointed the area on a map and stated there were no protests at the Planning Commission public hearing. It was moved by Councilman Chandler, seconded by Sakaguchi, that the Council uphold the recommendation of the Planning Commission to rezone the above map located in his office. Roll call as follows: Ayes, 6; no, none; carried.

The Mayor announced that this was the time and the place to consider a rezoning request for a portion of Hope Lutheran Church and asked the City Clerk to read this memo from the City Planner:

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City of Idaho Falls  
February 5, 1980

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: REZONING - PORTION OF HOPE LUTHERAN CHURCH  
PROPERTY, AND FINAL PLAT - UNIVERSITY MANOR,  
DIVISION NO. 3

The above-named items were originally scheduled for consideration by the Mayor and City Council on February 7th, 1980. It has come to our attention there are several items that need to be submitted to Planning and/or Engineering Departments for review before consideration by the Council.

For this reason, we respectfully request these two items be recessed until a later date.

s/ Rod Gilchrist

It was moved by Councilman Chandler, seconded by Sakaguchi, that the public hearing as described above, be recessed until the next regular Council Meeting on February 21, 1980. Roll call as follows: Ayes, 6; no, none; carried.

Bills for the month of January, 1980, having been properly audited by the Fiscal Committee, were presented. The City Clerk read aloud all fund totals for salaries, materials and services, as follows:

	<u>GENERAL</u>	<u>STREET</u>	<u>AIRPORT</u>	<u>WATER/SEWER</u>
SERV/MAT	\$ 587,330.55	\$ 22,133.89	\$ 18,224.60	\$ 201,652.51
SALARY	<u>342,224.63</u>	<u>21,787.52</u>	<u>7,403.12</u>	<u>67,630.32</u>
TOTAL	\$ 929,555.18	\$ 43,921.41	\$ 25,627.72	\$ 246,459.72
	<u>ELECTRIC</u>	<u>GENERAL</u>	<u>MUN CAP</u>	<u>RECREATION</u>
SERV/MAT	\$ 206,667.51	\$ 85,978.20	\$ 3,700.00	\$ 2,945.80
SALARY	<u>67,630.32</u>	<u>24,137.98</u>	<u>.00</u>	<u>4,384.47</u>
TOTAL	\$ 274,297.83	\$ 110,116.18	\$ 3,700.00	\$ 7,330.27
	<u>GEN LIBRARY</u>	<u>GEN REG LIB</u>	<u>REV SHARE</u>	<u>COMM DEV</u>
SERV/MAT	\$ 3,765.60	\$ 197.40	\$ 79.04	\$ 7,230.35
SALARY	<u>17,055.27</u>	<u>724.52</u>	<u>.00</u>	<u>1,425.60</u>
TOTAL	\$ 20,820.87	\$ 921.92	\$ 79.04	\$ 8,655.96
	<u>FLOOD DISAS</u>	<u>CITY TOTAL</u>		
SERV/MAT	\$ 1,445.58	\$ 1,141,351.03		
SALARY	<u>.00</u>	<u>531,580.64</u>		
TOTAL	\$ 1,445.58	\$ 1,672,931.67		

Councilman Hovey explained all major expenditures. It was moved by Councilman Hovey, seconded by Chandler, that the bills be allowed and the Controller be authorized to issue warrants or checks on the respective funds for their payment. Roll call as follows: Ayes, 6; No, none; carried.

Reports from Division and Department Heads were presented for the month of January, 1980, 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 RESTAURANT, Ada's Cafe, Pizza Hut, Arctic Circle, Standard Works #1, Stockyard Cafe, A & W Family Restaurant, Cook's A & W Root Beer, Hot-Diggity-Dog, Saga Foods (Riverview & Parkview Hospitals), Rainbow Cafe, Big Al's Sandwich Joint, A Street Health Foods, Leonard's Catering Service, Weston's Lamplighter, L.D.S. Temple, Westbank Coffee Shop; GROCERY STORE, Grand Central, 17th Street Safeway, Weston's Lamplighter, L.D.S. Temple, Westbank Coffee Shop; GROCERY STORE, Grand Central, 17th Street Safeway, North Yellowstone Safeway; High Desert Outfitters; CLASS C CONTRACTOR, WA, GF, Valley Sheet Metal; CLASS C JOURNEYMAN GF, WH, Dale Mathews; MASTER PLUMBER, M & M Plumbing & Heating; JOURNEYMAN PLUMBER, Dale Mathews; APPRENTICE PLUMBER, Darryl Mathews, Stephen Mathews, Darren Mathews, Gordon Mathews, Delbert Stiffler; ELECTRICAL CONTRACTOR, Nelson Electric & Insulation, Inc., Oakey Electric, Smith Electric, Leonard Petroleum Equipment Company, Home Electric, Clifford Electric, Wheeler Electric, Mark J. Barnard Electric, Bruce Wheeler Electric, F & L Electric, Intermountain Electric; JOURNEYMAN ELECTRICIAN, Earl Nelson, Ben Nelson, Jerold Oakey, Mardell Oakey, Gary Oakey, Tony Botero, Willard C. Smith, Clair L. Clayson, Alexander Ainsworth, Ronald Nugent, W. C. Robinson, Jack Tschikof, Harold Clifford, William H. Johnson, Kelly Harmon, Dick Wheeler, Richard Likes, Mark Barnard, Bruce Wheeler, Jack Dalton, Floyd Gifford; APPRENTICE ELECTRICIAN, Karl Anderson, Craig Perrenoud, Jeff Smith, Curt Stephens, Todd Campbell, Tracy Olsen; PUBLIC RIGHTS OF WAY CONTRACTOR, Atlas Mechanical; DANCE HALL, Weston's Lamplighter, Westbank Lounge, River City Saloon; HOTEL, Nelson Hotel; MOTEL, Weston's Lamplighter, Ray's Motel, Motel 6, Haven Motel, Westbank; COMMERCIAL KENNEL, Eastside Veterinary Hospital, Allen Veterinary Hospital; PAWN BROKER, Nick's Trading Post, Donald E. Leymaster, Shamrock, Inc.; PHOTOGRAPHER, Davis Photo, Perk's Photo Service, Staker Photography; BARTENDER, Launnie Clay, David L. Krantz, Karen Wilkins, Carol Sealander, Brady Long, Nita Kuntz, Judy Hitz; BEER, CANNED & BOTTLED NOT TO BE CONSUMED ON THE PREMISES, Grand Central; BEER, CANNED & BOTTLED TO BE CONSUMED OF THE PREMISES, Golden Crown Lounge, Red Fox Lounge; BEER, CANNED, BOTTLED & DRAUGHT CONSUMED ON THE PREMISES, Crown Foods LTD, Ray's Western Bar, Big Al's Sandwich Joint, Innersection; LIQUOR, Golden Crown Lounge, Ray's Western Bar, Weston's Lamplighter; 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.

The City Clerk presented a liquor catering permit in favor of Peppertree Lounge to cater liquor for the Snowmobile Association on February 10th, 1980. It was moved by Councilman Erickson, seconded by Deist, that this permit be granted, subject to the approval of the Police Chief. Roll call as follows: Ayes, 6; No, none; carried.

The City Clerk then presented a five year extension rider to Union Pacific Railroad Agreement No. L & T 17267, covering parking lots and beautification areas. It was moved by Councilman Sakaguchi, seconded by Deist, that the extension be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; No, none; carried.

This memo from the City Controller was then presented:

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City of Idaho Falls  
February 7, 1980

MEMORANDUM

TO: Mayor Thomas Campbell and City Council  
FROM: John D. Evans  
SUBJECT: COMPUTER EQUIPMENT - APPROVAL OF PURCHASE

Because of the greater demands on the computer by the County's vehicle registration, automated tax appraisal system, etc. and the City's greater demand due to utility files, finances, ambulance, parking violations, etc. the computer is becoming very slow in response due to these larger volume of requests. Therefore, to maintain a reasonable time, we should add the next available block of core (128K) to upgrade the central processing units.

Consequently, the City and County Computer Committee has requested through me, that we obtain a core by the least expensive method, which is a lease agreement. This is a budgeted item.

Therefore, I request your approval to lease the IBM (128K) Core Memory, costing \$9,480.00 to be paid over a one year term. The first payment of \$4,922.30 commencing February 8, 1980 followed by one annual payment of \$4,922.30 due February 8, 1981. The annual interest rate of 8% is included.

The Scenic Falls Credit union shall act as the lessor with the Idaho First National Bank acting as the financing entity.

The City's legal counsel has reviewed this request and feel this is a customary, ordinary and necessary expense of the City and County computer operation. They have reviewed the document formats and find them to be acceptable.

Your authorization for Mayor Campbell to sign the necessary documents on behalf of the City of Idaho Falls is hereby requested.

s/ John D. Evans

The foregoing memo served to introduce this resolution:

**R E S O L U T I O N (Resolution No. 1980-03)**

A RESOLUTION OF THE CITY OF IDAHO FALLS,  
IDAHO, AUTHORIZING THE MAYOR TO SIGN A  
WRITTEN LEASE AGREEMENT WITH THE SCENIC  
FALL S CREDIT UNION FOR THE LEASE OF A NEW  
I.B.M. 128K CORE MEMORY FOR ITS COMPUTER.

WHEREAS, greater demands have been placed on the City's computer by an increased volume of utility files, finances, ambulances, parking violations, vehicle registration, automatic tax appraisals, and other matters requiring the use of computer time;

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WHEREAS, the computer response time has become very slow due to the increased volume of requests, and whereas an additional block of core memory (128K) is needed in order to maintain a reasonable response time and to upgrade the central processing unit;

WHEREAS, the City Council deems such expense to be an ordinary and necessary expense for the efficient operation and maintenance of the financial affairs of the City;

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, as follows:

**Section 1:** That the City of Idaho Falls shall accept the offer to lease a new I.B.M. 128K core memory from the Scenic Falls Federal Credit Union, Idaho Falls, Idaho.

**Section 2:** That the Mayor of the City of Idaho Falls is hereby authorized and directed to sign the said Lease Agreement on behalf of the City of Idaho Falls, and the City Clerk is hereby authorized and directed to attest the signature of the Mayor and to impress the official seal of the City of Idaho Falls on the aforesaid Lease Agreement.

**Section 3:** That a true and correct copy of the said Lease Agreement referred to herein is attached hereto and made a part hereof.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR this 7th day of February, 1980.

ATTEST: s/ Velma Chandler  
City Clerk

s/ Thomas Campbell  
Mayor

It was moved by Councilman Hovey, seconded by Wood, that the Mayor be authorized to sign the documents for the computer equipment, as described. Roll call as follows: Ayes, 5; no, none; carried. Councilman Chandler abstaining.

From the Electrical Engineer came this memo:

City of Idaho Falls  
February 4, 1980

MEMORANDUM

TO: Mayor and Council  
FROM: Steve Harrison  
SUBJECT: TRANSFER FROM UTAH POWER & LIGHT CO. SERVICE  
TO CITY ELECTRICAL SERVICE

A residential customer near the intersection of Pancheri and Skyline has requested transfer from Utah Power & Light Co. service to City electrical service. The requester lives within the City and Utah Power & Light Co. has agreed to the exchange based on a payment of 1.67 times the customers last twelve (12) months revenue. No Utah Power & Light Co. facilities will be required. Total cost to the City is \$475.26.

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Council consideration of this transfer is requested.

s/ Steve Harrison

It was moved by Councilman Hovey, seconded by Wood, that the transfer from Utah Power & Light Company service to City electrical service in favor of Elmer Ludwig be approved for the location as described. Roll call as follows: Ayes, 6; no, none; carried.

From the City Planner, this memo was presented:

City of Idaho Falls  
February 4, 1980

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: VACATION OF EASEMENT - OLD FASHION WAY, DIVISION NO. 2

This office has received a request to vacate a utility easement between Lots 8 and 9, Block 7, Old Fashion Way, Division No. 2. There are no utilities located in this easement and we have checked with the various departments concerned and there are no objections to this request.

This department recommends this easement be vacated as requested. 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 City Attorney be authorized to prepare the necessary ordinance for the vacation of this easement. Roll call as follows: Ayes, 6; no, none; carried.

Also, from the City Planner, came this memo:

City of Idaho Falls  
February 4, 1980

MEMORANDUM

TO: Mayor and Council  
FROM: Rod Gilchrist  
SUBJECT: COUNTY PLAT - YELLOWSTONE ADDITION, DIVISION NO. 5

Attached is a copy of the final plat of the Yellowstone Addition, Division No. 5. This is a County plat adjacent to the City Limits of Idaho Falls; therefore, it must be approved by the Mayor and City Council prior to recording. This property is located in the area commonly referred to as Happyville.

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The Planning Commission recently reviewed this request and recommended approval of the plat. 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 this County plat for Yellowstone Addition, Division No. 5 be approved and that the Mayor and City Engineer be authorized to sign. Roll call as follows: Ayes, 6; no, none; carried.

From the Public Works Director, came this memo:

City of Idaho Falls  
February 5, 1980

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: WATER SERVICE CONNECTION CHARGES

Water Service connection charges are intended to cover the cost incurred by the City for installing the service line from the water main to the curb stop. These costs have escalated since 1976 and we are requesting the new charges be approved to more accurately reflect the cost for installation.

s/ Don Lloyd

This memo served to introduce Ordinance No. 1632:

**ORDINANCE NO. 1632**

AN ORDINANCE REPEALING SECTION 4-5-15, CITY CODE OF IDAHO FALLS, IDAHO; FIXING SERVICE CONNECTION CHARGES FOR TAPPING OR CONNECTING TO THE CITY WATER MAINS BY USERS OF THE CITY WATER SYSTEM; 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.

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

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City of Idaho Falls  
February 5, 1980

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: AMENDMENT TO GARBAGE ORDINANCE

We are submitting herewith an Amendment to the existing Garbage Ordinance which is intended to clarify the use charge for commercial containers. The Council has intended that a minimum charge for garbage service be \$3.50 per month regardless of how that service is rendered. This Amendment should clarify that item and Public Works Committee would recommend its passage.

s/ Don Lloyd

This memo served to introduce Ordinance no. 1633:

**ORDINANCE NO. 1633**

AN ORDINANCE REPEALING SECTION 3 OF ORDINANCE NO. 1589, BEING SECTION 8-5-20, CITY CODE OF IDAHO FALLS, IDAHO, AND RE-ENACTING SAID SECTION; SAID SECTION BEING A PART OF THE GARBAGE ORDINANCE OF SAID CITY; PROVIDING THAT A CHARGE BE ASSESSED FOR REFUSE REMOVAL AND SETTING FORTH A SCHEDULE OF MONTHLY CHARGES FOR SERVICES OF COMMERCIAL CONTAINERS; 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.

Next, from the Public Works Director, this memo was submitted:

City of Idaho Falls  
February 5, 1980

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: ADDITIONS TO THE RESOLUTION DEFINING SEWER RATES

There has existed some properties for which existing sewer rates were not adequately defined to accommodate. We are therefore proposing that a new Resolution be adopted which defines the classes of property parallel to those in the existing Water Ordinance. Public Works Committee is requesting approval of this Resolution.

s/ Don Lloyd

The foregoing memo served to introduce this Resolution:

**R E S O L U T I O N (Resolution No. 1980-04)**

RE-ESTABLISHING DOMESTIC RATES FOR USE OF  
SANITARY SEWER FACILITIES INSIDE THE CITY OF  
IDAHO FALLS.

WHEREAS, the City of Idaho Falls owns, operates and maintains a waste water collection and treatment facility; and,

WHEREAS, the total capital cost and the cost of operation, maintenance and replacement thereof must be derived from user fees based upon their proportionate share of use; and,

WHEREAS, it is necessary to amend the domestic user rates inside the City of Idaho Falls, Idaho;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO:

That the following monthly user rates are established for use of the sanitary sewer facilities:

**DOMESTIC RATES (INSIDE CITY)**

Single-Family Dwelling, excluding extra apartment units within that dwelling, including condominium units	\$5.00
Extra apartment unit within single-family dwelling	3.75
Apartment house (for the purpose of this Section, an apartment house shall be deemed to be a structure with 3 or more apartment units), each apartment unit	3.75
Apartment unit occupied by landlord or manager	5.00
Duplex with yard, per unit	5.00
Travel trailer court	5.00
Plus per occupied trailer space	3.75
Trailer unit, permanent location, single-family dwelling	5.00

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Office Buildings, Banks, Bowling Alleys, Lodges, Markets  
(Per 1,000 square feet of acre) 1.50

Laundromats (Per Machine) 2.50

Barber or Beauty Shop, each bowl .85

Hotel, Motor Hotel, Motel, or Rooming House, per room .85

Restaurant, including drive-in restaurants 13.35

Schools:

Per 50 students or fraction thereof, elementary (1-6) 2.10

Per 50 students or fraction thereof, secondary (7-12) 2.65

All other one-metered customers, premises or building  
(minimum) 5.00

**COMMERCIAL USER RATES (INSIDE CITY)**

Commercial users:

Minimum charge (Per month) 5.00

Plus water use by meter over 10,000 gallons .50 (Per 1,000  
gallons)

**DOMESTIC AND COMMERCIAL RATES (OUTSIDE CITY)**

One hundred ten percent (110%) times the rates charged inside  
the City, including minimums.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR  
THIS 7th day of February, 1980.

ATTEST: s/ Velma Chandler  
City Clerk

s/ Thomas Campbell  
Mayor

It was moved by Councilman Sakaguchi, seconded by Deist, that the Resolution re-establishing domestic rates for use of sanitary sewer facilities be approved and the Mayor and City Clerk be authorized to sign said Resolution. Roll call as follows: Ayes, 6; no, none; carried.

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

City of Idaho Falls  
February 5, 1980

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald Lloyd  
SUBJECT: ADDITIONS TO THE WATER RATE ORDINANCE

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There currently exist two classes of properties which do not have an appropriate charge for water service. The Attorney has prepared an Amendment which clarifies the intent and the Public Works Committee is recommending that these two property classes be added to the existing Water Rate Ordinance.

s/ Don Lloyd

The foregoing memo served to introduce Ordinance No. 1634.

**ORDINANCE NO. 1634**

AN ORDINANCE REPEALING SECTION 2 OF ORDINANCE NO 1593, BEING SECTION 4-5-35, CITY CODE OF IDAHO FALLS, IDAHO; ESTABLISHING WATER RATES AND SETTING FORTH A SCHEDULE OF WATER RATES; ESTABLISHING WATER CONNECTION FEES AND CHARGES FOR WATER CONNECTION PERMIT; SETTING FORTH A SCHEDULE OF FEES THEREOF; MAKING IT UNLAWFUL TO INSTALL OR ALTER WATER LINES WITHIN SAID CITY OR TO TAP ONTO OR CONNECT TO ANY WATER LINE OR MAIN OF SAID CITY WITHOUT FIRST OBTAINING A PERMIT THEREFORE; ESTABLISHING A WATER LINE CAPITAL IMPROVEMENT FUND AND PROVIDING THAT ALL FEES AND CHARGES DERIVED FROM THE ISSUANCE OF PERMITS FOR INSTALLATION OF WATER LINES AND WATER CONNECTIONS SHALL BE PLACED IN SAID FUND; SETTING FORTH THE PURPOSES FOR WHICH MONIES 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.

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

**FEBRUARY 7, 1980**

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City of Idaho Falls  
February 5, 1980

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Donald F. Lloyd  
SUBJECT: AMENDMENT NO. 1 TO THE ENGINEERING AGREEMENT  
FOR BEL AIRE DRAINAGE SYSTEM

We are attaching hereto an Amendment to the Engineering Agreement for the Bel Aire Drainage System in favor of Ellsworth Engineering, Inc. Although this project has been completed, we have inadvertently overlooked the need to formally approve this Amendment. Public Works Committee would recommend that the Mayor and City Clerk be authorized to sign this Amendment.

s/ Don Lloyd

It was moved by Councilman Sakaguchi, seconded by Deist, that Amendment No. 1 to the Engineering Agreement for the Bel Aire drainage system be approved and the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes, 6; no, none; carried.

From the General Services Director, this memo was presented:

City of Idaho Falls  
January 28, 1980

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID AUTHORIZATION - LIQUID CHLORINE

The General Services and Public Works Director respectfully request authorization to advertise to receive bids for "Liquid Chlorine" for the year 1980.

s/ Chad Stanger

Councilman Erickson explained that this was a budgeted item. It was moved by Councilman Erickson, seconded by Chandler, that the Public Works and the General Services Division be authorized to advertise for bids for liquid chlorine as requested. Roll call as follows: Ayes, 6; no, none; carried.

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

City of Idaho Falls  
February 5, 1980

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-80-11, POLICE PATROL SEDANS

**FEBRUARY 7, 1980**

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It is the recommendation of the Police and General Services Division that the City Council accept the low bid of Ellsworth Brothers to furnish nine (9) Police Patrol Sedans with trade at \$6,285.80 each for a total of \$56,572.20 as per specifications.

s/ Chad Stanger

Councilman Erickson stated that these new sedans would replace the ones now being used in the Police Department, as they had approximately one hundred thousand miles registered on them. He said the new ones would be a smaller unit, but the Committee felt they would be more economical to operate. It was moved by Councilman Erickson, seconded by Deist, that the low bid of Ellsworth Brothers be accepted, in the amount of \$56,572.20 with trade for nine Police patrol sedans as recommended. Roll call as follows: Ayes, 6; no, none; carried.

This memo from the General Services Director was then presented:

City of Idaho Falls  
February 5, 1980

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-80-10, STATION WAGON (FIRE DEPARTMENT)

It is the recommendation of the Fire Department and the General Services Division that the City Council accept the low bid of Stoddard-Mead Ford, Inc. to furnish one (1) Four Door Station Wagon with trade at \$6,298.52 as per specifications.

s/ Chad Stanger

It was moved by Councilman Erickson, seconded by Chandler, that the low bid of Stoddard-Mead Ford, Inc. to furnish one four-door station wagon for \$6,298.52 be accepted. Roll call as follows: Ayes, 6; no, none; carried.

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

City of Idaho Falls  
February 5, 1980

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: BID #IF-890-4, SUPERVISORY CONTROL AND DATA ACQUISITION - HYDROELECTRIC PROJECT

Attached are copies of the bid tabulation and letters of correspondence for the above referenced bid. Review of the bids indicated that the apparent low bidder, Brown Boveri Control Systems, Inc., was not responsible to the bid specifications.

**FEBRUARY 7, 1980**

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It is recommended that the City Council award the bid to the second low bidder, Systems Control, Inc., at \$398,480.00 as being fully responsive to the bid specifications.

It is requested that the Mayor be authorized to sign the "Notice of Award", and the Mayor and City Clerk be authorized to sign the executed contract documents, upon receipt by the City.

This recommendation has been reviewed and approved by IECO, the Bond Counsel, and the City's legal counsel.

s/ Chad Stanger

This recommendation has been reviewed by the Council Committee and the General Services Director and they recommend that the low bid be rejected as it was not a responsive bid. It was moved by Councilman Erickson, seconded by Chandler, that the low bid of Brown Boveri Control Systems, Inc. be rejected as an unresponsive bid and that the second low bid from Systems Control, Inc. be accepted in the amount of \$398,480.00 for supervisory control and data acquisition for the Hydroelectric project. Roll call as follows: Ayes, 6; no, none; carried.

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

City of Idaho Falls  
February 5, 1980

MEMORANDUM

TO: Honorable Mayor and City Council  
FROM: Chad Stanger  
SUBJECT: RENTAL RATES--CITY COUNCIL CHAMBERS

At a regularly scheduled City Council Meeting held December 21, 1976, the City Council approved a rental rate schedule for the City Chambers. These rates were established when the facility was new and an experience factor was not available.

Three years of using the facility has proven these rates to be unrealistic both in terms of the rates charged by comparable facilities in the area and recovering the costs of operating and maintaining the facility.

For these reasons the General Services Division recommends that the City Council repeal the previous schedule of rental rates in its entirety and adopt a new schedule as follows: Meetings of Federal, State and Local Government Agencies, public hearings and meetings of community service, non-profit organizations-\$35.00 First Hour, \$10.00 Each Additional Hour.

s/ Chad Stanger

Councilman Erickson said this had been reviewed by the Committee and the General Services Director and they felt the increase was necessary to pay for repairs as they are needed. It was moved by Councilman Erickson, seconded by Chandler, that the rental rate of the Council Chamber be increased to \$35.00 for the first hour and \$10.00 for each additional hour with the effective date of April 1, 1980. Roll call as follows: Ayes, 6; no, none; carried.

**FEBRUARY 7, 1980**

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Councilman Sakaguchi said he felt the Council should be in conformity with the "Mailbox" Ordinance, having been previously passed on its first and second readings, was now ready for final consideration:

**ORDINANCE NO. 1635**

AN ORDINANCE REPEALING SECTION 9-9-1, CITY CODE OF IDAHO FALLS, IDAHO; MAKING UNLAWFUL THE OBSTRUCTING OF ANY STREET, ALLEY, OR PUBLIC SIDEWALK WITHIN THE CITY OF IDAHO FALLS, IDAHO; AND MAKING THE STORAGE, INSTALLATION OR MAINTENANCE OF ANY MATERIAL, VEHICLE, STRUCTURE OR FIXTURE UPON ANY PUBLIC SIDEWALK WITHIN SAID CITY AND PROVIDING FOR EXCEPTIONS; PARTICULARLY SETTING FORTH AS EXCEPTIONS THE STRUCTURES, FIXTURES, AND MATERIALS WHICH MAY BE INSTALLED OR MAINTAINED UPON PUBLIC SIDEWALKS AND ESTABLISHING STANDARDS FOR THEIR INSTALLATION AND MAINTENANCE; PROVIDING THAT NOTICE SHALL BE GIVEN TO ALL PERSONS OWNING OR IN CHARGE OF LAND ABUTTING OR ADJOINING ANY SIDEWALK WHERE INSTALLED STRUCTURES OR FIXTURES ARE MAINTAINED UPON SUCH SIDEWALK IN A CONDITION VIOLATING SUCH STANDARDS; REQUIRING SUCH PERSONS TO REMOVE SAID STRUCTURES OR FIXTURES OR PLACE THEM IN COMPLIANCE WITH SAID STANDARDS WITHIN THIRTY (30) DAYS AFTER THE NOTICE IS GIVEN; PROVIDING FOR SERVICE OF SAID NOTICE; MAKING IT UNLAWFUL FOR ANY PERSON RECEIVING SUCH NOTICE TO FAIL OR NEGLECT TO COMPLY WITH THE INSTRUCTIONS THEREIN OR TO VIOLATE ANY PROVISION OF THIS ORDINANCE; PROVIDING FOR THE ISSUANCE OF CITATIONS TO APPEAR TO VIOLATIONS; FIXING PENALTIES FOR VIOLATIONS; AND PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

It was moved by Councilman Sakaguchi, seconded by Deist, that this ordinance be passed on its third and final reading, noting that May 1, 1980 would be the effective date. Roll call as follows: Ayes, 6; No, none; carried.

There being no further business, it was moved by Councilmember Erickson, seconded by Wood, that the meeting adjourn at 9:20 p.m.; carried.

ATTEST: s/ Velma Chandler  
CITY CLERK

s/ Thomas Campbell  
MAYOR

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