

JANUARY 22, 2009

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, January 22, 2009, in the Council Chambers in the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho at 7:30 p.m.

There were present:

Mayor Jared D. Fuhriman
Councilmember Michael Lehto
Councilmember Ken Taylor
Councilmember Thomas Hally
Councilmember Karen Cornwell
Councilmember Sharon D. Parry

Absent was:

Councilmember Ida Hardcastle

Also present:

Dale Storer, City Attorney
Rosemarie Anderson, City Clerk
All available Division Directors

Mayor Fuhriman requested Boy Scout David Adams to lead those present in the Pledge of Allegiance.

Kathy Brey with the Idaho Association for the Education of Young Children appeared to present the Mayor and City Council with a "Sticking Your Neck Out for Idaho's Children" award. The Mayor and City Council are being recognized for excellence in the pursuit of Safety of Children in adopting an Ordinance providing for Child Care Licensing.

The Mayor and City Council honored Boyd Anderson for serving on the Planning Commission for more than 30 years by presenting him with a Certificate. Councilmember Parry stated that she served with Boyd Anderson for approximately 8 years. She always found Mr. Anderson's discussion to be thorough and fair to the applicants. She learned a lot from Mr. Anderson.

CONSENT AGENDA ITEMS

Mayor Fuhriman requested Council confirmation for the following Appointments and Re-Appointments: Appointment of Gary J. Lattimore to serve on the Golf Advisory Board (Term to Expire in December, 2010); Appointment of John R. Parsons to serve on the Parks and Recreation Commission (Term to Expire in December, 2011); and, Appointment of Terry Miller to serve on the Parks and Recreation Commission (Term to Expire in December, 2011).

The City Clerk requested approval of the Minutes for the December 11, 2008 Regular Council Meeting, the December 18, 2008 Council Work Session, and the January 6, 2009 Council Work Session.

The City Clerk presented several license applications, including a BEER LICENSE to Fat Smitty's (Transfer Only), all carrying the required approvals, and requested authorization to issue those licenses.

The Public Works Director submitted the following memos:

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City of Idaho Falls
January 13, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: BID AUTHORIZATION – SALT STORAGE SHED

Public Works requests authorization to advertise to receive bids for a Salt Storage Shed.

s/ Chad Stanger

City of Idaho Falls
January 13, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: DESIGN PROPOSALS – “D” STREET UNDERPASS

Public Works requests authorization to solicit proposals to provide engineering design services for replacement of the “D” Street Railroad Underpass.

s/ Chad Stanger

It was moved by Councilmember Taylor, seconded by Councilmember Hally, to approve the Consent Agenda in accordance with the recommendations presented. Roll call as follows:

Aye: Councilmember Hally
Councilmember Parry
Councilmember Lehto
Councilmember Taylor
Councilmember Cornwell

Nay: None

Motion Carried.

REGULAR AGENDA

Mayor Fuhrman requested a representative from the Mayor’s Youth Advisory Council to come forward and report to the Mayor and City Council.

Lucas Freiberg (Sophomore, Idaho Falls High School), Spencer Brashier (Sophomore, Idaho Falls High School), Nick Smith (Senior, Idaho Falls High School) appeared to share a slide presentation regarding the Mayor’s Youth Advisory Council New Year’s Eve Dance. This dance is one of the main fundraisers to be able to conduct the Summer Camp. This dance is also a safe haven for kids to come to enjoy New Year’s Eve.

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They described all of the activities that were held in conjunction with the dance. The dance was a huge success.

The Idaho Falls Power Director submitted the following memo:

City of Idaho Falls
January 20, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jackie Flowers, Idaho Falls Power Director
SUBJECT: APPROVE AND AUTHORIZE EXECUTION OF THE AMENDED RISK MANAGEMENT POLICY

Attached is the amended Risk Management Policy governing wholesale power transactions.

Idaho Falls Power respectfully requests Council approval and authorization for the Mayor to execute the amended policy.

s/ Jackie Flowers

It was moved by Councilmember Lehto, seconded by Councilmember Hally, to approve the amended Risk Management Policy governing wholesale power transactions and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Cornwell
Councilmember Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

The Municipal Services Director submitted the following memos:

City of Idaho Falls
January 13, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: SOLE SOURCE PURCHASE

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Municipal Services respectfully requests authorization to advertise and then make a sole source purchase in the amount of \$50,902.00 for a submersible wastewater-type pump with motor for the Anheuser-Busch Lift Station.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Lehto, to approve the sole source purchase of a submersible wastewater-type pump with motor for Anheuser-Busch Lift Station in the amount of \$50,902.00. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Cornwell

Nay: None

Motion Carried.

City of Idaho Falls
January 13, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-09-08, THREE YARD REFUSE CONTAINERS AND THIRTY YARD RECYCLE CONTAINERS

Attached for your consideration is the tabulation for the above subject bid.

It is the recommendation of Municipal Services to accept the low bid of Enterprise Sales to furnish Eighty (80) Three Yard Refuse Containers at a unit price of \$467.50 each and Three (3) Thirty Yard Recycle Containers at a unit price of \$6,305.00 each. The total purchase amount will be \$56,315.00.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Lehto, to accept the low bid of Enterprise Sales to furnish Eighty (80) Three Yard Refuse Containers at a unit price of \$467.50 each and Three (3) Thirty Yard Recycle Containers at a unit price of \$6,305.00 each, for a total purchase amount of \$56,315.00. Roll call as follows:

Aye: Councilmember Hally
Councilmember Parry
Councilmember Lehto
Councilmember Taylor
Councilmember Cornwell

Nay: None

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Motion Carried.

City of Idaho Falls
January 13, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: BID IF-09-09, WESTERN RED CEDAR POWER POLES

Attached for your consideration is the tabulation for the above subject bid.

It is the recommendation of Municipal Services to accept the low bid of McFarland Cascade Holdings, Inc. per the evaluated lump sum amount of \$215,820.00. Per bid specifications, we will purchase the quantity of poles required of Item No. 5 to make complete full truck loads – estimated pole amount would be 120 making the purchase price \$234,320.00. The breakdown of quantity, description, and price for the power poles is listed on Attachment “A”.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Lehto, to accept the low bid of McFarland Cascade Holdings, Inc. per the evaluated lump sum amount of \$215,820.00. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Parry
Councilmember Taylor
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

City of Idaho Falls
January 16, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: PURCHASE OF POLICE VEHICLES – STATE OF IDAHO BID

It is the recommendation of Municipal Services to accept the bids of Bonanza Motors of Burley, Idaho, and Mountain Home Auto Ranch, Mountain Home, Idaho, to furnish the required vehicles per the State of Idaho Bid.

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Item/Quantity	Make and Model Bid	Bidder	Unit Price	Item Total
1. 2	2009 SUV, Ford Explorer	Mountain Home Auto Ranch State SBPO 1299-01	\$ 21,015.00	\$ 42,030.00
2. 6	2009 Sedans, Dodge Charger, Model LXDH48	Bonanza Motors State SBPO 1302-01	\$ 20,993.00	\$125,958.00
3. 1	2009 Sedans, Dodge Charger, Model LXDH48	Bonanza Motors State SBPO 1302-01	\$ 20,846.00	\$ 20,846.00
4. 1	2009 SUV, Jeep Grand Cherokee, Model No. WKJH74	Bonanza Motors State SBPO 1302-01	\$ 22,776.00	\$ 22,776.00
	TOTAL			\$211,610.00

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Lehto, to accept the bids of Bonanza Motors of Burley, Idaho and Mountain Home Auto Ranch, Mountain Ranch of Mountain Home, Idaho, to furnish the required vehicles per the State of Idaho Bid for a total amount of \$211,610.00. Roll call as follows:

Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Hally
Councilmember Taylor
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
January 14, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: HARRIS PUBLISHING LICENSE RENEWAL AGREEMENT

Attached for your consideration is the License Renewal Agreement for Harris Publishing for a term of one (1) year.

The City Attorney has reviewed and approved the License Renewal Agreement.

It is respectfully requested that the City Council approve the License Renewal Agreement and authorize the Mayor to execute the documents.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Lehto, to approve the License Renewal Agreement with Harris Publishing for a term of one (1) year and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Taylor

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Councilmember Cornwell
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

City of Idaho Falls
January 16, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: S. Craig Lords, Municipal Services Director
SUBJECT: CENTER PARTNERS, INC. PARKING LOT LEASE EXTENSION

Attached for your consideration is Center Partners, Inc. Lease Extension for the parking lot located at 1800 International Way for a rental rate of \$1,560.00 per month.

Said Agreement has been reviewed and approved by Dale Storer, City Attorney.

It is respectfully requested that Council approve said Lease Agreement and authorize the Mayor to execute the document.

s/ S. Craig Lords

It was moved by Councilmember Taylor, seconded by Councilmember Lehto, to approve the Center Partners, Inc. Lease Agreement Extension for the parking lot located at 1800 International Way for a rental rate of \$1,560.00 per month and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Cornwell
Councilmember Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

The Parks and Recreation Director submitted the following memo:

City of Idaho Falls
January 22, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: David J. Christiansen, Parks and Recreation Director
SUBJECT: LEASE AGREEMENT – 19TH HOLE CAFÉ

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Attached for your consideration is a Lease and Concession Agreement between the City of Idaho Falls and Renee Walsh. This lease will provide for operation of Pinecrest Golf Course. The term of the lease is for two years, terminating on December 31, 2010. The City Attorney has drafted and reviewed the lease agreement.

The Parks and Recreation Division respectfully requests approval and authorization for the Mayor and City Clerk to sign and execute said lease agreement.

s/ David J. Christiansen

It was moved by Councilmember Lehto, seconded by Councilmember Cornwell, to approve the Lease and Concession Agreement between the City of Idaho Falls and Renee Walsh for Pinecrest Golf Course 19th Hole Café and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Cornwell

Nay: None

Motion Carried.

The Planning and Building Director submitted the following memos:

City of Idaho Falls
January 14, 2009

MEMORANDUM

TO: Mayor and Council
FROM: Jan Blickenstaff, Grant Administrator
SUBJECT: ADOPTION OF THE FISCAL YEAR 2009 ANNUAL ACTION PLAN

The attached Resolution adopts the Fiscal Year 2009 Annual Action Plan. The Plan describes the projects to be funded; the amount of funds for each project; and, the benefits of each project. The funding from the Fiscal Year 2009 Community Development Block Grant Funding is expected to be received from the United States Department of Housing and Urban Development.

There was a thirty-day comment period following the December 18, 2008 public hearing for citizens to submit written or oral comments on the proposed projects for the CDBG Funds. Twelve comments were submitted supporting two projects: The Haven and the Crisis Intervention Team Project.

The attached list summarizes the projects and the funding to be allocated to each.

s/ Jan Blickenstaff

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**RESOLUTION NO. 2009-01
RESOLUTION OF THE CITY OF IDAHO FALLS
APPROVING THE FISCAL YEAR 2009 ACTION PLAN**

WHEREAS, the City of Idaho Falls has been designated as an entitlement city by the United States Department of Housing and Urban Development;

WHEREAS, the City of Idaho Falls has prepared a One-Year Action Plan for Fiscal Year 2009 as part of the requirements of entitlement status;

WHEREAS, the City of Idaho Falls held a public hearing on the Action Plan on December 18, 2008;

WHEREAS, the City of Idaho Falls has a thirty-day comment period until and through January 20, 2009;

WHEREAS, the City of Idaho Falls has received eleven comments to be considered during the thirty-day comment period;

NOW, THEREFORE, be it resolved by the Mayor and City Council of the City of Idaho Falls as follows:

1. The One-Year Action Plan for Fiscal Year 2009 as prepared by the Planning and Building Division, a copy of which is attached hereto and by this reference made a part of hereof, is hereby approved.
2. The Mayor is hereby authorized to sign the documents for federal assistance.

s/ Jared D. Fuhriman
Jared D. Fuhriman
Mayor

ATTEST:

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

(SEAL)

COUNCIL RECOMMENDATIONS:

For Fiscal Year 2009 Funding for the applicant's projects as discussed at the Council Work Session of January 6, 2009.

The projects funded will be the basis for the Fiscal Year 2009 Annual Action Plan for Community Development Block Grant Funding:

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FISCAL YEAR 2009 COMMUNITY DEVELOPMENT BLOCK GRANT:		RECOMMENDED:
Applicant	Description	Amount
Community Council of Idaho	Roof-re-flooring and paving at Head Start	\$ 34,852.00
EICAP	New Building at The Haven	91,000.00
YMCA and Crows Neighborhood Association	Replace Sidewalks	50,000.00
Development Workshop	Purchase State Building	82,598.00
LIFE, Inc.	Homeowner handicapped access	35,000.00
IFDDC	Façade Improvements	65,000.00
Senior Citizen Center	Kitchen Improvements	6,550.00
Habitat for Humanity	Purchase Two Lots for Homes	.00
Domestic Violence	Teen Dating Violence Pilot Program	.00
Housing First Pilot Project	Program to House High Cost Homeless	20,000.00
Crisis Intervention Housing	For Mentally Ill Chronic Homeless	80,000.00
Crisis Intervention Training	CIT POST Training for 10 Police Officers	.00
Administration		\$550,000.00

It was moved by Councilmember Parry, seconded by Councilmember Hally, to accept the Resolution adopting the Fiscal Year 2009 Annual Action Plan for Community Development Block Grant Funds and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Parry
Councilmember Lehto
Councilmember Taylor
Councilmember Cornwell

Nay: None

Motion Carried.

City of Idaho Falls
January 14, 2009

MEMORANDUM

TO: Mayor and Council
FROM: Renee R. Magee, Planning and Building Director
SUBJECT: CONTRACT WITH PROFESSIONAL BUILDING CONTRACTORS LICENSING REVIEW BOARD, INC., FOR ADMINISTRATION OF CONTRACTOR LICENSING EDUCATION

Attached is the Contract with the Professional Building Contractors Licensing Review Board. This is the contract for administering contractor training and maintaining records of such training. Although the contract is for \$12,000.00 for professional services, reimbursement for training manuals and instructor costs will raise the estimated costs for contractor training to approximately

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\$37,000.00. This contract has been reviewed by Shan Perry, Assistant City Attorney. The Division respectfully requests approval of this contract.

s/ Renee R. Magee

It was moved by Councilmember Parry, seconded by Councilmember Hally, to approve the Contract with the Professional Building Contractors Licensing Review Board to administer contractor training and maintain records for such training and, further, give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Parry
Councilmember Taylor
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

The Police Chief submitted the following memos:

City of Idaho Falls
January 6, 2009

MEMORANDUM

TO: Mayor and City Council
FROM: Steve Roos, Chief of Police
SUBJECT: COUNCIL AGENDA ITEM

Attached is an Ordinance enacting Section 9-1-10 of the City Code of Idaho Falls providing for the prohibition of all-terrain vehicles, certain utility vehicles and certain motorbikes from being driven on City streets or highways; providing for severability; and establishing effective date.

I respectfully request approval of this Ordinance at the City Council Meeting of January 8, 2009.

s/ Steve Roos

Councilmember Taylor explained that this Ordinance was passed on the First Reading Only at the January 8, 2009 Regular Council Meeting. He stated that a Council Work Session is scheduled for February 10, 2009 at 8:00 a.m. to further discuss this Ordinance. Councilmember Taylor gave a brief history of the rules passed by the State Legislature last year. There are several different types of vehicles within the definition of ATV/UTV. He requested the Police Chief to come forward to define the federally-certified vehicles that are allowed on public roadways.

The Police Chief appeared to state that not any vehicle, just because it has a motor, can be driven on a public roadway. State law provides for vehicles that meet certain federal safety requirements. In the past, State legislation has provided that ATV/UTV

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cannot be used on a public roadway. The Police Chief stated that if certain things are added or changed on a UTV, it no longer qualifies as a UTV, but it is still not considered to be approved as a vehicle meeting certain federal safety requirements.

Captain Darin Cook appeared to explain that Arizona and Utah have passed similar legislation. Arizona passed their legislation a year ago. Utah passed similar legislation, restricting use of ATV/UTV's to those populations under 7,500. In his opinion, the law was written to allow recreational riders and farms unrestricted access to these types of vehicles. In his research, there is not much data to go on. Captain Cook stated that even the Prosecutor was baffled by the law. He spent some time with Mr. Skaar, who has two UTV's that are street legal. Further, Captain Cook spent time at each of the dealerships in Idaho Falls. Each UTV has some warning on them that specifically addresses that they are not for highway use. They are not meant or designed to operate on pavement. In speaking with the dealers, some were ambivalent about whether UTV's should be allowed to operate on public roadways and some stated that UTV's should not be operated on public roadways.

Councilmember Taylor stated that soft balloon tires provided on the UTV's do not work well at high speeds. The reason the City Council is considering this is to identify safety issues.

Councilmember Lehto stated that the City Council will have a lengthy and enlightened discussion at the Council Work Session regarding this issue. He also questioned whether Segways and vehicles like them, were street legal.

Councilmember Parry requested for several items to be considered at the Council Work Session: License plates; display of license plates; whether an additional endorsement is required; and, training for officers or staff where further licensing may be required.

Robert Skarr, 3084 Stone Ridge Circle, appeared to state that he provided several maneuvers for Captain Cook. The UTV's are much larger vehicles. If UTV's are allowed on the road, an inspection needs to be conducted to be sure that they are safe and comply with all federal safety requirements.

John McGimpsey, 2122 Calkins Avenue, appeared to state that the State legislation has been in effect for approximately 6 months. He stated that he was surprised that the Association of Idaho Cities has not provided a model Ordinance. There must be a number of other Idaho cities that are having to deal with this issue.

Denise Morgan 1180 Bower, requested to know what the cost was to convert a UTV for street-legal use.

Mr. Skarr stated that he has spent approximately \$700.00 to convert his UTV for street-legal use.

At the request of Councilmember Taylor, the City Attorney read the following Ordinance by title only:

ORDINANCE NO. _____

AN ORDINANCE ENACTING SECTION 9-1-10 OF THE CITY CODE OF IDAHO FALLS, IDAHO; PROVIDING FOR THE PROHIBITION OF ALL-TERRAIN VEHICLES, CERTAIN UTILITY VEHICLES AND CERTAIN MOTORBIKES FROM BEING DRIVEN ON CITY STREETS OR HIGHWAYS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING EFFECTIVE DATE.

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The foregoing Ordinance was presented by title only. Councilmember Taylor moved, and Councilmember Lehto seconded, that the Ordinance be passed on the second reading only. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Parry
Councilmember Taylor
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

City of Idaho Falls
January 15, 2009

MEMORANDUM

TO: Mayor and Council
FROM: Steve Roos, Chief of Police
SUBJECT: COUNCIL AGENDA ITEM

Attached is an Ordinance amending Massage Establishments term and fees of license. This is just a "housekeeping" change to make the terms of the license follow the calendar year, not a year from the date of issuance.

Thank you for your assistance.

s/ Steve Roos

At the request of Councilmember Taylor, the City Attorney read the following Ordinance by title only:

ORDINANCE NO. 2795

AN ORDINANCE AMENDING SECTION 4-21-8 OF THE CITY CODE OF IDAHO FALLS, IDAHO; REGARDING MASSAGE ESTABLISHMENTS TERMS AND FEES FOR LICENSES; ESTABLISHING METHODOLOGY; PROVIDING FOR SEVERABILITY; PROVIDING FOR PRESERVATION OF PRIOR ORDINANCE AND ESTABLISHING EFFECTIVE DATE.

The foregoing Ordinance was presented by title only. Councilmember Taylor moved, and Councilmember Lehto seconded, that the provisions of Idaho Code Section 50-902 requiring all Ordinances to be read by title, and once in full, on three separate dates be dispensed with, the Ordinance be passed on all three readings, and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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Aye: Councilmember Lehto
Councilmember Taylor
Councilmember Cornwell
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

The Public Works Director submitted the following memos:

City of Idaho Falls
January 7, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: LOCAL HIGHWAY TECHNICAL ASSISTANCE COUNCIL
RESOLUTION – IDAHO CANAL BRIDGE REPLACEMENT ON
GARFIELD STREET

Attached is a proposed Resolution required by the Local Highway Technical Assistance Council to proceed with funding the referenced bridge replacement. The Resolution establishes estimated costs, amount of City participation and authorizes the Mayor to sign project documents.

Public Works recommends approval of this Resolution; and, authorization for the Mayor and City Clerk to sign the necessary documents.

s/ Chad Stanger

RESOLUTION NO. 2009-02
CITY OF IDAHO FALLS

EXTRACT FROM THE MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO HELD ON JANUARY 22, 2009.

The following Resolution was introduced by Councilmember Michael Lehto and read in full, considered and adopted:

RESOLUTION NO. 2009-02 OF THE CITY OF IDAHO FALLS, IDAHO SUPPORTING THE PROJECT IDENTIFICATION SUBMITTAL FOR THE CONSTRUCTION OF: **GARFIELD STREET, IDAHO CANAL BRIDGE, IDAHO FALLS**, TO THE LOCAL HIGHWAY TECHNICAL ASSISTANCE COUNCIL, (LHTAC).

TOTAL PROJECT COST ESTIMATE IS \$746,000.00, WHICH WILL REQUIRE \$54,765.40 OF LOCAL MATCHING FUNDS AVAILABLE FROM THE CITY OF IDAHO FALLS.

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BE IT RESOLVED THAT THE MAYOR IS HEREBY AUTHORIZED AND DIRECTED TO SIGN THE PROJECT IDENTIFICATION PACKET AND SUBMIT TO LHTAC FOR PRIORITIZATION.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 22ND DAY OF JANUARY, 2009.

s/ Jared D. Fuhriman
Jared D. Fuhriman
Mayor

ATTEST:

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

(SEAL)

CERTIFICATE

I, Rosemarie Anderson, City Clerk, do hereby certify that the foregoing is a full, true, and correct copy of Resolution No. 2009-02 adopted at a regular meeting of the City Council held on the 22nd day of January, 2009, and that the same is now in full force and effect. IN WITNESS WHEREOF, I have hereunto set my hand and impressed the official seal of the City of Idaho Falls, this 22nd day of January, 2009.

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

(SEAL)

It was moved by Councilmember Lehto, seconded by Councilmember Parry, to accept the Resolution required by the Local Highway Technical Assistance Council to proceed with funding for the Idaho Canal Bridge Replacement on Garfield Street and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Cornwell
Councilmember Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

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City of Idaho Falls
January 7, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: LOCAL HIGHWAY TECHNICAL ASSISTANCE COUNCIL
RESOLUTION – IDAHO CANAL BRIDGE REPLACEMENT ON
JOHN ADAMS PARKWAY

Attached is a proposed Resolution required by the Local Highway Technical Assistance Council to proceed with funding the referenced bridge replacement. The Resolution establishes estimated costs, amount of City participation and authorizes the Mayor to sign project documents.

Public Works recommends approval of this Resolution; and, authorization for the Mayor and City Clerk to sign the necessary documents.

s/ Chad Stanger

RESOLUTION NO. 2009-03
CITY OF IDAHO FALLS

EXTRACT FROM THE MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO HELD ON JANUARY 22, 2009.

The following Resolution was introduced by Councilmember Michael Lehto and read in full, considered and adopted:

RESOLUTION NO. 2009-03 OF THE CITY OF IDAHO FALLS, IDAHO SUPPORTING THE PROJECT IDENTIFICATION SUBMITTAL FOR THE CONSTRUCTION OF: **JOHN ADAMS PARKWAY, IDAHO CANAL BRIDGE, IDAHO FALLS**, TO THE LOCAL HIGHWAY TECHNICAL ASSISTANCE COUNCIL, (LHTAC).

TOTAL PROJECT COST ESTIMATE IS \$780,000.00, WHICH WILL REQUIRE \$57,252.00 OF LOCAL MATCHING FUNDS AVAILABLE FROM THE CITY OF IDAHO FALLS.

BE IT RESOLVED THAT THE MAYOR IS HEREBY AUTHORIZED AND DIRECTED TO SIGN THE PROJECT IDENTIFICATION PACKET AND SUBMIT TO LHTAC FOR PRIORITIZATION.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 22ND DAY OF JANUARY, 2009.

s/ Jared D. Fuhriman
Jared D. Fuhriman
Mayor

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ATTEST:

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

(SEAL)

CERTIFICATE

I, Rosemarie Anderson, City Clerk, do hereby certify that the foregoing is a full, true, and correct copy of Resolution No. 2009-03 adopted at a regular meeting of the City Council held on the 22nd day of January, 2009, and that the same is now in full force and effect. IN WITNESS WHEREOF, I have hereunto set my hand and impressed the official seal of the City of Idaho Falls, this 22nd day of January, 2009.

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

(SEAL)

It was moved by Councilmember Lehto, seconded by Councilmember Parry, to accept the Resolution required by the Local Highway Technical Assistance Council to proceed with funding for the Idaho Canal Bridge Replacement on John Adams Parkway and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Taylor
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Cornwell

Nay: None

Motion Carried.

City of Idaho Falls
January 7, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: EASEMENT VACATION – SOLSTICE ADDITION, DIVISION NO. 1

As previously authorized, the City Attorney has prepared documents to vacate an access easement located within Solstice Addition, Division No. 1. Public Works recommends approval of this vacation; and, authorization for the Mayor and City Clerk to sign the necessary documents.

s/ Chad Stanger

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At the request of Councilmember Lehto, the City Attorney read the following Ordinance by title only:

ORDINANCE NO. 2796

AN ORDINANCE VACATING AN ACCESS EASEMENT WITHIN SOLSTICE SUBDIVISION OF THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING THE SAID EASEMENT; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER ON BEHALF OF THE CITY A QUITCLAIM DEED CONVEYING THE ACCESS EASEMENT TO THE OWNER OF THE ADJACENT LAND, AND NAMING IT; PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

The foregoing Ordinance was presented by title only. Councilmember Lehto moved, and Councilmember Parry seconded, that the provisions of Idaho Code Section 50-902 requiring all Ordinances to be read by title, and once in full, on three separate dates be dispensed with, the Ordinance be passed on all three readings, and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Parry
Councilmember Lehto
Councilmember Taylor
Councilmember Cornwell

Nay: None

Motion Carried.

City of Idaho Falls
January 7, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: EASEMENT VACATION – LOT 1, BLOCK 2, LAKEWOOD ASPENS ADDITION

As previously authorized, the City Attorney has prepared documents to vacate an easement located in Lot 1, Block 2, Lakewood Aspens Addition. Public Works recommends approval of this vacation; and, authorization for the Mayor and City Clerk to sign the necessary documents.

s/ Chad Stanger

At the request of Councilmember Lehto, the City Attorney read the following Ordinance by title only:

JANUARY 22, 2009

ORDINANCE NO. 2797

AN ORDINANCE VACATING AN EIGHT FOOT (8') EASEMENT WITHIN LAKEWOOD ASPENS ADDITION OF THE CITY OF IDAHO FALLS, IDAHO; PARTICULARLY DESCRIBING THE SAID EASEMENT; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER ON BEHALF OF THE CITY A QUITCLAIM DEED CONVEYING THE EIGHT FOOT (8') EASEMENT TO THE OWNER OF THE ADJACENT LAND, AND NAMING IT; PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

The foregoing Ordinance was presented by title only. Councilmember Lehto moved, and Councilmember Parry seconded, that the provisions of Idaho Code Section 50-902 requiring all Ordinances to be read by title, and once in full, on three separate dates be dispensed with, the Ordinance be passed on all three readings, and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Cornwell
Councilmember Parry
Councilmember Taylor
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

City of Idaho Falls
January 15, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: ENGINEERING SERVICES AGREEMENT - AMERICAN GEOTECHNICS - 17TH STREET REHABILITATION, PANCHERI BRIDGE TO HOLMES AVENUE

Attached is a proposed Engineering Services Agreement with American Geotechnics to provide subsurface investigations and materials phase reports for 17th Street Rehabilitation from Pancheri Bridge to Holmes Avenue. The anticipated cost for this project is \$21,600.00.

Public Works recommends approval of this Agreement; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chad Stanger

JANUARY 22, 2009

It was moved by Councilmember Lehto, seconded by Councilmember Parry, to approve the Engineering Services Agreement with American Geotechnics to provide subsurface investigations and materials phase reports for 17th Street Rehabilitation from Pancheri Bridge to Holmes Avenue in the amount of \$21,600.00 and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Parry
Councilmember Cornwell
Councilmember Hally
Councilmember Taylor
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
January 15, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: ENGINEERING SERVICES AGREEMENT – AMERICAN
GEOTECHNICS – 17TH STREET REHABILITATION, HOLMES
AVENUE TO AUSTIN AVENUE

Attached is a proposed Engineering Services Agreement with American Geotechnics to provide subsurface investigations and materials phase reports for 17th Street Rehabilitation from Holmes Avenue to Austin Avenue. The anticipated cost for this project is \$21,600.00.

Public Works recommends approval of this Agreement; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chad Stanger

It was moved by Councilmember Lehto, seconded by Councilmember Parry, to approve the Engineering Services Agreement with American Geotechnics to provide subsurface investigations and materials phase reports for 17th Street Rehabilitation from Holmes Avenue to Austin Avenue in the amount of \$21,600.00 and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Taylor
Councilmember Cornwell
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

JANUARY 22, 2009

City of Idaho Falls
January 15, 2009

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chad Stanger, Public Works Director
SUBJECT: ENGINEERING SERVICES AGREEMENT - AMERICAN
GEOTECHNICS - 17TH STREET REHABILITATION, AUSTIN
AVENUE TO HITT ROAD

Attached is a proposed Engineering Services Agreement with American Geotechnics to provide subsurface investigations and materials phase reports for 17th Street Rehabilitation from Austin Avenue to Hitt Road. The anticipated cost for this project is \$21,600.00.

Public Works recommends approval of this Agreement; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chad Stanger

It was moved by Councilmember Lehto, seconded by Councilmember Parry, to approve the Engineering Services Agreement with American Geotechnics to provide subsurface investigations and materials phase reports for 17th Street Rehabilitation from Austin Avenue to Hitt Road in the amount of \$21,600.00 and, further, give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Cornwell
Councilmember Hally
Councilmember Parry
Councilmember Taylor

Nay: None

Motion Carried.

There being no further business, it was moved by Councilmember Parry, seconded by Councilmember Lehto, that the meeting adjourn at 8:30 p.m.

CITY CLERK

MAYOR
