

MARCH 30, 1977

Pursuant to a call by the Mayor the City Council of the City of Idaho Falls met in special session in the Mayor's Chamber on the 30th day of March, 1977, at 12:00 o'clock noon, for the purpose of reconsidering the Sand Creek Golf Course development. There were present at said meeting: Mayor S. Eddie Pedersen, Councilmen Gil Karst, Paul Hovey, Jim Freeman, and Mel Erickson. Absent: Councilmen Tom Campbell and Ralph Wood. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; Don Lloyd, Public Works Director.

Councilman Erickson drew attention to the fact that at the last regular Council meeting on March 24th, certain action was taken by the City Council, authorizing the Mayor to sign a change order on the Federal Construction Company contract covering the Sand Creek Golf Course sprinkling system. Erickson noted that time was deemed to be of the essence at that time and therefore, this action was taken without benefit of counsel from the City Attorney who was out of the City at that time. Asked for comment, the City Attorney noted that a sizeable amount of money was involved in said change order which, in effect, would have enlarged the scope of the existing contract and, therefore, although there are no test cases in the State of Idaho from which to render an opinion, this action could be in violation of the bid statute. At the invitation of Erickson, the City Clerk read this memo from the Public Works Director:

City of Idaho Falls

ATTN: Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: CHANGE ORDER FOR SAND CREEK GOLF COURSE SPRINKLING SYSTEM

On March 24, 1977, we submitted a request for a Change Order to the Sand Creek Golf Course sprinkling system which amounted to additional work in the amount of \$73,157.10. With our recommendation, the Council authorized the City's approval.

Subsequent to that Council meeting, we have had an opportunity to meet with the City Attorney and have been advised that it is not in the best interest of the City to authorize this Change Order. We are, therefore, requesting that the action of the Council be rescinded.

Respectfully submitted,
s/ Don

Erickson said that, in view of the circumstances, it was the recommendation of the Parks and Recreation Committee that this work be handled separately, that specs be written and that said project be advertised for bids. In answer to a question by Councilman Karst, it was learned that, to date, the change order in question remained unexecuted. It was moved by Councilman Erickson, seconded by Freeman, that the action taken by the City Council on March 24th, approving a change order on the Sand Creek sprinkling system contract, be duly rescinded. Roll call as follows: Ayes, 4; No, none; carried.

The City Clerk then presented and read aloud this memo from the Public Works Director:

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City of Idaho Falls
March 30, 1977

TO: Mel Erickson
FROM: Donald F. Lloyd
SUBJECT: SAND CREEK GOLF COURSE SPRINKLING SYSTEM

We are herewith requesting that the City Council authorize the Engineering Department to advertise for bids on the completion of the Sand Creek Golf Course sprinkling system. It is our recommendation that this be done in two (2) separate bids. The first bid would include the rough grading of Phase II which would allow the completion of the installation of the sprinkling system in its entirety. The second contract would include all necessary fine grading and preparing of the golf course for seeding and completing all the seeding and erosion control necessary.

Respectfully submitted,
s/ Don

It was then moved by Councilman Erickson, seconded by Freeman, that the City Clerk be authorized to advertise for bids on the projects in question as soon as possible. Roll call as follows: Ayes, 4; No, none; carried.

Councilman Freeman reminded the Public Works Director that, because of a B.O.R. deadline that the entire golf course project be completed by November 1st, time was of the essence in the preparation of the specs and the advertisement for bids.

There being no further business, it was moved by Councilman Freeman, seconded by Hovey, that the meeting adjourn at 12:15 P.M., carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR

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