

**APRIL 14, 1976**

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Pursuant to a call by the Mayor the City Council of the City of Idaho Falls met in special session in the Council Chambers of City Hall on April 14, 1976, at 5:00 p.m., for the purpose of considering bid proposals received Tuesday, April 13<sup>th</sup>, 1976, for reconstruction of Highland Ball Park Stadium, as well as any other matters of business considered appropriate at this time. There were present at said meeting: Mayor S. Eddie Pedersen; Councilmen Tom Campbell, Jim Freeman, Mel Erickson, Ralph Wood, Gil Karst, and Paul Hovey. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; John Evans, City Controller; Chad Stanger, General Services Director; Ernie Craner, Parks & Recreation Director, and Kerry Beyeler, representing the architect's firm of Collard, Beyeler and Bentzen.

Councilman Freeman drew particular attention to bids that were opened on April 13<sup>th</sup>, 1976, for reconstruction of the Highland Ball Park Stadium, destroyed by fire on October 19<sup>th</sup>, 1975. Freeman reported that Hunter-Saucerman was the apparent low bidder with a base bid of \$371,480.00 and that the add-on alternates for fencing ticket booth, roof and sound system would bring that total to \$456,242.00. Freeman registered concern on this matter, inasmuch as approximately \$300,000 was collected or would be collected from the two co-insurers on a total replacement basis to apply toward said reconstruction and that there were no budgeted funds, otherwise, to make up the deficit. Freeman said there was an urgency for a Council decision in this regard, as this is a seasonal facility and time was of the essence. Freeman recognized the fact that it was within the Council's scope of authority to reject all bids and re-advertise, based upon a new and, perhaps, less elaborate design but that this would be time consuming. Freeman then invited Mr. Kerry Beyeler, representing the architect's firm of Collard, Beyeler, and Bentzen, to comment, particularly as to savings that might be effected through revised plans and specifications. Beyeler first displayed a model of the proposed stadium to be built of pre-cast concrete which, by way of illustration, he said his firm had estimated between \$88,000 and \$90,000, only to find the actual cost at \$107,000. He said most other basic materials were similarly over the architect's estimate. Beyeler said he has spent considerable time with the Hunter-Saucerman firm to ascertain areas where economics could be considered. First mentioned was the players' locker rooms. He said this area was designed for private booths and lockers and if the privacy features were eliminated, \$6,030 could be deleted; elimination of graphics could save \$5,000; use of engineering fill, properly compacted rather than grading down two feet for a base would save about \$2,900. Beyeler mentioned other minor changes, arriving at a total savings of \$18,000 to \$20,000. Beyeler said he would recommend that there be no deviation from the plan to use pre-cast concrete which was locally produced, durable and low in maintenance costs. Beyeler mentioned several alternates that would save more construction costs but would result in an unfinished structure, in need of completion at a later date. In answer to a question by Councilman Erickson as to the feasibility of reducing seating capacity, Beyeler said the upper deck seating capacity was determined, to a large degree by the facilities provided under the seating area, such as locker rooms, business offices and concession areas. In answer to a question by Councilman Freeman about the feasibility of deleting several rows of seating at the top, Beyeler said this would reduce the size of the entire structure, including the internal facilities. In answer to a question by Councilman Campbell as to why, with total insurance coverage, there isn't sufficient funds for a adequate replacement. City Controller Evans answered by saying that the total coverage feature of the insurance policy provided only for replacement of the existing structure and did not provide for up-dating and modernizing said structure. Councilman Erickson registered an opinion to the effect that a complete redesign would appear to be in order. Freeman answered by saying that this may be necessary but this was why the entire Council was being approached. He said if a determination was made that the design, as

presented, was totally unacceptable in relationship to the availability of funds, then a re-design would become necessary but that this was such a major decision, it should be made

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by the Mayor and the entire Council, not just a Council Committee. Several other suggestions were made which would result in substantial savings but would also result in an un-finished facility, to-wit: Elimination of the concession area, several seating rows at the bottom where internal height would not be a factor, temporary elimination of the box seats and seating, etc. Beyeler said he would prefer guidance before major changes were deleted. Councilman Hovey said he would rather approach the problem by having the architect tell the Council what could be eliminated without resorting to a re-design. Freeman, summing up the discussions and speaking with general concurrence from the Council, instructed the architect to revise the existing plan and report back to the Council as to just what could be expected with a facility basically sound in structure, costing no more than \$300,000.

Councilman Wood introduced Amendatory Agreement No. 2 to Contract No. 14-03-37022 between the City and B.P.A. which would revise the allocation method from the net billing formula to the load growth formula. Wood explained that, effective June 30<sup>th</sup>, 1976, the City's hydro allocation will be established, said allocation being total average system energy requirements less any assured average capability that may be owned and operated by the purchaser. Wood continued by saying that Bonneville Power's position is known to favor an assured hydro energy capability of 4.228 megawatts. Because of the age and condition of the Eagle Rock Power Plant, the Electrical Division is of the opinion that said plant is no longer a dependable resource and therefore, it is the recommendation of the Council's Electric Committee that only the critical water year output of the lower power plant be considered as an assured hydro resource. It was explained, further, that said resource had been determined by B.P.A. to be 2.4 average megawatts for the critical water year 1934-35. Asked for comment, City Attorney Smith explained that Electrical Engineer Harrison, his assistant, Jeff Payne and the City Attorney had met and agreed upon language to be included in an addendum to said amendatory agreement, as follows:

"The assured energy capability of the City's existing 'resources' as used in paragraph (i) of the amendatory agreement is defined and fixed as 2.4 megawatts, and, notwithstanding any other provision in Section 22 (a) 1 (i) contained, said assured energy capability assignment (2.4 megawatts) will not for any reason be increased at a future time".

Smith explained further, that the City Council could approve the above mentioned agreement with the added addendum and authorize the Mayor and City Clerk to sign the same and then submit the documents to B.P.A. for the signature of the Administrator. Smith continued by saying that, in the event the Administrator then signed the amendatory agreement with the addendum, the contract would be complete and there would be no future concern that B.P.A. might increase the energy capability of the City in its formula upon reconstruction of the upper dam. It was also recommended by the City Attorney that the above mentioned documents, if executed by the City, be forwarded by the Mayor to the proper B.P.A. official. It was moved by Councilman Wood, seconded by Campbell, that the Mayor and City Clerk be authorized to sign Amendatory Agreement No. 2 to the B.P.A. Power Sales Contract No. 14-03-37022 with the above worded addendum attached. Roll call as follows: Ayes, 6; No, none; carried.

Councilman Freeman asked as to the status of the proposed fire station, particularly with respect to the availability of C.D. funds that would serve to subsidize the cost of construction. Freeman said the advertisement for bids is ready and, also, the

contract documents, and the said contract provided for the cost of construction to be born

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jointly between the City and Bonneville County Fire District No. 1, shared in relation to the final construction contract.

Councilman Karst explained that the new fire station may not qualify for C.D. funds and it is possible that the entire C.D. grant could be approved minus the \$90,000 earmarked for the fire station. Karst continued by saying that there is another risk; namely, that the funds could be approved, only to be challenged by a H.U.D. auditor at some later date after the funds are disbursed, in which event said funds would be subject to reimbursement. It was generally agreed that this is no more of a risk than any other monies forthcoming from Federal grants. City controller Evans warned that any monies spent before signing of the contract agreement would become the City's risk. Therefore, it was the concurrence of all Councilmen that, for the time being at least, advertising for bids should be postponed.

Councilman Freeman then introduced this memo from the Fire Chief:

Plan for replacing Firemen on April 26, 1976

Two men retired in January of this year and have not been replaced yet. One man is resigning March 27. Another is retiring June 1.

We would like to hire all four replacements on April 26, 1976. This would mean that we would delay replacing the first three men but we would hire the fourth man early, before the vacancy occurs. It would be much easier to run all four men through their basic training at the same time.

We could accomplish this within our approved salary budget.

Weldon Lloyd – left the Fire Department January 21	
Savings	\$3,041.00
Bill Donnelly – left the Fire Department January 24	
Savings	\$2,520.00
Earl Nelson – will leave the Fire Department April 10 (after accumulated vacation)	
Savings	<u>\$ 904.00</u>
TOTAL SAVINGS	\$6,465.00
Less adjustment already made in budget	<u>\$2,000.00</u> \$4,465.00
Hiring Jockumsen replacement 5 weeks to pay early would cost	<u>\$1,800.00</u>
Net Saving in existing budget	\$2,665.00

Freeman noted that, if this procedure is approved, it would represent a policy change and therefore, required Council action. It was moved by Councilman Freeman, seconded by Wood, that the recommendation as set forth in the foregoing memo be approved

and that the replacement hiring be authorized as indicated. Roll call as follows: Ayes, 5; No, one; carried. Councilman Hovey voting no.

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Finally, Councilman Freeman presented this letter from the Idaho Falls Jaycees:

Idaho Jaycees  
April 1, 1976

Councilman James Freeman,

The Idaho Falls Jaycees, for the fourth year, will be sponsoring the March-of-Dimes Walk-a-Thon on May 1, 1976. Each year this activity gets bigger and bigger and it is expected that the Jaycees will turn over to the Bonneville County Chapter of the March-of-Dimes in excess of \$20,000 as a result of the Idaho Falls Community participation in the walk.

We have found that the interest in walking the full 20 miles is enhanced by the availability of live music during the 5 hours that the marchers are participating. As the walk is being held in Tautphaus Park, we feel that the City of Idaho Falls must approve the use of live music and we are asking you to obtain the required dispensation for the Idaho Falls Jaycees. We need this dispensation as soon as possible in order to obtain a band prior to the walk date. Your cooperation in this matter will be appreciated.

s/ Bob Bush, Chairman  
March-of-Dimes Walk  
Idaho Falls Jaycees

Freeman noted that the request was for live music at Tautphaus Park from Noon to 5:00 P.M. on May 1<sup>st</sup>. In answer to a question by Councilman Erickson as to the acceptability of having the live music in Tautphaus Park log hut, Freeman said there was no dance planned and that the music would only be for effect. The Council objected to the length of time on the grounds that this would probably raise objections from near-by neighbors. It was moved by Councilman Freeman, seconded by Erickson, that this live music, as requested, be permitted from 2:00 P.M. to 5:00 P.M. on the day and for the occasion as indicated. Roll call as follows: Ayes, 6; No, none; carried.

Noting that the I.B.E.W. contract was to expire on April 27<sup>th</sup>, Councilman Karst said that, although no new contract had yet been signed, an offer by the City had been made in the amount of 7% cost of living plus 2.34% in the form of an adjustment to the base rate to bring the electrical workers base salary more in line with other utilities in this area. Karst said there was a good probability that this offer would be accepted.

There being no further business, it was moved by Councilman Karst, seconded by Campbell, that the meeting adjourn at 6:05 P.M. carried.

ATTEST: s/ Roy C. Barnes  
City Clerk

s/ S. Eddie Pedersen  
Mayor

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