

February 28, 2019

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, February 28, 2019, in the Council Chambers in the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho at 7:30 p.m.

Call to Order:

There were present:

Mayor Rebecca L. Noah Casper
Councilmember Thomas Hally
Councilmember Jim Francis
Councilmember Michelle Ziel-Dingman
Councilmember Shelly Smede
Councilmember Jim Freeman

Absent:

Councilmember John Radford

Also present:

All available department directors
Michael Kirkham, Assistant City Attorney
Kathy Hampton, City Clerk

Pledge of Allegiance:

Mayor Casper requested Brenner Erickson, student at Idaho Falls High School, to lead those present in the Pledge of Allegiance.

Public Comment:

Mayor Casper requested any public comment not related to items currently listed on the agenda or not related to a pending matter. No one appeared.

Consent Agenda:

The Fire Department requested donation of used Self-contained Breathing Apparatus' (SCBAs).

Idaho Falls Power requested the Service Policy 2019 Update.

Municipal Services requested approval of Bid IF-19-13, Replacement Dump Truck for Public Works; Bid IF-19-18, Well 19 Pump Upgrade for Public Works; Two (2) Trailer Mount Replacement Generator Purchase for Public Works, Wastewater Division; and, Meter Inventory Purchase for Idaho Falls Power.

The City Clerk requested approval of minutes from the January 28, 2019 Idaho Falls Power Board Meeting; February 7, 2019 Census Presentation; February 7, 2019 Area of Impact Council Discussion; February 11, 2019 Council Work Session; and, February 14, 2019 Council Meeting; and, License Applications, all carrying the required approvals.

It was moved by Councilmember Smede, seconded by Councilmember Freeman, to approve, accept, or receive all items on the Consent Agenda according to the recommendations presented. Roll call as follows: Aye – Councilmembers Francis, Dingman, Freeman, Hally, Smede. Nay – none. Motion carried.

Regular Agenda:

Community Development Services

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Subject: Annexation and Initial Zoning of R1, Annexation and Zoning Ordinance, and Reasoned Statements of Relevant Criteria and Standards, Portion of York Road

For consideration is the application for Annexation and Initial Zoning of R1, Annexation and Zoning Ordinances, and Reasoned Statements of Relevant Criteria and Standards, for a portion of York Road. The Planning and Zoning Commission considered this item at its September 11, 2018 meeting and recommended approval by unanimous vote. Staff concurs with this recommendation.

Councilmember Smede stated this Category A annexation is intended to clean up the annexation lines in the area. The annexation of the right-of-way will allow for the completion of street improvements associated with adjacent development and will establish City control of the right-of-way. Councilmember Smede noted when right-of-ways are annexed into the City they are generally zoned the same as the adjacent property.

It was moved by Councilmember Smede, seconded by Councilmember Dingman, to approve the Ordinance annexing 1.376 acres, SE ¼ Section 1 and NE ¼ Section 12, T 1N, R 37E (a portion of York Road) under the suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary. Roll call as follows: Aye – Councilmembers Smede, Hally, Dingman, Freeman, Francis. Nay – none. Motion carried.

At the request of Mayor Casper, the City Clerk read the ordinance by title only:

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE ANNEXATION OF APPROXIMATELY 1.376 ACRES DESCRIBED IN EXHIBIT A OF THIS ORDINANCE, AMENDING THE LEGAL DESCRIPTION OF THE CITY WITH THE APPROPRIATE COUNTY AND STATE AUTHORITIES; AND PROVIDING SEVERABILITY, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

It was moved by Councilmember Smede, seconded by Councilmember Dingman, to approve the Reasoned Statement of Relevant Criteria and Standards for the annexation for 1.376 acres, SE ¼ Section 1 and NE ¼ Section 12, T 1N, R 37E (a portion of York Road), and give authorization for the Mayor to execute the necessary documents. Roll call as follows: Aye – Councilmembers Freeman, Smede, Francis, Dingman, Hally. Nay – none. Motion carried.

It was moved by Councilmember Smede, seconded by Councilmember Dingman, to assign a Comprehensive Plan Designation of Low Density and to approve the ordinance establishing the initial zoning for 1.376 acres, SE ¼ Section 1 and NE ¼ Section 12, T 1N, R 37E (a portion of York Road) as R1 Zone, under the suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary, that the City limits documents be amended to include the area annexed herewith, and that the City Planner be instructed to reflect said annexation, amendment to the Comprehensive Plan, and initial zoning on the Comprehensive Plan and Zoning Maps located in the Planning Office. Roll call as follows: Aye – Councilmembers Hally, Francis, Dingman, Smede, Freeman. Nay – none. Motion carried.

At the request of Mayor Casper, the City Clerk read the ordinance by title only:

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE INITIAL ZONING OF APPROXIMATELY 1.376 ACRES DESCRIBED IN EXHIBIT A OF THIS ORDINANCE AS R1 ZONE; AND PROVIDING SEVERABILITY, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

It was moved by Councilmember Smede, seconded by Councilmember Dingman, to approve the Reasoned Statement of Relevant Criteria and Standards for the Initial Zoning of R1 Zone for 1.376 acres, SE ¼ Section 1 and NE ¼ Section 12, T 1N, R 37E (a portion of York Road), and give authorization for the Mayor to execute the

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necessary documents. Roll call as follows: Aye – Councilmembers Francis, Dingman, Freeman, Hally, Smede. Nay – none. Motion carried.

Subject: Final Plat, Development Agreement, and Reasoned Statement of Relevant Criteria and Standards, Carlyle-Erma Division No. 4

For consideration is the application for Final Plat, Development Agreement, and Reasoned Statement of Relevant Criteria and Standards, Carlyle-Erma Division No. 4. The Planning and Zoning Commission considered this item at its February 5, 2019 meeting and recommended approval by unanimous vote. Staff concurs with this recommendation.

Councilmember Smede explained a final plat is required from the Council in order for the developers to begin construction. She stated this land is currently vacant and undeveloped. A preliminary plat was approved January 9, 2018 and was recently reapproved. Division 4 is one of sixteen buildable lots. Access to the parcel will be from Bentley Way with the frontage road being Woodruff Avenue. Review of a traffic light at the intersection of Woodruff Avenue and Bentley Way is taking place and will be addressed with the applicant as the agreement is created. Councilmember Smede stated a cross-access agreement is required to ensure the flexibility of access will allow for future development. She briefly reviewed other development details. At the request of Mayor Casper, Community Development Services Assistant Director Kerry Beutler appeared. Assistant Director Beutler believes a traffic light could be located at the intersection if necessary, however, a light is not actively being considered at this time. He noted the developer would potentially be required to participate in the cost of a light.

It was moved by Councilmember Smede, seconded by Councilmember Dingman, to approve the Development Agreement for Carlyle-Erma Division No. 4, and give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows: Aye – Councilmembers Freeman, Francis, Hally, Smede, Dingman. Nay – none. Motion carried.

It was moved by Councilmember Smede, seconded by Councilmember Dingman, to accept the Final Plat for Carlyle-Erma Division No. 4, and give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat. Roll call as follows: Aye – Councilmembers Smede, Hally, Dingman, Freeman, Francis. Nay – none. Motion carried.

It was moved by Councilmember Smede, seconded by Councilmember Dingman, to approve the Reasoned Statement of Relevant Criteria and Standards for the Final Plat for Carlyle-Erma Division No. 4, and give authorization for the Mayor to execute the necessary documents. Roll call as follows: Aye – Councilmembers Dingman, Francis, Smede, Hally, Freeman. Nay – none. Motion carried.

Airport

Subject: Work Order 19-01 with T-O Engineers for Terminal Remodel and Expansion Phase 2 Design and Bidding

For consideration is work order 19-01 under the approved Master Professional Services Agreement between the City of Idaho Falls and T-O Engineers, Inc. for Terminal Remodel and Expansion Phase 2 Design and Bidding with a cost of \$1,098,843. This project is approved funded through the FAA AIP program at 93.75% with the remaining costs covered under Airport budgeted funds.

Councilmember Dingman stated this work order is specifically for the design and bidding phase. She stated, pending approval of the Council, this work order will be completed in late fall of 2019 with a construction bid to follow. Construction will begin in spring of 2020. She briefly reviewed expansion projects and stated she believes these changes will improve the experience and flow of the airport and will be very substantial for passengers.

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It was moved by Councilmember Dingman, seconded by Councilmember Freeman, to approve Work Order 19-01 with T-O Engineers for Terminal Remodel and Expansion Phase 2 Design and Bidding, and give authorization for the Mayor to execute the necessary documents. Roll call as follows: Aye – Councilmembers Freeman, Smede, Francis, Dingman, Hally. Nay – none. Motion carried.

Idaho Falls Power

Subject: Approve Associate Membership Agreement with Cooperative Resource Center for after-hours customer service

For consideration is an agreement with Cooperative Resource Center (CRC) for after-hours and overflow customer service. This contract will allow Idaho Falls Power (IFP) and Public Works to use CRC's call center services at the specified rates. This agreement will enable Idaho Falls Power to better manage large call volumes during outages which will result in improved customer support.

Councilmember Hally stated this co-op company has experts in handling power outages/power issues and callers will be able to reach a qualified person on a weekend or during a holiday when IFP employees are unavailable. He also stated this agreement will help save on overtime costs for IFP employees and will improve service to the public. He noted this agreement, including minor changes, were thoroughly discussed at the February 28th IFP Board Meeting. Councilmember Francis believes the ability of callers to talk with a person rather than a recording is an improvement for public utilization.

It was moved by Councilmember Hally, seconded by Councilmember Dingman, to approve, along with the corrections made, the Associate Membership Agreement with Cooperative Resource Center and give authorization for the Mayor to execute the necessary documents when approval is received from the Cooperative Resource Center. Roll call as follows: Aye – Councilmembers Hally, Smede, Dingman, Freeman, Francis. Nay – none. Motion carried.

Announcements and Adjournment:

It was moved by Councilmember Francis, seconded by Councilman Dingman, to adjourn the meeting at 7:55 p.m. and move into Executive Session at approximately 8:05 p.m. to discuss labor contract matters authorized under State Code Section 74-206(1)(a) and (b); and, to acquire an interest in real property which is not owned by a public agency, Idaho Code Section 74-206(c). Roll call as follows: Aye – Councilmembers Dingman, Smede, Francis, Freeman, Hally. Nay – none. Motion carried.

Executive Sessions:

The City Council of the City of Idaho Falls met in Special Council Meeting, Thursday, February 28, 2019, in the City Annex Conference Room in the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho at 8:08 p.m.

There were present:

- Mayor Rebecca L. Noah Casper
- Councilmember Jim Francis
- Councilmember Jim Freeman
- Councilmember Shelly Smede
- Councilmember Thomas Hally
- Councilmember Michelle Ziel-Dingman

Also present:

- Greg Weitzel, Parks and Recreation Director
- Michael Kirkham, Assistant City Attorney

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The Executive Session was called pursuant to the provisions of Idaho Code Section 74-206(1)(c) to acquire an interest in real property which is not owned by a public agency.

There being no further business, the Executive Session concluded at 8:31 p.m.

The City Council of the City of Idaho Falls met in Special Council Meeting, Thursday, February 28, 2019, in the City Annex Conference Room in the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho at 8:31 p.m.

There were present:

- Mayor Rebecca L. Noah Casper
- Councilmember Jim Francis
- Councilmember Jim Freeman
- Councilmember Shelly Smede
- Councilmember Thomas Hally
- Councilmember Michelle Ziel-Dingman

Also present:

- Dave Hanneman, Fire Chief
- Duane Nelson, Deputy Fire Chief
- Pamela Alexander, Municipal Services Director
- Ryan Tew, Human Resources Director
- Michael Kirkham, Assistant City Attorney

The Executive Session was called pursuant to the provisions of Idaho Code Section 74-206(1)(j) to consider labor contract matters authorized under Idaho Code Section 74-206(1)(a) and (b).

There being no further business, the Executive Session concluded at 9:30 p.m.

s/ Kathy Hampton _____
CITY CLERK

s/ Rebecca L. Noah Casper _____
MAYOR