

**NOVEMBER 12, 2015**

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, November 12, 2015, 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 Rebecca Casper  
Councilmember David M. Smith  
Councilmember Thomas Hally  
Councilmember Sharon Parry  
Councilmember Barbara Ehardt  
Councilmember Ed Marohn

Absent:

Councilmember Michael Lehto

Also present:

Randy Fife, City Attorney  
Kathy Hampton, City Clerk  
All available Department Directors

Mayor Casper invited Erika Baker, a senior at Idaho Falls High School, to come forward and lead those present in the Pledge of Allegiance.

**PRESENTATION:**

Mayor Casper introduced Mark McBride, Police Chief, for presentation of Life Saving Award to Idaho Falls Police Officer Brandon Prince. Chief McBride stated on August 29, 2015, Officer Prince responded to a motorcycle accident in which the victim was pinned beneath a parked vehicle. Officer Prince, a highly-trained combat medic, quickly assessed the situation and realized the victim needed immediate medical attention. He grabbed his medical kit and worked his way under the vehicle to begin treatment on the victim who had sustained a severe head laceration. Officer Prince continued the life-saving effort, all while underneath the vehicle, until fellow officers and Emergency Medical Services (EMS) arrived on the scene and were able to lift the vehicle and extract the victim. EMS transported the critically-injured victim to the hospital, where thankfully, the patient survived. Chief McBride stated Officer Prince's selfless actions and professionalism bring great credit to himself and the Idaho Falls Police Department and are in keeping with the highest traditions of law enforcement. He presented the Life Saving Award to Officer Brandon Prince for recognizing extraordinary measures. A standing ovation followed.

Mayor Casper requested any public comments not related to items on the agenda. No one appeared.

**CONSENT AGENDA ITEMS:**

The City Clerk requested approval of Minutes from the October 5, 2015, Council Work Session, and October 8, 2015, Regular Council Meeting.

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The City Clerk requested approval of Monthly Expenditure Summary for the month of October, 2015.

<b>FUND</b>	<b>TOTAL EXPENDITURE</b>
General Fund	\$1,069,848.96
Street Fund	400,964.74
Recreation Fund	116,446.76
Library Fund	141,835.84
Municipal Equipment Replacement Fund (MERF)	174,195.94
Electric Light Public Purpose Fund	120,583.10
Golf Fund	35,515.94
Self-Insurance Fund	234,613.86
Street Capital Improvement Fund	150,542.90
Water Capital Improvement Fund	2,624.00
Traffic Light Cap Imp Fund	44,508.27
Airport Fund	112,110.91
Water and Sewer Fund	985,008.14
Sanitation Fund	439,473.66
Ambulance Fund	12,657.99
Electric Light Fund	2,909,648.21
Payroll Liability Fund	2,766,668.42
<b>TOTAL</b>	<b>\$9,717,247.64</b>

The City Clerk requested approval of Monthly Treasurer’s Report for the month of October, 2015.

Dear Mayor and City Council Members:

Attached please find the City of Idaho Falls, Idaho, Monthly Treasurer’s Report for the above referenced month, as required by Idaho Code Section 50-208.

This report was filed in the City Clerk’s Office on or before the 10th day from the end of the month of the Report.

OATH

I, Kenneth McOmber, the City of Idaho Falls Treasurer, do hereby affirm that this City of Idaho Falls, Idaho, Monthly Treasurer’s Report is true and accurate to the best of my knowledge and that it shows the state of the City Treasury as of the date of this Report and the balance of money in the City Treasury, all as required by Idaho Code Section 50-208.

s/ Kenneth McOmber  
Kenneth McOmber

November 10, 2015  
Date Signed

ACKNOWLEDGEMENT

STATE OF IDAHO            )  
                                          ) ss.  
County of Bonneville    )

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On this 10<sup>th</sup> day of November, 2015, before me, the undersigned, a Notary Public for Idaho, personally appeared KENNETH MCOMBER known to me to be the Treasurer of the City of Idaho Falls, the municipal corporation that executed the foregoing document and acknowledged to that such City executed the same.

(SEAL)

s/ Kathy Hampton  
Notary Public for Idaho  
Residing at Idaho Falls, Idaho  
My Commission Expires: 01-03-2020

The City Clerk requested approval of License Applications, all carrying the required approvals.

The City Clerk requested Council ratification for the publication of legal notices calling for public hearings on November 12, 2015.

It was moved by Councilmember Marohn, seconded by Councilmember Parry, to approve all items on the Consent Agenda according to recommendations presented. Roll call as follows:

Aye: Councilmember Ehardt  
Councilmember Parry  
Councilmember Smith  
Councilmember Marohn  
Councilmember Hally

Nay: None

Motion carried.

**REGULAR AGENDA ITEMS:**

Community Development Services Department submitted the following items for Council consideration:

**MEMORANDUM**

To: Honorable Mayor and City Council  
From: Brad Cramer, Community Development Services Director  
Subject: Annexation with Initial Zoning of R-1, Development Agreement, Annexation Ordinance, Zoning Ordinance, Final Plat, and Reasoned Statements of Relevant Criteria and Standards, Yorkside, Division No. 2

Attached is the application for Annexation with Initial Zoning of R-1, Annexation Agreement, Annexation Ordinance, Zoning Ordinance, Final Plat, and Reasoned Statements, Yorkside, Division No. 2. The Planning and Zoning Commission considered this item at its October 6, 2015, meeting and recommended approval. Staff concurs with the recommendation. This item is now being submitted to the Mayor and City Council for consideration.

Mayor Casper stated appropriate paperwork for this item had not been received so it had been requested to recess this item.

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It was moved by Councilmember Parry, seconded by Councilmember Marohn, to recess Annexation with Initial Zoning, Development Agreement, Annexation Ordinance, Zoning Ordinance, Final Plat, and Reasoned Statements of Relevant Criteria and Standards, Yorkside, Division No. 2, to the December 10, 2015, Regular Council Meeting. Roll call as follows:

Aye: Councilmember Parry  
Councilmember Ehardt  
Councilmember Hally  
Councilmember Smith  
Councilmember Marohn

Nay: None

Motion carried.

MEMORANDUM

To: Honorable Mayor and City Council  
From: Brad Cramer, Community Development Services Director  
Subject: Zoning Ordinance Amendments

Attached is an ordinance with proposed minor modifications to the Zoning Ordinance. This is part of the Community Development Services program to make minor adjustments on an annual basis. The Planning and Zoning Commission considered these changes at its October 6, 2015, meeting and recommended approval. Staff concurs with this recommendation. The proposed changes are now being submitted to the Mayor and City Council for consideration.

Mayor Casper opened the public hearing and ordered all items presented by staff be entered into the record.

Director Cramer appeared and stated the minor adjustments will include items that may not have been included in the current City Code or the method of enforcing the City Code. These items include a numbering error correction, definition of fences and walls with regard to site-obscuring, and the specific uses allowed for zones.

Mayor Casper requested any public comment. No one appeared.

Mayor Casper closed the public hearing.

It was moved by Councilmember Parry, seconded by Councilmember Marohn, to approve the Zoning Ordinance Amendments 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: Councilmember Marohn  
Councilmember Ehardt  
Councilmember Hally  
Councilmember Parry  
Councilmember Smith

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Nay: None

Motion carried.

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

**ORDINANCE NO. 3038**

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, AMENDING TITLE 10, CHAPTER 3 TO PROVIDING SEQUENTIAL NUMBERING OF SECTIONS, CLARIFY THE DEFINITION OF FENCE, AND ADJUSTING THE USES ALLOWED IN THE GENERAL COMMERCIAL AND INDUSTRIAL AND MANUFACTURING-1 ZONE; PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

MEMORANDUM

To: Honorable Mayor and City Council  
From: Brad Cramer, Community Development Services Director  
Subject: Final Plat, and Reasoned Statement of Relevant Criteria and Standards, Fanning Addition, Division No. 2

Attached is the application for Final Plat, and Reasoned Statement of Relevant Criteria and Standards, Fanning Addition, Division No. 2. The Planning and Zoning Commission considered this item at its October 6, 2015, meeting and recommended approval. Staff concurs with this recommendation. This item is now being submitted to the Mayor and City Council for consideration.

It was moved by Councilmember Parry, seconded by Councilmember Marohn, to accept the Final Plat for Fanning Addition, Division No. 2, and give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat. Roll call as follows:

Aye: Councilmember Ehardt  
Councilmember Marohn  
Councilmember Hally  
Councilmember Parry  
Councilmember Smith

Nay: None

Motion carried.

It was moved by Councilmember Parry, seconded by Councilmember Marohn, to approve the Reasoned Statement of Relevant Criteria and Standards for the Final Plat for Fanning Addition, Division No. 2, and give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Parry  
Councilmember Marohn  
Councilmember Smith

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Councilmember Hally  
Councilmember Ehardt

Nay: None

Motion carried.

MEMORANDUM

To: Honorable Mayor and City Council  
From: Brad Cramer, Community Development Services Director  
Subject: Final Plat, Development Agreement, and Reasoned Statement of Relevant Criteria and Standards, Cach Estates, Division No. 1

Attached is the application for Final Plat, Development Agreement, and Reasoned Statement of Relevant Criteria and Standards, Cach Estates, Division No. 1. The Planning and Zoning Commission considered this item at its May 16, 2015, meeting and recommended approval with the condition that Lot #3 not have direct access to Holmes Avenue. Staff concurs with this recommendation. This item is now being submitted to the Mayor and City Council for consideration.

After brief discussion regarding access areas, it was moved by Councilmember Parry, seconded by Councilmember Marohn, to accept the Development Agreement for Cach Estates, Division No. 1, and give authorization for the Mayor and City Clerk to sign the necessary documents. Roll call as follows:

Aye: Councilmember Hally  
Councilmember Marohn  
Councilmember Parry  
Councilmember Smith  
Councilmember Ehardt

Nay: None

Motion carried.

It was moved by Councilmember Parry, seconded by Councilmember Marohn, to accept the Final Plat for Cach Estates, Division No. 1, and give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat. Roll call as follows:

Aye: Councilmember Parry  
Councilmember Ehardt  
Councilmember Smith  
Councilmember Marohn  
Councilmember Hally

Nay: None

It was moved by Councilmember Parry, seconded by Marohn, to approve the Reasoned Statement of Relevant Criteria and Standards for the Final Plat for Cach Estates, Division No.

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1, and give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally  
Councilmember Smith  
Councilmember Ehardt  
Councilmember Marohn  
Councilmember Parry

Nay: None

Motion carried.

Municipal Services Department submitted the following items for Council consideration:

Mayor Casper introduced Pamela Alexander, the new Municipal Services Director, and expressed appreciation to Craig Rockwood, the retiring Municipal Services Director, for his years of service to the City.

MEMORANDUM

To: Honorable Mayor and City Council  
From: Pamela Alexander, Municipal Services Director  
Subject: Renewal of Microsoft Software and Support For 2015-2016 Fiscal Year

Municipal Services respectfully requests that the Mayor and Council authorize the renewal and support services for Microsoft Software and Annual Licensing fee from Dell Computer Corporation in the lump sum amount of \$133,596.37 from the State of Idaho Bid #SBP01388.

Councilmember Marohn stated this is an annual renewal agreement. Director Rockwood stated the City has a three (3)-year commitment for the agreement, this being the second year.

It was moved by Councilmember Marohn, seconded by Councilmember Smith, to authorize the renewal and support services for Microsoft Software and Annual Licensing fee from Dell Computer Corporation in the lump sum amount of \$133,596.37, and give authorization for Mayor and City Clerk to sign any necessary documents. Roll call as follows:

Aye: Councilmember Smith  
Councilmember Hally  
Councilmember Parry  
Councilmember Ehardt  
Councilmember Marohn

Nay: None

Motion carried.

MEMORANDUM

To: Honorable Mayor and City Council

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From: Pamela Alexander, Municipal Services Director  
Subject: Bid IF-16-03 One (1) New Generation Step-Up Power Transformer

Attached for your consideration is the tabulation for the above subject bid. It is the recommendation of Municipal Services and of Idaho Falls Power to accept the lowest responsive responsible bid of Wenco, LLC to furnish a Vitzro Generation Step-up Transformer and spare parts for a lump sum amount of \$171,069.00.

It was moved by Councilmember Marohn, seconded by Councilmember Smith, to accept the lowest responsive responsible bid of Wenco, LLC to furnish a Vitzro Generation Step-up Transformer and spare parts for a lump sum amount of \$171,069.00, and give authorization for Mayor and City Clerk to sign any necessary documents. Roll call as follows:

Aye: Councilmember Smith  
Councilmember Marohn  
Councilmember Ehardt  
Councilmember Hally  
Councilmember Parry

Nay: None

Motion carried.

Idaho Falls Airport submitted the following item for Council consideration:

**MEMORANDUM**

To: Honorable Mayor and City Council  
From: Craig H. Davis, Airport Director  
Subject: Construction Contract - TMC Contractors, Inc., Apron Expansion, Deice Pad and Employee Parking Lot Project FAA AIP Project No. 3-16-0018-040-2015

Attached for your consideration is a construction contract between the City of Idaho Falls and TMC Contractors, Inc. in the amount of \$2,384,000.00 for the Apron Expansion, Deice Pad and Employee Parking Lot Project. On August 13, 2015, Idaho Falls City Council approved the Notice to Award to TMC and on September 24, 2015, ratified the acceptance of FAA Grant #40 which provides funding at 93.75% with the remaining costs covered under Airport budgeted funds. Although the construction of this project will not commence until the spring of 2016, we are seeking contract execution at this time to allow the contractor time to begin work on detailed Federal Aviation Administration submittals and crushing of materials in preparation for the critical pavement work. The City Attorney has reviewed said contract. The Airport Department respectfully requests approval and authorization for the Mayor and City Clerk to sign and execute said document.

Councilmember Smith stated the construction for this project will be delayed until spring of 2016, due to weather conditions.

It was moved by Councilmember Smith, seconded by Councilmember Parry, to approve the contract with TMC Contractors, Inc. for the Apron Expansion, Deice Pad and Employee

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Parking Lot Project and authorize the Mayor and City Clerk to sign and execute said document. Roll call as follows:

Aye: Councilmember Marohn  
Councilmember Ehardt  
Councilmember Hally  
Councilmember Parry  
Councilmember Smith

Nay: None

Motion carried.

There being no further business, it was moved by Councilmember Marohn, seconded by Councilmember Ehardt, to adjourn at 8:08 p.m. which motion passed by unanimous vote.

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CITY CLERK

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MAYOR