



City Council Meeting

Agenda

680 Park Avenue
Idaho Falls, ID 83402

Thursday, February 11, 2021

7:30 PM

City Council Chambers

Thank you for your interest in City Government. In response to the COVID-19 crisis, and in compliance with the Idaho Rebounds Stage 3 Order, which recommends avoidance of public gatherings, the City of Idaho Falls hereby provides reasonable means for citizens to participate in the above-noticed meeting. The City believes strongly in public participation and has therefore identified the following ways to participate in this meeting:

General Meeting Participation.

1. Livestream on the Internet. The public may view the meeting at www.idahofallsidaho.gov. Meetings are also archived for later viewing on the City's website.
2. Email. Public comments may be shared with the Mayor and members of the City Council via email at any time. Electronic addresses for elected officials are located at <https://www.idahofallsidaho.gov/398/City-Council>.
3. In-person attendance. The public may view the meeting from the Council Chambers, or, if the Chambers are full, via livestream in a nearby room. To comply with the Centers for Disease Control and Prevention (CDC) social distancing guidelines, appropriate seating will be provided in the Council Chambers. Such seating is available on a first-come, first-served basis. We request that citizens wear face masks for the protection of others.

Official Public Hearing Participation.

Members of the public wishing to participate in a public hearing noticed on this agenda may do so. Public testimony on an agenda item will be taken only for public hearings indicated on this agenda. Please note that not all meeting agenda items include a public hearing or the opportunity for public comment.

1. Written Public Hearing Testimony. The public may provide written comments via postal mail sent to City Hall or via email sent to the City Clerk at IFClerk@idahofallsidaho.gov. Comments will be distributed to the members of the Council and become a part of the official public hearing record. Written testimony must be received no later than 4:00 p.m. the date of the hearing.
2. Remote Public Hearing Testimony. The public may provide live testimony remotely via the WebEx meeting platform with a phone or a computer. This platform will allow citizens to provide hearing testimony at the appropriate time. Those desiring public hearing access MUST send a request containing a valid and accurate email address to VirtualAttend@idahofallsidaho.gov no later than 4:00 p.m. the day of the hearing so log-in information can be sent to you prior to the meeting. Please indicate for which public hearing you wish to offer testimony.
3. In-person Testimony. Live testimony will be received in the Council Chambers at the appropriate time throughout the meeting. To comply with the Centers for Disease Control and Prevention (CDC) social distancing guidelines, appropriate seating will be provided in the Council Chambers. Such seating is available on a first-come, first-served basis. We request that citizens wear face masks for the protection of others.

Please be aware that an amendment to this agenda may be made in the meeting upon passage of a motion that states the reason for the amendment and the good faith reason why the desired change was not included in the original agenda posting. All regularly-scheduled City Council Meetings are live-streamed and then archived on the city website (barring electronic failure). If communication aids, services or other physical accommodations are needed to facilitate participation or access for this meeting, please contact City Clerk Kathy Hampton at 208-612-8414 or the ADA Coordinator Lisa Farris at 208-612-8323 as soon as possible so they can seek to accommodate your needs.

1. Call to Order.
2. Pledge of Allegiance.
3. Public Comment.

Temporarily suspended - see above.

4. Coronavirus (COVID-19) Update.
5. Consent Agenda.

Any item may be removed from the Consent Agenda at the request of any member of the Council for separate consideration.

A. Mayor's Office

1) Appointments to War Bonnet Round Up Advisory Committee 21-015

Attached please find communication from Parks & Recreation Director, PJ Holm, regarding the citizen volunteers I am appointing to serve on the War Bonnet Round Up Advisory Committee sponsored by the Parks and Recreation Department:

Name	Term Expires	Status
Krisi Staten	12/31/23	New Appointment
Dennis Marshall	12/31/22	New Appointment
Jeff Newgard	12/31/23	New Appointment
Kyle Searle	12/31/21	New Appointment
Kassi Jones	12/31/23	New Appointment
Robert Skinner	12/31/22	New Appointment
Tribal Member	TBA	Ongoing

The applicants have been screened and subsequently recommended by Director Holm. I too have reviewed the applications. The Shoshone-Bannock Tribal Member appointee will go through a rigorous vetting process by the Tribal Council. For this reason, I have no concern for the quality and commitment of the appointee. Overall, we are confident that all of these individuals meet the criteria set forth in the city code, and that all will make positive contributions to the War Bonnet Round Up and the City of Idaho Falls. If you have questions or comments, please feel free to contact me.

Attachments: P&R Memo.pdf

2) Appointment to the Idaho Falls Redevelopment Agency Board 21-016

Attached please find communication from Community Development Services Director, Brad Cramer regarding the volunteer I am appointing to serve on the Board of the Idaho Falls Redevelopment Agency.

Name	Term Expires	Status
Jon Walker	12/31/26	Appointment

The proposed appointee has been recommended by Director Cramer. We are confident Commissioner Walker meets the criteria set forth in the city code. Having a County

Commissioner on the Board allows for a high level of intergovernmental coordination and communication. We expect this will make a positive contribution to the good work of the Redevelopment Agency.

Attachments: CDS Memo.pdf

B. City Attorney

- 1) Settlement Agreement in Bovee v. Idaho Falls, Case No. CV10-20-6062 **21-017**

On September 9, 2020, the City was added as a party to Bovee v. Copeland in a quiet title action to resolve a property ownership dispute. The City was added to the suit because the City recorded a *Treasurer's Tax Deed* in November 1977 for delinquent LID payments. The attached Settlement resolves the City's claim on the property by quitclaiming the City's property interest to the last purchaser. In exchange the City will be released from the suit and the purchaser will indemnify the City from any further claims on the property.

Attachments: Settlement Agreement_Bovee_City of IF.pdf

C. Idaho Falls Power

- 1) First Amendment and Credit Support Annex to the Shell Energy Master Confirmation Agreement **21-012**

The purpose of this amendment and credit support annex is to allow Idaho Falls Power to enter into longer term energy purchases and sales agreements that extend beyond one year in time. These agreements are standard in the energy industry to protect both buyers and sellers of commodity futures from potential counterparty credit risks and market price exposure risks.

Attachments: IFP - First Amendment and Credit Support Annex to the Shell Energy Master Confirmation Agreement

D. Municipal Services

- 1) Treasurer's Report for December 2020 **21-008**

A monthly Treasurer's Report is required pursuant to Resolution 2018-06 for City Council review and approval. For the month-ending December 2020, total cash and investments total \$123.1M. Total receipts received and reconciled to the general ledger were reported at \$25.5M, which includes revenues of \$12.8M and interdepartmental transfers of \$12.7M. Total disbursements reconciled to the general ledger were reported at \$34.1M, which includes salary and benefits of \$5.5M, operating costs of \$15.9M and interdepartmental transfers of \$12.7M. During the month of December there was a \$4M loan transfer from Idaho Falls Power to the Airport for the land acquisition. As reported in the attached investment report, the total investments reconciled to the general ledger were reported at \$114M.

Attachments: MS_Treasurer's Report - December 2020 .pdf

- 2) Quote, Software and License Renewal for Information Technology **21-011**
This purchase renews software and licenses for the city's use of Artic Wolf software and professional services to monitor network traffic. The quote also includes access to the Artic Wolf managed risk platform to monitor network vulnerabilities.

Attachments: MS_ Artic Wolf Quote 387822.pdf

- 3) Minutes from the January 25, 2021 Council Work Session; and January 28, 2021 Council Meeting and Executive Session
- 4) License Applications, all carrying the required approvals

Recommended Action:

Approve, accept, or receive all items on the Consent Agenda according to the recommendations presented (or take other action deemed appropriate).

6. Regular Agenda.

A. City Attorney

- 1) Resolution Related to COVID-19 **21-019**
Council Resolution 2020-29 and Resolution 2021-03 (recently amending Resolution 2020-29) stated Council's support of the Governor's and Eastern Idaho Public Health District's directives, based upon then-current COVID-19 data and recommended actions designed to prevent or reduce COVID-19 spread. The Council wishes to clarify City policy related to those directives by the passage of a Resolution that supersedes both 2020-29 and Resolution 2021-03 and supports safe hygiene, mask wearing, and social distancing practices.

Recommended Action:

Approve Resolution related to State and Eastern Idaho Public Health District directives (or take other action as desired, including but not limited to, rescission of Resolution 2020-29 and/or Resolution 2021-03).

Attachments: Draft Covid-19 Masking Resolution 2.9.21.pdf

B. Public Works

- 1) Professional Services Agreement with Keller Associates, Inc. for the Well 12 Facility Rehabilitation Design project **21-018**
The purpose of this Agreement is to establish a contract with Keller Associates, Inc., to provide engineering design and construction phase support services for the Well 12 Facility Rehabilitation Design project.

Recommended Action:

Approval of a Professional Services Agreement and authorization for Mayor and City Clerk to execute the document or take other action deemed appropriate.

Attachments: Prof Services Agreement - Well 12 202120205.pdf

C. Idaho Falls Power:

- 1) IF21-18 Bid Award to Alan Clark Construction, LLC. for Idaho Falls Power Building Remodel **21-013**

Idaho Falls Power solicited bids from qualified contractors to remodel the IFP Administration Building per NBW Architect's drawings and specifications. We received five bids with Alan Clark Construction, LLC. being the lowest responsive responsible bidder. The architect's estimated cost for this project was \$200,000.

Recommended Action:

Approve this bid award to Alan Clark Construction, LLC. of Idaho Falls, Idaho for a not-to-exceed amount of \$174,800.00 and give authorization for the Mayor and City Clerk to execute the necessary documents (or take other action deemed appropriate).

Attachments: IFP - IF21-18 Alan Clark Construction LLC for IFP Remodel s

- 2) IF21-05 Conduit Fiber Phase I Agreement with B. Jackson Construction **21-014**

Idaho Falls Power solicited bids from qualified contractors to provide conduit for buried electrical conductor replacement and fiber optic cable installation. We received three bids with B. Jackson Construction being the lowest responsive responsible bidder. The base bid with add-on alternatives is \$1,426,060.65, plus a ten percent (10%) contingency of \$142,606.07, plus a ten percent (10%) change order authority of \$142,606.07 for installation of fiber based on this bid price for areas with existing fiber conduit, for a total authorization of \$1,711,272.79.

Recommended Action:

Approve this bid award to B. Jackson Construction of West Jordan, Utah for a total not-to-exceed amount of \$1,711,272.79 and give authorization for the Mayor and City Clerk to execute the necessary documents (or take other action deemed appropriate).

Attachments: IFP - IF21-05 B. Jackson Construction Fiber Optic - bid sheet 2

D. Community Development Services

- 1) Public Hearing-Planned Unit Development (PUD) and Reasoned Statement of Relevant Criteria and Standards, Providence Point. **21-010**

Attached is the application for the PUD and Reasoned Statement of Relevant Criteria and Standards for Providence Point. The Planning and Zoning Commission considered this item at its October 20, 2020, meeting and recommended approval by a unanimous vote. Staff concurs with this recommendation.

Recommended Action:

1. Approve the Planned Unit Development for Providence Point as presented.
2. Approve the Reasoned Statement of Relevant Criteria and Standards for the Planned Unit

Development for Providence Point, and give authorization for the Mayor to execute the necessary documents.

Attachments: Zoning Map.pdf
Aerial.pdf
Comp Plan Map.pdf
PUD Map.pdf
Building Elevations.pdf
Staff Report.docx
PC Minutes.docx
Reasoned Statement.docx

7. **Announcements.**

8. **Adjournment.**