



City Council Agenda

City of Idaho Falls
Regular Council Meeting
680 Park Avenue

Thursday
April 13, 2023
7:30 p.m.

Mayor

Rebecca Casper

City Council

Michelle Ziel-Dingman
Council President

John Radford
Council Seat 5

Jim Freeman
Council Seat 6

Tom Hally
Council Seat 3

Jim Francis
Council Seat 4

Lisa Burtenshaw
Council Seat 2



Livestream at www.idahofallsidaho.gov/429/Live-Stream

PUBLIC PARTICIPATION

Welcome to the Idaho Falls City Council Meeting.

Regularly scheduled City Council meetings are open to the general public. City Council meetings are also live-streamed and archived on [the City website](#). Please be aware that the meeting agenda will differ from the published version if amendments to the agenda are made by the Council during the meeting.

The Council encourages public input. While a general public comment option is not required by Idaho law, the Idaho Falls City Council welcomes general public input as part of regular City Council meetings. General public comment will be allowed for up to 20 minutes. However, citizens are always welcome to contact their Council representatives via e-mail or telephone, as listed on [the City website](#). The Council is committed to an atmosphere that promotes equal opportunity, civility, mutual respect, property decorum and freedom from discrimination or harassment.

Those who wish to address City Council during the council meetings are encouraged to adhere to the guidelines below.

Public Comment Guidelines

Speakers are encouraged to:

- State their name and city of residence.
- Focus comments on matters within the purview of the City Council.
- Limit comments to three (3) minutes or less.
- Refrain from repeating information already presented to preserve time for others to speak. Large groups are encouraged to select one or two speakers to represent the voice of the entire group.
- Practice civility and courtesy. City leaders have the right and the responsibility to maintain order and decorum during the meeting. Time may be curtailed for those speakers whose comments are profane or disruptive in nature.
- Refrain from comments on issues involving matters currently pending before the City's Planning and Zoning Commission or other matters that require legal due process, including public hearings, City enforcement actions, and pending City personnel disciplinary matters.
- Comments that pertain to activities or performance of individual City employees should be shared directly with the City's Human Resources Director (208-612-8248), the City's Legal Department (208-612-8178) or with the Office of the Mayor (208-612-8235).

Public Hearing Guidelines

- In-person Comment. Because public hearings must follow various procedures required by law, please wait to offer your comments until comment is invited/indicated. Please address comments directly to the Council and try to limit them to three (3) minutes.
- Written Comment. The public may provide written comments via postal mail sent to City Hall or via email sent to the City Clerk at IFClerk@idahofalls.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 forty-eight (48) hours prior to the date of the hearing to ensure inclusion in the permanent City record.
- Remote Comment. When available, the public may provide live testimony remotely via the WebEx meeting platform using a phone or a computer. Those desiring public hearing access should send a valid and accurate email address to virtualattend@idahofalls.gov no later than twenty-four (24) hours prior to the date of the hearing so log-in information can be sent prior to the meeting. Please indicate which public hearing the testimony is intended for on the agenda. Please note that this remote option will not be available for all meetings.

If communication aids, services, or other physical accommodations are needed to facilitate participation or access for this meeting, please contact the City Clerk at (208) 612-8414 or the ADA Coordinator at (208) 612-8323 not less than 48 hours prior to the meeting. They will help accommodate special needs wherever possible.



City Council Meeting

Agenda

680 Park Avenue
Idaho Falls, ID 83402

Thursday, April 13, 2023

7:30 PM

City Council Chambers

City Council Agenda:

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

Please see guidelines above.

4. **Consent Agenda.**

A Consent Agenda item may be moved to the Regular Agenda for separate consideration if requested by a Council member. Other changes to this agenda may require the approval of a majority of Council.

A. **Municipal Services**

- 1) Bid IF-23-08, Haul and Spread Liquid Wastewater Biosolids for Public Works **23-123**

To maintain compliance with Idaho Department of Environmental Quality (DEQ) discharge permit requirements, Public Works must have the ability to haul and spread liquid wastewater biosolids.

Attachments: Tabulation Bid IF-23-08 Haul and Spread Liquid Wastewater Biosolids

- 2) Treasurer's Report for February 2023 **23-127**

A monthly Treasurer's Report is required pursuant to Resolution 2018-06 for City Council review and approval. For the month-ending February 2023, cash and investments total \$171.6M. Total receipts received and reconciled to the general ledger were reported at \$26.7M, which includes revenue of \$14.6M and interdepartmental transfers of \$12.1M. Total distributions reconciled to the general ledger were reported at \$37.9M, which includes salary and benefits of \$6.4M, operating costs of \$19.4M and interdepartmental transfers of \$12.1M. As reported in the attached investment report, the total investments reconciled to the general ledger were reported at \$164.3M.

Attachments: February Treasurer's Report

B. **Public Works**

- 1) Bid Award - Thermoplastic Citywide 2023 **23-125**

On Tuesday, April 4, 2023, bids were received and opened for the Thermoplastic Citywide 2023 project. The tabulation of bid results is attached. The purpose of the proposed bid award is to contract

with the lowest bidder to place thermoplastic pavement markings on various streets throughout Idaho Falls.

Attachments: TRF-2023-02 Bid Tab.pdf

- 2) Cooperative Agreement for Sewage Treatment with Golden Valley Natural, LLC 23-126

The existing cooperative agreement between the City of Idaho Falls and Golden Valley Natural will expire on June 20, 2023. If approved, the proposed Agreement will extend service under the same terms and conditions for five years, until June 20, 2028.

Attachments: Golden Valley Cooperative Sewer Agreement.pdf

C. Office of the City Clerk

- 1) Minutes from Council Meetings 23-121

October 11, 2022 City Council Work Session and October 13, 2022 City Council Meeting.
October 24, 2022 City Council Work Session and October 27, 2022 City Council Meeting.

Attachments: 20221011 Work Session - Unapproved.docx
CC 10-13-22 Unapproved.pdf
20221024 Work Session - Unapproved.pdf
CC 10-27-22 Unapproved.pdf

- 2) License Applications, all carrying the required approvals

Action Item:

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

5. Regular Agenda.

A. Police Department

- 1) Ordinance Prohibiting Certain Dog and Cat Sales in Retail Stores and Public Places 23-130

Unregulated commercial sales of dogs and cats increase unhealthy, unsafe, and/or unscrupulous “puppy mills”, all of which are injurious to the health of the community and do not reflect community values. This Ordinance adds to the City’s regulation of dogs and cats in a manner consistent with other current pet-friendly regulations.

Action Item:

Approve the Ordinance regulating the sale of certain dogs and cats in retail stores and public places under suspension of the rules requiring three complete and separate readings and request that it be read by title only and published by summary (or consider the Ordinance on the first reading and that it

be read by title, reject the Ordinance, or take other action deemed appropriate).

Attachments: Ordinance

C. Community Development Services

- 1)** Public Hearing-Community Development Block Grant (CDBG) FY-2023 Annual Action Plan **23-122**

Pursuant to Housing and Urban Development (HUD) requirements, entitlement cities receiving CDBG funds must complete an Annual Action Plan for the initial allocation year (2023). On Feb 27, 2023, HUD announced Program Year CDBG allocations for entitlement cities. The City of Idaho Falls will be allocated \$433,830 upon HUD approval of their 2023 CDBG Annual Action Plan. As part of the Citizen Participation Plan, pursuant to 24 CFR 91.105, the City must hold a public hearing. Public Notice was published in the Post Register 3/11/23 and posted on the City CDBG webpage. In addition, regular notices were communicated throughout the process to housing providers and service agencies, past and current applicants of CDBG funding, and the Mayor, City Council, and Directors. Following the public hearing, a 30-day public comment period will run 4-13-23 to 5-13-23. All comments will be considered. A Council Work Session will be held May 22, 2023, where recommendations of PY2023 CDBG projects will be made to Council for approval. A resolution will be announced at the May 25, 2023, regular Council meeting. Questions should be directed to Lisa Farris, Grant Administrator.

Action Item:

No action requested subsequent to this hearing.

Attachments: Table of Applicants FY2023 CDBG Projects.docx

B. Municipal Services:

- 1)** Public Hearing to Amend Title 1, Chapter 3 and Title 10, Chapter 8 of the City's Impact Fee Ordinance **23-124**

Pursuant to Idaho Statute §67-8206(3), Development Impact Fees, to consider the adoption, amendment, or repeal of a capital improvements plan, a public hearing required. The public hearing notification was published in the legal section of the Post Register on Wednesday, March 22, 2023. Idaho Statute §67-8206(6) allows for the reading of the amended ordinance for the first and second times on successive days prior to the public hearing to consider its adoption. The first reading of the amended ordinance occurred during the Thursday, March 30, 2023, City Council meeting. The second reading of the amended ordinance occurred during the Monday, April 10, 2023, City Council work session.

Action Item:

Conduct a public hearing to amend Title 1, Chapter 3 and Title 10, Chapter 8 of the city's Impact Fee Ordinance, consider and pass the proposed amendments on the third reading, and request that the ordinance be read by title only, and published by summary to be effective 30-days from the passage date (or take other action deemed appropriate).

Attachments: Ordinance - Title 1 Ch 3 and Title 10 Ch 8 Amending Development Impact Fees 4.5.23

E. City Attorney

- 1) Public Hearing for the adoption of new and changing fees, including Sanitation and Parks Fees, to the April 2023 Fee Schedule **23-128**

The Office of the City Attorney respectfully requests that the Mayor and Council conduct a public hearing for the addition of certain fees, including amending certain sanitation fees to the then adopted County dump fees, adopting an afterhours Microtransit fee, and adopting certain Park rental fees, to the City's fee schedule and afterward approve the corresponding resolution. The Public Hearing has been scheduled for Thursday, April 13, 2022 at 7:30 pm in the City Council Chambers of the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho. The hearing is required pursuant to Idaho Code §50-1002. The Notice of Public Hearing for the fee schedule was published on Sunday, April 2, 2024 and Sunday, April 9, 2022.

Action Item:

Approve the April 2023 fee resolution and give authorization for the Mayor and City Clerk to execute the necessary documents (or take other action deemed appropriate)

Attachments: April 2023 Fee Budget Newspaper Notice 3.27.22.pdf
Resolution Fee Workbook (4.7.23 - Park and Sanitaion mid year update).pdf

D. Human Resources

- 1) Title I, Chapter 5 and 6: Mayor and Council Compensation **23-129**

Current language in Title I, Chapter 5 and 6 is updated to reflect more competitive wages for Mayor and City Council. Chapters 5 & 6 were last modified in 2015. Proposed increases will occur annually in January from 2024 to 2029.

Action Item:

Approve modifications to ordinance to Title I, Chapters 5 and 6 to reflect more appropriate wages for Mayor and Council under a suspension of the rules requiring three complete and separate readings and request that it be read by title and published by summary (or take other action deemed appropriate).

Attachments: Ordinance

6. Announcements.**7. Adjournment.**

Memorandum

File #: 23-123

City Council Meeting

FROM: Pam Alexander, Municipal Services Director
DATE: Wednesday, April 5, 2023
DEPARTMENT: Municipal Services

Subject

Bid IF-23-08, Haul and Spread Liquid Wastewater Biosolids for Public Works

Council Action Desired

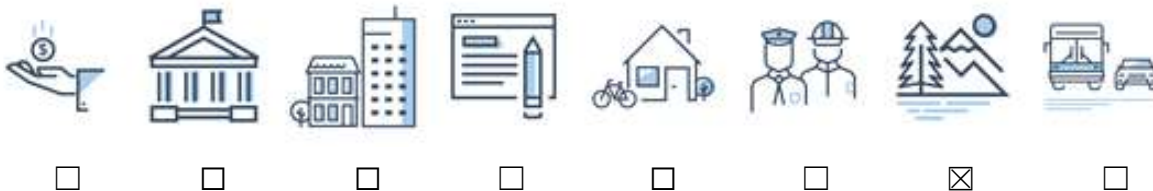
- ☐ Ordinance
 ☐ Resolution
 ☐ Public Hearing
 ☒ Other Action (Approval, Authorization, Ratification, etc.)

Accept and approve the lowest responsive and responsible bid received from Iron Horse Trucking, LLC for a total of \$237,375 (or take other action deemed appropriate).

Description, Background Information & Purpose

To maintain compliance with Idaho Department of Environmental Quality (DEQ) discharge permit requirements, Public Works must have the ability to haul and spread liquid wastewater biosolids.

Alignment with City & Department Planning Objectives



The haul and spread of liquid wastewater biosolids support the environmental sustainability community-oriented result as it allows Public Works to meet discharge permit requirements and assists local farmers with an alternative source from chemical fertilizer.

Interdepartmental Coordination

Public Works concurs with the bid award recommendation.

Fiscal Impact

Funds for the haul and spread services are within the 2022/23 Public Works, Wastewater treatment plan operation and maintenance budget.

Legal Review

The City Attorney concurs that the desired council action is within State Statute.

Municipal Services Department Bid Tabulation										
Project:		Haul and Spread Liquid Wastewater Biosolids			Number:		IF-23-08			
Submitted:		Municipal Services Finance Division			Date:		March 9, 2023			
Item Number	Reference Number	Description	Estimated Quantity	Unit	Iron Horse Trucking . LLC Iona, ID					
					Unit Price	Total Amount	Exceptions	Unit Price	Total Amount	Exceptions
1	Section I	Price Per kgal-mi	125,000	EA	\$ 1.899	\$ 237,375.00			\$ -	
TOTAL						\$ 237,375.00			\$ -	

Memorandum

File #: 23-127

City Council Meeting

FROM: Mark Hagedorn, Finance Manager/Treasurer
DATE: Thursday, April 6, 2023
DEPARTMENT: Municipal Services

Subject

Treasurer's Report for February 2023

Council Action Desired

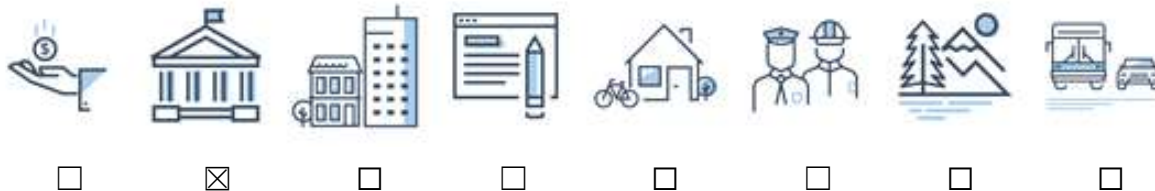
- ☐ Ordinance
 ☐ Resolution
 ☐ Public Hearing
 ☒ Other Action (Approval, Authorization, Ratification, etc.)

Accept and approve the Treasurer's Report for the month-ending February 2023 (or take other action deemed appropriate).

Description, Background Information & Purpose

A monthly Treasurer's Report is required pursuant to Resolution 2018-06 for City Council review and approval. For the month-ending February 2023, cash and investments total \$171.6M. Total receipts received and reconciled to the general ledger were reported at \$26.7M, which includes revenue of \$14.6M and interdepartmental transfers of \$12.1M. Total distributions reconciled to the general ledger were reported at \$37.9M, which includes salary and benefits of \$6.4M, operating costs of \$19.4M and interdepartmental transfers of \$12.1M. As reported in the attached investment report, the total investments reconciled to the general ledger were reported at \$164.3M.

Alignment with City & Department Planning Objectives



The monthly Treasurer's Report supports the good governance community-oriented result by providing sound fiscal management and enabling trust and transparency.

Interdepartmental Coordination


Not applicable.

Fiscal Impact

Not applicable.

Legal Review

Not applicable.

<div>  <div> City-Wide Actual Cash & Investments by Fund FY 2022-2023 February </div> </div>							FY 2021-2022 February
#	FUND	Beginning Cash & Investments	Interest Earned	Total Receipts	Total Disbursements	Ending Cash & Investments	Ending Cash & Investments
1	GENERAL	35,176,219	68,475	2,860,171	6,874,135	31,162,254	29,000,880
10	STREET	9,477,557	19,570	362,547	669,501	9,170,603	5,138,196
11	RECREATION	340,238	703	179,283	200,914	318,607	717,040
12	LIBRARY	4,820,998	9,955	43,308	259,541	4,604,766	4,493,806
13	AIRPORT PFC FUND	2,190,694	4,523	67,700	212,342.21	2,046,052	988,967
14	MUNICIPAL EQUIP. REPLCMT.	-	-	-	-	-	99,302.05
15	EL. LT. WEATHERIZATION FD	3,683,784.67	-	-	3,683,784.67	-	3,766,419
16	BUSINESS IMPRV. DISTRICT	37,691	78	55,348	226.40	92,813	107,222
18	GOLF	(306,475)	(633)	49,863	181,054	(437,666)	(585,122)
19	RISK MANAGEMENT	3,853,589	8,164	248,788	51,341	4,051,035	3,725,385
20	SELF-INSURANCE FD.	4,555,187	9,406	9,406	27,362.42	4,537,231	4,593,608
23	EMERGENCY MEDICAL SERVICES	539,498	1,114	1,515,566	780,523	1,274,541	(572,181)
24	WILDLAND	883,034	1,823	1,823	14,112	870,745	815,791
32	POLICE IMPACT FEES	68,819	142	7,938	413.39	76,344	-
33	FIRE IMPACT FEES	21,831	45	961	131.13	22,660	-
34	PARKS IMPACT FEES	51,469	106	106	309.17	51,266	-
35	STREETS IMPACT FEES	266,247	550	24,739	1,599.31	289,387	-
41	MUNICIPAL CAPITAL IMP.	2,756,304	5,691	13,122	16,556.76	2,752,870	2,596,605
42	STREET CAPITAL IMPROVEMENT	850,706	1,757	135,144	23,878	961,972	898,275
43	BRIDGE & ARTERIAL STREET	965,120	1,993	49,446	5,797.35	1,008,769	869,467
45	SURFACE DRAINAGE	162,787	336	1,537	977.84	163,346	192,212
46	TRAFFIC LIGHT CAPITAL IMPRV.	1,220,325	2,520	37,986	10,219.58	1,248,091	1,285,033
47	PARKS CAPITAL IMPROVEMENT	(315,872)	(652)	151,533	652	(164,991)	60,436
49	ZOO CAPITAL IMPROVEMENT	515,131	1,064	116,025	110,975	520,181	432,555
50	CIVIC AUDITORIUM CAPITAL IMP.	204,870	423	423	1,230.63	204,062	203,095
51	GOLF CAPITAL IMP.	154,983	320	3,653	930.96	157,705	538,897
52	POLICE CAPITAL IMPROVEMENT	(2,007,923)	-	2,009,253.34	541,632	(540,302)	1,230
60	AIRPORT	(502,864)	(1,038)	5,589,373	6,716,948	(1,630,439)	28,425
61	WATER	19,759,307	40,800	1,010,099	751,263	20,018,143	17,675,112
62	SANITATION	6,245,643	12,896	470,024	514,483	6,201,184	5,927,147
64	IDAHO FALLS POWER	53,186,106	116,496	10,628,907	9,872,596	53,942,417	39,901,981
67	FIBER	657,893	1,358	167,289	363,991	461,191	1,120,815
68	WASTEWATER	33,268,628	68,695	928,961	6,048,820	28,148,769	29,460,596
TOTAL		182,781,525	376,680	26,740,325	37,938,243	171,583,607	153,481,195



City-Wide Anticipated Revenue to Actual by Fund

FY 2022-2023 February

#	Fund	Adjusted Budget	February 2023 Receipts	YTD Total Receipts	Difference- Unrealized Revenue	% of Actual to Budget
1	GENERAL FUND	64,377,027	1,265,188	31,710,644	(32,666,383)	49.26%
10	STREET FUND	8,285,900	284,455	5,717,880	(2,568,020)	69.01%
11	RECREATION FUND	2,522,188	161,963	1,177,752	(1,344,436)	46.70%
12	LIBRARY FUND	2,946,465	10,285	1,710,929	(1,235,536)	58.07%
13	AIRPORT PFC FUND	-	(144,642)	182,576	182,576	-
14	MERF Fund	-	-	-	-	-
15	EL PUBLIC PURPOSE FUND	-	-	-	-	-
16	BUS IMP DISTRICT	115,000	55,122	57,294	(57,706)	49.82%
18	GOLF FUND	3,402,314	44,574	546,285	(2,856,029)	16.06%
19	RISK MANAGEMENT FUND	2,266,553	226,440	1,484,381	(782,172)	65.49%
20	HEALTH INSURANCE FUND	50,000	(17,957)	48,576	(1,424)	97.15%
23	EMERGENCY MEDICAL SERVICE	8,310,404	1,375,118	4,203,055	(4,107,349)	50.58%
24	WILDLAND FIRE	1,500,000	(3,481)	688,368	(811,632)	45.89%
32	POLICE IMPACT FEES	843,077	7,525	45,137	(797,940)	5.35%
33	FIRE IMPACT FEES	452,282	830	9,790	(442,492)	2.16%
34	PARKS & REC IMPACT FEES	900,706	(203)	18,564	(882,142)	2.06%
35	STREETS IMPACT FEES	2,500,000	23,139	160,784	(2,339,216)	6.43%
41	MUNICIPAL CAP IMP	1,290,618	(3,434)	514,033	(776,585)	39.83%
42	STREET CAP IMP	4,491,000	130,034	448,462	(4,042,538)	9.99%
43	BRIDGE & ARTERIAL FUND	-	14,131	158,286	158,286	-
45	SURFACE DRAINAGE FUND	-	714	7,668	7,668	-
46	TRAFFIC LIGHT CAP IMP	436,600	30,655	216,683	(219,917)	49.63%
47	PARKS CAP IMP	90,000	150,881	176,698	86,698	196.33%
48	FIRE CAP IMP	401,524	3,776	239,408	(162,116)	59.62%
49	ZOO CAP IMP	1,850,000	14,534	159,160	(1,690,840)	8.60%
50	CIVIC AUDITORIUM CAP IMP	400,000	(808)	5,169	(394,831)	1.29%
51	GOLF CAP IMP	291,600	2,722	43,131	(248,469)	14.79%
52	POLICE CAP IMP	30,000,000	2,009,103.34	6,012,058	(23,987,942)	20.04%
60	AIRPORT FUND	27,732,166	359,989	5,719,866	(22,012,300)	20.63%
61	WATER FUND	13,609,500	1,002,044	5,735,162	(7,874,338)	42.14%
62	SANITATION FUND	5,300,000	446,487	2,483,623	(2,816,377)	46.86%
64	ELECTRIC LIGHT FUND	66,607,920	7,454,999	32,984,559	(33,623,361)	49.52%
67	FIBER	3,750,000	142,828	1,347,335	(2,402,665)	35.93%
68	WASTEWATER	12,650,000	950,765	5,903,973	(6,746,027)	46.67%
TOTAL		267,372,844	15,997,776	109,917,291	(157,455,553)	41.11%

FY 2021-2022 February

Adjusted Budget	YTD Total Receipts	Difference- Unrealized Revenue	% of Actual to Budget
53,588,052	29,114,087	(24,473,965)	54.33%
7,940,709	3,842,371	(4,098,338)	48.39%
3,434,554	903,744	(2,530,810)	26.31%
3,641,394	2,088,679	(1,552,715)	57.36%
-	446,139	446,139	-
2,419,100	11,100	(2,408,000)	0.46%
1,208,000	258,913	(949,087)	21.43%
90,000	60,662	(29,338)	67.40%
3,010,540	533,580	(2,476,960)	17.72%
1,955,503	642,820	(1,312,683)	32.87%
50,000	(25,322)	(75,322)	-50.64%
7,097,114	3,201,724	(3,895,390)	45.11%
1,200,000	830,350	(369,650)	69.20%
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-
810,618	458,377	(352,241)	56.55%
307,000	102,433	(204,567)	33.37%
160,000	64,956	(95,044)	40.60%
41,500	11,127	(30,373)	26.81%
436,596	141,608	(294,988)	32.43%
65,000	1,106,173	1,041,173	1701.80%
401,524	258,041	(143,483)	64.27%
2,000,000	10,399	(1,989,601)	0.52%
200,000	(1,493)	(201,493)	-0.75%
291,600	34,168	(257,432)	11.72%
30,000,000	1,154,366	(28,845,634)	3.85%
14,947,300	1,554,248	(13,393,052)	10.40%
11,762,500	5,830,123	(5,932,377)	49.57%
5,214,000	2,502,720	(2,711,280)	48.00%
68,045,982	27,617,623	(40,428,359)	40.59%
1,251,455	735,465	(515,990)	58.77%
12,874,000	5,704,461	(7,169,539)	44.31%
234,444,041	89,193,640	(145,250,401)	38.04%



General Fund Revenue to Actual

FY 2022-2023 February

Description	Adjusted Budget	YTD Total Receipts	Difference- Unrealized Revenue	% of Actual to Budget
TAXES AND FRANCHISES	33,960,945	20,208,503	13,752,442	59.51%
LICENSES & PERMITS REVENUE	1,562,026	454,021	1,108,005	29.07%
FEDERAL GRANTS	3,370,000	313,354	3,056,646	9.30%
STATE GRANTS	4,631,918	1,130,317	3,501,601	24.40%
STATE SHARED REVENUES	9,617,693	4,742,520	4,875,173	49.31%
LOCAL SHARED REVENUES	3,030,792	1,160,345	1,870,447	38.29%
PAYMENT IN-LIEU-TAX	4,727,834	1,911,254	2,816,580	40.43%
CHARGES FOR SERVICES- GENERAL	584,350	158,055	426,295	27.05%
CHARGES FOR SERVICES-ZOO	851,650	46,607	805,043	5.47%
CHARGES FOR SERVICES-PARKS	362,500	36,576	325,924	10.09%
CHARGES FOR SERVICES-CEMETERY	190,000	43,490	146,510	22.89%
CHARGES FOR SERVICES-ANIMAL CONTROL	116,000	39,956	76,044	34.45%
CHARGES FOR SERVICES-COMMUNITY FACILITIES	127,500	36,449	91,051	28.59%
FINES & FORFEITURES	255,600	72,012	183,588	28.17%
INTEREST INCOME	230,000	138,485	91,515	60.21%
RENTALS & LEASES	101,000	45,930	55,070	45.48%
REFUNDS	202,887	69,221	133,666	34.12%
CONTRIBUTIONS--PRIVATE SOURCES	110,085	233,206	(123,121)	211.84%
OTHER MISCELLANEOUS REV.	344,247	107,729	236,518	31.29%
MERF DEPRECIATION	-	762,625	(762,625)	-
OTHER FINANCING SOURCES	-	(12.09)	-	-
GENERAL FUND TOTAL	64,377,027	31,710,644	32,666,371	49.26%

FY 2021-2022 February

Adjusted Budget	YTD Total Receipts	Difference- Unrealized Revenue	% of Actual to Budget
32,239,503	19,253,628	12,985,875	59.72%
1,388,500	722,076	666,424	52.00%
355,555	14,712.00	340,843	4.14%
2,154,325	349,197	1,805,128	16.21%
7,257,712	4,224,253	3,033,459	58.20%
2,305,546	935,359	1,370,187	40.57%
4,635,075	1,923,695	2,711,380	41.50%
535,500	287,641	247,859	53.71%
722,253	54,951	667,302	7.61%
370,000	18,239	351,761	4.93%
175,000	56,225	118,775	32.13%
116,000	30,212	85,788	26.04%
128,000	8,512	119,488	6.65%
258,000	65,799	192,201	25.50%
130,000	(155,739)	285,739	-119.80%
111,000	36,301	74,699	32.70%
212,000	175,696	36,304	82.88%
360,550	92,198	268,352	25.57%
588,533	498,384	90,149	84.68%
-	558,041.66	(558,041.66)	-
(455,000)	(35,294)	(419,706)	7.76%
53,588,052	29,114,087	24,473,965	54.33%



City-Wide Expenditures-Budget to Actual by Fund

FY 2022-2023 February

#	Fund	Adjusted Budget	February 2023 Expenses	YTD Total Expenses	% of Actual to Budget	Encumbrances	YTD Total Expenses w/ Encumbrances	Difference-Remaining Expense
1	GENERAL FUND	66,992,887	4,817,457	22,496,262	33.58%	4,805,427	27,301,689	39,691,198
10	STREET FUND	10,017,196	645,492	2,439,116	24.35%	1,421,087	3,860,203	6,156,993
11	RECREATION FUND	2,522,348	200,019	889,445	35.26%	64,497	953,943	1,568,405
12	LIBRARY FUND	2,983,203	226,518	928,156	31.11%	246,879	1,175,035	1,808,169
13	AIRPORT PFC FUND	-	-	-	-	-	-	-
14	MERF Fund	-	-	-	-	-	-	-
15	EL PUBLIC PURPOSE FUND	-	-	-	-	-	-	-
16	BUS IMP DISTRICT	115,000	-	77,000	66.96%	-	77,000	38,000
18	GOLF FUND	3,449,920	103,609	1,027,606	29.79%	338,879	1,366,485	2,083,435
19	RISK MANAGEMENT FUND	4,228,629	33,352	783,292	18.52%	54,099	837,391	3,391,238
20	HEALTH INSURANCE FUND	100,000	-	-	-	-	-	100,000
23	EMERGENCY MEDICAL SERVICE	8,763,380	622,405	3,723,198	42.49%	203,185	3,926,383	4,836,997
24	WILDLAND FIRE	1,493,964	8,808	57,824	3.87%	47,408	105,232	1,388,732
32	POLICE IMPACT FEES	843,077	-	-	-	-	-	843,077
33	FIRE IMPACT FEES	452,282	-	-	-	-	-	452,282
34	PARKS & REC IMPACT FEES	900,706	-	-	-	-	-	900,706
35	STREETS IMPACT FEES	2,500,000	-	-	-	-	-	2,500,000
41	MUNICIPAL CAP IMP	2,000,000	-	27,003.53	-	14,420	41,424	1,958,576
42	STREET CAP IMP	4,657,998	18,768	263,280	5.65%	110,959	374,239	4,283,759
43	BRIDGE & ARTERIAL FUND	585,282	-	-	-	185,282	185,282	400,000
45	SURFACE DRAINAGE FUND	250,000	-	-	-	3,410	3,410	246,590
46	TRAFFIC LIGHT CAP IMP	990,000	2,889	216,820.93	21.90%	189,868	406,688	583,312
47	PARKS CAP IMP	16,897	-	3,681.32	-	747,993	751,675	(734,778)
48	FIRE CAP IMP	-	-	-	-	-	-	-
49	ZOO CAP IMP	1,863,320	9,434	114,042	6.12%	40,110	154,152	1,709,168
50	CIVIC AUDITORIUM CAP IMP	600,000	-	-	-	-	-	600,000
51	GOLF CAP IMP	316,698	-	18,998	6.00%	74,036	93,034	223,664
52	POLICE CAP IMP	30,000,000	1,455,442	5,506,953	18.36%	13,623,421	19,130,374	10,869,626
90	CONTINGENCY	16,678,716	-	-	-	-	-	16,678,716
60	AIRPORT FUND	27,859,859	6,597,705	9,425,033	33.83%	3,834,787	13,259,820	14,600,039
61	WATER FUND	23,129,218	532,871	2,801,661	12.11%	10,514,936	13,316,597	9,812,621
62	SANITATION FUND	5,837,496	463,660	1,892,373	32.42%	690,581	2,582,953	3,254,543
64	ELECTRIC LIGHT FUND	78,784,577	6,849,127	28,588,452	36.29%	5,939,146	34,527,598	44,256,979
67	FIBER	7,543,209	816,657	2,654,285	35.19%	2,004,772	4,659,057	2,884,152
68	WASTEWATER	26,940,440	714,504	3,268,867	12.13%	17,741,359	21,010,226	5,930,214
	TOTAL	333,416,302	24,118,716	87,203,347	26.15%	62,896,541	150,099,888	183,316,414

Based on Months


41.67%

Based on Payroll

38.46%

FY 2021-2022 February

Adjusted Budget	YTD Total Expenses	% of Actual to Budget
55,540,895	18,526,232	33.36%
9,603,761	2,987,294	31.11%
3,487,819	1,206,431	34.59%
4,464,135	1,242,052	27.82%
-	-	-
-	(88,202.05)	-
1,208,000	76,248	6.31%
85,000	60,000	70.59%
3,116,067	957,401	30.72%
3,914,496	450,701	11.51%
60,000	10,000	16.67%
6,926,000	2,752,195	39.74%
1,039,132	64,577	6.21%
-	-	-
-	-	-
-	-	-
-	-	-
1,080,831	237,775	22.00%
1,000,000	26,333	2.63%
350,000	153,290	43.80%
50,000	80,831	161.66%
545,000	98,129.80	18.01%
292,919	192,912	65.86%
-	-	-
2,000,000	(17,758)	-0.89%
200,000	-	-
275,000	78,001.10	28.36%
30,000,000	-	-
19,501,953	-	-
14,982,017	2,784,069	18.58%
18,547,021	3,252,887	17.54%
6,333,350	1,993,790	31.48%
82,487,907	22,198,692	26.91%
6,293,260	1,991,790	31.65%
21,507,174	3,059,586	14.23%
294,891,737	64,375,258	21.83%

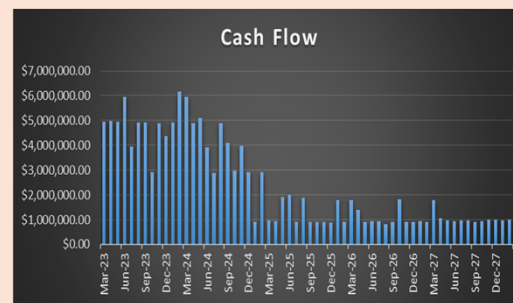
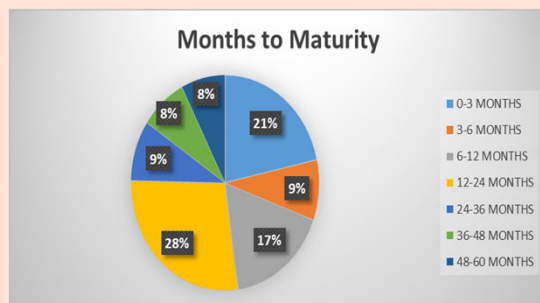
<div>  <div>General Fund Expenditures- Budget to Actual by Department</div> </div>								
FY 2022-2023 February								
#	Department	Adjusted Budget	February 2023 Expenses	YTD Total Expenses	% of Actual to Adj. Budget	Encumbrance	YTD Total Expenses w/ Encumbrances	Difference- Remaining Expense
1	MAYOR & COUNCIL	793,402	51,146	266,842	33.63%	64,924	331,766	461,636
1	LEGAL	504,370	31,805	147,379	29.22%	9,234	156,613	347,757
1	MUNICIPAL SERVICES	6,969,895	443,514	1,908,208	27.38%	1,317,144	3,225,352	3,744,543
1	COMMUNITY DEVELOPMENT	4,510,809	268,122	1,524,558	33.80%	991,160	2,515,717	1,995,092
1	HUMAN RESOURCES	469,025	30,870	155,968	33.25%	92,978	248,947	220,078
1	POLICE	23,097,698	1,998,354	8,148,923	35.28%	392,874	8,541,797	14,555,901
1	FIRE	14,720,126	1,202,514	5,926,084	40.26%	601,217	6,527,301	8,192,825
1	PARKS	12,401,932	641,052	3,427,130	27.63%	741,217	4,168,347	8,233,585
1	GENERAL FUND PUBLIC WORKS	3,525,630	150,080	991,170	28.11%	594,678	1,585,848	1,939,782
	TOTAL	66,992,887	4,817,457	22,496,262	33.58%	4,805,427	27,301,689	39,691,198

Based on Months 41.67%
Based on Payroll 38.46%

FY 2021-2022 February		
Adjusted Budget	YTD Total Expenses	% of Actual to Adj. Budget
863,012	150,215	17.41%
423,563	65,898	15.56%
5,033,653	1,773,872	35.24%
3,780,153	1,052,298	27.84%
420,102	122,198	29.09%
20,141,629	6,467,670	32.11%
13,386,991	5,717,341	42.71%
10,020,868	2,849,451	28.44%
1,470,924	327,286	22.25%
55,540,895	18,526,232	33.36%

February 2023 Investments Maturity

MONTH	AMOUNT	%
0-3 MONTHS	\$35,434,609.75	21.56%
3-6 MONTHS	\$14,829,780.31	9.03%
6-12 MONTHS	\$28,191,735.34	17.16%
12-24 MONTHS	\$45,371,302.90	27.61%
24-36 MONTHS	\$14,885,490.10	9.06%
36-48 MONTHS	\$13,128,995.32	7.99%
48-60 MONTHS	\$12,475,559.78	7.59%
Total	\$164,317,473.50	100.00%



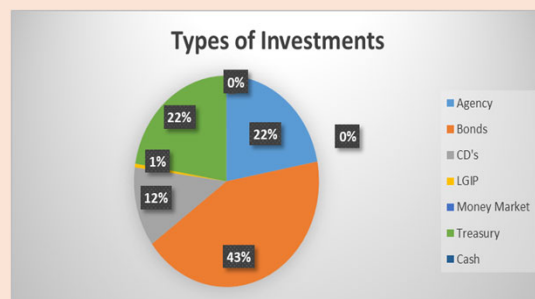
- COIF Investment Policy states that no more than 25 percent of the portfolio may be invested beyond 24 months.

- Currently the City has 25 percent of the portfolio invested beyond 24 months.

February 2023 Types of Investments

TYPE	AMOUNT	%
Agency	\$36,161,566.07	22%
Bonds	\$70,493,642.25	43%
CD's	\$20,055,810.44	12%
LGIP	\$952,460.94	1%
Money Market	\$0.00	0%
Treasury	\$36,602,570.00	22%
Cash	\$51,423.80	0.03%
Total	\$164,317,473.50	100.00%

BROKER	AMOUNT	%
LPL	\$260,487	0.16%
LGIP	\$952,461	0.58%
Wells Fargo	\$152,202,602.82	92.63%
DA Davidson	\$0.00	0.00%
WAFED	\$0.00	0.00%
Key Bank	\$5,346,518.08	3.25%
Idaaho Central CU	\$4,555,400	2.77%
Bank of Commerce	\$1,000,005	0.61%
Total	\$164,317,473.50	99.84%



- COIF Investment Policy states that no more than 50% of the portfolio may be invested in one type of security.

- Yearly Investment Comparison

- City Investment Portfolio

2021: \$138.1M

2022: \$164.3M

- Total Cash & Investment

2021: \$153.5M

2022: \$171.6M

Memorandum

File #: 23-125

City Council Meeting

FROM: Chris H Fredericksen
DATE: Thursday, April 6, 2023
DEPARTMENT: Public Works

Subject

Bid Award - Thermoplastic Citywide 2023

Council Action Desired

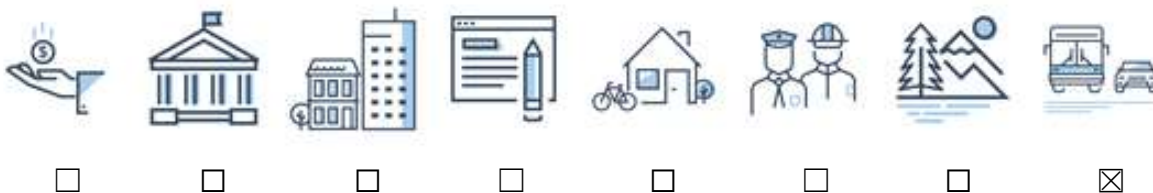
- ☐ Ordinance ☐ Resolution ☐ Public Hearing
☒ Other Action (Approval, Authorization, Ratification, etc.)

Approve the plans and specifications; award the bid to the lowest responsive, responsible bidder, Falls Striping, LLC, in the amount of \$92,172.30; and give authorization for the Mayor and City Clerk to execute the necessary documents (or take other action deemed appropriate).

Description, Background Information & Purpose

On Tuesday, April 4, 2023, bids were received and opened for the Thermoplastic Citywide 2023 project. The tabulation of bid results is attached. The purpose of the proposed bid award is to contract with the lowest bidder to place thermoplastic pavement markings on various streets throughout Idaho Falls.

Alignment with City & Department Planning Objectives



This project supports the community-oriented result of reliable public infrastructure and transportation by investing in the placement of thermoplastic pavement markings on our road network.

Interdepartmental Coordination

Project reviews have been conducted with all necessary city departments to ensure coordination of project activities.

Fiscal Impact

Cost allocation for this project will come from Street Division funds and sufficient funding and budget authority exist for completion of the proposed improvements.

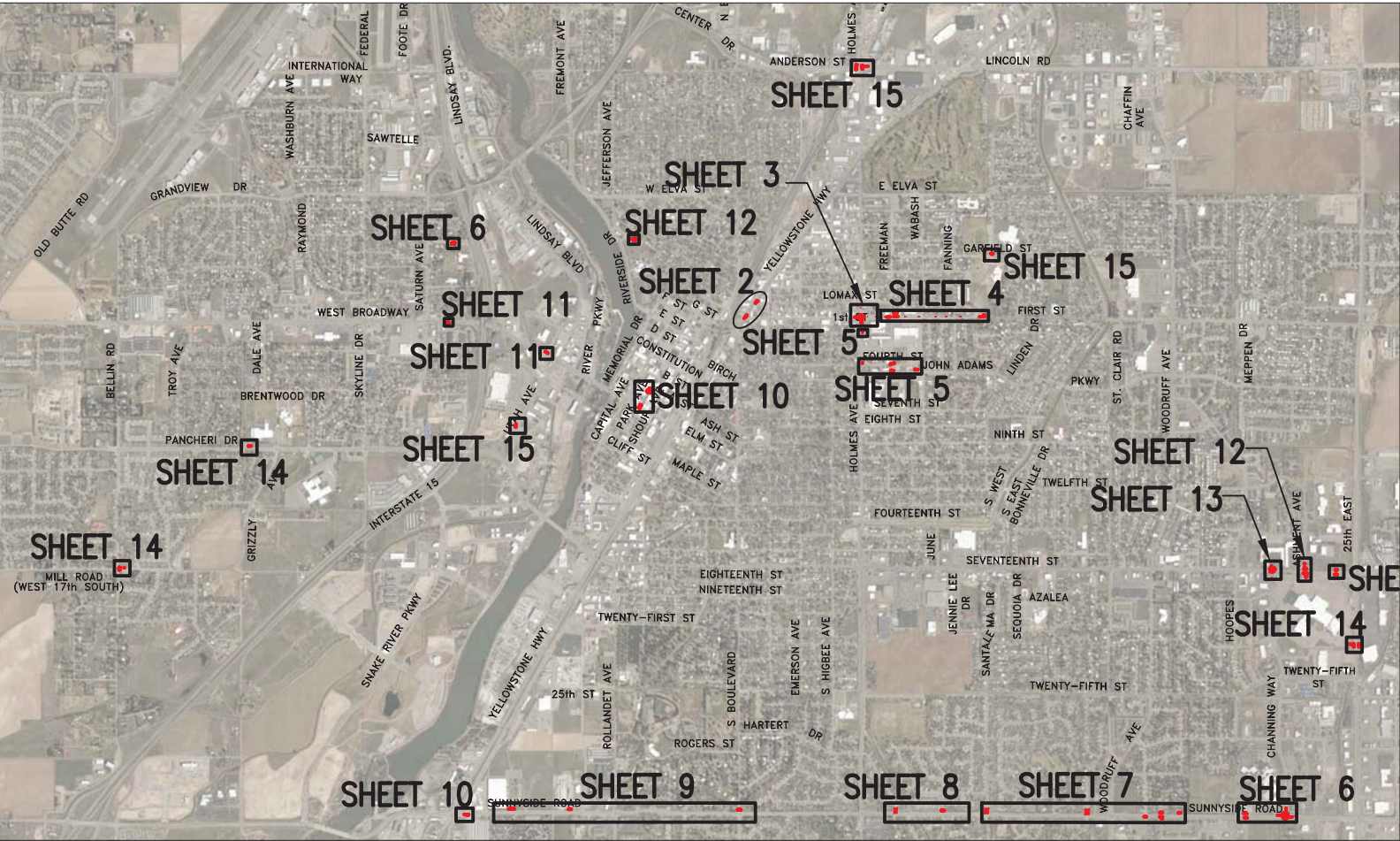
Legal Review

The City Attorney's office has reviewed the bid process and concurs that the Council action desired is within Idaho State Statute.

0-00-00-0-STR-2023-02
2023-29

THERMOPLASTIC CITYWIDE
2023
CITY PROJECT # 0-00-00-0-TRF-2023-02

PROJECT LOCATIONS



MAYOR

REBECCA L. NOAH CASPER

CITY COUNCIL

MICHELLE ZIEL-DINGMAN
LISA BURTENSHAW
THOMAS HALLY

JIM FRANCIS
JOHN B. RADFORD
JIM FREEMAN

ENGINEERING DIVISION

PUBLIC WORKS DIRECTOR
CHRIS H FREDERICKSEN, P.E.

CITY ENGINEER
KENT J. FUGAL, P.E., PTOE

2023

ADDENDUM NO. 1



Digitally signed by Kent J Fugal:AD1410C00000177F92E041C00017649
Date: 2023.03.31 15:30:45-06'00'

AS BUILT DATE / BY:

SCALE SHOWN IS FOR
SHEET 11 x 17 ONLY

ENGINEERING
DIVISION



THERMOPLASTIC CITYWIDE
2023

TITLE PAGE

CHECKED BY: CEP	DESIGN TECH: CW	DATE PLOTTED: 3/31/2023	SHEET NO. R1 OF 15
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City of Idaho Falls

Engineering Division

Bid Tabulation

Project: Thermoplastic Citywide 2023
Submitted: Kent J. Fugal, P.E., PTOE

Number: 0-00-00-0-TRF-2023-02
Date: April 4, 2023

Item Number	Reference Number	Description	Estimated Quantity	Unit	Engineer's Estimate		Falls Striping LLC	
					Unit Price	Total Amount	Unit Price	Total Amount
11.01		DIVISION 1100 - TRAFFIC SIGNALS & STREET LIGHTING						
	1104.4.1.B.1	Thermoplastic Pavement Markings	11,594	SF	\$8.00	\$92,752.00	\$7.95	\$92,172.30
	TOTAL					\$92,752.00	\$92,172.30	

Memorandum

File #: 23-126

City Council Meeting

FROM: Chris H Fredericksen
DATE: Thursday, April 6, 2023
DEPARTMENT: Public Works

Subject

Cooperative Agreement for Sewage Treatment with Golden Valley Natural, LLC

Council Action Desired

- ☐ Ordinance
 ☐ Resolution
 ☐ Public Hearing
 ☒ Other Action (Approval, Authorization, Ratification, etc.)

Approve the Cooperative Agreement for Sewage Treatment for Golden Valley Natural, LLC, (or take other action deemed appropriate).

Description, Background Information & Purpose

The existing cooperative agreement between the City of Idaho Falls and Golden Valley Natural will expire on June 20, 2023. If approved, the proposed Agreement will extend service under the same terms and conditions for five years, until June 20, 2028.

Alignment with City & Department Planning Objectives



This Agreement supports the community-oriented goal of environmental sustainability.

Interdepartmental Coordination

The appropriate departments have reviewed the Agreement.

Fiscal Impact

This Agreement stipulates that Golden Valley Natural, LLC, will pay appropriate fees for the service provided.

Legal Review

The City Attorney's office prepared the Agreement.

2023-31

**COOPERATIVE AGREEMENT FOR SEWAGE TREATMENT BETWEEN
GOLDEN VALLEY NATURAL, LLC, AND THE CITY OF IDAHO FALLS, IDAHO**

THIS COOPERATIVE AGREEMENT FOR SEWAGE TREATMENT BETWEEN GOLDEN VALLEY NATURAL, LLC, AND THE CITY OF IDAHO FALLS, IDAHO (“Agreement”), made this ____ day of _____, 2023, between the CITY OF IDAHO FALLS, IDAHO, a municipal corporation of the State of Idaho, P.O. Box 50220, Idaho Falls, Idaho (“CITY”), and Golden Valley Natural, a limited liability company formed under the laws of the State of Idaho, 815 E. 1400 N. Shelley, Idaho 83274 (“CUSTOMER”).

W I T N E S S E T H:

WHEREAS, CITY and CUSTOMER are starting an agreement where CITY has agreed to accept sewage effluent flowing from the facilities of CUSTOMER located in Bingham County (the “Plant”); and

WHEREAS, CUSTOMER desires to obtain treatment of sewage generated within the Plant; and

WHEREAS, CITY currently owns and operates its own Sewage Treatment Plant and is willing to provide sanitary sewage treatment services to CUSTOMER pursuant to the terms set forth herein; and

WHEREAS, the Parties desire to establish a basis for identifying and distributing the costs of treating CUSTOMER sewage; and

WHEREAS, CITY and CUSTOMER desire to enter into an agreement whereby the sewage to be collected from the Plant shall be placed into CITY’s Sewer System for the primary and secondary treatment thereof pursuant to the terms set forth herein.

NOW, THEREFORE, be it agreed, for and in consideration of the mutual covenants and promises between the Parties hereto, as follows:

SECTION 1: DEFINITIONS

- 1.1 FLOW MEASURING DEVICE: A device installed at the “Customer Measuring Station”, which device shall measure the volume of CUSTOMER’s Sewage.
- 1.2 IDAHO FALLS SEWER ORDINANCE: Title Eight, Chapter One of the City Code, as amended from time to time.
- 1.3 CUSTOMER MEASURING STATION (“CMS”): A building, real property, and other equipment, structures, and facilities, including the Flow Measuring Device, owned by

CUSTOMER, and located generally as indicated on Exhibit “A”, in the proximity of the intersection of Pancheri Drive and Yellowstone Highway in Idaho Falls, Idaho.

- 1.4 SEWAGE TREATMENT PLANT: The sewage treatment plant, equipment, devices, building, real property, and other facilities owned by CITY and located at 4055 Lower Power Plant Road, Idaho Falls, Idaho, including any future additions, modifications, or expansions thereof.
- 1.5 TRANSPORT PATH: All sewer collection lines, interceptors, pumps, lift stations, buildings, equipment and devices that transport CUSTOMER’s sewage from the point of connection with the Golden Valley Sewer System to the Sewage Treatment Plant.
- 1.6 CUSTOMER SEWAGE or GOLDEN VALLEY NATURAL SEWAGE: All industrial food process sewage originating from the Golden Valley Natural Plant.
- 1.7 GOLDEN VALLEY NATURAL SEWER SYSTEM: All sewer collection lines, interceptors, pumps, lift stations, buildings, equipment and devices, and all other real or personal property, owned by CUSTOMER and used for the purpose of collecting or conveying sewage from the CUSTOMER’s Plant in Bingham County to the point of connection with CITY’s Sewer System.
- 1.8 CITY SEWER SYSTEM: The Sewage Treatment Plan and the Transport Path.

SECTION 2: PURPOSE

- 2.1 To provide for an economical and efficient means of providing sewage service to CUSTOMER.
- 2.2 To provide for maximum utilization of CITY sewage treatment facilities and the interceptor sewers used to transport sewage to the “Sewage Treatment Plant.”
- 2.3 To provide for proper operation and maintenance of said facilities.
- 2.4 To establish the basis for identifying and distributing costs to each Party.

SECTION 3: SEWER TREATMENT FACILITIES

- 3.1. CITY agrees to accept all sewage from CUSTOMER’s Plant which meets the quality standards of CITY’s Sewer Ordinance and the United States Environmental Protection Agency or the Idaho Department of Environmental Quality Guidelines and Regulations to transmit said sewage to the existing Sewage Treatment Plant or any future treatment plant which may be constructed by CITY, and to provide for treatment and disposal of said sewage, all in accordance with applicable federal, state, and local laws, ordinances, and regulations.
- 3.2. CUSTOMER’s Sewage shall be accepted into the Sewer System only upon the execution of an Industrial Wastewater Acceptance permit issued by CITY.

- 3.3. CITY agrees to operate and maintain CITY's Sewer System in accordance with the procedures and standards established by the State of Idaho, Department of Health and Welfare, and the Idaho Department of Environmental Quality and in conformity with any applicable federal or state laws or regulations.
- 3.4. CUSTOMER agrees to operate and maintain the Golden Valley Natural Sewer System in accordance with the standards set forth in CITY's Sewer Ordinance, CITY's wastewater and sewage treatment permits, and all relevant state and federal laws, as amended from time to time. Subject to Section 8-1-61 of the CITY Sewer Ordinance, CUSTOMER shall also allow authorized personnel from CITY at all reasonable hours to enter and inspect the Plant facilities of said CUSTOMER, and all records pertaining to the operation thereof, for the purpose of conducting sampling, testing, measuring, or other monitoring procedures to determine CUSTOMER's compliance with all federal, state, and local laws, as well as applicable ordinances, rules, and regulations. Whenever practical, CITY shall give CUSTOMER reasonable advance notice of and an opportunity to attend such inspections, unless the circumstances constitute an emergency. CUSTOMER shall comply with all ordinances of CITY.

SECTION 4: COLLECTION SYSTEM

- 4.1 CUSTOMER shall maintain the Golden Valley Natural Sewer System and Customer Measuring Station for the purpose of facilitating sewage collection, transportation treatment and/or storage by CITY.
- 4.2 CUSTOMER shall maintain the Flow Measuring Device at the Customer Measuring Station shown in Exhibit "A". The Flow Measuring Device shall provide for a continuous flow recording and shall permit easy access for operation and maintenance.
- 4.3 The Golden Valley Natural Sewer System and Customer Measuring Station shall be maintained in conformity with all applicable federal, state and local laws, ordinances, or regulations, including the regulations of the State of Idaho, Department of Health and Welfare, and Idaho Department of Environmental Quality, and further shall be constructed in conformity with standards at least as high as those contained in the latest edition of "Standard Specifications for Sewer Construction" or Idaho Standards for Public Works Construction prepared and published by CITY (collectively hereinafter, the "Standard Specifications"), which Standard Specifications are hereby incorporated by reference; provided, however, that existing facilities shall not be required to be replaced, nor shall new facilities be required to be constructed, for the sole purpose of bringing them into conformity with those Standard Specifications, unless specifically ordered by State or federal mandate. All construction of the Golden Valley Sewer System and Customer Measuring Station and any sewer interceptors, measuring devices, or facilities installed or constructed pursuant to the terms hereof shall be properly inspected by CITY prior to burial or commencement of use thereof, whichever is earlier.

- 4.4 CUSTOMER shall own, operate and maintain the Golden Valley Natural Sewer System upstream of the sewer service line connection to the sewer main, including the Customer Measuring Station (Exhibit "A"). CITY shall own, operate and maintain CITY's Sewer System downstream of the sewer service line connection to the sewer main, unchanged by CUSTOMER's connection, including the Sewage Treatment Plant and the Transport Path.

SECTION 5: OPERATION AND MAINTENANCE

- 5.1 Each of the Parties agree that it will operate its respective sewer system and facilities in a manner which will provide for safe, efficient and sound administration, maintenance, and operation thereof. Each of the Parties agrees that its designated representatives will meet at such reasonable times and places as may be requested by either of the Parties in order to discuss and coordinate the operation of the interceptors, facilities and services contemplated herein. The Parties further agree that they may from time to time adopt mutually agreeable operational rules in writing as may be necessary to assure the safe, efficient and sound operation of the system and facilities contemplated hereby.
- 5.2 In the event any CITY interceptor carrying Golden Valley Natural Sewage exceeds pipe capacity and becomes surcharged at any time as a result of "peak flows" from CUSTOMER's discharge location, CUSTOMER shall have the option to: (a) design and construct, in a manner acceptable to CITY and at CUSTOMER's cost, a holding and pumping facility to provide for the transport of CUSTOMER's Sewage through CITY interceptor lines at times other than during periods of peak flow, or (b) deliver CUSTOMER's Sewage to the Sewer Treatment System at a location approved by CITY at CUSTOMER's own cost. CUSTOMER shall acquire all property and rights of way for the construction of said holding facility and shall construct the same in accordance with CITY's design standards and any other standards required by federal, State, or local law.

SECTION 6: SEWER SERVICE CHARGES

- 6.1. CUSTOMER agrees to pay CITY a monthly sewage treatment fee for waste based upon the total Flow, BOD, measured per pound, TSS measured per pound and a monthly base fee for CUSTOMER Sewage entering the CITY sewer system at the Flow Measuring Device. The monthly base service fee is currently one thousand three hundred dollars (\$1,300) per month. The monthly sewage treatment charge for waste shall be based upon each one thousand (1000) gallons of sewage measured at the flow measuring device, and shall be computed in the manner set forth in Section 6.3 below. The monthly sewage treatment fee may be adjusted from time to time by Resolution of CITY's Council and published as part of CITY's Fee Schedule.
- 6.2. CITY shall at all times have access to the Flow Measuring device for the purpose of reading the same, and shall submit a monthly statement to CUSTOMER setting forth the total monthly sewage treatment charges for the preceding calendar month. Payment for such statement shall be due and payable within thirty (30) days following the date of each billing. In the event the Flow Measuring Device becomes inoperable or otherwise inaccurately measures the volume of CUSTOMER's Sewage flowing there through, then the sewage

treatment charges shall be estimated and billed by CITY, based upon average daily flows as determined by the Flow Measuring Device for the six (6) month period of time immediately preceding the date CITY determines that the Flow Measuring Device became inoperable or began malfunctioning.

- 6.3. The Parties agree that the sewage treatment charge for waste shall be established according to Title 8, Chapter 1, Section 8-1-85 of the City Code, for all Users of the same (as that term is defined in Title 8, Chapter 1, Section 8-1-2 of the City Code), and may be adjusted annually by CITY based on the cost of treatment.

SECTION 7: TERM OF CONTRACT, REVIEW, RENEWAL

- 7.1 This Agreement shall be binding upon the Parties hereto, their successors, and assigns for the Effective Agreement Period established in Section 9.1.
- 7.2 Upon full and faithful performance of its obligations hereunder, CUSTOMER shall be entitled to continued service through CITY's sewer system during the life, and under the terms, of this Agreement, subject to any mutually agreed amendments hereof, or adjustments of use charges made pursuant to Section 6.3 (above), made pursuant to the terms of this Agreement, or by mutual agreement following renegotiation.

SECTION 8: MISCELLANEOUS PROVISIONS

- 8.1 It is agreed that this Agreement shall be construed under and governed by the laws of the State of Idaho. In the event of litigation concerning it, it is agreed that proper venue shall be the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Bonneville.
- 8.2 In the event either Party incurs legal expenses to enforce the terms and conditions of this Agreement, the prevailing Party is entitled to recover reasonable attorney's fees and other costs and expenses, whether the same are incurred with or without suit.
- 8.3 This Agreement shall constitute the entire agreement and understanding of the Parties with respect to the subject matter thereof, and supersede all offers, negotiations and other agreements with respect thereto. Any amendment to this Agreement shall be in writing and executed by the authorized representatives of the Parties.
- 8.4 In the event that any part of this Agreement is found to be illegal, or in violation of public policy, or for any other reason unenforceable, such finding shall in no event invalidate or render unenforceable the other parts of this Agreement, unless such finding defeats the essential purpose of this Agreement.
- 8.5 Each Party agrees to aid and assist the other in accomplishing the objectives of this Agreement, including, but not limited to, using its efforts in communication, supplying requested information and considering all recommendations.

- 8.6 Each Party agrees to obtain and keep in force and effect during the life of this Agreement a policy or policies of public liability insurance covering loss or damage to the sewer system of the other Party, or to third parties, by act or omission of the Party insured. CITY's liability coverage is provided through the Idaho Counties Risk Management Program ("ICRMP"). Limits of liability with respect to claims covered by the Idaho Tort Claims Act, are five hundred thousand dollars (\$500,000) Combined Single Limits, which amount is CITY's limit of liability under the Idaho Tort Claims Act. CUSTOMER shall obtain a liability insurance policy with combined single limits in the amount of five hundred thousand dollars (\$500,000).
- 8.7 As a specific condition of this Agreement, CUSTOMER agrees to adhere to CITY's Sewer Ordinance, or Ordinances, presently in force or hereafter enacted, establishing standards for quality of sewage entering the sewer system and otherwise governing all aspects of the construction, maintenance, and operation of the Golden Valley Natural Sewer System. CUSTOMER further agrees to take the necessary steps properly to police and enforce those provisions of CITY's Sewer Ordinance which relate to the discharge of waters and waste into the sewer system.
- 8.8 The Parties agree to indemnify, defend, and hold the other harmless from any and all claims, actions, causes of action, fees, costs, or claims of any kind or nature arising from any act or omission of CUSTOMER, or its agents, employees or contractors, arising from the maintenance and operation of the Parties' respective systems.
- 8.9 In the event either Party breaches its covenants and obligations set forth herein, the non-breaching Party may terminate this Agreement, provided that the Party desiring to terminate this Agreement shall first give written Notice of Default to the other Party specifying the manner in which the other Party is in default of the terms hereof. In the event the breach is for failure to pay any monetary obligation, and the defaulting Party fails to remedy or cure said default within thirty (30) days after the date the Notice of Default is delivered, then, and in such event, the non-defaulting Party may terminate this Agreement. In the event the default is for any other failure to fully and completely perform the terms and conditions hereof, the defaulting Party shall acknowledge and substantially and in good-faith commence to cure said default within thirty (30) days after the date written notice of said default is given. In the event the defaulting Party should fail to diligently prosecute and fully and completely cure said default within a reasonable time after said written notice of default is given, then, and in such event, the non-defaulting Party may terminate this Agreement.
- 8.10 In the event either Party breaches its covenants and obligations set forth herein, either Party may pursue any other remedy available at law or in equity.

SECTION 9: EFFECTIVE AGREEMENT PERIOD

- 9.1 This Agreement shall commence on June 20, 2023, and shall continue to and until June 20, 2028.

In WITNESS WHEREOF, the Parties have hereto set their hands and seals the day and year first above written.

ATTEST:

“CITY”

City of Idaho Falls, Idaho

By _____
Corrin Wilde, City Clerk

By _____
Rebecca L. Noah Casper, Mayor

(SEAL)

“CUSTOMER”

GOLDEN VALLEY NATURAL

By Ben Ball
Ben Ball, Owner

STATE OF IDAHO)
) ss.
County of Bonneville)

On this _____ day of _____, 2023, before me, the undersigned, a notary public for Idaho, personally appeared Rebecca L. Noah Casper, known to me to be the Mayor of the City of Idaho Falls, Idaho, an Idaho municipal corporation that executed the foregoing document, and acknowledged to me that they are authorized to execute the same for and on behalf of said City.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

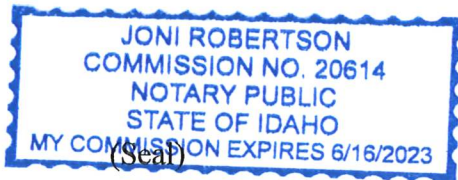
(Seal)

Notary Public of Idaho
Residing at: _____
My Commission Expires: _____

STATE OF IDAHO)
) ss.
County of Bonneville)

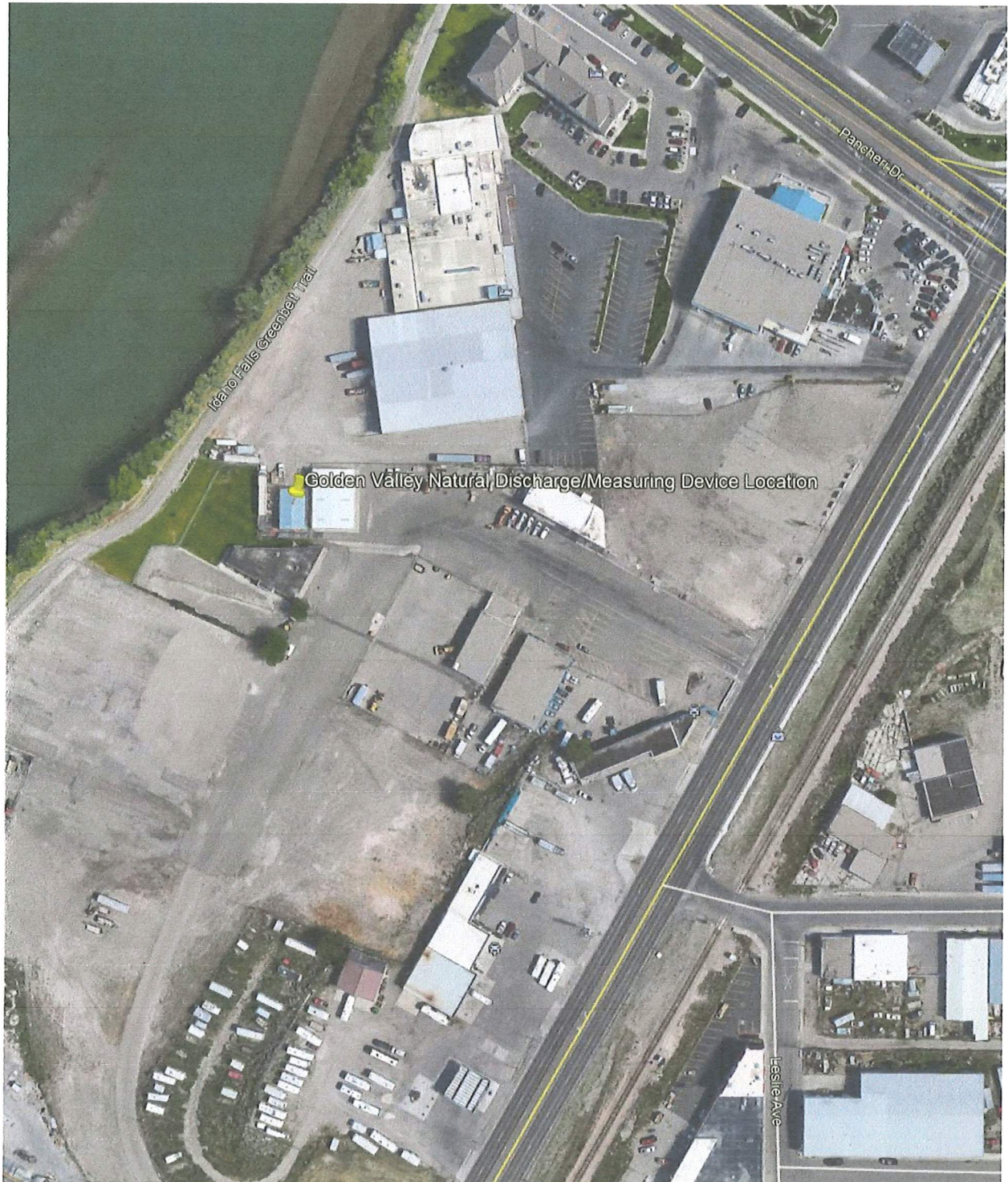
On this 5 day of April, 2023, before me, the undersigned, a notary public for Idaho, personally appeared Ben Balls, known to me to be the Owner of Golden Valley Natural, LLC., and that they are authorized to execute the same for and on behalf of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Joni Robertson
Notary Public of Idaho
Residing at: Shelley Idaho
My Commission Expires: Oct 16, 23

EXHIBIT "A" Golden Valley Natural, Customer Measuring Station



Memorandum

File #: 23-121

City Council Meeting

FROM: Corrin Wilde, City Clerk
DATE: Monday, April 3, 2023
DEPARTMENT: Mayor's Office

Subject

Minutes from Council Meetings

Council Action Desired

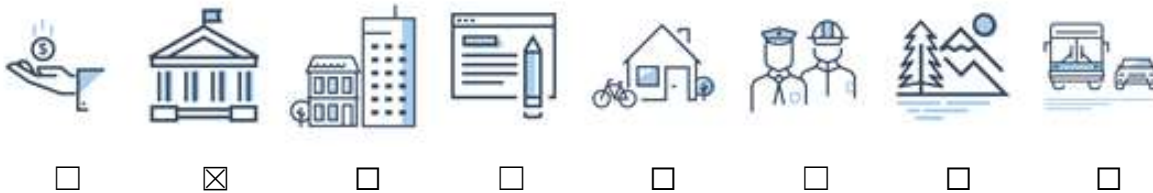
- ☐ Ordinance ☐ Resolution ☐ Public Hearing
☒ Other Action (Approval, Authorization, Ratification, etc.)

Approve the minutes as described below (or take other action deemed appropriate).

Description, Background Information & Purpose

October 11, 2022 City Council Work Session and October 13, 2022 City Council Meeting.
 October 24, 2022 City Council Work Session and October 27, 2022 City Council Meeting.

Alignment with City & Department Planning Objectives



The minutes support the Good Governance community-oriented result by providing assurance of regulatory and policy compliance to minimize and mitigate risk.

Interdepartmental Coordination

N/A

Fiscal Impact

N/A

Legal Review

N/A

October 11, 2022, Council Work Session - Unapproved

The City Council of the City of Idaho Falls met in Council Work Session, Tuesday, October 11, 2022, in the Council Chambers in the City Annex Building located at 680 Park Avenue in Idaho Falls at 3:00 p.m.

Call to Order and Roll Call

There were present:

Mayor Rebecca L. Noah Casper
Council President Michelle Ziel-Dingman
Councilor John Radford
Councilor Jim Freeman
Councilor Jim Francis
Councilor Lisa Burtenshaw

Absent:

Councilor Thomas Hally

Also present:

Brad Cramer, Community Development Services Director
Bryce Johnson, Police Chief
Randy Fife, City Attorney
Pam Alexander, Municipal Services Director
PJ Holm, Parks, and Recreation Director
Chris Fredericks, Public Works Director
Kade Marquez, Transit Coordinator
Chris Canfield, Assistant Public Works Director
Jasmine Marroquin, Deputy City Clerk

Mayor Casper called the meeting to order at 3:04 p.m. with the following items:

Acceptance and/or Receipt of Minutes:

It was moved by Councilor Francis, seconded by Councilor Freeman, that council receive the recommendations from the October 4, 2022, meeting of the Planning and Zoning (P&Z) Commission pursuant to the Local Land Use Planning Act (LLUPA). The motion carried with the following vote: Aye – Councilors Dingman, Burtenshaw, Frances, Freeman, Radford, Nay – none.

Calendars, Announcements, Reports, Updates, Questions, and Discussion:

Mayor Casper distributed calendar items for the remainder of October.

October 12 IF Board meeting 7:45-11:45

October 12 AIC Academy 9-3, HGI nobody will be able to attend until later if at all.

October 12, LINE Commission, Virtual

October 13, City Council Meeting

October 14, IWBC: RefresHER Event, Colonial

October 18, GIFT Board Meeting 10am

October 19, BMPO Policy Board at 3:30pm. Mayor Casper noted that as a chair for the BMPO she will not be present for this meeting.

October 20, Technology Workshop regarding our software.

October 20, Community Meeting Open House 4-8pm for Airport Master Plan

October 11, 2022, Council Work Session - Unapproved

October 20-22, Boo at The Zoo a week earlier than in the past years.

October 21, REDI's "What's up Eastern Idaho?" 9am-4pm

October 24, Council Work Session

October 25, Shade Tree Committee, Noon

October 25, Development Workshop 50th Anniversary 6pm

October 27, City Council Meeting

October 28, Last Day for Early Voting

October 29, Homeless Stand Down, 9-12 SAC

October 29, Real Heroes Trunk-or-Treat, 3-5pm

October 29, Real Heroes Trunk-or-Treat 3-5pm. Mayor Casper stated she will be out of town and will not be able to attend a trunk or treat. Mayor Casper noted that the mayor and council will not have a sponsored trunk or treat for this year.

Mayor Casper welcomes Deputy Clerk Jasmine Marroquin. City Clerk Kathy Hampton's last day was Friday October 7, and Jasmine will be acting in the roll of City Clerk until a new Clerk is appointed.

Mayor Casper stated that Councilor Dingman has been appointed to the Public Transportation Advisory Council (PTAC). Councilor Dingman stated that she will be responsible for district 6, including, Bonneville, Lemhi, Custard, Clark, Butte, Fremont, Jefferson, Madison, and Teton County. Michele stated that she will act as a liaison for the transit systems to help ITD understand rural transportation and understand the finances and how ITD funds are being used. Also, to provide feedback from general community, businesses, and counties within district 6. Mayor Casper noted that Eric Grossarth will be issuing a press release so other communities and members of the public will be aware of councilor Dingman's appointment.

Liaison Reports and Councilmember Concerns:

Mayor Casper stated that she will be going to an ECA (Energy Communities Alliance) conference in Vienna at the UN international Center from October 31st – November 4th she noted that ECA will be paying for the travel and there will be no cost to the city.

Council President Dingman stated that there will be the community meeting for Airport master plan on October 20, there have been several press releases. There will be some things on Thursday related to the siting and planning development of a new tower at the airport.

Council Radford stated the Parks and Recreation department are starting to blow out the sprinkler systems. He noted that there is a freeze warning for tonight. Councilor Radford stated the Zoo is monitoring the weather and will close for the year in the next few weeks. There is a lot of work going on to the property purchased from the county. They are working on a year-round system so they can be open longer and the kids from the schools can visit. Councilor Radford encourages everyone to look at the impressive progress being made. Councilor Radford stated that he has been appointed to serve on the Economic Advisory Council for the State of Idaho. He noted that the First meeting will be on October 26th.

Councilor Francis stated there are some things from the Idaho Falls Downtown Development (IFDDC) related to the holidays. November 19th there will be a tree lighting ceremony at the Broadway Plaza and for the next three or four Saturdays there will be a festival downtown with an international Holiday flavor to them and at least one of those Saturdays will be devoted to holiday food from a variety of cultures. There will be a skate rink on Broadway Plaza for the whole winter. Councilor Francis stated that on October 20th at 7pm at the Benian Center there is another presentation from the City Club on the war in Ukraine.

October 11, 2022, Council Work Session - Unapproved

Councilor Freeman stated The Public Scoping meeting is taking place regarding the I-15/US-20 connector project. There will be an in-person meeting on October 18, at 4pm at the Snake River Event Center on Linsey Boulevard. Councilor Freeman noted there will also be online meetings October 11, thru the 25th you can visit the web site and find more details at i15us20connector.com.

Councilor Freeman stated that the Joe Marmo/Wayne Lehto Ice Arena is now open.

Councilor Bertenshaw provided information for a meeting on October 12th at the Brad Hall Corp offices on Coronado, there will be a discussion for legislators and local elected officials on property taxes.

Councilor Bertenshaw stated On October 19th there is a meeting on Transportation and the projects that are happening in district 6. She noted that Kade Marquez will present on the GIFT program as well.

Municipal service, parks and rec, public works:

Pam Alexander presented a slide showing an aerial view of the Intermountain Business and Technical Park to display the properties in question. Director Alexander noted that the property was acquired for operation and maintenance of a sewer pond many years ago. Director Fredrickson stated that the developer has approached the City regarding an exchange of properties highlighted in red. The two properties are rural in nature with a lot of rock and approximately 2.56 acres to be considered. Pam Alexander noted that if approved, the exchange will alter the existing storm pond. Pam stated that according to Idaho code the mayor and council will follow a process to Exchange City Property. Director Fredrickson stated the only factor that has come forward is at one point there was a request by the adjacent property owners to put in a walking trail around the top of the pond. Director Fredrickson stated he communicated to the developer that we would like to see that be accommodated if at some point a walking trail will be installed.

Pam Alexander explained the process for Exchange of City Property.

Slide 2 – Identifying the process for exchange of property referencing Idaho codes 50-1401, 1402, and 50-103(2).

Idaho Code 50-1401 – Council makes a finding that the real property is under-utilized or not used for a public purpose. Council may or may not declare a minimum value expected to receive. The council may then declare intent to exchange property for real property of equal value. The Council must hold a public hearing on proposed exchange. A 14-day notice prior to hearing and then after the hearing the council will make a final decision of whether the property shall be exchanged.

Mayor Casper asked who will be building the walking path? Director Fredrickson answered the question providing information about the description of the area where the walking path would potentially be and that it would just simply be leaving a 10-foot flat area on the top of the pond to be able to accommodate a path in the future and would not be obligating the city at any cost.

It is the consensus of the Council to move forward with the process to exchange properties as described herein.

Police Department and Public Works/Onsite tour and Update Idaho Falls Police Complex:

Assistant Director Canfield presented a slide to display an overview and Update on the project for Idaho Falls Police Complex.

Slide 1 – Project Schedule. Completed the Design and bid documents in February/March 2022 and executed Construction Contract April 25, 2022. Notice to proceed and Construction began April 25, 2022.

Slide 2 - Construction Schedule. On the main building the exterior footing work completed, and Interior footing & floor work is ongoing and being scheduled as they can get concrete. Utility work resumes, primarily electrical and starting on storm drains this week. Block work has begun, it was originally scheduled in August however the delivery was made in October. Auxiliary building the footings and foundation are in place and the flooring is ongoing.

Slide 3- Construction Budget Status - original contract is for \$23,847,576. With Change orders and Contingencies There was a unit cost item for rock excavation as well as unsuitable material removal and have encountered some

October 11, 2022, Council Work Session - Unapproved

of those materials since our last progress estimate around \$22,000.00 and so with change orders net of about 12 to 14 and so our current construction contract is \$23,860,087.12. The work completed thru September is \$68,12561.99 and is 28% of the cost is expended and 29% of the contract time.

Slide 4 – Layout - an image of the ariel view of the complex

Slide 5 – Picture of the main floor south looking behind the wall.

Side 6 -Elevator pit

Slide 7 – Auxiliary building PEMB (pre-engineering metal building)

Slide 8 – Budget overview with a total cost of \$29,575,760 including the Building & Site Construction with change orders and contingencies as well as off-site utilities/fiber for a total cost of 23,948,977. Project “Soft cost” that includes FF&E – Furniture main building, moving costs / Audited Evidence, professional service fees, permits/utility connection fees/3rd party, testing/commissioning/historic and Owner’s project contingency (construction) at 5%.

4:05Recess for travel to tour site. Reconvene at 775 Northgate Mile, Idaho Falls.

There being no further business, the meeting adjourned at 6:06 p.m.

Corrin Wilde, City Clerk

Rebecca L. Noah Casper, Mayor



City Council Meeting Minutes - Draft

680 Park Avenue
Idaho Falls, ID 83402

Thursday, October 13, 2022

7:30 PM

City Council Chambers

1. Call to Order

Present: Mayor Rebecca L Noah Casper, Council President Michelle Ziel-Dingman, Councilor Radford, Councilor Freeman, Councilor Francis; and Councilor Burtenshaw

Absent: Councilor Hally

Also present:

All available Department Directors
Randy Fife, City Attorney
Jasmine Marroquin, Deputy City Clerk

2. Pledge of Allegiance

Mayor Casper led those present in the Pledge of Allegiance.

3. Public Comment

Faye Srala lives by Tautphaus Parkin the City of Idaho Falls. Srala has seen the lawless activity that happens in the park and wants a curfew for the City property.

Ms. Srala wanted to talk about what happens in the park at night. Ms. Srala stated that there is a lot of drunk driving, reckless driving and the trash cans are filled with empty alcohol containers. Mr. Srala stated that she sees this every night. Ms. Srala sees vandalism and theft. She noted that she does call dispatch regularly. Ms. Sarala urges City Council to vote in favor of a curfew.

Keith Daum, lives on Nathan Drive in the City of Idaho Falls. Mr. Daum passed out a map to Council members he also noted that he was on the police review committee 6 years ago. Mr. Daum showed that between south end of Nathan Drive near Leesburg and the north end south of Sunnyside there is a half mile stretch of straight road with no curve to keep people from speeding through the neighborhood, and people speed every day. Mr. Daum stated that police come sometimes and that when the police do come, they give tickets. Mr. Daum has talked with Sgt. Harkness in traffic division, and he knows it is a problem on Nathan. Mr. Daum stated that the traffic monitors do not keep data, so he cannot provide numbers to show the amount of speeding taking place. Mr. Daum stated that most people go 35-mph, in a 25-mph zone. Daum stated that it is right by Sunnyside School and Nathan Drive. Daum stated that pass through traffic comes a lot and the new subdivision that Rockwell is building will make traffic worse because there is no traffic light on Holmes near Taylorview and so they go through neighborhood because of lack of light. Mr. Daum wanted to add stop signs but talking to City Engineer he learned that you cannot use stop signs to slow people down and stop signs might cause more noise and pollution. Mr. Daum is suggesting a raised cross walk or a raised intersection on Nathan Drive. He stated that these are used in places like the City of Toronto, and the snowplows do ok with these raised intersections. Mr.

Daum asked for 3 raised intersections to be placed on Nathan Drive; one at Williamsburg; Woodhaven; by school on Cobblestone. Mr. Daum would like this on an agenda for a future meeting.

Cecile Perez lives in Idaho Falls. Ms. Perez is an advocate for mental health. She sees that there are issues with crime in the City that people want addressed and it is important to address the root of the issues. Ms. Perez stated people with mental health struggles encounter the police, and sometimes feels misunderstood, and police feel their time could be better spent addressing violent crime. Ms. Perez stated that people with serious mental illness are eleven times more likely to be victims of a violent crime than the general public, according to Treatment Advocacy.org. Ms. Perez stated that most people with mental health struggles are no more likely to be violent than anyone else and are more often victims than perpetrators. Ms. Perez stated that people with mental illness might prefer that well trained professionals respond when they are in crisis. Ms. Perez stated that experiencing severe mental health struggles can be emotionally excruciating and carry a lot of shame. Ms. Perez stated that having a solution to this issue that adequately addresses the needs of mentally ill people will improve officer relations in the community, and lighten the load of many duties for police officers, and as a result, positive officer relations to the public between neighbors and friends and it will improve the public view towards policing and will allow the police to do their job with less public upheaval.

Shaga Condi is a resident of Idaho Falls, Condi has grown up here and has seen this struggle played out within her own age group. Ms. Condi indicated that people her age do struggle with mental health more than previous generations and this is an increase and cause to behaviors that are considered criminal. Ms. Condi suggested that addressing the root cause beginning with the police department they will be better able to reduce crime rates and allow the generation that is growing up and becoming adults to build a better future for the community. Ms. Condi stated that being able to reduce crime and attack it at the root cause, rather than focusing on the secondary behaviors will prevent recidivism and allow for the budget to be spent in ways that will help citizens. Ms. Condi understands the police are stretched thin and this will be able to lighten their load over the long term.

Mayor Casper gave redirection of Agenda numbering due to software problems.

Mayor Casper went through rules on purchase and bids. Mayor Casper stated that when an item is being purchased for the City, they have decided that if the item is budgeted for and routine and straight forward that the item can be placed on the consent agenda. Mayor Casper stated that State Law directs that if you want to purchase an item that is on the State Contract, it does not need a bid, and there are a few items like that tonight on the agenda. Mayor Casper indicated that a bid is required for things that are not on the State Contract if it is above the threshold of \$100,000.

Director Pam Alexander agreed that if it is \$100,000 it requires formal bid, and if it is 50,000 and below \$100,000 it requires 3 written quotes (or the attempt to receive 3 quotes).

Mayor Casper stated that after tonight's meeting if the Council Members feel that they need a briefing on purchasing, she will add that to a future agenda. Mayor Casper stated that it used to be that in the City almost every single purchase went through Municipal Services and they carried those items on behalf of other departments, and now the Airport and Idaho Falls Power have opted to carry their own items, do their own bidding process and manage their own procurement and that gives 3 times as many eyes and hands on things, and will increase the number of people involved and could increase the

number errors, so Council oversight is helpful. A Council member did find an item that was not entered perfectly, and so that will be pulled from the agenda for tonight.

It was moved by Council President Ziel-Dingman, seconded by councilor Francis, to remove item 4(A)(2) The Approval of the Perimeter Fencing on the Southside Airport onto the consent Agenda, due to the fact there was an unintentional error in the bid process, and we need to remove it from the agenda and follow the proper procurement process. The motion carried by the following vote: Aye – Councilors Dingman, Radford, Francis, Burtenshaw, Freeman. Nay – None.

4. Consent Agenda

A. Airport

- 1) Approval of Idaho Falls (IDA) – ATCT Siting Services Agreement
- 2) Approval of Perimeter Fencing on South Side of Airport (Removed)

B. Idaho Falls Power

- 1) Approval of Idaho Falls Power Board Meeting Minutes- September
- 2) IFP 23-01 Transformer Purchase
- 3) IFP 23-02 Conductor Purchase for Idaho Falls Power

C. Municipal Services

- 1) Treasurer's Report for August 2022
- 2) Bid IF -23-B Purchase Replacement Lawn Mower for Public Works
- 3) Annual Renewal of CentralSquare Software Maintenance and Support
- 4) Minutes from Council Meetings September 19, 2022, and September 22, 2022.
- 5) License Applications, all carrying the required approvals

It was moved by president Ziel -Dingman, seconded by Councilor Burtenshaw to approve, accept, or receive all items on the Consent Agenda according to the recommendations presented. The motion carried by the following vote: Aye – Councilors Radford, Francis, Dingman, Burtenshaw, Freeman.

5. Regular Agenda

A. Community Development Services

- 1) Final Plat, Development Agreement, and Reasoned Statement of Relevant Criteria and Standards, Bombardier Industrial Park.

It was moved by Councilor Burtenshaw, seconded by Councilor Francis to approve the Development Agreement for the final plat for Bombardier Industrial Park and give authorization for the Mayor and City Clerk to sign said agreement. The motion carried by the following vote: Aye – Francis, Dingman, Freeman, Radford, Burtenshaw. Nay – None.

It was moved by Councilor Burtenshaw, seconded by Councilor Francis to accept the Final Plat for Bombardier Industrial Park, and give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat. The motion carried by the following vote: Aye – Freeman, Francis, Radford, Burtenshaw, Dingman. Nay – None.

It was moved by Councilor Burtenshaw, seconded by Councilor Francis to Approve the Reasoned Statement of Relevant Criteria and Standards for the Final Plat for Bombardier Industrial Park and give authorization for the Mayor to execute the necessary documents. The motion carried by the following vote: Aye – Dingman, Radford, Francis, Burtenshaw, Freeman. Nay – None

B. Parks and Recreation

1) Director PJ Holm is presenting a resolution to adopt the Connecting Our Community Map Amendments. Holm explained that Connecting Our Community is a comprehensive bicycle – pedestrian-trails facility plan that was created by BMPO to connect Ammon, Idaho Falls, Iona and Ucon. In 2021 BMPO's governing body had a recommendation from TAC group (Technical Advisory Committee) to make changes to the map and it was a unanimous vote to approve changes. Holm stated last updates were done in 2015 and these changes will address growth that is facing the metropolitan area and will serve for guidance for planning in the future. Holm stated that changes are marked in red to update pathways completed including Johns Hole Bridge, Idaho Canal Trail, Improvements on Elva. This also extends the pathway on Broadway, 17th Street South, Sunnyside, and York up to 35th West as well as adding an additional river loop that extends to 145th North and connects to Old Butte Road. Additional roads have additions to address current and future growth.

Councilor Freeman stated that it is good to see that Parks and Recreation is working with BMPO to make the plan work and this is catching up to what is put in place.

Councilor Radford appreciates effort on Connecting Our Communities over the years. Councilor Radford stated that this plan is functioning, and this amendment shows it is a living document.

It was moved by Councilor Radford, seconded by Councilor Burtenshaw to approve the resolution adopting the Connecting our Community Plan Amendments (and map) and give authorization for the Mayor to execute the necessary documents The motion carried by the following vote: Aye – Councilors Radford, freeman, Burtenshaw, Francis, Dingman. Nay. None.

RESOLUTION NO. 2022-32

A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ADOPTING A MAP AMENDMENT FOR THE CONNECTING OUR COMMUNITY PARK PLAN; AND PROVIDING THAT THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

2) Director PJ Holm presented an Ordinance of the City of Idaho Falls Amending Title 8, Chapter 3. Director Holm feels this will create a safer park system and eliminate vandalism in bathrooms and facilities. Director Holm stated that the proposed ordinance is 2 elements to establish hours of operations of parks, park amenities, and cemeteries to be between 5 a.m. to 11 p.m. and closed outside of those hours and establish time limits for non-reserved rentable spaces. Director Holm stated that the

park management is excited to see parks close between 11 p.m. and 5 a.m. There can be exceptions with permitted events and activities. Director Holm stated that the parks used to have a curfew at 11 p.m. – 12 and there were gates that swung close but that became a barrier and gave people a way to lock into a park, and they are not proposing gates but rather a seamless signage with routine drive throughs and spot checks. Director Holm stated that these hours are when they see restrooms destroyed, equipment vandalized, bad behavior after 11 p.m. Director Holm believes it will stop drugs, drinking and loitering in parks during times that people should be somewhere else. Signs will go up shortly, and they will have all activity lighting turning off at 11 p.m. and that will help enforce this new ordinance, so they do not have to physically go to each facility to shut down lights. Director Holm stated that exceptions would be driving a vehicle on an interior public park roadway that provides direct access to a person's residence; actively traveling on a designated bicycle or pedestrian pathway; Attending a permitted event; present do to protected Idaho Constitutional Right or pursuant to a controlling court decision applicable to the City; lawfully present in city camp site; present due to lawful order of police officer; or city employee doing city business. Director Holm stated that the shelter side of the ordinance would mean that for reserved spaces no one shall occupy a reserved park shelter or park amenity for more than the City approved reservation and they are rented on a daily basis. Holm stated that unreserved spaces may be used during unreserved time on a first come first serve basis. Cannot occupy during reservation hours. Cannot occupy more than 2 hours consecutively if they have not rented to ensure equitability.

Mayor Casper noted that the reason that there are no questions is that this has been considered during work sessions in August and September.

Councilor Radford appreciates effort and wants everyone to understand that there has been a big problem with vandalism throughout the city. Councilor Radford stated that they hope this will help. Councilor Radford stated that they are grateful for public comment. Hopefully, this is effective. The exception to actively using the pathways is helpful.

Councilor Francis feels that this is one of the situations that the limits on behavior are required to provide liberty for the community to use the parks as public spaces. Francis feels the exceptions reflect a thoughtful decision on how to keep the parks as open as possible. Councilor Francis feels this has been discussed and came out in a fair way.

Mayor Casper noted that being able to control access to shelters and other public rentable spaces gives them the opportunity to take care of health and safety needs that may arise.

It was moved by Councilor Radford, seconded by Councilor Burtenshaw to approve the ordinance amending Title 8, Chapter 3, by the addition of Section 7 (Establishing a Park and Cemeteries curfew from 11:00 p.m. to 5:00 a.m.) and Section 8 (Regulating Park Shelters and amenities when not reserved). The motion carried by the following vote: Aye – Councilors Burtenshaw, Dingman, Freeman, Francis, Radford. Nay – None.

There was a discussion regarding the language of the motion, not specifying that they were going to approve it on the first reading. A decision was made to make a new motion as it was the desire to pass on the first reading.

Councilor Radford moved to approve the ordinance Amending Title 8 Chapter 3 by the addition of Section 7, establishing a park and cemeteries curfew from 11 p.m. – 5 a.m. and section 8 regulating park shelters and amenities when not reserved, even though there was a first reading, and requested to waive the additional two readings and pass it on the first reading – motion died for lack of second.

Mayor Casper explained that state law dictates how they handle meetings, and if they do not specify, an ordinance must be read 3 times at 3 separate meetings and pass each time in order for it to move on and then it can become the law after it is published in the paper, but there is a process where they can condense it, and pass it on the first reading, if it is specified.

It was moved by Council President Ziel – Dingman, seconded by Councilor Burtenshaw to approve ordinance amending Title 8, Chapter 3, by the addition of Section 7 establishing a park and cemeteries curfew from 11 p.m. – 5 a.m. and Section 8 regulating park shelters and amenities when not reserved under the suspension of the rules requiring 3 complete and separate readings and request that it be read by title and published by summary. The motion carried by the following vote: Aye – Councilors Radford, Freeman, Burtenshaw, Francis, Dingman. Nay – None.

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

ORDINANCE NO. 3483

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; AMENDING TITLE 8, CHAPTER 3 BY THE ADDITION OF SECTION 7 (ESTABLISHING PARK AND CEMETERY HOURS OF OPERATIONS) AND SECTION 8 (REGULATING PARK SHELTERS); PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

C. Municipal Services

1) Director Pam Alexander is asking for approval to purchase Cisco Core Routers to be used for an upgrade of the City's network infrastructure. This project will replace aging equipment and redesign the network to incorporate enhanced cyber security functionality, including encryption of data that will host benefits to City facilities. They are accessing a State of Idaho Contract that allows them to do competitive bidding and pricing, so the City can access the pricing based on volume and government discounts. Director Alexander explained that they are accessing the State of Idaho Contract PADD20210672 from Compunet (a State of Idaho competitive vendor) for a total of \$230,846.19. Director Alexander stated that this is not routine as it is not every year, and this dollar amount is not spent routinely. Director Alexander stated that the amount is over \$200,000, and something that had not been done in a while, so they wanted it on regular agenda to answer questions from Council.

President Ziel-Dingman stated that this is a budgeted item, and it was presented in prior meetings and Ziel-Dingman was aware it would be coming at some point. Ziel-Dingman stated that this is not routine, but it is not controversial, and as City becomes more sophisticated the encryption of data is important. Council members get phishing attacks everyday where someone is trying to get information or data from you. President Ziel-Dingman is pleased that Municipal Services follows plan to upgrade the systems as the Council had indicated.

Councilor Radford asked Mayor Casper about legislative ability for the Council to hold executive sessions to discuss cyber security. Mr. Fife indicated that it is not listed as executive session category under Idaho Code 74-206. He noted that if someone makes a request for things that can be shown to be related to intimate matters of security, that request can be denied but that is different than an executive session.

It was moved by Council President Ziel-Dingman, seconded by Councilor Francis, to Approve the purchase of Cisco core routers from the State of Idaho Contract # PADD20210672 from CompuNet for a total of \$230,846.19. The motion was carried by the following vote: Aye – Councilors Burtenshaw, Radford, Dingman, Freeman, Francis.

2) Director Alexander stated that they talked briefly about the purchase of FF&E before the onsite tour on Tuesday. Director Alexander stated that there is a recommendation to issue a contract award to the State of Idaho Contract holder Interior Environments. Director Alexander stated that they got quotes from State of Idaho contractors to get volume and government discounts and keep dollars in Idaho. Interior Environments was lowest of the 4 quotes received and they are providing the facility furniture, fixtures and equipment that have been identified as a need for the facility in the amount of \$665,959.45 and they are wanting to preorder so everything is ready when facility is open and they can avoid delays due to supply chain issues, and they will be fully ready with everything they need when they open the facility.

Councilor Burtenshaw understands why it is important to go out and start doing this but is wondering if anyone has concerns with moving forward with the purchase without more of the structure being finished. Councilor Burtenshaw stated that at the meeting it looked like they were on budget but asked if anyone is concerned about the big purchase. Councilor Burtenshaw feels they are on target, but wanted it raised as an issue and does not feel that she is informed enough on what they would do if they did not have this.

Director Alexander stated that the list of items was based on the quantities and measurements on the building, so there is nothing over what was measured for, so when everything is built these are the items needed, and there is a need and recommendation to order early due to quantity needed for some items, including desk and chairs. The company is willing to store in warehouse in Idaho Falls. Councilor Burtenshaw did not know if they would use the leftover furniture. Councilor Burtenshaw is ok to vote.

President Ziel- Dingman understands that Councilor Burtenshaw is making sure there is nothing to make them hesitant to spend the money now with the possibility that some additional contingency might be needed in the future on the structure. President Ziel-Dingman stated that there is a contingency built into the construction plan and model, and they are far away from change orders. President Ziel-Dingman stated that she does not know of any concerns expressed by director Fredrickson and President Ziel-Dingman feels it is normal to feel hesitant when they are so far away from a constructed building, and these items will be delivered 2023 summer. President Ziel-Dingman feels that they are in a sound situation with the construction budget.

Mayor Casper stated that there have been change orders, but they are within the budgeted amount and that speaks to the skill of Mr. Canfield and those he is working with. Mayor Casper shares President Ziel-Dingman's trust and optimism in the schedule and costs. Mayor Casper stated that if they get to something unforeseen that drives the cost above the amount of the certificate of participation in the amount of \$30 million, would they return the items or go to a different fund to pay for costs.

Councilor Burtenshaw agrees that was her concern and wanted to discuss it.

Councilor Francis asked if this is a fixed contract or does this have allowable adjustment. Director Alexander stated that it is based on a quote, and they are scanning to see what is available, but there are some things that need to be ordered and manufactured so they are recommending moving forward now. The total of FF&E is \$1.9 million and that is separate from the building construction budget. They are within the \$1.9 million budget.

President Ziel-Dingman stated that there are long lead times on items, and they could have this discussion in February, as they are further along in the construction, and still have the FF&E available for the fall/winter opening of the station.

Mayor Casper asked why they need new stuff in the new building and why not use the old stuff, and part of it is because there is not enough stuff and enough desks to move over. Mayor Casper asked what happens to surplus desk and chairs. Director Alexander stated that she is not sure how much the city owns of the furniture and fixtures as it is an old facility and some of the other adjacent buildings. Director Alexander stated that they would go and value some of the surplus but some of the desks are WWII desks and not of use, but they could have someone take the steel and pay the city for the steel. Director Alexander stated that the current FFE has been used several times and is old.

Councilor Radford stated that they always want to be careful with funds, and the timing at the height of inflation to buy FF&E is questionable, and it could be 20% lower in a year. Mayor Casper stated that we do not know about inflation tomorrow and it could go higher, and supply chains futures are hard to predict. Director Alexander stated that the quotes are fresh and were received in August, and there was a wide difference between some of the quotes for some of the items. Councilor Radford asked if anyone has asked if there is a better time to do this 20 months from completion. Mayor Casper stated that Mountain America Center has been ordering things far in advance (1 year – 18 months) because of long lead times. President Ziel-Dingman stated that this is why there were folding chairs in the airport. Director Alexander stated that the architects looked at all the quotes and they made recommendations, and one vendor was higher, and they did not go with that vendor. Director Alexander stated that experts' eyes have been on it, and the vendor that provided the quote is recommending getting the order in so they can get things ordered when needed. Councilor Francis stated that they already approved the "secure evidence storage" and will there be more that is needed to make the building functional or will there be more asks. Director Alexander stated there will be some security equipment needed and those are not expected to be as much. Director Alexander stated that they did order the high-density equipment because they needed to get the measurements over to construction. Councilor Francis stated that when can they say this is now a functional building. Director Alexander stated that the team is aware that the FF&E will not exceed \$1.9 million, and there are things that have not been selected to reserve funds for other items that are needed.

It was moved by Council President Ziel-Dingman, seconded by Councilor Burtenshaw to approve the purchase of furniture, fixtures, and equipment from State of Idaho contract #PADD18200479 from Interior Environments for a total of \$665,959.45. The motion carried by the following vote: Aye – Councilors Dingman, Burtenshaw, Francis, Freeman, Radford. Nay – None.

6. Announcements

Mayor Casper encouraged everyone to enjoy the weather.

Councilor Radford added to enjoy parks before 11 pm.

Councilor Francis' wife will be participating in the City Club event talking about current situation with Russia and Ukraine next Thursday at the Bennion Center – University Place – 7 p.m.

Boo at the Zoo next week.

Councilor Freeman stated that early voting is open at the new election office on the corner of B and Capital.

7. Adjourned

There being no further business, the meeting adjourned at 8:34 p.m.

s/ Corrin Wilde
Corrin Wilde, City Clerk

s/Rebecca L. Noah Casper
Rebecca L. Noah Casper, Mayor

October 24, 2022 Council Work Session - Unapproved

The City Council of the City of Idaho Falls met in Council Work Session, Tuesday, October 24, 2022, in the Council Chambers in the City Annex Building located at 680 Park Avenue in Idaho Falls at 3:00 p.m.

Call to Order and Roll Call

There were present:

Mayor Rebecca L. Noah Casper
Council President Michelle Ziel-Dingman
Councilor John Radford
Councilor Tom Hally
Councilor Jim Freeman
Councilor Jim Francis
Councilor Lisa Burtenshaw

Absent:

Also present:

Bryce Johnson, Police Chief
Rome Stiffler, CIT Detective
Randy Fife, City Attorney
Ryan Tew, Human Resources Director
Corrin Wilde, Accounting Clerk
Jasmine Marroquin, Deputy City Clerk

Mayor Casper called the meeting to order at 3:00 p.m. with the following items:

Calendars, Announcements, Reports, Updates, Questions, and Discussion:

October 25, Shade Tree Committee, Noon
October 25, Development Workshop 50th Anniversary 6pm
October 27, City Council Meeting
October 28, Last Day for Early Voting
October 29, Homeless Stand Down, 9-12 SAC
October 29, Real Heroes Trunk-or-Treat, 3-5pm

Mayor Casper stated AIC updated email saying they will be putting out the elected official booklet and would like to remind everybody to update profiles by December 1st so make sure your profile reads the way you want it to. On the 29th of November ATI (Associated taxpayers of Idaho) meeting and the day before that is the AIC legislative summit and is for elected officials prior to the session where they review things that are legislative in nature. AIC (Association of Idaho Cities) newsletter is advertising a property tax town hall on November 14th for 2 and a half hours from 9am to 11:30am at the canyon county courthouse in Caldwell. This meeting is being conducted by the state tax commission.

Mayor Casper noted that our Legislature have been working hard during session but may not have a good idea about what cities do and we will be interacting with them this fall and reminded council members to provide the

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reason that we may want them to pay attention because they may not understand everything Cities do. When talking to them about something they are responsible for that impacts cities make sure to make that nexus clear. Mayor Casper will find out more about the legislative agenda that AIC is putting together.

Liaison Reports and Councilmember Concerns:

President Councilor Dingman Noted she is thankful for everyone that attended the Idaho Falls Airport master planning open house at the college of eastern Idaho. About half the attendees live near the airport and had questions about potential future use of area property and was able to explain the master planning process and the other half was a mixture of journal aviation interest and community interest and they had read a flyer that talked about what we need at the airport to fulfill some goals and there was a lot of good questions and great feedback. Councilor Dingman also mentioned that tonight's meeting will be talking about security improvements, and it will be a presentation from the TSA advisor, and he will talk about there recent business in Idaho Falls and some suggestion that they have made for security improvements at the airport etc. This is not a town hall format, but folks will be able to get questions answered and we are expecting good attendants. It starts at 6pm to 7:30pm tonight. Councilor Hally gave an update on 25th they are in the final stages and should be paved and open soon.

Councilor Radford Stated Idaho Falls Zoo is extending the season and tonight and tomorrow from 6pm to 8pm you can take advantage of the Zoo lights and you can walk though and see the lights. The Zoo will be open starting October 29th to November 27th on Saturday's and Sunday's from 11am to 5pm (weather permitting). There will be a reduced admission of \$10 for adults and \$4.50 for kids. Radford also noted that the leaf schedule is out so look for that, so you know when to get your leaves out for pick up. There are also a few trails that are listed on the new Idaho Falls App and if you ever want to know about urban heights available in Idaho falls the AllTrails App has our river walk and pathways you can take and gives a nice opportunity to use that.

Councilor Francis stated there is a swearing in of three new officers tomorrow afternoon at 2:30pm at the training center. Councilor Francis stated 3 or 4 years ago last time the school bond was up council not as a resolution or anything, but people signed a statement in support of it. I wrote something up if you want to look at and want to put your name in than Lisa Burtenshaw will get it to the school bond people, and it will go out one more statement of support. Councilor Freeman stated that the fire department is hiring 12 new people and the deadline is October 29th if anyone is interested in becoming a fire fighter this is a great time to apply.

Councilor Burtenshaw stated planning and zoning has opening on there commission if anyone is interested in being involved. 25th and Saturn will be paved soon. West hill was paved last week. Water tower will intend to open November 10th. The Dewater plans are still planning on going out early November.

Councilor Hally noted that the bid for the intersection of woodruff and 17th is ITD and that is tomorrow, and we will know if we have any bids.

Idaho Falls Police Department-Discussion: Proposed changes to police Personnel manual.

Chief Johnson is presenting two housekeeping changes to the policy manual the first one is stand by pay. The manual says that stand by pay currently only applies to detectives. Stand by pay is when we need to limit an employee's behavior so that if they need to return to work, they can return immediately. The employee cannot have alcohol, cannot travel, and must be within a certain distance to respond to work. There is a set compensation for people that limit their behaviors. Chief Johnson stated they found that they need to use standby more than just with the detectives and have had to keep swat team on standby on occasion, our public order unit and dispatcher have had to be on standby on occasion. This change would reflect what the police department needs to do and not just limit stand by to the detectives. This way if they do have to put someone on standby they can be compensated as per the police manual. Chief Johnson then presented the second item regarding compensatory time. This change would upon promotion the city would pay the comp time on the book and would be paid out at the rate they earned it in. I then would be made clear that Exempt employees which would be lieutenant and above, executive assistant,

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Chief, and the public information officer do not have compensatory time. Councilor Radford wanted to know if we were trying to do this for other departments as well. Ryan Tew stated almost every department compensatory time is down to zero but it's a little more difficult with the police department. Mr. Tew noted that this makes a lot of sense for the city because there are a lot of police officers who earn comp time at \$20 an hour and then get promoted and get paid out at their current rate as a captain and it is very expensive to the city. Chief Johnson stated that exempt employees are not eligible for compensatory time so there are a couple of exempt employees that have time on the books and so they would get paid out for that time and they have a couple options they have for that. HR has been good to work with the employees by helping them decide if they want to just take cash or if they want to roll it into deferred compensation or put it in a health savings account, so they have some options. This change in the policy manual would make it so those exempt employees would have to get paid out on that. The current sergeants though would keep their comp time and use it however all future promotions they officer would get paid out on their compensatory time upon promotion and they would know that is coming before they get promoted so it would be part of the decision they can make before they decide whether they want to be promoted or not. Mayor Casper stated this is a positive step and we have been working on this off and on for 3 years, trying to figure out the right solution and the right time to implement it and am grateful to the police department for figuring out this kind of a solution and to Director Tew for working on this.

Chief Johnson presented a third change to the policy manual regarding holiday time. The city went from eleven holidays to twelve holidays, so it simply updates the mention in the police personal manual from eleven to twelve. Chief Johnson noted that these proposed changes as you know would need to be published to the employees and they would have 30 days to comment and then it will come back to council sometime after those thirty days.

It is the consensus of the Council to begin the thirty days for the employees to review and make comments. Mayor Casper noted that if employees have comments that need to be addressed, we will see this item again at a future meeting however if no significant issues are brought forward, we may see this item at a council meeting for approval.

Idaho Falls Police - Department Update: CIT (Crisis Intervention Team) Detective Activates.

Chief Johnson stated two budgets ago the Council funded and authorized a Crisis Intervention Team detective position and there was a lot of work to get that done and is very grateful for it. Chief Johnson gave an overview, Crisis intervention team is the standard response from police department for people struggling with mental health or having mental health crisis. Crisis intervention was born out of Memphis following a tragic event where a schizophrenic individual was shot and killed by the police department. They went back and reviewed the incident and it was determined that the police department did everything they were supposed to, but it wasn't the outcome people wanted. They came up with the idea of Crisis Intervention to try to handle these situations better. Crisis Intervention has been in place for several decades now in Idaho Falls and Bonneville County have been involved for some time and it has grown over that time. Chief Johnson noted about a year ago as a police department they joined the International Association of Chiefs of Police one "One Mind" campaign. "One Mind" is a model of what law enforcement agencies ought to be doing. It involves having a partnership with one or more community health organizations to develop and implement policies based off best practices, it has a lot to do with training, getting at least twenty percent of the department trained in CIT (Crisis Intervention Team) and one hundred percent trained in Mental health first response. Chief Johnson stated the police department has achieved all these things and then we added the CIT Detective and the idea with the CIT Detective was going to do is we take the different mental health calls and try to find a solution for people in crises so that we are not responding several times and provide a time saver for officers and in addition to hopefully provide better service for the person in crisis. The thought behind that is if we respond several times and nothing changes, did we really provide the services needed.

Detective Stiffler gave an overview of how he gets dispatched to these calls. He stated Patrol officers and dispatchers will give names and case reports if they have been dealing with an individual several times and feel that

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something may be going on. Detective Stiffler stated he will take the names to Health and welfare to see if there is any backstory on the individual and try to get any diagnoses they may have and see what kind of resources they are currently using. Detective Stiffler noted some people are not using any resources. If it's an immediate need, then he will coordinate with health and welfare, and they will send two people as per there policy to go out with Detective Stiffler. He Stated The three of them will go out and talk to the person and do an evaluation right there. Detective Stiffler stated he will talk to them a little bit and when he is done, Health and Welfare will use their expertise to go over a little more. Detective Stiffler stated there is a high percentage of people that are homeless struggling with mental illness, and he says he tries to find them resources like housing and other recourses. Council President Dingman asked if when talking with people who are unsheltered, are they open to having a conversation with you to find resources? Detective Stiffler stated once he established a repour with them and they know that he is trying to help, they will talk to him, he noted that some people don't want help they talk about it but when it comes down to it, they are more comfortable where they are at. Detective Stiffler stated he does have hygiene kits and blankets that he will hand out to people. Detective Stiffler stated that he along with health and welfare and Bonneville County are doing trainings every 6 months and are getting officers trained this training academy is open to the Valley. Detective Stiller stated there is a project called "Home Safe" that will kick off soon and will help with mental handicaps, children with downs syndrome, people who are prone to wonder and people suffering from dementia and Alzheimer's and will be a phenomenal resource for the city. Chief Johnson noted Prior to the CIT Detective program we would coordinate with the state so we show up and they would do what they do and there was really no coordination. What we have been able to do Detective Stiffler has been able to take those names that we encounter frequently in the field and as our version of a co-responder model, we aspire to a full co responder model, but have been able to do what I think is a very good co-responder model. Chief Johnson stated Detective Stiffler has had 135 calls for services from April to October. Those are calls that are diverted from the field but out of those 135 calls those people are calls that would be several calls to dispatch so instead of sending several officers responses which usually includes fire responders as well. They can just go to Detective Stiffler, and he can coordinate with the state department that is responsible for health and human services and try to get them some real help. He noted Both on the aspect of getting people help and that reduction of work. It is working the way we envisioned it working and we as a police department were not aware how much partnership we get from the state until we spent the time building the relationship and they have been good to work with.

There being no further business, the meeting adjourned at 4:22 p.m.

Corrin Wilde, City Clerk

Rebecca L. Noah Casper, Mayor



City Council Meeting Minutes - Draft

680 Park Avenue
Idaho Falls, ID 83402

Thursday, October 27, 2022

7:30 PM

City Council Chambers

1. Call to Order

Present: Mayor Rebecca L Noah Casper, Council President Michelle Ziel-Dingman, Councilor Radford, Councilor Hally, Councilor Freeman, Councilor Francis; and Councilor Burtenshaw

Also present:

All available Department Directors
Randy Fife, City Attorney
Jasmine Marroquin, Deputy City Clerk

2. Pledge of Allegiance

Mayor Casper led those present in the Pledge of Allegiance.

Mayor Casper directed some order changes to the agenda due to continued software glitches. Mayor Casper added (D) Municipal Services and renumbered the items following Municipal Services.

3. Public Comment

No one appeared for public comment.

4. Consent Agenda

A. Airport

- 1) Approval of Replacement Chiller for Airport Terminal

B. Idaho Falls Power

- 1) IF 20-06 Additional Spending on Overhead Fiber Project

C. Public Works

- 1) Minutes from Annual Meeting of Public Works Department Utilities

D. Municipal Services

- 1) IF- 23-A Purchase Replacement Vactor Truck for Public Works
- 2) IF-23-02 Purchase Road Salt for Public Works
- 3) License Applications

It was moved by president Ziel -Dingman, seconded by Councilor Radford to approve, accept, or receive all items on the Consent Agenda according to the recommendations presented. The motion carried by the following vote: Aye – Councilors Hally, Burtenshaw, Dingman, Freeman, Francis, Radford. Nay - None

5. Regular Agenda

A. Fire Department

1) Sole Source Purchase of Motorola Portable Radios

Chief Dwayne Nelson presented the sole source purchase of 12 Motorola Radios. These are the same radio that was purchased a year ago for portable use for fire fighters for purposes of communication on the fire ground or EMS Calls, including wild land calls. Chief Nelson stated that the enhanced features of this radio are the type they have gone to for all personnel. Chief Nelson is asking for a sole source purchase of 12 radios using monies from this fiscal year's budget. Chief Nelson stated that because of the Safer Grant Award, which was contingent upon that budge item, they are getting prepared to hire twelve new hires and these radios would be for them. They are doing testing this Saturday.

Freeman stated that the radios are compatible with the current radios and that is why they need the sole source purchase because other radios wouldn't work with the current radios, and they need to buy the same radios to keep radios compatible.

It was moved by Councilor Freeman, seconded by Councilor President Dingman to Declare the MOTOROLA Solutions as the only vendor for the firefighter radios that are reasonably available because the compatibility of these firefighter radios with the City's existing system, components, accessories, and equipment is the paramount consideration for this purchase and approve a purchase of the firefighter radios in the amount of \$108,237.36 for 12 firefighters. The motion carried by the following vote: Aye – Burtenshaw, Hally, Radford, Dingman, Freeman, Francis. Nay – None

2) Bonneville County Ambulance Service Agreement

Chief Nelson presented a contract with Bonneville County EMS District in the amount of \$3,094,660.00. Spread across 12 months at a 3.5% increase from last year's contract to continue to provide EMS services to the residents of Bonneville County.

It was moved by Councilor Freeman, seconded by Councilor President Dingman to Approve the Ambulance Service Agreement between the City and Bonneville County and give authorization for the Mayor and Deputy City Clerk to sign necessary documents The motion carried by the following vote: Aye- Hally, Burtenshaw, Dingman, Freeman, Radford, Francis. Nay – None

B. Municipal Services

1) Public Hearing for Exchange of City Property

Mayor Casper opened the public hearing. Mayor Casper explained that law requires that when they seek to do an exchange when there is not an arm's length transaction using dollars it requires a hearing.

Director Pam Alexander asked for the presentation to be pulled up identified as Agenda Item 5(B)(1). Director Alexander testified that they did a review on this item at the work session on October 11.

Director Alexander indicated that they were approached by a person to do an exchange of the property at the Intermountain Business and Technical Park. Director Alexander presented 2.56 acres that was acquired for an operation of a storm pond and the developers approached the City to exchange the property of same size and volume and if approved it would alter the existing storm pond. Director Alexander stated that there is a process for City owned property and they went through Idaho Code as well as public notification published 2 Sundays in a row, October 16 and 23.

No one appeared in support or opposition.

Mayor Casper closed the public hearing.

President Dingman presented that this is an interesting exchange and thinks that the property to be traded doesn't have any real value or necessity for the City and has been underutilized. President Dingman believes it makes sense for both sides of the ownership to create continuity.

It was moved by Councilor President Dingman, seconded by Councilor Francis to declare Council's intent to exchange the City property with Teton Communications, Inc. without any monetary exchange and direct City staff to create the necessary documents to exchange the properties and authorize the Mayor to execute the exchange. The motion carried by the following vote: Aye – Councilors Hally, Francis, Radford, Dingman, Burtenshaw, Freeman. Nay. None.

2) Approval to Write-Off Unpaid Utility Service Accounts

Director Pam Alexander asked for item 5(B)(2). Director Alexander stated that they go through each year and identify unpaid accounts that are uncollectable pursuant to their write-off policy that includes, Bankruptcy, deceased with no known estate, exhaustive collection, incarceration. Director Alexander stated that this year's request is for a total of 882 utility service accounts that are uncollectable based on bankruptcy, deceased, incarcerated, collections exhausted. Director Alexander stated the total write-off is \$355,819.81 for the calendar years 2017, 2018, 2019, 2020, 2021. Director Alexander showed a graph that explains the higher dollar amount for this write-off, due to the incorporation of extra years due to the identification of several accounts that met the requirements for write-off. Alexander showed the write-off summaries for 2015, 2016, 2017. Director Alexander stated that prior to 2016 there wasn't a formal write-off policy. Alexander showed how the utility service accounts have grown over the years which is a good representation. Director Alexander showed 2009 had the highest year for write-offs at \$430,265 and the lowest year was \$219,000, so there have been improvements over the last years. Director Alexander stated that the formal write-off policy allows them to show why things are being written off. Director Alexander stated that an average 3-year period of 2015, 2016, 2017 the program revenue averaged \$71.3 million, and the average 3-year period of write-offs was \$270,118.00 on an average of 748 accounts with the average balance for the write-off was \$357.19 indicating an average of 0.04%. Director Alexander stated that it is below what is typical of utility write-offs.

Councilor Hally stated that the city must be audited, and a receivable must be legitimate receivable, or it tarnishes the validity of the audit because the receivable cannot be turned into cash, and that is the reason to make all efforts to collect and then write-it- off. Director Alexander agreed that they don't want to overstate their revenue because they have credit ratings that they must meet on the electric and water, and if they move forward with any bonds or reports that are required, making sure that they have an accurate financial position is critical and this is part of the process.

Francis asked if it is usual to write off one year back. Director Alexander stated that the reason they have added the other years this time is because they have been able to identify deceased with no known estates and people who have received a discharge of bankruptcy and incarcerated. They felt they needed to not wait and make internal documents accurate.

President Dingman feels that the history from Director Alexander is accurate. President Dingman stated that there is a low percentage of write-offs. President Dingman is proud to follow the policy and staff has continued to execute that well with the contracted collection agency supporting the efforts.

It was moved by Council President Dingman, seconded by Councilor Francis to Approve the write-off of \$355,819.81 in unpaid utility service accounts which have been determined as uncollectible for the calendar years 2017, 2018, 2019, 2020 and 2021. The motion carried by the following vote: Aye – Councilors Freeman, Radford, Burtenshaw, Francis, Dingman, Hally. Nay – None.

3) City Ordinance Revision - Title 2, Chapter 9 - Civic Center for the

Director Pam Alexander presented an amendment to City Ordinance Title 2, Chapter 9 Civic Center for the Performing Arts. She gave the reason for the amendment to create a permanent position on the committee for a member who is an employee of School District #91 to have an individual who is aware of District and Idaho Falls High School Functions and interests to enhance the long-term standing relationship of the City and the School District. She stated that it will benefit the community by improving the quality of committee decisions and this amended ordinance will stagger terms for a smooth transition to strengthen the memory of the committee and allows flexibility for appointments.

Freeman asked if this is an ex-officio position or voting member. Director Alexander stated that they talked about making it a voting member, but the consensus was ex-officio member. Freeman indicated that they need an amendment in the Whereas (3rd) because it states that it is a voting member. Mayor Casper stated that the Whereas clauses are introductory, and the actual effective part of the document is in the second half, and technically it wouldn't have to be amended. Mayor Casper agreed that having this member on the committee will improve the quality of the decisions to be made.

Councilor Francis stated that they could change the motion to drop voting from that paragraph and it would keep it accurate for the public record. Mayor Casper agreed.

President Dingman clarified Councilor Francis statements that when she makes the motion that she expressly present it as an ex-officio member. Councilor Francis suggested just striking the word voting from the recitals.

President Dingman moved with amendment removing the word voting from 3rd Whereas clause, Francis second, roll calls, motion passed.

It was moved by Council President Dingman, seconded by Councilor Francis to Approve the amendment to Title 2, Chapter 9 of the City Code regarding adding a School District 91 representative to and staggering committee member terms on the Civic Center for the Performing Arts Committee with the amendment of removing the word "voting" from third whereas clause at the beginning of the ordinance under a suspension of the rules requiring three complete and separate readings and request that it be read by title and published by summary The motion carried by the following vote: Aye – Councilors Hally, Radford, Francis, Dingman, Burtenshaw, Freeman. Nay – None.

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

ORDINANCE NO. 3484

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; ADDING A SCHOOL DISTRICT 91 REPRESENTATIVE TO THE CIVIC CENTER FOR THE PERFORMING ARTS ADVISORY COMMITTEE AND STAGGERING COMMITTEE MEMBER TERMS; PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

4) Bid IF-23-01 Purchase Chlorine and Sodium Bisulfite for Public Works

Director Pam Alexander presented for purchase of chlorine and sodium bisulfite for public works. Director Alexander stated that they had one bid received and upon review the staff is recommending rejecting the bid for section 1 chlorine 150 lb. cylinder and negotiating the purchase of this bid item on open market as they feel they will get a better cost. Director Alexander asked for acceptance and approval of the lowest responsive responsible bid from Thatcher Company Inc. to award a contract for Section 2, Chlorine 1 ton container and Section 3 Sodium Bisulfite for a total of \$611,200.

President Dingman clarified that the Council members have bid tabulation and one has a rejection, and two accepting.

It was moved by Council President Ziel-Dingman, seconded by Councilor Burtenshaw, to Accept and approve the bids received from the lowest responsive and responsible bidder, Thatcher Company, Inc. for Section II, Chlorine 1 ton container and Section III, Sodium Bisulfite for a total of \$611,200, and reject the bid received for Section I, Chlorine 150-pound cylinders and authorize Public Works to negotiate the purchase on the open market. The motion was carried by the following vote: Aye – Councilors Francis, Dingman, Freeman, Hally, Radford, Burtenshaw. Nay- None.

5) Purchase two 2022 North Star 153-1 Ambulances for the Fire

Director Alexander presented the purchase of two new ambulances. They are replacing the two oldest units with one ambulance having 206,000 miles and 9800 hours and the other has 165,000 miles and 5600 hours of service. They were approved for replacement with an expedited order through Braun Northwest and the competitive cooperative agreement that they have, to get these ambulances in the que to get built and they are using American Rescue Plan Act Funds for the ambulances. Director Alexander stated that the additional funds from the American Rescue Plan Act fund will be used to upfit the units. Director Alexander stated that on September 8, City Council approved the Fire Department to enter into an agreement for equipment and maintenance with Striker and the '22 units will be included. Ambulances will be outfitted with the newest up to date equipment, including the newest versions of power loader stair chairs, Lucas devices etc. Striker will update cardiac monitors every 5 years. Director Alexander stated that it will update the fleet and leverage the upfit of the units through the Striker contract that was approved. Councilor Freeman asked if the funds available were \$600,000 and the ambulances were \$488,00. Director Alexander agreed and stated that any balance remaining would go back into the American Rescue Plan Act for any other project that might go over, but the ambulances were priorities. Chief Nelson stated that the total awarded back in May for the American Rescue Plan Act was \$869,851.00. That was to include the two ambulances, upfit equipment and a transport ambulance that is being built and that is the total amount coming forward in the future for the transport ambulance that has been discussed. Mayor Casper stated that they worked hard to expedite the

decisions so they could make the purchase quickly, and if the decision were made today how far out would the ambulances be. Chief Nelson indicated 2 years out. Freeman stated that 165,000 miles doesn't sound like much to some, and they get good maintenance, but they cannot take a chance of a break down when responding to an emergency and trucks are driven hard at high speeds and they don't last as long, so to get 165,000 miles and 200,000 miles is a credit to the maintenance that is performed on the vehicles.

It was moved by Council President Ziel-Dingman, seconded by Councilor Freeman to Approve the purchase of two 2022 North Star 153-1 ambulances accessing the Houston-Galveston Area Council (HGAC) competitive procurement contract #AM10-20 from Braun NW, Inc. for \$220,056.00 each, for a total of \$440,112.00. The motion carried by the following vote: Aye – Councilors Freeman, Francis, Hally, Radford, Burtenshaw, Dingman. Nay – None.

C. Community Development Services

Mayor Casper explained that for items 1-6, one hearing will cover two items (1 and 2; 3 and 4; 5 and 6).

1) 21-681 Legislative Public Hearing Part 1 of 2 of the Annexation and Initial Zoning-Annexation Ordinance and Reasoned Statement of Relevant Criteria and Standards.

2) 21-682 – Legislative Public Hearing Part 2 of 2 of the Annexation and Initial Zoning of TN & R3

Mayor Casper opened the public hearing for 5(C)(1) and 5(C)(2) annexation and initial zoning of TN Traditional Neighborhood and R3 multiple dwelling residential for 63.69 acres.

Applicant: Layton Construction, Alex Driskel, 334 Sequoia. Mr. Driskel is the development director at Layton Construction. Mr. Driskel thanked staff for helping along in the process. He introduced himself working on behalf of Well Tower Inc to identify, develop and deliver wellness housing across the mountain west. Mr. Driskel stated that in general the communities are highly amenitized, emphasizing walkability, social interaction and overall wellness of residents. This project brings a differentiated housing option to Idaho Falls residents and a community in desperate need of housing diversity in an increasingly challenging housing market. Well Tower is a national leader in health and wellness and a long-term holder in assets and the concerns and community dynamics are of great importance to them and their team. Mr. Driskel stated that through initial community outreach, interaction with City staff and planning commission they have appreciated the feedback and look forward to growing together. Mr. Driskel stated that the Moto for their team is "What is good for the community is good for the project." Mr. Driskel is from Pocatello, and he takes pride in this project to improve the options and quality of life for residents of southeastern Idaho.

Deborah Nelson, Esq., 601 W Bannock, Boise, Idaho. Ms. Nelson asked for the Power Point presentation. Ms. Nelson is asking for annexation and zoning of 63-acre parcel south of 33rd North and North of US 20. Ms. Nelson stated that this is infill and surrounded on four sides by City limits. Ms. Nelson stated that P&Z recommended approval. Ms. Nelson showed that the TN and R3 is consistent with the surrounding zoning and Comprehensive Plan. She listed the current surrounding zones with R3 to the west and southwest, HC to east and south. Ms. Nelson stated that TN and R3 will provide a transition to the R1 to the north of the property and down to Highway 20 and the industrial zoning south of the Highway. Ms. Nelson stated that the proposed zoning is consistent with the designation in future land use map for general urban designation. Imagine IF envisions variety of housing types, smaller more compact lot sizes,

streets in grid like pattern to promote connectivity. Ms. Nelson stated that the TN is characterized by a walkable pattern, small lots, and residents, mix of housing types and a grid street pattern with rear alleys like the historic neighborhoods. Ms. Nelson stated that R3 is characterized by a variety of dwelling types with denser dwelling located along major streets, pedestrian connections, and commercial services. TN and R3 meet a specified need identified in the Comprehensive Plan, to accommodate zones that will provide for “missing middle housing” including rental and smaller homes in walkable neighborhoods. Ms. Nelson stated that of the \$24,000 housing units in Idaho Falls in 2020 the plan notes that only 7% were smaller units. Ms. Nelson stated that young professionals and small families may not be ready for the maintenance or financial responsibility for a large yard and house. Ms. Nelson stated that this will attract and keep young workers who are critical members of the work force in the community. Ms. Nelson stated that the property is near INL Labs that has many young professionals employed who may not be ready for the long-term investment. Ms. Nelson stated that other employers in the area include ISU, CAES, Norco, Etc. Ms. Nelson stated that the proposed zoning will serve the employers to provide compact housing for workers. Ms. Nelson stated that this supports the Comprehensive Plan and will create a walkable center in the Innovation District area with INL. Ms. Nelsons stated that the zoning supports development of compact lots and a variety of housing products within gridded streets that create a well-connected neighborhood for bicycles and pedestrians. Ms. Nelson stated that this property is located within Tier 1 of Area 4, making it one of the least healthy areas of the City as designated by the Plan. Ms. Nelson stated that the Plan emphasized a need for green space and parks creating connected paths to downtown and diversifying housing. The requested zoning addresses this concern by supporting compact grid like pattern and green space to promote healthy lifestyle. Ms. Nelson stated that the request meets other goals of the Plan, including walkability, bike ability, infill development, diversity, housing adjacent to other compatible uses and fits the Comprehensive Plan strategic vision by providing a variety of living opportunities near employment, reducing the necessity for long motor vehicle commutes and finally the TN and R3 Zone fulfil the Comprehensive Plan goals for infill development to minimize costs while growing population and tax base. Ms. Nelson stated that this is consistent with the Comp Plan and the proposed Annexation and Zoning doesn’t burden City services, water and sewer is available to serve the property and the annexation allows efficient utilization of existing services and infrastructure without added sprawl and long commutes. Councilor Francis asked about MK Simpson is planned to extend through this site. Ms. Nelson stated that they will be extending MK Simpson through their site and will eventually connect through to the west when the property to the west develops.

Director Brad Cramer appeared and presented the following:

Slide 1 – Zoning Map

Director Cramer shows the differentiation between R3, and TN exists on the subject property with TN on the southern portion of the property.

Slide 2 -Airport Overlay Map

Director Cramer showed that the Airport Overlay is part of the initial zoning requirement and request, and this overlay does not have any restrictions on uses, but rather on extreme heights to protect the flight path. Director Cramer stated that the TN zone was written for infill development situations like this, and there is a separate set of development standards that exist for greenfield versus where neighborhoods exist. Director Cramer stated this is an appropriate use of TN and it is not only intended

for use in areas that are undeveloped within existing neighborhoods and staff is supportive of the request.

Slide 3- Photo of Site

Councilor Francis asked for a definition of extreme height. Director Cramer stated that it would be skyscraper this far from the airport.

No one appeared in support or opposition.

Councilor Radford stated that he looked up Well Tower and asked if there are two Well Tower, one dealing with hospitals and senior living and one that is not. Mr. Driskel stated that Well Tower has traditionally been a senior housing and medical office owner operator across the Country and over the last 3 years they have added a 3rd leg to the stool with wellness housing, that is more of a market rate angle to diversify their portfolio. Councilor Radford stated that it is likely in response to research that living in a certain area can lead to a longer life that is more active. Mr. Driskel stated that they have brought the senior aspects that were successful and brought it to market rate traditional rental aspect with high quality of life.

Mayor Casper closed the public hearing.

Councilor Francis is impressed with how this project matches with Imagine IF and carefully connected. Councilor Francis likes TN because it makes it a possibility of walkable neighborhood because small food stores are allowed in this zone that are not allowed in other zones, so there are possibilities to happen here, and he is strongly in support. Councilor Radford stated that this is what they have been looking for. Councilor Radford stated that there is a crisis in the community around anxiety and about mental health, and to build centers that are near natural locations like Freeman Park where people can walk and be in the sacred public spaces with trees and by the Snake River to show that life is sustaining it will have an impact on mental health and lets people feel more willing to continue to fight the battle they face in society. Councilor Radford stated that he is excited as they have been trying to attract young professionals, and they had not been able to show them anything where they can walk to work, until now. Councilor Radford stated that the use of this property to do this is amazing. Councilor Radford feels this is the right space in conjunction with the INL and DOE. Councilor Freeman is excited about this project and heard magic words with "infill," "minimize infrastructure cost" and "missing middle." Councilor Freeman is very supportive of this project. Councilor Francis is excited that MK Simpson connection will make it walkable and bikeable to the INL Campus site much easier than going north and across when it is connected and will add to the potential of the development.

It was moved by Council Burtenshaw, seconded by Councilor Francis to Approve the Ordinance annexing 63.960 acres of a Portion of the East ½ of the Northwest ¼ of Section 7, Township 2 North, Range 38 East under a suspension of the rules requiring three complete and separate readings and request that it be read by title and published by summary. The motion carried by the following vote: Aye – Councilors Radford, Freeman, Burtenshaw, Francis, Dingman, Hally. Nay – None

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

ORDINANCE NO. 3485AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE ANNEXATION OF APPROXIMATELY 63.960

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 Council Burtenshaw, seconded by Councilor Francis to Approve the Reasoned Statement of Relevant Criteria and Standards for the annexation of 63.960 acres of a Portion of the East ½ of the Northwest ¼ of Section 7, Township 2 North, Range 38 East and give authorization for the Mayor to execute the necessary documents. The motion carried by the following vote: Aye – Councilors Hally, Burtenshaw, Dingman, Freeman, Francis, Radford. Nay – None

It was moved by Council Burtenshaw, seconded by Councilor Francis to Assign a Comprehensive Plan Designation of “General Urban” and approve the Ordinance establishing the initial zoning for TN, Traditional Neighborhood and R3, Multiple Dwelling Residential with the Controlled Development Airport Overlay Zone as shown in the Ordinance exhibits under a suspension of the rules requiring three complete and separate readings and request 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. The motion carried by the following vote: Aye – Councilors Burtenshaw, Hally, Radford, Dingman, Freeman, Francis. Nay – None

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

ORDINANCE NO. 3486

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE INITIAL ZONING OF APPROXIMATELY 63.960 ACRES DESCRIBED IN EXHIBIT A OF THIS ORDINANCE AS TN, TRADITIONAL NEIGHBORHOOD AND R3, MULTIPLE DWELLING RESIDENTIAL WITH THE CONTROLLED DEVELOPMENT AIRPORT OVERLAY ZONES; AND PROVIDING SEVERABILITY, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

It was moved by Council Burtenshaw, seconded by Councilor Francis to approve the Reasoned Statement of Relevant Criteria and Standards for the Initial Zoning of TN, Traditional Neighborhood and R3, Multiple Dwelling Residential with the Controlled Development Airport Overlay Zone and give authorization for the Mayor to execute the necessary documents. The motion carried by the following vote: Aye – Councilors Dingman, Burtenshaw, Francis, Freeman, Hally, Radford. Nay – None

3) 21-683 – Legislative Public Hearing Part 1 of 2 of the Annexation and Initial Zoning

4) 21-684 – Legislative Public Hearing Part 2 of 2 of the Annexation and Initial Zoning of CC

Mayor Casper opened public hearing Annexation and Initial Zoning of CC for 11.355 acres.

Applicant: Brad Brown, Stewart Land Company, 1719 W 4350 South, Riverdale, Utah. Brown presented property on Pioneer Road near the new event center, to request annexation and zoning of CC. Brown stated that this is a tricky project because it is up against the freeway and there are a lot of engineering coordination issues. Brown stated that they got recommendation for approval from P&Z and then staff asked them to revise the annexation plat to include the roads on the front and the side to make sure that all that was included. Brown stated that revision took coordination including, time, money, and effort, and now they have it right. Brown stated that they are trying to minimize infrastructure cost to

the City, and they will build a road up against the Freeway. Brown is with Stewart Land Company, and they are doing other projects in the City.

Director Brad Cramer appeared and presented the following:

Director Cramer stated that the request is for CC Central Commercial zone.

Slide 1 – Zoning Map. Director Cramer showed the fuchsia color CC that is in portions of Snake River Landing and Eagle Ridge Development and includes some R1 to the east, some HC and R3A and LC to the south.

Slide 2 – Aerial. Director Cramer showed the property is east of I-15, West of Snake River Parkway and Snake River Landing development and north of the Event Center site. Director Cramer stated that the requested zoning is consistent with the zoning in the area, and CC was originally written for the downtown area years ago, and once Downtown became form-based zone CC was modified to be used in other areas that wanted to create a main street type feel like Snake River Landing and along the 1st Street corridor. Director Cramer shows that the area is mixed use center and corridors and that is where you'd find a mix of commercial office and residential uses along major roadways. I-15 is in the area, Panchari to the north, and Sunnyside to the south, with Snake River Parkway functioning as a higher traffic roadway.

Slide 3- outline of where the site is located and surrounding land uses.

Director Cramer showed that the surrounding land use is vacant except for the very southern portion. Director Cramer showed there are storage units and housing to the east and Snake River Landing has a mix of commercial office and residential exists to the east, and across I-15 has vacant land and Camping World further to the north, and the Event Center to the south.

Slide 4 - airport overlay zone. Director Cramer showed that this is the same overlay zone as in the previous hearing with the Controlled Development and uses would not be affected and would only deal with heights.

Slide 5 – area photos looking south across the site from Pioneer Road

Slide 6-- Area photos looking generally east and south from Pioneer Road to show the curve in the road.

Slide 7 – Area photo looking west and north from the pathway along the canal.

Cramer stated that P&Z recommended approval and staff concurs.

Councilor Burtenshaw stated that the packet shows the area looking different than what he showed on the slides during his presentation. Councilor Burtenshaw stated that the aerial in the packet shows the property going south and sweeping up into the road and continues to the north and encompasses the road all the way to Pioneer Way. Director Cramer clarified that what is in the packet is correct and the slides are what was shown to P&Z before the roads were incorporated. Cramer showed on the map to show the addition of roads extending the red line out into the intersection and extends up along the storage units to the north.

No one appeared in support or opposition.

Mayor Casper closed the public hearing.

Councilor Burtenshaw is excited about this development. She noted that this main street concept is a good concept for this area and will fit in well with the other areas that have been zoned similar. Burtenshaw is excited about the Event /center and is envisioning an exciting development to be another main street of the City.

It was moved by Council Burtenshaw, seconded by Councilor Francis to Approve the Ordinance annexing 11.355 acres of Part of the SW ¼ of Section 24, Township 2 North, Range 37 East under a suspension of the rules requiring three complete and separate readings and request that it be read by title and published by summary. The motion carried by the following vote: Aye – Councilors Francis, Dingman, Freeman, Hally, Radford, Burtenshaw. Nay – None

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

ORDINANCE NO. 3487

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE ANNEXATION OF APPROXIMATELY 11.355 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 Council Burtenshaw, seconded by Councilor Francis to Approve the Reasoned Statement of Relevant Criteria and Standards for the annexation of 11.355 acres of Part of the SW ¼ of Section 24, Township 2 North, Range 37 East and give authorization for the Mayor to execute the necessary documents. The motion carried by the following vote: Aye – Councilors Burtenshaw, Hally, Dingman, Radford, Freeman, Francis Nay – None

It was moved by Council Burtenshaw, seconded by Councilor Francis to Assign a Comprehensive Plan Designation of “Mixed Use Centers and Corridors” and approve the Ordinance establishing the initial zoning for CC, Central Commercial with Airport Controlled Development Overlay Zone as shown in the Ordinance exhibits under a suspension of the rules requiring three complete and separate readings and request 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 The motion carried by the following vote: Aye – Councilors Hally, Francis, Radford, Dingman, Burtenshaw, Freeman. Nay – None

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

ORDINANCE NO. 3488

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE INITIAL ZONING OF APPROXIMATELY 11.355 ACRES DESCRIBED IN EXHIBIT A OF THIS ORDINANCE AS CC, CENTRAL COMMERCIAL WITH THE AIRPORT CONTROLLED DEVELOPMENT OVERLAY ZONE; AND PROVIDING SEVERABILITY, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

It was moved by Council Burtenshaw, seconded by Councilor Francis to Approve the Reasoned Statement of Relevant Criteria and Standards for the Initial Zoning of CC, Central Commercial with

Airport Controlled Development Overlay Zone, and give authorization for the Mayor to execute the necessary documents. The motion carried by the following vote: Aye – Councilors Freeman, Radford, Burtenshaw, Francis, Dingman, Hally. Nay – None

5) 21-686 - Legislative Public Hearing Part 1 of 2 of the Annexation and Initial Zoning

6) 21-687- Legislative Public Hearing Part 2 of 2 of the Annexation and Initial Zoning of LC

Mayor Casper opened the public hearing for Annexation and Initial Zoning of LC for 6.631 acres.

Applicant: Eagle Rock Engineering, Kurt Roland, 1331 Fremont Ave., Idaho Falls. Mr. Roland is asking to annex 6.63 acres into the City. The annexation will be attached to the Reserve at Snake River Landing that is already annexed. Mr. Roland is asking for LC Zone on the property.

Councilor Freeman asked about the odd shape and asked if it is because it is connected to the other piece. Mr. Roland agreed.

Director Brad Cramer appeared and presented the following:

Director Cramer explained that the request is annexation with initial zoning of LC

Slide 1 – zoning map. Director Cramer showed that the LC zoning exists predominantly in this area to the northwest and east with HC zoning to the south, so the zone is consistent with the area.

Slide 2 – Comprehensive Plan Map Future Land Use Map.

Director Cramer showed that this is an area that you would find commercial housing mixed and walkable areas and near transportation corridors.

Slide 3 – Aerial outline of property. Director Cramer showed that the property is currently undeveloped and the surrounding land uses include vacant and undeveloped ag land, some residential in the area, Jackson Hole Junction to the southwest, auto dealership along Sunnyside to the south and Snake River Landing to the south and east.

Slide 4 - Outline of property with closer view showing undeveloped land.

Director Cramer reiterated what the applicant stated that there are plans in review for the property to the north and west as part of the Reserve at Snake River Landing.

Slide 5 – photos of the site East from Pioneer. Director Cramer stated that P&Z recommended approval of the annexation and initial zoning and staff concurs with the recommendation.

No one appeared in support or opposition.

Mayor Casper closed the public hearing.

Councilor Burtenshaw stated that with the explanation that it does incorporate into the other LC in the area and is part of the overall picture for the Reserve at Snake River Landing. Councilor Burtenshaw recommends approval to incorporate the triangle piece for annexation into the City. Councilor Francis emphasized that during the P&Z hearing it stated that this development is related to a parcel near it, and it makes sense.

It was moved by Council Burtenshaw, seconded by Councilor Francis to Approve the Ordinance annexing 6.361 acres for the West ½ of the Southeast ¼ of Section 26, Township 2 North, Range 37 East under a suspension of the rules requiring three complete and separate readings and request that it be read by title and published by summary. The motion carried by the following vote: Aye – Councilors Hally, Radford, Francis, Dingman, Burtenshaw, Freeman. Nay – None

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

ORDINANCE NO. 3489

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE ANNEXATION OF APPROXIMATELY 6.361 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 Council Burtenshaw, seconded by Councilor Francis to Approve the Reasoned Statement of Relevant Criteria and Standards for the annexation of 6.361 acres for the West ½ of the Southeast ¼ of Section 26, Township 2 North, Range 37 East and give authorization for the Mayor to execute the necessary documents. The motion carried by the following vote: Aye – Councilors Freeman, Francis, Hally, Radford, Burtenshaw, Dingman. Nay – None

It was moved by Council Burtenshaw, seconded by Councilor Francis to Assign a Comprehensive Plan Designation of “Mixed Use Centers and Corridors” and approve the Ordinance establishing the initial zoning for LC, Limited Commercial with Controlled Development Airport Overlay Zones as shown in the Ordinance exhibits under a suspension of the rules requiring three complete and separate readings and request 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. The motion carried by the following vote: Aye – Councilors Dingman, Radford, Francis, Burtenshaw, Hally, Freeman. Nay – None

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

ORDINANCE NO. 3490

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE INITIAL ZONING OF APPROXIMATELY 6.361 ACRES DESCRIBED IN EXHIBIT A OF THIS ORDINANCE AS LC, LIMITED COMMERCIAL AND CONTROLLED DEVELOPMENT AIRPORT OVERLAY ZONES; AND PROVIDING SEVERABILITY, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

It was moved by Council Burtenshaw, seconded by Councilor Francis to Approve the Reasoned Statement of Relevant Criteria and Standards for the Initial Zoning of LC, Limited Commercial with Controlled Development Airport Overlay Zones, and give authorization for the Mayor to execute the necessary documents. The motion carried by the following vote: Aye – Councilors Radford, Freeman, Burtenshaw, Francis, Dingman, Hally. Nay – None

7) 21-689 – Quasi Judicial Public Hearing – Planned Unit Development and Reasoned Statement of Relevant Criteria and Standards for Terrace Gate Apartments and Barnwood Estates.

Mayor Casper explained what a Quasi-Judicial Public Hearing as the Council members are acting much more formally than with a Legislative Hearing and because they are making a very specific decision, they must follow tight rules that guarantee fair and due process to the property owner. Council members do not get any background information other than what is received in their reading packets, consisting of minutes etc. Council members are required to make their decision based on information received during the hearing.

Mayor Casper asked if anyone needs to recuse themselves. No one recused themselves.

Mayor Casper Opened the Public hearing. PUD Terrace Gate Apartments and Barnwood Estates.

Applicant: Eagle Rock Engineering, Kurt Roland, 1331 Fremont Ave., Idaho Falls, Idaho. Roland presented Terrace Gate Apartments and Barnwood Estates that consists of 11.25 acres for the PUD. Roland showed the property located on Skyline Drive. Roland stated that the property is east of Skyline Highschool. Roland stated that they are proposing 8 - 24 plex apartments with a clubhouse and 24 townhomes. Roland stated that there is a shared access with the medical plaza and another access off Skyline. Roland stated that they would have 412 parking stalls as required. Roland stated that the property is zoned LC allowing 35 units per acre and they are proposing 19 units per acre. Roland stated that the green space has an open area park in the middle.

Councilor Radford asked how many actual apartments. Roland stated 192 apartments and 24 townhomes with 2 car garages. Councilor Radford clarified that the 2 car garages are counted in the parking requirement numbers. Councilor Francis stated that he calculated they need 5 amenities based on the number of units and asked Roland to list them.

Roland stated that they have the park in the center with a pickle ball court, and playground equipment, the club house, BBQ areas, and a dog park. Councilor Francis asked if the storm pond is the park with the pickle ball court. Roland agreed with Francis.

Councilor Francis asked if there is a way to encourage access to Skyline Highschool. Roland stated that there is a fence that the School District has up and no gate to high school property. Roland assumes the School District would let them put a gate in. Councilor Radford asked them to ask the District for permission on the gate as they have worked hard to not have vehicle go out onto the roadway to go back around.

Councilor Burtenshaw asked what happened to Tara Street. Roland stated that it was vacated.

Director Brad Cramer appeared and presented the following:

Director Cramer stated that residential development in LC Zone must follow R3A standards. Director Cramer stated that there is a variance on the west side buffer. Cramer stated that LC up against R1 requires an additional buffer and the reason that a request was made to reduce that buffer is because that standard is in place for when development is happening next to existing residential, and schools are in R1 zones, and the buffer didn't seem necessary for what its purpose is. Cramer stated that the other variance is that they are shy on the 25% landscaping, and where it is adjacent to the school that includes public green space, staff agreed to approve the reduction to 24.3% of the site landscaped. Director

Cramer stated that the staff report references a variance to the buildings on the west side that has been resolved. Cramer stated that the issue has not been resolved and Cramer stated that a building over 2 stories, for every one foot of height needs two more feet of setback, and this does not meet that requirement and the requirement would be 35 feet so there needs to be included in the Reasoned Statement under item 6 Variance A, B, - add C to reduce west set back to 31 feet for three story structures. Cramer listed the variances requested: 24.3% landscaping; 4-foot reduction in west setback; and reduced buffer on the west side. Director Cramer indicated that it is not eliminating the buffer and it is a minimal reduction. Director Cramer stated that the PUD does meet the requirements of the zoning code. Director Cramer listed that the development includes 24 townhomes, 192 apartments with a total of 4 amenities that are built with each phase, and many included in the 1st phase. Cramer went through the elevation slides and the landscaping plan.

Slide 1 - 2 Story Townhomes (24 units as referenced)

Slide 2 – Apartment Elevations for 3 story structures (192 apartments)

Slide 3 – Landscaping Plan. Director Cramer showed slight reduction in buffering, but the overall landscaping plan includes 24.3% as landscaping.

Slide 4- Looks across the site from Skyline showing Skyline Highschool on the right-hand side with most of the site being undeveloped.

Slide 5 – Looks across Skyline to the northwest showing existing home.

Director Cramer noted that P&Z recommended approval with the 3 identified variances and staff concurs. Councilor Radford asked what the parking requirement is for the City. Cramer stated that for residential uses it is 1 stall per bedroom with a maximum of 2 stalls per unit. Cramer stated that in the packet the notes table shows the requirement from the zone would be 336 parking stalls and including the garages provided there are 400 on the site, so it exceeds the requirement.

Councilor Radford asked what would be different if it wasn't a PUD. Director Cramer stated that the variance request would be a different process and would have to go to Board of Adjustment and they would need to prove hardship that they did not create. Director Cramer stated that the amenities wouldn't be required. Director Cramer stated that other than that the development could be allowed as is. President Dingman asked about the development providing more parking spaces than they are required, but the memo stated that they are required to provide 412 and are providing 412. Director Cramer stated that they should trust the staff report and he might have misspoken. Councilor Francis asked about the PUD requirements stating that it must have a connection to a school and there is nothing anticipated to connect this PUD to a school. Council Francis still doesn't count 5 amenities, and there must be 5, and are storm ponds listed as storm ponds also an amenity. Director Cramer stated they need to include something else within the storm pond to be counted, such as playground equipment. Councilor Francis only sees the playground equipment and the club house, but not 5 amenities. Director Cramer listed the amenities: club house, playground, dog park on west side, picnic tables/pickle ball courts, additional playground equipment. Director Cramer explained that the large green space park in the center has been broken into 3 amenities because there are three sets of equipment. Councilor Francis asked if they could require an anticipated connection/pathway to the school based on the PUD. Director Cramer believes it is appropriate in the motion to make that

requirement, and it might have to be pending approval of the School District. Councilor Francis stated that the RCRCs reads 2 amenities, and it should read 5. Mayor Casper asked about the road improvements to widen south Skyline. Director Cramer stated that there was a traffic study that was reviewed the City Engineer and approved, and it will require a deceleration lane on Skyline and Skyline would be built out to its anticipated section like it is north, and there is already an existing signalized intersection of Skyline and Pancheri. Mayor Casper asked if the owner on the other side is participating. Director Cramer stated that they would have to have the owner on the other side participate when the development happens. Councilor Freeman asked how they will remove snow and where to put it. Director Cramer stated that there is nothing public within the development. Director Cramer deferred to applicant. Councilor Francis wanted to clarify the variance requested would be approved with the PUD or do they still have to go to board of adjustment. Director Cramer clarified that because it is a PUD they do not have to go to Board of Adjustment. President Dingman clarified that there are 3 variances to be listed (adding the 3rd) buffer, landscaping, west setback to 31 feet for 3 story structure. President Dingman asked what a deceleration lane is. Director Cramer explained it is a portion of a street that comes off the main road so the car can slow down as it prepares to turn into the development. Director Cramer used east on 17th Street near KFC and Sam's Club where the road can veer off to the right. Councilor Francis feels it can be accepted if there is an addition of a marked way to access Skyline if the District agrees, but the plan must have something in it to meet the full standards of the PUD.

Support/Opposition: Forest Eihler, 265 10th Street. Mr. Eihler has no connection to the development. Mr. Eihler is 50/50 on this development because it tries to look walkable, but it is car focused and he would prefer it to be more walkable. Mr. Eihler asked that they have 2 gate access points to the high school to make it easier to get to the high school to give the students a sense of place. Mr. Eihler stated that the 31' variance should be approved because it is not a neighborhood that it abuts to. Mr. Eihler hates all the parking spots and doesn't feel walkable.

Mayor Casper closed the public hearing.

Councilor Radford reminded that PUD's need ordinances to be more in line to make things possible in the first place. Councilor Radford stated that parking minimums are a scourge in the Country, and they cost taxpayers money as they could fit another building into this area without the parking minimums. Councilor Radford stated that parking spaces do not create revenue or funds to function. Councilor Radford stated that people do need to park cars, but he wants to incorporate green spaces, have less parking stalls, and will help have more options for walkable spaces.

It was moved by Council Francis, seconded by Councilor Burtenshaw to Approve the Planned Unit Development for Terrace Gate Apartments and Barnwood Estates as amended to include two planned access points to the Skyline property as presented. The motion carried by the following vote: Aye – Councilors Hally, Burtenshaw, Dingman, Freeman, Francis, Radford. Nay – None

It was moved by Council Francis, seconded by Councilor Burtenshaw to the draft Reasoned Statement of Relevant Criteria and Standards so that (5) reflects the statement "The PUD provides 5 amenities including a playground and club house; and (6) should read "3 variances were granted to the Development Standards: A (correct), B(correct), C "to reduce set back from the west property line to 31 feet for 3 story structure", and amend the decision to amend the statement to include a provision that the developer include 2 access points to the Skyline Highschool property The motion carried by the following vote: Aye – Councilors Dingman, Burtenshaw, Francis, Freeman, Hally, Radford. Nay – None

It was moved by Council Francis, seconded by Councilor Burtenshaw Approve the Reasoned Statement of Relevant Criteria and Standards as amended for the Planned Unit Development for Terrace Gate Apartments and Barnwood Estates and give authorization for the Mayor to execute the necessary documents. The motion carried by the following vote: Aye – Councilors Burtenshaw, Hally, Radford, Dingman, Freeman, Francis. Nay – None

8) 21-691 – Final Plat, Development Agreement, and Reasoned Statement of Relevant Criteria and Standards for Eagle Ridge Division 4.

It was moved by Council Burtenshaw, seconded by Councilor Francis Approve the Development Agreement for the Final Plat for Eagle Ridge Division 4, and give authorization for the Mayor and City Clerk to sign said agreement. The motion carried by the following vote: Aye – Councilors Dingman, Burtenshaw, Francis, Freeman, Hally, Radford. Nay – None

It was moved by Council Burtenshaw, seconded by Councilor Francis Accept the Final Plat for Eagle Ridge Division 4, and give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat. The motion carried by the following vote: Aye – Councilors Francis, Dingman, Freeman, Hally, Radford, Burtenshaw, Nay – None

It was moved by Council Burtenshaw, seconded by Councilor Francis Approve the Reasoned Statement of Relevant Criteria and Standards for the Final Plat for Eagle Ridge Division 4, and give authorization for the Mayor to execute the necessary documents. The motion carried by the following vote: Aye – Councilors Freeman, Francis, Hally, Radford, Burtenshaw, Dingman, Nay – None

6. Announcements

Mayor Casper announced that tomorrow is the day to commemorate the day for nuclear workers, display from 9-5 at Westbank Event Center.

Real heroes' trunk or treat Saturday afternoon 2- 4:30

Mayor Casper announced 15 days from now is the day that Veterans Day will be celebrated on November 11 and Eagle Rock will have a walk of remembrance.

Councilor Hally stated Friday is last day for early voting.

7. Adjourned

There being no further business, the meeting adjourned at 9:40 PM

s/ Corrin Wilde
Corrin Wilde, City Clerk

s/Rebecca L. Noah Casper
Rebecca L. Noah Casper, Mayor

Memorandum

File #: 23-130

City Council Meeting

FROM: Chief Bryce Johnson
DATE: Tuesday, April 11, 2023
DEPARTMENT: Police Department

Subject

Ordinance Prohibiting Certain Dog and Cat Sales in Retail Stores and Public Places

Council Action Desired

☒ Ordinance ☐ Resolution ☐ Public Hearing
☐ Other Action (Approval, Authorization, Ratification, etc.)

Approve the Ordinance regulating the sale of certain dogs and cats in retail stores and public places under suspension of the rules requiring three complete and separate readings and request that it be read by title only and published by summary (or consider the Ordinance on the first reading and that it be read by title, reject the Ordinance, or take other action deemed appropriate).

Description, Background Information & Purpose

Unregulated commercial sales of dogs and cats increase unhealthy, unsafe, and/or unscrupulous “puppy mills”, all of which are injurious to the health of the community and do not reflect community values. This Ordinance adds to the City’s regulation of dogs and cats in a manner consistent with other current pet-friendly regulations.

Alignment with City & Department Planning Objectives



The proposed Ordinance promotes good governance, community health, and responsible regulation and enforcement.

Interdepartmental Coordination

Coordinated with the City Attorney and Police Departments.

Fiscal Impact

None.

Legal Review

Drafted and reviewed by City Attorney Department.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; AMENDING EXISTING ANIMAL REGULATIONS TO PROHIBIT THE SALE OF DOGS AND CATS IN RETAIL STORES; PROHIBITING THE SALE OF ANIMALS IN PUBLIC PLACES; AND PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

WHEREAS, Idaho Code Title 50, Chapter 3 authorizes Council to adopt ordinances to maintain the peace, good governance, and welfare of the corporation and its trade, commerce, and industry; and

WHEREAS, Idaho Code Title 25 establishes regulations related to the keeping of animals, including dogs and other domesticated animals; and

WHEREAS, the City is subject to the laws and constitution of the State of Idaho and has duly adopted regulations to supplement those laws for the safety, health, and welfare of the residents of the City; and

WHEREAS, the Council intends to prohibit the commercial sale of dogs and cats to prevent the promulgation of animals that are bred in facilities that are injurious to the health of those animals; and

WHEREAS, existing reputable dog and cat breeders are known to adequately supply the current demand for these domesticated animals; and

WHEREAS; the Council finds that the sale of dogs or cats in pet stores or sold or offered for sale in public places within the City is inconsistent with the City's goal to be a community that promotes and supports animal welfare; and

WHEREAS, the Council desires to adopt reasonable regulations to protect members of the community, prevent inhumane conditions or treatment of animals, and to foster a healthier and more humane environment in the City.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO THAT:

SECTION 1. Title 5, Chapter 5, Section 1 of the City Code of the City of Idaho Falls, Idaho, is hereby amended as follows:

5-5-1: DEFINITIONS. Whenever the following words or terms are used in this Chapter, they shall have the meanings ascribed below:

Adequate care. Care of an animal to include, but not be limited to, a clean, safe shelter that provides protection from the weather, sufficient heat and ventilation, wholesome food and water, proper veterinary care and exercise consistent with the normal requirements and feeding habits of the animal's size, species, and breed.

Animal control shelter. ~~Any animal shelter, lot, premises or building maintained by the City for the confinement and care of animals.~~ Any facility owned or operated by a governmental entity or any animal welfare organization which is incorporated within the State of Idaho for the purpose of preventing cruelty to animals and used for the care and custody of seized, stray, homeless, quarantined, or abandoned dogs, cats or other small domestic animals.

Animal Rescue Organization. A non-profit corporation that is exempt from taxation under Section 501(c)(3) of the Internal Revenue Code and which participates in early age spay/neuter of animals; complies with State and local laws regarding the humane treatment of animals; and whose mission and practice is, in whole or in significant part, the rescue and placement of animals in permanent homes; or any non-profit organization that is not exempt from taxation under Internal Revenue Code Section 501(c)(3) but is currently an active rescue partner with a municipal or county animal shelter or humane society, whose mission is, in whole or in significant part, the rescue and placement of dogs and cats. "Animal Rescue Organization" shall not include any entity that breeds animals or that is located on the same premises as; has any personnel in common with; obtains, in exchange for payments or any other form of compensation, dogs or cats from; or facilitates the sale of dogs or cats obtained from; a person who breeds animals.

Certificate of Source. Any document from the source city or county animal shelter, humane society, or non-profit animal rescue organization declaring the acquisition source of the dog or cat on the premises of the pet store, retail business, or other commercial establishment.

Cruelty. An act committed with the intent to harm or needlessly kill an animal or committed out of depraved indifference for the animal's well-being, including but not limited to torture, maiming, beating, or otherwise committing violence that causes injury or death.

Domesticated rabbit. A rabbit (*oryctolagus cuniculus domesticus*) bred or kept as a pet or for food, wool, or fur and which has not been obtained in the wild.

Domesticated turkey. A turkey (*meleagris gallopavo domesticus*) bred for meat and/or egg production and which has not been obtained in the wild.

Enclosure. A fence or structure suitable to prevent the escape of an animal or the entry of young children.

Fowl. Domesticated birds (*galliformes* and *anseriformes*), kept as a pet or bred for meat and/or egg production, and which have not been obtained in the wild, including chickens, quail, ducks, and geese. Fowl shall not include peafowl, guinea fowl, ostriches, or emus.

Household. A property where animals are kept, including buildings used as residences, kennels, barns, sheds, and other structures and pens, corrals, or other enclosures.

Owner. A person having the right of property or custody of an animal, or who keeps or harbors an animal, or knowingly permits an animal to remain on or about any premises occupied, owned, or controlled by that person.

Pet shop. ~~An establishment engaged in the business of buying or selling animals at retail for profit.~~ A retail store where animals are kept, sold, or offered for sale on the premises. "Pet Shop" shall include any owner or operator of the business. An animal rescue organization or animal shelter, as defined in this Chapter, shall not be considered a pet shop.

...

SECTION 2. Title 5, Chapter 5, Section 13 of the City Code of the City of Idaho Falls, Idaho, is hereby added as follows:

5-5-13: SALE OF CERTAIN ANIMALS IN PUBLIC PLACES PROHIBITED.

- (A) It shall be unlawful for any person to display, offer for sale, deliver, barter, auction, give away, transfer, sell, or otherwise transfer ownership of any animal to another upon a street, sidewalk, public park, public right-of-way, or other public place.
- (B) The prohibitions in this subsection shall not apply when transfer of animal ownership is conducted by an animal shelter; non-profit animal rescue organization; or an enforcement officer, law enforcement, or any other City employee charged with enforcing the provisions of this subsection.
- (C) This subsection shall not apply to the sale of a dog or cat from the premises on which they were bred and reared.

SECTION 3. Title 5, Chapter 5, Section 14 of the City Code of the City of Idaho Falls, Idaho, is hereby added as follows:

5-5-14: SALE OF DOGS AND CATS IN RETAIL STORES PROHIBITED.

- (A) It shall be unlawful for any person to display, offer for sale, deliver, barter, auction, give away, transfer, or sell any live dog or cat of any age in a retail business or other commercial establishment located within the City, except for a dog and cat obtained from an animal shelter, humane society, or non-profit animal rescue organization that does not breed dogs or cats and does not obtain dogs or cats from a person who breeds or resells such animals for payment or compensation.
- (B) Every establishment lawfully selling or boarding for the purpose of eventual sale any dog or cat shall maintain a certificate of source for each such animal and shall make it available upon request to enforcement officers, law enforcement, or any other City employee charged with enforcing the provisions of this subsection.
- (C) This subsection shall not apply to the sale of a dog or cat from the premises upon or in which they were bred and reared.

SECTION 4. Savings and Severability Clause. The provisions and parts of this Ordinance are intended to be severable. If any section, sentence, clause, or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance.

SECTION 5. Codification Clause. The Clerk is instructed to immediately forward this Ordinance to the codifier of the official municipal code for proper revision of the Code.

SECTION 6. Publication and Effective Date. This Ordinance, or a summary thereof in compliance with Idaho Code, shall be published once in the official newspaper of the City, and shall take effect immediately upon its passage, approval, and publication.

PASSED by the City Council and APPROVED by the Mayor of the City of Idaho Falls, Idaho, this day of _____, 2023.

ATTEST:

CITY OF IDAHO FALLS, IDAHO

CORRIN WILDE, CITY CLERK

REBECCA L. NOAH CASPER, Ph.D., MAYOR

(SEAL)

STATE OF IDAHO)
) ss:
County of Bonneville)

I, CORRIN WILDE, CITY CLERK OF THE CITY OF IDAHO FALLS, IDAHO, DO
HEREBY CERTIFY:

That the above and foregoing is a full, true and correct copy of the Ordinance entitled,
“AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL
CORPORATION OF THE STATE OF IDAHO; AMENDING EXISTING ANIMAL
REGULATIONS TO PROHIBIT THE SALE OF DOGS AND CATS IN RETAIL
STORES; PROHIBITING THE SALE OF ANIMALS IN PUBLIC PLACES; AND
PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY
SUMMARY, AND ESTABLISHING EFFECTIVE DATE.”

CORRIN WILDE, CITY CLERK

(SEAL)

Memorandum

File #: 23-122

City Council Meeting

FROM: Kerry Beutler, Interim Director
DATE: Wednesday, April 5, 2023
DEPARTMENT: Community Development Services

Subject

Public Hearing-Community Development Block Grant (CDBG) FY-2023 Annual Action Plan

Council Action Desired

- ☐ Ordinance ☐ Resolution ☒ Public Hearing
- ☐ Other Action (Approval, Authorization, Ratification, etc.)

No action requested subsequent to this hearing.

Description, Background Information & Purpose

Pursuant to Housing and Urban Development (HUD) requirements, entitlement cities receiving CDBG funds must complete an Annual Action Plan for the initial allocation year (2023). On Feb 27, 2023, HUD announced Program Year CDBG allocations for entitlement cities. The City of Idaho Falls will be allocated \$433,830 upon HUD approval of their 2023 CDBG Annual Action Plan. As part of the Citizen Participation Plan, pursuant to 24 CFR 91.105, the City must hold a public hearing. Public Notice was published in the Post Register 3/11/23 and posted on the City CDBG webpage. In addition, regular notices were communicated throughout the process to housing providers and service agencies, past and current applicants of CDBG funding, and the Mayor, City Council, and Directors. Following the public hearing, a 30-day public comment period will run 4-13-23 to 5-13-23. All comments will be considered. A Council Work Session will be held May 22, 2023, where recommendations of PY2023 CDBG projects will be made to Council for approval. A resolution will be announced at the May 25, 2023, regular Council meeting. Questions should be directed to Lisa Farris, Grant Administrator.

Alignment with City & Department Planning Objectives



The CDBG Program supports many of the City's goals and priorities including Livable Communities, Economic Growth, Sustainability, and Well-Planned Growth and Development.

Interdepartmental Coordination

NA

Fiscal Impact

The Annual Action Plan is required for the City to receive its annual CDBG allocation from HUD, which averages approximately \$430,000 per year.

Legal Review

NA

PY2023 CDBG Applications Received

<i>Program Year (PY) 2023 CDBG Applicant</i>	<i>Activity/Project Description</i>	<i>Requested Amount</i>
<i>Public Service Activities</i>	<i>15% max of allocation</i>	
Idaho Legal Aid/Idaho Falls	Legal Aid to victims of domestic violence.	\$12,750.00
Behavioral Health Crisis Center E ID	Case Manager to support mental health and substance abuse LMI clients.	\$32,000.00
CLUB Inc. Case Mngt.	Case Mngt and related service for emergency housing for individuals facing a crisis.	\$5,000.00
Promise Ridge Family Emergency Shelter	1 FT Case Manager to assess, intake, and connect homeless LMI clients with services (Apr - Dec).	\$13,535.60
Domestic Violence and Sexual Assault Center (DVSAC)	Subsistence Payments for rent for individuals/families who have or could be displaced due to violent crime within the home. (~20 LMI families \$1000 max per year/family).	\$20,000
<i>Slum and Blight by area (SBA)</i>	<i>30% max of allocation</i>	
Idaho Falls Downtown Development Corp. (IFDDC)	(IFDDC) to continue the Façade Improvement Program in Downtown Idaho Falls CT 9712.	\$55,000.00
<i>LMI Direct Benefit</i>	<i>Must allocate 70% or more as direct benefit</i>	
City Public Works Dept. Curb, Gutter, Sidewalk	For properties in LMI neighborhoods within Highland Park Subdivision CT 9712 (Phase 4 of 5)	\$250,000.00
Idaho Falls Sr. Citizen Community Center	Replace standalone industrial oven approx.\$5,000 - \$8,000 and stove top oven approx. \$7,500 - \$15,000.	\$23,000.00
YMCA Facility Upgrades	Replace existing concrete steps at east entry and the Before & After School classroom (\$34,500). Shade for Outdoor Playground (\$15,000). Replace Heating/AC (\$45,000).	\$94,500.00
Development Workshop Inc. (DWI)	Replace existing warehouse roof.	\$134,434.19
<i>Administration</i>	<i>20% max of allocation (\$433,830)</i>	
CDS/Administration of Program	Administer the CDBG Program with (1) full time employee with CDS.	\$86,766.00
	<i>Total Amount of Applications (includes Administration)</i>	\$726,985.7

2023 CDBG Plan Year (PY) runs April 1, 2023 to March 31, 2024

Memorandum

File #: 23-124

City Council Meeting

FROM: Pam Alexander, Municipal Services Director
DATE: Wednesday, April 5, 2023
DEPARTMENT: Municipal Services

Subject

Public Hearing to Amend Title 1, Chapter 3 and Title 10, Chapter 8 of the City's Impact Fee Ordinance

Council Action Desired

☒ Ordinance ☐ Resolution ☒ Public Hearing
☐ Other Action (Approval, Authorization, Ratification, etc.)

Conduct a public hearing to amend Title 1, Chapter 3 and Title 10, Chapter 8 of the city's Impact Fee Ordinance, consider and pass the proposed amendments on the third reading, and request that the ordinance be read by title only, and published by summary to be effective 30-days from the passage date (or take other action deemed appropriate).

Description, Background Information & Purpose

Pursuant to Idaho Statute §67-8206(3), Development Impact Fees, to consider the adoption, amendment, or repeal of a capital improvements plan, a public hearing required. The public hearing notification was published in the legal section of the Post Register on Wednesday, March 22, 2023. Idaho Statute §67-8206(6) allows for the reading of the amended ordinance for the first and second times on successive days prior to the public hearing to consider its adoption. The first reading of the amended ordinance occurred during the Thursday, March 30, 2023, City Council meeting. The second reading of the amended ordinance occurred during the Monday, April 10, 2023, City Council work session.

Alignment with City & Department Planning Objectives



The adoption of the amended ordinance supports the community-oriented results of good governance, safe and secure community, well-planned growth and development, livable community, and reliable public infrastructure and transportation.

Interdepartmental Coordination

Reviews have been conducted with all relevant city departments regarding the amended ordinance.

Fiscal Impact

The amended ordinance will not have a fiscal impact on the collection of impact fees.

Legal Review

The City Attorney's Office concurs that the desired Council action is within State Statute.

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; AMENDING TITLE 1 CHAPTER 3 DEFINITIONS RELATED TO APPLICATIONS; AMENDING TITLE 10, CHAPTER 8 BY UPDATING, CLARIFYING, AND ADJUSTING IMPACT FEE ORDINANCE REQUIREMENTS RELATED TO APPLICATIONS, APPEALS, AND FEES; PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

WHEREAS, experience with the City Impact Fee Ordinance and receipt of comments and suggestions from various sources, including City staff, suggests that adjustments can improve the Ordinance; and

WHEREAS, Council desires to add clarity and definition to the City Code regarding what constitutes a substantially complete application that can establish and preserve applicant property interests; and

WHEREAS, better defining the scope of and rules regulating appeals provides clear due process expectations, a start date, and improvement of the potential for agreement on the amount of impact fee to be properly assessed for development; and

WHEREAS; moving impact fees from their location in the City's Fee Resolution into the City Code promotes process consistency of the Impact Fee Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, THAT:

SECTION 1: Title 1, Chapter 3 of the City Code of the City of Idaho Falls, Idaho, is hereby amended as follows:

1-3-1: GENERAL CITY CODE RULES OF GENERAL CONSTRUCTION:

A. All general provisions, terms, phrases, and expressions contained in this Code shall be liberally construed in order to carry out the true intent and meaning of the Code. Code provisions represent the minimum requirements adopted by the Council for the promotion and sustaining of public health, safety, and general welfare. Where any specific provision of this Code imposes greater restrictions upon the subject matter than a general provision imposed by this Code, the provision imposing the greater restriction or regulation shall be deemed to be controlling.

B. **WORDS.** Except as expressly stated in this Code, all words shall have their ordinary, generally-accepted meaning. Whenever any word in this Code is used in either the singular or

in the plural form, then such word shall be deemed to include both the plural and singular forms of such word, unless the context indicates otherwise.

C. GENDER USAGE: When any person is referred to in any provision of this Code by use of the masculine gender, then such reference shall be deemed to include all genders.

D. PRIORITY OF ORDINANCES ADOPTED: In the event of a discrepancy or conflict between this Code and any subsequent ordinances amending the same provision of this Code, then the provision of the most recent ordinance shall prevail.

E. REFERENCES TO DAY, MONTH, QUARTER, YEAR: Unless otherwise specifically defined in this Code, “Day” shall be any twenty-four (24) hour period from midnight to midnight. “Month” shall mean one (1) of any of the twelve (12) Gregorian calendar months. “Year” shall mean one (1) Gregorian calendar year and shall include a leap year, where applicable. Whenever certain hours are named herein, they shall mean current local time (e.g. Mountain Standard Time or Daylight Saving Time) as it is applied to the Code provision.

F. JOB TITLES AND DELEGATION TO SUBORDINATES: Where the title or job position of an elected official, administrative officer, City employee, or Department Director is used in this Code (e.g., Mayor, Clerk, City Attorney, Public Works Director, Fire Chief, Chief of Police, etc.), such shall include all subordinates, employees, agents, and representatives, who are authorized to act or to perform a duty in their behalf unless a Code provision specifies otherwise.

G. LIABILITY AND RESPONSIBILITY OF EMPLOYER OR AGENT: All violations of this Code shall constitute a misdemeanor, unless specified otherwise. Liability of employers and agents occurs/exists when a provision of this Code prohibits the commission or omission of an act regulated by this Code. Not only the person actually doing the prohibited thing or omitting the directed act, but also the employer and all other persons concerned or aiding or abetting the person shall be guilty of the offense described and shall be liable for the penalty set forth in the Code.

H. SEVERABILITY: Should any title, section, subsection, provision, part, or portion of this Code or of any Ordinance which may be hereafter passed, approved, and published as required by law, be declared by any court of competent jurisdiction to be unconstitutional or void, such adjudication shall in no way affect the remaining portion of such title, section, subsection, provision, part, or portion of this Code.

I. CAPTIONS AND HEADINGS: The captions, headings, and titles used at the commencement of each title, provision, heading, section, or subsection of this Code are used only to indicate general content and shall not limit, modify, or in any manner affect the scope, meaning, or intent of the title, provision, heading, section, or subsection.

J. APPLICATIONS. The City requires the filing of certain applications to allow a person to secure a property right or to start the City process of securing permission, authorization, a permit, or other City-controlled approval. Such applications may be in a prescribed form or format, such as an application, a permit request, etc. No application shall start a process for

which it is prescribed and no application shall establish a property right until the date such application is substantially complete, which means that it has been filled out completely and accurately; all associated documents and prerequisite approvals from other governmental entities accompany the application; all required and relevant fees have been paid; and the application can be acted upon by the City without any substantial or material change or the submission of any addition to the application. Determination of substantial completion shall be made by City staff in good faith.

1-3-2: GENERAL CODE DEFINITIONS: Whenever the following words or terms are used in this Code, they shall have the meanings ascribed below:

AGENT: A person authorized to act on behalf of another.

AIRPORT: The Idaho Falls Regional Airport (or “IFRA” or the “Airport” and formally known as “Fanning Field” or “Idaho Falls Municipal Airport”).)

APPLICATION: A form, process, or procedure established by the City to gather information to determine a person’s compliance with Code requirements related to licenses, permits, authorizations, approvals, uses, or other permission granted to persons pursuant to this Code, authority delegated to Idaho municipalities by the Idaho Code, or Idaho Constitution.

BONNEVILLE METROPOLITAN PLANNING ORGANIZATION (BMPO): A federally mandated and funded transportation policy-making organization in Bonneville County that provides transportation planning for ~~the cities of Ammon, Idaho Falls, Iona, Ucon, its various member cities and the some~~ urbanized portions of Bonneville County, in conjunction with the Idaho Transportation Department.

...

SECTION 2: Title 10, Chapter 8 of the City Code of the City of Idaho Falls, Idaho, is hereby amended as follows:

10-8-1: LEGISLATIVE FINDINGS. The City finds that:

A. Based on the City Comprehensive Plan adopted pursuant to Title 67, Chapter 65, Idaho Code, including, but not limited to, the capital improvements element of the Comprehensive Plan, the capital facilities plans of various City Departments, and the general governmental goal of protecting the health, safety, and general welfare of the residents of the City, and its area of City impact, it is necessary that the City's public facilities for public safety (police and fire/EMS); and parks and recreation; and transportation to accommodate new growth and development within the City and its area of City impact.

B. New residential and nonresidential growth and development imposes and will continue to impose increasing demands upon the Public Facilities, as defined in this Chapter.

C. The revenues generated from new residential and nonresidential growth and development often do not generate sufficient general funds to provide the necessary improvements of these Public Facilities to accommodate new growth and development.

D. New growth and development are expected to continue and will place ever increasing demands on the City to provide and expand the Public Facilities to serve new growth and development.

E. The City has planned for the improvement of the Public Facilities in the capital improvements element of the City Comprehensive Plan.

F. The creation of an equitable impact fee system will enable the City to impose a proportionate share of the costs of needed improvements to the Public Facilities to accommodate new growth and development, and will assist the City in implementing the capital improvements element of the Comprehensive Plan.

G. In order to implement an equitable impact fee system for the Public Facilities, the City retained TischlerBise to prepare an impact fee study for these types of facilities. The resulting document titled "Capital Improvement Plan and Development Impact Fee Study of City of Idaho Falls, Idaho 2021", dated December 15, 2021, as amended from time to time by the Council, (the "Impact Fee Study"), recommended for approval by the Impact Fee Advisory Committee, is on file in the office of the Clerk.

H. The Impact Fee Study is consistent with the capital improvements element of the Comprehensive Plan, and uses the levels of service set forth in the Comprehensive Plan and the Capital Improvement Plan for these Public Facilities.

I. The Impact Fee Study sets forth reasonable methodologies and analyses for determining the impacts of various types of new growth and development on the Public Facilities and determines the cost of acquiring or constructing the improvements necessary to meet the demands for such Public Facilities created by new growth and development.

J. The Impact Fee Study uses a calculation methodology in accordance with generally accepted accounting principles that is net of credits for the present value of revenues that will be generated by new growth and development based on historical funding patterns and that are anticipated to be available to pay for system improvements, including taxes, assessments, user fees, and intergovernmental transfers, and includes consideration of the following factors:

1. The cost of existing system improvements within the service area;
2. The means by which existing system improvements have been financed;
3. The extent to which the new growth and development will contribute to the cost of system improvements through taxation, assessment, or developer or landowner contributions, or has previously contributed to the cost of system improvements through developer or landowner contributions;
4. The extent to which the new growth and development is required to contribute to the cost of existing system improvements in the future;
5. The extent to which the new growth and development should be credited for providing system improvements, without charge to other properties within the

service area;

6. Extraordinary costs, if any, incurred in serving the new growth and development;
7. The time and price differential inherent in a fair comparison of impact fees paid at different times; and
8. The availability of other sources of funding system improvements including, but not limited to, user charges, general tax levies, transfers, and special taxation.

K. The maximum allowable impact fees described in this Chapter are based on the Impact Fee Study, and do not exceed the costs of system improvements for the Public Facilities to serve new growth and development that will pay the impact fees.

L. The police, fire/EMS, parks and recreation, and transportation Public Facilities included in the calculation of impact fees in the Impact Fee Study will benefit all new growth and development throughout the City, and it is therefore appropriate to treat all areas of the City and the area of City impact as a single service area for purposes of calculating, collecting and spending the impact fees collected.

M. There is both a rational nexus and a rough proportionality between the development impacts created by each type of development covered by this Chapter and the impact fees that such development will be required to pay.

N. This Chapter creates a system by which impact fees paid by new growth and development will be used to finance, defray or to provide capital improvements for the Public Facilities in ways that benefit the development for which impact fees were paid.

O. This Chapter creates a system under which impact fees shall not be used to correct existing deficiencies in Public Facilities, or to replace or rehabilitate existing Public Facilities, or to pay for routine operation or maintenance of those Public Facilities.

P. This Chapter is consistent with all applicable provisions of Title 67, Chapter 82, Idaho Code, concerning impact fee ordinances.

10-8-2: AUTHORITY, APPLICABILITY, AND EFFECTIVE DATE.

A. This Chapter is enacted pursuant to the City's general police and any other powers pursuant to the authority granted to the City by the Idaho Constitution, Idaho Code Title 50, and pursuant to the authority granted to the City by Idaho Code § 67-8201, et seq.

B. The provisions of this Chapter shall apply to all of the territory within the limits of the City and to any unincorporated areas of the City within the City's area of city impact where the City has executed an intergovernmental agreement with Bonneville County for purposes of collection or expenditure of impact fees pursuant to Idaho Code § 67-8204A, and other applicable laws of the State of Idaho.

C. This Chapter is effective May 1, 2022 (the "effective date"), ~~which effective date is at~~

~~least thirty (30) days subsequent to the passage, approval and publication, according to law, pursuant to City Ordinance 2022-3446, which adopted the provisions of this Chapter.~~

D. Applications for building permits received by the City prior to the effective date of this Chapter, or amendments to this Chapter, adopting impact fees or amending or adopting any methodology by which impact fees are calculated, shall be exempt from that portion of this Chapter, or amendment enacted after such building permit application, if a valid building permit has been issued or construction has commenced prior to the effective date of this Chapter or any amendment. For building permits that expire or are revoked after the effective date of this Chapter, the fee payer shall be entitled to a refund of previously paid impact fees as provided in this Chapter, provided that in the case of reapplication for building permit, the impact fee in effect at the time of the reapplication shall be paid.

10-8-3: INTENT.

A. The intent of this Chapter is to promote the health, safety and general welfare of the residents of the City and its area of City impact.

B. The intent of this Chapter is to be consistent with those principles for allocating a fair share of the cost of capital improvements to Public Facilities to serve new growth and development in compliance with the provisions set forth in Idaho Code § 67-8201, et seq. The provisions of this Chapter shall be interpreted, construed and enforced in accordance with the provisions set forth in Idaho Code § 67-8201, et seq.

C. The intent of this Chapter is that impact fees should be charged, collected, and expended for police, fire/EMS, parks and recreation, and transportation capital improvements to increase the service capacity of such categories of Public Facilities, which capital improvements are included in approved capital improvements plans.

D. The intent of this Chapter is to ensure that Public ~~facilities~~ Facilities are available to serve new growth and development; new growth and development bears a proportionate share of the cost of police, fire/EMS, parks and recreation, and transportation capital improvements to such Public Facilities; such proportionate share does not exceed the cost of the capital improvements to such Public Facilities required to serve new growth and development; and the funds collected from new growth and development are used for capital improvements for Public Facilities that benefit new growth and development. Such impact fees should be charged and collected from taxing districts, as defined in Idaho Code 63-201, and authorized public charter schools, as defined in Idaho Code 33-5202A.

E. It is not the intent of this Chapter to collect any monies from new growth and development in excess of the actual amount necessary to offset new demands for capital improvements to Public Facilities created by such new growth and development.

F. It is not the intent of this Chapter that the impact fees be used to remedy any deficiency in police, fire/EMS, parks and recreation, and transportation capital improvements existing on the effective date hereof, or ever be used to replace, rehabilitate, maintain and/or operate any Public Facilities.

G. It is not the intent of this Chapter that any monies collected from an impact fee deposited in an impact fee fund ever be commingled with monies from a different fund or ever be used for capital improvements that are different from those for which the impact fee was paid.

H. It is not the intent of this Chapter that impact fees be used for:

1. Construction, acquisition or expansion of public facilities other than capital improvements identified in the capital improvements plans.
2. Repair, operation, or maintenance of existing or new capital improvements.
3. Upgrading, updating, expanding or replacing existing capital improvements to serve existing development in order to meet stricter safety, efficiency, environmental or regulatory standards.
4. Upgrading, updating, expanding or replacing existing capital improvements to serve existing development to provide better service to existing development.
5. Administrative and operating costs of the City unless such costs are attributable to development of the capital improvements plans used to determine impact fees by a surcharge imposed by ordinance on the collection of an impact fee, which surcharge shall not exceed a development's proportionate share of the cost of preparing the capital improvements plans.
6. Principal payments and interest or other finance charges on bonds or other indebtedness except financial obligations issued by or on behalf of the City to finance capital improvements identified in the capital improvements plans.

10-8-4: DEFINITIONS. The following words and phrases, when used in this Chapter, shall have, unless the context clearly indicates otherwise, the following meanings:

AFFORDABLE HOUSING: Housing affordable to families whose incomes do not exceed eighty (80) percent of the median income for the service area.

APPLICATION: A form, process, or procedure established by the City to gather information to determine a person's compliance with Code requirements related to licenses, permits, authorizations, approvals, uses, or other permission granted to persons pursuant to this Code, authority delegated to Idaho municipalities by the Idaho Code, or Idaho Constitution.

BUILDING PERMIT: An official document or certificate by that name issued by the City authorizing the construction or siting of any building.

CAPITAL IMPROVEMENTS: Improvements with a useful life of ten (10) years or more, by new construction or other action, which increase the service capacity of a Public Facility.

CAPITAL IMPROVEMENTS ELEMENT: A component of the City's Comprehensive Plan.

CAPITAL IMPROVEMENTS PLAN: A plan adopted pursuant to this Chapter that, in part, identifies capital improvements for which impact fees may be used as a funding source.

DAY: Each twenty-four (24) hour period of time when the City is generally open for business and which is not a holiday or weekend day (i.e., business day not calendar day).

DEVELOPER: A person who subdivides or proposes to subdivide land, whether as an owner or an agent of an owner, and any person who installs improvements or structures on such land.

DEVELOPMENT: Any construction or installation of a building or structure, or any change in use of a building or structure, or any change in the use, character, or appearance of land, which creates additional demand and need for Public Facilities or the subdivision of property that would permit any change in the use, character, or appearance of land.

DEVELOPMENT APPROVAL: Any written authorization from a governmental entity which authorizes the commencement of a development.

DEVELOPMENT REQUIREMENT: A requirement attached to a development approval or other governmental action approving or authorizing a particular development including, without limitation, a rezoning, which development requirement compels the payment, dedication or contribution of goods, services, land and/or money as a condition of approval.

EXTRAORDINARY COSTS: Those costs incurred as a result of extraordinary impact, as defined in this Chapter.

EXTRAORDINARY IMPACT: An impact which is reasonably determined by the City to result in the need for police, fire/EMS, parks and recreation, and/or transportation system improvements, the cost of which will significantly exceed the sum of the impact fees to be generated from the project; or result in the need for police, fire/EMS, parks and recreation, and transportation system improvements that are not identified in the capital improvements plans.

FEE ADMINISTRATOR: The official appointed by the Mayor, with Council approval, and authorized to administer this Chapter.

FEE PAYER: A person who pays or is required to pay an impact fee or the fee payer's successor in interest including, but not limited to, taxing districts, as defined in Idaho Code 63-201, and authorized public charter schools, as defined in Idaho Code 33-5202A.

GOVERNMENTAL ENTITY: Any unit of local government that is empowered by Idaho Code § 67-8201, et seq., to adopt an impact fee ordinance.

IMPACT FEE: A payment of money imposed as a condition of development approval to pay for a proportionate share of the cost of system improvements needed to serve development. The term does not include a charge or fee to pay the administrative, plan review or inspection costs associated with permits required for development.

IMPACT FEE STUDY: The document entitled the "Capital Improvement Plan and Development

Impact Fee Study of City of Idaho Falls, Idaho 2021”, dated December 15, 2021, as amended from time to time by the Council.

LAND USE ASSUMPTIONS: A description of the service area and projections of land uses, densities, intensities, and population in the service area over at least a twenty (20) year period.

LEVEL OF SERVICE: A measure of the relationship between service capacity and service demand for Public Facilities.

MANUFACTURED HOME: A structure, constructed after June 15, 1976, pursuant to Idaho Code HUD manufactured home construction and safety standards.

MODULAR BUILDING: Any building or building component (other than a Manufactured Home, as defined in this Chapter) which is constructed according to standards contained in any City-adopted building code or any amendments thereto, which is of closed construction and is either entirely or substantially prefabricated or assembled at a place other than the building site.

NONRESIDENTIAL DEVELOPMENT:

A. **RETAIL:** Establishments primarily selling merchandise, eating/drinking places, and entertainment uses. Retail includes, but is not limited to, shopping centers, supermarkets, pharmacies, restaurants, bars, nightclubs, automobile dealerships, movie theaters, and lodging (hotel/motel).

B. **OFFICE:** Establishments providing management, administrative, professional, or business services. Office includes, but is not limited to, banks, business offices, medical offices, and veterinarian clinics.

C. **INDUSTRIAL:** Establishments primarily engaged in the production and transportation of goods. Industrial includes, but is not limited to, manufacturing plants, trucking companies, warehousing facilities, utility substations, power generation facilities, and telecommunications buildings.

D. **INSTITUTIONAL:** Public and quasi-public buildings providing educational, social assistance, or religious services. Institutional includes, but is not limited to, school districts, schools, universities, churches, daycare facilities, hospitals, health care facilities, and government buildings.

PRESENT VALUE: The total current monetary value of past, present or future payments, contributions or dedications of goods, services, materials, construction or money.

PROJECT: A particular development on an identified parcel of land.

PROJECT IMPROVEMENTS: Site improvements and facilities that are planned and designed to provide service for a project and that are necessary for the use and convenience of the occupants or users of the Project.

PROPORTIONATE SHARE: That portion of the cost of system improvements determined pursuant to Idaho Code § 67-8207, and this Chapter, which reasonably relates to the service demands for Public Facilities of a project.

PUBLIC FACILITY(IES):

- A. Public safety facilities, including police and fire/EMS facilities; and
- B. Parks open space and recreation areas, and related capital improvements; and
- C. Transportation facilities, including arterial streets, arterial intersections, arterial bridges, arterial appurtenances, and related arterial capital improvements.

RESIDENTIAL DEVELOPMENT HOUSING UNITS:

A. SINGLE FAMILY HOUSING UNITS:

- 1. **SINGLE FAMILY DETACHED:** A one-unit structure detached from any other house with open space on all four sides. Such structures are considered detached even if they have an adjoining shed or garage. A one-family house that contains a business is considered detached as long as the building has open space on all four sides.
- 2. **SINGLE FAMILY ATTACHED (TOWNHOUSE):** A one-unit structure that has one or more walls extending from ground to roof separating it from adjoining structures. In row houses (sometimes called townhouses), double houses, or houses attached to nonresidential structures, each house is a separate, attached structure if the dividing or common wall goes from ground to roof.
- 3. **MOBILE HOME:** A Manufactured Home, Modular Building, including both occupied and vacant mobile homes, to which no permanent rooms have been added. A Mobile Home used only for business purposes or for extra sleeping space or a Mobile Home for sale on a dealer's lot, at the factory, or in storage is not counted in the housing inventory.

B. MULTIFAMILY HOUSING UNITS: Two (2) or more units (duplexes and apartments) within a structure containing two (2) or more housing units, further categorized as units in structures with 2, 3 or 4, 5 to 9, 10 to 19, 20 to 49, and 50 or more apartments; a boat, recreational vehicle (RV), van, and the like that includes any living quarters occupied as a housing unit that does not fit the other categories (e.g., houseboats, railroad cars, campers, and vans). Recreational vehicles, boats, vans, railroad cars, and the like are included only if they are occupied as a current place of residence.

SERVICE AREA: The territory within the limits of the City and the City's area of City impact, as amended, expanded, contracted, or adjusted from time to time.

SUCCESSOR IN INTEREST: A person who gains legal title in real property for which an impact

fee is paid or a credit is approved pursuant to the terms of this Chapter.

SYSTEM IMPROVEMENT COSTS: Costs incurred for construction or reconstruction of system improvements, including design, acquisition, engineering and other costs attributable thereto, and also including, without limitation, the type of costs described in Idaho Code § 50-1702(h), to provide additional public facilities needed to serve new growth and development. For clarification, system improvement costs do not include:

- A. Construction, acquisition or expansion of public facilities other than capital improvements identified in the capital improvements plans;
- B. Repair, operation or maintenance of existing or new capital improvements;
- C. Upgrading, updating, expanding or replacing existing capital improvements to serve existing development in order to meet stricter safety, efficiency, environmental or regulatory standards;
- D. Upgrading, updating, expanding or replacing existing capital improvements to provide better service to existing development;
- E. Administrative and operating costs of the governmental entity unless such costs are attributable to development of the capital improvements plans, as provided in Idaho Code § 67-8208; or
- F. Principal payments and interest or other finance charges on bonds or other indebtedness except financial obligations issued by or on behalf of the governmental entity to finance capital improvements identified in the capital improvements plans.

SYSTEM IMPROVEMENTS: In contrast to project improvements, means capital improvements to public facilities that are designed to provide service to a service area including, without limitation, the type of improvements the City has the authority to make as described in Idaho Code § 50-1703.

10-8-5: IMPOSITION AND COMPUTATION OF IMPACT FEES.

- A. Any application for or building permit required or issued, enabling the construction or the alteration or expansion of an existing structure or improvement, and, in the case of construction that does not require a building permit, any building that takes place on or after the effective date of this Chapter, shall be subject to the imposition of impact fees in the manner and amount set forth in this Chapter. The methodology adopted for the purpose of determining police, fire/EMS, parks and recreation, and transportation impact fees shall be based upon the assumptions set forth in the Impact Fee Study.
- B. Impact fees shall be required as a condition of approval of all residential and nonresidential development in the service area for which a building permit is required or issued, including the alteration or expansion of an existing structure or improvement, and shall be payable prior to the issuance of any building permit (or installation permit in the case of a

manufactured home) for a residential development housing unit or a nonresidential development. Except as otherwise provided herein, after the effective date of this Chapter, no building permit shall be issued, or occupancy or use allowed, until the impact fees described in this Chapter have been paid, unless the development or alteration or improvement for which the permit is sought is exempted pursuant this Chapter or approved credits are used to cover the impact fee, as set forth in this Chapter. The Fee Administrator shall have the authority to withhold a building permit or stop construction, as the case may be, until the appropriate impact fee has been collected.

C. A fee payer required by this Chapter to pay an impact fee may choose to have the amount of such impact fee determined pursuant to either the fee schedule or subsections (D) through (F) of this Section. If the fee payer chooses to have the amount of such impact fee determined pursuant to subsections (D) through (F) of this Section, such impact fee shall be subject to the adjustment described in this Chapter, if applicable. If the project is a mix of those uses listed on the fee schedule, then the impact fees shall be determined by adding up the impact fees that would be payable for each use as if it were a freestanding use pursuant to the fee schedule.

D. As an alternative to payment of impact fees assessed following submission of a complete building permit application, a fee payer may request an individual assessment of impact fees is permitted in situations where the fee payer can demonstrate by clear and convincing evidence in the fee payer's independent impact fee calculation study that the established impact fee is inappropriate for the Project. Written application for individual assessment shall be made to the Fee Administrator at any time prior to receiving building permit(s) issuance. Late applications for individual assessment of impact fees may be considered for a period of sixty (60) days after the receipt of a building permit only if the fee payer demonstrates that the facts supporting such application were not known or discoverable prior to receipt of a building permit and that undue hardship would result if said application is not considered. Such independent impact fee calculation study for the fee payer's development shall be prepared at the fee payer's cost by a qualified professional and contain studies, data and other relevant information and be submitted to the Fee Administrator for review. Any such study shall be based on the same methodology and the same level of service standards, improvements and costs used in the Impact Fee Study, and shall document the methodologies and assumptions used. The City may hire a professional consultant to review any independent impact fee calculation study on behalf of the City, and may charge the reasonable costs of such review to the fee payer.

E. Any independent impact fee calculation study submitted by a fee payer may be accepted, rejected or accepted with modifications by the City as the basis for calculating impact fees. The City shall not be required to accept any study or documentation the City reasonably deems to be inaccurate or unreliable. The City shall have the authority to request that the fee payer submit additional or different documentation for consideration in connection with review of any independent impact fee calculation study. If such additional or different documentation is accepted or accepted with modifications as a more accurate measure of the impact fees due in connection with fee payer's proposed development than the applicable impact fees set forth in the fee schedule, then the impact fee due under this Chapter shall be calculated according to such documentation.

F. The Fee Administrator shall render a written decision establishing the impact fees in connection with the individual assessment within thirty (30) days ~~of from~~ the date a ~~complete application request for individual impact fee assessment~~ complete application request for individual impact fee assessment is submitted. The individual impact fee assessment decision shall include an explanation of the calculation of the impact fees, shall specify the system improvement(s) for which the impact fees are intended to be used, and shall include an explanation of the following factors considered:

1. The cost of existing system improvements within the service area;
2. The means by which existing system improvements have been financed;
3. The extent to which the new growth and development will contribute to the cost of system improvements through taxation, assessment, or developer or landowner contributions, or has previously contributed to the cost of system improvements through developer or landowner contributions;
4. The extent to which the new growth and development is required to contribute to the cost of existing system improvements in the future;
5. The extent to which the new growth and development should be credited for providing system improvements, without charge to other properties within the service area;
6. Extraordinary costs, if any, incurred in serving the new growth and development;
7. The time and price differential inherent in a fair comparison of impact fees paid at different times; and
8. The availability of other sources of funding system improvements including, but not limited to, user charges, general tax levies, transfers, and special taxation.

G. Certification of the impact fee for a Project may be applied for in the following manner:

1. ~~Written application request for an individual impact fee assessment may shall be~~ made to the Fee Administrator not later than thirty (30) days following applications for, or requirement of, a building permit for construction or alteration or expansion of an existing structure, or improvement on or within a Project. Late applications for certification of the impact fee will not be considered unless the fee payer demonstrates that the facts supporting such application were not known or discoverable until after the time had run and that undue hardship would result if said application is not considered.
2. The Fee Administrator shall provide the fee payer with a written impact fee certification for the Project within thirty (30) days of the date a ~~complete application request for individual impact fee assessment~~ complete application request for individual impact fee assessment is submitted. The certification provided by the Fee Administrator shall establish the impact fee for the Project in question, so long as there is no material change to the Project as identified in the certification application or the impact fee schedule. The

certification shall include an explanation of factors considered, and shall specify the system improvement(s) for which the impact fee is intended to be used.

The certification shall include an explanation of the calculation of the impact fee, shall specify the system improvement(s) for which the impact fee is intended to be used, and shall include an explanation of the factors considered, which factors are identified in subsection (F) of this Section.

H. Appeals of the Fee Administrator's determination of an individual assessment or certification shall be made to the City as provided further in this Chapter.

I. The City recognizes that there may be circumstances where the anticipated fiscal impacts of a proposed development are of such magnitude that the City may be unable to accommodate the development without excessive or unscheduled public expenditures that exceed the amount of the anticipated impact fees from such development. If the City determines that a proposed development would create such an extraordinary impact on the City's police, fire/EMS, parks and recreation, and/or transportation public facilities, the City may refuse to approve the proposed development. In the alternative, the City may calculate a pro rata share per residential development housing unit, or square feet of nonresidential development, of the extraordinary impact and charge a reasonable extraordinary impact fee that is greater than would ordinarily be charged.

J. If the City discovers an error in its impact fee formula that results in assessment or payment of more than a proportionate share, City shall, at the time of assessment on a case-by-case basis, adjust the impact fee to collect no more than a proportionate share or discontinue the collection of any impact fees until the error is corrected by Ordinance.

10-8-6: PAYMENT OF IMPACT FEES

A. After the effective date of this Chapter, all fee payers shall pay the impact fees as provided by this Chapter to the Fee Administrator following application for a building permit and prior to the issuance of any building permit for a residential development housing unit, or nonresidential development.

B. All impact fees paid by a fee payer pursuant to this Chapter shall be promptly deposited in the impact fee fund described in this Chapter.

10-8-7: IMPACT FEE FUNDS ESTABLISHED. REFUNDS OF IMPACT FEES PAID.

A. There is hereby established a police impact fee fund into which shall be deposited all police impact fees for the purpose of ensuring police impact fees collected pursuant hereto are designated for the accommodation of police capital improvements reasonably necessary to serve new growth and development that paid the impact fee.

B. There is hereby established a fire/EMS impact fee fund into which shall be deposited all fire/EMS impact fees for the purpose of ensuring fire/EMS impact fees collected pursuant hereto are designated for the accommodation of fire/EMS capital improvements reasonably necessary to serve new growth and development that paid the impact fee.

C. There is hereby established a parks and recreation impact fee fund into which shall be deposited all parks and recreation impact fees for the purpose of ensuring parks and recreation impact fees collected pursuant hereto are designated for the accommodation of parks and recreation capital improvements reasonably necessary to serve new growth and development that paid the impact fee.

D. There is hereby established a transportation impact fee fund into which shall be deposited all transportation impact fees for the purpose of ensuring transportation impact fees collected pursuant hereto are designated for the accommodation of transportation capital improvements reasonably necessary to serve new growth and development that paid the impact fee.

E. Each impact fee fund established in this Section shall be an interest-bearing account which shall be accounted for separately from other impact fee funds and from other City funds. Any interest or other income earned on monies deposited in a fund shall be credited to such fund. Expenditures of impact fees shall be made only for the category of system improvements (including full project costs, such as design, acquisition, engineering, management, construction, project development, etc.) for which the impact fees were collected and as identified in the capital improvements plans.

F. Except as otherwise provided in this Chapter, monies from each fund, including any accrued interest, shall be limited to the financing of acquisition, expansion, and/or improvement of capital improvements, or for principal and interest payments on bonds or other borrowed revenues used to acquire, expand or improve such capital improvements, necessary to serve new growth and development. Impact fees in each established impact fee fund shall be spent within eight (8) years from the date such impact fees were collected on a first in/first out (FIFO) basis. The City may hold the impact fees longer than the prescribed time period if the city identifies, in writing:

1. A reasonable cause why the impact fees should be held longer; and
2. The anticipated date by which the impact fees will be expended but in no event longer than eleven (11) years from the date the impact fees were collected.

G. The Fee Administrator shall prepare quarterly and annual reports to be provided to the Impact Fee Advisory Committee and the Council, which reports shall:

1. Describe the amount of all impact fees collected, appropriated or spent for system improvements during the preceding quarter or year, as applicable, by category of Public Facility; and
2. Describe the percentage of tax and revenues other than impact fees collected, appropriated or spent for system improvements during the preceding quarter or year, as applicable, by category of Public Facility.

H. Funds shall be deemed expended when payment of such funds has been approved by the City. The fee payer or successor in interest shall be entitled to a refund of the impact fee if:

1. Services for which an impact fee is required are never provided;

2. A building permit or permit for installation of a manufactured home is revoked or abandoned;
3. The City, after collecting the impact fee, has failed to appropriate and expend the collected impact fees, as required by Idaho Code; or
4. The fee payer pays an impact fee under protest and a subsequent review of the impact fee paid or the completion of an individual assessment determines that the impact fee paid exceeded the proportionate share to which the City was entitled to receive.

I. When the right to a refund exists, within ninety (90) days after the City determines that a refund is due, the City shall provide written notice of entitlement to a refund, to the owner of record and the fee payer who paid the impact fees at the address shown on the application for development approval, or to a successor in interest who has notified the City of a transfer of the right or entitlement to a refund and who has provided to the City a mailing address. When the right to a refund exists, the City shall also publish the notice of entitlement to a refund within thirty (30) days after the expiration of the eight (8) year period after the date that the impact fees were collected. Such published notice shall contain the heading "Notice of Entitlement to Impact Fee Refund".

J. A refund shall include interest at one-half ($\frac{1}{2}$) the legal rate provided for in Idaho Code § 28-22-104, from the date on which the impact fee was originally paid.

K. In order to be eligible for a refund, a fee payer, successor in interest or owner of record shall file a written application for a refund with the Fee Administrator within six (6) months of the time such refund becomes payable under subsection (E) of this Section, or within six (6) months of publication of the notice of entitlement to a refund, whichever is later. If a successor in interest claims a refund of impact fees, the Fee Administrator may require written documentation that such rights have been transferred to the claimant prior to issuing the requested refund. Refunds shall be paid within sixty (60) days after the date on which the Fee Administrator determines that a sufficient proof of claim for a refund has been made.

L. Any person entitled to a refund shall have standing to sue for a refund under the provisions of this Chapter if there has not been a timely payment of a refund as provided herein.

10-8-8: EXEMPTIONS FROM IMPACT FEES

A. The following types of land development shall be exempt from payment of the impact fees imposed by this Chapter:

1. Rebuilding or replacing a residential development housing unit or the same amount of square feet of a nonresidential development on the same lot and existing on the effective date of this Chapter, provided that the rebuilt or replaced residential development housing unit or nonresidential development does not increase the need for police, fire/EMS, parks and recreation, and transportation public facilities, and such residential development housing unit or nonresidential development is

rebuilt or replaced and ready for occupancy within two (2) years of removal or substantial damage. For the purposes of this Subsection, "substantial damage" shall mean damage from any cause or source whereby the cost of restoring the residential development housing unit or nonresidential development to a condition allowing use of occupancy would be equal to or exceeds fifty percent (50%) of the market value before the damage occurred.

2. Construction of an unoccupied, detached accessory structure, or addition of uses related to a residential development housing unit unless it can be clearly demonstrated that the use creates a significant impact on the capacity of system improvements.
3. Remodeling or repairing a residential development housing unit or a nonresidential development in a manner that does not increase the need for police or fire/EMS or parks and recreation or transportation public facilities.
4. Placing a temporary construction trailer or office on a lot.

B. An impact fee shall be assessed for installation of a modular building or manufactured home unless the fee payer can demonstrate (by documentation, such as utility bills and tax records), either:

1. That a modular building or manufactured home was legally in place on the lot or space prior to the effective date of this Chapter; or
2. That an impact fee has been paid previously for the installation of a modular building or manufactured home on that same lot or space.

C. Developments determined by the Council that provide affordable housing may be ~~exempt from~~ granted a waiver of a portion of the impact fee requirement ~~payment required~~, provided that the exempt development's proportionate share of system improvements is funded through a general fund revenue source other than from impact fees collected.

1. Any waiver granted by the Council shall be based on the degree to which the development meets the following:

- 1 a. Current housing affordability guidelines published by the U.S. Department of Housing and Urban Development ("HUD") shall be used to determine whether residential development housing units in the development qualify as affordable housing.
- 2 b. Affordable housing projects are required to demonstrate that the projects ~~will~~ shall provide residential development housing units to eligible families based on HUD income and family size guidelines.
- 3 c. Providers of affordable residential development housing units shall demonstrate a long-term commitment to provide affordable housing for a period of not less than twenty (20) years.

- d. The developer shall demonstrate the need for the proposed development.
 - e. The number of dwelling units in the development shall be identified, along with those for which the waiver is sought.
 - f. Funding to offset the amount waived is available from a general City fund dedicated to support affordable housing.
2. No waiver shall exceed thirty percent (30%) of impact fee payment required for the development.
 3. Failure to develop housing as presented to Council, as determined by the Community Development Services Department Director, shall result in automatic cancellation of the approved waiver and shall require payment of all waived fees within sixty (60) days following cancellation or all building permits and certificates of occupancy shall be revoked.

D. Appeals of the Fee Administrator's determination shall be made as provided further in this Chapter.

10-8-9: CREDIT REIMBURSEMENTS.

A. All system improvements constructed, funded or contributed for police, fire/EMS, parks and recreation, and transportation capital improvements for which an impact fee is imposed, ~~over and above~~ and which are in addition to those public improvements normally and regularly required by the City in connection with new development, such as public street and right-of-way dedications; installation of public improvements required by the Subdivision Ordinance or this Code; etc., shall result in either a credit on future impact fees or reimbursement, at the fee payer's option, for such excess to be paid by future development that benefits from such system improvements. However, no credit or reimbursement shall be provided for:

1. Project ~~improvements~~ Improvements;
2. Any construction, funding or contribution not agreed to in writing by the City prior to commencement of such construction, funding or contribution; and
3. Any construction, funding or contribution of a type of capital improvements not included in the calculation of the applicable impact fee.
4. A park or open space within a City-approved Planned Unit Development or a park not included in a current City five (5) year capital improvement plan.

B. In the calculation of impact fees for a Project pursuant to this Chapter, credit shall be given for the present value of all tax and user fee revenue generated by the fee payer within the service area and used by the City for system improvements of the category for which the impact fee is being collected. If the amount of such credit exceeds the impact fee for a Project, the fee payer shall receive a credit on future impact fees.

C. In the calculation of impact fees for a Project, credit or reimbursement, at the fee payer's option, shall be given for the present value of any construction of system improvements or contribution of land (exclusive of public right-of-way or easement dedication) or money required by the City from the fee payer for system improvements of the category for which the impact fee is being collected, including system improvements paid for through Local Improvement District assessments, if any.

D. If credit or reimbursement is due to the fee payer, the City and fee payer shall enter into a written agreement, negotiated in good faith, prior to the construction, funding or contribution. The written agreement shall include, at minimum, a description of how the system improvements are to be valued, and the amount of the credit or the amount, time, and form of reimbursement. To assist in such reimbursement, the City shall continue to collect impact fees from other developers whose proposed developments will benefit from such construction, funding or contribution, and will promptly transfer such funds to the fee payer. If a successor in interest claims a reimbursement or credit, the Fee Administrator may require written documentation that such rights have been conveyed to the claimant prior to issuing the requested reimbursement or credit.

E. Approved credits may be used to reduce the amount of impact fees of the category for which the impact fee is being collected in connection with any new growth and development until the amount of the credit is exhausted. Each time a request to use approved credits is presented to the City, the City shall reduce the amount of the applicable impact fee otherwise due from the fee payer and shall note in City records the amount of credit remaining, if any. Upon request of the fee payer, the City shall issue a letter stating the amount of credit available. If the credit has not been exhausted within eight (8) years of the date of issuance of the first building permit for which an impact fee was due and payable, or within such other time period as may be designated in writing by the City, such credit shall lapse, unless a refund of the remaining credit is applied for as set forth in this Chapter.

F. Approved credits or reimbursement shall only be used to reduce the amount of the impact fee of the category for which the impact fee is otherwise due, and shall not be paid to the fee payer in cash or in credits against any other monies due from the fee payer to the City.

G. Credit for land dedications (exclusive of public right-of way and easement dedications) shall, at the fee payer's option, be valued at:

1. One hundred percent (100%) of the most recent assessed value for such land as shown in the records of the Bonneville County Assessor; or
2. That fair market value established by an MAI appraiser reasonably acceptable to the City in an appraisal paid for by the fee payer.

Credit for contribution or construction of system improvements shall be valued by the City based on complete engineering drawings, specifications, and construction cost estimates submitted by the fee payer to the City, which estimates shall be revised as actual costs become available. The City shall determine the amount of credit due based on the information submitted, or, if the City determines that such information is inaccurate or unreliable, then on alternative engineering or construction costs reasonably acceptable to the City as a more

accurate measure of the value of the offered system improvements to the City.

H. Approved credits for land dedications (exclusive of public right-of-way and easement dedication, etc.) shall become effective when the land has been conveyed to and accepted by the City in a form reasonably acceptable to the City and at no cost to the City. Approved credits for contribution or construction of system improvements shall generally become effective when:

1. All required construction has been completed and has been accepted by the City; and
2. All design, construction, inspection, testing, bonding, and acceptance procedures have been completed in compliance with all applicable requirements of the City.

Approved credits for the construction of system improvements may become effective at an earlier date if the fee payer posts security in the form of a performance bond, irrevocable letter of credit or escrow agreement in the amount and under terms reasonably acceptable to the City.

I. Credit may only be transferred by a fee payer that has received credit to such fee payer's successor in interest. The credit may be used only to offset impact fees for the same category for which the credit was issued. Credits shall be transferred by any written instrument clearly identifying which credits are being transferred, the dollar amount of the credit being transferred, and the system improvements for which the credit was issued. The instrument of transfer shall be signed by both the transferor and transferee, and a copy of the document shall be delivered to the Fee Administrator for documentation of the transfer before the transfer shall be deemed effective.

10-8-10: APPEALS. The decisions of the Fee Administrator may be appealed as provided in this Section:

A. Any fee payer who is or may be obligated to pay an impact fee, may appeal a decision made by the Fee Administrator to the Council. Such decisions that may be appealed include:

1. The applicability of an impact fee to the development.
2. The amount of an impact fee to be paid for the development.
3. The availability, amount or application of any credit.
4. The amount of any refund, reimbursement or credit.

A fee payer may pay an impact fee under protest in order to obtain a development approval or building permit(s) and, by paying such impact fee, shall not be estopped from exercising the rights of appeal provided herein, nor shall the fee payer be estopped from receiving a refund of any amount deemed to have been illegally collected. Upon final disposition of an appeal, the impact fee shall be adjusted or refunded, if necessary, in accordance with the decision rendered ~~and, if necessary, a refund paid.~~

B. In order to pursue an appeal, the fee payer shall file a written notice of appeal with the Clerk within fifteen (15) days after the date of the notice of decision being appealed or the date on which the fee payer submitted a payment of impact fees under protest, whichever is later. Such written appeal shall include a statement describing why the appellant believes that the decision was in error, together with copies of any documents that the appellant believes supports their claim.

C. The Clerk shall notify the fee payer of the hearing date on the appeal, which notice shall be given no less than fifteen (15) days prior to the date of the hearing. The Council shall hear the appeal within ~~thirty (30) days~~ forty-five (45) days after receipt of a written notice of appeal. ~~The appellant shall have a right to attend and to present evidence in support of the appeal. The Fee Administrator who made the decision under appeal shall likewise have the right to attend and to present evidence in support of the Fee Administrator's decision. The burden of proof in the hearing shall be on the fee payer to demonstrate to the Council by a preponderance of evidence that the amount of the impact fee, credit, reimbursement or refund was not properly calculated.~~

D. ~~The criteria to be used by the Council shall be whether the decision or interpretation made by the Fee Administrator or the alternative decision or interpretation offered by the appellant, more accurately reflects the intent of this Chapter that new growth and development in the City pay its proportionate share of the costs of system improvements for Public Facilities necessary to serve new development. The Council may affirm, reject or revise the decision of the Fee Administrator, providing written findings of fact and conclusions, within fifteen (15) days after hearing the appeal. The Council shall modify the amount of the impact fee, credit, refund or reimbursement only if there is a preponderance of the evidence in the record that the Fee Administrator erred, based upon the methodologies contained in the Impact Fee Study, this Chapter and/or capital improvements plans. The decision of the Council shall be final. The appellant shall have a right to attend and to present evidence in support of the appeal. The Fee Administrator, City staff member, or their representative(s), shall likewise have the right to attend and to present evidence in support of the Fee Administrator's decision. The burden of proof in the hearing shall be on the fee payer to demonstrate to the Council by a preponderance of evidence that the appeal should be granted.~~

E. ~~A fee payer may request that the City enter into mediation by a qualified independent party to address a disagreement related to the impact fee for new growth and development. If both parties agree to mediation, costs for the independent mediation service shall be shared equally by the fee payer and the City. Mediation may take place at any time during an appeals process; however, any time limitation relevant to an appeal shall be tolled until the mediation occurs.~~ Appeal consideration by the Council is limited to whether this Chapter was correctly interpreted, correctly applied, and the amount of the impact fee, credit, reimbursement, or refund was properly calculated. The criteria to be used by the Council shall be whether the decision or interpretation made by the Fee Administrator or the alternative decision or interpretation offered by the appellant, more accurately reflects the intent of this Chapter that new growth and development in the City pay its proportionate share of the costs of system improvements for Public Facilities necessary to serve new development.

F. The Council shall modify the amount of the impact fee, credit, refund or reimbursement

only if there is a preponderance of the evidence in the record that the Fee Administrator erred, based upon the methodologies contained in the Impact Fee Study, this Chapter and/or capital improvements plans. The decision of the Council shall be final.

10-8-11: ADDITIONAL PROVISIONS

A. Nothing in this Chapter shall limit or modify the rights of any person to complete any development for which a lawful building permit was issued prior to the effective date hereof.

B. Nothing in this Chapter shall prevent the City from requiring a developer to construct reasonable project improvements in conjunction with a project.

C. Nothing in this Chapter shall limit the ability of the City to enter into intergovernmental agreements as provided in Idaho Code § 67-8204A.

D. Time requirements or deadlines in this Chapter shall be extended or waived only by written mutual agreement between City and the applicant and only where such extension or waiver is not reasonably likely to materially change the legal position or status of the application.

~~D~~E. The impact fees described in this Chapter, and the administrative procedures of this Chapter shall be reviewed at least once every five (5) years to ensure that:

1. The demand and cost assumptions and other assumptions underlying such impact fees are still valid;
2. The resulting impact fees do not exceed the actual costs of providing police, fire/EMS, parks and recreation, and/or transportation system improvements required to serve new growth and development;
3. The monies collected in any impact fee fund have been and are expected to be spent for system improvements of the type for which such impact fees were paid; and
4. Such system improvements will benefit those developments for which the impact fees were paid.

~~E~~F. Violation of this Chapter shall be subject to those remedies provided in this Code. Knowingly furnishing false information to any official of the City charged with the administration of this Chapter on any matter relating to the administration of this Chapter including, without limitation, the furnishing of false information regarding the expected size or use of a proposed development, shall be a violation of this Chapter and a misdemeanor.

~~F~~G. Except for such impact fee as may be calculated, paid, and accepted pursuant to an independent impact fee calculation study, the amount of each impact fee shall be ~~in an amount set from time to time by Resolution of the Council based upon the definitions of Non-residential Development and Residential Development Housing Units in this Chapter as follows:~~

<u>1. Residential (per housing unit)</u>	
<u>a. Single Family</u>	<u>Maximum Supportable Fee \$6,027</u>
<u>i. Police</u>	<u>\$480.75</u>
<u>ii. Fire/EMS</u>	<u>\$389.25</u>
<u>iii. Parks and Recreation</u>	<u>\$1,390.50</u>
<u>iv. Transportation</u>	<u>\$3,013</u>
<u>b. Multifamily</u>	<u>Maximum Supportable Fee \$3,479</u>
<u>i. Police</u>	<u>\$332.25</u>
<u>ii. Fire/EMS</u>	<u>\$313.50</u>
<u>iii. Parks and Recreation</u>	<u>\$961.50</u>
<u>iv. Transportation</u>	<u>\$1,336</u>
<u>2. Nonresidential (per 1,000 square feet)</u>	
<u>a. Retail</u>	<u>Maximum Supportable Fee \$6,119</u>
<u>i. Police</u>	<u>\$1,366.50</u>
<u>ii. Fire/EMS</u>	<u>\$346.50</u>
<u>iii. Parks and Recreation</u>	<u>\$0</u>
<u>iv. Transportation</u>	<u>\$3,835</u>
<u>b. Office</u>	<u>Maximum Supportable Fee \$2,135</u>
<u>i. Police</u>	<u>\$463.50</u>
<u>ii. Fire/EMS</u>	<u>\$57.75</u>
<u>iii. Parks and Recreation</u>	<u>\$0</u>
<u>iv. Transportation</u>	<u>\$1,440</u>
<u>c. Industrial</u>	<u>Maximum Supportable Fee \$1,085</u>
<u>i. Police</u>	<u>\$236.25</u>
<u>ii. Fire/EMS</u>	<u>\$27.75</u>
<u>iii. Parks and Recreation</u>	<u>\$0</u>
<u>iv. Transportation</u>	<u>\$733</u>
<u>d. Institutional</u>	<u>Maximum Supportable Fee \$3,935</u>
<u>i. Police</u>	<u>\$510.75</u>
<u>ii. Fire/EMS</u>	<u>\$1,251.75</u>
<u>iii. Parks and Recreation</u>	<u>\$0</u>
<u>iv. Transportation</u>	<u>\$1,585</u>

SECTION 3. Savings and Severability Clause. The provisions and parts of this Ordinance are intended to be severable. If any section, sentence, clause, or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance.

SECTION 4. Codification Clause. The Clerk is instructed to immediately forward this Ordinance to the codifier of the official municipal code for proper revision of the Code.

SECTION 5. Publication and Effective Date. This Ordinance, or a summary thereof in compliance with Idaho Code, shall be published once in the official newspaper of the City, and shall take effect not less than thirty (30) days following its passage, approval, and publication.

PASSED by the City Council and APPROVED by the Mayor of the City of Idaho Falls, Idaho, this _____ day of _____, 2023.

ATTEST:

CITY OF IDAHO FALLS, IDAHO

CORRIN WILDE, CITY CLERK

REBECCA L. NOAH CASPER, Ph.D., MAYOR

(SEAL)

STATE OF IDAHO)
) ss:
County of Bonneville)

I, CORRIN WILDE, CITY CLERK OF THE CITY OF IDAHO FALLS, IDAHO, DO
HEREBY CERTIFY:

That the above and foregoing is a full, true and correct copy of the Ordinance entitled, “AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; AMENDING TITLE 1 CHAPTER 3 DEFINITIONS RELATED TO APPLICATIONS; AMENDING TITLE 10, CHAPTER 8 BY UPDATING, CLARIFYING, AND ADJUSTING IMPACT FEE ORDINANCE REQUIREMENTS RELATED TO APPLICATIONS, APPEALS, AND FEES; PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.”

CORRIN WILDE, CITY CLERK

(SEAL)

Memorandum

File #: 23-128

City Council Meeting

FROM: Michael Kirkham, Assistant City Attorney
DATE: Friday, April 7, 2023
DEPARTMENT: City Attorney

Subject

Public Hearing for the adoption of new and changing fees, including Sanitation and Parks Fees, to the April 2023 Fee Schedule

Council Action Desired

- ☐ Ordinance ☒ Resolution ☒ Public Hearing
☐ Other Action (Approval, Authorization, Ratification, etc.)

Approve the April 2023 fee resolution and give authorization for the Mayor and City Clerk to execute the necessary documents (or take other action deemed appropriate)

Description, Background Information & Purpose

The Office of the City Attorney respectfully requests that the Mayor and Council conduct a public hearing for the addition of certain fees, including amending certain sanitation fees to the then adopted County dump fees, adopting an afterhours Microtransit fee, and adopting certain Park rental fees, to the City's fee schedule and afterward approve the corresponding resolution. The Public Hearing has been scheduled for Thursday, April 13, 2022 at 7:30 pm in the City Council Chambers of the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho. The hearing is required pursuant to Idaho Code §50-1002. The Notice of Public Hearing for the fee schedule was published on Sunday, April 2, 2024 and Sunday, April 9, 2022.

Alignment with City & Department Planning Objectives



These actions are in support of the good governance community-oriented result by fostering innovative and sound fiscal management and enabling public trust and transparency

Interdepartmental Coordination

Legal, Parks, and Public Works have participated in this fee resolution.

Fiscal Impact

The additional fees are necessary to cover new services provided by City of Idaho Falls or for increased costs to services currently provided.

Legal Review

This action is required pursuant to Idaho Code §50-1002.

CITY OF IDAHO FALLS

Fee Changes

NOTICE IS HEREBY GIVEN that the City of Idaho Falls proposes to impose the following new fees and fee increases greater than 5% of such fees collected. The additional fees are necessary to cover new services provided by City of Idaho Falls or for increased costs to services currently provided. Public comment on these proposed changes will be received at a public hearing at 7:30 pm on April 13, 2023, at 680 Park Avenue, Idaho Falls, Idaho, in the City Council Chambers.

Source of Fees	Current Fees	New Fees
PARKS DEPARTMENT		
Public Skate Friday Tournament Fee		\$1000
Public Skate Saturday Tournament Fee		\$1600
Recreation Center Full day rental - 5 hours or more		\$350
Recreation Center Hourly Rental		\$60 an hour
Recreation Center half court rental		\$30 an hour
Recreation Center Meeting room		\$20
Greenbelt Vending Pad Full Pad Weekly permit		\$200
Greenbelt Vending pad Half Pad weekly permit		\$100
Greenbelt Vending Pad Full pad Daily permit		\$65
Greenbelt Vending Pad Half Pad Half Day permit		\$32.50
PUBLIC WORKS DEPARTMENT		
Sanitation Division Fees		
Large Uncompacted Container - County Disposal Fee, Per Load	\$25	Current County Fee
Large Uncompacted Container - County Unsorted Fee, Per Load	\$150	Current County Fee
6. Tire Disposal Fees		
a. Motorcycle, ATV or UTV	\$2.00/Each	Current County Fee
b. Automobile, Light Truck	\$3.00/Each	Current County Fee
c. Truck	\$6.00/Each	Current County Fee
d. Farm Implement	\$25.00/Each	Current County Fee
e. Earth Moving Equipment	\$50.00/Each	Current County Fee
f. Shredded Tires	\$250.00/Ton	Current County Fee
g. Bulk Tires	\$250.00/Ton	Current County Fee
7. Freon Fee, per unit	\$10.00	Current County Fee
a. Freon item pickup fee		\$30
b. Tire pickup fee		\$30
Transit Division Fees		
Microtransit User Fee (Afterhours special service)		\$15.00

RESOLUTION NO. 2023-

A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ADOPTING A SCHEDULE OF REVISED FEES FOR SERVICES PROVIDED AND REGULARLY CHARGED AS SPECIFIED BY CITY CODE; AND PROVIDING THAT THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

WHEREAS, Council has determined that the revised and new fees included in this Resolution are appropriate and are reasonably related to the purpose for which such fees are charged; and,

WHEREAS, a public hearing was held pursuant to Idaho Code § 63-1311A after which the Council considered input given by the public; and,

WHEREAS, the Council, by this Resolution, desires to amend and update only those fees and charges contained in the Attachment to this Resolution, while continuing and approving of other fees lawfully charged by the City that are contained elsewhere and not within the Attachment to this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF IDAHO FALLS, AS FOLLOWS:

1. That the fees set forth in Idaho Falls Fee Schedule – April 2023, “Exhibit A” attached hereto and made a part hereof, be in force and effect in matters relating to fees on April 14, 2023.
2. That this Resolution amends all previous Resolutions and Ordinances regarding fees charged by the City concerning the fees that are contained in this Resolution;
3. That any Resolution or provision thereof that is inconsistent with this Resolution is hereby repealed.

ADOPTED and effective this ____ day of _____, 2023.

CITY OF IDAHO FALLS, IDAHO

Rebecca L. Noah Casper, Mayor

ATTEST:

Corrin Wilde, City Clerk

(SEAL)

STATE OF IDAHO)
) ss:
County of Bonneville)

I, KATHY HAMPTON, CITY CLERK OF THE CITY OF IDAHO FALLS, IDAHO, DO HEREBY CERTIFY:

That the above and foregoing is a full, true and correct copy of the Resolution entitled, “A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ADOPTING A SCHEDULE OF REVISED FEES FOR SERVICES PROVIDED AND REGULARLY CHARGED AS SPECIFIED BY CITY CODE; AND PROVIDING THAT THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.”

Kathy Hampton, City Clerk

(SEAL)

EXHIBIT ‘A’
CITY OF IDAHO FALLS
FEE SCHEDULE
(April 2023)

Airport Department.....	2
Community Development Services Department	3
Fire Department	10
Idaho Falls Power	11
Electrical Service Fees	11
Public Unlit Fiber Optic Network Fees.....	13
Library	14
Municipal Services Department	16
Parks and Recreation	20
Police Department	37
Engineering Division Fees	38
Impact Fees (Effective on June 1, 2022).....	38
Sanitation Division Service Fees	39
Street Division Fees	40
Transit Fees	41
Wastewater Division Service Fees.....	41
Water Division Service Fees.....	43

AIRPORT DEPARTMENT

1. Landing Fee	Up to \$1.35 per 1,000 pound gross weight, depended upon total annual landing weight
2. Fuel Flowage Fee	\$0.07 per each gallon of aviation fuel dispensed into any general aviation aircraft
3. Passenger Facility Charge	\$4.50
4. Customer Facility Charge, On-Airport Car Rental Companies	Up to \$2.50 per transaction, per day
5. Commercial Passenger Enplanement Charge	Up to \$4.50 per passenger, depended upon total annual enplanements
6. Ground Transportation Fees	
a. Busses (Non-Public)	
i. Permit Application Fee	\$50
ii. Annual Fee	\$500.00 per year per company + \$20.00 for every additional vehicle
iii. Trip Fee	\$3.50 per Passenger
b. Taxicab	
i. Permit Application Fee	\$50
ii. Monthly Fee	\$20.00 per month per company + \$10.00 for every additional vehicle
iii. Trip Fee	\$1.50 per Trip
c. Courtesy Vehicle – Hotel/Motel (irrespective of type of vehicle used)	
i. Permit Application Fee	\$50
ii. Annual Fee	\$50.00 per year per company + \$10.00 for every additional vehicle
d. Special Event	
i. Permit Application Fee	\$50
ii. Daily Fee	\$65.00/day per company + \$5.00/day for each additional vehicle
7. Badge Fees	
a. Fingerprinting – CHRC	\$40.00
b. SIDA Badge	\$50.00/year – 2year max
c. AOA Badge	\$40.00/year – 1year max
d. Lost Badge Replacement	\$100.00/instance
e. Reprint Fee	\$15.00
f. Renewal Fee	
i. AOA	\$20.00
ii. SIDA	\$30.00
8. Parking	Maximum \$15 per day.

COMMUNITY DEVELOPMENT SERVICES DEPARTMENT

1. Erosion Control	
a. Initial Erosion Control Contractors Certificate	\$50
b. Erosion Control Contractors Certificate Renewal	\$25
c. Erosion Control Plan Permit – Plans less than One Acre	\$50
d. Erosion Control Plan Permit – Plans One Acre or More	\$100
2. Print and Digital Data Costs	
a. Paper	
i. Zoning Map – 36” X 50”	\$6
ii. Street Map – 36” X 36”	\$5
iii. Street Map – 24” X 24”	\$3
iv. Subdivision Map – 42” X 36”	\$5
v. Aerial Map – 36” X 48”	\$12
vi. Aerial Map – 36” X 36”	\$9
vii. Aerial Map – 24” X 36”	\$6
viii. Print (Per Print More than 5) – 8.5” X 11” or 8.5” X 14”	\$0.50
ix. Print (Per Print More than 5) – 11” X 17”	\$1
x. Custom Size Print	\$0.50 per Square Foot
xi. Custom Size Aerial Print	\$1 per Square Foot
b. Mylar	
i. Custom Size Print	\$1 per Square Foot
ii. Custom Size Aerial Print	\$2 per Square Foot
c. Digital Data	
i. CD	\$1 per Disk
ii. DVD	\$2 per Disk
d. Shipping and Handling (US Postal Service)	
i. Envelope	\$2
ii. CD-Mailer	\$2
iii. Map Tube	\$10
3. Subdivision Fees	
a. Site plan review and processing (review of civil site plans other than single-family residence)	\$300
b. Site plan resubmittal (review of civil site plans not completed after 3 reviews)	\$100
c. Preliminary Plat Review and Processing Fee (review of preliminary plats)	\$500
d. Preliminary plat resubmittal (review of preliminary plats not completed after 3 reviews)	\$150
e. Final Plat Review and Processing (review of final plats)	\$500 + \$15 per lot
f. Final plat resubmittal (review of final plats not completed after 3 reviews)	\$150 + \$5 per lot

g. Zoning compliance report (researching historical land uses of properties)	\$50
h. Advertising fee (fee to cover cost of legal advertisement for public hearings)	\$50
i. Improvement drawings review and processing (review of improvement drawings)	\$350
j. Improvement drawings resubmittal (review of improvement drawings not completed after 3 reviews)	\$150
k. Utility reviews – non-franchise (review of non-franchise utility improvement plans)	\$20
l. Iona Bonneville Sewer District reviews (review of sewer improvement drawings with Sewer District)	\$50
m. Vacation (Review and processing of applications to vacate right-of-way, easements, and other public utilities)	\$350
n. Appeals (Appeal decisions by Board or Adjustment or Planning Commission)	\$150
4. Annexation Fees	
a. Bridge and Arterial Streets Fee	\$100 per required parking space
b. Surface draining fee per square foot of assessable land	\$ 0.0075
5. Application Fees	
a. Variance Application	\$350
b. Rezoning Application	\$550
c. Planned Transition Zone Application	\$550
d. Comprehensive Plan Amendment	\$250
e. Conditional Use Permit (Either Planning Commission or City Council)	\$225
f. Conditional Use Permit (Both Planning Commission and City Council)	\$325
g. Site Plan Bonding Application Fee	\$150
h. Planned Unit Development	\$300
6. Residential Building Permit Fee Valuation Table	
Valuation Range	
\$1 to \$499	\$30.18
\$500 to \$999	\$67.31
\$1,000 to \$9,999	\$132.42
\$10,000 to \$19,999	\$164.97
\$20,000 to \$29,999	\$197.53
\$30,000 to \$39,999	\$230.09
\$40,000 to 49,999	\$262.65
\$50,000 to \$ 59,999	\$295.21
\$60,000 to \$69,999	\$327.77
\$70,000 to \$79,999	\$360.32
\$80,000 to \$89,999	\$392.88
\$90,000 to \$99,999	\$425.44
\$100,000 to \$104,999	\$458.00
\$105,000 to \$109,999	\$490.56
\$110,000 to \$114,999	\$523.11
\$115,000 to \$119,999	\$555.67
\$120,000 to \$124,999	\$588.23

\$125,000 to \$129,999	\$620.79
\$130,000 to \$134,999	\$653.35
\$135,000 to \$139,999	\$685.91
\$140,000 to \$144,999	\$718.45
\$145,000 to \$149,999	\$751.01
\$150,000 to \$154,999	\$783.57
\$155,000 to \$159,999	\$816.13
\$160,000 to \$164,999	\$848.69
\$165,000 to \$169,999	\$881.24
\$170,000 to \$174,999	\$913.80
\$175,000 to \$179,999	\$946.36
\$180,000 to \$184,999	\$987.06
\$185,000 to \$189,999	\$1012.06
\$190,000 to \$194,999	\$1037.05
\$195,000 to \$199,999	\$1062.04
\$200,000 to \$204,999	\$1087.02
\$205,000 to \$209,999	\$1112.01
\$210,000 to \$214,999	\$1137.00
\$215,000 to \$219,999	\$1162.00
\$220,000 to \$224,999	\$1186.99
\$225,000 to \$229,999	\$1211.98
\$230,000 to \$234,999	\$1236.97
\$235,000 to \$239,999	\$1261.95
\$240,000 to \$244,999	\$1286.95
\$245,000 to \$249,999	\$1311.94
\$250,000 to \$254,999	\$1336.93
\$255,000 to \$259,999	\$1361.92
\$260,000 to \$264,999	\$1386.91
\$265,000 to \$269,999	\$1411.91
\$270,000 to \$274,999	\$1436.90
\$275,000 to \$279,999	\$1461.88
\$280,000 to \$284,999	\$1486.87
\$285,000 to \$289,999	\$1511.86
\$290,000 to \$294,999	\$1536.85
\$295,000 to \$299,999	\$1561.85
\$300,000 to \$304,999	\$1586.84
\$305,000 to \$309,999	\$1611.83
\$310,000 to \$314,999	\$1636.81
\$315,000 to \$319,999	\$1661.80
\$320,000 to \$324,999	\$1686.80
\$325,000 to \$329,999	\$1711.79
\$330,000 to \$334,999	\$1736.78
\$335,000 to \$339,999	\$1761.77
\$340,000 to \$344,999	\$1786.76
\$345,000 to \$349,999	\$1811.74
\$350,000 to \$354,999	\$1836.74
\$355,000 to \$359,999	\$1861.73

\$360,000 to \$364,999	\$1886.72
\$365,000 to \$369,999	\$1911.71
\$370,000 to \$374,999	\$1936.70
\$375,000 to \$379,999	\$1961.70
\$380,000 to \$384,999	\$1986.68
\$385,000 to \$389,999	\$2011.67
\$390,000 to \$394,999	\$2036.66
\$395,000 to \$399,999	\$2061.65
\$400,000 to \$404,999	\$2086.65
\$405,000 to \$409,999	\$2111.64
\$410,000 to \$414,999	\$2136.63
\$415,000 to \$419,999	\$2161.61
\$420,000 to \$424,999	\$2186.60
\$425,000 to \$429,999	\$2211.59
\$430,000 to \$434,999	\$2236.59
\$435,000 to \$439,999	\$2261.58
\$440,000 to \$444,999	\$2286.57
\$445,000 to \$449,999	\$2311.56
\$450,000 to \$454,999	\$2336.54
\$455,000 to \$459,999	\$2361.54
\$460,000 to \$464,999	\$2386.53
\$465,000 to \$469,999	\$2411.52
\$470,000 to \$474,999	\$2436.51
\$475,000 to \$479,999	\$2462.60
\$480,000 to \$484,999	\$2486.50
\$485,000 to \$489,999	\$2511.48
\$490,000 to \$494,999	\$2536.47
\$495,000 to \$499,999	\$2561.46
\$500,000 to \$1,000,000	\$2,865.25 for the first \$500,000 valuation, plus \$4.10 for each additional \$1,000 or fraction thereof
\$1,000,001 to Beyond	\$4,972.74 for the first \$1,000,000 valuation, plus \$2.67 for each additional \$1,000 or fraction thereof
7. Commercial Building Permit Fees Valuation Table:	
Valuation Table	
Total Valuation up to \$800	\$30.18
Total Valuation up to \$900	\$32.41
Total Valuation up to \$1,000	\$34.89
Total Valuation up to \$1,100	\$37.39
Total Valuation up to \$1,200	\$39.89

Total Valuation up to \$1,300	\$44.87
Total Valuation up to \$1,400	\$44.87
Total Valuation up to \$1,500	\$47.36
Total Valuation up to \$3,000	\$82.04
Total Valuation up to \$4,000	\$88.48
Total Valuation up to \$5,000	\$107.55
Total Valuation up to \$6,000	\$113.41
Total Valuation up to \$7,000	\$127.13
Total Valuation up to \$8,000	\$139.59
Total Valuation up to \$9,000	\$150.80
Total Valuation up to \$10,000	\$164.52
Total Valuation up to \$11,000	\$176.98
Total Valuation up to \$12,000	\$189.44
Total Valuation up to \$13,000	\$201.91
Total Valuation up to \$14,000	\$214.37
Total Valuation up to \$15,000	\$226.47
Total Valuation up to \$16,000	\$240.54
Total Valuation up to \$17,000	\$253.00
Total Valuation up to \$18,000	\$266.71
Total Valuation up to \$19,000	\$277.93
Total Valuation up to \$20,000	\$290.39
Total Valuation up to \$21,000	\$304.10
Total Valuation up to \$22,000	\$316.56
Total Valuation up to \$23,000	\$327.78
Total Valuation up to \$24,000	\$341.48
Total Valuation up to \$30,000	\$398.82
Total Valuation up to \$31,000	\$407.54
Total Valuation up to \$32,000	\$415.02
Total Valuation up to \$33,000	\$426.24
Total Valuation up to \$34,000	\$434.96
Total Valuation up to \$35,000	\$444.93
Total Valuation up to \$36,000	\$452.41
Total Valuation up to \$37,000	\$461.13
Total Valuation up to \$38,000	\$472.35
Total Valuation up to \$39,000	\$481.07
Total Valuation up to \$40,000	\$488.55
Total Valuation up to \$41,000	\$499.76
Total Valuation up to \$42,000	\$508.49
Total Valuation up to \$43,000	\$517.22
Total Valuation up to \$44,000	\$527.19
Total Valuation up to \$45,000	\$535.91
Total Valuation up to \$46,000	\$544.63
Total Valuation up to \$47,000	\$554.61
Total Valuation up to \$48,000	\$563.33
Total Valuation up to \$49,000	\$572.06
Total Valuation up to \$50,000	\$582.02

For total valuation between \$50,001 and \$100,000	\$582.02 for the first \$50,000 valuation, plus \$6.40 for each additional \$1,000 or fraction thereof
For total valuation between \$100,001 and \$400,000	\$947.12 for the first \$100,000 valuation, plus \$4.91 for each additional \$1,000 or fraction thereof
For total valuation between \$500,001 and \$1,000,000	\$3,005.64 for the first \$500,000 valuation, plus \$4.19 for each additional \$1,000 or fraction thereof
For total valuation of \$1,000,000 and beyond	\$4,972.73 for the first \$1,000,000 valuation, plus \$2.67 for each additional \$1,000 or fraction thereof
8. Plan Check Fee	
a. Residential Plan Check	25% of the permit valuation
b. Commercial Plan Check	65% of the permit valuation
9. New Residential Buildings and Additions Valuation Multiples	
a. Dwelling Unit Valuation	\$90 per Sq. ft
b. Finished Basement Total Valuation	\$25 per Sq. ft.
c. Unfinished Basement/Wood Frame Garage	\$15 per Sq. Ft
10. Commercial Permits Fees:	
a. Commercial Electrical Wiring Permit	1.5% of first \$20,000 of wiring costs, plus 0.75% of wiring costs in excess of \$20,000 (Wiring Costs include the total costs of any and all equipment, materials, and labor for installation governed by the National Electrical Code.
b. Commercial Mechanical Permits	1.5% of the first \$20,000 plus \$0.75% of amounts over \$20,000 of bid amount. The bid amount includes total costs of all equipment, materials, and labor for installation governed by the Uniform Mechanical Code.
c. Commercial Plumbing Permit Fees	1.5% of first \$20,000 plus 0.75% of amounts over \$20,000 of bid amount. The bid amount includes total costs of all

	equipment, materials, and labor for installation governed by the Uniform Plumbing Code.
d. Commercial Re-Roofing Permit Fee	1% of first \$20,000 of roofing costs, plus .79% of the costs in excess of \$20,000 (Maximum Fee \$3,000)
11. Residential Permit Fees:	
a. Residential Electrical Permits	\$5.85 for each electrical service
b. Residential Mechanical Permit Issuance	\$5.10 Unit Fee per installation
c. Residential Plumbing Permit Fees:	
i. Unit Fee for each Plumbing	\$5.10 Unit Fee per installation
ii. Unit Fee for each Gas Piping System	\$5.10 Unit Fee per installation
d. Residential Re-Roofing Permit	1% of valuation; Minimum fee of \$30.18 Maximum fee of \$110
e. Signs, Outline Lighting Systems or Marquees:	
i. Non Electric Sign	\$65
ii. Electric Sign	\$95
iii. Structural Review if over 30 feet	\$35
iv. Billboard	\$155
v. LED Message Center	\$155
12. Other Inspections and Fees (covers residential and commercial buildings, plumbing, mechanical, and electrical):	
a. Permit Issuance Fee (For Issuing Each Permit)	\$30.18
b. Inspections outside of normal business hours (Minimum 2 hour charge)	\$70 per hour or hourly cost to City, whichever is greatest
c. Re-inspection Fees (Section 305.8)	\$70 per hour hourly cost to City, whichever is greatest
d. Inspection for which no fee is specifically indicated (minimum one-half hour charge)	\$70 per hour hourly cost to City, whichever is greatest
e. Additional plan review required by changes, additions, or revisions to plan (minimum one-half hour charge)	\$35 per hour hourly cost to City, whichever is greatest
f. Residential Combination Mechanical Electrical Plumbing (MEP)	\$0.08 per sq ft. total
g. Residential Combination Energy Code	\$55
h. Code Enforcement Violations	
i. First Offense	\$35
ii. Second Offense, within 1 year of a prior violation	\$75
iii. Third Offense, and any subsequent offense, within 1 year of a prior violation	\$150
iv. Appeal code violation to BOA	\$150
i. Work Commencing before permit fee paid	\$125

13. Parklet Lease - Fee for leasing on-street parking for a parklet	\$1200 per year per stall
14. Temporary On-Street Construction Parking Permits	
a. Temporary On-Street Construction Parking Permit (Downtown-Daily)	\$10 per day
b. Temporary On-Street Construction Parking Permit (Downtown-Monthly)	\$62 per month

FIRE DEPARTMENT

1. International Fire Code Permits and Fees:	
a. Operational Permit Fee	\$70
b. Construction Permit Fee	\$70
c. Fine for Failure to Comply with Stop Work Order	\$300
d. Life Safety License	\$125
e. Violation of License Requirement Fine	\$300
f. Site Plan Review	\$70
g. Structural Plan Review Fees	16% of Building Permit Valuation
h. Fire Alarm Plan Review Fee	\$70 or \$4 per device, whichever is greater
i. Additional acceptance test field inspections	\$70
j. Fire Sprinkler System Review Fees	\$140 + \$2.25 a head
k. Fire Pump Review Fee	\$140
l. Alarm Response Fee	Maximum \$150
m. Mitigation Reimbursement Fees	Posted fee schedule
2. Other Inspection and Fees	
a. Inspections outside of normal business hours (minimum 2 hour charge)	\$70 per hour or hourly cost to City, whichever is greatest
b. Re-inspection Fees	\$70 per hour or hourly cost to City, whichever is greatest
c. General inspection fee (including, additional plan review required by changes, additions, or revisions to plan) (minimum one-half hour charge)	\$70 per hour or hourly cost to City, whichever is greatest
d. Target Hazard Operational Permits	\$70 per hour, 1 hour minimum for inspection
e. Commercial Hood Inspection	\$70
f. Business and Property (Inspection, Safety, and Protection) License	\$40
3. Firework Licensing:	
a. Consumer Fireworks Permit Application Fee	\$70
b. Consumer Fireworks Wholesale Permit Fee	\$140
4. Ambulance Service:	
a. Advanced Life Support	
i. Non-Emergency	\$737
ii. Resident	\$913
iii. Non-Resident	\$ 1,168
iv. BLS Non-Emergency	\$481

v. BLS Emergency – In District	\$778
vi. BLS Emergency – Out of District	\$1,026
vii. ALS-2	\$ 1,316
viii. Critical Care	\$ 1,557
b. Mileage:	
i. BLS Mileage and ALS Mileage – Resident	\$16
ii. BLS Mileage and ALS Mileage – Non-Resident	\$ 20
c. Treat and Release:	
i. Basic Evaluate/Treat No Transport	\$ 215
ii. BLS Emergency, no transport	\$ 358
iii. ALS Emergency, no transport	\$ 413
d. Ambulance Waiting Time	\$ 182 per hour
e. Standby	\$ 176 per hour
f. Empty return leg fee	\$ 176 /hr, 1 hour minimum, Standard mileage rate for non- patient transport.
g. EIRMC INTRA (cancer)	\$209
h. EIRMC Home to Hospice	\$275
i. Engine Stand By (Event)	\$200 per hour
j. Single Resource with Medical Kit	\$80 per hour
5. Vaccine Administration Fee	\$40.00

IDAHO FALLS POWER

ELECTRICAL SERVICE FEES

1. Meter Service Installation Fee	\$50
2. Meter Accuracy Test	\$50
3. AMI Opt Out – Monthly Charge	\$10.00
4. Tampering Reconnection Fee	\$200
5. Disconnect and Reconnection Fees -	
a. Residential – Disconnect Fee	\$25
b. Non-Residential Electric Disconnect Fee	\$50
c. Non-Residential Electric Reconnect Fee	\$50
6. Short-term suspension of Electric Service (Vacant for a minimum of 3 weeks or 21 calendar days, but not more than 6 months or 180 calendar days.)	
a. Non remote suspension	\$50
b. Remote suspension	No Charge
7. Line Extension for Single Family Home (per lot)	\$1,700
8. Line Extension for Multi-Family Housing (per family unit)	\$800
9. Line Extension for Commercial	Actual Cost
10. High Density Load Continuous Service Distribution Connection	Projected rationed cost of future distribution line & substation based upon customer peak KW

11. High Density Load Credit Risk Deposit New Customer – (24 months to establish credit)	Higher of projected or actual three months bills
12. Secondary Service Connection (per Service)	\$100
13. Commercial Rate – Base Energy Charge	
a. Base Energy Charge	\$0.042 per KWH
b. Power Cost Adjustment	(\$0.000) per KWH
c. Demand Charge	\$10 per KW for all KW, with a minimum demand charge of \$26 per month
14. Net Metering Commercial Rate	
a. Base Energy Charge Consumption	\$0.042 per KWH
b. Base Energy Charge Production	\$0.042 per KWH
c. Power Cost Adjustment	(\$0.000) per KWH
d. Demand Charge	\$ 10 per KW for all KW, with a minimum demand charge of \$26 a month
e. Energy Credit	Heavy Load Mid-Columbia index price per KWH
15. Industrial Rate	
a. Energy Charge	\$0.042 per KWH
b. Power Cost Adjustment	(\$0.000) per KWH
c. Demand Charge	\$7.50 per KW for all KW
16. High Density Load Rate	
a. Energy Charge	\$0.042 per KWH
b. Demand Charge	\$ 10 per KW for all KW
17. Economic Development Rate (> 1 MW)	Negotiated Rate
18. Residential Energy	
a. Base Energy Charges	\$0.0675 per KWH
b. Monthly Service Charge	\$20
c. Power Cost Adjustment	(\$0.000) per KWH
19.	
20.	
21. Net Metering Residential Rate	
a. Monthly Charge	\$20
b. Base Energy Charge Consumption	\$0.0675 per KWH
c. Base Energy Charge Production	\$0.0675 per KWH
d. Power Cost Adjustment	(\$0.000)
e. Energy Credit	Heavy Load Mid-Columbia index price per KWH
22. City Street Light Energy Charge	\$0.0850 per KWH
23. Temporary or Construction Electric Rate	
a. Base Energy Charge	\$0.0675 per KWH
b. Monthly Service Charge	\$30
c. Temporary Service Installation Charge	One time charge of \$150. An additional \$750 if a transformer is required.
24. Large Power Temporary Construction Rate	
a. Base Energy Charge	\$0.042 per KWH

b. Demand Charge	\$15 per KW for all KW
c. Installation Charge	\$1,000 per transformer plus labor and material
25. Clean Certified Energy Rate	\$.003 per KWH
26. Surge Arrestor – Residential	\$4 per month
27. Surge Arrestor – Commercial	\$7 per month
28. Security Lighting– Monthly Rate	\$20
29. EV Charging Station	\$20 per month
30.	
a.	
b.	
c.	
31.	
a.	
b.	
c.	
32. Un-metered Distributed Communication Equipment & Small Wireless Facilities (SWF) Charge	Monthly charge per site based upon IFP estimated consumption and demand
33. Transfer Customers Revenue Buyout Surcharges	Service specific proportion of half of the Non-Asset Buyout Cost. Paid over 36 months to 60 months based upon RMP & IFP rate difference.
34. Small Wireless Facilities (SWF)	
a. Monthly Attachment Fee	\$22.50
b. Small Wireless Facilities (SWF) Site Application Fee	\$500 (up to 5 sites) \$100 each additional on single application
c. Un-metered Distributed Communication Equipment & Small Wireless Facilities (SWF) Charge	Monthly charge per site based upon IFP estimated consumption and demand
d. Small Wireless Facilities (SWF) new poles	Per IFP Existing Line Extension Fee Policy
35. Joint Use On Poles Application Charge	\$100.00 per application & \$10.00 per pole
36. Joint Use Pole Attachment Fee	FCC Formula Rate Updated Annually

PUBLIC UNLIT FIBER OPTIC NETWORK FEES

1. Fiber Optic Disconnection Fee	Estimated Actual Costs
2. Subsequent Disconnection Fee within 12 Months of Prior Disconnection	Estimated Actual Costs
3. Backbone Service Fee, per single pair fiber, per month	\$1,600
4. Construction Costs	Estimated Actual Costs
5. Monthly Distribution Access Fee	\$25

6. Monthly Point to Point first 36 months	Estimated Actual Costs Amortized
7. Monthly Point to Point Maintenance post 36 months per pair	\$25 Per Mile

PUBLIC OPEN ACCESS FIBER OPTIC NETWORK FEES

1. New Service Provider Setup	\$5,000
2. Monthly Provider Network Access	\$1,000
3. Provider Network to Network Interface (NNI)	Included depending on customer counts
4. 100 Mbps Business	\$27.00
5. 250 Mbps Business	\$40.00
6. 500 Mbps Business	\$60.00
7. 1 Gbps Business	\$80.00
8. 2 Gbps Business	\$160.00
9. 10 Gbps Business	\$800.00
10. Dedicated Circuit with VLAN	\$50.00
11. Non-parade route installation	Actual Costs
12. Early Network Termination prior to 6 months – Business	\$500.00
13. Early Network Termination prior to 12 months – Business	\$250.00
14. Modify Provisioning	\$5.00
15. New Provisioning – Business	\$35.00
16. 100 Mbps Business – Monthly Customer Network Connection	\$30.00
17. 250 Mbps + Business – Monthly Customer Network Connection	\$40.00
18. 250 Mbps Residential	\$23.00
19. 1 Gbps Residential	\$27.00
20. 10 Gbps Residential	\$100.00
21. Residential Monthly Customer Network Connection	\$25.00
22. Bulk Customer Network Connection	\$12.50
23. Network repair customer caused	Actual costs
24. Transfer Provider Prior to One Month	\$35.00

LIBRARY

1. Overdue Fine	\$0.10 per day per item
2. Maximum Overdue Fine	\$5 per item
3. Lost Item	Original retail cost or library's replacement cost, whichever is less
4. Lost or Damaged Barcode	\$1
5. Lost or Damaged RFID Tag	\$1
6. Lost or Damaged Jacket Cover	\$2
7. Lost or Damaged DVD Out of Set	\$19 per DVD if able to be ordered separately otherwise must pay the cost to replace entire set

8. Lost or Damaged CD Out of Set	\$10 per CD if able to be ordered separately otherwise must pay the cost to replace entire set
9. Lost or Damaged Cassette Out of Set	\$10 per cassette if able to be ordered separately otherwise must pay the cost to replace entire set
10. Lost or Damaged Artwork on CD or DVD	\$2
11. Lost or Damaged Case for CD or DVD	
a. 1 to 14 sleeves	\$7
b. 16-30 sleeves	\$11
c. CD/DVD/VHS case single	\$2
d. Cassette Case	\$3
12. DVD or CD cleaning	\$2 per cleaning
13. Torn Page in Book	\$2
14. Lost or Damaged Spine Label	\$1
15. Lost Individual Booklet from an Easy Reader Set	\$5
16. Lost or Damaged Magazine	Cover Price of the Magazine, no Processing Fee Assessed
17.	
18. Non-Resident Card Fee	\$120
19. Inter-Library Loan	\$10
20. Meeting Rooms:	
a. Bonneville County Non-Business Groups	\$15 first hour, \$10 each hour or part thereof after
b. All Other Groups	\$40 first hour, \$20 each hour or part thereof after
c. Cleaning Fee	Actual cost to clean and repair the room (Maximum fee of \$50)
d. Non-Refundable Food Fee	\$50
21. Copies and Printing	
a. Black and White	
i. One sided 8.5 by 11 inch copy	\$0.10 per page
ii. Two sided 8.5 by 11 inch copy	\$0.25 per page
iii. One sided 8.5 by 14 inch copy	\$0.15 per page
iv. Two sided 8.5 by 14 inch copy	\$0.30 per page
v. One sided 11 by 14 inch copy	\$0.20 per page
vi. Two sided 11 by 14 inch copy	\$0.40 per page
b. Color	
i. One sided 8.5 by 11 inch copy	\$0.25 per page
ii. Two sided 8.5 by 11 inch copy	\$0.50 per page
iii. One sided 8.5 by 14 inch copy	\$0.30 per page
iv. Two sided 8.5 by 14 inch copy	\$0.60 per page
v. One sided 11 by 14 inch copy	\$0.50 per page
vi. Two sided 11 by 14 inch copy	\$1 per page
c. 3d Printing	\$0.25 per gram
22. Obituary look up on microfilm	\$5 per obituary

MUNICIPAL SERVICES DEPARTMENT

1. Treasury Payments / Utility Billing	
a. Utility Bill Credit Card Convenience Fee for processing payments using a credit or debit card	Actual Cost of third party processing amount per transaction.
b. Utility Service Credit for use of E-Bill	\$1 credit per month
c. Non-sufficient funds fee	\$7
d. Fee for non-residential delinquent accounts	4% interest, compounded monthly, on 31-day balance, minimum of \$5
e. General Late Fee	\$25
2. Liquor by the Drink:	
a. Liquor by the Drink Annual License Fee	\$562.50
b. Transfer of Liquor by the Drink License	\$100
c. Liquor Catering Permit	\$20
3. Beer:	
a. Beer Annual On or Off Premises Consumption License	\$200
b. Annual Bottled or Canned Beer Off Premises Consumption License	\$50
c. Transfer of Annual On or Off Premises Consumption License	\$100
d. Transfer of Annual Bottled or Canned Beer Off Premises Consumption License	\$25
e. License for Beer Sold or Donated for Benevolent, Charitable, or Public Purposes	\$20
f. Multiple-Event License for Beer Sold or Donated for Benevolent, Charitable, or Public Purposes	\$20
g. License for Wine and Beer Sold or Donated for Benevolent, Charitable, or Public Purposes	Not to Exceed \$20
4. Building Contractors:	
a. Class A License	\$200
b. Class B License	\$200
c. Class C License	\$200
d. Class D License	\$125
e. Out of State Reciprocity License	\$50
f. In-State Reciprocity License	\$0
g. Late Renewal or Reinstatement of License Fee	\$75
h. Inactive Contractor's License Fee	\$100
i. Employee of non-reciprocal contractor continuing education course costs	\$50
j. Reciprocal contractor continuing education course cost	\$100
5. Public Right-of-Way Contractors:	
a. Public Right-of-Way Contractor's License Fee	\$50
b. Public Right-of-Way Work Bond	\$5,000

6. Wine:	
a. Annual Retail Wine License	\$200
b. Annual Wine-By-The-Drink License	\$200
c. License for Wine Sold or Donated for Benevolent, Charitable, or Public Purposes	\$20
d. Multiple-Event License for Wine Sold or Donated for Benevolent, Charitable, or Public Purposes	\$20
e. License Transfer Fee	\$100
f. License for Wine and Beer Sold or Donated for Benevolent, Charitable, or Public Purposes	Not to Exceed \$20
7. Private Patrol Services:	
a. Private Patrol Person Bond	\$1,000
b. Private Patrol Service Bond	\$2,000
c. Private Patrol Service License	\$100
d. Private Patrol Service License renewal	\$50
e. Private Patrol Person License	\$50
f. Private Patrol Person License renewal	\$25
8. Lawn Sprinkler and Water Conditioner Installers	
a. Lawn Sprinkler Contractor License	\$100
b. Water Conditioner/Water Softener Installer License	\$100
c. Water Condition/Water Softener/Law Sprinkler License renewal	\$35
9. Itinerant Merchants, Mobile Food Vendors, Door-to-Door Salesmen:	
a. Idaho Falls Resident Itinerant Merchant's License	\$25
b. Bonneville County Resident – Itinerant Merchant Investigation Fee	\$25
c. Outside of Bonneville County, Idaho Resident – Itinerant Merchant Investigation Fee	\$50
d. Outside of the State of Idaho – Itinerant Merchant Investigation Fee	\$250
e. Itinerant Merchant's Bond	\$1,000
f. Mobile Food Vender's License	\$20
g. Door-To-Door Solicitors	\$20
10. Pawnbroker's License	\$50
11. Secondhand Precious Metals Dealer License	\$30
12. Secondhand Storekeeper License	\$30
13. Scrap Dealer License	\$50
14. Adult Businesses:	
a. Fine – Operating without a valid permit	\$300
b. Application Fee	\$100
c. Annual Permit Fee	\$100
d. Sexually Oriented Business Employee License	\$100
e. License Renewal	\$25
15. Burglary and Robbery Alarms:	
a. Third False Alarm Public Nuisance Alarm System Permit	\$100
b. Fourth False Alarm Public Nuisance Alarm System Permit	\$200
c. Fifth False Alarm Public Nuisance Alarm System Permit	\$300
d. Sixth False Alarm Public Nuisance Alarm System Permit	\$400

e. Seventh and Subsequent False Alarm Public Nuisance Alarm System Permit	\$500
16. Day Care Licensing:	
a. Family Child Care License	\$75
b. Group Child Care License	\$150
c. Child Care Center	\$225
d. Child Care Worker Certification	\$20
e. On-Site Non-Provider Certification	\$20
f. Day Care Workers License, Criminal History Registry Check	\$20
17. Sign Licensing:	
a. Sign Contractor's License	\$25
b. Sign Contractor's Bond	\$1,000
c. Sign Erection Fee	\$60
d. Electric Sign Fee	\$30
e. Structural Plan Review Fee	\$30
18. Dockless Bikeshare Program Licensing	
a. Bikeshare Business License	\$20 per Bicycle, E-Bike, E-Scooter, and any other vehicle required to be registered with City.
b. Dockless Bikeshare Business License Renewal	\$30
19. Bus Stop Bench Permit Fee	\$10
20. Bus Stop Bench Permit Extension Fee	\$5
21. Bus Stop Bench Renewal Fee	\$5
22. Trees and Shrubbery:	
a. Private Tree Service Company License Fee	\$25
b. Fine for the Violation of the Provisions of Chapter 9 – Trees and Shrubbery	\$100
23. License Denial Appeal Filing Fee	\$50
24. Emergency Medical Services Licensing:	
a. EMS Class I Annual License	\$500
b. EMS Class II Annual License	\$500
c. EMS Class III Annual License	\$250
d. EMS Class IV Annual License	\$250
e. Attendant – Ambulance Driver License	\$25
25. Identification Badges:	
a. Public Conveyance Operator	\$8
b. Taxi Operator	\$8
c. Courtesy Vehicle Operator	\$8
d. Door-To-Door Solicitors	\$8
26. Clerk's Office License Reprint	\$5
27. Civic Center for the Performing Arts:	
a. Commercial:	
i. Performance Using Touring Performers (Admission)	
1. Main Performance	Greater of 10%, capped at \$12,500 or \$800.

2. Each Matinee	Greater of 10%, capped at \$12,500 or \$400.
ii. Performance Using Touring Performers (No Admission)	
1. Main Performance	\$300
2. Each Matinee	\$175
iii. Performance Using Area Performers (Admission)	
1. Main Performance	Greater of 10%, capped at \$12,500 or \$600.
2. Each Matinee	Greater of 10%, capped at \$12,500 or \$300.
iv. Performance Using Area Performers (No Admission)	
1. Main Performance	\$300
2. Each Matinee	\$175
v. Meetings	
1. Main Session	\$800
2. Each Additional Session	\$400
b. Non-Profit:	
i. Performance Using Touring Performers (Admission)	
1. Main Performance	\$1,500
2. Each Matinee	\$1,000
ii. Performance Using Member as Performers (Admission)	
1. Main Performance	\$400
2. Each Matinee	\$200
iii. Performance Using Members as Performers (No Admission)	
1. Main Performance	\$300
2. Each Matinee	\$200
iv. Meetings for Organizations	
1. Main Session	\$300
2. Each Additional Session	\$200
v. Art or Band Room	
1. Art or Band Room Rental at same time as renting main Auditorium	\$100
2. Art or Band Room Cleaning Fee (each rental)	\$25
3. Art or Band Room Rental, 1 to 4 hours, without renting main Auditorium, per hour	\$125
4. Additional Hour, without use of Auditorium	\$25
vi. Miscellaneous Auditorium Fees	
1. Building Facility Fee	\$100
2. Building Rental	\$200
3. Additional Hours	\$20
4. Head Technicians Fee per hour	\$25
5. Assistant Technician Fee per hour	\$20
6. Stage Hand Fee per hour	\$15

7. Marley Floor Use (per installation)	\$60
vii. Concession Sales	
1. Beer and Wine Sales	10% of Total Sales
c. Civic Marquee Advertising -	Included in rental of auditorium space on day of rental (includes rehearsal in the auditorium)
d. Additional Civic Marquee Advertising for events at the Civic (non-profit) - 7-day period for a minimum of 20 exposures of 12 second spots per hour.	\$25
e. Additional Civic Marquee Advertising for events at the Civic (for-profit)	\$50
f. Live Streaming an event at the Civic	\$50
The Lessee is entitled to occupy eight (8) consecutive hours prior to performance at no additional charge on the day of performance. Any additional time will be based on charges in Paragraph IV.	
g. Bookings/Reservation Deposit Fees:	
i. 1 Day	\$100
ii. 2 Days	\$200
iii. 3 or More Days	\$300
Deposit will apply towards the facility rental fee. Refunds will be made if performance dates are cancelled 90 days prior to date of first reservation.	
h. Additional Fees:	
i. Additional Rehearsal Time and Setting Stage (First Three Hours)	\$90
ii. Each Additional Hour	\$15
A minimum charge of three hours wages is required for all personnel listed above. All personnel must have a fifteen (15) hour notice of cancellation of their services or lessee will be required to pay at least the minimum charge. The cost of labor in arranging the stage must be paid by the lessee. The lessee may furnish its own labor for stage hands, box office manager, ticket takers, and ushers. Sound and lighting personnel will be furnished by the lessor but wages will be paid by lessee.	

PARKS AND RECREATION

1. Sandy Downs – 2702	
a. Admission:	\$1
i. Parking:	\$1
ii. Parking (Event Holder)	\$1
iii. Parking (Events)	\$5
iv. RV Parking Monthly	\$150
v. RV Parking Daily	\$10
b. Rentals Daily:	
i. Grandstand Cleaning Deposit (Each Event \$200 non-refundable)	\$500
ii. Grandstand/Arena	\$700

iii. Fire Pit	\$20
iv. Arena	\$100
v. Water Truck (with operator)	\$200
vi. Tractor (with operator)	\$200
c. Rodeo Setup/Takedown	\$400
d. Stall Arena:	
i. Horseback Riding Permit – Annual Family	\$50 per Family
ii. Stall Daily (24 Hour)	\$10
iii. Stall Monthly	\$45
iv. Tack Room Monthly	\$20
v. Horse Walker Monthly	\$25
vi. Horseback Riding Permit Annual	\$20
2. Parks Rental – 2703	
a. Shelters/Decks Daily:	
i. Application Fee (Non-Refundable)	\$60
ii. Small Shelter	\$114
iii. 6 Hour Blocks for Shelter Rental Full Day (Two Blocks) (8am to 2pm and 2pm to 8am)	\$150
iv. Band Shell/The Broadway Plaza	\$306
v. Multi-Purpose Shelter (Per Event)	\$306
vi. Sportsman’s Island Deck Area	\$360 Upper and Lower (all day)
vii. Sportsman’s Park Reservations	\$600
viii. Jenson Overlook Deck Area	\$60
ix. Memorial Drive Vendor Half-Pad	\$78
x. Memorial Drive Vendor Full Pad	\$156
xi. Full Memorial Dr. Electric Use	\$36 a day
xii. Taylors’ Rock Garden (Four Hour Block)	\$150
xiii. IF Resident camping for Special Events	\$60 per Resident
xiv. Non-Resident Camping Fees for Special Events	\$120 per Non-Resident
xv. Camping Fee for South Tourist Park	\$18 per night
xvi. Athletic Field Game Use/Rental (baseball, softball, lacrosse, rugby, etc.)	Non Resident \$36 City Resident \$36
xvii. Athletic Field Day Use/Rental Fee (Non-Tournament, League, or Practice)	\$114
xviii. <u>Greenbelt Vending Pad Full Pad Weekly permit</u>	<u>\$200</u>
xix. <u>Greenbelt Vending pad Half Pad weekly permit</u>	<u>\$100</u>
xx. <u>Greenbelt Vending Pad Full pad Daily permit</u>	<u>\$65</u>
xxi. <u>Greenbelt Vending Pad Half Pad Half Day permit</u>	<u>\$32.50</u>
b. Rentals:	
i. Picnic Table 1-5 tables delivered to event	\$60
ii. Additional Picnic Table	\$12
iii. Trash Cans (Each)	\$12
iv. Volleyball Set Deposit	\$12

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v. Water Spigot Deposit	\$120
vi. Bleacher (per Unit)	\$48
vii. Fencing for Ballfields	\$240
viii. Fencing (Up to 200 Feet)	\$240
ix. Additional Fencing (Beyond 200 Feet)	\$0.25 per foot
x. Canopy (15' X 15')	\$90
xi. Canopy (20' X 40')	\$300
c. Banners (Set of 10)	\$180
i. Additional Banner(s) (Each)	\$14
d. Special Event/Cleaning Deposit (Over 100 People \$100 non refundable)	\$600
e. Memorials	
i. Memorial Bench	\$840
ii. Remembrance Tree	\$480
3. Weed Control – 2705	
a. Tractor with Operator (Hour)	\$100
b. Hand Work per Operator (Hour)	\$35
c. Enforcement Administration Fee (Per Lien)	\$100
d. Lien Placement Fee (Per Lien)	\$25
4. Idaho Falls Raceway – 2706	
a. Admission	\$1
b. Parking	\$5
c. Parking (Event Holder)	\$1
d. Parking (Events)	\$1
e. Parking RV Daily	\$10
f. Practice Rider/Driver	\$20
g. Practice Rider 10 Punch Pass	\$150
h. Practice Season Pass	\$250
i. Event Rental	\$500
j. Concession Booth Rental (Event)	\$100
5. Horticulture/Forestry – 2707	
a. Tree Trimming/Removal Permit	\$10
b. Arborist (Hour)	\$50
c. Lift Truck with Operator (Hour)	\$100
d. Hand Work per Operator (Hour)	\$35
e. Enforcement Administration Fee (Per Lien)	\$100
f. Lien Placement Fee (Per Lien)	\$25
6. Activity Center – 2708	
a. Small Rental (East and West Rooms 2 Hour Minimum)	\$24
b. Large Rental (South Room 2 Hour Minimum)	\$32
c. Large Reception Rental (3 Hour Minimum or \$175 a Day)	\$56
d. Kitchen Rental	\$144
e. Cleaning Deposit/Maintenance/Damage Fee For Large Rentals	\$240
7. Cemetery – 2901	
a. Burial	
i. Saturday/Holiday Burial	\$ 300

ii. After 4:30 p.m. Burial	\$ 300	
iii. Opening/Closing Adult/Child	\$ 500	
iv. Opening/Closing Infant	\$350	
v. Opening/Closing Cremation	\$ 250	
vi. Saturday/Late Notice (72 Hours)	\$300	
vii. Propane fee for ground thaw (winter burials)	\$50	
b. Disinterment:		
i. Disinterment Adult/Child	\$1,500	
ii. Disinterment Infant	\$ 500	
iii. Disinterment Cremation	\$ 300	
iv. Disinterment Cremation – Niche wall	\$100	
c. Burial Spaces:		
i. Adult/Child Up-Right Section	\$ 750	
ii. Adult/Child Fielding Flat Section	\$ 600	
iii. Infant (Under 1 Year)	\$ 300	
iv. Perpetual Grave Space Fee	\$175	
d. Niche Wall		
i. Rose Hill Cemetery Niche Wall Space	\$600.00	
ii. Fielding Cemetery Niche Wall Space	\$500.00	
iii. Perpetual Niche Wall Space Fee	\$100.00	
e. Additional Fees		
i.		
ii.		
iii.		
iv.		
v.		
vi. Cemetery Plot Ownership Certificate Fee	\$10	
vii. Deed Transfer Fee (\$10 for one \$40 max)	\$ 20 - \$40	
f. Additional Fees		
i. Cemetery Plot Ownership Certificate Fee	\$10.00	
ii. Deed Transfer Fee (\$10 for one \$40 max)	\$20-\$40	
8. Melaleuca Field		
a. Melaleuca Field Rental	\$1,000 a day	
b. Melaleuca Capital Surcharge	\$1 per Entry	
c. Melaleuca Field Partial Rental	\$400	
9. Tautphaus Park Zoo – 2704		
a. Admission		
i. Regular Admission – Adult	Non Resident \$8	City Resident \$6
ii. Regular Admission – Child (3-12 Years)	Non Resident \$5	City Resident \$4
iii. Regular Admission – Senior (62+)	Non Resident \$6.50	City Resident \$5.50
iv. Regular Admission – 2 and under	Free	
v. Educational/Group – Adult	\$7	
vi. Educational/Group – Child (3-12 Years)	\$4.50	
vii. Educational/Group – Senior (62+)	\$5.50	
viii. Educational/Group – 2 and under	Free	

ix. Non-Tax Group – Adult	\$6.67		
x. Non-Tax Group – Child (3-12 Years)	\$4.31		
xi. Non-Tax Group – Senior (62+)	\$5.25		
xii. Non-Tax Group – 2 and under	Free		
xiii. Local and Global Conservation Fund	\$0.50 per admission		
b. Teacher Summer Continuing Education Classes (2 day class, 16 hours program)	\$75		
c. Zumba in the Zoo and Yoga on the Green (Classes twice per week during open season)	\$5		
d. Program Fees:			
i. 45 Minute Class – Tots	\$15 or \$13 for member		
ii. 60 Minute Class – K through 2 nd	\$20 or \$16 for member		
iii. 90 Minute Class – 3 rd through 5 th	\$30 or \$24 for members		
iv. 3 Hour Class – 6 th through 8 th	\$40 or \$32 for members		
v. 6-7 Hour Zoo Class	\$60 or \$48 for members		
vi. 3 Hour Class – Week-long (7-9 Years)	\$100		
vii. 3 Hour Class – Week-long (7-9 Years) Members	\$80		
viii. 7 Hour Class – Week-long (10-12 Years)	\$160		
ix. 7 Hour Class – Week-long (10-12 Years) Members	\$128		
x. Behind the Scenes Tours	\$50		
xi. Behind the Scenes Tours Members	\$40		
xii. One-Stop Behind the Scenes Look Zoo Member	\$10		
xiii. One-Stop Behind the Scenes Look Non-Member	\$15		
xiv. Overnight Safari	\$55		
xv. Overnight Safari Members	\$50		
xvi. Group Overnight Safari	\$50		
xvii. Group Overnight Safari Members	\$40		
xviii. Junior Zoo Crew Members	\$72		
xix. Junior Zoo Crew Nonmembers	\$90		
xx. Late Pick-up Fee	\$5 every 15 minutes		
xxi. Penguin Feeding Program (Fee for Fish to Feed Penguins)	\$5		
xxii. Keeper for a Day	\$100		
xxiii. Guest Speaker Series			
1. Adult (18+)	Non Resident \$10	City Resident \$5	School Group \$3 (\$2.82 Tax exempt)
2. Child / Student (College or below)	Non Resident \$5	City Resident \$3.50	School Group \$3 (\$2.82 Tax exempt)

3. Two years old and under	Non Resident \$10	City Resident \$5	School Group \$3 (\$2.82 Tax exempt)
4. Family of 4+	Non Resident \$20	City Resident \$15	
5. TPZS Members	\$1		
xxiv. Family Nature Program (per person)	TPZS Member \$45 per year	Nonmember \$50 per year	
xxv. Evening After Hours Private Events	\$75		
e. Rental Fees			
i. Main Zoo Tent Rental - Per Hour During Regular Hrs	\$100 an hour		
ii. Main Zoo Tent Rental - Per Hour After Regular Hrs	\$200 an hour		
iii. Animal Encounter Show	\$35		
iv. Animal Interaction (1 Person, 2 Animals, 30 Minutes)	\$ 50		
v. Costume Character Appearance (1/2 Hour)	\$50		
vi. Tent (10' X 10')	\$ 35		
vii. Tent (20' X 40')	\$ 120		
viii. Large Tent (40' x 90') Rental	\$1,500 a day		
ix. Large Tent (40' x 90') 4-Wall Rental	\$500 a day		
x. Wagon/Stroller Rental	\$5		
xi. Single Maeck Center Classroom Hourly	\$200 per hour		
xii. Single Maeck Center Classroom Daily (eight-hours)	Maximum \$500 a day		
xiii. All Three Maeck Center Classrooms Daily (eight-hours)	Maximum \$1,500 a day		
xiv. Cleaning Deposit (refundable)	\$100		
f. Parties and Gatherings:			
i. Birthday Package (only 10 a.m. or 2 p.m.)	\$150 (\$50 non-refundable deposit)		
ii. Daytime Event	\$ 175 (\$25 non-refundable deposit)		
iii. Daytime Event	\$250 (\$100 non-refundable deposit)		
iv. Private Evening Event	\$650 (\$200 non-refundable deposit)		
v. Off Season Birthday Party	\$200		
g. Penguin Interaction:			
i. Adult	\$40		
ii. Child (4-12)	\$30		
iii. Group Discount (6 or more people)	20% Discount		
h. Volunteer Led Programs:			
i. Onsite Tours (Max 25 People)	\$20		
ii. Offsite Outreach (40 people or less)			
1. Within Districts No. 91 and No. 93 (Non-Profit)	\$45		
2. Within Districts No. 91 and No. 93 (Profit)	\$55		

3. Outside Districts No. 91 and No. 93 (Up to 30 Mile Radius)	\$60	
4. Outside D91/D93 Between 30-50 Mile Radius	\$70	
5. Any Second Program on the Same Day as First	\$ 35	
iii. Offsite Outreach (40 – 100 People)		
1. Within Districts No. 91 and No. 93 (Non-Profit)	\$100	
2. Within Districts No. 91 and No. 93 (Profit)	\$125	
3. Outside Districts No. 91 and No. 93 (50 Mile Radius)	\$125	
4. Outside Districts No. 91 and No. 93 (Over 100 Mile Radius)	\$250	
5. Any Second Program on the Same Day as First	\$40	
iv. Offsite Outreach (Over 100 People)		
1. Within Districts No. 91 and No. 93 (Non-Profit)	\$130.00	
2. Within Districts No. 91 and No. 93 (Profit)	\$130.00	
3. Outside Districts No. 91 and No. 93 (30 Mile Radius)	\$150.00	
4. Any Second Program on the Same Day as First	\$40.00	
i. Long Distance Outreach:		
i. 50-100 Miles	\$120.00	
ii. 101-150 Miles	\$170.00	
iii. 151-200 Miles	\$220.00	
iv. Additional Programs Fees (Same Day up to 3)	\$70.00	
v. Per Mile Fee (Round Trip Mileage)	\$0.75 a mile	
j. Zoo Traveling Trunks	\$10 per trunk, per week, plus shipping costs	
k. Zoorific Family Fun Days	TPZS Member \$10	Nonmember \$12
l. One Day Holiday Education Program	TPZS Member \$4	Nonmember \$7
10. War Bonnet		
a. Admission		
i. Child (any night)	\$10	
ii. Adult Thursday night	\$25	
iii. Adult Friday night	\$25	
iv. Adult Saturday night	\$30	
v. Hospitality Tent (any night)	\$75	
vi.		
b. VIP Table (4 Seats)		
i. Thursday and Friday Night	\$200	

ii. Saturday Night	\$250
c. Booths	
i. Food Booth	\$600
ii. Standard Non-Food Booth	\$200
11. Recreation – 4801, 4802, 4805, 4806	
a. Temporary Concession Permit (One Day Per Site/Per Stand)	\$18
b. Special Event Dispensing Permit	\$60 plus 3% of Gross Sales on Dispensing
c. Alcohol Sales Fee	\$120 +10% gross sales over \$2000
d. Past 30 Day Late Fee (reoccurs per every 30 days late) - Applied to user groups, & Patrons when they do not remit payment for a balance own by the due date.	10% of amount due or \$30, whichever is greater
e. Ice Arena	
i. Ice Rental Fee (Travel tournament, private rental,)	\$225 per hour
ii. Ice Rental Fee (Weekend public skate time)	\$360 All Day Rental
iii. Public Skate Friday Tournament Fee	<u>\$1,000</u>
iv. Public Skate Saturday Tournament Fee	<u>\$1,600</u>
iii -v. Ice Arena – Lobby Rental/4hr	\$240
iv -vi. Special Event Admission	\$12
v -vii. Public Skate Admission	
1. Ages 4-12	\$7.20
2. Ages 13 +	\$8.10
3. Senior	\$6.60
vi -viii. Stick, Shoot, and Freestyle	
1. Youth	\$7.20
2. Adult	\$8.10
3. Senior	\$7.20
vii -ix. 10 Punch Pass	
1. Ages 4-12	\$60
2. Ages 13 +	\$68
3. Senior	\$54
viii -x. 30 Punch Pass	
1. Ages 4-12	\$171.00
2. Ages 13 +	\$198.00
3. Senior	\$153.00
ix -xi. Annual Pass	
1. Ages 4-12	\$408.00
2. Ages 13 +	\$512.40
3. Senior	\$408.00
x -xii.	
f. Ice Skate Rentals/Lessons	
i. Program Participant Equipment Rental Fee	\$120
ii. Skate Aide	\$3.00
iii. Ice Skates	\$5.40
iv. Ice Skating Lessons	\$76.61

v. Ice Skating Lesson with Rentals	\$94	
vi. Adult Skating Lesson (Drop in)	\$16	
vii. Adult Skating Lesson (Drop in with Rentals)	\$19.20	
viii. Power Skating and edge control clinic	\$18.00	
ix. Private Ice Skating Instruction	\$36 per half hour	
g. Special Event Admission		
i. Laser Light Skate Night	\$8.40	
ii. Halloween Party	\$8.40	
h. Recreation Center		
i. Special Event Admission	\$12.00	
ii. Youth/Senior Admission (Basketball/Pickleball/Weight Room/ Racquetball)	\$5.40	
iii. Adult Admission (Basketball/Pickleball/Weight Room/ Racquetball)	\$6.60	
iv. Youth/Senior - Rec Center 10-punch pass	\$42	
v. Adult - Rec Center 10-punch pass	\$54	
vi. Youth/Senior – Year Pass	\$159.60	
vii. Adult – Year Pass	\$199.50	
viii. Yearly Businessmen’s Basketball Pass (Noon Ball)	\$90.00	
ix. Recreation Center Full day rental - 5 hours or more	\$350	
x. Recreation Center Hourly Rental	\$60 an hour	
xi. Recreation Center half court rental	\$30 an hour	
xii. Recreation Center Meeting room	\$20	
i. Yoga at the Recreation Center	\$200	
i. Adult	\$6.60	
ii. Senior	\$5.70	
iii. Adult – 10-punch Pass	\$60.65	
iv. Senior – 10-punch Pass	\$42	
j. Fitness Class / 4801		
i. Youth/Seniors	\$6.90	
ii. Adult	\$7.80	
iii. 10-punch – Youth/Seniors	\$57.00	
iv. 10-punch – Adults	\$66	
k. Basketball		
i. League Fees		
1. High School Basketball League	Non Resident \$84.00	City Resident \$74.40
2. Jr. High School Basketball League	Non Resident \$84.00	City Resident \$74.40
3. Jr. Basketball League	Non Resident \$67.20	City Resident \$60.00
4. Youth Player Fee	Non Resident \$76.57 Without Jersey	City Resident \$60.42 Without Jersey \$54.06

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5. Jr. High Player Fee	Non Resident \$94.38 Without Jersey \$87.26	City Resident \$74.74 Without Jersey \$68.38
6. High School Player Fee	Non Resident \$94.38 Without Jersey \$87.26	City Resident \$74.74 Without Jersey \$68.38
ii. Basketball Skills	\$48.00 Resident, \$54.00 Non-Resident	
iii. Cleave Lewis Basketball Skills Camp	Non Resident \$69.46	City Resident \$54.06
iv. Cleave Lewis Basketball Camp	Non Resident \$121.09	City Resident \$98.58
v. Youth Basketball Camp	Non Resident \$55.20	City Resident \$41.34
vi. Summer Camp	\$75.60	
vii. Jr. League	\$54.00	
viii. Women's and Men's League Summer, Spring, and Fall	\$693.62	
ix. Men's League Winter	\$761.29	
x. Hispanic League	\$693.62	
xi. Women's League	\$693.62	
l. Softball/Baseball		
i. League Fees		
1. Youth Day League Player Fee	Non Resident \$78.36 Without Jersey \$71.23	City Resident \$62.02 Without Jersey \$55.66
2. Idaho Falls Youth Baseball Player Fee	\$157.42	
3. Girls Fastpitch Team Fee	\$1,013.36	
4. Fast Pitch Tournaments	\$719.00	
5. Men's Fall Softball Team Fee	\$922.01	
6. Men's Summer Softball Team fee	\$1,421.08	
7. Adult Softball Competitive Men's League	Non Resident \$1,128.00 Team	City Resident \$1,008.00 Team
8. Adult Softball Competitive Co-Ed Fall	Non Resident \$1,128.00 Team	City Resident \$1,008.00 Team

9. Co-ed Competitive Summer Team Fee	\$1,421.08	
10. Co-ed Summer Softball Team Fee	\$930.47	
11. Co-ed Fall Softball Team Fee	\$922.01	
ii. Equipment Rental		
1. Portable Pitching Mound	\$240.00 /Daily	
2. Pitching Machine/Softball & Baseball Bases/chalk machine	\$60	
iii. Bobbie Sox Softball	Non Resident \$59	City Resident \$53
iv. Knothole Baseball	Non Resident \$59	City Resident \$53
v. Pitching Mound Re-Build	\$240.00	
vi. Baseball/Softball Game Non-Chalked Field Use Fee	\$60.00	\$60.00
vii. Baseball/Softball Game Chalked Field Use Fee	Non Resident \$40.00	City Resident \$40.00
viii. Park Impact Fee– 50-99 People	\$60.00	
m. Football		
i. Football Field set up Fee - Measuring, string, and painting initial football field lines.	\$120	
ii. Youth Player Fee	Non Resident \$71.23 Without Jersey \$64.10	City Resident \$55.66 Without Jersey \$49.30
n. Flag Football		
i. Youth	\$60.00	
ii. Adult	\$540.00	
o. Recreation Program Fee	\$90	
p. Specialized Recreation Program Fee (Excessive Resources Used)	\$180.00	
q. T-Ball & Pitching Machine	Non-Resident \$60.00	Resident \$52.80
r. Soccer		
i. Soccer Field Setup Fee - Measuring, stringing, and painting initial soccer field lines.	\$250	
ii. Men's Soccer League	\$66.00	
iii. Clinics 12 U	\$60.00	
iv. Clinics 10 U	\$60.00	
v. Clinics 8 U	\$42.00	
s. Tennis Lessons	Non Resident \$42.00	City Resident \$37.50
t. Tennis Camp	\$30.00	
u. Volleyball		

i. Youth Player Fee	Non Resident \$71.23 Without Jersey \$64.10	City Resident \$55.66 Without Jersey \$49.30
ii. Volleyball Registration	Non Resident \$54.00	City Resident \$48.00
iii. Co-ed Sand Volleyball	\$360.00	
v. Taiko Drumming	\$225.00	
w. Dance Lessons	\$42.00	
x. Running Program	\$72.24	
y. Jr. Posse Program	\$55.86	
z. Preschool Gym		
i. Single Child	\$2.40	
aa. Lil' Sports Programs		
i. Lil' Sports Programs	\$55.86	
ii. Science Workshops	\$150.00	
iii. Dirt Bike Clinic		
1. Youth	\$90.00	
2. Adult	\$120.00	
bb. Cyclocross Bike Races		
i. Great Pumpkin Cross	\$24.00	
ii. Blue Goose	\$24.00	
cc. Breakfast with Santa	\$9.60	
dd. Daddy Daughter Date	\$96.00	
ee. Dinner and a Movie	\$36.00	
ff. Skateboard Programs		
gg. Skateboard Competition	\$18.00	
hh. Fishing Buddies Clinic	\$36.00	
ii. Fishing Clinic	\$45.60	
jj. Rentals		
i. Candle Stick Rental	\$2.40 a day	
ii. Candle Stick Replacement	\$48	
iii. –A Frame Rentals	\$6 a day	
iv. A-Frame Replacement	\$72	
v. Posse Program Fees	\$130 per rider	
kk. City Market		
i. City Market Membership	\$60 a season	
ii. City Market Member Rate	\$12 a week	
iii. City Market Non-Member Rate	\$24 a week	
12. Wes Deist Aquatic Center Fees – 4803		
a. Past 30 Day Late Fee (reoccurs per every 30 days late) - Applied to user groups, & Patrons when they do not remit payment for a balance own by the due date	10% of amount due or \$30, whichever is greater	
b. Special Event Admission	\$12	
c. Membership Fees		
i. Senior		

1. 1-Month Senior	Non-Resident \$73.58	City Resident \$65.10
2. 3-Month Senior	Non-Resident \$193.87	City Resident \$172.36
3. 6-Month Senior	Non-Resident \$347.54	City Resident \$312.73
4. 1-Year Senior	Non-Resident \$617.83	City Resident \$555.29
ii. Adult		
1. 1-Month Adult	Non-Resident \$82.64	City Resident \$77.54
2. 3-Month Adult	Non-Resident \$217.08	City Resident \$193.02
3. 6-Month Adult	Non-Resident \$388.02	City Resident \$348.40
4. 1-Year Adult	Non-Resident \$573.68	City Resident \$515.94
iii. Couple (Couple is 2 People from the Same Household)		
1. 1-Month	Non-Resident \$144.34	City Resident \$127.64
2. 3-Month Couple	Non-Resident \$391.70	City Resident \$352.08
3. 6-Month Couple	Non-Resident \$573.68	City Resident \$515.94
4. 1-Year Couple	Non-Resident \$735.29	City Resident \$660.85
iv. Family (Family is up to 5 people in the Same Household)		
1. 1-Month Family	Non-Resident \$207.74	City Resident \$186.23
2. 3-Month Family	Non-Resident \$450.29	City Resident \$404.71
3. 6-Month Family	Non-Resident \$735.29	City Resident \$660.85
4. 1-Year Family	Non-Resident \$1,228.02	City Resident \$1,104.34
5. 1-Month Family Add-On (Add 1 Extra Person to Family Pass, must live in Same Household)	Non-Resident \$32.27	City Resident \$28.58
6. 3-Month Family Add-On	Non-Resident \$42.17	City Resident \$37.36
7. 6-Month Family Add-On	Non-Resident \$62.54	City Resident \$55.48
8. 1-Year Family Add-On	Non-Resident \$103.02	City Resident \$92.27
d. Punch Cards (10-Time Punch Cards for Lap and Public Swims and Fitness Classes)		
i. Adult Everything Punch Card	Non-Resident \$66.23	City Resident \$61.13

ii. Senior/Child (62 + and 12 and Under) Everything Punch Card	Non-Resident \$58.58	City Resident \$53.50
e. Daily Fees		
i. Adult (13 +) Admission	Non-Resident \$7.36	City Resident \$6.79
ii. Senior/Child (62 + and 12 and Under) Military/Handicap	Non-Resident \$6.50	City Resident \$5.94
iii. Pre-School (3 & Under) – Swim Diaper Included	Non-Resident \$4.81	City Resident \$4.52
iv. Wading Pool Admission Only (17 years and younger, parents/guardians get in free with paying child)	\$4.80	
f. Fitness Classes Daily		
i. Adult (13 +)	Non-Resident \$7.92	City Resident \$7.08
ii. Senior/Child (62 + and 12 and Under)	Non-Resident \$4.81	City Resident \$7.08
g. Birthday Parties	\$103.02	
h. Group Rates (Pre-Arranged Groups Only)		
i. 10-19 in Group	\$5.94	
ii. 20-29	\$5.66	
iii. 30 +	\$5.38	
iv. Group Instructor Fee (one hour, for up to 8 students)	\$20.38	
i. Facility Rentals		
i. Up to 50 Swimmers (Per Hour)	\$198.00	
ii. Up to 100 Swimmers (Per Hour)	\$222.00	
iii. Up to 150 Swimmers (Per Hour)	\$294.00	
iv. Up to 200 Swimmers (Per Hour)	\$366.00	
v. Up to 250 Swimmers (Per Hour)	\$438.00	
vi. Up to 300 Swimmers (Per Hour)	\$510.00	
vii. Up to 350 Swimmers (Per Hour)	\$582.00	
viii. Up to 400 Swimmers (Per Hour)	\$654.00	
ix. Wading Pool Only (During Hours the Main Pool is Already Open)	\$78.00	
x. Wading Pool Only (During Hours the Main Pool is Not Open)	\$93.60	
xi. Room Rental	\$11.89	
j. Lessons		
i. Full Size Lessons (8 Days)	Non-Resident \$67.20	City Resident \$60.00
ii. Half Size Lessons (8 Days)	Non-Resident \$124.32	City Resident \$111.00
iii. Private (One ½ Hour Class)	\$31.13	
iv. Semi-Private (One ½ Hour Class)	\$40.50	
k. School Fees (tax exempt)		
i. School Group Lessons	\$5.70	
ii. High School PE Classes	\$4.20	
iii. High School PE Aerobics	\$6.00	

iv. Discount Nights (Monday and Junior High Night and Wading Pool and YMCA and Schools (Field Trips)	\$4.80	
l. Kayaking		
i. Open Boat	\$10.19	
ii. Group Instructor Fee	\$9.00	
m. Late Fees for Programs (for those who register after the deadline)	\$6.00	
n. Daily Themed Programs	\$18.00	
o. Lane Rentals (USA/High School/Non-Profit)	\$13.20	
p. Swim Team Fees		
i. Lane Hours (High Schools)	\$18.00	
ii. Lane Hours (USA)	\$18.00	
iii. Rental (for a 4 Hour Session with set up and take down)	\$840.00per team	
iv. Scoreboard Time System Maintenance Fee	\$7.80per use	
q. Surfer Swim Team		
i. Surfer Team Membership Fee	\$60.00	
ii. Surfer Team Lesson Fee	Non-Resident \$11.89	City Resident \$10.75
r. High School Swim Team Fees		
i. High School Swim Team Dual Meets	\$600.00per meet	
ii. High School Spring League Swim Team (in house)	Non-Resident \$251.89	City Resident \$225.00
iii. High School Regional Meets	\$3.60	
iv. Junior High Swim Team	Non-Resident \$251.89	City Resident \$213.00
s. Swim Team Sessions (8 Weeks) 4 times a year New Format Sessions (8 Week Sessions) 4 times a year		
i. 3 Days per Week (Practices)	\$150.00	
ii. 2 Days per Week	\$108.00	
iii. 1 Day per Week	\$66.00	
iv. Add on an Additional Day Session	\$42.00	
t. Multi-Family Program Discounts		
i. (Discounts are for multi-family members living in the same household signing up for the same program – first person is regular price)		
ii. 2 nd Person	5% Discount	
iii. 3 rd or More	10% Discount	
u. Scouting		
i. Scout Instructor Fee	\$15.60	
ii. Scout Class – CPR Component to Any Merit Badge	\$6.00	
iii. 1 st and 2 nd Class & Cub Scout Aqua Badges	\$9.00	
iv. Snorkeling and Scuba	\$17.40	
v. Lifesaving Merit Badge, First Aid Merit Badge	\$36.00	

vi. Swimming Merit Badge	\$36.00
v. Program Fees	\$0.00
i. Mermaid Experiences	\$54.62
ii. Mermaid Birthday Parties	\$390.00
iii. Lifeguard Class	\$311.32
iv. Water Safety Instructor Class	\$283.02
v. Fitness Challenge	\$14.71
vi. Triathlons	\$39.06
w. Swim Meet Use Fee (Per Swimmer)	\$7.80
13. Golf Course(s) Fees	
a. Non-Resident Green Fees	
i. Weekday 9 Holes	\$22
ii. Weekday 18 Holes	\$ 36
iii. Weekend 9 Holes	\$23
iv. Weekend 18 Holes	\$ 37
b. Resident Green Fees	
i. Weekday 9 Holes	\$19
ii. Weekday 18 Holes	\$ 33
iii. Weekend 9 Holes	\$20
iv. Weekend 18 Holes	\$ 34
c. Make-Up Green Fees	
i. Make-Up One	\$7.25
ii. Make-Up Two	\$3
iii. Make-Up Three	\$1
d. Junior Green Fee	\$15
e. Resident Season Pass*	
i. First Adult*	\$ 937.26
ii. Second Adult*	\$ 789.45
iii. First Senior 5-Day*	\$ 789.45
iv. Second Senior 5-Day*	\$ 667.38
v. First Senior 7-Day*	\$ 829.25
vi. Second Senior 7-Day*	\$ 776.19
vii. Young Adult Pass*	\$ 656.83
f. Non-Resident Season Passes*	
i. First Adult*	\$ 987.80
ii. Second Adult*	\$ 836.21
iii. First Senior 5-Day*	\$ 749.68
iv. Second Senior 5-Day*	\$ 690.30
v. First Senior 7-Day*	\$ 880.41
vi. Second Senior 7 Day*	\$ 822.94
g. Junior Season Pass*	
i. Full-Time Junior*	\$ 309.58
ii. Part-Time Junior*	\$ 226.23
h. Resident Punch Passes	
i. Punch 10-9 Hole	\$175.50
ii. Punch 10-18 Hole	\$ 301.50
iii. Punch 20-9 Hole	\$331.50
iv. Punch 20-18 Hole	\$ 569.50
i. Non-Resident Punch Passes	

i. Punch 10-9 Hole	\$202.50
ii. Punch 10-18 Hole	\$ 328.50
iii. Punch 20-9 Hole	\$382.50
iv. Punch 20-18 Hole	\$ 620.50
j. Locker	
i. Locker Fee Yearly	\$190.44
ii. Locker Fee	\$14.43
k. Medical Cart Usage Fee Yearly	\$ 263.29
l. Driving Range	
i. Small Bucket	\$5
ii. Large Bucket	\$6.50
iii. Small Bucket 10 Punch Pass	\$42.50
iv. Large Bucket 10 Punch Pass	\$55.25
m. Short Course	
i. Green Fees	\$5
ii. Punch Pass	\$34
iii. Yearly Pass (75)	\$84
iv. Yearly Pass (115)	\$126
n. Golf Cart Rentals	
i. Golf Cart Per Rider 9 Holes	\$ 8.50
ii. Golf Cart Per Rider 18 Holes	\$ 17
iii. Private Cart Trail Fee per Rider 9 Holes	\$ 7.50
iv. Private Cart Trail Fee per Rider 18 Holes	\$ 15
v. 11 Cart Punch Pass	\$ 85
vi. 22 Cart Punch Pass	\$ 165
o. Single Rider Cart Pass Annual	\$ 1,085.75
p. Two Rider (Family) Cart Pass Annual	\$ 1,397.30
q. Cart Pass 1 Rider 1 Course Annual	\$123.60
r. Club Rental 9 Holes	
i. High End Clubs	\$20
ii. Standard Clubs	\$7.95
iii. Push Cart	\$3
s. Club Rental 18 Holes	
i. High End Clubs	\$30
ii. Standard Clubs	\$10
iii. Push Cart	\$5
t. Golf Sponsorship Packages	
i. Eagle Pass/Punch Partner Sponsorship package	\$1650
ii. Birdie Pass/Punch Partner Sponsorship package	\$1095
iii. Par Partner Sponsorship package	\$795
iv. Junior Partner Sponsorship package	\$500
v. Tee Marker Sign Ad - all 3 courses	\$500
vi. Tee Marker Sign Ad #1 Request	\$200
vii. Tee Marker Sign Ad - Short Course	\$150

viii. Golf Cart Ad (June or July or August)	\$500
ix. Golf Cart Ad (May or September)	\$400
x. Golf Cart Ad (April or October)	\$250
xi. Golf Shop Monitor Ad (3 rotating months)	\$200
* All Season Pass Categories, are be subject to an additional \$1 per round USER FEE. Pass Holders will have the option to avoid this per round USER FEE by paying an annual USER FEE of \$60 per Pass Holder.	

POLICE DEPARTMENT

1. Public Parking Fees:	
a. Downtown Resident Parking Permit	\$15
b. Downtown Unlawful Parking Citation	\$20
c. Second Unlawful Parking Citation within 30 days of Prior Citation	\$35
d. Third or subsequent Unlawful Parking Citation within 30 days of Prior Citation	\$50
e. Unlawful Parking in a Spot Designated for Persons with Disabilities	\$50
f. Any other Violation of the Public Parking Ordinance	\$20
g. Violation of Snow Removal Ordinance	\$45
2. Abandoned Vehicle Reclamation – Processing Fee	\$15
3. Fingerprint Background Check Fee:	
a. Public Conveyance Operator	\$45
b. Taxi Operator	\$45
c. Courtesy Vehicle Operator	\$45
d. Child Care Worker Certification	\$45
e. On-Site Non Provider Certification	\$45
f. Door-To-Door Solicitors	\$45
4. On-Duty, Uniformed Extra-Duty Service	Actual Cost
5. City Code Violations	
a. Infraction fine, unless otherwise specified	\$300
b. Misdemeanor fine, unless otherwise specified	\$1,000
c.	
d.	
6. Animal Control Fees	
a. Licensing Fees	
i. Unaltered Dog and Cat License	\$30 per year
ii. Altered Dog and Cat License	\$10 per year
iii. Duplicate Tag Fee	\$1
iv. Additional Dog Permit Fee	\$90
v. Dog License Permit Fee	\$111
b. Euthanasia and Surrender Fees	
i. Euthanasia – Dogs and Cats	\$25
ii. Euthanasia - Trapped Squirrels	\$3
iii. Animal Surrender per animal	\$25
iv.	

v. Out of County Stray	\$25
c. Miscellaneous Fees	
i. Microchip	\$25
ii. Microchip Transfer	\$ 10
iii. Cremation fee	\$15
iv. Ashes return fee 0-25 lbs)	\$45
v. Ashes return fee 26-60 lbs)	\$65
vi. Ashes return fee 61-100 lbs)	\$95
vii. Ashes return fee over 100 lbs)	\$135
viii. Impound Fee	\$25
ix. Boarding Fee (full service)	\$25per day
x. Boarding Fee (owner provides food)	\$15
d. Digital Forensic Service for Outside Agencies	\$100

Public Works Department

ENGINEERING DIVISION FEES

1. Subdivision Inspection Fees (Schedule based on the estimated total public improvement costs)	<p>If improvement costs are equal to or less than \$100,000, then 4% of improvement costs.</p> <p>If improvement costs are greater than \$100,000 but less than or equal to \$500,000 then \$4,000 plus 1% of improvement costs over \$100,000.</p> <p>If improvement costs are greater than \$500,000, then \$8,000 plus .5% of improvement costs over \$500,000.</p>
2. Right-of-Way Permit Fee	\$50 per permit

IMPACT FEES (EFFECTIVE ON JUNE 1, 2022)

1. Residential (per housing unit)	
a. Single Family	
i. Police	\$480.75
ii. Fire/EMS	\$389.25
iii. Parks and Recreation	\$1,390.50
iv. Transportation	\$3,013
b. Multifamily	
i. Police	\$332.25
ii. Fire/EMS	\$313.50
iii. Parks and Recreation	\$961.50
iv. Transportation	\$1,336

2. Nonresidential (per 1,000 square feet)	
a. Retail	
i. Police	\$1,366.50
ii. Fire/EMS	\$346.50
iii. Parks and Recreation	\$0
iv. Transportation	\$3,835
b. Office	
i. Police	\$463.50
ii. Fire/EMS	\$57.75
iii. Parks and Recreation	\$0
iv. Transportation	\$1,440
c. Industrial	
i. Police	\$236.25
ii. Fire/EMS	\$27.75
iii. Parks and Recreation	\$0
iv. Transportation	\$733
d. Institutional	
i. Police	\$510.75
ii. Fire/EMS	\$1,251.75
iii. Parks and Recreation	\$0
iv. Transportation	\$1,585

SANITATION DIVISION SERVICE FEES

1. Monthly Residential Sanitation Charge:	
a. Cart or Hand-load Container:	
i. Weekly Pickup	\$9.45
ii. Additional Cart, Weekly Pickup (3-Month Minimum Billing)	\$9.45
b. Shared Commercial Container	\$9.45
2. Additional Cart City Delivery Fee (Patron Pickup No Fee)	\$30
3. Monthly Commercial and Industrial Charges:	
a. Cart or Hand-load Container:	
i. Weekly Pickup	\$9.45
ii. Additional Cart, Weekly Pickup (3-Month Minimum Billing)	\$9.45
b. 1 ½ C. Y. Container:	
i. Base Charge	\$30.70
ii. Per Weekly Pickup	\$10.10
c. 3 C. Y. Container:	
i. Base Charge	\$35.80
ii. Per Weekly Pickup	\$13.90
d. 4 C. Y. Container:	
i. Base Charge	\$38.45
ii. Per Weekly Pickup	\$17.65
e. Large Uncompacted Container:	
i. Base Charge	\$35.70
ii. Per Solid Waste Pickup	\$141.75
iii. Per Construction Waste Pickup	\$164.85

iv. County Disposal Fee, Per Load	\$25 Current County Fee
v. County Unsorted Fee, Per Load	Current County Fee \$150
f. Large Compacted Container:	
i. Per Solid Waste Pickup	\$129.15
4. Curbside Recycling	
a. Cart Pickup once every two weeks (Monthly fee)	\$ 15
5. Short Term Suspension Vacant for a minimum of 3 weeks or 21 calendar days, but not more than 6 months or 180 calendar days. Container must remain on property and not be serviced	
a. Requested within 5 business days, during regular business hours, 8:00 am to 5:00 pm	No Charge
b. Requested without 5 business days' notice, or after business hours	No Charge
6. Tire Disposal Fees	
a. Motorcycle, ATV or UTV	Current County Fee \$2.00/Each
b. Automobile, Light Truck	Current County Fee \$3.00/Each
c. Truck	Current County Fee \$6.00/Each
d. Farm Implement	Current County Fee \$25.00/Each
e. Earth Moving Equipment	Current County Fee \$50.00/Each
f. Shredded Tires	Current County Fee \$250.00/Ton
g. Bulk Tires	Current County Fee \$250.00/Ton
7. Freon Fee, per unit	Current County Fee \$40.00
a. Freon item pickup fee	\$30
b. Tire pickup fee	\$30
8. Peterson Hill/Landfill Haul Fee (30 C.Y.), per container	\$ 142.00
9. Swap Out of 1.5, 3 and 4 C.Y. Containers, per request	\$ 25.00
10. Extra Dump for 1.5, 3 and 4 C.Y. Containers, per extra dump	\$ 15.00
11. Dry Run Fee for Inaccessible 30 C.Y. Containers, per each	\$ 50.00
12. Damage to Commercial Containers	Actual Cost

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STREET DIVISION FEES

1. Candlesticks and Base replacement	\$50 Each
2. A-Frame replacement	\$65 Each
3. Cones replacement	\$50 Each
4. Sign and Stand replacement	\$300 Each
5. Emergency service/accident support (traffic control & sweeping)	Actual Costs
6. Patching/surface repair	Actual Costs
7. Street Variable Message Board Rental (per hour, 8 hour minimum charge)	\$25

TRANSIT FEES

1. Microtransit User Fee	Not to exceed \$5
2. Microtransit User Fee (Afterhours special service)	\$15

WASTEWATER DIVISION SERVICE FEES

1. Wastewater Service Connection Fees: Based on Water Service Connection Size	
a. 1" Service Connection	\$1,285
b. 1.5" Service Connection	\$2,570
c. 2" Service Connection	\$4,112
d. 3" Service Connection	\$8,224
e. 4" Service Connection	\$12,850
f. 6" Service Connection	\$25,700
g. 8" Service Connection	\$41,210
2. Monthly Idaho DEQ Wastewater Fee (Per Connection)	\$0.15
3. Sewer Main Connection Charge, per front foot of property owned upon street or public right-of-way within which a sewer main is located	\$25.70
4. Monthly Non-metered Residential Wastewater Rates:	
a. Single Family Dwellings, including condominium units and mobile homes (excluding separate apartment units within such dwelling), per dwelling or unit	\$ 24.50
b. Duplex, per dwelling or unit	\$ 24.50
c. Apartment Unit (tenant pays bill), per unit	\$ 18.35
5. Monthly Non-metered Commercial Wastewater Rates:	
a. Category 1 (Commercial Apartment Buildings where landlord pays bill) per apartment unit	\$ 22.85
b. Category 2 (Bar, Church, Gym, Office Space, Retail, Salon, Shop, Warehouse), per business	\$ 30.50
c. Category 3 (Big Box Retail, Car Sales, Convenience Store, Day Care, Fast Food, Medical Office), per business	\$ 55.35
d. Category 4 (Hall, Restaurant), per business	\$ 80.90
e. Category 5 (Grocery Store, Hotel or Rest Home with 20 rooms or less), per business	\$ 150.95
f. Category 6 (Hotel or Rest Home with more than 20 rooms), per business	\$ 875.65
6. Monthly Non-metered School Wastewater Rates:	
a. Elementary Schools, per 50 students or fraction thereof	\$ 10.85
b. Junior High Schools, High Schools, Colleges, and Universities, per 50 students or fraction thereof	\$ 13.80
7. Monthly Metered Wastewater Rates:	
1. Base Charge	\$ 4.00
2. Plus per each 1,000 gallons of metered water	\$ 2.50
8. Outside of City Billing Rates	110% of Metered Rates or Non-metered Rates as Set

	Forth Above for City Residents
9. Construction Wastewater Rates	
a. Monthly Non-metered Residential Construction Water Rate, Single Family Dwellings and Duplex (excluding separate apartments units in such dwelling), per dwelling or unit	\$ 12.10
b. Monthly Non-metered Apartment Construction Water Rate, per unit	\$ 9.10
c. Monthly Non-metered Commercial Construction Water Rate, per building	\$ 25.85
10. Industrial Rates for Certain Users:	
a. Ingredion Incorporated:	
i) Flow	\$ 0.7056 per 1,000 Gallons
ii) BOD	\$ 0.7074 per Pound
iii) TSS	\$ 0.4353 per Pound
b. Busch Agricultural Resources:	
i) Flow	\$ 0.7056 per 1,000 Gallons
ii) BOD	\$ 0.7074 per Pound
iii) TSS	\$ 0.4353 Per Pound
c. Golden Valley Natural	
i) Flow	\$ 1.0141 Per 1,000 Gallons
ii) BOD	\$ 0.7781 per Pound
iii) TSS	\$ 0.4788 per Pound
iv) Monthy Base Service	\$1,300 per month
11. County and City Rates:	
a. City of Ammon	\$ 3.65 per 1,000 Gallons
b. City of Ammon – Monthly Idaho DEQ Wastewater Fee (Per Connection)	\$ 0.15
c. Iona Bonneville Sewer District	\$ 3.65 per 1,000 Gallons
d. Iona Bonneville Sewer District – Monthly Idaho DEQ Wastewater Fee (Per Connection)	\$ 0.15
e. City of Ucon	\$ 3.25 per 1,000 Gallons
f. City of Ucon – Monthly Idaho DEQ Wastewater Fee (Per Connection)	\$ 0.15
12. Ammon and ISBD Wasterwater Service Connection Fee: Based on Water Service Connection Size	
a. 1" Service Connection	\$582
b. 1.5" Service Connection	\$1,164
c. 2" Service Connection	\$1,862
d. 3" Service Connection	\$3,725
e. 4" Service Connection	\$5,820

f. 6" Service Connection	\$11,640
g. 8" Service Connection	\$18,624
13. Violation Fees:	
a. Violation of Wastewater Code Fee	\$1,000
b. Civil Fine for Wastewater Code Violation	\$1,000
c. Misdemeanor Penalty – Criminal Fine for Willful or Negligent Violation of Wastewater Code	\$1,000
d. Misdemeanor Penalty – Criminal Fine for Willful or Negligent Introduction of any Substance into POTW, which causes Injury or Damage	\$1,000
e. Misdemeanor Penalty – Criminal Fine for Knowingly Making False Statement in Any Wastewater Permit Application	\$1,000
14. Maximum Informant Reward	\$1,000
15. Septic Haulers Annual License:	\$105
Septic Hauler Dumping fees (based on truck tank capacity, not quantity hauled)	\$ 48.20
a. $0 \geq 500$ Gallons	
b. $501 \geq 1000$ Gallons	\$ 96.40
c. $1001 \geq 1500$ Gallons	\$ 144.60
d. $1501 \geq 2000$ Gallons	\$ 192.80
e. $2001 \geq 2500$ Gallons	\$ 241.00
f. $2501 \geq 3000$ Gallons	\$ 289.20
g. $3001 \geq 3500$ Gallons	\$ 337.40
h. $3501 \geq 4000$ Gallons	\$ 385.60
i. $4001 \geq 4500$ Gallons	\$ 433.80
j. $4501 \geq 5000$ Gallons	\$ 482.00
k. $5001 \geq 5500$ Gallons	\$ 530.20
l. $5501 \geq 6000$ Gallons	\$ 578.40
16. Maximum Fine for Violation of Wastewater Code	\$1,000
17. Maximum Penalty for Violation of Wastewater Code	\$1,000
18. Service/Inspection Call Charges	
a. Culvert/Pipe Clean Outs	Actual Costs
b. Jet-Vac Truck Usage	Actual Costs
c. After-hour Service/Inspection Call Charge	\$26.25 per half hour

WATER DIVISION SERVICE FEES

1. Water Service Connection Fees:	
a. 1" Service Connection	\$2,923
b. 1.5" Service Connection	\$ 5,261
c. 2" Service Connection	\$ 8,477
d. 3" Service Connection	\$ 29,815
e. 4" Service Connection	\$ 58,460
f. 6" Service Connection	\$ 106,397
g. 8" Service Connection	\$ 185,903

2. Short Term Suspension (Vacant for a minimum of 3 weeks or 21 calendar days, but not more than 6 months or 180 calendar days.)	
a. Requested within 5 business days, during regular business hours, 8:00 am to 5:00 pm	\$10 per request
b. Requested without 5 business days' notice, or after business hours	\$20 per request
3. Water Main Connection Charge, per front foot of property owned upon street or public right-of-way within which a water main is located	\$ 43.90
4. Service Call Charge	Actual Cost
5. Water Disconnection/Reconnection Fee (charged per service call)	\$25
6. Service/Inspection Call Charge: After-hour Service/Inspection Call Charge, per ½ hour	\$26.25
7. Monthly Non-metered Residential Water Rates:	
a. Single Family Dwellings and Mobile Homes (excluding separate apartment units within such dwelling), per dwelling or unit	\$ 25.15
b. Large, Landscaped Residential Lot Rate, per acre or fraction thereof over 0.75 acres	\$17.95
c. Duplex, per dwelling or unit	\$ 25.15
d. Apartment Unit (tenant pays bill), per unit	\$ 20.20
8. Monthly Non-metered Commercial Water Rates:	
a. Category 1 (Commercial Apartment Buildings where landlord pays bill) per apartment unit	\$ 20.20
b. Category 2 (Bar, Church, Gym, Office Space, Retail, Salon, Shop, Warehouse), per business	\$ 35.60
c. Category 3 (Big Box Retail, Car Sales, Convenience Store, Day Care, Fast Food, Medical Office), per business	\$ 44.60
d. Category 4 (Hall, Restaurant), per business	\$ 117.60
e. Category 5 (Grocery Store, Hotel or Rest Home with 20 rooms or less), per business	\$ 169.30
f. Category 6 (Hotel or Rest Home with more than 20 rooms), per business	\$ 352.70
9. Monthly Non-metered School Water Rates:	
a. Elementary Schools, per 50 students or fraction thereof	\$14.95
b. Junior High Schools, High Schools, Colleges, and Universities, per 50 students or fraction thereof	\$ 18.80
10. Monthly Non-metered Residential Irrigation Water Rate:	
a. Single Family Dwellings and Mobile Homes, per dwelling or separately owned landscape parcel	\$ 13.45
b. Large, Landscaped Residential Lot Rate, per acre or fraction thereof over 0.75 acres	\$ 17.94
c. Duplex, per dwelling or unit	\$ 6.70
d. Apartment Unit (tenant pays bill), per unit	\$ 3.35
11. Monthly Non-metered Commercial Irrigation Water Rate (All Commercial Categories plus Private Parks, Privately Maintained	\$ 0.23

Common Area or Parcel), per 100 square feet of calculated landscape area	
12. Monthly Non-metered School Irrigation Water Rate, per acre or fraction thereof	\$ 13.75
13. Construction water rates	
a. Monthly Non-metered Residential Construction Water Rate, Single Family Dwellings and Duplex (excluding separate apartments units in such dwelling), per dwelling or unit	\$12.10
b. Monthly Non-metered Apartment Construction Water Rate, per unit	\$ 9.75
c. Monthly Non-metered Commercial Construction Water Rate, per building	\$ 21.45
14. Fire Hydrant Meter Assembly Deposit, per meter assembly	\$1,800
15. Fire Hydrant Metered Use Volumetric Rate, per 1,000 gallons (or fraction thereof)	\$5
16. Monthly Base Metered Water Rates, per size of water meter:	
a. 5/8" Meter	\$28.50
b. 3/4" Meter	\$ 28.50
c. 1" Meter	\$ 28.50
d. 1-1/4" Meter	\$ 35.75
e. 1-1/2" Meter	\$ 47.55
f. 2" Meter	\$ 57.00
g. 3" Meter	\$ 66.40
h. 4" Meter	\$ 94.85
i. 6" Meter	\$180.70
j. 8" Meter	\$ 284.90
17. Monthly Metered Water Volumetric Rate, per each 1,000 gallons used:	\$ 0.71
18. Monthly Idaho DEQ Water Primacy Fee (All Non-metered and Metered Categories), per dwelling, unit, business, or metered connection	\$0.25
19. Outside of City Billing Rates	200% of Metered Rates or Non-metered Rates as Set Forth Above for City Residents

Memorandum

File #: 23-129

City Council Meeting

FROM: Ryan Tew, Director
DATE: Tuesday, April 11, 2023
DEPARTMENT: Human Resources

Subject

Title I, Chapter 5 and 6: Mayor and Council Compensation

Council Action Desired

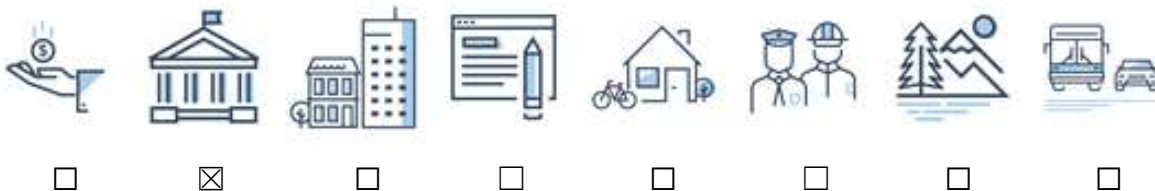
☒ Ordinance ☐ Resolution ☐ Public Hearing
☐ Other Action (Approval, Authorization, Ratification, etc.)

Approve modifications to ordinance to Title I, Chapters 5 and 6 to reflect more appropriate wages for Mayor and Council under a suspension of the rules requiring three complete and separate readings and request that it be read by title and published by summary (or take other action deemed appropriate).

Description, Background Information & Purpose

Current language in Title I, Chapter 5 and 6 is updated to reflect more competitive wages for Mayor and City Council. Chapters 5 & 6 were last modified in 2015. Proposed increases will occur annually in January from 2024 to 2029.

Alignment with City & Department Planning Objectives



Attract, retain, and provide appropriate compensation for Mayor and City Council.

Interdepartmental Coordination

The ordinance was developed with input and participation from Human Resources, Chief of Staff and City Attorney.

Fiscal Impact

Funds for the compensation plan identified for Mayor and City Council will be offset by city inter-fund transfers and general funds as part of the annual budget process. The impact in the first fiscal year after enactment will be the most significant, which will be followed, by five subsequent years of smaller, single-digit percentage increases.

Legal Review

Reviewed by City Attorney Department.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; AMENDING TITLE 1, CHAPTERS 5 AND 6 TO ADJUST THE MAYOR'S AND COUNCIL MEMBER'S COMPENSATION; PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

WHEREAS, the Mayor and Council members are City elected officials who spend a significant amount of their time in furtherance of City goals and values; and

WHEREAS, Idaho Code Section 50-203 allows a City to set compensation amounts by fixing such amounts by Ordinance at least seventy-five (75) days before a general City election and to be effective on the January 1st following such general City election; and

WHEREAS, fixing the amount of compensation (including salaries) prior to election promotes public transparency and prevents inappropriate financial self-dealing by elected officials; and

WHEREAS, the discussion of compensation is subject to public review and comment prior to the adoption of the elected officials compensation Ordinance; and

WHEREAS, Mayoral and Council member salaries were last increased January 1, 2017 and cannot be increased until January 1, 2024, at the earliest; and

WHEREAS, the Mayor, Council, and staff have reviewed the Idaho Falls elected officials compensation Ordinances, compared compensation with similar cities, and recommended that the compensation Ordinances for the Mayor and Council members should be clarified and updated

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, THAT:

SECTION 1. Title 1, Chapter 5 of the City Code of the City of Idaho Falls, Idaho, is hereby amended as follows:

...

1-5-8: **COMPENSATION OF MAYOR:** ~~In addition to e~~Compensation for which ~~at the Mayor,~~ while in office, shall include the City employee is eligible (health coverage that is available to any full-time City employee; the City's Public Employee Retirement System of Idaho; (PERSI) contribution at the same rate as a non-public safety City employee; ~~cost of living increases, and travel reimbursement pursuant to the City Travel Policy, and the like).~~ In addition, the Mayor, while in office, shall receive a bi-weekly salary of ~~three thousand two hundred thirty dollars and seventy-seven cents (\$3,230.77)~~ three thousand eight hundred forty-six dollars and sixteen cents (\$3,846.16), provided such salary shall be increased upon on the following ~~effective~~ dates:

Effective Date	Amount of Bi-weekly Salary
January 1, 2016-2025	\$3,930.783,230.77
January 1, 2017-2026	\$4,017.253,307.69
January 1, 2027	————\$4,105.63
January 1, 2028	————\$4,195.96
January 1, 2029	————\$4,288.27

...

SECTION 2. Title 1, Chapter 6 of the City Code of the City of Idaho Falls, Idaho, is hereby amended as follows:

...

1-6-5: **COMPENSATION OF COUNCIL MEMBERS:** ~~In addition to e~~Compensation for each Council member, while in office, shall include the ~~which a City employee is eligible (health coverage that is available to any full-time City employee; the City's Public Employee Retirement System of Idaho; (PERSI) contribution at the same rate as a non-public safety City employee; cost of living increases, and travel reimbursement pursuant to the City Travel Policy, and the like).~~ In addition, ~~the each~~ Council members shall receive a bi-weekly salary of ~~four hundred eighty dollars and seventy-seven cents (\$480.77)~~ five hundred seventy-six dollars and ninety-three cents (\$576.93), provided such salary shall be increased ~~upon on~~ the ~~effective dates set forth below, as follows:~~

Effective Date	Amount of Bi-weekly Salary
January 1, 2016-2025	\$480.77 <u>589.62</u>
January 1, 2017-2026	\$602.59 <u>500.00</u>
January 1, 2027	————\$615.85
January 1, 2028	————\$629.40
January 1, 2029	————\$643.25

...

SECTION 3. Savings and Severability Clause. The provisions and parts of this Ordinance are intended to be severable. If any section, sentence, clause, or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance.

SECTION 4. Codification Clause. The Clerk is instructed to immediately forward this Ordinance to the codifier of the official municipal code for proper revision of the Code.

SECTION 5. Publication. This Ordinance, or a summary thereof in compliance with Idaho Code, shall be published once in the official newspaper of the City and shall take effect immediately upon its passage, approval, ~~and publication, and the effective date.~~

SECTION 6. Effective Date. This Ordinance shall be in effect on the 1st day of January, 2024.

PASSED by the City Council and APPROVED by the Mayor of the City of Idaho Falls, Idaho,
this _____ day of _____, 20____.

ATTEST:

CITY OF IDAHO FALLS, IDAHO

CORRIN WILDE, CITY CLERK

REBECCA L. NOAH CASPER, Ph.D., MAYOR

(SEAL)

STATE OF IDAHO)
) ss:
County of Bonneville)

I, CORRIN WILDE, CITY CLERK OF THE CITY OF IDAHO FALLS, IDAHO, DO HEREBY
CERTIFY:

That the above and foregoing is a full, true and correct copy of the Ordinance
entitled, "AN ORDINANCE OF THE CITY OF IDAHO FALLS, IDAHO, A
MUNICIPAL CORPORATION OF THE STATE OF IDAHO; AMENDING
TITLE 1, CHAPTERS 5 AND 6 TO ADJUST THE MAYOR'S AND COUNCIL
MEMBER'S COMPENSATION; PROVIDING SEVERABILITY,
CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING
EFFECTIVE DATE."

CORRIN WILDE, CITY CLERK

(SEAL)