

MINUTES OF SPECIAL MEETING
SUGAR CITY COUNCIL
THURSDAY, AUGUST 17, 2006

Presiding: Mayor Glenn W. Dalling
Meeting Convened at 7:00 a.m.
Prayer: Mayor Dalling
Pledge of Allegiance

Present: Mayor Dalling; Sharon L. Bell, Clerk; Council members Harold Harris, Walter Deitz, Bruce King and Brad Orme; Scott Lee, City Attorney; Sharee Palmer, Planning & Zoning Commission; Dick Dyer, City Engineer; County Commissioners Roger Muir and Ralph Robison; and Charles Ricks.

The Mayor welcomed everyone for coming out this morning.

REPORT ON NEGOTIATIONS WITH THE CITY OF REXBURG: The Mayor gave a quick report on the negotiations with Rexburg. The Council had voted to drop the lawsuit subject to a conversation with Todd Harris. He did talk with Mr. Harris. Todd is very concerned and is very anxious that we not drop the lawsuit, so that is where it stands. Councilmember Harris, in the Mayor's absence last Friday, had a conference call with Mr. Harris and his attorney, Kent Higgins. Both Mr. Harris and Mr. Higgins maintain that they did not admit to annexation to Rexburg. No discussion was held and no action taken.

DISCUSSION ON BIKE PATH/JEPPESEN EASEMENT: Dick Dyer addressed the Council. We were in agreement with Jeppesens as of a week ago. At the last City Council meeting, we had asked for some other revisions, which Attorney Lee had emailed to him. Dick put them in a revised document on Friday and offered that to the property owners, which they rejected. He has been negotiating with Jeppesens all week. A discussion was had concerning the conflict with Jeppesens. Input was received from the County Commissioners, the Mayor and the Council. The Council asked Mr. Dyer to articulate their concerns to Jeppesens because we need to resolve the bike path issue. Councilmember Deitz left at 8:05 a.m., after expressing his opinion that we purchase the property.

MOTION: It was moved by Councilmember King and seconded by Councilmember Orme that we authorize the Mayor to purchase the property at the purchase price offered by Jeppesens of \$40,000 and allow them to lease it back for grain storage at \$3,200 per year. Councilmember King cited three reasons for making the motion: (1) the Jeppesens have suggested that the City buy the property; (2) the council needs to resolve this issue to remove the holdup on the bike path; and (3) the property may be valuable to the City in the future. The Mayor called for a roll call vote:

Those voting aye: Councilmembers Harris, King and Orme

Those voting nay: None

Thereupon, the Mayor declared the motion passed.

Meeting adjourned at 8:30 a.m.

Signed: Glenn W. Dalling
Glenn W. Dalling, Mayor

Attested: Sharon L. Bell
Sharon L. Bell, Clerk