

MINUTES OF REGULAR MEETING
SUGAR CITY COUNCIL
THURSDAY, OCTOBER 13, 2005

Presiding: Glenn W. Dalling
Meeting Convened at 6:30 p.m.
Prayer: Walter Deitz
Pledge of Allegiance

Present: Mayor Dalling; Sharon L. Bell, Clerk; Council members Tim Kershaw, Brent Barrus, Walter Deitz and Harold Harris; Scott Lee, City Attorney; Sharee Palmer, Planning & Zoning Commission; Bob Worrell; Tim Whitworth; Deputy Cameron Stanford; Jan Gallup; Vaun Waddell; Verla Moss; Laura Hepworth; and Jordan Hepworth. Treasurer Marcie A. Smith was excused.

The Mayor asked if there were any corrections to the minutes of the regular meeting held September 8, 2005. Each council member had a copy of said minutes prior to the meeting. It was moved by Council member Deitz and seconded by Council member Kershaw to accept said minutes; motion carried.

The Mayor presented the September reconciliation reports for the General Fund. It was moved by Council member Deitz and seconded by Council member Harris to accept the September reconciliation reports for the General fund; motion carried. The Mayor presented the September reconciliation reports for the Utility Fund. It was moved by Council member Deitz and seconded by Council member Barrus to accept the September reconciliation reports for the Utility Fund; motion carried.

The Mayor presented the current bills in the amount of \$142,160.91. It was moved by Council member Harris and seconded by Council member Deitz to pay the current bills, together with all regular October bills that have not yet been received; motion carried.

ELECTION UPDATE: Sharon reported there are three candidates for two city council chairs for the November 8 election: Bruce P. King, Lawrence E. Nielsen, and Brad Orme. In conformance with new state law, she appointed Joan Jeppson as Election Judge and Millie Arnold and Frances Dearing as Clerks; and she designated City Hall as the suitable polling place for Precinct No. 6. The votes need to be canvassed within six days of the election, which will be done at the regular City Council meeting on November 10th.

CITIZEN INPUT: There were no comments from citizens.

GRAIN SILO PROPOSAL: Bob Worrell addressed the Council. Accompanying him was Tim Whitworth. He said the grain silo is an historic landmark, it is irreplaceable, and it represents the industry of the pioneers that founded the City and is one of the only landmarks left. It has been

exposed to vandalism and neglect for many years. He feels we can clean it up, paint it and make it beautiful for less money than tearing it down. Tim Whitworth said there are designs that could enhance it if we restore it the way it is. He suggested putting on four arches and face them north, south, east and west. They would be 50 feet high. Then you would paint the rest of the building like structural stone. As you look through the arches you would see different things. The background behind each of the arches would depict a part of Sugar City's history. Mr. Worrell and Mr. Whitworth are concerned about the outside of the silo only. The Mayor asked if they would be willing to chair a committee to get the job done if we decide to do it, and they accepted.

RESIDENT DEPUTY'S REPORT: Deputy Cameron Stanford addressed the Council. He said the surveillance camera is up. They are using it and it works well. They got a grant for the school district. It is a \$70,000 match for the school district and the government will pay the other \$70,000 for security updates. They will be doing a lot of updates in the schools – change out all the locks and put in a new intercom system. Every room will have a PA system and they will all be connected. There will be ten more cameras on the buses. He asked Sharon to put in the November newsletter about no overnight parking starting December 1st. He will issue lots of warnings. He said the Mayor asked him to go to the local emergency meetings the first Wednesday of each month and represent Sugar City. There will be a drill on November 5th. He feels the Mayor should plan to be there Saturday, November 5th at 8 a.m. at BYU-Idaho. They will be giving out 2,000 flu shots and pretend they are smallpox shots or whatever. He said there is also an LEPC meeting on November 2nd at 8:30 a.m. at the sheriff's office. This is the meeting before the exercise. In the Mayor's absence, Council member Harris will attend it.

JAN GALLUP:

Impact Area /North Rexburg Interchange: Jan suggested that the Council make a motion in respect to the County Commissioners' plan that they proposed in the negotiation meeting whether it is accepted or rejected so that is in the minutes and we can refer back to it. She presented a copy of the 20 Year Growth Impact Study. Copies will run between \$10 and \$15 because of the maps. A copy will be at City Hall, Sharon has a copy and Jan has a copy. We will use them for reference and Jan feels we don't need a lot of copies. She said they had a meeting last night with the Salem representatives that have been helping with revisions. They are excited about coming into Sugar's impact area and would like the City Council to support them. When we finish with the Stillman annexation process, then we have to change the comprehensive plan map and will also be doing zone changes because of our new ordinances. So we would like to do everything at the same time. The Salem representatives said to go for it all and they are behind us. In other words, expand to 1000 West up to the North Fork of the Teton River and all the way over. She said once we approve our ordinances, they have to go to the County Commissioners and the comprehensive plan map goes to the County Commissioners, and our zoning map and our comprehensive plan. Everything just all comes together. Attorney Lee agreed with Jan and said because the maps to our comprehensive plan will be impacted by the impact area decision, we probably should do it all together in our package. Jan said at the meeting they thought we should go for as much as we had discussed in the past and let the County cut back rather than us cut back. A discussion was had about going to the county line. **MOTION:** It was moved by Council member Barrus and seconded by Council member Kershaw that we extend the impact area north to the county line and west to 1000 West. The Mayor called for a roll call vote:

Those voting aye: Council members Kershaw, Barrus and Harris

Those voting nay: Council members Deitz

Thereupon, the Mayor declared the motion passed.

Ordinance revisions: Jan presented city code revisions. She asked the Council to read through them and make comments at the meeting on October 27th. Council member Deitz and the Mayor said they will be out of town. Jan said the meeting is only to answer their questions and do clarifications, and no decisions will be made. Planning & Zoning will have their public hearing on November 2nd and she will present all of the ordinance changes at that meeting. After the public hearing P&Z will make a presentation to City Council who will then decide. It was decided to change the meeting to Wednesday, October 26th, instead of the 27th. Jan said in order for the changes to the ordinances to work, we also have to make changes to our applications and add some applications. She presented copies of all the new applications to the Council. She said she added fees that she feels are appropriate for the City Council to review. She doesn't feel our fees are high enough for some of the things that are happening. The fees can be increased by having a public hearing, because some of them increase more than 5%.

Gary Stillman Property: The Mayor said he was instructed to talk to Mr. Stillman with the idea that our problem could be resolved with him by giving him the same number of homes at the regular \$1,425 sewer hookup fee that we gave to Ponderosa, after which time we would look at an impact fee. He felt maybe we have a little impact fee already. He read a motion from the minutes of May 8, 2003, as follows: "...to adopt a resolution which will change the sewer hookup fee to \$1,425, \$1,050 for capacity, \$275 to be set aside for interceptor upgrading, and \$100 for inspection fee. Attorney Hancock said it can be effective now and he will prepare the resolution." The Mayor said we should be thinking about an impact fee and talk about it in our November meeting. Jan said she has talked to Marcie about connection fees and impact fees and where the money goes. She also asked Marcie to check with the accountant to make sure that she is doing it the way the ordinance says.

PLANNING & ZONING REPORT: Sharee Palmer addressed the Council.

Ordinance revisions: Their public hearing for ordinance revisions will be Wednesday, November 2nd at 8 p.m. Hopefully they will get some good public input.

Stillman Annexation Application: P&Z will have a public hearing on Thursday, November 3rd, at 7:45 p.m. on Stillman's annexation application, just before their regular meeting. Mr. Plewe will contact someone to post the notice of public hearing on the property.

Janet Harris Special Use Permit: P&Z approved her special use permit with some conditions. She would like to build a home in a commercial area. She has 10,050 feet and needs to follow R-1 setbacks.

Discussion on Council attending P&Z Public Hearings: Attorney Lee said if the Council is going to have their own public hearing on a matter, they can't attend the P&Z public hearings. Sharee said she reports to the Council on what happens at the public hearings. Usually whoever has something to say at their public hearing will most likely be at the City Council's public hearing.

DEPARTMENT REPORTS:

COUNCIL MEMBER DEITZ: Walter already discussed his items with the upgrades at the water pumping station.

COUNCIL MEMBER BARRUS:

School – Tennis Courts: Brent talked with the school superintendent, Mr. Dunn, about the tennis courts. He said they couldn't do anything this fiscal year but next March when they start their new budgeting for the following year, if someone would contact them they would try to get that into their budget so they could help us out.

Christmas Lights: Brent called Rich Ballou, managing editor of the Standard

Journal and asked if they could help us out on Christmas lights like they helped Rexburg. He said if we would present a budget on how much the City could donate and estimate what we wanted to get from the public or the citizens as donations, then he would take it to their board of directors and try to match the funds. We should start advertising after the first of the year. He said he talked to Hayden McNeill. They want to put some underground electricity in. The Mayor suggested we put a heavy cord for each tree, which we can roll up and put away each year. Steve Webster said it would cost about \$1,100.

COUNCIL MEMBER KERSHAW: Tim said the cleanup went well and is completed. The Mayor feels it was a success to have two cleanups a year. He reported the inmates did most of the work.

COUNCIL MEMBER HARRIS: No further report.

MAYOR'S BUSINESS:

Bike Path: Everything is in order except the County has not committed to do that work this fall yet.

Arbor Day: We have set up an Arbor Day to try to get a grant. It will be October 18th at 1 p.m. in Heritage Park. We will plant the two trees that Mr. Sonderregger donated last spring. The Mayor would like the Council's support. A discussion was had on where to plant the trees. He asked Council member Barrus to give a 5-minute speech at the ceremony. We will have one or two classrooms of students out there.

Trees from Church: Lone Pine Nursery came out to look at the trees and they can't move the two big scotch pines from the church. They can move the four others. Harold arranged to get two or more trees from Ron Kinghorn. Lone Pine charges \$165 per hour. The City will put the soil back at the church, will put sod back over it and fix the ruts. The Mayor said we would do whatever is necessary to fix it.

Fence at Heritage Park: The inmates said they would be happy to install the rest of the white fence on the east side of Heritage Park if we want them to do it. **MOTION:** It was moved by Council member Deitz and seconded by Council member Barrus that we purchase some fence and have the inmates put the fencing on the east side of Heritage Park to the south property line connecting with the existing fence; motion carried.

Retaining wall at Smith Park: A discussion was had. **MOTION:** It was moved by Council member Barrus and seconded by Council member Kershaw that we get the decorative blocks to finish along Smith Park on the south side and to continue on the west side to the parking lot and authorize Harold to wheel and deal on it; motion carried.

Christmas lights: The Mayor said Hayden McNeill wants to light the trees and the gazebo in Heritage Park, and wants to buy lights for the new trees. She also wants to light the pavilion. **MOTION:** It was moved by Council member Deitz and seconded by Council member Barrus that we authorize the spending of up to \$2,000 for Christmas decorations; motion carried.

Brightest Star Awards: The Mayor said the Governor's Brightest Star Awards would be given in the following categories: individual, small business, organization, corporation and community of promise in Idaho. The Governor will select the grand prize winners and announce their names at a Brightest Stars Ceremony in January 2006. The Mayor said we received five nominations in the individual category and one for the organization category. He said a selection committee reviewed the nominations and selected their Brightest Star candidates to represent Sugar City: Sugar Salem High School Drama for the organization category and Hayden McNeill for the individual category. The Council agreed with the selections. The Mayor will write letters of support to accompany the nomination forms.

Mayor Vacation: The Mayor said he would be out of town on a nine-day tour leaving October 27th through November 4th.

Impact Area /North Rexburg Interchange: Attorney Lee said we should get something in our minutes about refusing the County Commissioners' suggestion on the impact area. The Mayor said Commissioner Muir said they weren't going to do anything on it until the Burns Brothers thing is solved. **MOTION:** It was moved by Council member Kershaw and seconded by Council member Deitz that we go on record as being opposed to the plan presented by the County Commissioners on September 15, 2005, on their proposal on the impact area. The Mayor called for a roll call vote:

Those voting aye: Council members Kershaw, Barrus, Deitz and Harris

Those voting nay: None

Thereupon, the Mayor declared the motion passed.

Public Relations Person: A discussion was had on assigning someone to handle public relations and take our public information to the newspaper. Tim said he is on good terms with the newspaper editor, Rich Ballou. He will be glad to write something up and let the Mayor look at it.

The Mayor reported Dan came back to work half days starting last Monday.

Meeting adjourned at 9:05 p.m.

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

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