

MINUTES OF REGULAR MEETING  
SUGAR CITY COUNCIL  
THURSDAY, OCTOBER 24, 2013

Presiding: Mayor Glenn W. Dalling  
Meeting Convened at 6:30 p.m.  
Prayer: Lamont Merrill  
Pledge of Allegiance

Present: Mayor Dalling; Sharon L. Bell, Clerk; Wendy Walker, Treasurer; and Councilmembers Bruce King, Lamont Merrill, Vaun Waddell and Burch Drake; Steve Hawkes of Planning & Zoning Commission; Rudey Ballard of Ballard Insurance Group; and Braden Hansen.

The mayor asked if there were any corrections to the minutes of the regular meeting held on October 10, 2013. Each councilmember had a copy of said minutes prior to the meeting. It was moved by Councilmember Waddell and seconded by Councilmember Merrill to accept said minutes; motion carried.

**PLANNING & ZONING REPORT:** P&Z Chairman Steve Hawkes addressed the council.

**City storage building:** Steve reported that P&Z reviewed the plans and setbacks for the city storage building and felt that everything was in order.

**Bob Oliphant update:** Steve reported that he checked the GIS maps, and Bob Oliphant's property comprises a single-family home with an apartment (two dwelling units) on one parcel of land. He would have to have two parcels in order to build a dome home on the property. Steve relayed the information to Mr. Oliphant.

**River Bend (Calaway) project discussion:** Steve reported that the P&Z commissioners have several things to discuss with Terry Mortensen: (1) Terry and his associates must apply for a zone change because of their desire to have small bay houses in three different parts of their proposed development. Steve feels it would be good to rezone the whole parcel to multiple use. (2) There are concerns with the sewer system. The mayor suggests that Terry review carefully any agreement that he or they may have with Toscano concerning connecting onto the Toscano sewer system. The mayor reported that the city has not approved the Toscano sewer system due to problems of infiltration. If, in the future, the Toscano sewer system is approved, River Bend then perhaps could pass sewage through the Toscano system and then the Sugar City sewer trunk line to Rexburg, *but only temporarily*. It appears that eventually an additional line will be required to transport Teton City and Sugar City sewage to the Rexburg treatment plant.

**Subdivision ordinance review:** Steve reported that the commissioners discussed the city subdivision ordinance and the fact that they should all become familiar with it.

**CITY EMPLOYEE HEALTH INSURANCE:** Rudey Ballard of Ballard Insurance Group in Rexburg addressed the council, pointing out that employers with less than 50 employees are not required to provide a group health plan. The mayor reported that the city gives two of its employees \$100 a month toward private health insurance. Mr. Ballard said the city needs to treat all its employees the same. What you do for one, he said, needs to be done for all. He suggested that the city give each employee a \$100 raise to use for health insurance or to do with as they

please. The law is very clear that, starting January 1, 2014, there must be no discrimination, he said.

Mr. Ballard estimates that, in the next 15 months, almost every employer with less than 50 employees will not provide health insurance. He explained and discussed the 2013 Federal Poverty Guidelines (see Attachment 1).

**AT&T REQUEST FOR ADDITIONAL MICROWAVE DISHES ON WATER TOWER:**

The mayor reported that AT&T accepted our suggested fee of \$4,000 per month to use the water tower for its transmitters and receivers (dishes). He is still concerned about several details in the agreement. The council asked the mayor to continue to negotiate with AT&T to obtain desired changes. The mayor reported that Bill Forsberg suggested changes to the agreement, which have been incorporated in the new third amendment.

**STORAGE BUILDING UPDATE:** Councilmember Merrill reported that, as of today, the contractor has applied for the building permit. Excavation for the foundation was under way this afternoon. The building itself will be delivered November 15. Footings will be poured within a week. Specifications require extra heavy #6-3/4 steel instead of #5-5/8 steel. The building will not contain power, water or any other utility services. A discussion was had on waiving the building permit fee.

**MOTION:** It was moved by Councilmember Waddell and seconded by Councilmember Merrill to waive the building permit fee for the city storage building; motion carried.

**SIDEWALK/FACADE FOR CITY HALL:** The mayor reported that the new sidewalk in front of city hall was placed at a cost \$3,200 for concrete and \$2,800 for heat mat and power connections. Discussion was had on timing for the proposed façade for city hall. It was the consensus of the council to wait until spring to begin construction.

**TRI-CITY WASTEWATER AGREEMENT:** The mayor reported that Attorney Forsberg suggested that a meeting be arranged with Rexburg Engineer John Millar and Attorney Steve Zollinger to discuss the agreement, change what officials are willing to change and then sign it. The meeting was set for Tuesday, October 29, 2013, at 2 p.m.

**CODE CHANGES:** Councilmember King presented a proposed ordinance regarding refinements to the official city code and asked the council to review it for discussion at the next meeting. The ordinance includes changes in title 1 to better explain city law, etc. He called attention to an added provision (title 1-6-1B), which empowers the council to waive specific regulations/requirements of the code.

**WAIVING FEES:** Councilmember King reported that city resident Joyce Cromar doesn't feel she can pay the fee and costs of applying for a special use permit to place more concrete in her front yard than city code allows. He asked for council sentiment on waiving the fees and costs. Mrs. Cromar needs to request in writing that the council waive the fees and costs, Mayor Dalling said.

**DEPARTMENT REPORTS:**

**COUNCILMEMBER KING:**

**Meeting on open meeting law:** Bruce reported that he attended a 3-hour

presentation on open meeting and public records law by Idaho Attorney General Larry Wasden and his associates from the Treasure Valley last week. Held at the Development Center in Rexburg, it was an excellent review of open meeting and records law, in which the attorney general stressed that any committee or subcommittee of a state jurisdiction or agency should follow open meeting laws.

**Strategic planning committee:** Bruce raised concerns about the city's readiness for major development. He suggested that city leaders jointly set priorities and then concentrate on them until achieved. Top priorities in his mind are to obtain a water right for a new well or wells, identify sewer trunk line capacity, and establish impact fees for future development. Coupled with recent construction in our business park, the steel beams rising for the newly approved furniture factory change the feel and nature of our city, signaling more growth ahead, he believes. The mayor suggested again the need for a strategic planning committee, with one member being a knowledgeable and proactive engineer.

**COUNCILMEMBER MERRILL:** No report.

**COUNCILMEMBER WADDELL:**

**Smith Park baseball field:** Vaun is available to consult with Little League teams any time they contact him about playing on the Smith Park fields.

**Tree trimming:** Vaun wondered if the city plans for tree trimming to remove dead growth from city trees. The mayor asked who should take the responsibility for tree trimming. Burch said that the Tree and Beautification Committee talked about the matter last week.

**COUNCILMEMBER DRAKE:**

**Trees:** Burch reported that Jody Huntsman asked the Tree and Beautification Committee to set priorities, with a top priority being the grain silo and the health hazard it represents. The future of the silo needs to be addressed, he said. Burch added that the city should search for a grant writer. He has an appointment with Donna Benfield on avenues to obtain grants. Sugar City needs to clean up the silo and construct a park around it, he said.

**Highway 20 off-ramp:** Burch reported that Forsgren Associates is working on a couple of concepts for making the half interchange on U.S. 20 in Sugar City a full interchange. He hopes the Idaho Transportation Department (ITD) will consider them.

### **MAYOR'S BUSINESS:**

**Capacity in sewer trunk line:** The mayor would like to find out the remaining capacity of the sewer trunk line to Rexburg. Councilmember Merrill took the assignment to query an engineering firm on the matter.

**Christmas dinner:** The mayor reminded the council of the Christmas dinner scheduled for December 19.

Meeting adjourned at 8:50 p.m.

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

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

## 2013 Federal Poverty Guidelines

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### 48 Contiguous States and DC

Note: The 100% column shows the federal poverty level for each family size, and the percentage columns that follow represent income levels that are commonly used as guidelines for health programs.

Household Size	100%	133%	150%	200%	300%	400%
1	\$11,490	\$15,282	\$17,235	\$22,980	\$34,470	\$45,960
2	15,510	20,628	23,265	31,020	46,530	62,040
3	19,530	25,975	29,295	39,060	58,590	78,120
4	23,550	31,322	35,325	47,100	70,650	94,200
5	27,570	36,668	41,355	55,140	82,710	110,280
6	31,590	42,015	47,385	63,180	94,770	126,360
7	35,610	47,361	53,415	71,220	106,830	142,440
8	39,630	52,708	59,445	79,260	118,890	158,520
For each additional person, add	\$4,020	\$5,347	\$6,030	\$8,040	\$12,060	\$16,080

Source: Calculations by Families USA based on data from the U.S. Department of Health and Human Services

**Ballard Insurance Group LLC**  
147 North 2nd East, Suite 1  
Rexburg, ID 83440  
(208)356-7500  
(208)356-7501 fax