

MINUTES OF REGULAR MEETING  
SUGAR CITY COUNCIL  
THURSDAY, AUGUST 9, 2012

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

Present: Mayor Dalling; Sharon L. Bell, Clerk; Marcie A. Smith, Treasurer; Councilmembers Bruce King, Lamont Merrill, and Burch Drake; and David Ogden, Planning & Zoning Commission. Councilmember Vaun Waddell was excused.

The mayor asked if there were any corrections to the minutes of the regular meeting held on July 26, 2012. Each councilmember had a copy of said minutes prior to the meeting. It was moved by Councilmember Drake and seconded by Councilmember King to accept said minutes; motion carried.

Marcie presented the July reconciliation reports for the General Fund. It was moved by Councilmember Merrill and seconded by Councilmember Drake to accept the July reconciliation reports for the General fund; motion carried. Marcie presented the July reconciliation reports for the Utility Fund. It was moved by Councilmember Drake and seconded by Councilmember Merrill to accept the July reconciliation reports for the Utility Fund; motion carried.

Marcie presented the current bills in the amount of \$33,816.90. It was moved by Councilmember King and seconded by Councilmember Drake to pay the current bills, together with all regular August bills that have not yet been received; motion carried.

**PLANNING & ZONING REPORT:** In the absence of P&Z Chairman Steve Hawkes, Commissioner David Ogden addressed the council.

**Brad's Car Wash design review:** David reported that the Planning and Zoning Commission (as the design review board) held a special meeting on August 8, 2012, and discussed the plans for the new car wash. They made a motion to "accept Brad Orme's design for the new car wash, with the understanding that there is a question of interpretation of the 'Standards for Specific Design Areas Table,' as it relates to Wall Surface Materials Allowed, specifying the use of metal siding over 100% of a wall." Planning and Zoning asked the city council to consider allowing Brad Orme a variance, if this should be necessary, on the alley side wall.

**P&Z recommendation on Brad's Car Wash Design Review:** David said the basis for P&Z's recommendation to approve the plans for the new car wash is based on the definition of Area Integration, which is, "Development should be compatible with its location, and should be of design and composition similar or superior to existing development." (8-4-7, definition of Area Integration)

"It is the opinion and recommendation of the Sugar City Planning & Zoning Commission that the wall facing the alley in question is in design and composition similar to that of other

buildings in the immediate area, including the back wall of the city building, and that since it faces the alley, and not the street, it meets this definitional criteria.”

**COUNCIL’S DECISION ON P&Z’S RECOMMENDATION ON BRAD’S CAR WASH DESIGN REVIEW:**

**MOTION:** It was moved by Councilmember Merrill and seconded by Councilmember Drake to approve the Planning and Zoning Commission’s recommendation on the design review of Brad’s Car Wash; motion carried.

**Tim and Jodi Rarick application for special use permit:** P&Z reviewed Tim and Jodi Rarick’s application for special use permit to allow an apartment in the Raricks’ home at 202 West 3<sup>rd</sup> South (the old Jacob Price home). They set a public hearing on Thursday, September 6, 2012, at 7 p.m.

**BUDGET REVIEW AND DISCUSSION:** Marcie presented a tentative budget for fiscal year 2013, which is October 1, 2012, through September 30, 2013. A discussion was had on said budget items.

**Utility rates:** To meet the upcoming fiscal year’s utility costs, the city proposes raising the water rate 1%, from \$0.75/1000 gallons to \$0.79/1000 gallons (18 cents more per month for the average homeowner); and raising the sewer rate 2%, from \$2.71/1000 gallons to \$2.79/1000 gallons (72 cents more per month for the average homeowner). Garbage rates will remain the same.

**MOTION TO ADOPT TENTATIVE BUDGET:** It was moved by Councilmember Merrill and seconded by Councilmember King to adopt the tentative budget dated August 8, 2012; motion carried.

**BUSINESS PARK WATER PROBLEM:** Councilmember Merrill gave a brief explanation of the problem created because thrust blocks were not installed in the proper places along the water lines of the Business Park, and resultant flooding caused considerable damage to the entire asphalt parking lot. After the water connection was made for the sheriff’s building and the water was turned on in the main line, a cap not protected by a thrust block blew off and considerable damage resulted. ICRMP, the city’s insurance carrier, said our policy does not cover “cracking, bulging or expansion of pavement,” and declined coverage for this claim. The engineer and contractor are not accepting any responsibility. City Attorney Bill Forsberg will write a letter to Forsgren Associates of their responsibility because they were the design engineers and inspectors. The mayor commented that the matter is now in the hands of the city attorney.

**DIGGER DRIVE/3<sup>RD</sup> SOUTH ROAD PROJECT:** Councilmember Drake reported that Digger Drive is at a standstill until 3<sup>rd</sup> South is smoothed into Digger Drive.

**MOODY CREEK CITY WATER REQUEST:** Moody Creek requested that the city get a bid from an engineer on what it would cost to bring city water to their facility. Discussion was had. It was the consensus of the council to proceed and to negotiate with Moody Creek on costs.

**OPEN SHED FOR STORAGE OF CITY EQUIPMENT:** The mayor reported that the city can’t get all of the city equipment inside protective buildings. We need an open shed for the sand that is taking up space in the shop area. One bid of \$34,000 has been received for a 20’ x 40’ open shed. The mayor said our public works employee, Arlynn Jacobson, has a degree in

construction management and we could possibly have him, with some help from Zane, do everything except the concrete work, which would be bid out. This would significantly reduce the cost of the shed. He asked to council to consider this proposal. We will get an estimate for the cost of the materials, with the exception of the concrete.

**DEPARTMENT REPORTS:**

**COUNCILMEMBER KING:**

**Chickens and other animals:** Bruce presented a draft of an animal ordinance (to be section 4 chapter 1 of the City Code). The current section 4 chapter 1 entitled "Animal Control" would be changed to section 4 chapter 2 and renamed "Dog Control," since the chapter is strictly on canines. Bruce suggested that we invite Vaun to review the draft ordinance for consistency with other sections of our code and to simplify and clarify provisions, as needed.

**COUNCILMEMBER MERRILL:**

**LEPC meeting:** Lamont reported there is whooping cough in the area and we need to remind people to get their shots. There was a report of a new 911 emergency system in Bonneville, Madison and Teton Counties so we can have a full signal from Dillon to Pocatello. There was a fair amount of discussion about fires in the area. Sixty-six homes were lost in the Pocatello area. Madison County furnished our emergency equipment for the fire, and our trailer has been furnished on three different occasions. The county is expecting reimbursement of \$186,000 for the use of the equipment. They talked about grants on fire equipment. Madison County crews are now helping fight a wildfire in the Challis area.

**COUNCILMEMBER DRAKE:**

**West Entrance sign:** Burch reported that the base has been cleared for pouring the foundation, which should be done next week. The project should be completed in a month.

**Grain silo:** The Tree and Beautification Committee have a person who is going to approach the art department at BYU-Idaho on placing murals on the grain silo. Then they want to do something with the structure itself.

**MAYOR'S BUSINESS:**

**Revised plat for Business Park:** The mayor reported receipt of a 1<sup>st</sup> Amended Plat of Sugar City Business Park, dated 6-1-2012. The Business Park lots on the east side have been enlarged by 66 feet to show the extended property owned by the city close to the railroad tracks

**School preference on East Parkway Corridor:** The mayor didn't get a chance to confer with Superintendent Alan Dunn on the school board recommendation.

**Mayors' meeting at Harriman Park:** The mayor reported attending a mayors' meeting today at Harriman Park. Twenty mayors were in attendance, along with Ken Harward, executive director of the Association of Idaho Cities. The main problems cities face are the following: (1) dogs; (2) personnel and unemployment benefits; and (3) funding.

Meeting adjourned at 8:30 p.m.

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

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