

MINUTES OF REGULAR MEETING
SUGAR CITY COUNCIL
THURSDAY, OCTOBER 22, 2009

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; Councilmembers Harold Harris, Bruce King, and Lamont Merrill; Brian Hawkes, Vaun Waddell, Joy Ball, Jesse Brown and Ray Barney, Planning & Zoning Commission; Zane Baler, Public Works Director; Nathan Sunderland, *Standard Journal*; Todd Tuckett and Ted Reynen, Keller Associates; Randy Johnson, Forsgren Associates; John Hyde; Jarom Hyde; Jason Lenz; Cameron Lenz; Dan Coates; Verla P. Moss; and Jill Moss. Councilmember Brad Orme was excused.

The mayor asked if there were any corrections to the minutes of the regular meeting held on October 8, 2009. Each councilmember had a copy of said minutes prior to the meeting. It was moved by Councilmember Merrill and seconded by Councilmember King to accept said minutes; motion carried.

SET SPECIAL MEETING TO CANVASS VOTES OF NOVEMBER 3, 2009,

MUNICIPAL ELECTION: City Clerk Sharon L. Bell said Idaho Code 34-1711 requires that the council meet within six days after an election to canvass the votes cast at such election.

MOTION: It was moved by Councilmember Merrill and seconded by Councilmember Harris to set a special City Council meeting on Monday, November 9, 2009, at noon to canvass the votes of the city election; motion carried.

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

Recommendation for wind turbine ordinance: Brian presented a written recommendation as follows: "A public hearing was held on October 15, 2009, to discuss the wind turbine ordinance. This public hearing was attended by a few people, and only one wanted to speak as neutral. No one spoke in the negative. As a result of this public hearing and of the discussion at the Planning and Zoning meeting following the public hearing, it is recommended that the wind turbine ordinance be adopted by the city. Implementing this ordinance will remove the current moratorium on wind turbines within the city. This ordinance will provide flexibility for those who would like to erect wind turbines, while providing a set of guidelines that will allow this to happen in an orderly way."

Brian said there would be a public hearing on Thursday, November 5, 2009, at 7 p.m. to take care of a small update to the Comprehensive Plan and to title 9 chapter 6 to allow auxiliary uses. The update will say in which zones wind turbines are allowed. Cell towers will be title 8 chapter 3 and wind turbines will be title 8 chapter 5 of the city code.

Discussion of title 9: Brian said P&Z is doing a large revision of title 9. They have a motion in place for a majority of it to go to public hearing on November 19, 2009. **Discussion of Craig Cobia apartment:** Brian said it appears there are two issues involved. The P&Z issue is that Mr. Cobia asked them if they go from the old R-2 zone to the new R-2 zone if they could have the apartment above their garage. P&Z had no problem with that because it is one apartment on one piece of property. The second issue is that it was brought to P&Z's attention about a letter of agreement that was signed by Mr. and Mrs. Cobia and Harold Harris that only family members would occupy the apartment above the garage. Discussion was had that there are about a dozen people waiting to see how we handle this because they would also like to put apartments above their garages. R-2 zoning was discussed. Brian said this was a separate issue from the zoning map. No action was taken.

DECISION ON P&Z RECOMMENDATION ON PROPOSED ZONING MAP: The mayor said P&Z apparently accommodated people's requests to their satisfaction.

MOTION: It was moved by Councilmember King and seconded by Councilmember Merrill to approve the recommended rezoning of Sugar City as shown on the map dated September 30, 2009, presented by the Planning and Zoning Commission; motion carried. A copy of said zoning map is attached hereto marked "Attachment 1." Appreciation was extended to P&Z for their good work.

EAST PARKWAY CORRIDOR INFORMATION UPDATE:

Presentation of status: Todd Tuckett and Ted Reynen of Keller Associates made a brief presentation on the background and study so far of the proposed East Parkway Corridor.

Sugar City Transportation Study: In the absence of Brandon Harris, Randy Johnson of Forsgren Associates made brief comments regarding the transportation study they have conducted for Sugar City as it relates to the East Parkway Corridor.

Transportation Committee input: Councilmember Harold Harris reported on the meetings with the Transportation Committee he chairs. Those serving on the committee are Brad Orme, Dusty Cureton, Harold Harris, Joy Ball, Matt Grover, Richard Johnson, Steve Hawkes, Zane Baler and Troy Williams. The Transportation Committee concluded that the best access to Sugar City for the East Parkway Corridor is 7th East/Digger Drive.

Open discussion: An open discussion was held. All things considered, there seemed to be consensus that 7th East/Digger Drive would be the best access into Sugar City. Keller Associates requested that the city set up another meeting after the first of the year for the entire community.

DEPARTMENT REPORTS:

COUNCILMEMBER HARRIS:

Klingler Asphalt: Harold said Klingler Asphalt promised that on October 15 they would crack seal Railroad Avenue and stretches of streets in the Ricks Landon Subdivision, but nothing has been done. He will follow up to see that the work gets done.

COUNCILMEMBER ORME: At a previous meeting, the mayor reminded Brad to come up with a recommendation on park signs.

COUNCILMEMBER KING:

ITD update: Bruce reported that the Idaho Transportation Department is trying to wrap up its 2009 construction season. He said resurfacing of Idaho 33 from Horkley's corner in Rexburg to the intersection of 7th East/Digger Drive north of Sugar City is planned for the

spring. As part of the project, ITD also will resurface northbound lanes of Highway 20 from the Madison-Fremont county line to the south St. Anthony exit.

COUNCILMEMBER MERRILL:

South sewer line (Old Farm Estates): Lamont reported that Zane Baler completed installations of extensions to the manholes in the Old Farm Estates property. The old lids were not sealed, so there was seepage into the system. That has now been mostly corrected. The contractor videoed the sewer line from the south lift station into Old Farm Estates. There is a spur line from the second manhole east of the lift station to 3rd South, which is running half full of water. The manhole also has a crack where most of the water enters the system. Zane expects a bid tomorrow on sealing joints in the spur line near where it connects at 3rd South.

MAYOR'S BUSINESS:

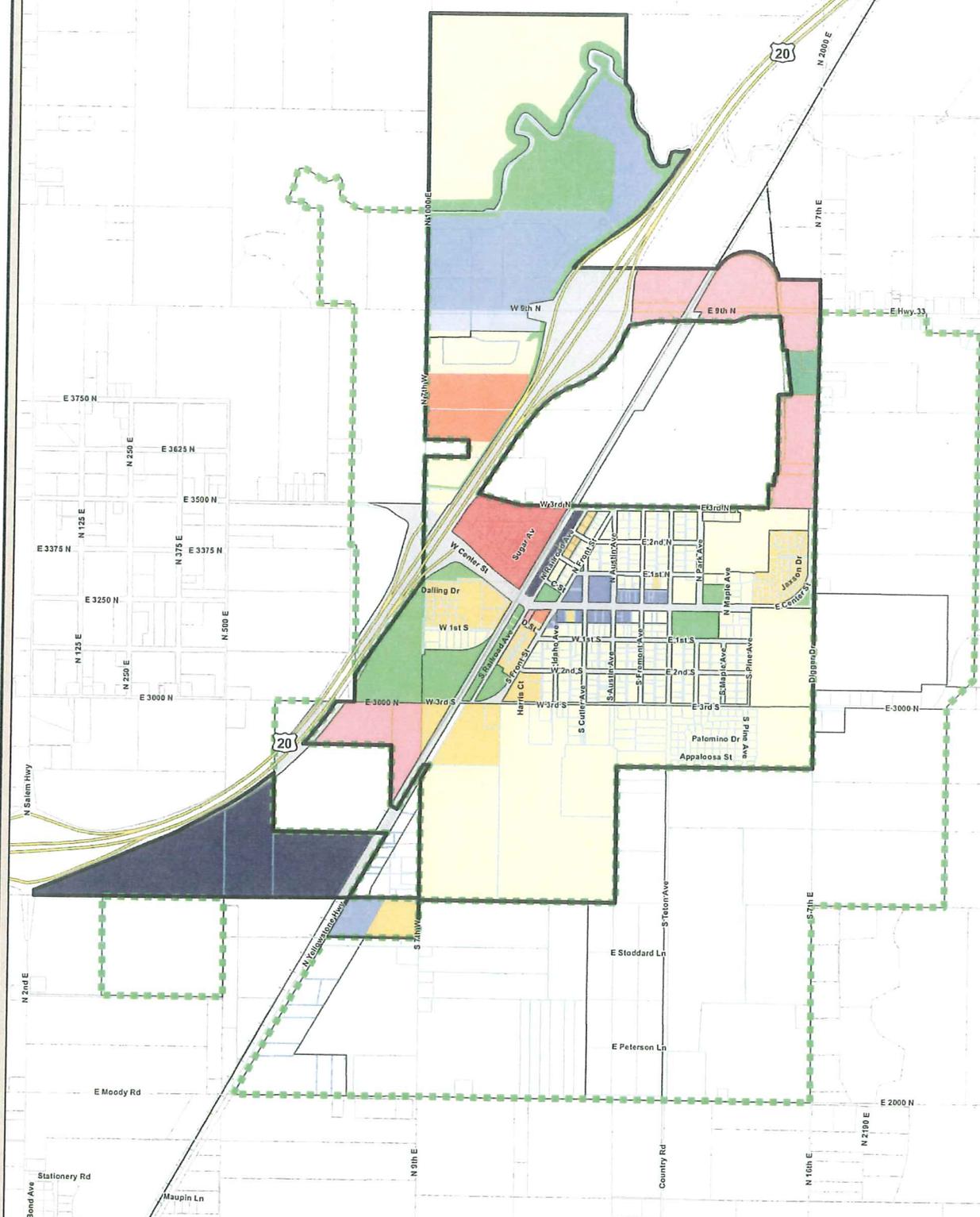
Lot by Moon Park: The mayor reported that the issue has been settled, the deed recorded in the county, and the fence installed, so that now the city has a lot to sell, which will be discussed later.

Meeting adjourned at 8:50 p.m.

Signed: _____
Glenn W. Dalling, Mayor

Attested: _____
Sharon L. Bell, Clerk

Fremont County
Madison County



Zoning Map Sugar City, Idaho

Map Created: 30 September 2009

Legend

- R-1 Single family residential
- R-2 Medium density residential
- R-3 High density residential
- MU Multiple use
- O Open
- CD Downtown commercial

Zoning Districts

- C-1 Neighborhood commercial
- C-2 Community commercial
- C-3 Highway commercial
- BP Business park
- M-1 Light manufacturing
- M-2 Heavy manufacturing

Municipal Limits

- Sugar City: City Limits
 - Sugar City: Impact Area
 - Assessor Parcels
- *Open Spaces will be included in new developments