

**SPECIAL MEETING
COUNCIL MEETING MINUTES – JUNE 6, 2007
CITY OF ST. ANTHONY
420 NORTH BRIDGE, ST. ANTHONY, IDAHO**

PRESENT: Mayor Bill Beck, Councilmembers Garth Rose, Darby Merrill, Matt Blanchard, Dee Rausch, and David Loomis. Councilmember Shawn Fransen was excused.

ALSO PRESENT: City Attorney Bill Forsberg, Supt. of Public Works Woody Andersen, upcoming Supt. of Public Works Scott Butigan, Police Chief Jim Smith, City Clerk-Treasurer Taci Stoddard, Ted Hendricks – ECIPDA, concerned citizens.

PLEDGE OF ALLEGIANCE: Ted Hendricks led those present in the Pledge of Allegiance.

NORTH BRIDGE STREET DEVELOPMENT CENTERS: Ted Hendricks addressed the City Council and explained how ECIPDA was organized in the mid-1970s by several area counties and cities. Their purpose was to be an appendage of local government to facilitate various economic development activities. Hendricks proceeded to give a history of the business development centers in the area that ECIPDA has been involved in with their creation and helping communities get grant monies for. He explained that ECIPDA is a not for profit organization, and that in the case of the cities development centers on Bridge Street, they had taken ownership of the buildings as a subgrantee.

Previously Fremont County had agreed to tax exempt status on the facilities, but this year the County Assessor didn't recommend tax exempt status to ECIPDA for the buildings and taxes were going to be charged on the facilities. Hendricks had contacted the State Tax Commission and in talking with them felt they were exempt as they are a benevolent organization as defined by state code, but in appealing to the Fremont County Commissioners ECIPDA was still denied tax exempt status. He has since spoken with Senator Brent Hill about clarifying the state code which defines the tax exemptions, and he suggested working with Hill to sponsor a bill for that purpose. Since these changes to the law cannot be made quickly Hendricks suggested the buildings be deeded to the City and then leased back to ECIPDA for a nominal fee. Originally the City could have owned the building, but had elected not to, and so ECIPDA took ownership and management of the buildings. A lease/purchase agreement would be drawn up for ECIPDA to purchase the buildings back for a nominal fee if the law is able to be changed at some point. Mayor Beck agreed this would be the cleanest thing to do to keep the properties off the tax rolls and honor the leases of the current tenants.

Mayor Beck mentioned that Councilmember Rausch is member of the EICPDA board. City Attorney Forsberg stated there was no conflict as Rausch receives no financial benefit from being a member. The Council reviewed the lease and details, noting there would be no difference in the day to day operations or increased involvement by city. A

motion to accept ownership of the buildings and give authority to the Mayor to sign the lease with the option to buy back was made by Merrill, 2nd, all in favor, motion carried.

RV PARKING: Mayor Beck explained that the Public Works Committee met and recommends suspending the 1 hour limit until September 30th to allow time to draft a modified ordinance. Chief Smith brought up there is an abandonment clause in the State code, that if a vehicle is left for 24 hours or longer it is considered abandoned and a notice can be placed and efforts to contact be made with 48 hours give to move the vehicle. Therefore, the Mayor explained, any vehicle left on a street right of way for over 24 hours could then be tagged and removed in 48 hours. City Attorney Forsberg stated that the state law isn't a parking statute, and the Police cannot right a ticket on this statute. A vehicle can be towed and impounded, but it is not a parking statute. He also stated that the only place he sees it enforced on is on the state highways. He commented that it could be said it doesn't apply, but if that's how the City Council chooses to limit parking in St. Anthony it could be done. Merrill commented she had read the recommendations of the Committee, and talked to people that are opposed to removing the ordinance because of the lack of room on some streets and feels everyone should have equality. She did agree that residents should be given more time to load and unload. Rausch commented that she talked to people that were in favor of allowing 48 hours, but didn't want to see campers allowed all the time. Loomis explained that the ordinance wouldn't be eliminated, but amended with something better than the hour allowed and the selective enforcement of the ordinance. After further discussion Councilmembers and the Chief of Police agreed an hour time frame isn't enforceable, and Mayor Beck stated that warnings from the Police Department would be appropriate, along with working with people until the ordinance could be modified. He would like to see an ordinance to making discussed changes by the 1st July Council Meeting.

KENNEL LICENSE – CHAD BROKENS: A kennel license was presented for approval for Chad Brokens at 545 East 2nd North. No complaints had been received, a motion to approve was made by Rose, 2nd, all in favor, motion carried.

MINUTES: Minutes from the April 25th and May 9th Council meetings were presented for approval. No changes were noted and a motion to approve was made by Merrill, 2nd, all in favor, motion carried.

There being no further business to come before the Council the meeting was adjourned at 8:05 p.m.

Attest:

Willard D. Beck, Mayor

Taci Stoddard, City Clerk-Treasurer