

**COUNCIL MEETING MINUTES – JULY 11, 2007**  
**CITY OF ST. ANTHONY**  
**420 NORTH BRIDGE, ST. ANTHONY, IDAHO**

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

**ALSO PRESENT:** Supt. of Public Works Scott Butigan, Police Chief Jim Smith, City Attorney Bill Forsberg, Cathy Koon – Fremont County Economic Development Director, Melissa Hinckley – Parks and Rec Chairman, concerned citizens and newsmedia.

**PUBLIC HEARING – PUBLIC TRANSPORTATION ROUTE:** Mayor Beck explained the purpose of the hearing to get public comment on an intercity bus service which would include Ashton and St. Anthony to Rexburg and Idaho Falls. The service would be provided by the Targhee Regional Public Transportation Authority (TRPTA). It would be a regular schedule between the cities in addition to the services that have been currently provided in the community by CART, which has now merged with TRPTA. Mayor Stronks of Ashton and Mayor Beck feel there is a need. Cathy Koon committed there is a need in the community for the service. TRPTA representatives also stated they are asking for a \$4,900 match commitment between the two communities for grants for buses. Other questions were answered and the public hearing was then adjourned at 7:25 p.m.

**KENNEL LICENSE – DEANNA OSBORNE:** City resident Deanna Osborne has applied for a Kennel license for three dogs. 75% of her neighbors had signed the kennel license application, but there had been complaints from a neighbor about the dogs barking. The neighbor was in attendance, and agreed it would help if the dog's kennel was moved to the other side of her house. She also brought up there is now a 4<sup>th</sup> dog. Osborne was instructed if she kept the 4<sup>th</sup> dog, she would have to apply for a new kennel license. A motion to approve the kennel license with the stipulation the kennel be moved to the East side of the house made by Merrill, 2<sup>nd</sup>, all in favor, motion carried.

**FUNDING FOR ECONOMIC DEVELOPMENT POSITION:** Cathy Koon explained to the Council that Idaho Department of Commerce has partially funded her position again for next year. She is asking the City for double the amount of the \$3,000 is currently budgets. She gave details of her budget and County funds and what her expenses were. Koon also gave an accounting of successes resulting from the program. Council agreed to consider the request during the budget process.

**PETITION FOR WEST 4<sup>TH</sup> NORTH TEMPORARY SPEED LIMIT CHANGE:** Angie Fadness and Jane Hawkes presented the Mayor and Council a petition signed by several residents on West 4<sup>th</sup> North asking for the speed limit to temporarily lowered to accommodate the increased truck and recreational travel on the road due to the closure of the Salem Bridge, which is under construction. There are safety concerns for the number of children who live on and travel on that street. Other possibilities were discussed, as well as where to place signs, and how long to have them up. A motion was made by Councilmember Blanchard to have the signs up from Bridge to 12<sup>th</sup> West until Labor Day 2008, motion was amended by Merrill to be until the opening of the Salem Bridge, Loomis opposed, all others in favor, motion carried. Supt. Butigan will have the signs placed by Friday.

**PARKS AND RECREATION APPOINTMENT:** Mayor Beck presented Toni Crapo as an appointee to the City Parks and Recreation Committee. A motion to approve the appointment made by Merrill, 2<sup>nd</sup>, all in favor, motion carried.

**PARKS AND RECREATION REPORT:** Parks and Recreation Committee Chairman Melissa Hinckley reported on upcoming events including the fundraiser at Summerfest in August, and the re-naming of Southside Park on July 28<sup>th</sup>. A local Boy Scout is working on the sign for his Eagle Scout project. She reported on playground equipment upgrades, and some possible youth service projects involved painting some of the equipment.

**JUNE BEAUTIFICATION AWARDS:** Mayor Beck announced awards to Ron and Linda Bauer for the residential beautification awards and Hamilton Realty as the business award. The Mayor asked the Council to give him their input for the July and August awards.

**COUNCIL COMMITTEES:** Council discussed difficulties in working with committee to get everyone together to work on budgets. Merrill commented she felt it works better when one Councilmember was assigned a department budget. Rausch commented she thought it helped to have a senior councilmember show new councilmembers the “ropes”. It would require an ordinance change.

**FREMONT COUNTY BUILDINGS UTILITY CHARGES:** Because of the decision to contract with PSI for all the cities garbage needs, including the City’s buildings, concerns came up regarding County garbage and utilities. The City currently picks up the County’s dumpsters at no charge, but with PSI taking over all the collection the City would now be charged. Councilmember Merrill discussed that the City either needs to formally agree to exempt the County from charges or charge them for garbage and utilities and that document needs to be done either way. Mayor Beck stated he had already briefly approached the Commissioners about the possibility. The County currently waives the City’s landfill fees in exchange for utilities, and that would change if the City started billing the County. Council agreed a paper trail was needed and utility and garbage costs needed to be covered. An estimate will be given to the County for them to have in their budget. The City will begin charges October 1, 2007.

**IMPACT AREA PERMITS:** City Attorney Bill Forsberg met with Planning and Zoning at their meeting the night prior to Council meeting. The City had received notification of permits the County was considering that are in the City’s Area of Impact. The County administers permits within the City’s Area of Impact. The City has 15 days to comment on those permits, but Forsberg stated not who the comment should come from. He stated the comments could come from Planning and Zoning or the Council, but he feels the City should comment. Mayor Beck stated it was his opinion that the Mayor comments on behalf of the City under directions, and the Council agreed the comments should be based on Planning and Zoning recommendations.

**REMINGTON VARIANCE:** The Council was presented with revised Findings and Conclusions from the Planning and Zoning Commission of the Robert Remington variance requesting a septic tank be placed on a property in the City limits. Planning and Zoning’s recommendation is the same, that the variance be granted. Mayor Beck explained recent sewer hook ups arranged to people in the same area for failed septic systems. It is possible to deal with the lava concerns with today’s technology. The Mayor acknowledged there was

a problem because the property is beyond the City's main line. He feels this would be a step backward to allow a septic system and not require hook up to city services in the city limits. Forsberg explained the Planning and Zonings position with the information they were given. Merrill stated it is the City's responsibility to get the lines to those lots as they are in the City limits, and added that the variance not be approved and the line extended to the property. Discussion followed with Merrill making a motion to extend lines to the property and not approve the variance, 2<sup>nd</sup>, all in favor, motion carried.

**RE-ZONING OF FAIRGROUNDS AND AIRPORT:** City Attorney Forsberg explained because of Fremont County's Planning and Zoning Administration's interpretation of the City's code regarding the City's C1 zoning, a hearing will not be held for the motor sports park at the Fairgrounds. The County's Administrator has suggested zoning the area as a PSD (Public Service District) which would allow for a permit for the park. The City Council needs to instruct the City Planning and Zoning Commission to move ahead with a hearing and adoption of an ordinance for the re-zoning. Council agreed and instructed the Planning and Zoning Commission to proceed.

**MINUTES:** Minutes from the June 6<sup>th</sup> and June 20<sup>th</sup> meetings were presented for Council approval. Motion to approve made by Merrill, 2<sup>nd</sup>, all in favor, motion carried.

**BILLS:** Bills were presented for Council approval. A motion to pay was made by Merrill, 2<sup>nd</sup>, all in favor, motion carried.

**EXECUTIVE SESSION:** A motion was made by Councilmember Merrill to adjourn to executive session pursuant to provisions of Idaho Code 67-2345, subsection 1(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated, 2<sup>nd</sup>, all voted in favor by roll call vote. Council adjourned to executive session at 9:20 p.m. Council consulted with legal counsel. No decisions were made.

Council returned to regular session at 9:45 p.m. A motion was made by Councilmember Merrill to file suit against Fremont County to expand the City's area of impact as provided by state law, 2<sup>nd</sup>, all in favor, motion carried.

There being no further business to come before the Council the meeting was adjourned.

Attest:

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Willard D. Beck, Mayor

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Taci Stoddard, City Clerk-Treasurer