

COUNCIL MEETING MINUTES
ST. ANTHONY CITY COUNCIL MEETING – JULY 23, 2008
CITY OF ST. ANTHONY, IDAHO
420 NORTH BRIDGE, ST. ANTHONY, IDAHO

PRESENT: Mayor Bill Beck, Councilmembers Garth Rose, Woody Andersen, Dee Rausch, and Elva Powell. Councilmembers Bryan Fullmer and Bryan Stoddard were excused.

ALSO PRESENT: City Attorney Bill Forsberg, Supt. Scott Butigan, Police Chief Jim Smith, City Clerk-Treasurer Taci Stoddard, Parks & Rec Chair Melissa Hinckley, concerned citizens, and news media.

PLEDGE OF ALLEGIANCE: City resident Shawn Fransen led those present in the Pledge of Allegiance.

PUBLIC COMMENT TIME: Jerry Cain, an area resident, came before the Council to report on a “fly-in” he and some others were scheduling for the City’s airport. It will be on September 20th from 9 a.m. to 1 p.m. There will be free airplane rides available, and they have made arrangements for some concessions to be sold. Several antique airplanes will be on display. Mayor Beck asked that the City be given copies of liability insurance certificates of those who plan to give the free rides. Mr. Cain asked about whom to contact for the portable toilets, and after a brief discussion, Councilmembers agreed to furnish some portable toilets for the event that day.

GRAVEL PIT PROPERTY: Mayor Beck explained that there had been no bids at the recent public auction of the gravel pit property owned by the City. Several local realtors and others interested were contacted and notified they could bring proposals to the City Council if they wished to purchase the property. Three proposals were received as follows: Mountain River Floor Coverings \$51,000, Karl Nycamp \$50,500, and ARD-COR \$29,269. The high offer was presented by local realtor Shawn Fransen for High Country Floor Coverings. Realtor commission was discussed and City Attorney Forsberg stated the City could do a counter offer to include commission, but he needed to be instructed to prepare a purchase and sale agreement. Fransen explained the purchaser plans to do a subdivision for modular homes with restrictive covenants, and planned curb gutter and sidewalk along the streets. Councilmember Powell made a motion to accept the bid for \$51,000 and that the purchaser pays commission to Fransen. Councilmember Andersen made a motion to amend Powell’s motion that \$51,000 comes to the City and the purchaser bears all costs of closing with no deductions. Motion to amend dies for lack of a second. Powell’s motion was seconded, all councilmembers voting in favor, motion carried.

A discussion followed about what to do with the proceeds of the sale. Mayor Beck discussed the need for a new roof on the city building and a new dog pound. Councilmember Rose made a motion to put the money into a roof for the city building and any funds leftover go towards a new dog pound. Motion was seconded; all voted in favor, motion carried. The Mayor explained that the budget would need to be amended to reflect receiving and spending the funds.

KEEFER PARK TREES: Parks and Recreation Chair Melissa Hinckley reviewed with the Council plans presented to remove several rotted trees in the park and add new trees. A map of the trees to be removed and possible planting spots of new trees was presented to the Council. She reported she had not yet gotten costs of the new trees. Councilmember Rausch asked if wood from the old trees could be used by people for firewood. Hinckley reported the Parks Committee did discuss the possibility, however, black willow wood is not desirable for firewood because of the smell that particular wood has when burning. A bid has been received for \$5,500 to remove the trees and grind out the stumps. Councilmember Andersen stated he liked the plan and it had his full support. Mayor Beck then suggested the city crew try removing one of the trees to see how it went to determine if the removal could be done by the City or if a contractor would have to be hired. Hinckley was asked to get prices on trees at least 3 inches in diameter for the new trees. A motion to accept the plan as outlined made by Andersen, second, all in favor, motion carried.

DEED FOR KIT CIRCLE STREET: Mayor Beck explained the City has been plowing and maintaining Kit Circle for a number of years although it has not been a city street. The new owners of the Kit Circle trailer court subdivision met with the Mayor and all felt the issue of ownership and maintenance of the street needed to be cleared up one way or the other. Therefore it is now before the Council for them to decide if they wish to accept Kit Circle as a City street and have the property deeded over to the City. Mayor Beck explained it was his opinion the City accept the street. Shawn Orr and Shayne Miller, owners of the Kit Circle trailer court and subdivision, were present for questions and discussion. Andersen asked about the width of the street. City Attorney Forsberg stated he believed the width to be 34 feet, which is short of the City's design requirement of 52 feet, but city ordinance does allow the Council to grant a license for a narrow street for certain circumstances, which he feels is appropriate for this situation. Councilmember Andersen cited complications because of the narrowness of the street, but stated he realized this was a fact and has been. He explained he feels the City needs to adopt the street as it is, but at the time it becomes a city street it should fall under the parking restrictions of the city which may cause it to now be looked at a little heavier because it is narrower. Andersen made a motion to accept the street, motion was seconded, all in favor, motion carried.

INDUSTRIAL PARK PROPOSAL: An offer from Cathy Koon to administrate the City's industrial park was discussed by the Council. Mayor Beck explained there was some misconception that the City paid ECIPDA to do the park administration. ECIPDA is a partner in the project and is not receiving any funds. Andersen stated it was a great proposal and at such a time when the city decides it sees the need to have some one administrate the park it could be considered.

SMOKING IN CITY PARKS: Whether or not to allow smoking in the City parks was discussed by Councilmembers because of recent comments about smoking at the Sand Bar around minors. Andersen stated he would be against it in open public areas such as the parks. Powell and Rose agreed.

HORSES ON THE GREENWAY: Because of recent problems with horses being ridden on the Greenway, the council discussed how to address the situation and who would pass and enforce an ordinance as the Greenway is not in the City limits. Joyce Edlefsen, a member of the Greenway Committee, suggested putting up signs specifically stating "no horses", as the

rules posted now don't specifically state that. City Attorney Forsberg advised that it was something the Parks and Greenway Committees should go to the Fremont County Commissioners and ask about passing an ordinance and enforcement. Chief Smith mentioned it was possible to get an agreement with the Sheriff's office to do enforcement on the Greenway.

STREETS BOND INFORMATION: City Clerk-Treasurer Taci Stoddard reported on information she received from Zions Bank about procedures to do a general obligation bond for needed street repairs. Zions Bank is willing to provide assistance through all the steps of the bond, and should be getting the City some information about the tax impact on residents to bond for the different repair alternatives.

FARMER'S MARKET LIABILITY INSURANCE: Mayor Beck explained to the Council the difficulties for the Chamber in procuring their liability insurance for the Farmer's Market because of renewal dates and changes in insurance agents. He reported the Chamber had the insurance in place the day after the special meeting on July 16th.

BILLS: Bills were presented for Council approval. After questions were answered a motion to approve was made by Andersen, second, all in favor, motion carried.

MAYOR & COUNCIL REPORTS DEPARTMENT REPORTS

MAYOR BECK

Mayor Beck reported on the progress of the 12th west construction. He also report that it looked like the City would be recommended for approval for a grant for West Main Street for reconstruction, curb, gutter and sidewalk in 2013. He spoke with Marla Vik, Fremont County Public Works Director, who suggested the City get an engineer procured for the project soon because sometimes these projects get moved ahead to earlier dates than planned. He will be finding out what is needed to get started.

The Mayor also reported the progress of the City's STAG grant for additional wastewater collection lines. He explained that because of when Phase II of the wastewater project ended, as well as the original application not being approved because of issues in the legislature that year, the City was beyond the deadline to use the five million in construction expenses as match for the grant. However, he had received information that engineering and planning funds for the previous phases could be used. The City is working with EPA & STAG people to find out how much of that money could be used. The City may have to come up with some cash. The grant application will be put on hold until after September 1st when EPA is finished with its current budget cycle and has time to look at what can be allowed.

Mayor Beck reported the Silver Horseshoe is now open after working out concerns with the condition of the building.

The Mayor informed the Council of continued efforts to establish a recycling program in town. He will be working with PSI, the City's garbage collection contractor, on costs to have them assist the City.

COUNCILMEMBER RAUSCH

Rausch reported should be getting with Councilmember Rose to finalize the animal control ordinance.

CITY CLERK-TREASURER STODDARD

Stoddard reported that Tom Goe, who asked to lease property at Keefer Park for a Kiosk, had informed her it was too late to look at this year, but he would be discussing the lease again with the Council next year in the spring.

SUPT. BUTIGAN

Supt. Butigan reported the parade route was ready to go for the Pioneer Days celebration.

CHIEF SMITH

Chief Smith reported the new version of the police’s report writing system was up and running and that it was working much better than the old system at no additional cost. He reported the parking ordinance should be considered sometime in August by the parking committee.

EXECUTIVE SESSION: Mayor Beck asked for an executive session to communicate with legal council about pending litigation. A motion was made by Councilmember Rose to enter 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 by imminently likely to be litigated. The motion received a second. Roll call vote as follows: Powell – yes, Rausch – yes, Andersen – yes, Rose – yes.

Council adjourned to executive session at 8:35 p.m. No decisions were made. Council returned to regular session.

There being no further business to come before the Council the meeting was adjourned at 8:55 p.m.

Attest:

Willard D. Beck, Mayor

Taci Stoddard, City Clerk-Treasurer