

CITY OF ST. ANTHONY  
COUNCIL MEETING MINUTES – AUGUST 13, 2008  
420 NORTH BRIDGE, SUITE A, ST. ANTHONY, IDAHO

**PRESENT:** Willard D. Beck, Mayor and Councilmembers Bryan Stoddard, Bryan Fullmer, Garth Rose, Woody Andersen, and Dee Rausch. Councilmember Elva Powell was excused.

**ALSO PRESENT:** City Attorney Bill Forsberg, Police Chief Jim Smith, Supt. of Public Works Scott Butigan, City Clerk-Treasurer Taci Stoddard, concerned citizens and news media.

**NUISANCE BUILDINGS:** Several nuisance building properties were discussed by the council with some property owners being present or having responded to explain their plans for their properties.

Kent Riley explained that the home he owns it has been difficult to get to because of the damages from a renter he had in the home and because of some personal health problems. Since receiving the letter he has replaced windows, mowed the yard and trimmed the trees. He has also replaced doors which are now locked. He stated he should be able to spend more time on it after he is done with his harvest. Councilmember Rose made a motion to allow Riley 90 days to bring his property into compliance, 2<sup>nd</sup>, all in favor, motion carried.

Kenny Matthews, owner of the building at South Bridge and East Main, explained that he feels his building could be viable for businesses and it is his wish to be able to continue working towards renting to businesses and using the upstairs for housing. He stated it would just take some time, and with the downturn in the economy it has been difficult. Councilmembers and Chief Smith discussed with Matthews concerns about safety and people getting into the building. Suggestions were made to Matthews about things he could do to improve safety and more properly secure the building from trespass. Mayor Beck discussed with him some ways he may be able to work to get funding to assist him in repairing and remodeling the building. Councilmember Fullmer made a motion to give Matthew 30 days to secure the building and another 60 days to come up with a plan and to review the situation again at that time, 2<sup>nd</sup>, all in favor, motion carried.

Fred Myasaki, owner of the old St. Anthony laundry building, visited with the Mayor about his situation as he was not able to attend the meeting. Myasaki purchased the property because of it's location along the river, with hopes that additional property could be purchased (such as the City Shop property) and made into a conference center. He asked if there was anything the City could do to assist him. City Attorney Forsberg stated, if the City Council ordered it, the building could ultimately be torn down and then the City could assess the property its costs for abatement. Councilmembers discussed what would be entailed with tearing down the building, including possible asbestos removal costs, and whether it was even something the City could do. The Mayor explained that the costs associated with tearing the building down could be used as match

for a grant project. Forsberg also stated he would have concerns about bestowing such a benefit on a private property owner. Councilmember Fullmer stated he would be opposed to the City funding the demolition of the building unless it was by City code. A motion to allow Myasaki 30 days to secure the building with 90 days to tear the building down or to come up with another plan was made by Andersen, 2<sup>nd</sup>, all in favor, motion carried.

The Fremont County Commissioners sent a letter regarding the property at 751 West 3<sup>rd</sup> which the County has ownership of because of non-payment of property taxes. The letter explained that the County plans to remedy or demolish the building. Mayor Beck stated he was aware they were planning on selling the property at a Sheriff sale, and suggested the Council deal with this situation in the same way as the previous properties. Forsberg asked if securing the buildings took care of the problem, and the Mayor responded that it was just temporary. Councilmember Fullmer made a motion to allow 30 days to secure the building and 90 days to demolish or to come up with another plan, 2<sup>nd</sup>, all in favor, motion carried.

Mayor Beck also read a letter from Marla Vik, Fremont County Public Works Director, who was sent a letter about the nuisance building, that the home owned by the Bank of Idaho, is working with the County to have the building demolished for a parking lot. There is some asbestos to be removed and then the County will be demolishing the building.

**2009 FY PROPOSED BUDGET:** Councilmembers discussed the proposed budget for the 2009 fiscal year beginning October 1, 2008, and ending September 30, 2008. The Mayor reviewed each funds and summaries of proposed revenues and expenditures. He also explained proposed increases of 5% in water and sewer rates to cover increased operating expenses, bond payments and depreciation. A motion to accept the proposed budget was made by Rose, 2<sup>nd</sup>, all in favor, motion carried.

The City's budget hearing will be held August 27, 2008, at 7:00 p.m.

**COMPREHENSIVE PLAN:** Councilmembers reviewed a use overlay map that is part of the comprehensive plan to be adopted. A motion to set the hearing for approval and adoption of the comprehensive plan for the 1<sup>st</sup> meeting in September was made by Stoddard, 2<sup>nd</sup>, all in favor, motion carried.

**STREETS DISCUSSION:** Mayor Beck explained to the Council that the City can only do a general obligation bond for 1.5 million which is based on the City's market value. This would not be enough to do the needed repairs. He suggested proceeding with forming an LID prior to looking at the streets in detail one more time to see if estimated costs could be cut back further. Another presentation on costs and repair options will be set up at Summerfest this month for the public to look at and comment.

**IMPACT AREA AGREEMENT:** City Attorney Forsberg discussed with the Council the need to have a public hearing on the impact area and impact area agreement with the

County to include Public Service Districts or PSD's which wasn't included in the original impact area documents. A motion to set the public hearing following the comprehensive plan hearing at the 1<sup>st</sup> meeting in September was made by Fullmer, 2<sup>nd</sup>, all in favor, motion carried.

**MINUTES:** Minutes from the August 13<sup>th</sup> and August 27<sup>th</sup> meetings were presented for Council approval. Changes were noted and a motion to approve with corrections was made by Rose, 2<sup>nd</sup>, all in favor, motion carried.

**BILLS:** Bills were presented for Council approval. After discussion and questions a motion to pass was made by Rose, 2<sup>nd</sup>, all in favor, motion carried.

## **MAYOR & COUNCIL REPORTS DEPARTMENT REPORTS**

### ***COUNCILMEMBER ANDERSEN***

Andersen explained his feelings that all employees should get the same increase as those earning minimum wage when a new minimum wage rate goes up.

### ***COUNCILMEMBER RAUSCH***

Rausch explained she, Rose, and Chief Smith are working on a draft of a new animal control ordinance. This will go to the City Attorney for review prior to being presented to the Council.

### ***CHIEF SMITH***

The Chief stated he would like to see signs in all city parks about park hours and signs at entrances to the city to explain the general city speed limit. Supt. Butigan was asked to discuss this further with Mayor Beck.

### ***CITY ATTORNEY FORSBERG***

Forsberg discussed the Rich Nagle trailer court lease. At a prior meeting he was instructed to do a lease for 10 feet for trailers encroaching into City right of way. Upon review there is a shed in the right of way approximately 25 feet and trailers at 15 feet. He asked for further directions from the Council about the lease as well as a rental amount. Councilmembers discussed whether the leased footage would affect driving the street and was determined that it didn't. A motion was made by Andersen to give the lease to include the existing buildings with a lease amount of \$100 per month, 2<sup>nd</sup>, Fullmer opposed, all others in favor, motion carried.

### ***COUNCILMEMBER RAUSCH***

Rausch asked why Pam Timmons' gravel hadn't been placed in the City right of way by her house. Mayor Beck explained they had offered crushed gravel, but didn't place it because she didn't want that type of gravel.

**CITY CLERK-TREASURER RESIGNATION:** Mayor Beck read a letter of resignation from City Clerk-Treasurer Taci Stoddard. The resignation will be affective at the end of August.

**EXECUTIVE SESSION:** A motion was made by Fullmer to adjourn to executive session pursuant to Idaho Code 67-2345(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. Motion received a 2<sup>nd</sup> and a roll call vote was taken as follows: Stoddard – yes, Fullmer – yes, Rose – yes, Andersen – yes, Rausch – yes.

Executive session was held. No decisions were made.

There being no further business to come before the Council the meeting was adjourned at 9:45 p.m.

Attest:

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Willard D. Beck, Mayor

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Taci Stoddard, City Clerk-Treasurer