

*CITY OF ST. ANTHONY  
REGUALR COUNCIL MEETING MINUTES  
March 25, 2010 – 7:00 P.M.  
420 NORTH BRIDGE, SUITE A, ST. ANTHONY, ID, CITY COUNCIL CHAMBERS*

**PRESENT:** Mayor Neils Thueson, Councilmembers Rod Willmore, Suzanne Bagley, Bryant Biorn, Woody Andersen and Bryan Stoddard.

**ABSENT:** Councilmember Elva Powell.

**ALSO PRESENT:** City Attorney Bill Forsberg, Police Chief Jim Smith, City Clerk/Treasurer Patty Parkinson, Public Works Superintendent (PWS) Scott Butigan and approximately four interested citizens.

The meeting was called to order by Mayor Thueson at 7:00 p.m.

**THE PLEDGE OF ALLEGIANCE** was led by Councilmember Bagley.

**PUBLIC COMMENT** - Mayor Thueson opened the floor for comment. There being no comment the floor was closed.

**GENERAL BUSINESS**

**Volunteer Recognition Toni Crapo** – Councilmember Stoddard wanted to thank Toni Crapo for her years of service to the Parks and Recreation Committee. Crapo was unable to attend. Stoddard asked if anyone saw her to thank her for her contribution.

**Schiess & Associates West Main Project Paul Scoresby** – Paul Scoresby and Ryan Peterson came to tonight’s meeting primarily to remind council of their desire to be selected as the city’s design engineers for the West Main Street Project. Scoresby reported the Local Rural Highway Investment Program (LHRIP) applied for was not awarded to the city. The Local Highway Technical Assistance Council (LHTAC) awarded 10 projects out of about 70. This application was for the bridge at the end of West Main Street. St. Anthony ranked 22 out of 70. Peterson thought one of the reasons it didn’t get selected is the bridge is still rated quite high. Next time the city applies, they may want to emphasize the safety issue of the bridge. Scoresby said the application can be retooled and turned back in this December for the 2012 LHRIP. Scoresby asked the city council for feed back on the design of the West Main project. An ordinance done in 1973 reduced the city’s right-of-way on 8 of the 12 blocks from 100 feet to 66 feet wide. Scoresby wants to know what sort of street council is interested in seeing and if it needs to be wider than the 66 feet there would be some right-of-way issues. Scoresby said if the engineering fee is less than \$250,000 then the city doesn’t need to go through the formal request for proposal. This project could be more or less depending on the scope of work and if there are right-of-way issues needing to be addressed. Scoresby and council discussed the 66 feet of right-of-way and what it might look like. Pros and cons were discussed regarding maintenance and costs of obtaining right-of-way. Another concern was where the utilities lie, as there is a water line on both sides, with a 12 inch line on the south side. Council discussed safety and pedestrian crossings. Council agreed the 66 feet right-of-way would

be sufficient. The first thing to do is the concept report. This report will review right-of-ways and alternative designs.

**Resolution for Park Fees** – Mayor Thueson removed this item from the agenda as Parks and Recreation failed to have their meeting the night before. This item will be tabled for the next agenda.

**Animal ordinance change from misdemeanor to infraction** – Councilmember Bagley presented a proposal to council to change the misdemeanor in the animal ordinance to an infraction. Bagley also proposed providing dog tags for free for a certain time to promote licensing awareness and continuing education of the public. Bagley said the first offense will be a warning, the second offense will be an infraction ticket and the third time will be a misdemeanor. Officers will maintain a log they will look at yearly. Bagley said if this is passed she would like to have tags available at the annual Fisherman’s Breakfast and other city wide events. Bagley reported the city attorney and the county prosecuting attorney, Joette Lookabaugh, support these efforts. Councilmember Biorn asked if this change puts a significant burden upon people with animals running at large. Attorney Forsberg said the change makes it more palatable to cite a person for a dog running at large. A misdemeanor is a criminal offense and a first time criminal offense for an animal running at large is a significant thing. This provides law enforcement with an alternative other than a misdemeanor for a first time offense. A motion to suspend the rules of reading on three different days Ordinance 2010-2 to amend Title 6, Section 6.04.020 and Appendix 1 of Title 6 to provide a first offense for certain violations of Title 6 be infractions was made by Bagley and seconded by Councilmember Biorn. A role call vote followed with Councilmembers Bagley, yes; Andersen, yes; Biorn, yes; Stoddard, yes and Willmore, yes. Motion passed 5-0. Bagley read by title only. A motion to adopt Ordinance 2010-2 was made by Bagley and seconded by Councilmember Willmore. A role call vote followed with Councilmembers Bagley, yes; Andersen, yes; Biorn, yes; Stoddard, yes and Willmore, yes. Motion passed 5-0.

**Fire Truck Repair and Report** – Councilmember Biorn reported at the last council meeting the fire truck was damaged some time in late December or January. The estimate for repair is \$7,500. Biorn described the damage and the proposed repair. This is a “not to exceed” estimate. Clerk Parkinson submitted the estimate to the city’s insurer, ICRMP, and the claim has been accepted for repair and insurance will pay all but the \$500 deductible. A motion to have the repairs to the fire truck completed based on the not to exceed estimate from Larsen Fire Apparatus was made by Biorn and seconded by Councilmember Stoddard. All council members present were in favor. Motion passed 5-0. Biorn said the next Fire District Commissioners meeting has been moved to April 7<sup>th</sup> at 7 p.m.

**Set date for annual budget hearing August 26, 2010** – Clerk Parkinson requested the annual budget hearing be scheduled for Thursday, August 26, 2010 at 7 p.m. Councilmember Bagley reported this is the night of Summer Fest and didn’t think it would be well attended. After some discussion, it was then suggested by council to change the date to Thursday, August 12, 2010 at 7 p.m. at City Hall. A motion to set the annual budget hearing for Thursday, August 12, 2010 at 7 p.m. at City Hall was made by Councilmember Willmore and seconded by Councilmember Bagley. All council members were in favor. Motion passed 5-0.

**INVOICES & CLAIMS** - Payment Approval Reports were presented to Mayor and Council. A motion to pay the invoices and claims was made by Councilmember Stoddard and seconded by Councilmember Willmore. All council members were in favor. Motion passed 5-0.

**MINUTES** - Special County/City Council Meeting Minutes of March 03, 2010 and Regular Council Meeting Minutes of March 11, 2010 were presented to Mayor and Council. A motion to accept the Special County/City Council Meeting Minutes of March 03, 2010 with noted corrections and the Regular Council Meeting Minutes of March 11, 2010 with noted corrections was made by Councilmember Bagley and seconded by Councilmember Willmore. All council members were in favor. Motion passed 5-0.

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

**PWS Butigan** reported the cyclone rake has been received and they are just waiting for things to dry up enough to start using it. The railroad will be here next week to look at the rail road crossing. Mayor Thueson said a citizen was upset enough they called Channel 3 News. Mayor Thueson asked Councilmember Andersen to write a letter to the railroad about the two railroad crossings, with maybe a picture or two, and send it to the railroad. Andersen said he would follow up with the citizen and the railroad. Butigan said the Case loader has a crack in the top radiator tank and it's possible the water pump is going out on it. The cost to repair is unknown at this time. Butigan had no update on when the East Main sewer project will begin. The road on East Main hasn't yet been scheduled by H&K Contractors.

**Chief Smith** reported the 700 series radios are being installed and they should all be up and running fairly soon. They were working today. One patrol car needs street tires put on and snow tires removed. The city is getting the state bid pricing on the tires and will be receiving a very good price, as we can piggy back on to their bid. The Durango fender has been repaired as well as the wind shield for a total of about \$700. The regular maintenance on one patrol car for its 75,000 mile check is quoting over \$800 from the Ford Dealer in Rexburg. Mayor Thueson asked about getting a quote from a local repair shop. Councilmember Willmore said this should remain with a bid from a local repair shop. Councilmember Biorn said the car isn't under warranty. Councilmember Stoddard said when the vehicles were purchased they understood any warranty work would be done by the dealer, but everything else would be done by a local dealer or repair shop. Mayor Thueson instructed Councilmember Bagley to review the work needed by the police vehicle and to try and keep the work within the city. Smith said he and another officer attended a Domestic Violence Conference at BYU Idaho. Smith provided council with the 2009 crime report and the monthly crime summary. The Traffic Safety Commission had their first meeting last night. On the 8<sup>th</sup> of April, Karen Daws will present council with the commission's recommendation. Smith briefly reviewed the recommendation with council. Smith reported on the police department's staff meeting and asked about ordering air cards for the police officer's car computers. Smith reported the air cards have coverage in all areas. Bagley said public perception is if cars are parked out back while officers are inside working on their reports, they are not working. Now they can be in their cars out in the public view working on their reports. Stoddard asked if they need all four. They are looking at ordering three more. Smith will check into seeing if AT&T will provide the

service for free. Biorn said their concern was if they worked and if it improved an officer's performance. Smith said they do work and it does improve officers' performance. Bagley said this is in the budget. Mayor Thueson asked for Smith to negotiate with AT&T and then allow Bagley to review the budget and make the decision. Smith said the animal shelter should be finished today and the work looks real good. The COPS grant has been postponed until April. The DUI grant is finished. The next department meeting is April 6, 2010 at 4 p.m. and the Mayor is invited to attend. Smith said Tasers were discussed and since the purchase is over \$500 they would like to get Council approval for two more Tasers. Money is available in the budget for this purchase. Mayor Thueson said if it's budgeted then the decision is Bagley's. Bagley reported the department is seriously lacking in equipment and response gear, saying bullet proof vests should be rotated every five years. There should be ammo available so officers can practice to remain certified. Smith also would like to see the city's municipal code re-codified. Mayor Thueson would like to add codification to the Finance Committee's agenda.

**William Forsberg** reported Schiess & Associates need to do a correction plat for the Industrial Park. When first surveyed it was incorrect and they are two or three feet off in the interior lots and they will be coming to us with corrections which will need to be approved and recorded. There are four owners who will have to execute some deeds. Any costs to do this will be covered by Schiess & Associates. Forsberg reported he has been asked to draft a proposal to share the ownership of the airport with the county. It really takes more resources to maintain and grow the airport than what the city can provide on its own. Many users are county residents and by involving the county the city will have the county's resources and expertise in grant writing. The Mayor has expressed a concern that if the airport is no longer used as an airport, the land should come back to the city. The next Airport Board meeting is April 9<sup>th</sup> and the agreement will be on the agenda and any proposal will come before council. Mayor Thueson said there is a possibility of another agriculture commercial business and he would like to see some guidelines for agriculture commercial businesses at the airport. Councilmember Willmore said it will be on their agenda.

**Clerk Parkinson** reported on the new listing from Judy Hobbs on the Industrial Park. The summary for cloud seeding was presented to council. The city was not chosen for the annual Arbor Day Grant. Grant applications were chosen by lottery drawing. Seventy four applications were received and there were only sufficient funds for 40. The next Finance Committee meeting is Monday, April, 12, 2010 at 5:30 p.m. A letter of intent was written and sent to Rocky Mountain Power to have them come to the city and review our lights in the city building, the waste water treatment plant, the shop and the old Search and Rescue building, to see if the city could save by replacing the lights. A contractor came and did the review and so now the city is waiting for a letter on cost savings. A report will be made once all the information is received. Parkinson also provided council with the monthly fund summary.

**Councilmember Willmore** reviewed the sewer flows with the Department of Juvenile Corrections (JCC) and the infiltration into the sewer system. A letter was written and will be sent to JCC to try and determine where the infiltration is and request they repair their lines in order to keep costs down. PWS Butigan said JCC is already working on the problem. Willmore also reported on meeting with Schiess and Associates and staff to review the preliminary design plans for the Phase III Waste Water project. It was very

informational and he learned staff is very knowledgeable about all the lines within the city. The airport board meeting has been changed to April 9, 2010, 7 p.m. The board has requested for drafting a commercial ordinance and having Attorney Forsberg present. The airport board is looking at getting natural gas into the airport as many hangar owners are requesting it. Butigan said they are waiting to look into renting a crack sealer to finish the work at the airport, hopefully by mid April. Willmore said there are some lights needing repair and requested Butigan to check them out.

**Councilmember Stoddard** had nothing to report.

**Councilmember Biorn** reported at the last meeting the quarterly bill from the fire department's volunteers was approved for payment. Invoices have been sent in for the next quarter and total a little over \$300. Biorn approved this payment to the volunteers.

**Councilmember Andersen** reported attending the last High Country RC&D meeting. The city sponsored the Mountain Man Statue and RC&D found it a very favorable project and their plan is to help by pursuing grant applications for the city. Andersen said RC&D works with the county on weed control and infestation control in our lakes and streams. They look at anything which may benefit the cities or counties. Andersen reviewed the cloud seeding report and how seeding the clouds help to recharge the aquifer.

**Councilmember Bagley** reported the Chamber of Commerce is still working hard on the flowers and fund raising is on going. Upcoming events are the Fisherman's Breakfast, Farmer's Market, Poetry Welcome, Easter Egg Hunt and Junior Miss. Bagley reported on attending the Transportation meeting and Karen Daw will be presenting at the next meeting. The door tagging of businesses by the police department has been well received. There have been a number of incidents at the local bars, possibly involving minors and the police department is working hard checking those businesses. Bagley said they have spoken with Principal DelRay Davenport and he has invited police officers to have lunch with the children. This will be a positive interaction with the children. April 1<sup>st</sup> starts the Aggressive Driving Grant. Bagley says summer will be a busy time for the police department and with limited personnel they will be very busy trying to cover all the events and their regular shifts. Council members discussed what authorization the city may have in licensing bar owners in regards to ongoing issues at the bar. Attorney Forsberg said he is currently reviewing some of the alcohol licensing in the city's municipal code and council may, after review, look in to how far the city can regulate the business conduct of the bar owners.

**Councilmember Biorn** said last year there was an issue at the Sand Bar and the Sand Bar Safety Committee talked about educating the public and the students from BYU Idaho. Biorn thought now would be a good time to begin some sort of public relations in regards to the Sand Bar and the Sand Dunes. Councilmember Bagley suggested a council member asked to be placed on the Local Emergency Planning Committee (LEPC) agenda. They meet the first Wednesday of the month at Madison County and is well attended by many different groups and individuals. Councilmember Stoddard will follow-up with LEPC and try to attend their next meeting.

**Mayor Thueson** asked the council members to take advantage of the monthly newsletter. If there is something they would like to report on and get out to the public, the newsletter is

a good way to provide information to the citizens. Mayor Thueson reported looking up the census numbers for St. Anthony and currently they are low at 40% compared to Sugar City at 63% and Ashton at 42%. Mayor reminded everyone to complete their census forms.

There being no further business to come before the Council the meeting was adjourned at 9:25 p.m. by Mayor Thueson.

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Neils Thueson, Mayor

Attest:

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Patty Unruh Parkinson, City Clerk-Treasurer