

*CITY OF ST. ANTHONY
REGULAR COUNCIL MEETING MINUTES*

January 13, 2011, 7:00 p.m.

420 NORTH BRIDGE, SUITE A, ST. ANTHONY, ID, CITY COUNCIL CHAMBERS

PRESENT: Council Members Rod Willmore, Woody Andersen, Bryant Biorn, Suzanne Bagley and Bryan Stoddard.

ABSENT: Mayor Neils Thueson and Council Member Elva Powell

ALSO PRESENT: Public Works Superintendent (PWS) Scott Butigan, Police Chief Jim Smith, City Clerk Patty Parkinson, City Attorney Bill Forsberg and approximately 10 interested citizens.

The meeting was called to order by Council President Andersen at 7:00 p.m.

PLEDGE OF ALLEGIANCE was led by Chief of Police Jim Smith.

GENERAL BUSINESS

Parks & Recreation Report (Richard Law) – Chair of the Parks & Recreation Committee Richard Law reported on the progress of the upcoming First Annual Winter Carnival scheduled for February 5. Law reported on some of the events, including sledding and tubing at Jaycee Park, an Arctic Kick Ball event, a Blizzard Volleyball event and Nordic Miniature Golf. The trails will be groomed on the Greenway for cross country skiing. Hot Chocolate will be offered free of charge along with additional items to purchase. Businesses have been contacted to participate along with the Chamber of Commerce. Law said the Parks & Recreation Committee will be meeting immediately following his presentation. Councilmember Stoddard asked about Emergency Medical Services and police being available for emergencies. Chief Smith said they will be available. Stoddard said he has authorized Law to purchase the hot chocolate from the parks budget and asked if council had any objections. There were no objections.

Council President Woody Andersen excused the Parks & Recreation Committee and then explained Mayor Thueson was on vacation and Councilmember Powell was absent due to the passing of her mother, Valeen Turner. Andersen also expressed his condolences on the recent passing of prior Mayor Garth Rose and Valeen Turner. Andersen said he was grateful to have worked with Rose through the years and said his heart goes out to the Rose family and the Turner family.

Auditor's Report – Annual Audit – Rudd & Company, Scott Bond – Council President Andersen introduced Scott Bond of Rudd & Company. Bond handed out the Financial Report to each council member and explained the annual audit and reviewed with council their audit report and financial statements for the City of St. Anthony. This is an unqualified opinion or a clean opinion on the books of the city this year. Bond reviewed the major funds and indicated the improvement in the fund balances from last year. Bond explained the fund balance for the general fund increased from \$36,000 to \$177,000. He said this is by no means an excess and is still far from the recommended fund ending balance of two to three months worth of budgeted expenditures. The road and street fund also improved its fund balance. Bond then reviewed the enterprise or utility funds, water, waste water and

sanitation funds. Each fund increased in fund balance by a small amount, \$71,000 in water fund, \$93,000 in waste water fund and \$22,000 in sanitation fund. Bond then reviewed the footnotes, regarding the funds that ended in a deficit, the Wastewater Phase III fund and the DARE fund. Reasons for this are the Wastewater Phase III was a new fund not budgeted for and the DARE fund were expenses not budgeted. Bond said these were nothing that concerned him as an auditor. Four funds ended in a deficit, the Police Grants Fund, the EDA Fund, the East Main ARRA Fund and the Wastewater Phase III Fund. Bond said during the upcoming year all of these funds should be receiving revenues that would take care of these deficits and council can review with the upcoming budget year for corrections. Bond also briefly reviewed the special revenue and capital project funds, i.e. airport fund and capital project funds. Bond said last year was a difficult year for the city, cuts were made and it was his opinion the city is more fiscally responsible this year and the systems of the city are running pretty good. The city is in a healthier financial position this year, compared to last and going in the right direction. After some questions from council, which were satisfactorily answered, a motion to accept the annual audit was made by Councilmember Biorn and seconded by Councilmember Bagley. All council members present were in favor. Motion passed 5-0.

Attorney Forsberg was scheduled to leave and so Council President Andersen asked for his report prior to continuing on to general business. Attorney Forsberg updated council on the Fairpoint bankruptcy case. It is pending and the Phase II confirmation hearing requiring a claim will need to be filed before March 18th. Also, Forsberg wanted to let council know about the AIC meeting in Boise on January 27, 2011 and said it is important council participate in the meetings with the elected representatives and state officials and how legislation may affect our city. Council President Andersen said the council may consider canceling the next council meeting or changing the date if too many members of council wish to attend.

Fire Buildings discussion of no meter and metered services charges (Parkinson) – Clerk Parkinson reported the discovery that the fire house owned by the South Fremont Fire District does not have a water meter and services have never been accessed or metered. This was discovered when the Fire District purchased the Weed Building from Fremont County. A water meter will be installed in the spring as soon as weather permits, however, council needs to decide if they want to charge anything for services before then or at all, since in the past the city has never charged for these services for the fire department. Parkinson reminded council the city charges the school district for their water, sewer and sanitation services. Parkinson said if the city chooses not to charge for water, sewer and sanitation, then the city residents will pay more than county residents in the same district. Councilmember Andersen asked if this is something to be addressed by a committee or in a council meeting. Councilmember Biorn thought council should discuss now. Biorn said many are under the impression the city does not charge Fremont County for their services; however, there is an agreement between the county and the city to exchange landfill needs for water, sewer and sanitation. This exchange between the city and the county is monetarily equal. Biorn said if the city chooses to waive the fees for services then the city residents will be paying the Fire District's entire bill and would not be equally shared by everyone in the district. Biorn thought it only fair to charge the Fire District accordingly so the district can tax equally to each district member. Councilmember Andersen said there is one building with a meter and it should be charged the same as any other business in town. They also have one building that has no meter and it was suggested the city at least charge for the bond portion

of the payment for water and sewer until a meter is placed there and the current rate for sanitation. The city will pay for the hook ups for the meter. A motion to begin charging the South Fremont Fire District for services at the reduced "bond" or unoccupied rate and for sanitation service as described by Andersen was made by Councilmember Willmore and seconded by Councilmember Stoddard. All council members present were in favor. Motion passed 5-0. Andersen instructed Clerk Parkinson to begin billing accordingly.

Confirmation of Appointments to Planning & Zoning Committee, Karolyn Clark and Neil Kunz – A motion to confirm Mayor Thueson's appointments of Karolyn Clark and Neil Kunz to the Planning & Zoning Committee as board members was made by Councilmember Stoddard and seconded by Councilmember Willmore. All council members present were in favor. Motion passed 5-0.

Discussion of Tobacco use in city parks – Attorney Forsberg recalled at the last staff meeting Mayor Thueson would like council to take this item up for discussion. Forsberg reported it was Mayor Thueson's impression there were two parks, the Sandbar Park and the Skate Park where tobacco use was suggested to be banned. Councilmember Biorn would like to add the Ball Parks, as they are frequently used by youth. Councilmember Stoddard wanted to review the two suggested ordinances before discussing any further. Councilmember Andersen asked Clerk Parkinson to add this topic to the first meeting in February and to include the suggested ordinances. Andersen tabled this topic to the first meeting in February.

Ordinance Change for Delinquent Water Accounts (Parkinson) – Clerk Parkinson introduced the change in section 13.16.030 F. 2. of the city code relating to when a late fee can be charged to a delinquent account. The city's practice is to charge a late fee after the posted due date on the account. Billings sent to customers indicate the payment is due on or before the 20th of each month after which a late fee of \$6.00 may be assessed. Parkinson reported the city's code is not accurately reflecting the current practice. Following a short discussion a motion to suspend the reading of Ordinance 2011-1 on three different days and that the ordinance be read by title only once was made by Councilmember Stoddard and seconded by Councilmember Biorn. A roll call vote followed: Councilmembers Willmore, yes; Stoddard, yes; Biorn, yes; Andersen, yes; and Bagley, yes. Motion passed 5-0. Biorn read the Ordinance 2011-1 by title only. A motion to accept Ordinance No. 2011-1, amending section 13.16.030 F. 2. of the St. Anthony City Municipal Code; to permit the assessment of late charges when an account becomes delinquent and establishing the effective date thereof, was made by Biorn and seconded by Councilmember Willmore. A roll call vote followed: Councilmembers Willmore, yes; Stoddard, yes; Biorn, yes; Andersen, yes; and Bagley, yes. Motion passed 5-0.

Catering Permit – Mule Deer Banquet – Star Bar (Parkinson) – Clerk Parkinson presented council with a requested catering permit from Gaylene Blair, representative of the Star Bar, for the Annual Mule Deer Foundation Banquet to be held March 12, 2011 from 4 p.m. to 1 a.m. at the National Guard Armory. Council President Andersen asked the Chief of Police if he had any input before a motion. Chief Smith said there were no concerns or opposition. A motion to approve the catering permit as presented to council for the Star Bar was made by Councilmember Biorn and seconded by Councilmember Bagley. All council members present were in favor. Motion passed 5-0.

INVOICES & CLAIMS - Payment Approval Reports were presented to Council. After several questions, which were satisfactorily answered by staff, a motion to pay the invoices and claims was made by Councilmember Willmore and seconded by Councilmember Biorn. All council members present were in favor. Motion passed 5-0.

MINUTES – Special and Regular Council Meeting Minutes of December 09, 2010 were presented to Council. A motion to accept the Special and Regular Council Meeting Minutes of December 09, 2010 was made by Councilmember Biorn and seconded by Councilmember Bagley. All council members present were in favor. Motion passed 5-0.

DEPARTMENT, COUNCIL & MAYOR REPORTS

Police Chief Jim Smith reported on the DUI Grant and enforcement issues. Smith said they are still waiting for the date an officer will be gone for training for the Air National Guard. The E Tickets Program has been pushed back to February and the police department will need to discuss with Councilmember Bagley what the long term funding implications of the grant will be for the city. Councilmember Biorn asked about an accident in front of Parts Service. Chief said there was an accident with a vehicle flipped over and the department is waiting for test results to determine if the driver was under the influence. Councilmember Stoddard said the Police Grants Fund needs to be reviewed and confirmed with Clerk Parkinson that funds are being received for all expenditures. Chief Smith said he is waiting for Officer Brokens to return to duty for him to work on it. Stoddard said it needs to be tracked down as it is a fund in a deficit.

PWS Butigan reported talking to Jared Ball about building an airport hangar out at the airport. He is interested in power, sewer and water. Councilmember Willmore said the expense is something the city can not afford at this time. Butigan said a septic tank could be done and water could be extended from Red Baron. Power is the biggest issue. Willmore said there is a development plan in progress and hopes this gets done before spring. Butigan thought Ball wants these facts before building a hangar and spring may be too late. Council discussed the issues associated with the costs of power and a sewer line into the existing hangars. Butigan said the power boxes need to be upgraded at the shop due to the problems they are having with equipment. There is an estimate of \$2500 to upgrade the boxes. One of the door openers needs to be changed out. Councilmember Andersen said bids need to be done. Butigan reported they continue to be busy moving snow. There shouldn't be any issues with moving snow for the Winter Carnival. Councilmember Biorn said they are doing a great job in snow removal. Biorn said he has had contact with an insurance company and some citizens about the length of time piles are in the center of Bridge Street. Biorn said he thought the plan for that was to plow one night and then move the piles the next night. However, he hasn't really seen that happening. Butigan said if this was concerning the issue where there was a wreck; the piles were there for one day on that instance. Council discussed the piles in the center of the road. After some discussion council asked if Butigan can attempt to move the piles of snow from the center as much as possible the next night or no longer than three days. Butigan said they will plow the center piles the next night. He said it takes on average, depending on snowfall, 10 hours to plow the streets. Council talked about contracting additional help. Councilmember Andersen asked if Butigan has spoken to the county (Marla Vik). Butigan said he has and he will again talk to the county (Marla Vik) and will make every attempt to move the piles of snow the next night. Andersen said it is a stretch to get the piles moved the next night and council needs to

remember when they agreed to change the budget and cut back on staff how it will affect services to the residents. One thing council can do is educate the public on how the budget affects services.

Clerk Parkinson provided council with the year end quarterly financial statements and the monthly fund summaries updating council on all the city's funds since the audit. Parkinson also reminded council of the upcoming City Official's Day at the capitol on Thursday, January 27. She reminded council Mayor Thueson is planning on attending. Parkinson also provided council with the cloud seeding report from High Country RC&D. Minutes to the last Finance Committee Meeting were also provided to council. A proposal from Kurt Hibbert was also provided regarding training to members of the city's Planning and Zoning Committee and council members. Councilmember Stoddard said the Planning and Zoning Committee is also looking at hiring Josh Chase from Fremont County's Planning and Zoning for some training. A proposal will be presented to council for their approval for training. Councilmember Biorn asked about the city's investments. Parkinson reported the city has invested into callable bonds with Key Services and after council's approval the bonds invested were at a slightly higher rate than originally estimated.

Councilmember Bagley reported on attending the most recent Chamber of Commerce meeting and they are excited about the upcoming year and the number of businesses involved in the Chamber. They plan on working with the new businesses that have come into town, the bowling alley, the pizza place and two new shops downtown. The date hasn't been set yet for the Chamber Banquet, but it should be sometime the end of February or the first of March.

Councilmember Willmore reported on the airport and how well it's being plowed out. The fence will be finished once the snow clears out. We are still waiting for the grant money to come in. Annual hangar lease notices have gone out and about half have paid. They have until the end of January.

Councilmember Stoddard reported on speaking with Evan Tibbitts, Chair of Planning and Zoning Committee, and they would like to pursue updating the comprehensive plan and the City's area of impact. Stoddard said this may be an issue that will come up in the year ahead. It has been suggested that our planning and zoning meet with the county to continue discussions. Stoddard said he was excited about the Roxy opening and is pleased with council's decision to sell the Roxy. There was a movie held last week and Stoddard attended. There were a lot of youth at the movie and it has a nice sound system. Some cosmetic things still need to be done and he hoped the citizens will continue to support the local businesses.

Councilmember Biorn reported on how nice it is to see the City of St. Anthony in the local newspaper for positive things. He said he really appreciates all the effort the city council, Mayor, city police and city crews do and their effort in making the city a positive place to live.

Councilmember Andersen attended the Utah Power and Light meeting and he said there are some monies available. He said when Scott and the Mayor meet with Glen Pond they should ask about any grants that might help for putting power out at the airport. There might be a hazardous grant for power generation for the city building for emergency power. There is a cost benefit analysis that needs to be done before applying for the grant. That grant

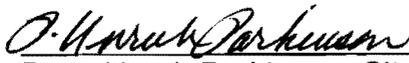
becomes available to work on in June and may need some assistance from an engineer. There is some hope for this building; however it may not cover the pump. Andersen asked how many council members would be attending the January 27th meeting in Boise. Many members didn't think they would be going and so there should be a quorum. Andersen didn't think it would be necessary to change the next council meeting date.

There being no further business to come before the Council the meeting was adjourned at approximately 8:45 p.m. by Council President Andersen.



Neils Thueson, Mayor

Attest:



Patty Unruh Parkinson, City Clerk-Treasurer

