

CITY OF ST. ANTHONY
REGULAR COUNCIL MEETING MINUTES
MAY 10, 2012, 7:00 p.m.

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

PRESENT: Mayor Neils Thueson, Council Members Suzanne Bagley, Bryant Biorn, Tom Erickson, Rick Hill (arrived at 7:09), Russ Rubert and Rod Willmore.

ALSO PRESENT: Public Works Superintendent Scott Butigan, City Attorney Bill Forsberg, City Clerk-Treasurer Patty Parkinson, Police Chief Jim Smith and approximately 14 citizens.

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

PLEDGE OF ALLEGIANCE was led by City Attorney Forsberg.

GENERAL BUSINESS

The items underlined and italicized were added to the agenda with a motion by Councilmember Biorn and seconded by Councilmember Rubert. All councilmembers present were in favor. Motion passed 5-0.

Request from Owner Sid Keller, Mill Iron Staple Leather Company for a letter to ATF Agency regarding his application to buy and sell firearms at 505 S Bridge St. – Attorney Forsberg said Keller needs a letter from the city indicating the sale of firearms is not violating any of the city's zoning regulations. A motion to authorize staff to provide a letter to Mill Iron Staple Leather Company indicating the sale of firearms is not violating any of the city's zoning regulations was made by Councilmember Willmore and seconded by Councilmember Rubert. All council members present were in favor. Motion passed 5-0.

Councilmember Hill arrived.

Request from Daniel Moldenhauer regarding old JCPenny Building and changes to the back parking lot – Daniel Moldenhauer owner of the old JCPenny Building addressed the council regarding changes he would like to make to the city parking lot behind the building. Moldenhauer said he owns the ACE Hardware store in Rexburg and this will be a sister store in St. Anthony. Moldenhauer said he is making some modifications to the building including an awning off the back. He said the back door is dangerous and for safety issues he wants to create an area in the back of the building for an entrance and is requesting to move the alley further into the parking lot so cars cannot drive so close to the back of the buildings. Mayor Thueson asked if his business will be paying for these changes. Josh Norman, owner of the Roxy Theater, said he would like to join with the city to do that. Norman said it should be easy to cut out the entrances there going into the alley and to establish the east entrances as the main ones. Norman said as the owner of the Roxy he would like to move the garbage bin to a different place and build a fence around the bins. Norman said he would pay for a fence for the dumpsters. Councilmember Biorn asked PWS Butigan about the utilities in the alley. Butigan said the main sewer line is under the alley. Anything built over the alley would be torn out if the city needs to get in and maintain the sewer at the cost of the owner. Thueson thought other alternatives need to be reviewed and discussed, whether they be

striping, signing or speed bumps. Moldenhauer said the back entrance will be where most of his customers will enter and he wants to make it look like a park with a planter of flowers. Norman said he does plan on trying to flip the entrance to the Roxy from the front to the back. When good movies show there are usually some issues with parking on Bridge Street and other businesses don't like this. Moldenhauer asked about tying into the city's drain as there is a low spot in the parking lot. Butigan said there shouldn't be a problem with doing that as long as it doesn't cost anything to the city. Moldenhauer wanted to know about tying into the sewer system. Butigan said they can not drain clean water into the sewer system. Biorn would like to see a drawing of all the changes Moldenhauer is proposing and table it until a later agenda to obtain public comment. Councilmember Rubert asked about C&C Supply and their ACE affiliation. Attorney Forsberg said that has no bearing on the discussion before council. Councilmember Erickson said he thought changing the parking lot is a great idea. The council just needs to see more of what the plans are before any decision can be made, especially if they are asking for any help from the city. Norman said he doesn't want to close the alley down, just close the alley to vehicle traffic and make it a pedestrian only alley. Norman said the back of the alley is ghetto and trashy and it is his hope the city will help them make good things happen as they go forward. Councilmember Hill said he would like to hear back from the other businesses especially since it's a late item on the agenda. Hill said the city needs to be timely and give people a chance to comment on it. Forsberg advised council before spending public money on private enterprise the public needs to have input. Thueson said the decision is whether or not to make this into a different kind of alley or not. One idea is to seal off the entrances to the alley and change the approaches to the have entrances only in the east. Biorn said if the city is not going to spend any money then they should be able to proceed. A motion to declare the alley a pedestrian alley and block the entrances was made by Biorn. There was no second. The motion died for lack of a second. A motion to table this item to the next council meeting was made by Erickson and seconded by Councilmember Rubert. All council members were in favor. Motion passed 6-0.

Fremont/Madison Irrigation District Committee Proposal Request for Assistance – Dale Swenson from the Fremont Madison Irrigation District said the Eastern Idaho Water Rights Coalition is concerned with the way the aquifer is being used. A modeling committee, the Eastern Snake Hydrologic Modeling Committee, has been primarily attended by representatives with experts from Rocky Mountain Power and surface irrigators from the Magic Valley. The Eastern Idaho Water Rights Coalition would like representation from our part of the state in order to be more balanced. The interests of the Eastern Idaho Water Rights Coalition are different from Idaho Power and Magic Valley. Because of this, Fremont Madison Irrigation District started working with a consulting firm (Rocky Mountain Environmental) and hired a hydrologist, Bryce Contour, who understands how this model works. An expert is needed at these meetings to be considered as having valid input. So Bryce Contour attends the meetings to review the documents and give valid technical input to the modeling committee. This takes money. The City of St. Anthony is a member of the Easter Idaho Water Rights Coalition and they are asking the members for a donation towards this expert hydrologist. It amounts to \$250 per year for cities with populations less than 5,000. Mayor Thueson asked how important this is and how it affects the city? The city has water rights but the south well is from 1967 and is junior to all water rights in the Magic Valley and so it is important to try and protect these water rights. This is something that would help protect those rights. Councilmember Biorn asked if there is any proposed or current legislation to exempt municipalities. Swenson said there is no legislation pending or current

to possibly exempt municipalities. Attorney Forsberg said it is all based on time and there is no process for municipalities and may require a state constitutional amendment for any changes. The rights from the Sandbar Well were transferred to the new well and are around the turn of the century. Forsberg said if it became necessary all or part of it could be transferred to the South Side Well. Councilmember Erickson asked if this would be an ongoing donation. Swenson said yes. Thueson said it would be the only representation the city would have. A motion to donate to the Eastern Idaho Water Rights Coalition \$250 for the Eastern Snake Hydrologic Modeling Committee Proposal was made by Councilmember Willmore and seconded by Councilmember Bagley. All council members present were in favor. Motion passed 6-0.

Discussion of Adopting a new Ordinance/Resolution for Charging a Fee for Hangars Hooking Up to Electricity at Stanford Airport – Councilmember Willmore said the total amount needed for getting electricity to the hangars at the Stanford Airport will not be totally recovered with hook up fees. There is one hangar already started out there and they will be hooked up. The Finance Committee is recommending a hook up fee of \$250 per hook up to electricity. Mayor Thueson asked for Attorney Forsberg to draft an ordinance and/or resolution for this proposed fee. Once drafted a public hearing will be held.

PUBLIC COMMENT Mayor Thueson opened the floor for public comment.

Mindy Jensen, a student at BUYI in the social work program, said she is part of a group that needs to identify a community to research and address the problems of the youth. Her group has chosen the City of St. Anthony and she is here to get input from the council. Chief Smith said there is a drug problem with things like spice and issues of what youth do with their time, including problems at the Skate Park and Sandbar Park. There is no D.A.R.E. program in the schools anymore. Jensen said one concern is there is nothing to do after school from the hours of three to five. Councilmember Bagley said there is an underage drinking problem and too many adults supplying it. Jensen asked about an education program, like a life skills class, to help kids make good choices. Jensen also said cyber bullying is a big issue at the Junior High and kids are having difficulty communicating face to face and don't know how to work out their problems. Mayor Thueson said parents need this awareness program. Councilmember Rubert said drug education and parents need to be involved to some degree. Jensen said they are excited about working on this and her group of five, if they come up with plan, will be back to let them know what the plan will be.

There being no further public comment Mayor Thueson closed the floor.

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 Bagley and seconded by Councilmember Rubert. All council members present were in favor. Motion passed 6-0.

MINUTES – Regular Council Meeting Minutes of April 26, 2012 were presented to council. A motion to accept the Regular Council Meeting Minutes of April 26, 2012 was made by Councilmember Bagley and seconded by Councilmember Erickson. All council members present were in favor. Motion passed 6-0.

DEPARTMENT, COUNCIL & MAYOR REPORTS

Police Chief Smith reported he has a quote on a computer. The old desktop died and it was the one tied into the new camera system and is also a backup for every officer. It is also the computer used to scan and it needs to be replaced for \$816.99. Councilmember Rubert said in addition there may be a need to increase the capacity of the hard drive.

Councilmember Biorn said they can easily add more capacity for about \$100. Rubert asked Smith to find out what the extra costs would be. Thueson said as long as it is in the budget, then to go ahead and purchase. The item regarding chickens on the Planning and Zoning Commission's agenda was postponed as there wasn't a quorum at the last meeting. The department will be working a seatbelt mobilization around the 22nd. The camera system is still waiting for the second camera and may be in by next week. The river is currently below flood stage at six feet and they will continue to monitor. The new no texting while driving law begins July 1. The police incident summary was also provided to council.

PWS Butigan reported the airport is all crack sealed and Clinger Construction is going to put on the slurry seal or seal coat sometime in June. He will also paint all the numbers and stripes just on the runway as that is all the grant money will pay. Crack sealing on the streets is going on and so far crews have completed from the Armory to the Catholic Church. The goal is to do First from end to end, Second from end to end, with chip seal then finish up the section on Fourth then Fourth out to Radio Road. Mayor Thueson said rather than chip seal we just need something to keep the water out of the roads, then maybe next year try the black sealer to see if it works. Crews are doing that at the airport and the city building parking lot. This could just about double the road miles being sealed. Councilmember Erickson asked if it will hold up okay. Butigan said it should hold up to three to five years. The main thing is to seal the road, not necessarily build the road up, keeping the water from penetrating the asphalt. The parking lot will be a good test and then we'll see how it holds up this first year. Butigan also reported all the doors are in at the shop. Crews are also cutting boards for the Greenway and have hauled it out to the spots where the volunteers can work on them Saturday, May 19th. Thueson said he, Butigan, Erickson, Chandler and Hill went down to the Greenway on the North side to show them what will be done with the pressure treated lumber, to build bridges across the water on the walkway.

Attorney Forsberg had nothing to report.

Clerk Parkinson reminded everyone the Greenway Clean Up will be Saturday, May 19, 2012 beginning at 9:00 a.m. Everyone should meet under the Exxon sign. Parkinson said she is working with Caselle on the upgrade of the city's accounting software. They are willing to split the cost of the software purchase into two fiscal years and reduce it by \$2000 to a total of \$20,000 if we order now. The city will then be placed on the list of upgrades and should be upgraded around November. If the city does it this way the cost to each fund would be within this year and next year's budget. Council agreed it needs to be done and after reviewing the possibility of changing to another software company, Caselle was still the lowest priced. Parkinson also reported hiring a new part time clerk. Her name is Kathy Lehmann and she is scheduled to start Tuesday, May 15, 2012. There is a Finance Committee Meeting Monday, May 14, 2012 and a Planning and Zoning Committee Meeting Wednesday, May 16, 2012. Parkinson also reported the city received the five percent discount on their ICRMP insurance rates due to all the employees and council members completing all the Risk Management Courses. Parkinson also provided council with the

Fund Summary Report ending April 30, 2012.

Councilmember Willmore reported the only request he has is to figure out some way to clean up the fence along the airport. Councilmember Biorn suggested the Midnight Muscle Car Club might want to help clean up there. Willmore said the airport is getting used, including a jet being parked there the last couple of days.

Councilmember Hill apologized for being late as he was at the school board meeting. He said he encourages everyone to vote. He also thanked the city crew for the work on the Sandbar Park. He said it looks good. He also said the maintenance on the shop and the new doors look good.

Councilmember Biorn reported the water department is doing an analysis on the pumps and the meter readings. Biorn said some issues have been recognized. The bugs are getting worked out on last month and this month meter reads. Eventually, this information will go into the analysis program Biorn is working on. The overall goal is to compare the usage from the meters to the pumps.

Councilmember Erickson had nothing to report.

Councilmember Bagley had nothing to report.

Councilmember Rubert had nothing to report.

Mayor Thueson had nothing to report.

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


Nels Thueson, Mayor

Attest:


Patty Unruh Parkinson, City Clerk-Treasurer

