

CITY OF ST. ANTHONY
REGULAR COUNCIL MEETING MINUTES
NOVEMBER 8, 2012, 7:00 p.m.
420 NORTH BRIDGE, SUITE A, ST. ANTHONY, ID, CITY COUNCIL CHAMBERS

PRESENT: Mayor Neils Thueson, Council Members Suzanne Bagley, Tom Erickson, Lisa Haeberle, Rick Hill, 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 10 citizens.

Mayor Thueson called the meeting to order.

PLEDGE OF ALLEGIENCE was led by Attorney Forsberg.

GENERAL BUSINESS

Bond Refinance Ordinances 2012-6 and 2012-7/Stephanie Bonnie from Idaho Bond Bank – Stephanie Bonnie, Attorney with the Idaho Bond Bank, presented to the city the two ordinances required for refunding or refinancing the city's existing water and two sewer bonds. These ordinances authorize the sale of the bonds. The bond will go out to market November 28, 2012. The City of St. Anthony is combining with other cities and are utilizing the Idaho Bond Bank to provide the city with new bonds replacing the old bonds with lower interest rates. Bonnie went through each ordinance beginning with the water bond ordinance explaining each section in summary. Following some questions from council, which were satisfactorily answered by Bonnie, a motion to suspend the reading of Ordinance Number 2012-6 on three different days and that the ordinance be read by title only once was made by Councilmember Willmore and seconded by Councilmember Rubert. There was no discussion. A roll call vote followed with Rubert, yes; Bagley, yes; Erickson, yes; Haeberle, yes; Hill, yes; and Willmore, yes. Motion passed 6-0. Bonnie read Ordinance Number 2012-6 by title only, an ordinance for the purpose of refunding the city's water bond. A motion to adopt Ordinance number 2012-6 was made by Erickson and seconded by Rubert. A roll call vote followed with Rubert, yes; Bagley, yes; Erickson, yes; Haeberle, yes; Hill, yes; and Willmore, yes. Motion passed 6-0. Bonnie then continued with Ordinance Number 2012-7 the sewer bond ordinance explaining each section in summary. A motion to suspend the reading of Ordinance Number 2012-7 on three different days and that the ordinance be read by title only once was made by Willmore and seconded by Rubert. There was no discussion. A roll call vote followed with Rubert, yes; Bagley, yes; Erickson, yes; Haeberle, yes; Hill, yes; and Willmore, yes. Motion passed 6-0. Bonnie read Ordinance Number 2012-7 by title only, an ordinance for the purpose of refunding the city's sewer bonds. A motion to adopt Ordinance number 2012-7 was made by Hill and seconded by Bagley. A roll call vote followed with Rubert, yes; Bagley, yes; Erickson, yes; Haeberle, yes; Hill, yes; and Willmore, yes. Motion passed 6-0. The summary ordinances will be published.

Discussion and Report on III-A Trust and Options for Employee Health/Vision Insurance/Parkinson/Forsberg – Attorney Forsberg requested Stephanie Bonnie to stay to answer some questions council may have regarding the city's membership in III-A (Idaho Interagency Insurance Association). Forsberg explained to council how the III-A has had some start up pains and as a result there has been some talk of dissolving. The increase in

the rates the city will have in January isn't much in excess of what the city had originally planned on. It is pretty much the rates Blue Shield was providing for the city about a year ago. However, III-A has asked all of its members to weigh in on the subject of whether the cities would like to continue with the self-insurance that is the purpose of III-A. III-A is expecting a response from the city by November 20th. Bonnie is instrumental in the formation of III-A and currently acts as their attorney and has attended most if not all of the meetings since the formation of III-A. Bonnie has since withdrawn her representation and turned it over to a partner, simply because it's more than she can handle at this time. Forsberg thought it would be good for her to stay and join in any discussion the council may have. Clerk Parkinson explained the city's participation and summarized the costs of insurance and joining III-A. Starting in October the city was no longer "age-banded" and each employee's monthly insurance rate is set to \$409.15. This is a change from September when the average cost per employee was \$570.93. The current rate of 409.15 will go up 36% starting in January, but is still less than what the city was paying on average per employee. This is because the city is no longer age banded. Parkinson said she has spoken to Rod Chandler, a local insurance agent and city's current insurance broker, and he said he has seen averages over the last year on small groups increase anywhere from 14% to 16%. Parkinson's recommendation is to continue with III-A, accepting the increases, and hope the III-A actuary is correct in accessing the group, believing the group had a bad first year. Things should level out over the next few years. Bonnie explained no matter who you are insured with every three to five years you are going to have a bad year. When III-A was started everyone was hoping the bad year wasn't going to be the first year and it was. There were a large number of fairly high claims which were not predicted by the actuary. Bonnie said the actuary is a fairly conservative actuary. When the III-A started with rates, everyone took the rates they had and they were never increased, even though other rates outside the membership were being increased. Most of these small cities did not have any "claim experience". You need about 100 employees to get claim experience. There were some unknowns regarding that. Additionally, there were some problems with the third party administrator, Meritain. Bonnies suspects Meritain may have underestimated the complexity of administrating a group this size with so many different plans. There are 39 members, each with a separate plan. Meritain is currently being audited to ensure the claims they paid are in fact accurate. The pool is supposed to take in a certain amount of money to pay for the predicted claims. Right now the predicted claims are being paid on the claim experience, which is not great. So what that means is, even if the actuary believes the claims will go down, III-A still needs to fund at the higher level next year. Bonnie hopes the pool is not an overly unhealthy pool. The decision is to see if they wait one more year to see if the claims stabilize and to see if the prediction is correct that this is just the bad year. Bonnie said Blue Cross' base line increase was 14.5% and then they can do increases on age-banded groups from there. Some cities experienced anywhere from a 15% to a 20% increase in rates. The hope is even if we have to fund at the higher rate for next year, if next year's claims come in where they have been in the last two to three months, then next year will be a very minimal increase. If III-A dissolves and based on the discussions of the board and consideration of the costs of getting out of it, eventually you have to continue the stop loss for a certain amount of time and pay the third party administrator for an additional six months as all those claims work through the system. There is a number of costs incurred even if III-A terminates. The vote on the III-A board was 9-3 in favor of continuing through the next year. Forsberg said what is before council tonight isn't a vote on whether the city is in or out; it is just a vote to state their preference to allow the decision makers on the board additional information on how the cities feel. Bonnie said to actually dissolve III-A would require the board to vote to

dissolve and then three fourths of the cities have to vote to dissolve. Mayor Thueson said it's like starting a new business, it always takes about five years to find out if it'll work or not. Council discussed and thought they need to wait and see what happens and not make any hasty decisions. A motion to put a letter together to III-A to show the city is in favor of continuing was made by Councilmember Rubert and seconded by Councilmember Willmore. All council members were in favor. Motion passed 6-0.

Eagle Scout Project Report – Reggie Law – Boy Scout Reggie Law reported on his Eagle Scout Project, which he is working on for the city, a plaque for the tank on Bridge Street. Law said the project was completed on Saturday. Law said he was unable to find any more specific information on the tank by following through on the serial number. So the plaque includes the general information regarding the type of tank and how it was used. The plaque is bronze and is placed on a stand in front of the tank. Holes were drilled by Theron Garrett and anchors were used to place the stand and plaque. Special bolts were used requiring a special bit so it cannot be unbolted without the special bit, so to deter vandalism. Councilmember Hill asked Law if he was able to gather up enough money to pay for the entire project. Law said they didn't quite get enough and were short about \$250. The plaque and the stand were more expensive than anticipated and he is still planning on some additional fund raising. Law said this will be the 10th anniversary for the tank to be in the city. Mayor Thueson thanked Law for his hard work on his Eagle Scout project.

Reconsideration of city ordinance to allow fowl, chickens, ducks/Heather Newman – Heather Newman, 806 W Main, said she would like council to reconsider the current city ordinance which is lacking for allowing fowl inside the city limits. Newman owns a number of ducks and she said she is willing to put a petition together to put a new ordinance into the city code allowing for fowl. Jim Hobbs, member of the City's Planning & Zoning Commission, explained the process they went through and how they came to a decision to recommend doing nothing to city council. Hobbs said the commission and Clerk Parkinson went through a lot of research to come up with the recommendation. Hobbs said they would be willing to look at it again, asking the fowl owners to provide something to Planning and Zoning, in order to make changes into the new ordinance currently under construction. Mayor Thueson asked Chief Smith how things are currently being enforced in regards to fowl. Smith said it is being enforced by complaint. In this particular instance, the ducks are receiving complaints as they are eating on the neighbor's garden and an additional complaint regarding the noise from the ducks. Newman said she didn't have a fence and has since fixed the fence. She said there is a puddle they like to go to. Thueson said they have received complaints. Councilmember Hill said he didn't know if there is a big enough problem to create another ordinance. Attorney Forsberg said Planning and Zoning's overall sense was if it isn't broke don't fix it and with every fix there was, gave rise for another issue. Thueson said the neighbors aren't here tonight to explain their position. Attorney Forsberg said there is an ordinance not allowing barn yard or non-conforming animals in the City of St. Anthony and it's been that way for 90 years. This law seems to be working. Planning and Zoning couldn't come up with a consensus after working on it for six months on what the new law should be. Every new law considered opened up a can of worms with a different constituency within the city. Councilmember Erickson said even if we have an ordinance it doesn't solve this problem. Councilmember Erickson said the complaints Newman is having won't change even with the addition of a fowl ordinance. Councilmember Bagley said she agrees with Erickson and these sort of things need to be taken care of with our neighbors. Councilmember Rubert said his feeling is there is a current ordinance in place being enforced. Councilmember Willmore

said he is not in favor of adding anything to the city's ordinances unless there is a majority of the population willing to change it. Thueson said there's been complaints with her ducks and Chief Smith will follow-up on the complaints and thanked Newman for coming. Newman thanked the Mayor and Council.

At this point in the meeting Attorney Forsberg asked to be excused for the pending birth of a grandchild. Mayor Thueson excused him.

Special Use Permit/Smokin' Deals Truck Parts discussion to revoke – PWS Butigan said the original request was to fence the entire property. A request to them was made to fence the north side of the property. Instead of a fence, they placed some storage units, which blocked the view. Since then, a privacy fence has been placed, however the storage containers remain. The containers need to be removed. Butigan explained what Smokin' Deals Truck Parts does. The front portion of the property is used for stripping down trucks and salvaging them. Following a short discussion among council, a motion to send a letter clarifying the containers be removed in the next 30 days after which a citation will be issued was made by Councilmember Erickson and seconded by Councilmember Rubert. All council members were in favor. Motion passed 6-0.

Deon Davenport request to add Tepee to Greenway – Deon Davenport said he would like to add tepee poles near the trapper monument on the Greenway. Davenport said he felt a bit sheepish, since the poles have already been placed and now he is asking for permission. Davenport said he thought something needed to be added to attract to the Mountain Man Monument. Flags, such as the state flag and US flag, were talked about by the Rotary along with lights to stimulate Greenway attendance. This was pursued, however, the cost of flag poles and lights were about \$2000 and the Rotary Club didn't have enough funds. During the dedication there was a tepee set up there and it received a lot of positive comments and so the idea to add the poles was done. Davenport said he really wants to draw attention to the Native American Culture and their part in the western fur trade. Davenport would like council to entertain leaving the tepee poles as they are with the understanding he would care for any upkeep or maintenance of the poles. Mayor Thueson said it did attract attention. Thueson said the right to give permission isn't the City's as much as it is the Bureau of Land Management's (BLM). Thueson said Davenport will need to contact BLM first to ensure it can be done and Thueson understands BLM has been contacted and they are looking in to it.

Letter of Engagement for Rudd & Company/City Auditors/Parkinson – Clerk Parkinson reported the city must sign a Letter of Engagement with the City's Auditors, Rudd & Company, in order for them to complete the annual audit. The letter is good for three years. Rudd & Company has been the City's auditors for probably around the last 30 years. The annual pricing has increased from \$12,525 to \$13,000. Parkinson has discussed with the Mayor if there should be a change in auditors, however Parkinson believes Rudd & Company has served the city well over the years. Councilmember Rubert said any price comparisons would probably be similar. Parkinson said she has received other quotes from auditors and they are within about \$1000 of each other. Mayor Thueson said he feels comfortable with our current auditors and recommends continuing with Rudd & Company. Thueson said he would be signing the Letter of Engagement. Council confirmed his decision.

PUBLIC COMMENT

Mayor Thueson opened the floor for public comment.

Jim Hobbs, Co-Chair of Planning and Zoning, reported on their last meeting. They are still working with Planner Joshua Chase and are moving along with the zoning ordinances. Hobbs is hopeful the public will become more involved, especially during the public hearings which will be held. Hobbs said he is very excited in seeing growth in the city seeing new businesses going up. One member, Jim Hunter, also attended a forum called "Complete Streets", providing a report on the importance of creating streets, pathways and sidewalks, considering all means of transportation and modes of travel.

INVOICES & CLAIMS - Payment Approval Reports were presented to Council. Following some 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 – Special and Regular Council Meeting Minutes of October 25, 2012 were presented to council. A motion to accept the Special and Regular Council Meeting Minutes of October 25, 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 attending the Local Emergency Planning Committee (LEPC) meeting in Ashton and talked about emergencies and generators. They are encouraging the city to have emergency generators so operations at city hall can still go on should there be a power outage. Smith provided council with the Police Summary showing there have been several animal complaints. The pound is very active with many dogs going into the pound; however, it has not been necessary to put any dogs down. The structure on the Matt Blanchard property is down and the snow fence is partly around the building. However, none of the debris has been moved. Council discussed giving him 30 days to clean up the property and those 30 days have since passed. Councilmember Willmore said he knows how hard it is to sometimes get things done when running a business. Mayor Thueson asked Chief Smith to make one more contact and give him until the December 13th council meeting.

PWS Butigan reported carpet is being laid in the city building. The hallway's been stripped and the coving needs done. They are supposed to be in tomorrow and Saturday to finish. Brandon Harris is replacing Marla Vik at Fremont County as the new Director of the Road and Bridge Department. Butigan discussed with them their need to hook up to city water for the transfer station. It will be at their expense and, once connected, the city will then maintain. They need to have a service which will provide them with 1400 gallons a minute. Right now it is uncertain where they will hook in at. Work crews will start repairs on the bridges in town. The walk bridge behind the fire department needs repairs as well as the bridge on Seventh by Matt's Custom Meats. The bridge behind the fire department supports the city's sewer line. The bridge by the city shop went down to a number two rating as the footings are being undermined. All of this information and the Bridge Reports have been forwarded to Paul Scoresby of Schiess and Associates to see if a grant can be obtained to replace the bridge. Butigan also reported on replacing the lights in the city building and the original estimate from Rocky Mountain Power is about \$17,000 and they would reimburse the city about \$8000. Since then, Butigan received a current estimate and it was around \$45,000. This is every

light in the building along with a motion sensor. Butigan will try to obtain other estimates. Rocky Mountain Power says there would be about a six year payback period. There would be about a 43% energy savings. Mayor Thueson thought the lights in the buildings were probably as old as the building, around 30 years old.

Clerk Parkinson provided council with an email letter addressed to the city. Parkinson reported she replied to the letter referring the writer to the Chamber of Commerce. Parkinson also provided council with the preliminary year end fund summary. This is a preliminary report until the auditors complete their annual audit. Parkinson briefly provided a report on each fund. A completed report will be given the first meeting in January by the city's auditors. Parkinson also reported the live data for the city's new software program was downloaded today. The office should be up and running with the new software by Tuesday, November 13th.

Councilmember Rubert reported the Chamber of Commerce will be having their annual tree decorating and would like to get the Mayor's Youth Council involved. They also have some other projects and would like to involve the youth.

Councilmember Bagley reported the Mayor's Youth Council is up and running. Bagley is requesting the Mayor attend an assembly at the Jr. High and High School. Mayor said he would and to schedule with Clerk Parkinson. Broulim's will have a box set out in their store to collect donations for the free Thanksgiving dinner. They are still in need of pies. The Mayor's Youth Council will assist in clean up at the dinner. Bagley said she will be there with her family helping out. Mayor Thueson and Council agreed to have the city purchase a couple of pies. Clerk Parkinson will follow-up with Broulim's. Bagley would like to be on the next agenda for a Shop with a Cop Presentation being held December 15th. Thueson thanked Bagley for taking this project on.

Councilmember Erickson had nothing to report.

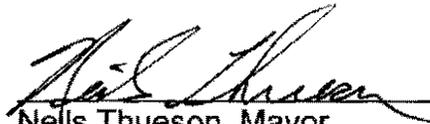
Councilmember Haeberle had nothing to report.

Councilmember Hill had nothing to report.

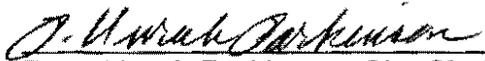
Councilmember Willmore had nothing to report.

Mayor Thueson said he has received some requests for playground equipment at Boyd Yancey Memorial Park. Thueson requested the Parks Department to take a look at that. The next meeting is canceled due to the Thanksgiving holiday. An airport engineer firm, JUB, called to see if they can get in on study being conducted by Bill Statham and the Department of Aeronautics. Thueson said a switch is needed for this building so a generator can be utilized. A switch is needed in cases of emergency to run pumps and operate. Thueson said we have an ideal building in case of disaster, as our rooms are large. There has been a request to allow a sign for Upper Valley Health Services, directing people to them. PWS Butigan said any signs on Bridge Street would be in the Idaho Transportation Department's (ITD) right-of-way and so they would have to contact ITD for permission to place a sign.

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


Nells Thueson, Mayor

Attest:


Patty Unruh Parkinson, City Clerk-Treasurer

