

*CITY OF ST. ANTHONY
REGULAR COUNCIL MEETING MINUTES
January 22, 2015, 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, Rick Hill and Rod Willmore.

ABSENT: Council Members Lisa Haeberle and Russ Rubert.

ALSO PRESENT: Clerk/Treasurer Patty Parkinson, Police Chief Terry Harris, Attorney Bill Forsberg, Planner Joshua Chase, Planning & Zoning Chair Evan Tibbitts, Planning & Zoning Co-Chair Jim Hobbs and 17 others in the audience.

Mayor Neils Thueson called the meeting to order at 7:00 p.m.

PRAYER was offered by Attorney Forsberg. (This is a non-denominational offering and anyone who would like to offer prayer may do so by request.)

PLEDGE OF ALLEGIANCE was led by Councilmember Bagley.

GENERAL BUSINESS

State of the City Address/Mayor Thueson – Mayor Thueson said it is important to review what the city has accomplished in the past year and try to learn what we still need to accomplish. One of the biggest things the citizens can see is the road work being done. The city chip and sealed the "Island" and many other blocks. The city established a new park, The Rotary Park, with the help of the Rotary. The Rotary will continue to work on this new park. A new sprinkler system was installed in Keefer Park. There are some more murals painted by the youth in Keefer Park. There was a lot of work done on the Greenway with a large turnout of volunteers. New playground equipment was purchased from some of our parks. A new slide was placed at the Sand Bar Park. Some concrete work was done to prevent erosion at the Sand Bar. We are still working on that project. Water is running over the dam at Keefer Park. The flowers on the highway ramps have never looked better than they did last year. The Planning and Zoning Commission have been working really hard on new zoning and tonight their work comes before the council. New software was purchased to aid in the billing process and now a person can pay their bill on line through the Internet. The city finally has a SCADA (Supervisory Control and Data Acquisition) System which monitors all our sewer lift stations and wells. The city also participated in a scholarship fund for the High School. There are a few new businesses in town, family sized, and we wish them well. We had a final design meeting for the West Main Street Project. This is a 2.5 million dollar project which should start next spring. The city replaced all the water lines across West Main Street. This was done so it would be completed before the new road goes in on West Main. The city resurfaced the runways at the airport. The city purchased a backup generator for the city building which would run the city building and a water well

should there ever be a power outage. We feel like this building is important as it houses so many important things besides the offices. It has a doctor's office, the library and the police department. There is just a little bit more electrical work to be done before it is up and running. Fremont County extended a water main line out to the transfer station and the city has now taken over the maintenance. Extensive upgrades have been completed to all of the city's lift stations with better motors and electrical components, making everything operate more efficiently. The old power plant is up and running. A private party is running the plant and hopefully an open house will be in the future. All of these things have been done and we stayed within our budgets. There are a lot of things the Mayor would like to see accomplished in the upcoming year. First, we will continue work on West Main Street and to get ready for construction in early 2016. This year we will do more chip and sealing, even more than last year. We applied for and received \$100,000 grant which the city will match with \$100,000. This will allow the city to complete every city street which hasn't yet received a chip and seal. We will continue to improve our parks. It is very important to make our parks look as good as we possibly can. We will be making some repairs on the Greenway. City crews and volunteers will be able to accomplish much of the repair work. We are looking at ways to expand our Greenway, possibly with suspension bridges to cross the river. We will be doing flower beds again this year. We hopefully can get the Airport Plan updated. Thueson said St. Anthony can't wait for a Wal-Mart or a Winco to come to town. Instead we need to think outside the box and place some emphasis on the good things in St. Anthony. We have a river which is one of the best fishing rivers around. We have the Sand Bar Park which has made national news. We have the sand dunes, we have a forest, we are close to the Tetons, West Yellowstone and some of the best hunting and fishing is in our back yard. If we can emphasis those things we can draw people to St. Anthony. We want to make St. Anthony a place where people can come to build or buy a house and raise a family. Thueson said he raised all four of his children here. They graduated from high schools here and they have all done really well. Thueson said he would like to give credit where it is due. After working with the city employees for the last five years, they have a lot to do and they do it and do it well and in the best interests of the citizens. The city has a fine city staff, right here in these offices and one of the finest police departments you can work with and a public works department and crew that work hard and they do a really good job. Thueson said he would like to give them a big thank you. Thueson said we all have to remember who we work for and whose money we are spending. We have to remember we are here to serve the citizens of St. Anthony. This goes for all of us, the city council and the city crews. Thueson said he would also like to challenge the residents of St. Anthony. Just like they are asking us to serve them, Thueson would like to ask them to serve our community by volunteering and stepping up. The Boy Scout motto is to do a good turn daily. If we could all do that, just little things, then it'll turn into great big accomplishments. Thueson said he is very proud of St. Anthony. He has lived here for 50 years and wouldn't go anyplace else now. We just need to make our little town look really good by planting a tree or a flower. Thueson said he has said it before and he'll say it again, a good business man will say, if you want to be successful you have to look successful. If we are going to attract business to St. Anthony we need to make the town look good enough for them to want to come. Thueson said there are several

committees, Planning and Zoning Commission, Parks and Recreation Committee and the Airport Board, which operate with volunteers. Those volunteers are the ones helping St. Anthony move forward. Thueson said he wants them to know this council needs their input and what they are doing is valuable and helps a lot. He thanked them for their service. From a financial standpoint, the City of St. Anthony is in good shape. We have enough to meet our needs. This is because the city has a real good City Clerk and Treasurer and really good Department Heads. Thueson said he wants to thank the City Council. They are a group of men and women who understand the value of a dollar and are very concerned about what they spend. The quarterly report is placed in the newsletter so city residents can see where we are going and what we are doing. Thueson finished by saying he is proud to be the Mayor of St. Anthony and he is available to anyone who has a concern or a complaint.

Industrial Park Listing/Judy Hobbs – Realtor Judy Hobbs said she is here again to renew the Industrial Park Listing. Hobbs said the city may want to consider easing the restrictions on the CCRs (Covenants, Conditions & Restrictions) if they would like to see more sales in the Industrial Park. Right now there are many empty business lots in Rexburg and Sugar City, making the sales of these more difficult. The Industrial Park was built during a time where it was believed if it was available they would come. However, with the down turn in the economy, that didn't happen. The agreement expires on the 31st of this month. There are four lots which have sold. At the end there is the old truss plant. Hobbs said she is happy to report there is some interest in the truss plant. The bank will be listing it for sale and she doesn't know if it will happen or not. Lots one and three sold a number of years ago. Lot 29 is where the USDA building is. Councilmember Erikson asked if anything came of relaxing the CCRs from a year ago. Hobbs said she did agree to look at it, but now believes more than one person should be looking at what they want. Hobbs said she looked at some other CCRs in other cities, but they just didn't fit our city. Thueson said this is something which needs to go through the Planning and Zoning Commission for their recommendation. A motion to authorize the mayor to sign the listing contract extension was made by Councilmember Willmore and seconded by Councilmember Hill. All council members present were in favor. Motion passed 4-0.

Discussion of Outdoor Benches in the City/Shawn Fransen – Shawn Fransen addressed council saying he has already talked to several of the council members. Fransen referred to the city's ordinance, 12.15 Advertising Signs on City Owned Benches, saying he has come across some things which could become an issue. He said you donate the benches to the city but then only the one that donates can advertise on the bench. Fransen then said it states that the person who places the bench there holds the city harmless for loss. He said he talked to an insurance company about it and if he doesn't own it he can't insure it. Fransen said he also spoke to PWS Butigan and come up with ideas for bench placement and he has five marked. Fransen said he just wanted to bring this up to make sure council wasn't doing anything they weren't supposed to be doing. Mayor Thueson said he wants to be fair to everyone and he wants to have specifics from Fransen on what he wants to have changed. Fransen said if it's allowable then the attorney can tell you that. Attorney Forsberg asked if everyone

knew what he was talking about and maybe Fransen should explain what it is he wants to do. Fransen said he is looking at donating some benches to the City of St. Anthony, but having the right to sell advertisements on the back of the benches. Fransen described what the benches were made of and how they were constructed. Forsberg advised Fransen has asked two questions. First, is his activity provided for under the ordinance? This ordinance does not limit to advertising for just this business. He can use the space on the back of the bench for advertising, whether he uses it for his business or another's business. Forsberg said the city maintains control over the advertising copy. Second, regarding the insurance, there is something called insurable interest, which is broader than ownership. Often times, people will lease property they do not own or rent property. As long as you have an interest in the property you can insure your activity against liability and loss. There may be periods of time where the bench might not have advertisement on it, but that doesn't mean he has abandoned the bench. Only when the bench is abandoned, should Fransen go out of business, then the option of allowing another to sell advertisement on the bench would revert to the city. Thueson asked if this answered all of Fransen's questions. Fransen said it did. Fransen then asked for a contract. Thueson said he has already been issued a permit and there is no need for a contract. Fransen said another council would change their mind. Forsberg said there is a law that would not allow for another council to do such a thing.

Liquor Catering Permit/Star Bar/ Mule Deer Banquet – Mayor Thueson said this is a liquor catering permit for the Star Bar to serve at the Annual Mule Deer Banquet at the Armory Building. The city has issued this permit in the past. A motion to issue a liquor catering permit to the Star Bar to serve at the Annual Mule Deer Banquet on March 21, 2015 was made by Councilmember Willmore and seconded by Councilmember Erickson. All council members present were in favor. Motion passed 4-0.

Proposal of 2015 City Flower Beds/Northfork Nursery – Mayor Thueson said he requested Northfork Nursery to care for the flower beds this year as they did last year. This year the proposal includes all the flower beds in the city. Thueson provided a copy of the proposal to council with a total cost of \$9,200. This is still significantly less than the other bids received last year for just the beds by the highway. Councilmember Hill said this year's budget was increased to accommodate the additional flower beds throughout the city. A motion to accept the proposal presented by Northfork Nursery to purchase, plant and care for all the flowers and flower beds as designated was made by Councilmember Hill and seconded by Councilmember Erickson. All council members present were in favor. Motion passed 4-0.

Consideration of approving the recommended proposed Zoning Ordinance, Subdivision Ordinance, revised text of Chapter 6-12 Stock and Fowl, changes to Chapter 2.44 and changes to Chapter 15.20 Sign Code by the Planning and Zoning Commission – Chair Tibbitts said when he and Co-Chair Hobbs began on the Planning and Zoning Commission there was very little to meet about. Then things began to change with more people coming requesting Special Use Permits and Conditional Use Permits and it was time to begin to change the code. Meetings then

went from meeting once a month to every two weeks. So far, the comprehensive plan has been updated and they are happy with it. Now, they just finished revising the City of St. Anthony Zoning code. Tibbitts said there has been many meetings and much discussion and the final product is before council. A public hearing was completed and the Planning and Zoning Commission wish to recommend to council the new zoning and other modifications and request their approval. Mayor Thueson said they will be reading this by title only for the next three meetings. Tibbitts said when you work in Planning and Zoning you don't look at today you look at 20 years down the road. The zoning map was on display for all to view. Planner Joshua Chase then rose to speak to council, thanking the council for giving him the opportunity to work the Planning and Zoning Commission. He said the members of the commission have a real dedication and concern for their community and they were a pleasure to work with. Chase also thanked the city staff, saying they have also been cordial and professional to work with. Chase said his approach has been to try and help the Planning and Zoning Commission make this document by facilitating discussion, introducing ideas and showing them what the options are and then drafting what they came up with. The city also wanted to use the model ordinance created by the Association of Idaho Cities and this is what the commission used as their basis. A real strength the model ordinance has is some really good processes which were used. The model ordinance recommends giving the Planning and Zoning Commission the authority to make decisions which historically came before city council. This includes variances and special use permits. These things will not come to council unless they are appealed. Another change is the model ordinance addressed local zones. The commission looked at other communities as well as their own to come up with new zones. One zone, the Mixed Use Zone, is one such change which accommodates the current uses. Finally, there is some regulation in the keeping of chickens. This was one area where the commission received quite a bit of public comment, typically in support. The final document before council has been reviewed by the City Attorney and they may now take as long as they like to review it. Co-Chair Hobbs asked council to review the new zone names. They have changed them to completely different names with new descriptions and it is not what it used to be. Hobbs referred them to the map. Mayor Thueson thanked all the members of Planning and Zoning. Chase said in the past the city just had letter designations for the zoning, now the titles are a little more descriptive and are different than the comprehensive plan and future land use map. Attorney Forsberg said as they review the new zoning, one thing included which the city never had before, is a matrix which shows what uses are permitted and under what circumstance. The current zoning has just brief descriptions of what is allowed which has caused a lot dispute and interpretation. In the new ordinance, there are very specific descriptions of activities for each one of the zones listed with a code which indicates if it is permitted, not permitted, or permitted with a special use permit. This is a tremendous tool for those who have to administer this. The changes being discussed tonight are in five separate ordinances and each needs to be read. Thueson said he would entertain a motion to read by title only each ordinance. A motion to suspend the rules and read each ordinance by title only was made by Councilmember Willmore and seconded by Councilmember Hill. All council members present were in favor. Motion passed 4-0. Ordinance No. 2015-01, an ordinance repealing title 17 and adopting a new title 17, Zoning, was read by Clerk

Parkinson by title only. Ordinance No. 2015-02, an ordinance repealing Title 16, Subdivisions and adopting a new Title 16, Subdivisions was read by Councilmember Hill by title only. Ordinance No. 2015-03, an ordinance repealing Chapter 15.20, Sign Code, enacting a new Chapter 15.30, Sign Code, was read by Thueson by title only. Ordinance No. 2015-04, an ordinance repealing Chapter 6.12 of Title 6, Stock and Fowl, and adopting a New Chapter 6.12 of Title 6, Stock and Fowl was read by Councilmember Willmore by title only. Ordinance No. 2015-05, an ordinance repealing sections 2.44.010, Appointment, 2.44.030, Term of Office, 2.44.050, Duties, 2.44.060, Other Duties, and Chapter 2.66, Public Hearings, of Title 2, Administration and Personnel and adopting new sections 2.44.010, Appointment, 2.44.030, Term of Office, 2.44.050, Duties, 2.44.060, Other Duties and Chapter 2.66, Public Hearings, of Title 2, Administration and Personnel was read by Councilmember Erickson by title only. Thueson requested Parkinson to place these ordinances on the next city council's agenda for a second reading. These ordinances in their entirety are all available on the City of St. Anthony's web page or copies can be obtained through the city's front office from the City Clerk.

Public Input Poll/Police Department/Harris – Chief Harris is looking at putting a poll out to the citizens to find out what their expectations are of the city's police department. The poll will include what they think the police department is doing right and what they are doing wrong. Harris is looking at a couple of options for collecting the data and will inform city council of what he finds out. Harris said since purchasing the tool to unlock vehicle doors they have unlocked five or six cars. One was a running vehicle with a child in the car. Without the tools it can take two to three hours before they are able to find someone to unlock the vehicle. Two officers tested for the multi-jurisdictional S.W.A.T. (Special Weapons And Tactics) Team and were accepted, Officer Packer and Officer Neff. Harris said it is a big benefit to the community to have officers on the team.

Discussion of New Lift Station at 45 W 5th S/Fire Station – A motion to add to the agenda a discussion of adding a new sewer lift station at 45 W 5th S was made by Councilmember Willmore and seconded by Councilmember Hill. All council members present were in favor. Motion passed 4-0. Mayor Thueson said at 45 W 5th S, behind the Fire Station, there is a sewer line which crosses above the canal. This sewer line services the entire south side of town. This is a 12 inch line which is really close to the water. In the last few weeks there have been several ice jams which have come up against the sewer line. Thueson fears should there be a big enough ice jam it might break the sewer line. Since the new power plant started operation, the water levels have increased in order to generate power. Thueson spoke to the owner, Ted Sorensen, and explained to him the problems with the ice jams and high water flows. The only solution is for Sorensen to install a lift station to bypass the high water flows on the canal. Sorensen said he understands and will design something to the city's specifications and install it. Once it is installed, the city must then take it over and maintain it. The lift station's power costs would be around \$30 to \$40 per month. Thueson said city council needs to approve this new lift station. However, just before coming to the meeting JD Henry, Sewer Superintendent, said he looked at the line and thought it might be possible to re-route the line, parallel along the canal and across the

bridge by the city shop, then it might be possible to run it gravity flow. Thueson is requesting council's permission to give him the authority to either re-route the sewer line or to put in place a lift station to avoid the current crossing and the potential for ice jams breaking the line. A motion to give Thueson the authority to either re-route the line or accept a proposal and placement of a lift station to replace the line over the canal was made by Councilmember Hill and seconded by Councilmember Willmore. All council members present were in favor. Motion passed 4-0.

PUBLIC COMMENT

Mayor Thueson opened the floor for public comment and thanked everyone in attendance.

Judy Hobbs invited the city council to the Annual St. Anthony Chamber of Commerce Dinner on Friday, February 13, 2015 at the Presbyterian Church beginning at 6:30 p.m. This year they are honoring and featuring law enforcement from Fremont County.

There being no other comments Thueson moved on to the next item.

INVOICES & CLAIMS - Payment Approval Reports were presented to Council. Following some questions which were satisfactory answered by staff, a motion to pay the invoices and claims was made by Councilmember Erickson and seconded by Councilmember Hill. All council members present were in favor. Motion passed 4-0.

MINUTES - Regular Council Meeting Minutes of January 8, 2015 were presented to council. A motion to accept the Regular Council Meeting Minutes of January 8, 2015 was made by Councilmember Willmore and seconded by Councilmember Erickson. All council members present were in favor. Motion passed 4-0.

DEPARTMENT REPORTS

Police Chief Harris had nothing to report.

Attorney Forsberg had nothing to report.

Clerk/Treasurer Parkinson provided the council with the quarterly financial report ending December 31, 2014 and the monthly fund summary ending December 31, 2014. Parkinson also reminded council there will be a Finance Committee Meeting on Monday, January 26, beginning at 6:00 p.m. Parkinson also reported on attending a Habitat for Humanity board meeting the prior evening and talked to them about trying to do a Neighborhood Revitalization Initiative within the City of St. Anthony. This is in preparation for a grant opportunity in the next six months. This will be in conjunction with the new road construction on West Main Street.

COUNCIL & MAYOR REPORTS

Councilmember Rubert had nothing to report.

Councilmember Bagley had nothing to report.

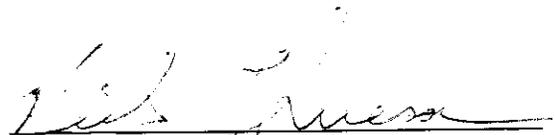
Councilmember Erickson had nothing to report.

Councilmember Hill said he visited with Bret Hull about stuccoing the city shop. Hull told him as soon as he finishes the Cal Store in Rexburg the city shop will be next. The cold weather has been slowing the work down. Hill said he was told it might be a couple more weeks.

Councilmember Willmore asked Clerk Parkinson if the county has provided her with some numbers to use for the airport grant reimbursement. Parkinson said she has received all but one number and has been trying to contact Bill Statham for the amount needed for a crack sealer. Once this is received the reimbursement request can be made. Willmore said he has to make contact with Statham on the airport development study so he will try and ask him about the reimbursement.

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.



Neils Thueson, Mayor

Attest:



Patty Unruh Parkinson, City Clerk-Treasurer

