CITY OF ST. ANTHONY
REGULAR COUNCIL MEETING MINUTES
April 14, 2016, 7:00 p.m.
420 NORTH BRIDGE, SUITE A, ST. ANTHONY, ID, CITY COUNCIL CHAMBERS

PRESENT: Mayor Neils Thueson, Council Member Tom Erickson, Rick Hill, Rodnie Nichols, Russ Rubert and Rod Willmore.

ABSENT: Council Member Suzanne Bagley

ALSO PRESENT: Clerk/Treasurer Patty Parkinson, Attorney Bill Forsberg, Public Works Superintendent Scott Butigan, Chief of Police Terry Harris and 20 others in the audience.

CALL TO ORDER AT 7:00 P.M.

Mayor 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 ALLEGIENCE was led by a Boy Scout in the audience who volunteered.

PUBLIC HEARING

Establishing Fees for the Keeping of Dogs – Mayor Thueson opened the floor for the Public Hearing. Attorney Forsberg read Resolution # 2016-02 Establishing Fees for the Keeping of Dogs out loud. Councilmember Erickson asked if these were yearly fees. They are yearly fees. Councilmember Nichols asked if the resolution needed to state it is an annual fee. Clerk Parkinson said the ordinance which was recently changed, changed the fees to annual or yearly fees, the resolution is only used to set the amounts. One person in the audience asked about loose dogs. Thueson said this is one reason the city is doing this, to keep better track of dogs. Chief Harris said if they are able to catch the dog and identify who it belongs to, the owner will be cited. One audience member asked how many dogs before a kennel license is required. The answer is three. Jim Hobbs said he sees no provision for a Dog Catcher. Hobbs continued by saying catching dogs would be better suited to a trained Dog Control Officer and not a Police Officer. Harris said this may be something the city might need to look into down the road, but it is part of the job. Thueson said he stresses to the police officers if they are going to be a police officer in St. Anthony, they will also be catching dogs or citing the owners of those dogs running at large. Thueson asked for any other comments. There being no other comments the public hearing was closed.

GENERAL BUSINESS

Discuss & Approve Resolution 2016-02 Establishing Fees for the Keeping of Dogs – A motion to approve Resolution # 2016-02 Establishing Fees for the Keeping of Dogs

as presented was made by Councilmember Nichols and seconded by Councilmember Rubert. All council members present were in favor. Motion passed 5-0.

Boy Scout Tanner Dupree Eagle Scout Project Description and Report – Mayor Thueson invited Boy Scout Tanner Dupree to explain to council what he is planning on doing. Dupree thanked council for their time and proposed his Eagle Scout Project. The project he selected is to go to the Henry's Fork Greenway and cut the fallen and dead trees on the north side of the Greenway. Dupree said he thought more people would use this side of the Greenway if it looked nicer, without all the fallen and dead trees on and around the path. He provided council with photos of parts of the Greenway showing the downed trees next to the pathway. Dupree's plan is to get adult volunteers to cut the trees into firewood size pieces in early May. Then on the weekend before the annual Greenway Cleanup, Saturday, May 14th, Dupree would organize a group of scout aged youth who would haul out the wood to someone in need of firewood. Dupree also asked for assistance in opening the gate next to the sewer treatment area to use four wheelers and trailers to haul out the wood. Smaller pieces of wood would then be gathered together and placed into burn piles. Whatever didn't get finished could then be worked on during the Annual Greenway Cleanup on Saturday, May 21st. Thueson said this sounds like a worthy Scout Project. All council members present commented on what a good project this would be and gave Dupree permission to proceed. PWS Butigan said they could have access through the sewer lagoons and could even off load the wood in that area to be picked up later, if needed. Thueson said he appreciates what Dupree is doing and said it is people like him that make living in St. Anthony a great place to live.

400 S 12th W / Suzette Nagle / Water hook up to home – Clerk Parkinson reported a Dig Request was received by Suzette Nagle to dig a line to connect the home located on this parcel to an existing water line currently being used by the Nagel Trailer Park. This is not allowed per city code, 13.08.040 (I). The closest main line water connection would be on 11th Street. Should this parcel ever get subdivided, then the house would be connected to another existing residence. In addition, if either residence fails to make payment the city couldn't shut just one off. Councilmember Willmore asked what they are doing for water now. The home was connected to a well and septic system. Apparently, the pump for the well quit and so they want to hook in to the city's water delivery system. Nagel asked to be on the agenda to see if council would allow her to hook into the Nagel Trailer Park's water line. However, she was not in attendance. Councilmember Hill asked how far away the water line is. PWS Butigan said it is just less than 200 feet. Jim Hobbs, an audience member, said the property recently listed with a realtor and it is all listed together as one property. Councilmember Erickson asked if it is all one piece of property then why the line couldn't be put in connecting from the existing water line. It could be done, however, if the home is ever sold to another owner, then there wouldn't be a separate connection or shut off. Attorney Forsberg said he spends a substantial amount of his time counseling the Mayor, Clerk and Public Works Superintendent on what to do when these things pop up because of prior decisions made to try and make it easier for someone who may have a sympathetic case. It really makes sense to have a separate dwelling, that has always

been on separate water, that you keep it separated. It doesn't make sense to make it part of the 16 trailers already existing there. Councilmember Hill said it makes sense to stay with the ordinance.

Code Enforcement / 121 E 2nd N – Mayor Thueson asked if anyone in the audience was present to represent 121 E 2nd N. This is a residence which has fire damage from some time ago. No one was present. Clerk Parkinson reported just prior to this meeting the home was placed for sale and has sold since the Final Notice of Violation was sent. Thueson said this home devalues the property around it and is a hazard to the community and neighborhood. Chief Harris said there is a pile of junk in the back yard, including a flat screen TV, where rocks have been thrown at it and broken glass is laying around it. Parkinson thought the new owner might be Randy Daw and she left a message for him to contact the city. City Council instructed Parkinson to send a First Notice of Violation Letter to the new owners.

Surplus Play Ground Equipment at Sand Bar Park – Mayor Thueson said the reason this is on the agenda is because PWS Butigan was dismantling the playground equipment when a citizen requested to purchase parts of the equipment. The equipment can't be given away, as it is public property. What has to be done is the property must be surplused by the city to allow for anyone with any interest in purchasing it the opportunity to do so fairly. Thueson asked Butigan about the equipment. Butigan said it was dismantled and taken to the dump. Butigan said he was told the person wanted the slide and the swings. The rest of the equipment was in very poor condition and there is a concern it may become a liability to the city should it be sold or given away. The property should be abandoned by the city as it was in such a state of disrepair and there had been a few children hurt on it, which was why the city was getting rid of it. A motion to surplus and dispose of the equipment was made by Councilmember Willmore and seconded by Councilmember Erickson. All council members present were in favor. Motion passed 5-0.

PUBLIC COMMENT

Mayor Thueson opened the floor for public comment.

Anthony Casey, city resident, said there is a property next to his, 650 S 2nd E, which for years has been an eyesore. Casey said the neighbor keeps adding things, like a hoarder. Clerk Parkinson reported a First Notice of Violation was sent on March 24. If things don't improve, then a Final Notice will be sent where the tax payer of record, Lorraine Crockett, also known as, Lorraine Taylor, will be invited to a city council meeting to show cause. Mayor Thueson said the city needs to follow all the proper procedures. The city will also be having a spring cleanup time form May 9th through the 12th. Thueson continued saying he has looked at it and understands what he is talking about. He also said he appreciates Casey's concerns. The city will continue to follow up.

Sam Merrick, city resident, asked if anything can be done about stray cats. Merrick

said cats come in to his yard and use it as a litter box. They get into his garbage and scatter it all around. Attorney Forsberg said the city has no ordinances for or pertaining to stray cats. The city doesn't have any place to place cats. Thueson said he doesn't know how to help.

Attorney Forsberg asked to be excused at this time in the meeting. Mayor Thueson excused him.

Brock Abegglen, Boy Scout, asked what is being done about the trash all over in St. Anthony. Mayor Thueson said he has a hard time understanding why people would want to live that way. It doesn't make any sense to him. As a city, twice a year, if a person wants to gather up their garbage and get it out to the curb, we will go around and pick it up for them and haul it to the dump. If you know of something that is a particular eyesore, then call the city office and Clerk Parkinson will start the process of sending out notices to those property owners. Photos are taken. The city does the best they can, but the majority of it needs to be done by the public or the people creating the problem. Show pride in your property.

Kevin Kelsey, city resident, said he recently purchase a property at 208 E 7th S. His plans are to fix the property up and take advantage of the shop for his personal business. He said he received a notice of violation of municipal code. Mayor Thueson asked how much he has completed on the project. Kelsey said he is working on this property and others. He is working on where he will be placing the windows, as this needs to be done before wrapping the house and putting on the insulation board. He plans on having some of this done this year, by fall. Thueson asked if he would also be taking care of the grounds. Kelsey said he would. PWS Butigan said one reason this property was given a First Notice was all the tattered tarps on the roof, making the home look trashy. Kelsey said he wasn't going to wait for the Final Notice he wanted to come to council now to ask for some leniency. Councilmember Nichols said he thinks Kelsey has shown a great deal on integrity in coming to council tonight. Nichols said he thinks we need to back off and let him fix it. All the council members present agreed.

Kelley Watson, Boy Scout, said he rides his bike around town a lot and there is a sidewalk located at 148 E 1st N where it is really cracked and falling apart. Watson shared a story where an elderly lady fell and injured herself because of the sidewalk. He said these sidewalks are dangerous, especially with snow on them. Mayor Thueson instructed PWS Butigan to take photos of the sidewalk and send a letter to the property owner for repair. Thueson said sidewalks are the responsibility of the property owner. The sidewalk may be sitting on city right of way, but it is still the property owner's responsibility to repair and maintain.

Kevin Kelsey, city resident, said he repaired 60 feet of his own sidewalk and it cost $1500. He wanted to know if there was a way in which the city could assist residents by paying for a portion of the costs of repairing or replacing sidewalks. Mayor Thueson said the city has never done that in the past. Kelsey said the City of Rexburg does that. Clerk Parkinson said the way Rexburg accomplishes this is by doing Local Improvement

Districts (LIDs). An LID is a tax on the residents and it takes a process of public hearings and votes or a petition by the neighborhood to accomplish such an LID. Kelsey said he would be willing to pay a little extra in taxes to have his curb, gutter and asphalt improved. Thueson said if Kelsey wanted to talk to his neighbors and see if it's something they want to do, Council would hear them.

McKay Cardin, Boy Scout, said he was wondering about the old buildings, like the one across from Dusty's Pit Stop, if the city is doing anything about them. Mayor Thueson said this is another property owner where a violation letter was sent and he is beginning to work on windows. He has taken the old windows out and is probably going to be placing new windows in. Hopefully, he plans on doing some painting as well. The city cares about the outside appearance and will keep following up on it.

Jim Hobbs, Co-Chair of the Planning and Zoning Commission, reported on the last P&Z meeting, saying they approved the Maverik Sign Application by Special Use Permit. P&Z also approved a recommendation for a zone change in the Business and Industrial Park next to the airport. This will be coming up on one of the council's agenda soon. Hobbs said Tom Cluff, Fremont County Planning and Building Department Administrator, also attended the meeting, and in June Fremont County's P&Z will be co-meeting with the City of St. Anthony P&Z to review the new zoning approved by the city in the Area of Impact. Hobbs said they will also be looking at the CC&Rs (Covenants, Conditions & Restrictions) for the Industrial Park, expecting to make some changes to better allow for marketing the unsold properties. P&Z also reviewed an application for a vacation of a subdivision. A recommendation to council will be given at the May 12th Council Meeting during their public hearing of the vacation. Mayor Thueson said Schiess and Associates will be doing a study of the airport and will be including the Industrial Park. Thueson invited P&Z to add their input.

There being no other comments, Thueson closed the public comment period.

A motion to add to the agenda a discussion of tree plotting software was made by Councilmember Erickson and seconded by Councilmember Rubert. All council members were in favor. Motion passed 5-0. This item was tabled at the last agenda and Clerk Parkinson failed to add it to the agenda.

Tree Plotter Software – Joshua Chase, a certified arborist, said he is interested in helping the city with their trees and doing a tree inventory for the freely offered tree plotting software. Chase spoke about the city's current tree ordinance. He explained how he is passionate about trees and how he is familiar with this software. He has spoken to Gerry Bates, who first presented it to council, and has taken tutorials. He said he thinks it is a really powerful tool, especially where the state is offering the software for free with additional money to complete the inventory. Chase believed an inventory was done in 2005. This information is outdated and not transferable into the new program. The City of Shelley completed this under a grant. They paid $4000 for the inventory and were reimbursed $2500. The original inventory in St. Anthony included about 1600 trees. Bates estimated it would take about four minutes per tree to

photograph, measure and identify the species. Chase said he has looked at the software and believes it to be very good and he is advocating for the city to pursue getting it. Councilmember Hill said the Parks and Recreation Committee is very interested in this software. He said the only concern he has is the cost. He didn't know how far $2500 will go in doing the inventory. Hill didn't think the city should spend any more than that. Mayor Thueson asked who would be applying for the grant and doing the study and who will input the data. Clerk Parkinson said she just needs to make a request to Gerry Bates for the software and $2500 sometime before May. Otherwise, the money will go to another city wishing to inventory their trees. Hill thought there might be a student available to do this. Councilmember Nichols said just because we have a grant doesn't mean we should take it. Just because it's free doesn't really mean it's free. Nichols said he didn't think it was a good investment of money. The city has a good crew and they can tell when a tree needs to be replaced. Nichols didn't think the city needs a computer program to do it. Councilmember Erickson said he thought the city should get the free software and $2500 and then ask Chase to get it done. Chase said there is over 100 man hours involved and he couldn't do it for $2500. PWS Butigan said the city only maintains those trees in the city parks. Chase said the tree ordinance indicates the city will also maintain those trees in the city right of way. Council had questions about the grant and if there were certain obligations should the city decide to accept the grant. Councilmember Willmore said there is always something attached and he is not ready to make a decision until he fully understands what the requirements are afterwards. Willmore then wanted to know who would maintain the software once everything is entered. Thueson said this should be tabled until the city learns more about the grant and what it can really do for the city.

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 Rubert and seconded by Councilmember Erickson. All council members were in favor. Motion passed 5-0.

MINUTES - Regular Council Meeting Minutes of March 24, 2016 were presented to council. A motion to accept the Regular Council Meeting Minutes of March 24, 2016 was made by Councilmember Nichols and seconded by Councilmember Hill. All council members were in favor. Motion passed 5-0.

DEPARTMENT REPORTS

Chief Harris provided a flyer on marijuana legalization. Eventually, this will be something on the ballot and everyone needs to educate themselves. Harris said with the additional officer the department has been reducing the city's exposure to overtime compensation. The department has reduced the total compensation by 300 hours. This calculates into $7,000 to $8,000 dollars.

PWS Butigan reported crews are currently working on placing a sidewalk in at Boyd Yancey Memorial Park on the east end. ADA assessable ramps will be placed on every corner on the south side of 2nd North. This will be worked on throughout the summer. Butigan is also checking into putting a walkway in on the south side of town. It'll be on

the east side of the road. It will be an eight foot asphalt pathway along Yellowstone. Next week the surveyor will be in to mark some boundaries. Councilmember Nichols said on Radio Road the pathway there turns out and he said it should go in more towards the sidewalk. The property owners there, Garners, said they wouldn't mind that a bit. Butigan thought the original designed called for that but it was taken out due to the expense. Nichols said the city should look at it again and see if it can't be worked out. Butigan said he would check in to it. Councilmember Hill asked if the city will be placing in a little cement pad and shower head at the Sand Bar Park so people could wash the sand off before leaving the park. Butigan said it is in the works and should happen this summer. Butigan said he has contacted HK Contractors about repaving a section of the north Greenway. HK came in with the lowest bid and so they will do from the parking lot of the cemetery to the double gates of the sewer ponds. It will cost about $9,000. Crews are crack sealing the south Greenway. The fog sealing of the city streets chip sealed last fall will be done in June or July when the weather permits.

Clerk Parkinson provided council with a display of the three new banners which will be placed on the decorative light poles on Bridge Street. The banners were picked out by the Parks and Recreation Committee. Clerk Parkinson also announced the city was awarded a 2016 Arbor Day Grant of $300. Arbor Day will be held Friday, April 29, at 10:00 a.m. in Cedar View Park.

COUNCIL & MAYOR REPORTS

Councilmember Rubert had nothing to report.

Councilmember Erickson asked if there has been any interest in the city's loader. PWS Butigan said not yet. The bids for West Main Street will be opened May 10th by the Idaho Transportation Department in Boise. Clerk Parkinson said the city will be contacted with a summary of the bids and to who the award will be given. She said the number of days was reduced from 110 days to 85 in order to get the construction work done quicker. Councilmember Hill asked if this road will be torn up during Pioneer Days. It appears to be very likely.

Councilmember Nichols said at the last meeting Councilmember Bagley talked about setting up a Safe Zone for Internet transactions and now he thinks maybe it's not such a good idea. Nichols explained if the city establishes something like this and something happens where someone gets hurt, then wouldn't the city have some sort of liability. He thinks people should just set up their own meetings, leaving the city out of it. Nichols said there are plenty places around town which are lit up and people can meet in those public places. Chief Harris said the city isn't guaranteeing it as a safe zone. The city is just saying the area is under the surveillance of cameras. Harris said this is something the city is going to do and cameras will be pointing out towards the street anyway.

Councilmember Hill had nothing to report.

Councilmember Willmore had nothing to report.

Mayor Thueson had placed some photos on a table for display of Bridge Street. The photos depict what Bridge Street will look like once it is restriped down to two lanes with a center turn lane. The Idaho Transportation Department contacted him and said they plan on doing this next year at the same time they will seal coat the road. In addition, the stop light will change with a flashing orange left turn light. It will enhance traffic control and provide additional pedestrian safety. The council members agreed it will be a good change. Thueson said he has also spoken to Scott of Northfork Nursery about the big planters which will be placed on Bridge Street.

There being no further business to come before the Council the meeting was adjourned at approximately 9:00 p.m. by Mayor Theuson.

Neils Thueson, Mayor

Attest:

Patty Unruh Parkinson, City Clerk-Treasurer