

MINUTES OF REGULAR MEETING
SUGAR CITY COUNCIL
THURSDAY, SEPTEMBER 25, 2008

Presiding: Mayor Glenn W. Dalling
Meeting Convened at 6:30 p.m.
Prayer: Brad Orme
Pledge of Allegiance

Present: Mayor Dalling; Sharon L. Bell, Clerk; Marcie A. Smith, Treasurer; Councilmembers Harold Harris, Bruce King and Brad Orme; Brian Hawkes, Planning & Zoning; Mary Dixon, *Standard Journal*; Don Rydalch; Dwayne Seiter; Patti Seiter; Wes Seiter; Rayo B. Budge; and Verla P. Moss. Councilmember Lamont Merrill was excused.

The Mayor reported the tragic death of P&Z Commissioner Paul Lusk last night. Paul did a fine job and will surely be missed.

The Mayor asked if there were any corrections to the minutes of the regular meeting held on September 11, 2008. Each councilmember had a copy of said minutes prior to the meeting. It was moved by Councilmember King and seconded by Councilmember Harris to accept said minutes; motion carried.

RESOLUTION NO. 2008-8 (Garbage Collection Rates): Councilmember Orme read Resolution No. 2008-8 in its entirety. It was moved by Councilmember Harris and seconded by Councilmember King to approve Resolution No. 2008-8; motion carried. A copy of said resolution is attached hereto marked "Attachment 1."

DISCUSSION ON DOG ORDINANCE: Marcie presented a first draft of a new dog ordinance and asked the council to review it and make any changes.

PLANNING & ZONING REPORT: P&Z Chairman Brian Hawkes addressed the council.

Toscano Power Line Placement: Brian reported that P&Z has no problems with Toscano's plans to use overhead lines temporarily, since underground lines are to be installed at a later date. Wes Seiter said they are talking about getting to phase 1. It is the route they need to go at this time to get power into the subdivision. They are working with the power company and will come back to the council when an agreement is finalized.

Toscano Development Agreement: Brian reported that P&Z approved the current version of the development agreement last week. He feels the city needs to do all they can to move on and not hold Toscano up any more than possible. The Mayor said Mr. Seiter asked that the development agreement be removed from tonight's agenda because of a misunderstanding with the city's engineer. The council is not stalling. The Mayor expressed appreciation to the P&Z for their work.

Sugar-Salem School District – Windmill Project: Brian reported that the Idaho National Laboratory (INL) and Rocky Mountain Power plan to donate a windmill to the school district for science purposes. The donation is scheduled for next year. The school district will

need to get power to it and provide a support base. The project involves P&Z because the windmill is 45 feet high – 10 feet higher than structures allowed in the R-1 zone. The school district will need to apply for a special use permit, which will give neighbors a chance to offer input.

Priority-A Items: Brian reported that P&Z made a list of 10 things for P&Z to work on, six of which are (1) requiring varied lot sizes in subdivisions in accordance with the city's comprehensive plan; (2) requiring a public hearing for subdivision preliminary plat approval to give neighbors a chance to comment; (3) rewriting title 9 chapter 13, which will reappear as sections in other parts of title 9; (4) establishing sunset clauses, which will limit to one year the time required for action following issuance of a special use permit – after which the applicant will need to reapply; (5) addressing the fact that we don't have a zoning district set for adult businesses; and (6) resolving issues in title 10. P&Z would like developers to preserve topsoil and be unified in the type of curbing installed in subdivisions.

Death of P&Z Commissioner Paul Lusk: In light of Paul's tragic passing last night, Brian asked if the city would consider encouraging the county to widen Teton Avenue to allow for a biking or walking area along the road.

Councilmembers expressed appreciation for Paul's meaningful contributions on the P&Z Commission. Brian said Paul was dependable and a valuable asset to P&Z.

DON RYDALCH – DISCUSSION ON GRAIN SILO (GATEWAY PROJECT): Don Rydalch addressed the council. He said the last discussion and report from Councilmember King was on April 24, 2008, at which time Bruce reported that transportation enhancement grants were suspended after 2010, eliminating for the foreseeable future the city's chances for a gateway project grant through the Idaho Transportation Department. At the end of that discussion, it was suggested that the matter come back on the council's agenda, when time permitted, to consider other alternatives.

Mr. Rydalch said he came tonight for that purpose and presented some general recommendations from the city's Tree and Beautification Committee as follows: (1) do nothing, let the grain elevator stand as is; (2) demolish the elevator and haul it away, then use the property for other city needs or sell it; (3) choose a minimum preservation approach, such as clean and sanitize the building, install new windows, patch outside holes, prime and spray paint structure, and landscape the premises; and (4) choose a modest upgrade/preservation approach, such as the items noted in option 3 above, plus add parking lot and lights, picnic shelter, information booth and one-to-four simple 3-dimensional paintings on the elevator structure.

Tree and Beautification Committee Recommendation: The Tree and Beautification Committee recommends pursuing options (2) and (3) above through a good public hearing process informed with the following data: cost to the city to demolish the elevator and haul it away; and a projected cost double that for option (2) above and see if there is consensus among city residents to seek out grants – outside the Idaho Transportation Department arena – donations, etc. to pay the cost over and above the demolition price.

The mayor reported he has done a lot of work on getting a demolition price. He got a figure from Sieperts, which was very expensive. He said he would try to get a demolition price for the next council meeting, at which time the council can make a decision on what to do.

DEPARTMENT REPORTS:

COUNCILMEMBER HARRIS:

Light Poles: Harold reported that the light poles in town belong to Rocky

Mountain Power, and they would like to get out of the light pole business. It costs the city about \$21 a month to pay for the light poles. He feels it would be a smart move on the city's part to take over ownership of the poles, which the city would then be responsible to maintain and to pay the \$5.80 per month cost of electricity for them.

COUNCILMEMBER ORME: No report.

COUNCILMEMBER KING: No report.

MAYOR'S BUSINESS:

Inspector Review: The mayor reported that on August 28, 2008, under inspector review that mechanical inspections were inadvertently left out of the council's motion. That motion either needs to be rescinded or revised. **MOTION:** It was moved by Councilmember King and seconded by Councilmember Harris to rescind the August 28 motion regarding a joint venture using Rexburg electrical and plumbing inspectors and to participate in this joint venture using Rexburg electrical, plumbing and mechanical inspectors instead of state inspectors; motion carried.

The mayor entertained a motion to go into executive session.

EXECUTIVE SESSION:

7:40 p.m. It was moved by Councilmember King and seconded by Councilmember Orme pursuant to Idaho Code 67-2345(1)(b), that we move into executive session to discuss personnel matters. The mayor called for a roll call vote:

Those voting aye: Councilmembers Harris, King and Orme

Those voting nay: None

Thereupon the mayor declared the motion passed.

Discussion during executive session was on personnel matters.

8:00 p.m. The executive session ended and the regular council meeting adjourned.

Signed: _____
Glenn W. Dalling, Mayor

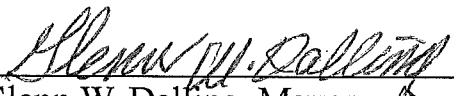
Attested: _____
Sharon L. Bell, Clerk

Resolution 2008-8

BE IT RESOLVED by the Mayor and Sugar City Council that effective October 1, 2008, the garbage collection rates for Sugar City residences & businesses shall be as follows:

<u>GARBAGE</u>	<u>PER MONTH</u>
1. Residential	\$12.16
2. 2 nd Can	8.81
3. 300 Gal. Residential.....	31.11
Plus CLEAN-UP BASE FEE for Residences:	
	1.60
4. 300 Gal. Business	31.11
5. 3 Yard Dumpster	62.23
6. 6 Yard Dumpster	115.20
7. 8 yard Dumpster.....	149.35

UNANIMOUSLY APPROVED AND PASSED BY THE CITY COUNCIL AND MAYOR THIS 25TH DAY OF SEPTEMBER 2008.



Glenn W. Dalling, Mayor

ATTEST:



Sharon L. Bell, City Clerk

(SEAL)