

MINUTES OF REGULAR MEETING
SUGAR CITY COUNCIL
THURSDAY, FEBRUARY 27, 2020

Presiding: Mayor Steven Adams
Meeting Convened at 6:30 p.m.
Prayer: Catherine Nielsen
Pledge of Allegiance: Steve Davis

Present: Mayor Steven Adams; Clerk-Treasurer Wendy McLaughlin; Councilors Joy M. Ball, Steve Davis, and Catherine Nielsen; City Public Works Director Arlynn Jacobson; Chairman Dave Thompson of the Planning and Zoning Commission; Attorney Chase T Hendricks; Sugar Ridge Representative Jeff Patlovich; Old Farm Estates Developers Jeff and Ryan Lerwill; Sugar Ridge Representative Bret Stoddard; Citizens Andrew Barnum, Barbara Lusk, and Maren Nichols. Councilwoman Connie Fogle was excused.

CONSENT AGENDA:

MOTION: It was moved by Councilwoman Ball and seconded by Councilman Davis to approve Consent Agenda and accept the minutes; motion carried.

PUBLIC WORKS: - Arlynn Jacobson

City Wide Clean-up – Mr. Jacobson reported that the biannual city-wide clean-up costs are not fully funded by the current garbage fees. Councilwoman Nielsen will chair a “clean-up” committee for ideas.

MOTION: It was moved by Councilwoman Nielsen and seconded by Councilman Davis to approve the appointments of Bryce and Sherry Holman, JoAnn Clark, Timothy Frogue, and Gene Jeppson to the committee; motion carried.

Smoke Free Zones in All City Parks:

AMEND THE AGENDA: It was moved to amend the agenda to include communication with legal counsel and approval of authority to hire part-time building inspectors.

MOTION: It was moved by Councilwoman Nielsen and seconded by Councilwoman Ball to amend the agenda and add the items to the Executive Session and General Business. Thereupon, the clerk called roll upon the motion.

Those voting aye: Councilors Ball, Davis, and Nielsen
Those voting nay: None

Motion Carried.

CALENDARED ITEMS:

First Reading:

Smoke Free Zones in City Parks: Mr. Jacobson encouraged the council to adopt a “smoke free” zone in all city parks for public health reasons. Free signage may be provided.

Fair Housing Resolution: The council will review the resolution for a second reading at the next meeting. Grant monies are associated with adopting the Fair Housing Act.

Second Reading:

Personnel Policy:

Third Reading:

Revised Roof Sheeting Requirements: The Council adopted the revised new roof sheeting standard.

Ordinance No. 350_2020 was introduced and read in full by Mayor Adams entitled:

“AN ORDINANCE TO AMEND SCC 8-1-2 BUILDING CODE TO ADD ADDITIONAL REQUIREMENTS FOR ROOF PERMITS AND FIVE-EIGHTS (5/8”) INCH OSB (ORIENTED STRAND BOARD) SHEETING FOR ALL ROOFS.”

It was moved by Councilman Davis and seconded by Councilwoman Ball to adopt this ordinance. Thereupon the clerk called roll upon the motion.

Those voting aye: Councilors Ball, Davis, and Nielsen

Those voting nay: None

Ordinance No. 350_2020 was thereupon declared by the mayor to have been duly passed by not less than two-thirds of the council. The clerk will publish Ordinance No 350_2020 in summary or full immediately in at least one issue of the *Standard Journal*, a newspaper published in the city of Rexburg, Madison County, Idaho.

PUBLIC COMMENT PERIOD:

Bret Stoddard – Sugar City Storage – was disappointed and surprised that his project had been removed from the agenda with no communication. He is ready to build tomorrow but is being held up because of a road issue and whether or not he has frontage. He also explained that Sugar City is the only jurisdiction in the area requiring 5/8” OSB sheeting on roofs. He is concerned that with the costs associated new standard he will need to readjust his project.

Maren Nichols – introduced the Kindness Committee initiative and asked for the city’s support. The initiative will replace “Hello” week. The mayor will help put together a website for the committee. The website will promote random acts of kindness and experiences from others.

EXECUTIVE SESSION:

7:15 P.M. It was moved by Councilwoman Ball and seconded by Councilwoman Nielsen to move into executive session pursuant to Idaho Code 74-206 1 (a), “Hiring an individual agent, whose qualities are to be evaluated in order to fill a particular vacancy or need; not to fill a vacancy in an elective office or deliberate staffing needs in general.” And Idaho Code 74-206 1 (f) Confering with legal counsel for the public agency to discuss pending or imminently likely litigation, not merely when legal counsel is present. Motion carried. Thereupon, the clerk called roll upon the motion.

Those voting aye: Councilors Ball, Davis, and Nielsen

Those voting nay: None

Thereupon, the mayor declared the motion passed.

9:35 P.M. The executive session ended for Idaho Code 74-206 1 (a) and 74-206 1 (f). No decisions were made and there was no deliberation?

APPOINTMENT OF CITY ATTORNEY: The mayor appointed Chase Hendricks as the new city attorney.

RESOLUTION NO. 2020-3 (To Approve a City Attorney Services Contract Between Chase T Hendricks and the City of Sugar City): Resolution No. 2020-3 was presented to the council.

MOTION: It was moved by Councilwoman Ball and seconded by Councilman Davis to approve the appointment of Chase Hendricks as the new Sugar City Attorney and adopt the attorney contract; motion carried.

Resolution 2020-3 was thereupon declared by the mayor to have been duly passed by not less than two-thirds of the council. A copy of said resolution is attached hereto marked "Attachment #1."

OLD FARM ESTATES SUGAR RIDGE FINAL PLAT: The Council approved the Sugar Ridge final plat. The following guidance was provided for the record:

- Garbage removal problems
- Open space within the Sugar Ridge development does not meet the requirements for the 8 acres of useable open space agreed to within the 2011 Development Agreement.

MOTION: It was moved by Councilman Davis and seconded by Councilwoman Ball to approve the Sugar Ridge Final Plat; motion carried.

CITY ENGINEER CONTRACT RENEWAL: The council renewed the city engineer contract with Dick Dyer of The Dyer Group.

RESOLUTION NO. 2020-4 (To Approve a City Engineering Services Contract Between The Dyer Group, LLC and the City of Sugar City): Resolution No. 2020-4 was presented to the council.

MOTION: It was moved by Councilwoman Nielsen and seconded by Councilman Davis to approve the city engineering contract; motion carried.

Resolution 2020-4 was thereupon declared by the mayor to have been duly passed by not less than two-thirds of the council. A copy of said resolution is attached hereto marked "Attachment #2."

ADDITIONAL PART-TIME CITY BUILDING INSPECTORS: The mayor asked the council to approve his authority to hire additional part-time building inspectors within the city's budget.

MOTION: It was moved by Councilwoman Ball and seconded by Councilwoman Nielsen to approve the hiring of additional part-time city building inspectors; motion carried.

PLANNING AND ZONING REPORT: Chairman Dave Thompson reported the commission cancelled the last meeting due to lack of a quorum. He reported on the following items:

P&Z Chair and Vice Chair: The commission elected Mr. Thompson as Planning and Zoning Chair and Quinton Owens as vice chair.

Potential Developments: Mr. Thompson has met with many who are interested in this area as possible business locations.

Plat Process: Tabled for now. Madison County has recently updated their plat process flow chart. The commission will discuss this item at the next meeting.

Open Space and Land Use: The commission is working on open space issues in the Old Farm Estates development.

NEW TRANSPORTATION STUDY: Planning and Zoning will require a new transportation study from the Old Farm Estates developers.

MAYOR'S REPORT: Mayor Adams reported on the following item:

New Jr High School: The mayor is working with the school district to work out permit and inspection requirements.

DEPARTMENT REPORTS:

Sugar Days/Community Breakfast: The Tree and Beautification Committee will set a date for the event and the Rexburg Area Chamber of Commerce will be notified to let vendors know.

Easter Egg Hunt: Councilwoman Nielsen said she has 2,000 eggs to fill for April 11.

Meeting adjourned at 10:10 p.m.

Signed: _____
Steven Adams, Mayor

Attested: _____
Wendy McLaughlin, Clerk-Treasurer

The City of Sugar City Idaho

Resolution No. 2020-3

“A Resolution to Approve a City Attorney Services Contract between Chase T Hendricks and the City of Sugar City.”

WHEREAS, the Council of the City of Sugar City, Idaho desires to contract with Chase T Hendricks to perform city attorney services to the City on an “as needed” and as-requested basis; and

WHEREAS, Chase T Hendricks has offered his services which include but are not limited to general attorney services and has demonstrated his expertise; and

WHEREAS, the Council of the City of Sugar City, Idaho feels this partnership with Chase T Hendricks will benefit the City by providing these services;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SUGAR CITY, AS FOLLOWS:

The City Council of the City of Sugar City, Idaho hereby approves the City Attorney Services Contract with Chase T Hendricks and authorizes the Mayor to execute the aforementioned Professional Services Contract in the maximum amount of \$30,000.

PASSED by the Council of the City of Sugar City on this 27th day of February, 2020

APPROVED by the Mayor of the City of Sugar City on this 27th day of February, 2020.

(SEAL)

Steven Adams,
Mayor

ATTEST:

Wendy McLaughlin,
City Clerk-Treasurer

The City of Sugar City Idaho

Resolution No. 2020-4

“A Resolution to Approve a City Engineering Services Contract between The Dyer Group, LLC and the City of Sugar City.”

WHEREAS, the Council of the City of Sugar City, Idaho desires to contract with The Dyer Group, LLC to perform engineering services to the City on an “as needed” and as-requested basis; and

WHEREAS, The Dyer Group, LLC has demonstrated its expertise by providing similar services to the city before, and has offered its services which include but are not limited to general engineering services for water and water supply, sewer and wastewater treatment, storm water collection and disposal, streets and alleys, master planning and conceptual layout, parks and recreation and other public infrastructure or general engineering needs; and

WHEREAS, compensation will be on an hourly rate basis for the man hours and costs necessary to perform the above-described work in accordance with the firm’s prevailing standard hourly rates. Lump sum fees and/or separate agreements may be negotiated for larger projects; and

WHEREAS, the Council of the City of Sugar City, Idaho feels this partnership with The Dyer Group, LLC will benefit the City by providing these services;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SUGAR CITY, AS FOLLOWS:

The City Council of the City of Sugar City, Idaho hereby approves the City Engineering Services Contract with The Dyer Group, LLC, and authorizes the Mayor to execute the aforementioned Professional Services Contract.

PASSED by the Council of the City of Sugar City on this 27th day of February, 2020

APPROVED by the Mayor of the City of Sugar City on this 27th day of February, 2020.

(SEAL)

Steven Adams,
Mayor

ATTEST:

Wendy McLaughlin,
City Clerk-Treasurer