

MINUTES OF REGULAR MEETING
SUGAR CITY COUNCIL
THURSDAY, FEBRUARY 25, 2010

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

Present: Mayor Dalling; Sharon L. Bell, Clerk; Marcie A. Smith, Treasurer; Councilmembers Harold Harris, Bruce King, Lamont Merrill and Vaun Waddell; Brian Hawkes and Jesse Brown, Planning & Zoning Commission; Husk Crowther and Brandon Harris, Forsgren Associates; and Nate Sunderland and Shannon Self, Standard Journal.

The mayor asked if there were any corrections to the minutes of the regular meeting held on February 11, 2010. Each councilmember had a copy of said minutes prior to the meeting. It was moved by Councilmember Harris and seconded by Councilmember Waddell to accept said minutes; motion carried.

ORDINANCE NO. 288:

Councilmember King introduced Ordinance No. 288 entitled:

“AN ORDINANCE REPEALING CHAPTER 1 OF TITLE 4 OF THE SUGAR CITY, IDAHO, CODE, AND ALL OTHER CODE SECTIONS, ORDINANCES, OR PORTIONS THEREOF IN CONFLICT HERewith; DEFINING CERTAIN TERMS USED IN THIS ORDINANCE; PROVIDING FOR THE LICENSING AND TAGGING OF DOGS; PROHIBITING DOGS FROM RUNNING AT LARGE AND DISTURBING THE PEACE; PROVIDING FOR THE IMPOUNDMENT OF UNLICENSED DOGS AND DOGS RUNNING AT LARGE; PROVIDING FOR IMPOUNDMENT DUTIES OF POLICEMEN AND AUTHORIZED CITY EMPLOYEES/PERSONNEL; NOTICE OF IMPOUNDMENT AND REDEMPTION; PROVIDING FOR CITATION OF DOG OWNERS AND FOR FAILURE TO RESPOND TO SUCH CITATION; PROVIDING FOR COMMERCIAL AND NONCOMMERCIAL KENNEL LICENSES AND UPKEEP; PROVIDING FOR DISPOSITION OF UNCLAIMED DOGS AND DOGS WITH RABIES; MAKING IT UNLAWFUL TO INTERFERE WITH SEIZURE AND DESTRUCTION OF DOGS; PROHIBITING CRUEL TREATMENT OF DOGS; PROVIDING FOR LICENSING AND PROCESSING FEES; PROVIDING PENALTIES FOR VIOLATING THIS ORDINANCE; AND PROVIDING THE EFFECTIVE DATE OF THIS ORDINANCE.”

It was moved by Councilmember King and seconded by Councilmember Waddell to waive the reading on three different days and in full and place it upon its final passage. Thereupon the clerk called roll upon said motion.

Those voting aye: Councilmembers Harris, King, Merrill and Waddell
Those voting nay: none

Thereupon, the mayor declared that the motion, having been passed by not less than two-thirds of the council, had been duly carried. It was moved by Councilmember Waddell and seconded by Councilmember Merrill to adopt said ordinance. Thereupon, the clerk called roll upon said motion.

Those voting aye: Councilmembers Harris, King, Merrill and Waddell
Those voting nay: none

Ordinance No. 288 was thereupon declared by the mayor to have been duly passed by not less than two-thirds of the council, and the clerk was instructed to publish said Ordinance No. 288 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.

RESOLUTION NO. 2010-3 (Dog ordinance fee schedule): Councilmember Merrill read Resolution No. 2010-3 setting a fee schedule for the dog ordinance. Discussion was had on the fact that the dog ordinance refers to misdemeanors but the resolution only refers to infractions, not misdemeanors. The resolution was put on hold, and Councilmember King was assigned to check with Attorney Forsberg.

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

Discussion of title 9 chapter on home business: Brian reported that P&Z is doing more refinement on the proposed home business chapter of title 9. He briefly discussed the three types of home business: (1) cottage; (2) minor; and (3) major.

Discussion of wind turbine application: P&Z continues to work on the wind turbine application.

Discussion of projects for 2010: Brian reported P&Z needs more discussion on projects for 2010.

Mason & Herrington training in Pocatello: Five Planning and Zoning commissioners attended the training in Pocatello on February 20. Commissioner Jesse Brown reported it was very interesting and consisted of the highlights of the past 20 years that Mason & Herrington have provided this training. They are going to have available online videos that can be downloaded for training purposes.

FORSGREN ASSOCIATES: Husk Crowther addressed the council.

Water right application: Mr. Crowther reported that our water right request has a reasonably good chance to be approved since it was modified to reduce irrigation use.

Energy-efficiency grant (EECBG): Mr. Crowther reported that the city had received an EECBG grant for energy conservation for the city building in the amount of \$35,000 plus \$2,667 for administration. Our match will be \$10,000. Essentially, with our match we would have \$45,000 to spend on our energy savings project in the city building. He also advised us to wait for two weeks before starting our construction until we have more information on the requirements for the distribution of the money.

FORSGREN ASSOCIATES, TRANSPORTATION STUDY Q & A: There was an active

discussion with a number of questions of Brandon Harris on the transportation study. He was complimentary about the condition of most of our roads but emphasized repeatedly how much an active maintenance program is needed. The mayor complimented Mr. Harris on the great detail that was incorporated into the study.

APPROVAL OF CITY ACTIVITY DATES 2010: Discussion was had on city activity dates for 2010. Mayor Dalling presented a list of activities and a few additions were made. City activity dates are as follows: April 3, Easter egg hunt; April 30, Arbor Day celebration; May 10, start of spring cleanup; June 12, Teton Dam Marathon (Rexburg/Sugar City); July 24, pioneer community breakfast; October 11, start of fall cleanup; and November 30, tree lighting ceremony.

MOTION: It was moved by Councilmember King and seconded by Councilmember Harris to approve the proposed city activity dates for this year, as amended; motion carried.

DEPARTMENT REPORTS:

COUNCILMEMBER HARRIS:

2010 street plan: Harold presented his proposed planning and construction of city roads and streets by priority. His first priority was 7th East and Highway 33 (Center Street) and realignment of existing 7th East and Highway 33 to remove safety hazards.

Engineer for first priority project: Harold suggested sending a certified letter to City Engineer Dick Dyer excusing him from the following two road projects: (1) Highway 33 and 7th East; and (2) 1st North and "B" Street realignment. The letter needs to express that it is not a cancellation of Mr. Dyer's work as the city engineer, but only relieves him of the responsibility on the above two projects. Harold has hired Forsgren Associates to help on those two projects.

3rd South: Harold would like to set up a time to have property owners on 3rd South come in to discuss the 3rd South alignment problem. The mayor suggested the second meeting in March.

COUNCILMEMBER KING: No report.

COUNCILMEMBER MERRILL: No report.

COUNCILMEMBER WADDELL:

Easter egg hunt: Vaun said preparations are underway for the Easter egg hunt. He has gift certificates and needs to check with the mayor on the budget before he makes final plans.

Rocky Mountain Power grant: The mayor has asked Vaun to prepare the paperwork for a Rocky Mountain Power grant request for \$5,000. Grant guidelines: (1) needs to be visible; (2) needs to improve lives in the city; and (3) needs to be a capital project such as making the community a better place.

MAYOR'S BUSINESS:

Front office remodel: The mayor made a suggestion to relocate the custodial office and enlarge the front office to obtain a better work place for the receptionist.

Teton Dam Marathon: The Rexburg/Sugar City Teton Dam Marathon is scheduled for Saturday, June 12. Bob Yeatman is the Rexburg person in charge. The proposed route through Sugar City would be west on Center Street, south on Teton Avenue to the Moody Highway and then on to Rexburg. The mayor suggested that the city plan a community activity in the park that day. The mayor has asked Vaun Waddell and Paul Jeppson to serve on the Teton Dam Marathon committee. They have met with Bob Yeatman and the next meeting will be with the entire

Rexburg/Sugar City Teton Dam committee and it will be held in Sugar City Hall at 4 p.m. on Monday, March 15, 2010.

Meeting adjourned at 9:15 p.m.

Signed: _____
Glenn W. Dalling, Mayor

Attested: _____
Sharon L. Bell, Clerk