

MINUTES OF REGULAR MEETING
SUGAR CITY COUNCIL
THURSDAY, MARCH 22, 2007

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

Present: Mayor Dalling; Sharon L. Bell, Clerk; Marcie A. Smith, Treasurer; Councilmembers Harold Harris, Walter Deitz, Bruce King and Brad Orme; Stephanie Blackham, Planning & Zoning Commission; Kyra Davis, Standard Journal; Jan Gallup; Spencer Larsen, Fire Chief; Ken Anderson, Commissioner of Fire District; Eddie Pincock; Sharla Pincock; Kami Howard; Ganene Harris; Deputy Cameron Stanford; Nichole Stanford; Vaun Waddell; Tom Gallup; Paul Lusk; Kerry Moser; Nicole Malstrom; Sharee Palmer; Jeff Webb; Josh Garner; Trent Grant; and Joette Lookabaugh.

The Mayor asked if there were any corrections to the minutes of the regular meeting held March 8, 2007, and the minutes of the special meeting held March 14, 2007. Each councilmember had a copy of said minutes prior to the meeting. It was moved by Councilmember Deitz and seconded by Councilmember King to accept the minutes of March 8, 2007; motion carried. It was moved by Councilmember Deitz and seconded by Councilmember Orme to accept the minutes of March 14, 2007; motion carried.

CITIZEN INPUT: There was no citizen input.

JAN GALLUP – MINUTES OF FEBRUARY 22, 2007: Jan Gallup withdrew her request to address the Council.

FIRE CHIEF, SPENCER LARSEN – GROUND FOR SUBSTATION: Mr. Larsen addressed the Council. Accompanying him was Ken Anderson, Commissioner of the Fire District. A discussion was had about putting a substation in Sugar City to service this area, the Salem area and further north. The fire district is on a county level. They cover the costs and the county owns the stations. They will start off with grants to fund it, but they need help from the City in finding property for the substation. At present there is a substation in Archer, a station in Rexburg, and this would be Station #3. One acre of property is needed for a 100 x 110' building, which would have three bays. Having a fire station would reduce the cost of fire insurance for businesses by raising the fire rating. Mr. Larsen said we have two people who are already trained in Sugar City. The fire district will need to invest in training and equipment, and they will do the landscaping and upkeep. The Mayor said we would work quickly and find them a place and will be in contact with them. He thanked them for coming.

PLANNING & ZONING REPORT: Stephanie Blackham addressed the Council.

Plan Submittals by Harold Harris: Stephanie reported at their last meeting Mr. Harris

showed P&Z plans for an office in his building.

Time Change: P&Z voted to change the time of their meetings to 7 p.m. rather than 7:30 p.m.

Pocatello Seminar: All the P&Z Commissioners, except KaraLee Ricks and Bruce Bills, will attend the Pocatello Seminar on Saturday. The Mayor reminded her they could be reimbursed for mileage.

Public Hearing Procedure: P&Z reviewed public hearing procedure since they are having two of them on April 5, 2007.

Holly Harrison Special Use Permit: This special use permit will be on the agenda on April 5 as a public hearing.

Lois Webb Pool: Stephanie reported that P&Z approved Mrs. Webb's pool, then the next day she came across some information that would make it not meet the requirements of the ordinance. Being unsure of what to do, she contacted Attorney Lee and he suggested Stephanie give Mrs. Webb a letter telling her she is not in compliance and not to sign kids up for swimming lessons. There was a discrepancy on how much of the gross area of the living quarters can be used for a home business. There was also a discussion on parking and the fact that Mrs. Webb would need to submit a parking plan. Councilmember King complimented the P&Z as a whole in their efforts to try to proceed according to proper procedure. "We are all learning and trying to do the best we can," he said. He feels, however, that once an entire body takes a vote that the vote stands until the whole body reverses it.

Stephanie asked for a recommendation from the Council on how to handle the matter. She said we need a better ordinance and it will be in place before the end of the year. The Mayor felt that Stephanie had acted in good faith but encouraged her in the future to reconvene the commission if she felt they needed to reverse a decision. It was the consensus of the Council to let Mrs. Webb have her license stand for this year. They felt a vote of the body is binding until reversed by the body.

Cell Tower Ordinance: Stephanie reported P&Z has worked on a cell tower ordinance and they have scheduled a public hearing on April 5. Sharon has an electronic copy of the cell tower ordinance.

DEPARTMENT REPORTS:

COUNCILMEMBER HARRIS: Harold reported they are making progress on road repairs. He asked Sharon to put in the April newsletter that crack sealing would be done in April.

COUNCILMEMBER DEITZ: Walter reported that Roto Rooter does not have a contract with the City, as they had implied. It is on a call-as-needed basis.

COUNCILMEMBER ORME: Brad reported Harold has donated a lot of his personal time on fixing the tennis courts, along with him and other high school volunteers. They have about 25% of the work left to do and would appreciate some help.

COUNCILMEMBER KING: Bruce led a discussion on putting the City logo on the Web site at a cost of approximately \$95. He would like to buy software so we can put our Word files in Portable Document Format (PDF). This would include minutes and agendas. Bruce recommends we announce our Web site in the April newsletter. The Mayor asked him to write the entry for the newsletter. **MOTION:** It was moved by Councilmember King and seconded by Councilmember Harris that we approve the expenditure of \$95 to place the City logo on the new Web site and that we authorize the expenditure of up to \$100 for the purchase of software to create PDF files for placement on the Web site; motion carried.

MAYOR'S BUSINESS:

Business Park: The Mayor updated the Council on a proposed business park north and east of the half exchange in Sugar City. He asked Councilmember Deitz to report on the meeting they had with the Idaho Transportation Department in Rigby. They met with Tom Cole, Mark Layton, Ted Hendricks and Clair Boyle to discuss options for obtaining the property. Options are to buy it outright, trade land, or take a partial trade of land and money. The Mayor said it is important to get started on this right away. The State owns the land, so we will have to work with them on how to buy it or to trade for it. The State bought the property with federal money, so the disposition is subject to federal guidelines. Once the land is purchased, there will be three partners: Sugar City, Madison County, and East Central Idaho Planning & Zoning Company, doing business as The Development Company. The Mayor said there are three businesses that would like to go in the business park. Once we get a little further on, we will probably have a public hearing.

Lot by Moon Park: The Mayor reported the City cleaned up the lot and had it surveyed. It is 65 feet wide x 110 feet deep. He said we would decide what to do with it at a future meeting.

EXECUTIVE SESSION:

7:55 p.m. It was moved by Councilmember King and seconded by Councilmember Harris, pursuant to Idaho Code 67-2345(1)(a), (b), (e) & (f), that we move into executive session to discuss hiring, personnel, competitive commerce and litigation matters, which includes interviewing candidates for City Attorney. The Mayor called for a roll call vote:

Those voting aye: Councilmembers Harris, Deitz, King and Orme

Those voting nay: None

Thereupon, the Mayor declared the motion passed.

Discussions during executive session were on competitive commerce, litigation, and three candidates for City Attorney, who were interviewed. The Council had a brief discussion of the candidates following the interviews.

10:35 p.m. The executive session ended and the regular Council meeting adjourned.

Signed: _____
Glenn W. Dalling, Mayor

Attested: _____
Sharon L. Bell, Clerk