

MINUTES OF REGULAR MEETING
SUGAR CITY COUNCIL
THURSDAY, AUGUST 26, 2010

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, Bruce King, Lamont Merrill and Vaun Waddell; Brian Hawkes and Jesse Brown, Planning & Zoning Commission; and Nate Sunderland, Standard Journal.

PUBLIC HEARING (Proposed Budget 2010-2011): Mayor Dalling welcomed everyone and brought the public hearing to order. He presented a brief review of the procedure for the public hearing and asked Treasurer Marcie Smith to introduce the subject of tonight's hearing. Marcie reviewed the general fund and the utility fund budget items. City Clerk Sharon Bell reported there was no prior written testimony submitted. With the sign-up sheet of the public hearing in hand, Mayor Dalling called first for those in favor of approving the proposed budget. No one testified.

The mayor called for those neutral to the proposal to testify. No one testified.
The mayor then called for those against the proposal to testify. No one testified.

7:00 p.m. The public hearing ended, and the council convened its regular meeting.

Present: Mayor Dalling; Sharon L. Bell, Clerk; Marcie A. Smith, Treasurer; Councilmembers Harold Harris, Bruce King, Lamont Merrill and Vaun Waddell; Brian Hawkes, Planning & Zoning Commission; Nate Sunderland, Standard Journal; and Madison County Fire Chief Corey Child.

ADOPT 2010-2011 BUDGET: It was moved by Councilmember Harris and seconded by Councilmember Waddell to adopt the fiscal year 2011 budget as noticed in the newspaper and presented at the public hearing tonight. The mayor called for a roll call vote:

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

Thereupon, the mayor declared the motion passed.

The Mayor asked if there were any corrections to the minutes of the regular meeting held on August 12, 2010. Each councilmember had a copy of said minutes prior to the meeting. It was

moved by Councilmember Waddell and seconded by Councilmember Merrill to accept said minutes; motion carried.

MOTION TO AMEND AGENDA: It was moved by Councilmember Waddell and seconded by Councilmember Harris to amend the agenda for a fire substation response procedure, and Sugar City's participation in the Madison County Army National Guard Sendoff on 9-11-10, both of which issues arose after the original agenda was posted; motion carried.

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

Title 9 chapter on home occupation: Brian reported that P&Z has gone through this chapter several times. Before they go to public hearing, P&Z wants the council to review it and submit comments. He requested specifically that the council look at what P&Z has included, and also at what they haven't included and give their feedback. P&Z will then send it to Attorney Forsberg for review.

Title 9 impact area: P&Z is moving forward on the chapters on impact area, title 9, 9A and 9B. Attorney Forsberg will have a document for P&Z to review around the first of September.

DISCUSSION/DECISION ON 8-12-10 PUBLIC HEARING ON TITLE 9 REVISIONS:

Councilmember Waddell presented the land use schedule 9-3-6, pages 20-25, which pages are numbered the same as in the original document that went to public hearing. Changes were made, which were reviewed by Attorney Forsberg. On page 20: (1) state code requires that a manufactured home [9-3-8-E] be treated the same as a single family dwelling; (2) manufactured home park [title 11] simply needs a zone in which it is permitted; and (3) mobile home [title 11] [manufactured prior to 1976] is allowed by special use permit in R-3 and MU zones. On page 23: in consultation with Attorney Forsberg, a concrete batch plant will not be allowed in any zone. Concrete mixing has been added up to 2 cu. yds. max.

Another issue brought up at the public hearing was about the mayor appointing P&Z commissioners in the impact area. Councilmember Waddell reported that Attorney Forsberg said the mayor should be the one to do it rather than the county commissioners. State code is unclear on it. The second point brought up was the number of commissioners. Currently the city code says 8, and the state code says 3 to 12. Attorney Forsberg's opinion is why does the city want to restrict itself more than the state code?

The changes on the land use schedule are substantial changes and another public hearing needs to take place.

MOTION TO SET PUBLIC HEARING: It was moved by Councilmember Waddell and seconded by Councilmember Harris to hold a public hearing at 6:30 p.m. on Thursday, September 23, for the June 24, 2010 draft of title 9, except substituting pages 20-25, dated August 26, 2010; motion carried.

MADISON COUNTY FIRE DISTRICT:

Substation response procedure: The mayor said he asked the fire chief to come tonight and report how they will respond to a fire from the fire substation to be build in Sugar City. Fire Chief Corey Child addressed the council and said concerns were addressed by the media today. He explained that with the fire substation in Sugar City they will be able to respond more quickly. There will be the same number of calls and there will be no more sirens that they are getting now. They want to travel the most direct route to render care and aid, and will take the

same precautions here as anywhere else. He assured the council as this develops they will monitor their response procedures. He stated that fire departments in general add a great sense of pride in the community. The siren is a call for help and its neighbors respond to that need.

Fire fighter classes: Chief Child said they will do some advertising and start a fire fighter 1 class for anyone living in the county and they will teach it at Station 1. It is a three or four month class. They hope to have people trained by December.

Fire substation groundbreaking: The groundbreaking is Monday, August 30, 2010, at 5:00 p.m., and construction will begin September 1. Chief Child said it will be a nice piece of real estate. The mayor said the city endorses the fire facility and it is a great cause.

ATTACHMENTS TO COMPREHENSIVE PLAN: Councilmember Waddell suggested adding a couple of actions in 2009 to the attachments to the comprehensive plan. In the interest of time, he did not suggest adding any items from 2010 that the council had not discussed in previous meetings.

MOTION: It was moved by Councilmember Waddell and seconded by Councilmember King to attach the draft dated 26 August 2010 of implementing actions to the comprehensive plan; motion carried.

DEPARTMENT REPORTS:

COUNCILMEMBER HARRIS:

Update on road work:

Cutler Avenue: Harold reported that the Cutler Avenue project is completed and cleaned up. The school district paid for curb, gutter and sidewalk. The city paid for new pavement and storm drains (\$12,977). H-K Contractors also repaired the patch on West 1st South. They also repaired the road that was torn up while fixing a water line leak by the gray church.

Jaxon Drive: The city received from H-K Contractors a bid for \$32,000 to do a complete overlay on Jaxon Drive overlay. The bid has been accepted and the work will be done immediately. This work should lengthen the life of Jaxon Drive for several years.

COUNCILMEMBER KING:

East Parkway Corridor and Beltway: Dave Walrath, Madison County General Services Director, asked Bruce about the city's position on the parkway and beltway. He gave Dave a copy of the city's written recommendation posted on the Statements page of the city Web site. The County Commission planned to discuss the recommendation and corridor issues Monday at their regular meeting.

Agritech's encroachment on state highway 33 right-of-way: Bruce said ITD District 6 Right-of-Way Supervisor Mark Layton sent him an e-mail about Agritech's machinery encroaching on the state's right of way along Idaho 33 just north of Sugar City. Mr. Layton said it is basically a safety concern and will call Agritech. If he gets no response and if nothing happens in a couple of weeks, he will pursue the matter.

COUNCILMEMBER MERRILL:

Well #2: Lamont reported that well #2 is now in operation. We have added a valve, which will give us the ability to flush the pump/well out onto the ground instead of into the water system. With the improvements, this well can now take over and handle the city's needs if well #4 goes down.

COUNCILMEMBER WADDELL:

Tree and Beautification Committee: Vaun reported that the Tree and Beautification Committee, with the help of a few yard and garden specialists, have selected four yards and four gardens to be recognized for their excellence during the month of August. Recognition signs have been placed on the respective yards and gardens. These awards will be given again in September. The August awards will be recognized in the September newsletter.

Facelift for City Hall: The Tree and Beautification Committee appreciate the fountain that is now running in front of city hall.

Vacant lots in Ponderosa Estates: The vacant lots have weeds. The mayor said he will look into having them mowed.

Bike path resting area: Vaun said the committee is anxious that the city follow through with the water lines and the movement of the trees from the south entrance to the resting area on the bike path. The mayor said it is scheduled for this fall.

Thanks to grounds crew: The committee recommends that the city thank the grounds crew publicly for their fine work this summer. The mayor said we would put something in the October newsletter.

Service awards: The mayor reported that he wants a service award given to someone in the city, similar to the Brightest Star Awards given by the governor. It would be easy to make the awards at the Christmas party. Vaun said he will look into it.

MAYOR'S BUSINESS:

Groundbreaking on fire substation: The mayor reported that the groundbreaking for the fire substation is scheduled for Monday, August 30, 2010, at 5 p.m., and he hopes everyone will attend. He will say a few words.

Highway 33 business loop right-of-way: The mayor reported disappointment about the machinery placed by the road by Agritech.

Sendoff for the troops: Our local Madison County Army National Guard (Bravo Battery 1-148) is being called up to go to Iraq. The Rexburg Chamber of Commerce is searching for people to help fund the sendoff that is planned for September 11th from 11 a.m. to 4 p.m. at Smith Park in Rexburg. It was the consensus of the council that the mayor decide on an amount for the city to donate.

Meeting adjourned at 8:50 p.m.

Signed: _____
Glenn W. Dalling, Mayor

Attested: _____
Sharon L. Bell, Clerk