

MINUTES OF REGULAR MEETING  
SUGAR CITY COUNCIL  
THURSDAY, JULY 13, 2023

Presiding: Mayor Adams

Meeting Via Internet and at City Hall Convened at 6:30 p.m.

Prayer: Mayor Adams

Pledge of Allegiance: Councilwoman Nielsen

Present at City Hall and Online: Mayor Adams; Councilors Joy M. Ball, Daniel Baird, Glenn Dayley, and Catherine Nielsen; City Clerk-Treasurer Wendy McLaughlin; Building Inspector Quinton Owens; Public Works Assistant Cody Cureton; Planning and Zoning Administrator Kurt Hibbert; City Attorney Chase Hendricks; Madison County Fire Department Lieutenant Stan Crittenden; PSI Waste System Managers Casey McDaniel, Ian West, and Brian Hoffman; Just Serve Coordinator Nikki Andreasen and her husband; Citizens Lawrence Nielsen, Robert and Jade Nielsen, Anderson Nielsen, and others who may have joined electronically or otherwise but not identified. Public Works Director Arlynn Jacobson was excused.

**CONSENT AGENDA:**

**MOTION:** It was moved by Councilwoman Ball and seconded by Councilwoman Nielsen to approve the Consent Agenda; motion carried.

**AMEND AGENDA:**

**MOTION:** It was moved by Councilwoman Nielsen and seconded by Councilwoman Ball to amend the agenda to include and Executive Session for 74-206(b) and 74-206(f); motion carried. The information became available after the agenda was posted and published.

**JUST SERVE:** Nikki Andreasen and her husband invited the city to use the non-religious, community, Just Serve, organization for community projects and needs. Community members work through the city for service. Nikki and her husband will help the city get set up. The Council agreed that the city and community would benefit from using the Just Serve app and coordinating opportunities to serve.

**PSI CONTRACT AMENDMENT:** PSI Waste Systems Manager, Casey McDaniel, reported to the council that the PSI current contract will expire August 31, 2023. They would like to amend the contract to extend it another five years. Built in rate schedules will increase with the Consumer Price Index (CPI) adjustment either up or down. Other costs such as the land fill costs could raise the rate as well. The Council will review the contract for the next meeting.

**SEWER INTERCEPTOR LINE FUNDING:** Dick Dyer announced that the city was awarded DEQ loan money to replace the Moody Interceptor Line to Rexburg. The 30-year replacement on Moody came all at once. The mayor is reluctant to force a public bond on necessary services. He would like to look at what the city has in reserves and other options available. The public will be informed and have a chance to respond. Owning our own future waste system will also be discussed.

**PUBLIC COMMENTS:** None.

**PLANNING AND ZONING REPORT:**

Planning and Zoning Administrator and City Planner Kurt Hibbert reported on the following item:

**Madison Emergency Planning (MEP):** Mr. Hibbert met with the County on the Comprehensive Plan and Area of Impact. Planning and Zoning Chairman Derik Taylor will be the representative for Sugar City at the MEP meetings.

**2022 Madison Transportation Plan:** Still working on the TAS maps for the public hearing.

**Access onto Highway 33:** A potential business north of Sugar City was denied access directly onto Highway 33 as part of their planning model. They have other options that are safer to access the highway.

**Accessory Building Units:** Mr. Hibbert is working to make accessory building units allowed in all zones.

**Development:** Building development seems to be mostly south of town. Residential is slowing and commercial is speeding up.

**Possible Ice-Skating Rink:** A developer is working with Mr. Hibbert on a possible ice-skating rink in Neibaur Park.

**Sidewalks:** The city requires new residential construction to also install sidewalks. Several places are missing sidewalks. Notices will be sent to homeowners with ample time for compliance.

**Temporary Occupancies:** Temporary Certificates of Occupancies are issued mostly for landscaping. The city is cracking down on offenders who do not complete the required improvements within the time frame allowed.

**PUBLIC WORKS REPORT:** Public Works Assistant Cody Cureton reported on the following items.

**Well #5:** The tank is not losing any water and is ready to go live after the bacteria tests are negative.

**Peregrine Park:** Playground equipment will be installed. Swells are planned to drain the water.

**Road Maintenance:** The next two months the Public Works Department will be busy with street maintenance i.e., patch work, crack sealing, chip sealing, and slurry seal on certain streets.

**Weeds:** The city has an agreement with the owner of two properties in town to mow the weeds in trade to use his property to store street maintenance materials for a couple of months. Others have been sent letters to mow the weeds.

**GENERAL BUSINESS: Action Items**

**2022 Madison County Transportation Plan:** The council voted to adopt the 2022 Madison County Transportation Plan with the idea that it will be amended for needed improvements and amendments.

**RESOLUTION NO. 2023-7: (2022 Madison County Transportation Plan Adoption)**

**MOTION:** It was moved by Councilman Dayley and seconded by Councilwoman Nielsen to approve the 2022 Madison County Transportation Plan. Thereupon, the Clerk called roll upon the motion.

Those voting aye: Councilors Ball, Dayley, and Nielsen

Those voting nay: Councilman Baird

Thereupon, the Mayor declared the motion passed. A copy of said resolution is attached hereto marked "Attachment 1".

Councilman Baird had the following concerns:

- 2nd East in Rexburg is the most important transportation connection with Sugar-City and the county north and east of Rexburg. It currently has some of the lowest grades for Level-of-Service for congestion and intersections. The plan notes its importance and its effectiveness level.
- With the adopted plan, 2nd East will continue to have failing grades for at least the next 25 years. The negative impacts on Sugar City and our connection to Rexburg are only magnified by the lack of data of our current zoning and growth projections.
- The plan goes through great detail in explaining principles of Access Management, the trade-off between traffic movement and land access, and the principles of when a road should be focused on one of them, balanced, or focused on the other. 2nd East's importance in moving traffic from the Salem interchange, the new temple, Walmart, and Sugar City is projected to increase, meaning that access needs to be limited. 5th West's extension across the Teton River won't have a big impact on traffic on 2nd East. The proposed Eastern Corridor Parkway is a major arterial. It is projected to mitigate only a small amount of the traffic on 2nd East. The portion of Rexburg on the north of the river is only connected to the south by roads that will not have land access as a primary role. Without a plan to add land access crossings east of 2nd East, the plan is internally consistent.
- The Eastern Corridor Parkway proposal is that the segments (which are not currently aligned with our city's hoped-for design) would be constructed in phases depending on demand. As a proposed arterial with primary goal of connecting the two cities, leaving a segment or four unconstructed until demanded is again inconsistent with its purpose.

**Planning and Zoning Appointments:** The mayor appointed three new Planning and Zoning Commissioners with council ratification.

**MOTION:** It was moved by Councilwoman Nielsen and seconded by Councilwoman Ball to ratify the Planning and Zoning appointments.

- Brian Hawkes – resides in impact area
- Brad Saunders
- Spencer Haacke

Spencer Haacke was sworn in at the meeting. Brian Hawkes and Brad Saunders will be sworn in later.

**Ebiling Simplification:** Clerk-Treasurer McLaughlin notified the council that the city will be signing new utility customers up with ebilling to help ease the office work load. Customers can opt out if they prefer to receive a physical statement.

**24<sup>th</sup> of July Parade:** The council will not participate in this year's 24<sup>th</sup> of July Pioneer Day Parade.

**GENERAL BUSINESS (Discussion Only):**

**Budget:** Updates will continue to be added to the budget and reviewed at the work meeting 27 July 2023 at 5pm.

**CALENDARED ITEMS:**

**Third Review:**

**Fire District Code:** Madison County Fire Department Lieutenant Stan Crittenden and City Building Inspector Quinton Owens both presented their proposals to the Fire Code Amendment once more. After much discussion the Council tied on a vote 2 to 2 and the mayor broke the tie vote in favor of Mr. Owen's proposal of using the exemption granted by State Statute using a fire wall in certain situations versus mandatory sprinklering.

**ORDINANCE NO 386\_2023 (Fire Code Amendment):**

"BUILDING SAFETY CODES."

It was moved by Councilman Baird and seconded by Councilman Dayley to adopt this ordinance. Thereupon, the clerk called roll upon the motion.

Those voting aye: Councilors Baird and Dayley

Those voting nay: Councilors Ball and Nielsen

Mayor Adams broke the tie in favor of the city's proposed amendments.

Ordinance No. 386\_2023 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. 386\_2023 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.

**MAYOR AND COUNCIL REPORTS:**

**4<sup>th</sup> of July Parade:** The council enjoyed the parade but preferred the dump truck from last year. Good for Sugar City presence.

**Tree and Beautification:** July yard awards are as follows:

- Scott & Leslie Hymas – 100 S Maple
- Kevin & Melissa Coles – 315 E Palomino
- Jerry & Rozan Miller – 119 S Idaho
- Marie Davis – 21 N Pine

Starting in August the Commission will award two yard-awards instead of four each month. Pictures of the yards will be taken and posted on Facebook. The awards will also be noticed in the monthly newsletter.

**Memorial Garden:** Young women planted flowers around the monument. The next step is the large island section.

**Arbor Day Trees:** The committee would like to see trees planted on the south side of Heritage Park and next to park benches. The art contest will include first, second, and third places instead of just first place winners.

**Historic Preservations Commission:** The commission has received their Articles of Incorporation and 501(C)(3) status. They are working on plans to rebuild the old train depot for the museum. Walmart donated the TV the commission used at the Sugar Days Celebration.

**EXECUTIVE SESSIONS:**

9:24 P.M. It was moved by Councilwoman Nielsen and seconded by Councilwoman Ball to move into executive session pursuant to Idaho Code 74-206(b) "To consider evaluation, dismissal or disciplining of or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent." and Idaho Code 74-206(f) "Conferring 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, Baird, Dayley, and Nielsen  
Those voting nay: None

Thereupon, the mayor declared the motion passed.

10:35 P.M. The executive sessions ended for Idaho Code 74-206(b) and Idaho Code 74-206(f). No decisions were made and there was no deliberation.

Motion was made for adjournment. Meeting adjourned at 10:35 p.m.

Signed: \_\_\_\_\_  
Mayor Steven Adams

Attested: \_\_\_\_\_  
Wendy McLaughlin, Clerk-Treasurer

**RESOLUTION 2023-7**

**RESOLUTION ADOPTING THE 2022 MADISON COUNTY TRANSPORTATION PLAN**

**WHEREAS**, a safe and efficient transportation system is vital to the City of Rexburg, Sugar City and Madison County;

**WHEREAS**, an important component of a safe and efficient transportation system is a transportation plan;

**WHEREAS**, a joint and cooperative venture between the City of Rexburg, Sugar City, and Madison County was established for these purposes;

**WHEREAS**, a document titled *2022 Madison County Transportation Plan* has been prepared;

**WHEREAS**, the 2022 Madison County Transportation Plan will serve as an official document of the City Council of the City of Sugar City, and that the Transportation Plan, as it pertains to the City of Sugar City jurisdiction, serves as the official plan for transportation of the City of Sugar City;

**WHEREAS**, new floodplain data and associated mapping is, and has been, developed by the Federal Emergency Management Agency (FEMA), and;

**WHEREAS**, there is a likelihood that new and additional floodplain areas may be designated in and near the City of Sugar City, the Sugar City Council has required further analysis by the contracted engineering firm, Horrocks Engineering, updating significant changes to the projected Transportation Analysis Zone (TAZ) area data. Projections made from this data will support active mitigation of potential floodplain impacts, particularly as it pertains to the East Parkway Corridor's placement and final location.

**NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SUGAR CITY, IDAHO, THAT:**

The 2022 Madison County Transportation Plan, with the understanding of likely future floodplain amendments, has been ADOPTED by the Mayor and City Council.

**APPROVED AND PASSED BY THE CITY COUNCIL AND MAYOR THIS 13<sup>th</sup> DAY OF  
JULY 2023.**

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Steven Adams, Mayor

ATTEST:

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Wendy McLaughlin, City Clerk-Treasurer

(SEAL)

RESOLUTION 2023-7