

**City of Rigby
City Council Meeting
October 5, 2010
7:00 p.m.**

Mayor Smith welcomed everyone to the meeting and turned the time over to Councilman Day who invited everyone to join him in the pledge of allegiance. Mayor Smith then turned the time over to Councilman Maloney who gave the prayer.

Dave Swager, City Clerk/Treasurer, performed roll call. Those present were: Mayor Smith, Councilman Blackburn, Councilman Day, Councilwoman Hinckley, Councilman Maloney, Councilman Simonson and Councilman Zimmermann.

Adopt Resolution 2010-154-Authorizing Escrow Account for the Purpose of Defeasing and Paying 2003 Water Revenue Bonds-

Mayor Smith reminded the council of the last council meeting where they had discussed the defeasement of the water bond. Mayor Smith stated that if approved he would like to have the other part of the motion to include suspending the reading of the resolution.

Councilman Blackburn moved to adopt Resolution 2010-154 and to waive the reading of the resolution. Councilman Zimmermann seconded. On a roll call vote:

Councilman Blackburn	--	aye
Councilman Day	--	aye
Councilwoman Hinckley	--	aye
Councilman Maloney	--	aye
Councilman Simonson	--	aye
Councilman Zimmermann	--	aye

Chamber of Commerce-Christmas Light Parade-

Mayor Smith stated the next item on the agenda was the Chamber of Commerce regarding the Christmas Light Parade and turned the time over to Chris Hayward for her presentation.

Chris Hayward, 421 N 3950 E, stated she is present this evening representing the Rigby Chamber of Commerce and explained that she is the Treasurer for the Chamber. Mrs. Hayward stated that she was here with Teresa Anderson who is the President for the next fiscal year. Mrs. Hayward stated they were present this evening to discuss with the City the Christmas promotion they do every year. Mrs. Hayward stated they had a planned date for December 3rd which is a Friday. Mrs. Hayward stated that in the past they have had a lighted parade with Santa Claus in the end with the City's red fire truck. Mrs. Hayward stated they would like to borrow the Santa Claus and referred to Councilman Zimmermann. Mrs. Hayward stated the local merchants stay open until midnight and feels this is a good promotion for the City of Rigby because it brings outside people into town. Mrs. Hayward stated she had completed the Special Event Permit Application and would be submitted it along with the application fee, a copy of the IRS code for Chambers of Commerce which states they are non-profit under 501-C6 and a copy of the insurance. Councilman Blackburn

stated than in years past the city has purchased or been given a tree which is lit after the parade for Santa and asked if this year they would be using the big tree recently planted in Bennion Park. Mrs. Hayward stated that was going to be part of the discussion this evening. Mrs. Hayward referred to the Spring Banquet the Chamber had held and stated there had been an auction during that with the funds being designated to help buy some additional Christmas decorations for the City. Mrs. Hayward stated they had been told to speak with Rick Lamoreaux, Park/Street/Sanitation Supervisor, regarding this and asked if they were aware of this. Mayor Smith stated that it was his understanding that Mr. Lamoreaux had made arrangements for a tree for this year and next and explained that was in order to give the tree time. Mr. Swager stated there were concerns on the trees now and felt there was a better chance in one year but even better in two years. Teresa Anderson stated the Chamber had been asked to donate money and their question was whether or not to do that now or wait until later. Mr. Swager stated Mr. Lamoreaux had taken some fliers to Ginger Crystal of the Chamber regarding Christmas decorations. Mr. Swager explained the decorations the city currently has went up on the older poles and the problem with them is there are not enough and they are too large for these new poles. Mrs. Anderson stated the Chamber has a meeting tomorrow at one and would discuss the possibility of just donating a certain amount of money to the city and allowing the city to spend it how and where they want. Mr. Swager stated just for estimate there are 55 new poles and the decorations would cost roughly \$200 each for a total of approximately \$11,000. Mrs. Anderson stated that was over their budget but explained they would discuss it in their meeting tomorrow. Mayor Smith stated the immediate need would be to place something on these new light poles because what the city has will not work. There was a brief discussion regarding the commercial grade decorations and what the city was considering. Councilwoman Hinckley asked where the Chamber meeting was being held tomorrow and Mrs. Hayward stated it would be at Stockman's at 1:00 p.m. Councilman Zimmermann asked if there was any way to get the High School Band involved in this parade. Mrs. Hayward stated they could call and extend the invitation and see what they say. Mrs. Hayward stated they advise all of the participants not to throw candy but explained that last year some of them still did. Councilman Zimmermann asked what the proposed start time for the parade is and Mrs. Hayward stated they have been asked to start it at 6:30 p.m. and explained this is a half hour later than the previous start times. Mrs. Hayward stated that most of the local businesses close at 6:00 p.m. and could participate in the parade more if it started later.

Ratification of Two (2) New Airport Board Members-

Mayor Smith stated the next item on the agenda was the ratification of two airport board members and turned the time over to Councilman Zimmermann for his presentation.

Councilman Zimmermann referred to a letter in the council packets and explained it was from Terry Kofoed. Councilman Zimmermann stated that he had also received an email from John Anderson and read it into record as follows:

Councilman Zimmermann,

With the vacancies left by our previous board members, Terry Kofoed and Larry Boehm, the board met on September 29, 2010 and selected Dennis Adams and Tim Egan as replacements. Both of these individuals have a desire to see the Rigby Airport continue to be a safe and desirable facility for the city and will be assets to the Board.

Councilman Zimmermann stated that Dennis Adams is a retired electrical engineer and has a hangar and plane at the airport. Councilman Zimmermann stated that Tim Egan is the President of a structural steel engineering firm in Idaho Falls and has a hangar and two planes at the airport. Councilman Zimmermann referred to the by-laws for the Rigby Airport and stated Article 3, paragraph 1 indicates that board members have to be ratified by the city. Councilman Zimmermann stated that all the city had to do was accept these two names and then the board would do what they needed to at their next meeting. Councilman Zimmermann moved to accept Dennis Adams and Tim Egan as board members for the Rigby Airport. Councilman Maloney seconded. All were in favor.

Other Council Business-

Mayor Smith stated the next item on the agenda was other council business and turned the time over to the council for any item they needed to discuss or disclose.

a. "Spirit of Honoring Veterans"-

Mayor Smith reminded the council that at the last meeting he had talked about his opportunity of attending the send off of the National Guard unit. Mayor Smith stated that during that he had spent some time with Governor Otter and explained that he had invited Governor Otter into Rigby to see the Veteran's Memorial. Mayor Smith stated that Governor Otter has accepted the offer and explained he will be in Rigby on Saturday, October 16, 2010 at 1:30 p.m. Mayor Smith stated there will be a group of people coming with him and explained there will be no speeches given but the city will provide some punch and cookies. Mayor Smith stated the VFW is trying to contact all of their members in an attempt to have them show up to this event in uniform. Mayor Smith stated there will be quite a few of the Constitutional Officers as well. Mayor Smith stated that he would like to have as much support in having a good turn out and getting the word out in the community. Mayor Smith turned to Larry Anderson, Chief of Police, and stated that he may want to have additional officers that day and questioned parking. Mayor Smith stated that invitations have been sent to all the elected officials in Lewisville, Roberts, Menan and Rire as well as the school superintendents and school board members from the three school districts in the county. Mayor Smith stated this is open to the public and explained that he had talked with Erlene Poole from the Jefferson Star to make sure that something was in the paper. Mayor Smith stated there had already been a very nice dedication but felt it needed more publicity and explained he wanted everyone in the county to see this memorial. Mayor Smith stated that Mr. Swager has been in contact with the three local news stations making them aware of this event.

Mayor Smith stated he felt this was a very important thing and wanted to make sure that people knew what was here. Mayor Smith stated he felt it was important to show support for Governor Otter as well and explained that he has been a big fan of this side of the state and his office has been very helpful with a lot of things. Councilman Blackburn stated that Governor Otter's office was very instrumental in the participation for the revitalization of downtown Rigby and also the corridor on Highway 48 that his office supported the spending of money on. Mayor Smith stated that his office has also helped with the refinancing of the money from DEQ. There was a brief discussion about the work on the overpass and whether it would be completed in time for this event or not.

Scott Barry, Water/Wastewater Operations Manager, explained that he, Dean Christiansen and Tom Sessions have been looking at backhoes for the past month for use out at the Wastewater Treatment Plant. Mr. Barry stated they had narrowed their choices down to four different ones until

today. Mr. Barry stated they have picked one that is very well maintained and very clean looking. Mr. Barry stated that he would like approval to purchase this backhoe in two weeks and explained the owner had knocked \$3,000 off the purchase price and have agreed to ship it to Rigby in an attempt to keep him within budget. Mr. Barry explained that Mr. Christiansen and Mr. Sessions had gone down and tested it out for about 3 hours and say it works great. Councilman Zimmermann asked what brand this was and Mr. Barry stated that it was a Case backhoe. Mr. Barry explained they would be getting two different front buckets and two different backhoe buckets with the purchase of this backhoe. Mr. Barry stated that he wanted to give the information tonight so that when the council saw it in payables at the next meeting they would know what it was. Mr. Swager asked what the price was and Mr. Barry stated \$20,000. Mayor Smith explained to the council that this backhoe is something that has been budgeted for. Mayor Smith stated this could not be voted on tonight because it's not on the agenda but suggested if there were any questions they could be asked now as Mr. Barry would not be present at the next meeting. Councilman Zimmermann asked if Mr. Sessions could attend the next meeting and Mr. Barry stated that he could. Mr. Barry stated that Mr. Christiansen is a mechanic as well as lead operator and explained that he has gone through this backhoe from top to bottom and said it is a very nice machine and well worth the money. Councilman Simonson asked how old it was and Mr. Barry stated it was a 1998 with 6,000 hours on it. Councilman Maloney asked where this backhoe is located and Mr. Barry stated it was in Twin Falls. Councilman Zimmermann asked if there were any leaks and Mr. Barry stated there was not and explained it was a very sound machine. Mayor Smith reminded the council that it is a used backhoe and not brand new. Mr. Barry stated that he has pictures with him if the council wished to look at them. Councilwoman Hinckley asked if this backhoe was able to be used in other departments or just wastewater. Mayor Smith stated the issue they run into is the sludge generated by the treatment plant has to be turned and moved and then it would be used to plow snow and could be used to dig up sewer lines in town. Mayor Smith stated that if it was going to be used for a water line then the backhoe would need to be cleaned and sanitized so sewer or sludge did not get into the water line. There was a brief discussion regarding composting and the possible need of a concrete pad. Mr. Barry stated they had just shipped all of the sludge out to Mud Lake and explained the total cost was \$1,500 and felt that was pretty inexpensive for 14 months worth of sludge.

Mayor Smith asked if there was any other council business. No further business was given.

Approval of Minutes-September 21, 2010-

Mayor Smith stated the next item on the agenda was the approval of minutes and asked if there were any corrections or additions.

Councilwoman Hinckley stated that before she said anything she wanted to compliment Paula Sessions, Planning and Zoning Administrator, for the work she does in typing these minutes. Councilwoman Hinckley referred to page 8, third line down, where it says US Bank was being put in escrow to pay and stated their needed to be the word off. Mr. Swager stated those banks needed to be switched and explained the money is being put in escrow at Zion's Bank to pay off US Bank and stated he would get that corrected. Councilwoman Hinckley referred to the fifth line down where it states pay of and believes this needs to be off. Councilwoman Hinckley referred to page 10 where Mayor Smith talked about the medicare and feels it should be written when they apply and not when the apply. Councilwoman Hinckley referred to page 12, the sixth line down and feels the word should be needed to be providing instead of need. Councilman Day stated that he

had a question that might need to be followed up on and referred to page 4 last paragraph where it states Mr. Sweeney would submit a letter to Mr. Jaglowski by the end of the week and asked if that had been done. Mr. Swager stated that he would follow-up with Mr. Jaglowski tomorrow. Councilwoman Hinckley stated there is no indication of a motion to adjourn the meeting and stated she believed that Councilman Blackburn had done that. Councilman Day moved to approve the minutes with the scheduled changes. Councilwoman Hinckley seconded. Councilman Simonson abstained from voting. All others were in favor.

Review and Approval of Bills-

Mayor Smith stated the next item on the agenda was the review and approval of bills and asked if there were any questions or concerns.

Councilman Day referred to page 4 under Rocky Mountain Power for the Hailey Creek water in the amount of \$6,185 and asked if this was the power for just the well for one month. Councilman Day stated this was just barely less than the power bill for the entire treatment plant. There was a brief discussion regarding the usage on the pump. Mr. Swager stated this well was the one being used for the test out at the treatment plant and explained that would be the cost for using that well. Councilman Day stated he hoped the bill would be considerably less from here on out and Councilman Blackburn stated that he would like to see this reviewed. There was a brief discussion regarding other line items for the other pumps in the wells throughout the city. Mr. Barry stated this pump is currently not talking to the rest of the system and cannot shut down and therefore runs constantly. Councilman Day stated that he was concerned over the amount of money the lack of communication with the SCADA system was costing the city and felt the developer should be aware of and possibly reimburse. Councilman Blackburn stated the meter needed to be checked and see if it's working properly. There was a brief discussion regarding how the other pumps and wells work within the system. Councilman Maloney moved to approve payment of the bills. Councilman Simonson seconded. On a roll call vote:

Councilman Day	--	aye
Councilman Maloney	--	aye
Councilwoman Hinckley	--	aye
Councilman Simonson	--	aye
Councilman Zimmermann	--	aye
Councilman Blackburn	--	aye

Public Comment-

Mayor Smith stated the next item on the agenda was public comment and turned the time over to the audience.

Shamae Erickson, 375 N 4th West #3, stated that she had received her city utility bill yesterday and noticed in the comments that rates will be going up. Mrs. Erickson stated that she had called City Hall and spoke with Judy Bridges, Utility Billing Clerk, and that she had been told this was a standard 5% increase. Mrs. Erickson stated that she may have done the math incorrectly but she believes the increase to be more like 8%. Mrs. Erickson stated she didn't understand all that Mrs. Bridges was telling her regarding there being a meeting where this was voted on and approved. Mrs. Erickson stated this meeting was supposedly advertised in the paper and the public had been invited to come. Mrs. Erickson stated that she would like to know how she could become

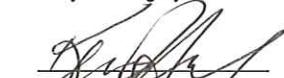
more informed on what is going on in city hall. Mrs. Erickson stated she would like something in writing that would show what the city was spending this money on and what it was going to. Mrs. Erickson asked if there was another way to inform the public because she does not take the paper. Mr. Dunn stated that city council meets twice a month and explained this was on the first and third Tuesdays. Councilman Blackburn stated those meeting agendas are advertized on the city hall door on the Friday prior to the meeting. Mr. Swager stated the agendas are not advertized in the paper. Mayor Smith explained public hearings were advertised in the paper regarding those meetings where the rate increases were discussed and approved. Mr. Swager referred to the rate increases and explained the water went up 5%, sewer went up more than 5% because of the deficits the city was experiencing, and sanitation went up 5%. Councilman Day asked how much the sewer rates went up in total and Mr. Swager stated the previous rates were \$52.10 to \$67.00 and explained this included both the bond and maintenance and operation. Mr. Dunn stated this would reduce in the future. Mrs. Erickson interjected saying that her next question was going to be how long the bonds would be on her bill and Mr. Swager stated they were 20 year bonds. Councilman Simonson stated that part of the problem is the city has been somewhat negligent in taking care of the sewer and the sewer plant and the city has not charged enough in the past in order to put money aside for these types of things. Councilman Simonson stated there are hundreds of thousands of gallons of water seeping into these bad sewer lines and going out to the treatment plant. There was a brief discussion regarding the plans and processes that have been put in place to help for the next 20 years. There was a brief discussion regarding the subwater and the problems it could cause for the new wastewater treatment plant and the proposed sewer line repairs. Mrs. Erickson asked if the budget was public and if she could get a copy and Mr. Swager stated he would have a copy for her in the morning if she wanted to come get it.

Councilman Maloney asked if the agenda was published on the website and Mr. Swager stated that currently it was not but stated that it could be. Councilman Maloney stated that he felt this was a good idea. Mrs. Erickson stated that she receives her bill every month and asked if something could be put in the notes stating there would be a public hearing. Mrs. Erickson stated that she felt like she wasn't informed and didn't know how she could become better informed. Mr. Swager stated he would make every attempt to get something on the bills. Councilwoman Hinckley stated that she could always read the paper at the library since she didn't subscribe to it. Councilman Simonson stated the Jefferson Star does a very good job keeping track of the city and explained they either have a reporter attend the meetings or they pick up the council minutes and have a report in the paper. Mr. Dunn stated the budget process happens the same time every year and hearings were held each year. Chief Anderson stated the best way to get informed is to get out and check things out and explained the information is not going to come to you. Mrs. Erickson stated the library had started a Facebook page to give updates and conduct surveys and suggested maybe the city could do the same. Mayor Smith stated that he had just signed up for another two years of the Jefferson Star and explained it cost him \$46 and was delivered once a week.

Mayor Smith asked if there was any other public comment. No other comment was given.

Councilman Simonson moved to adjourn the meeting. Councilman Zimmermann seconded. All were in favor. The meeting was adjourned at 8:05 p.m.

City of Rigby



Keith Smith, Mayor

ATTEST:


David Swager, Clerk