

City of Rigby
Council Meeting Minutes
March 20, 2012

Mayor Smith opened the meeting at 7:00PM Tuesday, March 20, 2012.

Mayor Smith asked Councilman Zimmermann to conduct the prayer and Councilman Blackburn the pledge.

Mayor Smith asked the clerk to call the roll.

Councilman Day	Present
Councilman Blackburn	Present
Councilman Simonson	Present
Councilman Maloney	Present
Councilwoman Hinckley	Present
Councilman Zimmermann	Present

Also present: Chief Hammon, and Attorney Rob Dunn.

Swearing in Two Police Officers:

Police Chief Hammon introduced Rigby's two new officers, Caleb Sickinger and Melissa Steinman, to come forward to be sworn into office. Chief Hammon explained Officer Sickinger most recent employment was as a deputy with Jefferson County. Mellissa Steinman had completed her POST academy training in Boise this last week. Chief Hammon gave the oath of office to both of the officers.

Employee-Student Education Program:

The council reviewed and discussed the "employee-student education program" that was being considered as part of the city employees benefits. Two modifications were made referring to number of credit hours an employee could take in anyone year; the number of months of employment after reimbursement wherein an employee needed to continue to be employed with the city without being subject to repayment to the city of education expenses paid on their behalf.

The Mayor requested each of the council review the program and if added changed were needed to indicate same to the clerk. The program would be placed on next council agenda for consideration.

Discussion on Proposed LID on 1st North and Annis Highway:

Mike Jaglowski from Keller and Associates came forward and presented the council with engineer cost estimates for construction of the two streets. Jaglowski had broken down 1st North into two segments- 3rd West to 4th West and from 4th West to 5th West. Jaglowski noted that some of the items included in the engineer cost estimates were items subject to modifications. One item noted was the canal crossing on the Annis Highway. The line item he has listed could be changed. He also noted that while preparing the field work the right of ways is 60 feet. The power poles on 1st North were approx. 50 feet. The asphalt on Annis Highway is around 30 feet on the south end of Annis Hwy increasing as the road passes 4th North and Stockman. The sewer line being placed on the Annis Hwy is around 12 foot in width. Jaglowski noted the road cut would run almost on the center line of the road. He noted that having the center portion of the road rehab would be new compaction, sub-base and new overlay. The adjacent asphalt on either side being of poor quality will begin to deteriorate. DEQ will allow road rehabilitation on sections which are destroyed during excavation; however, they will not accept total rehab on the

road. Jaglowski next reviewed the estimate per lineal cost of each of the road sections. The cost breakdown is as follows:

- Annis Hwy – 3,000 lineal feet – cost \$1,120,232 - lineal foot split both side of road \$187
- 1st North – 3rd W to 4th W – 850 lineal feet – cost \$307,756 –lineal foot split both side of road - \$181.
- 1st North – 4th W to 5th W – 850 lineal feet – cost \$352,263 – lineal foot split both side of road - \$207.

Relating to the differences in lineal price per foot, Jaglowski noted the asphalt where the sewer line is being installed would be funded from the sewer project on Annis and 1st North between 3rd and 4th. The section from 4th W to 5th W is higher since the sewer project is not affecting that section of the road. The bids were estimated using the recent bids received on the Rigby sewer project and the recently completed project in Chubbuck. He threw out the low bids and the high bids using the middle bids for cost estimate.

Question as to right of ways, it was noted the road from back of curb to back of curb would be approx. 43 foot. This measurement would be used on both 1st North and Annis. Jaglowski noted a wider road width encourages faster speed and as road ways narrows the speed generally decreases. He commented that as you move from north to south on Annis the lots become narrower and homes closer together. He would recommend keeping the road width consistent on Annis back of curb to back of curb being the 43 foot.

The Mayor would like the council to decide this evening that given the legal requirements of forming and passing a LID district is lengthy and very restrictive to begin the process subject to the legal process that will be followed.

Councilwoman questioned going with both roads versus only one of the roads. Mayor Smith commented that both roads are in poor condition and different homeowners and areas would be impacted. He recommends that both roads be improved.

Councilman Simonson asked if the paving on the sewer project could be delayed until the roads are completed for the LID. Jaglowski noted two approaches could be used:

- Freeze the bid from DePatco as to price but for material, grant substantial completion and pay DePatco out.
- Subtract the asphalt out of the sewer project and utilize the asphalt rehab allowance allowed in the sewer project to supplement the LID asphalt costs.

General discussion favored the second alternative of subtracting the paving from the current sewer project and using those approved funds on the LID's.

Councilwoman Hinckley question what portion of the LID would the city be contributing to the projects. The clerk responded the sewer asphalt would be the city portion but for the road between 4th W and 5th W.

Councilman Blackburn noted that in prior LID those property owners paid for the improvements which benefits all city residence and felt it would be equitable that these two roads also be improved.

Councilman Simonson noted that once the improvements are made, those property values would increase.

Councilman Day expressed concern with two way traffic on 1st North and where pedestrians also use the road one or both cars needed to stop to allow the foot traffic to pass. 1st North with the church being built traffic is high not only on Sunday but on other days of the week and 1st North is the major access road into the church.

Discussion on the right of ways where property owners while maintaining that section of the right of way which they feel they own where in fact they do not. It is an adjustment for some: some favor not having to maintain the area others feel illegally taking property. All property along roadways is subject to right of ways whether used or not. Jaglowski noted 1st North will change over the ensuring years as has been seen from it over the past years. The road bed is most likely built up from many years of gravel upon gravel with road oil being added at various times.

Comment made that better communication to the residents needed to be done than in the past. Jaglowski commented that he did not want to under price the project then have the final project come in at a higher price. Keller's will assist in providing flyers and other information relating to costs to the residents.

Being no further discussion, the Mayor asked for a motion regarding the LID. Councilman Simonson moved to begin the process regarding forming LID projects, seconded by Councilman Maloney.

The Mayor asked the clerk to poll the council:

Councilman Simonson	Yes
Councilman Maloney	Yes
Councilwoman Hinckley	Yes
Councilman Day	Yes
Councilman Blackburn	Yes
Councilman Zimmermann	Yes

Following the vote the Mayor asked for Public Comment regarding LIDs:

Paul Hepworth came forward and commends the council on trying to improve the two roads in the city and put growth in the city.

Report on Sewer Project:

Jaglowski gave the council on the status of the sewer project. The first priority has been making the bore under the three canals. Boring is complete on 3rd West and will move to 2nd West this coming week. Annis Hwy is being excavated with new sewer lines and the installation of manholes. Work on the Annis road will take around 2-3 weeks. The next major excavation will be on 3rd West. 3rd West will involve deep sewer lines. The main reason to move onto 3rd West is to avoid sub water. The contract specifically restricts any consideration for dewatering due to sub water with a time line in the contract for completion of 3rd West by mid-May. Jaglowski reviewed the process that the city is using for on-site inspections using city crews and Keller's. Keller's has had an inspector for about 50 hours during the 64 hour construction time. Compaction is being conducted by an independent company with results submitted to Keller's for quality assurance.

Having no further questions, the Mayor thanked Mr. Jaglowski for his report.

Attorney Dunn exit meeting 8:35PM.

Proclamation of Fair Housing Month:

The Mayor read a proclamation declaring April 2012 as "Fair Housing Month". (Copy attached)

Councilwoman Hinckley moved to publish the proclamation, seconded by Councilman Simonson. Mayor called for a voice poll: All in favor none opposed.

Jefferson County Arts Council:

Sam Tower of Rigby came forward and explained to the council the formation of an art council within Jefferson County. He noted the area has a significant number of artists who has no venue to exhibit or display their arts. Many use the Idaho Falls and Rexburg area arts councils. The council is establishing agenda items during the coming months which will be posted on the council web site:

www.jeffersoncountyartscouncil.org.

Water Conservation Ordinance:

Before the council was an amendment to the city code relating to water conservation. The proposed amendment sets the days when residences and commercial property may water, restricting hours wherein no water can be done, setting forth penalty for violation and what constitutes a violation and creating a water conservation fund.

Councilwoman Hinckley moved to publish the water conservation ordinance #2012-553, seconded by Councilman Simonson. Mayor called for a voice poll: All in favor none opposed.

Water Conservation Timers:

Public work director Rick Lamoreaux, came forward with a proposal to purchase 250 water timers at a per price of \$8.00. Discussion was to put these timers out on a first-come-first-served basis to assist residences in water conservation. Councilman Blackburn moved to purchase 250 water timers, seconded by Councilman Zimmermann.

The Mayor asked the clerk to poll the council:

Councilman Simonson	Yes
Councilman Maloney	Yes
Councilwoman Hinckley	Yes
Councilman Day	Yes
Councilman Blackburn	Yes
Councilman Zimmermann	Yes

Attorney Dunn enters meeting 9:05PM

Ratify and Accept Airport Grant – Resolution #159-2012:

The clerk explained the airport had completed a grant funded project for the paving of additional taxi ways. As part of the project the council needed to accept the grant funded through the Idaho Airport Aid Program. The resolution accepts the grant and also the match which the airport board made. Councilman Zimmermann moved to accept resolution #159-2012, seconded Councilman Maloney.

The Mayor asked the clerk to poll the council:

Councilman Simonson	Yes
Councilman Maloney	Yes
Councilwoman Hinckley	Yes

Councilman Day	Yes
Councilman Blackburn	Yes
Councilman Zimmermann	Yes

Shelter Roofing:

Public works director Rick Lamoreaux came forward and explained to the council that he had submitted a grant application through CHC last fall and the foundation had awarded the city \$9,900 in matching funds to replace the roof on the large shelter. He had requested bids from three local dealers with the low bid coming from Briggs Roofing at \$10,280. Councilman Maloney moved to accept Briggs Roofing, seconded by Councilman Day.

The Mayor asked the clerk to poll the council:

Councilman Simonson	Yes
Councilman Maloney	Yes
Councilwoman Hinckley	Yes
Councilman Day	Yes
Councilman Blackburn	Yes
Councilman Zimmermann	Yes

Councilman Day thanked Rick for his work on the project.

Approve purchase of computer for library:

The clerk explained the library had been awarded a grant for the purchase of an early literacy station. The grant funded the purchase in the amount of \$3,040, and being the purchase is a capital purchase council acceptance is needed. Motion by Councilman Blackburn to authorize the purchase of the learning center computer, seconded by Councilman Simonson.

The Mayor asked the clerk to poll the council:

Councilman Simonson	Yes
Councilman Maloney	Yes
Councilwoman Hinckley	Yes
Councilman Day	Yes
Councilman Blackburn	Yes
Councilman Zimmermann	Yes

Other Council Business:

Councilman Zimmermann noted that this past week during a meeting of the Idaho Rural Water Users, Mayor Smith had received the "wastewater administrator of the year" award and JD Erickson received the "wastewater rookie operator of the year" award and Scott Barry received his utility management certificate.

Review and Approval of Bills:

Review of the bills was presented for council consideration. Having no questions, Councilman Zimmermann moved to pay the bills, seconded by Councilman Simonson.

The Mayor asked the clerk to poll the council:

Councilman Simonson	Yes
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Councilman Maloney	Yes
Councilwoman Hinckley	Yes
Councilman Day	Yes
Councilman Blackburn	Yes
Councilman Zimmermann	Yes

Review and Approval of Minutes:

- February 29, 2012 work meeting: Councilwoman Hinckley moved to approve, seconded by Councilman Zimmerman. Mayor called for a voice poll: All in favor none opposed.
- March 6, 2012 meeting: Councilwoman Hinckley moved to approve, seconded by Councilman Simonson. Mayor called for a voice poll: All in favor none opposed.

Public Comment:

There was no public comment.

Adjournment:

Councilman Simonson moved to adjourn, seconded by Councilman Zimmermann. Mayor called for a voice poll: All in favor none opposed.

Meeting adjourned at 9:20PM.

City of Rigby


Keith Smith, Mayor

ATTEST:


David Swager, Clerk