

City of Rigby  
Council Meeting Minutes  
February 5, 2013

Mayor Smith called the meeting to order at 7:00PM Tuesday, February 5, 2013.

Councilman Zimmermann led the pledge of allegiance and Councilman Maloney offered the prayer.

Mayor Smith asked the clerk to call the roll.

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

Also present: Attorney Rob Dunn & Chief Hammon.

Rigby Towne Square – Building Permits:

Applications were sent to the State Tax Commission indicating the development would be commercial and multi-family. The plat had been accepted by the planning and zoning and the city as commercial and multi-family. The clerk explained that during the development of the Rigby Town Square there had never been a formal city ordinance specifying the zoning regulations. The planning / zoning commission will be updating the city's zoning later this summer and holding public hearings. During this updating of the city's zoning, the ordinance for the Rigby Towne Square Development will be addressed. As a stop gap the attached resolution # 165-2013 will allow the city to issue building permits.

Motion by Councilman Simonson to accept the Rigby Towne Square as commercial and moved to approve Resolution #165-2013, seconded by Councilman Maloney.

The Mayor asked the clerk to poll the council:

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

Rick Miller enters meeting at 7:08PM

Rigby Senior Citizens – Grant Application:

Rick Miller from the Development Company came forward and explained to the council the Rigby Senior Center was in need of improvements, specifically: new furnace, air conditioner,

walk-in cooler, more freezer storage, flooring in the kitchen, plumbing vents with p-traps in the drains, overhead lighting, restrooms needed upgrading and other items. The center is obtaining bids on the various improvements and they expect the total to be between \$75 to \$80 thousand. Part of the reason for the evening discussion was the center needs the city to sponsor the application before the Idaho Dept. of Commerce and the center was requesting city participation in the match process. The match the center is looking for is between \$5,000 to \$10,000. Current center director, Wayne Pennell, reviewed in detail the items they were looking at that needed upgrading.

Amanda Hickman, office manager, came forward and discussed the needs and recounted the number of meals served. She recapped the meals on wheels, which is their biggest activity. They also participate in the food bank program. The program does help with the cost of the meals. But as a drawback in using the food bank the center cannot charge for meals but they do ask for donations. During January 2013 they served 728 congregate meals and took in around \$600 in meal donations. Average cost per meal is around \$7.00.

Miller also discussed the need to set a time and date of a public hearing prior to the submittal of the application to Dept. of Commerce which is due by March 1, 2013.

Question came up as to where the city would obtain the matching funds. Overall discussion among the council was in favor of being the sponsor for the grant. One item mentioned was the need to seal coat the parking lot. The center was going to request assistance from the county regarding the parking lot seal coating. Topic of Urban Renewal being available to assist, but Miller thought the senior center is just outside of the urban renewal boundary. Further discussion would allow the city to determine the dollar amount at the next council meeting (Feb 19) which would still allow the center to submit the application prior to the March 1 due date with the dollar match included, if any.

Councilman Maloney moved for the city to sponsor the application to the Dept. of Commerce on behalf of the Rigby Senior Center seconded by Councilman Blackburn.

The Mayor asked the clerk to poll the council:

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

Following discussion among the council concerning date and time of public hearing:

Councilman Maloney moved to hold the public hearing for the grant application for the Rigby Senior Citizen on Friday February 22, 2013 at 8:30AM in city hall, seconded by Councilman Zimmermann.

The Mayor called for a voice poll: All in favor none opposed.

Reappointment Planning/Zoning Member:

Mayor Smith informed the council that the term of Val Orme had expired October 2012. The mayor placed his name before the council for consideration for appointment for a second four year term beginning October 2012.

Councilman Zimmermann moved to approve the appointment of Val Orme to a second four year term as planning/zoning commissioner seconded by Councilman Simonson.

The Mayor asked the clerk to poll the council:

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

Waiver of Out of City Water Rates to ITD:

The clerk indicated that ITD had called the city and spoke with Rick Lamoreaux and himself concerning the water rates the Dept. of Transportation is paying. They are proposing to use water in a water/salt slurry mix and would like the city to reduce the water rate from \$3.80 per thousand gallon to \$1.90 per thousand gallon. ITD indicated the salt slurry would be used along the routes traveled by the current snow plowing trucks.

Councilman Simonson moved to waive the out of city water rate for ITD for use in their water/salt slurry mix seconded by Councilman Blackburn.

The Mayor asked the clerk to poll the council:

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

Other Council Business:

Councilwoman Hinckley asked if any person attended the Capital For A Day: Mayor Smith indicated that both he and Chief Hammon attended. The major topic was the impact of the elimination of the personal property tax. The effect to the city would be around \$44,000 and Urban Renewal would be around \$87,000.

Councilman Blackburn: The mayor handed the council a letter of resignation from Councilman Blackburn. Councilman Blackburn cited he will be moving out of state and has taken a position in Texas and will be moving within a short period of time. The Mayor presented Councilman Blackburn with a certificate of appreciation for his years of service to the city: traffic commission, planning/zoning commission and city council. The mayor thanked him for his service to the city and wished him and his family well.

Review and Approval of Bills:

Councilman Zimmermann inquired if the city had a flat fee to service truck tires. Rick Lamoreaux indicated he did not have a flat fee due to the different size of tires the city had.

Councilman Zimmermann moved to approve the bills seconded by Councilman Simonson.

The Mayor asked the clerk to poll the council:

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

Approval of the Minutes of January 15, 2013:

Councilwoman Hinckley commented on some grammatical errors in the draft copy.

Councilwoman Hinckley moved to accept the minutes as corrected seconded by Councilman Zimmermann.

The mayor asked for a poll of the council: All in favor, none opposed, Councilman Blackburn abstained.

Construction Projects:

Sewer Projects:

Mike Jaglowski came forward and updated the progress on the sewer construction project. He indicated DePatco has yet to complete the spot repairs on the sewer lines that have service connections that have no connections and allowing ground water to enter the system. For this reason DePatco has requested that this work be deferred until spring and Keller is not in favor of releasing any of the retainage or other payments until the repairs are completed.

Phase III- The contract with HK on the upgrade of the sewer lift stations will start within the next few weeks. The pumps and other equipment have been ordered and should arrive on site around the first of March. The notice to proceed has been issued. Keller is reviewing their proposal on their bypass system and Keller's review should be complete within the next few days.

LID:

Jaglowski handed to council a summary of the estimated engineering fees relating to the LID. Jaglowski has broken the engineering services down to four tasks: 1<sup>st</sup> North – a) from 3<sup>rd</sup> to 4<sup>th</sup> West; b) from 4<sup>th</sup> West to 5<sup>th</sup> West; Dove Ave – c) water/asphalt from Annis Hwy to Edmark; d) water delivery from Edmark to Farnsworth Way.

His summary of fees and scope of work is contained on the accompanying handout (included with these minutes).

He indicated the design would be complete within a couple of months to review the draft design. After this is complete Keller would be willing to hold public meetings to discuss and review the design with the public. After that hearing, council will review the public input and set final design for bidding. Both projects would need to have DEQ review and concurrence on the project. End time to bid would be around eight weeks out from now.

Executive session:

Councilman Blackburn moved that the council enter into executive session per Idaho Code 67-2345(f) – to discuss with legal counsel regarding current litigation, seconded by Councilman Zimmermann.

The Mayor asked the clerk to poll the council:

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

Council enters into executive session at 8:38PM.

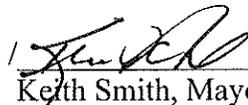
Council exit executive session at 9:26PM.

Adjournment:

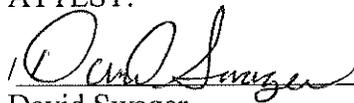
Councilman Simonson moved to adjourn at 9:26PM seconded by Councilman Zimmermann.

The mayor asked for a poll of the council: All in favor none opposed.

CITY OF RIGBY

  
Keith Smith, Mayor

ATTEST:

  
David Swager