

City of Rigby
Council Meeting Minutes
January 16, 2020

Mayor Richardson called the meeting to order at 7:00pm Thursday, Jan. 16, 20. The pledge of allegiance was given by Richard Datwyler and the prayer given by Roarke Burke.

The mayor asked the clerk to call the roll:

Councilman D. Burke	Yes
Councilman R. Datwyler	Yes
Councilman R. Burke	Yes
Councilwoman King	Yes
Councilman Davis	Absent
Councilwoman Weight	Absent

Also present: Chief Tower and Attorney Dunn

Building Inspection Contract:

The mayor reviewed the two contracts they received from Jefferson County and the State Building Inspector. The state was offering a 30% net refund of building fees while the county offered 25% refund. Councilman Datwyler felt it best to stay local as did Councilman D. Burke. The mayor expressed staying with the county as well. A couple of questions arose concerning file retention and inspections. Councilman Datwyler moved to proceed with the building inspection contract with the county subject to final agreement. Motion seconded by Councilman D. Burke.

The mayor asked the clerk to poll the council:

Councilman D. Burke	Yes
Councilman R. Datwyler	Yes
Councilman R. Burke	Yes
Councilwoman King	Yes

Resolution #163-2012 & Ordinance #454-1996:

There has arisen a lack of understanding on the interpretation of the work "unit" in both the resolution and ordinance. The mayor read the resolution and ordinance and interpreted the word "unit" to mean a "living unit." Therefore the fee that should be assessed on a four plex is \$3,000 for the first "living unit" and \$3,000 each for each of the other three living units for a total of \$12,000.00. Council discussed charging for the size of the water pipe versus number of units being serviced. Being Mitch is not present, the discussion was tabled until Mitch can participate.

MOU – Fox Investment:

In July 18, 2019 council pasted a motion to approve an MOU between the city and Fox Invest. There was one qualifying comment concern the price of \$146,325.10. Since that date the MOU has remained in limbo with no action being taken on it. The mayor indicated Fox has or will in the near future exceed the credit of \$109,288 that should be extended them on water/sewer connection fees. Councilman D. Burke moved to change the amount of the original MOU from \$146,325.10 to \$109,288.10 subject to the final agreement being again reviewed and drafted. Motion seconded by Councilwoman King.

The mayor asked the clerk to poll the council:

Councilman D. Burke	Yes
Councilman R. Datwyler	Yes
Councilman R. Burke	Yes
Councilwoman King	Yes

Administrative Service Contract:

On January 9, 2020 the mayor along with Councilman D Burke, Datwyler and Davis interviewed two applicants for the position of grant administrator. Councilman Datwyler recapped the interviews and while both individuals had positive points, one company having a higher evaluation among the participants. Councilman D Burke expressed similar thoughts. The mayor said the Development Co ranked the highest in the scoring summary.

Councilman Datwyler moved to award the wastewater treatment plant administrative service contract to the Development Company seconded by Councilman D Burke.

The mayor asked the clerk to poll the council:

Councilman D. Burke	Yes
Councilman R. Datwyler	Yes
Councilman R. Burke	Yes
Councilwoman King	Yes

Judicial Confirmation:

The mayor stated that he had asked Mr. Dunn to brief a summary of the procedure to follow in securing a judicial confirmation for the wastewater treatment plant. Mr. Dunn has indicated he would be willing to proceed with the judicial confirmation process for a fee of \$7,000.00.

Councilman D Burke moved to award for the wastewater treatment plant judicial confirmation to Robin Dunn for \$7,000 seconded by Councilman Datwyler.

The mayor asked the clerk to poll the council:

Councilman D. Burke	Yes
Councilman R. Datwyler	Yes
Councilman R. Burke	Yes
Councilwoman King	Yes

The mayor indicated formal contracts for both the WWTP grant administration and the judicial confirmation will be presented before the council in two weeks for ratification.

School Proclamation Week:

The mayor read the week of January 26 thru February 1, 2020 as School Choice Week. Copy of the proclamation attached to the minutes.

Agreement on 4000 East Water line:

The mayor reviewed various parts of the proposed agreement between the LDS Church and the city for the installation of the 4000 E water line. One item of concern was the word “dispute” in the fourth paragraph. Under “Release of claims” there are still claims and work to be completed and needs to be honored as agreed. There also needs to be clarification of the allocation of “late comers” fees under “inspection fees” which is defined as “connection fee” but is not. The 75/25 split will still apply for the late comers. The late comer’s agreement will be a separate agreement not part of the accompanying agreement. Other changes and additions will be made and will need to be included in the agreement. Agreement will be amended and reviewed by the council at a later date.

5th West – Request to Straighten:

No Show.

Sewer CCTV Video Review:

Marvin Fielding from Keller’s presented the council with a service contract to review and evaluate various sewer collection lines in the city. The contract is for \$6,000 and will spot defects in the sewer lines and will ascertain the overall condition of each sewer segment that was videoed in 2019 by a service provider. Estimated time to review: 30 days from award.

Councilman D Burke moved to award for the CCTV video contact to Keller’s for \$6,000 seconded by Councilman Datwyler.

The mayor asked the clerk to poll the council:

Councilman D. Burke	Yes
Councilman R. Datwyler	Yes
Councilman R. Burke	Yes
Councilwoman King	Yes

Nuvoda Test Study:

Marvin Fielding from Keller’s again came forward and reviewed the proposed changes made in the Nuvoda test study pilot program. The contract is in two parts: a) trial agreement to run the test study and b) purchase and licensing agreement for the final purchase of the system. Council was concerned with the signing of both the test study along with the purchase of the Nuvoda system being if the test was not successful would the city be locked into purchasing the equipment.

Councilman Datwyler moved to approve and sign the “trial agreement” and not the “purchase and license agreement” at this time, subject to clarification. Motion seconded by R Burke.

The mayor asked the clerk to poll the council:

Councilman D. Burke	Yes
Councilman R. Datwyler	Yes
Councilman R. Burke	Yes
Councilwoman King	Yes

Quarterly Interfund Transfer:

The clerk came forward and discussed with the council the quarterly transfer of funds from the three enterprise funds (water, sewer, sanitation) of \$6,250 each to the general fund for a total of \$18,750.

Councilman D Burke moved to approve quarterly interfund transfer seconded by Councilman Datwyler.

The mayor asked the clerk to poll the council:

Councilman D. Burke	Yes
Councilman R. Datwyler	Yes
Councilman R. Burke	Yes
Councilwoman King	Yes

Other Council Business:

None

Public Comment:

The mayor invited those in attendance, including city employees to come forward and express a comment to the council. No one expressed interest to come forward.

Review and Approval of Minutes:

Councilman Datwyler moved to approve the minutes of January 2, 2020 seconded by Councilwoman King.

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

Review and Approval of Bills:

Councilman Datwyler moved to pay the bills seconded by Councilman R. Burke.

The mayor asked the clerk to poll the council:

Councilman D. Burke	Yes
Councilman R. Datwyler	Yes
Councilman R. Burke	Yes
Councilwoman King	Yes

Adjournment:

Councilman D Burke moved to adjourn seconded by Councilman Datwyler.

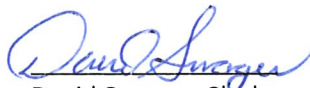
The mayor called for a voice poll: All in favor none opposed.

Meeting Adjourned: 8:45 PM.

CITY OF RIGBY


Jason Richardson, Mayor

ATTEST:


David Swager, Clerk