

City of Rigby  
Council Meeting Minutes  
March 3, 2022

The Mayor Datwyler called the meeting to order at 7:00 pm Thursday, Mar 3, 2022. The pledge of allegiance was given by Becky Harrison and the prayer given Aliza King.

The mayor asked the clerk to call the roll:

Councilman D Burke	Present
Councilman Orme	Present
Councilwoman Harrison	Present
Councilwoman King	Present
Councilman Wilder	Present
Councilman R. Burke	Absent

Also present: Mitch Bradley and Sam Tower

Amend Agenda:

Councilwoman King moved to amend the order of business to move Jenny Campbell to the first order of business and swearing in new urban renewal agency second. Motion seconded by Councilwoman Harrison.

The mayor asked for a voice poll: an in favor none opposed.

Jenny Campbell:

Ms. Campbell discussed hosting a corn hole pitching event in the south park sometime in August. She was doing it as a fund raiser to assist kids participates in various youth events. She also discussed having food vendors for the event. Discussion about the timing if the south park may be torn up for renovations and the suggestion was made to have it in the central park. Council gave consent and she will contact Mitch Bradley later on to confirm the date.

Swearing in Urban Renewal Member:

The mayor asked if Jason Averill to come forward and be sworn in as a member of the urban renewal agency board.

Audit Report:

Val Orme moved to amend the agenda to move the audit report next on the agenda seconded by Councilman D Burke.

The mayor asked for a voice poll: an in favor none opposed.

Nathan Maravilla from the audit firm Jensen Poulsen CPA came forward and recapped the 2020/21 audit report. Mr. Maravilla recapped the various major funds of the city's operation and results at year end. Overall the city's finances improved and general long term debt was reduced around \$500,000 during the year. The report gave an unqualified report as to the city's finances.

Public Comment:

None

#### Planning/Zoning – Kartchner Homes:

Dan Larsen representing Kartchner Homes came forward and explained the planning/zoning commission had denied the plat as presented. He felt the commission had misinterpreted the section of the code in reference to parking and visitor's parking. He stated if that was the issue he would increase the number if that was the council determination but otherwise he felt the plat was in accordance with city code. Council discussed at length the interpretation of the parking requirements and felt based on the number of units in the PUD there needed to be an additional 20 spaces provided. The mayor explained that if the council denied the plat the applicant would be required to wait 12 months before they could bring to planning/zoning. In addition the applicant could withdraw his application this evening from the council and resubmitted the plat to planning/zoning with the additional parking spaces. The mayor read the motion of the planning zoning commission which did not make a recommendation to approve but was open to rehearing the application with the additional parking spaces. Councilman Orme had several points he wanted clarification on: handicapped parking, screening from the parking lot, garbage service, easement on water ditches and the canal. Mr. Larsen addressed each issue that each would be addressed to the satisfaction of the city. Planning zoning administrator Hansen stated the Jefferson County road sup't sent an email this afternoon and with the higher density as proposed for the subdivision, he will require a new traffic study based on the updated plat.

Councilwoman Harrison moved to decline the decision on the plat and recommended the applicant resubmit the plat to planning zoning per their recommendation, seconded by Councilwoman King.

The mayor called for a roll call poll, to refer the applicant's plat back to planning/zoning:

Councilman D Burke - Yes -with clarification on parking, R-3 zone restrictions, and mow strips

Councilwoman Harrison – Yes

Councilwoman King - Yes

Councilman Orme - Yes - clarify parking

Councilman Wilder - Yes - clarify parking

#### Audit Engagement Renewal:

Councilman Orme moved to ratify and approve the renewal of the audit engagement letter as signed by the mayor for Jensen- Poulsen CPA for the 2021/22 audit. Motion seconded by Councilwoman King.

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

#### Approval of Audit Report:

Councilwoman Harrison moved to approve the audit report conducted by Jensen-Poulsen for the year ended September 30, 2021 seconded by Councilwoman King.

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

#### 3<sup>rd</sup> Reading of Annexation Ordinance #2022-626:

Councilman Wilder moved that the ordinance be read in title and summary seconded by Councilwoman Harrison.

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

Approve and Publish Ord. #2022-626:

Councilwoman Harrison moved to approve ordinance #2022-626 and publish same seconded by Councilman D Burke.

The mayor called for roll call poll:

Councilman D Burke	Yes
Councilman Orme	Yes
Councilwoman Harrison	Yes
Councilwoman King	Yes
Councilman Wilder	Yes

Public Works – Increase Septic Dumps Fees:

Scott Humphreys came forward with the request to the council that the septic dump fees be raised 13.04% across the board. And in addition the fees be raised every year hereafter by 3%. His explanation for the fee increase was to make Rigby's rate equal to those in Idaho Falls. The clerk said the 3% future increases cannot be acted on to encumber future councils. In addition the fees charged must be "reasonably related to, but cannot exceed, the cost of providing the service." The explanation to keep the city's fees equal to Idaho Falls is not sufficient. Fees need to be related to cost of service for the septic dumps in relation to the cost of operating the WWTP in total. He gave the example of the disagreement between the city of Idaho Falls library and the Bonneville County Library district disagreement over the fees the Idaho Falls library wants to charge the Bonn Library district. In addition any fees in excess of 5% need to be published twice in the paper with a public hearing held prior to enactment of any increase.

Humphreys instructed to work on the costs associated with the septic dumps and report back to the council. Clerk to advertise the fees as presented with a date for public hearing. The fees can be lowered than the advertised fees but not raised higher than the advertised fees.

Other Council Business:

- Easter Egg Hunt – Councilwoman King inquired about the Easter Egg hunt. Council was informed the county sheriff dept. will organize the event this year as they have done in the past.

Approval of Minutes:

Councilman Wilder noted his name was omitted in the minutes and action. Clerk will correct minutes. Councilman Wilder moved to approve the minutes with the addition of him in the minutes seconded by Councilman D Burke.

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

Review and Approval of Bills

Councilwoman King moved to approve the bills for payment seconded by Councilwoman Harrison.

The mayor called for roll call poll:

Councilman D Burke	Yes
Councilman Orme	Yes
Councilwoman Harrison	Yes
Councilwoman King	Yes
Councilman Wilder	Yes

Adjournment:

Councilwoman King moved to adjourn seconded by Councilman D Burke.

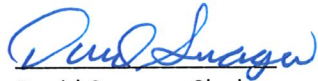
The mayor called for a voice poll: All in favor none opposed.

Meeting Adjourned: 8:35pm

CITY OF RIGBY

  
Richard Datwyler, Mayor

ATTEST:

  
David Swager, Clerk