

City of Rigby
Council Meeting Minutes
May 19, 2016

Mayor Richardson called the meeting to order at 7:00 pm Thursday, May 19, 2016. The pledge of allegiance was given by Nichole Weight and the prayer was offered by Benson Taylor.

The Mayor asked the clerk to call the roll.

Councilman Taylor	Present
Councilwoman Thomas	Present
Councilwoman Weight	Present
Councilman Burke	Present
Councilman Olsen	Present

Attorney Dunn and Chief Hammon also present.

Vacant Council Position:

The mayor gave a brief bio of Richard Datwyler who he nominated for the vacant council position. Mr. Datwyler had filed for the council seat during last council election but due to a registration error was ruled ineligible to stand for election. Since then Mr. Datwyler has attended most if not all of the council meetings.

Councilwoman Weight moved to accept the nomination of Richard Datwyler for city council to fill the vacant seat of Schyler Walker seconded by Councilman Burke.

The mayor asked the clerk to poll the council:

Councilman Taylor	Yes
Councilwoman Thomas	Yes
Councilwoman Weight	Yes
Councilman Burke	Yes
Councilman Olsen	Yes

Selection of Council President:

The mayor said the next order of business would be the election of a council president to succeed Councilman Walker. The mayor said it could be this evening or at a later council meeting. He also indicated he didn't feel it important to have Mr. Datwyler present to do so. The mayor reviewed the duties of a council president.

No decision or discussion from the council it will be moved to the next council session.

Vacant Position – Urban Renewal Board:

The mayor indicated according to state statute there is limit of five years in which a board member may serve in that capacity. Mr. Clark Lemmon has reached the five year limit. To replace Mr. Lemmon the mayor is nominating Bob Ziel to the urban renewal board. Mr. Ziel was and is active in the community review and has initiated several meetings following enacting the suggestions contained in the community review.

Councilwoman Thomas moved to accept the nomination of Bob Ziel to the Rigby Urban Renewal Board seconded by Councilman Taylor.

The mayor asked the clerk to poll the council:

Councilman Taylor	Yes
Councilwoman Thomas	Yes
Councilwoman Weight	Yes
Councilman Burke	Yes
Councilman Olsen	Yes

Revised Animal Control Ordinance:

The mayor reviewed the draft of the ordinance and commented on several items he has concern. He listed that the containment of animals to the rear lot was not included in the revision. His first concern was having a definition of "outdoor animals". He felt outdoor animals should have a definition for it. He also commented on the number of animals allowed – 15. Fifteen sounds large. One council member noted that one resident has chickens of various numbers sometime higher than 15 other times down to six. The mayor also asked about kennel licensing for animals other than dogs. Fifteen animals will have more impact than three dogs. The requirement of having to obtain consent from adjoining neighbors puts the burden on the next door neighbor to confront a situation they may not want to oppose with the neighbor. Then as happened at the last council meeting the council received emails from a resident who was opposed to the animal but didn't want to confront his neighbor directly. The mayor felt if it wouldn't be better to send a consent form to the adjoining property owners and having the form sent out by the city. The cost of sending the consent form out could be recovered by increasing the application fee. The mayor also mentioned the current code allows for eight chickens. Anything higher than eight would need an application. Complying with health ordinances should be stated in the ordinance. And penalty on the 3rd offense should include impound fees. The quarantining of dogs suspect of rabies should be changed from 15 days to 10 days. The section where the mayor/police chief may revoke a kennel license in an "emergency" needs to define what constitute an emergency or strike the word emergency. The application form referenced a health and sanitation committee, which the city does not have. Also, the code referenced a dirty enclosure which is missing in the draft copy. Also need to allow for the boarding of horses at the rodeo grounds and 4-H animals during the fair. The nuisance section for howling or barking dogs is absent.

Council felt the ordinance needed to be brought back after the revisions.

Sidewalk Replacement Program:

The mayor indicated that to change the sidewalk program it needs to be done via resolution. Two drafts of amending the program allowed for curb/gutter, driveway approaches, and sidewalks is presented on one draft and the second draft resolution eliminates curb/gutter and driveway approaches. The program to include driveway approaches was discussed by the council and deemed not beneficial to the citizens as with sidewalks. The mayor discussed the case of when curb/gutters may need to be replaced: either through a failure of the water/sewer line or caused by tree roots uplifting the curb/gutter. Replacement of the curb/gutter for water/sewer lines is usually paid by the city. The mayor also wanted the restriction of the program not to be used on a LID project needs to be restated in the resolution. Any participation in the program needs the consent of the public works director. Councilman Taylor felt an additional person needed to be added in case of conflict between the homeowner and the public works director. After discussion the council added "or council" as having the authority who could approve participation in the program. The cost that qualifies for reimbursement is replacement and not tear out or removal. Council also discussed increasing the amount of funding for the program during the next budget cycle.

Discussion on the two drafts: sidewalks only or curb/gutter, driveway approaches and sidewalks. Driveway approaches was generally felt not to be included. Councilman Burke felt curb/gutter should be included. The mayor would like to have the three changes discussed added to the resolution: adding council, cost of participation to include construction and the wording excluding LID projects shall not be eligible.

Councilwoman Weight moved to table the discussion and have a re-draft of the two resolution seconded by Councilwoman Thomas.

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

Museum Roof Bids:

Councilwoman Thomas presented the council with two bids to re-roof the museum building. The two bids: Briggs Roofing - \$37,581; Smith Roofing - \$38,567. Being the estimate of the cost to exceed \$25,000 three bids were needed. Council also discussed if the roof was leaking and if it was included in the capital improvement budget. The mayor also discussed trucks hitting the soffit and the exhaust from the heater exhaust causing water issues on the siding and soffit.

Councilwoman Thomas will obtain another bid and more information for the council at a later date.

Park/Rodeo Concessions Resolution #182-2016:

The mayor read the proposed resolution wherein the authority of whether or not a food vendor can come onto the rodeo grounds will be given to executive committee of the park/rodeo. One phase was decided to delete from the resolution.

Councilman Olsen moved to accept resolution #182-2016 and striking the phase: and compete with the Park/Rodeo Committee fund raising activities. Motion seconded by Councilman Burke.

The mayor asked the clerk to poll the council:

Councilman Taylor	Yes
Councilwoman Thomas	Yes
Councilwoman Weight	Yes
Councilman Burke	Yes
Councilman Olsen	Yes

Review and Approval of Minutes:

Council noted three changes: bridge on 4th West, reference to Councilwoman Taylor and roasters to roosters.

Councilman Taylor moved to approve the minutes with the corrections seconded by Councilwoman Weight.

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

Review and Approval of Bills:

Councilman Burke moved to approve the bills seconded by Councilwoman Weight.

The mayor asked the clerk to poll the council:

Councilman Taylor	Yes
Councilwoman Thomas	Yes
Councilwoman Weight	Yes
Councilman Burke	Yes
Councilman Olsen	Yes

Other Council Business:

Christina Martin came forward representing the Rigby Middle School and sponsoring an event: "Salute to the Troops and First Responders". This is a community wide event with vendors of all types recognizing the lives and efforts that the troops and First Responders do for the citizens. Many of these individuals have post-traumatic stress disorder and proceeds from the event will be donated to the various organizations involved with the treatment of PTSD. The event is being held June 4 at the Rigby Middle School. Mrs. Martin encouraged all to participate.

Public Comment:

None

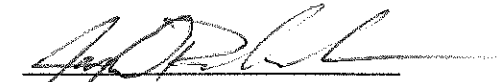
Adjournment:

Councilman Burke moved that the council adjourn seconded by Councilman Taylor.


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

Meeting adjourned: 8:17pm

CITY OF RIGBY


Jason Richardson, Mayor

ATTEST:


David Swager, Clerk