

City of Rigby  
Council Meeting Minutes  
September 17, 2020

Council President Datwyler called the meeting to order at 7:00 pm Thursday, Sept. 17, 2020. The pledge of allegiance was given by Nicole Weight and the prayer given Becky Harrison.

The chair asked the clerk to call the roll:

Councilman D Burke	Present
Councilwoman King	Present
Councilwoman Harrison	Present
Councilman Datwyler	Present
Councilman R. Burke	-Absent
Councilwoman Weight	Present

Also present: Mitch Bradley, Chief Tower and Robin Dunn

Amend Agenda:

Halloween Event

Councilwoman King moved to amend the agenda to include an action item for the city to host the Halloween trick/treat fair as item 6. Motion seconded by Councilwoman Harrison.

The chair called for voice vote: all in favor to amend none opposed.

USDA-RD – Conditions to qualify for funding WWTP

Councilwoman Harrison moved to amend the agenda to include an action item regarding conditions to qualify for USDA funding of the WWTP project as item 3b on the agenda. Motion seconded by Councilwoman Weight.

The chair called for voice vote: all in favor to amend none opposed.

Public Hearing – Sugarmill Subdivision Plat acceptance:

The chair asked if a representative from Sugarmill come forward to discuss the project. Kurt Rowland stated the project/plat had been modified from the plat approved by the P/Z commission reducing the number of lots from 96 to 93 and moving the proposed lots bordering the canal on the north of Wagon Drive and extending State St and 1<sup>st</sup> West to accommodate the flip/flopping of the lots. The south bank of the canal will now be 100% open green space.

Public Comment: None

The chair closed the public hearing and turned the time over to the council for their discussion. Councilman D Burke was concerned with the two bridges to be built and expressed his concern with the city having to maintain and monitor the flow of water as is being done on the one on 5<sup>th</sup> West. Councilwoman King liked the R-1 zone expressed concern over the number of lots. Lone Hansen, P/Z Administrator stated the bridges would be built in phase 3 and would be subject to acceptance by the canal and the city public works department. Mr. Rowland indicated the building would be in three phases starting on the lots behind 4<sup>th</sup> North and moving north with est. 30 lots per phase.

Councilwoman King moved to approve the Sugarmill plat as modified with 93 lots seconded by Councilman D Burke.

The chair called for roll call vote:

Councilman D Burke	Yes
Councilwoman King	Yes
Councilwoman Harrison	Yes
Councilman Datwyler	Yes
Councilwoman Weight	Yes

Fox Investment development agreement:

Ione Hansen, P/Z Adm, presented the development agreement for the Fox Investment PUD. Council did not have questions.

Councilwoman Weight moved to authorize the mayor to sign the Fox Invest development agreement seconded by Councilwoman Harrison.

The chair called for roll call vote:

Councilman D Burke	Yes
Councilwoman King	Yes
Councilwoman Harrison	Yes
Councilman Datwyler	Yes
Councilwoman Weight	Yes

Gary Wight – Eagles Rest development agreement:

Councilwoman King moved to authorize the mayor to sign the Eagle Rest development agreement seconded by Councilman D Burke.

The chair called for roll call vote:

Councilman D Burke	Yes
Councilwoman King	Yes
Councilwoman Harrison	Yes
Councilman Datwyler	Yes
Councilwoman Weight	Yes

Review/Update of Comp Plan:

Val Christensen via phone discussed the need to proceed with the comp plan and wanted council/citizen's input. One item he discussed was to have the city's residential code split from two zones (R-1 and R-2) into three zones: R-1 strictly single family; R-2 – twin homes and duplex; R-3 4-plex and more apartment type buildings. He stated the description on economic development is very basic and needs expansion and this needed to be the focus for further discussion. The chair reviewed the general topics and came with the following topic/assignments:

- Econ Develop – D Burke
- Public Services – Mitch/R Burke
- Transportation – Mitch / R Burke
- Recreation – King
- Housing – Harrison/King/Weight

- Land Use – King
- Schools – Weight

The chair discussed having a discussion with Mr. Christensen after the assigned individuals and the topics on Oct 15, 2020.

Proclamation:

The chair read and signed the proclamation declaring the week of September 17 through the 23 as “Constitution Week.”

USDA-RD – Conditions to qualify for funding:

Lana Duke representing USDA came forward and reviewed the draft letter of the conditions required by USDA to loan the city the \$9 million for the wastewater treatment plant expansion. The application for the loan was submitted last week and two items remain to be completed: Letter of Intent to Meet Conditions and Request for Obligation of Funds. These two items will be completed once the council approves them for the mayor to sign.

Councilwoman King moved the council approves and authorizes the mayor to execute the Letter of Intent and the Request for obligation of funds seconded by Councilwoman Weight.

The chair called for roll call vote:

Councilman D Burke	Yes
Councilwoman King	Yes
Councilwoman Harrison	Yes
Councilman Datwyler	Yes
Councilwoman Weight	Yes

Review and approval of 2021 beer/liquor licenses:

The clerk presented the council with the listing of vendors who have or will request a beer and/or liquor license for the coming year. The listing for the type and amount of each license is as follows:

<u>Carryout:</u>		<u>Consumed on Premise:</u>	
Broulim’s	\$160.00	Subway Lounge	\$475.00
Maverik	\$160.00	Don’s Lounge	\$475.00
Good 2 Go	\$160.00	Top Cat Lounge	\$475.00
Bob’s Kwik Stop	\$160.00	Lil’ Mikes	\$210.00
Good 2 Go #2	\$160.00	Office Bar	\$475.00

Councilwoman Weight moved to approve the issuance of the 2021 beer/liquor licenses for the listed vendors seconded by Councilwoman King.

The chair called for roll call vote:

Councilman D Burke	Yes
Councilwoman King	Yes
Councilwoman Harrison	Yes
Councilman Datwyler	Yes
Councilwoman Weight	Yes

2<sup>nd</sup> Reading – Ordinance 2020-616 – 2020 Appropriation Ordinance:

Councilwoman Weight moved the ordinance be read in title and summary only seconded by Councilwoman King.

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

The chair reads the title and summary of ordinance #2020-616.

Councilman D Burke moved to adopt ordinance #2020-616 and waive the 3<sup>rd</sup> reading and publish same seconded by Councilwoman Harrison.

The chair called for roll call vote:

Councilman D Burke	Yes
Councilwoman King	Yes
Councilwoman Harrison	Yes
Councilman Datwyler	Yes
Councilwoman Weight	Yes

1<sup>st</sup> Reading - Ordinance 2020-617 – Amending General penalties/fines:

Councilwoman King moved the ordinance be read in title and summary only seconded by Councilwoman Weight

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

The chair reads the title and summary of ordinance #2020-617.

Quarterly Interfund Transfers:

The clerk presented the council with a series of transfer that were needed at this time. The transfer consisted of the quarterly interfund transfer from the three enterprise funds to the general fund to reimburse the general fund for administrative services performed on behalf of the enterprises funds. The second set of transfer are to reimburse the capital improvement fund for loans made to construct and fund the two local improvement districts (LID #8 and LID #9). The following schedule shows the two set of transfers:

	<u>To</u>	<u>From</u>
General Fund	18,750.00	
Water Revenue		6,250.00
Sanitation		6,250.00
Sewer Revenue		6,250.00
Capital Improvement LID #8	12,947.71	12,947.71
Capital Improvement LID #9	32,925.09	32,925.09

RFP – Solid Waste Proposals:

The chair asked Councilman D Burke to recap the committee’s interview and scoring the committee did on the RFP for solid waste services. Councilman D Burke stated the two companies both presented well and he commented on the service they provide the communities. Two of the three companies scored close to each other. The chair reviewed the purpose of the RFP and stated the mayor stated the cooperation that Eagle Rock does for the city in providing dumpsters for the spring and fall cleanup. Councilwoman King indicated that Eagle Rock offered to supply a cardboard recycle bin as part of their community involvement along with the dumpsters for the spring and fall clean up. A representative from PSI responded to a number of questions from the council. Asked if a representative from Eagle Rock was in attendance Mr. Bradley stated they could be made available via phone. Councilwoman Weight commented she felt by not having Eagle Rock in attendance it was giving PSI an unfair advantage. Asked about specific dollars to be charged the chair indicated this council meeting was to consider the service being requested by the city to the service each company could provide. Being the mayor was not in attendance the council felt he should express his feelings.

Councilwoman Weight moved to table the discussion until the meeting of October 1 so the mayor could enter the discussion. Motion seconded by Councilwoman King.

The chair called for roll call vote:

Councilman D Burke	Yes
Councilwoman King	Yes
Councilwoman Harrison	Yes
Councilman Datwyler	No – Stated he conveyed to the council what the mayor had stated and that a decision could be made this evening.
Councilwoman Weight	Yes

Other Council Business: Halloween:

Councilwoman King said she was informed that the usual person that conducts the Halloween Truck/Treat was not doing it this year nor was Tadd Jenkins Auto Group. She felt it was a needed event and would take on the responsibility of coordinating the event. She’s reached out to a number of businesses and they are willing to participate. She did not want to hold on Main Street due to traffic concerns but had discussed hosting at the South Park or at the Jefferson Lake. Concern was expressed if the city’s insurance carrier would provide coverage on non-city owned property. The county commissioners were opposed to having them have any liability exposure. The council generally favored hosting it at the south park due to the advantage of location, parking access and lighting.

Councilwoman Harrison moved that ICRMP be contacted regarding insurance coverage being provided at Jefferson Lake and/or the south park given the COVID restrictions. Motion seconded by Councilman Datwyler.

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

Other Council Business:

Museum: Councilman Datwyler stated the museum has received a grant to honor women’s suffrage.

Public Comment:

Robert Devine: Presented the council with a letter signed by 18 homeowners (copy included with minutes) that live north of the wastewater treatment plant. They are concerned with the high pitch

coming from the wastewater treatment plant. The noise has been increasing over the years and something needs to be done to reduce the noise. It's most noticeable during the evening hours.

Ann Poulsen: Following up on Mr. Devine's comments she said that she had been in contact with the operator of the WWTP and he has attempted to reduce the noise but can't seem to resolve/reduce it.

Clark Millett: Said he once talked with the engineer who was installing the new sewer line going on 3900 and 500 and said he commented that the noise could be abated. He described the noise to him is more of a high pitch whine and agrees its most noticeable during the summer months when he opens his windows but it can be heard all year round.

Land Exchange:

Mitch Bradley wanted to discuss the land exchange for the park at Hailey Creek but being that it was not on the agenda it was discussed but no action taken.

Review and Approval of Minutes:

Councilwoman King moved to approve the minutes seconded by Councilwoman Harrison.

The chair called for a voice poll: all in favor none opposed with Councilwoman Weight abstaining.

Review and approval of bills:

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

The chair called for roll call vote:

Councilman D Burke	Yes
Councilwoman King	Yes
Councilwoman Harrison	Yes
Councilman Datwyler	Yes
Councilwoman Weight	Yes

Adjournment:

Councilwoman Weight moved to adjourn seconded by Councilwoman Harrison.

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

CITY OF RIGBY



Jason Richardson, Mayor

ATTEST:



David Swager, Clerk