

City of Rigby
Council Meeting Minutes
September 5, 2019

Mayor Richardson called the meeting to order at 7:00pm Thursday, September 5, 2019. The pledge of allegiance was given by Nicole Weight and the prayer given Tonya Hillman.

The mayor asked the clerk to call the roll:

Councilman Burke	Present
Councilman Olsen	Present
Councilwoman Hillman	Present
Councilwoman Weight	Present
Councilman Datwyler	Absent
Councilman Davis	Absent

Also present: Mitch Bradley Public Works Director, Chief Tower, and Attorney Dunn

Public Hearing:

- **Amended Plat Cedar Meadows**

Devon Belnap came forward representing the developer of Cedar Meadows. He indicated that there had been interest in building twin homes. With the demand for townhouses the developer feels the area in Cedar Meadows would be a good transition from 4-plex housing to the single family units. The change in platting will allow zero lot lines on the common lots. The addition of twin homes complies with R-1 zoning.

The mayor asked for clarification of what twin homes are. Blake Jolley stepped up and explained what twin homes are a single family home with a common wall between the two units. Each unit will be individually owned and metered. Mr. Jolley indicated once they have approval from the council, they are ready to move forward as soon as possible.

With that the applicants concluded their remarks. The mayor noted there isn't anyone who signed up to speak and asked if there was anyone in attendance who wished to speak. Being none he closed public comment and opened it for council discussion.

The mayor stated the public works director was in support of the plat change. And, he himself was also very excited about it being a transition between the 4-plex building and single family homes.

Councilman Burke asked what the number of additional homes would the plat change allow. Mr. Jolley indicated the overall addition will allow for 8 to 7 additional homes.

The mayor asked if an owner wished to build a single family home and not a twin home would the amended plat allow such building? Mr. Jolley indicated each lot meets the minimum of city code and providing for the setbacks a single family home could be built. This topic had not been brought up at the p/z meeting. The mayor stated that given a common wall each unit could be 5 feet wider by not having the 5 foot set back on each side yard.

Councilman Olsen moved to approve the amended plat seconded by Councilwoman Weight.

The mayor asked the clerk to poll the council:

Councilman Burke	Yes
Councilman Olsen	Yes
Councilwoman Hillman	Yes
Councilwoman Weight	Yes

- **2019 Budget Hearing:**

The clerk came forward and indicated the process which the city followed as to publication and notice to the public regarding the budget hearing: advertised in the local paper, posted on the front door of city hall and on the city's web page. He had made several copies available for the public but noted none of the copies had been handed out nor had he heard anyone requesting a copy. With that he explained the council had reviewed the proposed budget at the last council meeting and had not heard any comment from the council following that meeting. He noted most of the funds are self-balancing with a couple of exceptions.

The mayor asked for the signup sheet and again noted no one had signed up to speak. He asked if anyone in attendance wished to speak. Hearing none he then closed the public hearing and turned the discussion over to the council.

Councilwoman Hillman moved to approve ordinance #2019-608 -"Adopting Ordinance FY 2019/20 Annual Appropriations." Motion seconded by Councilman Burke.

The mayor asked the clerk to poll the council:

Councilman Burke	Yes
Councilman Olsen	Yes
Councilwoman Hillman	Yes
Councilwoman Weight	Yes

- **Proposed Rate Increase Hearing:**

The clerk came forward and indicated the process which the city followed as to publication and notice to the public regarding the proposed rates increase hearing: advertised in the local paper, posted on the front door of city hall and on the city's web page. He had made several copies available for the public. He had heard several comments regarding the increase with the general comment being that Rigby's increase was less than a neighboring city.

The mayor asked for the signup sheet and again noted no one had signed up to speak. He asked if anyone in attendance wished to speak. Hearing none he then closed the public hearing and turned the discussion over to the council.

Councilman Burke asked what the overall increase was in the utility billing. The clerk stated the overall increase is \$12 per month with the old rate being \$108. Councilman Burke felt the increase is appropriate as a series of increase yet to come given what going to happen at the waste water treatment plant. The mayor stated he would have preferred a higher rate increase given the wastewater treatment plant expected costs.

Councilman Olsen commented that he would like to see the rates kept as low as possible.

Councilwoman Weight moved to approve resolution #193-2019-"A RESOLUTION AMENDING, COMPILING AND REPUBLISHING THE RATES TO BE CHARGED BY THE CITY OF RIGBY, IDAHO FOR WATER, SEWER, SANITATION RATES; PROVIDING FOR RECISSION AND REPEAL OF ALL RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE" motion seconded by Councilwoman Hillman.

The mayor asked the clerk to poll the council:

Councilman Burke	Yes
Councilman Olsen	Yes
Councilwoman Hillman	Yes
Councilwoman Weight	Yes

Northwest Farm Credit:

Cody Hendrix representing Northwest Farm Credit Services came forward and explained Northwest Farm Credit Services the rural grant program to assist smaller cities with one time grants that benefit the community. With that he presented the Rigby Senior Citizen Center with a check for \$500 to assist them with their freezer door and check for \$750 to assist in the insulation of the museum building. The mayor thanked Mr. Hendrix on behalf of the Rigby Sr Citizen Center and for the support in the museum building. He also noted NFCS had assisted in prior years with the rodeo grounds and in the city parks.

Water Line Extension – 200 North:

Rigby's public works director, Mitch Bradley, came forward to present a short discussion on the need to extend the water line on 200 North. Mr. Bradley stated that he had proposed extending the water line on 200 North from the site of the new elem school to the church on 4000 East in 2-3 years. However, with the new school being built he feels 200 North will in the near term require a turn lane and the road widened from its current width. If and when that happens the city would be required to replace the asphalt that may be torn up when the water line is installed. Doing the water line now prior to the road being widened will save the city funds in the long run. He's checked the budget and he has funds given the engineer's cost estimate of \$197,000 plus an additional \$25,000 for contingencies. The water line needs to be looped between the new school and the new church on 4000 East. He is requesting the approval to proceed with the engineering firm and allow for bids to be let as soon as possible.

The clerk commented that the timing for the project will most likely occur in the next budget year which begins October 1, 2019.

Councilman Olsen questioned the percentage fee that the engineering firm is charging. Mr. Fielding commented the rate, for budgetary purposes, is at 15% for water and sewer. However, for the wastewater treatment plant the rate is likely to be around 25%. The difference is the amount of time an engineer needs to on site full time on a sewer plant compared with a water/sewer line where the city oversees more of the project.

Councilman Burke moved to proceed on the 200 North water line extension. Motion seconded by Councilwoman Weight.

The mayor asked the clerk to poll the council:

Councilman Burke	Yes
Councilman Olsen	Yes
Councilwoman Hillman	Yes
Councilwoman Weight	Yes

Mayor's Proclamation:

The mayor read and declared that the week of September 17 through September 23 as Constitution Week in the city of Rigby. (Copy attached to minutes)

Legal:

3rd Reading of ordinance #2019-598 – Exempting Lot 1 Block 1 (Dansie Dental) from Annexation:

Councilwoman Weight moved the read ordinance #2019-598 in title and summary only seconded by Councilman Burke.

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

The attorney reads title and summary of ordinance #2019-598.

Councilman Burke moved to adopt ordinance #2019-598 seconded by Councilwoman Weight.

The mayor asked the clerk to poll the council:

Councilman Burke	Yes
Councilman Olsen	Yes
Councilwoman Hillman	Yes
Councilwoman Weight	Yes

Other Council Business:

- The mayor discussed if the city was going to host a summer picnic. Councilman Burke indicated he has the time to do it and wanted to know the date and time. After consulting with Chief Tower and public works director Mitch Bradley, it was decided to hold the picnic Wednesday, October 2 and 5:30 or 6:00pm (time to be determined later).

Public Comment:

- Alex Fernandez – 467 n 3rd West:
Expressed concern with the noise coming from the day care located next door to his home (475 N 3rd West). Mr. Fernandez presented pictures of his home where he has attempted to reduce the sound coming into home with the removal of a window. He also had the council listen to a recording the sound inside his home that he recorded during the day from the noise coming from the day care. Discussion with Chief Tower indicated the city code does not address noise

unless it was willful and malicious. The city attorney also commented the city code didn't address this type of noise. The mayor said he will review the conditional use permit to see if the day care is exceeding the permit.

- Alex Fernandez – 467 n 3rd West:

The second issue Mr. Fernandez discussed was the vacating of the north portion of the road at the intersection of 3rd West and Boulder. He was under the impression the city would deed that property to him. He wanted to know the status. The mayor said he was waiting for the public works department to cap off the water line for the property and for them to remove the trees/shrubs from the island. Once that is done the attorney will complete the deed.

Approval of Minutes:

Councilwoman Weight moved to approve the minutes of Aug 15, 2019 seconded by Councilwoman Hillman.

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

Approval of Bills:

Councilwoman Weight moved to approve the bills seconded by Councilwoman Hillman.

The mayor asked the clerk to poll the council:

Councilman Burke	Yes
Councilman Olsen	Yes
Councilwoman Hillman	Yes
Councilwoman Weight	Yes

Executive Session:

Councilwoman Hillman moved to enter into executive session per Idaho Code: 74-206(b) – To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent. Motion seconded by Councilman Burke.

The mayor asked the clerk to poll the council:

Councilman Burke	Yes
Councilman Olsen	Yes
Councilwoman Hillman	Yes
Councilwoman Weight	Yes

Council enters executive session: 8:11pm

Council exits executive session: 8:29pm

Council discussion/decision:

The mayor asked if there was any discussion/decision from the council. Hearing none he then asked for a motion to adjourn.

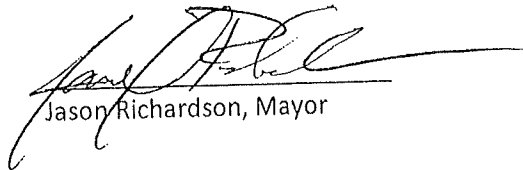
Adjournment:

Councilwoman Weight moved to adjourn seconded by Councilwoman Hillman.

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

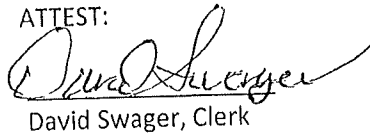
Meeting adjourned: 8:30pm

CITY OF RIGBY



Jason Richardson, Mayor

ATTEST:



David Swager, Clerk