

City Council Meeting

June 23, 2010



CITY OF
REXBURG
America's Family Community

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June 23, 2010

Mayor Richard Woodland

Council Members:

Christopher Mann – Council President
Rex Erickson Donna Benfield
Bruce Sutherland Brad Egbert
Adam Stout

City Staff:

Stephen Zollinger – City Attorney
Richard Horner – Finance Officer
John Millar – Public Works Director
Val Christensen – Community Development Director
Scott Johnson – Economic Development Director
Blair Kay – City Clerk

6:00 P.M Joint Work meeting with Planning and Zoning and City Council

A. Comprehensive Plan discussion

In Attendance:

Mayor Richard Woodland; City Council Members: Christopher Mann, Rex Erickson, Donna Benfield, Bruce Sutherland, Brad Egbert.

P&Z Commissioners: Winston Dyer, Ted Hill, Thaine Robinson, Dan Hanna, Gil Shirley, Jedd Walker, Nephi Allen.

Community Development Director Val Christensen reviewed the Comprehensive Plan Map and he proposed some changes from Planning and Zoning's perspective to have a broader approach to the preferred land map. Thus, leaving the planning and zoning map to be the detailed map for development.

Community Development Director Christensen provided those in attendance with the Comprehensive Plan Map (Preferred Land Use Map) and a map key sheet that showed some suggested proposed changes that the Planning & Zoning Commission wanted to discuss with City Council members.

P&Z Chairman Winston Dyer said that some changes were made to the Comprehensive Plan Map by the hired Planning consultants; the P&Z Commission had not been aware of these changes. They are now seeing conflicts as proposals come forward. Planning & Zoning has had several meetings to address these map issues. They wanted to make sure the City Council was comfortable with the proposed changes before the changes come before the City Council for public hearing.

Community Development Director Christensen stated that one issue was the Comprehensive Plan Map's Land Use designation names, which have caused confusion because of their similarity with the Zoning Map names. The map key sheet listed the Land Use designation names and the zones that would be permitted under them. The Comprehensive Plan Map allows for some flexibility. The Zoning map gets into specifics.

COMPREHENSIVE PLAN PREFERRED USE MAP SUGGESTED CHANGES - 6/3/10

1. Change High Density Residential and Medium Density Residential designations to Moderate to High Density Residential.
2. Change Low Density Residential designation to Low to Moderate Density Residential.
3. Change Business Park and Highway Commercial to Commercial.
4. Change to Downtown Commercial Mixed Use (also change name)
5. Change to Neighborhood Commercial Mixed Use.
6. Change to Moderate to High Density Residential.
7. Change to Neighborhood Commercial Mixed Use.
8. Change Low Density Residential to Single Family Residential

NEW DESIGNATIONS and ALLOWED ZONES

Single Family Residential – LDR1, LDR2 and LDR3

Low to Moderate Density Residential – LDR2, LDR3, and MDR1

Moderate to High Density Residential – MDR1, MDR2, HDR1 and HDR2

Commercial – All Commercial Zones

Chairman Dyer said that since the Comprehensive Plan Map is more flexible, it gives them the option of looking at various ideas as proposals come forward. A proposed new land use designation name is Single Family Residential. Areas for such designation were pointed out on the map. Neighborhood Associations for some of these areas have voiced unified, strong support to keep their neighborhoods as they are now.

Council Member Rex Erickson wondered if the Comprehensive Plan Map should be more of an internal use document. Chairman Dyer said the Comprehensive Plan Map shows a potential applicant the possibilities. The zoning would address detail.

Council Member Bruce Sutherland stated that he liked the idea of expanding the definitions of the Comprehensive Plan Map in contrast to the Zoning Map. He said it would give more latitude to staff and the Council. It was expressed that a Comprehensive Plan Map change request by an applicant gives them the first chance to examine a possible change. If a Comprehensive Plan map change is approved, they would likely see a zone change to follow it, giving them another opportunity to carefully examine a proposal and better insulating the City.

Council Member Erickson felt the Comprehensive Plan Map land use name designations look clear and very good.

Chairman Dyer said the Comprehensive Plan Map land use name designation changes could eventually be in a first public hearing. The City Council may want to study the suggested changes to the map, which could be another public hearing.

Council President Chris Mann said that lot sizes and density are big concerns that the Council is seeing. The Single Family Residential land use designation would allow Low Density Residential 1 (LDR1), Low Density Residential 2 (LDR2, and Low Density Residential 3 (LDR3), which vary in lot size. LDR2 and LDR3 also allow twin homes and duplexes with a Conditional Use Permit.

Chairman Dyer said that **Val Christensen** has a good feel as to what may be allowable but may not be a good fit. Val Christensen said another option would be a Planned Unit Development (PUD), which allows more flexibility for a variety of residential buildings and green space. P&Z Commissioner Dan Hanna stated that there is the issue of affordability. Many are asking for lower prices. Lot size is critical to affordability. Various areas with different lot sizes were discussed.

Chairman Dyer stated that the P&Z Commission looks at consistency and what will fit when proposals come before them.

Per **Council Member Erickson's** expressed concern, **Val Christensen** will check on the Sugar City boundary shown on the map.

The Neighborhood Nodes shown on the map were discussed. These give people the opportunity of not having to get into their cars to drive a distance in order to shop, eat, etc. People would be able to walk to businesses located near to where they live.

Council President Mann asked if there was anything like an Agricultural/Commercial zone.

Chairman Dyer said this would be an allowable use under Commercial. They would look at each specific development as it came forward.

Chairman Dyer said that the Comprehensive Plan Map shows the borders/fringes of the City as residential in nature. Economic conditions and the market could bring changes.

A concern in regard to the Pedestrian Emphasis Zone (PEZ), specifically in the area of 2nd South and North 2nd East (PEZ1), was discussed. The PEZ zone encourages the buying up of smaller properties to make a new development – for increased density and walk ability. The PEZ zone and the designated land use show where things may go but do not change what is currently there. Currently in this location, the zoning is Medium Density Residential 1 (MDR1), the Preferred Land Use /Comprehensive Plan map land use designation is Low Density Residential, and the PEZ zone overlay is the highest density.

Chairman Dyer said they are proposing to change the Comprehensive Plan Map land use designation for this area to Neighborhood Commercial/Mixed Use.

Mayor Woodland stated that he and the City Council members realize and appreciate all of the hard work the P&Z Commission has done. They all need to look to the future in regard to infrastructure. They need to have a plan for transportation. The P&Z Commission is addressing this concern and has been looking at where to put future roads.

Chairman Dyer stated that **Mayor Woodland** and the Council members may want to study the proposed Comprehensive Plan map changes now that they have a clearer understanding of them, hopefully to move forward and bring this issue to conclusion. The City Council will work toward this goal.

Council Member Stout joined the meeting.

Planning and Zoning concluded their presentation to the City Council.

Mayor Woodland opened the meeting.

Prayer: Thaine Robinson

7:00 P.M. City Hall – Pledge to the Flag

Pledge: Police Officer Corey Foster

Roll Call of Council Members:

Council President Mann, Council Member Erickson, Council Member Egbert, Council Member Sutherland, Council Member Benfield, Council Member Stout, and Mayor Woodland.

City Attorney Stephen Zollinger had been excused from the meeting. Mayor Woodland indicated the attorney may come later in the meeting.

Public Comment: on issues not scheduled on the agenda (limit 3 minutes)

Julie Ferrin asked the City Council for new street lights on College Avenue. She showed a picture of decorative street lights on a small street in Downtown Annapolis. She dreams of making College Avenue a beautiful street, like Main Street. Council Member Erickson mentioned the issue was brought to City Council years ago. The decision made then was the property owners would have to participate to make it work. Mrs. Ferrin said the new tax for street lights could be used for the proposal to have new street lights on College Avenue. It would be nice to fix up her building to have it look like the old era. She would be happy to talk with other business owners on the street. She was not in favor of a big LID.

Presentations:

Committee Liaison Assignments for 2010:

A. Council Member Adam Stout *Trails of Madison County · Traffic & Safety Committee · Airport Board*

Compliance Officer Natalie Powell said the next Airport Board meeting will be July 07 at 4:00 P.M. in the front conference room at City Hall.

B. Council Member Brad Egbert *Legacy Flight Museum · Parks & Recreation · IBC Committee*

Council Member Egbert had nothing to report.

C. Council Member Bruce Sutherland *Museum Committee · Beautification Committee · Traffic & Safety Committee*

Council Member Sutherland had nothing to report.

D. Council Member Christopher Mann *Emergency Services Board · School Board · MYAB*

Council Member Mann reported the Emergency Services board met; there have been some changes with the Fire Department. MYAB has not met; they have a break for the summer. Their next activity will be in August.

The 4th of July parade is on the 3rd of July (Saturday). Fire trucks will have the Council Members names on the side; they are invited to ride on it in the parade. The Flag Raising is at 9:30 A.M. at the Veteran's Memorial. The parade commences at 10:00 A.M.; City Council members can walk down to the fire trucks from the Veteran's Memorial.

The Mayor's dinner for the dance festival was discussed. Council President Mann asked if Amanda had spoken to the Mayor about that; plans still in the making regarding the dinner, they need to send invitations.

- E. Council Member Donna Benfield *Police Department · Romance Theatre Committee · Rexburg Arts Council · Tabernacle Civic Center · School Board*

Council Member Benfield reported all committees have been meeting. Maintenance is underway at the Tabernacle. The Police Department is busy and doing well. Madison School Board is working on the budget crunch. They are all working very hard. The new high school will have an open house. There is a lot of progress with the committees. The parade will have Sugar City participating. They will be riding on a fire truck also.

- F. Council Member Rex Erickson *Golf Board · Planning & Zoning · Rexburg Redevelopment Agency*

Council Member Erickson reported the Golf Board met at the first of the month. There will be an Open House for the new nine holes at 8:00 A.M. this Friday, June 25th on the first tee of the new nine-hole golf course. Everyone is invited. A few dignitaries will speak at the opening ceremony, including past Golf Board Presidents, who have been influential in the golf course's development. The golf tournament for the Chamber of Commerce will follow the ribbon cutting. The Planning and Zoning Commission met to plan upcoming Comprehensive Plan Map changes. Rexburg Redevelopment Agency has met. All City Council members were involved in the last meeting, where they finalized the Management Agreement. The contract for the new swimming pool aquatic center has been signed. Everything is approved and underway. A ground breaking ceremony will be held next Monday morning, June 28th at 10:30AM.

Public Hearings: - NONE

Items for Consideration:

- A. **Approve Fireworks stands** for July, 2010 – Staff

City Clerk Kay said Firework Stand applications have been submitted to the city. The list of applicants is submitted to the City Council for approval on the various locations. The list is very similar to last year's; there are just a few less.

TNT Fireworks	PO BOX 836	Clackamas, OR 97015	Broulim's	124 West Main 530 North 2nd
TNT Fireworks	PO BOX 836	Clackamas, OR 97015	Wal-Mart	East
TNT Fireworks	PO BOX 836	Clackamas, OR 97015	Valley Wide Home & Ranch	1175 West Main
Family Fun Fireworks Outlet	1840 Satterfield Dr 1619 Brookfield	Pocatello, ID 83201	Valley River Center	125 Valley River Drive
Fireworks LLC Acme	Ct	Twin Falls, ID 83301	Albertson's	490 N 2nd East 150 West Main
Fireworks Big Bear of Utah/Phantom Fireworks	32 Buckhorn Way 124 W Burton Ave	Preston, ID Salt Lake City, UT 84115	JB's Cal Ranch	Street 404 N 2nd East

Council Member Mann moved to approve the Fireworks Stand applications as presented; Council Member Stout seconded the motion; all voted aye, **the motion carried.**

- B. **8:00 P.M. to 10:00 P.M. 2011 Budget review** – Richard Horner

Finance Officer Horner reviewed the budgets for 2010 and 2011. He showed the major changes in revenue and expenses for 2010. He explained the color codes: Red is unfavorable changes and green is a favorable change to the 2010 Budget. The Intermountain Gas Company franchise fee has dropped \$37,000 from the budgeted number. City Council discussed why that may have occurred including a rate cut; warm winter, etc. Council President Mann indicated they are seeking a 30% rate increase indicating their rates may have been low. Finance Officer Horner said budgets expected revenue are based on revenue from previous years.

Council Member Erickson mentioned the franchise fee revenue depends on how much natural gas people use. Residents must have used less gas this winter than they did in 2009. Council Member Erickson was surprised, considering he thought it was a fairly cold winter. Finance Officer Horner said they will have a better idea of the total costs in July. The 2nd quarter revenue payment will be due in July for gas used from April 1st through June 30th. Looking at the list, Council Member Sutherland commented that the numbers were better than he thought they would be. Finance Officer Horner said the budget came out about \$20,000 better than they thought; however there is still a \$60,000 decline in the revenue budget.

Mayor Woodland asked about tax penalties. Finance Officer Horner responded that those are funds the county collects on late paid taxes. Parking fines and permits have increased over budget. Those funds are difficult to project. Council Member Benfield asked a question in regards to the information received at the meeting about streets and roads last week in Idaho Falls. They were encouraged in the meeting to make sure the franchise fees are going into the streets funds; it seems the fees are going into the general funds portion of the budget. Finance Officer Horner mentioned they have always gone under general funds; however, two-thirds of the Rocky Mountain Power franchise fees go towards the streets budget. The Rocky Mountain Power franchise fee is close to budget at about \$300,000. Council President Mann suggested for Finance Officer Horner to bring the City Council a list next time of all of the franchise revenue.

City Attorney Zollinger joined the meeting.

Council Member Benfield asked where the franchise fees are distributed. Finance Officer Horner explained 2/3 of the franchise fees go into streets. The remaining 1/3 goes into the General Fund.

He referred to page 26 of the budget report.

Discussion on the franchise fees showing up on the budget when they are booked, etc.

The net revenue is up \$75,000; the expenses are under budget about \$64,000 showing about \$140,000 in the black. The real net difference is about break even at the end of the year. The newly installed police/fire generator was discussed. Council Member Erickson indicated the Police Department should come up with their portion of the cost of the generator out of their budget. Mayor Woodland said the investigation on the bank robber took quite a bit of the Police Department funds for overtime, etc. Council President Mann was favorable to pay the utility expenses for the Tabernacle and Westwood Theatre out of city funds similar to other city buildings; \$93,000 out of the \$140,000.

CITY OF REXBURG							6/22/2010		FAV
GENERAL FUND BUDGET VS. FORECAST									-UNFAV
REVENUES			2008	2009	2010	05/2010	%YTD	2010	BUDGET
Account	Description		ACTUAL	ACTUAL	BUDGET	ACTUAL	67	FORECAST	VS. ACTUAL
01	316	11	FRANCHISE FEES- INTMTN						
			-163,007	-173,187	-197,700	-98,548	49	-160,000	-37,700
01	319	10	TAX PENALTY & INTEREST						
			-12,692	-29,262	-25,000	-13,716	54	-20,000	-5,000
01	335	25	STATE- SALES TAX /STATE						
			-772,241	-673,735	-672,000	-161,803	24	-646,800	-25,200
01	335	30	STATE- SALES TAX /COUNTY						
			-385,926	-215,312	-213,500	-87,444	40	-178,700	-34,800
01	361	10	FINES- PARKING						
			-52,943	-52,811	-53,200	-64,606	121	-90,000	36,800
01	361	20	PERMITS-PARKING						
				-5,620	-11,000	-45,150	410	-48,000	37,000
01	361	90	FINES- COURT						
			-55,930	-56,816	-53,000	-32,535	61	-50,000	-3,000
01	371	00	INTEREST EARNINGS--REG						
			-109,394	-79,261	-22,700	2,200	9	-50,000	27,300
01	399	00	FUND BALANCE CARRYOVER		0	0		0	0
			NET OF ALL OTHER		-5,526,000	-3,249,002		-5,605,800	79,800
TOTAL GENERAL FUND REVENUES			-5,555,936	-6,801,951	-6,774,100	-3,750,604	55	-6,849,300	75,200

EXPENSES		2008	2009	2010	05/2010	%YTD	2010	BUDGET
Account		ACTUAL	ACTUAL	BUDGET	ACTUAL	67	FORECAST	VS. ACTUAL
TOTAL	MAYOR & COUNCIL	217,563	261,844	270,800	153,629	57	233,800	37,000
TOTAL	COMMUNITY AFFAIRS/ECON DEV		112,799	109,700	56,742	52	107,600	2,100
TOTAL	CUSTOMER SERVICES	248,219	190,698	239,800	161,879	68	242,100	-2,300
TOTAL	INFORMATION TECHNOLOGY		158,500	176,400	122,692	70	181,900	-5,500
TOTAL	FINANCIAL MANAGEMENT	786,125	593,831	613,800	399,293	65	611,100	2,700
TOTAL	LEGAL	190,500	196,206	195,500	123,927	63	192,300	3,200
TOTAL	ECONOMIC DEVELOPMENT	24,972	24,975	25,800	15,079	58	20,600	5,200
TOTAL	POLICE PATROL	1,193,755	1,500,774	1,448,200	979,148	68	1,448,100	100
TOTAL	POLICE ADMINISTRATION	759,768	847,027	840,500	579,365	69	864,900	-24,400
TOTAL	POLICE DETECTIVES	461,217	544,988	541,400	373,540	69	560,400	-19,000
TOTAL	POLICE COMMUNITY POLICING	353,459	325,744	342,200	225,032	66	343,200	-1,000
TOTAL	PARKS	354,664	367,192	356,900	159,676	45	355,000	1,900
TOTAL	BALL DIAMONDS RECREATION	17,926	11,701	23,700	4,680	20	23,700	0
TOTAL	ADMINISTRATIOIN	133,420	121,219	102,800	53,592	52	107,000	-4,200
01 498 00	CONTINGENCY			110,300	16,700		16,700	93,600
01 499 989	FUND TFR -ROMANCE THEA	23,690	14,686	25,600			35,100	-9,500
01 499 995	FUND TFR -ANIMAL CONTR	61,706	70,104	78,600			67,300	11,300
01 499 989	FUND TFR -ROMANCE THEATRE	18,624	23,690	-200			12,800	-13,000
01 499 997	FUND TRANSFER -JOINT FIRE OP	409,118	441,029	490,400			494,500	-4,100
	NET OF ALL OTHER	869,508	845,037	781,900	655,386	84	791,200	-9,300
TOTAL GENERAL FUND EXPENSES		6,124,234	6,652,044	6,774,100	4,080,360	59	6,709,300	64,800
GENERAL FUND NET before prepaid rent		-568,298	149,907	0	-329,756	-114	140,000	140,000
PREPAID RENT ACCOUNTING								
01 372 72	RENT - MADISON MEM. HO				-36,390		-72,800	72,800
01 499 998	FUND TFR CITYHALL PREP				210,000		210,000	-210,000
						173,610	137,200	-137,200
GENERAL FUND NET AFTER PREPAID RENT ACCOUNTING								2,800

The General fund in 2011 shows a 7% increase. The Fire District is building a fire station in Sugar City causing their budget to go up. The Tabernacle donations for improvements are shown in the budget.

Council Member Sutherland didn't understand a portion of the document. Finance Officer Horner explained. Continued discussion on the improvements budgeted for the Tabernacle and have the improvements are listed on the budget including donated funds. Council Member Stout asked why they kept it at \$75,000 in 2009. Finance Officer Horner reviewed the budget on page 34. There is a planned expenditure of \$12,000 for carpet in the auditorium. The City Council asked if they are going to spend another \$80,000 for windows with the \$75,000. Finance Officer Horner estimated an increase in the budget for the Tabernacle with his estimation of \$90,000. Council Member Erickson said it seems an awfully high amount for the Tabernacle. Donated monies for the Tabernacle windows have to be budgeted causing the budget to increase. Council President Mann defended the Tabernacle; he said the Tabernacle has been long neglected. Parts of it need to be renovated including steps, bathrooms, doors, etc. The city uses the Tabernacle for many functions. It is worth it to spend money on the structure. Council Member Stout was concerned the increased budget for the Tabernacle would remain artificially high moving forward to future years. Discussion on the new information sign and trees on East Main Street and the funding process. The Art's Fund is funded by 1 ¼ % of building project fees. It has built up to about \$30,000.

Council Member Benfield asked about other funds including the lighting fund. The Lighting Fund summary is located on the last page. Safety lighting has a budget of \$130,000 by the end of

September, 2010 with another \$100,000 in 2011. City Attorney Zollinger explained the lighting fixtures around town and the installations that will be taking place. Rocky Mountain Power will be relocation some power poles to accommodate city lighting projects. The first project will be 2nd East and 2nd South around BYU-I with BYU-I doing their side of the street plus cooperating with the city's portion of the project. Eventually, the entire perimeter of BYU-I except 7th South will be lighted. Council Member Egbert asked if the power line relocations would include underground installations. Doing underground power line work is too expensive. The preliminary lighting work is being planned with some of the construction being done this year.

Council Member Sutherland asked some questions concerning the Riverside Park Aquatic Park construction fund. It was about \$450,000 with some expenditures completed for moving top soil into the development drawing the fund down. The grant money (federal allocated funds) will be spent this year. The Main Street Budget has \$350,000 in the fund. Council Member Mann asked about the planned Main Street Budget for Main Street improvements. It was going to be \$1,300,000. The funding projected for this project has not materialized. The recommendation to mark the fund down to \$350,000 was expressed. Council Member Erickson felt there are other projects throughout the city that could use the money other than Main Street. Finance Officer Horner indicated he would draw the down the expected revenue budget from an expected budget of \$1,300,000 to the actual fund balance of \$350,000. Council Member Stout would like to discuss the Downtown project on the next agenda; Council Member Erickson did not want to revisit the Downtown project at this time. He did not want to discuss it, because the city does not have money at this time to consider the issue. Turn lanes are the priority at Center Street and 1st East Street on Main Street. Finance Officer Horner said there is a Downtown Renewal Agency with a funding source for the Downtown Renewal District.

The Departmental spread sheets were reviewed. Council Member Erickson asked about the Police Department increase of \$251,000. He wanted to know how much the Police Department's budget was increased between 2009 and 2010. Do they get a similar increase every year? Council Member Erickson wants to do what they can for the Police Department; however, a quarter of a million dollar increase is a lot when all departments have to make cuts this year. He felt there should be a good reason to justify such a high increase. Finance Officer Horner did not have the 2009 information with him, but he stated that 59% of the city department's total increases came from the Police Department budget. A lot of the cost was capital expenditures (one time purchases for vehicles, etc.) for future purchases. Self funded departments are shown on this comparison.

Discussion was held on the increases to the Police Department Budget. Council Member Stout asked about over-time costs in the budget for the Police Department (could the overtime costs be broken out on a separate line item?) Finance Officer Horner explained the overtime is captured on individual timesheets making it difficult to summarize on a report. Council Member Stout was concerned with the cost for traffic control and other support services offered by the police going for subsidizing activities carried on in the city.

Council Member Erickson reviewed the personnel costs for the Police Department, which increased \$73,000 over 2010 costs for 2011. Four Police Patrolmen were added from BYU-I to the City Budget in 2008. The revenue matches the expenses for these officers through an agreement with BYU-I. There was discussion held on the allocation of funds within the Police Department budget. Council Member Erickson asked about the increase in benefits. Police Department benefits increased \$71,000 since 2009. He asked if every department increased that much. Finance Officer Horner mentioned the Police Department is the biggest city department and their percentage share of department increases was 59%. *Note: Police Patrol Budget attached.*

Account	Description	2008 ACTUAL	2009 ACTUAL	2010 BUDGET
* **POLICE PATROL				
* ****PERSONNEL				
01-420.10	SALARIES	580,156	739,434	724,600
01-420.100	CERTIFICATION RAISES			1,800
01-420.107	MERIT RAISE AND BENEFI			
01-420.108	COLA AND BENEFITS			
01-420.15	OVERTIME	46,274	60,248	62,000
01-420.17	PARTTIME-RESERVES	14,592	9,245	12,000
01-420.19	ACCRUED LEAVE/PAY	29	1,153	1,200
01-420.20	BENEFITS	297,567	392,809	404,000
01-420.25	WORKMANS COMP CLAIMS S	6,958	923	900
01-420.251	W/C REFUND- CHARGE	-7,474	-6,553	-6,600
01-420.27	UNIFORMS-PATROL	7,732	12,065	11,500
01-420.271	UNIFORMS-ERT	14	802	1,000
01-420.29	WELLNESS/RECREATION PR	606	1,859	1,500
* TOTAL PERSONNEL		946,456	1,211,986	1,213,900
* ****OPERATIONS				
01-420.30	SUPPLIES-PATROL	5,336	7,877	10,500
01-420.301	SUPPLIES & AMMO -ERT	307	339	1,000
01-420.302	SUPPLIES-K-9	2,071	1,110	2,100
01-420.35	GAS & OIL	51,993	38,662	61,000
01-420.39	SMALL TOOLS			
01-420.42	HOSPITAL/TESTING CHARG	357	763	1,100
01-420.45	PUBLISHING		917	900
01-420.46	INSURANCE	12,626	14,379	16,000
01-420.47	TRAINING, TRAVEL & MTG	15,196	8,083	11,800
01-420.471	TRAINING, TRAVEL & MTG	2,670	238	2,000
01-420.472	TRAINING, TRAVEL & MTG	5,151	2,449	1,500
01-420.515	TELEPHONES & INTERNET	4,762	9,713	7,200
01-420.61	EQUIPMENT REPAIRS	28,018	38,654	40,000
01-420.63	OFFICE EQUIPMENT REPAI			
01-420.64	PROGRAMMING & SUPPORT	1,656	3,541	5,400
01-420.69	MISCELLANEOUS	25	85	100
* TOTAL OPERATIONS		130,172	126,815	160,600
* ****CAPITAL				
01-420.701	IT-PRINTER (COLOR)			1,400
01-420.702	PATROL CARS	77,854	87,905	59,300
01-420.703	TASERS		9,386	3,000
01-420.705	VIDEO CAMERAS	4,949	4,889	5,000
01-420.706	GUNS		3,190	1,000
01-420.707	RADAR		6,180	
01-420.708	ROUTERS		3,457	
01-420.709	BYUI CONTRIBUTED CAPIT		45,000	
01-420.719	PATROL VESTS	1,443	1,920	2,500
01-420.720	ERT EQUIPMENT	2,642		1,000

Finance Officer Horner reviewed the Building Department budget which is currently paying for Planning and Zoning expenses. In recent years the Planning and Zoning expenses were moved from the General Fund to the Community Development Fund. Currently the Planning and Zoning costs run about \$112,000. \$30,000 of Planning and Zoning costs will be funded out of the General Fund in 2011.

Community Development

Overhead Calculation	2011	
Building Dept Operating Budget	\$	598,800
Less Val 70% for P&Z	\$	(71,300)
Less Natalie 100% for P&Z	\$	(51,200)
	\$	476,300
Overhead Rate		17.12%
Overhead Charge	\$	81,543

P&Z Budget Paid by Building Department		
P&Z Budget	\$	104,200
Less Val 70% for P&Z	\$	71,300
Less Natalie 100% for P&Z	\$	51,200
Less P&Z Revenue	\$	(32,800)
	\$	193,900

Difference	\$	112,357
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General Fund transfer proposed	\$	50,000
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Allocation of Electrician Salary and Benefits			
Salary	\$	52,030	
Benefits	\$	25,763	
Transportation, tools, supplies, etc.	\$	10,000	
Total	\$	87,793	
Overhead	\$	15,030	17.12%
Total	\$	102,823	

Water	\$	10,282	10%
Wastewater	\$	10,282	10%
Streets	\$	5,141	5%
Shop	\$	5,141	5%
Total	\$	30,847	30%

Finance Officer Horner indicated the IT Server was purchased this year due to a server failure. The Parks Department deferred \$20,000 in sprinkler costs for a year to help balance the budget. Council Member Erickson said he thought it was a good idea to install only half of the sprinkler system, to save money.

Council President Mann commented on the hostage phone. Rexburg should prepare for a hostage situation with other cities or counties; the likelihood of Rexburg having a hostage situation is less likely than other cities in the area. The hostage phone was deferred. There may be funds available in the 911 fund for a hostage phone.

Corey Foster said federal requirements require two radios in police cars. They have radios that are 10 years old; they are required to upgrade. They cost \$5,000 per radio.

Finance Officer Horner reported the contingency fund budget is set at \$100,000. Council Member Erickson and Council Member Sutherland said it was lot less than they thought. The city reserves are currently expanding from 25% to 27%. No sanitation increases are planned.

Water has a slight increase from \$3.00 to \$4.00 for most homes. The increase per gallon rate=6%.

Mayor Woodland said the electrical utility rates are increasing; however, the city is doing a good to absorb the city utility increases. The city uses a lot of electrical power. The Mayor's office and City Council Budget was down 15% (\$40,000) in costs. The Parks Department deferred some expenses to come into budget. The city needs to plan for another 10 acre park. The parks are highly populated. BYU-I is using the city parks for activities and classes. The city needs more shelters. The City Council thanked Finance Officer Horner for his work on the 2011 Budget.

Staff Reports:

A. Public Works: – John Millar

1. **Overlay on 4th East finished.**
2. **Frost heave speed bump on 4th East was repaired.**
3. **Review bids for the 12th West Project:** Depatco was awarded the bid on 12th West.

12th West Project Costs		
12th West Costs	Estimated Costs	Costs
	\$972,000.00	\$1,063,078.34
		Cost over Estimate
		\$91,078.34
Funding Sources		
Grant		\$454,000.00
Water		\$39,562.00
Sewer		\$38,540.00
Street Fund		\$530,976.34
	Total	\$1,063,078.34

Project Break Down	Estimated Costs	Costs
Bridge Reconstruction	\$65,000.00	\$71,566.55 Final
Bridge Reconstruction Contract		\$52,959.00
Change Orders (Additional Concrete Footing and Wall)		\$2,709.91
Bridge Design		\$2,550.00
Surveying and Testing		\$1,095.00
Misc. (Conduit, Fill, and CMP)		\$1,738.33
Advertisement		\$115.75
Engineering (Rexburg)		\$10,398.56
Utility Extensions	\$125,000.00	\$119,803.32
Utility Extensions Contract		\$92,766.00
Change Orders (New MH, Culvert Crossing, Delete Water Valve Hot Tap)		\$8,000.00 Est
Surveying and Testing		\$1,500.00 Est
Advertisement		\$130.00 Est
Engineering (Rexburg)		\$17,407.32
Base Widening	\$215,000.00	\$201,901.05
Base Widening Contract		\$169,435.00
Surveying and Testing		\$3,000.00 Est
Advertisement		\$130.00 Est
Engineering (Rexburg)		\$29,336.05
Overlay CRABS Process	\$567,000.00	\$669,807.42
Overlay CRABS Contract		\$487,366.63
Advertisement		\$163.30
Engineering (Forsgren)		\$72,620.00
Construction Engr. & Inspection (12.5% construction) (Forsgren)		\$60,920.83 Est
LHTAC Administration (5% of Construction)		\$24,368.33
Contingency (5% of Construction)		\$24,368.33

It was divided into four projects for a total of \$1,063,078.34. A summary of the costs on 12th West were reviewed. The bid was \$91,000 over the original estimate. The funding sources for the project included: water, sewer and street funds, and a grant. Public Works Director Millar said the state's portion of the work generally costs more due to following federal guidelines due to more research and more rules. There were only three bidders on 12th West. The bidding for this portion of the project was done through the state in Boise, Idaho.

The state portion of the project had about a \$100,000 overrun for the pavement overlay portion of the bid. Overall it is a very good project for the money coming within 10% of estimate. LTAC will handle the contract. It is scheduled for late August and will take about six weeks to complete. The city's portion of the construction is moving forward to prepare for the state portion.

Council Member Erickson asked about Edstrom's portion of the project. He asked about some roadwork that has already started and asked for clarifications as to which company was working on it. Public Works Director Millar was uncertain which area of work Council Member Erickson was discussing. Discussion held on roadwork being done on the south and north end on 12th West. Council Member Erickson said they will be over \$91,000 on the first two bids. He was concerned the city will be paying an additional \$91,000 over the estimate.

Public Works Director Millar said they are about 98% complete. The gas company had to bore through the road to lower the gas lines. The state portion of the bid had an overrun of about \$200,000. Very few contractors bid state projects. Council Member Erickson asked about \$530,000, if the street fund has to pay it? He does not want downtown funds to have to go towards it. The \$530,000 is from taxes and downtown funds. Street funds will be used to supplement the funding for the project. Council Member Sutherland received complaints from some residents. He asked for some common courtesies when contractors are working in back yards.

4. **Wastewater Treatment Plant (Phase 1 – 2010 Water Reclamation Facility Upgrade) Bids:** Public Works Director Millar provided a handout for the bids. The first low bid was missing an item; thus they were disqualified from the bid. Public Works Director Millar explained the \$100,000 deduct offered by the 2nd low bidder (Depatco).

Council Member Sutherland moved to accept the qualifying low bid from Depatco for the Wastewater Treatment Plant (Phase 1 – 2010 Water Reclamation Facility Upgrade); Council Member Egbert seconded the motion; Discussion: Council President Mann was concerned with bonding funds being available for the project verses using the existing city reserves. Council Member Erickson reiterated how the city will save \$200,000. Finance Officer Horner said the funds should become available in August or September. Public Works Director Millar explained the next phase is being planned now. The City Council asked for an overview of the entire wastewater plant upgrade. City Attorney Zollinger said a Notice of Award is given now and in 10 days the clock starts ticking on the 120 day completion date.

Council Member Erickson reminded Public Works Director Millar of the need to finish 12th West before school starts. Public Works Director Millar said he cannot control the state portion of the project. Council Member Erickson asked Public Works Director Millar to have the project ready for the state to do their portion of the work for school to start. Council Member Sutherland said they do what they can. All voted aye. **The motion carried.**

Council President Mann asked about the completion date for the bridge in Henderson Subdivision. The bridge has not been touched for a month. Public Works Director Millar said he will look into that issue. Winston Dyer said Mr. Henderson is waiting on a larger project in town for HK Construction so his project can be done at the same time; it should be done shortly. Council Member Erickson asked if he was waiting for 2nd West. The jobs should be completed soon. It has been a long time.

5. **There is a redo on one of the poles on the 7th South Street lights** (on the northeast end): Public Works Director Millar said they hope to get that completed by the end of the next week. He explained how the concrete anchor had to be removed to allow for a redo on the bolt pattern on one of the poles. Council Member Erickson reviewed the paving of the new street light area on 2nd East and 7th South. He would like curb and gutter extended another 100 feet going south on 2nd East. Discussions on the new curb and gutter on 2nd East; Council Member Erickson thought things could have been handled a different way. He asked Public Works Director Millar how much another 100 feet (of curb, gutter and blacktop) would have cost. It would cost another \$5,000 to \$10,000. Council Member Erickson said it would be worth the extra amount to have it completed.
6. **Old water building** on 1st South and 2nd East: Public Works Director Millar and the

Mayor met with Mr. Steve Oakey. A proposal was made to sand blast the building and re-paint. Mr. Oakey is working on the project. A sprinkler system would be installed and the weeds will be cut down. Council Member Benfield received answers to her preoccupation.

Calendared Bills and Tabled Items:

A. BILL Introductions: - NONE

B. First Reading: Those items which are being introduced for first reading. – NONE

C. Second Reading: Those items which have been first read. –NONE

D. Third Reading: Those items which have been second read

- 1. BILL 1029 repealing Ordinance 709** for business registrations including non-permanent vendor regulations - Staff

Mayor Woodland reviewed the history of the first and second readings of BILL 1029.

City Clerk Kay explained the language was changed to say: the vendor locations will be identified by resolution. Discussion on the locations and method of having vendors in restricted locations.

City Attorney Zollinger explained how Boise uses the same language to manage mobile vendors in Boise. Council Member Benfield asked about the snow shack in Porter Park. City Attorney Zollinger explained the city is participating in this snow shack on a temporary basis with a revenue split. Council Member Benfield was concerned with the enterprise competing with private business.

City Clerk Kay explained the current process: they come into city hall, get a current business registration; they receive guidelines concerning working with the business owner, etc. Compliance Officer Natalie Powell then explains the conditions in detail. These need to be tied to a commercial business.

City Attorney Zollinger explained the safety issues with moving customers across the street to a private snow shack adjacent to Porter Park. With a mobile business in the Broulim’s parking lot, Broulim’s dealt with it on their own. The city didn’t even need to be involved. Continued discussion with having the city involved in the snow shack or other concessions in city parks. Bidding the service to private enterprise in Porter Park was another option to consider.

Council Member Benfield said she was concerned with competing with private business. Council Member Erickson concurred. City Attorney Zollinger mentioned the location of the snow shack adjacent to Porter Park was dangerous due to the accidents with small children that area has experienced. City Attorney Zollinger said this ordinance will help the city be informed on the locations of mobile vendors; this will benefit the city.

Council Member Sutherland moved to approve BILL 1029 repealing Ordinance 709 for business registrations including non-permanent vendor regulations; Council Member Mann seconded the motion; **Mayor Woodland** asked for a vote:

Those voting aye

Council Member Erickson
Council Member Mann
Council Member Sutherland
Council Member Benfield
Council Member Egbert

Those voting nay

Council Member Stout

The motion carried.

Tabled Items: Those items which have been the subject of an affirmative vote to a motion to table: - NONE

Mayor’s Report:

Consent Calendar: The consent calendar includes items which require formal City Council action, however they are typically routine or not of great controversy. Individual Council members may ask that any specific item be removed from the consent calendar for discussion in greater detail. Explanatory information is included in the City Council’s agenda packet regarding these items.

- A. Minutes: June 02, 2010 and June 10, 2010 meetings
- B. Approve the City of Rexburg Bills

Council President Mann asked about a \$5,000 check for quarterly safety awards. He asked for some discussion on the program. Finance Officer Horner said the program will be revamped.

Council Member Mann moved to approve the consent calendar; Council Member Benfield seconded the motion; all voted aye, **the motion carried.**

Adjournment

Attest:

Richard Woodland, Mayor

Blair Kay, City Clerk