

City Council Meeting

August 03, 2011

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CITY OF
REXBURG
America's Family Community

August 03, 2011

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

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

Pledge of Allegiance.

Roll Call of Council Members:

Attending: Council President Mann, Council Member Erickson, Council Member Benfield, Council Member Stout, Council Member Egbert, and Council Member Sutherland, who arrived after the meeting started. Mayor Woodland asked to be excused.

Public Comment: on issues not scheduled on the agenda (limit 3 minutes): - NONE

Public Hearings:

A. 7:15 A.M. Amend the [2011 Budget](#) (BILL 1070) – Richard Horner

Finance Officer Horner indicated the budget amendments cover additional expenditures from revenue grants, and carryovers from the prior year. Council Member Erickson noted the additional revenue and expenses was not due to over spending the budget; the additional grant revenue and associated expenses created the budget over run. Rexburg monitors the budget by fund instead of the total budget; so, any over runs need to be added to the budget.

FUND	ORIGINAL	AMENDMENT	FINAL
FIRE DEPARTMENT EXPENSES	1,939,100	62,800	2,001,900
GENERAL FUND EXPENSES	7,259,300	4,000	7,263,300
POLICE SMALL GRANTS FUND	36,700	110,000	146,700
NEW CITY HALL EXPENSES		60,000	60,000
STREET OPERATIONS EXPENSES	2,245,100	200,000	2,445,100
STREET REPAIR EXPENSES	400,000	300,000	700,000
TABERNACLE FUND EXPENSES	155,700	30,000	185,700
NON-AMENDED FUNDS	39,911,300	-	39,911,300
GRAND TOTAL EXPENSE:	51,947,200	766,800	52,714,000

The additional expense for City Hall is to finish part of the upstairs area that was roughed in. The construction remodel of City Hall was funded with grants and the sale of other city properties. It is not money out of the General Fund. The revolving loan fund is sitting at about \$800,000.

Council President Mann opened the public hearing.

Those in favor of the proposal: NONE

Those neutral to the proposal: NONE

Those against the proposal: NONE

Council President Mann closed the public hearing.

Council Member Erickson moved to approve the amendments to the 2011 Budget and first read BILL 1070; Council Member Benfield seconded the motion; Discussion: Council President Mann asked for a vote:

<u>Those voting aye</u>	<u>Those voting nay</u>
Council President Mann	None
Council Member Erickson	
Council Member Benfield	
Council Member Egbert	
Council Member Sutherland	
Council Member Stout	

The motion carried.

Calendared Bills and Tabled Items:

A. BILL Introduction: – NONE

B. First Reading: Those items which are being introduced for first reading.

1. **BILL 1070** Amending the 2011 Budget (The first reading was done in the public hearing)

B. Second Reading: Those items which have been first read.

1. **BILL 1072** Set tentative **Appropriation Budget 2012**

Finance Officer Horner asked the City Council if they had any questions on the BILL. There have not been any changes to the BILL since the first reading.

Council Member Erickson reviewed the contingency money set aside for River Side Park in the budgets. The 2011 Revenue and Expense Budget for Riverside Park is \$402,900 including about \$100,000 set aside for a contingency reserve. The 2012 Budget is similar with \$408,100 amount including a little over \$100,000 set aside for a contingency reserve. The budgeted expenditures will be included in BILL 1072. Council President Mann asked for additional discussion; otherwise, he would accept a motion.

Council Member Benfield moved to second read BILL 1072; Council Member Erickson seconded the motion; Council President Mann asked for a vote:

<u>Those voting aye</u>	<u>Those voting nay</u>
Council President Mann	None
Council Member Erickson	
Council Member Benfield	
Council Member Egbert	
Council Member Stout	

The motion carried.

C. Third Reading: Those items which have been second read – NONE

1. **BILL 1073 Amend the Development Code** Ordinance 1026 Chapter 3, Medium Density Residential Two (MDR2) by allowing larger buildings. Change the code to read “Buildings with more than four (4) dwelling units.” The second change is to add the “Medium Density Residential Two (MDR2) Zone to “Low-Moderate Density Residential” land use designation.

City Attorney Zollinger indicated it is a housekeeping BILL along with a modification allowing larger than four plex buildings in MDR Zones. Applicants can build larger buildings without going through a hearing process. It restores MDR2 into the “Low to Moderate Density Residential” land use designation for the Comprehensive Plan. Council President Mann asked for additional discussion.

Council Member Erickson moved to third read and approve BILL 1073 to amend the Development Code Ordinance 1026 Chapter 3, Medium Density Residential Two (MDR2) by allowing larger buildings. Change the code to read “Buildings with more than four (4) dwelling units.” The second change is to add the “Medium Density Residential Two (MDR2) Zone to “Low-Moderate Density Residential” land use designation; Council Member Stout seconded the motion; Council President Mann asked for a vote:

Those voting aye

Council President Mann
Council Member Erickson
Council Member Benfield
Council Member Egbert
Council Member Stout

Those voting nay

None

The motion carried.

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

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.

Minutes, Bills, etc:

- A. July 06, 2011 meetings
- B. Approve the City of Rexburg Bills

Council Member Erickson moved to approve the Consent Calendar consisting of the minutes, and the city bills; Council Member Stout seconded the motion; Council President Mann asked for a vote:

Those voting aye

Council President Mann
Council Member Erickson
Council Member Benfield
Council Member Egbert
Council Member Sutherland
Council Member Stout

Those voting nay

None

The motion carried.

Finance Officer Horner handed out an amended Employee Handbook for review before doing a formal presentation to the City Council. He suggested having a formal review and approval of the amended Employee Handbook in 30 to 45 day.

Council President Mann reviewed the employee vacation portion of the Employee Handbook. Discussion on the comparables in the area including BYU-I.

Finance Officer Horner said the changes were associated with statutory updates and other current legal requirements.

Council Member Benfield reviewed the International Dance & Music Festival activities underway in Rexburg this week. The Monday evening schedule was rained out. Two of the dancers were involved in a vehicle accident with no injuries. The car they were riding in plunged into the South Fork of the Snake River at the Lorenzo Bridge. Yesterday, most of the teams spent the day in Idaho Falls at assisted living facilities and senior citizen facilities. They went to the mall in Idaho Falls and they did a press conference too. Today they are planning a trip to Bear World and to do rehearsals. The dance teams will be having their team parties tonight. She said the Matinee on Thursday will have the participants of the youth culture events perform with the dancers for one dance. The dance festival participants will enjoy an evening at Rexburg Rapids tomorrow night. Council President Mann indicated Mayor Woodland was very kind. She said the Matinee is new and it will be at the new Madison High School on Thursday.

Council President Mann said the Mayor's Dinner for the dance festival will be on Friday night. Parks Department Director Greg McInnes has been very helpful with providing requested accessories to support the dance festival including benches for the parade and street dance. The VIP Reception will be Saturday evening.

1. **Monday** August 1, 2011 – International Street Festival from 5:00 P.M. to 9:00 P.M.
International Parade at 6:30 P.M.
International Street Dance from 9:00 P.M. to 11:00 P.M.
2. **Tuesday** August 02, 2011 – Rigby Youth Culture from 9:00 A.M. to 12:00 P.M.
Rigby Junior High, for ages 6-16 (free event)
3. **Thursday** August 04, 2011 – Rexburg Youth Culture from 9:00 A.M. to 12:00 P.M.
Madison High School, for ages 6-16 (free event)
Matinee from 2:00 P.M. to 3:30 P.M.
4. **Friday** August 05, 2011 – Pre-Show at 7:00 P.M.
Gala Performance at BYU-I Hart Auditorium (ticketed event)
5. **Saturday** August 06, 2011 – Closing Ceremonies from 11:00 A.M. to 2:00 P.M.
Smith Park (free event)
Pre-show at 7:00 P.M.
Gala Performance at BYU-I Hart Auditorium (ticked event)

Discussion on the “fixes” to the blue pool slide and parking lot at Riverside Park. Council Member Sutherland asked about having the front area of Riverside Park hydro seeded to have some green space for the public. He was in favor of keeping the parking close to the facility instead of in front of the facility. The City Council did discuss having a parking lot in the front area at the last City Council meeting.

Council Member Sutherland was opposed to having the planned grass area turned into a parking lot. He said there is a large parking area next to the grass area for the Parks Department facility. City Attorney Zollinger said it would require a public hearing for a Conditional Use Permit to have the parking lot in front of the facility; so, the proposed grass area could not be paved this fall anyway. This will allow time to determine the impact of the new lot being constructed to a gravel surface.

Council Member Erickson said the previous discussion from the City Council was to fix up the rear lot without pavement and look for additional parking in front of Rexburg Rapids at Riverside Park. Time will allow the demand on the existing parking lot and the parking lot under construction to level out before moving forward with a parking lot in front of the facility.

Discussion on the empty spots for the current parking lot. City Attorney Zollinger explained more time is needed to see the impact of swimming lessons and the coming soccer fields on the existing parking lots. He reiterated the need for a public hearing before constructing a parking lot in the front of the facility to allow for public input.

Public Works Director Millar mentioned the proposed parking lot on 1st East and Main Street is in a demolition phase. The contract on the existing well on the hill is moving forward. Water volumes have been holding high due to the cool weather. The Pioneer Road and 7th South project was delayed due to water leak in a pipe where a ditch was moved underground. The water was turned off so the pipe leaks could be fixed at the pipe joints. The project is scheduled to be paved by the end of the month. The ditch piping by the three homes between 5th West and the Middle School will need to be piped too. City Attorney Zollinger indicated the land issues for the three property owners between 5th West and the Middle School have been resolved. Some trees will have to be moved to do the pipe work.

Council Member Sutherland asked about the mitigation process for a new well. Public Works Director Millar said it is moving forward with the Water Resources Board for Public Input. They are still looking to drill well #5 this year. It will have to go out to bid. HK Contractors will be redoing some seal coating work from last year's contract on the 15th and 16th of August.

Adjournment

Council President Mann

Attest:

Blair D. Kay, City Clerk