

City Council Meeting

April 20, 2016

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CITY OF
REXBURG
America's Family Community

April 20, 2016

Mayor Jerry Merrill

Council Members:

President Sally Smith Jordan Busby

Donna Benfield Tisha Flora

Christopher Mann Brad Wolfe

City Staff:

Stephen Zollinger – City Attorney

Matt Nielson – Finance Officer

Blair D. Kay – City Clerk

John Millar – Public Works Director

Val Christensen – Community Development Director

Scott Johnson – Economic Development Director

6:30 P.M. City Hall – Pledge to the Flag

Isaac Zimmer led the pledge.

Patrick Bjornn said the prayer.

Roll Call of Council Members:

Attending: Council Member Flora, Council Member Busby, Council Member Mann, Council Member Wolfe, and Mayor Merrill.

Council President Smith and Council Member Benfield asked to be excused.

Public Comment: not scheduled on the agenda (limit 3 minutes); issues may be considered for discussion on a future agenda. Please keep comments on point and respectful.

Presentation:

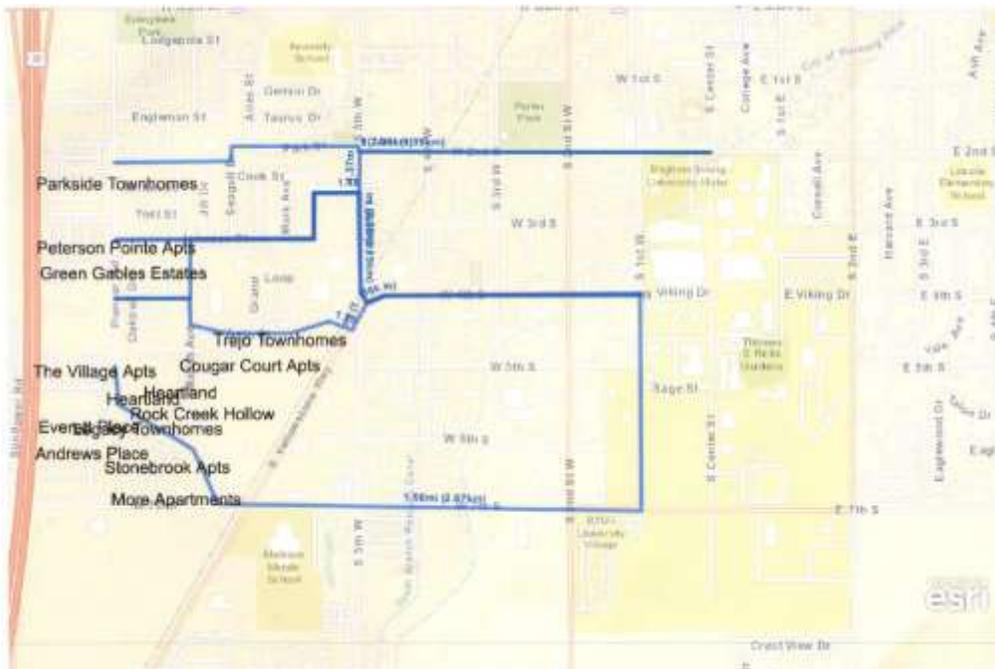
A. Speed Bump discussion at Pinehaven Subdivision - Pat Bjornn & Neighbors



Mr. Bjornn a resident on Pinehaven Street reviewed the map of the Oakbrook Subdivision. He said when he purchased his house in 2003 there were only about three houses built. The apartment complexes to the west of the subdivision were not built yet. He indicated before purchasing his house he asked the contractor if more apartments were going to be built and if he was going to live on a street that would become a thoroughfare for the university students. He was also informed there would be a park; however, a retention pond was put in instead. The retention pond is used by dogs and has become a cesspool. Mayor Merrill mentioned the City will be installing dog waste stations so the dog owners can clean up after their pets.

Mr. Bjornn explained he counted the number of children living in the subdivision; there are about 130 children 40 of them are under the age of five. There are a total of 50 homes including the 3 homes on Mariah Avenue. Mr. Bjornn expressed his concern for all of the children residing in the subdivision. He said there are many examples of the dangerous situations the children have encountered because of people speeding. He stated the speed bumps the City recently installed on Pinehaven Street have helped tremendously. The subdivision residents started requesting the City install speed bumps about 10 years ago.

Mr. Bjornn continued to explain there are 130 children constantly crossing the streets in the subdivision. He said since the installation of the speed bumps about a month ago, they have seen the speeds decrease. He said the residents have been pleased with the results of the speed bumps; they have requested more be added.



Mr. Bjornn reviewed the street map he handed out to the City Council; all of the blue lines are neighborhood streets used as a thoroughfare by the university students. He recommended to City Council to add speed bumps on these other streets that are affected by people speeding. He and other subdivision residents believe the speed bumps are the only solution to the speeding issue. The City has tried to patrol the area and have on occasion installed speed trailers; it has not worked. As soon as the patrol officer leaves and the speed trailers are removed, the speeds increase again.

Mr. Bjornn stated it was very poor planning to allow all of the apartment complexes to be built by these subdivisions and to think the university students would only use Pioneer Street and 7th South to get to the university. He explained a university student late to class will clearly take the shortest most direct route to get to class. This means speeding through a residential neighborhood causing a dangerous situation. Mr. Bjornn asked City Council to allow the speed bumps on Pinehaven Street to remain. He recommended that speed bumps be installed on all of the neighborhood streets along the stretch of Pioneer Road to insure the safety of the neighborhoods.

Mayor Merrill thanked Mr. Bjornn for his presentation and stated City staff has discussed the traffic issues that Pinehaven Street is experiencing. Mayor Merrill asked City Council if they see a need for a committee to be formed to review the City's policies. He said according to the City's policy and the gradation used for traffic flow, volume and speed; Pinehaven doesn't meet the qualifications for a traffic calming device to be set in place.

Mayor Merrill stated the City Council's role is not to make these types of judgment calls; however, their role is to set policy. He said if City Council would like to review the traffic calming measures policy with City staff and recommend policy changes, he would entertain a motion.

Council Member Busby indicated he understands City Council's role is to set policy; however their number one priority is the safety of the community. He said there is a need for traffic calming measures as the City grows and as more apartments are being built, traffic becomes a problem for these single family residential streets.

Council Member Busby questioned if forming a committee is necessary to add traffic calming measures to single family residential streets. Mayor Merrill replied that a committee is necessary to study the City's traffic calming measures policy. Mayor Merrill explained if City Council were to implement changes without following the City's current policy, it could cause issues in the future. The committee would review the current policy and recommend changes that would address the traffic issues Pinehaven Street is experiencing. Council Member Busby stated if a committee is formed, he is willing to serve on the committee.

Council Member Mann said he agreed a committee is needed; however, he expressed the need for a permanent solution for the traffic issues other City streets are experiencing, for example Park Street, Johnson Street, etc. He said a solution is needed to slow down traffic and encourage the university students to use Pioneer Road instead of cutting through the subdivision streets.

Council Member Wolfe asked Public Works Director Millar if one of the problems with the speed bumps is that they can't be left out during the winter months due to snow removal. Public Works Director Millar replied the speed bumps would need to be removed every winter for snow removal. Council Member Wolfe asked if the speed bumps cause any damage to the road. Public Works Director Millar indicated the speed bumps are nailed down into the street which causes some damage to the road due to the installing and removing.

Council Member Flora thanked Public Works Director Millar and Mayor Merrill for listening to her concerns and expressed her appreciation for their wisdom. She said a committee is necessary to review the current policy and make the changes needed to do a better job of meeting the safety needs of our community.

Mayor Merrill asked the City Council Members how many of them would like to serve on the new committee. Council Member Flora and Council Member Busby stated they are interested in serving on the committee. Mayor Merrill said he will work with City staff in putting together a committee to review the City's current traffic calming measures policy.

Mr. Bjornn asked if the cost of the speed bumps would be an issue, if so his neighborhood will help with the purchase of the speed bumps for their subdivision.

Council Member Busby asked Public Works Director Millar to look into the issue with the traffic light on Yellowstone Hwy. and Pioneer Road. The light isn't working correctly, the east and west traffic gets backlogged. Public Works Director indicated the cycle was adjusted about a week ago; it has helped with the backlog of traffic.

Mayor Merrill expressed his appreciation for the Pinehaven Street residents and thanked them for bringing the traffic issues to the City Council's attention.

Speed Bump Comparison

Street		Average Daily Traffic		Speed in mph			Peak Hour AM		Peak Hour PM		Dates		
		Overall Average	Weekday	Weekend	50%	85%	Average	Weekday	Weekend	Weekday	Weekend	Start	Finish
Johnson	Before Speed Bumps	457	469	371	25.8	29.9	25.6	7:15-8:15	10:30-11:30	5:00-6:00	4:00-5:00	3/22/2016	3/28/2016
	After Speed Bumps	538	593	399	24.8	28.8	24.4	7:45-8:45	9:30-10:30	4:00-5:00	12:15-1:15	3/30/2016	4/13/2016
	Increase/Decrease	101	124	28	-1	-1.1	-1.2						
Pinehaven	Before Speed Bumps	797	854	693	24.5	28.8	24.3	7:15-8:15	9:15-10:15	5:00-6:00	12:45-1:45	3/15/2016	3/22/2016
	After Speed Bumps	632	702	496	20.3	24	20.3	7:30-8:30	8:45-9:45	5:00-6:00	12:30-1:30	4/13/2016	4/19/2016
	Increase/Decrease	-165	-152	-157	-4.2	-4.8	-4						
The first couple of days, the university was out for break.													
Pinehaven Monday Only	Before Speed Bumps	872	872		24.2	29	24.1	7:30-8:30		5:00-6:00		3/21/2016	3/21/2016
	After Speed Bumps	783	783		20.5	24.2	20.4	7:00-8:00		5:00-6:00		4/18/2016	4/18/2016
	Increase/Decrease	-89	-89		-3.7	-4.8	-3.7						

Letter form Pinehaven residents.

4-20-16

Dear council members,

Our family lives just off the north corner of Oaktrail Dr and Pinehaven. Because we've had more than one near miss crossing Pinehaven, we always walk further from the Pioneer Road and Pinehaven corner to cross. Cars go around too fast to stop for pedestrians. The stop sign has helped, but is it enough to save the life of our children?

Tyler and Leanne Watson

March 21, 2012

Ethan Bjornn
776 Pinehaven St
Rexburg, Idaho

To whom it may concern:

My name is Ethan P. Bjornn. I'm 12-years-old and I live on 776 Pinehaven St., Rexburg, ID. Ever since I've moved to 776 Pinehaven St., people speed on the road. When I mean speed, I mean about 50 mph.

When I was around 8-years-old I was walking across the street to get on the bus when a car sped by me, right by the bus, and kept going after missing me by inches. I very much suggest bumpers along our road, Pinehaven. There have been too many close calls with little kids, including my own little sisters. Bumpers would solve the problem of speeding on this road.

At least a sign saying how fast you should go, too, please. Thank you for your time.

Ethan Bjornn

Dear Rexburg City Council,

I'd like to thank the council for taking the time to listen to our neighborhood. My name is Alex Nielsen, and I have spent 25 of the last 30 years living in Rexburg. I am a husband and father of two children, both born at Madison Memorial Hospital. My wife and I have been homeowners in this subdivision for eight years.

As is the case with so many obstacles in government and business, the decision to keep or remove a speed bump is a symptom of a greater problem; namely, how to safely manage the flow of traffic from high-density residential properties through (or around) single-family homes on their way to high-traffic commercial and educational destinations. This is a problem that will only get worse as high-density properties continue to be built away from the hub that is BYU-Idaho and downtown Rexburg.

There have been a lot of numbers and statistics tossed around in preparation for this meeting. At one point, I even heard the argument that there have been no fatalities on our street. Why is that relevant? How much research and investment is warranted to prevent the loss of a single life? Do we really need to wait for tragedy to strike before taking action? If the death or injury of a child would influence your decision, shouldn't we – the citizens, council, and city - be doing everything in our power to prevent tragedy rather than react to tragedy?

Growing up in Rexburg, I personally witnessed several pedestrian accidents that resulted in the addition of traffic control measures. An incident in the late 90s as well as more recently in 2007 and 2008 come to mind. It is not my wish to assign blame or drag this council through those horrible memories. And as anybody in this room can attest, accidents are an unfortunate corollary of the very act of living. Sometimes reacting is the best we can do. And I applaud the city for its proactive approach to pedestrian safety particularly in the last eight years.

I only want to make the point that Rexburg has matured as a community that is pedestrian-conscious. In front of you is a neighborhood sounding the warning bells about a very real safety issue that is only going to get worse if left unchecked. I do not envy you for your position in balancing the demands of safety and smooth flow of traffic. Though our neighborhood is a "squeaky wheel" right now, the city has a responsibility to properly address this issue so that our neighborhoods – Rexburg's, not just our subdivision - will continue to be safe for our children.

Thank you.

Alex Nielson

374 Mariah Ave, Rexburg

Dear City Council,

I have appreciated the speed bump that was put in front of our house on Pinehaven Street. Prior to the speed bump I saw many people speed down the road much too fast, making me concerned to allow my daughter to play in our front yard. I also saw the neighbors' pet get hit by a car in front of my house due to a car driving too fast and carelessly, not even stopping to check on the animal. I believe the speed bump is contributing to more careful driving and I hope it can remain!

Thank You,

Larissa Jaster
785 Pinehaven St
425-770-2632

Dear City Council,

My son has to cross Pinehaven St. twice a week to get to his preschool class. Having the speed bump is a great relief when sending him across the road. It is not uncommon to be halfway across the road and be staring at the headlights of a speeding car that has just turned off of Mariah and is barreling down Pinehaven. The speed bump helps tremendously to slow these cars down before they reach 45 mph halfway down our little street.

Please let us keep our speed bump. In fact I'm sure many would prefer to have a speed bump at either end of our street to keep speeds down where they should be, before they cross in front of our homes.

F. Shawn Bagley
765 Pinehaven St.
Rexburg, ID, 83440
P. 208-351-8822

I have lived in the Oakbrook neighborhood for 6 years. My house sits on the corner of Pinehaven and Oakbrook which means that I have a pretty comprehensive view of traffic in my subdivision. Pioneer road seems to be a main thoroughfare for those living in apartments and those wanting to cut across town. As a result I feel Pinehaven has been turned into a main thoroughfare as well. You have the data that told you how many cars were traveling through our neighborhood on a given day. That is a lot of cars for a residential neighborhood.

In our neighborhood there are approximately:

Just the Circle of Pinehaven and Oakbrook

Age	0-3 Years	4-6 Years	7-10 Years	11-14 Years
	14	15	17	17
Total	63			

That's 63 kids in the space of about 1 ½ blocks. That doesn't even count the other side of Oakbrook. I know personally, all three of my children have friends that live on the other side of Pinehaven. How many of each of these 63 children likely cross Pinehaven to play as well?

I can't tell you how many times I have looked out the window while sitting at my kitchen table to see a child crossing the street and almost hit. I've seen Annie, Corbin, Jacob, Cole, Carter, Isaiah, Nohemia, Ryan, Yassenia, Sierra, Jill, and some whose names I don't know all almost hit in the 6 years I have lived in my home. Not only that but I have seen a few accidents as well.

This is a problem that has been helped by having the speed bump in place. It has dramatically slowed down traffic and decreased traffic in our neighborhood and over the past few weeks we have all commented on how much we love it and how grateful we have been for it. Not only has it slowed traffic down, it has made our neighborhood in general safer.

Honestly, the amount of cars we see and the speeds that they travel is an issue that we thought was resolved. Even my children were excited about the speed bump. It would be disheartening to see it permanently gone. I truly hope that it will stay.

Thank you,

Aimee Zimmer

4/20/2016

Dear Rexburg City Council,

My name is Patrick Bjorn. I've lived on Pinehaven Street for over 12 years now. I was one of the first families to move into the Oakbrook neighborhood. At that time, there were only 5 or 6 houses built. None of the apartments west of Pioneer road even existed. They were still farm fields. I voiced my concern at that time to my contractor that I didn't want to live on a street that was a thoroughfare for college students to get to BYU-Idaho. He assured me that that would not be the case. He said the student traffic would all use Pioneer Road for that purpose.

Time has proven his statement to be false. We have seen Pinehaven Street, as well as Park Street and Johnson Street, become corridors for students living in apartments along Pioneer Road. I'm not sure what the city and the developers thought would happen. Students need to get to school and will do so in the shortest distance or time possible. That means flying down residential streets when they're often late for class.

My family was very young, 2 boys under 4 years old, when we moved in. Since then we've had 3 girls added to our family. Every one of them has had close calls with drivers either speeding or inattentively driving down our street. We've seen our oldest son, who was only 6 at the time, almost run over as a driver in a hurry tried to pass the school bus when it was stopped across from our house one morning. The stop sign was out, and my son started to cross the road. The driver didn't want to wait and swung around the bus. My son barely stopped in time as the driver sped passed, while the bus driver honked the horn and yelled at them.

Several times we've called the police about cars speeding down our street. The answer is always the same. We see a weeks worth of increased patrols, or a speed indication trailer, then everything goes back to the way it was before. Once we even had an officer come to our house. She simply told us it was our word against the speeding drivers. Nothing was done about it.

I've chased at least 3 drivers to their apartments and chewed them out for blatantly speeding down my street and endangering our kids. I've yelled at more drivers than I can count to slow down. I'm simply tired of seeing my kids in danger everytime they walk out my front door.

The speed bump currently in place has easily been the best speed deterrent we've seen the entire time we've lived here. Please leave it in place.

Sincerely,

Patrick Bjorn

776 Pinehaven Street

Thank you for the speed bump, it is working great! As a resident of Rexburg and a homeowner living on Pinehaven we love it!

I am writing to you because I want you to know that this speed bump needs to be on Pinehaven, we have lived on Pinehaven for over 9 years and have experienced first hand the traffic on this road. There are 3 experiences that I have personally witnessed that I would like to share with you. These experiences are not the only ones, there are many more, but simply are the ones that still make my heart stop and the reason I am taking the time to send you this letter and thank you for helping us keep our children safer.

1. I was out front of my house waiting for my kids to get home from school, they had rode their bikes on this particular day. I was starting to notice lots of the neighborhood kids entering our neighborhood and since I live on the corner of Pinehaven and Mariah some kids turn and pass in front of my house and some cross the street and head home. Two kids were crossing the street on their bikes and a car traveling on Mariah was going so fast that I thought he was going to continue straight on Mariah but no at the last second he turned onto Pinehaven and then sped up! The kids crossing Pinehaven were almost hit, so close to being hit that I have no idea why they weren't! Did the car stop? NO! In fact he sped up even more even though these kids weren't the only ones on bikes around. My heart raced because of the closeness these kids just came to being hit by a car that was going too fast through our neighborhood. My heart also started to race because I was mad that this driver seemed to have no care that he almost just hit 2 kids and it was entirely his fault.
2. Pinehaven is used as a shortcut. This is a fact. I have witnessed it over and over again. Cars coming from Trejo street barely slowing down at the stop sign and then turning onto Mariah only to turn onto Pinehaven, the entire time speeding up till they get to the stop sign at the end of Pinehaven. One evening I was sitting on my step watching my own kids play on the sidewalk in front of my house. A car comes from Trejo to Mariah to Pinehaven and it caught my attention because they were driving like all the roads were one straight road. There was no stopping at the stop sign on Trejo and they cut the corner on Mariah turning onto Pinehaven. As they come onto Pinehaven they were driving so fast that they couldn't turn properly and actually hit the curb in front of my house and slid on the gravel. My kids were riding bikes about 2 feet from the curb and even though they were on the sidewalk it was terrifying to watch because that car came very close to my kids, the curb saved them! Did the driver stop? Oh NO, they kept on driving as my kids dropped their bikes and came running to me!
3. Pinehaven is not a long road but 6 houses line our road on our side. We teach our kids to look for cars both ways and then look a couple more times. We drill it in to them to be so careful when crossing our road because you can go

and look and no cars will be coming and then start to cross and all the sudden before you get half way across there is a car that has turned on to Pinehaven. You take the shortness of our road and then add the fact that it is used as a shortcut and cars going faster then they should and it becomes a very scary street to cross. I was with my kids going for a walk/bike ride. We had walked around the loop of our neighborhood and was crossing Pinehaven, we stopped looked for cars and then I sent my kids across. My older kids started across and still watching for cars I started helping my younger ones get across. I saw a car turn onto our road at the opposite end of where we were. There was 6 of us crossing the road, very visible to the driver! I was pushing a large stroller and kept my eye on this car that was not slowing down like I felt like they should have been. We had been in the road before that car had even turned onto Pinehaven. Pinehaven is a straight road and every driver can see if something is in the road. I urged my little ones to hurry faster because this driver was not showing any sign of slowing down. My kids made it across and the car passed us never slowing down and I had to grab my youngest to get out of the way! Why was it a close call? I don't know it shouldn't have been but this happens all the time on Pinehaven! Drivers are going too fast, they tend to be college students who appear to have no concept that in neighborhoods there are children playing and crossing the street. I was so glad that day that I had been with my kids and was able to get them out of the way. I could have touched the car as it sped past us, that is how close it was! The driver acted as if he never saw us and it make me sick still to this day of what could have happened if I hadn't been there to get my kids across faster.

Living on Pinehaven is scary at times and we do our best as parents to teach our kids but until we can get drivers to be more cautious and aware of what is going on in our neighborhood it seems to just be a matter of time, for something very tragic to happen. Thank you for putting up the speed bump! It is amazing and we love it! It has given us peace because with our own eyes we have seen drivers slow down for it and really slowing down is the best and only way to make our street safer.

Sincerely,
Spencer & Emily Webb

Committee Liaison Assignments for 2016:

A. Council Member Mann: *Golf Board · Emergency Services Board · GIS Oversight, Development Workshop Board*

Council Member Mann reported the three committees that he is the City liaison to have not met.

B. Council Member Busby: *· Airport Board · Traffic & Safety · Trails of Madison County*

Council Member Busby reported the three committees that he is a City liaison to have not met.

C. Council Member Benfield: *Police · MYAB · Parks & Recreation*

Council Member Benfield was excused.

Mayor Merrill reported the Parks Department is busy getting the City's parks ready for use. The baseball fields are completely booked; some of the Rexburg baseball teams are going to Rigby to play. The City is working on building more baseball fields; the process is ongoing.

Mayor Merrill reported Mayor's Youth Advisory Board met today to discuss the service project at Riverside Park on May 4th from 4:00 p.m. to 6:00 p.m.

D. Council Member Smith: *Legacy Flight Museum · Beautification Committee · M.E.P.I.*

Council President Smith was excused.

E. Council Member Flora: *School Board · Rexburg Arts Council/Museum of Rexburg*

Council Member Flora reported the Madison School Board will meet next week; however the Dare Graduation will be held tomorrow.

Council Member Flora commended the Rexburg Arts Council Committee Members for their efforts in getting organized and moving forward. She introduced and thanked Anna Bjornn the Rexburg Arts Council Chairman for the fantastic job she is accomplishing. Council Member Flora said she is excited about all of the events planned for this summer. The Rexburg Tabernacle Orchestra will be performing three different selections; one of them is the Star Wars theme. The Upper Valley Women's Choir Concert "Get Happy" will be on Monday, May 9th at the Tabernacle; also Alex Boyé will be performing at the Rexburg Tabernacle on May 19th. Adrian Knighting from C4 Connect attended the Rexburg Arts Council meeting to talk about the humanities expo taking place at the Tabernacle on May 21st.

Council Member Flora mentioned the Rexburg Arts Council is working on a Melodrama scheduled for this fall. They are also volunteering at the Art Grows Rexburg Event which is hosting a children's camp on May 16th. She said there are many more events and encouraged all of the City residents to visit the Rexburg Arts Council website www.rexburgarts.com to find out more information about these events.

Council Member Flora reported on the Museum of Rexburg and the Rexburg historical buildings. She said Museum Curator Jackie Rawlins and volunteers are continuing to clean and organize the artifacts at the museum.

Mayor Merrill mentioned the Rexburg Heritage Festival will be held this September. He indicated BYU-Idaho University Students majoring in Communications and Public Relations presented ideas on how to advertise the festival and gave input on different activities for the festival. The purpose behind the festival is to try to unify the City residents with the BYU-I students to insure the feeling of one united community instead of two separate communities.

F. Council Member Wolfe: *Planning & Zoning · Urban Renewal Agency · IBC*

Council Member Wolfe reported Planning and Zoning met two weeks ago. They held a public hearing regarding the Summerfield PUD (Planned Unit Development). They recommended approval; City Council will be considering the Summerfield PUD, later in this meeting. Planning and Zoning has been discussing changes in parking, zoning, etc. to the City's Development Code. He mentioned several City staff members will be attending a Planning and Zoning conference in Provo, Utah this Thursday and Friday. The Urban Renewal Agency has not met.

Staff Reports:

A. Finance: Matt Nielson

1. Review proposed Cost of Living Adjustment

Finance Officer Nielson presented the recently published Cost of Living Adjustment (COLA) using the Consumer Price Index with a recommendation of 1.28% cost of living adjustment for City Employees.

Calculation of Cost of Living (COLA)

Using the Consumer Price Index (CPI) for the Month of January

Year	American City and County	Bureau of Labor Statistics	Percent Change From Prior Year	COLA Adopted
2007		202.416		4.00%
2008		211.080	4.28%	2.10%
2009		211.143	0.03%	4.30%
2010		216.687	2.63%	0.00%
2011		220.223	1.63%	3.10%
2012	227.500	226.665	2.93%	1.60%
2013	231.200	230.280	1.59%	2.90%
2014	234.900	233.916	1.58%	2.00%
2015	234.700	233.707	-0.09%	1.61%
2016		236.916	1.37%	0.00%
2017				1.28% Recommended
Average				2.08%

Current Annual Salaries for Full Time Employees		\$ 6,504,155
Increase if adopt Recommended COLA in Fiscal Year 2017		\$ 83,496

Discussion:

Finance Officer Nielson indicated in the past the City used the American City and County Organization's graph to determine the cost of living. He included the American City and County Organization's index rates for the years 2012 through 2015 on the report. He stated the cost of living rates come from the Bureau of Labor Statistics-Consumer Price Index. He compiled all of the index rates from 2007 to 2016 to show the changes over the years with the index rates. He also added to the right of the report the Cost of Living rates the City has adopted. He explained last year the American City and County Organization reported an increase of 1.04%; however, the City decided not to adopt the increase. He combined the -0.09% in 2015 with the 1.37% in 2016 Cost of Living rates to recommend an increase of 1.28% for City Employees.

Council Member Mann moved to approve adding the 1.28% cost of living adjustment for City Employee to the 2017 Budgets; Council Member Busby seconded the motion; Mayor Merrill asked for a vote:

Those voting aye

- Council Member Flora
- Council Member Busby
- Council Member Mann
- Council Member Wolfe

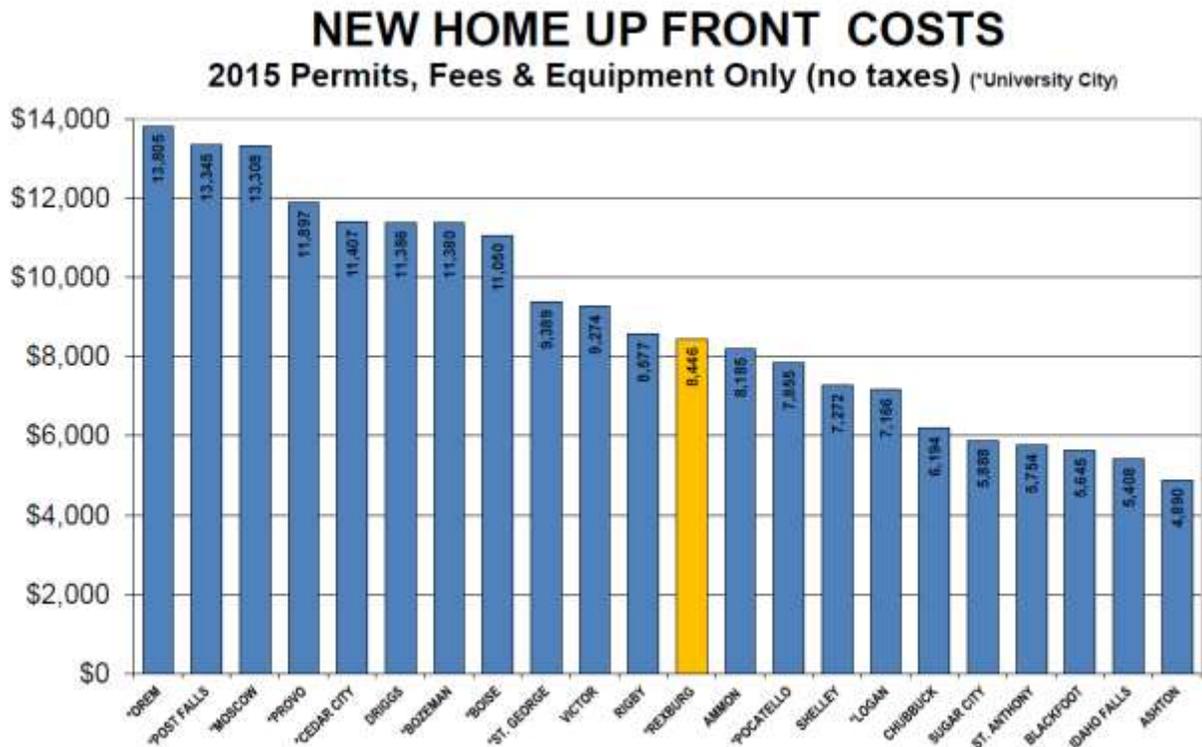
Those voting nay

None

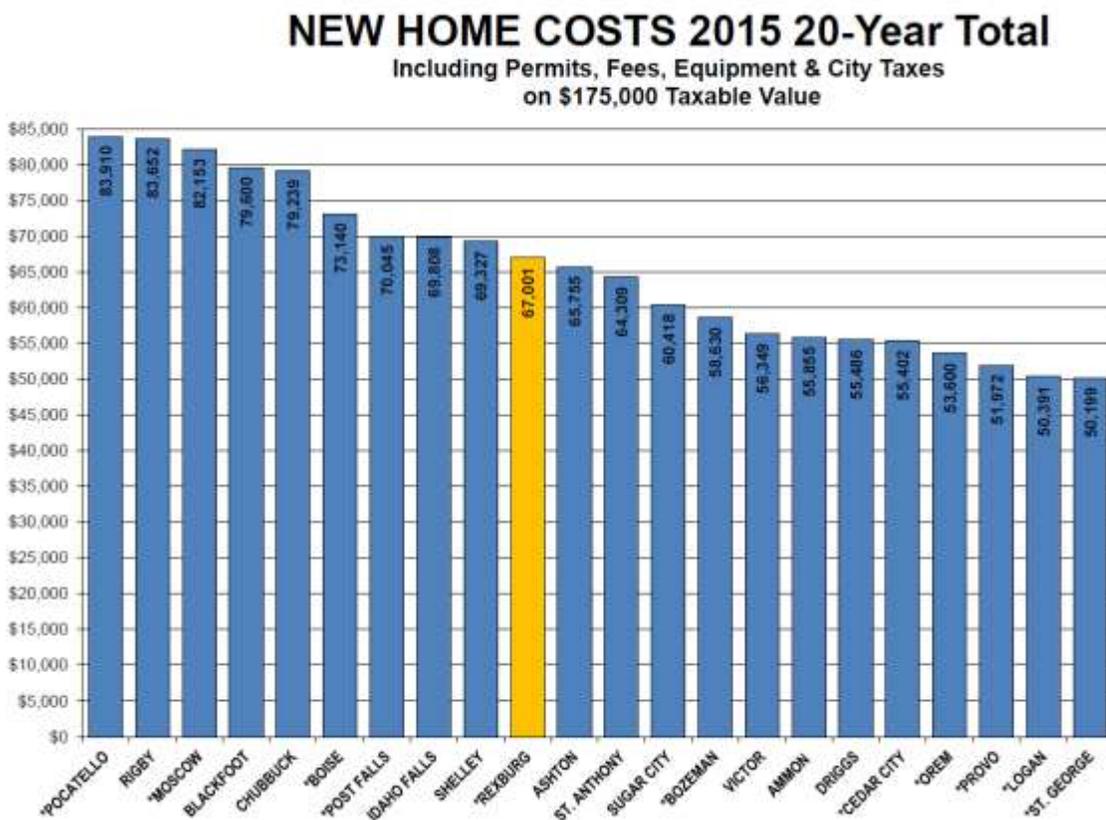
The motion carried

2. Review recommended increases to Impact and Capacity Fees and set Public Hearing by motion.

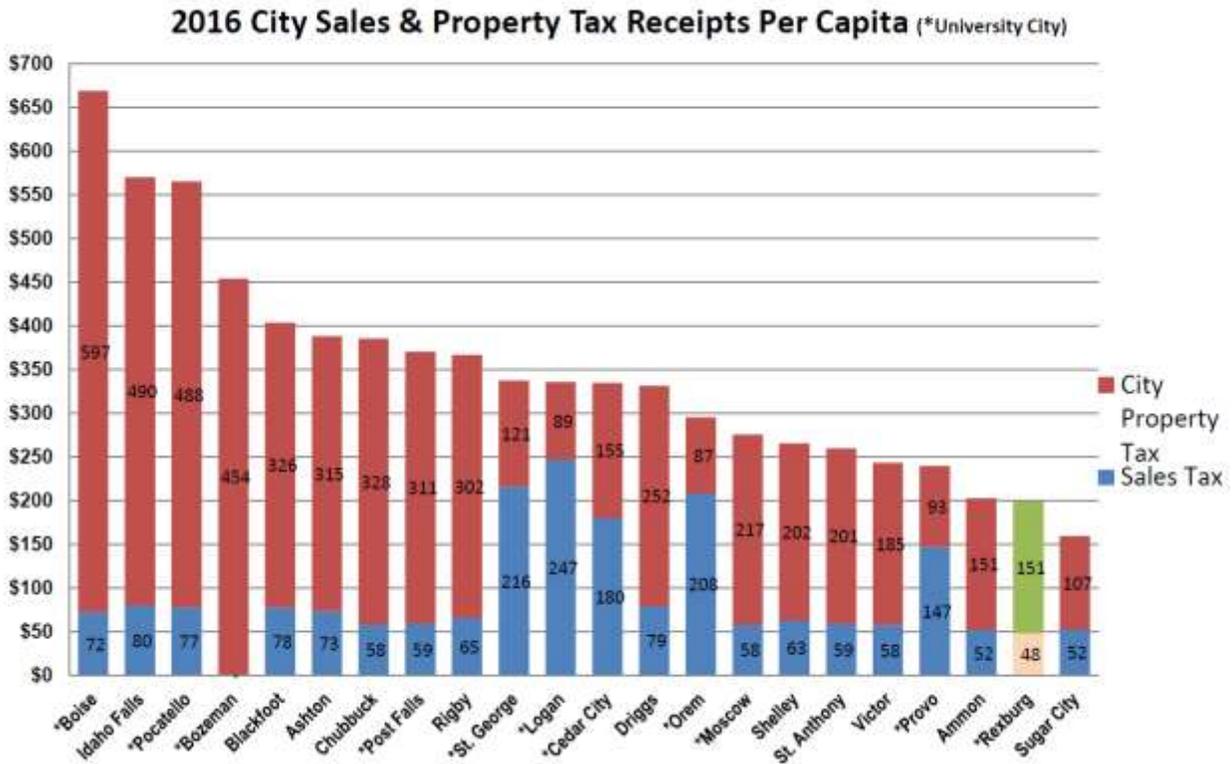
Finance Officer Nielson asked for a review of the Impact and Capacity Fees and set a public hearing to adjust the fees to the actual cost or impact of new growth to the City.



Finance Officer Nielson reviewed the cost associated with building a new home in Rexburg compared to other cities. These are up front cost, for permits, fees, etc. with no taxes included. He asked City Council to keep in mind these are the cost for the 1st year. The cities with universities have an asterisk by the name of the city. He indicated the cities of Pocatello, Blackfoot and Idaho Falls 1st year costs are lower than Rexburg.



Finance Officer Nielson reviewed the new home costs from 2015 20-year total. He said they included the levy rate for each city. When the tax rate is included, it changes the totals. He compared costs between the cities of Pocatello, Idaho Falls, and Blackfoot to Rexburg. The reason these cities costs compare higher than Rexburg is because they have a higher levy rate. The Utah cities compare lower because they don't have high property taxes.



Finance Officer Nielson reviewed the 2016 City Sales & Property Tax Receipts Per Capita. He said the cities in Montana for example; Bozeman only collects property taxes because they don't have a sales tax. The Utah cities have a higher sales tax and Rexburg is 2nd to the lowest. He explained Rexburg only receives \$151.00 per capita for property tax and \$48.00 for sales tax per capita.

Finance Officer Nielson reviewed the proposed Impact and Capacity Fees increase chart below.

Impact and Capacity Fees Comparison

4/21/2016

	Home			Committee Proposal	Increase	Family Apt.			Committee Proposal	Increase
	Current	Full Cost	Increase			Current	Full Cost	Increase		
Construction Square Feet	\$ 193,118	\$ 193,118				\$ 75,000	\$ 75,000			
	1,500	1,500				800	800			
Water	\$ 1,725	\$ 1,842	6.8%	\$ 1,745	1.2%	\$ 280	\$ 313	11.8%	\$ 280	0.0%
Sewer	\$ 1,520	\$ 1,550	2.0%	\$ 1,550	2.0%	\$ 790	\$ 828	4.9%	\$ 820	3.8%
Parks	\$ 1,000	\$ 1,031	3.1%	\$ 1,030	3.0%	\$ 530	\$ 591	11.5%	\$ 590	11.3%
Police	\$ 150	\$ 148	-1.3%	\$ 150	0.0%	\$ 80	\$ 81	1.3%	\$ 80	0.0%
Fire	\$ 270	\$ 282	4.4%	\$ 280	3.7%	\$ 100	\$ 106	6.0%	\$ 105	5.0%
Streets	\$ 1,110	\$ 1,160	4.5%	\$ 1,160	4.5%	\$ 880	\$ 928	5.5%	\$ 900	2.3%
Total	\$ 5,775	\$ 6,013	4.1%	\$ 5,915	2.42%	\$ 2,660	\$ 2,847	7.0%	\$ 2,775	4.32%
Increase		\$ 238		\$ 140			\$ 187		\$ 115	

Singles Apt.			Commercial			Committee		
Current	Full Cost	Increase	Current	Full Cost	Increase	Proposal	Increase	
\$ 100,000	\$ 100,000		\$ 337,453	\$ 337,453				
1,000	1,000		3,230	3,230				
						Commercial		
						Old Rate	New Rate	Committee Proposal Increase
\$ 380	\$ 416	9.5%	\$ 1,725	\$ 1,842	6.8%	0.98	0.99	\$ 1,745 1.2%
\$ 1,325	\$ 1,866	40.8%	\$ 1,400	\$ 1,550	10.7%	8.04	8.20	\$ 1,550 10.7%
\$ 1,200	\$ 1,440	20.0%	N/A	N/A	N/A	N/A	N/A	\$ - N/A
\$ 80	\$ 81	1.3%	\$ 1,066	\$ 1,082	1.5%	0.330	0.335	0.335 \$ 1,082 1.5%
\$ 100	\$ 106	6.0%	\$ 291	\$ 297	2.1%	0.090	0.092	0.092 \$ 297 2.1%
\$ 880	\$ 928	5.5%	\$ 747	\$ 783	4.8%	23.130	24.230	24.230 \$ 783 4.8%
\$ 3,965	\$ 4,837	22.0%	\$ 5,229	\$ 5,554	6.2%			\$ 5,457 4.36%
	\$ 872			\$ 325				\$ 228

Finance Officer Nielson stated at first the City was required to meet with the Impact Fee and Capacity Fee Review Committee every five years to seek a recommendation to present to City Council regarding these fees. He indicated the reasons why the fee increases appear high is due to the five year time frame in between the reviews. He said another issue in waiting is the City can't keep up with inflation. The committee met two years ago and decided to review the fees every year to evaluate small increases in the fees.

Finance Officer Nielson explained this year the consensus from the majority of the Impact Fee and Capacity Fee Review Committee was that they wanted City staff to look at the building cost index, which showed a 2.44% increase over last year, plus a maximum of 2% in addition to the increase. This approach was recommended until we catch up to the full cost. It is similar to prime rate with an additional increase. He indicated three of the committee members agreed with this approach along with the recommended fees. There was one committee member that agreed with some of the fees; however, not all of the fees. And one other committee member didn't want to see an increase in any of the fees. He said 3 1/2 out of the 5 committee members and City Staff agreed with the fee increase.

Finance Officer Nielson referred to the "Home" section of the Impact and Capacity Fees increase chart. The sewer and water are capacity fees, the Park, Police, Fire and Street are impact fees. He reviewed the current, full cost and the increase to the fees. Finance Officer Nielson stated he is seeking a recommendation from City Council to set a public hearing for May 18th.

Council Member Flora questioned the reason for the increase; she asked if the increase would help in offsetting the costs in water and sewer for new construction. Finance Officer Nielson explained the capacity and impact fees pay for infrastructure the City has already built. This makes it so that the tax payer doesn't have to pay for it on the base rate.

Council Member Mann referred to the process of charging capacity and impact fees to people purchasing shares in a company. The City has created a water system, waste water treatment plant, etc.; new construction would be purchasing shares into what everyone else has already paid for. This is a way for new development to pay for its self so that the costs don't fall back on long term residents.

Finance Officer Nielson said the capacity and impact fees are also a way to maintain and keep the service levels the same. He mentioned if the City was to grow by 50% and no parks were added, the existing parks would be heavily used causing the service levels to decline. Council Member Mann indicated the park impact fees would pay for new parks.

Council Member Flora moved to set a public hearing to review the Impact and Capacity Fees with public input on May 18th, at 7:00 P.M. 2016; Council Member Busby seconded the motion; Mayor Merrill asked for a vote:

Those voting aye

Council Member Flora
 Council Member Busby
 Council Member Mann
 Council Member Wolfe

Those voting nay

None

The motion carried

3. Review monthly financial reports.

Finance Officer Nielson reviewed the following financial reports with City Council:

CITY OF REXBURG		BUDGET SUMMARY REPORT		
FY 2016		6 months ending		
		3/31/2016		
		Page 1		
EXPENDITURES	BUDGET	ACTUAL	50%	FORECAST
OPERATING EXPENDITURES				
Human Resources	81,500	2,638	3%	56,600
Mayor & Council	284,100	151,084	53%	295,100
Economic Development	238,300	122,210	51%	247,000
Arts	505,200	119,758	24%	423,600
Customer Services	347,400	158,908	46%	320,600
Information Technology	448,100	215,340	48%	459,300
Financial Management	821,800	428,372	52%	822,200
Legal Services	228,700	110,757	48%	223,500
Planning & Zoning	239,000	142,425	60%	264,100
Building Safety	1,423,900	338,623	24%	1,570,000
GIS	416,700	214,933	52%	408,300
Emergency Services	3,107,000	1,372,681	44%	3,114,600
Golf Courses	448,300	135,341	30%	447,700
Parks & Ball Diamonds	548,600	175,519	32%	555,700
Recreation Administration & Programs	449,200	166,141	37%	411,200
Riverside Aquatic Center	536,300	29,582	6%	536,300
Miscellaneous: MYAB, Airport, Legacy Flight Museum	211,000	24,284	12%	210,700
Police Department				
Administration Division & Fund 09	1,151,700	548,703	48%	1,097,100
Patrol Division & Funds 13	2,128,700	1,092,107	51%	2,088,200
Investigations Division	653,600	324,813	50%	638,100
Community Services Division & Funds 08,11,14	564,000	255,114	45%	563,000
Total Police Department	4,498,000	2,220,737	49%	4,386,400
Public Works				
Shop	521,400	240,653	46%	497,800
Sanitation	1,870,700	913,148	49%	1,962,700
Water	2,321,500	1,129,583	49%	2,321,500
Wastewater	3,662,700	1,690,338	46%	3,662,700
Street Operations	2,042,700	988,704	48%	2,017,200
Street Repair Contracts	857,000	11,661	1%	243,000
Total Public Works	11,276,000	4,974,087	44%	10,704,900
TOTAL OPERATING EXPENDITURES	26,109,100	11,103,420	43%	25,457,800
CAPITAL EXPENDITURES				
General Fund Contingency	137,700		0%	137,700
Engineering	641,600	296,862	46%	639,200
Construction 06,30,31,32,39,41,42,44,46,49,51-58,82,85	21,846,000	2,129,232	10%	23,283,300
Contributed Capital	4,150,000		0%	2,450,000
Capital Reserve Funds 07,18,20,33,34,35,38	3,078,200	68,390	2%	3,280,800
LID Debt Service Funds 59-69	1,343,200	172,515	13%	1,343,200
Trust & RLF Funds 15,16,19,21,22,90,91	708,800	29,100	4%	707,100
TOTAL CAPITAL EXPENDITURES	31,905,500	2,696,099	8%	31,841,300
Internal Transfers Out for Operations	3,192,700	310,200	10%	2,941,100
Internal Transfers Out for Capital	15,856,600	75,000	0%	17,072,200
TOTAL EXPENDITURES FOR ALL FUNDS	77,063,900	14,184,719	18%	77,312,400

Finance Officer Nielson reviewed the Expenditures Budget Summary Report six month ending. The City has spent 43% of the 50% in operating expenditures. In the Capital Expenditures the City has spent 8% and Total Expenditures for all funds are at 18% spent.

CITY OF REXBURG
FY 2016

BUDGET SUMMARY REPORT
6 months ending
3/31/2016

REVENUES	BUDGET	ACTUAL	50%	FORECAST
OPERATING REVENUES				
Fund Balances for Operations	1,276,600		0%	1,598,400
Property Tax	4,081,500	2,454,951	60%	4,081,500
Interest	165,800	61,894	37%	165,800
State Taxes & Grants	2,561,200	571,710	22%	2,556,200
Miscellaneous	724,200	446,725	62%	726,200
Utility Charges	8,224,000	3,362,660	41%	8,290,700
Permits & Licenses	619,500	342,214	55%	737,600
Franchise Fees	1,578,900	529,286	34%	1,588,900
Parks, Recreation, Museums, Arts, Golf	1,095,300	180,906	17%	1,075,500
County Road Tax	780,000	490,954	63%	844,000
Operating Contributions	2,706,200	977,238	36%	2,513,400
Interfund Charges for Services	2,892,300	1,406,291	49%	2,889,900
Federal Grants	453,900	25,610	6%	453,900
Contingent Revenues for Operations			0%	
TOTAL OPERATING REVENUES	27,159,400	10,850,439	40%	27,522,000
CAPITAL REVENUES				
Fund Balances for Capital	3,646,900		0%	3,886,800
Contributed Capital	3,800,000	5,400	0%	2,126,000
Engineering Billings	644,400		0%	644,400
Construction Funds	6,594,500	129,235	2%	4,609,500
Capital Reserve Funds	6,047,100	708,285	12%	6,366,600
Grants	2,352,100	129,515	6%	2,870,800
LID Funds	447,800	36,458	8%	357,800
Trust Funds	1,364,400	492,847	36%	1,368,500
Borrowing	5,958,000		0%	5,958,000
TOTAL CAPITAL REVENUES	30,855,200	1,501,740	5%	28,188,400
Internal Transfers In for Operations	3,192,700	310,200	10%	2,941,100
Internal Transfers In for Capital	15,856,600	75,000	0%	17,072,200
TOTAL REVENUES ALL FUNDS	77,063,900	12,737,379	17%	75,723,700
OPERATIONS SUMMARY				
TOTAL OPERATING REVENUES	27,159,400	10,850,439	40%	27,522,000
TOTAL OPERATING EXPENDITURES	26,109,100	11,103,420	43%	25,457,800
---NET OPERATIONS	1,050,300	-252,981	-3%	2,064,200
CAPITAL SUMMARY				
TOTAL CAPITAL REVENUES	30,855,200	1,501,740	5%	28,188,400
TOTAL CAPITAL EXPENDITURES	31,905,500	2,696,099	8%	31,841,300
---NET CAPITAL TRANSACTIONS	-1,050,300	-1,194,359	-4%	-3,652,900
TOTAL ALL REVENUES	77,063,900	12,737,379	17%	75,723,700
TOTAL ALL EXPENDITURES	77,063,900	14,184,719	18%	77,312,400
NET ALL REVENUES OVER EXPENDITURES	0	-1,447,340	-2%	-1,588,700

Discussion:

Finance Officer Nielson reviewed the Revenues Budget Summary Report. The City has received 40% of the Total Operating Revenues. In the Total Capital Revenues the City has received about \$12,737,379.00 and has spent \$14,184,719.00. He indicated the -2% is typical due to the timing in receiving the receipts for capital projects.

CITY OF REXBURG

FY 2016

**CASH & INVESTMENT
BALANCE REPORT**

CASH & INVESTMENTS*	BALANCE AS OF 3/31/2016	Percentage of Portfolio
Bank of Commerce Legacy Flight Museum Checking	33,401	0.14%
Beehive Credit Union CD	250,000	1.06%
Cash On Hand	1,250	0.01%
Citizens Community Bank CDARS	2,134,939	9.02%
Citizens Community Bank Checking (RLF)	108,089	0.46%
Idaho Central Credit Union CD	250,000	1.06%
Idaho Central Credit Union Savings	25	0.00%
Moreton Asset Management Government Securities	3,614,170	15.27%
Real Estate Investments (Streets)		0.00%
State Diversified Bond Fund	7,237,878	30.58%
State Local Government Investment Pool--City	4,872,180	20.58%
State Local Government Investment Pool--Fire District	434	0.00%
Wells Fargo Bank Drug Fund Checking	19,841	0.08%
Wells Fargo Bank Fire District Checking & Savings	44,842	0.19%
Zions Bank Collateralized Acct	3,932,041	16.61%
Zions Bank Direct Auction-Agencies	665,595	2.81%
Zions Bank Direct Auction-CD	200,000	0.84%
Zions Bank General Checking	694,542	2.93%
Zions Bank Payroll Checking	(388,416)	-1.64%
TOTAL	23,670,811	100.00%

Discussion:

Finance Officer Nielson reviewed the Cash and Investment Balance Report. The City is currently investing about \$23,670,811.00.

CITY OF REXBURG
TREASURER'S EXPENDITURE REPORT BY FUND
FISCAL YEAR TO DATE ENDING 3/31/2016 @ 50% of the Fiscal Year 2016

#	FUND	WAGES	CAPITAL	OTHER	TOTAL	BUDGET	BUDGET	END BAL.
48	AIRPORT CONSTRUCTION		84,505	0	84,505	170,800	49%	11,164
47	AIRPORT OPERATIONS	1,429		7,820	9,249	26,100	35%	-8,769
49	AIRPORT RESERVE			0		80,000	0%	185,000
36	ARTS PROMULGATION			18,200	18,200	210,700	9%	55,258
82	BROADBAND FIBER INITIATIVE			0		300	0%	
28	BUILDING SAFETY AND P&Z	213,993	39,976	227,079	481,048	1,662,900	29%	612,259
85	COMMUNITY SAFETY LIGHTING		4,567	37,696	42,263	295,300	14%	197,569
83	EI BUSINESS COMPETITION			0		12,500	0%	-3,124
19	FIRE DISTRICT			367,000	367,000	1,224,400	30%	647,354
21	FIRE EMPLOYEES TRUST		5,938	5,274	11,212	55,200	20%	29,186
20	FIRE IMPACT FEES			0		55,600	0%	30,767
18	FIRE JOINT EQUIPMENT			0		259,400	0%	378,837
17	FIRE OPERATIONS	610,487	22,516	685,486	1,318,489	2,765,700	48%	-567,546
37	FIRE PARAMEDIC CARE UNIT	34,493		19,678	54,171	421,700	13%	50,159
93	FIRE PIPES & DRUMS			1,361	1,361	9,800	14%	4,885
32	FIRE STATION ADDITION		164,920	0	164,920	200,000	82%	-97,379
01	GENERAL	2,032,371	242,994	1,883,225	4,158,590	10,503,900	40%	4,103,479
29	GEOGRAPHIC INFORMATION SYS.	99,563	3,807	111,563	214,933	416,700	52%	-45,103
51	GOLF COURSE CONSTRUCTION			1,472	1,472	30,100	5%	-629,765
50	GOLF COURSE OPERATIONS	298	21,450	113,593	135,341	448,300	30%	1,296,992
24	LEGACY FLIGHT MUSEUM		1,216	6,137	7,353	245,600	3%	54,853
53-58	LID CONSTRUCTION FUNDS		392,549	4,638	397,187	1,420,000	28%	-397,187
59-79	LID DEBT SERVICE FUNDS			115,625	115,625	514,300	22%	-260,319
45	MAYOR'S YOUTH COMMITTEE			1,083	1,083	6,800	16%	2,329
38	PARKS IMPACT FEES		1,605	0	1,605	470,000	0%	907,263
41	PARKS RIVERSIDE CONSTRUCTION		100,408	0	100,408	960,000	10%	-100,408
14	POLICE ANIMAL CONTROL	29,538		28,182	57,720	130,300	44%	-49,445
08	POLICE D.A.R.E.			1,051	1,051	20,500	5%	-1,984
09	POLICE DRUG INTERD/EDUC.			70	70	23,800	0%	19,941
07	POLICE IMPACT FEES			0		25,300	0%	-155,012
91	POLICE SHOP WITH A COP			13,024	13,024	38,000	34%	19,353
13	POLICE SMALL GRANTS	12,057	3,916	6,607	22,580	57,500	39%	-10,953
03	RECREATION PROGRAMS	14,507		41,296	55,803	189,000	30%	-8,764
22	REVOLVING LOAN		3,471	0	3,471	31,000	11%	1,262,390
94	REXBURG ARTS COUNCIL TRUST			0		2,500	0%	
81	REXBURG CULTURAL ARTS	8,281		37,556	45,837	93,900	49%	34
23	REXBURG RAPIDS	3,686		25,896	29,582	536,300	6%	166,879
40	ROMANCE THEATER	8,722	8,312	21,355	38,389	98,800	39%	-36,269
25	SANITATION OPERATIONS	100,072	72,000	741,076	913,148	1,870,700	49%	1,409,206
35	SEWER CAPITAL RESERVE			66,784	66,784	3,279,900	2%	3,286,429
27	SEWER OPERATIONS	210,471	550,002	986,755	1,747,228	7,402,500	24%	18,021,327
52	SEWER PLANT CONSTRUCTION		437,964	0	437,964	3,000,000	15%	58,009
31	SHOP CONSTRUCTION		310,289	0	310,289	212,000	146%	540,820
84	STREET 2nd EAST & MOODY RD CONST.		380,737	0	380,737	6,102,000	6%	-719,305
33	STREET IMPACT FEES			0		580,000	0%	119,093
44	STREET NEW CONSTRUCTION		17,911	0	17,911	3,023,900	1%	757,446
02	STREET OPERATIONS	224,757	215,401	548,546	988,704	3,199,500	31%	427,768
43	STREET REPAIR CONTRACTS		9,955	1,706	11,661	1,607,000	1%	539,611
04	TABERNACLE (Aud. & Museum)	13,044	45	21,290	34,379	126,000	27%	-31,791
05	TABERNACLE ORCHESTRA			1,153	1,153	7,500	15%	-3,416
39	TRAILS OF MADISON COUNTY			125	125	50,000	0%	-125
90	VETERANS MEMORIAL TRUST		30	0	30	6,000	1%	5,541
34	WATER CAPITAL RESERVE			0		1,596,300	0%	1,445,584
26	WATER OPERATIONS	140,656	300,000	688,927	1,129,583	12,091,600	9%	14,192,437
42	WATER PLANT CONSTRUCTION		191,481	0	191,481	9,196,000	2%	-191,481
	TOTAL	3,758,425	3,587,985	6,838,329	14,184,719	77,063,900	18%	47,521,077

Citizens are invited to inspect the detailed supporting records of the above financial statement.

Discussion:

Finance Officer Nielson reviewed the Treasurer's Expenditure Report. This report will be published in the local newspaper that gets published every quarter. He mentioned the Fire Operations fund is showing a large deficit. The reason for the deficit is because the funds from the Ambulance District haven't been collected. They are experiencing budget constraints and are trying to figure out a way to fund their share of the costs. He said the other funds showing a deficit in the report will adjust when the City starts billing for these accounts.

B. Public Works:

Public Works Director Millar reported the Water Distribution Improvements Project Phase #1 went out to bid. Edstrom Construction was the low bid.

City of Rexburg
Water Distribution Improvements Project Phase 1 #215074-002

<u>Bidder</u>	<u>Amount</u>
Edstrom Construction	\$2,470,859.40
HK Contractors	\$3,707,360.00
Depatco, Inc.	\$2,735,241.78
Knife River	\$2,735,241.78
Engineers Estimate	\$2,600,000.00

Council Member Busby asked about the time frame for the project. Public Works Director Millar replied the project will begin immediately and be completed by October of this year. Council Member Busby asked if there is an allowance for unforeseen circumstances. Public Works Director Millar indicated they included a marginal allowance; there could be some change orders.

Council Member Wolfe moved to approve the low bid from Edstrom Construction for Water Distribution Improvements Project #215074-002 phase 1; Council Member Busby seconded the motion; Mayor Merrill asked for a vote:

Those voting aye

Council Member Flora
 Council Member Busby
 Council Member Mann
 Council Member Wolfe

Those voting nay

None

The motion carried

Public Works Director Millar reported the wastewater project is under construction and is on schedule. They started constructing the new storage building and pasteurization building at the wastewater plant. The street project which mainly consists of installing the storm drains on 4th West is progressing. They will be working on the railroad crossing. The street project will then be put on hold for seven weeks, after the seven weeks they will restart at the section of 4th West to 2nd W and reconstruct the entire road in the two block area.

Mayor's Report: The Mayor reported Beehive Federal Credit Union is interested in funding the building of a pavilion at Porter Park. The contractor they had hired to build the pavilion informed them that they are too busy. They will have to wait until fall to begin the work on the pavilion.

Mayor Merrill indicated Economic Development Director Scott Johnson and City Employee Daniel Torres are working on the Business Competition. He said the competition is a great way to help start up new businesses.

Mayor Merrill asked Public Works Director Millar if the leak at the Rexburg Rapids pool has been located. Public Works Director Millar said the leak has not been located. He will start the process of locating the leak soon.

Mayor Merrill reported he met with a representative from the Community Chronic Condition Coalition. He said the group educates the public on how to manage chronic conditions, such as diabetes. The group's representative was seeking support from the City to encourage participation from other City entities. Mayor Merrill said participation from the emergency medical technicians and hospital employees would be great too. The group desires to keep the program going. There is another meeting scheduled on April 25th.

Mayor Merrill mentioned the Mayor of Blackfoot has issued a challenge to the East Idaho Cities. They have organized a 5k race and would like the top runners from each city to compete with the

City of Blackfoot's top runner. The race is scheduled for May 21st for anyone interested in participating.

Mayor Merrill said a Rexburg Police Officer has been stationed at the south interchange to direct traffic when the Madison High School students are released from school. This will help with the traffic flow.

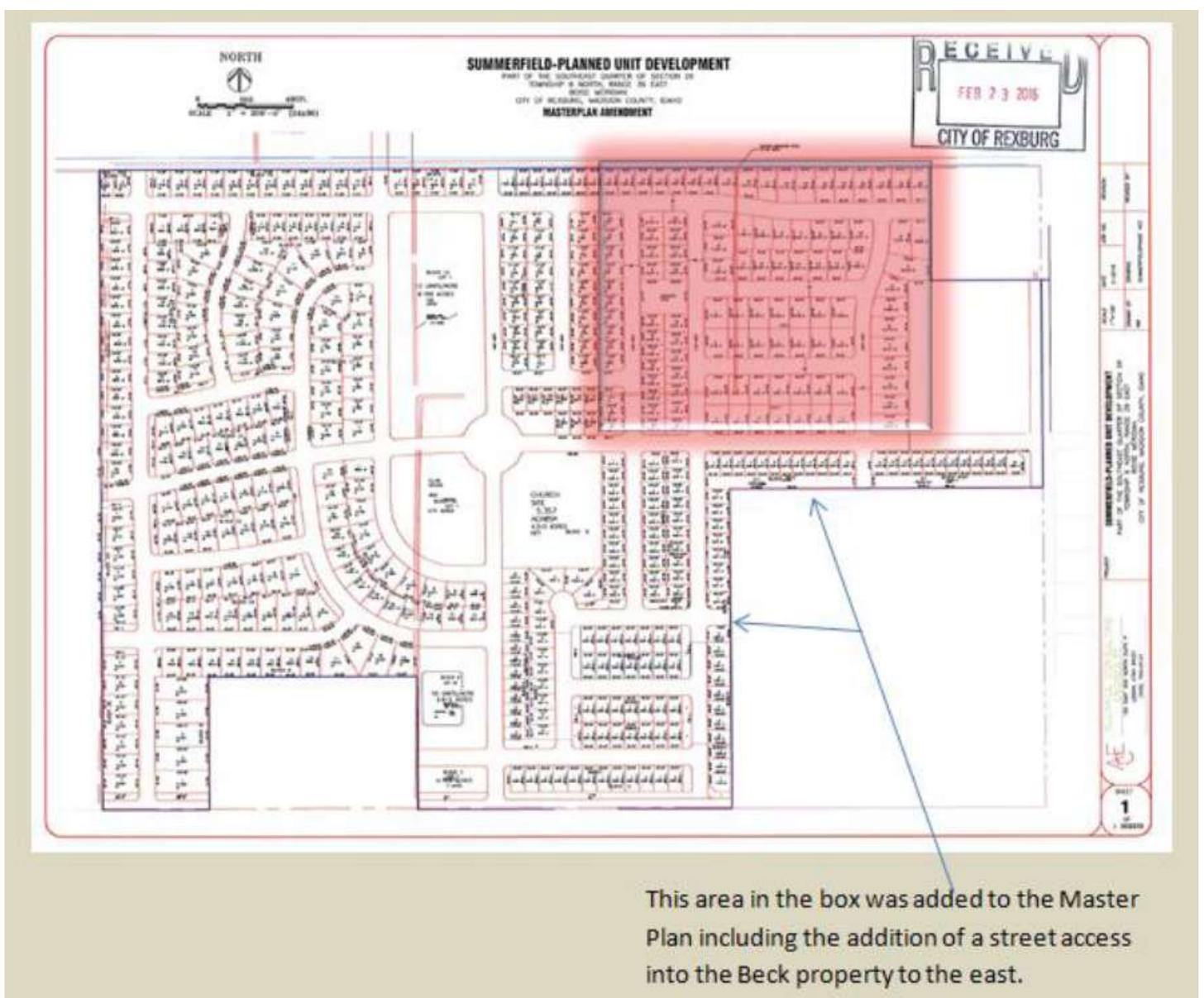
Mayor Merrill reported Economic Development Director Scott Johnson is also working on four different programs, one is the business competition that he already mentioned. The second program is called "The Big Idea" competition; which is a precursor to business development. In this competition the participants will present their business ideas to see if they will progress. The winner or winners of this competition will receive cash prizes. The third program is called "business gardening" this program will help the people starting a business here in Rexburg and also help the existing businesses expand. He said another part of this program would help connect the people with the business ideas and possible investors. The fourth program it to offer suggestions to existing businesses on how to grow and help with marketing their business online.

Mayor Merrill mentioned the Teton Dam Marathon will be on June 4th this year. The City's Race Director is asking for volunteers.

Public Hearings: None

Items for Consideration:

- A. **Summerfield PUD (Planned Unit Development) Master Plan Amendment** –
Approximately 12th West and 1000 South - Troy Kartchner
(Recommended for approval by Planning and Zoning)



City Attorney Zollinger presented the Summerfield PUD (Planned Unit Development) Master Plan Amendment at approximately 12th West and 1000 South.

City Attorney Zollinger reviewed the changes to Summerfield PUD Master Plan map. He indicated which sections have already been built. They are planning to start building single family homes to the north and any new streets will connect to 7th South.

Council Member Flora questioned the size of the lots. City Attorney Zollinger said he is unsure what the lot sizes are.

Mr. Dan Larson reiterated the changes to Summerfield Master Plan. He indicated the lot sizes vary depending on what is built; twin homes or single family homes.

Discussion:

Council Member Busby questioned if the sewer capacity would be sufficient for the next phase of the Summerfield Development. Public Works Director Millar indicated the sewer capacity was planned to handle the volume sewerage.

Council Member Busby moved to approve the Summerfield PUD (Planned Unit Development) Master Plan Amendment at approximately 12th West and 1000 South; Council Member Mann seconded the motion; Mayor Merrill asked for a vote:

Those voting aye

Council Member Flora
Council Member Busby
Council Member Mann
Council Member Wolfe

Those voting nay

None

The motion carried

Tabled Items:

- A. **Development Code Modifications** to the Development Code for Parking Regulations and Building Heights.
1. **Height of Buildings in CHAPTER 4** – Section 4.16 in the **Infill/Redevelopment areas only:** Referenced in CHAPTERS 3 – Section 3.9.100, Section 3.10.100, Section 3.14.120, Section 3.17.090 – Infill/Redevelopment Standard: **Proposal** - No height requirements in the High Density Residential 1 (HDR1) zone; High Density Residential 2 (HDR2); Mixed Use 2 (MU2); and the Central Business District (CBD) except where these zones abut low or medium density residential zones, and then buildings must meet the mitigation requirements of Section 4.
 2. **Dormitory parking to be reduced to .8 per student in CHAPTER 5** – Section 5.8 in the **Infill/Redevelopment areas** as described in Section 4.16.

Mayor Merrill recommended discussing the tabled items at a later date, City Council agreed.

Calendared Bills and Tabled Items:

- A. LAND USE ACTION – BILLS RECOMMENDED/APPROVED IN A LAND USE PUBLIC HEARING PROCEDURE: – NONE
- B. **BILL Introduction:** – NONE
- C. **First Reading:** – Those items which are being introduced for first reading: - NONE
- D. **Second Reading:** Those items which have been first read:
1. **Ordinance 1142 – Hemming PRO Zone** (Project Redevelopment Option) replacing Ordinance No. 1006.

Council Member Wolfe moved to consider Ordinance 1142 second read for the Hemming PRO Zone (Project Redevelopment Option) replacing Ordinance No. 1006; Council Member Flora seconded the motion; Mayor Merrill asked for a vote:

Those voting aye

Council Member Flora
Council Member Busby
Council Member Mann
Council Member Wolfe

Those voting nay

None

The motion carried

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

Mayor's Business: 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.

- A. Approve acceptance of the City Council minutes from April 06, 2016; Planning and Zoning minutes from April 07, 2016.
- B. Approve the City of Rexburg Bills

Council Member Busby moved to approve the Consent Calendar and minutes and pay the bills; Council Member Flora seconded the motion; Mayor Merrill asked for a vote:

Those voting aye

Council Member Flora
Council Member Busby
Council Member Mann
Council Member Wolfe

Those voting nay

None

The motion carried

Mayor Merrill asked to go into executive Session.

Executive Session per Idaho State Statute 74-107. Records exempt from disclosure -- trade secrets, production records, appraisals, bids, proprietary information.

Council Member Wolfe moved to go into Executive Session per Idaho Statute 74-206; (f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated; Council Member Busby seconded the motion; Mayor Merrill called for a roll call vote.

Those voting aye

Council Member Flora
Council Member Busby
Council Member Mann
Council Member Wolfe

Those voting nay

None

The motion carried

Executive session started at 7:45 p.m.

Executive session ended at 8:25 p.m.

Mayor Merrill announced City Council was back in session at 8:25 p.m.

Council Member Busby asked if any legal issues would arise by leaving the speed bumps on Pinehaven Street. City Attorney Zollinger said the City's current policy does allow the possibility for legal issues to arise holding each decision maker personally liable if an accident were to occur on Pinehaven Street due to the addition of speed bumps. This would be the case if City Council decided not to abide by the traffic study. *(The traffic study on Pinehaven Street indicated only 5% of traffic calming points where achieved)*

Discussion:

Adjourned at 8:55 P.M.

APPROVED:

Jerry Merrill, Mayor

Attest:

Marianna Gonzalez, Deputy City Clerk