

City Council Meeting

July 02, 2008



CITY OF
REXBURG
America's Family Community

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July 02, 2008

Mayor Shawn Larsen

Council Members:

Christopher Mann – Council President
Rex Erickson Randy Schwendiman
Bart Steven Richard Woodland
Adam Stout

City Staff:

Stephen Zollinger — City Attorney
Richard Horner – Finance Officer
John Millar — Public Works Director
Val Christensen – Building Official
Gary Leikness — Planning & Zoning Administrator
Blair Kay — City Clerk

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

Council President Mann welcomed a scout to the meeting.

Roll Call of Council Members:

Present: Council Member Stout; Council Member Schwendiman; Council Member Mann; Council Member Erickson; Council Member Woodland. **Excused:** Council Member Stevens

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

Presentations: - NONE

Committee Liaison Assignments for 2007:

A. Council Member Chris Mann *Museum Committee · Beautification Committee · Emergency Services Board*

Council Member Mann reported the Museum Committee has not met; The Beautification Committee is meeting today; Emergency Services Board met Monday night including an executive session on personnel issues.

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

Council Member Erickson indicated the Golf Board hasn't met; Planning and Zoning met June 26th to review the hotel on the agenda this morning. Rexburg Redevelopment Agency hasn't met; however, they will meet next week.

C. Council Member Bart Stevens *Airport Board · Romance Theatre Committee · MYAB · School Board*

Mayor Larsen joined the meeting.

D. Council Member Randy Schwendiman *Parks & Recreation · Traffic & Safety Committee*

Council Member Schwendiman reported the Parks & Recreation Committee and the Traffic & Safety Committee did not meet since the last City Council meeting.

E. Council Member Richard Woodland *Rexburg Arts Council · IBC Committee · Tabernacle Civic Center*

Council Member Woodland met with Rexburg Arts Council and the Tabernacle Committee and they talked about funding issues. They are actively going after grants to support their respective organizations.

F. Council Member Adam Stout *Legacy Flight Museum · Trails of Madison County*

Council Member Stout indicated there was nothing to report.

Public Hearings:

7:05 A.M. Conditional Use Permit for a “Hotel, Springhill Suites” – Forsgren Associates, Inc. (Located approximately ¼ mile south of University Blvd on the South Yellowstone Hwy.)

Mayor Larsen asked Building Official Val Christensen if he had any additional information. He noted he didn’t have any additional information on the hotel application.

Representatives, Arthur Holman from “Zion’s Hospitality” organization – 801-375-7800; Bruce Mackay from “Ken Harris Architecture” firm – 801-377-6303; and Aaron Swenson from “Forsgren Associates” – 208-356-9201; presented the proposal for a hotel on the overhead screen.

The hotel will be south of University Boulevard on the South Yellowstone Hwy on a five acre parcel. The project will be done in phases. Phase one is a 98 unit, four story Marriott Hotel called Springhill Suites. Parking lots will be located on both sides of the building. They are planning to have landscaping done in the islands. There will be landscaping on the east and north sides of the building. A future phase will have landscaping on the south side of the property. City staff has indicated the need for a 93 foot Right of Way (ROW) for a major arterial street on the property with curb, gutter and sidewalk. The site will have three underground storm water chambers to keep the storm water stored on site. There will be additional underground storm water chambers added in future phases. They are planning a quality restaurant to be built in phase 2. Phase 3 will be a building with retail/office space. The plan is to have two accesses on to Yellowstone Hwy with one access being built with phase 1. The development agreement will require connectivity to adjoining developments as the area develops. In the mean time the connectivity area will be temporarily landscaped.

Planning and Zoning Administrator Leikness indicated the CUP for a hotel would cover the entire five acre parcel; so, the CUP would cover future construction associated with the hotel on the five acre parcel.

Mayor Larsen opened the Public Hearing to receive public testimony.

Those in favor of the proposal:

The applicants are in favor of the proposal to build a four story hotel.

Those neutral to the proposal: - NONE

Those neutral to the proposal:

City Attorney Zollinger referred Mayor Larsen to a letter written with some concerns with the proposed road and connectivity to the development.

Mayor Larsen noted the letter from a concerned neighbor to be entered into the record:

**RE: Written Comments for the
July 2, 2008 City Council Meeting Agenda Item for the
Conditional Use Permit for Springhill Suites**

Dear Mayor Larsen & Rexburg City Council Members:

I attended the conditional use permit meeting last evening, as an adjoining land owner, in regards to the conditional use permit for the proposed Springhill Suites project. Because of the short timeframe between the P&Z hearing and the city council meeting, and the unusually early hour of the meeting, I am unable to attend and present my concerns in person. I hereby respectfully submit two additional issues for your consideration which were not resolved at the P&Z hearing.

Indemnification

I request that a stipulation be attached to the conditional use permit that the developer/hotel property owner is required to enter into an indemnification agreement to protect me against un-thoughtful, senseless or malicious acts of the employees, guests, and others that will be using the hotel property which acts result in direct loss and/or damages to my property. This request was part of my public comments, however, during the committees' deliberations, the council chair curtailed any discussion on indemnification without the presence of the city attorney. Because of the format of the hearing, I am left to wonder if I didn't state my position accurately, resulting in the misconception that I was requesting the city provide the indemnification or if there were other issues. Certainly the whole process of requiring a conditional use permit to bring two disharmonious property uses in close proximity admits the possibility of injury and/or loss to the incumbent land owner.

Future Roadway

After the public comment period was closed there was some discussion between the committee and city staff which disclosed for the first time that an East-West road corridor will most likely be required in the vicinity of the proposed hotel site and the north border of my property. Since it is consistent with development practices to require the voluntary surrender of land for required public rights-of-way, I request that the future road requirements be required of this developer as part of this conditional use permit.

The complexity of the future road issue is potentially increased with the existence of an irrigation canal running between the two properties. This canal has been in existence for more than 80 years. Does such a structure require protection under the auspices of the State Historical Preservation Office (SHPO)? What other requirements for relocating or piping this canal will be required by the irrigation company?

Gleaning from the discussion that there are requirements for 90⁰ intersections associated with the Old Yellowstone Highway and that the road corridors in Rexburg City are typically 100' wide, I have determined that should the burden of this road be extracted from my property, the total amount of land required would be in the vicinity of 2.6 acres or nearly 8% of my producing land. Since the burden of donating land for public use generally falls to the developer of the land, the one who financially benefits from the development, I am left to wonder why there are no East-West road right-of-way requirements on this development. Is it the intent of Rexburg City to purchase road right-of-way from me at a future date for the prevailing market cost of commercial property? Such eminent domain processes against non-willing participants are often messy and result in substantial legal costs to all parties.

I was and am a neutral party to the building of the hotel complex in the proposed location. Furthermore, it is not my intention to cause any delay to the development of the project, however, ignoring this problem now will only delay the inevitable road requirement, increasing the complexity and ultimate cost of right-of-way acquisition.

Respectfully Submitted,



Charles Hedelius
1075 S. 100 W.
Santaquin, UT 84655

Mayor Larsen closed the public hearing and turned the meeting over to the City Council for deliberation.

Council Member Erickson explained the concerns in the letter as discussed in Planning and Zoning. Mr. Hedelius is concerned with the eminent domain issue. Mr. Hedelius has concerns with the development of property on the south side of the hotel property where a canal is located. Council Member Erickson did not believe the canal area would be developed. If a road was developed by the canal; it would probably be on the north side of the canal on the hotel property.

Public Works Director Millar said the east to west road would not be located on Mr. Hedelius's property; however, a north to south road does exist on the grid system for future development. The road system development will be determined as the Hedelius property is developed. Future development will be the determinate for the location of the road system.

Council Member Erikson explained this is a good plan which will be done in phases. Everything is in order to begin phase 1 under the proposed Conditional Use Permit.

Mayor Larsen recommended the motion include the same conditions recorded in the Planning and Zoning minutes.

Council Member Erickson explained the reason for the east and south (berms or shields) is to buffer the property. It is a good idea.

Council Member Mann moved to approve **Conditional Use Permit** for a "Hotel, Springhill Suites" with the same conditions recommended in the Planning and Zoning hearing in Dan Hanna's motion; Council Member Erickson seconded the motion; all voted aye, none opposed.

The motion carried.

Note: The project (Phase 1) is scheduled to be completed in 2009.

Mayor Larsen asked “Todd Young” from the Standard Journal to introduce himself. Mr. Young is the new publisher for the Standard Journal.

New Business:

A. Approve primary depository for City banking – Richard Horner

Finance Officer Horner explained the Request for Purchase (RFP) for banking services. Banks (Wells Fargo Bank, Key Bank, US Bank, Zions Bank, and Citizens Bank) were asked to present proposals for services. Five banks were involved in the RFP requests. Zions Bank was the high scorer on the evaluation. The ordinance to set up the depository is Ordinance 1009 which allows the depository to be done by Resolution 2008-14:

RESOLUTION 2008 - 14

AN RESOLUTION PURSUANT TO ORDINANCE 1009 DESIGNATING OFFICIAL DEPOSITORIES OF THE CITY OF REXBURG, IDAHO; PROVIDING WHEN THE RESOLUTION SHALL BECOME EFFECTIVE.

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF REXBURG, IDAHO:

SECTION 1: The Zions Bank Rexburg Idaho Branch is hereby designated as an official depository for the funds of the City of Rexburg, Idaho. The City Treasurer is hereby ordered, required and directed to keep moneys belonging to, or in the care of, the City Treasurer in the above named depository; provided, however, that when so authorized by the Mayor and Council, city funds may be, by the Treasurer, invested in securities authorized by law.

SECTION II: This resolution shall be in full force and effect from and after its passage and approval.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR this 2nd day of July, 2008.

Mayor Shawn Larsen

ATTEST:

City Clerk Blair D. Kay

Finance Officer Horner explained the proposed resolution would designate Zions Bank as an official depository for the city. *“The Zions Bank Rexburg Idaho Branch is hereby designated as an official depository for the funds of the City of Rexburg, Idaho.”*

Mayor Larsen reviewed the proposed ordinance to allow the banking depositories to be managed by resolution. Ordinance 1009 indicates the city’s banking depository is managed by resolution.

“SECTION 1: All official depositories for the City of Rexburg shall be designated by resolution as an official depository for the funds of the City of Rexburg, Idaho. The City Treasurer is hereby ordered, required and directed to keep moneys belonging to, or in the care of, the City Treasurer in any so designated depository; provided, however, that when so authorized by the Mayor and Council, city funds may be, by the Treasurer, invested in securities authorized by law.”

Mayor Larsen explained the process to adopt the ordinance (waive the rules or have three readings) before adopting the resolution.

Council Member Erickson moved to suspend the rules for the passage of Ordinance 1009; Council Member Schwendiman seconded the motion; Discussion: Council Member Woodland asked for the monthly cost. Finance Officer Horner said the banking costs run about \$800.00 to \$1,000.00 per month. Council Member Schwendiman asked how many banks would be used by the City of Rexburg. Finance Officer Horner explained the transition to Zions would require a Zions checking account, so it will take some time to transition from Wells Fargo checking to a Zions Checking account requiring both banks to be a depository for the city.

Council Member Stout asked about services currently used at Zions Bank. Finance Officer Horner explained there is a payroll account currently established at Zions Bank. Council Member Stout asked how the services compare between banks. Finance Officer Horner explained the city is looking for the latest options (services offered) by banks; however, all banks offer similar services. The banks do offer different prices (earning rates). Council Member Stout asked for the rate difference between Zions Bank and other banks. Finance Officer Horner explained the interest rate was about double at Zions Bank compared to Wells Fargo. The costs for the city account given the balance the city carries would be a couple hundred dollars cheaper on transaction at Zions Bank. Council Member Stout asked if there would be additional fees to change banks. Finance Officer Horner explained there are no set up charges at Zions Bank. All banks have standard monthly fees and transaction fees. The change will be transparent to the city.

Council Member Erickson reviewed the major reasons for changing; one reason is the interest paid on the account balance the city carries at the bank. Finance Officer Horner explained the rates paid by banks are different ranging from 1.5% to 4% during the last three months average. The better rate for the city account was at Zions Bank.

Mayor Larsen asked for a roll call vote to suspend the rules for a vote on Ordinance 1009:

Roll Call Vote:

<u>Those voting aye</u>	<u>Those voting nay</u>
Council Member Erickson	Council Member Stout
Council Member Woodland	
Council Member Mann	
Council Member Schwendiman	

The motion carried.

Council Member Erickson moved to third read and adopt Ordinance 1009; Council Member Schwendiman seconded the motion; all voted aye, none opposed. The motion carried.

Council Member Erickson moved to approve RESOLUTION 2008 – 14 (DESIGNATING OFFICIAL DEPOSITORIES OF THE CITY OF REXBURG); Council Member Schwendiman seconded the motion; all voted aye, none opposed. **The motion carried.**

B. Special Budget review – Richard Horner

Finance Officer Horner passed out a nine page budget summary to the City Council for review and discussion. Property taxes are about 1/3 of the general fund budget. Council Member Schwendiman asked Finance Officer Horner if the final forecast of \$150,000 less in revenues for the proposed budget was accurate. Finance Officer Horner said yes; however, the city is \$132,000 under budget on the expense side. The projected revenue is an educated guess.

Discussion on fund balances at the end of the fiscal year. Any fund balances are budgeted as fund balance transfers. Downtown revitalization funding has \$350,000 set aside in the 2008 budget and \$350,000 proposed to be set aside in the 2009 budget to help in the downtown revitalization project scheduled for 2009.

Council Member Erickson said the budget indicates state sales tax revenue is declining. Finance Officer Horner explained the old sales tax revenue formula from the state distributes sales tax revenue to the County before it is forwarded to the city. A recent quarterly payment from the county was late, missing this revenue period. This payment does not show on the correct revenue period. Finance Officer Horner indicated the county property tax is going up from Madison County.

Council Member Erickson was concerned property values in the county would not raise due to the economy. This would have a negative impact on additional property tax revenue in 2009 for the city. Finance Officer Horner explained most of the property tax increase in 2009 would come from properties added to the construction tax roll in 2007.

Council Member Schwendiman said the mill rate levy can increase 3% without new construction. Finance Officer Horner agreed the mill rate can increase by a maximum of 3% increase by state code for inflation, etc. The city has additional tax revenue due to annexations and new construction.

Mayor Larsen asked how long new construction takes to get on the tax rolls. Normally, it will take two years for a new construction property to be included in the tax rolls. Council Member

Schwendiman reviewed the sales tax coming from the state on a quarterly basis. Finance Officer Horner trended the revenue from the state over a few years of history. The budget calendar calls for a tentative approval of the budget on the 16th of July. The budget ordinance will need to have three readings for final approval of the budget following the tentative budget approval. After the tentative approval in July, there would be two budget readings in August and the final budget approval in September. The budget would take effect October 01, 2008 for the 2009 fiscal budget year.

Mayor Larsen reviewed process to approve the 2009 budget for the City of Rexburg. Finance Officer Horner explained the tentative budget is compiled by the city departments through a budget review process of their portion of the budget with the City Council Oversight Team. There is over \$200,000 carry over in this fiscal year which will be carried over to the 2009 Budget less \$14,000.

Council Member Erickson asked about contingency fund balances from year to year. Discussion: Finance Officer Horner explained the city is committed to carry over 25% of the operating budget for as a reserve. This proposed 2009 Budget is showing \$148,700 carry over from the current in contingency for the general fund. The proposed contingency budget for 2009 is \$110,000. Council Member Erickson asked for the reason the contingency budget was lowered from \$210,000 to \$110,000. Finance Officer Horner explained the city only used \$60,000 of contingency funds this year, so they thought \$110,000 in 2009 was doable. Contingency money should be considered one-time money that is not available for carryover.

Council Member Stout asked for the typical carryover amount each year. Finance Officer Horner said it has ranged from \$100,000 to \$200,000. Some years the city has spent \$200,000 and this year the city has spent \$60,000. There is not a real pattern.

Council Member Erickson reviewed the City Council's purpose for the contingency fund surplus. He indicated the City Council intended to hold contingency funds in reserve as much as possible and spend surplus funds on street repairs. He thought the contingency funds had been assimilated into the rest of the budget. Finance Officer Horner was not aware of a resolution to transfer contingency funds into the street budget. Council Member Erickson reiterated his comment of holding the contingency funds in reserve to be allocated to street repair. Finance Officer Horner understanding of the issue was the City Council talked about it as a possibility. Council Member Schwendiman indicated the budget could be changed to provide the additional funding for streets. Mayor Larsen reviewed the budgeting process; noting the City Council Members reviewed each department's budget and approved the proposed budgets based on the needs of the department. Mayor Larsen asked Finance Officer Horner to review the street budget.

Council Member Erickson explained the department budget meetings he attended did not consider contingency monies as part of the department budget process. He noted nothing was said "If you approve this much, none of that contingency money is going to be there for streets"; that would have made a difference in the City Council's preliminary assessment of the department budgets. Finance Officer Horner explained there was no way of knowing how much contingency money would be available at that point.

Finance Officer Horner reviewed the street fund, noting over \$400,000 in franchise fees have been added to the street repairs budget. Other funding for streets comes from right-of-way maintenance charges, right-of-way charges to the utilities (water and sewer lines) for using the streets, state high use gas tax allocated from the state based on population, and county road and bridge taxes which allocated back to the city based on about 1/2 of the county road and bridge taxes city residents pay. The city departments have transfers from salaries, supplies, etc. in 2009 for \$301,000 to the city street repairs budget. The remaining street repairs budget comes from new construction of \$300,000 and downtown revitalization of \$350,000. There is an allocation of \$10,000 from these funds to the beatification fund. Council Member Schwendiman wanted more funding in repair of streets.

Finance Officer Horner explained the total street budget is increasing if the downtown revitalization funds of \$350,000 are included in the street repair budget.

The Recreation Fund of \$231,900 is self supporting. Any excess funds are rolled into next year's budget for program improvements.

The Tabernacle & Museum fund of \$78,700 is transferred from the general fund. The Arts Council will receive \$3,500 from this budget.

Council Member Erickson asked why the recreation revenue was not increasing in 2009. Finance Officer Horner explained the Southeast Idaho Volleyball Association pulled \$40,000 of registration funds (revenue and expenses) out of the city budget. A lot of the volleyball games are played in

Idaho Falls. They are planning to administer the registration and save the 10% fee to the city. The city will maintain a city volleyball program for \$3,000 to \$5,000. Council Member Erickson reviewed the line item in the budget noting the drop from \$157,400 in 2008 to \$122,500 in 2009.

Council Member Erickson reviewed the business park budget. The city purchased back a lot from Upper Valley Industries in the business park. Finance Officer Horner will add the expense/revenue transfer of \$200,000 for this lot into the budget. The plan is to have the lot sold by the end of the year.

Finance Officer Horner reviewed the Police Impact Fees. The Animal control fund was zeroed out and moved to the Police Impact Fee fund. In 2009 there is a budget item of \$36,000 to start paying down the animal control shelter fund deficit. In 2010 there is another payment to the Police Impact Fees of \$50,000. The annual \$36,300 payment on the police building will end in 2012. \$36,300 will be transferred from the general fund to the Police Impact Fee fund to cover the police building payment. Council Member Erickson explained the animal shelter was planned to be paid off in seven or eight years based on projected revenues of \$45,000. It was a self funding project when the animal shelter plan was presented to City Council. Finance Officer Horner explained the county participation was anticipated to be about \$20,000; however, the county has not participated in the animal shelter.

Mayor Larsen explained the challenge is “We are responsible for animal control in the city”. Chief Archibald explained the county does use the animal control facility when criminal violations are involved in an animal control case.

Council Member Erickson explained the humane effort to take care of animals is important. He would like the county to support the humane effort of taking care of animals.

Mayor Larsen said if the city does not accept an animal brought to the facility, the animal may be dropped off somewhere in the city and the abandoned animal becomes the responsibility of the city.

Council Member Stout asked if there was ever an agreement with the city to participate in the funding for the animal shelter. Finance Officer Horner said there was not a pro-forma agreement with the county. In the meetings where the animal shelter was discussed, the county was in agreement to support the animal shelter by paying an animal fee of \$40.00. Chief Archibald said other entities (Fremont County, Sugar City, Madison County) have not been supportive of the animal shelter. Ucon City is supportive by bringing some animals to the shelter. The 2008 revenue for the animal shelter is \$3,565 to date. Council Member Erickson said providing the animal shelter for animal control is the right thing to do for the city. He was disappointed in the lack of participation from other entities.

Finance Officer Horner reviewed the Emergency Services Budget (County Ambulance, City Fire Department). The city pays about 1/3 of their budgets of 1.5 to 2 million dollars. The Fire Department is purchasing a ladder truck which is being paid out of the regular equipment budget of \$45,000 per year plus \$100,000 to \$120,000 from Fire Department Impact Fees.

Legacy Flight Museum is self funded. They purchased another plane this year. The city pays \$4,500 for ½ of the insurance payment for Legacy Flight Museum. The city is not contributing any more funding to the utilities for the Legacy Flight Museum.

Finance Officer Horner explained the need to raise utility revenues 6.2% (\$4.25 for an average home) due to increased expenses for water and sewer services. This rate is adjusted annually by the first of October to cover changes to the expenses. The increases have ranged from 4% to 8% in past years to cover cost of operations. If the increase is over 5% a public hearing is required. The payments to pay off the Waste Water Treatment Plant were reviewed. These payments are \$240,000 twice per year with a payoff due in three to four years.

The Building Department budget has sufficient revenue to cover expenses through the construction period for the buildings currently under construction. Some of the funds are not scheduled to be spent for a couple of years.

The City Council reviewed the Building Department’s budget and the time line for the expenditures over the next couple of years. Finance Officer Horner will make sure the projected carry-over into 2010 is correct.

The GIS Budget is ½ City and ½ County.

Council Member Erickson reviewed the Downtown Revitalization projected expense revenue allocation where the state (TTD) will allocate \$300,000 and the city will allocate \$350,000 in 2008 and \$350,000 in 2009 for a 2009 downtown project.

Finance Officer Horner is projecting \$350,000 to \$400,000 in Impact Fees for street projects in 2009 and 2010. Mayor Larsen said some of the 2008 Impact Fees may be spent on Sunrise Drive which would reduce the carry-over into 2009 Impact Fees. Public Works Director Millar said 7th South is scheduled for construction with some revenue coming from Impact Fees. He included a section of 4th East to Millhollow Road as additional street approved for Impact Fees. These projects will reduce the Impact Fee carry-over from 2008 to 2009. Finance Officer Horner explained there is additional revenue available for increase capacity on certain thoroughfares, feeders, or Main Street, which have been designated in the Impact Fee Plan.

The Water Budget has monies set aside for a new water well.

The Sewer Budget has monies allocated to the improvements to the Waste Water Plant.

The Arts Promulgation Fund is a 1 ¼ % fee from construction projects to promote the arts.

The Parks Impact Fee Budget received about \$40,000 this year and \$30,000 projected next year.

The Madison Trails Budget is primarily grant funding.

The Romance Theatre Budget is receiving a \$30,500 transfer from the General Fund this year which is reduced to \$4,800 in 2009.

The Riverside Park Budget is dependent on Federal Grant (Congressional Allocations). The city has applied for \$950,000 in Congressional Allocation funding.

The Mayor's Youth Council is budgeted for \$6,200 in 2009.

The Sewer/Water line extension (hookup fees) comes from sewer/water capacity fees.

The Airport Budget is \$20,000 per year plus \$150,000 FAA Grant.

The Golf Course Budget is self funding plus \$20,000 to \$60,000 revenue per year to pay off new construction. They have spent \$361,000 on new construction this year. They are limited to \$850,000 plus \$50,000 cash for a total contract limited to \$900,000.

The Sewer Plant Budget spent \$161,300 in 2007 and 2008.

The remaining budgets are LIDs and debt service funds including the Veterans Memorial Fund and the Clark Family Trust Fund.

The Grand Total for the proposed Budget for 2009 is \$38,835,700.

Mayor Larsen explained the budget reviewed tonight was in preparation for the tentative budget review on the 16th of July. One of the issues needing review is the City's health insurance costs for the 2009 Budget. He proposed to form a committee from City Council Members to take a look at all options to come up with some suggestions for a new plan for the next year.

Committee Members

Council Member Mann

Council Member Stout

Council Member Woodland

Finance Officer Horner

Mayor Larsen

The Committee will pursue other alternatives for the insurance plan.

Staff Reports:

Public Works: John Millar

Report on Project

Public Works Director Millar review project as follows:

1. Bids for a sound barrier wall on Sunrise Drive
 1. Amcor \$87,000
 2. Johnson Precast \$104,000
 3. Thompson Paving \$33,882

The sidewalk costs will be paid by property owners.

Council Member Mann indicated the wall will be used as retaining wall not a sound wall.

Council Member Woodland moved to accept the Thompson Paving bid; Council Member Schwendiman seconded the motion; all voted aye, none opposed. **The motion carried.**

1. **Bio-solids cleaned up** yesterday from the treatment plant. Grading and disking of the property where the bio-solids are being mixed into the soil is underway this week.

2. **Pedestrian accident at 3rd South and 2nd West** – the drivers do not obey the law at the cross walk. A letter was in the paper questioning the safety of the site. Public Works Director Millar spent 20 minutes watching the crosswalk and using the crosswalk. All but two people pushed the crosswalk button and about 50% of the cars could have been ticketed for illegally entering the crosswalk area when the crosswalk was occupied. One car honked at the pedestrian for being in the crosswalk while traveling at about 35 MPH. There is a need for more driver education and enforcement. There is not enough traffic volume for a traffic light. Council Member Erickson indicated something needs to be done to improve the safety of pedestrians while crossing the street. Discussion on signage, crosswalk design, and driver education. The pedestrian crossing on 7th South was mentioned as a good model for pedestrian safety. Mayor Larsen agreed with Craig Rindlisbacher that design can improve pedestrian safety. Council Member Woodland said painting the pavement to alert the driver with big orange paint, etc.

Public Works Director Millar requested the University to have a member on the Traffic Safety Committee to add input to this discussion. Council Member Schwendiman recommended painting safety strips on street. Mayor Larsen agreed with the idea of safety strips.

Mayor Larsen said sod is being laid at Hidden Valley Park around the playground equipment.

Council Member Schwendiman asked why stop signs on Millhollow Road are at 7th South instead of Millhollow Road. He suggested reversing the signs. Discussion: The stop signs on Millhollow Road are there to slow traffic.

Public Works Director Millar said the Millhollow Triangle will be scheduled for work soon. He mentioned 4th East will be under construction next week for about 300 feet of street.

Calendared Bills and Tabled Items:

A. BILL Introductions:

1. Ordinance 1009 Bank Depository

Refer to New Business page five: Ordinance 1009 was approve to authorize a primary depository for City banking by resolution.

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. – NONE

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

Old Business:

Mayor's Report:

4th of July Activities:

1. 8:00 A.M. 5K run at the Nature Park
2. 9:30 A.M. Flag raising at the end of East Main Street (2nd East and Main Street)
3. 10:00 A.M. starting at Smith Park.

Building Official Val Christensen said the Oversight Team asked the City Council to review some issues from the Development Code which are in your packets.

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:

- A. June 18, 2008 meeting
- B. Approve the City of Rexburg Bills

Council Member Stout moved to approve the Consent Calendar; Council Member Mann seconded all voted aye, none opposed. **The motion carried.**

Adjournment

Shawn Larsen
Mayor

Attest:

Blair D. Kay
City Clerk