

City Council Meeting

May 04, 2011

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CITY OF
REXBURG
America's Family Community

May 04, 2011

Mayor Richard Woodland

Council Members:

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

City Staff:

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

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

Scout Hunter Madsen led the Pledge of Allegiance.

Council President Mann welcomed the college students in attendance and asked the Boy Scouts from Troop 253 to introduce themselves.

Roll Call of Council Members:

Attending: Council President Mann, Council Member Erickson, Council Member Sutherland, Council Member Egbert, and Council Member Stout.

Mayor Woodland and **Council Member Benfield** asked to be excused.

Council President Mann excused Mayor Woodland and Council Member Benfield.

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

Presentations:

A. Proclamation 2011-05 Children's Mental Health Awareness Day (May 03, 2011)

Council Member Erickson moved to ratify **Proclamation 2011-05** for the Children's Mental Health Awareness Day (May 03, 2011); Council Member Stout seconded the motion; Council President Mann asked for a vote:

Those voting aye

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

Those voting nay

None

The motion carried.

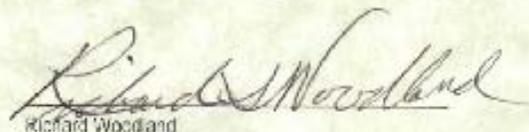
Proclamation

- WHEREAS, all our children, without regard to challenges they face, are valuable and a significant part of the rich and diverse resources of our present and our future; and
- WHEREAS, support for our youth as they grow and develop is essential to the success of children, families, and the community; and
- WHEREAS, good mental health is essential to everyone's overall health and well being; and
- WHEREAS, according to the United States Department of Health and Human Services, one in five children has a mental health disorder, and one in ten adolescents aged 9-17 have a serious mental illness; and
- WHEREAS, with proper treatment and support, children with mental health disorders can succeed in all life domains and reach their full potential; and
- WHEREAS, parents, family members, law enforcement, doctors and nurses, teachers, guidance counselors, neighbors, friends, concerned citizens and faith based communities are among the many who can reach out to children, youth and their families in our community who are in need of support, education, information, encouragement and mental health resources; and
- WHEREAS, community members can help establish safe and supportive communities that encourage and engage all young people, regardless of their challenges, to reach their full potential; and
- WHEREAS, strong youth and young adults will strive to positively change the stigma and misconceptions about youth with mental illness diagnoses to a vision of strong and capable young people who can overcome challenges; and
- WHEREAS, increased public awareness of mental health issues may lead to earlier recognition and treatment of possible mental disorders, leading to lower health care and correctional costs, increase productivity, improve the ability of children, youth, and young adults to learn and contribute to healthier families and communities.

NOW, THEREFORE, I, Richard Woodland, MAYOR of Rexburg City, do hereby proclaim this day, May 3, 2011 to be:

Rexburg's Children's Mental Health Awareness Day

I call upon the citizens, government agencies, public and private institutions, businesses, and schools to recommit our community to increasing awareness and understanding of mental illness and the need for appropriate and accessible services for all people with mental illness.



Richard Woodland
Mayor
City of Rexburg

Committee Liaison Assignments for 2011:

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

Council Member Stout reported the Traffic and Safety Committee reported a car dealer was using the sidewalk for business purposes. Parked cars were pulled up onto the sidewalk creating safety and visibility issues for pedestrians. The business was notified of the problem and they have stopped the use of the sidewalk for their business.

B. Council Member Brad Egbert *Legacy Flight Museum · Parks & Recreation · IBC Committee*
1. **Name the pool area** at Rexburg's "Riverside Aquatic Park"

Council Member Stout indicated he was a participant with Council Member Egbert, Council Member Benfield, and staff members to recommend a name for the pool area. They wanted input from the City Council. He said there was concern on different levels with the committee regarding the style, etc. for the name of the pool. A decision needs to be made soon for advertising purposes. A city employee survey chose Rexburg Rapids as a favorite. It is a catchy and very marketable name. The concern is the size of the park may not be adequately represented in the name.

Council Member Sutherland said calling the facility an Aquatic Center does not fit either. It implies a place for swimming competitions, diving, and an indoor facility. This pool will be a “fun” pool with the aquatic features of a lazy river and large slides.

Council Member Egbert agreed; however, there is a moose, trout, and bear feature in the pool area. “Rexburg Reef” is not fitting. The facility does not exactly have “rapids,” but it does reflect the Salmon River and the surrounding area in that name. We’re not promising a kayak adventure, but “Rexburg Rapids” is catchy and fun.

Council Member Stout said other names suggested have their own misnomers.

Council Member Erickson indicated Mayor Larsen used the Riverside Park name to apply for a grant. Riverside Park Aquatic Fun Center, or something similar, was his suggestion. He wants to keep with the Riverside Park name.

Council Member Sutherland agreed with the proposal to keep the Riverside Park name. When the 32 acre parcel was purchased, it included property up against the Teton River.

Council Member Erickson said the pool and everything around it will be fun. He recommended “Aquatic Fun Center”.

Council Member Stout recommended Rexburg Rapids at Riverside Park.

Council President Mann said Rexburg Rapids has grown on him. He also likes to add “at Riverside Park.”

Council Member Stout moved to name the pool area of the park as “Rexburg Rapids,” with the advertising to include the phrase “at Riverside Park,” and officially name the new 32 acre Rexburg city park as “Riverside Park”; Council Member Erickson seconded the motion; Discussion: Council Member Stout said “Rexburg Rapids” grows on you over time. Council President Mann asked for a vote:

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

The motion carried.

Council Member Egbert reported the Legacy Flight Museum “Fly In” will be June 18th. There will be a breakfast in conjunction with the Chamber of Commerce and the Dance Festival.

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

Council Member Sutherland had nothing to report.

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

Council President Mann reported Emergency Services has not met. Mayor’s Youth Advisory Board met today to work on the Film Festival this month.

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

Council Member Benfield was excused.

Council Member Erickson reported the Golf Board meeting was cancelled. The Planning and Zoning Commission met with one item on the agenda. The Rexburg Redevelopment Agency meeting was cancelled until May 19th.

Public Hearings: – NONE

LAND USE ACTIONS: RECOMMENDED/APPROVED IN A LAND USE PUBLIC HEARING:

A. BILL 1068 Annex & Rezone 4.5 acres at approximately 200 South 12th West – LDS Church

Johnny Watson from JRW & Associates at 1152 Bond Avenue reviewed the 4.5 acre parcel needed for a three-ward meeting house. The building itself is roughly 17,000 square feet and it has 209 parking spaces. The zone requested is LDR2 to allow the needed setbacks and lot coverage to meet design requirements set forth by the LDS Church. The request has nothing to do with a desire to increase density on surrounding parcels. It will require a site plan review and development agreement. The lot is about 363’ north/south.

Council Member Sutherland moved to annex and rezone the parcel as proposed; Council Member Stout seconded the motion; Council Member Sutherland withdrew his motion.

Council Member Sutherland moved to suspend the rules to consider BILL 1068 for the annexation and rezoning the parcel as proposed; Council Member Egbert seconded the motion; Council President Mann asked for a roll call vote:

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

The motion carried.

Council Member Egbert moved to third read and approve **BILL 1068** to Annex & Rezone 4.5 acres at approximately 200 South 12th West with the conditions specified from the Planning and Zoning Public Hearing; Council Member Erickson seconded the motion; Council President Mann asked for a vote:

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

The motion carried.

Items for Consideration: – NONE

Staff Reports:

- A. **Public Works:** - John Millar
 1. Budget Adjustment to replace an old loader.

Public Works Director Millar explained the proposal to take budget money from several other budgeted items and move the surplus budgeted amounts into this item to replace the old loader.

Questions: **Finance Officer Horner** said it is the best solution to make it work.

Council Member Erickson moved to approve the Budget Adjustment to replace the old loader as proposed; Council Member Egbert seconded the motion; **Council President Mann** asked for a vote:

Those voting aye

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

Those voting nay

None

The motion carried.

2. Award Bid for Crack Sealing City Streets

Public Works Director Millar explained the typical budget for street crack repairs is around \$25-\$30,000. They have bid that work and the low bidder at \$29,358 is Imperial Asphalt out of Idaho Falls.

Council Member Sutherland asked about last years bad results from seal coating work on 7th South. Public Works Director Millar, Mayor Woodland, Council Member Erickson met with HK Contractors and they will back up their work and redo the project this summer when it works well for the city.

Council Member Sutherland moved to approve the low bid for crack sealing city streets; Council Member Stout seconded the motion; **Council President Mann** asked for a vote:

Those voting aye

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

Those voting nay

None

The motion carried.

Public Works Director Millar review the current projects:

1. Sewer Line on 7th South is moving along very well. The pump station is in and 60% of the piping is installed. They have moved to the east side of Yellowstone Highway and they are boring the highway at this time. They are working with the Madison School District to keep the middle school open. The bus access area will be worked on during a Saturday so the busses can still operate.
2. LID 41 Project on Pioneer Road and 7th South is out to bid now with bids in two weeks.
3. Bids closed yesterday for the acquisition of major equipment items for Phase 2 at the Wastewater Treatment Plant and bids will be reviewed this week.
4. Pool update: **Johnny Watson** said an update was in the Standard Journal by Joseph Law last Saturday. The workers are working 60 hours a week. It snowed 2 inches last Friday. They need four weeks of warm weather to put the fabric in the water areas. He is not anxious to rush a project when quality will be compromised. The timeline in place was a very optimistic schedule. It is like a beehive at the site; everyone is working hard. It is not behind for lack of trying. As the weather stays good they will keep cracking the whip. They are very proud to put the Rexburg name on the facility. They are shooting for June 20th to start swimming lessons.

Council Member Egbert said the workers have done everything they can in the bad weather; now they need good weather to finish. He understands the weather issues and he knows the crew has done their best.

Council Member Erickson asked about the other work needing completion. Johnny Watson said the locker rooms are almost painted out with windows coming any time. Epoxy can be put down on the floors. All the plumbing and electrical rough-ins are installed in the buildings. It has been a long cold spell; the 9th longest on cold spell record.

B. **Finance Department:** - Richard Horner

Finance Officer Horner reviewed the Budget Summary Report for six months ending March 31, 2011.

**CITY OF REXBURG
FY 2011**

**BUDGET SUMMARY REPORT
6 months ending 3/31/2011**

EXPENSES	BUDGET	ACTUAL	50%	FORECAST
OPERATING DEPARTMENTS & FUNDS				
Mayor, Council	235,200	117,707	50%	230,500
Economic Development	185,700	76,787	41%	176,400
Cultural Arts	512,900	164,074	32%	479,400
Customer Services	261,900	127,611	49%	258,000
Information Technology	188,200	82,539	44%	177,700
Financial Management	643,500	335,540	52%	644,200
Legal Services	207,700	99,538	48%	207,800
Planning & Zoning	156,100	59,232	38%	132,900
Building Safety	623,800	297,719	48%	652,600
GIS	362,500	179,890	50%	355,900
Emergency Services	2,187,300	989,783	45%	2,009,200
Golf Courses	477,200	149,343	31%	499,050
Parks & Ball Diamonds	445,400	110,742	25%	461,800
Recreation Administration & Programs	355,300	93,336	26%	319,900
Riverside Aquatic Center Operations	402,900	584	0%	407,900
Miscellaneous: MYAB, Airport, Legacy Flight Museum	188,100	34,496	18%	76,700
Police Department				
Administration Division & Fund 09	887,300	462,678	52%	903,700
Patrol Division & Funds 13	1,605,600	797,857	50%	1,641,400
Investigations Division	611,400	294,513	48%	572,900
Community Services Division & Funds 08,11,14	458,500	222,190	48%	464,100
Total Police Department	3,562,800	1,777,238	50%	3,582,100
Public Works				
Public Works Director & Engineering	430,400	202,344	47%	420,800
Shop	297,500	130,274	44%	293,300
Sanitation	1,603,600	683,562	43%	1,486,700
Water	1,974,400	790,446	40%	1,867,100
Wastewater	3,245,800	1,478,173	46%	3,153,600
Street Operations	1,524,400	734,583	48%	1,453,800
Street Repair Contracts	400,000	86,794	22%	323,200
Total Public Works	9,476,100	4,106,176	43%	8,998,500
TOTAL OPERATING DEPARTMENTS & FUNDS	20,472,600	8,802,335	43%	19,670,550

The budget looks fine to really good. The large surplus in the capital is due to the sewer bond that will be spent this year and next year. There will be carryover into 2012. Up until May 1st the pool employees are paid out of start up expenses for Riverside Park Construction. There are two segments in the Riverside Park Construction funds, one for the park and one for the pool. After May 1st, expenses will be charge to the operations portion from the Riverside Park funds.

Council Member Erickson asked about the revenues from Building Safety and Planning. Finance Officer Horner explained there was some carryover from 2010.

**CITY OF REXBURG
TREASURER'S EXPENDITURE REPORT BY FUND
FISCAL YEAR TO DATE ENDING 3/31/2011 @ 50% of the fiscal year 2011**

FUND	WAGES	CAPITAL	OTHER	TOTAL	BUDGET	BUDGET	END BAL.
AIRPORT OPERATIONS	2,400	23,814	7,338	33,552	172,200	19%	-228,038
AQUATIC PARK OPERATIONS			584	584	402,900	0%	-584
ARTS PROMULGATION			0		277,400	0%	81,471
BEAUTIFICATION		18	0	18	35,000	0%	23,171
BUILDING SAFETY/P&Z	208,147		148,804	356,951	779,900	46%	92,348
BUSINESS PARK			0			0%	-101,489
CITY HALL CONSTRUCTION		9,405	0	9,405		0%	36,031
COMMUNITY SAFETY LIGHTING FUND			34,524	34,524	293,500	12%	170,884
DOWNTOWN REVITALIZATION			0		350,000	0%	350,034
FARMERS MARKET	271		789	1,060	15,400	7%	3,952
FIRE ARCHER EMPLOYEES			0		10,000	0%	
FIRE DISTRICT		360,928	97,867	458,795	1,127,700	41%	1,057,485
FIRE EQUIPMENT			0		280,600	0%	115,869

FIRE IMPACT FEES			0		30,000	0%	9,097
FIRE OPERATIONS	479,623	61,831	437,065	978,519	1,987,300	49%	-361,398
FIRE PAID CALL			2,887	2,887	40,600	7%	35,214
FIRE PARAMEDIC CARE UNIT	7,848		3,312	11,160	200,000	6%	-125,401
FIRE PIPES & DRUMS			4,751	4,751	9,000	0%	-969
GENERAL	1,629,693	79,526	1,337,116	3,046,335	7,263,300	42%	2,625,564
GEOGRAPHIC INFORMATION	98,232		81,658	179,890	362,500	50%	-47,446
GOLF COURSE CONSTRUCTION			1,665	1,665	60,000	0%	-667,599
GOLF COURSE OPERATIONS		28,699	120,644	149,343	477,200	31%	1,442,758
LEGACY FLIGHT MUSEUM			16,911	16,911	147,600	11%	28,409
LID 34 CONSTRUCTION		237,845	0	237,845	500,000	48%	-432,149
LID DEBT SERVICE			151,825	151,825	992,500	15%	-376,030
MAYOR'S YOUTH COMMITTEE			1,011	1,011	7,700	13%	2,599
PARKS IMPACT FEE			0		108,000	0%	282,426
POLICE ANIMAL CONTROL	18,966		19,272	38,238	76,100	50%	-34,038
POLICE D.A.R.E.			11	11	17,100	0%	14,336
POLICE DRUG ENFORCEMENT			161	161	30,600	1%	28,987
POLICE GRANTS	13,640	1,716	6,247	21,603	36,700	59%	91,448
POLICE IMPACT FEES			1,026	1,026	50,000	2%	-379,291
RECREATION	4,657	1,785	47,630	54,072	250,100	22%	-10,163
REVOLVING LOAN FUND		3,634	0	3,634	97,000	4%	1,695,761
REXBURG ARTS COUNCIL FUND			3,062	3,062	28,800	11%	4,248
RIVERSIDE PARK CONSTRUCTION		2,197,931	0	2,197,931	5,250,000	42%	-612,216
SEWER & WATER LINE EXTENSION		38,741	304	39,045	3,000,000	1%	-39,045
SEWER CAPITAL RESERVE			0		2,933,700	0%	2,305,795
SEWER PLANT CONSTRUCTION		912,794	0	912,794	6,000,000	15%	7,140,502
STREET IMPACT FEES			0		200,000	0%	135,330
STREET NEW CONSTRUCTION		17,831	0	17,831	2,510,700	1%	130,870
STREET OPERATIONS	201,830	85,099	447,654	734,583	2,245,100	33%	42,755
STREET REPAIR CONTRACTS		81,442	5,352	86,794	400,000	22%	69,891
TABERNACLE	12,009		22,368	34,377	155,700	22%	60,457
TABERNACLE ORCHESTRA			1,201	1,201	20,500	6%	6,876
TRAILS OF MADISON COUNTY			138	138	97,400	0%	69
UTILITY (Water, Sewer, Garbage)	388,522	614,467	1,971,295	2,974,284	8,023,800	37%	27,878,299
VETERANS MEMORIAL		1,171	0	1,171	27,000	0%	13,474
WATER CAPITAL RESERVE			0		1,826,300	0%	1,651,004
WATER TANK AND WELL			0		2,500,000	0%	
WESTWOOD THEATER	2,632	107,560	14,179	124,371	292,500	43%	-119,915
TOTAL	3,068,470	4,866,237	4,988,651	12,923,358	51,999,400	25%	44,091,643

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

C. **Economic Development** – Scott Johnson

Economic Development Director Johnson had nothing to report.

Calendared Bills and Tabled Items:

A. **BILL Introduction:** – NONE

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

1. **International Fire Code 2009**

Assistant Chief of Services Dave Davies explained the code is being updated from Ordinance 997 (International Fire Code 2006). Ordinance 1042 for Knox Box locations will be replaced. He explained the changes for the City of Rexburg. This new BILL takes four and five story buildings into consideration. It will amend and enhance the Fire Code for Rexburg.

Council Member Egbert moved to first read BILL 1063; Council Member Stout seconded the motion; Council President Mann asked for a vote:

Those voting aye

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

Those voting nay

None

The motion carried.

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

Mayor's Report: - NONE

Council President Mann reminded the City Council of the upcoming AIC Conference in Boise on June 22-24. It is always a good conference. He encouraged all City Council members to be there if possible. The City Clerk will take reservations.

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

Minutes, Bills, etc:

April 20, 2011 meeting

Approve the City of Rexburg Bills

Council Member Stout asked about a sanitation bill. Council President Mann explained to the audience the process to approve the bills.

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

Those voting aye

Council President Mann

Council Member Erickson

Council Member Sutherland

Council Member Egbert

Council Member Stout

Those voting nay

None

The motion carried.

Adjournment

Attest:

Christopher Mann, Council President

Blair D. Kay, City Clerk