

City Council Meeting

May 18, 2011



CITY OF
REXBURG
America's Family Community

35 North 1st East
Rexburg, ID 83440

blairk@rexburg.org
www.rexburg.org

Phone: 208.359.3020 x2313
Fax: 208.359.3022

May 18, 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 Troop 156 - Kendall Ballard led the Pledge of Allegiance.

Jon Weber said the prayer.

Roll Call of Council Members:

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

Council Member Stout asked to be excused.

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

Ingrid Hayes a BYU-I student residing at 667 South 2nd East #104 asked about texting ordinance compliance. Chief Turman said Police Officers will monitor the public in City right-of-ways for texting.

Jim Morris, property owner of the T-Rex Plaza, discussed commercial parking in parking lots. He represents building owners and merchants. The parking lots behind his business and the Gringo's parking lot were purchased by the city after the flood. The parking lots were not donated. LID 25 paid for the parking lots. As the owner of the shopping mall with nine commercial business locations, he paid for a lot of the parking lot. The lot was not purchased. Through time former Mayor John Porter made a deal with the INL Site to park there plus a deal with Jim Barrett to use the parking lot for his 2nd-story downtown residents. Neither of those decisions came through City Council; he knows because he was on the council at the time. Forget about donated property. The issue is the hotel occupants can get permits for the lot. He continued to explain the process to set up the lot and who could use the lot. He said his businesses can't park there now. Where do delivery trucks and employees park. The lot is partially empty all day long. The new telemarketing company has about 100 employees on the end of his building. His parking lot in front of the building is used by the theatre customers and the University for events. He asked to reconsider the old system to address the situation a little more aggressively.

Brent Anderson, owner of Twizzleberry, said an officer stop by to say they could not use the parking lot for their business. How can they run a business if they can't park on the street either? He reviewed his days when he went to Ricks College. Students use his parking lot which takes up parking for his business. If he were to build an apartment complex he would have to provide parking for his residents; he asked if the College could provide their own parking for their students or work with the City to find a better solution. He wants to fix the parking problem. He asked to have additional parking for customers and students.

Paul Sorensen at 202 Pine Tree Road owns Reflections Salon with his wife. They are concerned with the parking issues downtown. They have 12 employees who can't find anywhere to park and customers who stay longer than the 3 hour time limit. Because of the parking issue, they may not be able to continue business downtown. He asked for consideration on the parking issues.

Dave Hansen from Hibbard recently acquired the Curves franchise. They relocated the franchise to the T-Rex Plaza. They were told they would have employee parking. They are really trying to make this work. They have a five-year lease. He asked the city to support businesses with the parking problems.

Dasha Alba at 272 Pollard asked about the Comprehensive Plan. She asked when the Comprehensive Plan was created. It was approved two years ago. It can be re-evaluated with public input every six months.

Miss Rexburg Giovanna Sweat is going to complete in "Miss Idaho" in June. To improve the community, her platform is "Etiquette a lost art." She wanted to increase the level of etiquette by holding community classes. She will represent Rexburg in the competition. If you have any suggestions, please email her at Gsweat.missrexburg@gmail.com.

Presentations: - NONE

Committee Liaison Assignments for 2011:

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

Council Member Stout excused.

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

Council Member Egbert reported on the Legacy Flight Museum's "Fly in" on June 18th. There will be a breakfast and a flight show. The breakfast is put on by the Chamber of Commerce and starts at 7:00 am. Parks and Recreation is working on the pool. There will be an update later in the meeting.

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

Council Member Sutherland reported the Museum Committee met to discuss operations of the museum. The Beautification Committee met and they will work closely with the Parks Department.

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

Council President Mann reported Emergency Services met last week. They discussed many of the issues in the budget. MYAB has the film festival coming up on June 3rd. They have six entries so far.

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

Council Member Benfield reported on Traffic and Safety. Valley Wide Coop is having a hard time getting through the intersection during the high-traffic times around the high school. He asked for a four way stop. Traffic is backed up to the off ramp on Pioneer Road. City Attorney Zollinger said their trucks are not supposed to use 12th West. They should use Main Street. A four-way stop sign pushes traffic back to Hwy 20. Gwen Harris asked to use the bus lane for diagonal parking for the city when the junior high quits.

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

Council Member Erickson reported RRA did not meet. Planning and Zoning issues are on the agenda tonight. The Golf Board has everything in order. Revenue is up from last year, even with bad weather. There is no flooding on holes 16, 15, or 14 yet. It may come in June.

Johnny Watson reported on the new pool. The weather has improved. They poured 65 yards of concrete today. They poured in front of the locker rooms and between the two buildings. The pool has been covered in tarp so they can paint the tower. The first shipment of the big water slide material comes in tomorrow. The second water slide shipment comes in on Monday. They have all the liner on the zero-entry pool and the deep end in. They are currently working on the liner in the lazy river. They plan to pour concrete everyday if the weather keeps up. Discussion on putting sod down and spraying hydro seeding on the surrounding area. It is exciting to see it come together. All of the stalls and lockers are installed. It is just the outside projects that need to be finished up. A hopeful date is the end of June.

Public Hearings:

1. **7:20 P.M.** Rezone 179 S 2nd W;155 W 1st S; 149 W 1st S; 146, 150, 156, 160, 170, and 176 South 1st West to Hemming Pro Zone.

Mayor Woodland reviewed the proposal.

Richie Webb at 680 Wheatland Drive introduced the people there who are involved in the project. They are here tonight to review the proposal to construct student housing on 1st West. The development will be part of the Hemming Pro-Zone. They have purchased more property in this area than the last time they proposed a zone change in that block. The development will contain commercial and residential student housing. The D&L Cleaners lot is under development in the near future.

Joe Smith of Methods Studio in Salt Lake City gave an overview of the Hemming Development. He reviewed the building constructed on the overhead screen. The Hemming Village building was awarded a best of award. All of the retail space is filled with operating businesses and they are doing well. The proposed student housing along 1st West was reviewed. It will have underground parking with four stories of housing. There will be 60 units with 6 beds in each unit, housing 360 students. There will be a plaza and courtyard on the roof of the parking garage. He explained the east and south elevations and the cultured stone to be used. There will be corridor in the center for students to pass thru to have access to the building and The Pines Apartments behind it.

It will be a gateway to the BYU-I Campus. He reviewed a possible next phase for the area housing at 2nd South and 2nd West. It would potentially have corner retail with residential lofts above for married student housing.

Council Member Sutherland complimented them on the development. They have done a great job.

Council President Mann reviewed the parking spaces and the proposed locations. Existing 2nd South parking will remain as presently used.

Mayor Woodland opened the Public Hearing.

Those in favor of the proposal: NONE

Those neutral to the proposal: NONE

Those opposed to the proposal: NONE

Mayor Woodland closed the Public Hearing.

Discussion:

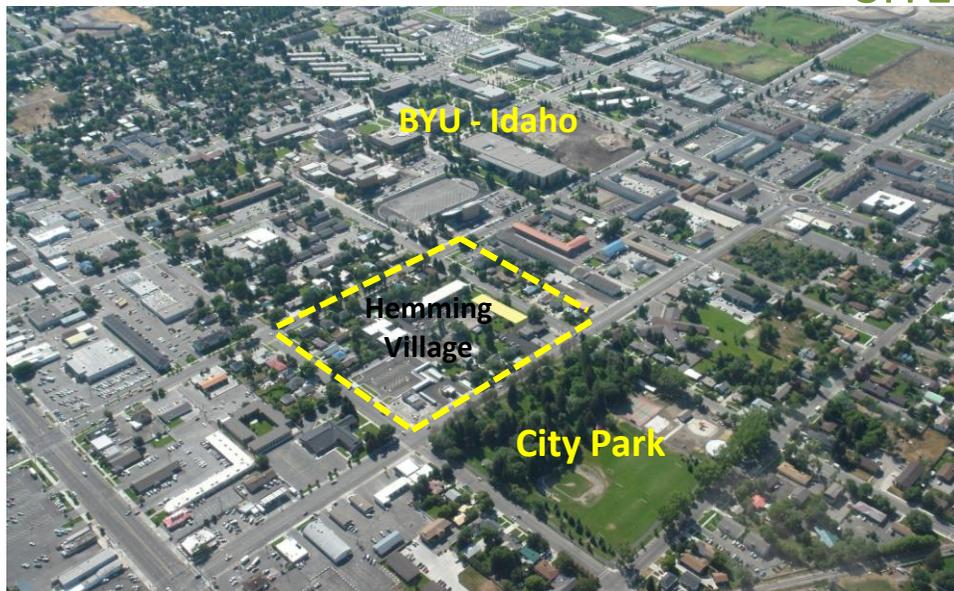
Council President Mann said this proposal is taking advantage of the PEZ-Zone; the PEZ-Zone is starting to work. He was concerned with having too many PEZ-Zone areas and what happens if students continue to bring cars. If students do not bring cars there is no problem. If students do bring cars, most parking will have to be on the streets. Street parking is available 9 months of the year, but what will it make our streets look like? He does not know if they have really thought through the street parking issue.

Council Member Sutherland asked about PEZ-Zone housing contracts. City Attorney Zollinger said students are required to sign a student housing contract that states whether they will have a parking spot or not. Council Member Sutherland asked if we have access to that information, to know who got a contract with a parking stall and who did not. City Attorney Zollinger said we have never looked into that because it has not yet been an issue.

Council Member Erickson said the parking is a development issue; the issue before us tonight is a rezone. The entire block was set up to be in the Pro-Zone if property owners wanted to join the Pro-Zone. This proposal is following the original plan for the properties in the Pro-Zone.



SITE



Council Member Egbert moved to approve the rezone at 179 S 2nd W; 155 W 1st S; 149 W 1st S; 146, 150, 156, 160, 170, and 176 South 1st West to Hemming Pro Zone; Council Member Erickson seconded the motion; Mayor Woodland asked for a vote:

Those voting aye

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

Those voting nay

None

The motion carried.

Items for Consideration:

A. Conditional Use Permit (CUP) 146, 150, 156, 160, 170, and 176 South 1st West to allow reduced parking through the use of the Pedestrian Emphasis Zone (PEZ) Ordinance 1021; and for dormitory housing in the Hemming PRO Zone.



Mayor Woodland opened discussion for the CUP.

Council Member Erickson indicated the PEZ zone already allows for reduced parking; this request is to have less parking than PEZ requirements.

City Attorney Zollinger gave the staff report. He reviewed the process to have a more comprehensive review of the use of the Pro-Zone through a Conditional Use Permit. This allows staff to look at their traffic management plan. It is the recommendation of Planning & Zoning to approve the CUP.

Council Member Sutherland moved to approve the **Conditional Use Permit (CUP)** at 146, 150, 156, 160, 170, and 176 South 1st West to allow reduced parking through the use of the Pedestrian Emphasis Zone (PEZ) Ordinance 1021; and for dormitory housing in the Hemming PRO Zone; Council Member Benfield seconded the motion; Mayor Woodland asked for a vote:

Those voting aye

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

Those voting nay

None

The motion carried.

B. Rezone – Community Business Center (CBC) and Medium Density Residential ONE (MDR1) to High Density Residential 2 (HDR2) –approximately 360 South 4th West.

Mayor Woodland reviewed the proposal.

Jared Sommer at 3614 North 3000 West indicated the location of the property behind the Magnuson Hotel at the intersection of 4th South and 4th West. The property is surrounded by the railroad tracks and canals. There has been a bridge installed to get to the site. The owner has acquired rights for water from Temple View for fire suppression and water flow.

The intent is to build married housing. The University has designated the east side of 4th West to the perimeter of campus as an appropriate distance where they would be likely to approve single student housing. Anything further west than 4th West would be more for married students. They are fine with the City Council giving the stipulation that it can only be for married student housing. HDR2 would allow up to 60 units for highest and best use of the property. HDR1 would only allow for 50 units; since they are landlocked with the canal HDR2 would be the best use for that space of land. They comply with parking, snow removal, etc. Traffic on 4th West is of a low nature. There are a few residents on the north end of 4th West that may use the 4th West to go to the University. They counted cars from 7:30am to 9:00am with fewer than 55 cars using the street in a 60 minute period. He stated they constructed Temple View which improved the area. A neighbor has stated the new apartments are low noise and low traffic.

Cheryl Abbott on Bare Street indicated the apartments are less than 50 feet from Bare Street. There are 26 children under the age of 10 playing on Bare Street. People moved there because of the safe environment for children. 4th West is very narrow which limits traffic. Winter snow is piled on the canal bank causing cars to drive on the center of 4th West. She had a petition signed by every resident on Bare Street and those across from the proposed property to keep the area low density. She suggested having the street widened and a sidewalk built. She asked to keep the density as low as possible. She said this development would severely impact their "Leave it to Beaver" neighborhood.

Council Member Erickson indicated the zoning is already there for 16 units; they are asking for 42 units per acre. The City Council has reviewed 4th West to have some improvements with the limitations of the canal. The snow has to be removed from the side of the canal. The yards for the housing are very narrow.

Mary Ann Mounts at 538 Henderson indicated two cars cannot pass each other in the winter, there are no sidewalks; it is a poor development.

Council Member Benfield asked if the City Council can consider public comment, taking in to account that this is not a public hearing. City Attorney Zollinger said they are required to consider written input received prior to the meeting, but not public comment.

Michelle Solvine 351 E 5th South is the property owner and is in favor of the proposal. She reviewed the history of the property. It will add to the area in the way of looks and value.

Council Member Erickson asked if she owned additional property. They have sold the property to the south.

Justin Holt at 175 W 5th South confirmed his car count, stating he was honest in the numbers reported. City Attorney Zollinger said he is not questioning his integrity, but the study is not considered a legitimate traffic survey by the City Engineer as to the request by Planning & Zoning.

Council President Mann indicated it should be as low density as possible.

Council Member Erickson said it is a tough site to build high density. The new bridge is a great improvement to access 4th West. The 4th West and Main Street development was required to access Main Street instead of 4th West due to the limitations of 4th West. 4th West is a very bad spot to dump traffic due to poor visibility. He agreed with Council President Mann.

Council Member Benfield indicated the same concerns. She does think apartments will be a nice addition to the area, just not the highest density. She said we need to protect the neighborhoods.

Council Member Egbert said the density must be high enough to pay its way for a responsible development. Council Member Benfield said safety must be considered.

Council Member Erickson said he agrees with Council Member Egbert, except it is not the City Council's responsibility to make it profitable. It is up to the developer. Council Member Egbert agreed with the need to have a plan that is approvable to make the development safe.

Council Member Sutherland said the area is a depressed area that is being developed. There is another development trying to develop east of 4th West too. It may require a street light to control traffic and pedestrian use for a cost of \$250,000 plus. These are hard decisions. He agreed with Council Member Erickson and Council Member Benfield. It should be developed; the density request is just a little high.

Jared Sommer indicated the traffic count leaving Temple View Apartments would be similar to the proposed development. The traffic count for married student housing is much less than what would be seen with single students. They did two days to check pedestrian and traffic counts. They have a total of 42 apartments with 45 cars. He presented a handout with the number of cars from 7:00 am to 6:00 pm at the heaviest traffic times. On nice days there is more walking with less traffic.

Jared Sommer indicted the canal bank along the proposed development has been leveled out during the past two weeks. This increases visibility and would allow more space for snow storage. As far as snow removal, you cannot put snow in the canal. They have designated areas to drop off excess snow. There is a large space approximately 25 feet wide adjacent to 4th West where snow can be put. He said lower density would be a problem. Lower density would cause problems with height restrictions. Married student housing is tough; the financials need to make sense.

Council Member Erickson asked if he was willing to come back with a lower density proposal like MDR2. He wanted to compromise with the parties involved. It is a tough issue to make everyone happy. Jared Sommer said it would be back to the drawing board to do anything less than HDR1.

Discussion to table the request for future discussion.

Council Member Erickson was opposed to HDR2.

City Attorney Zollinger said there are two options: HDR2 or a lesser zone. The third option would be to table it until the next meeting. He described the difference between the zone designations. MDR2 allows for up to 20 units per acre (half of what HDR2 allows). HDR1 allows for 30 units per acre. HDR2 allows for 42 units per acre. Right now it is zoned MDR1 (allowing for 16 units per acre) and CBC.

Council Member Erickson moved to table the Rezone from Community Business Center (CBC) and Medium Density Residential One (MDR1) to High Density Residential Two (HDR2) at approximately 360 South 4th West; Council Member Benfield seconded the motion; Discussion: **Mayor Woodland** asked for a vote:

Those voting aye

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

Those voting nay

None

The motion carried.

Council Member Egbert excused himself from the meeting.

C. Rezone – Light Industrial (LI) to High Density Residential 1 (HDR1) –
Approximately 275 and 251 South 5th West.

Jared Sommer at 3614 North 3000 West in Rexburg explained it was the Barrick property on 5th West across the entrance to the Henderson Subdivision. He was requesting HDR1 for married student housing. He referred to a traffic study in 2008 in a high traffic time. Between Kennedy Elementary School and the stop light on 5th West there were 6,400 cars in a 24 hour period. City Engineer Keith Davidson indicated to him that those numbers represent 50% capacity of that road. He referred to his own traffic count from 7:15 am and 6:00 pm. On 5th West, one car passed every

14.38 seconds on the bad weather day and every 14.64 seconds on the good weather day. That works out to be four cars passing per minute. With the number of potential vehicles added with the new development, the count would be bumped to one car every 12 seconds or 12.4 seconds depending on the weather. These are locations close to campus. They allow a greater propensity to walking to campus as opposed to the developments built on the other side of the rail road tracks. He reviewed his observations of pedestrian and traffic along both sides of 5th West. He reviewed the condition of the current lot since the Teton Dam Flood. Council Member Erickson said this property has additional concerns due to the elementary school on North 5th West. They plan to add a landscaped buffer zone and a sidewalk along 5th West. It is likely that on-going traffic from married students will be in the evening when they are out running errands. During the day it is more likely they will be at work or school. They did the best they could with the traffic counts they obtained. Discussion on traffic flow to the University.

Council Member Erickson was concerned with traffic. He said Planning and Zoning discussed future plans with 5th West and recommended MDR2. Can you make it work?

Jared Sommers said in the Planning and Zoning Public Hearing, they were split on deciding which zone designation to recommend. They ended up recommending MDR2 instead of the requested HDR1. The proposed property is not directly next to another HDR1 property, however there are HDR1 zones close by in the area with Apple Tree Apartments, etc.

City Attorney Zollinger said traffic studies take more issues into account like rail road crossings, etc. The railroad crossing would need to be reviewed by a professional traffic engineer.

Council Member Erickson was still concerned with the intersections on both ends of 5th West. The property lends itself to higher density; however there are other issues to consider. The plans for 5th West are under consideration for next year. It makes it tough.

Council Member Benfield said at one time the property was way outside the city. Now the neighborhoods have grown around the property. She recommended a lower transition density as a buffer to the neighborhoods.

Council President Mann agreed to have a buffer zone around the neighborhoods like an MDR1 Zone. Council Member Erickson said MDR2 would fit. Mayor Woodland said we could end up with a cannery or some other light industrial business in that location if it is not changed.

Council Member Sutherland indicated a residential situation would be a better fit than the current industrial zone. You can do about anything in a light industrial zone which would be a higher impact to traffic. The residential buffer zone would be the better approach. He wanted to maintain the continuity of the community.

Council President Mann moved to **Rezone from Light Industrial (LI)** to Medium Density Residential One (MDR1) at approximately 275 and 251 South 5th West; Council Member Benfield seconded the motion; **Mayor Woodland** asked for a vote:

Those voting aye

Council President Mann
Council Member Benfield

Those voting nay

Council Member Erickson
Council Member Sutherland

Mayor Woodland can cast the deciding vote.

City Attorney Zollinger said the Mayor has to use the tie vote rule and cast a vote.

Mayor Woodland voted nay.

The motion failed.

Council Member Erickson moved to **Rezone from Light Industrial (LI)** to Medium Density Residential Two (MDR2) at approximately 275 and 251 South 5th West; Council Member Sutherland seconded the motion; Discussion:

Mayor Woodland asked for a vote:

Those voting aye

Council Member Erickson
Council Member Sutherland

Those voting nay

Council President Mann
Council Member Benfield

Mayor Woodland voted aye.

The motion carried.

Letters and emails in support:

Aaron & Jennifer Schellenberg – Happy to see 5th West being planned for an upgrade. They want to keep 5th West safe.

Letters and emails in opposition:

Richard & Deon Stoddard – Concerned with increased traffic on 5th West.
Kjerstin Weichers – Concerned with increased traffic on 5th West and children safety.
Robert & Stephanie Colvin – Concerned with increased traffic on 5th West and children safety.
Raygon Hymas – Concerned with increased traffic on 5th West and children safety.
John & Jeanette Barrick - Concerned with increased traffic on 5th West and children safety.
Andrew Hymas – Concerned with increased traffic on 5th West and children safety.
Becky Godfrey – Concerned with increased traffic on 5th West and children safety.
Janet Crawford – Concerned with increased traffic on 5th West and children safety; however, she would support MDR Zoning.
Josh Perry – Concerned with increased traffic on 5th West and children safety.
Jackie Mitchell – Concerned with increased traffic on 5th West and lowered property values.
Karen Magleby – Concerned with increased traffic on 5th West and children safety.
Glennis Nedrow by Debbie Bailey – Concerned with lowered property values, driveway access, children safety, and pedestrians.
Rebecca George – Concerned with increased traffic on 5th West and children safety.
David Mitchell – Concerned with increased traffic on 5th West and children safety.
Hilary Cameron – Concerned with increased traffic on 5th West and children safety.

LAND USE ACTIONS

- A. REQUESTING APPROVAL OF **BILL 1069** for the rezoning of land use actions previously approved:
1. **Suspend the rules** for BILL 1069.

Council Member Sutherland moved to **suspend the rules** for BILL 1069; Council Member Erickson seconded the motion; **Mayor Woodland** asked for a roll call vote:

Those voting aye

Council Member Sutherland
Council Member Erickson
Council Member Benfield

Those voting nay

Council Member Mann

The motion carried.

2. **Third read and approve** BILL 1069 containing:
 - A. Rezone 179 S 2nd W; 155 W 1st S; 149 W 1st S; 146, 150, 156, 160, 170, and 176 South 1st West to Hemming Pro Zone.
 - B. Rezone – Light Industrial (LI) to Medium Density Residential Two (MDR2) at approximately 275 and 251 South 5th West.

Council Member Sutherland moved to third read and approve BILL 1069 containing:

(A) **Rezone 179 S 2nd W; 155 W 1st S; 149 W 1st S; 146, 150, 156, 160, 170, and South 1st West to Hemming Pro Zone;** and

(B) **Rezone – Light Industrial (LI) to Medium Density Residential Two (MDR2) at approximately 275 and 251 South 5th West;** Council Member Benfield seconded the motion;

Mayor Woodland asked for a vote:

Those voting aye
 Council President Mann
 Council Member Erickson
 Council Member Benfield
 Council Member Sutherland

Those voting nay
 None

The motion carried.

Staff Reports:

- A. **Public Works:** - John Millar
 1. Budget adjustment to purchase boom-arm mower

Public Works Director Millar explained the proposal to take budget money from excess budgeted funds to purchase the boom-arm mower. **Council Member Egbert** re-joined the meeting.

Council President Mann moved to approve the Budget Adjustment to purchase the boom-arm mower; Council Member Erickson seconded the motion; Mayor Woodland asked for a vote:

Those voting aye
 Council President Mann
 Council Member Erickson
 Council Member Sutherland
 Council Member Egbert

Those voting nay
 None

The motion carried.

2. LID 41 Bids – Award to low bidder

Public Works Director Millar explained the five bids in the bid opening were within a \$100,000. The bids have been reviewed with no irregularities. The funding is right in line with what they have previously committed to with engineering. He asked for the low bid approval for Depatco.

LID 41 Breakdown

	Funding		
	With DePatco Bid	12 % Engineering	Total Cost with Engineering
Water Costs	\$ 28,421.08	\$ 3,410.53	\$ 31,831.60
San. Sewer Costs	\$ 88,191.80	\$ 10,583.02	\$ 98,774.82
City Street Costs	\$ 642,213.43	\$ 77,065.61	\$ 719,279.04
Homeowner Costs	\$ 158,125.00	\$ 18,975.00	\$ 177,100.00
Total	\$ 916,951.30	\$ 110,034.16	\$ 1,026,985.46

Bid Results

Bidder	Bid Amount
Depatco	\$ 916,951.30
3H Const	\$ 943,360.00
Edstrom Const	\$ 958,781.00
HK Contractors	\$ 968,968.00
MD Nursery & Landscape	\$ 1,000,241.00
Engineering Estimate	\$ 1,053,000.00

Council Member Benfield moved to approve the low bid of Depatco for LID 41; Council Member Sutherland seconded the motion; Mayor Woodland asked for a vote:

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

The motion carried

Council Member Benfield asked to be excused.

Public Works Director Millar review the current projects:

1. Sewer Line on 7th South is moving along very well. The bore under the hwy was within an inch of the target. The project is on schedule.
2. Sewer Plant upgrade on the solar drying bed equipment has been bid. They have had three demonstrations for different methods. They will be meeting with the engineer on Friday. They will formulate a direction and come back to present that to City Council.

B. Finance Department: - Richard Horner

1. Set June 1st Public Hearing Date for Parks Shelter Fees and Legacy Flight Museum Fees

Finance Officer Horner reviewed the proposal to have a public hearing for fee increases at the Legacy Flight Museum.

Arts & Museums	Legacy Flight Museum General Admission	Per Family	\$ 15.00
Arts & Museums	Legacy Flight Museum General Admission	Per Person	\$ 6.00
Arts & Museums	Legacy Flight Museum Military/Student Admission	Per Person	\$ 5.00
Arts & Museums	Legacy Flight Museum T6 Plane Ride	Per 20 Minute Ride	\$ 200.00
Arts & Museums	Legacy Flight Museum T6 Plane Ride	Per 30 Minute Ride	\$ 400.00
Arts & Museums	Legacy Flight Museum T6 Plane Ride	Per Hour for 4 hours or more	\$ 500.00
Arts & Museums	Legacy Flight Museum T6 Plane Ride	Per Hour for less than 4 hours	\$ 650.00
Arts & Museums	Legacy Flight Museum T6 Plane Ride	Per Person "Around the Patch"	\$ 100.00
Arts & Museums	Teton Flood Museum General Admission	Ages 02-11 Per Person	\$ 0.50
Arts & Museums	Teton Flood Museum General Admission	Ages 12-18 Per Person	\$ 1.00
Arts & Museums	Teton Flood Museum General Admission	Ages 19+ Per Person	\$ 2.00
Arts & Museums	Teton Flood Museum General Admission	Groups of 10 or More Per Person	\$ 1.00

Council President Mann moved to set June 1st at 7:30 P.M. to review the Parks Shelter Fees and Legacy Flight Museum Fees; Council Member Egbert seconded the motion; Mayor Woodland 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	

The motion carried.

Council President Mann asked about the budget meetings with department heads at City Hall. Finance Officer Horner said s work meeting to discuss budgets is planned for the second week in June. At the next City Council meeting they will plan specifics on when to meet with City Council.

Calendared Bills and Tabled Items:

- A. BILL Introduction:** – NONE
- B. First Reading:** Those items which are being introduced for first reading: – NONE
- C. Second Reading:** Those items which have been first read.
 1. **BILL 1063 [International Fire Code 2009](#)**

Council President Mann moved to second read BILL 1063; Council Member Egbert seconded the motion; Mayor Woodland 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	

The motion carried.

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:

City Attorney Zollinger explained the proposal to have a \$3,600 salary for an Arts Council part time scheduler for two venues: Romance Theatre and the Tabernacle. Discussion on using volunteers. The volunteers usually have their own agenda for using the venues. The Tabernacle's use will primarily be for vocal or orchestra. The Romance Theatre would be a venue to have a variety of other community events. Council Member Egbert asked for a job description. The Art's Council Chairperson recently resigned. The committees will be redesigned to help manage the venues in a coordinated fashion. Council President Mann suggested a full time City Hall employee.

Discussion on one committee to manage both venues.

City Attorney Zollinger explained how the committees have been working as building managers instead of event schedulers. He will provide a job description in two weeks.

Consent Calendar: The consent calendar includes its 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:
May 04, 2011 meeting
Approve the City of Rexburg Bills

Council Member Erickson moved to approve the Consent Calendar consisting of the minutes, and the city bill; Council Member Egbert seconded the motion; Mayor Woodland 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	

The motion carried.

Council Member Sutherland asked to go into Executive Session to discuss a personnel issue.

Mayor Woodland asked for a motion to go into Executive Session.

Council Member Sutherland moved to go into Executive Session to discuss a personnel issue Per State Statute 67-2345: EXECUTIVE SESSIONS (b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student; Council Member Erickson seconded the motion; Mayor Woodland asked for a roll call vote:

Those voting aye
Council President Mann
Council Member Erickson
Council Member Sutherland
Council Member Egbert

Those voting nay
None

The motion carried.

Executive Session:
Executive Session ended.

Adjournment

Richard Woodland, Mayor

Attest:

Blair D. Kay, City Clerk