

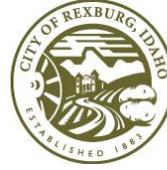
City Council Meeting

June 04, 2014

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CITY OF
REXBURG
America's Family Community

June 04, 2014

Mayor Richard Woodland

Council Members:

President Sally Smith Jordan Busby
Donna Benfield Jerry Merrill
Christopher Mann Brad Wolfe

City Staff:

Stephen Zollinger – City Attorney
Matt Nielson – 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

Boy Scout Troop 214 led the pledge.

Ken Jackson said the prayer.

Roll Call of Council Members:

Attending: Council President Smith, Council Member Mann, Council Member Benfield, Council Member Busby, Council Member Merrill, Council Member Wolfe, and Mayor Woodland.

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

Kelly McKamey handed out some information on 10 reasons to reject socialism. He referred to a bus system being proposed in Rexburg as a social program; also, Envision Madison.

Matt Miles, the faculty advisor for the Jefferson Public Policy Society, introduced his group.

Presentations:

A. Rexburg Bus System Report – The BYU-Idaho chapter of the Jefferson Public Policy Society is interested in the development of a bus system in Rexburg that would serve the transportation needs of both students and the permanent residents of Rexburg – Ian Zollinger

Ian Zollinger and Jeffery Hendricks from Rexburg and Idaho Falls presented a document outlining their desire to see bus service in Rexburg for students of BYU-I and the public. They do policy research. They gave a power point presentation for a Rexburg Fixed Route Bus System.

Rexburg Bus System

“The BYU-Idaho chapter of the Jefferson Public Policy Society is interested in the development of a bus system in Rexburg that would serve the transportation needs of both students and the permanent residents of Rexburg. We feel that a bus system would be in the best interest of the school and the community as it would provide more mobility to students and Rexburg residents. We believe that increased mobility will have many benefits including; reduced traffic on roads, reduced traffic and parking congestion around the BYU-Idaho campus, reduced risk to pedestrians, and

increased economic activity by increasing access to business centers. We believe that a coordinated effort between citizens, students, the City of Rexburg and the University can be highly beneficial at a relatively low cost to both the administration and users of a public bus system.”

They looked at Bozeman, Montana, because it is close to the same population and has a university similar to Rexburg. They have a bus system called Streamline Bus System that was created in 2006. It has been quite a success.

Council Member Merrill questioned how the students were asked. Mr. Hendricks replied that they asked the students through an e-mail survey. Mr. Miles said that the students were asked, “How often do you currently use the following modes of transportation in the community right now?” and “If there was a bus system how often you would use it?”

Council Member Benfield asked how many students were included in the survey. They said 200 students. They allowed plus or minus 7% margin of error.

Council Member Merrill said he would like to see a study done that sets up a hypothetical route where actual businesses are asked if they would be willing to chip in on the cost of the system. It would bring business to them. He would also like to see a private business be able to start a bus system.

Mr. Miles said that the results were based on students paying \$10.00 per month for the bus service. If 15,000 students paid \$10.00 per month, that’s \$150,000. The study showed that 64% of the students would use the bus system if it was free and 36% would use it at a cost of \$10.00 per month.

City Clerk Blair Kay reminded the City Council that another bus system study for Rexburg is going to be done soon through a federal grant.

Council President Smith talked about their visit to Bozeman to see the bus system that they use. She said that Bozeman is laid out very different from Rexburg in that they are more spread out. She would like to see a comparison with a city that is laid out more like Rexburg.

Council Member Benfield wondered about looking into the Logan, Utah, bus system. Mr. Miles said that they have looked into it. He said Logan would be a good example of private versus public bus system. They started out as a public system, then went to private and ended up going back to a public system. Funding comes from the Federal Government. When they started charging, ridership dropped and so did federal and state aid because it was no longer operating as a service to the community.

Council President Smith said that she also heard that Utah State University in Logan, Utah charges for the bus fee in their tuition at a rate of \$5.00 per semester.

Committee Liaison Assignments for 2014:

A. Council Member Christopher Mann: *Golf Board · Emergency Services Board · MYAB*

Council Member Mann reported golf revenue is up at Teton Lakes. Foot golf at the municipal golf course is going well too. The revenue is up \$40,000 over last year. A sidewalk will be installed along the south side of the municipal golf course with state (ITD) assistance. The golf course will be installing a green coated chain link fence first and then the sidewalk will be done.

NOTE: *Emergency Services will be presenting Raging Staging displaying firefighting procedures and equipment plus other displays at the Madison High School this weekend June 6th & 7th. The public is invited from noon Friday to Saturday afternoon.*

B. Council Member Jordan Busby: *GIS Oversight · Airport Board · Traffic & Safety*

Council Member Busby reported his committees have not met; however, he asked about the parking problems on Barney Dairy Road. Public Works Director Millar said they are in process of leveling and graveling more area away from Barney Dairy Road. Council Member Busby is concerned about safety there and would like the police department to monitor the area.

C. Council Member Donna Benfield: *Police · Trails of Madison County · IBC · Teton Flood Museum Committee*

Council Member Benfield reported her committees have not met; however, a police picnic is being held tomorrow at 11:00 A.M. at Porter Park for the special needs community and the rest of the community as well.

D. Council Member Sally Smith: *Legacy Flight Museum · Rexburg Arts Council (Romance Theatre & Tabernacle Civic Center, Orchestra) · M.E.P.I.*

Council President Smith reported the Airshow is on the 14th of June. It will be a great free airshow from 9:00 A.M. to 1:00 P.M... The Arts Committee is putting on a musical play "The Dam Triumph" showing this Friday, Saturday and Monday. It is a musical production by Heidi Smith. M.E.P.I. met on Monday at the new Carriage Cove Rehab Center. It is a beautiful state of the art facility that is complete and waiting for state certification.

E. Council Member Jerry Merrill: *School Board · Parks & Recreation · Urban Renewal Agency*

Council Member Jerry Merrill reported the Madison School Board and the Urban Renewal Agency have not met. Parks and Recreation are doing well and very busy. The splash park is open and Rexburg Rapids is getting ready to open. Pat Burton passed away. She was a major contributor to the carousel – it would be nice to honor her. Mayor Woodland suggested a brass plaque at the carousel would be nice. Councilman Merrill asked City Attorney Zollinger for an update on the baseball fields. Zollinger said the federal government has approved the waiver so we can now switch the property from one point to another (St. Anthony to Rexburg) and we will attach the new federal encumbrance on to the new baseball fields when we construct them in the fall. The Madison School District will be allowed to use the ball fields, but the city will manage them.

Public Hearings:

- A. 7:10 P.M. (Resolution 2014-09) Comprehensive Plan Map Amendment** at approximately 99 Valley River Drive from Open Space to Neighborhood Commercial/Mixed Use. (In a public hearing on May 1st, 2014 Planning and Zoning recommended approval)

Resolution 2014 - 09

WHEREAS, on the 4th day of June, 2014, the City Council for the City of Rexburg was duly convened upon notice properly given and a quorum was duly noted; and

WHEREAS, in a Rexburg Planning and Zoning Commission meeting on the 1st day of May, 2014, the Planning and Zoning Commission held a public hearing, taking public comment for and against the proposal to amend the Comprehensive Plan Map; The public hearing ended with nine Planning and Zoning Commissioners unanimously voting to recommend the proposed Comprehensive Plan Map change to City Council; and

WHEREAS, in a subsequent City Council meeting on June 4th, 2014, the City Council reviewed the findings from the Planning and Zoning Commission Public Hearing held on the 1st of May, 2014; and after deliberations voted in favor of the Comprehensive Plan Change proposal; and

WHEREAS, a comprehensive plan is a living document; an ongoing planning participation effort by the citizens of the community is encouraged to ensure changing conditions meet the needs of the community; and

WHEREAS, proposed changes to comprehensive plan map can change land use designations; and

WHEREAS, the following approved Land Use designation changes to the Comprehensive Plan Map is hereby set at approximately 99 Valley River Drive from Open Space to Neighborhood Commercial/Mixed Use. The Legal Description is as follows:

Beginning at a point that is West 785.00 feet from the East Quarter corner of Section 19, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, said East Quarter corner also being South 0°04'10" West 2574.32 feet along the Section line from the Northeast corner of Section 19, and running thence North 0°00'32" East 80.00 to the Southwest corner of the property conveyed by Instrument No. 182009; thence North 0°00'32" East 595.33 feet along the west line of said property to the South top of the Teton River Flood Dike; thence North 86°07'27" West 150.34 feet along said South top; thence South 0°00'32" West 685.49 feet; thence East 150.00 feet to the point of beginning.

WHEREAS, the changes shown on the Comprehensive Plan Map dated June 04, 2014 have been approved by the City Council;

NOW THEREFORE, by resolution duly adopted on the date first above written, be it resolved by the Mayor and the City Council the following:

The City of Rexburg does hereby accept and adopt the said Comprehensive Plan Map Land Use Designations in the **City of Rexburg Vision 2020 Comprehensive Plan**.

RESOLVED this 4th day of June, 2014; City Council, City of Rexburg, Idaho.

**SIGNED BY: Richard S. Woodland
Mayor**

**ATTEST: Blair D. Kay
City Clerk**

Johnny Watson of Rexburg, representing C.K Chan, reviewed the proposal behind K-Mart to change the Comprehensive Plan as proposed. It is part of the original K-Mart development; however, it was separated in error as open space behind the store. It is a clean-up proposal to correct the open space designation and give Mr. Chan flexibility for the future. The owner wanted to have a mixed use designation on the Comprehensive Plan.

Staffs review:

Compliance Officer Natalie Powell said that the property is 2.15 acres. She agreed that it is more of a clean-up and that the water and sewer are already there so if there was ever a need for further development it would be accessible. She referred to the staff report.

STAFF RECOMMENDATIONS

The applicant wants to change the subject property from Open Space to Neighborhood Commercial/Mixed Use on the Comprehensive Plan Map. The applicant feels that the use is consistent with the use bordering the property on the south. The property to the east is currently

identified as Commercial. There is currently in place a request for a Conditional Use Permit for the land directly to the south. The Planning and Zoning Commission should take testimony in the public hearing to determine if this use will be in the best interest of the community.

Mayor Woodland opened the public hearing.

Public Testimony in favor of the proposal (5 minute limit): – NONE

Public Testimony neutral to the proposal (5 minute limit): – NONE

Public Testimony opposed to the proposal (5 minute limit): – NONE

Rebuttal by applicant: – NONE

Mayor Woodland closed the public hearing for deliberations.

Deliberations:

Council Member Merrill moved to approve (**Resolution 2014-09**) for a **Comprehensive Plan Map Amendment** at approximately 99 Valley River Drive from Open Space to Neighborhood Commercial/Mixed Use. Council President Smith seconded the motion; Discussion: Council Member Mann wanted the owner to know the city has a vested interest in the K-Mart location. He was concerned with having vacant buildings in this development. Council Member Merrill concurred. Mayor Woodland asked for a vote:

Those voting aye

Council President Smith
Council Member Mann
Council Member Benfield
Council Member Busby
Council Member Merrill
Council Member Wolfe

Those voting nay

None

The motion carried.

Items for Consideration:

B. Approve Resolution 2014 – 10 Bidding Procedures – Staff

RESOLUTION NO. 2014 - 10

A RESOLUTION AMENDING THE MINIMUM BIDDING PROCEDURES; DECLARING THAT ANY PURCHASES OF \$1,000 OR MORE SHALL REQUIRE THREE BIDS (3) FROM DIFFERENT VENDORS WHENEVER POSSIBLE, EXCEPT FOR PARTS AND REPAIRS ON EQUIPMENT, OR IF AN EMERGENCY EXISTS; ALLOWING FOR PUBLIC WORKS CONSTRUCTION PROJECT PURCHASES WITHOUT A BID WITH APPROVAL OF THE PUBLIC WORKS DIRECTOR WHEN CIRCUMSTANCES WARRANT OR THE AVAILABILITY OF BIDDERS IS LIMITED AND THE COST IS LESS THAN \$10,000; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, officials of the City of Rexburg (the “City”) have determined that purchasing protocols for the City are necessary for the proper handling of public monies and that failure to follow bidding rules and laws is usually wasteful and sometimes illegal per state law.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF REXBURG, MADISON COUNTY, IDAHO:

Section 1. Most purchases

Unless otherwise provided for in City Policies, for any purchases of \$1,000 or more, it shall be required that bids from three (3) different vendors be sought whenever possible, except for parts and repairs on equipment and except in emergencies.

Section 2. Public Works Construction

That public works construction project purchases are required to obtain the three (3) bids when the total is in excess of \$10,000.

Section 3. Bidding Procedures and Enforcement

Purchases more than \$1,000 may not be split into parts in order to avoid having to bid them. Failure to bid purchases as required may result in the loss of purchasing authority and could lead to discipline up to and including termination.

Purchases of \$10,000 or more must be approved by the Chief Financial Officer or Mayor.

Supervisors have additional rules for purchases over \$10,000 in the Supervisor's Handbook. All other purchasing rules and procedures outlined in the Employee Handbook and Supervisor's Handbook remain unchanged.

Section 5. This Resolution shall be in full force and effect from and after its passage and approval.

AFFIRMED AND PASSED by the Rexburg City Council of Rexburg, Madison County, Idaho, this 4TH day of June, 2014.

Richard S. Woodland, Mayor

ATTEST:

By: _____
Blair D. Kay, City Clerk

Staff:

Finance Officer Nielson said the resolution keeps the policy the same except raising the bidding limit to \$1,000 for getting bids and that public works construction project purchases are required to obtain the three (3) bids when the total is in excess of \$10,000. The \$1,000 dollar threshold has about the same buying power as \$500 did when it was established.

Council Member Merrill moved to approve Resolution 2014 – 10 amending the bidding procedures; Council Member Wolfe seconded the motion; Mayor Woodland asked for a vote:

Those voting aye

- Council President Smith
- Council Member Mann
- Council Member Benfield
- Council Member Busby
- Council Member Merrill
- Council Member Wolfe

Those voting nay

None

The motion carried.

C. Approve Fireworks Stands – Staff

BL #	Company Name	Address of st	Applicant	Contact Info	Paid	Insurance
2376	TNT FIREWORKS	530 N 2ND E	W LYNN & DAVE WEBSTER	(208) 681-3283	YES	YES
2374	TNT FIREWORKS	124 W MAIN	B LYNN & DAVE WEBSTER	(208) 681-3283	YES	YES
2701	RED BOX FIREWORKS	565 N 2ND E	BRYAN BRUSMAN	(208) 360-3397	YES	YES
2818	JK MARKETING LLC/ A	490 N 2ND E	JARED JENSEN	(208) 851-1337	YES	YES
2820	FAMILY FUN FIREWOR		BRENDA POLLARD	(208) 233-4386	NO	YES

City Clerk Kay reviewed the applicants for Fireworks Stands in 2014.

Discussion:

Council Member Mann moved to approve all the Fireworks Stands applications for 2014 and locations as presented; Council Member Busby seconded the motion; Mayor Woodland asked for a vote:

Those voting aye

- Council President Smith
- Council Member Mann
- Council Member Benfield
- Council Member Busby
- Council Member Merrill
- Council Member Wolfe

Those voting nay

None

The motion carried.

Staff Reports:

A. Public Works: – John Millar

1. Surplus the 2004 sewer cleaning truck.



Price: \$89,000

Specification

Year:	2002
Make:	MACK
Model:	CL713
Class:	CLASS 7 (GVW 26001 - 33001)
Category:	Sewer Trucks
Mileage:	150000
New/Used:	U
Price:	\$89,000

Seller Information

Ellis Truck & Equipment Sales
(888) 228-1047
2388 Hwy 49N
Seminary, MS
39479 [\[Map\]](#)

[View larger](#)

[See All Inventory](#)

Contact Seller *required

Attn: Ellis Truck & Equipment Sales

Hello, I'm interested in your **2002 MACK CL713**. Please contact me at your earliest convenience *, you can reach me at Phone or at

Description

2002 MACK CL713, THIS IS A 2002 MACK CL 713 SEWER & JETTER AQUATECH M00-B-7 MILES 150,000 DIESEL 300 HP 8 SPEED A/C COLD NEW FRONT TIRES JUST COME IN PRICE \$ 89,000.00

Public Works Director Millar asked City Council for approval to surplus the 2004 sewer cleaning truck; It has been replaced with a new model this year for \$376,000. It is anticipated to have a surplus value of \$70,000 to \$80,000 at a public auction.

Discussion:

Council Member Busby asked about the back-up issue if the new one breaks. Public Works Director Millar said Rigby is a backup for us and Rexburg is a backup for them.

Council President Smith moved to surplus the 2004 sewer cleaning truck as presented; Council Member Merrill seconded the motion; Council President Smith asked for a vote:

Those voting aye

- Council President Smith
- Council Member Mann
- Council Member Benfield
- Council Member Busby
- Council Member Merrill
- Council Member Wolfe

Those voting nay

None

The motion carried.

Public Works Projects:

1. LID work on 2nd West is ahead of schedule. Council Member Busby asked if businesses in the LID area are being accommodated. Public Works Director Millar indicated the local businesses affected by the LID work are being kept in the loop with associated accommodations.
2. The Regional Planning Organization (RPO) held a meeting today with Kimball Allen, who is the new ITD representative replacing Mr. Blake Rindlisbacher.

1. **Finance Department** – Matt Nielson - Nothing to report.

2. **Community Development** – Val Christensen (away for training)

Compliance Officer Natalie Powell reviewed the May Building Report. Kettle Embroidery is moving to Main Street. The building valuations came in at \$1,458,766. The number of Single Family Residential permits has increased slightly.

MAY 2014 Building Permits							
Permit #	Permit Type	Project Name	Project Address	Contractor Name	Valuation	Building Permit	Impact Fees
14-00159	BLD-COMT	Kettle Embroidery Tenant Improvement	61 East Main Street	Dan Kettle	\$ 19,495.00	\$ 488.00	\$ -
14-00180	BLD-SFR	Single Family Residential	582 East 4th South	SDH Construction	\$ 275,345.00	\$ 3,083.00	\$ 5,869
14-00170	BLD-SFR	Single Family Residential	295 Jefferson Drive	JSM Construction	\$ 283,623.00	\$ 2,874.00	\$ 5,869
14-00171	BLD-SFR	Single Family Residential	311 Jefferson Drive	JSM Construction	\$ 260,927.00	\$ 2,864.00	\$ 5,869
14-00194	BLD-SFRR	Single Family Residential Remodel	1050 Widdison Lane	A & B Construction	\$ 9,500.00	\$ 344.00	\$ -
14-00205	BLD-SFR	SFR- Partial Basement Finish	2305 West 900 South	Kartchner Homes, Inc.	\$ 9,820.00	\$ 329.54	\$ -
14-00198	BLD-SFR	Single Family Residential	880 South 2275 WEST	Kartchner Homes, Inc.	\$ 194,396.00	\$ 2,260.00	\$ 5,869
14-00199	BLD-SFR	Single Family Residential	918 South 2275 West	Kartchner Homes, Inc.	\$ 183,722.00	\$ 2,194.00	\$ 5,869
14-00213	BLD-SFR	Single Family Residential	2294 West 900 South	Kartchner Homes, Inc.	\$ 217,638.00	\$ 2,663.00	\$ 5,869
14-00227	BLD-SFRA	Single Family Residential Addition	879 Elizabeth Street	Coast to Coast Carports, Inc.	\$ 4,300.00	\$ 111.55	\$ -
Total					\$1,458,766.00	\$ 17,211.09	\$ 35,214.00

Mesa Falls has nine buildings completed and they are currently starting phase two which will consist of eight more 24 plexus and a clubhouse. The Grove at Riverside consists of 48 apartments; the building plans are being reviewed this week and a building permit should be issued next week. Seasons Medical should also be ready for their building permit next week. Commercial Tire has been issued their building permit. The Pines Apartments are remodeling to accommodate the University's requirement to separate the young men's living quarters from the young women's. Northpoint's commercial portion of the project is under way and there have been several compliments on the pedestrian walkways that were built to keep the residents safely out of the path of traffic. Carriage Cove was given a Certificate of Occupancy however they are waiting on the State inspection to be completed on June 25 before they can officially open their doors. Mountain Lofts welcome center was also given a Certificate of Occupancy this week. All the projects that were completed during the winter and have been given a temporary C of O and will be finishing up their landscaping requirements by the end of June.

Council Member Merrill inquired of vacant lots and if the owners are notified to keep them mowed down and free of weeds. The City keeps a list of unsightly properties and each spring the owners are notified that they are required to maintain their properties.

Council Member Busby asked if weed enforcement could be addressed. Compliance Officer Powell said they are working on contacting problem properties.

Mayor Woodland asked about 150 S. 2nd E. Compliance Officer Powell said that she has contacted the owners and they will be coming through Rexburg this summer and will mow it and clean it up.

Council President Smith said she owns vacant lots. Sometimes when new construction happens next to the vacant lots, they'll find rocks, and other debris on their lot which makes it impossible to mow. Powell said that the inspectors have been notifying the people that are building to make sure they clean up when construction is done.

Calendared Bills and Tabled Items:

A. 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:

1. (BILL 1014) Repealing Ordinance 911 and modifying the regulations for booting and towing.

“8. It shall be unlawful for any person, firm or corporation to boot or tow away any motor vehicle on any authority other than by the direct request of the owner, authorized agent of the owner, or a Rexburg City Police officer present at the location from which the motor vehicle is to be removed. The towing of any vehicle shall be reported to the Rexburg City Police or the Madison County Dispatcher within one half hour thereof, using the current published non-emergency telephone number of the police department or dispatch. The report shall include:

a. The make and license number of the motor vehicle being impounded or towed;

b. The name of the person, firm or corporation impounding or towing;

c. The location from which the motor vehicle was taken; and

d. The location where the subject motor vehicle will be kept and the twenty-four (24) hour phone number which an owner can call to arrange for release of the vehicle.”

Discussion:

Staff:

City Clerk Blair Kay presented the fact that this issue has been brought up several time in the past, in 2008 and 2010. He referred to the hand-out with changes outlined. The two basic changes would be to increase visitor parking from 3% to 5% and second, to avoid the profit motive. This change would have the property owner make the request before a car could be booted or towed.

Council Member Benfield asked if the apartment owners have been made aware of this change. City Clerk Kay said that it has been on the news. Mayor Woodland said University housing is aware.

Council Member Mann asked about proper procedure for public hearings. City Clerk Kay said that they just need to say that they want a public hearing and that’s what they’ll do.

Council Member Benfield said that she would like to hear from the apartment owners before they approve the changes.

Council Member Mann agreed that it’s only fair that the people have an opportunity to be heard.

Council Member Benfield moved to have a public hearing on the issues surrounding BILL 1014. She wanted input from the apartment owners; Council Member Busby seconded the motion; Mayor Woodland asked for a vote:

Those voting aye

Council President Smith
Council Member Mann
Council Member Benfield
Council Member Busby
Council Member Merrill
Council Member Wolfe

Those voting nay

None

The motion carried.

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

1. **(BILL 1115) to repeal Development Code (Ordinance No. 1026)** to simplify the code by removing conflicts.

CITY OF REXBURG DEVELOPMENT CODE

Ordinance No. 1115



Adopted 11/4/2009

Amended 05/07/2014

Council President Smith moved to second read (BILL 1115) to repeal Development Code (Ordinance No. 1026) to simplify the code by removing conflicts; Council Member Wolfe seconded the motion; Mayor Woodland asked for a vote:

Those voting aye

Council President Smith
Council Member Mann
Council Member Benfield
Council Member Busby

Those voting nay

None

Council Member Merrill
Council Member Wolfe

The motion carried.

2. **(BILL 1116) to rezone approximately 222 East 3rd South** from Low Density Residential Two (LDR2) to Medium Density Residential One (MDR1).

ORDINANCE NO. 1116

AN ORDINANCE AMENDING AND CHANGING THE ZONING MAP OF THE CITY OF REXBURG, IDAHO, AND PROVIDING THAT THE ZONED DESIGNATION OF THAT CERTAIN PROPERTY HEREINAFTER DESCRIBED, SITUATED IN REXBURG, MADISON COUNTY, IDAHO, BE CHANGED AS HEREINAFTER DESIGNATED; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY the City of Rexburg, Idaho:

SECTION I: That the zoning map of the City of Rexburg, Idaho, which is filed with the city clerk thereof, be, and the same is hereby amended and changed to provide that the hereinafter described property situated in the City of Rexburg, Madison County, State of Idaho, regarding (#1400101) rezoning a property from Low Density Residential Two (LDR2) to Medium Density Residential One (MDR1).

Council Member Merrill moved to second read BILL 1116 rezoning approximately 222 East 3rd South from Low Density Residential Two (LDR2) to Medium Density Residential One (MDR1); Council President Smith seconded the motion; Mayor Woodland asked for a vote:

Those voting aye

Council President Smith
Council Member Benfield
Council Member Merrill
Council Member Wolfe

Those voting nay

Council Member Mann
Council Member Busby

The motion carried.

E. Third Reading: Those items which have been second read:

1. **(BILL 1114) to Rezone – 529, 549, 559, 579, 589, and 609 South Millhollow Rd.** from Low Density Residential One (LDR1) to Low Density Residential Two (LDR2).

ORDINANCE NO. 1114

AN ORDINANCE AMENDING AND CHANGING THE ZONING MAP OF THE CITY OF REXBURG, IDAHO, AND PROVIDING THAT THE ZONED DESIGNATION OF THAT CERTAIN PROPERTY HEREINAFTER DESCRIBED, SITUATED IN REXBURG, MADISON COUNTY, IDAHO, BE CHANGED AS HEREINAFTER DESIGNATED; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY the City of Rexburg, Idaho:

SECTION I: That the zoning map of the City of Rexburg, Idaho, which is filed with the city clerk thereof, be, and the same is hereby amended and changed to provide that the hereinafter described property situated in the City of Rexburg, Madison County, State of Idaho, regarding (#14 00068) rezoning a property from Low Density Residential One (LDR1) to Low Density Residential Two (LDR2).

MCouncil Member Benfield moved to 3rd read and approve BILL 1114 rezoning 529, 549, 559, 579, 589, and 609 South Millhollow Rd. from Low Density Residential One (LDR1) to Low Density Residential Two (LDR2); Council Member Merrill seconded the motion; Mayor Woodland asked for a vote:

Those voting aye

Those voting nay

