

**MINUTES OF THE
City Council Meeting for the City of Menan held March 10, 2016**

Presiding: Chauncey T. Haight, Mayor

Present: Chauncey T. Haight, Brian Storms, Ron Jones, Noel Raymond, Keith Nelson, Allyson Pettingill, Kris Meek, Matt Walker, Sergeant Allen Fullmer, Jolyn Haight, Adam Clark, Victor Cammans, Tim Solomon, and Lacey Hansen.

INCOME March 10 thru April 14, 2016:

Sewer Payroll	5377.05
Garbage Payroll	124.76
Idaho State Liquor Fund Distribution	5382.00
Townhall donations	70.00
Business License	25.00
Sewer hookup fee	2000.00
Dog tags	20.00
Intermountain Gas Franchise Fee	4244.99
Jefferson County- Feb. Property Tax	801.81
General Fund Money Market Interest	5.10
General Fund Collateralized Money Market Interest	17.25
Sewer Fund Money Market Interest	4.71
Sewer Fund Collateralized Money Market Interest	3.05
Garbage Fund Money Market Interest	.38
LGIP State Pool (Sewer)-	16.76
TOTAL	18092.86

Income from Sewer Account January:	\$ 15111.96
Income from Garbage Account March:	\$ 2275.57

City Council Meeting called to order at 7:04 pm.

Mayor Chauncey T. Haight starts the meeting.

Pledge of Allegiance

Police Report: Sergeant Fullmer starts by saying the patrol hours were up this last month to 100 hours. Mayor Haight points out that the majority of complaints on the report are animal complaints. He then asks Sgt Fullmer if the complainant calls the City or the County. Sgt Fullmer responds that they can call either or both. He then states that the first complaint is a verbal warning to the offending party, second is a written warning, the third complaint is a citation issued. The City will usually send a letter, also. Brian asks how the County keeps track of how often people are spoken to for complaints. Sgt Fullmer responds that all complaints are entered into a data base in the computer. Matt asks Sgt Fullmer about moving the speed sign on Menan Lorenzo Hwy. Sgt Fullmer says contact him next week and he will have it moved. The Mayor and Council thank Sgt Fullmer and the Sheriff's office.

Rocky Mountain Power Update: Tim Solomon from Rocky Mountain Power starts by saying that maintenance on the power lines etc. has to be done in the winter in Idaho because the power load is more than doubled in the summer with the farms and farmers. RMP can't do any of the maintenance in the summer in case there has to be a shutdown, they can't leave the farmers and farms without power. RMP has been out working the past 4-5 months realigning. They are doing their best to make sure the customer is safe and taken care of. He then goes on to explain what causes outages. Some of the things that cause the outages are; cars hitting poles, squirrels, weather, blown transformers, lightning/rain fire. He also

explains that if there is a need for a planned outage a notice will be sent out. Only those impacted by the outage will receive the notice. He shares literature on RMP and explains that RMP is actually very competitive in their rates. He suggests telling new businesses how low the power rates are to bring in new business. He also states that RMP would like to be a sponsor for the 4th of July celebration again this year, he may have an even bigger donation this year than last year. Mayor Haight asks if RMP would like to have a booth at the celebration to inform the public on how to lower their power bill. Discussion ensues on maybe just having material available to inform the public. Tim then goes on to explain how there are troubleshooters available 24/7/365 immediately no matter what the weather is, they are dedicated to the customer. The Mayor and Council thank Tim and RMP for coming in for the update and all they do for our community.

Rushton Trailer Park Laundromat: The decision is made to table the discussion on the laundromat at the Rushton trailer park until next month as Mr. Rushton was not at the Council meeting and the Mayor hadn't had the chance to remind Mr. Rushton of the meeting. It is also discussed that a back charge could be placed if needed. Mayor Haight asks Allyson to place the Rushton Laundromat on next month's agenda.

Greater Menan Organization: The Council also decides to defer discussion on the Greater Menan Organization until next month, also.

Easter and 4th of July: Keith begins by sharing his information from the first meeting held the previous night for the 4th of July Committees. He had 18 people willing to donate time and be on committees. There are some activities that no one has come forward to run yet, he says that if no one comes forward to run that particular activity, it will be left off of the list of activities on the 4th. He says he would like to immediately start publicizing for the 4th. He also asks the Council that the Committees he has assembled be allowed to research what properties might be the best place to move the activities to if the LDS Stake Center property is no longer available. The Church may have an issue with booths on the property making money. They have stated that the property is available to watch the fireworks on or sit with their families. The Committees will do all the research in the next month and then report back to the Council at next meeting with their results. Keith then goes on to report that he has been in contact with the past Mayors and Councilmembers to get as much info from them as possible. He would also like to find a way to have a central info dump. So that all of the information is in one place each year for each committee coming in. He would like to see the process of each committee chair has a co-chair, and then the next year the co-chair takes over as the committee chair and a new co-chair comes forward. He is hoping this will relieve burn out of those who are always asked to help. Keith also mentions he would like to start finding ways to get donations from elsewhere, not all from the residents of Menan. Kris states that he thinks that Lewisville is going to donate \$500 for the 4th. Keith says that he is thinking of maybe finding out if there may be some in Lewisville willing to volunteer to help. He does re-iterate that there have been many people from elsewhere willing to help. The discussion turns to extracting donations from visitors the day of the celebration. The suggestion is made of having those who are carrying the collection cans wearing some kind of official looking Tshirt. There have been complaints in the past of not knowing if those carrying the cans are trustworthy to take the donations. Keith then says that the PTO is going to take over the 5k run as a fundraiser. They want to make it a color run. Keith says he would like to let the committees run with their ideas, let them have the power to run their own activity. He would like to have packets next year to make it easier for the new volunteers. The discussion turns to how to collect donations, especially now that most people don't carry cash. The suggestion is made to have the Square so people could just run their card, the company will send as many as are needed as they charge by transaction. The suggestion is made of selling Tshirts for profit to raise money. There is a discussion of Tshirts. Brian asks Kris if it is ok for Keith to have the meetings about the 4th if there isn't another Councilmember present. Kris says yes as it is not a governmental function. Mayor Haight asks about posting things on the website for the 4th. Allyson informs him that she is meeting with Adam with AHFX on the 15th to go over the website. Keith asks if it would be possible to change the meeting to the 17th so he could be at the meeting. Allyson says she will call Adam and change the date if possible. Noel asks if it might be possible to have a bulletin put on the side of the City building as a source of information, maybe have someone build it as an Eagle project. This would be for those not on the internet. A discussion ensues of relaying info to the public. The suggestion is made to guide everyone to the City's website. Ron says he has talked to Latesha Klein about the Easter Egg hunt. She has enlisted the help of the students at Journeys to fill the eggs. Allyson relays to the Council the conversation she had with Latesha. She was looking for a few more volunteers as some of her original help had backed out. She was also wanting to do something different than spray paint to section off the

sections. Maybe ribbon or caution tape. It is suggested maybe Baler twine, not as expensive. The discussion then turns to funding and the division of the funds. Allyson says she will call Cathy about how the funds have been divided in the past between Easter and the 4th. The discussion turns again to the best way to advertise and ask for donations. A Fill the Jar poster is suggested as a way of letting people know how much has been donated and how much more is needed. The Post office will allow us to put fliers in their building. The discussion then turns to an official Facebook page for the City of Menan. It is reported that April Fullmer already has one set up. Mayor Haight wonders if there needs to be a commission to have it officially set up and kept running. Allyson says she will talk to Rigby City and the County and find out how they are running theirs. There is discussion on how the relaying of info on Facebook is immediate and the best way to get the info out to the residents. Mayor Haight asks Allyson to put the Facebook page on next month's agenda.

Acquisition of desirable properties: Noel starts by saying he talked to the Stake President about the property the booths sit on during the celebration activities. The Church is worried about liability from those in attendance and also the Churches tax exempt status when money is being made n the church's property. It is a known fact that most of the booths are there to make money. The Stake President is also concerned about the power for the booths. He was assured that the booths are run off of our own power pole, but he is still concerned about the liability as the booths are on the Churches property. Noel reports that the Stake President has asked that there are no booths on the Church property that are for profit. Noel then reports that he has contacted Fremont SD about the piece of property behind Stake Center. Fremont SD does not claim the property. The title is still under Fremont SD 42, but JSD 251 claims it is theirs. Noel spoke with the Superintendent and she stated that the School Board was meeting on Mar. 9th and she would add it to the agenda, what the district might want to do with the land. Noel says he will call her back and ask how the meeting went. It is suggested that since no clear deed, quit title would be best. The best way to do it would be a quit claim interest to the City, then we quiet title. Publish the notice, and see if anyone tries to claim it. If no one comes forward, we claim it. Discussion follows on the property behind the Stake Center. The Stake President informed Noel that the church will not water the baseball diamond, as there are no water rights to water it. Discussion ensues on the ball diamond not being watered for the 4th of July celebration. Mayor Haight asks the question if the City wants to acquire this property. He then suggests whatever water rights are there, ask to tie to land if bought or transferred. It is noted that no one is sure if the rights are there or not. Discussion begins on the water rights issue. Mayor Haight asks Matt what the maintenance cost would be to upkeep that approximately 3 acres of lawn. He then asks if it is worth acquiring. Matt responds that Keller reported that the City should acquire any land possible for future use. He then reports that the school ground has no sprinklers, the church ground has one but it is not very good. Mayor Haight makes the comment that it looks like the City does want the land. This brings on more discussion of wanting the land. Noel comments that he has been in contact with Roger and that Roger has a 1960 model for ground water rights for \$4500 per acre he would be willing to sell the City, but very few left at this price, so City would have to act fast. There is a discussion of water rights. Brian asks if you can add to domestic wells. This is discussed. Lacey Hansen asks the Council if they decide the City wants the land, will they use it if it isn't watered. This brings on a discussion of if the Council wants to find a way to flood irrigate the ball diamond a month before the 4th so it will be usable for the celebration. Kris says that if we water the property just for people to be able to sit on, the Church would be ok with that. Keith says the best option so far is to divert the water rights we own to water the Church property for the 4th of July activities. It is noted that the power for the booths is not on the Church property. RMP would come out to run new poles. It is also suggested that the booths could be north of the Town Hall building. If the booths have to be moved to the City Park electricity could be run off the shelters. Noel says the best option is to use the District 42 property and run power from the Town Hall. Kris makes the comment that a quiet title from the school district is still the best option. Noel responds that if the City is asking if the school district is willing to let us have it, is the Council committed to seek quiet title at our own expense. Kris says the City needs to have a representative at the next school board meeting.

Ron Jones makes a motion to authorize Noel Raymond to seek info and express interest in quiet title and quit claim for City and Council.

Kris suggests going to the Title Company to get the right information on who owns the property.

Ron Jones withdraws his motion.

It is noted that JSD 251 doesn't have the deed to the property. A discussion follows on the deed and ownership of the property.

Ron Jones makes a motion to authorize Noel Raymond to go to JSD 251 School Board meeting to represent City and Council to accept a quit claim deed from JSD 251 for 2 acre parcel of property, formerly owned by Fremont SD 42. Brian Storms seconds the motion. Roll call vote: Noel Raymond-aye, Keith Nelson-aye, Ron Jones-aye, Brian Storms-aye. Motion carries.

City of Menan sign ordinance: Brian asks if since the sign ordinance is under Planning and Zoning in the development code, should any changes start in P&Z. Should P&Z look into it and bring their findings to the Council. This brings on a discussion of the sign ordinances. Mayor Haight makes the comment that he would like to evaluate the ordinances as some are non-sensical and not consistent. There is a discussion of the old ordinances. The comment is made that some ordinances may need to be retired as they may be out of date. Mayor Haight asks Allyson to add to the agenda for next month looking into the ordinances. Keith asks again if it wouldn't be best to have P&Z look at the ordinances and then bring their recommendations to the Council. Keith also asks Mayor Haight if the Council could get a list of the flagged issues he has in the ordinances and redistribute them to the other Council members before next meeting so they are all prepared to discuss them. It is suggested that the Councilmembers read the sign ordinance before next meeting so they are prepared to discuss it.

Planning and Zoning update: Victor Cammans informs the Council the P&Z meeting went well. The main topic of discussion was the starting of construction for the Valleywide store. The commission also discussed the remodel of Walker Produce. The Council thanks the P&Z for all they do.

Nuisance complaints and Ordinance: There is a discussion of how to enforce nuisance complaints. It is decided to move the Sewer ordinance to next month's agenda with the Rushton Trailer Park laundromat.

Maintenance update: Matt reports that he is still fixing the diesel mower. It will require a little more to fix, but still cheaper than buying a new one. He also update the tool box in the truck. He then says it is slow, he is doing work in the shop. If it doesn't rain/snow in the next week or two he will start burning weeds/ditches. There is a discussion of the ditches around the sewer lagoons. The discussion then turns to hiring for the summer. Matt says that Roy will come back. Mayor Haight asks how the new truck is driving. Matt answers it is doing well, he did put a new drive train in it.

Bills: The Mayor and Council split up the bills at the beginning of the Meeting to look over and sign off on. This will be done every month.

Brian Storms made a motion to approve the bills as submitted. Keith Nelson seconded the motion. Motion passed.

It is asked if Allyson could pull last year's budgets for the general account and the sewer account so the Mayor and Council could see what was spent respectively each month last year.

Matt asks if Allyson could get in touch with Michelle Summers and ask that she makes sure the Town Hall is swept and the chairs are put away after her dance classes. The discussion then turns to the contract with Michelle, how much she pays and how often. Matt thinks she pays \$850 every six months. It is asked if Allyson could find out this information. It is also suggested that it might be time for a new contract with her. Allyson informs the Mayor and Council of an upcoming Town Hall meeting for Menan with Senator Crapo. She was contacted by his staff to help arrange the meeting. It was decided that the best place for this meeting to be held on March 22 would be the Town Hall building. The discussion turns to the acoustics and sound system.

Ron Jones makes a motion to accept the Treasurer's report. Keith Nelson seconded the motion. Motion passes.

Minutes: It is asked that the Minutes be emailed out with a week or two from the meeting as it is easier to remember what was said.

Noel Raymond made a motion to accept the Minutes as written for the February 11, 2016 Council Meeting. Ron Jones seconded the motion. Motion carried.

Ron Jones made a motion to enter into Executive Session per Idaho Code 74-206 (1) (c). Noel Raymond seconded the motion. Roll call vote: Noel Raymond-aye, Keith Nelson-aye, Ron Jones-aye, Brian Storms-aye. Motion carried.

**Enter Executive Session at 9:48 pm.
Acquisition of interest in real property.**

Ron Jones made a motion to come out of Executive Session. Noel Raymond seconded the motion. Noel Raymond-aye, Keith Nelson-aye, Ron Jones-aye, Brian Storms-aye. Motion carried.

Out of Executive Session at 10:13 pm.

Brian Storms made a motion to authorize Noel Raymond to pursue negotiations with the proper authorities for acquisition of Church property. Keith Nelson seconded the motion. Motion passed.

Ron Jones made a motion to adjourn the meeting. Noel Raymond seconded the motion. Motion passed.

Council Meeting ends at 10:16 pm.

Allyson Pettingill, City Clerk/Treasurer