

CITY COUNCIL AGENDA  
**MONDAY**  
7 February 2011  
City Council Chambers (Library)  
**Immediately following public hearing**

On the 7<sup>th</sup> of February 2011 the city council meeting was called to order at approximately 7:15 pm by Mayor Joe Cook. Roll call was taken with council members Cline, York and Esplin in attendance. Councilwoman Mayer was absent due to illness in her family.

Staff members in attendance were Beau Ziemer, Leon K. Jensen. Amy Gibbons, (city librarian) and Beth Ann Christensen. Guests included Dale Williamson, Daniel Grayson and Andy Gehrke of Holladay Engineering.

Regular Agenda – **Councilman Esplin moved to approve the agenda. Councilman York seconded the motion. The voting was unanimous in favor of the motion.**

Consent Agenda – **Councilman Esplin moved to approve the consent agenda. Councilman Cline seconded the motion. The voting was unanimous in favor of the motion.**

#### Old Business

This item results from a motion to table until February 2011. Skateboarding sample ordinance – Complaint owner wanted signs. Copies of ordinances from other cities were provided in a previous packet to the city council. Councilman Esplin asked if there was a problem with our current Ordinance. Beau Ziemer, Public Works Director reported that the city does not address skateboarding in the current ordinance. He further stated that to enforce any such ordinance, signs would need to be posted. Mr. Ziemer thought that it should be left as is for now. Councilwoman Mayer stated that she would like to see no action at this time. A need for many signs was discussed and how those may detract from the looks of the city and that without them certain ordinances cannot be enforced. Property owners have the right to place signs on their own property. Councilman York would like to see a review of city ordinances after the first of the year. Ordinance requires signature, owner said he would sign it. Council decided not to take action on this complaint because there was only one complaint.

**Councilman York moved to take this item off the table for discussion. Councilman Esplin seconded the motion.** Councilman Esplin asked if a letter was sent or if there was any action taken by the city or property owner. Councilman Cline asked if there was any need for action on this motion as there has been no earlier action taken by the city or property owner. Councilman York stated that the city should write a letter or Beau should contact the property owner regarding his putting up a sign on his property to restrict skateboarding in front of his business. The property owner did want to reference a sign ordinance on a sign should he put one in.  
**Councilman Cline moved that the city write a letter to the property owner stating that the city has no policy on skateboarding on the sidewalk and that if he would like to post his property he may. The motion was seconded by Councilman York. The voting was unanimous in favor of the motion.**

Further discussion of skateboarding ordinance, Sample Ordinance Information on Skateboards, bikes, etc. No further action was taken on this business item.

Discussion of possible move of city hall – No information has been forth coming from Mr. Moscrip

and the city has not provided Moscrip with any further information following the letter of the 22<sup>nd</sup> of December 2010. Amy Gibbons asked how do we get more information. Councilman York responded that that request would need to be brought to Mr. Moscrip.

#### New Business

Discussion and decision regarding 2009 Code Updates from public hearing – Councilman Esplin expressed concern about the International Energy Conservation Code. He would like to remove it from consideration until there is more information available about the code. He also would like to study the International Fire Code more. Councilman Cline asked what is included in our present city code. All the codes mentioned are taken from the current city code. Following a discussion with questions about whether or not the State has jurisdiction even if the city does not adopt the codes Councilman York suggested that city staff get more information about the codes under discussion. **Councilman York moved to table this discussion until further information is available to the council.** Councilman Esplin believes that some of the codes are limiting for property owners thus being too restrictive. There was also concern that unless the codes are followed there may not be loans available from lending institutions to home owners. Councilman Cline wants to know that if we leave the codes out are we still required to enforce them from the state level. What are the effects on the older homes in the city when new codes are adopted? A question from the audience was raised regarding the picking apart of the code and use those parts which apply. **Councilman Cline moved that we table this discussion until further information can be gathered. Councilman York seconded the motion. The voting was unanimous in favor of the motion.** Besides seeking information from the city attorney Councilman York suggested that we ask the building official who is used by the city.

Dale Williamson – questions regarding repair of Idaho Street – Mr. Williamson stated that Idaho Street is in very poor condition. He wants to know when repairs / reconstruction will take place. He stated that the traffic travels much too fast on that stretch of the road.

Holladay Engineering – Andy Gherke – Status Report, etc. There was no special report but an update on East Idaho and the preparation of maps for the transportation plan and how to address traffic related concerns.

Candena Kramer – Questions on Water Usage – Ms Kramer did not come to the city council meeting.

Bridge Energy Lease Agreement – Staff presented an agreement with Bridge which was signed by Mayor Cook. The city has not processed a check which was sent to the city for a lease agreement. The council stated that the check should be processed. The property under lease is the 80 acres where the city lagoons are located. There were other comments by the Mayor and council about Bridge Energy and the way they have conducted business in the area.

Need for city council meetings bi-monthly – The city council determined that the council meeting schedule should remain the same. Councilman York stated that the city residents have been told that the meetings are scheduled and at what times. He believes that we should continue on that schedule unless special circumstances arise.

#### Ordinances & Resolutions

Ordinance 332 – Repealing and Adopting City Building Codes – No action taken here pending

further information for the council.

#### Open Forum

Amy Gibbons stated concern that no action appears to be taken regarding moving the Library. What is to be done? She is concerned that nothing is happening and that there is a huge need for a larger library.

Beth Ann Christensen reviewed the lease agreement between the city and Bridge energy as well as the length of the lease.

Staff reported that a protester wanted to sit at city hall out of the way and carry a sign that has the word "Peace" on it. She would be on site two days a week for one hour each day.

#### Mayor and Council Comments Ordinances & Resolutions

None

#### Adjournment

**Councilman York moved to adjourn the council meeting. The motion was seconded by Councilman Esplin. The voting was unanimous in favor of the motion.**

The meeting adjourned at approximately 8.00 pm.

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Joe Cook, Mayor

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Leon K. Jensen, City Clerk/Treasurer