

CITY COUNCIL MEETING NOVEMBER 17, 2009 6:30 P.M. IONA COMMUNITY CENTER

**PRESENT:** Mayor Brad Andersen, Council President Dennis McArthur, Council member Dan Gubler, Treasurer Ron Nelson, Public Works Supervisor Zech Prouse, City Clerk Robyn Keyes.

**ABSENT:** Council member Steve Elliott, Council member Jane Shaw, Police Chief Shannon Basaraba,

**VISITORS:** Virginia Russell, Steve Russell, Deb Sorenson, Troy Burnette, Jean Koeplin, Bob Koeplin, Malinda Edwards, Barbara Schreier, Michael Schreier, Alma Stump, Thomas Stump, Matt Ludlow, Erin Ludlow, Scott Bird, Jared Bird.

Mayor Andersen welcomed everyone, and led the Pledge of Allegiance. Mayor Andersen explained that both Council members Elliott and Shaw were absent due to medical reasons, and the Mayor would call Council member Shaw during times that an approval was needed from the Council.

*Mayor Andersen called Council member Shaw and put her on the speaker for the review of the consent agenda.*

**Consent agenda.** The minutes, financial and expense report were reviewed. Mayor Andersen asked Treasurer Nelson and Clerk Keyes to add numbers to the names of people on the delinquent water list for confidentiality purposes.

Mayor Andersen entertained a motion from the Council. Council member Gubler made a motion to approve the consent agenda. Council President McArthur seconded the motion. All were in favor including Council member Shaw.

*Mayor Andersen told Council member Shaw he would call her back for the public hearing.*

**Parking for the Museum.** The Koeplins had requested that no parking signs be placed in the public right-of-way in front of their house as one of the conditions for the conditional use permit for the Iona Heritage Museum. The validity of that request has come under review by the Council and a neighbor to the Park. Mayor Andersen invited the Koeplin's to speak.

Mr. Koeplin said that if the no parking signs came down, people would park on the easement in front of their house, and even though it was legal for the public to park in the easement, Mr. Koeplin said he was against the idea. Mr. Koeplin said there was no need to add more parking by removing the signs and suggested that the museum could offer additional parking in the rear of the building, which would be accessed through Longhurst Dr. Mr. Koeplin stated concerns with safety during ball games and picnics at the park with people parking in the easement and suggested that other residents in Iona would not like to have people parking in front of their house all of the time.

Mayor Andersen invited Mr. Sorenson to speak. Mr. Sorenson said he was disappointed that the signs had been put up, and he said if the City was going to put up no parking signs for the Koepplin's then the City should be prepared to put up no parking signs for everyone that lived around the park. Mr. Sorenson said he had not heard of one accident on Rockwood Ave. due to parking issues around the City Park. Mr. Sorenson said the City Park was there for everyone to enjoy, and the revenue from the ball games and picnics exceeded \$14,000 annually, which was important revenue for the City. Mr. Sorenson said he lived next to the park and also maintained the easement in front of his house. Mr. Sorenson said he had people parking on the public right of way in front of his house too, and expected that to go with living by the park.

Mr. Koepplin asked if his (Mr. Koepplin) home was zoned commercial, or residential.

Mayor Andersen said it was zoned residential.

Mr. Koepplin said he should not be required to provide parking space for commercial ventures. Mr. Koepplin also stated that his house was on the same side as the park, and Mr. Sorenson's was across the street from the park. Mr. Koepplin asked Council President McArthur if his easement went to the rock he had in his yard.

President McArthur said it did and people parked on the grass in front of his house during heavy park use days

Mr. Koepplin disagreed with President McArthur regarding the amount of people parking in front of his house.

Mayor Andersen informed the audience that it was time for the public hearing scheduled at 7:00 p.m. to begin and told the Koepplins that the issue would be tabled.

Mr. Koepplin asked if the City would notify them when the issue would be placed on the agenda.

Mayor Andersen said they would.

*Mayor Andersen called Council member Shaw and put her on the speaker for the public hearing.*

**Public hearing Russell.** A public hearing was conducted. See appendix A for the minutes of the hearing. The Russell's requested a variance for the placement of their chickens. After reviewing the information, and hearing from the Russell's and some of their neighbors, the Council followed the recommendation of the Planning and Zoning Commission and approved the variance request for the placement of chickens in the side yard for the Russell's.

**Proposed time change for City Council meetings.** Mayor Andersen proposed to the City Council that the time for the City Council meetings be changed to 7:00 p.m. beginning in January of 2010. The reason for the proposed changes was to allow more time for the work meetings that often take place before the Council meetings. This would allow more time for reports from the department heads and Council liaisons during the work meeting, which would provide more regular meeting time for public hearings and items that needed approval during the regular Council meetings.

Mayor Andersen entertained a motion from the Council.

Council President McArthur made a motion to approve the recommended time change for the City Council meetings to 7:00 p.m. beginning in January of 2010, with the meeting date of the third Tuesday of the month remaining the same.

Council member Gubler seconded the motion.

All were in favor including Council member Shaw.

While Council member Shaw was still on the phone, Council member Gubler made a motion to enter into Executive Session to discuss private land holder building permit issues as listed in Idaho Code 67-2345.

Council President McArthur seconded the motion.

Roll call as follows:

AYE: Council President McArthur, Council member Gubler, Council member Shaw.

NAY: None.

Mayor Andersen suggested the Council enter into the Executive session after the reports were given. The Council agreed.

*Mayor Andersen told Council member Shaw he would call her back for the Executive Session.*

### **Reports.**

**Treasurer Nelson.** Mayor Andersen asked if Treasurer Nelson would supply a copy of the quarterly report to the Council. Treasurer Nelson said he would.

**Public Works Supervisor Prouse.** Supervisor Prouse said the sanitary inspection for the well house was performed and everything passed, including the issues that were present

before Supervisor Prouse was hired. Supervisor Prouse said he was making preparations for winter.

Mayor Andersen asked Supervisor Prouse if he had been on DEQ's database to make sure that all the monitoring was completed for 2009, and then the mayor gave him the monitoring requirements from the DEQ database.

Supervisor Prouse said he was in the process of doing so.

Mayor Andersen said the Development Company was also still in the process of securing the grant money from DEQ to pay Keller and Associates.

**Clerk Keyes.** Clerk Keyes said Mrs. Simmons had approached her asking if the City would help pay for the cost of the Iona DVD that was added to the Bonneville County DVD. Mayor Andersen said the City budgeted money to help the Historical Society and told Clerk Keyes to get an amount for the Council.

Deb Sorenson asked if the City had provided video for the Police Chief's vehicle. Council member Gubler said the City had provided some, and was in the process of adding more.

Mayor Andersen reminded the Council that they were liaisons for the local civic groups, and their job was to report back to the Council for decision making, and not make individual decisions.

**Council member Gubler.** Council member Gubler said it was too cold to seal the concrete in front of the City building, and he suggested that the City could seal the concrete next spring instead of contracting the job to save money. The Council agreed and approved Council member Gubler to take charge of the project next spring.

**Council President McArthur.** President McArthur said the Lion's Club was providing two pairs of glasses to local school children, and one pair to an older resident. President McArthur said that Iona Days would fall on Friday the 23 and Saturday the 24 next July.

Mayor Andersen suggested that the City encourage individual people to set up booths and displays for the City portion of Iona Days.

**Mayor Andersen.** The Mayor said that an Eagle Scout had created a booklet with information for new homeowners in Iona for the Clerk to give out. The booklet was also on a disc for future printing.

Mayor Andersen showed the manuals he had purchased for the City at the AIC training last week. The manuals range from Growth Guides to Budgeting Manuals, and will be available for the Council to checkout from the office. There was also a DVD from AIC with valuable information.

The Mayor said there would be a Special Meeting next month for City Council on December 15<sup>th</sup> from 5:30 to 6:30 and then the Council would move over to the Stanger building for their Christmas Party.

Mayor Andersen recommended that Supervisor Prouse attend an open house sponsored by Rocky Mountain Power in December.

Deb Sorenson asked when the signs to keep bicycles and skateboards off the tennis courts would be ready.

Supervisor Prouse said they are being made with some other signs and would be ready soon.

Mayor Andersen introduced Troy Burnett to the Council and said he was interested in helping with smaller water projects that the larger engineers did not have time for. The Mayor told Mr. Burnette to coordinate with Supervisor Prouse.

8:00 p.m. Council meeting adjourned to enter into Executive Meeting, which was already approved.

8:25 p.m. Council meeting reconvened.

The Council discussed the parking issue with the Koepplins briefly and tabled the issue until January.

The Council recommended that the City Attorney give the homeowner in the Barnes Addition that was out of compliance with their building permit 15 days to get a quick claim deed, building permit, and have the building inspected. The homeowner must provide documentation to the City that the requests have been met.

Council member Gubler made a motion to adjourn.  
Council President McArthur seconded the motion.  
All were in favor.

Adjourned 8:40 p.m.

APPENDIX A  
PUBLIC HEARING 7:00 P.M. RUSSELL'S CHICKENS

PRESENT: Mayor Brad Andersen, Council President Dennis McArthur, Council member Dan Gubler, Treasurer Ron Nelson, Public Works Supervisor Zech Prouse, City Clerk Robyn Keyes.

ABSENT: Council member Steve Elliott, Council member Jane Shaw, Police Chief Shannon Basaraba,

VISITORS: Virginia Russell, Steve Russell, Deb Sorenson, Troy Burnette, Jean Koeplin, Bob Koeplin, Malinda Edwards, Barbara Schreier, Michael Schreier, Alma Stump, Thomas Stump, Matt Ludlow, Erin Ludlow, Scott Bird, Jared Bird.

*Mayor Andersen called Council member Shaw and put her on the speaker phone for the public hearing.*

Mayor Andersen welcomed everyone, went over the procedure for the public hearing, and read the letter from the Russell's neighbors, the Derricott's. The Derricott's were in favor of the Russell's putting their chickens on the side yard. The Mayor also read the Planning and Zoning's recommendation to approve the Russell's variance to allow chickens on their side yard. Mayor Andersen asked the Russell's if they would like to add anything more.

Mrs. Russell said they had moved their chickens from the front yard to the side yard and would like to keep the chickens on the side yard.

Mayor Andersen asked if there was anyone in favor of the Russell's request that wanted to speak.

Mrs. Schreier said she was in favor of the request and the Russell's kept their yard neat and clean.

Matt Ludlow said he was shocked that chickens could become such a big issue. Mr. Ludlow said he lived next to the Russell's and other people on the street had cows, horses, goats, and sheep. Mr. Ludlow was in favor of the Russell's request.

The Mayor asked if there was anyone who was neutral that would like to speak. No one spoke.

The Mayor asked if there was anyone who was against the request that would like to speak. No one spoke.

Mayor Andersen closed the public portion of the hearing and opened the discussion up for the Council.

The Mayor explained to the audience that the ordinance was changed several years ago to not allow chickens in Iona. The Council decided to conduct a survey to see what the

public wanted. The majority of the replies were that people wanted chickens allowed, but with restrictions.

Mayor Andersen recommended that the Council followed the Planning and Zoning recommendation to grant the Russell's variance request.

Council President McArthur asked if the variance would be for the Russell's only and not future homeowners in that house. Mayor Andersen said that was correct.

There was no further discussion.

Mayor Andersen entertained a motion from the Council.

Council member Gubler made a motion to approve the variance for the Russell's to put chickens in their side yard.

Council President McArthur seconded the motions.

Roll call as follows:

AYE: Council President McArthur, Council member Gubler, Council member Shaw.

NAY: None.

Motion carried, request approved.

Public hearing closed at 7:15 p.m.