

**MINUTES
PAYETTE CITY COUNCIL
SPECIAL MEETING
November 4, 2009**

ROLL CALL

Members Present: Mayor Henderson, Ivan Mussell, Lee Nelson, Mark Heleker, Jeff Williams, Georgia Hanigan, Les Cochran

Members Absent: None

Also Present: Mary Cordova, City Coordinator/Clerk; Tiffany Howell, Utility Clerk

A motion was made by Hanigan and Mussell seconded to amend the agenda to have Jeff Sands address the Council.

After a unanimous voice vote, the motion CARRIED.

New Business

A. Resolution 2009-10; A Resolution of the City Council of the City of Payette, Idaho, Canvassing and Declaring the Results of the General Municipal Election held in said City on Tuesday, November 3, 2009.

A motion was made by Mussell and Cochran seconded to approve resolution 2009-10.

After a unanimous voice vote, the motion CARRIED.

Clerk Cordova stated that she wanted to thank Bobbie Black for her 17 hours of hard work she put in yesterday. She organized the election very well. Cordova noted that the election judges and clerks also put in a really long day. The election went well with no hiccups. We had 1,130 ballots cast and 1,130 ballots counted. She then thanked Tony Mell, Randy Fales, and Ed Franek who came in at 6:00am and got the room set up and came back this morning to set it up for this meeting.

Councilor Williams stated that there were people who recently moved into the City and Clerk Cordova questioned their residency. He stated that she did her job and thank you.

A motion was made by Heleker and Hanigan seconded to move to executive session per Idaho Code 67-2345, subsection 1(e) regarding matters of trade and commerce at 12:04pm.

After a unanimous voice vote, the motion CARRIED.

Councilor Heleker moved and Mussell seconded a motion to reconvene into regular session with no action taken.

After a unanimous affirmative voice vote, the Council reconvened into general session at 12:21pm.

B. Jeff Sands -

Chief Sands stated that he is here today to talk about the concerns he has about moving forward with the Fire Station. He was concerned that once we obligate funds to construction the station, that we are obligated to complete this grant. In the environment we are in right now I have concerns as to who's staying, and who's going. I want to give you total opportunity to work through this but I will give you my concerns on this. It will not get completed if Mary and I do not stay through the duration of this. I want to give you the opportunity to give you a week from today to get a contract together that Mary and I will be on through the remainder of the grant and the audit. It will not be one or the other it will be both of us, or no deal. Chief Sands stated that he is interviewing for the State Fire Marshalls position. I do want a contract with Bert's blessing on it with everyone's signature on it. If I do not get that, I will meet with Mary and return the money. I have no hard feelings on whatever you decision may be. I know what will make this grant work, and that is thousands and thousands of hours. I can work with Mary and have trust in her and so does my rural board. Once those funds are expended the Rural can't afford for it not to work.

Councilor Nelson asked if we as a Council have the authority to enter into a contract like this. Mayor Henderson stated that it wouldn't be fair to Jeff to tie his hands. Councilor Williams stated that they are just looking for a verbal contract correct. Chief Sands stated no, I am looking for a contract. Councilor Williams stated that he doesn't know if this body can enter into a contract for the next 4 years, for future Councils. Chief Sands stated that he wants it done in a week, because he has to look out for his lively hood as well and there are things he has to take care of before the end of the year.

Council Cochran stated that there are rumors out there that Councilor Williams does not support the fire department and that he already has his mind set to replace people. Councilor Cochran stated that as a prior employee when there are rumors floating out there, we need to get these taken care of as soon as possible. I hate the idea that an employee has to come here and ask for a contract to ensure him that he will be here in 3 or 4 years.

Mayor Henderson stated that if I was sitting in Jeff's shoes I wouldn't want to respond at this moment. I think we should schedule a meeting next week and give him some time to go over all these things. Chief Sands stated that if it wasn't for the \$2 million I wouldn't be here.

Councilor Williams stated that he knew this was coming. The paper asked me if I was going to get rid of any one and no I'm not going to get rid of her, and no I will not get rid of you either Jeff. The only reason we got this grant was because we were talking two entities, the rural and the city. I don't think I knew that when we started this, but I'm ok with it. I want this to go forward, but the only problem I have is if the City money going to the rural and if the rural is subsidizing the City. As long as they are both pulling their own weight I have no problem with the marriage. I just want to make sure that the taxpayers' money is not subsidizing the rural. Regarding the contract I am unsure about the 3 years, but I don't know if we can go into a contract for 3 years, when we have new councilmen who are up for renewal in 2 years. I never ever said I wanted to get rid of the rural.

Councilor Cochran stated that he would like to thank Mayor Elect Williams for what he said. If he looks at marriage of the rural and the city and sees that sometimes the rural subsidized the city and the city sometimes subsidizes the county, would that change your thoughts on building the fire

station? Councilor Williams stated no. If at some point you want to have me or all of us talk to the rural, I would gladly talk to them about their concerns.

Clerk Cordova stated that since the grant was awarded to both entities and if we get started on this we will spend \$175,000 just on the design. We have already been put off another 90 days because the State works very slowly. A lot of things can happen between now and when the first 2x4 is put up. The City can say yes, let's go forward with this, but the rural has to have say so on it too. The City and the Rural will both be on the hook for the money that has already been expended if we pull out. The City has money to cover it, but the rural doesn't, and that is where the concerns are.

The Council and the Mayor agreed that there will be a Special Meeting held Monday, November 9th at 5:00 PM.

ADJOURNMENT

A motion was made by Heleker and Cochran seconded by to adjourn.

After a unanimous voice vote, the motion CARRIED, and the Council adjourned at 12:50 PM.

Signed this _____ day of _____, 2009.

DOUGLAS E. HENDERSON, Mayor

ATTEST:

Mary Cordova, City Clerk