

**MINUTES
PAYETTE CITY COUNCIL
REGULAR MEETING
January 7, 2008**

7:00 Regular Meeting

A regular meeting of the Payette City Council was called to order at 7:00 PM by Mayor Henderson in the City Council Chambers of Payette City Hall, 700 Center Avenue.

ROLL CALL

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

Members Absent: Vallery Klitch

Also Present: City Attorney Bert Osborn; Police Chief Mark Clark; WWTP Superintendent Randy Schwartz; Police Captain Dave Platt; Rob Woyak, Water Superintendent; Brandi Mack, Independent Enterprise; Les Cochran; Loretta Cochran; Allen Massey; Linda Williams; Danielle Martinez; Sherm Wolff; Ann Wolff

PLEDGE

Mayor Henderson led the Pledge of Allegiance.

APPROVAL OF MINUTES

A. 12/17/07 Regular Meeting Minutes

Heleker moved and Williams seconded a motion to approve the regular meeting minutes of 12/17/07 with some changes noted.

After a unanimous voice vote by the Council, the motion CARRIED.

APPROVAL OF BILLS & PAYROLL

A motion was made by Williams and seconded by Nelson to approve the City Bills & Payroll in the amount of \$408,228.44.

At the roll call:

Ayes: Mussell, Nelson, Heleker, Hanigan, Williams

Nays:

The motion CARRIED.

OLD BUSINESS

None heard.

ADJOURN SINE DIE

A motion was made by Heleker and seconded by Nelson to adjourn sine die.

After a unanimous voice vote, the motion CARRIED.

OATHS OF OFFICE

Mayor Henderson administered the Oath of Office to Les Cochran, Mark Heleker, and Jeff Williams.

CALL MEETING TO ORDER/ROLL CALL

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

Members Absent: None.

SPECIAL ORDERS

A. Proclamation Honoring Sherm Wolff

Mayor Henderson read the following proclamation into the record:

PROCLAMATION HONORING

Sherm Wolff

WHEREAS, Mr. Sherm Wolff is being honored on the occasion of his retirement after more than 35 years of dedicated service to the Payette Volunteer Fire Department; and,

WHEREAS, the City of Payette wishes to recognize Mr. Sherm Wolff for his Payette Volunteer Fire Department career in the Payette area starting on August 21, 1972; and,

WHEREAS, Mr. Sherm Wolff has served the Payette Volunteer Fire Department for over thirty-five years, providing leadership to the organization successfully through both trying and exciting times. His leadership helped the Department grow and to continue to expand their goals; and,

WHEREAS, Mr. Sherm Wolff, as a Payette Volunteer Firefighter, put his life in danger while protecting the welfare and safety of the residents of Payette; and,

WHEREAS, the City of Payette Mayor and City Council are honored to have this opportunity to recognize the personal commitment and public service of Mr. Sherm Wolff.

NOW, THEREFORE, BE IT PROCLAIMED by the City of Payette Mayor and Council that Mr. Sherm Wolff is commended for his

outstanding public contributions and exemplary service to the City of Payette, Idaho.

BE IT FURTHER KNOWN, that February 23rd, 2008 is hereby proclaimed Sherm Wolff Appreciation Day in the City of Payette.

APPROVED THIS 7TH DAY OF JANUARY, 2008

Mr. Wolff expressed his appreciation to the Fire Department and the City. He also thanked his wife for his support.

B. Resolution 08-01 Appreciation to Vallery Klitch for Service on Council

Mayor Henderson read Resolution 08-01 into the record:

**A RESOLUTION EXPRESSING APPRECIATION TO
VALLERY KLITCH**

WHEREAS, VALLERY KLITCH has served as a member of the City Council for the City of Payette since 2004; and,

WHEREAS, Councilor Klitch has contributed freely of her time, energies, and abilities toward the promotion, growth, and development of the City of Payette; and,

WHEREAS, during her tenure in office, in addition to serving as a member of the City Council, Councilor Klitch has served on various committees, including the Public Works Committee and serves on the Payette County Historical Society Board of Directors; and,

WHEREAS, Councilor Klitch also served as the Council Representative to the Library Board, was instrumental in spearheading the BSU/Selland College Workforce Development Committee, and was an avid supporter of the Friends of the Greenbelt; and,

WHEREAS, the Payette City Council wishes to acknowledge the diligence and dedication with which Councilor Klitch represented the people of Payette.

NOW, THEREFORE, BE IT RESOLVED, that the Payette City Council does hereby acknowledge Vallery Klitch's years of service to her community and wishes to express the appreciation and thanks of the citizens of Payette for such service.

APPROVED and SIGNED this 7th day of January, 2008.

A motion was made by Williams and seconded by Mussell to approve Resolution 08-01.

After a unanimous voice vote, the motion
CARRIED.

COMMUNICATIONS

None heard.

PLANNING & ZONING

A. Request for Input on Conditional Use Permit in City Impact Area
~ Caretaker's Residence at 1589 S. 16th Street by Jake Robbins

Mayor Henderson explained that the Robbins are asking for a single wide trailer across from the "Y". The administration is definitely opposed to such an item being placed at the gateway to our City. A temporary single wide trailer will not improve that area.

Councilor Hanigan noted that the property owners live closer to the property than to where the trailer is proposed to be placed. Councilor Nelson asked what are they caretaking, and Mayor Henderson explained it is the J-Ram shop.

Councilor Heleker said that going with the recommendations from our Planning & Zoning, it is hard to vote in favor for this.

Councilor Williams said he was opposed to this and is a little biased as he has purchased land to the north of Smitty's. He hoped that what he does will improve the area, and through efforts throughout the City, we can clean up the whole neighborhood. Williams continued that after spending numerous years on County Planning & Zoning, it is permissible under County rules to have a caretaker's residence, but the difference is this property is in the County, and mom and dad's property is in the City limits. He had no problem with a caretakers residence, but it should be a minimum of a double wide on a permanent foundation.

Williams moved that the City send an unfavorable recommendation to the County Planning & Zoning. Hanigan seconded the motion.

After a unanimous voice vote, the motion
CARRIED.

Heleker noted that since they referred to the Comprehensive Plan, under existing conditions on page 14, he thanked the Beautification Committee for the sign and foliage at the welcome sign which helped to improve that area.

NEW BUSINESS

a. Election of New Council President

Mayor Henderson nominated Georgia Hanigan to serve as the next Council president.

A motion was made by Nelson and seconded by Williams to elect Georgia Hanigan as the next Council president.

After a unanimous voice vote, the motion
CARRIED.

b. Appointment of Standing Committees

Mayor Henderson appointed the following standing committees:

Public Works Committee: Jeff Williams, Ivan Mussell and Les Cochran
Administration & Finance: Georgia Hanigan, Jeff Williams, Les Cochran

Public Safety Committee: Georgia Hanigan, Mark Heleker and Lee Nelson

c. Appointment of Officials

Mayor Henderson appointed the following Officials

City Clerk/Treasurer, Mary Cordova
City Attorney, Bert Osborn

A motion was made by Hanigan and seconded by Heleker to confirm the appointment of Officials.

After a unanimous voice vote, the motion CARRIED.

d. Appointment of Planning and Zoning Commission Member

Mayor Henderson appointed Larry Hogg to a 6 year term on the Planning & Zoning Commission.

A motion was made by Heleker and seconded by Mussell to approve the Appointment of Larry Hogg to the Planning & Zoning Commission.

After a unanimous voice vote, the motion CARRIED.

e. Approval of Rescheduled 2008 Council Meetings Due to Holidays

Mayor Henderson rescheduled the following Council Meetings for 2008:

Monday January 21 to Tuesday January 22
Monday February 18 to Tuesday February 19 for Presidents Day
Monday September 1 to Tuesday September 2 for Labor Day

A motion was made by Williams and seconded by Nelson to reschedule the above referenced Council meetings for 2008.

After a unanimous voice vote, the motion CARRIED.

f. Resolution 08-02 Authorizing City Treasurer to Pay Certain Vendors Prior To Submission to Council

City Coordinator Cordova explained that certain bills come due prior to Council approval. We have paid the bills in the past, and this resolution will give us the authority to continue to do so. It will still be on the list and on the Council agenda at the following meeting of the Council.

Heleker moved and Nelson seconded a motion to approve Resolution 08-02.

After a unanimous voice vote, the motion
CARRIED.

g. Resolution 08-03 Authorizing Signatures for Banking Services on Behalf of the City of Payette

Coordinator Cordova explained that we are streamlining our payables and other functions. Previously, we had several signers on our bank accounts which is not really necessary. The Council signs the vouchers indicating their approval of payment, but does not necessarily need to sign the checks. This resolution leaves the Mayor, Council President, and office staff as signers.

A motion was made by Heleker and seconded by Williams to approve Resolution 08-03.

After a unanimous voice vote, the motion
CARRIED.

h. Resolution 08-04 A Resolution Supporting the Enhancement Project Submittal to the Idaho Transportation Department (ITD), for the Construction of Accessible Sidewalks to Connect Schools and Businesses Along U.S. Highway 95

A motion was made by Mussell and seconded by Heleker to approve Resolution 08-04.

After a unanimous voice vote, the motion
CARRIED.

**i. Ordinance 1288 An Ordinance of the City of Payette, Idaho, Amending Section 13.04.020 of the Payette Municipal Code to Allow Water Mains in the City of Payette to be Constructed of Pressure Class 350 Ductile Iron Pipe and to Allow Three-Quarter Inch Type K Copper Service Lines; Setting an Effective Date; Establishing Severability; Establishing a Repealer
~First Reading**

Heleker moved and Williams seconded a motion to read Ordinance 1288 by title only.

After a unanimous voice vote, the motion
CARRIED, and City Attorney Osborn read 1288 by title only.

Williams asked why the reduction in the copper line service. City Engineer Argo replied that is to allow a single service line to be $\frac{3}{4}$ " which is sufficient for a line not split between two meters. Often in new development, a 1" line will be split at the property line, and two meters will run off of it. Where there is a single service, $\frac{3}{4}$ " is sufficient for the house.

Williams stated he appreciated the progressive type thinking. Whatever we can do to encourage growth and development is fine with him.

Williams moved and Heleker seconded a motion to suspend the rules and pass Ordinance 1288 on its first reading.

After a unanimous voice vote, the motion CARRIED.

Hanigan moved and Heleker seconded a motion that Ordinance 1288 do pass.

After a unanimous voice vote, the motion CARRIED.

j. Notice of Tort Claim – Anita Smith and Mike Johnson

City Attorney Osborn stated that a search warrant was issued, and the claimant is now objecting. Osborn gave his standard recommendation that the Council deny the claim and turn it over to the City's insurance company.

A motion was made by Heleker and seconded by Nelson to deny the claim of Anita Smith and Mike Johnson and refer the claim to ICRMP.

After a unanimous voice vote, the motion CARRIED.

Councilor Williams asked why there were no details in the packet. City Attorney Osborn explained that if it were in the packet, it would become a matter of public information, and if the Council wants to discuss it, we should go into executive session.

k. Acceptance of Uehlin Subdivision Public Improvements

Cordova explained that Mr. Uehlin is almost complete with his improvements. He has installed the improvements in three phases, and is 98% complete with the first two phases. The portion which is not complete are the 7th Avenue North improvements.

Argo further explained that the plans for 7th Avenue North, which are 95 % complete, call for the road to be lowered slightly so you can get to the existing properties to the north. There is no way he can do that now and keep the road safe. It has to be done as a whole.

A motion was made to accept the public improvements in phase 1 and 2 of Uehlin's Subdivision, excluding 7th Avenue North by Williams, and seconded by Heleker.

After a unanimous voice vote, the motion CARRIED.

DEPARTMENTAL REPORTS

None heard.

CITIZENS COMMENTS

None heard.

MAYOR'S COMMENTS

Mayor Henderson informed the Council of the following:

We have scheduled a Council work session for Thursday the 10th at 5:30 PM.

7th Avenue North project has been delayed for what appears to be the last time. This project was mired in ITD bureaucracy for the past few months, and when it was ready for release, there was not enough time to complete the bridge before water went back in the canal. ITD has accepted responsibility, and has assigned someone to investigate where the breakdown happened. Legal ad will appear in the Independent Enterprise on January 9 and 16th, with bid letting date of February 5, 2008, and construction should commence this fall.

Councilor Nelson, what is the time frame to get the project complete once they start. Argo replied the the bridge will be done by March 15 of 2009, the rest of the project is estimated to be completed within 60 working days, putting it to July or August.

ADJOURNMENT

A motion was made by Councilor Heleker and seconded by Councilor Williams to adjourn.

After a unanimous voice vote, the Council adjourned at 7:42 PM.

Signed this _____ day of _____, 2007.

DOUGLAS E. HENDERSON, Mayor

ATTEST:

Mary Cordova, City Clerk