

**MINUTES  
PAYETTE CITY COUNCIL  
REGULAR MEETING  
April 19, 2010**

**7:00 Regular Meeting**

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

**ROLL CALL**

Members Present: Mayor Williams, Katherine Dodson, Ivan Mussell, Georgia Hanigan, Les Cochran, Lee Nelson

Members Absent: Mark Heleker (excused)

Staff Present: Russ Warden, Fire Chief; Mary Cordova, City Coordinator/Clerk; Tiffany Howell, Utility Clerk; Mark Clark, Police Chief; Jamie Couch, Street Supervisor; Randy Schwartz, Wastewater Supervisor; Brandi Stromberg, Independent Enterprise; Dave Platt, Police Captain; Rob Woyak, Water Superintendent

**PLEDGE**

Patty Theurer led the Pledge of Allegiance.

Nelson moved and Mussell seconded a motion to amend the agenda to add an item for negotiations for Iowa Avenue right of way acquisitions.

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

**CITIZENS COMMENTS**

Patty Theurer – 805 2<sup>nd</sup> Ave So; Payette, ID

Mrs. Theurer stated that as an ex smoker she is not one to push her opinions on anyone else, but she would like to see smoking around the playground equipment banned. Mrs. Theurer stated that she was at the playground with her small children and there was a parent there with his child. Mrs. Theurer stated that the child was playing with her small child and the parent followed them with a cigarette in his mouth. Mrs. Theurer stated that she got tired of her kids being around that, so they went home. Mrs. Theurer also stated that this last summer she was in the kiddy pool with her small children and there was a parent on the outside of the chain link fence smoking and it was going right into the kiddy pool area. Mrs. Theurer also stated that she has 5 children at home and they use the library a lot and is in full support of the expansion and thinks it is a great idea. Mrs. Theurer stated that she doesn't have the money to take all 5 of her kids to the movies, so having the library in town is a great way to save money and rent movies to watch at home.

Barbara Choate – 735 So 12<sup>th</sup> St; Payette, ID

Mrs. Choate stated that with the economy the way it is this is not a good time to be asking people to add \$10 or so onto their taxes for this library. She stated that we have to think about the operating costs and it will be more money with a bigger library.

Paula Winsor – 345 Sunset Dr; Payette, ID

Mrs. Windsor stated she has seven children still at home and loves the convenience of the library. She cannot work due to health issues and her husband just got laid off, but they would find the extra money for the library.

John Held – 2410 Center Ave; Payette, ID

Mr. Held got up to start talking about the library and Mayor Williams asked if he would like to get up during the library agenda item and talk. Mr. Held stated he would wait and talk then.

Barbara Choate – 735 So 12<sup>th</sup> St; Payette, ID

Mrs. Choate stated that she wants to reiterate that to us about the operational costs and wondered where those funds will come from

### **APPROVAL OF MINUTES**

Mayor Williams stated that for future reference we should add under public hear and at the end of Mrs. Choate's statement that this was to accommodate our citizens desire to use debit/credit cards.

Mussell moved and Dodson seconded a motion to approve the minutes of 04/05/2010 as written with the changes noted.

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

### **APPROVAL OF BILLS & PAYROLL**

A motion was made by Dodson and seconded by Cochran to approve the City Bills & Payroll in the amount of \$335,197.41

At the roll call:

Ayes: Mussell, Hanigan, Dodson, Cochran, Nelson

Nays:

The motion CARRIED.

### **SPECIAL ORDERS**

None Heard.

### **COMMUNICATIONS**

- A. Letter from Boise Police Department – Appreciation of Assistance
- B. Letter dated 3/22/10 from SREDA – Thank you for donation

### **PLANNING & ZONING**

None.

**OLD BUSINESS**

None.

**NEW BUSINESS**

**A. Junior Master Gardener Program, Chantal Rand**

-Request to Use Area in Central Park for Garden

Chantal Rand – Payette County Extension Office

Mrs. Rand stated that they would like to use the area in the park that used to be a wading pool next to the library. Mrs. Rand stated that they would like to do an A-Z garden for the Junior Gardeners ages 5-10. Mrs. Rand stated that they will be planting 3 plants for each letter for the alphabet, which will help children learn about plants. Mrs. Rand stated that she would like to maintain the garden until the library is expanded and then try and re-locate it to a new location. Mrs. Rand stated that the Master Gardeners will help the Junior Gardeners clear out the debris. Mrs. Rand stated that in the future she would like to put pavers up to the garden that way people with disabilities could get to the garden. She stated when that time came she would be having the Master Gardeners put the pavers in as they are too heavy for the Junior Gardeners. Mayor Williams stated that he would like to see some sort of a history plaque on the garden stating that it used to be a wading pool and then a rose garden, and now an A-Z garden. Mrs. Rand stated that hadn't thought of the idea and would see what they could do.

Cochran moved and Mussell seconded a motion to allow the Junior Gardeners' sponsored by the Payette County Extension Office to perform this service at the rose garden.

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

**B. Payette Historical Society – Anne Curtis**

Ms. Curtis presented a power point of activities at the museum. Ms. Curtis and the Mayor stated that she would like to do some kind of "Name that place" or something to get people more involved, maybe give them a prize or money off their water bill. Also, Ms. Curtis would like to see updated Council and Mayor pictures.

**C. Resolution 10-5, A Resolution of the City of Payette, Payette County, Idaho, Approving an Agreement for Bond Counsel Service; Authorizing the Mayor and City Clerk to Execute the Same; and Providing an Effective Date -**

John Held – 2410 Center Ave; Payette, ID

Mr. Held stated that he and his library companions are very excited about this bond election and are looking forward to getting the word out. Mr. Held stated that this is the largest grant for a library that he has ever seen.

Hanigan moved and Cochran seconded a motion to approve Resolution 10-05 allowing for Bond Counsel.

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

**D. Application for Fireworks Show Permit –  
-Western Display Fireworks, LTD**

Mayor Williams asked Chief Warden if he had a chance to look at this permit. Chief Warden stated that he did and it is ok.

Mussell moved and Nelson seconded a motion to approve the application for fireworks permit for Western Display Fireworks, LTD.

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

**E. Ordinance 1313 – AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTION 5.04.060 OF THE PAYETTE MUNICIPAL CODE TO PROHIBIT A RETAIL BEER AND WINE LICENSE HOLDER FROM SELLING BEER BETWEEN THE HOURS OF TWO O’CLOCK (2:00) A.M. AND SIX O’CLOCK (6:00) A.M.; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; ESTABLISHING A PENALTY -**

Nelson moved and Mussell seconded a motion to introduce Ordinance 1313 by title only.

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

Mayor Williams stated this is a housekeeping item.

Mussell moved and Dodson seconded a motion to suspend the rules and pass Ordinance 1313 on its first reading.

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

Hanigan moved and Mussell seconded a motion that Ordinance 1313 do pass.

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

**F. Ordinance 1314 – AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTIONS 12.16.010 AND 12.16.130 OF THE PAYETTE MUNICIPAL CODE TO PROHIBIT SMOKING WITHIN FIFTY (50) FEET OF ANY STRUCTURE, BLEACHER, PLAYGROUND EQUIPMENT OR WATER FACILITY WITHIN PUBLIC PARKS AND ESTABLISHING A PENALTY OFR VIOLATIONS; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER –**

Mussell moved and Nelson seconded a motion to introduce Ordinance 1314 by title only.

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

Councilor Hanigan stated that it says 50 feet and she wondered if maybe we should put this to a second reading to give a little more thought. Mayor Williams asked if we want it this broad or do we want it a little more defined.

Mussell moved and Nelson seconded a motion to move Ordinance 1314 to its 2<sup>nd</sup> reading.

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

**G. Looped Water Line from 6<sup>th</sup> Ave South to Park Street -**

Clerk Cordova stated that this is just an update that we will be going forward in the installation of the looped water line from 6<sup>th</sup> Ave S to Park Street. This will enable Western Core to be able to expand their business.

**H. Approval to Sell Surplus/Junk Metal for Scrap –**

Mussell moved and Dodson seconded a motion to approve the authorization to sell junk/surplus metal for scrap.

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

**I. Award of Price Quote on US 95 Sidewalk Project –**

Clerk Cordova stated that this is so nice that we are able to do this, as we will have sidewalks down HWY 95 from 6<sup>th</sup> Ave So to 7<sup>th</sup> Ave No. Clerk Cordova stated there will be a section that will not have sidewalks due to some grade problems.

Nelson moved and Hanigan seconded a motion to award the price quote on US 95 sidewalk project to Irvco Asphalt not to exceed \$99,641.18.

At the roll call:

Ayes: Mussell, Hanigan, Dodson, Cochran, Nelson

Nays:

The motion CARRIED.

**J. Approval of Airport Ground Lease – Bob Griffiths, North & South –**

Mussell moved and Dodson seconded a motion to approve the airport ground lease to Bob Griffiths for the north and south hangers at the airport.

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

**K. Approval of Transfer of Airport Lease – King to Griffith –**

Hanigan moved and Mussell seconded a motion to approve the transfer of airport lease from Patsy King to Robert Griffith.

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

**L. Application for Payment #6 – Clarifier Project**

Nelson moved and Cochran seconded a motion to approve payment #6 on the clarifier project in the amount of \$94,371.

At the roll call:

Ayes: Mussell, Hanigan, Dodson, Cochran, Nelson

Nays:

The motion CARRIED.

**M. Right of Way Acquisition –**

Hanigan moved and Mussell seconded a motion to enter into negotiations with Right of Way Negotiator Services.

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

**DEPARTMENT REPORTS**

- A. Engineers Report –
- B. Treasurer’s Report of Revenue & Expenditures – March 2010
- C. Fire Department Report – March 2010
- D. Street Department
- E. Payette Pool Report

No Verbal reports heard.

**MAYORS COMMENTS**

- Next Meeting May 3, 2010

**CITIZENS COMMENTS**

Chantel Rand – 818 NW 11<sup>th</sup> St; Ontario, OR-

Mrs. Rand stated that she is an advocate for people with disabilities and would like to see us get the grade problem fixed and add sidewalk in that portion. She stated that it is hard for people with disabilities to just jump off the curb where there is not sidewalk.

Barbara Choate – 735 So 12<sup>th</sup> St; Payette, ID

Mrs. Choate stated that she would like us to know that this is the carnivals 50<sup>th</sup> year. Also there is a carnie that 2 years ago had worked there for 48 years. She said that she thought was interesting for everyone to know.

### **EXECUTIVE SESSION**

Mussell moved and Nelson seconded a motion to adjourn to executive session pursuant to Idaho Code 67-2345(1)(e) to consider preliminary negotiations at 8:43PM

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

The Council reconvened into regular session at 9:04 PM with no action taken.

### **ADJOURNMENT**

A motion was made by Mussell and seconded by Dodson to adjourn the meeting at 9:05 PM.

The motion CARRIED.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
Jeff Williams, Mayor

ATTEST:

\_\_\_\_\_  
Mary Cordova, City Clerk