

**MINUTES
PAYETTE CITY COUNCIL
REGULAR MEETING
August 20, 2007**

6:00 PM Public Hearing

A public hearing of the Payette City Council was called to order at 6:00 PM by Mayor Doug Henderson in the City Council Chambers of Payette City Hall, 700 Center Avenue. All members were present excluding Ivan Mussell.

Kellie McCombs, City Treasurer addressed the Council. She informed the Council that the notice for the public hearing was published in the Independent Enterprise on August 8 & 25, and also posted at City Hall. Not one person has picked up a copy of the budget nor has the staff at City Hall fielded any phone calls regarding the budget.

The budget total presented in the paper was \$7,443,603. We do have one change in the airport fund that will adjust that figure down. Anticipated revenues include \$1,433,143 of unencumbered funds; \$2,187,402 in property tax; the balance of \$3,823,058 comes from other sources such as user fees state funding, grants and miscellaneous. The property tax includes the 3% increase, new construction, annexation and the foregone amount. Projected expenditures include the day to day funding as well as an impact fee study, heavy equipment, completion of 7th Avenue North, South 9th Street Improvement, asphalt at the airport, and continuing the meter replacement program to name a few things.

We held several work shops with the full Council and invited the public. Since the hearing notice was published, the County informed us that they will not be able to fund their part of the airport at the \$12,000 amount; they will only fund \$8,000. The assumption is that the airport will be reduced by \$4,875.

McCombs continued that our current levy rate is .010449858 and the projected for this year is .00991. We need to file our approved appropriations ordinance with the County Commissioners no later than September 6, 2007.

Mayor Henderson stated that the Commissioners stated they did not expect the airport contribution to be that much, and they will try to make it up in "in kind" work, so we'll see what happens.

Councilor Williams said if the airport doesn't get that on the airport side, what will they not be able to do? McCombs replied that the only real thing may be the turn around on 13.

Williams continued that he was pleasantly surprised that overall property taxes should go down next year across the board. McCombs explained that our values went up, and when values go up, rates go down. Williams said he felt strong that we put the hammer on getting South 9th Street done. McCombs pointed out that all of the foregone was put toward that project.

No other comments were heard.

The public hearing was closed.

7:00 Regular Meeting

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

ROLL CALL

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

Members Absent: None

Also Present: Mary Cordova, City Coordinator; Jeff Sands, Fire Chief; Kellie McCombs, City Treasurer; City Attorney Bert Osborn; Police Chief Mark Clark; City Engineer, Doug Argo; Police Captain Dave Platt; WWTP Superintendent Randy Schwartz

PLEDGE

Mayor Henderson led the Pledge of Allegiance.

APPROVAL OF MINUTES

A. 8/20/07 Regular Meeting Minutes

A motion was made by Williams and seconded by Heleker to approve the meeting minutes of 8/20/07.

At the roll call:

Ayes: Mussell, Nelson, Heleker, Williams, Hanigan, Klitch

Nays:

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 \$185,056.75.

After a unanimous affirmative voice vote, the motion CARRIED.

COMMUNICATIONS

No comments heard.

SPECIAL ORDERS

Fire Chief Sands introduced new firefighter Gary Ahrendes to the Council.

PLANNING & ZONING

None heard.

UNFINISHED BUSINESS

A. Appointment of Airport Commission Members

Mayor Henderson encouraged members from the public who wish to be on this committee notify him.

NEW BUSINESS

A. Joe Piper ~ Request for Block Party in Parks September 5 & 12

Joe Piper, Youth Pastor for the River of Life Christian Church addressed the Council. He asked permission to hold a block party in Central Park on September 5, and Kiwanis Park on September 12. They will have a stand with a band performing, and take what they do to the streets. He explained that they plan to have a BBQ and a youth service in the parks. Piper said the party will be between 7 and 9 PM.

Councilor Williams did not want it to interfere with Cruise night.

Hanigan moved and Klitch seconded a motion to allow the River of Life Christian Church to hold 'block parties' in Central Park on September 5, and Kiwanis Park on September 12.

After a unanimous affirmative voice vote, the motion CARRIED.

B. Danielle Martinez ~ Health Fair in Kiwanis Park

Danielle Martinez, 137 N. Main Street, Payette addressed the Council regarding the Senior Citizen Center holding a Health Fair in Kiwanis Park on October 6 from 10AM to 2PM. She plans on having many participants including the mammogram bus and the Life Flight crew. She also requested the Police and Fire Departments participate.

Klitch moved and Heleker seconded a motion to allow the Health Fair in Kiwanis Park on October 6 from 9AM to 5PM.

After a unanimous affirmative voice vote, the motion CARRIED.

C. Cheryl Heeb ~ Claim for Damage

A motion was made by Heleker and seconded by Mussell to deny the Heeb claim and refer it to the City's insurance company.

After a unanimous affirmative voice vote, the motion CARRIED.

D. Linda Williams ~ Claim for Damage

A motion was made by Heleker and seconded by Klitch to deny the Williams claim and refer it to the City's insurance company.

After a unanimous affirmative voice vote, the motion CARRIED, with Councilor Williams abstaining.

E. Award of 7th Avenue North Sewer Replacement Bid

A motion was made by Klitch and seconded by Nelson to award the 7th Avenue North Sewer Replacement Bid to Eastern Oregon Construction in the amount of \$146,388.00.

After a unanimous affirmative voice vote, the motion CARRIED.

F. Motion to Acquire Real Property ~ Lot 4 & south ½ lot 3, block 5, Whitely Heights, Payette

Councilor Klitch stated she drove by the property, and it is very steep, and seems to have encroachment issues as well as an accumulation of garbage.

Councilor Williams informed the Council that the owners had him market the property, and there wasn't any interest in the parcel as it would be difficult to build on, and has no utilities readily available to it. In addition, Perry Drive may be encroaching on the property.

Councilor Nelson pointed out that if the City could make some use of the property, he could understand the City acquiring the lot.

Klitch moved and Nelson seconded a motion to decline the offer from the Cochran's of a donation of Property on Perry Drive.

After a unanimous affirmative voice vote, the motion CARRIED.

G. Resolution 2007-6 A Resolution of the City Council Authorizing Access and Closure of a Safe Deposit Box held at U.S. Bank, Payette, Idaho

A motion was made by Nelson and seconded by Williams to approve Resolution 2007-6.

After a unanimous affirmative voice vote, the motion CARRIED.

H. Ordinance 1284 ~ AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, REPEALING SECTIONS 12.04.210 AND 12.04.260, AND CREATING NEW CHAPTERS 12.05 AND 12.06 OF THE PAYETTE MUNICIPAL CODE TO PROVIDE PROCEDURES FOR ISSUING ENCROACHMENT PERMITS AND TO ISSUE A

SPECIAL EVENTS PERMITS; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; ESTABLISHING A PENALTY

~First Reading

A motion was made Mussell and seconded by Nelson to introduce Ordinance 1284 by Title only.

After a unanimous affirmative voice vote, the motion CARRIED, and the City Attorney read Ordinance 1284.

Williams moved and Klitch seconded a motion to move Ordinance 1284 to its second reading at the next regular meeting of the Council.

After a unanimous affirmative voice vote, the motion CARRIED.

I. Ordinance 1285 ~ AN ORDINANCE ENTITLED ANNUAL APPROPRIATIONS FOR THE TWELVE MONTH PERIOD FROM THE FIRST DAY OF OCTOBER 2007 TO AND INCLUSIVE OF THE THIRTIETH DAY OF SEPTEMBER, 2008, APPROPRIATING SEVEN MILLON, FOUR HUNDRED FORTY-THREE THOUSAND, SIX HUNDRED THREE DOLLARS (\$7,443,603) TO PAY THE EXPENSES OF THE CITY OF PAYETTE, PAYETTE COUNTY, IDAHO, AND SPECIFYING THE OBJECTS AND PURPOSES FOR WHICH SAID APPROPRIATION IS MADE

~First Reading

A motion was made Klitch and seconded by Heleker to introduce Ordinance 1285 by Title only.

At the roll call:

Ayes: Mussell, Nelson, Heleker, Williams, Hanigan, Klitch

Nays:

The motion CARRIED, and the City Attorney read Ordinance 1285 by title only.

Klitch made it clear that since this budget does contain the foregone monies, it is all to be used for the South 9th Street Road Project.

Williams agreed with Klitch and said he is not in favor of any of it rolling over into the next fiscal year.

A motion was made by Nelson and seconded by Heleker to suspend the rules and pass Ordinance 1285 on its first reading.

At the roll call:

Ayes: Mussell, Nelson, Heleker, Williams, Hanigan, Klitch

Nays:

The motion CARRIED.

Heleker moved and Klitch seconded a motion that Ordinance 1285 do pass with a reduction in the airport fund, for a total FY08 budget amount of \$7,438,728.

At the roll call:

Ayes: Mussell, Nelson, Heleker, Williams, Hanigan,
Klitch

Nays:

The motion CARRIED.

DEPARTMENTAL REPORTS

Written reports were presented to the Council.

CITIZENS COMMENTS

Mr. Warren, 2052 NE 16th Avenue, informed the Council that the Two Rivers subdivision is a mess. When they paved on 16th, there is still a drop-off on the side of the road. When the water truck comes for dust control, he makes one pass and is gone. It has been incredibly dusty for the residents in that area. Mr. Warren asked why the Council allowed a house to be built when the road wasn't even in. Other contractors are not allowed to do that, and it has created a dusty mess for the surrounding residents.

Councilor Klitch informed the Council that she had received a call from the Senior Center regarding replacing their sign. It is extremely faded on the south side. If the City will provide a boom truck, she will replace the sign free of charge to the seniors. She suggested the City get a waiver of liability from the seniors first, as it is a very old sign.

Councilor Heleker stated that for the past three years in April, we have celebrated "Harmon Killebrew Day" here in Payette. He is the only person in the Hall of Fame in the entire state. He asked that a sign be created for the north and south ends of town which acknowledge this fact.

Williams suggested that perhaps it could be made in conjunction with the Payette Chambers signs. Klitch suggested it could be a City/Chamber/District project. Mayor Henderson stated that it will go on the next agenda so we can make a formal decision on it.

No other comments were heard.

MAYOR'S COMMENTS

Mayor Henderson was thanked Lee Nelson for running the last meeting.

In regards to the Community Review, he would like the Council members who served as team leaders to come up with a "top 10" list of projects to be completed for the September 17 Council meeting. He did not want the suggestions from the Community Review to go stagnant, and wanted the City to be proactive in accomplishing some goals.

The next regular meeting will be held September 4, on account of the Labor Day holiday.

EXECUTIVE SESSION

A motion was made by Heleker and seconded by Williams to recess into executive session to consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations. Idaho Code § 67-2345(1)

At the roll call:

Ayes: Mussell, Nelson, Heleker, Williams, Hanigan,
Klitch

Nays:

The motion CARRIED and the Council recessed into executive session at 7:31 PM.

A motion was made by Heleker and seconded by Klitch to reconvene into regular session with no action taken.

At the roll call:

Ayes: Mussell, Nelson, Heleker, Williams, Hanigan,
Klitch

Nays:

The motion CARRIED and the Council reconvened at 8:17 PM.

ADJOURNMENT

A motion was made by Councilor Klitch and seconded by Councilor Mussell to adjourn.

After a unanimous voice vote, the Council adjourned at 8:18 PM.

Signed this _____ day of _____, 2007.

DOUGLAS E. HENDERSON, Mayor

ATTEST:

Mary Cordova, City Clerk