



AGENDA
PAYETTE CITY COUNCIL
March 5th, 2012
WORK SESSION & REGULAR MEETING

HONORABLE MAYOR JEFFREY T. WILLIAMS PRESIDING

GEORGIA HANIGAN MARK HELEKER
LEE NELSON IVAN MUSSELL
CRAIG JENSEN JEFF SANDS

6:00 PM –Work Session –

- A. Post Office – Business relocation sites
- B. Dillabaugh's off premise advertising
- C. PCRD concession stand and fencing
- D. Dance Hall Ordinance

7:00 PM – Regular Meeting

- I. ROLL CALL
- II. PLEDGE OF ALLEGIANCE
- III. CITIZENS COMMENTS
- IV. APPROVAL OF MINUTES
 - A. 02-21-2012 Regular Meeting..... 1
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- X. NEW BUSINESS
 - A. Pay Application #2 – Granite Excavation
~Greenway Project..... 15
 - B. ORDINANCE #1360 - AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO,
AMENDING CHAPTER 12.18 IN TITLE 12 OF THE PAYETTE CITY CODE; ADDING A
NEW DEFINITION; AMENDING SECTION 12.18.070 ESTABLISHES AND DEFINES THE
DUTIES OF THE CITY FORESTER; AMENDING SECTION 12.18.110 PAYETTE CITY
BUSINESS LICENSE REQUIRED; ADDING A NEW SECTION 12.18.200 ABATEMENT
OF PUBLIC NUISANCES; SETTING AN EFFECTIVE DATE; ALLOWING PUBLICATION

IN SUMMARY FORM; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER;
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C. Pay Application #15 -- KEPHA Construction
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D. Dance Hall Ordinance

XI. DEPARTMENTAL REPORT

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XII. EXECUTIVE SESSION ~ Pursuant to I.C. 67-2345(1)(f), the City Council will recess into Executive Session to discuss with legal counsel for the public agency pending litigation or where there is general public awareness of probable litigation.

XIII. MAYOR'S COMMENTS

XIV. CITIZEN'S COMMENTS
(Limited to 5 minutes per person, at the discretion of the Mayor)

XV. ADJOURNMENT

**MINUTES
PAYETTE CITY COUNCIL
Work Session & Regular Meeting
February 21, 2012**

6:00 PM – Work Session

A. Business Licenses Requirements – The topics of over and under clubs and smoking rooms was discussed. Chief Clark said people have attempted to have adults and minors in the same building. It skirts the bar licensing requirements. We've had someone apply for a hookah bar type of business. Chief said other communities have had problems with them – after the bar closes they have issues with fighting, public urination, theft, we're going to try to prevent these types of bars from coming into our communities. Mayor – do we want to be proactive to keep these types of businesses out of town. Sands – anytime change use of building requires the building to comply with current code. Chief Clark – hookah bar we can require conditional use permit, they have to have a ventilation system and regulate hours and age. Mary - we can pass an ordinance with age restrictions, zone, conditional use permit process, no alcohol on premises. Chief – they can sell smoking devices a head shop – Jeff – don't restrict the current bars if they want to have a cigar lounge. Mark – we'll put something together for you to look at. Mark – the other issue is the over and under club – dance hall with an occasional catering permit. We're going to try to restrict him from that. Mary – is there a consensus that we want to do this? We want to make it fair for all. We could have different classes of permits. Georgia – we want to address the under age issue, not someone throwing a personal party. Jeff – applicants should draw out what they want to do and sign it so they know is needed from the City. Mark – I'll send you a you tube video of what happened the last time a catering permit was issued for this type of event.

B. Scotch Pines Golf Course – Website Request – PMDC has asked to have their link on our website. Mayor – what is appropriate and do we want to do it? Do we open a can of worms? Ivan – it's on city property I don't have a problem. Sands – do we want to ask every business if they want to link. Georgia – I understand the hesitation, but also want to promote the golf course. We are linking the golf course website on our website.

C. Post Office – Business relocation sites – Mary – the post office want to put up boxes for the downtown businesses and they want to put it in our right of way. The post office will be doing all of the maintenance, etc. Sands – the package shed is busy do we want to have the extra traffic there. The post office will do all of the notifications and public relations. If they decide to do it, then it will be before the Council for a formal decision.

The work session concluded at 6:50 PM.

7:00 PM – 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 Jeff Williams, Mark Heleker, Lee Nelson, Ivan Mussell, Georgia Hanigan, Jeff Sands, and Craig Jensen

Members Absent: None

Staff Present: Mary Cordova, City Coordinator; Steve Castenada, Fire Chief; Jennifer Kelley, Deputy Treasurer; Mark Clark, Chief of Police; Jamie Couch, Street Supervisor

PLEDGE

Jennifer Kelley led the pledge of allegiance.

CITIZENS COMMENTS

None Heard.

APPROVAL OF MINUTES

A motion was made by Heleker and seconded by Jensen to approve the work session and regular minutes of 02-06-2012, as written.

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

APPROVAL OF BILLS & PAYROLL

A motion was made by Heleker and seconded by Nelson to approve the City Bills & Payroll in the amount of \$204,313.89.

At the roll call:

Ayes: Heleker, Nelson, Mussell, Hanigan, Sands, Jensen

Nays:

The motion CARRIED.

SPECIAL ORDERS

None

COMMUNICATIONS

A. Thank You Cards to Fire Department

PLANNING & ZONING

A. 12-15-2012 Meeting Minutes

OLD BUSINESS

None

NEW BUSINESS

A. Introduction of New Fireman – Chip Hale

B. Re-Appointment of Tony Mell on Forestry Commission

A motion was made by Nelson and seconded by Heleker to approve the reappointment of Tony Mell to the Forestry Commission Jensen to approve the variance permit application by Ed & Rhonda Ansapch at 1307 1st Avenue South for a 13' variance to the side setback and that a building permit is pulled.

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

C. Re-Appointment of Don Belvoir & Karen Pollock to the Historical Commission

A motion was made by Heleker and seconded by Nelson to re-appoint Don Belvoir & Karen Pollock to the Historical Commission expiring July 2012.

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

D. Re-Appointment of Jean Ruud to the Library Commission

A motion was made by Heleker and seconded by Sands to re-appoint Jean Ruud to the Library Commission for a 5 year term expiring 2/20/2017.

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

E. Pay Request #1 – Granite Excavation – Greenbelt Erosion Repair Project

A motion was made by Hanigan and seconded by Sands to approve pay request #1 for Granite Excavation in the amount of \$48,348.

At the roll call:

Ayes: Heleker, Nelson, Mussell, Hanigan, Sands, Jensen

Nays:

The motion CARRIED

F. Change Order #1 – Granite Excavation – Greenbelt Erosion Repair Project

A motion was made by Mussell and seconded by Heleker to approve change order #1 for Granite Excavation for time only.

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

The motion CARRIED

G. Pay Request #10 – Kepha Construction – Library Project

A motion was made by Heleker and seconded by Jensen to approve pay request #10 for KEPHA Construction for the Library Project in the amount of \$65,530.01.

At the roll call:

Ayes: Heleker, Nelson, Mussell, Hanigan, Sands, Jensen

Nays:

The motion CARRIED

H. Change Order #8 – Kepha Construction – Library Project

A motion was made by Heleker and seconded by Mussell to approve change order #8 by KEPHA Construction for the Library Project in the amount of \$5,477.09 as well as adding 7 days to the contract date.

At the roll call:

Ayes: Heleker, Nelson, Mussell, Hanigan, Sands, Jensen

Nays:

The motion CARRIED

I. Pay Request #4 – Scott Hedrick Construction – ROSE Advocates

A motion was made by Hanigan and seconded by Sands to approve pay request #4 by Scott Hedrick Construction for the ROSE Advocates Project in the amount of \$56,410.00.

At the roll call:

Ayes: Heleker, Nelson, Mussell, Hanigan, Sands, Jensen

Nays:

The motion CARRIED

J. Payette County Planning & Zoning Commission – CUP – 1720 North River Road

A motion was made by Mussell and seconded by Heleker to send a favorable recommendation to Payette County Planning & Zoning Commission for a conditional use permit at 1720 North River Road with privacy fencing around the carnival equipment.

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

The motion CARRIED

K. ORDINANCE #1357 - AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING CHAPTER 5.12 OF THE PAYETTE MUNICIPAL CODE EATING AND DRINKING ESTABLISHMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; ESTABLISHING A REPEALER CLAUSE; ESTABLISHING A PENALTY; ALLOWING FOR PUBLICATION IN SUMMARY FORM; PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW- 1st Reading

A motion was made by Heleker and seconded by Hanigan to introduce Ordinance 1357 by title only.

The motion CARRIED.

A motion was made by Heleker and seconded by Jensen to suspend the rules and pass Ordinance 1357 on its first reading.

The motion CARRIED.

A motion was made by Heleker and seconded by Nelson that Ordinance 1357 do pass.

The motion CARRIED.

DEPARTMENTAL REPORTS

- A. Police Department – December 2011
- B. Fire Department – January 2012
- C. Engineering Status Report – February 6, 2012

Clerk Cordova stated that the pool should be open back up for normal operating hours tomorrow. The building inspector has looked at the plywood and the trusses and everything seems to be doing well. She also stated that they will be seeking professional advice on how to fix this issue for the future.

MAYOR'S COMMENTS

Mayor Williams stated that he went with Jewel Dudley and Ann Curtis and made a presentation on the HWY 52 Scenic Bypass. Mayor Williams stated that they gave their endorsement from the committee and sent it on to ITD.

Mayor Williams asked if any of the committees have thought of having the youth advisory committee members on the Historical Committee, Library Committee and Parks and Recreational Committee.

CITIZEN'S COMMENTS

Shara Kehrer, 500 15th Avenue North; Payette, Idaho 83661

Ms. Kehrer stated that she has 200 youth and 30 adults for a Youth Activity Group on April 14th. Ms. Kehrer stated that she would like some ideas as soon as possible as to what they could do around the city to help.

Ivan Mussell stated that he went to the PMDC meeting and they asked if the City has 20 cones to put in the muddy areas of the golf course. Jamie Couch stated that he will contact the golf course and let them know he has some cones for them. Ivan asked that he call Paul or Chuck.

EXECUTIVE SESSION – Pursuant to I.C. 67-2345(1)(f), the City Council will recess into Executive Session to discuss with legal counsel for the public agency pending litigation or where there is general public awareness of probable litigation.

A motion was made by Heleker and seconded by Nelson to adjourn to executive session 67-2345(1) (f) at 8:01pm.

The motion CARRIED.

A motion was made by Heleker and seconded by Hanigan to reconvene back into regular meeting at 8:20pm

The motion CARRIED.

ADJOURNMENT

A motion was made by Heleker and seconded by Hanigan to adjourn the regular meeting at 8:20 PM.

The motion CARRIED.

Signed this _____ day of _____, 2012.

Jeff Williams, Mayor

ATTEST:

Mary Cordova, City Clerk

**MINUTES
PAYETTE CITY COUNCIL
Special Meeting
February 24th, 2012**

2:00 PM – Special Meeting

A special 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 Jeff Williams, Lee Nelson, Georgia Hanigan, Craig Jensen, Mark Heleker (via phone), Jeff Sands (via phone) and Ivan Mussell (via phone).

Members Absent: None

Staff Present: Bobbie Black, Deputy City Clerk, Tiffany Howell, Assistant City Clerk, Bert Osborn, City Attorney and Doug Argo, City Engineer.

NEW BUSINESS

- A. GJZ Architect Agreement – Pool – Mayor Williams read Ms. Cordova’s agenda statement. The Council discussed that all their concerns have been addressed.

A motion was made by Hanigan and seconded by Jensen to approve the contract with GJZ Architecture for Facility, Mechanical and Structural investigation and analysis at the Payette Municipal Pool, in an amount not to exceed \$6,680.00

At the roll call:

Ayes: Heleker, Nelson, Mussell, Hanigan, Sands, Jensen

Nays:

The motion CARRIED

- B. Change Order #7 – KEPHA Construction – Library Project

A motion was made by Hanigan and seconded by Nelson to approve change order #7 by KEPHA Construction for the Library Project in the amount of \$-3,882.00 for unused temporary power allowance.

At the roll call:

Ayes: Heleker, Nelson, Mussell, Hanigan, Sands, Jensen

Nays:

The motion CARRIED

MAYOR’S COMMENTS

Tiffany Howell explained the new proposed site for 5 mailboxes proposed to serve 2nd Avenue South to 1st Avenue North and 700 and 800 block of Center Avenue and the 2 mailboxes proposed to serve 1st Avenue North to 3rd Avenue North. This will incorporate more of downtown. Bobbie Black stated that this has not been approved by the post office and when it is the City will enter into an agreement with them.

ADJOURNMENT

A motion was made by Heleker and seconded by Hanigan to adjourn the regular meeting at 2:16 PM.

The motion CARRIED.

Signed this _____ day of _____, 2012.

Jeff Williams, Mayor

ATTEST:

Mary Cordova, City Clerk

CITY OF PAYETTE
MARCH 5, 2012

CITY PAYROLL	2/24/2012	97,998.63
HARDIN SANITATION, INC.	2/21/2012	26,502.27
ACCO	03/01/12	288.75
ACTION COURIERS, INC.	03/01/12	24.36
ADVANCED CONTROL SYSTEMS	03/01/12	269.00
ALLIED BUSINESS SOLUTIONS	03/01/12	11.58
CITY CLEANERS	03/01/12	108.27
D&B SUPPLY	03/01/12	363.48
DART'S TRUE VALUE	03/01/12	825.92
FERGUSON ENTERPRISES #3204	03/01/12	100.00
FILTRATION TECHNOLOGY	03/01/12	174.88
GALL'S INC.	03/01/12	168.94
GRANITE EXCAVATION	03/01/12	1,069.00
GRANT'S PETROLEUM	03/01/12	1,303.15
HARDIN SANITATION, INC.	03/01/12	802.36
IDAHO POWER, PROCESSING CENTER	03/01/12	5,682.04
INDEPENDENT ENTERPRISE	03/01/12	39.90
INTERSTATE ELECTRIC	03/01/12	136.59
ISPEED	03/01/12	160.00
KAMAN INDUSTRIAL TECHNOLOGIES	03/01/12	13.83
KELLEY, JENNIFER A.	03/01/12	71.20
L.N. CURTIS AND SONS	03/01/12	1,010.90
MCCREA HEATING AND PLUMBING	03/01/12	300.00
MUNICIPAL EMERGENCY SERVICES DEP ACCT	03/01/12	174.61
ONTARIO BEARING & HYDRAULIC	03/01/12	2.30
ONTARIO TOOL AND RENTAL	03/01/12	237.00
PAYETTE AUTO SUPPLY	03/01/12	1,067.79
PAYETTE COUNTY CHAMBER OF COMMERCE	03/01/12	5.21
PRISM STRIPES	03/01/12	225.00
RELIANT BEHAVIORAL HEALTH, LLC	03/01/12	566.50
RUSH TRUCK - INTERSTATE BILLING SERVICES	03/01/12	615.00
S&H TERMINAL, INC.	03/01/12	166.90
SAFETY KLEEN	03/01/12	288.74
STANTON DISASTER CLEAN UP	03/01/12	9,574.12
STAPLES CREDIT PLAN	03/01/12	118.14
VAL'S FLORAL	03/01/12	57.00
WHITE CLOUD COMMUNICATIONS	03/01/12	4,027.80
		154,551.16

2012 ARBOR DAY PROCLAMATION



- Whereas, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a Special day be set aside for the planting of trees, and**
- Whereas, the holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and**
- Whereas, Arbor Day is now observed throughout the nation and the world, and**
- Whereas, trees can reduce the erosion of our precious topsoil by wind and water, lower our heating and cooling cost, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and**
- Whereas, trees are a renewable resource giving up paper, wood for our homes, fuel for our fires and countless other wood products, and**
- Whereas, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and**
- Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal.**

NOW, THEREFORE, I Jeffrey Williams Mayor of the City of Payette do hereby proclaim April 27, 2012 as Arbor Day in the City of Payette and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations.

Dated this 5th day of March, 2012.

Mayor

Jeffrey T. Williams
Mayor



City of Payette
700 Center Avenue
Payette, Idaho 83661
208-642-6024

OFFICE OF THE MAYOR

Dan Harbeke
Union Pacific Railroad
280 South 400 West
Salt Lake City, Utah 84101

February 20, 2012

Dear Dan:

Several months ago you and I discussed the pedestrian access at the City of Payette's 7th Avenue North Union Pacific Railroad crossing. At that time I told you I would send a diagram of some of the City's concerns at this location. Obviously, some time has passed and I am finally getting this information to you.

As you can see from the enclosed diagram, the proposed location for a pedestrian crossing is a long way from the paved portion of the City's street. The area in the upper right hand corner of the photo is a low income housing project which has a lot of younger children and the upper left hand corner of the photo is a newly created park which will have playground equipment, etc. installed in the Spring of 2012.

This area will become a safety hazard for the neighborhood, the City of Payette and obviously, Union Pacific Railroad. Please let me know what additional information you might need in order to move forward on creating a safer pedestrian crossing in this area.

If you should have any questions, please do not hesitate to call me at the number above or call my cell at 208/741-5240.

Sincerely,

A handwritten signature in blue ink, appearing to be "Jeffrey T. Williams", with a long horizontal flourish extending to the right.

Jeffrey T. Williams
PAYETTE'S Mayor



**PAYETTE PLANNING & ZONING COMMISSION
REGULAR MEETING
January 26, 2012**

6:00 PM –Planning & Zoning Meeting

ROLL CALL

Members Present: Kevin Hanigan, Jim Franklin, Cassandra McElravy, Thomas Ladley, Gary Youngberg and Randy Choate

Members Absent: Larry Hogg

Staff Present: Mary Cordova, City Clerk and Tiffany Howell, Assistant City Clerk

APPROVAL OF MINUTES

A motion was made by Franklin and seconded by Ladley to approve the regular meeting minutes 12-15-2011 as written.

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

COMMUNICATIONS

- A. House Bill 379
- B. Legislative Intent Language
- C. AIC Gas & Oil Blog

A motion was made by Youngberg and seconded by Hanigan to Move items A, B and C to Item 6.

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

PUBLIC HEARINGS

A. An application by Ed & Rhonda Anspach for a Variance of 13' of the side yard setback to construct a wood shade structure at 1307 1st Avenue South, Lots 1 & 2 of Block 22 of the amended plat of Melchers Addition. The property is zoned A-Residential.

Ed Anspach – 1307 1st Avenue South; Payette, Idaho 83661

Mr. Anspach stated that he is in front of the commission tonight to ask that his variance be approved. Mr. Anspach stated that his contractor started building the structure and was stopped by the building inspector. He stated that the structure is being put up because they are having a wedding in his backyard this summer and wants to have a nice structure. He stated that the structure when finished will have the same details as his house which is almost 100 years old.

The public hearing was closed at 6:16pm.

NEW BUSINESS

A. Ed & Rhonda Anspach – Variance – 1307 1st Avenue South

A motion was made by Franklin and seconded by Hanigan to approve the variance application submitted by Ed & Rhonda Anspach at 1307 1st Avenue South to allow the shade and patio structure and allow for the fence to be in the city right of way.

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

B. County Conditional Use Permit Recommendation – Scott Roper

Commissioner Choate stated that Mr. Roper wants to move his business back to his home due to the theft of copper from the current location. Commissioner Ladley asked if the carnival equipment will be visible from the roadway. Commissioner Choate stated that we could make that a stipulation of the recommendation.

A motion was made by Franklin and seconded by Ladley to send a favorable recommendation to the county for a conditional use permit submitted by Scott Roper located at 1720 North River Road.

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

OLD BUSINESS

A. Gas & Oil Ordinance –

The Gas & Oil Ordinance, House Bill 379, Legislative Intent Language and AIC Gas & Oil Blog were discussed during the Gas & Oil Ordinance. Clerk Cordova asked the Commission to review the information in the packet and the draft ordinance will be available at the joint meeting with the City Council and Public Works Commission on February 6, 2012.

ADJOURNMENT

The meeting was adjourned by a unanimous decision at 6:50 PM.

Recording Secretary
Tiffany Howell

APPLICATION AND CERTIFICATE FOR PAYMENT DOCUMENT G702

TO OWNER: City of Payette
700 Center Avenue
Payette, Idaho 83661

PROJECT: Park Greenbelt Erosion Repair
Payette, Idaho

ENGINEER: Holladay Engineering
32 North Main
Payette, Idaho 83661

FROM CONTRACTOR: Granite Excavation
23 Warm Lake Hwy
Cascade, Idaho 83811

APPLICATION NO: 2
PERIOD TO: 2/10/2012
PROJECT NO: CP10-0360C
CONTRACT DATE: 11/28/2011

Distribution to:
 OWNER
 ENGINEER
 CONTRACTOR
 FIELD OFFICE
 File, WBP 001 53

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract, Continuation Sheet, and Absaroka Construction Invoice #40, as attached.

1. ORIGINAL CONTRACT ONE SUM..... \$61,127
2. Net change by change orders..... \$0
3. CONTRACT SUM TO DATE..... (Line 1 + 2)..... \$61,127
4. TOTAL COMPLETED & STORED TO DATE..... \$52,018
(Column G on G703)

5. RETAINAGE:
 - a. 5.0% of completed Work..... \$2,601
(Columns D + E on G703)
 - b. 5.0% of Stored Material..... \$0
(Columns F on G703)
- Total Retainage (Line 5a + 5b or Total in Column I of G703) \$2,601

6. TOTAL EARNED LESS RETAINAGE..... \$49,417
(Line 4 less Line 5 Total)

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT..... \$48,348
(Line 6 from prior Certificate)

8. CURRENT PAYMENT DUE..... \$1,069

9. BALANCE TO FINISH, INCLUDING RETAINAGE \$11,710

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$0	
Total approved this Month	\$0	
TOTALS	\$0	\$0
NET CHANGES by Change Order	\$0	\$0

CONTRACTOR'S CERTIFICATE FOR PAYMENT

The undersigned Contractor certifies that to the best of his knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Granite Excavation

By: 
Preston Ellingford

PROJECT MANAGER'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the PM certifies to the Owner that to the best of the PM's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the amount indicated.

Doug Argo, Payette City Engineer


Date: 2/29/12

Date: _____

CONTINUATION SHEET

DOCUMENT G703

PAGE 2 OF 2 PAGES

APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certificate, is attached. In tabulations below, amounts are stated to the nearest dollar. Use Column I on contracts where variable retainage for line items may apply.

APPLICATION NO.: 1
 APPLICATION DATE: 2/23/2012
 PERIOD TO: 2/10/2012
 PROJECT NO.: CP10-0360C

A	B	C	D		E	F	G		H	I
			WORK COMPLETED				TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G - C)		
	DESCRIPTION OF WORK	SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D+E)	THIS PERIOD	MATERIALS STORED (NOT IN D OR E)			BALANCE TO FINISH (C-G)	RETAINAGE (5%)	
2010.4.1.A.1	Mobilization	\$12,520.00	\$12,520.00				12,520.00	100%	\$0.00	\$626.00
SP-1	BANK BARBS	\$ 14,600.00	\$14,600.00				14,600.00	100%	\$0.00	\$730.00
SP-2	REGRADE BANK	\$ 6,675.00	\$6,675.00				6,675.00	100%	\$0.00	\$333.75
SP-3	REMOVE ASPHALT CONCRETE (AC)	\$ 2,578.00	\$1,922.50				1,922.50	75%	\$655.50	\$96.13
SP-4	PLACE CRUSHED ROCK	\$ 3,734.55	\$3,174.37				3,174.37	85%	\$560.18	\$158.72
SP-5	REPAVE PATHWAY	\$ 6,000.00	\$0.00				0.00	0%	\$6,000.00	\$0.00
SP-6	ADD FILL (SAND AND GRAVEL)	\$ 3,919.24	\$3,919.24				3,919.24	100%	\$0.00	\$195.96
SP-7	RELOCATE FENCE	\$ 1,500.00	\$375.00	\$1,125.00			1,500.00	100%	\$0.00	\$75.00
SP-8	PLANT WILLOWS	\$ 4,756.50	\$4,756.50				4,756.50	100%	\$0.00	\$237.83
SP-9	COIR MATTING EROSION CONTROL	\$ 2,950.00	\$2,950.00				2,950.00	100%	\$0.00	\$147.50
	GRAND TOTALS	\$59,233.29	\$50,892.61	\$1,125.00	\$0.00	\$52,017.61	87.82%	\$7,215.68	\$2,600.88	

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING CHAPTER 12.18 IN TITLE 12 OF THE PAYETTE CITY CODE; ADDING A NEW DEFINITION; AMENDING SECTION 12.18.070 ESTABLISHES AND DEFINES THE DUTIES OF THE CITY FORESTER; AMENDING SECTION 12.18.110 PAYETTE CITY BUSINESS LICENSE REQUIRED; ADDING A NEW SECTION 12.18.200 ABATEMENT OF PUBLIC NUISANCES; SETTING AN EFFECTIVE DATE; ALLOWING PUBLICATION IN SUMMARY FORM; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; PROVIDING A PENALTY:

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF PAYETTE, IDAHO:

Section 1. Chapter 12.18 in Title 12 of the Payette Municipal Code is hereby amended as follows:

**Chapter 12.18
PAYETTE CITY TREE ORDINANCE**

12.18.020: DEFINITIONS:

12.18.070: ESTABLISHMENT AND DUTIES OF THE CITY FORESTER:

12.18.110: PAYETTE CITY BUSINESS LICENSE REQUIRED:

12.18.200: ABATEMENT OF PUBLIC NUISANCES

12.18.210: SEVERABILITY

12.18.020: DEFINITIONS:

PUBLIC NUISANCES: Any tree or part thereof (public or private) which, by reason of location or conditions, constitutes a hazard to public safety as determined by the City Forester. Any tree or part thereof (on public or private property) which obstructs the free passage of pedestrian or vehicular traffic or which obstructs public street lighting or which because of its condition constitutes a threat to any member of the public. Any tree or alternate host plant or part hereof (on public or private property) which harbors pests which reasonably may be expected to injure or harm public trees.

12.18.070: ESTABLISHMENT AND DUTIES OF THE CITY FORESTER:

Administrative/Management Duties:

A. Tree Planting Duties:

1. Order the pruning and removal of public trees to ensure public health, safety and welfare while considering the health of the tree and other elements of the infrastructure.
2. Recommend trees as public nuisances as defined in 12.18.020. Abatement of public nuisances shall be completed as identified in 12.18.200.

12.18.110: PAYETTE CITY BUSINESS LICENSE REQUIRED:

Evidence to satisfy section 12.18.130 of this chapter. (Ord. 1177, 200

12.18.200: ABATEMENT OF PUBLIC NUISANCES:

The following are the prescribed means of abating public nuisances under this chapter:

- A. Any tree or alternate host plant or part thereof (public or private) declared to be a public nuisance as set forth in the definitions of this chapter shall be pruned, removed or otherwise treated in

accordance with the requirements of this chapter. All costs for nuisance abatement shall be the responsibility of the adjacent property owner or of any person claiming ownership thereof;

- B. The city may cause a written notice to be personally served or sent by mail to the owner of the particular property;
- C. In the event the nuisance is not abated by the date specified in the notice, the city clerk, city forester, city parks supervisor, street supervisor or other authorized person is authorized to cause the abatement of said nuisance. The reasonable cost of such abatement shall be charged to the property owner upon which the tree is located or upon the immediately adjacent property. Monies which have not been recovered through the city bill collection procedures may result in a lien against the property or assessed on taxes as provided for in Idaho Code title 50. In addition, the owner of the property upon which the nuisance is located may be subject to prosecution under this chapter, or any other chapter of this code or the Idaho Code for maintaining a public nuisance. Nothing in this provision shall be construed to exempt any person from the requirement of obtaining permits under 12.18.110.
- D. The city clerk, city forester, street supervisor, parks supervisor or other authorized person is empowered to cause the immediate abatement of any nuisance if it is determined by the city forester or other authorized person to be an emergency or immediate hazard to public safety;
- E. If the city forester determines that disposal of the wood, branches and soil from removal or pruning of a nuisance tree is required to complete abatement, such disposal shall be done in such a manner to minimize the impact on other vegetation or members of the community. All costs associated with the disposal of material from private trees shall be the responsibility of the property owner.

12.18.210: SEVERABILITY:

The provision of this Chapter shall be deemed severable and findings by a court of law that a provision of this Chapter is unlawful shall have no effect on the remaining provisions.

Section 2. This Ordinance may be published in summary form allowed by Idaho Code.

Section 3. This Ordinance shall be in full force and effect immediately upon passage and publication as required by the laws of the State of Idaho.

Section 4. Any ordinances or resolutions which are in conflict with this Ordinance are hereby repealed, but only insofar as the conflict exists.

Section 5. If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall be applied to effectuate the purposes of this Ordinance.

PASSED and APPROVED by the Mayor and City Council of the City of Payette, Idaho this _____ day of _____, 2012.

CITY OF PAYETTE, IDAHO

by _____

Jeffrey T. Williams, Mayor

ATTEST:

Mary Cordova, City Clerk

KEPHA Construction



3606 E. Newby Street – Nampa, Idaho 83687
 Phone: 208-461-2700 Facsimile: 208-461-2702

INVOICE

DATE: 1/31/2012
INVOICE # K200-10-15

Bill To:

Name Ms. Mary Cordova
 Company City of Payette
 Address 700 Center Avenue
 City, State ZIP Payette, Idaho 83661
 Phone 208-642-6024

Architect:

Name Dion Zimmerman
 Company Gowland, Johansson, Zimmerman Architecture
 Address 400 South Main
 City, State ZIP Payette, Idaho 83661
 Phone 208-642-4452

Job Number	Job Name	Contract Amount	Change Orders	Credits	Revised Amount
K200-10	City of Payette Rural Fire Station	\$1,666,311.00	\$148,765.04	\$0.00	\$1,815,076.04
Completed/Stored to Date					\$1,815,076.04
Retention					0.00%
Total Retention					\$0.00
Previously Paid					\$1,722,919.51
Due This Period					\$92,156.53

Copies to:

Owner ✓
 Architect ✓
 Contractor ✓

Please return a fully executed original to contractor - Thank you for your business!

TO OWNER: City of Payette
 700 Center Avenue
 Payette, Idaho 83661

PROJECT: Payette City/Rural Fire Station
 APPLICATION NO: 00015
 PERIOD TO: 1/31/2012
 PROJECT NOS.: 1001

Distribution to:
 OWNER
 ARCHITECT
 CONTRACTOR

FROM CONTRACTOR: Atkins General Builders, Inc.
 3606 E. Newby Street
 Nampa, Idaho 83687

VIA ARCHITECT: Gowland Johanson & Zimmerma
 400 South Main
 Payette, Idaho 83661

CONTRACT DATE: 9/29/2010

CONTRACT FOR:

CONTRACTOR'S APPLICATION FOR PAYMENT

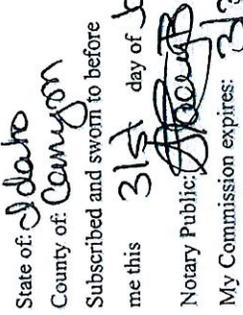
The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Atkins General Builders, Inc.

By: [Signature] Date: 2-14-12
 L. Brian Atkins

State of: Idaho
 County of: Camygon

Subscribed and sworn to before me this 31st day of Jan 2012
 Notary Public: [Signature]
 My Commission expires: 3/2012



1. ORIGINAL CONTRACT SUM \$1,666,311.00

2. Net change by Change Orders \$148,765.04

3. CONTRACT SUM TO DATE (Line 1 ± 2) \$1,815,076.04

4. TOTAL COMPLETED & STORED TO DATE \$1,815,076.04
 (Column G on G703)

5. RETAINAGE:

a. 0 % of Completed Work \$0.00
 (Columns D + E on G703)

b. 0 % of Stored Material \$0.00
 (Columns F on G703)

Total Retainage (Line 5a + 5b or Total in Columns I on G703) \$0.00

6. TOTAL EARNED LESS RETAINAGE \$1,815,076.04
 (Line 4 less Line 5 Total)

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT \$1,722,919.51
 (Line 6 from prior Certificate)

8. CURRENT PAYMENT DUE \$92,156.53

AMOUNT CERTIFIED \$0.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

9. BALANCE TO FINISH, INCLUDING RETAINAGE \$0.00
 (Line 3 less Line 6)

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$0.00

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$147,288.48	\$0.00
Total approved this Month	\$1,476.56	\$0.00
TOTALS	\$148,765.04	\$0.00
NET CHANGES by Change Order	\$148,765.04	

By: [Signature] Date: 02-14-2012
 ARCHITECT: Gowland Johanson, Zimmerman Arch
 Dion Zimmermae

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE 1 OF 2 PAGES

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification, is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO.: 00015

APPLICATION DATE:

PERIOD TO: 1/31/2012

ARCHITECT'S PROJECT NO.: 1001

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C-G)	I RETAINAGE (IF VARIABLE) RATE
			FROM PREVIOUS APPLICATION (D + E)						
0000005	INDIRECT COSTS								
0000010	Insurances	\$21,500.00	\$21,500.00	\$0.00	\$0.00	\$0.00	\$21,500.00	\$0.00	\$0.00
0000020	Bonds	\$18,500.00	\$18,500.00	\$0.00	\$0.00	\$0.00	\$18,500.00	\$0.00	\$0.00
0000030	General Conditions	\$15,000.00	\$15,000.00	\$0.00	\$0.00	\$0.00	\$15,000.00	\$0.00	\$0.00
0000040	Surveying	\$3,200.00	\$3,200.00	\$0.00	\$0.00	\$0.00	\$3,200.00	\$0.00	\$0.00
0000050	Roll Off Containers	\$11,150.00	\$11,150.00	\$0.00	\$0.00	\$0.00	\$11,150.00	\$0.00	\$0.00
0000060	Project Management/Supervision	\$64,050.00	\$64,050.00	\$0.00	\$0.00	\$0.00	\$64,050.00	\$0.00	\$0.00
0000070	Final Cleaning	\$6,100.00	\$6,100.00	\$0.00	\$0.00	\$0.00	\$6,100.00	\$0.00	\$0.00
0000075	SUBTOTAL	\$139,500.00	\$139,500.00	\$0.00	\$0.00	\$0.00	\$139,500.00	\$0.00	\$0.00
0000078	DIRECT COSTS								
0000080	Earthwork	\$190,061.00	\$190,061.00	\$0.00	\$0.00	\$0.00	\$190,061.00	\$0.00	\$0.00
0000090	Fences & Gates	\$4,000.00	\$4,000.00	\$0.00	\$0.00	\$0.00	\$4,000.00	\$0.00	\$0.00
0000100	Rebar & Wire Mesh	\$8,000.00	\$8,000.00	\$0.00	\$0.00	\$0.00	\$8,000.00	\$0.00	\$0.00
0000110	Concrete Accessories	\$2,000.00	\$2,000.00	\$0.00	\$0.00	\$0.00	\$2,000.00	\$0.00	\$0.00
0000120	Concrete	\$137,000.00	\$137,000.00	\$0.00	\$0.00	\$0.00	\$137,000.00	\$0.00	\$0.00
0000130	Concrete Staining/Sealing	\$2,000.00	\$2,000.00	\$0.00	\$0.00	\$0.00	\$2,000.00	\$0.00	\$0.00
0000140	Masonry	\$70,000.00	\$70,000.00	\$0.00	\$0.00	\$0.00	\$70,000.00	\$0.00	\$0.00
0000150	Structural Metals	\$20,000.00	\$20,000.00	\$0.00	\$0.00	\$0.00	\$20,000.00	\$0.00	\$0.00
0000160	Rough Carpentry - Materials	\$28,700.00	\$28,700.00	\$0.00	\$0.00	\$0.00	\$28,700.00	\$0.00	\$0.00
0000170	Rough Carpentry - Subcontract	\$37,000.00	\$37,000.00	\$0.00	\$0.00	\$0.00	\$37,000.00	\$0.00	\$0.00
0000180	Pre-Fab Trusses	\$41,500.00	\$41,500.00	\$0.00	\$0.00	\$0.00	\$41,500.00	\$0.00	\$0.00
0000190	Cabinets & Casework	\$23,350.00	\$23,350.00	\$0.00	\$0.00	\$0.00	\$23,350.00	\$0.00	\$0.00
0000200	Insulation	\$12,150.00	\$12,150.00	\$0.00	\$0.00	\$0.00	\$12,150.00	\$0.00	\$0.00
0000210	Metal Roofing	\$98,000.00	\$98,000.00	\$0.00	\$0.00	\$0.00	\$98,000.00	\$0.00	\$0.00
0000220	Joint Sealants	\$2,500.00	\$2,500.00	\$0.00	\$0.00	\$0.00	\$2,500.00	\$0.00	\$0.00
0000230	Doors & Hardware - Labor	\$4,000.00	\$4,000.00	\$0.00	\$0.00	\$0.00	\$4,000.00	\$0.00	\$0.00
0000240	Doors & Hardware - Materials	\$26,000.00	\$26,000.00	\$0.00	\$0.00	\$0.00	\$26,000.00	\$0.00	\$0.00
0000250	Overhead Doors	\$50,000.00	\$50,000.00	\$0.00	\$0.00	\$0.00	\$50,000.00	\$0.00	\$0.00
0000260	Storefront	\$31,200.00	\$31,200.00	\$0.00	\$0.00	\$0.00	\$31,200.00	\$0.00	\$0.00
0000270	Plastering	\$16,000.00	\$16,000.00	\$0.00	\$0.00	\$0.00	\$16,000.00	\$0.00	\$0.00
0000280	Drywall	\$41,000.00	\$41,000.00	\$0.00	\$0.00	\$0.00	\$41,000.00	\$0.00	\$0.00
0000290	Flooring	\$13,000.00	\$13,000.00	\$0.00	\$0.00	\$0.00	\$13,000.00	\$0.00	\$0.00



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G703-1992

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE 2 OF 2 PAGES

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification, is attached. In tabulations below, amounts are stated to the nearest dollar. Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO.: 00015
 APPLICATION DATE: 1/31/2012
 ARCHITECT'S PROJECT NO.: 1001

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C - G)	I RETAINAGE TO (IF VARIABLE) RATE
			FROM PREVIOUS APPLICATION (D + E)						
0000300	Painting	\$19,000.00	\$19,000.00	\$0.00	\$0.00	\$0.00	\$19,000.00	\$0.00	\$0.00
0000310	Specialties	\$31,500.00	\$31,500.00	\$0.00	\$0.00	\$0.00	\$31,500.00	\$0.00	\$0.00
0000320	Louvers & Vents	\$5,200.00	\$5,200.00	\$0.00	\$0.00	\$0.00	\$5,200.00	\$0.00	\$0.00
0000330	Appliances	\$16,950.00	\$16,950.00	\$0.00	\$0.00	\$0.00	\$16,950.00	\$0.00	\$0.00
0000340	Fire Sprinklers	\$52,000.00	\$52,000.00	\$0.00	\$0.00	\$0.00	\$52,000.00	\$0.00	\$0.00
0000350	Plumbing	\$74,000.00	\$74,000.00	\$0.00	\$0.00	\$0.00	\$74,000.00	\$0.00	\$0.00
0000360	HVAC	\$197,400.00	\$197,400.00	\$0.00	\$0.00	\$0.00	\$197,400.00	\$0.00	\$0.00
0000370	Electrical	\$273,300.00	\$273,300.00	\$0.00	\$0.00	\$0.00	\$273,300.00	\$0.00	\$0.00
0000380	SUBTOTAL	\$1,526,811.00	\$1,526,811.00	\$0.00	\$0.00	\$0.00	\$1,526,811.00	\$0.00	\$0.00
0000430	CHANGE ORDERS								
C000001	COR 00001	\$2,657.60	\$2,657.60	\$0.00	\$0.00	\$0.00	\$2,657.60	\$0.00	\$0.00
C000002	COR00002, PCO 00001	\$12,154.57	\$12,154.57	\$0.00	\$0.00	\$0.00	\$12,154.57	\$0.00	\$0.00
C000003	PCO 0003 Electrical / Masonry	\$4,084.63	\$4,084.63	\$0.00	\$0.00	\$0.00	\$4,084.63	\$0.00	\$0.00
C000004	PCO4REV, 5, 6, 7,	\$1,805.98	\$1,805.98	\$0.00	\$0.00	\$0.00	\$1,805.98	\$0.00	\$0.00
C000005	PCO 00009 Casework/Plumbing/Elect	\$8,977.27	\$8,977.27	\$0.00	\$0.00	\$0.00	\$8,977.27	\$0.00	\$0.00
C000006	PCO10, PCO 11	\$73,922.19	\$73,922.19	\$0.00	\$0.00	\$0.00	\$73,922.19	\$0.00	\$0.00
C000007	Radio Antenna PCO 000012	\$16,891.50	\$16,891.50	\$0.00	\$0.00	\$0.00	\$16,891.50	\$0.00	\$0.00
C000008	New water fillers ASI #11	\$10,250.89	\$10,250.89	\$0.00	\$0.00	\$0.00	\$10,250.89	\$0.00	\$0.00
C000009	Raise fire line ASI #12	\$7,458.75	\$7,458.75	\$0.00	\$0.00	\$0.00	\$7,458.75	\$0.00	\$0.00
C000010	PCO 15 and 16	\$9,085.10	\$9,085.10	\$0.00	\$0.00	\$0.00	\$9,085.10	\$0.00	\$0.00
C000011	Upgraded High Temp Hose Reels	\$1,076.56	\$0.00	\$1,076.56	\$0.00	\$0.00	\$1,076.56	\$0.00	\$0.00
C000012	COR 00007	\$400.00	\$0.00	\$400.00	\$0.00	\$0.00	\$400.00	\$0.00	\$0.00
C100000	SUBTOTAL	\$148,765.04	\$147,288.48	\$1,476.56	\$0.00	\$0.00	\$148,765.04	\$0.00	\$0.00
		\$1,815,076.04	\$1,813,599.48	\$1,476.56	\$0.00	\$0.00	\$1,815,076.04	\$0.00	\$0.00



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G703-1992

CONDITIONAL WAIVER AND RELEASE UPON FINAL PAYMENT

Upon receipt by the undersigned of a check from **City of Payette** in the sum of **\$92,156.53** payable to **Atkins General Builders, Inc., DBA KEPHA Construction** (Contractor) and when the check has been properly endorsed and has been paid by the bank upon which it is drawn, this document shall become effective to release any mechanic's lien, stop notice, or bond right the undersigned has on the job of **City of Payette** (Owner) located at **7th Avenue and Highway 95, Payette, Idaho 83661** (Address) on the project of, **K200-10, Payette City / Rural Fire Station** (Job Description). This release covers the final payment to the undersigned for all labor, services, equipment or material furnished to **City of Payette** on the job, except for disputed claims for additional work in the amount of **\$0**. Before any recipient of this document relies on it, the party should verify evidence of payment to the undersigned.

Dated: January 31, 2012

Atkins General Builders, Inc., DBA KEPHA Construction

By: L. Brian Atkins

Title: President

CONDITIONAL WAIVER AND RELEASE UPON FINAL PAYMENT

M:\Documents\apps\PROJECTS\PROJECTS 2010\K200-10 Payette City Rural Fire Station\Payment Applications\Pay App #00015\KEPHA Conditional Final K100-10.doc

**UNCONDITIONAL WAIVER AND RELEASE UPON
PROGRESS PAYMENT**

The undersigned has been paid and has received a progress payment in the sum of **\$1,722,919.51** for labor, services, equipment, or material furnished to **Atkins General Builders, Inc. dba KEPHA Construction** on the job of **The City of Payette (Owner)** located at **7th Avenue and Highway 95, Payette, Idaho 83661** (Job Location) project, **K200-10, Payette City/Rural Fire Station** (Job Description) and does hereby release any mechanic's lien, stop notice, or bond right that the undersigned has on the above referenced job to the following extent. This release covers a progress payment for labor, services, equipment, or materials furnished to; **The City of Payette**, through **January 31, 2012**, (Date) only and does not cover any retentions retained before or after the release date; extras or items furnished after the release date. Rights based upon work performed or items furnished under a written change order which has been fully executed by the parties prior to the release date are covered by this release unless specifically reserved by the claimant in this release.

Dated: January 31st, 2012

Atkins General Builders, Inc.,
dba KEPHA Construction

By: L. Brian Atkins

Title: President



State of: Idaho

County of: Canyon

Subscribed and sworn to before me

Notary Public: Stacey Bulland

My Commission Expires: 3/30/12

NOTICE: THIS DOCUMENT WAIVES RIGHTS UNCONDITIONALLY AND STATES THAT YOU HAVE BEEN PAID FOR GIVING UP THOSE RIGHTS. THIS DOCUMENT IS ENFORCEABLE AGAINST YOU IF YOU SIGN IT, EVEN IF YOU HAVE NOT BEEN PAID. IF YOU HAVE NOT BEEN PAID, USE A CONDITIONAL RELEASE FORM.

CONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

M:\Documents\apps\PROJECTS\PROJECTS 2010\K200-10 Payette City Rural Fire Station\Payment Applications\Pay App #00015\KEPHA Unconditional Waiver Progress K100-10-13.doc



Payette Fire Department Monthly Activity Report



FEBRUARY 2012

The Fire Department responded to 48 calls that included:

7 Fire Inspections

25 Medical

6 fires

1 Vehicle accident

3 False alarms

5 Lift assist

1 Extrication

In February we had 15 Kids and 10 adults tour the station.

Fire Chief

Steve Castenada

Steve Castenada

The Payette Boy Scouts Troup 361 donated blankets to the Payette Fire Department to be distributed to people in Payette who have lost their belongings in a structure fire.

In the Picture from Left to Right.

Fire Chief Steve Castenada, Thomas Moore, Brenden Mahoney, Dakota Lowry, Scout Leader Kathy Borgholthaus. Back Row Captain Greg Speulda.

