

**MINUTES
PAYETTE CITY COUNCIL
Work Session, Public Hearing & Regular Meeting
July 1, 2013**

ROLL CALL

Council Present: Mayor Jeff Williams, Georgia Hanigan, Craig Jensen, Mark Heleker, Lee Nelson and Ivan Mussell.
Absent: Jeff Sands, excused
Staff Present: Mary Cordova, City Coordinator; Doug Argo, City Engineer; Jennifer Kelley, HR; Mark Clark, Police Chief; Steve Castenada, Fire Chief; Bobbie Black, Deputy City Clerk; Brad Davis, Streets Foreman

6:00 PM – Work Session

A. Tree Removal at Golf Course – Dave Koeppen, 1582 NW 1st, Fruitland, showed the Council trees on the map for the golf course that are located in the Runway Protection Zone and identified as a hazard for pilots. Pictures of the trees were provided in the last Council packets. The 2000 Airport Master Plan listed for them to be removed by 2005. It states 7 ° angles for 150' he believed. This is a liability for the City. Councilor Heleker asked how much communication has the Airport Commission and PMDC have had on this issue, Koeppen replied none recently. He would contact them, but it is still the City Council's decision in the end. Mayor Williams stated he would like to see the council liaison for the PMDC and the Airport Commission to see what we can do to minimize the liability for the City. Scott Masingill, representing the PMDC, stated he would look at the trees, but doesn't want X's on their property like in 2002. Leaving the trees is a big liability for the airport and taking out the trees is a liability for PMDC as they are a big part of their facility. He would rather kill a pilot than a golfer. He stated that some kind of compensation should be made for the trees, but doesn't want to fight; we need to co-exist. He doesn't like someone to say I think it is an issue; he wants to know what it really is an issue. What we deem critical and the airport deems a problem that is a decision that City Council will have to make. Doug Argo stated the angles are set for safety zones and are set by regulations that have been in place for all airports for many years. Mary Cordova gave some history on the trees. She stated that the Airport Commission has been talking about them for a long time and they recommended a letter be sent to PMDC on behalf of the Commission. The trees are clearly identified in the master plan and we have had an ordinance in place since 1982, which designated runway clear zones, and what can or cannot be in those zones. Several aviation website lists the trees as obstructions to make pilots aware prior to their arrival at the airport. This is an issued we need to address. Discussion followed about the history of when the trees were planted and it was said to be in the late 60's – early 70's. Mr. Masingill stated that it will come down to two attorneys talking and determining the issues. He stated that he will identify the trees and let the City know by the end of the week. Ended at 6:26 PM

6:30 PM – Public Input

Council Present: Mayor Jeff Williams, Georgia Hanigan, Craig Jensen, Mark Heleker, Lee Nelson and Ivan Mussell.
Absent: Jeff Sands, excused
Staff Present: Mary Cordova; Doug Argo, City Engineer; Jennifer Kelley, HR; Mark Clark, Police Chief; Steve Castenada, Fire Chief; Bobbie Black, Deputy City Clerk, Brad Davis, Streets Foreman

The Payette City Council received public input regarding closing access at Highway 52 at the intersection of 6th Avenue South.

Chief Clark addressed the Council. He stated that he has been here for 25 years and where Highway 52 intersects with Wayne Drive and 6th Avenue South has been a topic of discussion for years. Idaho Transportation Department came in and did a study and it stated that the intersection on 6th Avenue South needs to be closed or improved. There have been 31 accidents at this location. His officers have been working traffic there for the last two weeks and most citations have been for excessive speed and not all offenders are residents of Payette. He has talked to various committees regarding public safety at this intersection, and the Public Safety Committee recommended that the City Council have public input to get feedback from the community.

Harriet Berg, 2090 Bonnie Drive, addressed the Council. She is opposed to closing the intersection. Many people use it on a daily basis. Stated that is no greater safety issue than other intersections. If closed, you have to go eight blocks and that is a cost in gas and wear and tear on vehicles. It is undemocratic, the City and County need to agree to maintain it. It is deplorable to close.

Richard Spencer, 638 Deer Meadows, addressed the Council. He walks to get his paper and coffee. It is not even a road it is more like a goat trail. It should never have been done in the first place, it is not very safe. For 2 million it could be fixed. Put a guard rail up and 50% of all accidents would go away. He wants it closed.

Alan Massey, 1920 3rd Avenue South, addressed the Council. There have been numerous accidents at this location and it is in the top 5 for intersection accidents. This has been a source of long debates. It is a short cut and is dangerous, steep and narrow. People slip and slide during the winter months. People ignore the posted signs. Short term solution is to reduce speed and long term solution is to close ramp. Closing would improve the troubled intersection. To repair to ITD standards would cost 1.2 million and be borne by the citizens of Payette. The stoplight has improved the traffic flow greatly. The other option is to ignore ITD's recommendation and increase the liability to the City. He recommends amending the agenda tonight and recommended closure.

Kathy Dodson, 2088 Shelley Drive, addressed the Council. She formerly lived in the area of the intersection and she is in favor of closure. Her husband had a wreck there and she is not in favor of spending any money. Closing would make it safer for our citizens.

Connie Morrison, 652 Deer Meadows Lane, addressed the Council. She is opposed to having it closed. Firefighters come down the intersection. It is not maintained and people come up from the light going 55 MPH. A lot of kids come down 6th Avenue South early in the morning.

Ann Curtis, 1125 2nd Avenue South, addressed the Council. She has no opinion either way. She was a person that got in an accident and if she would have been driving her car instead of her truck it would have been a different story. Highway 52 is now a heritage by-way. If the Council decided to spend taxpayer money to improve, the taxpayers would have a stroke. That money needs to go to other projects.

Ron Warzyn, 832 Beverly Hill Drive, addressed the Council. He is opposed to closing. He knows there are accidents; just closing it won't eliminate all accidents. It will put heavy flow on other streets. The City has paid for other intersections, that is how it works.

Nancy Dale, 313 Sunrise Drive, addressed the Council. She was resistant at first to having this intersection closed, but made a more concerted effort to not use the "shortcut", and instead use the intersection of 52 & 95 at the light. She was amazed how quickly the light turns, and it actually became faster to use the stoplight intersection than to use what she had considered a shortcut. The intersection is not maintained and the City needs to protect their liability; that it is a high risk intersection. One argument is convenience, rather than safety. It is irresponsible to keep open and the money to improve is not there. She supports closure.

Leon Newman, 851 Beverly Hills Drive, addressed the Council. He thinks it is speed that is the biggest issue. He sees it all the time. He has seen 2 wrecks in the last 7 years. He is for keeping it open.

Joe Pickett, 630 Deer Meadows Lane, addressed the Council. He sees traffic going up on the intersection, including big rigs. If the City keeps it open they have to bring it up to standards. He doesn't know who is responsible. If it was just traffic for Deer Meadows Lane the road would last a long time. Either close it or fix it.

Harold Adler, 628 Deer Meadows Lane, addressed the Council. He says the biggest problem is the lane going up to Highway 52, it is too small. You can't see the stop sign clearly and it is an accident waiting to happen. He is not for spending that kind of money to keep it open.

Mike Leavitt, 865 Hughes Drive, addressed the Council. He stated the Council doesn't need to spend money on that little road. The speed limit is the biggest issue, slow the traffic down. He likes the convenience of the intersection. He doesn't like to use the light when biking. He was asked if the option is to close or fix what would he choose. Mr. Leavitt stated he doesn't mind paying taxes.

Michelle Brown, 520 S. 18th Street, addressed the Council. She is at all of the accidents. She is not able to enter Highway 52 with her horse trailer; she has to put her truck in four wheel drive. She can't enter safely; there is not room for 2 vehicles. Payette County Sheriff is the worst offender of turning left onto Highway 52. She has seen the amount of accidents or near misses and states it is an unsafe approach and exit off Highway 52. She stated there is a lot of foot traffic and you can't stop that. A cross walk needs to go in. If she welcomes people to her property then she could be liable. The four people living there are the first responders on accidents. She would like to see a flashing crosswalk and not spend 1 million fixing the intersection. The stoplight improved the flow of traffic. Speed has definitely increased along the highway. Overall she knows it is convenient for some people, but it is not safe. She is in favor of blocking off this intersection. We need to take more responsibility for our youth and citizens. The City would have to buy right of way to improve.

Jon Meek, 1751 6th Avenue South, addressed the Council. He doesn't know where the property lines are, but believes some of it is on private property. He doesn't like the idea of tearing up his property. The intersection is dangerous. Need to slow traffic down. He wants safety to be a priority.

Harriet Berg re-addressed the Council. She stated that the school bond didn't make her taxes go up much. Maybe get a block grant if available to improve. Asked what is required to fix a

road. Councilor Heleker stated he is hesitant in closing and would like to look at way to make it safer and if can't then it needs to be closed.

Public comments ended at 7:24 PM

7:25 PM – Regular Meeting

A regular meeting of the Payette City Council was called to order at 7:10 PM by Mayor Jeff Williams in the City Council Chambers of Payette City Hall, 700 Center Avenue.

ROLL CALL

Members Present: Mayor Jeff Williams, Mark Heleker, Ivan Mussell, Georgia Hanigan, Lee Nelson and Craig Jensen

Members Absent: Jeff Sands, excused

Staff Present: Mary Cordova; Doug Argo, City Engineer; Jennifer Kelley, HR; Mark Clark, Police Chief; Steve Castenada, Fire Chief; and Bobbie Black, Deputy City Clerk.

PLEDGE

Chief Clark led the pledge of allegiance.

CITIZENS COMMENTS

None Heard

Amend the agenda to add burn ban:

A motion was made by Jensen and seconded by Hanigan to amend the agenda by adding burn ban under new business due to being an emergency situation.

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

APPROVAL OF MINUTES

A motion was made by Heleker and seconded by Mussell to approve the work session and regular meeting minutes of 06-17-2013 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 \$190,169.86.

At the roll call:

Ayes: Heleker, Mussell, Hanigan, Jensen and Nelson

Nays:

The motion CARRIED.

SPECIAL ORDERS

None heard.

COMMUNICATIONS

AIC Youth Conference Report: Jemma Smith & Allison Youngberg addressed the Council about their experience at the conference. They stated that they learned how our community works and how to work more effectively with other youth and cities.

OLD BUSINESS

A. Ordinance #1377 AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING CHAPTER 20 OF TITLE 10 OF THE PAYETTE MUNICIPAL CODE BY ADDING NEW SUBSECTION F, UNDER SECTION 10.20.090 TIME RESTRICTION IN CERTAIN AREAS; DESIGNATED; PENALTY FOR VIOLATION; SETTING AN EFFECTIVE DATE; ALLOWING PUBLICATION IN SUMMARY FORM; ESTABLISHING SEVERABILITY; ESTABLISHING A PENALTY; ESTABLISHING A REPEALER. – 3rd Reading

A motion was made by Nelson and seconded by Mussell to introduce Ordinance #1377 by a third reading.

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

Bert Osborn read the ordinance title.
The Council asked Chief Clark if he had talked to the residents and he stated yes, he talked with several residents that would be affected. There was no resistance to this. Vision obstruction has been an issue. Discussed where they can and can't park. They have room on the North end of their property.

A motion was made by Mussell and seconded by Jensen to pass Ordinance #1377 on its third reading.

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

A motion was made by Mussell and seconded by Nelson that Ordinance #1377 do pass.

At the roll call:

Ayes: Heleker, Mussell, Hanigan, Jensen and Nelson

Nays:

B. Special Events Permit – Region III Bus Driver Training – Fee Waiver
They have done this event before. Clark stated that he has closed the street before and involved in this drill. Payette is a member of Region III. There will be up to 350 participants in attendance. They will be doing all the emergency scenarios by the bus barn, and will be eating in the park. The application asked for the fees to be waived.

A motion was made by Mussell and seconded by Nelson to approve fee waiver on the special events permit for the Region III Bus Driver Training, but maintain the deposit fee and refund if park is not cleaned up.

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

NEW BUSINESS

A. Resolution #2013-08

A motion was made by Heleker and seconded by Nelson approve Resolution #2013-08 as presented, with minimum bid amounts from this resolution and some that were previously in Resolution #2013-077.

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

B. Planning & Zoning Appointment – Next Meeting

C. King Construction – 425 North 6th Street – Curb Cut Application – For a shop that was built on this property. Code requires 21' and takes up more than 35% of street frontage; P & Z recommended for City Council to approve curb cut application.

A motion was made by Heleker and seconded by Mussell to approve the curb cut application for King Construction at 425 North 6th Street as presented.

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

D. Write-Off Accounts- Minimum set at \$25.00 to be sent to collection, #1 through #9 is bankruptcies.

A motion was made by Mussell and seconded by Nelson to approve the utility write offs as presented.

At the roll call:

Ayes: Heleker, Mussell, Hanigan, Jensen and Nelson

Nays:

The motion CARRIED.

E. Burn Ban – Discussion followed that BLM, Vale, Ontario and Weiser Rural have already placed a burn ban due to the extreme hot weather and dry conditions. Chief Castenada would also like to include fire pits. Notices will be put in the Argus, I-E, City website and all face book accounts.

A motion was made by Jensen and seconded by Nelson to approve a burn ban that includes bonfires and fire pits starting July 3rd until further notice.

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

DEPARTMENTAL REPORT

- A. AIC Conference – Mayor Williams, Councilors Heleker, Hanigan, Nelson & Jensen. Heleker stated it was very valuable for our youth attending, it benefits everyone. He spent a lot of time at seminars on drugs. Hanigan attended several different seminars, GIS systems recreational land use planning, harvesting local food seminar and a utility rate seminar. Jensen attended class on city budgets. Nelson attended classes on drugs, didn't realize that it was such a big problem. Idaho will be the next state targeted to legalize marijuana. Mayor discussed the highway distribution account. Fuel tax that comes to the state is steadily going down. There are proposals to increase gas taxes and registration fees or a proposal to increase sales tax a flat 1 cent.
- B. Parks & Rec Committee – June 26th – Meeting was cancelled
- C. Admin & Finance Committee – June 26th – Make a recommendation to bring an employee incentive program to save tax payers dollars.
- D. Treasurers Report – May 2013

MAYOR'S COMMENTS

Mayor Williams will not be at the next Council meeting.

CITIZEN'S COMMENTS

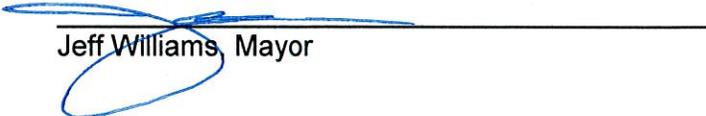
None heard.

ADJOURNMENT

A motion was made by Heleker and seconded by Jensen to adjourn at 8:09 PM.

After a unanimous roll call vote by the Council, the motion CARRIED.

Signed this 18th day of July, 2013.



Jeff Williams, Mayor

ATTEST:



Bobbie Black, Dep. City Clerk

CITY OF PAYETTE
JULY 1, 2013

CITY PAYROLL	6/28/2013	ET	114,376.74
HARDIN'S	6/20/2013	8256	26,487.06
PAYETTE SOIL & WATER	6/24/2013	8258	1,000.00
STATE OF IDAHO - IBOL	6/20/2013	8255	194.00
ADVANCED CONTROL SYSTEMS	7/1/2013	8260	269.00
ASSN. OF IDAHO CITIES	7/1/2013	8261	1,120.00
AVENET	7/1/2013	8262	135.00
B.C. SALES	7/1/2013	8263	330.50
BDS	7/1/2013	8264	1,582.84
BIBLIONX	7/1/2013	8265	1,125.00
BOLEN'S CONTROL HOUSE	7/1/2013	8266	50.07
C & M FENCE	7/1/2013	8267	222.56
CAMPO & POOL DISTRIBUTING	7/1/2013	8268	2,366.46
CEDAR CREEK TIMBER	7/1/2013	8269	3,189.38
CITY SERVICE VALCON	7/1/2013	8270	7,157.78
D&B SUPPLY	7/1/2013	8271	370.79
DART'S TRUE VALUE	7/1/2013	8272	1,856.52
DCS TECHNOLOGIES	7/1/2013	8273	285.00
ERNIE'S ELECTRIC	7/1/2013	8274	117.43
FERGUSON ENTERPRISES	7/1/2013	8275	569.31
FRUITLAND ELECTRIC	7/1/2013	8276	686.00
GALL'S	7/1/2013	8309	302.88
HANIGAN CHEVROLET	7/1/2013	8277	1,119.56
HANIGAN, GEORGIA	7/1/2013	8278	20.00
HEALTH CARE WITH HEART	7/1/2013	8279	235.00
HEART OF THE EARTH ANIMAL EQUIPMENT	7/1/2013	8280	393.00
IDAHO POWER	7/1/2013	8281	8,959.88
IDAHO SPORTING GOODS	7/1/2013	8282	68.00
INDEPENDENT ENTERPRISE	7/1/2013	8283	42.18
IRVCO ASPHALT	7/1/2013	8284	834.82
JENSEN, CRAIG	7/1/2013	8285	19.50
KING'S	7/1/2013	8286	18.38
L.N. CURTIS	7/1/2013	8287	699.00
LYNCH, BECKY	7/1/2013	8288	78.50
MCCREA HEATING	7/1/2013	8289	210.00
METROQUIP	7/1/2013	8290	1,282.50
MICROMARKETING	7/1/2013	8291	19.98
MIKE'S CUSTOM BOOTS	7/1/2013	8292	125.00
NELSON, MERVYN	7/1/2013	8293	97.01
OXARC	7/1/2013	8294	1,539.15
PAYETTE TIRE	7/1/2013	8295	50.00
PIPECO	7/1/2013	8296	15.73
PITNEY BOWES	7/1/2013	8297	126.48
RUIZ, JAKE	7/1/2013	8298	125.00
SNAP ON TOOLS	7/1/2013	8299	272.65
SOUTHWEST HEALTH DISTRICT	7/1/2013	8300	93.00
STAPLES	7/1/2013	8301	559.70
TOOMBS JANITORIAL	7/1/2013	8302	56.84
UNITED PARCEL SERVICE	7/1/2013	8303	28.32
UPBEAT	7/1/2013	8304	7,527.31
WHITE CLOUD COMMUNCATIONS	7/1/2013	8305	50.00
WIENHOFF DRUG TESTING	7/1/2013	8306	175.00
WILBUR-ELLIS	7/1/2013	8307	1,452.50
ZEE	7/1/2013	8308	81.55

190,169.86