

**MINUTES
PAYETTE CITY COUNCIL
Regular Meeting
July 2, 2012**

6:30 PM – Public Hearing

An application by Wayne Irvin for a variance to the requirement of off street parking at 200 North Main Street, Gorrie Addition, Block 7, Lots 1 & 2. The property is zoned C-1 Commercial.

Wayne Irvin, 1267 NE 10th Avenue, Payette, addressed the Council with a variance request for off-street parking at 200 North Main Street. He is remodeling the building and completing an exterior balcony which adds over 399 square feet to the building. The addition triggers compliance with parking requirements which he can't accommodate on the lot, it's too small and shares the same issues as every other business on Main Street. He said there is parking on the east and west side of Main Street and on 1st Avenue North. He said he spoke with his neighbors and they close in the afternoon so they wouldn't be affected by the additional parking. He said he is trying to improve the area. Councilor Jensen asked if there is currently any off street parking and Mr. Irvin said not really. Councilor Sands said he hopes the business is busy enough to have parking complaints and it will be good to see a business at the north end of town.

An application for Pablo Torres for a variance to the requirement of side yard setbacks at 408 South 11th Street, Fairview Addition, Block 1 North 46' 10 ½" of Lot 14. The property is zoned B-Residential.

Esmeralda Vargas 408 South 11th Street, interpreter for Mr. Torres and Pablo Torres were present. She said he made a carport from posts that were already there when he bought the property. She said he needs a 3' variance because he is within 5' of the property line. He is parking cars in it now. Mayor Williams asked if the carport was built with a building permit and Mr. Vargas said it was built without a permit. Mayor Williams asked if the property pins have been located or do they know their location. She answered that Mr. Torres is having financial problems and didn't get a survey because he can't afford it. She said there are some green stakes in the ground on the neighbor's property that might be property pins. Councilor Heleker asked if the carport was built based upon the location of the stakes or from what property line? She responded Mr. Torres thought he had an 8' setback, but when the inspector came measured he found out he didn't. Councilor Jensen asked if they hired a builder or was it there when they purchased the property. She said the posts were there he just enclosed the roof and the right side. Councilor Jensen asked who put the posts in the ground. Councilor Sands asked about who measured and how do you know how much of a variance is needed. Clerk Cordova said there is no way to know for sure without a survey. He purchased the property in 2009. Councilor Sands asked what happened in the Planning and Zoning meeting. The P&Z Commission granted a conditional use permit with the stipulations that a building permit be obtained and the building comply with all city codes within 90 days and the building not be located in any setbacks. The setback violation was discovered after they applied for a building permit and the building inspector visited the property. Jim Smith, an audience member, also was translating for Mr. Torres during the public hearing. Mr. Torres talked about snow falling from the roof and his neighbor's fence.

Pursuant to chapter 14 of title 50 of the Idaho Code, this shall serve as the summary of action taken by the City of Payette with respect to the following described property. The City has declared the property as underutilized or property which is no longer used for public purposes. The property has therefore been declared to be surplus property and may be offered for sale. The City further declared that if the property were to be sold, the subject property would be offered for sale with establishing a minimum price and being sold or conveyed for use of low or moderate income families per the agreement of receiving the property. The property which is the subject of this action is more particularly described as follows: 1012 1st Avenue South, Payette, ID

NEW BUSINESS

A. Variance Application – Wayne Irvin

A motion was made by Heleker and seconded by Councilor Sands to approve the variance application for off-street parking requirements.

At the roll call:

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

Nays:

The motion CARRIED

B. Variance Application – Pablo Torres

A motion was made by Hanigan and seconded by Sands to deny the variance application as presented.

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

Clerk Cordova asked if the City should proceed with the abatement process or allow time to complete a survey and meet the conditions of the conditional use permit.

A motion was made by Hanigan and seconded by Jensen to allow Pablo Torres 90 days to comply with all building codes for the carport, including, but not limited to; a survey with placement of property pins and repairing any structural issues with the building.

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

C. Body Shop Fitness Center proposal – Jim Smith

Jim Smith, 1554 South 16th Street, owner of the Body Shop Fitness Center, presented the Council with an offer for employees and family members to use of their fitness facilities at a reduced price through payroll deduction. The City of Fruitland and Washington County are members too.

D. Danny & Patty Tilley – Water pressure

Mr. and Mrs. Tilley explained their low water pressure frustrations to the Council and Mayor. They live at 1630 2nd Avenue South, located between the canal and Highway 95. The 7-10 houses in that block are serviced by a 1" water line and there is not enough pressure to run a shower when her neighbors are watering their lawn or doing laundry. They wanted to know if the City or they could help the situation. Mrs. Tilley said they were told a holding tank and pump could help, but were worried it would take their neighbor's water. Rob Woyak, Water Superintendent, said the proper thing to do would be to go under the canal and connect to the water line on the 18th Street, but that would cost tens of thousands of dollars. The Council discussed various options, but no decision was made.

E. Award stoplight 95/52

This item will be on the next agenda.

DEPARTMENTAL REPORTS

- A. Airport Meeting – June 19th – Craig Jensen reported on the happenings of the Airport Commission.
- B. Admin & Finance Committee Meeting – June 19th – Mark Heleker spoke about budgeting process.
- C. Historical Commission Meeting – June 25th – Mark Heleker reported.
- D. Forestry Commission Meeting – June 26th – The Commission is adding some items to our website.
- E. SRT Report - Mayor Williams commented on Ontario's reduced funding to Snake River Transit.
- F. AIC Conference Report – Each Council member in attendance discussed an item of interest.
- G. Treasurer's Report- May 2012

MAYOR'S COMMENTS

None.

CITIZEN'S COMMENTS

None.

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 to adjourn to executive session per Idaho Code 67-2345(1) (f). and seconded by Jensen.

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

The Council adjourned to executive session at 9:36 P.M and reconvened at 9:36 P.M.

ADJOURNMENT

A motion was made by Heleker and seconded by Mussell to adjourn the regular meeting at 9:36 PM.

The motion CARRIED.

Signed this 16th day of July, 2012.



Jeff Williams, Mayor

ATTEST: 

Mary Cordova, City Clerk

CITY OF PAYETTE
JULY 2, 2012

Vendor Name	Check Amount
CITY PAYROLL	\$ 95,706.19
HARDIN SANITATION - Admin	26429.66
ACTION MEDICAL - Pool	114.45
ADVANCED CONTROL SYSTEMS - WWTP	269.00
ALLIED BUSINESS SOLUTIONS - Library	47.57
BIG SKY SPORTSWEAR - Water	290.62
BLANKINSHIP'S - Shop	56.60
BRADY INDUSTRIES - WWTP, Street & Park	1086.83
BUCKLER, KEITH - Police	510.00
BURKE ELECTRIC - Park	210.00
CASTENADA, STEVE - Fire	32.00
D&B SUPPLY - Water, Street & WWTP	892.12
DART'S TRUE VALUE - All Dept.	1498.81
DETAILS DONE RIGHT - Street	309.60
EASTERN OREGON CONSTRUCTION - Water & WWTP	13975.00
ERNIE'S ELECTRIC - Fire	68.00
FILTRATION TECHNOLOGY - Water	6375.00
FRANKLIN BUILDING SUPPLY - Street	780.00
FRUITLAND ELECTRIC - Airport	720.00
GALL'S - Fire	220.37
GJZ ARCHITECTURE - ROSE Advocates	663.80
GUMDROP BOOKS - Library	2232.05
HANIGAN DODGE - Park	64.96
HARDIN SANITATION - All Dept.	802.36
HD SUPPLY WATERWORKS - Water	1184.40
IDAHO CONCRETE COMPANY - street	430.75
IDAHO POWER - Park, Street & Library	4850.21
INDEPENDENT ENTERPRISE - Admin & Street	243.68
JERRY'S BUYWAY - Street	122.93
MARC CORPORATION - Street	406.73
MARTHA STEWART LIVING - Library	24.00
MCCREA HEATING AND PLUMBING - Fire	130.00
MES-NORTHWEST - Fire	12.95
MICROMARKETING - Library	147.19
MOORE SMITH BUXTON & TURCKE - Admin	46.50
NEWSWEEK - Library	70.00
ONTARIO BEARING & HYDRAULIC - WWTP	449.30
ONTARIO TOOL AND RENTAL - Park	89.60
OREGON CORRECTIONS ENTERPRISES - Street	88.00
OXARC - WWTP	174.94
PAYETTE SCHOOL DISTRICT #371J - Street	500.00
PAYETTE TIRE CENTER - Water	308.32
PITNEY BOWES - Admin	126.48
PROTEX LLC - Library	360.00
S&H TERMINAL - Street	414.94
SAFETY KLEEN - Shop	279.20
STERLING CODIFIERS - Admin	915.00
TIME - Library	31.75
TOOMBS JANITORIAL - Library	30.04
UNITED PARCEL SERVICE - Police	17.38
WESCHEM - WWTP	3565.00
WESTERN STATES CHEMICAL - WWTP	391.31

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