

MINUTES
PAYETTE CITY COUNCIL
Public Hearing & Regular Meeting
August 3, 2015

ROLL CALL

Members Present: Mayor Jeff Williams, Mark Heleker, Ray Wickersham, Craig Jensen, Jeff Sands, Lee Nelson and Nancy Dale

Members Absent: None

Staff Present: Mary Cordova, City Coordinator; Steve Castenada, Fire Chief; Jake Hust, Water Superintendent ; Matea Gabiola, Admin Assistant; Bert Osborn, City Attorney ;Mark Clark , Chief of Police; Doug Argo, City Engineer.

6:45 PM – Continuation of Public Hearing

A. Chapter 17.72 Off Street Parking and Loading Facilities: Bert Osborn asked Ms. Cordova for a current report of Chapter 17.72. Ms. Cordova addressed the Mayor and the council and stated that she believed this was a suggestion by the City Council to create an ordinance which allows for off street parking in the downtown commercial zone, and allows for exceptions in the off street parking downtown commercial zone. Ms. Cordova stated this came about when Mr. Irvin was having to apply for a variance to code because he did not have adequate space for a loading zone or off street parking, and he had determined that most of the businesses in our C1 zone do not have adequate off street loading zones or parking areas. This was sent to the Planning & Zoning Commission then the Planning & Zoning Commission said yes we like that idea, it was going to save a step for our downtown business owners. However, their suggestion was if they do have room for parking they should use it. Ms. Cordova stated this is how this was modeled and recommended for approval by the Planning & Zoning Commission to the council. Ms. Cordova stated that they may have seen this before. Mr. Osborn asked if there were any questions for Ms. Cordova. Ms. Cordova brought the councils attention on Page 19 of the meeting packet. Williams addressed Mr. Osborn, leaving it if its available use it, that doesn't sound like it's going to fit in an ordinance real well, any suggestions on how to word that, or modify our ordinance. Ms. Cordova brought the councils attention to **LINE C** on page 19 in the ordinance. Ms. Cordova stated if somebody changes use, intensify the use and they can't meet the number of off street parking requirements or a loading zone as required in our zoning code , then they would be exempt from the requirement of providing off street parking. However, exemption is applied to the land use on the lot requiring you use a number of spaces. Ms. Cordova brought the council to **LINE D** in the ordinance page. Ms. Cordova asked if that answered Williams's question and if he has any other suggestions. Heleker stated he wasn't clear on the in lieu parking space construction fee. Heleker asked Ms. Cordova if she could address that more Ms. Cordova stated that that line was from an ordinance from another city, which has city owned parking lots in their downtown core area, and the business owners use these parking lots for either their business or residential use. This is how they enacted a mechanism to provide some funding to create more downtown parking spaces. Ms. Cordova stated they can take that part of the ordinance out. Ms. Cordova also pointed out in the last paragraph says if you don't have enough parking the city council is going to set an amount, maybe you require 20 spaces, but you can only provide 10. Ms. Cordova stated now you're going to have to provide a fee to the city, \$100 a lot, city takes that money and maintains and builds a parking lot. Ms. Cordova stated that this is not enacted the very last sentence says, that this fee is set by resolution of the council only when you enact it, or we can strike the whole thing. Wickersham thought **LINE D** was confusing at this point in the discussion, unless we are actually going to put a fee in there, and he wasn't sure where we could give them off street parking at this time anyway. Ms. Cordova stated at one point there was talk about having a parking area that's all landscaped down by the old train depot. Sands asked Ms. Cordova if this is

what the council wanted to introduce as the ordinance. Sands stated that maybe they should get some input from the Chamber of Commerce and downtown businesses. Sands brought attention that he sees UPS, Moving trucks and various other delivery trucks using this type of parking, and their only there a limited amount of time. Sands pointed out there would be no way to compute a square footage for delivery trucks due to the wide span of sizes. Sands thought of having a time allotment instead. Nelson stated that he saw this in an opposite way than Sands, Nelson stated that this does make it so that if there is no back alley parking available, loading zone available, that we can get around requiring. Sands stated that we don't require it now. Ms. Cordova stated that we are supposed to and that is the reason as to why we are doing this, and when they don't do it they have to come get a variance. Jensen wanted to see if we were making it easier for the downtown businesses, and it was a recommendation to have the Planning & Zoning come up with the ordinance. Dale stated that in her memory this came to light when Mr. Irving planning to do the restaurant and that this was put into place because of what was already happening, to allow the offloading, if the spots not there the spots not there. Williams wanted to add to that stating he thinks it started with Irvin, then when the courthouse was converted into residential units this came up again, and somebody said is there a way we can stream line this so they maybe don't have to do that. Heleker stated this may be encumbrance to new business owners and may not be user friendly is this in lieu fee, and whether that needs to be further explored. Heleker stated that maybe there is some value to that, but at this moment he feels like hearing from everyone else prior to making any decisions. Heleker only hesitation is that in lieu fee. Nelson stated to pass this as on the agenda as is, they can move this to a second hearing, so that the public and Chamber has a chance to come in and state how they feel about it, whether to follow through with it. Heleker stated to pass this as is and see what the input is from the public. Wickersham is in agreement, and this really hasn't been an issue until now, he had the idea of having a timeline in place for this issue. Jensen interjected that before our present ordinance that they would need to come and get a variance, to park a truck outside.

Ms. Cordova stated that he hears the council talking about off street loading, but this is also covering the off street parking. Ms. Cordova pointed the council to **LINE C in the black**, stating that is the current code. Also, in the black font where is says the effective number of off street parking areas were required in chapter 17.72, depending on what you are having whether its residential use, if it's a 3 bedroom home there supposed to have two off street parking spaces if it's a one bedroom they are allowed one. So it's all set out in this ordinance, but the parking guidelines are in there as well. Williams addressed Mr. Osborn stating that we have already approved what they have done at the courthouse, but asked how do they change this, if Ms. Cordova hadn't come to them would the council had any discussion about off street parking. Ms. Cordova stated that has not been approved, and they only thing that has been approved is phase one. They have allowed street parking because they don't have any approved parking spaces at this time. The council stated this is dealing with non-residential and parking in the downtown core in the C1 commercial zone. Mr. Osborn asked the audience if they wanted to comment on this proposal. Public Hearing closed at 7:08 pm.

7:08 PM – Regular Meeting

A regular meeting of the Payette City Council was called to order at 7:08 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, Ray Wickersham, Craig Jensen, Jeff Sands, Lee Nelson and Nancy Dale

Members Absent: None

Staff Present: Mary Cordova, City Coordinator; Steve Castenada, Fire Chief; Jake Hust, Water Superintendent ; Matea Gabiola, Admin Assistant; Bert Osborn, City Attorney ;Mark Clark , Chief of Police; Doug Argo, City Engineer.

PLEDGE

The Pledge of Allegiance was led by Mayor Williams.

A motion was made by Jensen to amend and add a donation request for Dads of Life Kid's camp to the agenda. Heleker seconded the amendment.

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

CITIZENS COMMENTS

None Heard.

APPROVAL OF MINUTES

- A. 7-20-2015 Special Meeting:
- B. 7-20-2015 Public Hearing, Work Session & Regular Meeting
- C. 7-23-2015 Special Meeting
- D. 7-27-2015 Work Session

A motion was made by Heleker and seconded by Nelson to approve the minutes of 7-20-2015 Special Meeting. Dale requested a change of wording on the first page, 7-20-2015 Public Hearing, Work Session & Regular Meeting with the following change of Nelson did not call this meeting to order Heleker did, 7-23-2015 Special Meeting approved as written, 7-27-2015 Work Session with the following changes that Nelson called this meeting to order not Heleker.

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

APPROVAL OF BILLS & PAYROLL

A motion was made by Sands and seconded by Heleker to approve the City Bills & Payroll in the amount of \$190,824.23

At the roll call:

Ayes: Wickersham, Heleker, Nelson, Jensen, Nelson and Dale.

The motion CARRIED.

SPECIAL ORDERS

None Heard.

COMMUNICATIONS

- A. Idaho Commissions of Hispanic Affairs: Williams brought up on page 15 the Idaho Commission of Hispanic Affairs, that there were some recommendations. Williams met with the leaders and attended a community gathering, and wanted to work toward a youth advisory council. Williams stated that Hispanics are becoming a larger percentage of our community and we need to take notice of that.

AGENDA ITEMS

A. Ordinance #1393- Downtown off Street Parking and loading Facilities (1st Reading) :

A motion was made by Heleker moved to introduce Ordinance #1393 by title only Nelson seconded the motion.

After a voice vote by the Council, the motion CARRIED

Heleker main focus on this ordinance was the unloading and loading as well as the parking, there is still a lot to be considered. Heleker brought the attention of the in lieu fee and this is needs to be considered as well, and that he would like to get community input on this ordinance. Dale stated that in looking over the Planning & Zoning minutes that they have already taken this to a public hearing and that they have given the recommendation. Their only question was the matter of fee, it says we may enact, not that we will which leaves it open to charge for development. Dale stated that she can't any negative in this ordinance and if we're going to send it back to go ahead and approve it. Heleker stated to move this to a second reading. Nelson wanted to see if downtown business would want to chip in for extra spot to help the parking flow.

A motion was made by Heleker to move this Ordinance # 1393 to a second reading motion seconded Jensen.

After a voice vote by the Council, the motion CARRIED

B. Ordinance #1392- Allow Residential Use in a Commercial Zone without CUP (2nd Reading):

A motion was made by Heleker moved to introduce Ordinance #1392 by title only. Nelson seconded the motion.

After a voice vote by the Council, the motion CARRIED

Nelson asked if this is the second reading on this ordinance. Heleker asked if there was urgency to get this done, or could we wait another two weeks for community input.

A motion was made by Heleker to move Ordinance #1392 to its third reading and seconded by Sands.

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

C. SWAT Policy: Chief Clark stated this is the same policy presented before, but we have placed a dollar amount instead of a percentage.

A motion was made by Sands and seconded by Nelson to approve the SWAT Policy with the following changes made by Heleker to the paragraph under policy to be grammatically correct, could it please say ; shall receive an incentive pay.

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

- D. Hardin Sanitation – CPI Increase Request: Johnny Cochran, from Hardin Sanitation addressed the council. He is asking for a 2% price increase due to fuel prices and the cost of living expenses. Nelson wanted to know what that was going to do for the base rate. Not added to the cart expense but the service expense. Jensen appreciated that he brought this information down to the council's attention. Mr. Cochran says this is something he has to be proactive on due with the cost of maintaining equipment. Williams stated that with Payette having mandatory garbage cart at each home it gives a great presentation. Sands suggested having his start on October 1, 2015 Ms. Cordova stated we have the water and sewer increase on October 1, 2015 so we will just do it then.

A motion was made by Heleker to have 2% CPI increases for Hardin Sanitation effective as of October 1, 2015 the motion was seconded by Jensen.

At the roll call:

Ayes: Wickersham, Sands, Heleker, Nelson, Jensen, and Dale.

The motion CARRIED.

- E. Approve FY2016 Tentative Budget: Nelson stated that one of the hang ups was the Library. Williams stated there were some modifications made, in talking with Ms. Cordova there probably are several lose ends, but this is our tentative budget to start with. Mrs. Haley addressed the council and stated that she met with her board, and they cut anything and everything that they could. Ms. Haley stated that the capital outlay book budget \$21,000, but the Library board left it at \$26,000. With Mrs. Haley's numbers crunching this numbers it now stands at \$24,000 not \$40,000. Dale stated that in the board meeting that the council would possible start at \$31,000, but the council was going to expect \$21,000. Dale's concern was the movies & books that weren't coming back (roughly \$5,100). She stated that she'll support your numbers here if they support their attentiveness there. Ms. Haley stated that libraries are a delicate balance and that this reason they are asking for more capital outlay. Erin has notes of what she has accomplished since coming here. Jensen came back to that that salaries increase \$24,000 to make one more Full Time employee. Ms. Haley stated that they currently have 3 Full Time (counting herself) employees and 2 part times. So this would make 4 Full Time Employee and 1 part time. Ms. Haley is asking about his to making it more productive in running the library. Nelson would ask Ms. Haley that is there anything else they could cut or is there anything other way to get the \$5,000. Williams directed the council to page #9 on the revenue there is \$70,000 and maybe the council could use some of those funds for the library. Williams also stated there possibly could be a creative way to get the Library their funding Ms. Cordova stated that this FY the Library has maxed itself out.

A motion was made by Heleker to approve the FY 2016 Tentative Budget of \$8,372,793.00 Dale seconded this motion with the following changes. Ms. Cordova moved to add \$5,000 more to make the amount \$8,377,793.00 for the sanitation budget and this doesn't affect the tax levy.

Ms. Cordova stated including your Library bond our property tax is \$2,380,637.00, which based upon the estimated taxed property value, to put the levy rate at .0110184. Jensen stated this puts us up 4% than last year. Sands stated your taking the forgone with the 3%, and the new tax rate. Ms. Cordova stated you're taking the 3% annexation and new construction and \$52,197.00 of forgone. Ms. Cordova also stated the non-exempt levy rate with not including the

bond is .01083495. Jensen had a question about unencumbered funds and if they were being used and how would he know they were being used. Williams also asked Ms. Cordova this question and wanting to know if they were increasing or decreasing, and came to the conclusion that's something that can be done in a work session. Ms. Cordova stated that she has already done that and they are diminishing. Heleker stated to possibly bring the levy rate back to what it used to be, and he calls for the question.

At the roll call:

Ayes: Wickersham, Sands, Heleker, Nelson, Jensen, and Dale.

The motion CARRIED.

- F. Community Yard Sale Request- Liz Amason: 490 North 20th St: Williams is stated that this is in front of the Council due to having an ordinance of having only three yard sales a year. Ms. Amason stated she spoke Chief Clark and he referred her to the Council. Ms. Amason stated wanting to do this community wide yard sale for all the people coming to town for Cruise Night weekend. Ms. Amason didn't want this to prohibit avid yard saler's to have yard sale during that weekend. Wickersham stated that this is regulated to keep some people from doing yard sales commercially. Ms. Amason stated this was brought to the council's attention a year ago, but wasn't followed through on Ms. Amason's part.

A motion was made by Jensen to not count yard sales on the weekend of Cruise Night as the 3 during the year motion was seconded by Nelson.

Dale stated that this is an ordinance that is already in place, and was changing the ordinance something that the Council able to do. Heleker stated are we granted a variance to the ordinance. Chief Clark stated that if someone wants to participate in this event they will put them on the list to keep track. Ms. Amason stated that to promote this during Cruise night there would be handouts and advertising. Williams stated that there are people who abuse having yard sales and that is why they have tracked the permits. Ms. Amason asked the council if they can put this on the next water bill.

At the roll call:

Ayes: Wickersham, Sands, Heleker, Nelson, Jensen, and Dale.

The motion CARRIED.

G: Donation Request: Dads of Life Kid's camp: Children's pastor, Connie Wheeler, from the Ontario Nazarene Church, has a program with the Snake River Correction Institute for the Inmates that are in a strenuous program to spend time with their children. This program is to host families, so the children are able to spend time with their dads. There are 12 children in this program and there are asking for passes or group rate for this program for the kids to spend time with their dads at the Payette Pool. Williams asked if any of the children or families are from Payette County. Ms. Wheeler stated that currently none are from the Payette County are, most are from Washington, Oregon and Nevada. Sands stated that the off set of this is that the Prison does employee a lot of Payette County residents. Jensen asked if they have gone to the City Ontario to have for program funding and they have aided, but Payette is the only one with a pool. Heleker asked are the other communities getting involved. Kiwi Loco is giving passes for one night.

A motion was made by Sands to approve donating 12 pool passes to the Ontario Church of the Nazarene for the Dads for Life Kids Camp the date being August 11, 2015 and each pass being \$3 apiece motion seconded by Heleker.

At the roll call:

Ayes: Wickersham, Sands, Heleker, Nelson, Jensen, Nelson and Dale.

The motion CARRIED

MAYORS COMMENTS:

Williams stated that all are doing a great job on the budget.

CITIZEN'S COMMENTS

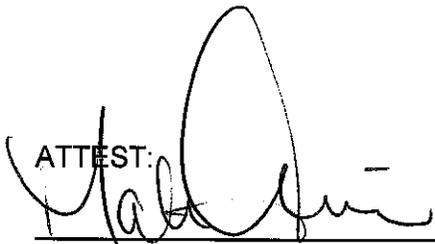
Liz Amason stated the Idaho State Hispanic Commission contacted Margie Gonzalez, but hasn't heard back from her at this time. Ms. Amason is trying to contact her giving information about HTC as well as the Vista Americore working on food security, and that they are both project that they have been trying to get Hispanic members in there because it focuses a lot on lower income families. Heleker pointed out on page 14 that Hispanics make up 25.4 % of the total population equaling 1,994 residents.

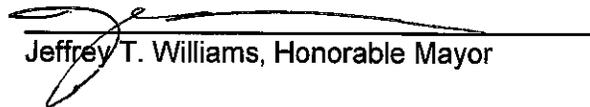
ADJOURNMENT

A motion was made by Heleker and seconded by Jensen to adjourn the regular meeting at 8:13 pm

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

Signed this 11th day of August, 2015.

ATTEST:

Matea Gabiola


Jeffrey T. Williams, Honorable Mayor

CITY OF PAYETTE
AUGUST 3, 2015

CITY PAYROLL - Admin	7/24/2015	\$	116,773.12
PAYETTE COUNTY HISTORICAL - Legis	7/21/2015		5,000.00
HARDIN SANITATION -Admin	7/20/2015		34,589.26
ADVANCED CONTROL - Water & WWTP	8/3/2015		629.00
ALLIED BUSINESS - Admin & Pool	8/3/2015		1,052.59
AMERICAN STAFFING - Park	8/3/2015		2,183.76
BUILT RITE CONSTRUCTION - Water	8/3/2015		11,924.00
BRADY INDUSTRIES - Pool	8/3/2015		43.98
BRUCE, JAMES	8/3/2015		275.00
C & A PAVING - Street	8/3/2015		214.48
CAMPO POOLE - Street	8/3/2015		533.65
D & B - Street & Water	8/3/2015		117.98
DCS TECHNOLOGIES - Library	8/3/2015		1,100.00
ERNIE'S ELECTRIC - Police	8/3/2015		20.00
FEDEX - WWTP	8/3/2015		73.03
FERGUSON - Water	8/3/2015		442.31
FILTRATION TECHNOLOGY - Water	8/3/2015		401.88
FISHER SCIENTIFIC - WWTP	8/3/2015		776.31
FRANKLIN BUILDING - Water & Park	8/3/2015		2,931.00
HACH - WWTP	8/3/2015		558.57
HOWELL, TIFFANY - Admin & Police	8/3/2015		51.97
IDAHO POWER - Street	8/3/2015		4,703.33
IDAHO PRECAST - WWTP	8/3/2015		60.00
IDAHO TRANSPORTATION - Fire & Water	8/3/2015		46.00
INDEPENDENT ENTERPRISE - Admin	8/3/2015		164.16
KAMAN - WWTP	8/3/2015		312.67
KAUVAKA, DAN - Water	8/3/2015		119.99
KEIL ENTERPRISES - Police	8/3/2015		195.00
MARC - Shop & Street	8/3/2015		670.92
METROQUIP - WWTP	8/3/2015		456.31
MTN. VIEW UPHOLSTERY - Police	8/3/2015		875.00
NORCO - Water, WWTP, Shop & Fire	8/3/2015		189.20
NORSTAR - Street	8/3/2015		85.44
ONTARIO BEARING - PWWTP	8/3/2015		138.42
PAYETTE COUNTY CHAMBER - LEGIS	8/3/2015		225.00
PAYETTE COUNTY PARAMEDICS - Police	8/3/2015		100.00
RICHARD, MICHAEL - WWTP	8/3/2015		350.00
PITNEY BOWES - Admin	8/3/2015		132.00
PIPECO - Park	8/3/2015		74.76
PHONE WORKS - Admin	8/3/2015		270.00
ROCKY MTN INFORMATION - Police	8/3/2015		50.00
S & H - Street	8/3/2015		62.15
STERLING CODIFIERS - Admin	8/3/2015		386.00
SYME ELECTRIC - WWTP	8/3/2015		1,088.08
THREE RIVERS INSURANCE - Admin	8/3/2015		104.12
UPS - Police	8/3/2015		17.40
WESTSIDE MARKET - Street	8/3/2015		40.51
WILSON PRUETT TIRE - Street	8/3/2015		215.88
		\$	190,824.23