

**MINUTES
PAYETTE CITY COUNCIL
Work Session & Rescheduled Meeting
October 4, 2016**

6:30 PM – Work Session

A work session of the Payette City Council was called to order at 6:32 PM by Council President Lee Nelson in the City Council Chambers of Payette City Hall, 700 Center Avenue.

ROLL CALL

Members Present: Lee Nelson, Nancy Dale, Kathy Dodson, Craig Jensen and Ray Wickersham.
Members Absent: Mayor Williams and Alan Massey were excused.
Staff Present: Mary Cordova, City Clerk; John Plaza, Police Captain; and Denise Rueschhoff, Administrative Assistant.

AGENDA ITEMS

None

DEPARTMENT REPORTS

- a. Police Department – Captain Plaza addressed the Council. He stated that a patrol car is out due to motor failure, and also the department will be switching out to Ford vehicles from the Dodges that have been in service.
- b. Fire Department – Council President Nelson stated that the Fire Department report could be read by Councilors individually.
- c. Treasurer's Report – Dale asked if there were any surprises in the financial statement and Cordova indicated that there were not.
- d. Strategic Plan 2016 -- Dale stated that this is listed as an Agenda item to keep the Council on track. Dodson stated that they have with the schools to learn of success stories. Wickersham has spoken to the High School Councilor, Kate Alvarado, about getting youth involved with the strategic plan process. Jensen stated that he and Massey had spoken to some area businesses in regards to what may be needed in their regards to the City. Cordova stated that the Strategic plan has not been put online yet. She asked the Council about the Vision Statement and Mission Statement that had been previously stated in the meeting with Anne Westcott. As soon the plan has been completed and updated, the Strategic Plan will be posted online.

FUTURE MEETING TOPICS

ADJOURNMENT

Council President Nelson adjourned the work session meeting at 6:55 PM.

7:00 PM – Regular Meeting

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

ROLL CALL

Members Present: Lee Nelson, Nancy Dale, Kathy Dodson, Craig Jensen and Ray Wickersham.
Members Absent: Mayor Williams and Alan Massey were excused.
Staff Present: John Plaza, Police Captain; and Denise Rueschhoff, Administrative Assistant.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council President Nelson.

CITIZENS COMMENTS

None

APPROVAL OF MINUTES

A. 09-19-2016 Work Session & Regular Council Meeting

A motion was made by Dale and seconded by Dodson to approve the minutes of 09-19-2016 Work Session & Regular Council Meeting with changes to Jensen's remarks about impact fees on page 1 of 9.

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

APPROVAL OF BILLS & PAYROLL

A motion was made by Jensen and seconded by Dale to approve the City Bills & Payroll in the amount of \$843,638.31.

There was a question from Dale regarding American Staffing being listed twice for the same amount of money showing Parks and Streets. This will be check on if this was in error.

At the roll call:

Ayes: Jensen, Dale, Nelson, Dodson, Wickersham

The motion CARRIED.

SPECIAL ORDERS

None

COMMUNICATIONS

- A. Treasure Valley Transit – Reduction of Service – Council President Nelson asked staff to have a representative attend a future Council meeting to address further questions of the Council regarding the reduction of services and potential money from other sources.
- B. Thank You – 2016 Homecoming Parade
- C. United States Department of the Interior – Certified Local Government Program

PLANNING & ZONING

- A. Meeting Minutes – September 22, 2016 – No comments heard.

AGENDA ITEMS

- A. ORDINANCE 1413 - AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING THE PAYETTE MUNICIPAL CODE SECTIONS 5.10.020, 5.10.030 AND 5.10.040 IN CHAPTER 5.10 OF TITLE 5 TO ALLOW FOR OUTDOOR CONSUMPTION OF ALCOHOLIC BEVERAGES WHEN CONSUMED AT A SIDEWALK CAFÉ OR OUTDOOR DINING AREA; AMENDING SECTION 5.12.010 IN CHAPTER 5.12 OF TITLE 5, BY ADDING NEW SUBSECTIONS PROVIDING FOR SIDEWALK CAFES AND OUTDOOR DINING AREAS; CREATING A NEW SECTION 5.12.020 PROVIDING FOR SIDEWALK CAFES AND OUTDOOR DINING AREAS; SETTING OUT A STATEMENT OF FINDINGS; PROVIDING FOR AN APPLICATION AND PERMIT PROCESS; REQUIRED INFORMATION IN THE APPLICATION; PROVIDING FOR REVOCATION OF A PERMIT; LIMITING THE USE TO THE PARAMETERS SET IN THE APPLICATION; RENUMBERING SECTIONS 5.12.020 AND 5.12.030; SETTING AN EFFECTIVE DATE; ALLOWING

PUBLICATION IN SUMMARY FORM; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; ESTABLISHING A PENALTY – 3rd Reading

A motion was made by Dodson and seconded by Jensen to read Ordinance #1413 by title only.

At the roll call:

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

Nays: None

The motion CARRIED.

Dale read Ordinance #1413 by title only.

A motion was made by Dodson and seconded by Wickersham to suspend the rules and pass Ordinance #1413 on 3rd reading.

At the roll call:

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

Nays: None

The motion CARRIED.

A motion was made by Dodson and seconded by Wickersham that Ordinance #1413 do pass.

At the roll call:

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

Nays: None

The motion CARRIED.

- B. Sidewalk Cafe Guidelines – Council President Nelson stated that the feedback from the public has not been received as of this date. This subject will be moved to the next meeting.
- C. Agenda Request – Patti Stowell, 225 North Iowa Avenue, Payette, addressed the Council regarding the Iowa Avenue project. Iowa Avenue was torn up when McCain Middle School was put in several years ago. Mrs. Stowell claimed that during this construction, the pool in their front yard was damaged. Heavy vibration could be felt even inside their home. They have waited for the contractors to get back with them regarding the damage, but the construction company has not gotten back to Mrs. Stowell. After a claim was attempted to be filed, Mrs. Stowell was told that the responsibility did not belong to the City. Mrs. Stowell has been denied responsibility by the State of Idaho, the Payette County Highway District as well as the City of Payette. Mrs. Stowell simply wants the pool to be fixed back to the condition it was prior to the damage, not a complete remodel or rebuild. Council President Nelson stated that the Council has been advised by the City attorney that a settlement cannot legally be given due to the fact that the statute of limitations has run out. Mrs. Stowell stated that she disagrees about the statute dates. Jensen asked Mrs. Stowell who covered the neighboring properties problems. Mrs. Stowell stated that the contractor apparently covered those damages. Council President Nelson stated to Mrs. Stowell that she could hire an attorney to pursue damages from the construction company. Dale asked Mrs. Stowell if she had ever tried to file a claim with the same person or company that fixed the neighboring properties. Mrs. Stowell stated that no, she had never filed any claim because those neighbors did not have to file claims either to have their repairs done. Mrs. Stowell stated that the neighbors simply asked to have

the repairs done. Jensen stated that you cannot be denied the opportunity to file a claim. Dale stated that Mrs. Stowell has put a lot of time, effort and energy in asking for help from a body that is not capable of helping her in the situation. Council President Nelson thanked Mrs. Stowell for bringing this to the attention of the Council and wished her good luck with the future process.

D. Payette Airport Runway Project – Change Order #1

A motion was made by Dodson and seconded by Jensen to accept Change Order #1 from Diamond Construction for the Payette Airport Runway project in the amount of \$56,478.50.

At the roll call:

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

Nays: None

The motion CARRIED.

BOARD & COMMISSION REPORTS

Council President Nelson attended a Historical meeting yesterday, due to no quorum, the meeting was rescheduled.

MAYOR'S COMMENT

None

CITIZEN'S COMMENTS

None

ADJOURNMENT

A motion was made by Jensen and seconded Dodson to adjourn the regular meeting at 7:53 PM

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

Signed this 18th day of October, 2016.



Lee Nelson, Council President

ATTEST:



Denise Rueschhoff
Administrative Assistant