

CITY COUNCIL MEETING
December 8, 2014

MAYOR & COUNCIL

F. Lee Hendrickson
Saundra Hubbard
Neal Larson
Travis Kunz
Todd Thomas

STAFF

Jerry Larsen, Clerk/Treasurer
John Balls, Public Works Director
Darek Kimball, City Engineer
Ken Geddes, Police Chief
Wendy Merrill, Clerk

OTHERS PRESENT:

Robert Merrill, Scott Workman, William T. Bailey, Chuck Chesney, Patty Chesney, William Isham, Sid Jensen, John Kezele, Lane King, Jack Kohles, Scott Madsen, Justen Palmer, Rex Pitcher, Jerica Vaughn, Ray Vaughn

Council Meeting was called to order at 4:30 P.M. by Mayor Hendrickson.

Roll Call Roll Call of Councilmembers showed the following members present:
Hubbard, Larson, Kunz, Thomas.

Item Added To Agenda Mayor Hendrickson asked that an Executive Session to discuss personnel as allowed by Idaho Code 67-2345(1)(b), be added to the agenda.

Consent Calendar The consent calendar includes items which require formal Council action, but which are typically routine or not of great controversy. Individual Council members may ask that any specific item be removed from the consent calendar in order that it be discussed in greater detail. Explanatory information is included in the City Council's agenda packet regarding these items.

- A. Council Minutes (November 17, 2014)
- B. Council Minutes (November 19, 2014)
- C. Council Minutes (November 24, 2014)
- D. Bills (December 8, 2014)

It was moved by Councilmember Hubbard and seconded by Councilmember Kunz to approve the items listed on the consent calendar. This received unanimous approval.

Business Licenses The following business licenses were presented:

Craig Willis (Yosh Sports)
Travis Gledhill (Outlaw Vapor)

It was moved by Councilmember Hubbard and seconded by Councilmember Larson to approve the above business licenses. This received unanimous approval.

Motion To Rescind Waiver of Improvements Valley Wide Subdivision Phase I It was moved by Councilmember Larson and seconded by Councilmember Thomas to rescind that motion made by Councilmember Larson and seconded by Councilmember Thomas on November 19, 2014, and the resulting action taken by the Council, wherein the Council did approve the waiver of construction of all improvements for Phase I of the development of Land Dynamics, LLC and requiring Valley Wide to construct only the front 300 feet, for the reasons that the city subdivision ordinance requires the construction of all improvements for property to be developed and that the motion and approval incorrectly listed Valley Wide as the developer. The vote was as follows:

Councilmember Hubbard	Aye
Councilmember Larson	Aye
Councilmember Kunz	Aye
Councilmember Thomas	Aye

Motion passed by unanimous vote.

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Motion To Rescind Approval Of Final Plat Valley Wide Subdivision Phase I

It was moved by Councilmember Hubbard and seconded by Councilmember Thomas to rescind that motion made by Councilmember Hubbard and seconded by Councilmember Thomas of November 19, 2014, and the resulting action of the Council, wherein the Council did approve the final plat of Land Dynamics, LLC for the reason that said motion and action were premature, and contrary to city subdivision ordinance, in that the plat incorrectly shows the name of the developer as Valley Wide and Mr. Jensen, and not Land Dynamics and Rex Pitcher as Manager, that a final plat is not to be approved prior to being correctly drafted according to city ordinance and state law, that the developer (Land Dynamics) has not obtained all signatures to the plat prior to motion to approve, and that bonding for the required improvements for this Phase has not been reviewed and approved by the city engineer or actually posted with the city in an acceptable form. The vote was as follows:

Councilmember Hubbard	Aye
Councilmember Larson	Aye
Councilmember Kunz	Aye
Councilmember Thomas	Aye

Motion passed by unanimous vote.

Water Connection Scott Madsen

Scott Madsen explained he wanted to establish a drive-thru soda shack in the parking lot of Stokes Thriftway, 227 South State. He related that Larry Stokes, owner of Stokes Thriftway, suggested he hook into one of Stokes water lines, and he wondered if this was allowed or if he needs to install his own water and sewer lines. After Council discussion, it was moved by Councilmember Larson and seconded by Councilmember Hubbard that Mr. Madsen will need to have water and sewer services to operate his business. This received unanimous approval.

Request To Vacate Portion of 1200 West Street Near Airport

John Kezele, representing the Preston Airport Committee, explained that the Airport Committee and the Federal Aviation Administration are looking into acquiring property near the Preston Airport which would necessitate abandoning 1200 West Street. Since there is a question of whether or not the property in question is even in the city limits, it was moved by Councilmember Larson and seconded by Councilmember Thomas to authorize the abandonment of 1200 West Street from Highway 91 to the Industrial Park. This received unanimous approval.

Review Decision Final Plat Valley Wide Subdivision Phase I

It was moved by Councilmember Hubbard and seconded by Councilmember Thomas that the developer, Land Dynamics, LLC redraft its final plat in accordance with state law and city ordinance, and that the same be presented to the city engineer for review and staff approval. If approved by the city engineer, the developer would be required to obtain all signatures to the plat as set forth by state law and city ordinance. The developer would also submit to the city engineer the proposed cost for the required improvements within the subdivision, and the engineer would review, and if satisfactory, approve the required amount for the bonding of the improvements. The developer will then be required to submit to the City Engineer for his review the bonding for said improvements as required by city ordinance. The developer would then be required to submit to the City Council, the redrafted plat, the necessary signatures, and bonding for the required improvements in accordance with city ordinance and if satisfactory and if drafted and presented in accordance with state law and city ordinance, the Council will then consider approval of the final plat for recording. The vote was as follows:

Councilmember Hubbard	Aye
Councilmember Larson	Aye
Councilmember Kunz	Aye
Councilmember Thomas	Aye

Motion passed by unanimous vote.

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County Commission Report County Commissioner Scott Workman reported Franklin County changed their building permit regulations to allow building on unimproved lots in the County.

Executive Session It was moved by Councilmember Larson and seconded by Councilmember Hubbard to enter Executive Session to discuss personnel as allowed by Idaho Code 67-2345(1)(b). The vote was as follows:

Councilmember Hubbard	Aye
Councilmember Larson	Aye
Councilmember Kunz	Aye
Councilmember Thomas	Aye

Motion passed by unanimous vote.

Entered Executive Session at 5:22 P.M.

Returned from Executive Session at 6:15 P.M.

It was moved by Councilmember Hubbard and seconded by Councilmember Thomas to adjourn the meeting at 6:15 P.M. This received unanimous approval.

Jerry C. Larsen, Clerk

F. Lee Hendrickson, Mayor