

CITY COUNCIL MEETING
September 24, 2018

MAYOR & COUNCIL

Todd D. Thomas
Terry D. Larson
Bradley J. Wall
Allyson Wadsworth
Allyson Wadsworth

STAFF

Linda Acock, City Clerk
Kelly Mickelsen, City Treasurer
Shawn Oliverson, Economic Development
Tyrell Simpson, City Engineer
John Balls, Public Works Director
Mike Petersen, Chief of Police
Tyler Olson, City Attorney

OTHERS PRESENT:

Berni Winn, Scott Palmer, Alexis Beckstead, Brock Alder, Garth Hebdon,

Council Meeting was called to order at 5:00 P.M. by Council President Thomas.

**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 (August 27, 2018 & September 10, 2018)
- B. Bills (September 24, 2018)
- C. Treasurer's Monthly Report (August 31, 2018)
- D. Building Inspector Contract

Minutes

It was moved by Councilmember Larson and seconded by Councilmember Wadsworth to approve the August 27, 2018 and September 10, 2018 City Council Minutes. This received unanimous approval.

**Bills &
Treasurer
Report**

It was moved by Councilmember Wall and seconded by Councilmember Larson to authorize payment of the bills of September 24, 2018, and the Treasurer's Monthly Report dated August 31, 2018, as presented. This received unanimous approval.

**Building
Inspector
Contract**

It was moved by Councilmember Wall and seconded by Councilmember Wadsworth to accept the Professional Services Contract for the building inspector for the year 2018-2019, and authorize Council President Thomas to sign said contract. This received unanimous approval.

**Public
Hearing**

Council President Thomas called for the public hearing to consider amended uses in commercial and industrial districts to allow for uses not specified, as follows:

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held on the 8th day of October, 2018, at the hour of 5:05 P.M., or as soon thereafter as this matter may be heard, at City Hall located at 70 West Oneida St., Preston, Idaho, before the Preston City Mayor and Council to consider a proposed ordinance amending Chapters 17.02.010, 17.16.020 and 17.18.020, as follows:

17.02.010- INTENT, AMEND USES IN COMMERCIAL AND INDUSTRIAL DISTRICTS TO ALLOW FOR USES NOT SPECIFIED BY SPECIAL USE PERMIT WITH OVERSITE BY PLANNING AND ZONING AND THE CITY COUNCIL; 17.16.020- USES ALLOWED, ADD OTHER UNSPECIFIED COMMERCIAL USES BY SPECIAL USE PERMIT; 17.18.020- USES ALLOWED, ADD STORAGE UNITS AS AN ALLOWED USE AND ALLOW OTHER UNSPECIFIED INDUSTRIAL USE BY SPECIAL USE PERMIT. ALLOW PUBLICATION BY SUMMARY; DISPENSE WITH READING ON THREE SEPARATE DAYS AND ESTABLISH AN EFFECTIVE DATE.

A copy of a proposed ordinance is on file with the city clerk at the above address and copies of the same may be obtained from that office from and after September 12, 2018.

All persons present at the public hearing will be given the opportunity to be heard. Written comments and objections may be submitted to the City Clerk at the above address prior to the public hearing, and the same shall be considered by the Commission in its deliberations.

Linda Acock, City Clerk

Publish September 12, 2018.

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After giving the guidelines for holding a public hearing, Council President Thomas asked Economic Development Specialist/Assistant Planner, Shawn Oliverson to present the proposed ordinance amendment.

Economic Development Specialist/Assistant Planner, Shawn Oliverson explained that the amendment will allow for storage units in the Industrial Zone, and as well, allow for additional uses within the Commercial and Industrial zones by Special Use Permit.

Council President Thomas asked if anyone present would like to comment in favor of the proposed amendment. There being none, he asked if any written comments had been received. Clerk Acock reported that there were no written comments.

Council President Thomas then asked if anyone present had neutral comments in this matter. There being none, he asked if any neutral, written comments had been received. Clerk Acock reported that there were no neutral comments received.

Council President Thomas then asked if anyone present would like to offer opposing comment or testimony. There being none, he asked if written comment had been received, in opposition to the proposed amendment. Clerk Acock reported that there was no opposing comments received.

Council President Thomas closed the public hearing, and opened the meeting up for discussion amongst the City Council.

Ordinance 2018-9 Allowed Uses In The Industrial & Commercial
Councilmember Brad Wall introduced an ordinance relating to the allowed uses in the Industrial and Commercial zones. Allowing storage units in the Industrial Zone and allowing other Industrial and Commercial uses by Special Use Permit.

It was moved by Councilmember Wall and seconded by Councilmember Wadsworth to dispense with the rules requiring the reading of ordinances n three separate days, and ordered the ordinance to be read once in summary. The vote was as follows:

Councilmember Thomas Aye
Councilmember Larson Aye
Councilmember Wall Aye
Councilmember Wadsworth Aye

Motion passed by unanimous vote.

Ordinance was read once in summary by City Clerk Acock.

It was moved by Councilmember Larson and seconded by Councilmember Wadsworth to approve the Ordinance and to direct Clerk Acock to assign the Ordinance 2018-9. The vote was as follows:

Councilmember Thomas Aye
Councilmember Larson Aye
Councilmember Wall Aye
Councilmember Wadsworth Aye

Motion passed by unanimous vote.

Extension North Junction Commercial Subdivision
Scott Palmer requested an extension on the Final Plat for the North Junction Commercial Subdivision, that was approved by the City Council on October 9, 2017, but has not been recorded.

It was moved by Councilmember Wadsworth and seconded by Councilmember Wall to approve a twelve (12) month extension for the North Junction Commercial Subdivision. This received unanimous approval.

Request
Alexis Beckstead stated that, in 1988, Franklin County passed an ordinance creating a "Certified Local Government" that allows a commission of 5 members to apply for grants from the State Preservation Office. They have re-established the commission, members consisting of Alexis Beckstead, Myrna Fuller, Claudia Erickson, Elliott Larsen, and Cindy Harris, and are now asking that a city official sign the ordinance in show of support for the ordinance, the commission, and their efforts to obtain grants for restoration of the Oneida Stake Academy and other possible historic buildings.

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It was moved by Councilmember Wall and seconded by Councilmember Wadsworth to authorize Council President Thomas to sign the Franklin County ordinance, creating a Certified Local Government in support of the commission and their efforts to obtain grants for the restoration of Franklin County's historical buildings. This received unanimous approval.

Solid Waste Services Contract Attorney Olson presented a contract between Franklin County and The City Of Preston for solid waste services. Attorney Olson explained the contract is ready for completion, with a minor paragraph for notification addresses needing to be added.

It was moved by Councilmember Wall and seconded by Councilmember Wadsworth to approve the Solid Waste Collection Contract between Franklin County and The City Of Preston, adding a paragraph for notification addresses, and authorize Council President Thomas to sign said Agreement. This received unanimous approval.

Dump Truck Lease No action was taken on this matter. The Dump Truck Lease will be placed on the October 8, 2018 agenda.

Business License G. Crookston and 8th West for the Corn Walk Alley. This received unanimous approval.

Franklin County Senior Center Donation It was moved by Councilmember Larson and seconded by Councilmember Wadsworth to make a one-time donation of \$2,000. to the Franklin County Senior Center. This is in addition to the annual donation The City of Preston donates to the Franklin County Senior. The motion received unanimous approval.

Tree Growth Over City Streets Council discussed the tree growth over city streets. There has been inquiry as to who is responsible for keeping the trees trimmed to insure that vehicles do not get damaged by the overhanging branches and sight clearance, at intersections with trees overhanging the streets, is maintained. It was determined that Councilmember Thomas will research if the landowner, or the city, should be required to trim the trees back, identify where the trees are overhanging, and work with staff to write a courtesy letter to homeowners.

Purchase Recreation Storage Building Council President Thomas advised that he is in the process of negotiating price with Harmony Sheds for a 12x24 storage shed for storing recreation equipment.

It was moved by Councilmember Wall and seconded by Councilmember Wadsworth to approve the purchase of a 12x24 accessory building to be placed in the city park, and used for storing sports equipment. This received unanimous approval.

Staff Report Assignments Staff members gave brief updates on their various assignments.

Executive Session It was moved by Councilmember Thomas and seconded by Councilmember Wall to enter Executive Session to discuss possible litigation, as allowed by Idaho Code 74-206 (f). The vote was as follows:

Council President Thomas Aye
Councilmember Larson Aye
Councilmember Wall Aye
Councilmember Wadsworth Aye

Motion passed by unanimous vote.

Entered Executive Session at 6:38 P.M.
Returned from Executive Session at 7:07 P.M.

Waiver and Deferral Agreement H.K. Smith 1098 N 1400 W S. Bennett 1426 N State It was moved by Councilmember Wall and seconded by Councilmember Wadsworth to enter into a Waiver and Deferral Agreement with Hyrum K. and Angela Smith, and with Steven and Nicolle Bennett, to defer improvements related to sidewalk, curb and gutter and/or ribbon curb and swale. This received unanimous approval.

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Adjourn Meeting was adjourned at 7:08 P.M. by Council President Thomas.


Linda Acock, Clerk


Todd D. Thomas, Council President