

**CITY COUNCIL MEETING
September 4, 2012**

MAYOR & COUNCIL

Lee Hendrickson
Saundra Hubbard
Neal Larson
Travis Kunz

STAFF

Jerry Larsen, Clerk/Treasurer
John Balls, Public Works Director
Clyde Nelson, City Attorney
Wendy Merrill, Clerk

OTHERS PRESENT:

Chuck Chesney, Patty Chesney, Kristine Gamble, Andrea Harrison, Alan Holt, Kyle Lamphere, Tyler Olson, Leah Thompson, Kevin Thompson, Kara Titensor, Julie Westerberg, Natalie Wintch, Scott Workman

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

Roll Call of Councilmembers showed the following members present: Hubbard, Larson, Kunz. Councilmember Thomas was absent from meeting.

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 13, 2012)
- B. Bills (September 4, 2012)

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

Ord.#2012-2 Councilmember Larson introduced Ordinance #2012-2, City of Preston Annual Appropriation Ordinance.

It was moved by Councilmember Larson and seconded by Councilmember Hubbard to dispense with the rules requiring the reading of ordinances on three separate days, and ordered the ordinance to be read once in it's entirety. This received unanimous approval.

City Clerk Larsen read Ordinance #2012-2 once in it's entirety.

It was moved by Councilmember Kunz and seconded by Councilmember Hubbard to approve the same as presented. The vote was as follows:

Councilmember Hubbard	Aye
Councilmember Larson	Aye
Councilmember Kunz	Aye

Motion passed by unanimous vote.

It was moved by Councilmember Larson and seconded by Councilmember Kunz to approve the Resolution Regulating Salaries and Benefits for fiscal year 2013. This received unanimous approval.

It was moved by Councilmember Larson and seconded by Councilmember Hubbard to approve the County Commissioner Budget Certification for fiscal year 2013, and to authorize Mayor Hendrickson to sign the same. This received unanimous approval.

Copies of the Annual Appropriation Ordinance, approved Resolution Regulating Salaries and Benefits, and County Commissioner Budget Certification for fiscal year 2013 follow minutes.

The following business licenses were presented:

Kelly Schofield (Preston Gardens, LLC)

It was moved by Councilmember Hubbard and seconded by Councilmember Larson to table the above business license until more information can be obtained. This received unanimous approval.

Kyle Lamphere (Oneida Trading Post)

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

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- Bond Refund It was moved by Councilmember Hubbard and seconded by Councilmember Kunz to refund the improvement bond in the amount of \$1023.00 to Chris Robinson, 767 East 6th South. This received unanimous approval.
- Memorial For Cody Moosman City Attorney Nelson read the following letter received from Douglas Webb regarding a memorial for Army Specialist Cody Moosman who was recently killed in the line of duty while serving in Afghanistan:
- (The following letter has been typed into these minutes verbatim)
- MEMORIAL RECONGIZATION FOR CODY O. MOOSMAN
- It is proposed that a memorial bench of granite along with a flag pole be put in the city park. It would allow friends, family and community members to take some ownership of the ultimate sacrifice Specialist Cody O. Moosman made in Afganistan protection our freedom. He will not be forgotten.
- A bank account has been established in the Lewiston State Bank for anyone who would like to make a contribution to help prepare this memorial in the Preston City Park.
- I hope that the city council will give this their consideration and approval.
- (Signed) Douglas S. Webb
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- City Attorney Nelson also read a letter received from Jim Boyce of Clifton, Idaho, supporting the use of the existing memorial at the County Courthouse for all servicemen rather than erecting a memorial in honor of one soldier. Mr. Boyce stated in his letter that he wouldn't be offended if a memorial was erected, but he feels all soldiers should be memorialized equally. After Council discussion, this issue was tabled for further review.
- Lease Of Property Behind Archery Building Mike Lower expressed an interest in leasing property behind the archery building. Mayor Hendrickson and the Council agreed the City is not interested in leasing property behind the archery building to anyone at this time.
- Winter Maintenance 4th South Mayor Hendrickson stated that he had received several phone calls from concerned citizens about the road on 4th South from Oakwood Drive east to the end of the City limits being closed during the winter months. He assured them that the City never had any plans to close the road, but were debating posting "no winter maintenance" signs. Leah Thompson, owner of property along 4th South, addressed the Council stating that the road is used for a variety of purposes, such as cross-country training for the high school, driving to and from town, feeding animals, walking & exercise, and it will provide the only access to the home she is constructing on 4th South. After Council discussion, Mayor Hendrickson and the Council determined to leave maintenance on this road as it has been in the past.
- Review Draft For Special Use Variances City Attorney Nelson reviewed changes to the Preston City Code regarding City Council assuming authority over special use permits and variances. After Council discussion, it was moved by Councilmember Hubbard and seconded by Councilmember Kunz to authorize City Clerk Larsen to set a public hearing for this matter before the Planning & Zoning Commission. This received unanimous approval.
- County Commission Report County Commissioner Scott Workman reported that Franklin County approved and passed their Fiscal Year 2013 budget at today's County Commission meeting. He also stated that the County is trying to set aside funds for a new jail facility.

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

Councilmember Hubbard	Aye
Councilmember Larson	Aye
Councilmember Kunz	Aye

Motion passed by unanimous vote.

Entered Executive Session at 5:37 P.M.

Returned from Executive Session at 6:36 P.M.

Resolution It was moved by Councilmember Larson and seconded by Councilmember
Supervisory Kunz to approve Resolution #79, a resolution exempting supervisory
Employees employees from overtime compensation and compensatory time. This
Exempt received unanimous approval.
Status

A copy of Resolution #79 follows minutes.

It was moved by Councilmember Larson and seconded by Councilmember Kunz to adjourn the meeting at 6:42 P.M. This received unanimous approval.

Jerry C. Larsen, Clerk

F. Lee Hendrickson, Mayor