

CITY COUNCIL MEETING
November 19, 2012

MAYOR & COUNCIL

Lee Hendrickson
 Saundra Hubbard
 Neal Larson
 Travis Kunz
 Todd Thomas

STAFF

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

OTHERS PRESENT:

Robert Merrill, Scott Workman, Cedar Hodges, Joe Hardy, Byron Kelley, Skyler Schenk, Jett Murray, Sam Erickson, Jeremy Jensen

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.
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 (October 22, 2012) B. Bills (November 19, 2012) It was moved by Councilmember Kunz and seconded by Councilmember Thomas to approve the items listed on the consent calendar. This received unanimous approval.
Business License	The following business license was presented: <u>Joe Hardy</u> (Mattco Outfitters) It was moved by Councilmember Larson and seconded by Councilmember Hubbard to approve the above business license. This received unanimous approval.
Kennel License	Kayla Evans, 163 North 1 st West, applied for a noncommercial kennel license for her three dogs and has followed all the procedures for obtaining that license. It was moved by Councilmember Hubbard and seconded by Councilmember Larson to approve a noncommercial kennel license for Kayla Evans. This received unanimous approval.
Bond Refunds	It was moved by Councilmember Thomas and seconded by Councilmember Larson to refund the improvement bonds in the amount of \$1942.50 to Whitehead Construction, for 697 Granny Smith Circle, and in the amount of \$1,143.75 to Whitehead Construction, for 787 South 2 nd West. This received unanimous approval.
Source Water Protection Plan	It was moved by Councilmember Larson and seconded by Councilmember Hubbard to approve the Source Water Protection Plan for the City of Preston, PWS 6210014. The plan includes a description of the city's drinking water system, the development of a community planning team and its duties, a fixed radius source water delineation of Bergquist Spring, inventory and priority ranking of point and nonpoint contaminant sources within the assessed source water area, an implementation schedule for Preston's source water protection measures and activities, and an emergency response plan (ERP) that will provide guidance and direction, should a drinking water emergency arise. This received unanimous approval.
Concrete Disposal At Industrial Park	Public Works Director Balls expressed concerns about the disposal of concrete at the City's Industrial Park by contractors and the general public, and asked the Council for recommendations on solving this issue. After Council discussion, it was moved by Councilmember Thomas and seconded by Councilmember Hubbard to authorize Public Works Director Balls and City Engineer Kimball to mark off the boundaries of the area and close access to it with signs and fences. This received unanimous approval.

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Recommended City Engineer Kimball addressed changes to the Preston City Code Changes regarding City Council assuming authority over special use permits To Proposed and variances. He relayed that the Planning & Zoning Commission was Ordinance concerned that public hearings would have to be held before the Planning & Zoning Commission and the City Council. It was clarified that the recommendation in the ordinance is that at least one public hearing shall be held. After Council discussion, it was moved by Councilmember Larson and seconded by Councilmember Hubbard to leave the wording of the Ordinance as "Prior to granting a special use permit, at least one (1) public hearing in which interested persons shall have an opportunity to be heard shall be held before the commission". This received unanimous approval.

Highway 91 Mayor Hendrickson addressed the opening of 4th East Street onto South & 4th East Highway 91. The best way to do this would be by creating a ninety Project degree angle onto Highway 91, requiring the City to purchase property from Ransom's Country Store, located at 770 South Highway 91. Mayor Hendrickson reported he has spoken with Lynn Ransom, owner of Ransom's Country Store, and Mr. Ransom is not willing to sell any property, but is willing to negotiate the approach on the South side of the property. In order to take advantage of funds from the Idaho Transportation Department, the project would need to be completed by June 30, 2013, the end of the Idaho Transportation Department's fiscal year. Another option would be reopening the access of 4th East Street and Highway 91 at the same location it was before the widening of Highway 91. City Engineer Kimball stated this would require moving a power pole, the base meter for the power lines and a streetlight. After Council discussion, City Engineer Kimball was instructed to provide a drawing for each option, at which time this issue will be reviewed.

Resolution City Clerk Larsen informed the Council he had received a letter from Nationwide Retirement Solutions stating that the relationship Nationwide Retirement between Nationwide Retirement Solutions and the United States Retirement Conference of Mayors ended by mutual agreement on September 30, 2012. The United States Conference of Mayors has sponsored the City's plan with Nationwide Retirement Solutions for several years. This leaves the City with three options; to stop the plan, to have the City contract with Nationwide to administer and sponsor the plan, or to have the State Of Idaho sponsor the plan. After Council discussion, it was moved by Councilmember Larson and seconded by Councilmember Thomas to approve Resolution #80, a resolution to adopt the State sponsored plan for deferred compensation. This received unanimous approval.

Executive It was moved by Councilmember Thomas and seconded by Councilmember Session Kunz to enter Executive Session to discuss pending litigation as allowed by Idaho Code 67-2345(1)(f); and 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 5:45 P.M.

Returned from Executive Session at 7:13 P.M.

It was moved by Councilmember Thomas and seconded by Councilmember Hubbard to adjourn the meeting at 7:14 P.M. This received unanimous approval.

Jerry C. Larsen, Clerk

F. Lee Hendrickson, Mayor