

CITY COUNCIL MEETING
May 22, 2017

MAYOR & COUNCIL

Mark W. Beckstead
Todd D. Thomas
Bradley J. Wall
Allyson Wadsworth

STAFF

Linda Acock, City Clerk
Kelly Mickelsen, City Treasurer
Mark T. Owens, City Engineer
O. John Balls, Public Works Director
Ken Geddes, Police Chief
Tyler Olsen, City Attorney

OTHERS PRESENT:

Berni Winn, Troy Winn, Scott Palmer, Bracken Winn, Aaron Stokes, Sandy Allred, Eric Allred, Larry Olson, Reginald W. Hyde, Doyle Elison, Afton Winn, Linda Hansen, Chuck Chesney

Council Meeting was called to order at 5:00 P.M. by Mayor Mark Beckstead

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. City Council Minutes (May 08, 2017)
- B. Bills (May 22, 2017)

It was moved by Councilmember Wall and seconded by Councilmember Wadsworth to approve the Council Minutes of May 08, 2017, as presented. The vote received unanimous approval.

It was moved by Councilmember Thomas and seconded by Councilmember Wadsworth to accept the bills of May 22, 2017. The vote received unanimous approval.

Public
Hearing
Rezone
Transitional
To
Business C-3

Mayor Beckstead called for the following public hearing for the purpose of giving consideration to the application to rezone certain property from Transitional to Business C-3, as follows:

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held on May 22, 2017, before the City of Preston Mayor and Council at the hour of 5:00 P.M., or as soon thereafter as this matter may be heard, at the city hall located at 70 West Oneida St., Preston, Idaho, to give consideration to the application of Troy and Berni Winn, 806 North 8th West, Preston Idaho for the rezoning of certain property located in the City of Preston, Idaho, from its present classification of Transitional, to a classification of Commercial C-3. More specifically, the applicant desires that the property addressed as 825 North 8th West, be zoned Commercial C-3. A copy of the legal description of the property requested is available at city hall, city clerk's office.

All persons present will be given the opportunity to be heard in regard to said Application. Written comments or objections to said rezoning may be submitted to the City Clerk at the above stated address, and the same will be considered if received prior to said public hearing.

Dated this 28th day of April, 2017.

s/ Linda Acock

After giving guidelines for holding public hearings, Mayor Beckstead opened the public hearing and asked the applicants to present their application for rezone.

Bracken Winn explained that the applicants, Troy and Berni Winn, are asking to rezone their property at 825 North 8th West to Business C-3. Future plans are to build a shop to move their diesel repair business. The rezone is compatible with the Comprehensive Plan.

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Councilmember Wall asked if it is just the 6.2 acre parcel included in the legal description that they seek to rezone.

Bracken Winn stated that it is just the property included in the legal description.

Attorney Olsen advised that the public hearing is for receiving testimony relating to the request for rezone.

Doyle Elison stated that he is in full support of the council granting the rezone.

Larry Olson also provided testimony in support of the rezone, stating that it is advantageous to him to be able to buy parts locally.

Reginald Hyde suggested that the council add limitations to the amount of vehicles allowed to park on the property at one given time.

There being no further comments, and no written testimony, Mayor Beckstead closed the public hearing.

It was moved by Councilmember Thomas and seconded by Councilmember Wadsworth, based on the recommendation of the Planning and Zoning Commission, the application, and testimony received, to approve the rezone request, as presented. This received unanimous approval.

Ord#2017-8 It was moved by Councilmember Thomas and seconded by Councilmember
Rezone Wall to introduce Ordinance #2017-8, an ordinance amending the
From zoning of certain property from Transitional to Business C-3. This
Transitional received unanimous approval.
To

Business C-3 It was moved by Councilmember Thomas and seconded by Councilmember
Winn Wall to dispense with the rules requiring the reading of
 ordinances on three separate days, and ordered ordinance 2017-8 to be
 read once in summary. The vote was as follows:

Councilmember Thomas	<u>Aye</u>
Councilmember Wall	<u>Aye</u>
Councilmember Wadsworth	<u>Aye</u>

Motion passed by unanimous vote.

City Clerk Acock read Ordinance #2017-8 once in summary.

It was moved by Councilmember Thomas and seconded by Councilmember Wall to approve Ordinance 2017-8. The vote was as follows:

Councilmember Thomas	<u>Aye</u>
Councilmember Wall	<u>Aye</u>
Councilmember Wadsworth	<u>Aye</u>

Motion passed by unanimous vote.

Business It was moved by Councilmember Wall and seconded by Councilmember
License Wadsworth to approve the following business license.

Kody Atkinson 11114 South 6th West (Huntin' Timber)

Withdraw It was moved by Councilmember Thomas and seconded by Councilmember
USDA Wall to withdraw the City of Preston's grant and loan application
Grant & with the USDA, and to instruct City Treasurer, Kelly Mickelsen to
Loan pursue the loan for the 20" main water line replacement from the
Application Department of the Treasury. This received unanimous approval.

Resolution It was moved by Councilmember Wall and seconded by Councilmember
#99 Thomas to approve Resolution #99, a resolution of the City of
Secondary Preston, Idaho, providing for secondary water for outside irrigation
Water in subdivisions, minor subdivisions and planned unit developments.
 This received unanimous approval.
 (A copy of Resolution #99 follows Minutes)

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Deferral It was moved by Councilmember Wadsworth and seconded by Councilmember
Agreements Wall to approve the following Deferral Agreements, and authorize
Mayor Beckstead to sign said agreements. This received unanimous
approval.

Jeffery Gale 360 North 8th West
Gene Moyes 580 North 8th East

Resignation It was moved by Councilmember Wall and seconded by Councilmember
P&Z Thomas to accept the letter of resignation received from Commissioner
Joe Perry Joe Perry, to release him from the Planning and Zoning Commission,
Appointment and to accept the appointment of Vern Purser, to complete Mr. Perry's
P&Z term. This received unanimous approval.
Vern Purser

Letter It was moved by Councilmember Wadsworth and seconded by Councilmember
Of Intent Thomas to accept the letter of intent for the City of Preston to
apply for a hazard mitigation grant through FEMA to address the North
side drainage. This received unanimous approval.

Council Councilmembers gave brief updates on the various assigned
Report designations.
Assigned
Designation

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

Councilmember Thomas Aye
Councilmember Wall Aye
Councilmember Wadsworth Aye

Motion passed by unanimous vote.

Entered Executive Session at 6:24 P.M.

Returned from Executive Session at 7:09 P.M.

Adjourn Meeting was adjourned at 7:09 P.M. by Mayor Mark Beckstead.

Linda Acock, Clerk

Mark W. Beckstead, Mayor