

**CITY COUNCIL MEETING**  
**August 26, 2019**

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MAYOR & COUNCIL

Mark Beckstead  
Todd Thomas  
Bradley J. Wall  
Allyson Wadsworth

STAFF

Linda Acock, City Clerk  
Kelly Mickelsen, City Treasurer  
Tyrell Simpson, City Engineer  
Shawn Oliverson, Economic Development  
John Balls, Public Works Director  
Dan McCammon, Police Chief  
Lyle Fuller, City Attorney

OTHERS PRESENT:

Chuck Chesney, Scott Palmer, Robert Kooren, Julie Johnson, Rebecca Pihlajisto, Arto Pihlajisto, Bailey Beckstead, Craig Conklin, Val Porter, Brent Dodge, Mike Bridges, Keaton Smart, Jordan Snedaker, Sandra Weeks, Lori Jones, Doug West, Tammy Jensen, Luke Smellie, Rachell Oliverson

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. Council Minutes (August 12, 2019)
- B. Bills (August 26, 2019)
- C. Swale Bond Refund (Kameron Johnson 289 Eagle Way \$1,500.00)

It was moved by Councilmember Wall and seconded by Councilmember Larson to approve the Council Minutes of August 12, 2019 and the Bills through August 26, 2019. This received unanimous approval.

Swale  
Bond Refund  
289 Eagle  
Way  
K. Johnson

Julie Johnson stated that her husband, Kameron Johnson had built the home at 289 Eagle Way, and put up a \$1,500. Bond for the swale. The city engineer has advised them that he won't sign off on the refund of the swale bond, due to the lack of slope in the swale. She informed the council that it is built much like others that are within the subdivision, but they will fix it, to assure it meets city standards. She asked if others within the subdivision, who have filled in their swale, would also be required to bring their swales back to code.

Engineer Simpson stated that he did go to 289 Eagle Way to inspect the swale. It is not built to code, so he is recommending that council deny refund of the bond until it is built to specification.

Council discussed the need to address those property owners who have, since receiving their swale bond refund, filled in the swales with dirt, rock, trees, weeds, etc. It was determined that this matter would be placed on the September 9, 2019 agenda, and Chief McCammon and Attorney Fuller were given assignment to determine the enforceability to require those property owners to bring the sod swales back to specification.

It was moved by Councilmember Wall and seconded by Councilmember Wadsworth to deny refund of the \$1,500.00 swale bond to Kameron Johnson on the property at 289 Eagle Way, until adjustments are made and the swale meets city code. This received unanimous approval.

Public  
Hearing  
Declare  
Excess  
Reserves

Mayor Beckstead gave guidelines for holding a public hearing, then called for the following public hearing for the purpose of giving consideration to the declaration of excess reserves from the garbage fund.

**NOTICE OF PUBLIC HEARING**  
City of Preston  
Declare Excess Reserves (Garbage Fund)

A public hearing will be held before the Mayor and City Council of the City of Preston to hear public comment on declaration of excess reserves in the Garbage Fund, a proprietary fund in the City of Preston. This fund is no longer in use as Franklin County has taken over garbage collection in the City.

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Reserves in the amount of \$367,000 paid to the City from Franklin County for garbage trucks, cans and dumpsters have been budgeted to be transferred to the Street Fund to pay for chip sealing. Reserves in the amount of \$400,000 have been budgeted to be transferred to the Water Fund to be used to pay toward the DEQ loan on the new water line.

HEARING DATE AND TIME: Monday August 26th, 2019 at 5:00 p.m. or a soon thereafter as can be heard.

HEARING LOCATION: Preston City Hall Council Chambers 70 West Oneida Preston, Idaho 83263

City Hall is accessible to persons with disabilities. Anyone desiring accommodations for disabilities please call the City Clerk's Office, 208-852-1817, at least 48 hours prior to the public hearing.

s/Linda Acock, City Clerk

Publish August 7 and August 14, 2019

Treasurer Mickelsen explained that it was determined with the 2018-2019 budget to move the excess funds from the garbage fund to the streets for chip sealing in the amount of \$367,000. and the water fund in the amount of \$400,000. to pay on the DEQ loan. The auditors encouraged the city to hold a public hearing to declare these funds as excess before expending them.

Mayor Beckstead asked if there was anyone present with comment.

Rebecca Pihlajisto asked council why this excess was transferred to other departments, and not refunded back to the citizens.

Mayor Beckstead explained that it was felt that the city had been given a good price on chip seal, and was able to chip seal approximately 65 blocks of city streets this summer. As well, by pre-paying the DEQ water loan, we are saving the city interest on the loan.

There being no further comment, it was moved by Councilmember Wadsworth and seconded by Councilmember Larson to close the public hearing. The vote was as follows:

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

Motion passed by unanimous vote.

It was moved by Councilmember Larson and seconded by Councilmember Wall to declare the reserves from the garbage fund as excess, and to move \$367,000. to the street fund and \$400,000. To the water fund. The vote was as follows:

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

Motion passed by unanimous vote.

Public  
Hearing  
Annual  
Approp.  
Ordinance

Mayor Beckstead called for the Public Hearing for the Fiscal Year 2019-2020 budget, as follows:

**CITY OF PRESTON IDAHO**  
**NOTICE OF PUBLIC HEARING**  
**PROPOSED BUDGET FOR FISCAL YEAR 2019-2020 (FY2020)**

Notice is hereby given that the City of Preston, Idaho will hold a public hearing for the consideration of the proposed budget for the fiscal period October 1, 2019 to September 30, 2020, pursuant to the provisions of section 50-1002, Idaho Code. The hearing will be held at City Hall, 70 West Oneida, Preston Idaho at 5:00 p.m. or as soon thereafter as this matter can be heard on August 26, 2019. All interested residents are invited to appear and offer testimony concerning the proposed budget. Copies of the proposed budget are available at City Hall during regular office hours (8:00 a.m. to 5:00 p.m. weekdays). City Hall is accessible to persons with disabilities. Anyone desiring special

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Fund Name	EXPENDITURES		
	FY 2018 Actual Expenditures	FY 2019 Budgeted Expenditures	FY 2020 Proposed Expenditures
<b>General Fund</b>			
Administration	\$702,649	\$726,382	\$752,141
Police	\$709,540	\$934,907	\$1,025,213
<b>General Fund Total</b>	<b>\$1,412,189</b>	<b>\$1,661,289</b>	<b>\$1,777,354</b>
<b>Street Fund</b>	<b>\$1,220,913</b>	<b>\$1,167,040</b>	<b>\$820,903</b>
<b>Water Acquisition Fund</b>		<b>\$100</b>	
<b>Water Fund</b>	<b>\$575,879</b>	<b>\$2,240,927</b>	<b>\$1,189,333</b>
<b>Sewer Fund</b>	<b>\$679,629</b>	<b>\$1,232,365</b>	<b>\$747,777</b>
<b>Garbage Fund</b>	<b>\$209,037</b>	<b>\$408,449</b>	
<b>Hydro Fund</b>	<b>\$155,406</b>	<b>\$346,244</b>	<b>\$210,953</b>
<b>Fund Transfers</b>		<b>\$400,000</b>	
<b>Grand Total All Expenditures</b>	<b>\$4,253,053</b>	<b>\$7,456,414</b>	<b>\$4,746,320</b>

Fund Name	REVENUES		
	FY 2018 Actual Revenue	FY 2019 Budgeted Revenue	FY 2020 Proposed Revenue
<b>Property Tax Levy</b>			
General Fund	\$679,918	\$767,929	\$852,333
Street Fund	\$270,982	\$255,976	\$284,111
<b>Total Property Tax Levy</b>	<b>\$950,900</b>	<b>\$1,023,905</b>	<b>\$1,136,444</b>
<b>Revenue Sources Other Than Property Tax</b>			
General Fund	\$862,105	\$806,349	\$840,900
Street Fund	\$370,907	\$721,801	\$371,346
Water Acquisition Fund		\$5,400	
Water Fund	\$1,150,618	\$1,785,000	\$1,272,000
Sewer Fund	\$601,143	\$608,000	\$816,000
Garbage Fund	\$328,785	\$363,852	
Hydro Fund	\$138,021	\$168,000	\$150,000
Grants	\$446,700	\$0	
Reappropriation		\$1,974,107	\$159,630
<b>Total Non-Property Tax Revenues</b>	<b>\$3,898,279</b>	<b>\$6,432,509</b>	<b>\$3,609,876</b>
<b>Grand Total All Revenues</b>	<b>\$4,849,179</b>	<b>\$7,456,414</b>	<b>\$4,746,320</b>

accommodations for disabilities, please contact the City Clerk at (208) 852-1817 at least 48 hours prior to the hearing.

Clerk Acock read Ordinance 2019-6 once in summary.

It was moved by Councilmember Wall and seconded by Councilmember Thomas to approve Ordinance 2019-6, effective August 12, 2019, and authorize Mayor Beckstead to sign said ordinance. The vote was as follows:

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

Motion passed by unanimous vote.

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Treasurer Mickelsen stated that the budget has gone down from last year, that the city did take the 3% annual property tax increase, but did not take the forgone monies.

Mayor Beckstead asked for comments from those present.

Doug West stated that he was pleased with the street improvements done during the year, and asked when the space between the curb and street would be filled.

Engineer Simpson stated that the construction company has that on their list to finish up the project.

There being no other comments, Mayor Beckstead asked if any written comment had been received in the Clerk's office. Clerk Acock stated there were no written comments.

It was moved by Councilmember Wadsworth and seconded by Councilmember Larson to close the public hearing. The vote was as follows:

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

Motion passed by unanimous approval.

Ord. 2019-5 Annual Approp. Ordinance Councilmember Larson introduced Ordinance 2019-5, City of Preston Annual Appropriation Ordinance. Councilmember Larson moved and Councilmember Wall seconded to dispense with the rules requiring the reading of ordinances on three separate days, and ordered the ordinance to be read once in summary. This received unanimous approval.

City Clerk Acock read Ordinance 2019-5 once in summary.

It was moved by Councilmember Larson and seconded by Councilmember Wadsworth to approve Ordinance 2019-5. The vote was as follows:

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

Motion passed by unanimous vote.  
(Annual Appropriation Ordinance follows Minutes)

It was moved by Councilmember Wall and seconded by Councilmember Wadsworth to approve the Resolution Regulating Salaries and Benefits for fiscal year 2020. The vote was as follows:

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

Motion passed by unanimous vote.  
(Resolution Regulating Salaries and Benefits follows Minutes)

It was moved by Councilmember Wadsworth and seconded by Councilmember Larson to approve the County Commissioner Budget Certification for the fiscal year 2020, as presented. The vote was as follows:

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

Motion passed by unanimous vote.  
(County Commissioner Budget Certification FY 2020 follows Minutes)

Entrep. Vendor In City Park Megan & Kaleb Jensen Megan and Kaleb Jensen are taking an online entrepreneurial class, and one of the requirements in the class is to start a business. They came before the Council to obtain permission to sell cotton candy and other baked goods in the park during the 2019 soccer season.

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Economic Development Specialist/Assistant Planner, Shawn Oliverson stated that selling goods in the park needs to be O.K.'d by the city council.

It was moved by Councilmember Larson and seconded by Councilmember Wadsworth to approve Megan and Kaleb Johnson as vendors in the city park during the 2019 soccer season, for their entrepreneurial class requisite. If they would like to continue their venture, they will need to revisit the council in the spring. This received unanimous approval.

**Donation To Rotary Club For Fireworks Show** Craig Conklin, Preston Rotary President, explained that the Rotary Club would like to invite the City of Preston to become a major sponsor of the Rotary Club's 24<sup>th</sup> of July (Pioneer Days) Fireworks show. They are asking that the city consider an annual donation to the fireworks show in the amount of \$15,000. to \$18,000.

Councilmember Wall and Mayor Beckstead declared that they are members of the Rotary Club, but do not feel that this is a conflict of interest, and that they can make a fair decision in the best interest of Preston City.

After presentation, and discussion, it was determined that it was past time to include this large of an amount in the 2020 budget, but that the council would like Treasurer Mickelsen to review the budgetary numbers for the 2020 budget, to see if there are monies available to make a donation toward the Rotary Club's 24<sup>th</sup> of July Fireworks show. This matter will be placed on the September 9, 2019 agenda.

**School Bus Turnaround** Councilmember Larson stated that the school district transportation department has asked him to make presentation, to seek permission to build a bus turnaround near North 1600 East and Glendale Road. If the city will allow the use of the property, the bus superintendent will approach the Franklin County Commissioners to have the turnaround built and maintained.

Attorney Fuller suggested a long-term lease agreement, protecting the city's ownership and voiding any liability on the city, should there be an accident on the property.

The school transportation superintendent shall move forward, working with Franklin County Commissioners. If the county will build and maintain the turnaround, Attorney Fuller can then set up an agreement for them to use the city owned property.

**Caldwell Canyon Mine** Attorney Fuller advised that he has been in contact with Attorney Dave Maguire, and has researched the Record of Decision regarding the Caldwell Canyon Mine. He advised that there would be no gain by the City of Preston becoming an intervener at the moment.

It was determined that no action would be taken on this matter.

**Adjourn** Meeting was adjourned at 6:18 P.M. by Mayor Beckstead.

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Linda Acock, Clerk

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Mark W. Beckstead, Mayor