

CITY COUNCIL MEETING
March 28, 2022

MAYOR & COUNCIL

Daniel M. Keller, Mayor
Todd D. Thomas, Council
Chris Larsen, Council
I. Brent Dodge, Council

STAFF

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

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

Council President Terry Larson and City Clerk Linda Acock have been excused.

Mayor Keller asked if there are any conflict of interest on any agenda items. There were none.

Mayor Keller gave a community comment on the report that Preston City is ranked in the top ten of the safest cities in Idaho. We improved from seventh place last year to sixth place this year. In addition, the unemployment rate in our community is 1.2% and the poverty level is one of the lowest in the state at 10.4%. The Mayor wished to give accolades to all the agencies and citizens that play a part in making our community safe.

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 (March 14, 2022)
- B. Bills (March 28, 2022)

It was moved by Councilmember Dodge and seconded by Councilmember Larsen to approve all items on the Consent Calendar, which include Council Minutes of March 14, 2022 and bills through March 28, 2022. This received unanimous approval.

Update on
Wastewater
Treatment
Plant
Keller and
Associates

Colter Hollingshead presented the update on the progress of the wastewater treatment plant. They are on schedule with the design phase of the project and had the final design meeting today with city personnel. They will button things up and submit the plan to agencies by the end of April (DEQ and USDARD). Bidding will be in June or July. Due to the increase in prices of fuel etc. they are talking with agencies to come up with a plan to cover the increased costs, if any. The agencies said to bid in the summer as they will have money available in the summer where it may be gone in the fall. Project will be awarded in August or September of this year with construction beginning possibly in the fall. Completion will be in the spring of 2025, which is on schedule. Councilmember Dodge asked what the bidding environment was and Colter responded that he has had calls of interest in the project and the project is large enough to attract bidders but is hard to tell until it goes out to bid. Colter also said that we will not have any problem with the design being approved by DEQ or USDA.

Sexual
Assault
Awareness
Month
CAPSA

Alyna Ohling and Marin Miller presented on behalf of CAPSA on sexual assault awareness month. Alyna gave an update on the increased availability of therapy for sexual assault victims. She also gave statistics on the number of sexual assault victims in our community that shows the need for supporting victims. She left a support board for the Mayor and Council to sign to put in a public space.

Proclamation
April 2-8
Week of the
Young Child

Treasurer Kelly Mickelsen read the proclamation that declared April 2-8 as Week of the Young Child that promotes the education of young children and appreciation of the teachers and policies that facilitate this.

It was moved by Council Member Larsen and seconded by Councilmember Dodge to allow the Mayor to sign the proclamation to declare April 2-8 as the Week of the Young Child. This received unanimous approval.

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Proclamation
April 2022
Fair
Housing

Treasurer Kelly Mickelsen read the proclamation declaring April 2022 as Fair Housing Month. This proclamation states that everyone in the State of Idaho should have equal opportunities for housing.

Councilman Thomas made the motion to allow Mayor Keller to sign the proclamation declaring April 2022 as Fair Housing Month. Councilman Larsen seconded the motion. This received unanimous approval.

Craner
Field
Bids

Amanda Collins from SICOG reported on the bid opening earlier today for playground equipment for Craner Field. The bid that was chosen was from BCIBurke for \$150,000.00. Councilmember Thomas commented on how playground equipment has changed over the years. He also reported that this equipment is geared 20% toward handicapped children. Councilmember Thomas made the motion to accept the bid of \$150,000.00 from BCIBurke for playground equipment. Councilmember Larsen seconded the motion. This received unanimous approval.

Decision
On Special
Use Permit
295 S 4th W.
Checketts

City attorney Lyle Fuller gave the council a summary on the special use permit process. He also stated that the P & Z board has recommended that this permit be approved.

Larry Checketts presented his request for a Special Use Permit to build and operate an auto repair shop in a residential zone. Councilmembers inquired about water and sewer hookups, setback distances, hours of operation, traffic, waste disposal etc. Mr. Checketts answered these questions satisfactorily. Councilmember Dodge was concerned about adjacent property values.

Councilmember Thomas made the motion to approve the Special Use Permit. Motion died from lack of a second.
Discussion continued concerning adding conditions to the permit.

Councilmember Thomas made the motion to approve the Special Use Permit for Larry Checketts at 295 S 4th w. with the conditions that it be reviewed annually with the business license and the permit would become void with expanded use, change of use and change of ownership. Motion died from lack of a second.

Councilmember Larsen stated that his biggest holdup is that it is located in a Residential A-1 Zone. Councilmember Dodge echoed this. Mayor Keller agreed it is big deal and would be even a bigger deal if there were not remedies in the code and comprehensive plan for this kind of request and the city has granted almost identical requests in years past. Councilmember Dodge asked Engineer Simpson if his concerns stated in his staff report have softened with this discussion. He replied that his concerns have softened at the P&Z meeting. Councilmember Dodge asked him if he now could see his way to recommending approval with the conditions stated. He said that he could.

Councilmember Thomas mad the motion again to approve the Special Use Permit for Larry Checketts at 295 S 4th w. with the conditions that it be reviewed annually with the business license and the permit would become void with expanded use, change of use and change of ownership. This would include meeting all DEQ regulations. Councilmember Dodge seconded the motion. This received unanimous approval.

Discussion
Title 5
Chapter 48
Special
Events

Chief McCammon presented that he went through and changed his original proposal to only include roads and road closures. He needed recommendations on the amount of liability insurance that would be required. Attorney Fuller stated that he would advise there be a minimum \$500,000.00 policy with no maximum.

Councilmember Dodge made the motion to accept the revised version of the ordinance with the addition of a \$500,000.00 liability policy. Councilmember Thomas seconded the motion. This received unanimous approval.

Business
Licenses

Community Development Director Shawn Oliverson gave a staff report on each business license application.

A. Jackie Thorne/Lucas Thorne 310 North 2nd East (Jalepeno Jacq's) Food trailer for special events. He recommended approval. Councilmember Larsen made the motion to approve the business license for Jackie Thorne/Lucas Thorne - Jalapeno Jack's. Councilmember Dodge seconded the motion. This received unanimous approval.

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B. Bradley J. Wall 278 Valley View Dr. (Aluminum Creations)
Makes furniture, planter boxes. He recommends approval
Councilmember Thomas made the motion to approve the business
license for Bradley Wall at 278 Valley View Dr.
Councilmember Larsen seconded the motion.
This received unanimous approval.

C- Derek & Janet Nalder 592 West 4th South (Spring Pest and Lawn)
Pest Control. He recommended approval.
Councilmember Thomas made the motion to approve the business
license for Derek and Janet Nalder - Spring Pest and Lawn
Councilmember Dodge seconded the motion.
This received unanimous approval.

D-H - Kenneth Horsh, Michael Aston, Mike Branson, Jace Heyrend, Ciaden
Brassington 950 Pier View Dr. Idaho Falls (Reve Exteriors LLC)
Door to Door roofing and siding sales. He recommended approval.
Councilmember Dodge made the motion to approve the business
licenses for Kenneth Horsh, Michael Aston, Mike Branson, Jace
Heyrend, Ciaden Brassington - Reve Exteriors LLC.
Councilmember Larsen seconded the motion.
This received unanimous approval.

I- Heather Swanepoel 12 North State (Rinse Bath & Body)
Gift Shop- Lotions, soap etc. He was neutral on approval due to
no off street parking.
Councilmember Thomas made the motion to deny the business
application Due to parking.
Councilmember Larsen seconded the motion. After much discussion
and the option came up to send them to P&Z to petition them for a
requirement of fewer spaces, Councilmember Larsen withdrew his
second. Motion then died for lack of a second.
Councilmember Dodge made the motion that we direct Heather
Swanepoel to the P&Z board to resolve the parking issue.
Councilmember Larsen seconded the motion.
Vote went as follows: Councilmember Dodge - aye
Councilmember Larsen - aye
Councilmember Thomas - nay

Motion passed.

County Commissioner Swainston was excused from the meeting.
Commission
Report

Legislative Dan Garner stated that he is running for House of Representative
Represent- seat for District 28. His platform was advocating for education,
ative and against unfunded mandates. He is also not against Idaho accepting
ARPA money and there needs to be more local control of the money.
He stated he will vote for his constituents and not special interest
groups

Executive Councilmember Larsen moved to go into executive session at 7:10 p.m.
Session Councilmember Dodge seconded the motion. Roll call vote as follows;
Councilmember Dodge - Aye
Councilmember Larsen - Aye
Councilmember Thomas - Aye

Time in 7:15 p.m.
Time out 7:30 p.m.

Adjourn Meeting was adjourned at 7:30 p.m. by Mayor Keller.

Kelly Mickelsen, Dep. Clerk

Daniel M. Keller, Mayor