

New Plymouth City Council Meeting
MONDAY
04 January 2016
7:00 P.M.
New Plymouth City Council Chambers (Library)

On the 4th of January, 2016, the New Plymouth city council meeting was called to order at 7:00 pm by Mayor Joe Cook. Roll call was taken with council members Warnke, Mayer, Kurth, York, and Mayor Cook in attendance.

Staff members in attendance were City Clerk Danielle Painter, Public Works Superintendent Beau Ziemer, City Engineer Andy Gerhke, and Deputy Clerk Alishia Elliott.

Guests included Ron Rouse, Dustin Riggs, Hanson Beudonald, Teagan Petross, Dusty Goff, Josie Thurman, Hailey Jenkins, David Cornett, Mary Kirkpatrick, Dale Williamson, Beth Earles, Everett Earles, Floyd Earles, Toby Hauntz, Courtney Butler, Aubrey Wilson, Sam Furtado, Cheyenne Stallions, Austin Creek, Mckenzie Ray, Dylon Burns, Stewart Cope, Sydney Michael, Amy Tiner, Ruet Harris, Roxanna Cline, and Erik Cline.

Regular Agenda – Councilwoman Kurth moved to approve regular agenda, with an amendment to the New Business, switching items D & C. Councilman Warnke seconded the motion. The voting was unanimous in favor of the motion.

Consent Agenda – The consent agenda included 21 December 2015 Public Hearing Minutes, 21 December 2015 Council Meeting Minutes, Engineering Status Report, and Claim Approvals totaling \$3,768.87. Councilman York moved to approve consent agenda. Councilwoman Kurth seconded the motion. The voting was unanimous in favor of the motion.

Old Business
None

New Business

Swearing in new Mayor and Councilman – City Clerk swore in Beth Earles as the new Mayor. City Clerk also swore in Bill Warnke as Councilman.

Presentation of Certifications to new Mayor – City Clerk Danielle Painter presented the certification to Mayor Earles.

Special thank you to past Mayor and Councilwoman Mayer presented by City Clerk and City Council – Mayor Earles requested that this item be presented after the presentation of certificates to the new Mayor. Councilman Warnke presented a plaque to Joe Cook and Jeannette Mayer for their dedication and hard work over the years.

Filling vacant Council Seat – Mayor Earles requested that the council approve her appointment of Ron Rouse to the City Council to fill the vacant council seat. City Clerk swore in Ron Rouse, and presented the certifications. **Councilman York moved to approve Ron Rouse to fill the vacant council seat. Councilman Warnke seconded the motion. The voting was unanimous in favor of the motion.**

Elect president of the Council – **Councilman York motioned to elect Councilman Warnke president of the Council. Councilman Rouse seconded the motion. The voting was unanimous in favor of the motion.**

Appoint City Engineer and City Attorney – **Councilman York moved to appoint Holladay Engineering, Andy Gerhke, as the City Engineer and Bert Osborn as the City Attorney. Councilman Warnke**

seconded the motion. The voting was unanimous in favor of the motion.

2016 Council Meeting Dates – Mayor Earles requested that the time for the council meetings change. There was discussion amongst council, and they were able to come to an agreement on a time change for the meetings. City council meeting dates are going to remain the 1st and 3rd Monday of each month, but will change from 7:00 P.M. to 6:30 P.M per passing of an ordinance at the next meeting.

Councilwoman Kurth motioned for an ordinance to be created to accept the change in time for the city council meetings, Councilman York seconded the motion. The voting was unanimous in favor of the motion.

2016 Liquor Licenses – **Councilwoman Kurth moved to approve the 2016 Liquor Licenses for the local businesses that applied, Councilman Warnke seconded the motion. The voting was unanimous in favor of the motion.**

Vicious Dog Ordinance presented by Roxanna Cline – Roxanna came in front of the city council to request for an update to ordinance #186 section 6-2-32. Roxanna asks for this update because the ordinance has “failed” her during a recent situation she was in. Roxanna provided packets and documents to the council that helped them better understand what happened to her dog and herself. December 22nd, 2015 Mrs. Cline’s dog was attacked while it was sleeping on her porch. When Roxanna tried to rescue her dog she was also attacked. Roxanna then called 911, but the dog was not removed or impounded. Mrs. Cline thought that safety was an issue and posted flyers around the city to warn her neighbor’s. Mayor Earles apologized to Mrs. Cline and informed her that the dog is only considered a “nuisance” at this time and the complaint will have to be presented to the Animal Control Board, once created. Mayor Earles asked that a special meeting be scheduled for Wednesday January 6th, 2016 to appoint the Animal Control Board. The animal control board will then determine if the dog is vicious. If the owner decides to appeal the determination then it will come in front of city council. Lieutenant Toby Hauntz approached the city council. Lieutenant Hauntz stated that the dog was not removed because when the officers arrived the night of the incident the owner of the dog had taken custody of it. Hauntz also stated that the officers were only looking at the dog at large ordinance instead of the vicious dog ordinance, Hauntz apologized for the mistake that was made. Mayor Earles then asked the council if January 6th, 2016 at 6:00 P.M. in the fire ready room would work for a special meeting. The City Council agreed on the date, time and location for the meeting. **Councilman Warnke motioned to have a special meeting to appoint Control Board on January 6th, 2016 at 6:00 P.M. in the fire ready room. Councilman York amended the motion by changing it to Animal Control Board. Councilwoman Kurth seconded the motion. The voting was unanimous in favor of the motion.**

Ordinances and Resolutions

None

Public Comments

Dale Williamson commented about the vicious dog ordinance item. Mr. Williamson stated “I was involved with that dog during that, I took that dog to the vet. It was tied up to her step.” Mr. Williamson commented on how well the law enforcement handled the situation, but stated how the law “sucks”. Mr. Williamson stated “...owner needs to be responsible (for the dog)”.

Mayor and Council Comments

Councilman York welcomed Mayor Earles and congratulated her on her new position as Mayor.

Adjournment

Councilwoman Kurth motioned to adjourn the council meeting. The motion was seconded by Councilman Warnke. The voting was unanimous in favor of the motion.

The meeting adjourned at 7:37 pm.

Beth Earles, Mayor

Alishia Elliott, Deputy City Clerk