

New Plymouth City Council  
6 July 2009  
7:00 pm  
New Plymouth City Council Chambers (Library)

The regular meeting of the New Plymouth City Council was held at the New Plymouth City Hall on Monday, 6 July 2009 at approximately 7:00 p.m.

The meeting was called to order at 7 pm by Mayor Joe Cook. Role call was taken with Councilwoman Mayer, Councilmen Cline, York and Esplin in attendance.

Guests included Andy Gehrke of Holladay Engineering and Pat Engle of Sage Community Resources. Staff members present were Beth Ann Christensen, Deputy Clerk and Leon K. Jensen, City Clerk.

**Councilman Esplin moved to approve the agenda. Councilwoman Mayer seconded the motion and the voting was unanimous in favor.**

1. Consent Agenda
  - a. Library Report
  - b. 15 June Council Meeting Minutes
  - c. Cash Disbursement Summary
  - d. Approval of Bills

**Councilman Esplin moved to approve the consent agenda. Councilwoman Mayer seconded the motion and the voting was unanimous in favor.**

2. Regular Agenda

*Old Business:*

- a. Silvia Zitek of 1419 N 6th St in Payette, Idaho stated that Jeanette Purviance obtained a conditional use permit for a residential care facility in April of 1992. Discussion was held about the lot being one lot at the time and then later the land was surveyed dividing the lot. Mrs. Zitek thought that the conditional use permit was for the whole property. The zoning is correct for two residences but she has three and the zoning is not correct for that. There is one building on the lot which does not show up on the city map. A possible variance was discussed for an apartment complex. It was determined that the property owner needed to come into the city and meet with staff to decide the best possible action to take so that Mrs. Zitek could use the property as an apartment complex / multifamily use property.
- b. Discussion was held concerning the creation of an irrigation company for the city. Turning the Farmers irrigation company and the irrigation system to the City for their implementation was discussed including requiring all residents of the city to be part of the system. Billing and maintenance was discussed. It was determined that Mayor Joe Cook, Councilman York and the city attorney should meet and discuss the ramifications of such an action. **Councilwoman Mayer moved that Mayor Cook, Beau Ziemer and Rick York meet with the city attorney Bert Osborn regarding the possibility of the city taking such action. The motion was seconded by**

**Councilman Esplin and the voting was three in favor with Councilman York abstaining from voting.**

- c. Staff reported that three requests for information from vendors for new software for the city have been made. The software would replace the current software in use by the city and would be used for accounting, billing, and budgeting, etc. One company has not responded. Caselle and Black Mountain have responded. At the present time staff is strongly considering recommending the purchase of the software from Black Mountain. Staff has spoken with the cities of Payette and Emmett and both cities are extremely pleased with the software provided by Black Mountain. Staff was directed to contact a city using Black Mountain, visit them and see the software in operation. Staff was directed to bring a report back to the council at the next council meeting with a recommendation to purchase.
- d. Staff reported that we have now collected and reviewed all stored documents and have prepared lists of the documents recommended for destruction for review by the council. We have checked on the costs of shredding and reported on those costs, ranging from at least 10 cents per pound to 17 cents per pound. We will now put those recommendations in the form of a resolution and have the city attorney review them. If all is in order we will then present that information to the council at the next council meeting.

New Business

- a. Pat Engle of Sage Community Resources represented Sage at a Hearing on the Status of Funds for the Community Block Grant that the city now has. The Block Grant funding funded engineering and the backup power. The USDA money and local monies paid for the actual construction. We are close to completion of the project. There are funds left to expend in the amount of \$18,841.00 in administrative and close out activities. The funding is HUD money. Besides the report there was no discussion from the public in favor or in opposition.
- b. Andy Gehrke of Holladay Engineering presented his Engineering Status Report.
- c. Andy Gehrke of Holladay Engineering - Bodiford Construction Payment Application # 6 was presented. **Councilman Esplin moved to approve the request for payment, seconded by Councilwoman Mayer. The voting was unanimous in favor.**
- d. Andy Gehrke of Holladay Engineering - Bodiford Construction Change Order # 3 was presented. **Councilman Esplin moved to approve the request for payment, seconded by Councilwoman Mayer. The voting was unanimous in favor.**
- e. Andy Gehrke of Holladay Engineering - United Pipe Final Payment Application # 3 was presented. **Councilman Esplin moved to approve the request for payment, seconded by Councilwoman Mayer. The voting was unanimous in favor.**
- f. Staff presented information regarding parking and unloading problems at Ray Brogans store next to City Hall. A patron, Joann Snyder, called about 3:30 pm on Tuesday the 30th of June and expressed concerns about the safety of the area for little children, parking and unloading, etc. Ms Snyder thinks that signs should be

placed restricting parking, unloading and so forth. The council listened and determined that signs would not be necessary in this case and that the business owner was doing all that he could do in this case. **Councilman Esplin moved that the city did not need to make any changes in the ordinances for the city at this time. The motion was seconded by Councilman York with the voting unanimous in favor.**

- g. Staff presented further information regarding a patron, Bill Tuning, who came to the office wanting the city to enforce the ordinances regarding parking in the city, especially truck parking and the parking of semi trailers along the streets and the damage they are doing to the city streets. The ordinance is listed as Ordinance 285 3-17-2003. Mr. Tuning wanted signs on every street. The council stated that there are signs already posted at the city entrances and that was sufficient. People who have complaints need to contact the Payette Sheriff's department and register a complaint when these types of activities are observed. Other enforcement issues were discussed. The Mayor is going to meet with the Sheriff and encourage him to have his deputies more involved with the enforcement of city ordinances.
- h. Library appointments were discussed. Whitney Moses was asked by the Mayor to serve in the Library, effective on the 6th of July. Lucky Pennington was asked by the Mayor to serve in the Library, effective on the 1st of October. **Councilman Esplin moved to accept the Library appointments as suggested. The motion was seconded by Councilman York and the voting was unanimous in favor.**

4. Ordinances and Resolutions

The Mennonite Annexation papers have not been reviewed by the city attorney and are not ready at this time.

5. Open Forum - No discussions were held.

Mayor and Council Comments - Councilwoman Mayer mentioned the open forum training for councils and open meeting laws. Agendas are to be posted with enough time, (48 business hours) in advance of the meeting so that the public has time to be aware of any potential changes.

The clean up of the city is taking place this coming Friday and Saturday, and the following week end.

6. Adjournment

**Councilman Esplin moved to adjourn the meeting, seconded by Councilman Mayer and voting was unanimous in favor.**

Meeting Adjourned

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Joe Cook, Mayor

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Leon K. Jensen, Clerk / Treasurer