

NEW PLYMOUTH CITY COUNCIL  
REGULAR MEETING MINUTES  
MONDAY  
October 7, 2024  
6:00 PM  
New Plymouth City Council Chambers  
215 N Plymouth Avenue

1. Meeting Called to Order at 6:06 PM

2. Pledge of Allegiance

Roll Call - Councilmember Martinez, Councilmember Davis, Councilmember Evans, and Mayor Binggeli were present. Councilmember Balcer was absent.

Staff in attendance: City Clerk Marianne Gatchell, City Attorney Jill Holinka, City Superintendent Beau Ziemer, and City Engineer Andy Gehrke.

3. September 16, 2024 City Council Minutes- (**Action Item**)  
**Motion to approve by Councilmember Martinez, seconded by Councilmember Evans. All In Favor- Motion Carried**

4. Approval of Payables- (**Action Item**)  
**Councilmember Evans motioned to approve the payables for accounting period 9/24 in total of \$900,354.79, seconded by Councilmember Davis. All In Favor- Motion Carried**

5. Mayor & Council Comments:  
Mayor Binggeli asked Beau about the water wheel being placed at the entrance of the city. Beau says that he'll need a plan submitted that he could work with the highway district.

6. Citizen Comments:  
Tina Warstler 203 Pleasant St NP asked how we can stop the speeding on Pleasant St. She suggested placing 15 MPH signs that blink to catch the eye of drivers. She said it is very dangerous for pedestrians, which are mostly children. Roselee Travis 109 Pleasant St NP is very concerned with the speeding on her street. She said it is getting really really bad. Beau is going to ask the county if we can use their speed tubes. He will get pricing on the speed signs with the blinking lights. Beau also said that they are working to come up with traffic/speed controlling in the new subdivision. Possible options are the zig zags on the roadways. Virginia Barton 105 E Canal asked about working on a better practice for planning & zoning applications. Jane Brandel 221 W Park Ave NP asked for an update on the plan for the flagpole in Kiwanis Park. Councilmen Martinez answered saying the Marc Haws with Kiwanis Club, who is handling the flagpole is dealing with major health concerns. He is currently out of state for treatments. The construction company that is doing the installation work is doing it for a considerable discount, which means they can only do the work when they have the extra time available. Beau has already met with Randy Frates to pick the placement of the flagpole.

7. New Business

- a. Special Events Permit- Trunk or Treat 10/31/2024 - **(ACTION ITEM)**  
**Councilmember Martinez motioned to approve the Special Events Permit- Trunk or Treat 10/31/2024. Councilmember Davis seconded. All in favor. Motion carried.**
- b. Neil & Janet Sung- Aspen St-- **(Action Item)** Neil spoke to the council about Aspen St. The previous owner had placed asphalt over the street They had been made aware by the company doing the fence that the fence was being placed on Aspen St. Currently there is a plan in place for the Sung's to lease Aspen St. back from the city for \$1.00 a year. It's been 4 years now with this lease. Mr. Sung is asking for something more permanent. Perhaps a vacate of the street to the Sung's. Beau said there are several issues with this option. If done ½ of the road would go to the Carroll's who own the property on the other side of the road. ½ of the road would go to the Sung's. If done this way it would landlock the back portion of Carroll's property, which would make subdividing not possible. There is a sewer line that if vacated would then become the responsibility of the property owner. Behind the Sung's is property there is land that is owned by the school district, if the school district ever wanted to build there, where would they hook into the sewer. Mayor Binggeli suggested that we start with a formal vacation application from the Sung's, that includes the acknowledgment that any costs in this process would be the responsibility of the applicant. **No Action Needed.**
- c. ICRMP Region 1 Board of Trustees Nomination Form- **(Action Item)**  
**Councilmember Davis motioned to approve ICRMP John Evans as Nominee for Board of Trustees Region 1. Councilmember Evans seconded the motion. All in favor. Motion carried.**
- d. IDWR- Request for Extension of Time- Lagoon Property Irrigation Water Right- **(Action Item)** Andy said this is for the surface water irrigation water right, proving that we are beneficially using the water. This will allow time to install the gate & measuring the water used for the 12 months. It recommends a 2-year time extension. By allowing Idaho Department of Water Resources to complete the time extension it will save the city \$15,000.00 in engineering fees. The cost for them to do this is \$50.00.  
**Councilmember Davis made a motion to approve the time extension for the Lagoon Property Irrigation Water Right and allow the mayor to sign. Councilmember Martinez seconded the motion. All in favor. Motion carried.**
- e. Pond No. 4 Lining Project- Contractor Payment Application #6 and DEQ ARPA Reimbursement Request #6AP- **(Action Item)** Andy has reviewed the pay ap and recommends approval of Pay Ap #6 and DEQ Reimbursement #6AP.  
**Councilmember Evans made a motion to approve Pond 4 Lining Project- Contractor Payment Application #6 and DEQ ARPA Reimbursement Request #6AP and allow the mayor to sign. Councilmember Martinez seconded the motion. All in favor. Motion carried.**
- f. Resolution # 2024-05- Credit & Debit Card Usage Policy- **(Action Item)**

**Councilmember Evans made a motion to approve Resolution # 2024-05- Credit & Debit Card Usage Policy and allow the mayor to sign. Councilmember Davis seconded the motion. All in favor. Motion carried.**

- g. Recommendation for Impact Area to Payette County P&Z for Teunissen Dairy LLC Conditional Use Permit- Temporary Transitional Residence and Frank Teunissen- Temporary Transitional Residence. - **(Action Item)** Andy has written a letter with the unfavorable recommendation stating that the site is located within the City's Source Water Delineation Zones for the City drinking water wells. The council agrees with these findings. They have received the city's P&Z Commission's unfavorable recommendation as well.

**Councilmember Martinez made a motion to send an unfavorable recommendation for Impact Area to Payette County P&Z for the Teunissen Dairy LLC Conditional Use Permit-Temporary Transitional Residence & Frank Teunissen Temporary Transitional Residence citing that the site is located within the City's Source Water Delineation Zones for the City drinking water wells. Councilmember Davis seconded the motion. All in favor. Motion carried.**

- h. Discussion of Proposed Ordinance Relating to Animal Control. Council members discussed the ordinance as presented. The council would like to have a comprehensive fee resolution for all the city's fees. City Attorney Jill Holinka will make the corrections & amendments to the policy and return a draft of the new animal ordinance for council approval at the next council meeting. No action taken.

8. Department Reports

- a. Payette County Sheriff Report: Looks like there have been a lot of dogs being picked up.
- b. Engineering Status Report- Greenbelt still in construction design phase. We hope to be able to go all the way to the fairgrounds. Water Master Plan and Waste-Water Plan have been approved by DEQ.

Adjournment

Meeting adjourned at 7:55 PM

**Motion to adjourn by Councilmember Evans, seconded by Councilmember Davis.  
All In Favor- Motion Carried**

Approve:

Attest:

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Lisa Binggeli, Mayor

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Marianne Gatchell, City Clerk