

New Plymouth City Council  
20 April 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, 20 April 2009 at 7:00 p.m. Mayor Cook, Councilmen Cline, Esplin, York and Councilwoman Mayer were present.

Guests included Anne Esplin. Staff members present were Beth Ann Christensen, Deputy City Clerk and Leon K. Jensen, City Clerk.

The agenda was presented to the Council. **Councilman York moved to approve the agenda, seconded by Councilman Esplin. The voting was unanimous in favor.**

The consent agenda was presented to the Council. Councilman Esplin moved to approve the consent agenda, seconded by Councilman York. The voting was unanimous in favor.

*Old Business:*

- a. Ralph Mowder presented information including a copy of a letter from Judge Krogh. Following discussion it was determined that a solution that may work would be for Mr. Mowder to obtain a permit from the city to allow him to park it for 14 days (non-renewable) to work on the mobile (motor) home, for maintenance purposes only and not to be lived in and then remove it from the property. Council also directed that staff write to Judge Krogh and inform her of the council decision. A copy of the letter is to be sent to the Sheriff's department as well. The repairs are to be accomplished during daylight hours only. **Councilman York moved to allow Mr. Mowder the opportunity to obtain a permit from the City of New Plymouth so as to work on the vehicle and then remove it from the property. Code reference is 6-9-26 (C) The motion was seconded by Councilman Cline. The voting was unanimous in favor.**
- b. Correction of minutes - Kenneth & Alesa Mowder complaint as listed in the minutes of the last council meeting 6 April 2009, is outside city limits and is to be handled by the County Sheriff department. Mr. Mowder came in to city hall and stated that the property, subject to the complaint of riding motorcycles, is indeed within the city limits. Staff was directed to make note in these minutes and not to change the minutes of the 6<sup>th</sup> of April.

*New Business:*

- a. Beau Ziemer - Louis Urrida – tree removal and city cost of such. The tree is in the right of way. Mr. Urrida should contact the City of New Plymouth with a bill and information regarding the removal of the tree and perhaps a bill for consideration by the council. **Councilman York moved to table this discussion until such time as more detailed information is available. The motion was seconded by Councilman Esplin and voting was**

**unanimous in favor.**

- b. Beau Ziemer – Arbor Day proclamation – A letter of proclamation was presented to the Council for signature. A tree will be planted at a time of the cities choosing to coincide with another event, such as the ribbon cutting for the sidewalk improvement. **Motion to approve was made by Councilman York and seconded by Councilwoman Mayer and the voting was unanimous in favor.**
- c. Beau Ziemer – Surplus Vehicles – It was determined to advertise and display the equipment and use a sealed bid along with a minimum bid for the equipment. Motion to approve was made by Councilman Esplin and seconded by Councilman York. The voting was unanimous in favor.
- d. United Pipe Pay Application # 2 - Holladay Engineering – **Motion was made to approve by Councilman Esplin and seconded by Councilman York with voting unanimous in favor.**
- e. Letter from Mayor appointing new Planning and Zoning Commissioner – Discussion was held regarding this appointment. Councilman Cline expressed concern that a business that Teresa Allen is involved with, has not met conditions placed during a variance hearing several years ago. **Councilman Esplin moved to approve the appointment, seconded by Councilwoman Mayer. Voting ended with two in favor (Esplin and Mayer) and two opposed (Cline and York) with Mayor Cook voting in favor. Motion was passed with a 3-2 vote.**
- f. Review of Building Inspector position – Councilman Esplin presented information that our current Building Inspector is hard to work with as he is not available to meet with builders until after 5pm on Fridays and not during the work week. He also cannot do plan review of plans that require engineering. He would like to take opportunity to have Holladay Engineering consider doing building inspections for a time. Staff was directed to contact
- g. Fire Department update – Councilman Esplin – Discussion with Dallas Hawker of the fire department ended in that he is not in favor of the City of New Plymouth taking over the fire department.
- h. Set Budget Hearing date for 17 August 2009 – **Councilman York moved to set the hearing date for 17 August 2009, seconded by Councilman Cline with the voting unanimous in favor.**

*Ordinances & Resolutions:*

None.

*Open Forum*

None

*Mayor and Council Comments:*

Councilwoman Mayer reported the QRU Auction was very successful. She also mentioned a meeting by city businesses to clean up the downtown area. There will be a town hall meeting to discuss this information with the community.

Adjournment: **Councilman Esplin moved to adjourn, seconded by Mayer, voting was unanimous in favor.**

---

Joe Cook, Mayor

---

Leon K. Jensen, Clerk / Treasurer