

New Plymouth City Council Meeting  
**MONDAY**  
19 April 2010  
**7:00 p.m.**  
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 19 April 2010 immediately following the public hearing which began at 6:30 pm. The public hearing ended at approximately 6:45 pm.

The meeting was called to order by Mayor Joe Cook about 6:45 pm. Roll call was taken with council members Mayer, Cline and York present. Councilman Esplin arrived at approximately 6:50 pm. Guests included Dale Williamson, Lamont Jones, Ray Barber, Elden Isaak, Deb Molthen, Andy Gerhke and Dallas Hawker. Staff members present were Beau Ziemer, Public Works Director, Leon K. Jensen, City Clerk and Beth Ann Christensen, Deputy Clerk.

Regular Agenda – **Council member Cline moved to approve the agenda, seconded by Councilman York. The voting was unanimous in favor of the motion.**

Consent Agenda – **Council member Cline moved to approve the consent agenda. The motion was seconded by Councilwoman Mayer. The voting was unanimous in favor of the motion.**

*Old Business*

Eldon Isaac (Assembly of God Church) was not in attendance for this agenda item but did arrive later.

*New Business:*

Lane Cable - Live Well Chiropractic application for a business license – Mr. Cable was not in attendance for discussion of this business. No decision was made.

Andy Gehrke – Holladay Engineering – Engineering Payment Application # 25, **Councilman York moved to approve the payment of this application. The motion was seconded by Councilman Cline. The voting was unanimous in favor of the motion.**

Andy Gehrke – Holladay Engineering – Payette River Water Rights Application, Andy reported that he received a letter from the Idaho Department of Water Resources (IDWR) regarding a surface water rights application. Future needs were discussed. Drinking water is expected to be sufficient for the city for some time to come. IDWR would like additional information when filing for a water right. The council thinks that there is sufficient water now and perhaps for 20 plus years into the future. There is water right for 5.62cfs, which should be adequate at this time. **Councilman York moved to have the Payette River Water right, maximum of 10cfs, removed from consideration at this time. Councilman Cline seconded the motion. The voting was unanimous in favor of the motion.**

Andy Gehrke – Holladay Engineering – South Plymouth Avenue Reconstruction; Andy checked with two different Block Grant Administrators and found that a grant for the city does not look favorable at this time. The road which the city wants to improve does not qualify as a collector. Discussion regarding road construction, base, etc. ensued. It appears that the city streets have little to no base. When other road development was done earlier this year and last year it was found that the existing road base was inadequate. Local Improvement Districts were discussed. It was

determined that no action could be taken at this time. The council did determine that more information would be helpful as this action is considered. **Councilman York moved to have Andy get a quote regarding engineering for road construction on South Plymouth Avenue. The motion was seconded by councilman Esplin. The voting was unanimous in favor of the motion.**

Amendment to the 09-10 Fiscal Year Budget for Irrigation by the City of New Plymouth. No new information was presented regarding an increase of revenue. Beau Ziemer calculated that when all irrigators pay their water shares, there should be sufficient funds to operate the irrigation account. Improvement money was discussed which is identified in the budget. Beau reported that when there is money left over he placed it in capital improvements. Money that is to be paid to Dale Williamson for tax reimbursement will be paid when the budget is adopted. **Councilman Cline moved that the Mayor sign the Ordinance amending the 2009-10 FY budget in accordance with the documents prepared for the New Plymouth Irrigation. The motion was seconded by Councilman Esplin. The voting was unanimous in favor of the motion.**

Budgeting for City Streets – There was no discussion on this item as it was not discussed during the public hearing held earlier.

New Plymouth School District request for reduced water rates during tight budget year. There was a question whether or not Rural Development would permit this action. Staff researched that question and found no problem. The Public Works Director stated that some conservation measures may be needed and that he would like to examine their operation and see if there are areas that can be improved so as to conserve water. Some relief options were discussed. Councilwoman Mayer stated that we should work with the school district. Councilman Esplin expressed his desire to help as well. Councilman York stated that he would like to help but there is a limit to what can be done. Councilman Esplin suggested that Beau and Mike Halley walk through the school and look for areas of possible conservation. Councilman Cline agreed and thought that the district should show some good faith effort. Councilman York stated that all have needed to tighten their belts and anything the district can do to help itself, they should do. The city still has to meet its obligations. **Councilman York moved to table this discussion until our next regularly scheduled meeting when we can then speak with the Superintendent and the Chair of the School Board, Joleen Shipley. The motion was seconded by Councilman Esplin. The voting was unanimous in favor of the motion.**

Mr. Isaak of the Assembly of God Church presented his view of the development agreement.

- Page 2, line 6 & 7. He disagreed with having a registered design professional involved. His engineer reportedly agreed that a design engineer would not be needed.
- Page 2, line 7 a. He would like to remove the requirement for no parking around the area. He pointed out that parking is available to all residents up and down the street. Mr. Isaak questioned not being able to have an RV parked in the parking area.
- Page 3, line 7, change the number from 16 to 18 because it will restrict a family having more than 2 children.
- Page 4, the current way of garbage collection is acceptable with the applicant and Hardin Sanitation prefers to keep the collection process as is.
- Page 5, line 23, the occupied units should not be affected by occupancy permits being required for the newly constructed units.
- With the base charges and only one meter, the applicant desires to pay for all occupied units. The applicant thinks it is not appropriate to not pay for unoccupied units except for the one to cover the meter charges.

Chad Brock - Building permit issues – Chad would like a review of the paperwork on how permits are issued, from the beginning to the end, including inspections, demolitions and timing of the beginning of construction. He voiced his concern about the perception that there is a double standard when it comes to obtaining building permits in the city. Councilman York asked that Mr. Brock, Councilman Esplin, Mayor Joe Cook and the city clerk meet very soon and set a workable

plan in motion that will be satisfactory to the building inspector and the building community regarding when approval of a building permit is obtained, when construction can begin and the inspection process. **Councilman York moved that a meeting be set within the next 3-4 working days. The purpose of the meeting is to map out a better process for obtaining building permits. The city building inspector, Ben Esplin, Mayor Joe Cook and the city clerk are to be in attendance. The motion was seconded by Councilwoman Mayer. The voting was unanimous in favor of the motion.**

Dallas Hawker - Status of the New Plymouth Fire Department construction of a new fire department building – Dallas stated that the fire department does not want to trade property as proposed by Scott Moscrip, He stated that the current fire department building is not adequate and would be too costly to bring up to standard. He wants to build a building and leave the parking area in gravel until money is available to pave and put in curb, gutter and sidewalk. It was determined that the fire department needs to submit completed sets of building plans which include drainage, asphalt, landscaping, etc., a plan showing completion and a date of completion. Beau stated that he has reviewed the plans and made some suggestions for changes. The council stated that they are ready to review plans and a development agreement as soon as it is presented.

#### Ordinances and Resolutions

Fair Housing Month Proclamation – **Councilman Cline moved to approve the Mayor to sign the 2010 Fair Housing Proclamation. The motion was seconded by Councilwoman Mayer. The voting was unanimous in favor of the motion.**

#### Open Forum

Dale Williamson discussed concerns he has with the streets.

- Speeding through town is a problem along Idaho Street.
- The mail boxes are in the way of traffic. There are other streets as well as Idaho which need work.
- He suggested working on pot holes and trying to maintain them by repair.
- Dale questioned why the school district did not request more funds at their last override.
- The school district needs to maintain their own system and they are wasting a lot of water at the ball field.
- Dale would like to see the city be more involved with the fire department and let them build the building in the location as presented by the fire district.

#### Mayor and Council Comments

Councilman Cline would like to see the permit process fine tuned. Councilman York reminded the council of the spring clean up time and that the information should be put in the water bills this month. The QRU auction is on the 24<sup>th</sup> and all are invited.

#### Adjournment

**Councilman Esplin moved to adjourn the meeting. The motion was seconded by Councilwoman Mayer. The voting was unanimous in favor.**

The meeting adjourned about 8:15 pm.

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Joe Cook, Mayor

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Leon K. Jensen, City Clerk/Treasurer