

New Plymouth City Council Meeting
MONDAY
3 May 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 3 May 2010 at 7 pm.

The meeting was called to order by Mayor Joe Cook at about 7:03 pm. Roll call was taken with council members Mayer, Cline, York and Esplin present. Staff members in attendance were Beau Ziemer, Beth Ann Christensen and Leon K. Jensen. Guests included Janice and Gale Lewellen, Jared Belanger, Ryan Kerby, Mike Hally, Scott Moscrip, Cory Loveland, Lane Cable and Andy Gehrke of Holladay Engineering.

Regular Agenda – **Council member Esplin moved to approve the agenda, seconded by Councilwoman Mayer. The voting was unanimous in favor of the motion.**

Consent Agenda – **Council member Esplin 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) re-zone development agreement. Mr. Isaac was not in attendance. **Councilman York moved to table this item of business. The motion was seconded by Councilman Esplin and the voting was unanimous in favor of the motion.**

Lane Cable - Live Well Chiropractic application for a business license – His proposed Chiropractic business would be located at 112 N Plymouth Ave. **Councilman Esplin moved to approve the application. The motion was seconded by Councilman York and the voting was unanimous in favor of the motion.**

New Plymouth School District Water Rate Discussion – Public Works Director Beau Ziemer presented information for consideration of a rate adjustment for the water rates for the School District. School District Superintendent Ryan Kerby presented his understanding of the proposal and that he was in agreement with the proposal. He stated that he thought that this proposal would work for the district. He stated that he thought that this would be the way we do business in the future. **Council member Mayer moved to follow Beaus proposal with a one year renewal. The motion was seconded by Rick York.** Beau's proposal is as follows:

- That the water base will be adjusted for various accounts,
- A 75% discount to the consumption charge making it .405 cents per gallon usage,
- That sewer base be adjusted and sewer usage be adjusted,
- That water user, sewer user and bond fees will remain the same.

Detailed adjustments for each school district account are in the council meeting record on file.

Scott Moscrip stated that he was in favor of the motion. He was in favor of the action by the council to support the school district during this tight budget year. He stated that the district has gone to other agencies asking for consideration to help the school district budget. Mike Hally, School District Maintenance Supervisor stated that he was always looking for ways to improve and has worked well with Beau in the past. **Council member Mayer restated her motion to follow Beau's proposal with a one year renewal. The motion was seconded by Rick York. The voting was unanimous in favor of the motion.**

Building permit discussion, building code questions, etc. – Leon K. Jensen, City Clerk reported that building permit applications were placed in the packets for the council and that a copy of the 2000 International Residential Code was placed before the council. Councilman Cline had asked specific questions regarding building permits via an email to the city clerk. Mr. Jensen stated that he could not answer those questions because of a lack of knowledge of the building code. The council would like to have questions and answers on our web site. They would like the city to have the most current versions of the building codes in our office. In answer to the question regarding a demolition permit, there is a box on the commercial building permit application form. Staff stated that we have not issued any demolition permits. The question was asked about what constitutes demolition. Discussion continued regarding demolition and the various building codes, residential and commercial. Jared Belanger stated another reason for the code is with regard to asbestos. Scott Moscrip also commented on the permit issue. A residential building permit is required when an applicant is changing load bearing walls.

Councilman Esplin moved that staff prepare information regarding how we propose to take applications for building permits, issue building permits, place information on the web site regarding the same and obtaining the most current copies of the various codes used when constructing structures which require building permits. Councilman York seconded the motion and the voting was unanimous in favor of the motion.

Warrington Irrigation bill for Drainage District # 8 – Public Works Director Beau Ziemer presented information regarding the payment of a bill for construction along Good Lane, fire access along West Blvd and improving the crossing at Good Lane. Beau suggested that the payment be taken from the street fund of the city budget. **Councilman York moved to approve payment of the bill which was presented. The motion was seconded by Councilman Esplin and the voting was unanimous in favor of the motion.**

Social Security and Medicare for Irrigation District bill for 2009 Calendar Yr \$750.35. Staff presented the information for the Council. The council received the information with no action taken or proposed.

New Business:

Kessler Tree Service application for Business License, 313 E Ash St. – will bring application to meeting. Mr. Kessler did not attend the meeting, thus no action was taken.

Double Diamond and The Club – Jared Belanger presented information regarding a proposal to have a street dance on the last evening of the Payette County Fair and Rodeo. He was accompanied by Cory Loveland. The council expressed concern that the street, a State Highway through town, may not be able to be shut down due to the Idaho Transportation Department

regulations. The council discussed a letter of support from the council regarding this request. Mr. Belanger did not present any alternate plan. **Councilwoman moved that a letter of support be presented to the applicant regarding this request. The motion was seconded by Councilman York.** The council suggested that all the business owners be contacted regarding this proposal. It was also suggested that Chad Huff, Payette County Sheriff be contacted to determine if the Payette County Sheriff's Office could provide enforcement for such an activity. **The voting was three (3) in favor of the motion with Councilman Esplin voting in opposition to the request.**

Recommendation by the Council regarding a Conditional Use Permit Application by Janice Lewellen for an Art Gallery located at 4707 Hwy 72, New Plymouth, Idaho – Janice Lewellen presented information regarding her application for a conditional use permit with Payette County to have an Art Gallery located at 4707 Hwy 72, New Plymouth, Idaho. She stated that she found an association called the Treasure Valley Artists Association and that there was a lot of great art in the area. Many artists have expressed a desire to show their art and they are excited for this opportunity. She would serve the area from Boise, Idaho to Baker, Oregon.

Beau Ziemer – Payette County Fairgrounds water meter discussion – Beau stated that Rural Development wanted to have a way to check how much water is being used by the fairgrounds. He also stated that in time the city may want to consider charging for the water used by the fairgrounds. No action was taken by the council for this item.

Andy Gehrke – Holladay Engineering – Engineering Payment Application # 26 – **Councilman Esplin moved to approve this payment. The motion was seconded by Councilwoman Mayer. The voting was unanimous in favor of the motion.**

Andy Gehrke – Holladay Engineering – Engineering Payment Application # 4 - **Councilman Esplin moved to approve this payment. The motion was seconded by Councilwoman Mayer. The voting was unanimous in favor of the motion.**

Andy Gehrke – Holladay Engineering – Engineering Payment Application # 2 (FINAL) - **Councilman Esplin moved to approve this payment. The motion was seconded by Councilwoman Mayer. The voting was unanimous in favor of the motion.**

Andy Gehrke – Holladay Engineering – Professional Services Document – Information was presented but no action was taken by the council.

Ordinances and Resolutions

None

Open Forum

None

Mayor and Council Comments

Mayor Cook asked Mr. Moscrip if he had heard from the first district. No information has been forthcoming from the fire district. Councilwoman Mayer stated that the council did the right thing for the schools. Councilman Cline thought that there was a compromise available with the school district regarding water payments and expressed satisfaction with the council decision. Councilman Cline also expressed his appreciation for what Mr. Moscrip has done for the city. Councilman York thanked Beau for what he did with the school district. Mr. Jensen stated that there will be a service activity for some young people on Wednesday evening to do some clean up at city hall.

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 pm.

Joe Cook, Mayor

Leon K. Jensen, City Clerk/Treasurer