

New Plymouth City Council Meeting
MONDAY
8 September 2010
Immediately following the Public Hearing scheduled for 6:45 p.m.
New Plymouth City Council Chambers (Library)

The council meeting was called to order by Council President Erik Cline immediately following the FY 2010-2011 budget public hearing. Roll call was taken with council members Mayer, Cline, York and Esplin in attendance. Mayor Joe Cook was absent. Staff members in attendance were Leon K. Jensen, Beth Ann Christensen and Public Works Director, Beau Ziemer. Guests included Andy Gehrke of Holladay Engineering, Beth Earls, Patricia Wingard, and a representative of Two Rivers Dental PLLC.

Regular Agenda – **Councilman Esplin moved to approve the regular agenda as amended. Councilwoman Mayer seconded the motion. The voting was unanimous in favor of the motion.**

Consent Agenda – **Councilman Esplin moved to approve the consent agenda as amended. Councilwoman Mayer seconded the motion. The voting was unanimous in favor of the motion.**

Old Business

1. Idaho Power Franchise fee discussion – **Councilman Esplin moved to remove the Idaho Power Discussion from the table. The motion was seconded by Councilwoman Mayer. The vote was unanimous in favor of the motion. Councilman Esplin moved to hold a public hearing on the Idaho Power Franchise agreement at 6:45 pm on 1 November 2010. City Council meeting will immediately follow the public hearing. The motion was seconded by Councilwoman Mayer. The voting was unanimous in favor of the motion.**
2. Shoemaker Well letter regarding Conditional Use Permit Hearing – Public Works Director stated that Mayor Joe Cook appealed the decision of the planning and zoning commission approving the Conditional Use Permit. He also stated that the Idaho Department of Lands has no jurisdiction over the wells and are more concerned with protections, marking locations of plugged wells and restriction of structures within close location to abandoned wells. Beau reported that he thought that the county commissioners would like to hear the case. The council asked if Beau would be attending the meeting. Discussion continued about damage to the aquifer, being able to find information regarding the drilling of the wells, stated conditions that the well drillers would not meet. The pipeline which would connect the wells was discussed although there is little information about that process. Beau stated that if there are concerns or questions they should be directed to him or Andy of Holladay Engineering. **Councilman York moved that Beau Ziemer, Public Works Director, Andy Gehrke of Holladay Engineering and Mayor Joe Cook attend the appeal hearing and be available to testify. The motion was seconded by Councilwoman Mayer. The voting was unanimous in favor of the motion.**

New Business:

1. Beau Ziemer – Public Works Director – Fall cleanup dates – **Councilwoman Mayer moved that the clean up dates for the City should be 15 October 2010 to 15 November 2010. The motion was seconded by Councilman York. The voting was unanimous in favor of the motion.**
2. Beau Ziemer – Public Works Director – Coliform Notice – Beau stated that testing for coliform is now required monthly. Whenever he has a sample which has total coliform in it then he is required to notify the public. He stated that the public has been notified. The samples have been returned and he will send another letter out when he receives notice that the system is

- okay. He stated that the contamination is actually a bacterium. He also explained that his search for the bacteria has been extensive.
3. Andy Gerhke – Holladay Engineering – South Plymouth Ave Reconstruction Design Professional Services Agreement– Andy reported that the agreement is complete. The potential project is planned so that all infrastructure which is planned to be underground as well as above ground (irrigation, curb and gutter, etc.) needs to be in place prior to any completion of the road on the surface. **Councilman York moved to approve the engineering as presented by Holladay Engineering. The motion was seconded by Councilman Esplin. The voting was unanimous in favor of the motion.**
 4. Two Rivers Dental PLLC – Business License Application – A representative of Shane Newton (Dentist) presented information regarding their proposed business license. The dentist to work at the New Plymouths site did not stat his name but his address is 930 Hughes Drive in Payette, Idaho. **Councilman Esplin moved to approve the request for a business license application for Two Rivers Dental PLLC. The motion was seconded by Councilman York. The voting was unanimous in favor of the motion.**
 5. Brenda Glenn discussion of possible new business – Ms Glenn did not appear before the council. No action was taken.
 6. FY 2010-2011 budget decision – Councilman Cline thanked Beth Earls for her comments. He stated that the budget process took longer than any thought it would and also stated that he did not think any wanted to have this happen again. He stated that the city was not buying gold plated toilet seats nor spending money erroneously, Good used equipment is being purchased rather than new. There has been a fair job done on the budget. Office staff has been doing things differently. There are things being learned that were intuitive in the past. He stated that there was no transition at the change of staff. Councilman York added that this has been a tough budget year and Councilman Esplin said that there was a lot going on. Councilman Cline went on to say that all were trying to do the best job possible and in the right way. **Councilman Esplin moved to approve the FY 2010-2011 budget. The motion was seconded by Councilwoman Mayer. The voting was unanimous in favor of the motion.**

Ordinances & Resolutions

1. Ordinance 329 – FY 2010-2011 Annual Appropriation Ordinance – **Councilman Esplin moved to approve Ordinance 329 – FY 2010-2011 Annual Appropriation Ordinance reading by title only and suspend the second reading. The motion was seconded by Councilwoman Mayer. The voting was unanimous in favor of the motion.**

Open Forum – Patricia Wingard expressed her displeasure that a base rate must be paid on her home for the time that she is gone from her home. Councilman Cline stated that base rates need to be paid to help support the system which has been put in place. When a home is vacant usage should stop but the base rate still should be paid. She stated that the name of user fee should be changed since it is not really a user fee. The council stated that a public hearing was held and that the rates are set. The council also is not willing to open the fees discussion again for one patron.

Mayor and Council Comments

No comments were forthcoming from the council.

Adjournment

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

The meeting adjourned at approximately 8:15 pm.

Erik Cline, Chairman, City Council

Leon K. Jensen, City Clerk/Treasurer