



## City of Donnelly

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### City Council Meeting on Monday, April 18, 2016 at 6:00 pm Donnelly Community Center

#### MINUTES

**ROLL CALL at 6:00 p.m.** Council Members Minshall, Stayton, and Davenport. were present, Council member Getto arrived at 6:03 p.m. Mayor Koch was present.

Quorum exists. Clerk, Cami Hedges was present.

#### CONSENT AGENDA:

**Motion by Davenport, 2<sup>nd</sup> by Stayton** to approve Vouchers from March 22, 2016 through April 15, 2016, with the additions added by the Clerk for April 18, 2016. Motion carried.

**Motion by Minshall, 2<sup>nd</sup> by Davenport** to approve City Council minutes from February 8, February 22, 2016, and March 21, 2016 with changes noted. Motion carried.

#### Business Agenda:

##### **AB 16-09 Idaho Power Franchise Agreement**

Clerk notified the City Council that the rate cannot be increased unless it is put to a public vote. The agreement does state that the council is able to review the rate during the agreement period. Council decided to keep it at the 1% and publish in the paper this month and then bring to the next meeting for Ordinance adoption.

**Motion by Davenport, 2<sup>nd</sup> by Minshall** to approve the Idaho Power Franchise agreement at 1% and to publish in the Star News and create an Ordinance for the next City Council meeting. Motion carried.

##### **AB 16-10 Sign Ordinance Discussion**

There has been a lot of discussion in regards to the sign ordinance. The City attorney advised the City to amend the Variance Procedure Ordinance to include Signage. This is an administrative change therefore would not need to go to public hearing. Signage was inadvertently left out of this section of the Donnelly City Code. Clerk will also need to inform Stinker Station of the steps that they need to apply for a signage variance. City Council will review the sign Ordinance to see if there are other items that need to have discussion.

##### **AB 16-14 Donnelly Depot Center Rent Increase**

City Council would like to increase the DDC rent \$50 a month beginning June 1<sup>st</sup>. Discussion was made of the possibility of continuing with \$50 a month annual increase over the next few years to get the rate to the current market rate. Clerk was instructed to notify the tenants 30 days prior to the rate increase which is required by the Lease Agreement.

**Motion by Davenport, 2<sup>nd</sup> by Getto** to increase the monthly DDC rent to \$600 effective June 1, 2016. Motion carried.

### **AB 16-15 Right of Way Permit Ordinance #228**

A Right of Way (Approach Permit) was introduced to the Council. There has been several occasions where utility companies have cut into the City's Right of Ways to install new utilities and damaged the roadway and or other parts where a dig line was not conducted. This bring undue hardship to the City's Public Works for repair and additional items. The fee for this permit will be determined by Resolution at a later date.

**Motion by Minshall, 2<sup>nd</sup> by Stayton** pursuant to Idaho Code Section 50-902 that the proposed Ordinance #228 pass its first reading by title only. Roll Call: Stayton (yes), Davenport (yes), Minshall (yes), Getto (yes) Motion carried.

**Motion by Minshall, 2<sup>nd</sup> by Stayton** pursuant to Idaho Code Section 50-902 that the rule requiring ordinances to be reads on three different days with one reading to be in full to be dispensed with and that proposed Ordinance #228 be considered read, passed and adopted after being read by title only.

Mayor Koch asked Clerk to read the Ordinance by Title Only. Roll Call: Stayton (yes), Davenport (yes), Minshall (yes), Getto (yes). Motion Carried.

Ordinance 228 Approach Permits was adopted and will be published in the Star News within 30 days of approval.

### **AB 15-48 Yard Sale Ordinance #229**

This Ordinance was first proposed last fall. Getto asked how we would enforce this Ordinance. Mayor said that they would get a warning and then we would have a Civil citation issued and then it would go to the possibility of a potential law suit.

**Motion by Davenport, 2<sup>nd</sup> by Getto** pursuant to Idaho Code Section 50-902 that the proposed Ordinance #229 pass its first reading by title only. Roll Call: Stayton (yes), Davenport (yes), Minshall (yes), Getto (yes) Motion carried.

**Motion by Davenport, 2<sup>nd</sup> by Stayton** pursuant to Idaho Code Section 50-902 that the rule requiring ordinances to be reads on three different days with one reading to be in full to be dispensed with and that proposed Ordinance #229 be considered read, passed and adopted after being read by title only.

Mayor Koch asked Clerk to read the Ordinance by Title Only. Roll Call: Stayton (yes), Davenport (yes), Minshall (yes), Getto (yes). Motion Carried.

Ordinance 229 Yard, Garage, Rummage and Junk Sales was adopted and will be published in the Star News within 30 days of approval.

### **AB 16-16 Main Street Parking Complaint**

A complaint was received from several businesses along North Main Street stating that employees from Valet Vacation Rentals (Idaho Resort Rentals) are parking along North Main Street for 7 to 8 hours each day. Despite numerous attempts to work with them and have their employees park off North Main Street the employees continue to park along Main Street. It was indicated by these businesses that the North Main Street Public Parking should be used for all the businesses along the street not just theirs. They also state that the local businesses are being adversely affected by this long term parking. Mayor Koch has spoke with several of the businesses and asked if they had a solution to the problem. A solution has not been received as of this date, therefore he would ask the City Council to keep the Public Parking along North Main Street to just public parking. By limiting the time or installing parking meters there would be extra time and City resources to police the parking violators. At this time the parking will remain as Public Parking. Mayor Koch did indicate that he would be going to the businesses and talking to them each personally.

### **AB 16-17 Ordinance Compliance/Enforcement – City Clean up**

City Council instructed the City Clerk to go around town and find the violations and begin to send them violation letters, and continue to perform the correct amount notification. Then we will contact the City Attorney for enforcement.

### **AB 16-18 Sewer Summer Reduction Rates**

Clerk present the option to reduce the Sewer usage rates for the summer months as the City has done the past two years. It seemed as though the people who use the water did benefit from the reduction.

**Motion by Minshall, 2<sup>nd</sup> by Davenport** to offer the Sewer Summer Reduction Rates for 2016.  
Motion carried.

### **AB 16-19 Surplus Equipment Resolution 2016-002**

Clerk provided a list of items to value in order to have an auction for the surplus. Items were added from the community center, bone yard, shop and office. Clerk will update the resolution with the values placed for the next meeting and then be able to schedule a surplus auction.

### **STAFF REPORTS:**

City Clerk – report was in packet. There will be a public hearing on NWP development agreement on May 9<sup>th</sup>. The City Council would like to have theirs on the 23<sup>rd</sup> if it is recommended from P&Z. There has been a few complaints to the speed on Payette street. We would like to install stop signs at the corners of Jordan and Payette and State and Payette. This should be completed by the next meeting. Clerk will order computers for the council to use during the meeting. This will save on printing and help the City work toward being Green.

Public Works – Ken Minshall – been working getting the campground clean and weeded, placing the boat docks, burning slash piles, installing / repairing signs and spraying ditches. Cable is needed to be replaced at the swimming area for the bouys. The play area at the park is dangerous. Asked for Clerk to contact the Church and let them know that it will be removed by the end of May. Also the retaining wall is still falling over. It is believed that the BOR has grant money that may help fund replacing or fixing the wall. Ferrin Gilbert has concrete blocks that we can look into and or maybe some boulders. Clerk will get a quote for this work to be performed in the Fall. The City may need a load of road mix or gravel to help with the roads. Will get a quote from Granite Construction.

Mayor Koch – met with Valley County Pickleball about the location of a possible court. The Mayor stated to the club that the City will not be able to maintain and support another court financially, therefore the City will not move forward with the Pickleball court. The Mayor and Clerk brought with them the original deed of trust that was given to the City when they acquired the tennis courts from the school district. It had a restriction on the lease that it was only to be used as a tennis court. Therefore, the City is out of compliance by having the Pickleball lines on the court. Clerk will look into what the cost is to remove the lines or if it is necessary.

Davenport – asked if the City could ask the County to do something about East Roseberry since they are the ones who maintain the road. Mayor said he would get in touch with Jeff McFarland at the County Road Department.

### **ADJOURN:**

**Motion by Davenport, 2<sup>nd</sup> by Getto** to adjourn at 8:18 p.m. until May 16, 2016