

April 25, 2016

A regular meeting of the Fruitland City Council was held at Fruitland City Hall on the above date at 7:00 P.M.

PRESENT: Ken Bishop, Ed Pierson, Reece Hrizuk, Jeff Carpenter, Stuart Grimes.

ABSENT: None.

OTHERS PRESENT: Hunter Marrow, Kit Kamo, Pat Ann, Robert Kessler, Chet Boren, Jerry Haines, Dean Coon, Tim Davis, Stephanie Bonney, Carl Hipwell, Bob Pharmer, Danny Little, Jerry Campbell, JD Huff, and Suzanne Pearcy.

Mayor Bishop called the meeting to order and roll was taken.

Councilman Grimes moved to approve the April 11, 2016 minutes. Seconded by Councilman Carpenter. Motion carried.

Public Hearing-

A public hearing was opened at 7:01 P.M. for the purpose of receiving testimony concerning the City Council's intent to revoke a Conditional Use Permit issued to Robert & Correna Kessler on September 8, 2015 to use the property located at 1711 N. Whitley Drive for a Temporary Vehicle Overflow Lot.

Watkins explained at the six month juncture (3-8-2016) of the Conditional Use Permit there were to be no more than 30 vehicles on the property. On that date there were 34 vehicles and several portions of fence were down. A non-compliance letter was issued granting ten days to bring the vehicle storage numbers to 30 and to repair the fence. When the ten days expired there were 42 vehicles and no fence repairs. This afternoon there were a total of 28 vehicles remaining on the property and the only item he found out of compliance was two or three large sections of the fence on the north side still down.

Robert Kessler stated they are currently working on repairing the fence. They have 28 cars and a tractor that belongs to the property owner that they use to maintain the property. The neighbors broke the fence posts which is why the fence is down. They are hoping to have the fence repaired within the next month.

Chet Boren, property owner of 1711 N. Whitley Drive, stated the north side of the fence was destroyed by the north property owner. Payette Lawn Care was hired by the adjacent property owner to plow snow and they piled the snow against the fence. He is requesting more time to have the fence repaired.

No further testimony was given and the hearing was closed at 7:07 P.M.

Kit Kamo, Executive Director of the Snake River Economic Development Alliance (SREDA) updated the Council on the projects they are working on and presented a quarterly activity report.

The Council reviewed a request submitted by Mike Smith, President of Agile Homes. Agile Homes owns an approximate 0.82 acre parcel of land located at 517 S. Whitley Drive. The property will be used as the permanent home of a model home and design center for Agile Homes. Mr. Smith is requesting the City of Fruitland to grant permission for a cross access agreement near the northernmost edge of Whitley Court and for the City of Fruitland Public Works Department to bury a portion of the exposed drainage ditch located just north of Whitley Court. Agile homes agrees to purchase the required drainage pipe, up to a maximum cost of \$1,000. A cross access agreement will be beneficial to the City of Fruitland as current access to the Crestview Park is limited to the very southern edge of the park. The Crestview Park is almost 1/3 mile in length and many amenities may be an unduly burdensome walk for many park users. Agile Homes will grant access to be used for City maintenance vehicles and also for public use in exchange for the City Public Works Department to bury a 36" pipe in the draining ditch just north of Whitley Court. The length of the drainage ditch to be buried is approximately 82'.

Councilman Grimes moved to enter into a Cross Access Agreement and drain ditch construction with Agile Homes for the property between Whitley Court & 517 S. Whitley Drive. Seconded by Councilman Carpenter. Motion carried.

Councilman Pierson moved to approve the April 2016 Fruitland Planning & Zoning Commission Report. Seconded by Councilman Hrizuk. Motion carried.

The Council reviewed the final Plat for Seven Oaks Development, LLC of Syringa Springs Subdivision #2. Development Engineer, Scott Stanfield recommended approval with the following conditions:

- The northerly end of Poppy Street exceeds 150' from Orchid Avenue to the temporary end. Although not related to a plat, a temporary turn around (paved) with an easement shall be provided at the end of Poppy Street.
- The plat header date of 2014 shall be revised to 2016.
- The current ordinance requires bronze street centerline monuments. The surveyor can set 5/8" iron pins if he prefers.

Councilman Grimes moved to approve the final plat with the recommendations from Development Engineer, Scott Stanfield included. Seconded by Councilman Carpenter. Motion carried.

City Engineer Reports-

Tracy Ellwein, Street/Transportation Engineer - Written report.

- Watkins explained Tesoro Logistics has agreed to donate their 4.5 acres of property for a potential Equestrian/Bull Riding facility. He will have HDR Engineering put together a scope of work to complete the final design with a review from Tesoro Logistics. The costs to perform the final design will then be presented to the Council for a funding request.

Councilman Hrizuk moved to approve the Transportation Engineer Report. Seconded by Councilman Grimes. Motion carried.

Carl Hipwell, Water/Sewer Engineer – Written report.

- Pharmer is working to resolve issues related to polymer usage and lagoon decommissioning of the Dickinson Frozen Foods sewage pretreatment system.
- Pharmer presented a power point presentation with videos to explain the terrible conditions related to Dickinson Frozen Foods decommissioning of their lagoon.

Councilman Grimes moved to approve the Water/Sewer Engineer Report. Seconded by Councilman Pierson. Motion carried.

Decision -

Councilman Carpenter made a motion to recognize the violation of the Conditional Use Permit granting 30 days to repair the fence. If the violation still continues the permit will be revoked. Seconded by Councilman Hrizuk. Motion carried.

Councilman Pierson moved to read Ordinance No. 607 - Amending Water Connection Fees, by title only. Seconded by Councilman Grimes. Motion carried. Councilman Pierson moved to suspend the rules and adopt Ordinance No. 607. Seconded by Councilman Grimes. Roll call vote: Grimes, aye. Hrizuk, aye. Pierson, aye. Carpenter, aye. Motion carried.

Councilman Grimes moved to read Ordinance No. 608 - Amending Yard Sale Code, by title only. Seconded by Councilman Hrizuk. Motion carried. Councilman Grimes moved to suspend the rules and adopt Ordinance No. 608. Seconded by Councilman Hrizuk. Roll call vote: Grimes, aye. Hrizuk, aye. Pierson, aye. Carpenter, aye. Motion carried.

Mayor Bishop appointed Kent Stampfli to the Fruitland Planning & Zoning Commission. Councilman Grimes moved to approve the appointment. Seconded by Councilman Pierson. Motion carried.

Councilman Pierson moved to approve the March 2016 Finance Report. Seconded by Councilman Grimes. Motion carried.

Councilman Pierson moved to adjourn. Seconded by Councilman Grimes. Motion carried at 8:12 P.M.

ATTEST:

Ken Bishop, Mayor

Rick S. Watkins, City Clerk