

January 27, 2020

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

PRESENT: Brian Howell, Jeff Carpenter, Stuart Grimes, Kari Peterson, Ed Pierson.

ABSENT: None

STAFF PRESENT: JD Huff, Jerry Campbell, Danny Little, Samantha Herrera, Rick Watkins.

OTHERS PRESENT: Jerry Haines, Charlynn Harless, Amy Manning, Lisa Fritts, Jim Birdsall
Kenn Schappert, Jacob Catmull, Encarnacion Rodriquez, Efren Vega Rodriguez, Charles Otte,
Corey Evan.

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

Councilor Grimes moved to approve the January 13, 2020 minutes. Seconded by Councilor Carpenter. Motion carried.

Mayor Howell presented an election certificate to Stuart Grimes whom subscribed to the oath of office as a City Council member.

A City Council hearing was opened at 7:04 P.M. to fulfill a request by Efren & Encarnacion Rodriguez, 303 SW 4th Street, for the opportunity to refute the designation of their black Doberman Pin mix breed as a Dangerous Dog. All evidence was received by the City Council from Chief Huff.

Chief Huff stood to answer questions and explained he visited the Rodriguez home and stated the dog breed would be more accurately described as a Labradoodle and he found the dog to be protective but did not feel the dog was dangerous. Chief Huff explained he feels the designation of potential dangerous would be a more appropriate designation considering this is the only issue they have had with this dog. Chief Huff stated the fence in the yard is low and the dog is very large and is able to lean over the fence. The dog would need to be restrained at all times while in the yard. Chief Huff gave an explanation of the differences between the designation of a Dangerous dog and Potential Dangerous dog.

Efren & Encarnacion Rodriguez, 303 SW 4th Street explained they don't feel the dog is dangerous. The dog is around kids all the time and they have not had any other issues. They are confused by this situation and do not understand what happened. Other people and their children's friends come into their yard all the time and the dog has never bitten anyone before. The Rodriguez's explained this is their kid's dog and if the dog was dangerous they would not allow the dog around their children. The dog is usually always kept in the house or in the kennel. They did let the dog out into the yard that day but cannot understand what happened to cause their dog to bite anyone.

No other testimony was given and the hearing was closed at 7:19 P.M.

Amy Manning, Executive Director representing the Idaho Independent Intergovernmental Authority (III-A) presented an annual report to the Council.

Jacob Catmull of Poulson, Van Leuven & Catmull, CPA's presented the 2018-19 Audit. Councilor Grimes moved to accept the 2018-19 Financial Audit Report. Seconded by Councilor Carpenter. Motion carried.

Based upon the evidence provided by Chief Huff and testimony regarding the recommendation of Potentially Dangerous Dog designation for the black Labradoodle breed owned by Efen & Encarnacion Rodriguez, 303 SW 4th Street, Councilor Grimes moved to designate the dog as Potentially Dangerous as outlined in Fruitland City Code 5-2-13. Seconded by Councilor Carpenter. Motion carried.

The January 2020 Fruitland Planning & Zoning Commission Report was presented by Zoning Administrator, Rick Watkins. Councilor Peterson moved to approve the report. Seconded by Councilor Pierson. Motion carried.

The Transportation Engineer Report was reviewed. Councilor Grimes moved to approve the report. Seconded by Councilor Peterson. Motion carried.

The Water/Sewer Engineer Report was reviewed. Councilor Peterson moved to approve the report. Seconded by Councilor Grimes. Motion carried.

The Council reviewed a Purchase and Sale Agreement between Swire Coca-Cola and the City of Fruitland regarding the extension of NW 7th Street east from US-95. In exchange for Swire Coca-Cola granting and conveying the property to the City, the City will pay for the permitting of the existing encroachment at the northwest corner of the property with ITD and construction of the additional capacity in the retention facility to accommodate the storm water run-off from NW 7th Street and all future maintenance of the retention facility. Councilor Pierson moved to accept the agreement. Seconded by Councilor Carpenter. Roll call vote: Grimes, aye. Carpenter, aye. Peterson, aye. Pierson, aye. Motion carried.

The Council reviewed a Janitorial Service Agreement between the City of Fruitland and Tam's Clean Sweep. City Clerk, Suzanne Percy explained that she and Public Works Supervisor, Jerry Campbell developed a Request for Proposals and made contact with ten (10) different janitorial service providers and in return, received four proposals as follows:

<u>NAME:</u>	<u>RATE:</u>
1. Tam's Clean Sweep	\$700.00 per month
2. Connie's Cleaning Service	\$1,260.00 per month
3. PK Janitorial Service	\$1,500.00 per month
4. Rhinehart Janitorial, LLC	\$750.00 per month

Mrs. Percy explained they met with each candidate and after reviewing the proposals, staff recommends the Council accept the Janitorial Service Agreement for Tam's Clean Sweep in the amount of \$700.00 per month. Councilor Pierson moved to accept the agreement. Seconded by

Councilor Peterson. Roll call vote: Grimes, aye. Carpenter, aye. Peterson, aye. Pierson, aye. Motion carried.

The Council reviewed a memo from Public Works Supervisor, Jerry Campbell regarding the disposal of a 1982 Isuzu pick-up and a 1981 GMC 4X4 ½ ton pick-up. Jerry explained the two used pick-ups are of no use to the City any longer and is requesting permission to sell both vehicles through the Public Surplus Auction web site. Councilor Grimes moved to approve the property disposal request. Seconded by Councilor Carpenter. Motion carried.

The Council reviewed a memo from Kasey Ketterling of T-O Engineers regarding irrigation options for the Payette River Sports Complex:

- Option 1: Water will be supplied by the City's water treatment facility. The irrigation system will be connected using a series of shutoff and backflow prevention devices. Costs for Option 1: \$1,000.00 initial capital cost with \$0.00 cost per year.
- Option 2: Water will be supplied from the irrigation canal. Option includes a package pump station and sedimentation well that will be pumped on demand. Costs for Option 2: \$89,375.00 initial capital cost with \$3,400.00 cost per year.
- Option 3: Water will be supplied from the water treatment plants clean lagoon pond. Option includes a package pump station that will be pumped on demand. Costs for Option 3: \$83,125.00 initial capital cost with \$2,540.00 cost per year.

T-O Engineers recommends that the City utilize Option 1. This option has a low initial cost that allows the City to expand by connecting to a separate irrigation system (option 2 or 3) at a future date. Councilor Pierson moved to approve irrigation Option 1 for the Payette River Sports Complex. Seconded by Councilor Peterson. Motion carried.

The Council reviewed a memo from Public Works Supervisor, Jerry Campbell regarding a request for additional expenditure approval for the City's Spray Rig. Jerry explained the Council approved expenditures in the 2019-20 street budget to upgrade the spray rig. When making arrangements to schedule the work with G&R Ag it was discovered that some of the parts needed were not included in the original quote. Jerry is requesting approval from the Council to overspend the Spray Rig Update line item in the amount of \$2,000.00. Councilor Grimes moved to approve the additional expense of \$2,000.00. Seconded by Councilor Peterson. Motion carried.

The Council reviewed a memo from Public Works Supervisor, Jerry Campbell explaining the one-year warranty period for Bishop Ranch Subdivision No. 4 ended on January 13, 2020. A walk through inspection was completed with no warranty issues found. Jerry recommends the Council end the warranty and accept the improvements within the Bishop Ranch Subdivision No. 4. Councilor Pierson moved to end the warranty period and accept the improvements within the Bishop Ranch Subdivision No. 4. Seconded by Councilor Grimes. Motion carried.

The Council reviewed a memo from Public Works Supervisor, Jerry Campbell explaining the one-year warranty period for Syringa Springs Subdivision Phase III ended on January 13, 2020. A walk through inspection was completed with no warranty issues found. Jerry recommends the Council end the warranty and accept the improvements within Phase III of the Syringa Springs

Subdivision. Councilor Grimes moved to end the warranty period and accept the improvements within Phase III of the Syringa Springs Subdivision. Seconded by Councilor Carpenter. Motion carried.

Councilor Pierson moved to read Ordinance No. 663- Annexation, Comprehensive Plan & Zone Change from Light Industrial to Multi-Family Residential for two parcels at 501 N. Pennsylvania Avenue, by title only. Seconded by Councilor Grimes. Motion carried. Councilor Pierson moved to suspend the rules and adopt Ordinance No. 663. Seconded by Councilor Grimes. Roll call vote: Grimes, aye. Carpenter, aye. Peterson, aye. Pierson, aye. Motion carried.

The December 2019 Finance Report was reviewed by the Council. Councilor Pierson moved to approve the December 2019 Finance Report. Seconded by Councilor Grimes. Motion carried.

The First Quarter Treasurer's Finance Report was reviewed. Councilor Pierson moved to approve the report. Seconded by Councilor Peterson. Motion carried.

The revised year end September 2019 Finance Report and Cash Forward Statements were reviewed by the Council. Councilor Peterson moved to approve the revised year end finance report. Seconded by Councilor Pierson. Motion carried.

Councilor Carpenter moved to adjourn. Seconded by Councilor Peterson. Motion carried at 8:45 P.M.

Brian Howell, Mayor

ATTEST:

Suzanne Percy, City Clerk