

February 13, 2017

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

PRESENT: Stuart Grimes, Jeff Carpenter, Ken Bishop, Reece Hrizuk, Ed Pierson.
STAFF PRESENT: Stephanie Bonney, J.D. Huff, Carl Hipwell, Jerry Campbell, Danny Little.
OTHERS PRESENT: Charles Otte, Kelsee Hale, Chris Hale.

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

Councilman Grimes moved to approve the January 23, 2017 City Council meeting minutes. Seconded by Councilman Carpenter. Motion carried.

Kelsee & Chris Hale addressed the Council explaining they would like to schedule a Farmers Market in downtown Fruitland on June 3, 2017. They explained booth spaces would be \$20 for each vendor to offset expenses, such as portable toilets. The Fruitland Chamber of Commerce will manage the funding and accounting for the event. Kelsee reported twenty vendors have shown interest in participating to date. They are requesting closure of SW 3rd Street on June 3rd between S. Minnesota Avenue and S. Nebraska Avenue along with S. Iowa Avenue from the alleys between SW 4th Street and SW 2nd Street. Councilman Pierson moved to approve the request. Seconded by Councilman Grimes. Motion carried.

Lawyers Land Co. requested purchase of the City's mineral rights of 42.7 acres of city-owned property for \$10,717.50. Councilman Hrizuk moved to decline the offer. Seconded by Councilman Carpenter. Motion carried.

The City Transportation Engineer report was reviewed. Councilman Pierson moved to accept the report. Seconded by Councilman Hrizuk. Motion carried.

The City Water/Sewer Engineer report was reviewed. Councilman Pierson moved to accept the report. Seconded by Councilman Grimes. Motion carried.

A final accounting of the Waste Water Treatment Plant project was reviewed by the Council. It included approximately \$50,000 in accrued interest from Idaho DEQ, \$31,630.46 in extra engineering expenses, and approximately \$10,000 in city staff time over the past year assisting with repairs and changes in trying to final out the system. A final Payment #27 is requested from J.C. Constructors for \$224,999.52.

The January 2017 Police Activity Report was presented by Chief Huff. Councilman Grimes moved to approve the report. Seconded by Councilman Carpenter. Motion carried.

The January 2017 Fire Activity Report was presented by Chief Campbell. Councilman Pierson moved to approve the report. Seconded by Councilman Hrizuk. Motion carried.

The January 2017 Public Works Activity Report was presented by PWS Campbell. Jerry also submitted a summary of this winter's snow removal costs. Based on FEMA rates the total was

\$72,901.53 as is made a part of this report. Councilman Pierson moved to approve the report. Seconded by Councilman Hrizuk. Motion carried.

The January 2017 Building Activity Report was presented by Building Official Little. Councilman Carpenter moved to approve the report. Seconded by Councilman Grimes. Motion carried.

The January 2017 Ambulance Activity Report was submitted. Councilman Grimes moved to approve the report. Seconded by Councilman Carpenter. Motion carried.

The January 2017 Parks & Trails Committees Report was reviewed with no action taken.

A list of uncollectible utility billing accounts assembled over the past four years was submitted for the Council to review. The total of the accounts dated 2/6/2017 was \$4,071.50. Councilman Pierson moved to write-off the utility accounts. Seconded by Councilman Hrizuk. Motion carried.

Results of November's Public Safety Building bond election were reviewed by the Council. Discussions were held regarding possible solutions to the overcrowding problems at the existing facilities located at 200 S. Whitley Drive. It was decided to revisit the four options of constructing new facilities at the existing site. A proposal to conduct the study will be requested from Hummel Architects and presented at the 2017-18 budget workshop.

The bills for January 2017 were reviewed. Councilman Grimes moved to pay the bills. Seconded by Councilman Carpenter. Motion carried.

Councilman Pierson moved to enter into executive session pursuant to Idaho Code section 74-206(1)(f) to discuss pending litigation at 7:55 P.M. Seconded by Councilman Hrizuk. Roll call vote: Grimes, aye. Carpenter, aye. Hrizuk, aye. Pierson, aye. Motion carried. The Council came out of executive session at 8:08 after discussions with the City Attorney.

Councilman Pierson moved to instruct the City Attorney to present a letter to J.C. Constructors representing \$106,393.37 of damages incurred by the City for the one year delay in correcting issues from construction of the Waste Water Treatment Plant. This amount is requested to be deducted from the final payment of \$224,999.52. Seconded by Councilman Hrizuk. Motion carried.

Councilman Carpenter moved to adjourn. Seconded by Councilman Grimes. Motion carried. 8:10 P.M.

Ken Bishop, Mayor

ATTEST:

Rick S. Watkins, City Clerk