

November 25, 2019

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, Ed Pierson, Kari Peterson, Stuart Grimes.

ABSENT: None.

STAFF PRESENT: Bill Russell, Jerry Campbell, JD Huff, Danny Little, Samantha Herrera, Suzanne Percy.

OTHERS PRESENT: Dick Groves, Charles Otte, Jerry Haines, Karla Bales, Shelly McGehee, Lorrie Tracy, Leah Souders.

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

Councilor Grimes moved to approve the November 11, 2019 minutes. Seconded by Councilor Carpenter. Motion carried.

The November 2019 Fruitland Planning & Zoning Commission Report was presented by Zoning Administrator, Rick Watkins. Councilor Peterson moved to approve the report. Seconded by Councilor Grimes. Motion carried.

Karla Bales & Shelly McGehee, representing Western Idaho Community Action Program (WICAP) presented their new Launch Program focusing on children's mental health wellness. Karla & Shelly handed out a sign-up sheet for anyone interested in participating as a resource for the program.

The Council reviewed an Impact Area Recommendation request for John R. Kerfoot of a Variance to allow a 16' Front Yard Setback for a home expansion on the property located at 7625 N. Nevada Avenue. Payette County requires a 30-foot front yard setback. Councilor Pierson moved to send a favorable recommendation to Payette County Planning & Zoning Commission for the variance request as none of the structures along N. Nevada Avenue meet the 30-foot setback requirements. Seconded by Councilor Grimes. Motion carried.

The Council reviewed an Impact Area Recommendation request for Kennedy, Gustin & Associates, LLC for a Comprehensive Plan Amendment from Rural Agriculture to Commercial for property located in the south 1800 Block of NW 1st Avenue near S. Whitley Drive. Councilor Pierson moved to send an unfavorable recommendation to Payette County due to the lack of infrastructure to support commercial access and use. Seconded by Councilor Peterson. Motion carried.

Lorrie Tracy, 8144 Estates Boulevard, Fruitland explained she is the current owner of 1203 N. Oregon Avenue. The previous owners added a second residential unit on the property. Lorrie was granted a variance in October of 2019 thru the garage to allow zero side yard setback north and south of the common side lot line to allow her to sell the two units individually. Mrs. Tracy is requesting the Council waive the fee for installation of a second water meter. Mrs. Tracy explained they have been paying for two meter services since 2010. The city has brought it to

their attention they must install a second meter. Mrs. Tracy stated they have paid in excess of \$4,896.00 for a second unit that does not have a meter. Deputy City Clerk/Treasurer Suzanne Percy explained the location was not being billed for two meters, the location was being billed for two Equivalent Residential Units (ERU's). The home was rezoned to Multi-Family Residential in January of 2004 and the home was being used as a duplex and rented out as early as 2006. The City did not start billing the location for the two ERU's until 2010 and the account was not billed retroactively. City Code 8-1-2 requires each unit to be billed in a Multi-Family Dwelling. Councilor Peterson moved to deny the fee waiver request. Seconded by Councilor Pierson. Motion carried.

Dick Groves, representing the Fruitland High School Alumni Association stated they will be having registration at the Fruitland Community Park on Saturday June 27, 2020 from 10:00 A.M. -3:00 P.M. for the three-year alumni class reunion and would like the splash pad to be temporarily discontinued during registration. Public Works Supervisor, Jerry Campbell requested the Alumni Association provide signs to notify the public the splash pad would be off during the stated time to which Mr. Groves agreed. Councilor Grimes moved to approve the request. Seconded by Councilor Carpenter. Motion carried.

Jerry Haines, 1002 Partridge Street, expressed concerns regarding the SW 8th Street/U.S. Hwy. 95 intersection. Mr. Haines feels this intersection is dangerous when trying to enter and exit US Hwy. 95 due to the speed of the traffic and obstructed sight triangle at the northwest corner of the intersection. The Council explained the City has submitted a request to Idaho Transportation Department to lower the speed from 45 MPH to 35 MPH. Police Chief Huff stated they will contact the property owner at the intersection to require trimming the bushes to keep from obstructing the intersection.

The Transportation Engineer Report was presented by City Engineer Bill Russell. Bill explained NW 7th Street and NW 9th Street have been submitted to Idaho Transportation Department for access permitting. Councilor Grimes moved to approve the report. Seconded by Councilor Carpenter. Motion carried.

The Council reviewed an evaluation memo created by the City's former Transportation Engineer HDR Engineering, dated June 5, 2014. The City of Fruitland had requested HDR investigate five (5) stop-controlled, at grade railroad crossings along the Idaho Northern & Pacific Railroad in order to determine whether the current conditions at the crossings allow for the use of a yield sign instead of the current stop signs. The at-grade railroad crossings evaluated in the analysis are as follows:

- SE 6th Street
- S. Pennsylvania Avenue at SW 3rd Street
- W 1st Street
- NW 16th Street
- NW 24th Street

HDR findings conclude there is at least one sight obstruction at each of the five at-grade crossings that reduces the available sight distance below that suggested by the American Association of State Highway and Transportation Officials (AASHTO) for the respective vehicle speeds and an approaching train traveling at 10 MPH. Because each crossing exhibits one or

more sight obstructions that could pose a safety risk to the traveling public, HDR recommended the current stop condition not be modified. The Council was advised that Highway District #1 has jurisdiction over railroad crossings located at SE 6th Street, NW 24th Street and the stop signs have already been replaced with yield signs. Councilor Grimes moved to have T-O Engineers submit the HDR report to Idaho Transportation Department to elect to keep stop signs at the W. 1st Street railroad crossing location. Seconded by Councilor Peterson. Motion carried.

Councilor Pierson moved to give all full-time employees \$100.00 Walmart gift certificates as Christmas gifts. Seconded by Councilor Grimes. Motion carried.

The Council reviewed a memo from Deputy City Clerk/Treasurer, Suzanne Percy regarding the disposal of City property. Mrs. Percy explained the City has four old typewriters. She is requesting permission to dispose of the typewriters and remove them from the property asset list. Councilor Pierson moved to approve the property disposal request. Seconded by Councilor Grimes. Motion carried.

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

Councilor Pierson moved to adjourn. Seconded by Councilor Grimes. Motion carried at 8:26 P.M.

Brian Howell, Mayor

ATTEST:

Rick S. Watkins, City Clerk