

NOTICE OF PUBLIC HEARING

Notice is hereby given, in accordance with Idaho Code 63-1311A, of a public hearing to be held by the Fruitland City Council at Fruitland City Hall, 200 S. Whitley Drive, Fruitland, ID on March 28, 2022 at 7:00 P.M., or as soon thereafter as may be heard, to consider public comment regarding a proposal to implement a new fee for car dealerships for vehicle identification number (VIN) inspections in the amount of \$20.00 per inspection. The purpose of the fee is to help defray the expenses for providing the certified personnel to perform the inspections. Citizens are encouraged to provide written and oral testimony. The proposal may be reviewed at Fruitland City Hall during regular business hours, 8AM-5PM, Monday-Friday or online at www.fruitland.org.

Suzanne Percy, City Clerk

from 1:00-3:45 P.M. Councilor Pierson moved to approve the request. Seconded by Councilor Carpenter. Motion carried.

The Transportation Engineer Report was presented by Engineer, Bill Russell. Bill reviewed a Rebuilding America Infrastructure with Sustainability and Equity (RAISE) grant opportunity to possibly complete the N. Pennsylvania Avenue Project. Councilor Pierson moved to approve the Transportation Report and for T-O Engineers to register for the RAISE grant program. Seconded by Councilor Limbaugh. Motion carried.

The Council reviewed a memo from T-O Engineers explaining the City will be undertaking a street improvement project to construct new curb, gutter, sidewalk, pavement, and drainage system on NW 4th Street from the Farmer's Union Canal to Pennsylvania Avenue. The need for street improvement is primarily driven by the proposed apartment development on the Wettstein parcel. The City has funded the design of the NW 4th Street improvements, the construction cost is to be shared between the City and Mark Wettstien. Three methods to determine the construction costs were presented to the Council. T-O Engineers recommends the City utilize Method 1; using actual contractor bid prices to determine the amount that will be the responsibility of Mr. Wettstein. Councilor Peterson moved to approve Method 1. Seconded by Councilor Pierson. Motion carried.

Councilor Pierson moved to adopt the Master Transportation Plan. Seconded by Councilor Carpenter. Motion carried.

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

The Council reviewed an Additional Services Authorization from T-O Engineers regarding the Snake River View Rest Area for additional phasing of bidding and construction, as well as, extended construction observation due to delayed substantial and final completion in the amount of \$9,900.00. Councilor Pierson moved to approve the Additional Services Authorization. Seconded by Councilor Peterson. Motion carried.

Councilor Pierson moved to table Snake River View Rest Area- Change Order No. 2 & 3 for the next Council meeting to allow time for Idaho Transportation Department to comment. Seconded by Councilor Peterson. Motion carried.

The January 2022 Police Department Activity Report was reviewed. Councilor Pierson moved to approve the report. Seconded by Councilor Limbaugh. Motion carried.

The Council reviewed a request from Police Chief Huff for the Council to consider adopting a car dealership vehicle identification number (VIN) inspection fee. Chief Huff explained that with the current fee schedule car dealerships are not being charged for VIN inspections. Councilor Pierson moved to proceed with the public hearing process. Seconded by Councilor Carpenter. Motion carried.



POLICE DEPARTMENT

J. D. HUFF
Chief of Police

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Dear Mayor Howell and Council,

I would like you to consider adopting a fee for vehicle identification number (VIN) inspections conducted by our officers for our local car dealerships, when selling to out of state buyers. As you know, the Fruitland Police Department performs the VIN inspections for our residents that are needing an inspection to title and register their personal vehicles in Idaho. During the twenty minute process, a report number is taken by the officer, an Idaho Transportation Department form is completed after Dispatch checks the VIN, and ultimately that form is submitted to the Payette County Department of Motor Vehicles, Registration Section, who reimburses the City of Fruitland \$5.00 per inspection.

Local car dealers have been asking us to perform multiple inspections, sometimes several weekly for out of state buyers (Oregon) over the last few years. This normally wouldn't be a problem, but after looking at the number of inspections last year, it is clear that the dealerships are asking us to conduct these inspections for their own convenience and profit. I recently spoke with an Idaho State Vehicle Inspector (Kris Branner), who explained to me that most cities adopt fees for car dealerships, which compensate the police departments that are performing this service for an out of state buyer. This is due to the fact that the out of state buyer does not submit our completed form to the Payette County DMV, hence no compensation.

When considering a fee amount, I was looking at the highest paid code enforcement officer's total cost to the City (hourly), which is \$32.51. Having said that, I think that a fee of \$20.00 per inspection for out of state buyers is a reasonable fee for our service. There is no doubt that this fee would be passed along to the buyer and included in the sale of the vehicle.

2021- VIN Inspections conducted for Fast Track Auto **74**

Thanks for your consideration.

JD Huff
Chief of Police

RESOLUTION NO. 2022-01

WHEREAS, the Fruitland Police Department has been tasked with performing multiple vehicle identification number (VIN) inspections conducted by officers for local car dealerships; and

WHEREAS, car dealerships sell to out of state buyers that are not required to complete the Idaho Transportation forms, creating a reimbursement to the City of Fruitland from Payette County Department of Motor Vehicles; and

WHEREAS, a public hearing was held March 28, 2022 as required by Idaho Code; to receive public testimony concerning the proposed fee; and

WHEREAS, a VIN inspection fee for car dealerships is found to be appropriate.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council that the following VIN inspection fee is hereby approved:

- **Vehicle Inspection Number (VIN) Fee for Car Dealerships:
\$20.00 (per inspection)**

PASSED by the City Council this 28th day of March, 2020.

APPROVED by the Mayor this 28th day of March, 2020.

CITY OF FRUITLAND

Brian Howell, Mayor

ATTEST:

Suzanne Percy, City Clerk