

January 11, 2021

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, Stuart Grimes, Jeff Carpenter, Kari Peterson, Ed Pierson.

ABSENT: None.

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

OTHERS PRESENT: Tom Huston, Connie Huston, Bob Barowsky.

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

Councilor Grimes moved to approve the December 28, 2020 minutes. Seconded by Councilor Peterson. Motion carried.

Mayor Howell appointed Danny Little as Zoning Administrator. Councilor Pierson moved to approve the appointment. Seconded by Councilor Grimes. Motion carried. Mayor Howell presented an appointment certificate to Mr. Little whom subscribed to the oath of office as Zoning Administrator.

Mayor Howell appointed the following to Fruitland Planning & Zoning Commission:

NAME:	TERM ENDS:
Barry Carlman	January 2025
Terry Heitz	January 2025
Carrie Grant	January 2025

Councilor Carpenter moved to approve the appointments to the Fruitland Planning & Zoning Commission. Seconded by Councilor Grimes. Motion carried.

The Council reviewed a request from Connie Huston, owner of Ogawa's Restaurant located at 1823 N. Whitley Drive. Mrs. Huston is requesting permission to park their concession trailer on the premises and for the Council to grant a six month reprieve from the \$25.00 per day peddler permit fee. Mrs. Huston explained this is a temporary location while the restaurant is being constructed. Councilor Pierson moved to waive the \$25.00 per day, peddler permit fee for up to 6 months. Seconded by Councilor Carpenter. Motion carried.

Bob Barowsky, President of Alma Mater, Inc. (AMI) is requesting the Council rescind the off-street parking requirements for the Hitchcock Building located at 402 SW 3rd Street. In a previous decision made on September 23, 2019, the Council had granted a variance of the parking requirements with the stipulation that a shared parking agreement from Robert Barowsky and M&D Farms be recorded with the County. Mr. Barowsky explained City Code requirements are met with the recorded shared parking agreement for his property located across the street at 310 S. Nebraska Avenue, and the shared parking agreement from M&D Farms would not be needed. AMI is also requesting the Council allow a permit for an 8' x 6' (128 sq. ft.) storage

shed in the rear lot of the Hitchcock Building. City Attorney, Stephanie Bonney explained the variance of the parking requirements, previously granted by the Council on September 23, 2019 is voided due to the significant land use change as AMI has leased the building to Treasure Valley Classical Academy. Councilor Pierson moved to allow staff to issue a siting permit for the storage shed as long as AMI owns the property. Seconded by Councilor Peterson. Motion carried.

The Council reviewed a mineral rights lease proposal from Snake River Oil and Gas LLC. Councilor Grimes moved to deny the lease proposal. Seconded by Councilor Peterson. Motion carried.

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

The Council reviewed a Professional Service Agreement & Scope of Work between the City of Fruitland and T-O Engineers for design engineering services of SW 3rd Street along the southern side of SW 3rd Street, from Whitley Drive (US-95) to Colorado Avenue, and along the western side of Colorado Avenue from SW 3rd Street to the northwest corner of the intersection with SW 4th Street. Estimated project cost is \$24,992.00. Councilor Pierson moved to approve the Professional Services Agreement and Scope of Work in the amount of \$24,992.00 with instructions that upon project completion, the City Treasurer will transfer any remaining construction expenditure funds to the engineer line item within the Street Fund. Seconded by Councilor Grimes. Roll call vote: Grimes, aye. Carpenter, aye. Peterson, aye. Pierson, aye. Motion carried.

The December 2020 Police Department Activity Report and Annual Report were presented by Chief Huff. Councilor Pierson moved to approve the reports. Seconded by Councilor Peterson. Motion carried.

The December 2020 Fire Department Activity Report and Annual Report were presented by Chief Campbell. Councilor Pierson moved to approve the reports. Seconded by Councilor Carpenter. Motion carried.

The December 2020 Public Works Department Activity Report was presented by Public Works Supervisor, Jerry Campbell. Councilor Pierson moved to approve the report. Seconded by Councilor Peterson. Motion carried.

The December 2020 Building Department Activity Report and Annual Report were presented by Building Official, Danny Little. Councilor Peterson moved to approve the reports. Seconded by Councilor Grimes. Motion carried.

The December 2020 Ambulance Department Activity Report and Annual Report were presented by Ambulance Director, Rick Funk. Councilor Grimes moved to approve the reports. Seconded by Councilor Carpenter. Motion carried.

The Council reviewed a memo from Ambulance Director, Rick Funk requesting funding in the amount of \$7,980.00 for a Case Review Premium, 5 year subscription for the Zoll Monitors. Councilor Grimes moved to approve the funding request with funding to be used from Capital Projects within the Paramedics Fund. Seconded by Councilor Carpenter. Motion carried.

Councilor Grimes moved to read Ordinance No. 679-Comprehensive Plan Amendment and Rezone from General Commercial to Multi-Family Residential for the property located at 2320 N. Whitley Drive, by title only. Seconded by Councilor Peterson. Motion carried. Councilor Pierson moved to suspend the rules and adopt Ordinance No. 679. Seconded by Councilor Grimes. Roll call vote: Grimes, aye. Carpenter, aye. Peterson, aye. Pierson, aye. Motion carried.

Councilor Grimes moved to read Ordinance No. 680-Comprehensive Plan Amendment and Zone Change from General Commercial to Light Industrial for the property located at 400 NW 9th Street, by title only. Seconded by Councilor Carpenter. Motion carried. Councilor Pierson moved to suspend the rules and adopt Ordinance No. 680. Seconded by Councilor Grimes. Roll call vote: Grimes, aye. Carpenter, aye. Peterson, aye. Pierson, aye. Motion carried.

Councilor Grimes moved to adopt Resolution No. 2021-01-Water Treatment Plant Membrane Replacement- Loan Renewal. Seconded by Councilor Carpenter. Motion carried.

City Clerk/Treasurer, Suzanne Percy explained she would like to reschedule the ethics training session with ICRMP for the Department Heads, Mayor and Council. Councilor Pierson moved to schedule the training with ICRMP on any Monday in February or March, 2021 after 3:00 P.M. Seconded by Councilor Grimes. Motion carried.

The December 2020 bills were reviewed by the Council. Councilor Peterson moved to approve the bills. Seconded by Councilor Grimes. Motion carried.

Councilor Peterson moved to enter into Executive Session pursuant to Idaho Code section 74-206(1)(b)-Personnel. Seconded by Councilor Grimes. Roll call vote: Grimes, aye. Carpenter, aye. Peterson, aye. Pierson, aye. Motion carried at 8:19 P.M.

Regular session was resumed at 8:57 P.M.

Councilor Pierson moved to adjourn. Seconded by Councilor Peterson. Motion carried at 8:57 P.M.

Brian Howell, Mayor

ATTEST:

Suzanne Percy, City Clerk