

# NOTUS CITY COUNCIL MEETING MINUTES

March 15, 2021 @ 7:00PM  
at Notus City Hall, 375 Notus, ID, 83656  
In Council Chambers

## SOCIAL DISTANCING PROTOCOL IN PLACE

### 1. Meeting Called to Order

Meeting called to order at 7:02 pm by Mayor, David Porterfield.

### 2. Roll Call

Roll call was taken with the following results: Council President, Bonnie Emly and Councilwomen, Michelle DeGiorgio, present. Councilman, Devin Krasowski present. City Attorney, Joe Borton and Stephanie Hansen, present. Mayor, David Porterfield also present.

### 3. Pledge of Allegiance

### 4. Public Concerns, Comments

Mayor recognized Randall Taylor of 348 Elgin had signed in to speak. Mr. Taylor asked why his request was denied to be on the agenda to speak about property setbacks. Stating the Mayor had sent him an email indicating that the City Attorney suggested this not be an agenda item. He asked for confirmation from the Attorney of that. He also stated that the email referenced "any action taken tonight would be out of context", What context? He commented that the City's Building Inspector told Contractor to ask Council (as P&Z) about his plans for the property setback reduction to 8 ft instead of the 10 ft (current City Code). He stated that there is not a single house on that City block that meet the setback requirements that are being required of the new Developer. He also stated that as the Attorney told us at the last meeting, to be careful on things because if you create an undue burden on the Developer or property Owner that is equal to the taking of property and that always ends up in Court and that is not what we want to do. He wanted to have clarification, since this is out of context, exactly what context we are expecting this to be done in. Mayor commented that the context was the application procedures that are outlined that have to do with the land use proposal and we have to follow those things carefully. City Attorney, Joe Borton stated that this is his advice. Nothing gets on the agenda unless the Mayor puts it on the agenda. One of the items necessary for a project to get on the agenda is an application process and the application must be complete. If there are missing parts then it is not ready to be on the agenda because the elected body cannot take action because they don't have the information necessary, so at times it can be clumsy. If it is not complete the City will say you need XYZ so we would have a full, complete application to present to Council so they can make an informed decision. Attorney states he is willing to speak with them later, on the details. Mr. Taylor stated he wants it now, on the record not after the meeting. Attorney stated "that's not going to happen" until he had the application in front of him. What will happen is he will talk with them afterwards, go through that and what has to happen to technically to modify the plat so you have a legal description and parcels that all connect with the building permit. Its defiantly solvable but that is what the Council must have. So, any item would not get onto a Council agenda until you have what is necessary to make a decision. That is the normal process.

Mayor recognized Zane Shippy had signed in to speak. Mr. Shippy had no comment.

### 5. Consent Agenda, Action Items

#### 5.1 Disbursement List

Krasowski motioned to approve the disbursement list of \$7,329.54. Emly seconded. DeGiorgio commented that the bill for the Attorney seems extremely high. She commented that the office Staff should be able to handle some of the items like ordinances/forms. Mayor stated that the traffic ordinance and other property issues have taken a lot of Attorney time. We will work to see if we can't reduce the Attorney's charges in the future. Roll call was taken with the following results: Krasowski; yes, Emly; yes, DeGiorgio; no. Motion carried.

#### 5.2 Council Meeting Minutes

Emly motioned to approve the meeting minutes from March 1, 2021. Krasowski seconded. Roll call was taken with the following results: Krasowski; yes, Emly; yes, DeGiorgio; abstain. Motion carried.

#### 5.3 Committee Meeting Minutes: Library, Community Events

Emly motioned to accept into the record the Library Board meeting minutes from Oct. 14, Nov. 11, and Dec. 12, 2020 and Jan. 13, 2021. Krasowski seconded. Roll call was taken with the following results: Krasowski; yes, Emly; yes, DeGiorgio; abstain. Motion carried.

Krasowski motioned to approve the Community Events Committee meeting minutes from Dec 17, 2020. Emly seconded. Roll call was taken with the following results: Krasowski; yes, Emly; yes, DeGiorgio; abstain. Motion carried.

**6. Staff Reports**

**6.1 Treasurer**

Treasurer Marie Eilers reviewed the Feb revenue and expense report with Council.

**6.2 Public Works**

NONE

**7. Business**

**7.1 Traffic Regulation Ordinance, ACTION ITEM**

Mayor reviewed the redline version of the traffic ordinance draft with Council. Current stated speed limits for parks and alley are 15mph. Streets 25mph. This conflicts with code. DeGiorgio commented that until we get code enforcement or law enforcement this is useless. Members agree with 15 mph for streets and 10 mph in alleys. Parking is also an issue. Some is parallel other is perpendicular. Other is angle parking within the lines. Not consistent throughout town. Section 6-2-6 has a 72-hour limit for parking on public streets. Acceptable or not? Commented that this would prevent broken down vehicles from remaining on streets for lengthy period. Members agree with the 72-hour time frame. On 6-2-1D concerns restricting travel on already narrow lanes, current lane width restrictions and parking along the edge. DeGiorgio commented that we need to keep in mind that we are a small community, and we need to be mindful of our neighbors and not bully, manipulate, or push them. 6-2-5, Council is ok with the 12,000 lbs. 6-2-6#2, Council agreed on 72 hours not 2 hours. 6-2-7 the fee and fine schedule will be deleted and will be set by resolution. Mayor will make the changes and present to Council.

**7.2 Employee Manual, ACTION ITEM**

Mayor and Marie reviewed the Employee Manual with Council. City Attorney has reviewed and added a whistle blower paragraph. There is now an Extended Sick Time (EST) section as well.

**CLERK NOTE\*\* 8:25 pm** Councilwomen DeGiorgio unexpectedly announces she was leaving due to a migraine. Mayor quickly asked for a motion to adjourn before she leaves.

**7.3 Comprehensive Plan, ACTION ITEM**

NONE

**8 Mayor & Council Comment**

NONE

**9. Adjournment**

Krasowski motioned to adjourn at 8:25 pm. DeGiorgio seconds. All in favor. Motion carries.

Respectively submitted by Loretta Vollmer, City Clerk \_\_\_\_\_

Approved by David Porterfield, Mayor \_\_\_\_\_