

NOTUS CITY COUNCIL MEETING

Regular Session: May 16th, 2022

7:00 pm @ Notus City Hall

1. Meeting Called to Order

Mayor, David Porterfield called the meeting to order at 7:01 pm.

2. Roll Call

Roll call was taken with the following results: Council President, Steve Ahlborn, Councilwomen Bonnie Emly, and Michelle DeGiorgio, and Councilman Devin Krasowski, All present. Mayor, David Porterfield, City Planner, Antonio Conti, and City Attorney, Joe Borton, all present.

3. Pledge of Allegiance

4. Public Concerns/Comments

NONE

5. Consent Agenda, ACTION ITEMS

5.1 Disbursement List

Krasowski motioned to approve the disbursements. Krasowski motioned to approve the disbursements as listed. Emly seconded. Roll call was taken with the following results: Krasowski; yes, Emly; yes, Ahlborn; yes, DeGiorgio; yes. Motion carried.

5.2 Council Meeting Minutes

Ahlborn motioned to approve the meeting minutes for May 2, 2022. Emly seconded. Discussion. Krasowski would like to see more detail on item 6.1. Ahlborn withdrew motion. Clerk will review, amend, and bring back to next meeting.

5.3 Committee Meeting Minutes: Library, Community Events

Ahlborn motioned to accept into record the library meeting minutes from March 9, 2022, and April 13, 2022. Krasowski seconded. Ahlborn would like to see better detail in the minutes, like who said what. Emly will work with the library secretary. Roll call was taken with the following results: Ahlborn; yes, Krasowski; yes, DeGiorgio; yes, Emly; yes. Motion passed.

6. Staff /Professionals Reports

6.1 Treasurer

Treasurer, Marie Eilers, handed out Revenue and Expense report for April. Marie also stated that the grant application for COMPASS has been submitted.

6.2 Public Work

Public Works Supervisor, Tyler Martin reported that after wastewater discharge, pond #4 is at a low level. We did have a soft violation on our discharge monitoring report (DMR) for exceedance due to algae overgrowth. He is still waiting for a quote on the fencing for around lagoons. Farm City said new tractor will be here soon. Tyler will be doing hydrant flushing and valve exercising next week.

6.3 Law Enforcement

Code enforcement report was reviewed. Ahlborn would like to see it in Excel format to filter in different ways as needed without bothering Parma Police. City Clerk will ask.

6.4 Western Alliance for Economic Development, Tina Wilson

Tina Wilson stated she is on the Rural Transportation Advisory Council (RTAC) that grades those grant applications for COMPASS. The deadline for child pedestrian safety grant application is June 6th. They have a wealth of money for sidewalks to schools. So, if there is a gap or need, lets work on getting that application in by June 6th. She is working on the re-establishment of the Western Alliance Economic

Development District. She received a grant for a consultant (Joe Harings) help putting together a business and operations plan and the corporate documents that go into the application to reestablish the economic development district. This would help us by having local help to tap into federal dollars for planning grants and infrastructure. Since Region 3 has not had an economic development district since 2014. Other areas of the state with active districts got a loan for the 5 northern counties of over 50 million for broadband. They get implementation money for construction. Our district 3 has a revolving loan fund that is supposed to be there for business startups. \$5000 to 1 million dollars. But we don't have access to it because it is sitting in the Twin Falls office because we don't have an active district. She has more information if Council wants it. She also thanked Mayor Porterfield for attending the USDA Rural Development meeting in Parma about the needs in the local communities.

7. Business Items

7.1 Transportation Engineering Agreement, ACTION ITEM

Agreement was reviewed. Krasowski motioned to approve the Transportation agreement with Ackerman Estvold. Ahlborn seconded. Roll call was taken with the following results. Krasowski; yes, Ahlborn; yes, DeGiorgio; yes, Emly; yes. Motion carried.

7.2 Surplus List Approval, ACTION ITEM

Mayor stated that the John Deere tractor was already approved as surplus to trade in on the new tractor purchase. They are also asking for the (1951) Massey Ferguson as well. Public Works supervisor, Tyler commented that the Ferguson needs some repair work on the back end but does start every time. Randall Taylor asked Mayor if the Museum offer to purchase the tractor for \$501 was given to Council. Attorney stated that if it is sold, it must be made available to other entities as well. Attorney will review code and Council will come back to this topic latter in the meeting.

CLERK NOTEReturned from 7.4**

After City Attorney reviewed codes, he stated that the Tractor can be traded in or transferred to a non-profit 501(C)3 or auctioned off. Mayor asked if the Museum was a 501(C)3. Randall Taylor stated that the Museum is recognized by the state of Idaho as a non-profit, he is not sure of the 501(C)3 federal registry. Farm City tractor original price was over \$50,000 and they agreed to keep it under that to make the sale to the City. The agreement with them was to trade in both tractors. Ahlborn stated that he would like to be able to donate it to the Museum. Could we ask Farm City to agree to let us donate it and see if will make or break the deal? Mayor stated that the quote was given in December with a deadline in January and we missed that, so not sure. Krasowski motioned to declare the Massey Ferguson as surplus with the 1st option (for disposal) to donate to the Museum if they are a 501(C)3 and if they will rent it back to us in the winter if we need it or the 2nd option to trade it in on the new tractor purchase. Ahlborn seconded. Roll call was taken with the following results. Krasowski; yes, Ahlborn; yes, DeGiorgio; yes, Emly; yes. Motion carried.

7.3 Proposed annexation, rezone and preliminary plat hearing date set, Update

City Clerk, Loretta Vollmer stated that the City had received a completed application for a proposed annexation, rezone, and preliminary plat for the area west of 3rd Street and north of Hwy 20-26. The public hearing will be June 14, 2022. Also have completed application for a short plat for 474 Jasper Ave. That public hearing will be held on June 6, 2022. Both hearings will be held on the Notus Community Center starting at 7:00 pm and notices will be published and posted according to LLUPA standards. City attorney reminded Council of the LLUPA laws governing their actions. No discussions are to take place outside of an open meeting.

7.4 Irrigation Ditch Breach Mitigation, ACTION ITEM

Mayor stated there was an irrigation water flood along Notus road between Hailey Ave and 1st Street. The Field is higher than the roadway and the irrigation ditch overflowed, washing out the bank, running over Notus Road. Seems the drainpipe got plugged up, creating the flood. Seems that the once open ditch that is now piped underground back to Conway gulch. When it overflows like that, it seeps into resident's basement. Mayor asks Council if City should address this by installing a drain or ditching to catch that water? Krasowski stated he thought that would fall to the farmer. DeGiorgio agreed it should be split by

the property owners, not the City. Krasowski suggested that we call property owner and ask that it be fixed.

7.5 Residential Definitions, Accessory Dwellings/Tiny Homes, Discussion

Mayor commented that the state legislature has suggested that a City cannot ban accessory dwellings but can regulate them. Mayor shared examples of other city's ordinances regarding tiny homes and assessor dwellings. City Planner, Antonio stated that we need to be careful of the definitions between tiny homes and accessory dwellings. Parking is already lacking in the City. This is a serious issue. Access and locations for emergency services needs to be addressed. This topic will be brought back for more discussion.

8. Mayor & Council Comment

Krasowski stated that the issue of irrigation comes up so often. He would like to talk about hiring someone to put together information that is digestible by the lay person that we could hand out at City Hall when someone comes in asking about irrigation or problems with their irrigation water. There is an old map of the irrigation ditches on the wall in council chambers.

9. Adjournment

DeGiorgio motioned to adjourn at 8:50pm. Emly seconded. All in favor. Motion carried.

Respectfully submitted by Loretta Vollmer, City Clerk _____

Approved by David Porterfield, Mayor _____