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NOTUS CITY COUNCIL SPECIAL SESSION MEETING MINUTES

Special Session: **Thursday, May 9th, 2019**

@ 7:00PM at Notus City Hall

1. Meeting Called to Order

Meeting called to order at 7:04 pm by Mayor David Porterfield.

2. Roll Call

Roll call was taken with the following results: Councilwoman Bonnie Emly, present. Councilmen Richard Wallace Jr and Clint Berends, present. Council Michelle DeGiorgio, absent. Mayor, David Porterfield and City Attorney, Todd Lakey.

3. Pledge of Allegiance

4. Public Concerns, Comments

Resident Randall Taylor of 348 Elgin Ave signed into speak and was recognized by Mayor. Randall suggested to Council that Councilman Wallace Jr work with ITD and Notus Parma Highway District and get proper access to the property that the City owns at the corner of Hwy 20/26 and Wagner Rd. he commented that the property could be worth \$2,000 as pasture land or \$25,000 as a building lot. He also suggested that the City look into the amount of liability coverage from ICRMP the City has and increase it, if needed.

5. Approval of Amended Agenda

Mayor asked for approval of the agenda as amended and posted more than 48 hours prior to meeting, with the addition of 9.6 surplus equipment and wording on 9.2 adding "possible council action". Wallace Jr motioned to approve meeting agenda as amended. Berends seconded. Roll call was taken with the following results: Wallace Jr; yes, Berends; yes, Emly; yes. Motion passed.

6. Consent Agenda, ACTION ITEMS

6.1 Disbursement List

Wallace Jr motioned to pay the disbursements as listed. Berends seconded. Roll call was taken with the following results: Wallace Jr; yes, Berends; yes, Emly; yes. Motion passed.

6.2 Council Meeting Minutes

Emly motioned to approve Council Minutes from April 15 and 20, 2019 and May 6, 2019. Wallace Jr seconded. Roll call was taken with the following results: Emly; yes, Wallace Jr; yes, Berends; yes. Motion passed.

6.3 Committee Meeting Minutes: Library, Community Events

Wallace Jr motioned to accept into public record Library Board meeting minutes from March 13, April 10 and 22, 2019. Berends seconded. Voice vote. All in Favor. Motion passed.

7. Community Relations

7.1 VRT Liaison

NONE

7.2 COMPASS – RTAC

Wallace Jr commented that construction continues on the overpasses going towards Oregon along I-84. Paving time is coming up, so have patience while driving.

7.3 Notus School District

NONE

8. Professional's Reports

8.1 Wastewater

Mayor stated no discharge this month. Stuart commented that the building at the lagoons is complete. Aerators are working and there will be a startup and training on May 23rd that will be coordinated with Mike Black. Mayor and Maintenance assistant Paul will be attending.

8.2 City Engineer

Sewer line repair continues. Road way asphalt repair and grading of alley ways will be part of the surface repair done after the line repair is completed. There will be a walk through and a punch list created for completion of work to make sure the City is satisfied prior to final payment. USDA will be attending walk through. Army Corp will visit on June 25. The Coopers have met with Cascade Pipeline and seem satisfied with the decisions made regarding their property and fence being returned to original condition.

9. Business: ACTION ITEMS

9.1 Rural Community Planning, Tina Wilson

Tina Wilson discussed the need to review the City's Comprehensive Plan. She suggested reviewing 2 chapters at a time and Council needs to tell her if it needs changed or updated.

She also stated the Canyon County is looking at their comprehensive and has a planner, Kate Dahl that will be visiting local cities to initiate conversations on the subject. Canyon County is working on forming a working group of interested citizens within the City's impact areas. They would also like to create a development agreement to handle proposed new developments within the area of impact. Tina asked council to think about how they wanted to handle putting together a working group. This would consist of concerned citizens inside and outside City limits but within the impact areas. Discussions would include future land use map that is used for making decisions for concerning proposed developments. Using similar wording as County for City would simplify things. Area of Impact should be area that City would be able to supply City services within a reasonable amount of time.

Tina commented that she would be available to meet on Thursdays to work on the City Comp Plan. Tina also commented that she has put Notus name in for the possible City for help from the Northwest Community Institute.

Mayor stated that the County is offering Cities a reduced rate to use the County Planner to help for \$43.00 per hour. City would have to budget for that in the next fiscal year, if interested.

9.2 Whitmire Building Discussion/Options and Possible Council Action

Mayor state that Council enabled Library board to explore a relationship with building owner, Mr. Vezesso. At the same time a new prospective buyer came forward. At this time Mr. Vezesso is not willing to enter into any agreement and is not interested in obtaining a structural analysis of the building. City must be ready to move out or negotiate with the new owner. Library Board is seeking to offer a rental amount to be able to present it to the new owner. Board feels that if the offer falls through with sale then they would like City to move forward with the building analysis and purchase offer to Mr. Vezesso. If all fails, then the Board would have to put things in storage and get out. Berends comments that the previous offer of \$500 per month stands as an offer to owner.

Mayor stated that we do have a letter from Mr. Vezesso giving 30 days' notice to vacate just prior to the Library Board meeting with him. His concession was that Board can talk this over with the new owner.

City is still looking at the condition of the building to see if it is something the City even wants. City should check into getting an appraisal of the Wagner Rd property that the City owns.

Emly asked Mr. Taylor if the offer that he mentioned outside still stands, to sale his property to City. (to allow a library to be built). Mr. Taylor commented that he doesn't trust the City and he would have to take any offer in writing, to his family since the property is in a trust, for discussion. Emly commented that he did say he would like to see a library there and he commented that he is only one member of the group.

Attorney reminded Council and Mayor that if that is their intention to incur a debt, it would have to be brought to the public.

9.3 Flood Damage Prevention Ordinance, Review

City Clerk, Loretta reviewed with Council the 36 page Ordinance with Council. A clean copy will be presented to Council next meeting for review and adoption.

9.4 Flood Damage Prevention Ordinance, Adoption

Tabled

9.5 Well #4 Building Plan Update

Mayor commented that the plans have been submitted by our Engineer to DEQ for approval. DEQ requires a 50 ft setback from a well head to another structure. Current plan only has about 30 ft. setback. Still waiting for a response from DEQ.

9.6 Equipment Surplus List, Approval

Mayor reported on the disposal list that consists of old item stored. Old computers, monitors, printers, mouse and wires, etc... Monitors are not accepted at recyclers. Monitors cost is \$2.00 disposal fee. Computer must have hard drive pulled. Wallace Jr motioned to take stuff to the scrap metal recycler and dispose of rest that we can't recycle. Emly seconded. Roll call was taken with the following results: Wallace Jr; yes, Emly; yes, Berends; yes. Motion passed.

9.7 Follow Up and Discussion for 352 Elgin Ave, water

City Attorney has responded to Mr. Lewis's Attorney. Still waiting for a response.

9.8 Follow Up and Discussion for 394 1st Street, sewer

Tabled

- 10. Executive Session; (Idaho Code 74-206(1)(f)) to communicate with legal counsel the legal ramification of and legal option for pending litigation, or controversies not yet being litigated but imminently likely to be litigated.**

NONE

11. Mayor & Council Comment

NONE

11. Adjournment

Wallace Jr motioned to adjourn at 8:45 pm. Emly seconded. Voice vote. All in favor. Motion passed.

Respectively submitted by Loretta Vollmer, City Clerk _____

David Porterfield, Mayor _____