

7:00 pm

May 18, 2016

**604th MEETING OF THE
HORSESHOE BEND CITY COUNCIL**

Mayor Hanson called the meeting to order with Councilpersons Cooper, Green, and Riley present. Also present, Treasurer Terri Lawson and Attorney Anthony Pantera.

Pledge of Allegiance

Councilwoman Green **moved** to approve the agenda Councilwoman Cooper **seconded**. All ayes. **Motion carried.**

Approval of previous minutes was tabled until the Council was provided a copy. The minutes are provided to the Council. Councilman Riley **moved** to approve the minutes of the April 20, 2016 council meeting. Councilwoman Green seconded. All ayes. **Motion carried.**

Treasurer's Report:

Treasurer Terri Lawson presented the bills for review and a written report to the Council. Councilwoman Cooper questioned Public Works Supervisor about the power bill for the park bathrooms then **moved** to pay the bills as presented. Councilman Riley seconded. All ayes. **Motion carried.**

New Business:

- Don & Becky Knapp – Non-resident water hook up:
Becky Knapp, 622 E. Monarch St. Eagle, ID. Mr. & Mrs. Knapp recently purchased the 2 acre parcel off of Logger Way that is outside of the city limits. They are requesting to hook up to city water. Public Works Supervisor Phil Tschida explained that the water line goes to the beginning of Logger Way and they will be responsible to run the line from there. We have the capacity because 3 large meters have recently been removed from our system on that end of town. There is a question about whether the City or a private contractor would put in the line. Also, the City does not want them to irrigate with the treated water because it is so expensive to treat. The Knapp's assured Phil that they plan to have a self-sustaining home and use rain water as much as possible. City Engineer Amy Woodruff suggested that a condition of service is that they agree to an annexation if the City ever goes that direction. The Knapp's are given permission to hook up to City Water. Mayor Hanson provided Mr. & Mrs. Knapp a copy of the City water rates and explained that the rates are higher for non-residents.
- Eric Hughes – Animal ordinance:
Eric Hughes, 124 Ada St. Horseshoe Bend, ID. Mr. Hughes was given notice from his landlord to remove 4-H goats from his property per City Ordinance 4-5-4 and he provided a letter citing Idaho Code Title 22, chapter 45 "Right to Farm" that he understands it to read that the City cannot prohibit agricultural growth. Attorney Tony

Pantera was provided with Mr. Hughes' letter and he explained that this section of the Idaho code does not apply to bringing in animals it prohibits growth from coming in and squeezing existing farms out. City Ordinance 4-5-4 limits how many animals you can have on ½ acre. It was passed for the health and safety of the citizens. His animals were not considered a nuisance, he only has ¼ of an acre and that is not enough space for even one animal. Mr. Hughes added that he has not received any complaints and he doesn't want to prevent his children from being involved in 4-H and he can't afford to buy land for the animals. Councilwoman Teresa Cooper also added that the ordinance is clear and we have to follow our ordinances. Other people in the city have had to get rid of their animals. Agricultural growth should be outside of the city limits. Attorney Pantera is willing to speak with Mr. Hughes further if he wishes.

- Proposed FY17 budget to City Council:
A proposed budget is provided to the City Council for them to review. A budget workshop will be held at the June 15th, 2016 City Council meeting.

Old Business:

- EMS Joint Powers Agreement:
Attorney Tony Pantera – The Joint Powers Agreement presented at the last City Council meeting was a prior version. John Roberts, Emergency Director for Boise County is present and provided the current version. The boundaries and the map match now. Attorney Pantera had some questions about additions that were not in the prior version. He questioned about 4.2, 4.3.1, 4.3.2, and 4.3.3 Mr. Roberts explained 4.2 the waiving of all claims was established so that each party would not have to pay another party for coming into their area. 4.3.1 to use the Incident Command System in all responses is a standard system that if all entities show up to an event it establishes the chain of command. 4.3.2 resources are ambulances, personnel, stretchers, tools etc. 4.3.3 was added to enhance or improve participation in training exercises. The Council had reservations about the agreement because of boundary changes made by Boise County Commissioners. The boundaries were set to follow the taxing districts boundaries even though our response to certain areas is shorter. The EMTs, Mayor and Councilmembers review the map and were concerned that the new boundary puts money ahead of patient care. John Roberts added that the Commissioners are bound by law to set the boundaries, they have done so and they are not liable to change. The only changes that can be made are ones that all entities agree on. Whether the agreement is signed now or not the boundaries will remain the same. Mayor Hanson acknowledges that once taxing districts are set it is extremely hard to change them. Melissa Seibel, EMT, stated she realizes the pressure the Council is under to sign the agreement and appreciates them standing up for the EMTs. Attorney Pantera says the agreement is only in force until September 30, 2016 and they will work on it this summer. Councilwoman Cooper adds that although the Council does not agree with the boundary changes she **moves** to approve the Joint Powers Agreement and give permission for the Mayor to sign and to negotiate what we can as to the boundaries. Councilwoman Green seconded. All ayes. **Motion carried.**

Department Updates:

EMS- Sandy Fenton – They need a few thing replaced and will put in their request to City Hall.

Phil Tschida, Public Works- They are working on GPS mapping the water/sewer lines and meters. There is a possibility of receiving a grant for this. The seepage test could take place next week. The water plant is running well and new hire Jobie is learning quick. ITD gave décor rock for around the HSB sign. Boise County will spray and has weed spray available for the Canadian Thistle springing up all over town.

Amy Woodruff, Civil Dynamics, City Engineer – The seepage test is moving ahead quickly because of the ending of the fiscal year. Civil Dynamics have started collecting data for the facility plan and will resubmit it in June. The service lines under the bridge will be affected by the new bridge project. ITD used to be responsible for the costs but the rules changed in 2013 and now the owner of the utility is responsible and it is expensive. There may be a break for financial hardships. They are looking for the original maintenance agreement with ITD that will be very difficult to find. There is a possibility that the planning for the bridge started before 2013 because it has been postponed a couple of times.

Attorney Tony Pantera – He has nothing to report.

Mayor Hanson- Gina Elmer is introduced as the newly hired Clerk. She will start June 7, 2016. Six very competent people were interviewed. The City clean up on May 14th went well. 18 people showed up and 16 bags of trash were picked up. Blue ribbons have been hung up through town for “Paint the Town Blue” a memorial for police officers. The Rally fund raiser for the 4th of July is coming up on June 12th, 2016.

Acting Clerk Terri Lawson – Another mayor recall was submitted by Sandy Fenton and sent to Boise County. The petition was rejected because two signatures were from unregistered voters and four signature addresses weren’t correct.

Public Comment:

John Roberts – A Hazard Mitigation Plan meeting was held with a discussion on floods, levies, grants for emergency preparedness, etc. and a lot of problems were identified. More meetings will be held.

Executive Session: 8:33p.m Councilwoman Cooper moved to go into executive session under IC 74-206 1(B) & (F) Councilman Riley seconded. Councilman Riley-aye, Councilwoman Cooper-aye, Councilwoman Green-aye. **Motion carried.**

Out of Executive Session at 8:43pm

Meeting Adjourned at 8:44 pm.

ATTEST: _____
Acting City Clerk

Mayor