

7:00 pm

November 17, 2021

**705th MEETING OF THE
HORSESHOE BEND CITY COUNCIL**

Mayor Goff called the meeting to order with Councilpersons White, Chartier, Riley and Corvinus present. Also present Gina Elmer City Clerk and Attorney Tony Pantera.

Pledge of Allegiance

Councilman Corvinus made a **motion** to approve the agenda. Councilman White **seconded**. All ayes. **Motion carried**.

Councilman White made a **motion** to approve the minutes for the October 20, 2021 and November 10, 2021 meetings of the City Council. Councilman Riley **seconded**. All ayes.

Motion carried.

Councilman White made a **motion** to pay the City's bills as presented. Councilman Corvinus **seconded**. All ayes. **Motion carried**.

Public Comment:

- Kelly Jakovac-She would like the minutes amended to include that public comment was not allowed at the meeting yet David Bailey was allowed to speak at the November 10, 2021 meeting. There was an elderly lady who could not hear and became quite upset. She feels that she was treated unfairly and that Council should remember that they work for the citizens. She would like to see the TV set up for Zoom meetings. She said she also sent a letter to the City saying there was a meeting violation concerning the executive session at the October 12, 2021 meeting and should have received a response by today.
- Susie Keeth-She would like the process for reasonable accommodation explained to her and asked why a councilmember would sign a citation for zoning issue.
- Mary Grover- She says that the open meeting laws allow for the public to be close enough to hear. She would like to see microphones used during the meetings so it is easier to hear everyone.

Public Hearing:

The applicant was not present for the public hearing concerning the variance.

Councilman Corvinus made a **motion** to re-notice for the public hearing for a later date to allow for questions the Council may have be answered. Councilman Chartier **seconded**. All ayes.

Motion carried.

New Business:

- Vickie Andra:
Vickie is here concerning her rights to fair housing accommodations. Tony asks Vickie if she is maintaining a horse on the property and is the property less than a half an acre. She responds yes that the land is .423 acres. She states that the horse is an equine therapy

horse. She adds that she was cited for the horse on October 14, 2020 and there was a dismissal by prosecution at her request. She says that her neighbors would like her to bring her horse on to their property to help prevent fires. Tony says that he has reviewed the laws which typically would be for handrails or ramps. He suggests that Council approve allowing the horse with conditions such as maintaining the excrement on the property and maintain access to adjoining properties so that the horse may have as much room as possible. He states for the record that prior to her application Ms. Andra was in violation to the City Code and he is not sure why the case was dismissed. Councilman White asks if there is a plat map showing the property. She states that she does not have the map but he is more than welcome to look at the property. He states that only a plat map would show the actual size of the lot. Councilman White asks if there are seven landowners adjoining her property. She states there are six and that all had signed off on her using their property. Councilman White would like to see this documentation. Councilman Corvinus made a **motion** to approve allowing the horse pending the presentation of the plat map and the signed petition with all the neighbor's names and addresses. The owner must also meet the following conditions: 1) maintain the cleanliness of the property and 2) maintain access to the adjoining properties. Councilman Chartier **seconded**. Councilman Riley, Chartier and Corvinus voted aye. Councilman White voted nay. **Motion carried.**

- Dave Jakovac:

Dave states that he has been trying to get an official appeal form from the City. He provides the Council with an example of an appeal form. Tony says that the Horseshoe Bend City Code has set forth the appeals process in Chapter 9.

Old Business:

- Changing the meeting dates:

Mayor Goff says that there have been questions about changing the regular meeting to another time so it is not on the same day as the school districts meeting. Councilman White says his only concern would be that all the bills would not be in. Councilman Corvinus, Riley and Chartier have no preference. Councilman White asked Patti Burgess if she has any feelings on the meeting change as she will be on the Council starting in January. Ms. Burgess said she would like it to be changed to the second Wednesday of the month. Tony will prepare an ordinance to change the meeting date.

Department Updates:

- EMS:

Mayor Goff says that he is working with a company coming in from Eagle to help with ambulance runs. There are ten people in the EMT class they will finish about the middle of January. They can run with this company while taking the class so they will be prepared to run when they get their license.

- **Public Works:**
Michele Brothers: The guys have been getting the leaves taken care of in the park and they closed the bathrooms for the season. Also the ozone generators have been delayed again. The company is now saying mid-December.
- **Grant Writer:** Cheryl gave Council copies of her Comp Plan Report, a draft Capital Improvement Plan, and a summary of what she completed this month. She would like for the Council to look these over. She had major concerns about affordable housing. She also talked about the memorial park and money she feels the City will receive from the infrastructure bill signed by President Biden. She is planning to do a monthly newsletter.
- **City Engineer:** Kirby said that they have been supporting public works. They have also been looking into the booster pump that needs updated and also updating then SCADA at the water plant.
- **Attorney:** Tony will be preparing ordinances to change the meeting date, the annexation and the rezoning of properties in Deer Valley Subdivision.
- **Mayor:** Mayor Goff wishes everyone a Happy Thanksgiving. He also says during this divisive time we need to be thankful for those around us.

Meeting Adjourned at 7:39 pm.

ATTEST:

City Clerk

Mayor