The Emmett City Council held a regular meeting at 501 E. Main Street, Emmett, Idaho.

Mayor Petrie called the meeting to order at 7:00p.m.

Mayor Petrie led the **Pledge of Allegiance**

Cezar Perez offered the **Community Invocation**

**Council Present**: Council President Steve Nebeker, Councilor Jodi Harris, Councilor Gary Resinkin, Councilor Denise Sorenson

**Council Present via telephone:** Councilor Thomas Butler

**Council Absent:** Councilor Eltona Henderson

**Staff Present:** Lyleen Jerome, Brian Sullivan, Curt Christensen, Alyce Kelley, Steve Kunka, Clint Seamons. Mike Knittel

**Staff Present via telephone**:

**Public Present:** Gary Bacar, 2670 S. Substation Road

**Public Present via telephone**: None

**Amendments to the Agenda**: None

**Declaration of Conflicts of Interest:**  None

**Declaration of Council Members’ Discussion Outside an Open Meeting**: None

**ELECTED OFFICIALS:**

**Mayor** – Proclamations: Library Card Sign up, and Alyce Kelley Day

**City Council** – No Comments

**Announcements and Good of the Order** – None.

**PUBLIC HEARING**: Elevate Emmett Comprehensive Plan

Megan Moore of Logan Simpson presented a new draft of the Elevate Emmett Comprehensive Plan.

No public comments were made.

Public Hearing adjourned at 7:45 p.m.

Decision of Public Hearing: Councilor **Sorenson MOVED TO TABLE THE DECISION OF THE PUBLIC HEARING ON THE ELEVATE EMMETT COMPREHENSIVE PLAN UNTIL SEPTEMBER 27, 2022 at** **7:00 p.m**. Seconded by Councilor Harris. Motion carried by voice vote.

**PUBLIC HEARING**: 2022-2023 Fiscal Year Budget

Lyleen Jerome, City Clerk/Treasurer presented the Fiscal Year 2022-2023 budget.

No public comments were made

Public Hearing adjourned at 7:53 p.m.

Decision of Public Hearing: Councilor Sorenson **MOVED TO ACCEPT THE 2022-2023 FISCAL YEAR** **BUDGET IN THE AMOUNT OF $9,648,579.00.** Seconded by Council President Nebeker. Motion carried by voice vote.

**CONSENT AGENDA**:

**Approval of Minutes** – August 9, 2022

**Approval of Accounts Payable**

**Approve Permits** – None

Council President Nebeker moved to approve **THE CONSENT AGENDA.** Seconded byCouncilor Resinkin. The motion passed by **voice vote**.

**NON-CONSENT AGENDA**

**BUSINESS:**

Jennifer Spicer of 1031 Pawnee requests a water waiver due to a water pipe leak. Council President Nebeker **MOVED TO DENY THE REQUEST OF A WATER WAIVER CHARGE, Seconded by Councilor Resinkin. AYES-2, NOES-3.** Councilor Resinkin **MOVED TO APPROVE WATER WAIVER IN THE AMOUNT OF $254.04**, Motion failed Lack of a Second. Councilor Sorenson **MOVED TO APPROVE WATER WAIVER IN THE AMOUNT OF $254.04 FOR JUNE AND $286.89 FOR JULY,** Seconded by Councilor Butler AYES – 3, NOES- 2. Motion Carried.

Lyleen Jerome, City Clerk requested approval of ORDINANCE #O2022-09 AN ORDINANCE TITLED THE ANNUAL APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 APPROPRIATING THE SUM OF $9,648,579 TO DEFRAY THE EXPENSE AND LIABILITIES OF THE CITY OF EMMETT, IDAHO FOR SAID FISCAL YEAR, AUTHORIZING A LEVY OF SUFFICIENT TAX UPON THE TAXABLE PROPERTY AND SPECIFYING THE OBJECTS AND PURPOSES FOR WHICH SAID APPROPRIATION IS MADE.

Council President Nebeker **MOVED TO APPROVE ORDINANCE #O2022-09** **AND DISPENSE WITH THE RULE REQUIRING ORDINANCES TO READ ON THREE SEPARATE DAYS AND ONCE IN FULL, AND THAT THE ORDINANCE BE READ ONCE BY TITLE.** Seconded by Councilor Sorenson. Roll Call Vote, Council President Nebeker-AYE, Councilor Resinkin-AYE, Councilor Sorenson-AYE, Councilor Harris-AYE, Councilor Butler-AYE. 5-AYES 1-Absent. Motion Carried.

Lyleen Jerome, City Clerk read Ordinance #O2022-09 by title.

Councilor Sorenson **MOVED TO ACCEPT THE FIRST AND ONLY READING OF ORDINANCE #O2022-09, DIRECT THE MAYOR TO SIGN, AND DIRECT THAT IT BE PUBLISHED IN FULL.** Seconded by Councilor Butler. Roll Call Vote, Council President Nebeker-AYE, Councilor Resinkin-AYE, Councilor Sorenson-AYE, Councilor Harris-AYE, Councilor Butler-AYE. 5-AYES 1-Absent. Motion Carried.

Steve Kunka, Police Chief requested approval of ORDINANCE #O2022-10 AN ORDINANCE OF THE CITY OF EMMETT, IDAHO; AMENDING TITLE 1, CHAPTER 4; GENERAL PENALTY; MAKING IT AN INFRACTION FOR VIOLATING THE CITY CODE UNLESS SUCH VIOLATION IS DESIGNATED A MISDEMEANOR; MAKING SUCH INFRACTION A FINE IN A SUM NOT TO EXCEED $300.00; MAKING IT A MISDEMEANOR FOR FAILING TO PAY AN INFRACTION FINE; MAKING IT LAWFUL FOR THE CITY TO ABATE THE UNDERLYING VIOLATION; AND PROVIDING AN EFFECTIVE DATE.

Council President Nebeker **MOVED TO APPROVE ORDINANCE #O2022-10 AND DISPENSE WITH THE RULE REQUIRING ORDINANCES TO READ ON THREE SEPARATE DAYS AND ONCE IN FULL, AND THAT THE ORDINANCE BE READ ONCE BY TITLE.** Seconded by Councilor Resinkin. Roll Call Vote, Council President Nebeker-AYE, Councilor Resinkin-AYE, Councilor Harris – AYE, Councilor Sorenson-AYE, Councilor Butler 5-AYES, 1-Absent. Motion Carried.

Steve Kunka, Police Chief read Ordinance #O2022-10 by title.

Councilor Sorenson **MOVED TO ACCEPT THE FIRST AND ONLY READING OF ORDINANCE #O2022-10, DIRECT THE MAYOR TO SIGN, AND DIRECT THAT IT BE PUBLISHED BY SUMMARY.** Seconded by Councilor Harris. Role Call Vote: Council President Nebeker – AYE, Councilor Resinkin-AYE, Councilor Harris-AYE, Councilor Butler-AYE, Councilor Sorenson-AYE. 5-AYES, 1 Absent. Motion Carried.

Steve Kunka, Police Chief requested approval of ORDINANCE #O2022-11 AN ORDINANCE OF THE CITY OF EMMETT, IDAHO; AMENDING TITLE 8, CHAPTER 8; VIOLATION; PENALTY; MAKING IT AN INFRACTION TO VIOLATE ANY PROVISION OF CHAPTER 8 (TRAILERS, TRAILER PARKS AND TOURIST CAMPS); AND PROVIDING AND EFFECTIVE DATE.

Councilor Sorenson **MOVED TO APPROVE ORDINANCE #O2022-11 AND DISPENSE WITH THE RULE REQUIRING ORDINANCES TO BE THREE SEPARATE DAYS AND ONCE IN FULL, AND THAT THE** **ORDINANCE BE READ ONCE BY TITLE**. Seconded by Councilor Resinkin. Roll Call Vote: Council President Nebeker-AYE, Councilor Butler-AYE, Councilor Harris-AYE, Councilor Resinkin-AYE, Councilor Sorenson-AYE, 5-AYES, 1-Absent

Councilor Sorenson **MOVED TO ACCEPT THE FIRST AND ONLY READING OF ORDINANCE #O2022-11, DIRECT THE MAYOR TO SIGN, AND DIRECT THAT IT BE PUBLISHED BY SUMMARY.** Seconded by Councilor Resinkin. Roll Call Vote: Council President Nebeker-AYE, Councilor Butler-AYE, Councilor Harris-AYE, Councilor Resinkin-AYE, Councilor Sorenson-AYE, 5-AYES, 1-Absent

Steve Kunka, Police Chief requested approval to purchase two Ford Explorers from Bancorp Bank Lease. Council President Nebeker **MOVED TO APPROVE THE PURCHASE OF TWO FORD EXPLORERS FROM BANCORP BANK LEASE IN THE AMOUNT OF $18,000.00**. Seconded by Councilor Resinkin. Motion passed by voice vote.

Mike Knittel, IT Director requested approval of Resolution #R2022-04. A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF EMMETT, IDAHO ADOPTING A BROADBAND TELECOMMUNICATIONS POLICY. Council President Nebeker **MOVED TO APPROVE RESOLUTION #R2022-04 A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF EMMETT, IDAHO ADOPTING A BROADBAND TELECOMMUNICATIONS POLICY.** Seconded by Councilor Resinkin. Motion passed by voice vote.

Brian Sullivan, Building/Zoning Administrator requests approval of a waiver of curb, gutter, sidewalk, storm drainage and pavement widening for the Orizaba Minor Subdivision. Councilor Sorenson **MOVED TO APPROVE WAIVING REQUIREMENTS OF CURB, GUTTER, SIDEWALK, STORM DRAINAGE AND PAVEMENT WIDENING FOR LOTS 1-3 IN THE ORIZABA MINOR SUBDIVISION IN GEM COUNTY**. Seconded by President Nebeker. Motion carried by voice vote.

**DEPARTMENT/ ACTIVITY REPORTS**

**A. Building Official/City Planner –** Reported

**B. Clerk** – Lyleen Jerome, City Clerk – Reported  
**C. Fire** – Curt Christensen, Fire Chief– Reported

**D. Library** – Alyce Kelley, Director– Absent

**E. Police -** Steve Kunka, Police Chief– Absent

**F. Public Works** – Clint Seamons, Public Works Director– Reported

**G. Systems Administrator** – Mike Knittel, IT Systems Director– Reported

**H. Engineer -** None

Councilor Sorenson **MOVED TO ADJOURN.** Seconded byCouncilor Harris. The motion was passed by **voice vote.**

**Meeting Adjourned 8:45 p.m.**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Mayor Gordon Petrie Lyleen Jerome, City Clerk**