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

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

Mayor Gordon Petrie led the **Pledge of Allegiance**

Al Cinnamon offered the **Community Invocation**

**Council Present**: Council President Michelle Welch, Councilman Shawn Alder, Councilman Gary Resinkin, Councilman Steve Nebeker, Councilman Mike Stout

**Council Absent:** Councilman Tona Henderson

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

**Public Present**: Gerald Turner – 5274 E 2nd St, Aaron Lorcher – 618 S. Commercial, Laurie Boston – 350 E Main St, Brooke Roehr – 3150 Fuller Rd, Al Cinnamon – 610 Hawthorne, Diana Baird – Messenger Index, Lyn McCaulou – 330 E Main St., Joanna Hussman – 330 E. Main St, Calvin Hussman – 3040 Frozen Dog Rd, Jason Taylor – 3040 Frozen Dog Rd.

**Amendments to the Agenda**: None

Councilman Nebeker **MADE A MOTION TO APPROVE THE AGENDA AS PRESENTED, SECONDED, 5 -AYES, 0- NOES. Motion Carried.**

**Declaration of Conflicts of Interest:** Councilman Nebeker recused himself from the discussion pertaining to the Item G. re: The Approval of Agreement for Professional Services to Keller Associates, Inc.

**Declaration of Council Members’ Discussion Outside an Open Meeting**: Councilman Stout brought up a possible Open Meeting violation that occurred on Saturday whereas a discussion took place between Councilman Stout and Councilman Resinkin regarding an issue that occurred at the park in regards to the Show & Shine on July 20th, 2019 between the event organizer and Councilman Resinkin. Councilman Resinkin sought out the Mayor’s advice and apologized for misunderstanding the advice and how he (Resinkin) had handled the situation at the Park. As no decisions were made between Councilman Resinkin and Councilman Stout it does not constitute as an Open Meeting violation.

**CONSENT AGENDA**:

**A.**  **Approval of Minutes** – for the Regular Meeting of June 25, 2019 and July 9, 2019

Budget Workshop Meeting of July 9, 2019

**B. Approval of Accounts Payable**

**C. Approval of Alcohol Permit/Beer License - Off Premises**

1. Gerald Turner Brewery - 527 E. 2nd St. Emmett, ID

Councilman Nebeker made a **MOTION TO ACCEPT THE CONSENT AGENDA AS PRESENTED WITH THE CORRECTION OF ADDING COUNCILMAN HENDERSON AS THE MAKER OF THE MOTION IN THE MINUTES OF THE JUNE 25TH, 2019 MINUTES UNDER LETTER J, SECONDED. 5-AYES, 0- NOES. Motion Carried.**

**ELECTED OFFICIALS:**

1. **Mayor**

1. Going the Extra Mile Award - Presented to Deputy EMS Chief Len McCaulou and Advanced EMT

Joanna Hussman for their extraordinary acts of kindness to an Emmett Citizen.

**B. Announcements**

**C. City Council**

**NON-CONSENT AGENDA**

**BUSINESS:**

1. Approval of Road Closures for Paula Silkwood Scholarship Fun Run. Brooke Roehr presented a request to have a fun run. Councilman Nebeker made a **MOTION TO APPROVE THE ROAD CLOSURE FOR THE PAULA SILKWOOD SCHOLARSHIP FUN RUN. SECONDED. 5 - AYES, 0 - NOES. Motion Carried**
2. Approval of All Hazard Mitigation Plan. Laurie Boston, Gem County Emergency Manger presented the All Hazard Mitigation Plan. Councilman Nebeker made a **MOTION TO APPROVE THE MAYOR SIGNING THE 2018 ALL HAZARD MITIGATION PLAN FOR THE CITY.SECONDED. 5 – AYES, 0- NOES. Motion Carried.** Mayor Petrie signed and presented document to Ms. Boston.
3. National Night Out/ Hero’s Ice Cream Event on Thursday August 8 5-8pm. Laurie Boston, Organizer of Event gave presentation.
4. Approval to Send Application to Vacate the Alley Between Carson Street/Oxley Road to the Zoning Commission for a Public Hearing. Brian Sullivan, Building Official/City Planner read the proposed application. Councilman Nebeker made a **MOTION TO APPROVE TO SEND THE APPLICATION TO VACATE THE ALLEY BETWEEN CARSON STREET/OXLEY ROAD TO THE ZONING COMMISSION. SECONDED. 5 - AYES, 0 - NOES. Motion Carried.**
5. Approval of Board Orders for CABLEONE, CENTURYLINK and IDAHO POWER S. Johns Ave 12th St to 4th St Rehab Project. Councilman Stout made a motion to **APPROVE BOARD ORDERS FOR CABLEONE, CENTURYLINK AND IDAHO POWER S. JOHNS AVE 12TH ST TO 4TH ST REHAB PROJECT AND FOR THE MAYOR TO SIGN. Seconded. 5 - AYES, 0 - NOES. Motion Carried.**
6. Approval of 12th Street Pathway Change Order #2. Councilman Alder made a **MOTION TO APPROVE THE 12TH STREET PATHWAY CHANGE ORDER #2 FOR THE REMOVAL OF SOLAR RAPID FLASHING BEACONS IN THE AMOUNT OF $24,000 WITH THE MAYOR TO SIGN. SECONDED. ROLL CALL VOTE.** **PRESIDENT WELCH - AYE, COUNCILMAN STOUT- AYE, COUNCILMAN NEBEKER – AYE, COUNCILMAN RESINKIN - AYE, COUNCILMAN ALDER – AYE. MOTION CARRIED.**
7. Approval of Agreement for Professional Services to Keller Associates Inc. Councilman Stout made a **MOTION TO APPROVE THE AGREEMENT FOR THE PROFESSIONAL SERVICES TO KELLER ASSOCIATES FOR THE EMMETT HAWTHORN LIFT STATION UPGRADES IN THE AMOUNT OF $18,500 AND FOR THE MAYOR TO SIGN. SECONDED. PRESIDENT WELCH - AYE, COUNCILMAN STOUT – AYE, COUNCILMAN ALDER - AYE COUNCILMAN RESINKIN - AYE. COUNCILMAN NEBKER ABSTAINED. Motion Carried.**
8. Approval of Agreement for Professional Services to Keller Associates, Inc. Councilman Nebeker made a **MOTION TO APPROVE THE EMMETT WWTP PRELIMINARY DESIGN FOR INFLUENT SCREEN IMPROVEMENTS IN THE AMOUNT OF $21,400.00 AND FOR THE MAYOR TO SIGN. SECONDED. ROLL CALL VOTE. PRESIDENT WELCH - AYE, COUNCILMAN STOUT – AYE, COUNCILMAN STOUT – AYE, COUNCILMAN ALDER – AYE, COUNCILMAN RESINKIN - AYE. Motion Carried.**
9. Approval of MBA Administrators Business Associate Agreement. Councilman Stout made a **MOTION TO APPROVE THE MBA ADMINISTRATOR BUSINESS ASSOCIATE AGREEMENT WITH THE CLERK TO SIGN. SECONDED. ROLL CALL VOTE. PRESIDENT WELCH - AYE, COUNCILMAN STOUT – AYE, COUNCILMAN STOUT – AYE, COUNCILMAN ALDER – AYE, COUNCILMAN RESINKIN - AYE. Motion Carried.**
10. Approval of 2019 2nd Quarter Financial Report. Councilman Nebeker made a **MOTION TO APPROVE THE 2019 2ND QUARTER FINANCIAL REPORT AND PUBLICATION ON THE WEBSITE. SECONDED. 5 - AYES 0 - NOES. Motion Carried.**
11. Tentative Approval of 2019-2020 Proposed Budget. Councilman Stout made a **MOTION TO TENTATIVELY APPROVE THE 2019-2020 PROPOSED BUDGET IN THE AMOUNT OF $8,412,124 AND PUBLISH LEGAL NOTICE FOR A PUBLIC MEETING TO BE HELD ON AUGUST 13, 2019. SECONDED. 5 - AYES, 0 - NOES. Motion Carried.**
12. Ordinance #O2019-03 Councilman Stout made a **MOTION TO APPROVE ORDINACE #O2019-03 AN ORDINANCE OF THE CITY OF EMMETT, IDAHO, AMENDING CITY CODE TITLE 4, CHAPTER 1, SECTION 9: FIRE TRUCK CAPITAL IMPROVEMENT FUND TO THE FIRE DEPARTMENT CAPITAL IMPROVEMENT FUND. SECONDED. ROLL CALL VOTE - PRESIDENT WELCH - NAY, COUNCILMAN STOUT – AYE, COUNCILMAN NEBEKER – AYE, COUNCILMAN ALDER – NAY, COUNCILMAN RESINKIN - NAY. Motion Failed.**
13. Ordinance #O2019-08 Councilman Stout made a **MOTION TO APPROVE ORDINANCE #02019-08 AN ORDINANCE OF THE CITY OF EMMETT, IDAHO; AMENDING TITLE 1, CHAPTER 5, SECTION 7: SALARIES; ESTABLISHING NEW ANNUAL SALARIES OF THE MAYOR AND COUNCIL MEMBERS. SECONDED.**  **ROLL CALL VOTE - PRESIDENT WELCH - AYE, COUNCILMAN STOUT – AYE, COUNCILMAN NEBEKER – AYE, COUNCILMAN ALDER – NAY, COUNCILMAN RESINKIN - AYE. Motion Carried.** Councilman Stout made a **MOTION TO DISPENSE WITH THE RULE REQUIRING ORDINANCES TO BE READ ON THREE SEPARATE DAYS AND ONCE IN FULL, AND THAT THE ORDINANCE BE READ ONCE (EITHER BY TITLE OR IN FULL). SECONDED.** **ROLL CALL VOTE. COUNCIL PRESIDENT WELCH – AYE, COUNCILMAN STOUT – AYE, COUNCILMAN NEBEKER – AYE, COUNCILMAN ALDER – AYE, COUNCILMAN RESINKIN – AYE. MOTION CARRIED.** Councilman Stout made a **MOTION TO ACCEPT THE FIRST AND ONLY READING OF ORDINANCE O2019-08, DIRECT THE MAYOR TO SIGN, AND DIRECT THAT IT BE PUBLISHED BY SUMMARY. SECONDED. ROLL CALL VOTE. COUNCIL PRESIDENT WELCH – AYE, COUNCILMAN STOUT – AYE, COUNCILMAN NEBEKER – AYE, COUNCILMAN ALDER – AYE, COUNCILMAN RESINKIN – AYE. MOTION CARRIED.**
14. **Ordinance #O2019-09 Councilman Nebeker made a MOTION APPROVE AN ORDINANCE ANNEXING TO THE CITY OF EMMETT, IDAHO, CERTAIN REAL PROPERTY LOCATED IN THE UNICORPORATED AREA OF GEM COUNTY, IDAHO, AND CONTIGOUS TO THE CORPORATE LIMITS OF THE CITY OF EMMETT, IDAHO; ESTABLISHING THE ZONING CLASSIFICATIONS OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE AND TO DISPENSE WITH THE RULE REQUIRING ORDINANCES TO BE READ ON THREE SEPARATE DAYS AND ONCE IN FULL, AND THAT THE ORDINANCE BE READ ONCE (EITHER BY TITLE OR IN FULL). SECONDED. ROLL CALL VOTE. COUNCIL PRESIDENT WELCH – AYE, COUNCILMAN STOUT – AYE, COUNCILMAN NEBEKER – AYE, COUNCILMAN ALDER – AYE, COUNCILMAN RESINKIN – AYE. MOTION CARRIED.** Councilman Nebeker made a **MOTIONTO ACCEPT THE FIRST AND ONLY READING OF ORDINANCE #O2019-09, DIRECT THE MAYOR TO SIGN, AND DIRECT THAT IT BE PUBLISHED BY SUMMARY. SECONDED. ROLL CALL VOTE. COUNCIL PRESIDENT WELCH – AYE, COUNCILMAN STOUT – AYE, COUNCILMAN NEBEKER – AYE, COUNCILMAN ALDER – AYE, COUNCILMAN RESINKIN – AYE. MOTION CARRIED.**

**REPORTS:**

**Building Official/City Planner –** Brian Sullivan – Gave monthly report.

**City Clerk** – Lyleen Jerome – Gave Monthly report.

**Fire** –Fire Chief – Curt Christensen – Gave Monthly report.

**Library** – Librarian Alyce Kelley – Gave Monthly report.

**Police** –Chief Kunka – Gave Monthly report.

**Public Works** – Clint Seamons – Gave Monthly report.

**System Administrator** – Mike Knittel – Gave Monthly report.

**Economic Development** – Krista Cole – Not present.

**Engineer** – None

**EXECUTIVE SESSION**

Councilman Stout made a **MOTION TO GO INTO EXECUTIVE SESSION 74-206(b) TO CONSDER THE EVALUATION, DISMISSAL OR DISCIPLINING OF, OR TO HEAR COMPLAINTS OR CHARGES BROUGHT AGAINST A PUBLICE OFFICER, EMPLOYEE, STAFF MEMBER OR INDIVIDUAL AGENT, OR PUBLIC SCHOOL STUDENT. SECONDED. ROLL CALL VOTE. COUNCIL PRESIDENT WELCH – AYE, COUNCILMAN STOUT – AYE, COUNCILMAN NEBEKER – AYE, COUNCILMAN ALDER – AYE, COUNCILMAN RESINKIN – AYE. MOTION CARRIED. COUNCIL WENT INTO EXECTUIVE SESSION AT 9:03 PM. RETURNED AT 9:20 PM**

Councilman Alder **MADE A MOTION TO ADJOURN, SECONDED, 5 – AYES, 0 – NOES. Motion Carried.**

Meeting Adjourned at 9:22 p.m.

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