

**MINUTES OF THE
City Council Meeting for the City of Menan held June 8, 2023.**

Presiding: Mayor Chauncey Haight

Present: Mayor Chauncey Haight, Ron Jones, Amy Gahn, Troy Hanson, Matt Walker, Kris Meek, Allyson Pettingill, Deputy Barnette, Noel Raymond, Richard Ball, Danielle Andrew, Justin Anderson, Milton Ollerton, and Brett Crowther.

INCOME: June 8, 2023 to July 13, 2023:

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| Sewer Payroll | 3574.82 |
| Garbage Payroll | 124.76 |
| Apr. 2023 Property Taxes | 1735.63 |
| 3 rd QRTR 2023 State Liquor Distribution | 6293.00 |
| 1 st Half 2023 Farm Rent | 4993.65 |
| Town Hall Rental | 200.00 |
| City Park Shelter Rental | 40.00 |
| Motor Vehicle Fines | 60.30 |
| | |
| General Fund Money Market Interest | 24.46 |
| General Fund Collateralized Money Market Interest | 16.96 |
| Sewer Fund Money Market Interest | 14.46 |
| Sewer Fund Collateralized Money Market Interest | 10.17 |
| Garbage Fund Money Market Interest | 2.15 |
| LGIP State Pool | 2.53 |
| | |
| TOTAL | \$17,092.89 |

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| Income from Sewer Account Jun.: | \$ 15,695.18 |
| Income from Garbage Account Jun.: | \$ 2,756.00 |

Meeting called to order at 7:00 pm.

Meeting starts with the Pledge of Allegiance.

Law Enforcement Report: Deputy Barnette addresses the Council and gives the report. He reports that there were 143 hours logged; with 32 complaints, 6 arrest, 1 DUI's, 4 citations, and 51 traffic stops. There is discussion of the report and the incidents. There is discussion of the new stop sign. The Mayor and Council thank Deputy Barnette and the Sheriff's Office for all they do.

Discussion of County Area of Impact Agreement-Action: Milton Ollerton from the County P&Z is in attendance and discusses with the Council the next steps forward to finish the AOI agreement with the County. There is discussion of infrastructure in the City and Impact Area. There is discussion of requiring city sewer lines in subdivisions in the impact area. There is discussion of future growth. There is discussion of the County Commissioners wanting to shrink Menan's Area of Impact. There is discussion of being able to ask for the reduced area back if there is a growth explosion. There is discussion of the R5 zone in the county. There is discussion of no clustering in the R5 zone. There is discussion of having the R5 zone in the Impact Area. There is discussion of Rigby's AOI. There is discussion of the reasoning behind shrinking the Area of Impact. There is discussion of the County asking all cities to shrink the AOI. There is discussion of the County making the AOI zoned an R5 and leaving the size alone. There is discussion of possibly having the R5 zone go ½ mile out and then having it zoned R10 the next ½ mile since the AOI is approximately 1 mile from the city limits. There is discussion of if clustering is allowed in the R10 zone, as it is not allowed in R5. Milton will look into that. Milton states that he will go back to the County P&Z and report on what was discussed and see what he can do. The Mayor and Council thank Milton for coming to the meeting and working with the City.

P&Z Update: Noel reports to the Council. He states that the P&Z are looking into what needs to be done to protect the City's traffic corridors. He states that the P&Z would like to put together and present a proposal for Resolution for the preserving of the roads and grid system. He would like it to be able to nail down the main roads and the main traffic areas. He also states that one of the main issues that should be addressed in the AOI agreement with the County is the City roads. There is discussion of this. He asks if there will be a road map included with the AOI agreement, he is told there will be. He states that the P&Z has been looking at how to protect section lines like 700 E. and would like to know if that would be in the AOI agreement. There is discussion of this. Noel then states that roads are on the priority list for the P&Z, also getting a map for the roads. He then reports that the developers for The Buttes subdivision, the McClellan's, and their attorney were at the P&Z meeting and their intentions of moving forward were discussed. There is discussion of their plan to apply for a variance for the lot sizes in the development. Noel also reports that there were two new Commission members sworn in, himself and Brian Storms. Noel also states he was nominated as the Chair and Brian as the Vice Chair. There is discussion of changing laws if needed as they are working and find any that are not working anymore. There is discussion of the variance and hearing process. Kris and Noel discuss what the process is in the code. There is discussion of the impact studies and what is required and how it could be clarified more in the code. There is discussion of Development Agreements and what is expected and if the City should have a template for developers. There is discussion of how the development process would go procedurally.

Discussion of Anderson CUP Application-Action: There is discussion of the work meeting. There is discussion of conditions to look at for the CUP. Ben reads off his ideas. There is discussion of this. There is discussion of the Comprehensive Plan and how it applies to the CUP. There is discussion of the Safety and Beautification section in the Comp Plan and how it plays a big part of the Plan in the Land Use section. There is discussion of compliance to the CUP and how it is the utmost importance to the owner as the money spent on the project will need to be made back and having the permit pulled for noncompliance would jeopardize that. There is discussion of the P&Z recommendation and why and how they came to that conclusion. There is discussion of whether the recommendation was legal as there was no formal decision written and presented. Kris states that the P&Z must redo the decision process of the Public Hearing as the decision for sending a recommendation for approval or denial must be based in reasoning provided by 8-3-1(D) in the Code. He states that the P&Z must go through all the steps and then submit a formal written/typed recommendation to the Council outlining why they came to their decision based on the Code. It is decided that the P&Z will hold a special meeting to fix the issue so the Andersons do not have to wait longer than necessary to proceed with the process. The Council will also hold a special meeting after the P&Z to receive the recommendation and hopefully make a decision on the CUP. They decide that it is not any problem caused by the Andersons, and the delay to next regular meeting is not fair to them. Kris also states that he is willing to come early on the day of the P&Z special meeting and give a training for those in attendance regarding procedures for hearings and processes in the code.

Discussion of Code Violations and Enforcement-Action: There is discussion of a couple of residences in the City that are in violation of several city codes, more specifically the codes regarding junk and tires in yards. There is discussion of the tires on the Gunderson property and the property Ryan's own by the courthouse. There is discussion of the letter sent last September and the lack of response from the resident. There is discussion of a letter sent to the Williams property regarding the junk piled up in the front yard of the property. There is discussion of the progress being made on the Williams property, he is trying to clean it up. There is discussion of what the next step is on the tires. Allyson reads section of Idaho Code dealing with tire storage and how it is not allowed. There is discussion of this. It is decided to send one more letter to the landowners and if no response, the City will cite.

Discussion of Compression Brakes within City Limits-Action: There is a discussion of whether there is an ordinance or signs currently. Allyson states that a resident that lives on Menan Lorenzo Hwy complained about the brakes/semis being loud. There is discussion of what can be done. Matt states he thinks there is a sign/ordinance, but wonders who will enforce it. There is discussion of big trucks and if it is their problem. There is discussion of cars and trucks with no mufflers or straight pipe mufflers being a bigger issue and louder. There is discussion of semis needing the compression brakes. Matt will get signs for unmuffled engine brakes prohibited.

Personnel Policy & Comprehensive Plan Discussion-Action: Amy will continue to work on typing out the personnel policy. There is discussion of an applicant that Kris knows that may be a good fit to work on the Comp Plan. There is discussion of this. Husk states that he may know of some one as well. There is discussion of talking to several applicants and have them present to the Council what they would and could do. There is

discussion of legally needing to update the Comprehensive Plan. Kris reads Idaho Code 67-6508 stating it legally needs to be done.

Public Discussion: Mayor Haight takes a minute to discuss an issue a few residents are having regarding a dispute on whether residents can ride dirt bikes on city property. It started because one resident was under the belief that the city street stub was given to them years ago by a previous mayor. There is discussion of this. Matt states that he gave the resident with the dirt bikes permission to ride on another piece of property. There is discussion of having letters sent to residents along the street stubs letting them know that the property is the City's, they can use it, but it belongs to the City. Kris states he will draft a letter stating the stubs belong to the City, but they can use and maintain if they would like to.

Maintenance Update: Matt states he is working on the sewer disposal site at the lagoons. There is discussion of this. There is discussion of how to determine the amount of waste disposed of so the business dumping can pay the correct amount. There is discussion of both businesses needing to pay their fair share. There is discussion of the project. Husk states he can work up a cost model for the waste sewage and residential sewage so the City can figure out how much to charge. The discussion turns to the flag pole for the 4th of July. Matt says he will get one built.

Treasurers Report-Action: There is discussion of the financials provided.

Ron Jones made a motion to accept the Treasurer's Report. Troy Hanson seconded the motion. Motion passed.

Bills-Action: There is discussion of the bills from last month.

Troy Hanson made a motion to accept and pay the bills. Amy Gahn seconded the motion. Motion passed.

Minutes: There is discussion of the minutes from last meeting.

Amy Gahn made a motion to accept the minutes from the May 11, 2023 meeting. Ben Smith seconded the motion. Motion carried.

There will be no Executive Session as the topic of reviewing an applicant for the Comprehensive Plan Update was discussed during the agenda item dealing with the Comprehensive Plan.

Ron Jones made a motion to adjourn. Troy Hanson seconded the motion. Motion carried.

Council Meeting ended at 10:15 pm.

Allyson Pettingill,
City Clerk/Treasurer