

# **MINUTES - CITY OF ASHTON** **REGULAR CITY COUNCIL MEETING**

**Sept 14, 2005 - 7:00 PM**  
**ASHTON CITY HALL**  
**714 MAIN STREET, ASHTON, IDAHO**

**PRAYER OFFERED BY:** Linda Janssen

**PRESENT:** Mayor Teddy Stronks, Councilmembers: Richard Huntsman, Jerry Funke, Linda Janssen & Brett Pincock,

**ALSO PRESENT:** Darrin Rhea, Dan Cossolini & George E Pitchard for Ott's Place, Bryan & Rachel Hatton, Nancy Bergman for Lenz Electronics, David Haltorn of Valleywide Co-op, Terry Butikofer of ECIPDA, Police Chief Tom Mattingly, and Joni Amen, City Clerk

## **1. PRESENTATIONS, CEREMONIES, APPOINTMENTS, ANNOUNCEMENTS:**

## **2. CONSENT AGENDA:**

*Being considered routine by the City Council, these items will be enacted by one motion unless requested by a Councilman or a citizen that one or more items be removed for later discussion.*

- A. **Minutes** – Approval of Regular Council Meeting August 10, special meetings Aug. 4, Aug. 16, Aug 26 & Aug 31, 2005
- B. **Treasurers Report & Financial Statement**– As Submitted
- C. **Payables** – Bills for Council approval as a result of City expenditures
- D. **Employee Expenses** – As Submitted
- E. **Liquor License Renewals**— Ott's Place, Jackson's, Dave's Jubilee, Imperial Club

**Motion by Janssen, seconded by Funke to approve the Consent Agenda as presented.**

**ROLE CALL: Huntsman Y; Janssen Y; Pincock Y; Funke Y, Motion carried.**

**Linda moved to go out of order seconded by Pincock all in favor to go to item #6.**

**3. PUBLIC COMMENTS:** (Each speaker will be allowed a maximum of 3 minutes unless repeat testimony is requested by the Mayor/Council.)

**4. PUBLIC HEARINGS: NONE**

## **5. ORDINANCES & RESOLUTIONS:**

- A. Approval for Resolution authorizing ECIPDA to submit grant application for Wastewater Project.

**Janssen moved to approve resolution 05-22 to submit application Pincock seconded all in favor by role call vote**

**ROLE CALL: Huntsman Y; Janssen Y; Pincock Y; Funke Y, Motion carried.**

## **6. NEW BUSINESS/PETITIONS:**

- A. Review Dept of Water Resources – municipal water rights claims in the SRBA- The City Clerk advised the Council that we need to sign off on the Snake River Basin Adjudication, it was noted that the City has a diversion right located at the old high school property on that well. Teddy recommended that we have our City Attorney look over the papers before we sign off on it.

**After reviewing the council voted to go back into order to item #2.**

- B. Consider webmaster maint plan.

**Pincock moved to approve webmaster maintenance plan contract for 1 year seconded by Janssen for silver plan.**

- C. Cancelled till Oct. Laura Allen- Mesa Falls Marathon Rep- ideas for city events & fund raisers during race
- D. Dan Cossolini – Representing Ott's Place, petition for Sunday opening of bars, Mr. Cossolini reported that they have done extensive improvements on a 99 year old building and advertising for Ashton, he believes it is unfair that the grocery stores can sell beer on Sunday, but they can't. They invest heavily in the town and he is asking for the opportunity to be more profitable. Mayor Stronks asked Penny Stanford

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what the process is for Sunday opening. She said that it is by ordinance and a vote of the City Council. Nancy Bergman interjected and said that Hersh and Delores Lenz of Lenz electronics would like to see the ordinance passed. They are very much in favor even though they can't sell themselves it would increase their sales to provide for the extra day of business. Pincok stated that it would entail more burdens for the Police Dept. Discussion followed and it was decided to have Penny write up an ordinance to allow for Sunday sales in the bars. Richard Huntsman reported on the huge amount of tourists that come through town in the summer via the Visitor Center and that economically he is in support. **Motion that Penny draw up the ordinance to allow Sunday opening made by Funke seconded by Janssen- role call vote: Janssen Y, Funke Y, Huntsman Y, Pincok N. Motion carried.**

- E. Robert Comstock not in attendance
- F. Margie Carlson- Nancy Bergman spoke on behalf of Margie who was not able to attend. She asked for limited parking on Main Street for the businesses to have space for their customers.... Tom Mattingly stated that the people that lived in Bates Apt. are the ones parking there all day. Linda recommended that the store owners contact Blair Dance of Rent Masters to please let them know that they shouldn't park in front of businesses. If that doesn't work the Council could explore the option of putting up signs limiting time.
- G. Rachel Stronks Hatton. Mayor Stronks asked to be excused for this portion as this is a conflict for him. Rachel requested that the city reimburse them for the septic permits that they got after they were permitted a variance to put in a septic system. She is asking that that fee be taken off of the \$500 hook-up fee. **Janssen recommended that because of the circumstances that the city give them a reimbursement of \$110. Pincok moved as recommended, Funke seconded, all in favor. Motion carried.** Mayor Stronks was invited back to the meeting.
- H. Darrin Rhea Petition for utility bill reduction. Darrin thanked the council for the prayer- he appreciated it. They have had to be out of town several times in the past because of family issues. He said that he came in to have the water turned off, and was told that he couldn't disconnect. He hadn't received his mail regularly and also found the weed abatement letter. He has cleaned up his lot since they have been back in town. He asked for the council to write off the bills. Linda Janssen told Mr. Rhea about the policy of the city. And that the service is an enterprise fund that must be self sufficient. Pincok stated that we may be able to waive the late charges and perhaps the garbage and do a payment agreement of at least \$25 per month on top of the normal bill and pay the deposit. Darrin thanked Council for his time. He recommended that Mr. Rhea work with Toni Kingsley, Utility Billing Clerk.

#### **7. UNFINISHED / OLD BUSINESS:**

- A. Terry Butikofer, ECIPDA – Discuss Wastewater Grant, Contracts, and Budgets. Mr. Butikofer reported that the city was requesting funds for the city admin funds for expenses in the project. And that the 80k line item would not change, Terry would back off on his contract and allow the city budget \$10,000 for admin costs. He proposed that the admin contract be combined with the development contract and that they would not receive any dollars if we don't get the grant, the same as last year. **Motion to approve the contract by Janssen, seconded by Pincok, all in favor. The grant will be submitted in the next 60 days.**

Linda Janssen was excused due to a family emergency.

#### **8. STAFF AND COMMITTEE REPORTS**

- A. Utility Bills Report- Discussion on the bad accounts being written off and turning them over to the Credit Bureau and whether to take out the meter and tack on a reconnect fee of reinstalling the meter or \$1500.00 when the property owners requests service. What to do with bad accounts tabled till next month.
- B. Utility Billing- County owned property & City Departments- Penny Stanford recommended charging the

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county for their utility bills.

- C. Chief Tom – Centennial Report – Tom showed the Council the Centennial raffle he also said that the coin sales are going well. Tom reported that they are on schedule for all the festivities. The next planning meeting is the 21<sup>st</sup> at 4 pm.
- D. Cleanup Project- Burns there is more garbage on their property that the neighbors pushed over on their side of the fence. Mayor Teddy will go over and check it out and let the Burns know what they need to do.

### **9. MAYOR AND COUNCIL REPORTS**

- A. Richard Huntsman Reported that the Visitor Center tourist counts were down significantly.

### **ADDITIONAL LIQUOR LICENSE APPLICATION-**

Mr. Dave Haltorn, general manager the Valley Wide C-Store, requested that the Council consider passing his beer/wine application renewal contingent on the passage of State and County licensing. He apologized for being late and explained that it was due to the fact that he had to get Chris Valentine's signature to transfer the license and could not get a hold of him. **Pincock moved that the application be approved contingent on receiving State and County Licensing, Funke seconded. ROLL CALL: Huntsman Y; ; Pincock Y; Funke Y, Motion carried.**

### **10. EXECUTIVE SESSION-**

#### **Executive Session- Discuss Land Acquisition**

**Motion to enter executive session to discuss land acquisition by Huntsman, seconded by Funke.**

**ROLE CALL: Huntsman Y; Pincock Y; Funke Y, Motion carried.**

*I.C. 67-2345 Certain City-related matters may need to be discussed confidentially as a matter of law (Acquisition of real property, personnel matters, attorney-client communications) subject to applicable legal requirements, the Council may enter executive session by roll call vote to discuss such matters.*

Huntsman requested to come out of executive session. There was discussion on a developer who is interested in the city owned property on the Ashton Hill (the old dump). Council decided that they would not entertain the idea of selling that property. Dr Krueger donated that property to the City years ago and the police dept has developed a gun range. **Pincock moved not to even entertain the prospect of selling the property on the hill. Motion seconded by Funke, all in favor by role call vote. ROLE CALL: Huntsman Y; Pincock Y; Funke Y, Motion carried.**

### **11. Adjournment**

**Motion to adjourn by Pincock, seconded by Huntsman at 10:00 pm. Meeting adjourned.**

Minutes respectfully submitted by Joni Amen, City Clerk.

Attest:

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Joni Amen  
City Clerk

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Theo R. Stronks  
Mayor