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

Mayor Gordon Petrie called the meeting to order at 7:07 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 Tona Henderson, Councilman Mike Stout

**Staff Present:** Lyleen Jerome, Brian Sullivan, Curt Christensen, Alyce Kelley, Steve Kunka, Clint Seamons, Mike Knittel, Stephanie Johnson, Anna Marie Young

**Public Present**: Gerald Turner – 527 E. 2nd St, Jason Alvarado – 407 Jade Pl, Kaydin Garces – 615 E. 3rd St, Silas Massey, Michelle Massey– 1455 Emmett Ave. – Letha, Luis Machica – 1169 Kaetzel Way, Hilario Garcia – 3250 W. Idaho Blvd, Brian Gregory – 1116 Regency Way, Carlos Alvarado Jr., Toni Alvarado, Lucas Alvarado, Carlos Alvarado – 407 Jade Pl, Christen Alvizo – 1415 Shady Ln, Rosy Ayala, Abraham Ayala, Eduardo Ayala, Guadalupe Ayala – 1470 Fernlee Circle, Lynsie Vickery – EFD,

**Amendments to the Agenda**: Number 7 was removed off of the agenda. Mr. Chapman was unable to attend tonight’s Council Meeting. Councilman Nebeker requested that the Approval of Kennel License for Aleksandr Serdyukova to the Non-Consent Agenda

Councilman Nebeker made a **MOTION TO APPROVE THE AGENDA AS AMENDED. Seconded. 6 -AYES, 0- NAYES. Motion Carried.**

**Declaration of Conflicts of Interest:** - None

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

**CONSENT AGENDA**:

**A.**  **Approval of Minutes** – October 8, 2019

October 22, 2019

**B. Approval of Accounts Payable**

**C. Approval of Kennel License -** Aleksandr Serdyukova -- moved to the non-consent agenda.

**D. Approval of Bartender Permits:**

Olivia Duran

Cheryl Jones

Maria De La Luz Marin

Brooke Anne Troutt

Rochell Russell

Raymond Whitaker

Councilman Henderson made a **MOTION TO ACCEPT THE CONSENT AGENDA AS AMENDED. SECONDED. 6 – AYES, 0- NOES. Motion Carried.**

**ELECTED OFFICIALS:**

1. **Mayor**

1. Recognition - Emmett High School Soccer Team & Coaches - Mayor Petrie presented the team and coaches the Gem of Gem Awards for their success this past season. They went from having two consecutive losing seasons to a 14-1-1 season and a 4th place win at State.

**B. Announcements**

**C. City Council**

1. Councilman Mike Stout - Discussion of Cell Phone Use During Council Meetings. Mr. Stout would like the council to consider drafting a motion that would prohibit cell phone use during Council Meetings by elected officials. It has been recommended that Counselor Sweeten see about other policies in other cities and bring back the information to the Council.

**NON-CONSENT AGENDA**

**Approval of Kennel License -** Aleksandr Serdyukova - Councilman Nebeker made a **MOTION TO APPROVE THE NON-COMMERCIAL KENNEL LICENSE TO ALEKSANDR SERDYUKOVA. Seconded. 6 - AYES. 0-NOES. Motion Carried.**

Councilman Stout made a **MOTION TO APPROVE ORDINANCE #O2019-10 AN ORDINANCE OF THE CITY OF EMMETT, GEM COUNTY IDAHO, AMENDING TITLE 6 OF THE EMMETT MUNICIPAL CODE BY ADDING CHAPTER 4, PROHIBITING THE USE OF HAND HELD MOBILE ELECTRONIC DEVICES WHILE DRIVING EXCEPT UNDER CERTAIN CONDITIONS, PROVIDING FOR AN INFRACTION FINE OF $100.00 AND PROVIDING FOR EXCEPTIONS; BY PROVIDING FOR A SEVERABILITY CLAUSE; AND BY PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW. Seconded. Roll Call Vote. PRESIDENT WELCH - NAY, COUNCILMAN STOUT – AYE, COUNCILMAN HENDERSON – AYE, COUNCILMAN NEBEKER – NAY, COUNCILMAN ALDER - NAY, COUNCILMAN RESINKIN- NAY. Motion failed.**

Councilman Nebeker made a **MOTION TO SET UP A JOINT PUBLIC MEETING WITH THE COUNTY TO DISCUSS THE CELL PHONE USAGE WHILE DRIVING. Seconded. 6 – AYES. 0- NOES. Motion Carried.**

Approval of Waiver of Curb Gutter, Sidewalks, and Storm Drainage for property located at

2408 S. Mill Road. Brian Sullivan, Building/Zoning Administrator read request. Councilman Nebeker made a **MOTION TO APPROVE THE WAIVER OF CURB GUTTER, SIDEWALKS, AND STORM DRAINAGE FOR PROPERTY LOCATED AT 2408 S. MILL RD. Seconded. 6 - AYES, 0- NOES. Motion Carried.**

Councilman Alder made a **MOTION TO APPROVE ORDINANCE #O2019-12 AN ORDINANCE VACATING AN ALLEY LOCATED IN THE CITY OF EMMETT; AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND DELIVER A QUITCLAIM DEED CONVEYING THE PUBLIC RIGHT-OF-WAY (ALLEY) TO THE OWNERS OF THE ADJACENT LAND; AND PROVIDING FOR AN EFFECTIVE DATE AND TO DISPENSE WITH THE RULE REQUIRING THE ORDINANCE TO BE READ ON THREE SEPARATE DAYS AND ONCE IN FULL, AND THAT THE ORDINANCE BE READ ONCE BY TITLE. . Seconded. Roll Call Vote. PRESIDENT WELCH - AYE, COUNCILMAN STOUT – AYE, COUNCILMAN HENDERSON – AYE, COUNCILMAN NEBEKER – AYE, COUNCILMAN ALDER - AYE COUNCILMAN RESINKIN. Motion Carried.** Councilman Stout made a **MOTION TO ACCEPT THE FIRST AND ONLY READING OF ORDINANCE #O2019-11, 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 HENDERSON - AYE, COUNCILMAN NEBEKER - AYE, COUNCILMAN ALDER - AYE, COUNCILMAN RESINKIN - AYE. Motion Carried.**

Councilman Nebeker made a **MOTION TO APPROVE THE HANGAR LEASE AGREEMENT WITH RAY BOLINGER AND FOR THE MAYOR TO SIGN. Seconded. ROLL CALL VOTE - COUNCIL PRESIDENT WELCH - AYE, COUNCILMAN STOUT - AYE, COUNCILMAN HENDERSON - AYE, COUNCILMAN NEBEKER - AYE, COUNCILMAN ALDER - AYE, COUNCILMAN RESINKIN - AYE. Motion Carried.**

**Discussion and Direction to Modify Code #4-3-5A Refuse Storage Containers**

Director of Public Works, Clint Seamons

Building & Zoning Administrator, Brian Sullivan

Emmett Sanitation Manager, Scott Parks

A slide show was presented regarding the possible new program for refuse storage containers.

Councilman Stout made a **MOTION TO APPROVE SETTING A PUBLIC HEARING DATE OF DECEMBER 17TH, 2019 TO MODIFY EMMETT CITY CODE (ECC) 4-3-5A TO REQUIRE MANDATORY 64 OR 96-GALLON TRASH RECEPTACLE DUE TO FEE INCREASE. Seconded. 6- AYES, NOES - 0. Motion Carried.**

**Presentation -Technology Fee Schedule Information**

Systems Administrator, Mike Knittel gave a presentation on the proposed technology fee schedule. On November 26th to address any additional questions or input from Council. On December 10th for an action.

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**DEPARTMENT/ ACTIVITY REPORTS**

**A. Building Official/City Planner –** Brian Sullivan- no report

**B. City Clerk** – Lyleen Jerome - no report

**C. Fire** – Chief Curt Christensen

1. Update on Hazmat Training at the City Airport

**D. Library** – Alyce Kelley - had over 250 people attend the Hooked-on Chocolate event this past Saturday and made over $10,000 for the Library.

**E. Police –** Chief Steve Kunka - no report.

**F. Public Works** – Director Clint Seamons - no report.

**G. Systems Administrator** – Mike Knittel - no report.

**H. Engineer**

**EXECUTIVE SESSION:**

Executive Session 74-206 (1) (b) To consider the evaluation, dismissal or discipling of, or to hear complaints or charges brought against a public officer, employee, staff member or individual agent, or public school student.Councilman Nebeker made a **MOTION IN REGARDS TO 74-206 (1) (b) TO GO INTO EXECUTIVE SESSION. SECONDED. ROLL CALL VOTE - COUNCIL PRESIDENT WELCH – AYE, COUNCILMAN STOUT- AYE, COUNCILMAN NEBEKER - AYE, COUNCILMAN HENDERSON - AYE, COUNCILMAN ALDER - AYE, COUNCILMAN RESINKIN - AYE. MOTION CARRIED. COUNCIL WENT INTO EXECTUIVE SESSION AT 9:30 PM. RETURNED AT 9:57PM**

**DECISION OF EXECUTIVE SESSION ~ACTION ITEM~**

No decision was made

Councilman Alder made a  **MOTION TO ADJOURN, SECONDED, 6 – AYES, 0 – NOES. Motion Carried.**

Meeting Adjourned at 9:57 p.m.

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