

City of Emmett Council Meeting

December 17, 2019

The Emmett City Council held a regular meeting at 501 E. Main Street, Emmett, Idaho. Council President Welch called the meeting to order at 7:04 p.m. Council President Welch 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

Public Present: Richard Duane Hodgins - 227 Sunny Lane, Lisa Becker - 316 E. 1st St., Tim Rynearson - 511 E. 7th St., Cynthia Briggs - 867 W. Comanche St., Sandra Wright - 402 N. Johns, Carla Porath - 403 E. 2nd St., Joyce E. Benscoter - 905 E. 5th St., Ralph Luke - 905 E 5th St. Citizen at 607 Lynn Dr., Gerald Turner - 522 E 2nd St., John Harshman - 616 E. Main St, Barry Mosser 610 E. 1st St, Al Cinnamon, Mary Jean Stout- Monte Vista Dr., Lori Avellar - 1007 E Main St., Bob Jensen – 523 E 4th St., John Sanuy – 3015 Gala Trail, Barbara Huguenin – 3875 Fuller Rd., Scott Parks – Emmett Sanitation, Paul Henry – 315 S. Commercial, Sol Johnston – 203 W. 4th St., Michelle Campbell and Craig Campbell – 1103 E. Main St., Perry Hall – 1000 E. Park St., Ray Fouts – 966 E. 12th St.

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

Amendments to the Agenda:

Declaration of Conflicts of Interest: - None

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

PUBLIC HEARING

A. Clint Seamons, Public Works Director presented information on the Trash Receptacles and Fee Increase. Public comment was given for and against the Trash Receptacles and Fee Increase. Council President Welch asked for further input from the public three times.

B. The Public Hearing was adjourned at 7:56pm

C. Councilman Henderson made a motion to **KEEP THE PUBLIC HEARING OPEN UNTIL WE FIND OUT FROM COUNSELOR SWEETEN TO FIND OUT ABOUT THE LEGALITY OF THE MANDATE AND TO CONTINUE THE PUBLIC HEARING AT THE FIRST MEETING IN JANUARY PRIOR TO THE CHANGE TO THE NEW COUNCIL** Seconded **AYES - 6, NOES - 0.** Motion carried.

CONSENT AGENDA:

A. **Approval of Minutes** – December 10, 2019

B. **Approval of Accounts Payable.**

Councilman Henderson made a **MOTION TO ACCEPT THE CONSENT AGENDA. Seconded by Councilman Alder. 6 – AYES, 0- NOES. Motion Carried.**

ELECTED OFFICIALS:

A. **Mayor (Council President Welch)** approval of appointment to Library Board. Councilman Nebeker made a **MOTION TO ACCEPT THE APPOINTMENT TO THE LIBRARY BOARD OF CYNTHIA BRIGGS FOR A FIVE (5) YEAR TERM STARTING IN JANUARY OF 2020. Seconded by Councilman Henderson.6 - AYES, 0- NOES. Motion Carried.**

B. **Announcements**

C. **City Council**

1. Model of Good Citizenship - Mike Stout brought up a question from the Forum and one of them was about Modeling of Good Citizenship. He brought up multiple experiences of Councilmen who supported good citizenship and thanked everyone for allowing him to serve.

NON-CONSENT AGENDA

A. Mike Knittel, Systems Administrator requested Approval of Safelink Contract. Councilman Henderson made a **MOTION TO APPROVE THE SAFELINK CONTRACT WITH THE MAYOR TO SIGN. Seconded by Councilman Stout. ROLL CALL VOTE. COUNCIL PRESIDENT WELCH - AYE, COUNCILMAN STOUT - AYE, COUNCILMAN - HENDERSON - AYE, COUNCILMAN - NEBEKER - AYE, COUNCILMAN RESINKIN - AYE, COUNCILMAN ALDER - AYE. MOTION CARRIED.**

B. Clint Seamons, Public Works Director requested approval to waiver of Curb Gutter, and Sidewalk for property located at 815 & 821 S. Moffat Ave. Councilman Stout made a **MOTION TO APPROVE THE WAIVER OF CURB GUTTER AND SIDEWALK FOR PROPERTY LOCATED AT 815 & 821 S. MOFFAT AVE. SECONDED BY Councilman Alder. 6 - AYES, 0 - NOES. MOTION CARRIED.**

C. Clint Seamons, Public Works Director requested approval of hangar lease with Greg and Chris Barreto. Councilman Nebeker made a **MOTION TO APPROVE THE HANGAR LEASE WITH**

City of Emmett Council Meeting

December 17, 2019

GREG AND CHRIS BARRETO AND THE CITY OF EMMETT AND THE MAYOR TO SIGN. SECONDED BY Councilman Henderson. ROLL CALL VOTE. COUNCIL PRESIDENT WELCH - AYE, COUNCILMAN STOUT - AYE, COUNCILMAN - HENDERSON - AYE, COUNCILMAN - NEBEKER - AYE, COUNCILMAN RESINKIN - AYE, COUNCILMAN ALDER - AYE. MOTION CARRIED.

D. Councilman Stout requested to Approve Resolution R2019-03 Electronic Communications During Council Meetings. Councilman Stout made a **MOTION TO APPROVE RESOLUTION R2019-02 ELECTRONIC COMMUNICATIONS DURING COUNCIL MEETINGS. SECONDED BY Henderson. 6 - AYES, 0 - NOES. Motion Carried.**

DEPARTMENT/ ACTIVITY REPORTS

- A. **Building Official/City Planner** – Brian Sullivan- Gave his monthly report
- B. **City Clerk** – Lyleen Jerome - Gave her monthly report
- C. **Fire** – Chief Curt Christensen - unable to give report had to go on a fire call.
- D. **Library** – Alyce Kelley - Gave her monthly report
- E. **Police** – Chief Steve Kunka - Gave his monthly report. Gave correction on number of traffic stops.
- F. **Public Works** – Director Clint Seamons - Gave his monthly report.
- G. **Systems Administrator** – Mike Knittel - Gave his monthly report.
- H. **Engineer**

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

Meeting Adjourned at 8:57 p.m.

Mayor Gordon Petrie

Lyleen Jerome, City Clerk

**Legal Notice for City of Emmett
Notice of Public Hearing**

The Emmett City Council will hold a public hearing on Tuesday, December 17, 2019 at 7:00 PM at Emmett City Hall, 501 E. Main Street, Emmett, Idaho. The purpose of the public hearing is to allow comments regarding an increase in trash collection fees for the mandatory use of 64- or 96-gallon trash receptacles thru-out the City. All information is available for review from 8:00 A.M. to 5:00 P.M. Monday thru Friday at Emmett Public Works, 601 E. 3rd St, Emmett, Idaho.

Current Base Fee = \$11.81 Residential, \$23.81 Commercial
Cart Rental Fee = \$ 2.18 +\$.13 tax = \$2.31 per month increase
Total New Charge per month = \$14.12 Residential, \$26.12 commercial

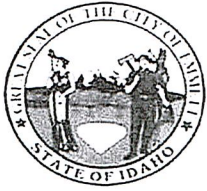
Overflow Trash Stickers. First sheet of 5 stickers are provided each year free of charge.
Extra sheet of 5 stickers = \$7.00 available from Emmett Sanitation

Any written comments need to be received by the Public Works Office no later than 5:00 p.m. on Monday, December 9, 2019.

If handicap provisions are needed for anyone wishing to attend the meeting, please call the City of Emmett at 365-6050 before the hearing date.

Emmett Public Works

PUBLISH November 27 & December 4



CITY OF EMMETT
Building, Zoning and Public Works Department
601 E. 3rd Street
Emmett, Idaho 83617

Brian Sullivan:
bsullivan@cityofemmett.org
Clint Seamons
cseamons@cityofemmett.org
Ph: (208) 365-9569
Fax: (208) 365-4651

Trash Receptacles

Attention: Mayor and City Council,

Tonight, we would like to discuss trash receptacles that are allowed in the City of Emmett. We are working on an ordinance revision but would like your input prior to putting the changes into the new ordinance. Currently Emmett City Code (ECC) 4-3-5A allows a 20 gallon, but no more than 31-gallon capacity trash receptacle. We are proposing to make a change to this ordinance. The change is outlined below. The reason for this change is simple, we want a **clean and sanitary city** and by using the wheeled carts with attached lids supplied by the contractor, we feel will help keep the streets and alleys free of debris. The problems are evident as you drive the alleys in the city.

The proposal from Building, Zoning and Public Works Department would be the following:

- Eliminate the 20 to 31-gallon capacity trash receptacles.
- Add verbiage **requiring** all account holders in the city to have 64 or 96-gallon cart receptacle. Commercial users can still have dumpsters or 96-gallon cart receptacles. Several options are available for dumpsters, including 1.5 cubic yard, 2 cubic yard, 3 cubic yard, and 4 cubic yard dumpsters.
- Trash receptacles will be set out by 7 am on service day, placed within 1-2 feet of the pavement, and 4 feet from cars, mailboxes, trees, ect with 14' of unobstructed overhead clearance for pick up. Receptacles must be visible to collection crew. There will be no more alley placement of trash receptacles, except in designated areas of the city that will not allow for curb side pickup.
- Emmett Sanitation will offer overflow trash stickers. The first 5 stickers will be free, extras can be purchased. Trash can be placed in a standard trash receptacle (32 gallon) having handles for adequate strength for lifting, with the overflow sticker attached. One sticker per overflow trash receptacle is required.

Customers will have the option to choose either a 64 or 96-gallon cart receptacle, which will be a mandatory requirement throughout the city. Carts will be supplied and delivered by our contractor, Emmett Sanitation. Emmett Sanitation will no longer pick up trash placed in non-approved receptacles unless the receptacle has an overflow trash sticker attached. Overflow receptacles are only used for excess trash that will not fit in the standard 64 or 96-gallon receptacle.

Total monthly residential fee will be the following:

- Current Base Fee = \$11.81 Residential, \$23.81 Commercial
- Cart Rental + Tax = \$2.18 + \$.13 tax = \$2.31 per month
- Total charge per month = \$14.12 Residential, \$26.12 Commercial

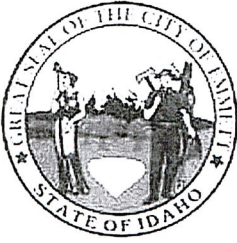
Overflow Trash Sticker: First sheet, (5) stickers are free per account holder.

- Extra sheet of 5 stickers = \$7.00
- Extra stickers can be purchased at Emmet Sanitation.

Sincerely,

Clint Seamons
Public Works Director

Brian Sullivan
Building & Zoning Administrator



CITY OF EMMETT
Public Works
601 E. 3rd Street
Emmett, Idaho 83617

Administration

Clint Seamons: Director
cseamons@cityofemmett.org
Doricela Millan-Sotelo: Office Manager
dmillan-sotelo@cityofemmett.org
Ph: (208) 365-9569
Fax: (208) 365-4651

December 11, 2019

RE: Fee Increase for Trash Receptacles

Mayor and City Council,

Proposed Motion:

I would like to make a motion to approve the fee increase for mandatory trash receptacles, increasing fees from the following and adding overflow trash stickers to trash collection:

Current Base Fee = \$11.81 Residential, \$23.81 Commercial

Cart Rental + Tax= \$2.18 +\$.13 tax = \$2.31 per month

Total charge per month = \$14.12 Residential, \$26.12 Commercial

Overflow Trash Sticker: First sheet, (5) stickers are free per account holder.

Extra sheet of 5 stickers= \$7.00 purchased at Emmet Sanitation

OR

I would like to make a motion to deny the request for a fee increase for mandatory trash receptacles and adding overflow trash stickers to trash collection for the following reasons:

Sincerely,

Clint Seamons

ANDREWS PROPERTIES INC

710 S Washington Ave Suite A
Emmett ID 83617
208-365-7247

City of Emmett
Water Department
501 E Main Street
Emmett, ID 83617

December 16, 2019

Re: Account Number 0719-00, 720 S Johns , Oakwood Trailer Park

This letter is to request any compensation possible for extremely high water/sewer bills incurred August through December 2019.

Sept 4 - Received August reading, it seemed high since the park has well water for irrigation, but not totally unusual as a few of the tenants sometimes use City water anyway.

Oct 2 - Received September reading, very high. Walked park and looked for any sign of leaks at trailer hook ups. Talked to tenants about looking for leaks. Posted a notice in tenant statements to please inform me of any leaks.

Nov 1 - Received October reading, searched the park again, opened and inspected all clean-outs to try to find leaks in trailers. Only leak located was a bad flapper valve in toilet of trailer 15 and repaired it. I called the city and Bruce Evans checked the meter, couldn't find a leak, but agreed the flow at the time seemed high. Hard to determine for sure as 29 possible laundries and toilets.

Nov 29 - Received November reading, off the charts. Contacted Bruce Evans and met at meter. Made arrangements to meet at park again on Dec 3 after I could post notice to the tenants to halt their water use for a given time.

Dec 2 - Because we had a snow ground cover, I walked the park hoping an underground leak might show up as a thawed spot in the snow. No such luck.

Dec 3 - Met with Bruce Evans, meter still spinning, we know some tenants have ignored our notice, but not enough to justify the meter reading. We discussed the possibility of a meter malfunction and although we felt it unlikely, Bruce was going to check into it.

Dec 3 - I contacted American Leak Detection and set up appointment.

Dec 6 - Met on site with American Leak Detection. Noticed the meter displays had been replaced with new ones. Was able to locate an underground leak 2 foot to the east of the park on other side of fence. I contacted Dig-line for an emergency locate.

Dec 9 - Excavated and repaired the leak. Leak was a from a tree root pushing on a 1-1/4 inch pvc pipe till it broke at a Tee. Because of the high amounts of pit run and rock in the soil, all that showed on top of the ground was a small 3 foot puddle.

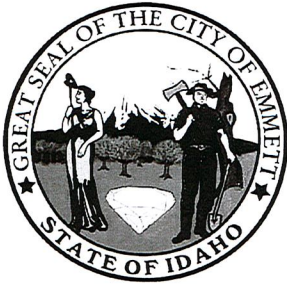
I realize this might seem like it took a long time for us to find the leak, but because there are 29 different users on the meter it takes time to even know for sure there is a leak. It takes time to confirm the leak isn't inside one of the trailers. The tenants very rarely will tell you if they have had a broken pipe or fixture that they have already fixed. The type of soil we have doesn't always reveal an underground leak. Finally, I don't think I would have ever looked on the other side of a privacy fence on someone else's property.

Thank you for your time and any help you can give will be greatly appreciated. If you have any questions, please contact me.

Thank You,

A handwritten signature in black ink, appearing to read 'Elton J. Andrews', with a long horizontal flourish extending to the right.

Elton J Andrews
Cell 208-284-3564



CITY OF EMMETT

Office of the City Clerk

501 East Main Street
Emmett, Idaho 83617

Gordon Petrie, Mayor
Lyleen Jerome, Clerk
Jake Sweeten, Attorney

Council President: Michelle Welch
Councilmen: Shawn Alder
Eltona Henderson
Steve Nebeker
Gary Resinkin
Mike Stout

WATER CHARGE WAIVER QUALIFICATIONS

Name: OAKWOOD PARK, LLC
Address: 720 S. JOHNS
Acct #: 0919-00

Meets Qualifications for Waiver

(Y/N)

Yes Request for waiver received in a reasonable time Date: 12/16/19
(usually 10 business days after the leak has been identified)

Yes Date Leak Identified 11/29/19 by OWNER

Yes Date Leak Repaired 12/9/19 by OWNER

Yes Date Water Bill Sent _____

Yes Water Usage exceeds average monthly usage

Average Usage OCT - 22,800 / NOV - 19,600

Actual Usage 85,100 / 140,200

Waiver Amount \$ 4,005.51

Yes Leak was concealed behind a wall, underground or not noticeable

Yes Leak occurred on the customer side of the meter

No Receipts for parts and labor or other proof leak was repaired

Yes Leak Check completed by City _____

Comments: Refund WATER USAGE - OCT/19 = 1,364.37

NOV/19 = 2,641.14

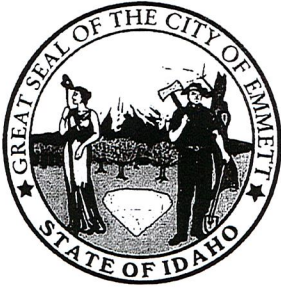
4,005.51

APPROVED:

Clerk [Signature]

Council _____

Date _____



CITY OF EMMETT

Office of the City Clerk

501 East Main Street
Emmett, Idaho 83617

Gordon Petrie, Mayor
Lyleen Jerome, Clerk
Jake Sweeten, Attorney

Council: Michelle Welch
Thomas Butler
Elton Henderson
Steve Nebeker
Gary Resinkin
Denise Sorenson

TO: Emmett City Council

RE: Water Waiver Request
Oakwood Park LLC
720 S. Johns Ave.

A water waiver request was submitted to the Clerk's office on December 16, 2019 by Elton Andrews of Andrews Properties in regard to a water issue at Oakwood Park. Mr. Andrews is requesting a consideration of a reimbursement for the months of September, October, and November. Below is a breakdown of the water use comparison over the last three years.

Water Use by cubic feet:

<u>2017</u>	<u>2018</u>	<u>2019</u>
9/17	9/18	9/19
26,500	20,100	42,600
10/17	10/18	10/19
17,700	22,800	85,100
11/17	11/18	11/19
19,300	19,600	140,200

As you can see the comparison year over year.... October and November of 2019 is extreme. As stated in the customer's letter of explanation, the City did respond to a request for leak check and determined that the leak was on the customer side of the meter. The owner was not able to pinpoint the leak until the first of December.

Waiver Options:

	<u>cf Used</u>	<u>cf Average</u>	<u>Difference</u>	<u>Credit</u>
September	42,600	- 23,300	19,300 X \$2.19 =	\$ 422.67
October	85,100	- 20,300	64,800 X \$2.19 =	\$1,419.12
November	140,200	- 19,500	120,700X \$2.19 =	\$2,643.33



CITY OF EMMETT
OFFICE OF THE CLERK
501 E. Main Street
Emmett, Idaho 83617
208-365-6050

Gordon Petrie, Mayor
Lyleen Jerome, City Clerk
Jake Sweeten, Atty.

Councilmen:
Thomas Butler
Tona Henderson
Steve Nebeker
Gary Resinkin
Denise Sorenson
Michelle Welch

City Council Regular Meeting 2020 Annual Schedule

The City of Emmett has established by ordinance the time and days in which to hold Regular City Council Meetings. These meetings are to be held at 7:00 p.m. on the second and fourth Tuesdays of the month at City hall, 501 E. Main, Emmett, ID.

Listed below are the dates for the Regular City Council Meetings in 2018:

Month	2nd Week	4th Week
January	14 th	28 th
February	11 th	25 th
March	10 th	24 th
April	14 th	28 th
May	12 th	26 th
June	9 th	23 rd
July	14 th	28 th
August	11 th	25 th
September	8 th	22 nd
October	13 th	27 th
November	10 th	17 th
December	8 th	15 th

MUSICK AUCTION

1110 E. Karcher Rd., Nampa, ID 83687 - Phone 208-466-7400 - Fax 208-466-7408

VEHICLE - ATV - TRAILER CONSIGNMENT CONTRACT

The following fees are for private individuals consigning a titled unit to MusickAuction.com. The fees are as follows and are assessed on a per vehicle basis.


The commission fee is 10% with a \$150 minimum and \$600 cap per vehicle.

If the buyer so chooses to bid on his or her own vehicle during the auction via internet bidding either by themselves or by proxy and that vehicle does not sell to a new owner then the consignor agrees to pay Musick Auction a buy back fee of 5% of the sales price per vehicle for time and marketing. This fee must be paid in full before the title will be released back to the consigner.

All vehicles will be sold AS IS with few exceptions. If for some reason the vehicle is purchased and then returned due to lack of vehicle disclosure, non-disclosed branded title, unsafe conditions, or major mechanical issues, Musick Auction will refund the money to the buyer and the vehicle consignment will be considered a Buy-Back and be assessed the appropriate fees.

We ask that all owners work with us to help maximize the amount each vehicle brings by bringing the vehicle with at least 4 gallons of fuel, operational or chargeable battery, and somewhat cleaned or detailed. We can provide detail services for an additional fee if the seller so desires. If you have any questions or requests regarding your consignments, please openly discuss those with us.

X _____
Seller Date

X  _____
Musick Representative Date

CITY OF EMMETT
Print Name

501 E. MAIN ST
Address

EMMETT ID 83617
City, State, Zip

208-365-6055
Phone


Year

 Model
Make Model

VIN # _____

NOTES: _____ _____ _____ _____ _____ _____ _____



City of Emmett, Idaho

Monthly Financial Report

November 2019

OUR CASH...

Account Balances

GENERAL FUND –

Cash & Investments \$ 2.022M

STREET FUND –

Cash & Investments \$ 337,317

LIBRARY FUND –

Cash & Investments \$ 170,276

CEMETERY FUND –

Cash & Investments \$ 82,728

PERPETUAL CARE FUND –

CASH & INVESTMENTS \$ 84,808

WATER FUND –

Cash & Investments \$ 3.300M

Bond Payment Reserve \$ 304,610

SEWER FUND –

Cash & Investments \$ 3.729M

Bond Payment Reserve \$ 970,868

SANITATION FUND –

Cash & Investments \$ 145,213

CASH FLOW... BUDGET VS. ACTUAL YEAR TO DATE

GENERAL FUND REVENUES AND EXPENDITURES

Fiscal Year 2019-20 Budget \$2,639,716

Revenues to Date \$ 287,992 11%

Expenditures to Date \$ 564,156 21%

Road & STREET FUND REVENUES AND EXPENDITURES

Fiscal Year 2019-20 Budget \$ 527,080

Revenues to Date \$ 99,485 19%

Expenditures to Date \$ 70,631 13%

LIBRARY FUND REVENUES AND EXPENDITURES

Fiscal Year 2019-20 Budget \$ 249,349

Revenues to Date \$ 18,656 7%

Expenditures to Date \$ 40,690 16%

CEMETERY FUND REVENUES AND EXPENDITURES

Fiscal Year 2019-20 Budget \$ 114,879

Revenues to Date \$ 10,986 10%

Expenditures to Date \$ 18,614 16%

WATER FUND REVENUES AND EXPENDITURES

Fiscal Year 2019-20 Budget \$1,857,300

Revenues to Date \$ 295,945 16%

Expenditures to Date \$ 181,093 10%

SEWER FUND REVENUES AND EXPENDITURES

Fiscal Year 2019-20 Budget \$2,451,800

Revenues to Date \$ 385,945 16%

Expenditures to Date \$ 192,981 8%

SANITATION FUND REVENUES AND EXPENDITURES

Fiscal Year 2019-20 Budget \$ 565,250

Revenues to Date \$ 96,214 17%

Expenditures to Date \$ 95,505 17%

SPECIFIC REVENUES COLLECTIONS AT A GLANCE...

PROPERTY TAX COLLECTIONS

Budget \$1,796,097

Revenues to Date \$ 4,899

STATE SHARED REVENUES COLLECTIONS

Budget \$ 287,058

Revenues to Date \$ 78,478 27%

BUILDING PERMIT REVENUES COLLECTIONS

Budget \$ 45,000

Revenues to Date \$ 12,526 28%