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

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

Mayor Petrie led the Pledge of Allegiance

Hugh Orr offered the Community Invocation

**Council Present**: Council President Steve Nebeker, Councilor Tona Henderson, Councilor Gary Resinkin, Councilor Tom Butler, Councilor Denise Sorenson, Councilor Jody Harris

**Council Present by Phone –** None

**Council Absent:** None

**City Attorney:** Jake Sweeten

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

**Public Present:** Cataleya Cole, 2520 E. Locust, Emmett; Jeni Hammon, 3010 Windfall, Emmett; Aya Graviet, 2330 Cherry Lane; Jordan Dickeson;

Griffin Arnett, 311 E. 1st St, Emmett;

Brad Turpen, 1202 E. Locust, Emmett; Matt Godfrey, 1989 W. Puzzle Creek Dr.; Travis Whittemore, 993 Walker Trail; Judy Barbera, 3445 W. Black Canyon Hwy, Emmett, Dave Shaw, 802 S. Plaza Rd, Emmett; Lanssa Kimball, 1500 Wren Ln, Emmett; Hallie Hart, 14750 Willis Rd, Caldwell, Neal Capps, 110 Harris Ln, Emmett.

**Public Present via telephone**: None

**Amendments to the Agenda**: None

**Declaration of Conflict of Interest**: None

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

**ELECTED OFFICIALS:**

**Mayor**

**City Council**

**Announcements and Good of the Order –**

**PUBLIC HEARING:**

Mayor Petrie opened the public hearing at 7:07 p.m.

Brian Sullivan presented the revised development agreement for Park Hampton LLC, property located at 1050 Cascade Road to include a revision to Section 4, Hold Harmless Indemnification, and adding to Section 4.2 and Section 7.3 Exhibits.

Mayor Petrie called three times for public comments. No public comments. Mayor Petrie closed the public hearing at 7:09 p.m. and called for a decision.

Council President Nebeker **MOVED TO APPROVE REVISED DEVELOPMENT BETWEEN CITY OF EMMETT AND PARK HAMPTON, LLC WITH THE MAYOR TO SIGN.** Seconded by Councilor Butler.Roll call vote: Council President Nebeker – AYE, Councilor Butler – AYE, Councilor Harris – AYE, Councilor Henderson – AYE, Councilor Resinkin – 6-AYES, 0-AYES. Motion carried.

**CONSENT AGENDA**:

**Approval of Minutes** – August 8, 2023

**Approval of Accounts Payables**

**Approval of Permits** – Bartenders: Katherine Coburn, Haylie Dana, Anna Hill, Ricki Jane Smith

Councilor Resinkin **MOVED TO APPROVE THE CONSENT AGENDA**; Seconded by Councilor Henderson **Motion carried by voice vote.**

**BUSINESS:**

**Approve Road Closures for Emmett High School Homecoming Parade**. Presenting for the High School - Aya Graviet, ASB President, Griffin Arnett, ASB VP, Jeni Hammon ASB Secretary, Cataleya Cole, Secretary of Organizations, Jordan Dickeson, Advisor and Officer Heather Roehr, Resource Officer. Councilor Henderson **MOVED TO APPROVE ROAD CLOSURES FOR THE EMMETT HIGH SCHOOL HOMECOMING PARADE AND FOLLOW ALL RECOMMENDATIONS OF STAFF.** Seconded by Councilor Resinkin. Motion carried by voice vote.

**Clint Seamons, Public Works Director requests approval of Mountain Creek Development Master Utility Plan.** Councilor Henderson **MOVED TO APPROVE MOUNTAIN CREEK DEVELOPMENT MASTER UTILITY PLAN TO EXTEND CITY WATER AND SEWER SERVICES AT 1.5 TIMES OUR NORMAL** **RATE.** Seconded by Councilor Butler. **Motion carried by voice vote.**

**Brian Sullivan, Building Official/City Planner request approval of Ordinance #O2023-15.** AN ORDINANCE ANNEXING TO THE CITY OF EMMETT, IDAHO, CERTAIN REAL PROPERTY LOCATED IN THE UNINCORPORATED AREA OF GEM COUNTY; IDAHO, AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF EMMETT, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

Council President Nebeker **MOVED TO APPROVE ORDINANCE #O2023-15** **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 BY** **TITLE**. Seconded by Councilor Resinkin, Roll call vote: Councilor Butler – AYE, Councilor Harris- AYE, Councilor Henderson – AYE, Councilor Resinkin – AYE, Councilor Sorenson- AYE, Council President Nebeker – AYE. **6 AYES, 0 NOES. Motion Carried.**

**Brain Sullivan read Ordinance #O2023-15 by title.** Councilor Sorenson **MOVED TO ACCEPT THE FIRST AND ONLY READING OF ORDINANCE #O2023-15**, **DIRECT THE** **MAYOR TO SIGN, AND DIRECT THAT IT BE PUBLISHED BY SUMMARY**. Seconded by Councilor Butler. Roll call vote: Council President Nebeker – AYE, Councilor Butler – AYE, Councilor Harris – AYE, Councilor Henderson – AYE, Councilor Resinkin – AYE, Councilor Sorenson – AYE. 6-AYES, 0-NOES. Motion Carried.

**Brian Sullivan request approval of Ordinance #O2023-16.** AN ORDINANCE OF THE CITY OF EMMETT, IDAHO, AMENDING CITY CODE TITLE 2, CHAPTER 1; “PLANNING AND ZONING COMMISSION” BY CHANGING SECTION 2-1-1 “DEFINITIONS” TO THE PLANNING DUTIES” OF THE COUNCIL; AMENDING SECTION 2-1-2 “COMMISSION CREATED; APPOINTMENT; TERMS; REMOVAL FROM OFFICE” ELIMINATED THE “PLANNING” PORTION AND CHANGING THE NUMBER OF ZONING COMMISSIONERS TO A MINIMUM OF THREE(3); REPEALING CITY CODE TITLE 2, CHAPTER 1, SECTION 3 “ORGANIZATION” SECTION 4 “COMPREHENSIVE PLAN:, SECTION 8 :APPEALS: AND SECTION 9 “VIOLATIONS; PENALTIES” AND PROVIDING AN EFFECTIVE DATE.

Council Sorenson **MOVED TO APPROVE ORDINANCE #O2023-16** **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 BY** **TITLE**. Seconded by Councilor Butler, Roll call vote: Council President Nebeker – AYE, Councilor Butler – AYE, Councilor Harris – AYE, Councilor Henderson – AYE, Councilor Resinkin – AYE, Councilor Sorenson – AYE. 6-AYES, 0-NOES. Motion Carried.

**Brain Sullivan read Ordinance #O2023-16 by title.** Councilor Henderson **MOVED TO ACCEPT THE FIRST AND ONLY READING OF ORDINANCE #O2023-15**, **DIRECT THE** **MAYOR TO SIGN, AND DIRECT THAT IT BE PUBLISHED BY SUMMARY**. Seconded by Councilor Butler. Roll call vote: Council President Nebeker – AYE, Councilor Butler – AYE, Councilor Harris – AYE, Councilor Henderson – AYE, Councilor Resinkin – AYE, Councilor Sorenson – AYE. 6-AYES, 0-NOES. Motion Carried.

**Brian Sullivan, Building Official/City Planner requests approval of a one-year extension of Gem Valley** **Townhomes PUD.** Councilor Butler **MOVED TO APPROVE A ONE-YEAR TIME EXTENSION TO START CONSTRUCTION OF GEM VALLEY TOWNHOMES PUD, WITH AN OPTION TO FILE ANOTHER EXTENSION UPON SHOWING GOOD CAUSE. CONSTRUCTION MUST START ONE YEAR FROM** **THE DATE OF THE REQUEST, WHICH WILL BE AUGUST 22, 2024**. Seconded by Councilor Harris. Motion carried by voice vote.

**DEPARTMENT REPORTS:**

Building Official/City Planner – Brian Sullivan – Reported

City Clerk, Lyleen Jerome – Reported

Fire Chief, Curt Christensen – Reported

Library Director, Alyce Kelley – Reported

Police Chief, Steve Kunka – Reported

Public Works, Clint Seamons - Reported

IT Systems Director, Mike Knittel – Reported

**Mayor Petrie asked for a motion to move to Executive Session**. Council President Nebeker **MOVED TO MOVE TO EXECUTIVE SESSION 74-206 (A) TO CONSIDER HIRING A PUBLIC OFFICE, EMPLOYEE, STAFF MEMBER OR INDIVIDUAL AGENT, WHEREIN THE RESPECTIVE QUALTIES OF INDIVIDUAL ARE TO BE EVALUATED IN ORDER TO FILL A PARTICULAR VACANCY OR NEED. THIS PARAGRAPH DOES NOT APPLY TO FILLING A VACANCY IN AN ELECTIVE OFFICE OR** **DELIBERATIONS ABOUT STAFFING NEEDS IN GENERAL**. Seconded by Councilor Henderson. Roll call vote Council President Nebeker – AYE, Councilor Butler – AYE, Councilor Harris – AYE, Councilor Henderson – AYE, Councilor Resinkin – AYE, Councilor Sorenson – AYE. 6-AYES, 0-NOES. Motion Carried. Executive Session opened at 7:42 p.m.

Councilor Resinkin **MOVED TO EXIT EXECUTIVE SESSION**. Seconded by Councilor Harris. Roll call vote. Council President Nebeker – AYE, Councilor Butler – AYE, Councilor Harris – AYE, Councilor Henderson – AYE, Councilor Resinkin – AYE, Councilor Sorenson – AYE. 6-AYES, 0-NOES. Motion Carried.

Executive Session exited at 8:12 p.m.

Decision of Executive Session: Councilor Resinkin **MOVED TO APPROVE THE HIRING OF ERIK CHRISTENSEN TO THE POSITION OF VOLUNTEER FIREMAN FOR THE EMMETT CITY FIRE DEPARTMENT**. Seconded by Councilor Butler. Motion carried by voice vote.

Councilor Henderson **MOVED TO ADJOURN**. Seconded by Councilor Harris. Motion carried by voice vote.

**Meeting adjourned at 8:14 p.m.**

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