

**CITY OF GRANDVIEW
CITY COUNCIL (CC) MEETING MINUTES**

Meeting time: 6 PM

On: May 11th, 2016

Meeting location: Grand View City Hall, 425 Boise Ave., Grand View Idaho

City Council (CC) Members present: Mayor Franklin Hart, John S. Morrison, Jon Pennington, Melvin "Mel" D. Freckleton, Donald W. "Bill" Mead

City staff present: Bob Servis, Tammy Payne, Jim Burnett

Public/guests in attendance: Linda Araujo, Opal Ward, Gary Boeger, Lisa & Danny Martinez, Chez Robison, Peter Beritz, Erica Mulberry, Sandi Burnett, Tom Payne, Terry & Drena Nielson, Caroline Nielson, Nola Boone, Jon Brown

1. 6:02 PM -Mayor Hart called the CC meeting to order, and led the Pledge of Allegiance. Gary Boeger offered the opening prayer.
 - a. Mayor Hart called for the attendance by roll call. Roll call conducted. All council members present. Quorum met.
 - b. Mayor Hart called for approval or amendments to the agenda. Bill Mead motioned the agenda be approved as presented. Jon Pennington 2nd the motion. Roll call vote. Unanimous approval by all council members.
2. Mayor Hart opened the public hearing on proposed Building Code Ordinance 2016-002.
 - a. The Clerk performed the 2nd reading of Building Code Ordinance 2016-002.
 - b. Mayor Hart called for public comment. Planning & Zoning (P&Z) Commission Chairman Dan Thompson stated the P&Z commission spent almost a year on the building code, and that the code mirrors the Owyhee County's building code, which currently regulates the community building efforts. Mr. Thompson also shared, the building code is the "people of Grand View taking responsibility for our own town". P&Z Commissioner, Opal Ward, agreed with Mr. Thompson and reminded everyone the P&Z meetings are public meetings, and that public input was encouraged throughout the process. Mayor Hart called for further public comment on the proposed building code.
 - c. Upon hearing no requests for further comment, Jon Pennington motioned the building code public hearing adjourn, and the city council return to the regular city council meeting. Mel Freckleton 2nd the motion. Roll call vote. Unanimous approval by council members.
3. Current/Old Business:
 - a. Mayor Hart called for consideration of the April 13th, 2016 CC Meeting Minutes. After review, Jon Pennington motioned the minutes be accepted as presented. Bill Mead 2nd the motion. Roll call vote. Unanimous approval.

**CITY OF GRANDVIEW
CITY COUNCIL (CC) MEETING MINUTES**

- b. (Agenda items b./c.) Council members reviewed the April 2016 Accounts Payable Reports and Treasurer's Report. After review, Bill Mead motioned the council approved both the April 2016 Accounts Payables Reports and Treasure's Reports as presented, and in a single motion. John Morrison 2nd the motion. Roll call vote. Unanimous approval of the Accounts Payable and Treasurer's reports.
- c. Mayor Hart called for a discussion on camping in the city limits. The clerk referenced the handout, provided to the council members, with examples of several cities ordinances governing camping in the respective cities. Mel Freckleton stated he approved of the language, except camping "should be at least 30 feet from the RioLindo boat launch" verses the 300 feet in the draft. John Morrison stated the language should discourage people from taking up residence at the boat ramp. Opal Ward asked to speak, and said she thought the ordinance should cover other areas in town. The clerk asked to read the full proposed ordinance language, with the 30 feet edit, which does include camping regulation on all city property in Grand View. All council members agreed the draft language addresses the city's regulatory needs. Action: A draft camping ordinance will be prepared for reading at the June 2016 council meeting.
- d. Mayor Hart called for the second reading of City Code Ordinance 2016-001. The clerk read the ordinance in full. Audience member, Chez Robison, asked to speak, and asked if the code can be amended. The clerk explained yes, by the governing body (city council). No further questions or action. Final reading of the proposed City Code Ordinance 2016-001 to be held at the June 2016 regular city council meeting.
- e. Mayor Hart called for a report on the Owyhee County Multi Hazard Mitigation Planning Meeting held on April 26th, 2016. Bob Servis said the county emergency planners need to be more responsive to the flooding risk posed to Grand View, should the dam experience a breach. Council members concurred Bob Servis and Tammy Payne should represent the city at future meetings. No further action.
- f. Council members reviewed the May 11th, 2016 AP Aging (water and sewer delinquency) Report. After much discussion, the clerk will prepare "Door Water Shut-Off Notices". Bill Mead motioned the city place a \$364.44 lien on the James Carothers, 230 Frontage property, for the water and sewer arrearages owed. Jon Pennington 2nd the motion. Roll call vote. Unanimous approval.

3.f.	Y/N
John Morrison	Yes
Melvin Freckleton	Yes
Donald "Bill" Mead	Yes
Jon Pennington	Yes
Mayor Hart	-

- g. City Council members were reminded the council FY 2017 budget work session meeting will be held on May 16th, 2016 at 9 a.m. at the Eastern Owyhee County Library, and the audience

**CITY OF GRANDVIEW
CITY COUNCIL (CC) MEETING MINUTES**

was reminded the work session is a public meeting. The clerk explained each council member was given a FY 2017 budgeting file with the material that will be referenced during the work session. Mel Freckleton said he has a conflict and cannot make the meeting. The rest of the council indicated they can make the meeting, so quorum is anticipated. No further action.

4. New Business:

- a. Mayor Hart called for the children's safety and speeding concern from Erica Mulberry. Ms. Mulberry handed council members copies of Idaho Code 49:654 regarding regulation of speeding in Idaho. Ms. Mulberry then reflected she regularly witnesses excessive and dangerous speeding, potentially endangering her children. Jon Morrison asked Ms. Mulberry if she had asked them to slow down. Ms. Mulberry said she has asked them, and the number of incidences has increased. She asked the council to make a request to the Owyhee County Sheriff's Office, asking for the issuance of speeding tickets in Grand View. Several audience members; Opal Ward, Drena Nielson and Tom Payne suggested "speed limit" or "children at play" signs. City works supervisor, Bob Servis, said he would post "children at play" signs. Audience member Danny Martinez said the speeding is bad on Idaho and State streets, too. At the close of much discussion on the speeding problem, and how best to address it, Jon Pennington motioned the city send a written request to the Owyhee County Sheriff requesting the Deputy's increase speed limit enforcement in the city limits. John Morrison 2nd the motion. Roll call vote. Unanimous council approval.

Ms. Mulberry asked to bring a second issue. She asked the council to consider a noise nuisance ordinance, sharing how her children are woken by loud radios from the many cars coming and going at her neighbors. Bill Mead and Mel Freckleton both suggested, if the noise persists, that Ms. Mulberry call the County Sheriff's office with a request for an officer to respond to a "disturbing the peace" complaint. Audience members shared passionate experiences with being subjected to noise late at night, speeding and other public nuisances. Danny Martinez suggested a neighborhood watch, as a community response. Council members collectively reflected they didn't see the need for a noise nuisance ordinance, and asked Ms. Mulberry to try making a "disturbing the peace" call to the county sheriff before the council take another approach to the problem. Jon Pennington agreed to follow-up with notifying the Owyhee County Deputy the county may experience an increase in "disturbing the peace" complaints. No further action.

- b. Council members discussed the request from the Owyhee Avalanche for a Grand View media liaison. John Morrison asked Jon Brown, from the Owyhee Avalanche, if moving the city council meeting was an option that would allow him to attend Grand View's council meetings. Mr. Brown said, no need to move meeting dates, he would prefer a contact who would provide him information before and after each meeting. The clerk provides the Owyhee Avalanche with the meeting agendas the Thursday before each regular council meeting. Jon Pennington suggested the Owyhee Avalanche send a reporter to the city meetings. Mel Freckleton said reporting on the meeting outcomes should be after the minutes are approved, and reminded

**CITY OF GRANDVIEW
CITY COUNCIL (CC) MEETING MINUTES**

the council of a potential legal liability. Several audience members spoke. Dan Thompson said, "I don't think the city council should do the newspapers job". Danny Martinez said he would like to see more articles about Grand View in the Owyhee Avalanche. Councilman Morrison asked Opal Ward and Linda Araujo if they would be will to be the media liaison for city meetings. Linda Araujo agreed. At the close of discussion, John Morrison motioned Linda Araujo be the official city council meetings correspondent to the Owyhee Avalanche. Jon Pennington 2nd the motion. Roll call vote. Unanimous approval by the city council.

c. Mayor Hart called for discussion on the Cemetery District grave digging need. John Morrison said Rob Draper asked for help with grave digging, and he spoke to City Works Supervisor, Bob Servis about it. Bill Mead said the city use to charge the district \$45 for the backhoe time to dig a grave, and noted only city employees can use the city backhoe. John Morrison asked Bob Servis and then Jim Burnett if they would dig the graves. Both said, no. Mel Freckleton cautioned about the city's legal liability. Jon Pennington stated, " I guess we're out of the grave digging business". The rest of the council concurred. Bill Mead said since he is a member of the Cemetery District board, he would let them know the city won't be digging graves. No further action.

d. Council members were referred to the 2015 Annual Consumer Confidence Report (CCR) in their packets, and noted per the 2015 Report, the city drinking water is in good shape. The clerk then reported DEQ contacted the city today, May 11th, 2016, and Bob Servis and the clerk conference called with DEQ manager, Steve Stauffer, about the city's nitrate level being at 10.8 MCL, above the 10.0 MCL limit. Bob Servis reported Well #1 nitrate was at over 15.3 MCL and Well #2 is at 7.6 MCL. The city is retesting and will be posting public warnings about the danger to infants. Council members were given a copy of the Public Notice. Action: The city will follow-up with DEQ and take actions to remediate the nitrate problem.

5. Mayor Hart called for the City Clerk report:

- a. Council members were reminded the city will pay for the port-a-potties and garbage cans for Grand View Days, June 10th-12th, 2016.
- b. Council members were given copies of the Owyhee County Public Hearing Notice, regarding Owyhee County road right-of-ways. Hearing to be in the Owyhee County Museum Building in Murphy, Idaho, on June 15th, 2016 at 6 PM.

6. Mayor Hart called for the Public Works Supervisor report. Bob Servis reported:

- a. The city crew will begin the water treatment plant backwash diversion project by the end of the week. Per the license agreement, the city will notify the Grand View Mutual Canal Company before any water is diverted to the canal.

**CITY OF GRANDVIEW
CITY COUNCIL (CC) MEETING MINUTES**

7. Mayor Hart called for public comments. No comments offered. No further action.

8. Mayor Hart asked if the CC members wanted to call an executive session, per Idaho Code 74-206 (1). No action.

9. 7:39 PM - Mayor Hart called for a motion to adjourn. Bill Mead motioned to adjourn. John Morrison 2nd the motion. Unanimous approval by all council members present.

Mayor Franklin D. Hart

Attested: Tammy Payne, City Clerk