

This regular meeting of the Jerome City Council was called to order by Mayor Davis at 5:30 p.m. While Governor Little is re-opening the state in phases and council chambers were open to the public, the meeting was held by teleconference and the public was encouraged to continue with social distancing. The video conference was conducted via Zoom and was made available to all members of the public in a format that allowed all participants to hear the meeting, including all deliberations by members of the Council and other speakers addressing the council, whether in person or via virtual connection, and to comment if so desired, all of which was noted in the agenda, email, and notices at council chambers and on the city's website.

Present: Mayor David M. Davis, Councilman Robert Culver, Councilman Chris Barber, Councilman Brent "Oop" Johnson and Councilman Jason Peterson.

Also present were staff members: City Clerk Bernadette Coderniz, City Administrator Mike Williams, City Attorney Ted Larsen, Public Works Director Brian Ahrens, City Engineer Tyson Carpenter, Building Official Dave Richey, Wastewater Superintendent Gilbert Sanchez, Wastewater Operations Supervisor Brad Henry, Information Services Director Carlos Hernandez, Information Services Technician Andy Newbry, Finance Director Ross Hyatt, Accounting and Budget Manager Lori McCrae, Library Director Linda Mecham, Planning and Zoning Manager Ida Clark, Human Resources Manager Esmeralda Chavez, Fire Chief Mike Harrison and Police Chief Dan Hall.

Mayor Davis announced who was in attendance for the meeting both at council chambers and through video. He also announced that a full quorum was present and asked that if a staff member wishes to speak Mr. Hernandez will enable them to do so throughout the video conference.

PLEDGE OF ALLEGIANCE:

Mayor Davis led the audience in recitation of the pledge of allegiance.

INVOCATION:

An invocation was given by Pastor Fritz Redmer of the Calvary Chapel of Jerome.

CONSENT CALENDAR:

Those items contained in the consent calendar are as follows:

1. Approve the minutes of the June 2, 2020 regular meeting
2. Monthly Department Reports
3. Approve Claims

20-20 Autoglass \$35.00, Accu Sales \$520.00, Advanced Collection Technology \$100.00, Aflac \$164.90, Amazon Capital Services \$45.58, Analytical Laboratories, Inc. \$2,298.70, Argo Company \$1,103.14, Assoc of Jerome City Firefighters \$132.00, Associated Business Forms, LLC \$479.73, Association of Idaho Cities \$135.00, Auto Zone \$100.59, B & R Bearing \$417.75, Badger Meter \$311.50, Bennett's Truck Repair \$3,818.72, Blip Printers \$79.08, Blue Cross \$95,634.89, Boise Office Equipment \$25.00, Bonneville Blue Print Supply \$116.00, Bound Tree Medical \$402.96, BPA Health \$318.60, Bradley, Andrew \$10.00, BSR Design & Supplies \$42.15, Builders Firstsource \$225.85, Burks Tractor Co., Inc. \$15,000.00, B-Z Plumbing \$131.36, CDW Government, Inc. \$1,604.46, Central Equipment Company \$226.83, Century Link \$1,656.58, Centurylink Business Services \$114.79, Chase Paymenttech \$1,978.86, Cintas Corporation \$489.95, City of Jerome \$276,470.15, Civil Science, Inc \$19,387.46, Clear Edge Filtration, Inc \$1,448.90, Colonial Life & Accident Insur \$2,308.49, Columbine Control Company

\$536.30, Con Paulos Inc. \$703.05, Culligan Soft Water Service \$132.70, Curtis, Intermountain Division \$1,382.76, D & B Supply \$1,707.32, Data Support Co Inc \$56.60, Dat-Sun Construction \$260.00, DC Frost Associates, Inc \$3,500.00, Dept of Environmental Quality \$678,315.55, Dig Line Inc \$175.40, Don's Irrigation LLC \$83.04, Electrical Contractors of ID \$1,130.83, Emergency Responders Health \$150.55, Energy Management Corp. \$242.96, Enviro-Clean Intermountain LLC \$3,400.00, Farmore of Idaho \$699.19, Fastenal Company \$781.39, Ferguson Enterprises, Inc. \$4,040.37, Ferguson, James \$117.00, Field Instruments & Controls, Inc. \$1,910.37, Fireworks West Internationale \$5,040.76, Fred Kenyon Repair Inc. \$2,193.50, Freedom Electric Inc. \$400.00, Freedom Mailing Services, Inc \$2,021.25, Gem State Plumbing \$580.00, Gem State Welder's Supply \$1,287.80, Geo Terra Inc. \$10,750.00, Go-Fer It Express \$346.00, Grainger \$544.75, Greatamerica Financial Services \$271.00, Grover Electric & Plumbing \$11.39, H.D.Fowler \$1,498.83, Hach Company \$3,379.73, Haffners Lock and Key \$330.90, Harvey's Office Plus \$136.74, High Output Construction Inc \$345,183.45, Hydro Specialties Company \$13,702.52, ID Child Support Receipting \$3,183.95, ID Ground Water Appropriators \$3,000.00, ID State Tax Commission \$10,513.04, Idaho Controls and Automation \$1,344.09, Idaho Hydrojetting \$350.00, Idaho Power Co. \$70,935.21, Ind Elect Motor Serv Inc. \$4,621.76, Ingram Book Company \$318.74, Integrated Technologies, Inc. \$268.93, Intermountain Gas Company \$1,180.57, Jerome City Water Department \$4,354.43, Jerome County \$10,746.87, Jerome County Sheriff \$352.40, Jerome FF Local Union 4589 \$600.00, Jerome Printshop \$360.50, Jerome Recreation District \$490.00, J-U-B Engineers Inc. \$3,653.00, Keller Associates Inc \$5,035.00, Kenworth Sales Company \$32.18, Lee, Kelly \$10.00, Les Schwab Tire Centers Inc \$705.40, Lexisnexis Risk Solutions \$7.50, Magic Valley Electric LLC \$165.00, Magic Valley Labs \$9,406.65, Magic Valley Library Systems \$25.00, McHugh Bromley, PLLC \$775.34, Mecham, Linda \$106.95, Metroquip, Inc. \$474.00, Mike's Repair \$336.41, Mikey's Refrigeration Inc. \$434.16, Minert & Associates, Inc. \$90.00, Mony Life Insurance Company of America \$3,913.83, Mower Office Systems \$129.98, Munimetrix Systems Corp. \$89.98, MWI Veterinary Supply \$220.47, Napa Auto Parts \$753.48, NCPERS Group Life Ins C356 \$224.00, New Tech Security, Inc. \$250.00, Newbry, Andrew S. \$15.98, Nutrien Ag Solutions \$1,147.50, Overhead Door Company of TF Inc \$463.00, Pcn Strategies, Inc \$2,670.10, Prevent Fire, LLC, S Corp \$1,479.48, Pro-Flame, Inc \$125.00, Proforce \$1,316.95, Project Mutual Telephone \$304.54, PSI Environmental Services Inc \$22,775.84, Rexel Usa Inc \$545.29, Ridley's Food & Drug \$36.08, Saltus Technologies \$2,842.50, Sawtooth Veterinary Services \$50.00, Signed Sealed & Delivered \$35.84, Silver Creek \$354.76, Siteone Landscape Supply, LLC \$33.85, Snake River Veterinary Hosp \$50.00, Something More \$51.17, Southern Idaho Solid Waste \$5,208.80, Stotz Equipment \$130.52, Target Solutions \$2,806.22, Teledyne Instruments, Inc \$479.00, Terminix Processing Center \$74.00, TFD Enterprises, LLC \$6,808.23, Thatcher Company \$11,722.39, Thompson, Keith \$30.45, Times News \$802.15, T-Mobile \$254.85, Tore Up \$25.00, Traffic Safety Supply Co Inc \$2,045.74, Treasure Valley Coffee, Inc. \$125.20, U.S. Bank of Idaho \$4,401.73, U.S. Bank Equipment Finance \$291.79, Underwood Recycling \$4.84, United Way of South Central Idaho \$2,100.00, Urgent Care of Jerome/Twin Falls \$30.00, US Bank Credit Card \$7,285.13, Valley Wide Cooperative \$8,476.65, Verizon Wireless \$3,302.74, Viewu \$598.00, Waite Electric, LLC \$176.00, Western States Equipment \$9,942.01, Western Waste Services \$2,660.44, Williams Meservy & Larsen LLP \$12,856.42, Xpress Bill Pay \$1,310.32, Zions First National Bank \$1,350.00.

Councilman Culver made the motion to approve the consent calendar as presented. Second to the motion was made by Councilman Johnson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Barber, Councilman Peterson, Councilman Culver and Councilman Johnson. **NAYS:** None.

ORDINANCE NO. 1192, BILL NO. 677 – 2nd READING:

Councilman Culver made the motion to suspend the rules of the reading of the ordinance two times by title and once in full with three readings by title only to constitute three readings.

Second to the motion was made by Councilman Peterson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Barber, Councilman Peterson and Councilman Culver and Councilman Johnson. **NAYS:** None.

The clerk read Bill No. 677 by two times title only to constitute the second and final readings:

**ORDINANCE NO. 1192
BILL NO. 677**

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF JEROME REVISING TITLE 17 CHAPTER 10.040 OF THE JEROME MUNICIPAL CODE AMENDING THE SCHEDULE OF DISTRICT USE REGULATIONS TO ADD LANGUAGE CLARIFYING THE MEANING OF AN EMPTY BOX IN THE TABLE AND PROVIDING FACTORS FOR THE ADMINISTRATOR TO CONSIDER IN LOOKING AT UNIQUE LAND USES; ALSO AMENDING THE USE TABLE FOR “DWELLING-GROUP”, “DWELLING MULTI-FAMILY”, “DWELLING SINGLE FAMILY”, AND “DWELLING TWO-FAMILY”; ALSO AMENDING TITLE 17 CHAPTER 03.070 BY PROVIDING A DEFINITION OF THE TERM “DWELLING UNIT” AND DEFINING “GROUP”, “MULTI-FAMILY”, “SINGLE FAMILY” AND “TWO FAMILY” DWELLING UNITS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Title 17 Chapter 10.040 is in need of clarification; and

WHEREAS, a public hearing was held before the Jerome Planning and Zoning Commission on the ordinance, pursuant to notice, on the 12th day of May, 2020; and

WHEREAS, the Planning and Zoning Commission recommended the revisions be passed; and

WHEREAS, a hearing was held before the Jerome City Council on the 2nd day of June, 2020;

IT IS THEREFORE ORDAINED by the Mayor and the City Council of Jerome, Idaho, as follows:

Section 1. Jerome Municipal Code 17.10.040 shall be amended as follows:

17.10.040: SCHEDULE OF DISTRICT USE REGULATIONS:

District regulations shall be as set forth in the official schedule of district regulations, in the performance standards in Chapter 17.18 of this title, and as otherwise provided within this Code. The official schedule of district regulations is divided into five (5) land use groups: agricultural, residential, commercial, industrial, and public/semipublic. To determine in which district a specific use is allowed:

A. Find the use in one of the land use groups;

B. Read across the chart until either “P” or “S” appears in one of the columns; and

C. If “P” appears, the use is an allowed use; if “S” appears, the use is only allowed upon the issuance of a special use permit and/or a development agreement upon rezone to an MU or BP zoning designation; if no letter appears the use is prohibited.

~~The Administrator shall interpret the appropriate district for land uses not specifically mentioned by determining the district in which similar uses are permitted. If the administrator determines~~

~~that a proposed use is not specifically mentioned and is not similar to any specifically mentioned use, the Administrator shall determine that the use is prohibited. When several combined land uses exist, or are proposed, the most intensive land use shall be considered as the primary activity.~~

Provided, however, that if a proposed use of property is not specifically listed in the official schedule of district regulations, the use shall be prohibited, unless the Administrator determines that the proposed use is equivalent to a permitted or special use. In making said determination, the Administrator shall consider the following:

- (1) The impacts on public services, and activities associated with the proposed use, are substantially similar to any of the permitted or special uses listed for the applicable district;
- (2) The proposed use shall not involve a higher level of activity or density than any of the permitted or special uses listed for the applicable district;
- (3) The proposed use is consistent with the purpose of the district in which the use is proposed to be located; and
- (4) The proposed use is in substantial conformance with goals and objectives of the Comprehensive Plan;
- (5) Should the use be determined to be equivalent to a use that requires a special use permit, the application shall be required to follow the procedures set forth for special use permits.

Section 2. The Official Schedule of District Regulations at 17.14.010 of Jerome Municipal Code shall be amended as follows:

Land Uses		Zoning Districts												
		R-1	R-2	R-3	R-M	C-1	C-2	C-3	CBD	M-1	BP	M-2	PS	MU
Apartment		-	-	P	S	S	S	S	S	-	-	-	-	S
Boarding or lodging house or dormitory		-	-	-	S	-	-	-	S	-	-	-	-	S
<u>Multi-family dwelling (up to 4 units) Dwelling - Group</u>		-	-	<u>P</u> <u>S</u>	<u>P</u> <u>S</u>	S	<u>S</u>	-	<u>S</u>	-	-	-	-	<u>S</u>

<u>Multi family residential dwellings (5-8 Units) Dwelling Multi-Family</u>	-	-	<u>P</u>	P	S	<u>S</u>	-	-	-	-	-	-	-
<u>Dwelling Single-family dwelling</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>S</u>	-	-	<u>S</u>	-	-	-	-	<u>S</u>
<u>Dwelling Two-family Dwelling(duplex)</u>	-	<u>P</u>	<u>P</u>	<u>P</u>	<u>S</u>	-	-	<u>S</u>	-	-	-	-	<u>S</u>

Section 3: Jerome Municipal Code 17.03.270 shall be amended as follows:

17.03.270: DWELLING UNIT:

Space within a dwelling comprising living, dining, sleeping room or rooms and storage closets, as well as space and equipment for cooking, bathing and toilet facilities, all used by only one family and its household employees.

1. **GROUP:** A structure used for long term living, eating and sleeping accommodations. The use includes boarding, lodging, dormitories, and halfway houses.
2. **MULTI-FAMILY:** A structure, or portion thereof, that contains three (3) or more dwelling units including apartment houses, town-houses and condominiums with varying arrangements of entrances and party walls. Multi-family housing may include public housing and industrialized units.
3. **SINGLE FAMILY:** A detached structure that accommodates a single dwelling.
4. **TWO-FAMILY (DUPLEX):** A structure containing two (2) dwelling units attached by a common wall, where both dwelling units are located on the same property and designed for two (2) households living independently of each other.

Section 4. Jerome Municipal Code 17.03.045, 17.03.125, and 17.03.255-265 shall be deleted.

This ordinance shall become effective upon its passage and publication as required by law.

PASSED BY THE COUNCIL this 16th day of June, 2020.

SIGNED BY THE MAYOR this 16th day of June, 2020.

CITY OF JEROME, IDAHO

By:

/s/ David M. Davis
David M. Davis, Mayor

ATTEST:

/s/ Bernadette Coderniz
Bernadette Coderniz, City Clerk

Councilman Culver made the motion adopt Bill No. 677 as Ordinance No. 1192 revising Title 17 Chapter 10.040 amending the schedule of district use regulations and amending Title 17 Chapter 03.070 providing updated definitions of the Jerome Municipal Code. Second to the motion was made by Councilman Peterson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Barber, Councilman Peterson and Councilman Culver and Councilman Johnson. **NAYS:** None.

ORDINANCE NO. 1193, BILL NO. 678 – INTRODUCTION:

Mr. Hyatt stated that this ordinance is part of the process to refund the 2008 General Obligation bond originally issued for \$800,000, and the refund amount is \$440,000. First Federal Savings Bank will be the issuer at a competitive rate of 1.25%. He stated the refund will result in approximately \$43,000 in savings to the city. The bond closing date is July 7th so time is of the essence to have the ordinance approved.

Stephanie Bonney with MSBT Law briefly spoke and reiterated that the purpose of this ordinance is to refund the 2008 General Obligation bond. Bids were sought with First Federal Bank submitting the winning bid, and the ordinance will provide for the issuance of the new bond with proceeds used to pay off the original bond and a significant cost savings to the city. Regular payments from the bond fund will continue and be made to First Federal Savings Bank. She stated that the ordinance has similar language to the city's existing bonds.

Councilman Culver made the motion to suspend the rules pertaining to the reading of an ordinance twice by title and once in full and direct the clerk to read Bill No. 678 three times by title only to constitute three full readings. Second to the motion was made by Councilman Johnson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Peterson, Councilman Culver and Councilman Johnson. **NAYS:** None.

The Clerk read Bill No. 678 three times by title to constitute three full readings. The ordinance in summary is as follows, with the full ordinance on file in the office of the city clerk for inspection.

SUMMARY OF
ORDINANCE NO. 1193

AN ORDINANCE OF THE CITY OF JEROME, JEROME COUNTY, IDAHO, AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF A GENERAL OBLIGATION REFUNDING BOND, SERIES 2020, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$440,000, FOR THE PURPOSE OF REFUNDING THE CITY'S OUTSTANDING GENERAL OBLIGATION BOND, SERIES 2008; PROVIDING FOR THE PAYMENT OF PRINCIPAL OF AND INTEREST ON THE BOND BY THE ANNUAL LEVY OF TAXES; ESTABLISHING FUNDS; PROVIDING FOR THE FORM, EXECUTION, REGISTRATION, MATURITY, AND PAYMENT OF THE BOND; PROVIDING COVENANTS RELATING TO THE BOND AND THE TAX-EXEMPT STATUS OF THE INTEREST ON THE BOND; APPROVING A FORM OF LOAN AGREEMENT; PROVIDING FOR RELATED MATTERS; APPROVING A SUMMARY OF THIS ORDINANCE FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

A summary of the principal provisions of Ordinance No. 1193 of the City of Jerome,

Jerome County, Idaho, adopted on June 16, 2020, is as follows:

Section 1: Defines the terms and phrases used in the Ordinance.

Section 2: Makes findings with respect to the refunding of the City's General Obligation Bond, Series 2008.

Section 3: Describes the City of Jerome General Obligation Refunding Bond, Series 2020 (the "Bond").

Section 4: Provides for the manner and method of execution of the Bond.

Section 5: Provides for the place and manner of payment of the Bond.

Section 6: Appoints the City Treasurer as Bond Registrar.

Section 7: Provides for the prepayment of the Bond.

Section 8: Establishes funds and provides for the refunding of the Refunded Bond.

Section 9: Provides covenants for the Bond.

Section 10: Approves a Loan Agreement with, and provides for the sale of the Bond to, First Federal Savings Bank of Twin Falls.

Section 11: Provides for amendments to the Ordinance.

Section 12: States that the Ordinance constitutes a contract with the Registered Owner of the Bond.

Section 13: Provides for severability.

Section 14: Repeals prior inconsistent ordinances, to the extent of any inconsistency.

Section 15: Authorizes the Mayor, City Clerk, and City Treasurer to execute any additional documents necessary to sell and deliver the Bond.

Section 16: Provides for the publication of the Ordinance or a summary thereof and the effective date of the Ordinance.

The full text of Ordinance No. 1193 is available at City Hall and will be provided to any citizen upon personal request during normal office hours.

DATED this 16th day of June, 2020.

CITY OF JEROME, Jerome County, Idaho

By:

/s/ David M. Davis
David M. Davis, Mayor

ATTEST:

/s/ Bernadette Coderniz
Bernadette Coderniz, City Clerk

CERTIFICATION OF ATTORNEY

I, STEPHANIE J. BONNEY, special counsel for the City of Jerome, Jerome County,

Idaho, hereby certify that I have read the attached summary of Ordinance No. 1193 of the City of Jerome and that the same is true and complete and provides adequate notice to the public of the contents of said Ordinance.

Dated as of the 16th day of June, 2020.

/s/ Stephanie J. Bonney

Councilman Culver made the motion to adopt Bill No. 678 as Ordinance No. 1193. Second to the motion was made by Councilman Barber. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Barber, Councilman Peterson and Councilman Culver and Councilman Johnson. **NAYS:** None.

Councilman Culver made the motion to authorize Mayor Davis to execute the bond Purchase Agreement and Promissory Note for General Obligation Refunding Bond Series 2020. Second to the motion was made by Councilman Johnson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Barber, Councilman Peterson and Councilman Culver and Councilman Johnson. **NAYS:** None.

LHTAC THERMOPLASTIC PAVEMENT MARKING MATERIALS AGREEMENT:

Mr. Carpenter stated the agreement with the Local Highway Technical Assistance Council (LHTAC) is funded through a Local Highway Safety Improvement Program Safety Grant in the amount of \$40,000; the grant is funded 100% and requires no match from the city. The grant will provide thermoplastic pavement marking materials which will last approximately 7-10 years versus paint which lasts approximately 1-2 years, and the markings will be placed on Lincoln Avenue and in the school areas. Mr. Carpenter stated that, upon approval of the agreement, the design would be drawn and the project bid out with materials scheduled for delivery next spring or early summer 2021 for installation by city crews. Upon inquiry by Councilman Peterson, Mr. Carpenter stated that the center lines and crosswalks on Lincoln will be striped.

Councilman Culver made the motion to approve a State/Local Agreement for the LHTAC Thermoplastic Pavement Marking Materials Grant in the amount of \$40,000. Second to the motion was made by Councilman Barber. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Barber, Councilman Peterson and Councilman Culver and Councilman Johnson. **NAYS:** None.

COMMERCIAL USE OF ICCU PARK – MOVIE NIGHTS:

Collin Sharp was in attendance and spoke regarding the request for movie night events at Idaho Central Credit Union (ICCU) Park. Proposed dates of the two events are July 24th and August 7th and he stated that the dates may change depending on movie availability. He is hopeful that having the events later in the summer would be wise based upon the recent events and closures surrounding the COVID19 pandemic situation, and he is open for suggestions. Councilman Johnson expressed the importance of getting things back to normal, and Mayor Davis stated that social distancing guidelines can be announced with the public governing themselves. Mr. Sharp stated that he would understand if the events were not approved but is hopeful that they can occur. Councilman Barber thanked Mr. Sharp for initiation the event, and upon inquiry by Mr. Williams, Mr. Sharp stated that the sports clubs would be the food vendors.

Mr. Sharp inquired about whether or not he would have to appear before council if the proposed dates were to change, and Mayor Davis stated that the movie night events have been approved and that he can coordinate with Ms. Coderniz regarding park availability.

Councilman Culver made the motion to approve the application of Collin Sharp, Collin Sharp Insurance Agency Inc., for a permit for commercial use of ICCU Park on July 24, 2020 and August 7, 2020 for community night events, and waive the permit fee due to the civic nature of the event. Second to the motion was made by Councilman Johnson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Barber, Councilman Peterson and Councilman Culver and Councilman Johnson. **NAYS:** None.

ALCOHOL LICENSE RENEWALS 2020-2021:

Ms. Coderniz stated that thirty-one alcohol license applications are held in the City of Jerome with twenty-nine presented for approval tonight. The original applications for Family Dollar and Thousand Springs Winery are still pending completed building and fire inspections, and not part of the renewal process. All licensees have submitted renewal applications and new city licenses will be issued once all fees are paid, copies of the state and county licenses are received, and upon completion of building and fire inspections

Councilman Culver made the motion to approve the alcoholic beverage license renewal applications for the establishments listed in the agenda statement contingent upon completion of paperwork, payment of fees, proof of obtaining state and county licenses, and passing building and fire inspections. Second to the motion was made by Councilman Johnson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Barber, Councilman Peterson and Councilman Culver and Councilman Johnson. **NAYS:** None.

[The establishments listed in the agenda statement are: CNC LLC dba Si! Senor Taqueria, Diamondz Event Center LLC, El Sombrero, El Parralito Salon, Fat Clarence's Pub & Grill, Garibaldi's Restaurant, Gemini's Beauty Salon, Honker's Mini Mart, Jerome Bowl, La Costa Colima, , Mi Pueblo LLC, Northside Club LLC, Northwest Land and Cattle Co. d.b.a. Kwik Service, Oasis Stop N Go#5, Oasis Stop N Go#11, Oasis Stop N Go #22, Ridley's Food Corp, Stinker Store Inc. #62, Stinker Store Inc. #87, CSS Limited Co. d.b.a. Tobacco Connection, Valley Wide Cooperative, Inc., Video Mexico dba La Campesina Meat Market, Wal-Mart Inc. #2831, and Warren Resort Hotels of Idaho d.b.a. Best Western Sawtooth Inn]

TEMPORARY RETAIL SALE OF FIREWORKS:

Ms. Coderniz stated four applications for the retail sale of fireworks were submitted. Approval is recommended based on completed application forms, adequate insurance binders, payment of the required fees and inspection of facilities. Stands will be located in the following areas: Old Hickory Sheds (901 S. Lincoln) – SBD Fireworks; Ridley's parking area (1016 S. Lincoln) – Phantom Fireworks; Valley Cooperative parking lot (1466 S. Lincoln) and Walmart parking area (2680 S. Lincoln) – TNT Fireworks.

Councilman Culver made the motion to approve the applications of David Long d.b.a. SBD Fireworks, Jay Cummins American Promotional Events NW dba TNT Fireworks (2) and Joe Witter aka Phantom Fireworks Eastern Region LLC contingent upon payment of all fees, verification of insurance and successful fire inspection of all facilities. Second to the motion was made by Councilman Barber. After consideration, the motion passed unanimously by the

following vote: **AYES:** Councilman Barber, Councilman Peterson and Councilman Culver and Councilman Johnson. **NAYS:** None.

FIREWORKS WEST INTERNATIONAL AGREEMENT – FREEDOM FEST:

Mr. Williams stated that the rental agreement will be for the Freedom Fest fireworks show on June 27th. The Jerome School District has given the city permission to utilize the high school property, and the Community Spirit Committee engaged Fireworks West International for the fireworks display. A reputable company with experience in shows throughout the western United States (Idaho, Colorado, Wyoming, Utah, Nevada), their staff met with fire department staff to review safety and security plans for the event. The Jerome City Fire Department (JCFD) crews will be on hand along with assistance from the Jerome Rural Fire Departments, Shoshone and Wendell Fire Departments to ensure an adequate amount of firefighters are available for city coverage. JCFD staff will also be on the roof of the high school, and the representatives from Fireworks West International have stated that the event will cease should weather conditions change.

Councilman Culver made the motion to approve the agreement with Fireworks West International for the public display of fireworks at the 2020 Freedom Fest Fireworks show and authorize the mayor to execute the same, and waive the \$125 application fee due to the civic nature of the event. Second to the motion was made by Councilman Johnson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Barber, Councilman Peterson and Councilman Culver and Councilman Johnson. **NAYS:** None.

PROPERTY TAX RELIEF DISCUSSION:

Mr. Williams spoke of the property tax relief proposal received only hours before the meeting. He stated it appears that the proposal calls for a freeze of the property tax budget in exchange for relief funding. There have been legislative discussions regarding local funding and property taxes, and there was some concern with unintended consequences of complying with the relief program. The city's budget was built with anticipating a zero increase in the property taxes, and it appears that there is some benefit to opt into the program; the decision must be made by July 17th.

Mr. Hyatt spoke of the CARES Act for potential reimbursement for overtime and other costs which the city has incurred COVID19-related expenses along with a grant through the Federal Emergency Management Agency (FEMA). This program is the third opportunity for funding through the state, and Mr. Hyatt explained that the state has \$188 million dollars potentially for local governments. Participating in this program would require that the city not take the increase in the property tax budget, but could take the new construction and annexation increase for new growth of approximately \$41,000. Staff would notify the state of its intent to participate in the program and then provide payroll expenses for fire and police staff (actual payroll costs March-June and July-December). Mr. Hyatt spoke of other aspects of the program including the process by which the reimbursable amounts are paid. He stated the allocation of \$188 million is based on allocation and estimated payroll expenses along with the number of cities opting to participate in the program.

Mr. Williams stated that this information is all that is known at this time. In speaking with Idaho Association of Counties director Seth Grigg, Mr. Williams determined that there was initial confusion with the program and that this program will provide relief to local governments

along with tax relief to citizens. The amount to be reimbursed is unknown at this time. Discussion ensued regarding the program. Topics of the discussion included best case versus worst case scenarios (reimbursement of fire and police payroll along with tax breaks for the citizens or complete misunderstandings of the program); additional information that is to be released regarding the program; revisions to the program presented and misunderstandings pertaining to the program; possible legislative changes that are unknown at this time; the amount for which cities will be eligible; the fact that the program involves federal funds; reimbursement eligibility for Emergency Medical Services offered by the fire department and county services; and, the need for more information and clarification. Mr. Hyatt also stated that the amount distributed to other entities could affect the amount the City of Jerome receives. Councilman Johnson commented on the source of the funds, and discussions continued regarding terms used in the program (i.e. CFAC) and the ongoing confusion regarding the program; the city's budget already set without the property tax increase; opting into the program and different interpretations on how the funds will be distributed; the county's assessment figures; and, tax bills showing a credit once funds are released. Mayor Davis stated that more information is forthcoming and Mr. Williams stated that a decision will be made at the next council meeting in three weeks. He further stated that once more information is received he will forward it to the council for review.

COUNCIL REPORTS:

Upon inquiry by Councilman Peterson, Mr. Williams stated that the splash pad is open at ICCU Park along with the restrooms. Upon inquiry by Councilman Johnson, Mayor Davis stated that Phase 4 of the state's reopening began on June 13th.

DEPARTMENT REPORTS:

Mr. Williams stated that the Community Spirit Committee is still raising funds for the fireworks show on June 27th. In the past vendor fees from the Freedom Fest event have been collected for the show. He also reported that the City of Jerome received an Association of Idaho Cities City Achievement Award for the remodel and improvements to ICCU Park. He stated that the park is fully functional while some small improvements need to be made.

Mr. Ahrens reiterated that the bathrooms and splash pad are open.

Mr. Williams stated that Jerome 20/20 will be honoring First Responders on July 2nd with a luncheon at ICCU Park 11:30 a.m.-1:30 p.m. There will be speakers and entertainment, and public works crews may be needed to assistance with the barbeque set up.

ADJOURNMENT:

There being nothing further to discuss, Mayor Davis adjourned this June 16, 2020 regular meeting of the Jerome City Council at 6:37 p.m.

By:

Mayor David M. Davis

Attest:

Bernadette Coderniz, City Clerk