

August 18, 2020

This regular meeting of the Jerome City Council was called to order by Mayor Davis at 5:30 p.m. While council chambers were open to the public, the meeting was also 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 Gil Sanchez, Wastewater Operations Supervisor Brad Henry, Information Services Director Carlos Hernandez, IT Field 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.

PLEDGE OF ALLEGIANCE:

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

INVOCATION:

The invocation was given by Reverend Harriman Randle with the Overcomers Church.

PUBLIC HEARING – FY2020-2021 APPROPRIATIONS:

This being the time and place published for the consideration of the proposed budget for the 2020-2021 FY Budget, the Chair called the public hearing open at 5:36 p.m. and briefly reviewed the procedures that will be followed.

Staff Presentation:

Mr. Williams spoke of the budget and the calendar of events which include the adoption of the appropriations ordinance after the public hearing. Maximum expenditures were set when the tentative budget was adopted on August 4th, and the city council has the authority to reduce the budget but not increase it. He reviewed property tax scenarios and predicted property tax rates. He reminded council that municipalities would not be allowed to take the 3% property tax increase but that they would be eligible to receive up to ten months credit for public safety services provided. The city's credit will be approximately 17.5% of the total property tax budget. Mr. Williams stated there have been legal questions associated with the credit program; municipalities have received confirmation that the proposed tax relief program is in line with federal guidelines and expectations. 54 cities and 20 counties have declared their intent to participate in the program as is the City of Jerome, and he stated that if there were issues with the program the liability would fall upon the state. Additionally, the deadline to participate is in mid-September.

Mr. Williams stated that the city's taxable value received from the assessor's office showed an unexpected \$27 million decrease from the previous year. It is believed that the source of the decrease is from a personal property value decrease of one of the industries plus a property tax exemption granted to the same industry. He will be meeting with county commissioners and the assessor on Monday to get more clarification on this scenario. Different property tax scenarios were reviewed with council both with and without the tax relief program, and Mr. Williams stated that participation in the tax relief program will result in reduction of taxes paid by the citizens of Jerome. He also reviewed the Reserve Summary and stated that reserves are healthy. An overview of governmental funds was presented to council with comparisons of budgeted to actual figures. Many of the street expenditures in 2020 were paid with Idaho Office of Emergency Management (IOEM) funds. In reviewing enterprise funds, Mr. Williams stated that approximately \$5 million in capital improvements are planned for the wastewater treatment plant including the replacement of the Head Works facility and a new pressure sewer line on West Boulevard. \$1.1 million will go towards the upgrade and replacement of the 10th Street Well, and Mr. Williams stated that the funds for these projects were from cash savings over several years. The total budget for FY2021 is \$24,906,168 and does not include any rate increases in proprietary funds but a decrease in the monthly sanitation rate due to a successful bidding contract with PSI Environmental Systems. There are no salary increases for personnel, but staff is hopeful to consider mid-year adjustments, and benefits will continue for full time employees. Mr. Williams concluded with cost-of-living figures in Jerome and stated that the property tax reduction to citizens will be for one year only should the city participate in the proposed tax relief program. He requested that the budget be adopted this evening.

There was no testimony in favor, neutral nor in opposition to the consideration. There being no further testimony to be heard, the Chair declared the public hearing closed at 5:54 p.m.

ORDINANCE NO. 1196, BILL NO. 681 - INTRODUCTION:

Councilman Culver sponsored the bill.

Councilman Culver made the motion to suspend the rules pertaining to the reading of an ordinance on three separate occasions and direct the clerk to read Bill No. 681 twice by title and once in full tonight to constitute three readings. Second to the motion was made by Councilman Barber. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Johnson, Councilman Barber, Councilman Peterson and Councilman Culver. **NAYS:** None

The clerk read the bill twice by title and once in full as follows:

**ORDINANCE NO. 1196
BILL NO. 681**

AN ORDINANCE OF THE CITY OF JEROME, IDAHO, APPROPRIATING THE SUMS OF MONEY NECESSARY TO DEFRAY ALL THE EXPENSES AND LIABILITIES OF THE SAID CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2021; STATING AND SETTING FORTH THE FUNDS FOR WHICH SUCH APPROPRIATIONS ARE MADE, THE OBJECT AND PURPOSES THEREFORE, AND THE AMOUNTS APPROPRIATED FOR EACH FUND, OBJECT AND PURPOSE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF JEROME, IDAHO:

Section 1. That this ordinance shall be termed the Annual Appropriation Ordinance for the City of Jerome, Idaho.

Section 2. That there be and hereby are appropriated the sums of money necessary to defray all the necessary expenses and liabilities of the City of Jerome for the fiscal year beginning October 1, 2020 and ending September 30, 2021.

| | Personnel | Operations | Capital | Debt Service | Transfers | Totals |
|---------------------------|---------------------|---------------------|---------------------|---------------------|-------------------|----------------------|
| General | | | | | | |
| Legislation | \$ 74,422 | \$ 1,250 | \$ 15,000 | \$ - | \$ - | \$ 90,672 |
| Executive | 15,222 | 1,850 | - | - | - | \$ 17,072 |
| Administration | 215,994 | 384,554 | 8,000 | 62,980 | 103,386 | \$ 774,914 |
| Law Enforcement | 1,761,665 | 313,788 | 593,310 | - | - | \$ 2,668,763 |
| Fire | 1,229,468 | 190,146 | 60,000 | 56,210 | - | \$ 1,535,824 |
| Building | 162,451 | 14,075 | 5,000 | - | - | \$ 181,526 |
| Animal Control | 115,410 | 31,595 | - | - | - | \$ 147,005 |
| Total General Fund | \$ 3,574,632 | \$ 937,258 | \$ 681,310 | \$ 119,190 | \$ 103,386 | \$ 5,415,776 |
| Streets | 861,916 | 553,685 | 489,366 | - | 49,276 | \$ 1,954,243 |
| Library | 337,376 | 103,874 | 10,000 | - | 10,142 | \$ 461,392 |
| Parks | 129,823 | 78,617 | 20,000 | - | 5,777 | \$ 234,217 |
| Irrigation | 78,877 | 69,545 | 17,500 | - | 8,083 | \$ 174,005 |
| Sanitation | 91,560 | 247,332 | - | - | 5,613 | \$ 344,505 |
| Water | 1,150,306 | 661,634 | 2,535,226 | 339,250 | 47,778 | \$ 4,734,194 |
| Sewer | 1,472,612 | 1,580,832 | 5,809,893 | 2,636,014 | 88,485 | \$ 11,587,836 |
| GRAND TOTALS | \$ 7,697,102 | \$ 4,232,777 | \$ 9,563,295 | \$ 3,094,454 | \$ 318,540 | \$ 24,906,168 |

Section 3. That this ordinance shall become effective upon its passage and publication as required by law.

PASSED BY THE COUNCIL this 18th day of August, 2020.

APPROVED BY THE MAYOR this 18th day of August, 2020.

By:

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

ATTEST:

/s/ Katie Elliott for
Bernadette Coderniz, City Clerk

Councilman Culver made the motion to adopt Bill No. 681 as Ordinance No. 1196. Second to the motion was made by Councilman Johnson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Johnson, Councilman Barber, Councilman Peterson and Councilman Culver. **NAYS:** None

PUBLIC HEARING – RESOLUTION 07-20:

This being the time and place published for the consideration of Resolution No. 07-20 reserving the forgone amount for Fiscal Year 2021, the Chair called the public hearing open at 5:59 p.m. and briefly reviewed the procedures that will be followed.

Staff Presentation:

Mr. Hyatt briefly spoke of the legislative requirement requiring any municipality wishing to save forgone monies (potential property tax increase monies that could have been included in the budget) must declare their intent by resolution. He stated a resolution must be passed to reserve those forgone monies for future years. Staff recommends that the resolution be passed reserving \$156, 112 for future years, \$2,000 of which was from a prior year. Upon inquiry by Councilman Peterson, Mr. Hyatt stated that the governor's tax relief program requires that the property tax increase not be taken, however, the forgone monies can still be reserved for future years.

There was no testimony in favor, neutral nor in opposition to the consideration. There being no further testimony to be heard, the Chair declared the public hearing closed at 6:02 p.m.

RESOLUTION NO. 07-20:

The clerk read Resolution in full as follows:

RESOLUTION NO. 07-20

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JEROME, IDAHO, RESERVING THE FORGONE AMOUNT FOR FISCAL YEAR 2021 FOR POTENTIAL USE IN SUBSEQUENT YEARS AS DESCRIBED IN IDAHO CODE §63-802, et al.

WHEREAS, Idaho Code §50-235 empowers the city council of each city to levy taxes for general revenue purposes; and,

WHEREAS, Idaho Code §50-1002 requires the city council of each city in the State of Idaho to pass a budget, referred to as an annual appropriation ordinance; and,

WHEREAS, Idaho Code §63-802 sets limitations on all taxing district budget requests on the amount of property tax revenues that can be used to fund programs and services; and,

WHEREAS, Idaho Code §63-802(1)(a) allows each taxing entity to increase property tax budget amounts by a maximum of 3%, plus an amount calculated based on the value of both new construction and annexation added during the previous calendar year, plus an amount for forgone taxes; and,

WHEREAS, Idaho Code §63-802(1)(f) requires that the City adopt an annual resolution to reserve additional forgone amount in order to utilize that amount in subsequent years; and,

WHEREAS, the City has met the notice and hearing requirements in Idaho Code §63-802(1)(f) to reserve the current year's increase in the forgone amount; and,

WHEREAS, the City intends to reserve \$156,112 of its current year's increase in allowable forgone amount.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF JEROME, IDAHO, that \$156,112 of the current year's allowable increase in its forgone amount is reserved and included in the City's total forgone balance for potential use in subsequent years.

PASSED by the JEROME CITY COUNCIL on the 18th day of August, 2020.

By:

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

ATTEST:

/s/ Katie Elliott for
Bernadette Coderniz, City Clerk

Councilman Culver made the motion to adopt Resolution No. 07-20. Second to the motion was made by Councilman Barber. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Johnson, Councilman Barber, Councilman Peterson and Councilman Culver. **NAYS:** None

CONSENT CALENDAR:

Those items contained in the consent calendar are as follows:

1. Approve the minutes of the August 4, 2020 regular meeting
2. Approve lease agreement Renewal No. 3 with the Idaho Military Division
3. Monthly Department Reports
4. Approve Claims

20-20 Autoglass \$35.00, Accu Sales \$130.50, Advanced Collection Technology \$50.00, Advantage Archives \$1,650.00, All Wireless Communications \$16,525.35, Amazon Capital Services \$243.23, Analytical Laboratories Inc. \$10,369.25, Andersons Inc \$976.80, Anthony Gratzer \$31.86, Argo Company \$124.85, Arlene's Flowers \$50.34, Assoc of Jerome City Firefighters \$120.00, Association of Idaho Cities \$250.00, Badger Meter \$341.76, Blip Printers \$45.80, Blue Cross \$96,533.05, Boise Office Equipment \$377.63, Bonneville Blue Print Supply \$116.00, Books Galore Inc. \$340.54, BPA Health \$324.50, Callen Refrigeration LLC \$270.00, Campbell Tractor Co. \$81.19, Canyonside Towing Inc. \$50.00, CDW Government Inc. \$4,622.47, Century Link \$1,776.39, Centurylink Business Services \$111.13, Chad or Alysia Beebe \$3.79, Chase Paymenttech \$1,923.18, City of Jerome \$284,662.46, Civil Science Inc \$2,087.00, Clark & Sons Inc. \$275.00, Colonial Life & Accident Insur \$2,295.24, Con Paulos Inc. \$226.33, Country Auto Inc \$165.00, Culligan Soft Water Service \$122.10, D & B Supply \$2,200.66, Dewitt Diesel Inc \$455.94, Dig Line Inc \$191.78, DLT Solutions \$5,509.32, Don's Irrigation LLC \$329.70, Edwin Timmons \$80.08, EHM Engineers Inc. \$457.50, Farmore of Idaho \$1,962.84, Fastenal Company \$124.98, Ferguson Enterprises Inc. \$2,012.91, Floyd Lilly Co \$66.51, Fred Kenyon Repair Inc. \$1,173.36, Freedom Electric Inc. \$3,591.61, Freedom Mailing Services Inc \$2,000.25, Gem State Paper & Supply \$381.13, Gem State Welder's Supply \$1,311.71, Geo Terra Inc. \$11,000.00, Glendale Construction Inc. \$28,255.18, Goble Sampson Associates Inc. \$3,792.09, Go-Fer It Express \$327.00, Greatamerica Financial Services \$271.00, Grover Electric & Plumbing \$14.95, H.D.Fowler \$4,745.44, Hach Company \$3,721.40, Harvey's Office Plus \$309.00, Hub City Building Inc \$777.03, ID Child Support Recepting \$1,758.00, ID Dept of Labor \$839.00, ID Electric Motor Service Inc \$395.00, ID Excavators Inc. \$20,070.00, ID State Tax Commission \$15,998.02, Idaho Department of Enviro Quality \$6,444.96, Idaho Hydrojetting \$1,050.00, Idaho Materials and Construction \$17,970.20, Idaho Power Co. \$87,092.09, Idaho Prosecuting Attorneys Assoc \$94.50, Ingram Book Company \$1,513.61, Integrated Technologies Inc. \$191.47, Intermountain Fabrication LLC \$110.00, Intermountain Gas Company \$567.39, Intl Institute of Muni Clerks \$170.00, Jerome 20/20 \$20,000.00, Jerome City Water Department \$11,727.11, Jerome County \$10,746.87, Jerome County Sheriff \$176.20, Jerome FF Local Union 4589 \$600.00, Joe Mama's Car Show LLC \$2,000.00, John Mc Collum \$24.28, Kaitlyn Carringer \$105.39, Keller Associates Inc \$2,160.00, Kenworth Sales Company \$708.12, Kids Reference Co. \$318.36, L.N. Curtis & Sons \$14.59, Les Schwab Tire Centers Inc \$2,140.91, Lexisnexis Risk Solutions \$5.00, Libri System \$11,877.11, Lithia Auto Sales \$140.00, Magic Valley Labs \$26,222.45, Manuel

Joseph R \$28.17, McCall Industrial Supply \$71.50, Metroquip Inc. \$521.27, Michael L. Boeker \$200.00, Mike's Repair \$377.18, Mony Life Insurance Company of America \$3,956.26, Mountain View Spraying Inc \$211.00, Mower Office Systems \$317.97, Munimetrix Systems Corp. \$89.98, MWI Veterinary Supply \$492.59, Napa Auto Parts \$982.19, NCPERS Group Life Ins C356 \$224.00, New Tech Security Inc. \$110.05, Nutrien Ag Solutions \$1,225.00, Oop's City Market \$360.00, Ovivo LLC \$3,663.00, Personnel Plus Inc. \$5,192.50, Premier Truck Group \$28.50, Pro West Engineering LLC \$569.28, Productivity Plus Account \$43.96, Project Mutual Telephone \$1,242.04, Proline Graphics & Vinyl \$800.00, PSI Environmental Services Inc \$22,941.52, Public Agency Training Council \$850.00, Rae Systems Inc \$633.00, Rexel Usa Inc \$80.27, Ridley's Food & Drug \$125.69, Road Work Ahead Const. Supply Inc. \$118.50, Robert Gagnon \$10.00, Rodda Paint Company \$4,154.53, Ross Hyatt- Treasurer \$5,000.00, Saltus Technologies \$494.80, Sawtooth Veterinary Services \$250.00, Signed Sealed & Delivered \$165.54, Silver Creek Supply \$149.40, Skaggs Companies Inc. \$416.45, So ID Economic Developmt Org \$8,217.00, Something More \$159.84, Southern Idaho Solid Waste \$11,720.64, Target Solutions \$2,806.22, Thatcher Company \$25,785.16, The Connection In Catv LLC \$1,598.10, TIAA Commercial Finance Inc. \$10.29, Times News \$528.06, T-Mobile \$376.98, Tore Up \$60.00, Traffic Safety Supply Co Inc \$2,615.51, Treasure Valley Coffee Inc. \$168.80, Triple C Concrete \$916.61, Triple S Landscaping \$138.39, Tri-State Tire Jerome \$170.35, U S Bank of Idaho \$4,491.87, U.S. Bank Equipment Finance \$291.79, Underwood Recycling \$94.16, Urgent Care of Jerome/Twin Falls \$602.00, US Bank Credit Card \$8,160.33, USA Bluebook \$139.94, Verizon Wireless \$3,454.14, Water Environment Federation \$210.00, Weidner & Associates \$16.37, Western Refrigeration Service \$191.25, Western Waste Services \$1,488.70, Williams Meservy & Larsen LLP \$12,856.42, Xpress Bill Pay \$906.22, Zions Bank Public Financial Services \$7,250.00, Zions First National Bank \$1,211,941.25.

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

ORDINANCE NO. 1195, BILL NO. 680 – SECOND READING:

Mayor Davis reminded the council that the ordinance pertains to a rezone request. Ms. Clark spoke of the difference between the existing CBD zone and the requested General Business including setbacks and lot sizes. She stated that the CBD zone has no setback requirements where buildings could be built up to the sidewalk along S. Lincoln, and the minimum lot size would be 3,125 square feet. In the General Business zone, the minimum setback requirement is 25 feet plus there are additional setbacks and no minimum lot sizes. She further defined each zone as written in the Jerome Municipal Code. The lot is currently bare with no non-conforming uses, the land use map in the Comprehensive Plan designates the land as commercial, and the Planning and Zoning (P&Z) commission recommended approval of the rezone request. Ms. Clark also requested that rules pertaining to the reading of the ordinance be suspended as the requestor must submit an application to the P&Z by September 4th, and the rezone must be approved before that date. Mayor Davis commented that he is not in favor of the zero setbacks and a rezone would be appropriate for any project on that property, and Councilman Johnson agreed.

Councilman Culver made the motion to suspend the rules pertaining to the reading of the ordinance on three separate occasions and have the clerk read the ordinance once by title only and once in full to constitute three readings. Second to the motion was made by Councilman Barber. After consideration, the motion passed unanimously by the following vote: **AYES:**

Councilman Johnson, Councilman Barber, Councilman Peterson and Councilman Culver.
NAYS: None.

The clerk read the bill once by title only and once in full to constitute three readings:

ORDINANCE NO. 1195
BILL NO. 680

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF JEROME, IDAHO AMENDING THE CITY OF JEROME ZONING ORDINANCE AND ZONING MAP BY ZONING THE FOLLOWING DESCRIBED PARCELS OF REAL PROPERTY IN THE CITY OF JEROME, IDAHO FROM CENTRAL BUSINESS DISTRICT (CBD) TO GENERAL BUSINESS (C-2); AND PROVIDING FOR AN EFFECTIVE DATE:

The property to be rezoned is more particularly described as:

A parcel of land located in Block 136 of JEROME TOWNSITE, and lying in the NE ¼ of Section 24, Township 8 South, Range 16 East Boise Meridian, Jerome County, Idaho, being more particularly described as follows:

Beginning at the Northeast corner of Lot 1, Block 136 in Jerome Townsite, and lying in the NE¼ of Section 24, Township 8 South, Range 16 East Boise Meridian, Jerome County, Idaho, and THE REAL POINT OF BEGINNING;

Thence South 0°17' West, 270.00 feet along the East side of Block 136 to a point;

Thence North 89°43' West, 300.00 feet along the South side of Block 136 to a point;

Then North 0°17' East, 235.28 feet along a line between Lots 5 and 6 extended Northward to a point the East side of Lot 2;

Thence Northwesterly along the East side of said Lot 2, 43.32 feet along a curve to the left having a Delta Angle of 1°22'16", a Radius of 1810.10 feet, a Tangent of 21.66 feet and a Long Chord of 43.32 feet that bears North 36°25'38" West to a point;

Thence South 89°43' East, 325.90 feet along the North side of said Block 136 to a point, THE REAL POINT OF BEGINNING,

more commonly known as 120 West Avenue F, Jerome, Idaho.

WHEREAS, a public hearing was held before the Planning and Zoning Commission pursuant to notice on the 28th day of July, 2020; and

WHEREAS, a public hearing before the Jerome City Council was held on the ordinance, pursuant to notice, on the 4th day of August, 2020;

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

Section 1. The following parcels in the City of Jerome, County of Jerome, State of Idaho are hereby rezoned from Central Business District (CBD) to General Business (C-2):

A parcel of land located in Block 136 of JEROME TOWNSITE, and lying in the NE ¼ of Section 24, Township 8 South, Range 16 East Boise Meridian, Jerome County, Idaho, being more particularly described as follows:

Beginning at the Northeast corner of Lot 1, Block 136 in Jerome Townsite, and lying in the NE¼ of Section 24, Township 8 South, Range 16 East Boise Meridian, Jerome County, Idaho, and THE REAL POINT OF BEGINNING;

Thence South 0°17' West, 270.00 feet along the East side of Block 136 to a point;

Thence North 89°43' West, 300.00 feet along the South side of Block 136 to a point;

Then North 0°17' East, 235.28 feet along a line between Lots 5 and 6 extended Northward to a point the East side of Lot 2;

Thence Northwesterly along the East side of said Lot 2, 43.32 feet along a curve to the left having a Delta Angle of 1°22'16", a Radius of 1810.10 feet, a Tangent of 21.66 feet and a Long Chord of 43.32 feet that bears North 36°25'38" West to a point;

Thence South 89°43' East, 325.90 feet along the North side of said Block 136 to a point, THE REAL POINT OF BEGINNING,

more commonly known as 120 West Avenue F, Jerome, Idaho.

Section 2. The official zoning map of the City of Jerome is hereby amended to comply with Section 1 of this Ordinance.

Section 3. This ordinance shall become effective upon its passage and publication as required by law.

PASSED BY THE COUNCIL this 18th day of August, 2020.

SIGNED BY THE MAYOR this 18th day of August, 2020.

CITY OF JEROME, IDAHO

By:

/s/ David M. Davis

David M. Davis, Mayor

ATTEST:

/s/ Katie Elliott for

Bernadette Coderniz, City Clerk

Councilman Culver made the motion to adopt Bill No. 680 as Ordinance No. 1195 rezoning the parcel as described from Central Business District (CBD) to General Business (C-2). Second to the motion was made by Councilman Barber. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Johnson, Councilman Barber, Councilman Peterson and Councilman Culver. **NAYS:** None.

IDAHO POWER SERVICE REQUEST:

Mr. Carpenter stated the request is to authorize Idaho Power to do work in preparation for the pavement rehabilitation project. Curb, gutter and sidewalk are needed between 16th Avenue E and the Oaks Subdivision on the east side of Tiger Drive. The cost of relocating utility poles to be aligned with other poles is \$12,119.

Councilman Culver made the motion to authorize the Idaho Power Service Request for the N. Tiger Drive Rehabilitation project with an amount not to exceed \$12,119.00. Second to the motion was made by Councilman Johnson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Johnson, Councilman Barber, Councilman Peterson and Councilman Culver.

COUNCIL REPORTS:

Councilman Johnson stated that he has received many complaints regarding the empty field near the 10th Street well whereby youngsters are riding their four-wheelers and bikes and creating a lot of dust in the neighborhood. He stated residents are dealing with excessive dirt and are frustrated, and suggested that the owners place “no trespassing signs” on their property. Chief Hall stated that a complaint would still be required by the owner of the property (or whomever is in control of said property) in order for any action to be taken against the violators. With the property owner living out of state, Chief Hall stated that the city cannot act on behalf of the property owner with a complaint; someone acting on behalf of the owner would need to file a complaint for any type of legal action. Discussion ensued regarding the enforcement of compliance issues in the city with property owners out of the area. Mr. Larsen stated that enforcement depends on the violation; violations for weeds and unkempt property can be enforced as neglect of the property by the owner. However, trespassing onto the property is a violation by an outside party and not the property owner and cannot be enforced without the owner’s participation. Mr. Larsen further stated that non-compliance letters are sent to the owner for property maintenance. He added that no-trespassing signs can be posted, and a limited Power of Attorney may be an option for the property owner as they may not be aware of the issue. Staff can reach out to them to assist with control of the behavior occurring on their property. Upon inquiry by Mayor Davis, Councilman Johnson stated that the complaints received pertain to dust created from riding on the empty lot. Councilman Peterson commented on illegally riding dirt bikes on city streets to get to the lot, and Chief Hall stated that an officer would either have to witness this action or a citizen would have to file a written complaint after physically observing the person and the violation.

DEPARTMENT REPORTS:

Mr. Williams spoke of the new Scoular plant, a \$13 million project with new jobs coming to Jerome. He also thanked staff for their positive attitudes in these uncertain times. He stated that five responses were received from the Request for Qualifications for architectural services, and that a presentation will be made before council at the September 1st meeting.

Chief Harrison thanked emergency services crews, specifically the fire department staff, Chief Hall and his staff, for assistance during a call earlier in the day where patient care, blocking traffic and landing a helicopter were all priorities. He also stated that fire department staff participated in Fill the Boot for the Muscular Dystrophy Association and collected more than \$3,500 within the first few hours. He noted that Jerome was one of the only departments in Idaho that held their event this year.

Mr. Carpenter stated that he will reach out to the property owner on 10th Ave E regarding the issue with the empty field and trespassers.

ADJOURNMENT:

There being nothing further to discuss, Mayor Davis adjourned this August 18, 2020 regular meeting of the Jerome City Council at 6:34 p.m.

By:

Mayor David M. Davis

Attest:

Bernadette Coderniz, City Clerk