

CITY COUNCIL REGULAR SESSION

OCTOBER 14, 2019  
203 Broadway Ave N

PRESENT:

|                |                   |                    |                       |
|----------------|-------------------|--------------------|-----------------------|
| Michael Higbee | Council President | Elizabeth Barker   | Treasurer             |
| Pam McClain    | Council Member    | Karen Drown        | Clerk                 |
| Kyle Hauser    | Council Member    | Regie Finney       | Public Works Director |
| Sue Gabardi    | Council Member    | Scott Bybee        | City Engineer         |
| Andrew Wright  | City Attorney     | Concerned Citizens |                       |

REGULAR SESSION called to order at 7:00 PM.

CONFIRMATION OF QUORUM:

Karen Drown confirmed a quorum.

OLD BUSINESS:

- ... Minutes of September 23, 2019: Pam McClain moved to approve the minutes; Kyle Hauser seconded the motion. There was no discussion and the motion passed.
- ... Monthly Claims for Payment: Kyle Hauser moved to approve the monthly claims for payment; Sue Gabardi seconded the motion. There was no discussion and the motion passed.
- ... Monthly Reports: Sue Gabardi moved to approve the monthly department head reports; Kyle Hauser seconded the motion. There was no discussion and the motion passed.
- ... Clerk/Treasurer Report: Pam McClain moved to approve the clerk/treasurer report; Kyle Hauser seconded the motion. There was no discussion and the motion passed.
- ... Monthly Report: Scott informed Council that the new Idaho Department of Commerce Grant Application is being prepared with the help of Region IV Development. He stated based on the census data the City of Buhl didn't not qualify so a Low to Moderate Income survey is being worked on currently to have that data for the application. That requires a mailing of the first round and knocking door to door for the second round. He is working on completing the plans for the project.

Scott also informed Council that he and Regie are still working on the Safe Sidewalks program. They are looking at the same project under a new program. It would divide the original project into two projects. He noted it is a bad situation for the kids that use that area. And the major part of the application is based on accidents or deaths. Kyle noted he was sorry to see the school didn't go forward over the years to fix the problem.

Planning and Zoning and Urban Renewal would meet on Thursday, October 16<sup>th</sup>, for their monthly meetings.

#### NEW BUSINESS:

Consideration of Vacation of Public Driveway - Continued: It was noted that an active motion and second we made at the September 9<sup>th</sup> meeting to approve the vacation. The motion was tabled at that meeting to gather more information in regards to the property. Council had asked Scott to research additional information and report back.

Scott informed Council there was a 25' (foot) right-of-way plotted to the south of April Courtright's property in addition to the 33' (foot) right-of-way driveway that was being asked to be vacated. He stated neither right-of-way are the required 50' (foot) to be a public road. And if either were to become a public road land would have to be acquired to make them the full 50 feet. Scott added that some properties have agreed to the vacation but some have not. The city is not interested in vacating and it neutral on the vacation. There was discussion in regards to a letter that was sent from attorney David Gadd, on behalf of April Courtright and Dominic David. Scott stated that if a home was built on the back of the lot a private road could be put on their property and it would have to meet fire department requirements. Andrew Wright stated loss is hard to define if vacated and injuries would be determined in court. The main question discussed was is it in the public interest to vacate? Scott stated there is no current plans to develop that are in the coming years and doesn't see the public interest in benefiting from vacating. Andrew added that if it were vacated and the city was taken to court, the city would have to prove finding and facts to explain why vacating was approved.

There was a vote on the motion made at the September 9<sup>th</sup> meeting and the motion failed.

Review and Consideration of Chamber of Commerce Night Light Parade: Michelle Olsen presented to Council the proposed plan for the Night Light Parade on December 7<sup>th</sup>, 2019. The route of the parade will be the same as it has been the last few years. She also noted she had permission from Sunset Bowl to stage the parade in their parking lot. Kyle moved to approve the co-sponsorship of the Buhl Chamber of Commerce Night Light Parade. Pam seconded the motion. There was no further discussion and the motion passed.

Consideration of Regular Session Meeting Scheduled for November 11, 2019 – Veterans Day: Kyle moved to cancel the meeting on November 11, 2019. Pam seconded the motion. There was no discussion and the motion passed.

COUNCIL CONCERNS – Michael announced the Buhl Rotary Chapter will be celebrating their 100<sup>th</sup> Anniversary and would like to mark that with something for the community. They were thinking another covered shelter and tables at Eastman Park. He asked Regie if there would be a good place maybe by the new toy. Regie stated there is and that would work well with the new restroom he and Elizabeth are working on.

Sue noted she is working on a Buhl Youth Coalition. It would be for a small group of high school students but would give them a voice in the community. It would also teach them about city government. She is looking at possibly getting them to attend the youth section of the Association of Idaho Cities Annual Conference.

CITIZENS CONCERNS – Theresa Strolberg voiced a concern over the consideration of the vacation earlier in the meeting.

Mike Bourlotos also stated concerns regarding the vacation of the public drive way.

Scott stated that before a development plan could go forward it would have to be presented to the Planning and Zoning Commission for approval.

MEETING ADJOURNED – Kyle Hauser moved that the meeting be adjourned; Pam McClain seconded the motion and all were in favor. The meeting was adjourned at 7:46 PM.

Minutes prepared by Karen Drown, City Clerk