

City of Heyburn Council Meeting & Public Hearing
Wednesday, July 28, 2021
7:00 P.M.

Mayor: Dick Galbraith.

Council Present: Chad Anderson, Joanne Justesen, Rose Schmitt, and Rick Tundag.

Employees Present:

Paul Ross, Mike Devers, Noah Shiner, Ivan McCracken, and Ashlee Langley.

Welcome & Pledge:

Meeting conducted by Mayor Dick Galbraith who welcomed everyone to the meeting and lead those present in the Pledge of Allegiance.

Mayor Galbraith stated City Administrator Tony Morley is excused from the meeting and City Engineer Ivan McCracken will be assisting in Mr. Morley's place.

Discuss / Consider Minutes of the July 14, 2021 Council Meeting – ACTION ITEM

Those present reviewed the minutes of the July 14, 2021 Council Meeting.

Motion by Chad Anderson to approve the minutes of the July 14, 2021 Council Meeting as presented. Second by Rose Schmitt. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Abstain; Rose Schmitt – Aye; Rick Tundag - Aye.

Discuss / Consider Paying the Bills – ACTION ITEM

Those present reviewed the bills.

Motion by Rose Schmitt to approve the bills as presented. Second by Joanne Justesen. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Discuss / Consider Wastewater Treatment Plant Improvement Contractor's Application for Payment No. 19– ACTION ITEM

City Engineer Ivan McCracken provided those present with an update on the improvements at the Wastewater Treatment Plant.

Motion by Joanne Justesen to approve the Wastewater Treatment Plant Improvement Contractor's Application for Payment No. 19 in the amount of \$93,485 as presented. Second by Rose Schmitt. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Discuss / Consider R & 17th Street Lift Station Contractor's Application for Payment No. 3 – ACTION ITEM

Those present reviewed the R & 17th Street Lift Station Contractor's Application for Payment No. 3. City Engineer Ivan McCracken provided a brief update on the project.

Motion by Chad Anderson to approve the R & 17th Street Lift Station Contractor's Application for Payment No. 3 in the amount of \$185,012.50 as presented. Second by Joanne Justesen. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Discuss / Consider the Adoption of the 2021-22 FY Tentative Budget – ACTION ITEM

Those present reviewed the Fiscal Year 2021-22 Tentative Budget.

After discussion, motion by Chad Anderson to adopt the FY 2021-22 Tentative Budget as presented. Second by Rick Tundag. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Discuss / Consider the FY 2021-22 Beer, Wine, and Liquor Licenses: – ACTION ITEM

TAG, Inc.

Hub Plaza

Love's Travel Stops & Country Stores, Inc.

Joe's River Bar

Conner's Café Inc.

Upper Crust Bistro & Grill, LLC

Stevo's Restaurant

Mayor Galbraith stated Love's Travel Stops & Country Stores, Inc. is still waiting on their county license. Mayor Galbraith asked the council to consider adopting the license contingent upon the clerk receiving a copy of the Minidoka County license.

Motion by Joanne Justesen to approve the Fiscal Year 2021-22 Beer, Wine, and Liquor Licenses for Tag, Inc., Hub Plaza, Love's Travel Stops & Country Stores, Inc. contingent upon a copy of the approved license from Minidoka County being delivered to the City Clerk, Joe's River Bar, Conner's Café Inc., Upper Crust Bistro & Grill, LLC, and Stevo's Restaurant as presented. Second by Rose Schmitt. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Public Hearing for the Application for Preliminary and Final Plat submitted by Western Mountain Homes for the continuation of Lots 201-227 Phase 2 of Biscotti Estates Subdivision, Heyburn, ID.

City Engineer Ivan McCracken asked the city council to table this item. Mr. McCracken stated due to issues with the Public Hearing notice this item has been re-noticed for Planning & Zoning on August 10, 2021 for the Final Phase.

Discuss / Consider Application for Preliminary and Final Plat Submitted by Western Mountain Homes for the continuation of Lots 201-227 Phase 2 of Biscotti Estates Subdivision, Heyburn, Idaho – ACTION ITEM

This item was tabled for the same reason as the hearing.

Discuss / Consider Regional Dialogue Power Sales Agreement, Contract No. 09PB-13053 – ACTION ITEM

Those present reviewed the Regional Dialogue Power Sales Agreement with Bonneville Power Administration.

Motion by Chad Anderson to approve the Regional Dialogue Power Sales Agreement, Contract No. 09PB-13053 with Bonneville Power authorizing the Mayor's signature on the document as presented. Second by Joanne Justesen. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Discuss / Consider Agreement with Trust Financial, LLC for Collection Services – ACTION ITEM

This item was tabled.

Mayors Time & Committee Reports

No committee reports.

Mayor Galbraith extended an invitation to the council members to join ICRMP Employee Training scheduled for August 05, 2021.

Mayor Galbraith announced Water and Wastewater Operator Paul Blanchard received his Class 1 Operator's License.

Comments from the Public (Each person has 3 min. to comment).

Mayor Galbraith opened this time up to the public for additional comments.

Comments made by Heather Petersen.

Executive Session

Pursuant to Idaho Code 74-206(1)(b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student; (f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. – ACTION ITEM

Motion by Joanne Justesen to go into executive session pursuant to Idaho Code 74-206(1)(b) and (f). Second by Rose Schmitt. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Executive Session Minutes

The Executive Session was conducted by Mayor Dick Galbraith. The topics were matters of (b) personnel and (f) pending litigation.

The Executive Session began at 7:29 PM.

No decisions were made.

Motion by Joanne Justesen to adjourn executive session. Second by Rose Schmitt. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye. Executive Session returned to open session at 8:07 PM.

Discuss / Consider Modifying the Surface Water Coalition Agreement to allow for Direct Delivery of Storage Water – ACTION ITEM

Motion by Joanne Justesen to modify the Surface Water Coalition Agreement as discussed. Second by Chad Anderson. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Motion to Adjourn - ACTION ITEM

Motion by Joanne Justesen to adjourn the council meeting. Second by Chad Anderson. Roll Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

The council meeting adjourned at 8:09 PM.

Dick Galbraith
Mayor

Ashlee Langley
City Clerk/Treasurer