

City of Heyburn Council Meeting & Public Hearing Minutes
Wednesday, August 22, 2018
7:00 P.M.

Mayor: Mayor Cleo Gallegos.

Council Present: Chad Anderson, Dick Galbraith, Joanne Justesen, and Rose Schmitt.

Employees Present:

Tony Morley, Ashlee Langley, and Paul Ross.

Welcome & Pledge

Meeting conducted by Mayor Cleo Gallegos who welcomed everyone to the meeting.

Mayor Gallegos asked City Attorney Paul Ross to lead those present in the Pledge of Allegiance.

Discuss / Consider Minutes of the August 08, 2018 Council Meeting & Public Hearing.

ACTION ITEM.

Motion by Chad Anderson to approve the minutes of the August 08, 2018 Council Meeting & Public Hearing as presented. Second by Joanne Justesen. Roll-Call Vote: Chad Anderson – Aye; Dick Galbraith – Aye; Joanne Justesen – Aye; Rose Schmitt – Aye.

Discuss / Consider Paying the Bills – ACTION ITEM

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

Public Hearing Regarding Judicial Confirmation for Wastewater Improvements

City Attorney Paul Ross briefed those present on the procedure for Public Hearings. Mr. Ross stated Public Hearings are to give the public an opportunity to participate and have their comments be heard. Mr. Ross stated the limit for comments will be held to 3 minutes per person. Mr. Ross reminded those present that there is to be no dialog with those commenting from the public.

Mr. Ross explained to those present that after the public hearing is closed no decisions can be made regarding the Resolution for Judicial Confirmation for the Wastewater Improvements due to a “cooling off” period set by state law. The resolution will be on the September 12, 2018 City Council Meeting for possible approval.

Mayor Cleo Gallegos opened the public hearing.

Mayor Gallegos asked for those speaking in favor of Judicial Confirmation for Wastewater Improvements to step forward.

Those speaking in favor were: None.

Mayor Gallegos asked for those speaking against Judicial Confirmation for Wastewater Improvements to step forward.

Those speaking against were: None.

Mayor Gallegos asked for those speaking neither against nor in favor of Judicial Confirmation for Wastewater Improvements to step forward.

Those speaking in neither against nor in favor were: None.

Hearing no further comments, Mayor Gallegos closed the public hearing.

Discuss Resolution No. 2018-10 Judicial Confirmation for Wastewater Improvements.

Mayor Gallegos opened the time up to the city council for discussion. No decisions were made.

Public Hearing on the FY 2018-19 Budget.

Those present reviewed the FY 2018-19 Budget.

Mayor Cleo Gallegos opened the public hearing.

Mayor Gallegos asked for those speaking in favor of the FY 2018-19 Budget to step forward.

Those speaking in favor were: None.

Mayor Gallegos asked for those speaking against the FY 2018-19 Budget to step forward.

Those speaking against were: None.

Mayor Gallegos asked for those speaking neither against nor in favor of the FY 2018-19 Budget to step forward.

Those speaking in neither against nor in favor were: None.

Hearing no further comments, Mayor Gallegos closed the public hearing.

Discuss / Consider the FY 2018-19 Budget. ACTION ITEM.

Mayor Gallegos opened the time up to the city council for discussion.

Motion by Joanne Justesen to approve the FY 2018-19 Budget as presented. Second by Rose Schmitt. Roll-Call Vote: Chad Anderson – Aye; Dick Galbraith – Aye; Joanne Justesen – Aye; Rose Schmitt – Aye.

Discuss / Consider / Adoption of Ordinance No. 2018-598 – Annual Appropriation Ordinance. ACTION ITEM. – With Suspension of the Rule Requiring Three Readings and Adopt in One Reading.

ORDINANCE NO. 2018-598

ORDINANCE FOR ANNUAL APPROPRIATION OF THE CITY OF HEYBURN FOR THE FISCAL YEAR BEGINNING 1 OCTOBER 2018, APPROPRIATING THE SUM OF \$28,135,661 TO DEFRAY THE EXPENSE AND LIABILITIES OF THE CITY OF HEYBURN FOR THE FISCAL YEAR, AUTHORIZING A LEVY OF SUFFICIENT TAX UPON TAXABLE PROPERTY, AND SPECIFYING THE OBJECTS AND PURPOSES FOR WHICH SAID APPROPRIATION IS MADE.

Motion by Joanne Justesen to have City Attorney Paul Ross read Ordinance No. 2018-598 for the Annual Appropriation Ordinance, with suspension of the rule requiring three readings and read one time by title only. Second by Chad Anderson. Roll-Call Vote: Chad Anderson – Aye; Dick Galbraith – Aye; Joanne Justesen – Aye; Rose Schmitt – Aye.

City Attorney Paul Ross read Ordinance No. 2018-598 one time, by title only.

Motion by Joanne Justesen to adopt Ordinance No. 2018-598 for the Annual Appropriation Ordinance. Second by Chad Anderson. Roll-Call Vote: Chad Anderson – Aye; Dick Galbraith – Aye; Joanne Justesen – Aye; Rose Schmitt – Aye.

Discuss / Consider Developers Agreement for Q & K Properties for Paisley’s Place Subdivision north of 21st Street and Q Street. ACTION ITEM.

This item was tabled to the September 12, 2018 City Council Meeting to allow more time for the Developer to review the agreement.

Mayors Time & Committee Reports

Mayor Cleo Gallegos stated the final walkthrough for the Walking Path has been completed and the City has signed off on the project.

Mayor Cleo Gallegos stated the Street Department Building is about a month and a half away from installation.

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

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

Executive Session

Pursuant to Idaho Code 74-206(1)(e) To consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations.

Motion by Dick Galbraith to go into Executive Session as per Idaho Code 74-206(1)(e) Matters of Trade or Commerce. Second by Joanne Justesen. Roll-Call Vote: Chad Anderson – Aye; Dick Galbraith – Aye; Joanne Justesen – Aye; Rose Schmitt – Aye.

Executive Session Minutes

The Executive Session was conducted by Mayor Cleo Gallegos. The topic was a matter of (e) to consider preliminary negotiations involving matters of trade or commerce in

which the governing body is in competition with governing bodies in other states or nations.

No decisions were made.

The Executive Session began at 7:26 PM and returned to open session at 8:08 PM.

Motion to Adjourn

Mayor Cleo Gallegos asked for a motion to adjourn the meeting.

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

The council meeting adjourned at 8:08 PM.

Cleo Gallegos
Mayor

Ashlee Langley
City Clerk/Treasurer