

17056

MINUTES OF THE REGULAR MEETING OF THE  
COUNCIL OF THE CITY OF MOUNTAIN HOME, ELMORE COUNTY, IDAHO,  
HELD ON FEBRUARY 8, 2010, AT 6:00 P.M.  
AT THE CITY HALL CHAMBERS, 160 SOUTH 3<sup>RD</sup> EAST  
MOUNTAIN HOME, IDAHO

17058

CALL MEETING TO ORDER/ESTABLISH A QUORUM

17058

PUBLIC HEARING - Cable Television Franchise Agreement

17058

PROCLAMATION - Supporting F-35 Scoping

17058

RECOGNIZING PERSONS IN THE AUDIENCE  
(Please limit comments to a maximum of 3 minutes)

17058

CIVIC GROUP REVIEWS  
Arts Council

17058

CONSENT AGENDA - All matters listed within this Consent Agenda section require formal Council action, but are typically routine or not of great controversy and will be enacted by one motion. Questions for the purpose of clarification may be asked about a particular item before the motion is voted on. However, for lengthy discussion or separate motion a Council member or citizen may request an item be removed from the Consent Agenda section and placed on the Regular Agenda.

A. APPROVAL OF MINUTES

Airport Board - January 19, 2010  
Parks & Recreation Board - January 20, 2010  
City Council - January 25, 2010  
Planning and Zoning Commission - February 1, 2010  
Special City Council - February 3, 2010

B. BILLS - 1/27/10 to 2/5/10 in the Amount of \$281,214.96

C. PAY ROLL - 12/26/09 to 1/22/10 in the Amount of  
\$428,447.54

D. PLANNING & ZONING RECOMMENDATIONS

1. Deny the Application for a Conditional Use Permit to have a small animal kennel at 875 East 11<sup>th</sup> North, Mountain Home, Idaho
2. Approve the Application for a Conditional Use Permit to install an 85' tall free standing high rise pole sign on McDonald's restaurant property located at 2840 American Legion Blvd., in Mountain Home, Idaho

E. AIRPORT BOARD RECOMMENDATION

1. City Council consider the option of the 2010 Crazy Days Carnival being held at the Mountain Home Airport

F. PARKS & RECREATION Board RECOMMEDATION

1. City Council consider no dogs, with the exception of service dogs, be allowed in the City Parks. The Dog Park and Bike Path are excluded in this recommendation. **(This item pulled from Consent Agenda and placed under New Business)**

G. APPROVE PLANNING AND ZONING BOARD APPOINTMENTS

1. Reappoint Clarence Joseph for a 6 year term expiring 02/16
2. Reappoint Ramona Yrazabal for a 6 year term expiring 02/16

H. APPROVE AIRPORT BOARD APPOINTMENTS

1. Reappoint Warren Bauer for a 4 year term expiring 02/14
2. Reappoint Tim Healey for a 4 year term expiring 02/14
3. Reappoint Phil Hazzard for a 4 year term expiring 02/14

I. APPROVE TRAFFIC SAFETY BOARD APPOINTMENTS

1. Reappoint Aaron Thomas for a 4 year term expiring 02/14
  2. Reappoint Bob Benbough for a 4 year term expiring 02/14
  3. Reappoint Joe Lasuen for a 4 year term expiring 02/14
- J. APPROVE PARKS & RECREATION BOARD APPOINTMENTS
1. Reappoint Theresa Bowman for a 4 year term expiring 02/14
  2. Reappoint Gene Bish for a 4 year term expiring 02/14
  3. Reappoint Cassandra Wenner for a 4 year term expiring 02/14
- K. APPROVE GOLF BOARD APPOINTMENTS
1. Reappoint Dave Tapp Sr. for a 4 year term expiring 02/14
  2. Reappoint Mark Grubb for a 4 year term expiring 02/14
  3. Reappoint Mark Wetherell for a 4 year term Expiring 02/14
  4. New Appointment of Nancy Mason for a 4 year term expiring 02/14
- L. APPROVE LIBRARY BOARD APPOINTMENT
1. Reappoint Cheryl McMurtrey for a 5 year term expiring 02/15
- M. APPROVE APPLICATION FOR TRANSIENT MERCHANT LICENSE for Jonathan Wheeler dba Wheeler's Wieners for a mobile Hot Dog Stand
- N. APPROVE APPLICATION FOR A SOLICITORS LICENSE for Joshua W. Liske dba Rhino Distributing LLC to sell Kirby Vacuums and Accessories door to door
- O. APPROVE APPLICATION TO RENEW A SOLICITORS LICENSE for Randall T. Deighton dba Safe Choice Systems LLC to sell Home Security Systems door to door
- P. CONSIDER REQUEST TO DONATE old Police Car to the City of Weiser to be used by their Citizens on Patrol Program and set a public hearing date for March 8, 2010 at 6:00 P.M.
- Q. PASS RESOLUTION #3-10 - Supporting F-35 Basing
- R. PASS RESOLUTION #4-10 - Amending Lease with FedEx

17060

DEPARTMENT HEAD REPORTS

17061

OLD BUSINESS

Action to Place Planning and Zoning Recommendation regarding an Application for a Conditional Use Permit by the Roman Catholic Diocese of Boise on the February 22, 2010 Council Agenda

17061

NEW BUSINESS

Items Removed from Consent Agenda Section  
 Discussion/Decision on Southwest Idaho RC&D membership  
 Discussion/Decision on State Land Appraisal

17062

ORDINANCES

Ordinance - Wind Turbine

ADJOURN

MINUTES OF THE REGULAR MEETING OF THE  
COUNCIL OF THE CITY OF MOUNTAIN HOME, ELMORE COUNTY, IDAHO,  
HELD ON FEBRUARY 8, 2010, AT 6:00 P.M.

The Council of the City of Mountain Home, Elmore County, Idaho, met at the City Hall Chambers 160 South 3<sup>rd</sup> East, Mountain Home, Idaho on February 8, 2010. A quorum was established with Councilman Urquidi, Councilman Anderson, Councilman Schroeder and Mayor Rist being present. Councilwoman Isaac was not present.

PUBLIC HEARING - Cable Television Franchise Agreement

Mayor Rist opened the Public Hearing at 6:02 P.M. in order to obtain public input on the Cable Television Franchise Agreement.

Pam Burgess, Regional Manager for Windjammer, said she will make herself available to answer questions that any one may have.

Councilwoman Isaac was present at 6:03 P.M.

Mayor Rist said we had an agreement when we had Camera 8 for a channel and he wanted to know the status of that channel.

Pam Burgess said the Cable Television Franchise provides that they provide that channel capacity to the City and it is the City's prerogative to choose whether it is used for public access, educational access or governmental uses.

Mayor Rist closed the Public Hearing on the Cable Television Franchise Agreement at 6:12 P.M.

PROCLAMATION - Supporting F-35 Scoping

City Clerk Nina Patterson read the Proclamation supporting the F-35 Scoping.

RECOGNIZING PERSONS IN THE AUDIENCE

Ernest Thompson, from Mountain Home, came forward to address the Council about the increase in the impact fees and the new regulations on every new home having a sprinkler system, grass and trees. He said their entry level homes have become unaffordable. He said on an entry level home it is \$13,000.00 to the City of Mountain Home just to start the process and then if they add the sprinkler system, grass and trees it comes to about \$17,000.00. He said their \$150,000.00 homes now have to be \$165,000.00 because of the fees.

Building Official Mike McCain said it does say they can put off any of their landscaping, including the sprinkler system, for six months with a letter from the owner saying that they are applying for a six month waiver.

Ernest Thompson said he feels that it should be the property owner's decision whether or not to put in a sprinkler system. He said if there was a scale on the \$200,000.00 houses you could average those costs and absorb it but it is hard to do on the entry level models.

Councilman Schroeder said we went through all the calculations of what impact each house has on our ability to sustain our infrastructure and growth paying for itself.

Ernest Thompson said something else needs to be worked out because it is hurting the young families looking to buy entry level homes.

CIVIC GROUP REVIEWS

Arts Council

Sally Cruser, Executive Director of the Mountain Home Arts Council, gave a mid-year report for the Arts Council.

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Councilman Urquidi moved to approve the Consent Agenda as printed.  
Councilman Schroeder seconded the motion.

Mayor Rist stated that the listed items above have been placed on the Consent Agenda. He asked if there was any member of the Council or Public who would like to have any of the items pulled from the Consent Agenda. He also asked if there was any member of the Council or Public who would like to have any of the items from the Consent Agenda discussed in full.

- Councilwoman Isaac said she would like to pull item F. Parks & Recreation Board Recommendation, 1. City Council consider no dogs, with the exception of service dogs, be allowed in the City Parks. The Dog Park and Bike Path are excluded in this recommendation, from the Consent Agenda and place it under New Business.
- Councilman Anderson said he was for denying the application for a Conditional Use Permit to have a small animal kennel at 875 East 11<sup>th</sup> North, Mountain Home, Idaho.

Marsha Stowell, of 875 East 11<sup>th</sup> North, Mountain Home, ID, said she doesn't have eighteen dogs anymore, she has found homes for four of them. She said she will continue to find homes for some of them, mostly the females. She said she would like to have permission to have fewer dogs but keep some of them.

Mayor Rist said fourteen dogs is a lot of dogs to have in a subdivision.

Councilman Schroeder said he would suggest to try to mend things with the neighbors in terms of how far you are going to go toward complying and how rapidly and see if you can rebuild those relationships.

Mayor Rist said you are selling the puppies so you would fall into a breeder category and that triggers the Conditional Use Permit because you have more than four dogs and we have the complaints.

- Councilman Urquidi asked about the carnival at the Airport.

Mayor Rist said the Airport Board was in support of having the carnival out there.

The following vote was recorded:

Councilman Anderson	AYE
Councilman Urquidi	AYE
Councilman Schroeder	AYE
Councilwoman Isaac	AYE

The vote being unanimous, the motion was carried and so ordered.

DEPARTMENT HEAD REPORTS

- Parks and Recreation Director Stan Franks said he has an excellent group of employees in the Recreation Department and he likes to have them come before the Council Minutes – February 8, 2010

Council every year and make a presentation on the things they do in the community.

Crystal Anderson, Recreation Marketing Coordinator, gave a presentation on what the Recreation Department has been doing.

- Councilwoman Isaac asked Building Official Mike McCain how many Building Permits have been issued for new homes.

Building Official Mike McCain said four.

- Building Official Mike McCain talked about the Permit-n-Force program. He said this program would enable the Building Department to tie into Caselle as well as be able to look up any piece of property and find out every detail about it.

#### OLD BUSINESS

##### Action to Place Planning and Zoning Recommendation regarding an Application for a Conditional Use Permit by the Roman Catholic Diocese of Boise on the February 22, 2010 Council Agenda

Councilman Anderson moved to place the Planning and Zoning Recommendation regarding an Application for a Conditional Use Permit by the Roman Catholic Diocese of Boise on the February 22, 2010 Council Agenda. Councilman Schroeder seconded the motion.

Councilwoman Isaac said in fairness she would like the City to have a Public Hearing because the Roman Catholic Diocese was able to come and make a presentation it wasn't posted or advertised that they were making a presentation and she feels that people who might have objections or questions were not given fair opportunity to hear their presentation.

Councilman Anderson moved to amend the motion and place Planning and Zoning Recommendation regarding an application for a Conditional Use Permit by the Roman Catholic Diocese of Boise on the Council Agenda with a Public Hearing on March 8, 2010. Councilman Schroeder seconded the amended motion.

The following vote was recorded:

Councilman Anderson	AYE
Councilman Urquidi	AYE
Councilman Schroeder	AYE
Councilwoman Isaac	AYE

The vote being unanimous, the amended motion was carried and so ordered.

#### NEW BUSINESS

##### Items Removed from Consent Agenda Section

##### F. Parks & Recreation Board Recommendation

1. City Council consider no dogs, with the exception of service dogs, be allowed in the City Parks. The Dog Park and Bike Path are excluded in this recommendation

Councilwoman Isaac said she feels that everyone is being punished for the people that don't clean up after their dogs. She said maybe there could be a compromise and put a notice in the paper to say that this right will be taken away if people don't start cleaning up after their dogs.

Councilman Urquidi said he doesn't have a problem saying Legacy Park is a no dog park because that is where we have most of our activities for the kids in our community. He said it is a safety issue.

Councilwoman Isaac moved to table the Parks and Recreation Board Recommendation for the City Council to consider no dogs, with the exception of service dogs, be allowed in the City Parks. The Dog Park and Bike Path are excluded in this recommendation, until the next City Council meeting on February 22, 2010. Councilman Schroeder seconded the motion.

The following vote was recorded:

Councilman Anderson	AYE
Councilman Urquidi	AYE
Councilman Schroeder	AYE
Councilwoman Isaac	AYE

The vote being in unanimous, the motion was carried and so ordered.

Discussion/Decision on Southwest Idaho RC&D membership

Mayor Rist said we pay a membership fee of \$500.00 per year, we questioned whether we wanted to pay it last year and we did but do we want to do it this year. He said it gets into a situation of benefit.

Councilwoman Isaac asked if they got anything in return.

Mayor Rist said they haven't received anything from them in a number of years.

Parks and Recreation Director Stan Franks said he feels it has to do with no one having time to attend the meetings and be readily involved in it. He said a lot of communities have benefited from RC&D. He feels it is a good organization, he just doesn't know how they will benefit from it.

Councilman Schroeder moved to not renew the City's membership with Southwest Idaho RC&D for this year. Councilman Anderson seconded the motion.

The following vote was recorded:

Councilman Anderson	AYE
Councilman Urquidi	AYE
Councilman Schroeder	AYE
Councilwoman Isaac	AYE

The vote being in unanimous, the motion was carried and so ordered.

Discussion/Decision on State Land Appraisal

Councilman Urquidi moved to approve a second appraisal on State Land. Councilman Schroeder seconded the motion.

The following vote was recorded:

Councilman Anderson	AYE
Councilman Urquidi	AYE
Councilman Schroeder	AYE
Councilwoman Isaac	AYE

The vote being in unanimous, the motion was carried and so ordered.

ORDINANCES

Ordinance - Wind Turbine

The City Clerk read the Ordinance for its second reading by Title only.

Mayor Rist asked, "Does this Ordinance pass its second reading by Title only?"

The following vote was recorded:

Councilman Anderson	AYE
Councilman Urquidi	AYE
Councilman Schroeder	AYE
Councilwoman Isaac	AYE

The vote being unanimous, the motion was carried and so ordered.

ADJOURN

There being no further business to come before the Council, the meeting was adjourned at 7:43 P.M. by Orders from the Mayor.

ATTEST: \_\_\_\_\_  
Nina Patterson, City Clerk

\_\_\_\_\_  
Tom Rist, Mayor