The Emmett City Council held a regular meeting at 501 E. Main Street, Emmett, Idaho.

Mayor Petrie called the meeting to order at 7:00p.m.

Mayor Petrie led the **Pledge of Allegiance**

Chris Abrahamsen offered the **Community Invocation**

**Council Present**: Council President Steve Nebeker, Councilor Jodi Harris, Councilor Gary Resinkin, Councilor Denise Sorenson, Councilor Eltona Henderson

**Council Present via telephone:** Councilor Thomas Butler

**Council Absent:**

**Staff Present:** Lyleen Jerome, Brian Sullivan, Curt Christensen, Alyce Kelley, Steve Kunka, Mike Knittel

**Staff Present via telephone**: Clint Seamons.

**Public Present:**

**Public Present via telephone**: None

**Amendments to the Agenda**: #7 Public Hearing for the Annexation #ANN22-002 with Preliminary Plat PP#22-002 was removed from the agenda. Alyce Kelley’s presentation on the Talking Book Library Presentation moved up to Announcements and Good of the Order.

**Declaration of Conflicts of Interest:**  None

**Declaration of Council Members’ Discussion Outside an Open Meeting**: None

**ELECTED OFFICIALS:**

**Mayor** – Proclamations: Constitution Week – Mayor Petrie presented to the Daughters of the American Revolution a Proclamation for Constitution Week, September 17-23, 2022.

**City Council** – No Comments

**Announcements and Good of the Order** – Alyce Kelley, Library Director presented a Talking Book Library Presentation. Alyce informed the Council that the Daughters of the American Revolution would be supporting the Talking Book Library at the Emmett Public Library.

**CONSENT AGENDA**:

**Approval of Minutes** – August 23,2022

**Approval of Accounts Payable**

**Approve Permits** – None

Councilor Henderson moved to approve **THE CONSENT AGENDA AS PRESENTED.** Seconded byCouncilor Resinkin. The motion passed by **voice vote.**

**NON-CONSENT AGENDA**

**BUSINESS:**

Brian Sullivan, Building Official, City Planner reviewed the Zoning Commission’s recommendations requested approval of a Final Plat Application. Councilor Sorenson **MOVED TO APPROVE FINAL PLAT APPLICATION #FP22-002 LEGACY HEIGHTS SUBDIVISION AND ADOPT THE SITE-SPECIFIC CONDITIONS OF APPROVAL AS NOTED IN SECTION #4 OF THE STAFF REPORT.** Seconded by Council President Nebeker. The motion passed by **voice vote.**

Fred Taggart, Owner of Fourth Street Fusion, 105 E. 4th Street, Emmett, ID requests an exception to Code #23-1011B Bars or Taverns not allowed near Churches or Schools. Council President Nebeker **MOVED TO APPROVE TO ALLOW FOURTH STREET FUSION TO SERVE BEER AND WINE MONDAY THRU FRIDAY DURING THE SCHOOL YEAR FROM 3PM – 2AM, SATURDAYS AND SUNDAYS AND HOLIDAYS FOLLOWING THE STATE REGULATIONS.** Seconded by Councilor Henderson. The motion passed by **voice vote.**

Mike Knittel, IT Systems Director requests approval of Ordinance #O2022-12. AN ORDINANCE ENACTING A NEW CHAPTER 10 TO TITLE 7, EMMETT CITY CODE, ENTITLED “FIBER OPTIC SYSTEM” SETTING FORTH THE PURPOSE; DEFINITIONS; OWNERSHIP, CONTROL, AND MANAGEMENT; APPLICABILITY; LIABILITY; PENALTY AND PROVIDING AN EFFECTIVE DATE

Council President Nebeker **MOVED TO APPROVE ORDINANCE #O2022-12** **AND DISPENSE WITH THE RULE REQUIRING ORDINANCES TO READ ON THREE SEPARATE DAYS AND ONCE IN FULL, AND THAT THE ORDINANCE BE READ ONCE BY TITLE.** Seconded by Councilor Resinkin

YAYS: Council President Nebeker, Councilor Resinkin, Councilor Sorenson, Councilor Harris, Councilor Butler, Councilor Henderson

NAYS: None

**Motion Carried.**

Mike Knittel, IT Systems Director read Ordinance #O2022-12 by title.

Councilor Sorenson **MOVED TO ACCEPT THE FIRST AND ONLY READING OF ORDINANCE #O2022-12, DIRECT THE MAYOR TO SIGN, AND DIRECT THAT IT BE PUBLISHED BY SUMMARY.** Seconded by Councilor Resinkin

YAYS: Council President Nebeker, Councilor Resinkin, Councilor Sorenson, Councilor Harris, Councilor Butler, Councilor Henderson

NAYS: None

**Motion Carried.**

Steve Kunka, Police Chief requests approval of Ordinance #O2022-13. AN ORDINANCE OF THE CITY OF EMMETT, IDAHO; AMENDING TITLE 5, CHAPTER 2A, SECTION 5, SUBSECTION C: DOGS IN CITY PARKS; PROVIDING FOR NOTICES THAT IT IS AN INFRACTION FOR HAVING A DOG IN THE CITY PARK DURING CHERRY FESTIVAL; MAKING IT AN INFRACTION FOR VIOLATING SUBSECTION C; AND PROVIDING AN EFFECTIVE DATE.

Council Sorenson **MOVED TO APPROVE ORDINANCE #O2022-13** **AND DISPENSE WITH THE RULE REQUIRING ORDINANCES TO READ ON THREE SEPARATE DAYS AND ONCE IN FULL, AND THAT THE ORDINANCE BE READ ONCE BY TITLE.** Seconded by Councilor Resinkin **Roll Call Vote.**

YAYS: Council President Nebeker, Councilor Resinkin, Councilor Sorenson, Councilor Harris, Councilor Butler, Councilor Henderson

NAYS: None

**Motion Carried.**

Steve Kunka, Police Chief read Ordinance #O2022-13 by title.

Council President Nebeker **MOVED TO ACCEPT THE FIRST AND ONLY READING OF ORDINANCE #O2022-13, DIRECT THE MAYOR TO SIGN, AND DIRECT THAT IT BE PUBLISHED BY SUMMARY.** Seconded by Councilor Henderson **Roll Call Vote.**

YAYS: Council President Nebeker, Councilor Resinkin, Councilor Sorenson, Councilor Harris, Councilor Butler, Councilor Henderson

NAYS: None

**Motion Carried.**

Lyleen Jerome, City Clerk requests approval of Ordinance #2022-14. AN ORDINANCE AMENDING ORDINANCE #O2022-09; WHICH AMENDS THE ORIGINAL APPROPRIATING SUM OF $9,648,579 TO A NEW APPROPRIATING SUM OF $9,647,569.

Council President **MOVED TO APPROVE ORDINANCE #O2022-14** **AND DISPENSE WITH THE RULE REQUIRING ORDINANCES TO READ ON THREE SEPARATE DAYS AND ONCE IN FULL, AND THAT THE ORDINANCE BE READ ONCE BY TITLE.** Seconded by Councilor Resinkin. **Roll Call Vote.**

AYES: Council President Nebeker, Councilor Resinkin, Councilor Sorenson, Councilor Harris, Councilor Butler, Councilor Henderson

NAYS: None

**Motion Carried.**

Lyleen Jerome, City Clerk read Ordinance #O2022-14 by title.

Councilor Sorenson **MOVED TO ACCEPT THE FIRST AND ONLY READING OF ORDINANCE #O2022-14, DIRECT THE MAYOR TO SIGN, AND DIRECT THAT IT BE PUBLISHED IN FULL.** Seconded by Council Henderson. **Roll Call Vote.**

YAYS: Council President Nebeker, Councilor Resinkin, Councilor Sorenson, Councilor Harris, Councilor Butler, Councilor Henderson

NAYS: None

**Motion Carried.**

Clint Seamons, Public Works Director requests approval of Resolution SRF-03. Councilor Henderson **MOVED TO APPROVE STATE OF IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY AUTHORIZING RESOLUTION ATTACHMENT SRF-03 FOR GRANT AND LOAN TO SIGN THE WASTEWATER PLANNING GRANT APPLICATION ATTACHMENT SRF-01 & WATER PLANNING GRANT APPLICATION ATTACHMENT SRF-01.** Seconded by Councilor Sorenson. The motion passed by **voice vote**

Clint Seamons, Public Works Director requests approval of Agreement with Keller Associates. Councilor Henderson **MOVED TO APPROVE AGREEMENT FOR PROFESSIONAL SERVICES TO KELLER ASSOICATES FOR 2022 WASTEWATER COLLECTION SYSTEM MASTER PLAN UPDATE IN THE AMOUNT OF $120,000.00 & AGREEMENT FOR PROFESSIONAL SERVICES TO KELLER ASSOCIATES FOR 2022 WATER MASTER PLAN UPDATE IN THE AMOUNT OF $100,000.00.** Seconded by Councilor Resinkin. **Roll Call Vote.**

AYES: Council President Nebeker, Councilor Resinkin, Councilor Sorenson, Councilor Harris, Councilor Butler, Councilor Henderson

NAYS: None

**Motion Carried.**

**DEPARTMENT/ ACTIVITY REPORTS**

**A. Building Official/City Planner –** No Report

**B. Clerk** – Lyleen Jerome, City Clerk – No Report

**C. Fire** – Curt Christensen, Fire Chief– October 15th will be the Emmett Fire Department Chili Feed.

**D. Library** – Alyce Kelley, Director– No Report

**E. Police -** Steve Kunka, Police Chief– No Report

**F. Public Works** – Clint Seamons, Public Works Director– No Report

**G. Systems Administrator** – Mike Knittel, IT Systems Director– No Report

**H. Engineer -** None

Councilor Henderson **MOVED TO ADJOURN.** Seconded byCouncilor Harris. The motion was passed by **voice vote.**

**Meeting Adjourned 8:42 p.m.**

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**Mayor Gordon Petrie Lyleen Jerome, City Clerk**