

**MINUTES OF THE  
COUNCIL MEETING OF THE  
MAYOR AND COUNCIL  
JANUARY 26<sup>TH</sup>, 2021**

Minutes of the regular council meeting of the Mayor and the City Council of Rupert, Idaho on the twenty-sixth day of January 2021, in the Council Chambers located inside City Hall at 624 F Street, Rupert, Idaho at the hour of 7:00 PM.

**Present:** Mayor Michael D. Brown  
Councilmembers Present: Heward, Jones, Swensen, Faux  
City Administrator Kelly Anthon  
City Clerk Bayley Maughan  
City Attorney Lance Stevenson

**Visitors:** David Joyce, Roger Davis, Leslie Garner, Mary Andersen, Vincent Sandstoe, Shambry Emero (Employees)  
Todd Wheeler, Tony Poovey, Melvin Snyder, Dusty Adams, Greg Teeter, Jeff Faux, Rick & June Larsen, Laurie Welch (Visitors)

Mayor Brown welcomed everyone and called the meeting to order at 7:00 PM.

Councilman Swensen led everyone in the Pledge.

Dusty Adams gave invocation.

Mayor Brown called for any addenda to the agenda and the changes were as follows:

**9. NEW BUSINESS**

**Item: A. Installation of Council member Faux**

Mayor Brown administered the oath of office to new Councilmember Kristen Faux. Councilwoman Faux took her place with the Council.

Mayor Brown called for any addenda to the agenda and the changes were as follows:

**ADDENDA TO THE AGENDA**

Addition of Item: 9. G. Discussion & Possible Approval of the Operational Agreement with Bonneville Power Administration

This item was already past due for signatures; however, it had just been received by City Hall. This item was recognized as an emergency and added to the regular agenda.

**4. CONSENT AGENDA**

**Items: A. & B. Approval of the Bills, Payroll, & Minutes**

Councilman Swensen made a motion to approve the bills, payroll, minutes of the January 12<sup>th</sup>, 2021 regular council meeting and the addenda to the agenda as presented. Councilman Heward seconded and the motion carried.

## **9. NEW BUSINESS (Continued)**

### **Item: B. PUBLIC HEARING – Larsen Property Annexation, Zoning Designation, & Preliminary Plat Application**

City Administrator, Kelly Anthon, introduced the application from Rick Larsen for annexation and zoning designation of his property and the preliminary plat for his subdivision plans.

Larsen gave a brief explanation of his plans to build homes on the property, as he had done on adjacent properties. Larsen had been working with engineers and City departments to work out the infrastructure needs. Larsen was asking for a zoning designation of Residential Medium.

Mayor Brown opened the public hearing at 7:05 PM.  
There were no public comments.

Mayor Brown adjourned the public hearing at 7:06 PM.

## **7. ORDINANCES – RESOLUTIONS**

### **Item: A. Ordinance 21-501 Larsen Property Annexation**

#### **ORDINANCE NO. 21-501**

AN ORDINANCE OF THE CITY OF RUPERT, IDAHO, ANNEXING REAL PROPERTY TO THE CITY OF RUPERT, IDAHO: DECLARING THE SAME TO BE A PART OF THE CITY OF RUPERT, IDAHO; DIRECTING THE CITY CLERK TO FILE WITH THE COUNTY RECORDER, ASSESSOR, AND TAX COLLECTOR OF MINIDOKA COUNTY, IDAHO, AND WITH THE STATE TAX COMMISSION, BOISE, IDAHO, A CERTIFIED COPY OF THIS ORDINANCE; PROVIDING THAT A MAP AND LEGAL DESCRIPTION OF SAID LANDS BE FILED AS PROVIDED BY LAW; DECLARING SAID LANDS TO BE ZONED UNDER THE RUPERT CITY ZONING ACT AS DESIGNATED HEREIN; AND PROVIDING AN EFFECTIVE DATE FOR THIS ORDINANCE.

Councilman Swensen made a motion to suspend the rules and have one reading by title only of Ordinance 21-501. Councilwoman Jones seconded and the roll call was as follows:

**Ayes:** Councilman Heward, Councilwoman Faux, Councilman Swensen, Councilwoman Jones

**Nays:** None

The motion carried.

City Attorney, Lance Stevenson, read Ordinance 21-501 aloud and by title only.

Councilman Swensen made a motion to adopt Ordinance 21-501, annexing the Larsen property, zoning the property as Residential Medium, and approving the Preliminary Plat as presented. Councilwoman Jones seconded and the roll call was as follows:

**Ayes:** Councilman Heward, Councilwoman Faux, Councilman Swensen, Councilwoman Jones

**Nays:** None

The motion carried.

## **9. NEW BUSINESS (Continued)**

### **Item: B. PUBLIC HEARING – Teeter Property Annexation & Zoning Designation**

Anthon introduced the application for annexation from Greg Teeter.

There was brief discussion regarding the different zoning designation options for the property and that both proposed options would be conducive to the surrounding area. Teeter expressed that he would prefer the zoning designation of Commercial General.

Mayor Brown opened the public hearing at 7:15 PM.  
There were no public comments.

Mayor Brown closed the public hearing at 7:16 PM.

## **7. ORDINANCES – RESOLUTIONS (Continued)**

### **Item: B. Ordinance 21-502 Teeter Property Annexation**

ORDINANCE NO. 21-502

AN ORDINANCE OF THE CITY OF RUPERT, IDAHO, ANNEXING REAL PROPERTY TO THE CITY OF RUPERT, IDAHO: DECLARING THE SAME TO BE A PART OF THE CITY OF RUPERT, IDAHO; DIRECTING THE CITY CLERK TO FILE WITH THE COUNTY RECORDER, ASSESSOR, AND TAX COLLECTOR OF MINIDOKA COUNTY, IDAHO, AND WITH THE STATE TAX COMMISSION, BOISE, IDAHO, A CERTIFIED COPY OF THIS ORDINANCE; PROVIDING THAT A MAP AND LEGAL DESCRIPTION OF SAID LANDS BE FILED AS PROVIDED BY LAW; DECLARING SAID LANDS TO BE ZONED UNDER THE RUPERT CITY ZONING ACT AS DESIGNATED HEREIN; AND PROVIDING AN EFFECTIVE DATE FOR THIS ORDINANCE.

Councilman Swensen made a motion to suspend the rules and have one reading by title only of Ordinance 21-502. Councilwoman Jones seconded and the roll call was as follows:

**Ayes:** Councilman Heward, Councilwoman Faux, Councilman Swensen, Councilwoman Jones

**Nays:** None

The motion carried.

Stevenson read Ordinance 21-502 aloud by title only.

Councilman Swensen made a motion to adopt Ordinance 21-502, annexing the Greg Teeter property and providing the zoning designation of Commercial General. Councilman Heward seconded and the roll call was as follows:

**Ayes:** Councilman Heward, Councilwoman Faux, Councilman Swensen, Councilwoman Jones

**Nays:** None

The motion carried.

### **Item: C. Resolution 21-104 Idaho Transportation Dept. Agreement**

Anthon explained that the City had previously entered into a grant process with the Idaho Transportation Department. The City was now being required to put down a \$500 earnest money payment for the grant and to sign off on the agreement to the terms of the grant money.

Stevenson read Resolution 21-104 aloud and by title only.

Councilwoman Jones made a motion to adopt Resolution 21-104. Councilman Swensen seconded and the roll call was as follows:

**Ayes:** Councilman Heward, Councilwoman Faux, Councilman Swensen, Councilwoman Jones

**Nays:** None

The motion carried.

## **9. NEW BUSINESS (Continued)**

### **Item: D. Possible Appointment of Ridge Lee to the Library Board**

Mayor Brown stated that he would like to appoint Ridge Lee to the Library Board.

Councilwoman Jones made a motion to ratify the Mayor's appointment of Ridge Lee to the Library Board. Councilman Swensen seconded and the roll call was as follows:

**Ayes:** Councilman Heward, Councilwoman Faux, Councilman Swensen, Councilwoman Jones

**Nays:** None

The motion carried.

### **Item: E. Possible Appointment of Leslie Garner as Treasurer**

Mayor Brown stated that he would like to appoint Leslie Garner at City Treasurer.

Councilman Swensen made a motion to ratify the Mayor's appointment of Leslie Garner as City Treasurer. Councilwoman Jones seconded and the roll call was as follows:

**Ayes:** Councilman Heward, Councilwoman Faux, Councilman Swensen, Councilwoman Jones

**Nays:** None

The motion carried.

### **Item: F. Discussion & Possible Approval to Write off Delinquent Utility Accounts**

City Clerk, Bayley Maughan, presented a list of delinquent accounts that had been sent to collections and were needing to be written off of the general ledger. The list of accounts totaled \$10,418.55.

Councilman Swensen made a motion to write off the presented list of delinquent accounts from the City's general ledger. Councilwoman Jones seconded and the roll call was as follows:

**Ayes:** Councilman Heward, Councilwoman Faux, Councilman Swensen, Councilwoman Jones

**Nays:** None

The motion carried.

## **13. CORRESPONDENCE**

Mayor Brown read aloud a thank you letter from the Census Bureau for Rupert's cooperation and assistance in the 2020 Census.

With no further business before the Mayor and Council, Mayor Brown adjourned the meeting at 7:34 PM.