

CITY OF GENESEE

Location: 140 E Walnut Street Genesee, ID 83832

CITY COUNCIL

May 4, 2021

REGULAR COUNCIL MEETING

MINUTES

6:00 PM

CALL TO ORDER - The Genesee City Council met May 4, 2021. Mayor Sperber, called the meeting to order at 5:30pm in front of City Hall.

ROLL CALL – Council Members: Nyla Roach, John Hermann, Bill Krick; City Engineer Scott Becker, Maintenance Supervisor Dustin Brinkly (VIA ZOOM), City Attorney Jennifer Douglass, City Clerk/Treasurer Karyn Wright and Deputy City Clerk/Treasurer Debi Zenner. ABSENT: Cody Bailey

UNFINISHED BUSINESS:

Councilmember Recusal Regarding Application for Rezone of Larsen Property at 442 North Spruce Street: Tim read a statement recusing himself from anything having to do with 442 N Spruce Street. “Prior to being appointed as Mayor of the City of Genesee, I signed in support, and at Roger Kinyon’s request, an application to rezone the property at 442 North Spruce Street. My family and I share a close friendship with Roger Kinyon. I live in the neighborhood and am a neighbor of Roger Kinyon. I do not believe that I have a financial interest in the outcome and am not at all concerned about the effect of this application on the value of my home; thus I do not appear to have a financial interest leading to a conflict as strictly defined, but I believe that these other factors lead to a necessary recusal.

After my appointment and prior to my familiarizing myself with this application as mayor, Roger Kinyon called me to discuss this application. I did not contact Roger Kinyon regarding the application.

For purposes of making a record and because this appears to be an *ex parte* communication by Mr. Kinyon, the communication prior to my first council meeting, Mr. Kinyon called me and asked me if this zoning application could be “resolved?” I informed him that I was still unfamiliar with the application and did not have any ideas as to how it might be resolved. Mr. Kinyon is a dear friend of mine and I also respect the process and the due process rights of all parties involved. Therefore, I am making this record to be transparent about this communication.”

Motion made by John seconded by Bill to go into Executive Session under Idaho Code 74-206(1)(f) at 6:08pm

ROLL CALL VOTE: Roach, Krick, Hermann, AYES motion carried.

Motion to come out of Executive Session and back into Regular Session by John seconded Bill by at 6:52pm

ROLL CALL VOTE: Roach, Krick, Hermann, AYES, motion carried.

Application for Rezone of Larsen Property at 442 North Spruce Street:

John make a motion, seconded by Bill, to direct the clerk to publish and notify adjoining land owners in compliance with the Local Land Use Planning Act; **ROLL CALL: Roach, Krick, Hermann; AYES, motion carried.**

Bill made a motion, seconded by John, to direct the Planning and Zoning Commission to Conduct a Hearing on Remand of the rezone of the property at 442 N Spruce Street. **ROLL CALL VOTE: Roach, Krick, Hermann, AYES, motion carried.**

VISITORS: Jennifer Tengono, Roger Kinyon, Gary & Linda Kiss, Alan Weiss, Don Galloway, Randy Cannon, Ryan Rehder and Kristina Gillespie

CONSENT AGENDA Motion made by John seconded by Nyla to accept the consent agenda as presented; **ROLL CALL VOTE: ROACH, KRICK, HERMANN, AYES, motion carried.** John wanted to include a note that Check #035718 to Titan Technologies, in the amount of \$111,605.91, came out of the Sewer Bond and not from General funds.

UNFINISHED BUSINESS:

Approval of Latah County and Nez Perce County Title Reports: Jennifer read a statement, discussing some exceptions she would recommend. She will contact Mr. Wagner to let him know and then will forward to Council. John made a motion, seconded by Nyla to table the Nez Perce and Latah County Title Reports for our May 11th workshop/special council meeting; **VOICE VOTE: AYES motion carried.**

INTRODUCTION, READINGS AND ADOPTION OF ORDINANCES & RESOLUTIONS

Resolution 2021-2 Latah County, Idaho Multi-Jurisdictional Hazard Mitigation Plan: Mayor Sperber read the Resolution aloud; Motion made by Bill seconded by John to accept and approve Resolution 2021-2; **ROLL CALL VOTE: KRICK, ROACH, HERMANN, AYES, motion carried.**

CITY OFFICIAL, COUNCIL AND STAFF REPORTS

JOHN: looking at AIC website and we are in line to receive 200K from the rescue planning act, we had to make sure we had a current DUNS number, then payment will, hopefully, be forthcoming this month. We need to look at the rules and regulations of what the money can be used for. There is a webinar available on this information, coming soon. City Hall is still manned every day, with Debi and Karyn working in the office and at home. In the near future we would like to open the office and have both of them back in the office working together. We have also received another inquiry regarding renting the Senior Center.

NYLA: Nine trees in the park have been taken down and the wood will be picked up, the stumps ground and new trees planted. Once the trees came down, Nyla noticed the roof on the pumphouse needs to be replaced. Probably won't do anything until the Fall, there is a bees nest near the chimney that's probably been there a year. Nyla will contact someone from the UI to see what can be done. It was mentioned that people see Nyla out working in the parks and her work is very much noticed and appreciated.

BILL: Water tanks will go up on Laurel Street, hopefully this week. Will get with Dustin to attempt to make it easier for people to access.

DUSTIN: Averaging about 12 hours on Well #5. No updates on test well, but hoping to start this week. Will contact Latah Sanitation to see if we can make room for more compost bins, especially for the months of April/May and September/October. Dustin has put together a sign for the compost area. It's 2'x3', stating what you cannot dump, along with adding the Ordinance number. It was also discussed getting a camera out there that is solar powered. The start up would cost around \$300.

SCOTT: Sewer line for Kyle Hamilton. Scott wondered, since this cost is going to be so great, if we had anything in place that the property owner, or purchasers of the lots that are for sale, in that area, go in on the cost? Mr. Hamilton has to put in a 400' foot sewer line to access his property. Mayor Sperber will look into this for precedence so the first developer wouldn't have to pay the full amount. Also discussed the Latah County multijurisdictional transportation committee. They will meet June 7th in the Fire Station at 7am, or at the Fairgrounds in Moscow. South Latah Hwy District would like to have the meeting in Genesee, if possible.


KARYN: Streets received approximately 11K from the State of Idaho HB 308.

CORRESPONDENCE: Mayor Sperber read a Thank you card from Julie Odenborg and family.

ADJOURNMENT Motion made by Bill seconded by John to adjourn at 7:41pm **VOICE VOTE: AYES motion carried.**



Tim Sperber, Mayor



Debi Zenner, Deputy Clerk/Treasurer