

**MINUTES OF THE
COUNCIL MEETING OF THE
MAYOR & COUNCIL
OF THE CITY OF RUPERT, IDAHO
SEPTEMBER 12th, 2023**

Minutes of the regular meeting of the Mayor and the City Council of Rupert, Idaho on the twelfth day of September, 2023 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: Thompson, Faux, Heward, Jones
City Administrator Kelly Anthon
City Clerk Bayley Maughan
City Attorney Lance Stevenson

Visitors: Jeff McEwen, Ginger Smith, Sam Kuoha (Employees)
Amanda Larsen, Dave Pinther, Sara Adams, Don Garner, Steve Trevino
(Visitors)

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

Don Garner gave invocation.

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

ADDENDA TO THE AGENDA

9. NEW BUSINESS

ACTION ITEM Addition of item 9. G. Discussion & Possible Approval Regarding Personnel Related Agreement – Kelly Anthon

This item is being added on to the agenda as an emergency item as it needs to be discussed with legal counsel and acted on immediately in order for the City to avoid legal action.

CONSENT AGENDA

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

Councilman Heward made a motion to approve the bills, payroll, minutes of the August 22nd, 2023 regular council meeting and the addenda to the agenda as presented. Councilwoman Faux seconded and the motion carried.

OLD BUSINESS

Item: A. Discussion & Possible Action Regarding the Purchase of Haymill Substation

The Council was presented with a Bill of Sale for the personal property at the substation and a Real Estate Contract for the purchase of real property at Haymill substation. The total purchase amount was \$139,500. There were no concerns with either contract.

Councilman Heward made a motion to approve the Bill of Sale and the Real Estate Contract for the purchase of the Haymill substation in the total amount of \$139,500 and authorize the Mayor to sign the same. Councilman Thompson seconded and the roll call was as follows:

Ayes: Councilman Thompson, Councilwoman Faux, Councilman Heward, Councilwoman Jones

Nays: None

The motion carried.

Item: B. Discussion & Possible Action Regarding the City Owned Liquor License

There was no action taken.

Item: C. Discussion & Possible Action Regarding the MID Contract for South A Street Stormwater

This item was reviewed but not yet ready for action to be taken.

NEW BUSINESS

Item: A. Discussion & Possible Action Regarding the Communications Contract with Minidoka County

County Sherriff, Dave Pinther, presented the Mayor and Council with a new contract for the dispatch and communication services agreement. The amount of \$81,104.84 proposed in the agreement was adopted into the City's upcoming budget. There were no concerns.

Councilman Heward made a motion to approve the Communications Contract with Minidoka County and authorize the Mayor to sign the same. Councilwoman Jones seconded and the roll call was as follows:

Ayes: Councilman Thompson, Councilwoman Faux, Councilman Heward, Councilwoman Jones

Nays: None

The motion carried.

Item: B. Discussion & Possible Approval to Waive Park Fees and Provide Permits for the St. Nicholas Gala Event

Sara Adams came before the Mayor and Council to ask that fees be waived for the use of Fremont Plaza for the St. Nicholas Gala and also for their alcoholic beverage permit to be approved, allowing for the consumption of alcohol at the event. Adams had already met with City staff to go over park needs and a catering permit had already been purchased and approved for their vendor.

Councilwoman Jones made a motion to waive the fees for the St. Nicholas Gala event in Fremont Plaza and to approve of the alcoholic beverage permit for the event. Councilwoman Faux seconded and the roll call was as follows:

Ayes: Councilman Thompson, Councilwoman Faux, Councilman Heward, Councilwoman Jones

Nays: None

The motion carried.

Item: C. Discussion & Possible Approval of the ICAC Unit Task Force Agent Agreement

Chief McEwen presented an agreement with ICAC that provided an opportunity for Officer Kuoha to work as an ICAC Unit Task Force Agent, receiving compensation for wages and other benefits, and working under the direction of the Attorney General. The City has already been heavily involved with ICAC for over ten years. There were no concerns.

Councilman Heward made a motion to approve of the ICAC Unit Task Force Agent Agreement and authorize Chief McEwen to sign the same as the agency's representative. Councilwoman Faux seconded and the roll call was as follows:

Ayes: Councilman Thompson, Councilwoman Faux, Councilman Heward, Councilwoman Jones

Nays: None

The motion carried.

Item: D. Discussion & Possible Approval for the 2023-2024 School Resource Officer Agreement

Chief McEwen presented the new SRO Agreement with Minidoka County School District for the current school year. There were no changes to the agreement from the previous years. There were no concerns.

Councilwoman Jones made a motion to approve the 2023-2024 School Resource Officer Agreement as presented. Councilman Thompson seconded and the roll call was as follows:

Ayes: Councilman Thompson, Councilwoman Faux, Councilman Heward, Councilwoman Jones

Nays: None

The motion carried.

Item: E. Discussion & Possible Approval to Write Off Delinquent Assessments to the Minidoka County Tax Roll

City Clerk, Bayley Maughan, presented the mayor and Council with a list of delinquent irrigation assessments from the previous year that were ready to be moved to the Minidoka County Tax Roll for collection.

Councilman Thompson made a motion to authorize the writing off of the presented assessments in the total amount of \$3,242.04, to the Minidoka County Tax Roll. Councilwoman Faux seconded and the roll call was as follows:

Ayes: Councilman Thompson, Councilwoman Faux, Councilman Heward, Councilwoman Jones

Nays: None

The motion carried.

Item: F. Discussion & Possible Approval to Declare Misc. City Property Surplus

Maughan presented a list of miscellaneous items that the various departments had put together. The items were no longer of any use or value to the City.

Councilman Heward made a motion to surplus the list of items presented and authorize each department head to sell or dispose of the items in an effort to get fair market value. Councilwoman Jones seconded and the roll call was as follows:

Ayes: Councilman Thompson, Councilwoman Faux, Councilman Heward, Councilwoman Jones

Nays: None

The motion carried.

Item: G. Discussion & Possible Action Regarding Personnel Related Agreement

This item was moved to follow Executive Session to allow for discussion with legal counsel.

EXECUTIVE SESSION

Councilman Heward made a motion to move to Executive Session pursuant to Idaho Code 74-206 to have discussions under subsections (1)(a), (1)(b), (1)(c) and (1)(f). Councilwoman Jones seconded and the roll call was as follows:

Ayes: Councilman Thompson, Councilwoman Faux, Councilman Heward, Councilwoman Jones

Nays: None

The motion carried.

Executive Session Began: 8:03 PM.

Discussion under subsections (1)(a), (1)(b), (1)(c) and (1)(f).

Open Session Resumed: 8:54 PM.

NEW BUSINESS

Item: G. Discussion & Possible Action Regarding Personnel Related Agreement

Councilwoman Jones made a motion to approve of the Settlement Agreement with Remijio Hernandez. Councilman Heward seconded and the roll call was as follows:

Ayes: Councilman Thompson, Councilwoman Faux, Councilman Heward, Councilwoman Jones

Nays: None

The motion carried.

COUNCIL DISCUSSION

There was general discussion regarding the current election situation.

With no further business before the Mayor and Council, Mayor Brown adjourned the meeting at 8:58 PM.

