

CITY COUNCIL MEETING

Franklin City Building

April 12, 2023

7:00 P.M.

MAYOR AND COUNCIL IN ATTENDANCE

John D. Packer

Lyle J. Fuller

Stuart Parkinson

Mark Dietrich

Kevin D. Beck

STAFF

Tyona Atkinson, City Clerk

Council meeting was called to order at 7:04 p.m. by Mayor Packer.

Prayer: Councilmember Lyle Fuller

Pledge: Councilmember Stuart Parkinson

It was moved by Councilmember Mark Dietrich and seconded by Councilmember Lyle Fuller to approve minutes of March 8, 2023, Council Meeting. Councilmember Kevin Beck abstained; he did not attend the March council meeting. Motion passed.

It was moved by Councilmember Stuart Parkinson and seconded by Councilmember Lyle Fuller to approve the bills for March 2023, including Big Daddy J's Fabrication. (Installation of steel beams at raw water tank and include up to \$8,000 added charge for pumping and controlling water before installation of beams.) Motion passed. Unanimous.

Business License – Sunflower Rose Photography – Sharon Rose Vandygriff Christenson (6:13) See Attachment

Sharon V. Christenson explained her business as photography around the area, canyons and outdoors. She is not planning to use her home for business.

It was moved by Councilmember Mark Dietrich and seconded by Councilmember Kevin Beck to approve a business license to Sharon Rose Vandygriff Christenson for Sunflower Rose Photography. Motion passed. Unanimous.

Business License – The Pivot – Mixed Soda Drinks, Smoothies, Sweets – Colton & Elizabeth England (7:30) See Attachment

Colton England told the council that The Pivot was established in 2022 in Dayton, Idaho. It is a drink and treat business. It has a drive through setting with the option to walk up and order. Mason Jensen partial owner of the property at 85 S. HWY 91 in Franklin reached out and asked them to open a second location on this property.

Colton is asking for a business license to open a similar business in Franklin. Colton and Elizabeth (The Pivot) are registered with the Health Department in Franklin County. The

building will be on skids. They will catch the drain water and haul it off. There has been discussion with the property owner about connecting into a water connection located on the property and they would have a hard connection to that line. They would be interested in connecting into the city sewer system depending on cost. They can operate without a sewer connection.

The hours of operation would be from 7:30 a.m. to 7:30 p.m. Monday through Saturday. Colton was open to suggestions for their employee's restroom facility. Colton has not made an agreement with any of the local businesses to use their restroom. They cannot use mobile restroom facilities for a restaurant classified business. They are a cottage business. It is not specified to have a restroom on site, but the inspector frowns upon it.

Traffic will enter the drive through at 1st South and exit onto the highway.

The council went over the new water and sewer connection rates with Colton.

Colton stated that they are planning on using the existing sign on the property. They will also have a sign on the building along with their menu.

The building will be 10' X 20' but has not been ordered yet.

It was moved by Councilmember Kevin Beck and seconded by Councilmember Mark Dietrich to approve a business license to Colton and Elizabeth England for The Pivot. Motion passed.

Unanimous

Citizens Against Physical and Sexual Abuse (CAPSA) – Sexual Assault Awareness Month – Maddie Soto (22:55) See Attachment

Maddie Soto works as the community engagement coordinator for CAPSA. Their message is focused on HOPE. She went over the statistics of their program. The collaboration they share with the community is what it takes to give HOPE to survivors.

The Mayor and Council thanked Maddie and Claire.

Heritage Land Development – Phase1 Legacy Village – Jay Stocking, Aaron Robertson, Tami Midzinski (27:05)

Heritage Land Development asked to be removed from the agenda. The second amendment to the Development Agreement was approved and signed.

Idaho Days & Easter – Erin Munson (27:40)

Erin Munson stated that she had her first committee meeting for Idaho days. She has someone over the softball games, the basketball tournament, and she has been talking to Jeremy Naef about the car show, he is about 50% willing to do the show but he has some personal things going on right now so he will not fully commit. Erin is sending out sponsorship packets to try and get sponsors for Idaho Days. She has secured Whitney Lusk to sing from 8 pm to 10 pm, setting off the fireworks show. There have been a lot of vendors sending in their applications and Erin has been sending out applications when they are requested. Erin is working on the sound for all of Idaho Days including the pageant and Saturday night events. Arianna Peterson will be taking care of the color run. She feels that this will be a really fun year. Julie Dietrich will be over the parade this year. Lacey Hansen will be taking care of the spelling bee. She feels everything is moving and they have a good plan. She still needs sponsors and donations.

Councilmember Kevin Beck asked Erin how much money she is looking for. Erin stated that she is looking at about \$15,000.00. Erin stated that she has sent out donation packets to Hemsley Ventures to see if they would like to donate to Idaho Days. Erin stated that she has put in the packet that the top sponsors will be one of the MCs on Saturday during the entertainment.

The council thanked Erin for the work she is putting in towards Idaho Days. The council stated that Easter was great, and thanked Erin for being over that also.

Fair Housing Proclamation (37:18) See Attachment

Mayor Packer read the Fair Housing Month Proclamation. The Fair Housing Act prohibits discrimination in housing and offers equal opportunities for all-regardless of race, color, religion, sex, disability, familial status or national origin.

It was moved by Councilmember Stuart Parkinson and seconded by Councilmember Lyle Fuller to adopt April as Fair Housing Month. Motion passed. Unanimous.

Dog Ordinance Review (40:05)

Mayor Packer stated that the Sheriff's department likes the Franklin City dog ordinances, but they are concerned that the city does not enforce the ordinance. The city does not have an effective dog catcher or code enforcer. Councilmember Stuart Parkinson stated that has been the case for years.

Mayor Packer asked the council for any ideas on getting someone to be the dog catcher.

Councilmember Lyle Fuller asked Mayor Packer if the Sheriff had any suggestions on this. He wondered if Franklin City could have an off-duty deputy come and help the city. Mayor Packer stated that Preston City has an individual who is a code enforcer, so when the deputies catch a dog, they would turn the dog over to the code enforcer to put in the pound. They give citations for certain offenses. The code enforcer can write the tickets.

Councilmember Stuart Parkinson asked how much the city can afford to pay a dog catcher.

Mayor Packer stated that right now the city pays \$35 for each dog that is caught. Councilmember Lyle Fuller stated then that becomes part of the fine that is charged to the owner to get the dog out of the pound. Mayor Packer stated that there is a charge for each day the dog is in the pound along with a fine and they will have to purchase a license if the dog has not been licensed.

Councilmember Lyle Fuller stated that the city ordinance covers most of the offenses. Mayor Packer asked the council to give this some thought.

It was moved by Councilmember Mark Dietrich and seconded by Councilmember Kevin Beck to table the dog ordinance review until next month. Motion passed. Unanimous.

Delay Spring Cleanup (46:42)

Mayor Packer stated that it has been proposed that the city delay spring cleanup for a time.

Councilmember Stuart Parkinson proposed that the city delay the spring cleanup for one month.

Mayor Packer suggested that the cleanup would be from May 8th – 22nd and have Tyler Dietrich come on the 22nd to pick up the branches. He does not want the branches sitting out on the roads for the Holiday. Mayor Packer stated that the dumpster will be available from May 8th - 22nd.

It was moved by Councilmember Kevin Beck and seconded by Councilmember Lyle Fuller to delay spring cleanup until May 8th - 22nd. Councilmember Mark Dietrich abstained. Motion passed. Unanimous.

Community Development and Services Contract and Fee Schedule and On Call Planning Administrator – Sunrise Engineering (55:45) See Attachment

Mayor Packer asked if the council reviewed the packet concerning the contract and fee schedule from Sunrise Engineering. In the absence of a planning and zoning committee Mayor Packer asked Sunrise Engineering to come up with a fee schedule to help the city with zoning issues, legal notices and help answering questions in the ordinances. This would also include on calls, where the engineer would inform someone who has questions on the zoning of lots. It would be like having a city planner. Councilmember Kevin Beck is concerned with the fee schedule. Councilmember Mark Dietrich stated that if the city rezoned the areas to what the city wants this should be taken care of. Mark stated if there is a map that shows the zones then you follow the ordinances. Councilmember Kevin Beck stated that fixing the zoning is just part of the problem, there needs to be someone who can oversee a development.

Mayor Packer stated that he would try to get clarification from Sunrise Engineering for a fee schedule that would meet the needs of the city.

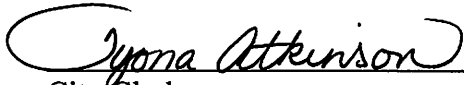
Councilmember Lyle Fuller stated he has reservations on hiring an engineering firm to be part time city planners. He stated that maybe the city needs to hire a part time city planner as an employee so that it doesn't fall on the city clerk to answer questions concerning subdivisions. Lyle stated he would like to get planning and zoning in place. Councilmember Kevin Beck stated he would like to motivate the citizens in Franklin to get involved and show them that their voice matters.

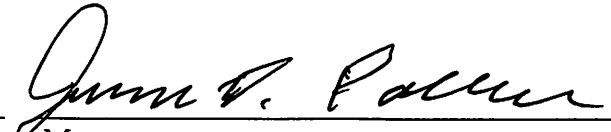
Mayor Packer asked the council to research and come back in May with people to be on the planning and zoning.

It was moved by Councilmember Kevin Beck and seconded by Councilmember Lyle Fuller to table the decision on planning and zoning. Motion passed. Unanimous

Mayor's Report: Mayor Packer stated that the raw water tank is completed, the city is just waiting on the weather and Bracken Christensen to finish phase 1. Water is running over the road by the raw water tank, Mayor Packer has been taking sandbags to divert the water. Mayor Packer stated that Parkinson Road is threatened by flooding. He thinks that the cooler temperatures will help. Councilmember Lyle Fuller stated that Preston City is holding an emergency Council meeting to discuss declaring a state of emergency. It allows additional aid from the state, and if the city council declares the emergency for flooding it allows the city to go into their budget and do emergency expenditures of funds and do sole source vendors.

It was moved by Councilmember Kevin Beck and seconded by Councilmember Mark Dietrich to adjourn at 8:25 p.m. Motion passed. Unanimous


City Clerk


Mayor