

CITY COUNCIL MEETING

Franklin City Building

July 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 7:00 p.m. by Mayor Packer.

Prayer: Councilmember Mark Dietrich

Pledge: Councilmember Stuart Parkinson

It was moved by Councilmember Mark Dietrich and seconded by Councilmember Stuart Parkinson to approve minutes of June 14, 2023, Council Meeting. Motion passed. Unanimous

It was moved by Councilmember Kevin Beck and seconded by Councilmember Lyle Fuller to approve the bills for June 2023. Motion passed. Unanimous.

Citizen of the Year (3:45)

Erin Munson presented the 2023 Citizen of the Year to Tyona Atkinson. Erin stated that Tyona keeps the city running and fully deserves this award. Councilmember Kevin Beck stated that the council appreciates all she has done for the city in staying late to make sure everything is in order. Mayor John Packer stated that he does appreciate all Tyona does for the city.

Park at Legacy Town Homes – Devan Juhasz, Daniel Higley, Cory Nielsen (7:45) See Attachment

Mayor Packer stated that Devan, Daniel, and Corey are here to explain to the city council what they want to do with the area behind the townhomes and for the city council to ask questions. This is not a public hearing.

Cory Nielsen stated that they have been asked to come to the city council and discuss what they would like to do with the area behind the new townhomes in Legacy Ranch. Cory stated that this would be a private park for just the residents of the townhomes to use. They are planning to put up a pavilion, a horseshoe pit, and fire pit with low maintenance using decorative gravel and turf. They would like to put in seven (7) more units which would be a 4-plex and a 3-plex on the east side of the property to take up the road frontage along the new road. Cory stated that the city could get about \$200,000 in new revenue from these units in connection fees and would use less water than if this area was grass.

Councilmember Kevin Beck stated that unfortunately you cannot put in any more units. Back when the original PUD (Planned Unit Development) was designed it included the North and South area of the PUD. There is a specific number of townhomes that can be built and that is six total complexes of 4 units each. There were four (4) on the North and two (2) on the South. There was discussion about dissolving the PUD and Councilmember Kevin Beck stated that if the PUD was dissolved then two of the townhomes would have to be removed as the zoning does not allow that many in one area. Back in 2014 when the first townhome was built the PUD was accepted and it stated what had to be done. Cory asked if the PUD could be amended/changed. Kevin stated that once the final plat is recorded by the county it cannot be changed. Kevin stated the property behind the town homes should be green space according to the original PUD. In the original PUD that was submitted to the city and filed with the county showed the area behind the townhomes to be a green area built and maintained by the property owners. Councilmember Mark Dietrich stated that the way the PUD was designed and presented to the council is the way it should be.

The green space is for the people living in the PUD to enforce this and keep others out. The council suggested a fence with a keypad lock.

Councilmember Kevin Beck stated the PUD cannot be changed once the townhomes have been started. There are four townhomes that have been built so the PUD cannot be amended because of what was approved in 2014.

Councilmember Kevin Beck stated that the green space area has to be maintained and usually by an Homeowners Association (HOA). Cory Nielsen stated that the first townhome built was 10-15 years ago and they don't want a HOA. Kevin stated that the area has to look decent for all surrounding neighbors. Mayor Packer suggested that Cory come back with proposals of what they want to do with the green space area. Kevin stated that green space is a recreational area. The open space recreational elements were approved and maintained by the HOA. Green space in general is green space which is 30% of the ground at a minimum. Cory Nelsen asked if the green space could be anything as long as it is an open area. Kevin stated that as long as it is recreational and a common place for your townhomes. Cory asked about a dirt bike track.

Councilmember Mark Dietrich stated that is not what written into the plat at the time of filing. Councilmember Lyle Fuller stated that according to the city code 7-11-7 stated that this has been approved by the city council. The green space must benefit the residents of the townhomes.

Cory Nelsen asked the council what they would like to see in that area. Grass does take a lot of water to maintain. They would have to use city water to maintain it as Legacy Ranch has taken away secondary water. Councilmember Kevin Beck suggested asking the residents of the three new townhomes what they would like to see there.

There was discussion about how many townhomes can be built in this PUD. Mayor Packer stated that he is working on this to make sure this is done correctly.

Open Hamburger Stand on Monday Nights – Brad Sandberg, Keith Porter (30:55)

Brad Sandberg stated that the Franklin Lions Club would like permission to have the hamburger stand open on Monday nights until school starts to serve hamburgers to the community. The Lions Club would like to also have a bouncy house water slide for the kids to play on. If ball teams come to play on a different night the Lions Club will change to that night. There has been

discussion of game nights for community families to play softball, kickball, and dodgeball if a regular softball league is in place. This will all be done at no cost to the city.

Councilmember Lyle Fuller asked if Franklin Lions would have liability/risk insurance to cover these activities. Mayor Packer will check with Idaho Counties Risk Management Program (ICRMP) to see if this will be covered by the city.

Council thought this was a great idea and expressed appreciation for all they do for the city. They provide a great service.

Brad stated that he is the Lion's Club President this year, Keith Porter will be the President next year.

It was moved by Councilmember Stuart Parkinson and seconded by Councilmember Lyle Fuller to accept this proposal from the Lions Club.

Motion passed. Unanimous

Placing of Speed Limit sign on Main Street – Clay Roberts (38:25)

Clay Roberts asked why the placement of the speed limit sign is being moved to 233 E. Main from its previous placement just west of this address.

Mayor Packer stated there was a complaint during the winter about the visibility of the speed limit sign. The sheriff was called to Franklin, he stated the sign was in the wrong place, and it does not meet the required height. Mayor Packer found out there is a manual put out by the State of Idaho called Traffic Device Placement Manual. He found out that all regulatory signs (which includes speed limit signs) must be 7' from the ground to the bottom of the sign. The speed limit sign at 233 E. Main measured 4' 2". Regulatory signs should never be placed at intersections.

The Sheriff suggested placing the sign across the street from the one across the road.

Councilmember Stuart Parkinson asked where the first speed limit sign is when you turn east on main street. People need to know what the speed limit is when they turn onto main street. He stated to have two speed limit signs on main street one in the beginning and one further down.

The city could use more signs not less.

Clay Roberts stated that the speed limit sign is on the end of a driveway that is going to be hard to get around.

Mayor Packer stated there is a speed limit sign at every entrance into the city.

Councilmember Mark Dietrich stated he agrees with Councilmember Stuart Parkinson because those in the city that have little kids want a speed limit sign posted. The speed limit signs need to be put in places where they will be seen.

Clay Roberts would like the council to evaluate the placement of the signs before a decision is made.

It was moved by Councilmember Kevin Beck and seconded by Councilmember Mark Dietrich to table this discussion of the speed limit sign until each Councilmembers and Mayor Packer evaluate the best location of where the signs should be placed.

Motion passed. Unanimous

Mayor Packer stated he will print the regulations from the manual for the council.

Approve 2022 Audit (48:55)

The council has gone over the 2022 audit done by Deaton and Company. There were no irregularities in the audit.

It was moved by Councilmember Stuart Parkinson and seconded by Councilmember Kevin Beck to approve the 2022 audit.

Motion passed. Unanimous

Approve cost of Living Raises – Budget Item (49:45)

Mayor Packer stated the council's approval is needed for the cost-of-living raise of 3 % for city employees for 2024 budget year.

The council decided to have a budget workshop to go over the whole budget before making the decision on the cost-of-living raise.

It was moved by Councilmember Lyle Fuller and seconded by Councilmember Mark Dietrich to table the cost-of-living raise until the Special Budget Meeting or the August City Council Meeting. Motion passed. Unanimous.

Water Fountains (57:45)

Mayor Packer stated that he was able to purchase two water fountains for less money than what was approved to purchase one. Both fountains are Americans with Disability Act (ADA) accessible one is lower for a wheelchair and has a dual head, the other fountain is lower for a wheelchair and has a water bottle filler. Mayor Packer asked the council for proposals of where to put the fountains. Mayor Packer stated the water fountain has to be connected to a sewer line. Councilmember Kevin Beck suggested putting a fountain by the pickleball court. Mayor Packer stated it depends on where the water and sewer lines are because the water fountain has to be connected to the sewer. Mayor Packer stated the fountain that exists in the park needs a head which is not very expensive. Councilmember Stuart Parkinson mentioned putting a fountain by the shelter in the Relic Park.

There was a discussion on whether a water fountain has to be connected to a sewer connection. Mayor Packer stated he will add this to his list to check on.

It was moved by Councilmember Kevin Beck and seconded by Councilmember Lyle Fuller to place the bottle filler water fountain by the pickleball court and the second water fountain to be placed in the Relic Park. Motion passed. Unanimous.

Dog Ordinance – Tabled (1:02:50)

Councilmember Kevin Beck stated that a few people responded to the post for a dog catcher on Facebook. No one has contacted the city for the job.

Councilmember Mark Dietrich stated the city has a problem getting people to license their dogs. Councilmember Stuart Parkinson stated there is an issue with kennel licensing. The city ordinance requires a kennel license for three or more dogs. Stuart stated if the city hires a dog catcher the ordinances are going to have to be clear.

Councilmember Kevin Beck stated the reason the dog ordinance was tabled was to get information on what Preston was doing and if it could be implemented in Franklin. Since this information wasn't brought to the council then this topic can be revisited later.

It was moved by Councilmember Mark Dietrich and seconded by Councilmember Kevin Beck to leave the dog ordinances as is and revisit the ordinance in the future. Motion passed. Unanimous

Mayors Report: (1:14:15)

Mayor Packer asked everyone to join him to thank Erin Munson for all she did for Idaho Days.

The water tank in phase 2 has been washed out and is in the process of being filled. Citizens are using too much water and there is not much excess, so the tank is not filling quickly. That is why the letter was sent out to minimize water use. Once the tank is half full, chlorine will be added to sanitize the tank. This water is contained and not in the city's system. The tank will be filled and sit for 24 hours for a leak test. The water will be tested to make the sanitization worked. Then the water will be neutralized, and the tank drained into the overflow. The tank will be filled again and tested for quality assurance if it passes then it can go online.

Mayor Packer stated after July's city council meeting, he went up to the plant and locked both the water tank and the sample tank. He will speak to the engineer about a new lid and locking mechanism on the sample storage tank.


Cory Olsen and his crew will start filling potholes on July 13th at the mouth of Maple Creek Road and work their way through town, go out to Parkinson Road and then over to 1st South. Mayor Packer stated that 300 feet of asphalt overlay has been put down on one of the worst areas on Parkinson Road.

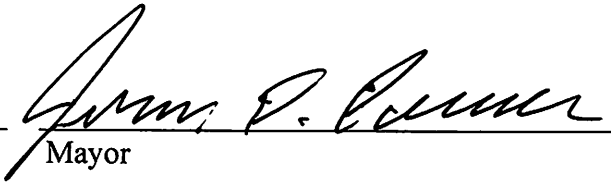
Mayor Packer stated that cement and debris has been dumped in an area in the Highway Park where the ice rink used to be. This place is a mess and hard to mow. Mayor Packer asked the council for ideas of what to do with that. He stated it needs to be leveled out and new sod put in.

Mayor Packer stated the city has an easement for the Crooked Trail that has been washed out. He wants to find out what responsibility the city has and work with the Loveland's to repair the trail.

The contractor for Phase 1 of the water project is supposed to return to finish the project the end of July. Mayor Packer was told the contractor is waiting on a diffuser.

It was moved by Councilmember Kevin Beck and seconded by Councilmember Mark Dietrich to adjourn at 8:30 p.m. Motion passed. Unanimous


City Clerk


Mayor