City of Wendell
Council Meeting Minutes
January 17, 2019

Council President Don Dunn called the regular meeting of the Wendell City Council to order at 7:00 PM. Council members present BJ Marshall, Herb Allred, Don Dunn and Seaira Gold. Mayor Swainston was absent and City Attorney Cindy Campbell was absent.

AGENDA

Councilman Allred made a motion to approve the agenda as amended with the Coalition of Cities to file protest to Global Ag water, water right #35-2765. Councilwoman Gold seconded the motion. All approved; none opposed; motion passed.

COUNCIL MEETING MINUTES

Councilman Allred made the motion to approve the January 3, 2019 Council Meeting Minutes; Councilwoman Gold seconded the motion. All approved; none opposed; motion passed.

BILLS

Councilman Allred made the motion to approve the bills as presented in the amount of $23,917.18. Councilwoman Gold seconded the motion. Roll call vote taken; all approved; none opposed; motion passed.

NEW BUSINESS

W/W Point Repair Project- Change Order #1

Councilman Allred made a motion to approve the W/W Point Repair Project change order #1 in the amount of $230.44, contingent upon agency approval. Councilwoman Gold seconded the motion. Roll call vote taken; all approved; none opposed; motion passed.

W/W Point Repair Project- Pay Request #1

Councilman Allred made a motion to approve the W/W Point Repair Project pay request #1 in the amount of $95,555.22, contingent upon agency
approval. **Councilwoman Gold** seconded the motion. Roll call vote taken; all approved; none opposed; motion passed.

**Region IV Development- W/W Project Payment Drawdown #24**  
**Councilman Allred** made a motion to approve W/W project drawdown payment #24 in the amount of $9,869.00, contingent upon agency approval. **Councilwoman Gold** seconded the motion. Roll call vote taken; all approved; none opposed; motion passed.

**Wendell Recreation District (waive capacity fees at Jim Prince Memorial Park)**  
**Councilman Allred** made a motion to waive capacity fees for the Wendell Recreation District’s new restrooms that will be installed at Jim Prince Memorial Park. **Councilwoman Marshall** seconded the motion. All approved; none opposed; motion passed.

**Liberty Spraying- 2019 Annual Weed and Fertilizer Spraying**  
Due to lack of paperwork from Liberty Spraying, Council did not discuss this matter at this time.

**Allow Coalition of Cities to file protest to Global Ag water transfer to new location. Water right #35-2765**  
**Councilman Allred** made a motion to allow the City of Wendell to join the Coalition of Cities to file protest to Global Ag water transfer to new location. Water right #35-2765. **Councilwoman Gold** seconded the motion. Roll call vote taken; all approved; none opposed; motion passed.

**UNFINISHED BUSINESS**

**Waste-Water Project Update**  
Tracy Ahrens informed council that the Waste Water Project is in winter shutdown and will resume in the spring when asphalt is available. The CIPP project will start the last week of February or the first week of March.

**Fire Hydrant Repair/ Replace Project Update**  
Tracy Ahrens informed council that all the hydrants are installed and the project is also in winter shutdown and will resume in the spring with the Waste Water Project.
PUBLIC COMMENT

Christine Newlan, owner of Chris’s Bustin Burgers, a mobile food truck in the City of Wendell, was sent a letter informing her that she had to remove a shack that was built and attached to her food truck for a sitting area for her customers to get out of the weather. She was sent this letter due to the fact that it does not follow the Mobile Food Truck Ordinance. Christine stated that she had called City Hall and was told by someone in the office that she could have the shack. She said she also called Fire Chief Bob Bailey and he was okay with it. Christine wanted to know what she can do to keep the structure. She was informed she could not keep it. It is not movable right now due to the weather, so she was informed that she had to close up the shack and not use it until it is dry enough to move out.

Ken Sterret was also present for the meeting to hear what had to be said about Chris’s Bustin Burgers mobile food truck. He is concerned that a successful business is being forced out of business. He also wanted to know the guidelines for mobile food trucks at Dairy Days. He was informed that Dairy Days is an event and that is allowed according to the ordinance and that no other time is a mobile food truck allowed on City property.
EXECUTIVE SESSION 74-206 (A thru B)

Councilman Allred made a motion to go into executive session at 7:57 PM pursuant to Idaho Code 74-206 A-B. Councilwoman Gold seconded the motion. Roll call vote taken; all approved; none opposed; motion passed.

Councilman Allred made a motion to come out of executive session at 8:41 PM, with no decisions made. Councilwoman Gold seconded the motion. Roll call vote taken; all approved; none opposed; motion passed.

COUNCIL

Councilwoman Marshall thanked everyone for all the work they do. She stated that we are all the eyes and ears for the council.

Mayor

Adjourn

Councilman Allred made a motion to adjourn at 8:43 PM. Councilwoman Gold seconded the motion. Motion passed.

Attest:
Lesley Sandoval, Clerk/Treasurer

Lori Swainston, Mayor