



**CITY COUNCIL MEETING
ACTION SUMMARY MINUTES
November 25, 2014 5:30 PM
Council Chambers, Civic Auditorium
400 N. Douty Street**

November 18, 2014 Adjourned Meeting

ROLL CALL BY THE CITY CLERK:

Mayor Gary Pannett reconvened the adjourned regular meeting from November 18, 2014 at 5:40 p.m.

Present: Jim Irwin, Joleen Jameson, Lou Martinez, Russ Curry, Gary Pannett

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FLAG SALUTE:

Mayor Pannett led the flag salute.

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RECOGNITIONS/PROCLAMATIONS:

PUBLIC COMMENT:

City Attorney Ty Mizote briefly commented on the action taken by the Council during the special meeting.

Steve Alexander of Helena Chemical Company thanked the City Manager and City Council for their support and efforts.

Mike Head discussed his wife's efforts to gain support for keeping Costco and stated the community's support.

Kathleen Jorgensen expressed that assurances should be made to Costco so that their project will move forward. She opposed Helena being located at their current location.

Rose Shapley commented on her recent letter in the Sentinel regarding efforts to make the community better.

Andrew Mattos expressed satisfaction with the Council's decision tonight to relocate Helena. He also commented on the actions taken at the November 18th meeting and requested clarification if anything is being rescinded.

City Attorney Ty Mizote responded to issues brought up by the public.

Robin Mattos requested that the consent item be pulled for discussion by the City Council.

Diane Gravance asked for clarification on whether Helena will continue to operate at Highway 43. Mr. Mizote stated that when the relocation is complete, Helena will no longer operate at their current location.

Mary Lou Chase inquired if Costco will be able to move forward with their project or if it will be delayed. The Mayor responded that they believe everything has been done to allow it to move forward.

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Any person may directly address the Council at this time on any item on the agenda, or on any item that is within the subject matter

jurisdiction of the Council. A maximum of five minutes is allowed for each speaker.

WRITTEN CORRESPONDENCE:

1. STAFF COMMUNICATIONS:

2. CONSENT CALENDAR:

All items listed under the Consent Calendar are considered routine and will be enacted by one motion (**ROLL CALL VOTE required**). For discussion of an item on the Consent Calendar, it will be removed at the request of any member of the City Council or any person in the audience and made a part of the regular agenda.

- A.** Community Development: Waive the second reading and approve Ordinance 14-16 for Municipal Code Amendment 2014-02, a request to amend Section 17.30.020(C) adding "Enclosed storage, blending and sale of bulk and prepackaged dry and liquid fertilizer for retail use" as a permitted use in the Light Industrial zone.

The item was removed from the consent calendar for a brief discussion. Following the motion, Mr. Mizote explained to the audience, the effects of denying the second reading.

Motion to deny the second reading by :Jim Irwin/Lou Martinez. Passed. 5-0. Ayes: Curry, Irwin, Jameson, Martinez, Pannett.

3. DEFERRED BUSINESS:

- A.** Community Development: Consideration of the following actions as it relates to the public hearing items 5B, 5C, 5D, 5E. General Plan Amendment No. 2013-02 and Rezone No. 2013-03 (for the 29.82 acres from Public Facility to Low Density Residential), General Plan Amendment No. 2014-02 and Rezone No. 2014-02 (for the 2.1 acres from Office to Service Commercial), General Plan Amendment No. 2014-03 and Rezone No. 2014-03 (.964 acres from Medium Density Residential to Service Commercial), and General Plan Amendment No. 2014-04 and Rezone No. 2014-04 (.216 acres from Low Density Residential to Office Residential).

A separate motion and vote are required for each action:

1. Adopt Negative Declaration No. 2014-14.
2. Adopt Negative Declaration No. 2014-20.
3. Adopt Negative Declaration No. 2014-17.
4. Adopt Negative Declaration No. 2014-18.

5. Adopt Resolution No. 14-59-R changing the land use designation on approximately 29.82 acres from Public Facility to Low Density Residential, changing the land use designation on approximately 2.1 acres from Office to Service Commercial, changing the land use designation on approximately .964 acres from Medium Density Residential to Service Commercial, and changing the land use designation on approximately .216 acres from Low Density Residential to Office Residential.
(Roll Call Vote required)

6. Introduce and waive the 1st reading of Ordinance 14-12, approval of Rezone No. 2013-03, rezoning 29.82 acres from Public Facility (PF) to Low Density Residential (R-1-6).
(Roll Call Vote required)

7. Introduce and waive the 1st reading of Ordinance 14-13, approval of Rezone No. 2014-02, rezoning 2.1 acres from Office (O) to Service Commercial (SC).
(Roll Call Vote required)

8. Introduce and waive the 1st reading of Ordinance 14-14, approval of Rezone No. 2014-03, rezoning .964 acres from Medium Density Residential (RM-3) to Service Commercial (SC).
(Roll Call Vote required)

9. Introduce and waive the 1st reading of Ordinance 14-15, approval of Rezone No. 2014-04, rezoning .216 acres from Low Density Residential (R-1-8) to Office Residential (OR).
(Roll Call Vote required)

Community Development Manager Melody Haigh provided a brief overview of the agenda items from November 18th.

Motion to adopt Negative Declaration No. 2014-14 by :Jim Irwin/Joleen Jameson. Passed. 5-0. Ayes: Curry, Irwin, Jameson, Martinez, Pannett.

Motion to adopt Negative Declaration No. 2014-20 by :Jim Irwin/Joleen Jameson. Passed. 4- 1. Ayes: Irwin, Jameson, Martinez, Pannett. Nays: Curry.

Motion to adopt Negative Declaration No. 2014-17 by :Jim Irwin/Joleen Jameson. Passed. 5-0. Ayes: Curry, Irwin, Jameson, Martinez, Pannett.

Motion to adopt Negative Declaration No. 2014-18 by :Jim Irwin/Joleen Jameson. Passed. 5-0. Ayes: Curry, Irwin, Jameson, Martinez, Pannett.

Mr. Mizote stated that he sent correspondence to the school district requesting their confirmation that they do not object to the rezoning from public facility to low density residential. He has not received confirmation yet, and staff will not bring the item before Council for a second reading until the City has received it.

Vice Mayor Curry made a motion and it was seconded by Council Member Martinez to approve item 5 except the 2.1 acres from Office to Service Commercial, and the General Plan Amendment would not be effective until the ordinance for the school site is effective. The motion failed 2-3. Ayes: Curry, Martinez. Nays: Irwin, Jameson, Pannett.

Motion to adopt Resolution 14-59-R with the condition regarding the school district by :Joleen Jameson/Jim Irwin. Passed. 3- 2. Ayes: Irwin, Pannett, Jameson. Nays: Curry, Martinez.

Motion to introduce and waive the 1st reading of Ordinance 14-12 by :Joleen Jameson/Jim Irwin. Passed. 5-0. Ayes: Jameson, Irwin, Curry, Pannett, Martinez.

The motion regarding Ordinance 14-13 was made with the condition that a Zoning Agreement will stipulate the development will be used only for RV parking.

Motion to introduce and waive the 1st reading of Ordinance 14-13 by :Joleen Jameson/Jim Irwin. Passed. 3- 2. Ayes: Irwin, Jameson, Pannett. Nays: Martinez, Curry.

The motion regarding Ordinance 14-14 was made with a conditional zoning agreement limiting the use of the property.

Motion to introduce and waive the 1st reading of Ordinance 14-14 by :Joleen Jameson/Jim Irwin. Passed. 5-0. Ayes: Jameson, Irwin, Pannett, Martinez, Curry.

Motion to introduce and waive the 1st reading of Ordinance 14-15 by :Joleen Jameson/Lou Martinez. Passed. 5-0. Ayes: Curry, Irwin, Jameson, Martinez, Pannett.

4. NEW BUSINESS:

- A.** City Manager: Request to Utilize Downtown Reimbursement Funds for Curb, Gutter, and Sidewalk Replacement at the New Kings Gun Center Site.

City Manager Darrel Pyle provided background information for the Council's review and consideration. Staff responded to questions and comments by the Council regarding the creation of restrictions on who may use the Downtown Reimbursement fund.

Motion to table the item for further details by :Joleen Jameson/Russ Curry. Passed. 5-0. Ayes: Curry, Irwin, Jameson, Martinez, Pannett.

5. COUNCIL REPORTS/COMMENTS:

Council Member Jim Irwin met with the Chamber of Commerce and announced American Pickers is interested in coming to our area, so if anyone knows of good locations please contact the Chamber or the City Clerk.

Council Member Joleen Jameson briefly commented on recent events.

Council Member Lou Martinez had nothing to report.

Vice Mayor Russ Curry had nothing to report.

Mayor Gary Pannett submitted his report to the City Clerk.

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6. ADJOURNMENT:

Mayor Pannett adjourned the regular meeting at 6:54 p.m.

Respectfully submitted,

Jennifer Gomez
City Clerk

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