

BLACKFOOT CITY COUNCIL MEETING
JANUARY 3, 2012
7:00 P.M.

Mayor Virtue welcomed those in attendance and invited everyone to join him in the Pledge of Allegiance. Roll call was taken and those in attendance were: Councilman Cammack, Councilman Jensen and Councilman Woodfin. Councilman Layton was absent.

Mayor Virtue presented the consent agenda which consists of the following: minutes from the Council Meeting on 12/20/11 and the payables. Councilman Cammack moved to approve the consent agenda as presented. Councilman Jensen seconded. All were in favor.

Mayor Virtue turned the time over to City Clerk Suzanne McNeel to swear in the newly elected and re-elected Councilmen. Councilman Farrell Cammack, Councilman Rich Woodfin and newly elected Councilman Butch Hulse were sworn in. The next item of business was the Election of a Council President. Mayor Virtue turned it over to the senior Councilman, Councilman Cammack. He explained the duties of the Council President and then he nominated Councilman Christopher A. Jensen. Councilman Woodfin seconded the nomination. All were in favor.

The next item on the agenda was a presentation for the Idaho Meth Project. The presenter asked to reschedule due to family issues. The presentation was moved to the February agenda.

Mayor Virtue moved to the next agenda item regarding catering permits. Chief Moore presented this item of concern and wanted to open it up for discussion with the Council. He explained the process the City currently uses for catering permits and he stated we have nothing in our current City Ordinance regarding catering permits. The only thing we have to go by is State Code 23-934A, which is \$20 a day. We currently only charge \$10 a day, so we will begin charging the rate set by State Code for catering permits. He gave an example of how El Centenario is currently using the catering permits weekly. Chief Moore stated he did not think the intent of the law was to allow one liquor license to ever be used to fully stock two locations week after week. This is what is currently being done. Mr. Ponce is currently waiting for the State to transfer his El Mirador liquor license over to El Centenario and just carry a beer and wine license for his restaurant. We can be more strict than the state, but not more lenient. Chief Moore is suggesting that the City Attorney, Mr. Acevedo, do some research to see what the ramifications would be to generate an ordinance regarding a limit on catering permits. Councilman Jensen also suggested checking with other cities to see what they do in regards to catering permits.

Mayor Virtue presented the Groveland Water and Sewer Contract Review and Renewal. In 1988, there was a contract between the City of Blackfoot and Groveland Water and Sewer and then in 2001 there were some modifications made to that. We have been working to try to resolve the issues for at least two years and we believe that it clarifies

the previous documents and we believe that it works to each sides benefit. We have put addendums for rates and other items, because it will be easier to change addendums, than to redo the whole contract. Councilman Jensen asked for a copy of the contract to review and asked to table it until next council meeting. After some discussion, Councilman Jensen moved to table the Groveland Water & Sewer Contract Renewal until the next council meeting on February 7th. Councilman Woodfin seconded. All were in favor.

Mayor Virtue presented the Councilman's liaison assignments for departments within the City. Mayor Virtue is over the Administration, Police, and Youth Committee. Councilman Woodfin will still be over the Parks and Recreation and the Library. Councilman Cammack is over the Fire and Water. Councilman Jensen is over Streets, Sanitation and Airport. Councilman Hulse has Wastewater Treatment and Cemetery.

City Attorney Dan Acevedo presented an ordinance changing the requirement for a Run-Off Election for Councilmen. City Attorney, Dan Acevedo, prepared two proposed amendments – one for the Council and one for the Mayor. He presented some of the research that had been done regarding other cities in the State. He stated it's up to the Council if they choose to eliminate the run-off election for just the Council or both the Council and the Mayor positions. Councilman Jensen said he was more inclined to change the run-off for the Council elections, but he felt the Mayor should be chosen with more than 50 percent of the votes. Councilman Cammack agreed with Councilman Jensen. City Attorney Dan Acevedo read the amended Ordinance.

ORDINANCE NO. 2100

AN ORDINANCE OF THE CITY OF BLACKFOOT, IDAHO, AMENDING CHAPTER 8 OF TITLE 1 REGARDING THE NUMBER OF VOTES REQUIRED FOR COUNCIL MEMBERS TO BE ELECTED; PROVIDING FOR THE EFFECTIVE DATE OF SAID CHANGE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BLACKFOOT, IDAHO AS FOLLOWS:

SECTION 1: That Chapter 8 of Title 1 of the Blackfoot City Code be amended as follows:

1-08-05 MAJORITY VOTE PLURALITY VOTE REQUIRED FOR ELECTION OF COUNCIL MEMBERS

~~Members of the Blackfoot City Council shall be elected by a majority of the qualified electors as established by the State Code.~~

Where an election for an office of a City Council member involves more than two candidates, the candidate that receives the greatest number of votes from qualified electors shall have a plurality of the votes and shall be declared the winner.

SECTION 2: That the effective date of this Ordinance shall be the 3rd day of January, 2012.

PASSED AND APPROVED by the Mayor and City Council this 3rd day of January, 2012.

CITY OF BLACKFOOT, IDAHO

By: _____
Mike Virtue, Mayor

ATTEST:

Suzanne McNeel, City Clerk

Councilman Jensen moved to approve Ordinance No. 2100 regarding Elections for City Council Members and to waive all further readings. Councilman Hulse seconded. Motion passed on a roll call vote:

Councilman Cammack – Yes
Councilman Jensen – Yes
Councilman Hulse – Yes
Councilman Woodfin – Yes

The Councilmen at this time have chosen not to proceed with the elimination of the Run-Off election for the Mayor position.

Mayor Virtue reviewed items for next month's council meeting agenda, including possible fee changes. He stated unless something comes up, the next meeting will be on February 7th. There was no further business.

Councilman Jensen moved to adjourn. Councilman Woodfin seconded. All were in favor. The meeting adjourned at 7:34 p.m.

City of Blackfoot

Mayor Mike Virtue

Attest:

City Clerk Suzanne McNeel