

**CITY COUNCIL REGULAR MEETING NOTES**

City Hall - 10769 W State Street, Star, Idaho
Tuesday, August 15, 2023 at 7:00 PM

1. CALL TO ORDER – Welcome/Pledge of Allegiance

Mayor Chadwick called the meeting to order at 7pm.

2. INVOCATION – Bishop Cody Larsen, Church of Jesus Christ of Latter-Day Saints

Bishop Larsen offered the invocation.

3. ROLL CALL

Elected Officials: Kevan Wheelock, Trevor Chadwick, Jennifer Salmonsens, Kevin Nielsen. David Hershey was absent and excused. **Staff:** City Attorney Chris Yorgason, City Clerk – Treasurer Jacob Qualls, Planning & Zoning Administrator Shawn Nickel, Assistant City Planner Ryan Field, Public Information Officer Dana Partridge, Star Police Chief Zach Hessing, City Engineer Ryan Morgan and Information Technology Director Shane Dale.

4. PRESENTATIONS**A. Star Police Chief Presentation**

Police Chief offered his presentation reporting for April, May and June. Hessing reported a New School Resource Officer has been hired at Star Middle School. Hessing reported there were more drug crimes over the summer months and his department is working diligently to keep these crimes down. He noted the Crime Reports are on the City Website. A question about pursuits going through the city and the Code 3 response times was asked by the Council members, Hessing answered stating the response time ratios are artificially inflated and are based on when and where the person is stopped. He indicated two of the last three pursuits would have inflated the response times. Hessing advised the Police Department has a game plan for the back-to-school traffic.

5. CONSENT AGENDA (ACTION ITEM)**A. Approval of Paid & Pending Claims****B. Final Plat - Cresta DeSol Phases 3, 4 & 5 (FILE: FP23-08, FP23-09 & FP23-10)****C. Findings of Fact / Conclusion of Law - Inspirado Commercial Annexation (FILE: AZ-23-04)**

- Council Member Salmonsens moved to approve the Consent Agenda; Council Member Wheelock seconded the motion. ROLL CALL VOTE: Wheelock – aye, Salmonsens – aye & Neilsen – aye. Motion carried.

6. ACTION ITEMS:(The Council at its option may suspend the rules requiring three separate readings on three separate days for ordinances on the agenda for approval. This may be by a single motion to suspend the rules under Idaho Code 50-902; second of the motion; ROLL CALL VOTE; Title of the Ordinance is read aloud; motion to approve; second of the motion: ROLL CALL VOTE.)**A. Star Fire Protection District Property Lease to the City of Star - Approval of a Property Lease between the Star Fire Protection District and the City of Star for the use of their building for Star City Police and Star Sports & Recreation Community Programs (ACTION ITEM)**

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Mayor Chadwick introduced the written lease agreement, which is a formality, renews annually and formalizes the already verbal agreement between the two entities for the use of the Star Police Department and Sports and Recreation Department housed in the Star Fire Station.

- Council Member Nielsen moved to approve the Star Protection District Property Lease; Council Member Wheelock seconded the motion. ROLL CALL VOTE: Wheelock – aye, Salmonsens – aye & Neilsen – aye. Motion carried.

B. Ordinance 390-2023 FY 23/24 Budget - AN ORDINANCE, TO BE TERMED THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF STAR, IDAHO, FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2023, AND ENDING ON SEPTEMBER 30, 2024, APPROPRIATING SUMS OF MONEY IN THE AGGREGATE AMOUNT OF \$13,542,388.70 TO DEFRAY ALL NECESSARY EXPENSES AND LIABILITIES OF THE CITY OF STAR FOR SAID FISCAL YEAR; SPECIFYING THE OBJECT AND PURPOSES FOR WHICH SUCH APPROPRIATIONS ARE MADE AND THE AMOUNT APPROPRIATED FOR EACH OBJECT AND PURPOSE; AUTHORIZING THE CERTIFICATION TO THE COUNTY COMMISSIONERS OF ADA & CANYON COUNTIES, IDAHO, THE AMOUNT OF \$1,869,337.00 PROPERTY TAXES TO BE LEVIED AND ASSESSED UPON THE TAXABLE PROPERTY IN THE CITY; PROVIDING FOR THE FILING OF A COPY OF THIS ORDINANCE WITH THE OFFICE OF THE IDAHO SECRETARY OF STATE AS PROVIDED BY LAW; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE. (ACITON ITEM)

- Council Member Nielsen moved to introduce and suspend the rules requiring three separate readings on three separate days and approve on the first reading; Council Member Salmonsens seconded the motion. ROLL CALL VOTE: Hershey – aye, Wheelock – aye, Salmonsens – aye & Neilsen – aye. Motion carried.
- Council Member Salmonsens moved to approve the ordinance and read the title; Council Member Wheelock seconded the motion. ROLL CALL VOTE: Wheelock – aye, Salmonsens – aye & Neilsen – aye. Motion carried.

C. Reconsideration - Dude DeWalt Winery, Annexation & CUP (FILE# CU-23-05) (ACTION ITEM)

Shawn Nickel explained the request for reconsideration for Dude DeWalt Winery, Annexation & CUP was received, and staff felt the burden was not met and recommended the request be denied but up to the City Council to determine.

City Attorney Yorgason explained the request for reconsideration did not have anything specifically relevant the city could use to reconsider the decision but also explained the annexation is discretionary by the City Council and is a legislative action. He also stated the city looked at the Zoning and the CUP to verify if the application met the standards to qualify. The request did not give any new facts or issues that were not reported in the original hearing.



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Mayor Chadwick explained the city did a Comprehensive Change at the same time as the rezone. He explained he felt the specifics in the request were relevant to Ada County specifically, but the property was being brought into the City of Star and would follow City of Star codes.

Yorgason added the Ada County code to follow for liquor laws is different than that of the City of Star.

- Council Member Neilsen stated he was satisfied with the decision and process the council made and followed previously including the Comprehensive Plan Change, Annexation, Conditional Use Permit but believed the standard to meet the reconsideration request was not met. He moved to deny the request; Council Member Wheelock seconded the motion. ROLL CALL VOTE: Wheelock – aye, Salmonsens – abstained and stated since she was not present for the meeting in which it was approved felt she should abstain; Neilsen – aye. Motion carried.

D. **946 South Main** - Ordering / Authorizing the Demolition / Putting out to Bid of 946 South Main Street Improvements (**ACTION ITEM**)

Mayor Chadwick explained this action would allow the city to sell the Mobile Home and Outbuildings at the recently acquired property at 946 South Main Street, and if no bids were received, then it would allow him to order the structure to be demolished.

- Council Member Salmonsens moved to approve / order /authorize the demolition or putting out to bid of 946 South Main Street Improvements; Council Member Wheelock seconded the motion. ROLL CALL VOTE: Wheelock – aye, Salmonsens – aye & Neilsen – aye. Motion carried.

7. ADJOURNMENT

Mayor adjourned the meeting at 7:24pm

Trevor A Chadwick, Mayor

ATTEST: _____
Jacob M Qualls, City Clerk-Treasurer