

**CITY OF WEISER**  
**CITY COUNCIL MEETING**  
55 West Idaho Street  
Weiser, ID 83672  
Monday  
**OCTOBER 10, 2023**  
7:00 pm

**Call to Order** [7:00:23 PM](#)

**ROLL CALL**

**PRESENT:** Layna Hafer, Cliff Barberis, Mike Hopkins, Sterling Blackwell and Marg Chipman.

**ABSENT:** Larry Hogg.

**STAFF:** Randall Hibberd, Mike Campbell, Natasha McDaniel, Margaret Taggart, Dave Loos, Bill Taylor, Carl Smith, Troy Krahn and Sherri Breaux.

**Guests:** Matt Valentine, Lee Valentine, Alex Chavarria, Kerry Nyce, Phil Janquart and Lyndon Haines.

**Invocation was given by Reverend** Lyndon Haines. [7:00:51 PM](#)

**Pledge of Allegiance, was led by** Dave Loos. [7:01:53 PM](#)

[7:02:17 PM](#) – Layna Hafer, encouraged fellow Council Members to open their Chrome Books and get in the habit of looking at their e-mails on a daily basis as there is a lot of information that comes through on their e-mail.

**Commission Reports:**

[7:04:45 PM](#) – Sterling Blackwell, Library Report. The Library had 2,575 books checked out, over 3,200 patrons visited and 285 new books were added to circulation. The meeting room was used 25 out of 30 days and over 48 participants attended movie night. This month the movie will be Disney's "Elemental." They continue to have Stem Art Days on Friday's which continues to be successful. On October 19<sup>th</sup> at 6:30PM Timbra has a Book Talk scheduled, the book will be "The Best We Could" a memoir from the Vietnam War. The Professor leading the discussion will be from BSU.

[7:06:12 PM](#) – Layna Hafer, Economic Development Report. We will meeting Thursday morning at 7:00AM. We have a potential Main Street Coordinator that is interested . They are looking for new members to replace current members who would like to pursue other things. They want to encourage the public to attend these meetings. The lighting went on the sign on Hwy 95 and the second sign has gone up coming in from Hwy 201 and the third sign is in production.

**Committee Reports:** None. [7:07:25 PM](#)

**Department Reports** were presented by Clerk McDaniel. [7:07:40 PM](#)

**MINUTES** [7:12:00 PM](#)

**Motioned by** Sterling Blackwell and seconded by Cliff Barberis to approve the minutes of one Public Hearing on September 11, 2023, a second Public Hearing on September 11, 2023, one (1) Regular City Council Meeting on September 11, 2023 and one (1) Special City Council Meeting on September 28, 2023 as presented and place them on file.

[7:12:48 PM](#)

**AYES:** Layna Hafer, Cliff Barberis, Mike Hopkins, Sterling Blackwell and Marg Chipman

**NAYES:** None

**ABSTAINED:** None

**MOTION CARRIED.**

## **BILLS [7:13:11 PM](#)**

Motioned by Layna Hafer and seconded by Mike Hopkins to approve the bills as reviewed by the Finance Committee and present them to the Treasurer to have warrants drawn for payment.

## **[7:13:24 PM](#)**

ROLL CALL VOTE:

AYES: Layna Hafer, Sterling Blackwell, Mike Hopkins, Marg Chipman and Cliff Barberis

NAYES: None

ABSTAINED: None

MOTION CARRIED.

**UNFINISHED BUSINESS:** None.

## **NEW BUSINESS:**

### **APPROVE RESOLUTION #684 CITY OF WEISER COMPREHENSIVE PLAN AND AUTHOIRIZE THE MAYOR TO SIGN – Action Item. [7:13:46 PM](#)**

Mayor Hibberd, we are taking this item off the agenda tonight so corrections can be made and to give Council more time to review it. Next month we will have a workshop prior to the City Council Meeting to go over it, so we understand what it means, and to see how it can be used.

### **APPROVE RESOLUTION #685 IDAHO GEM GRANT APPLICATION AND AUTHORIZE THE MAYOR TO SIGN – Action Item. [7:14:26 PM](#)**

Mayor Hibberd, this is for the Water Expansion Project to Maverik and the RV Park. Mayor Hibberd then explained that a Gem Grant is a \$50,000.00 grant that pays for public infrastructure so businesses can go in.

[7:15:36 PM](#) – Sterling Blackwell, we apply for this grant on behalf of this business that wants to go in? Mayor Hibberd, it pays for infrastructure. Sterling, so curb and gutter or the installment of sewer lines? Mayor Hibberd, it would be water lines in this case. It would not cover curb and gutter, that is the developers responsibility.

[7:16:08 PM](#) – Layna Hafer, this resolution serves as kind of our letter of support. SREDA is working on our behalf right? Mayor Hibberd affirmed.

## **7:16:17 PM**

**Motioned by** Layna Hafer and seconded by Mike Hopkins to approve Resolution #685 Idaho Gem Grant Application and authorize the Mayor to sign it.

## **7:16:33 PM**

AYES: Layna Hafer, Cliff Barberis, Mike Hopkins, Sterling Blackwell and Marg Chipman

NAYES: None

ABSTAINED: None

MOTION CARRIED.

### **FRY FOODS 2024 INDUSTRIAL DISCHARGE PERMIT AND AUTHORIZE THE MAYOR TO SIGN – Action Item. [7:16:50 PM](#)**

Layna Hafer, we meet annually with Fry Foods to review the permit, to make sure they are working with us in an amiable fashion and that they are meeting all the requirements of the permit. I would like to share publicly that we have developed a really good working relationship with Fry Foods. I want to thank our Wastewater and Water Departments, they have done a really good job of communicating. There are no changes to the document and the three Fry Foods leaders that came to the meeting really complimented our staff. This has been an evolving relationship and I think we are at a really good place.

## **7:18:28 PM**

**Motioned by** Sterling Blackwell and seconded by Cliff Barberis to approve the Fry Foods 2024 Industrial Discharge Permit and authorize the Mayor to sign it.

**7:18:37 PM**

AYES: Layna Hafer, Cliff Barberis, Mike Hopkins, Sterling Blackwell and Marg Chipman  
NAYES: None  
ABSTAINED: None  
MOTION CARRIED.

**EMPLOYEE CORRECTIVE ACTION PROCEDURE POLICY – Action Item. 7:18:44 PM**

**7:19:05 PM** – Sterling Blackwell, noted that under Major Violations it lists “Not following Use of City Vehicle Policies” and then under Serious Violation it says “City Vehicle Use Violation” to me that's redundant, do we have it listed out somewhere what the difference is between a serious, major or minor? Clerk McDaniel, in each one of these there is a severity of what your violation in a city vehicle is. Driving while you're on your cell phone could be a “serious” issue. A “major” issue might be driving under the influence where you knowingly got in a vehicle knowing you were doing something wrong and then violating a code by causing an accident. I questioned the same thing and after discussion back and forth we decided to leave it in both, due to the fact that there could be a major violation or just a serious violation.

**7:22:17 PM**

**Motioned by** Sterling Blackwell and seconded by Marg Chipman to adopt the Employee Corrective Action Procedure Policy as presented.

**7:22:26 PM**

AYES: Layna Hafer, Cliff Barberis, Mike Hopkins, Sterling Blackwell and Marg Chipman  
NAYES: None  
ABSTAINED: None  
MOTION CARRIED.

**SUSPEND THE RULE OF READING ORDINANCE #1268 IN FULL AND READ BY TITLE ONLY – Action Item. 7:22:33 PM**

Mayor Hibberd, this is a twenty-one page document so we are suggesting that we suspend the rules and read it by title only.

**7:23:10 PM** – Layna Hafer asked Sterling Blackwell to highlight why this transpired and the major things that were addressed.

**7:23:27 PM** – Sterling Blackwell, as we've all seen, in the last year a number of businesses, organizations and subdivisions have been coming into the city. One of the things we found in our current code is that it would list references to landscaping design or even the Local Land Use Planning Act and we found that we really didn't have any documentation on what that documentation was. The Mayor with permission of Council created the Landscape and Design Committee which I am a part of. The Committee is made up of people representing the Historical Society, the Gardening Society, and a former City Planner from a different city, this gives us a great breadth of knowledge within the group. We've worked to find ways to create the guidance that we would want as a city as our city continues to grow and expand. I think we would all agree that we want things that are coming in to look like they belong in Weiser, that's what this document is. After researching and comparing seven or eight other cities, we pulled together and found our favorite one and really used it as our model to guide and provide guidance for those people coming into Weiser. This document provides us design documents and recommendations on what type of landscaping is appropriate, the colors to go on buildings, and what to do with trees on the property with details for each of these. There are also examples of what's OK and what's not OK within the city limits of Weiser.

**7:26:08 PM** – Layna Hafer, how will this be used? Mayor Hibberd, it will go into our zoning ordinance for commercial properties and enforced with our building inspections. The landscaping will have to be done before the occupancy certificate is issued.

**7:26:39 PM** – Layna Hafer asked Sterling if once the Committee had finished this document if it had gone to P&Z, was it reviewed legally? Sterling Blackwell, we put it together and sent it to the Mayor for review. We then sent it to the lawyer who made corrections, then it went to P&Z and now it's finally back to Council, it's been six months in the process.

**7:27:17 PM** – Mayor Hibberd, this Committee started off with recommendations for Maverik and the

R.V. Park but I asked them to continue that work and look at making ordinances such as this. I think they will also be looking at lighting and signage. Sterling Blackwell, that's all in there, as well as awnings and things that are OK for downtown businesses.

7:27:47 PM – Layna Hafer, one of the benefits of this is that there is almost three pages of just terminology so that everybody is speaking the same language. Nice committee work, it's a good document. Mayor Hibberd agreed, adding his appreciation of what the Committee has done.

7:28:37 PM

**Motioned by** Sterling Blackwell and seconded by Cliff Barberis to suspend the rules and read Ordinance #1268 by title only.

7:29:07 PM

AYES:	Layna Hafer, Cliff Barberis, Mike Hopkins, Sterling Blackwell and Marg Chipman
NAYES:	None
ABSTAINED:	None
MOTION CARRIED.	

**ORDINANCE #1268 ADD CHAPTER 19 (LANDSCAPING) TO TITLE 10 (ZONING REGULATIONS) AND AUTHOIRIZE THE MAYOR TO SIGN – Action Item. 7:29:14 PM**

7:29:37 PM – Clerk McDaniel read Ordinance #1268 by Title only.

7:30:32 PM

**Motioned by** Layna Hafer and seconded by Marg Chipman to adopt Ordinance #1268 and have it published in the local newspaper and authorize the Mayor to sign it.

7:30:58 PM

ROLL CALL VOTE:	
AYES:	Cliff Barberis, Layna Hafer, Sterling Blackwell, Mike Hopkins and Marg Chipman
NAYES:	None
ABSTAINED:	None
MOTION CARRIED.	

**WILLIAMS REZONE WEISER RIVER RD AGRICULTURE TO C-2 – Action Item.**

7:31:17 PM - Mayor Hibberd, this is land in the Impact Area so it doesn't affect the City directly, but this would be a recommendation to the County P&Z and Commissioners to make this zoning change.

7:32:04 PM – Cliff Barberis, it's not the greatest ground out there and what he is doing is trying to fence things in for security reasons.

7:32:26 PM – Marg Chipman, wasn't the discussion how could this possibly be defined as Prime Agricultural Land, there is no access to irrigation. I certainly think this is a better use of the land than what is going on now.

7:32:54 PM – Sterling Blackwell, I appreciate how complete the application is, it's nice to get all the information so we could read through it and really digest what was being submitted. I think he keeps his other properties very clean and organized so I don't have any concerns with him adding another place, especially if Mr Elliott is OK with it.

7:33:32 PM

**Motioned by** Marg Chipman and seconded by Cliff Barberis to accept the Williams re-zone request on Weiser Rive Road from Agricultural to C-2.

7:33:55 PM

AYES:	Layna Hafer, Cliff Barberis, Mike Hopkins, Sterling Blackwell and Marg Chipman
NAYES:	None
ABSTAINED:	None
MOTION CARRIED.	

**ADJOURNMENT – Action Item. [7:34:00 PM](#)**

**Motioned by** Cliff Barberis and seconded by Layna Hafer to adjourn.

**[7:34:05 PM](#)**

AYES:	Layna Hafer, Cliff Barberis, Mike Hopkins, Sterling Blackwell and Marg Chipman
NAYES:	None
ABSTAINED:	None
MOTION CARRIED.	

**THIS REGULAR CITY COUNCIL MEETING WAS ADJOURNED AT [7:34:20 PM](#)**

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**Randall E Hibberd, Mayor**

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**Natasha McDaniel, City Clerk**