

CITY COUNCIL MEETING
January 8, 2024

MAYOR & COUNCIL

Daniel M. Keller, Mayor
Todd Thomas, Council
Terry Larson, Council
Brent Dodge, Council
Chris Larsen, Council

STAFF

Linda Acock, City Clerk
Kelly Mickelsen, Treasurer
Lyle Fuller, Attorney
Tyrell Simpson, City Engineer
John Balls, Public Works Director
Shawn Oliverson, Community Dev.
Dan McCammon, Police Chief

Council Meeting was called to order at 5:00 P.M. by Mayor Dan Keller.

Consent Calendar The consent calendar includes items which require formal Council action, but which are typically routine or not of great controversy. Individual Council members may ask that any specific item be removed from the consent calendar in order that it be discussed in greater detail. Explanatory information is included in the City Council's agenda packet regarding these items.

A. Council Minutes December 11, 2023
B. Bills January 08, 2024
C. Treasurer's Monthly Report December 31, 2024
D. Improvement Bond Refund Steven Spillettt 643 S 1st E \$3,827.00
E. 50% Cut Permit Bond Refund Steven Spillettt 643 S 1st E \$417.00

It was moved by Councilmember Terry Larson and seconded by Councilmember Chris Larsen to approve the consent calendar, which includes the Council Minutes of December 11, 2023, the Bills through January 08, 2024, the Treasurer's Monthly Report dated December 31, 2023, an Improvement Bond refund to Steven Spillettt at 643 South 1st East in the amount of Three Thousand Eight Hundred Twenty-Seven Dollars (\$3,827.00), and a 50% Cut Permit Bond refund to Steven Spillettt at 643 South 1st East in the amount of Four Hundred Seventeen Dollars (\$417.00). This received unanimous approval.

Administer Oath Mayor D. Keller City Clerk Linda Acock administered the "Oath of Office" to Daniel M. Keller for the office of mayor of the City of Preston for a term of four years.

Administer Oath Council T. Larson City Clerk Linda Acock administered the "Oath of Office" to Terry D. Larson for the office of council of the City of Preston for a term of four years.

Administer Oath Council B. Dodge City Clerk Linda Acock administered the "Oath of Office" to I. Brent Dodge for the office of council of the City of Preston for a term of four years.

Comments D. Keller Mayor Dan Keller offered thanks to the wives of the mayor and council, as their support is what allows them to serve.

Comments T. Larsen Councilmember Terry Larson also thanked their wives for their support. He further stated that each and every councilmember comes from different life experiences and different backgrounds. If they aren't always 100% in agreement, it is because of different experiences and different research. Every opinion matters. Councilmember Terry Larson stated that he is honored to serve the mayor and council and looks forward to serving the City of Preston for another four years.

Comments B. Dodge Councilmember Brent Dodge stated that he appreciates the trust given him to serve another four years. He is invested in the community's well-being, and committed to serving the citizens of Preston City for another four years. He further stated that he is proud to call Preston home.

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Dodge
Elected
Council
President Mayor Dan Keller called for the nomination for President of the City Council.

Councilmember Chris Larsen nominated Councilmember Brent Dodge to serve as Council President for a one-year term. There being no further nominations, it was moved by Councilmember Terry Larson and seconded by Councilmember Chris Larsen to close nominations for Council President. This received unanimous approval.

The vote for Councilmember Brent Dodge as council president, for a one-year term, was as follows:

Councilmember Todd Thomas	<u>Aye</u>
Councilmember Terry Larson	<u>Aye</u>
Councilmember Brent Dodge	<u>Aye</u>
Councilmember Chris Larsen	<u>Aye</u>

Vote was unanimous for Councilmember Brent Dodge to serve as Council President for the year 2024.

Appoint-
ments
Clerk Mayor Dan Keller made the following appointments:

Linda Acock, City Clerk

It was moved by Councilmember Todd Thomas and seconded by Councilmember Terry Larson to confirm the appointment of Linda Acock as Preston City Clerk. This received unanimous approval.

Treasurer Kelly Mickelsen, City Treasurer

It was moved by Councilmember Todd Thomas and seconded by Councilmember Terry Larson to confirm the appointment of Kelly Mickelsen as Preston City Treasurer. This received unanimous approval.

Attorney Lyle Fuller, City Attorney

It was moved by Councilmember Todd Thomas and seconded by Councilmember Brent Dodge to confirm the appointment of Lyle Fuller, Law Office of Fuller & Fuller, as Preston City Attorney. This received unanimous approval.

State Of
The City
Address Mayor Dan Keller presented his State of the City Address. He reported the overall condition of Preston City is strong, safe and financially sound.

Mayor Keller highlighted Preston being listed as one of the ten safest cities in Idaho for the 4th consecutive year, the purchase of 20 acres on the north section of town for a future community center, progression of the state and federal mandated waste water treatment plant, the purchase of Craner Park, flood mitigation, 18 blocks of sidewalk upgrade, and a future supplemental water supply as important issues, situations and accomplishments in Preston during 2023.

(A copy of Mayor Dan Keller's State of the City Address follows Minutes)

Appoint
Planning &
Zoning
Commis-
soners Mayor Dan Keller and Councilmember Terry Larson took a moment to thank outgoing Planning and Zoning Commissioners Justin Carte and J. David Cole. The Commission has taken on some great challenges the past few years.

It was moved by Councilmember Terry Larson and seconded by Councilmember Chris Larsen to appoint Dennis Sessions to a six (6) year term as Planning and Zoning Commissioner, effective January 8, 2024 through February 11, 2030. This received unanimous approval.

It was moved by Councilmember Todd Thomas and seconded by Councilmember Terry Larson to appoint Bret Jacobson to a six (6) year term (one year of said term having been served by Justin Carter) as Planning and

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Zoning Commissioner, effective January 8, 2024 through January 8, 2029. This received unanimous approval.

It was moved by Councilmember Terry Larson and seconded by Councilmember Chris Larsen to re-appoint Commissioner Fred Titensor to a six (6) year term as Planning and Zoning Commissioner, effective January 8, 2024 through January 08, 2030. This received unanimous approval.

Donation From F.C.M.C. Councilmember Todd Thomas introduced Kyley Buttars from the Franklin County Medical Center Foundation.

Kyley Buttars presented a donation to Preston City in the amount of One Thousand Dollars (\$1,000.) for use at the Pickleball Courts, from the Franklin County Medical Center Foundation.

Approved Business Licenses The following business licenses have been approved:

Josh Taylor	92 N Westside Hwy Dayton	Taylor Made Excavation
Sarah Van Cott	370 West 1 st South	Good Girl Grooming LLC
Sydney Denise Hardy	101 North State	Sydney's Place

Sewer Concerns & Proposal Les Hansen asked the mayor and council to consider scheduling regular cleaning of the sewer drainage pipe near 3rd North and 1st East. There is speculation that the Heritage Center is going to do a sixteen-unit addition to their assisted living facility. If that comes to fruition, it will add stress to that sewer line.

Mr. Hansen was advised that there is no building permit on file for an addition to the Heritage Center, but the city engineer, community development specialist, and public works director will be aware of the sewer concerns and address that if a building permit should come through.

Request For Street Vacate T.Stewart 700 N. Travis Stewart of Stewart Trucking LLC, has applied for a street vacate for a portion of 7th North at 8th West.

It was moved by Councilmember Todd Thomas and seconded by Councilmember Terry Larson to instruct the city clerk to set the application for street vacate for public hearing, before the city council as per Idaho code. This received unanimous approval.

Termination Of Mayor's Declaration Of Local Disaster On April 13, 2023, Mayor Dan Keller declared a Local Disaster Emergency pursuant to Idaho Code § 46-1011, with respect to flooding issues. Since the flooding issues have been abated, Mayor Dan Keller declared the Local Disaster Emergency terminated. (a copy of the Mayor's Declaration follows Minutes)

Resolution #159 Terminating Declaration Of Emergency Councilmember Brent Dodge read Resolution #159, Terminating City Council's Declaration of Emergency.

It was moved by Councilmember Brent Dodge and seconded by Councilmember Todd Thomas to terminate the Declaration of Emergency that was declared on April 13, 2023, with respect to flooding issues, pursuant to Idaho Code § 67-2808. The vote was as follows:

Councilmember Todd Thomas	<u>Aye</u>
Councilmember Terry Larson	<u>Aye</u>
Councilmember Brent Dodge	<u>Aye</u>
Councilmember Chris Larsen	<u>Aye</u>

Motion passed by unanimous vote.
(a copy of Resolution #159 follows Minutes)


County Commission Report Councilmember Todd Thomas asked County Commissioner Robert Swainston if the county commissioners could consider waiving the garbage fees at the sewer plant. Mr. Swainston stated he would take the request to the county commissioners.

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Mr. Swainston also reported that the Oneida project is near completion on the county's side.

Council & Dept. Head Report On Assigned	Councilmember Todd Thomas, Councilmember Chris Larsen, Councilmember Terry Larson, Councilmember Brent Dodge, Mayor Dan Keller, Chief Dan McCammon, Community Development Specialist Shawn Oliverson, Public Works Director John Balls, and City Engineer Tyrell Simpson gave reports on their assigned designations.
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Adjourn Meeting was adjourned at 6:10 P.M. by Mayor Dan Keller.

	_____
Linda Acock, Clerk	Daniel M. Keller, Mayor

PRESTON CITY, "STATE OF THE CITY ADDRESS", January 8, 2024

As the Mayor of Preston, it is my duty to provide a report to the Citizens of our Community the status and condition of our fine town. I am pleased to report that the overall condition of Preston City is strong, safe and financially sound.

I want to personally thank the Citizens of Preston for trusting the reins of City government to me and the City Council for another four years. When I ran for the office of Mayor four years ago, I stated the following: "The proper stewardship of community assets is not only a primary, but solemn responsibility, it is also essential for a long-term, stable and vibrant city."

Like most other communities in Cache Valley and the State of Idaho, Preston continues to experience demands for growth as well as nearly insatiable unfunded mandates from State and Federal governmental agencies. I want to thank the City Council for working tirelessly to manage growth with the primary goal of not burdening existing residents and taxpayers. For the record; Preston City is the only taxing entity in Franklin County that has not raised property taxes each of the last four years. Also, Preston elected official's mindset is to work for solutions to issues using common sense coupled with conservative values.

The following are some issues, situations and accomplishments in regard to Preston in 2023:

- **For the 4th consecutive year, Preston was listed as one of the ten safest cities to live in the State of Idaho. Thanks goes to Chief McCammon and all of our law enforcement personnel in allowing Preston to maintain this designation.**
 - **Under the direction of the City Council, City Attorney Fuller and Councilman Dodge negotiated the purchase of 20 acres from the Franklin County Medical Center. Last year, I reported that Preston was the recipient of nearly \$1.2mm in ARPA funding. 56% of these funds were utilized for this property acquisition with a long-term plan to complete a community center for the benefit of our citizens. As Preston continues to grow, the need for such a center is critical. We envision a multi-use facility that service clubs, schools, families, churches, and other organizations can use for numerous types of wholesome community events. In 2024, I will ask the City Council to consider and investigate funding opportunities for such an endeavor which may include a solicitation to citizens to approve intermediate indebtedness financing for completion.**
 - **Preston City is now in the sixth year of a seven year project to construct a State and Federal mandated new waste water treatment plant. The daily**
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status of this endeavor can be observed on the Preston City Website and I can report that this project remains within initial budgeted parameters. However, I again need to report that upon completion, (currently scheduled for year-end 2025), Citizen monthly utility bills will at least double.

- 3 years ago, Preston City was able to acquire Craner Park. Numerous improvements have been made to make this facility an attractive and family friendly recreational area. Due to the City Council's foresight, last fall, the parking area was paved. This will not only be cleaner, but safer and provide added parking in the support of events there.
- We are fortunate that Preston's infrastructure remains functional after decades of typical estimated useful life. Consequently, our City continues to experience numerous water leaks in our water distribution system. I want to thank our public works department under the direction of John Balls for keeping our city infrastructure operational. We continue to be fortunate that our City staff maintains adequate parts and supplies for our water system, but more importantly, has decades of experience to make necessary repairs. In 2023, funds were expended to provide flood mitigation, water line replacement and sidewalk upgrades of over 18 blocks (primarily for school children safety).
- Over nearly 125 years since Preston's founding, our culinary water system has been abundant, reliable and clean. However, Preston continues to have only one significant developed source. In 2024, I will ask the Council to use the remainder of the ARPA funds to make the Petterborg Spring functional so that a supplemental source of water can be utilized if ever needed. In support of this, I am assigning Councilman Terry Larson to be the City's formal liaison and representative to the Consolidated and Cub River Irrigation Company to oversee the City's interest in all water matters.

In conclusion, and as a refresher to the public, I will ask the City Council to continue in their assigned oversight as follows:

***Todd Thomas-** City Tourism & Heritage
Liaison to Planning & Zoning
Liaison to Parks & Recreation
Liaison to S.I.C.O.G

***Terry Larson-** City Infrastructure, (liaison to irrigation companies)
City Impact Area
Liaison to Airport Committee

**Liaison to Envision Cache Valley and A.I.C
Law enforcement and emergency responder representative
Liaison to Consolidated & Cub River Irrigation Companies**

***Brent Dodge- City Economic Development
City Comprehensive Plan
Preston Area Chamber of Commerce
City Events
Liaison to Preston Community Foundation**

***Chris Larsen- City Public Relations
Liaison to County Commissioners
City Code Updates
City Beautification
Improvement of City Fiber Optics, Broad Band & City Website**

Lastly- I acquired a hardback copy of the Academy Memories recently completed by Alexis Beckstead, John Olsen and Necia Seamons. I will end with quote from a Dewey S. Olson who taught at the Oneida Stake Academy in 1923. He stated: “ Don’t tell other people your troubles, for half of them are not interested, and the other half are glad you got what’s coming to you.”

Thank You for allowing us to serve you.

**Dan Keller
Mayor**

(Above space for Recorder's use)

CITY OF PRESTON, IDAHO

TERMINATION OF MAYOR'S DECLARATION OF LOCAL DISASTER
EMERGENCY

WHEREAS, on or about April 13, 2023, the Mayor of the City of Preston ("City") declared a Local Disaster Emergency pursuant to Idaho Code § 46-1011 regarding the health and safety of all citizens of the City of Preston, Idaho with respect to flooding issues (the "City"); and

WHEREAS, the imminent threat of flooding issues has now abated;

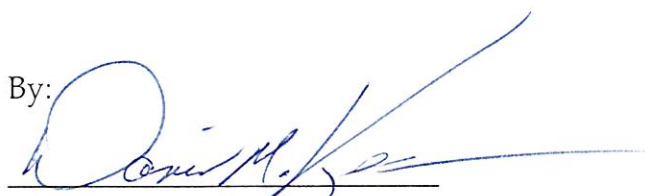
NOW THEREFORE, I, Daniel Keller, Mayor of the City of Preston, do hereby declare as follows:

Section 1: That the Local Disaster Emergency declared on or about April 13, 2023 is hereby terminated, effective immediately.

Section 2: That this Declaration shall be given prompt and general publicity and shall be promptly filed with the Franklin County Recorder's Office.

DECLARED by the Mayor of the City of Preston on January 8, 2024.

By:


Daniel M. Keller, Mayor

Attest:


Linda Acock, City Clerk

STATE OF IDAHO)
) ss
County of Franklin)

On this _____ day of January, 2024, before me personally appeared **Daniel M. Keller**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Idaho Public Notary

(Above space for Recorder's use)

Resolution # 159

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PRESTON, IDAHO,
TERMINATING ITS PRIOR DECLARATION OF EMERGENCY.**

WHEREAS, on or about April 13, 2023, the City Council of the City of Preston, Idaho ("City") did declare by resolution an emergency pursuant to Idaho Code § 67-2808 with respect to flooding issues in the City; and

WHEREAS, the imminent threat of flooding has abated;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PRESTON, IDAHO AS FOLLOWS:

Section 1: The foregoing recitations are hereby adopted as findings of fact.

Section 2: That the City Council's declaration of emergency passed by resolution on or about April 13, 2023, is hereby discontinued and terminated.

ADOPTED by the City Council and Approved by the Mayor on January 8, 2024.

Approved:



Daniel M. Keller, Mayor

Attest:



Linda Acock, City Clerk

STATE OF IDAHO)
) ss
County of Franklin)

On this _____ day of January, 2024, before me personally appeared **Daniel M. Keller**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Idaho Public Notary

5:00 P.M.

[Signature]

Signature

Signature

Signature

[Handwritten Signature]

Signature

Signature

Printed Name

Printed Name

Signature

Signature
Les Hamper

Signature

Signature

Signature

Signature _____

Printed Name

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Harley Larson

Printed Name

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Sambal

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