

CITY OF IDAHO CITY



REGULAR CITY COUNCIL MEETING
Wednesday, February 8, 2023
6:00 P.M

City Hall, 511 Main Street, Idaho City, ID 83631

JOIN ZOOM MEETING

<https://us02web.zoom.us/j/4192717240?pwd=MlI2Rmtjc1ZXZStWRi9WaFBIZlI0UT09>

Meeting ID: 419 271 7240
Passcode: 144787

MINUTES

CALL MEETING TO ORDER 6:00 pm

ROLL CALL Clerk Nancy Ptak called roll, Heffington, Elliott, Adams, Secor present.

PLEDGE OF ALLEGIANCE Mayor leads Pledge of Allegiance

I. CONSENT AGENDA

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 is discussed in greater detail. Explanatory information is included in the Council agenda packet regarding these items and any contingencies are part of the approval.

A. APPROVAL OF MINUTES: JANUARY 25, 2023 **ACTION ITEM**

Secor made a motion seconded by Heffington to approve minutes for January 25, 2023, as written. 3 ayes. Elliott abstained she was absent. No discussion, Motion Carries

B. IDAHO CITY EVENT CHECKLIST: **ACTION ITEM**

1. 37TH ANNUAL CHILI COOK OFF March 4, 2023, - RHONDA JAMESON

Secor made a motion seconded by Elliott to approve the event checklist for the 37th Annual Chili Cook Off on March 4, 2023. No discussion. 4 ayes. Motion Carries.

Secor made a motion, seconded by Elliott to approve the alcohol variance on March 4, 2023, for the 37th Annual Chili Cook Off 6am-3pm. Cups for sale at businesses in town and online. No discussion. 4 ayes. Motion Carries.

C. BILLS/PAYABLES: JANUARY 26, 2023, THROUGH FEBRUARY 8, 2023, **ACTION ITEM**

Secor made a motion seconded by Adams to approve bills dated January 26, 2023 through February 8, 2023 in the amount of \$21,974.95.

II. PUBLIC HEARINGS

Items listed as public hearings allow citizen comment on the subject matter before the Council. Residents or visitors wishing to comment upon the item before the Council should follow the procedural steps. In order to testify, individuals must sign up in advance, providing sufficient information to allow the Clerk to properly record their testimony in the official record of the City Council. Hearing procedures call for presentation by the applicant, submission of information from City staff, followed by public testimony. **ACTION ITEM**

III. ENGINEER'S REPORT

Mayor Everhart updated council that Mountain Water works has been bought out by another company effective January 31, 2023

IV. OLD BUSINESS

V. NEW BUSINESS

1. RODEO ARENA RESERVATION APPLICATION **ACTION ITEM**

No action needed, council liked the updated application and will be sent to the rodeo boards for them to look over as well.

2. K3 CONNECT PUBLIC BUILDING LOCKS **ACTION ITEM**

Clerk Ptak had Baldwin Lock & Key come up and rekey Community Hall, Visitors Center, and City Hall. Community Hall door is broken and needs to be updated, as people are breaking into the Hall. There was an estimate provided. It was discussed to add the K3 Connect Locks- timed locks handled by phone, tablet, or iPad, to the restrooms at the Visitor Center, Rodeo Grounds, and Skate Park. Mayor asks clerk gets bid for community hall door and locks and will be discussed at next meeting.

3. PLANNING AND ZONING COMMISSION- FINDINGS OF FACT CONCLUSION OF LAW AND RECOMMENDATION TO THE IDAHO CITY COUNCIL - SECOR AND HOLBERT ANNEXATION **ACTION ITEM**

Must have public hearing first to approve findings.

4. SET DATE FOR NOTICE OF PUBLIC HEARING FOR ANNEXATION- SECOR AND HOLBERT **ACTION ITEM**

Public Hearing date is tentatively set for March 8, 2023.

5. ICRMP TRAINING UPDATE

Office clerk Emily Sinclair informed the council that she can assign trainings to city employees and to look for them in their upcoming emails. They will only have to do trainings pertaining to their jobs.

VI. ORDINANCES AND RESOLUTIONS

Ordinances and resolutions are formal measures considered by the City Council to implement policy which the Council has considered. Resolutions govern internal matters to establish fees and charges pursuant to existing ordinances. Ordinances are laws which govern general public conduct. Certain procedures must be followed in the adoption of both ordinances and resolutions; state law often establishes those requirements. **ACTION ITEM**

VII. EXECUTIVE SESSION

Certain City-related matters may need to be discussed confidentially as a matter of law subject to applicable legal requirements; the Council may enter executive session to discuss such matters. **ACTION ITEM**

VIII. EMPLOYEE UPDATES

A. PUBLIC WORKS

Director Claus was not in attendance; she had been out all afternoon thawing out a line that she and mayor have been working on the last week. As of February 7, 2023, all lines were running. Mayor Everhart updated council that he has been working with Tami and has some recommendations and thoughts, he will be discussing with her. This summer Mayor says there is a need to excavate the area to determine what findings they can see and why they are freezing.

B. LAW ENFORCEMENT

Mayor spoke for Chief Otter, they have been room clearing and hostage training at the high school, this was done in conjunction with the county sheriffs office, on February 7, 2023 he assisted in serving a search warrant and recovered large quantities of stolen items from several burglaries around the area, including firearms and UTVs. John Adams is back doing his field trainings.

C. CLERK/TREASURER'S OFFICE

Community Hall door needs to be repaired or replaced, will be getting bids.

1. BUDGET UPDATES

Will be on next meeting.

2. WATER AND SEWER UPDATES, **ACTION ITEM**

Adjustments that were approved last meeting on January 25, 2023, were presented for council review and signature.

D. CITY ATTORNEY

City attorney Joan Callahan will be attending a meeting on Friday, February 10, 2023, The city of Moscow is in litigation with some commercial landlords over the charging of who is responsible for the water services from the city wither landlord or tenant, the district court on a couple grounds ruled that the landlord, the land owner is not responsible party it's the tenant that is the responsible party, and the city could not use a contract to shift that responsibility back to the land owner. So Idaho city like many other cities in Idaho have the same statute that places responsibility to the land owner not the tenant that causes issue with people being transient and trying to recoup fees. After the city of Moscow had lost at the district court, has appealed to the Idaho supreme court. The assoc. of Idaho Cities is planning on filing amicus brief, which is just a friend of the court brief, saying our members have similar interest to the plaintiff, here is the critical issue the court needs to consider and rule in this particular way. There is a conference call on February 10, 2023, municipal attorneys to discuss the district court ruling. The smaller cities have the issues, not so much the bigger ones, as they already have the tenant responsible. Applies to any landlord, tenant situation. Callahan will give an update after the meeting. This won't be decided any time soon. It's still early on.

IX. COUNCIL UPDATES

Council member Secor mentioned there are citizens watching and paying attention to water and sewer bills and those who have past due amounts. Secor believes council members and City employees are doing their due diligence in collecting the past due amounts.

X. MAYOR UPDATES

Mayor gives praises to Tami for all she has been doing these last couple weeks, whatever needs to be done Claus is there. Mayor is taking every other weekend to do rounds, until the city can find someone to take over. Mayor has had discussions with Claus and Ptak, about a wage increase for the public works position, more discussions will take place to figure out the allowed budget. Thoughts and discussion will be talked about at the next meeting, February 22,2023. City shop is having issues with the heater, Mayor is wanting to update, he asked Heffington investigate it and give his recommendation. Mayor wants to have a new steamer pot built to help thaw out lines. Mayor would like to see the restrooms in the back of community hall done.

XI. CITIZEN COMMENTS

This section of the agenda is reserved for citizens wishing to address the Council regarding City-related issues that are not on the agenda. To ensure adequate public notice, Idaho Law provides that any item requiring Council action must be placed on the agenda of an upcoming Council meeting, except for emergency circumstances. Comments related to future public hearings should be held for that public hearing. Repeated comments regarding the same or similar topics previously addressed are out of order and will not be allowed. Persons wishing to speak will have 5 minutes. Comments regarding performance by city employees are inappropriate at this time and should be directed to the mayor, either by subsequent appointment or after tonight's meeting, if time permitting.

Ted Jewell would like to build a trail on a piece of his property, would like to get city blessing, council members give him their blessing, if it's maintained on his property. He would also like to discuss the possibility of giving the city a portion of his property off elk creek, where the gravel pit is now, to have the city use it for a possible location for the city shop.

ADJOURNMENT 7:10 PM

ATTEST:

Date approved:

Nancy L Ptak, City Clerk-Treasurer

Ken Everhart, Mayor

Questions concerning items appearing on this Agenda or requests for accommodation of special needs to participate in the meeting should be addressed to the Office of the City Clerk, 511 Main Street or call 208-392-4584.

Mayor: Ken Everhart idahocitymayor1@cityofic.org	Chief of Police: Mark Otter icpd100@gmail.com	Public Works Director: Tami Claus idahocitypublicworks@cityofic.org	City Clerk-Treasurer: Nancy L Ptak idahocityclerk@cityofic.org	511 Main Street PO Box 130 Idaho City, ID 83631 (208)392-4584
Council members: Tom Secor Jr Ashley M Elliott Mari Adams Ryan Heffington	City officers: Ericca Robbins Brent Watson	Public Works:	Deputy Clerk: Sue Robinson 4cityfolk@cityofic.org	operating hours Monday- Thursday 8 am - 5 pm
	Janitorial: Dale Rutter		Office Clerk: Emily Sinclair idahocityoffice@cityofic.org	