

CITY OF IDAHO CITY



REGULAR CITY COUNCIL MEETING

Wednesday April 26, 2023

6:00 P.M

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

Join Zoom Meeting

<https://us02web.zoom.us/j/4192717240?pwd=UWJUeHFjdM5GMUliNUhFNkJKHaUZ2QT09>

Meeting ID: 419 271 7240

Passcode: iccouncil

MINUTES

CALL MEETING TO ORDER: Mayor Everhart call regular city council meeting to order at 6:00 PM

ROLL CALL: Clerk Ptak called roll, Heffington, Elliott, Adams, Secor in attendance.

PLEDGE OF ALLEGIANCE: Mayor Everhart led the 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: APRIL 12, 2023, **ACTION ITEM**

Counselor Heffington made a motion, seconded by Elliott, to approve the minutes dated April 12, 2023. 4 ayes. Motion carried.

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

C. BILLS/PAYABLES: APRIL 13, 2023, THROUGH APRIL 26, 2023 **ACTION ITEM**

Council President Secor made a motion, seconded by Adams, to pay bills dated April 13, 2023, through April 26, 2023, in the amount of \$14,818.29. 3 ayes. Elliott abstained. Motion carried.

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

IV. OLD BUSINESS

A. BLM RECREATION OR PUBLIC PURPOSE LEASE – RODEO GROUNDS (EXPIRED)

Council discussed the lease and thought that previous officials had been working with BLM to renew the lease. Mayor Everhart added they would figure out where things are and move forward. Dan Meyer added that BLM is going to require a Plan of Development.

B. LOCAL OPTIONS TAX DISCUSSION

Mayor Everhart addressed rumors on the local options tax that would include food, beverages, lodging, etc., and that is not the case. The local option tax being discussed is for lodging (Motel, Hotel, Air BNB and overnight rentals) only. The intent is to not put any more burden on residents but to share that burden with people coming from out of town and the only thing that fits the criteria is lodging. Mayor Everhart addressed the next steps and referred to City Attorney Callahan. Callahan responded there are things the mayor and council need to decide - what the tax is on, what rate, how long the tax is in place, for what the funds will be used. Callahan will prep a checklist for decisions on the tax for the next council meeting. Once the decisions are made the council can work on the next steps and when the tax would go on the ballot. Elliott added that in past discussions 2% is what was discussed.

C. LEASE AGREEMENT WITH TOM'S SERVICE FOR GENTRY'S OUTPOST & LEON'S CAFÉ
ACTION ITEM

City Attorney Joan Callahan apologized and informed council that she was unable to get to this document. Mayor Everhart added that it was not critical and could be added to the next meeting agenda.

D. IDAHO CITY HISTORICAL FOUNDATION IPAD FROM CITY **ACTION ITEM**

City Attorney Joan Callahan informed the council she was unable to complete this but found the information that would give the mayor and council the authority to donate. This item will be added to the next meeting agenda.

V. NEW BUSINESS

A. LETTER OF INTENT FROM CORY PICOTTE – PARKS AND RECREATION. **ACTION ITEM**

B. LETTER OF INTENT FROM SARAH NELSON - PARKS AND RECREATION. **ACTION ITEM**

Mayor Everhart explained the previous commission had reduced the number of members from 7 to 5 and that it would need to be adjusted back up to 7. Clerk Ptak added that could be done by ordinance, however there had been an issue in the past of keeping members. The commission could be left at 5 members and the extra interested parties could be subcommittees. Discussion ensued on the number of members for Parks & Rec. Mayor Everhart asked Ptak to put together a response to the 2 interested parties and explain, "The committee is full right now, we appreciate the interest and could use you as an advisory or subcommittee to keep you involved. You would be involved in everything other than voting on issues. If anyone were to step down from the commission the interested parties could then be moved in." The Parks and Rec meeting are currently set for the second Tuesday of the month.

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**

A. Resolution 2023-03 IDAHO CITY SURPLUS PROPERTY

Council President Secor made a motion, seconded by Adams to adopt Resolution 2023-03. Secor aye, Adams aye, Elliott aye, Heffington aye. Motion carried.

B. RESOLUTION 94-10 CITY PROPERTY LEASE

Clerk Ptak is still working with the county to get the map taken care of.

C. Ordinance No. 376 CHRONIC NUISANCE PROPERTY

City Attorney Callahan addressed the council and explained she and Chief Otter had received an email from the P&Z Chair asking if they would be available to discuss this ordinance with them at their May 1st meeting. Callahan added she had spoken with the city attorney from Garden City where the ordinance was pulled from and asked how the ordinance has worked for them, if it was effective, has it been enforceable. The Garden City attorney responded that the ordinance has worked well in dealing with problematic establishments. Callahan added the document refers to a city attorney and sometimes that would be the civil attorney and others may be the criminal attorney. Callahan has not yet discussed it with the city's criminal attorney. Callahan went on to explain the reasoning behind this ordinance and what it could accomplish. Callahan asked Mayor Everhart if he would like this prepped as an Ordinance for the next council meeting. Mayor Everhart responded Yes, the sooner the better to get something in place to help the city deal with those situations.

VII. COMMITTEE REPORTS

A. PARKS & RECREATION COMMISSION

Dax Olvera had no report but a couple of questions. First, when will the bathrooms out at the ballfields be available to the public. Public Works Director Claus responded they would be open the following day. Mayor Everhart informed Olvera that if he could get a schedule to Claus, she could then plan to have things open, weather permitting. Second was, they were trying to find some material to put on the baseball infield and Claus responded they had plenty of sand that could be used. Discussion on the material and location ensued.

B. HISTORIC PRESERVATION COMMISSION

C. PLANNING & ZONING COMMISSION

D. IDAHO CITY CHAMBER OF COMMERCE

VIII. 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**

IX. EMPLOYEE UPDATES

A. PUBLIC WORKS

Public Works Director Claus informed the council they will be opening the ballfields and rodeo ground bathrooms April 27th. They are working on a couple water lines and are almost completed. Claus requested a meeting with the Mayor on Monday at 11 for employee review. Claus added that on Friday they would be grading all the roads. Discussion on bringing more material in and the current weight restriction on Centerville Rd. ensued. Claus added that she had shown her guys how to make a water tap and they did great. Discussion on the water taps ensued. Claus had talked with 3 residents of Mores Creek Crossing that had freezing issues and Mayor Everhart added that they needed to investigate the cause so it can be fixed. Counselor Elliott asked Claus when the inmate labor would be up. Claus responded the first and second week of May. Claus would be using them on Wednesdays of the 2 weeks to do the sand bays. Claus brought up that she has been asked when

the city would be opening the RV dump, and Secor responded as soon as the city can figure out how to restrict the water usage. Discussion on the water at the RV dump ensued. Claus has all the bathrooms cleaned at this point and added Chief Otter has the person responsible for the vandalism. Claus would like to have said person clean all the walls in the bathrooms. Mayor Everhart asked about the sewer connection to the first house in the Mores Creek subdivision and Claus responded it is on her list and will be working on it soon. Mayor also asked about the chemicals needed for the RO and Claus responded that she is having issues with the current supplier and is looking to get things elsewhere. Discussion on chemicals and their location ensued. Secor questioned if Claus had received pricing on pipe for meter pits and Claus responded she is waiting for a response. Discussion on pipe type and suppliers ensued. Ptak questions when they would start reading meters and after some discussion it was decided to start next month. Claus added that they had the materials to repair Bear Run Rd. and that they would be adding speed bumps to it and Montgomery.

B. LAW ENFORCEMENT

Chief Otter was not present but had given information to Mayor Everhart. ICPD caught the person responsible for the graffiti in the bathrooms. There were quite a few traffic tickets. Chief Otter and Wes Crawford searched & found the missing endangered 16-year-old girl from the news. She was with a 32-year-old felon who was arrested, and the teen girl reunited with her parents. Otter attended the funeral for the Nyssa officer who was killed recently. Mayor Everhart had asked the chief about the 302 Elk Creek situation and Otter informed him the water is back on for residents.

C. CLERK/TREASURER'S OFFICE

A. WATER AND SEWER UPDATES, ACTION ITEM

Clerk Ptak addressed the council and informed them on water sewer updates – most are paid or in pay agreements. Going forward anyone who is quite a bit behind will have their information sent to the State who has a program to pay past due water bills if qualified. There is an application process. Ptak added that they are cleaning up and moving things around at City Hall. Ptak has all her office items moved upstairs. Ptak also spoke with DEQ who will be sending over a binder with all signed documents the council just went through on the Water Bond. Elliott inquired on how many boxes of old documents were still upstairs that have not been gone through, and Ptak responded there were quite a few boxes of old water and sewer documents and quite a bit for Parks & Rec to go through. Discussion on documents ensued. The subject was changed to the RV dump and discussion on regulation of water usage, how that could be done, and volunteer monitoring continued.

D. CITY ATTORNEY

City Attorney Callahan addressed council and informed them she was glad the 302 Elk Creek situation was taken care of before attorney's needed to be involved.

X. COUNCIL UPDATES

Secor no update, Elliott no update, Heffington no update.

XI. MAYOR UPDATES

Mayor Everhart had no additional updates.

XII. 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.

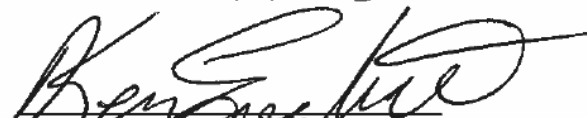
ADJOURNMENT 7:04 PM

ATTEST:

Date approved:

5/10/2023


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

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Council members:

Tom Secor Jr

Ashley M Elliott

Mari Adams

Ryan Heffington

Chief of Police:

Mark Otter

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City officers:

Brent Watson

Public Works Director:

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Public Works:

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Dallas DeCory

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operating hours

Monday- Thursday

8 am - 5 pm

Friday 8am -2pm