



# CITY OF IDAHO CITY

## AGENDA

### REGULAR CITY COUNCIL MEETING

Wednesday, JUNE 12, 2024

7:00 P.M.

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

MINUTES

Join Zoom Meeting

<https://us02web.zoom.us/j/85913106899?pwd=VW51QWRNNGE3eVVzSlhNTHRadGo5QT09>

Meeting ID: 859 1310 6899

Passcode: iccouncil

**CALL MEETING TO ORDER:** Mayor Everhart called the regular city council meeting to order at 7:00 PM

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

**PLEDGE OF ALLEGIANCE:** Mayor Everhart led the pledge of allegiance.

Counselor Elliott made a motion, seconded by Adams, pursuant to Idaho Code Section 74-204 to amend the agenda to add Executive Sessions 74-206(1)(b) to consider personnel matters related to performance. The good faith reason the item was not included in the posted agenda is evolving personnel issues. Secor aye, Adams aye, Elliott aye, Heffington aye. Motion carried

## 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: MAY 22, 2024 **ACTION ITEM**

Counselor Heffington made a motion, seconded by Elliott, to approve the minutes dated May 22, 2024. 3 ayes. Adams abstain. Motion carried.

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

#### 1. IDAHO CITY FIRE PROTECTION DISTRICT – 4<sup>TH</sup> OF JULY PARADE & FIREWORKS, JULY 4, 2024

Counselor Elliott made motion, seconded by Adams, to approve the event checklist for the Idaho City Fire Protection District 4<sup>th</sup> of July Parade & Fire Works. 4 ayes. Motion carried.

### C. BILLS/PAYABLES: MAY 23, 2024 THROUGH JUNE 12, 2024 **ACTION ITEM**

Counselor Heffington made a motion, seconded by Elliott, to approve the bills May 23, 2024 through June 12, 2024 in the amount of \$92,008.28. 4 ayes. Motion carried.

Mayor Everhart adjusted the agenda and moved the Old Business – Fire Protection District item up. Commissioner Brent Adamson addressed council and explained there have been many conversations on this matter and the Fire Department has provided an offer to the City in written form. Mayor Everhart read the offer letter provided by Adamson and the Fire Department. Mayor Everhart explained that the next step would be to discuss in an executive session with council.

## II. 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**

### A. IC SECTION 74-206(1)(D) TO CONSIDER RECORDS EXEMPT FROM DISCLOSURE.

### B. IC SECTION 74-206(1)(B) TO CONSIDER PERSONNEL MATTERS RELATED TO PERFORMANCE

Counselor Elliott made a motion, seconded by Adams, to adjourn to Executive Session pursuant to Idaho Code sections 74-206(1)(d)&(b) to consider records exempt from disclosure, & to consider personnel matters related to performance. Adams aye, Elliott aye, Heffington aye, Secor aye. Called into session/adjourned at 7:09pm. Mayor Everhart called back into regular session at 7:31pm. Counselor Elliott made motion, seconded by Adams, to authorize the Mayor to propose a counteroffer and enter into any other discussions or negotiations with the Fire District. Secor aye, Adams aye, Elliott aye, Heffington aye. Motion carried. Mayor Everhart explained that the city attorney would be drafting a letter to send out to the Fire District Commissioners.

### III. 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**

### IV. ENGINEER'S REPORT

### V. 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 2024-04 AGREEING TO PARTICIPATE IN NEW AMBULANCE DISTRICT

Alex Gross on behalf of EBCAD explained the reasoning and purpose behind the redistricting of the Ambulance District. Under Idaho State code in order to form a new district the cities within the new district have to consent to the dissolution of the old District and formation of the new District. The resolution before council is for the dissolution of EBCAD and formation of EBCED. This is to get it before the County board, who will then have a vote to get it on the ballot for November. Counselor Elliott made a motion, seconded by Heffington, to adopt Resolution 2024-04 agreeing to participate in a new ambulance district. Secor aye, Adams abstain, Elliott aye, Heffington aye. Motion carried.

#### B. RESOLUTION 2024-05 LAW ENFORCEMENT SURPLUS PROPERTY

Counselor Elliott made a motion, seconded by Adams, to adopt Resolution 2024-05 Law Enforcement Surplus Property. Secor aye, Adams aye, Elliott aye, Heffington aye. Motion carried.

#### C. RESOLUTION 2024-06 INTERGOVERNMENTAL AGREEMENT WITH BOISE COUNTY FOR INSPECTION SERVICES

City Attorney Callahan explained that her understanding is that there has been discussions with Boise County to take over the building inspection and plan review services that are currently contracted out. The County has not had a chance to look at the agreement yet. This is to get in front of council to look over. Alex Gross Planning and Zoning Director with Boise County explained that Counselor Secor had had discussions with them regarding inspection services and they are willing to help. Mayor Everhart added that when he was at the County Commissioners meeting, they would be in agreement if the County and City came to an agreement. Discussion on codes and transition periods ensued. It was decided to hold the resolution until the next meeting.

### VI. OLD BUSINESS

#### A. PROPERTY SWAP WITH SECOR

No new information.

#### B. IDAHO CITY FIRE PROTECTION DISTRICT - **ACTION ITEM**

See discussion above Executive Session.

#### C. JOHN DEERE BACKHOE DISCUSSION

Clerk Ptak explained that she has not received any new information as of yet.

### VII. NEW BUSINESS

#### A. CYNTHIA KNEISL SHARED SEWER LINE LETTER - **ACTION ITEM**

Clerk Ptak explained the property was originally one piece but was split and the sewer line is shared. There have been issues with the sewer line. Cynthia Kneisl joined via zoom and explained her options on the sewer line repair. One being to have a new line ran, and the other is to work with the neighbor to raise the belly in the sewer line that is on their property. Discussion on the sewer line, it's issues, and the accounts ensued. City Attorney Callahan added that anything to do with the neighbor's property or easements is a civil issue between the two homeowners and that needs to be resolved between them. Here is not currently a role for the city in this situation.

#### B. COWBOY CAMPGROUND SEWER CONNECTION APPLICATION APPROVAL - **ACTION ITEM**

Bob & Sabrina Amidon explained to council that they are looking to increase their ability to have longer-term campers. Currently they cannot support the longer term stays due to the lack of sewer hookups. Amidon added that they have a permit with the State of Idaho for inspections on the sewer line. Discussion on potential conflict with P&Z ensued. Counselor Heffington made a motion, seconded by Elliott, to approve the Cowboy Campground sewer connection application. 4 ayes. Motion carried.

#### C. GEM COUNTY PROSECUTING ATTORNEY SERVICES - **ACTION ITEM**

Counselor Secor explained that he was hoping for a letter from the County Prosecuting Attorney but has not received anything yet. Mayor Everhart asked when the contract with Gem County expires, and Callahan responded that it does not expire it just continues until terminated. Discussion on options going forward ensued.

#### D. TERMINATION OF CONTRACT & CHANGE IN BUILDING INSPECTION SERVICES - **ACTION ITEM**

Counselor Heffington made a motion, seconded by Adams, to terminate the contract and change in building inspection services. Secor aye, Adams aye, Elliott aye, Heffington aye. Motion carried.

## VIII. EMPLOYEE UPDATES

### A. PUBLIC WORKS

Mayor Everhart explained that Claus did not need to attend both meetings but provide an update on the second meeting of the month. Mayor Everhart added that the dust abatement has been done. One sand bay was cleaned last week, and another was done on Monday. All of the asphalt has been ground and moved up by the rodeo grounds. Some of the extra material will be put on Bear Run and some up at the cemetery. The water tank will be added to the truck so the rodeo arena can be watered for the upcoming rodeo. They will also look into the cost of seal coating Montgomery.

### B. LAW ENFORCEMENT

### C. CLERK/TREASURER'S OFFICE

#### 1. BUDGET UPDATES

Clerk Ptak explained the monthly budget in the packet.

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

Clerk Ptak explained the water sewer updates in the packet.

Clerk Ptak provided an update on Clearwater. Before the next regular meeting there will be a joint meeting with Clearwater on the Comp. Plan. Clearwater will help provide input on public involvement. Because the meeting is early and the regular meeting follows, Ptak asked if council would like to do some kind of potluck during that time. Mayor Everhart suggested creating a list now. Discussion on what everyone would bring ensued. Mayor Everhart added that Clearwater will prepare a press release to come out after the June 26<sup>th</sup> meeting. Clerk Ptak added the Clearwater has also suggested doing an ongoing positive news release showing what the council is working on, etc., and looking for feedback from the community. Mayor Everhart and Clerk Ptak will be continuing the 3 pm meetings with Clearwater before the council meetings so they can provide regular updates to council.

### D. CITY ATTORNEY

## IX. COUNCIL UPDATES

Counselor Elliott explained the Barbara McClain informed her that SICI has lost contracts, so they are avidly looking for work. There is a potential to get inmate labor in the city more than one time a year.

## X. MAYOR UPDATES

## XI. CITIZEN COMMENTS

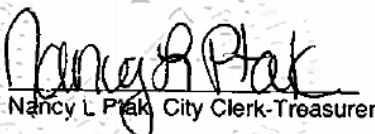
This section of the agenda is reserved for citizens wishing to address the Council regarding City-related issues that are not on the agenda. To ensure adequate public notice, Idaho Law provides that any item requiring Council action must be placed on the agenda of an upcoming Council meeting, except 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.

## XII. UPCOMING MEETINGS

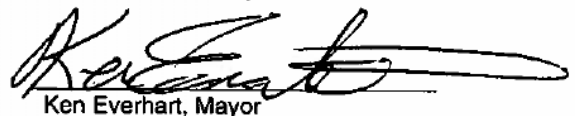
- A. JOINT - COMP. PLAN WORKSHOP WITH CLEARWATER JUNE 26, 2024 @ 5PM
- B. NEXT REGULAR MEETING: JUNE 26, 2024

ADJOURNMENT 8:36 PM

ATTEST:

  
Nancy L. Ptak, City Clerk-Treasurer

Date approved: 6/26/2024

  
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](mailto:idahocitymayor1@cityofic.org)

#### Council members:

Tom Secor Jr

Ashley M Elliott

Mari Adams

Ryan Heffington

#### Chief of Police:

Brent Watson

[idahocitypd.194@cityofic.org](mailto:idahocitypd.194@cityofic.org)

#### City officers:

#### Public Works Director:

Tami Claus

[idahocitypublicworks@cityofic.org](mailto:idahocitypublicworks@cityofic.org)

#### Public Works:

Nick Mancera

Dallas DeCory

#### City Clerk-Treasurer:

Nancy L. Ptak

[idahocityclerk@cityofic.org](mailto:idahocityclerk@cityofic.org)

#### Deputy Clerk

Kaleb Goodlett

[idahocityoffice@cityofic.org](mailto:idahocityoffice@cityofic.org)

#### Utility Billing Clerk

Sue Robinson

[4cityfolk@cityofic.org](mailto:4cityfolk@cityofic.org)

511 Main Street

PO Box 130

Idaho City, ID 83631

(208)392-4584

operating hours

Monday- Thursday

8 am - 5 pm

Friday 9am -3pm

# MOTION AND ORDER TO AMEND AGENDA

*(less than 48 hours before regular meeting or 24 hours before special meeting)*

Ashley Elliott (print name), Council Member (print title),  
MOVES THAT THIS GOVERNING BODY PURSUANT TO IDAHO CODE § 74-204, AMEND THE  
AGENDA FOR THIS MEETING AS FOLLOWS:

ADD EXECUTIVE SESSION ITEM:

IC SECTION 74-206(1)(b) TO CONSIDER PERSONNEL MATTERS RELATED  
TO PERFORMANCE.

GOOD FAITH REASON ITEM(S) NOT INCLUDED IN POSTED AGENDA: (required)

Evolving Personnel Issue

<u>Tom Secor</u> (print name)	, Chair	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Abstain
<u>Mari Adams</u> (print name)	, Member	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Abstain
<u>Ashley Elliott</u> (print name)	, Member	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Abstain
<u>Ryan Hefington</u> (print name)	, Member	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Abstain

Clerk/Deputy Clerk:

Nancy R Ptak  
(signature)