



# CITY OF IDAHO CITY

## AGENDA

### SPECIAL CITY COUNCIL MEETING

Wednesday, July 31, 2024

7:00 P.M.

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

MINUTES

#### Join Zoom Meeting

<https://us02web.zoom.us/j/4192717240?pwd=UWJUeHFidm5GMUIiNUhFNkJKHaUZ2Q0T09&omn=89950049896>

Meeting ID: 419 271 7240

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, Heffington, Elliott, Adams, Secor in attendance.

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

Mayor Everhart adjusted the order of items and moved the Employee Update item C.2.a. Clearwater Comp Plan addendum up and explained that he and Clerk Ptak spoke with Clearwater regarding the comp plan and the cost was more than allowed in the budget. The conversation has moved to creating a comp plan committee comprised of members from the Historical Commission, Planning and Zoning, and other organizations in town to address the portions of the comp plan and compile information on, and then bring all of that information to Clearwater to help bring it all together. Councilor Secor asked Jace with Clearwater who joined via zoom if the city could use the outline that Clearwater has created to allow the committee's to move forward and get the information and check things off before it comes back to Clearwater. Jace responded yes and added that the discussion with the Mayor was a two-prong approach where there is a reduced scope and the committee's do more of the leg work to reduce cost and then also Clearwater is looking into the possibility of grant funds. Discussion on groups and organizations that should be included ensued.

## 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: JULY 10, 2024 **ACTION ITEM**

Councilor Elliott made a motion, seconded by Adams, to approve the minutes dated July 10, 2024. 4 ayes. Motion carried.

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

### C. BILLS/PAYABLES: JULY 11, 2024 THROUGH JULY 24, 2024 **ACTION ITEM**

Councilor Secor made a motion, seconded by Adams, to approve the bills July 11, 2024 through July 24, 2024 in the amount of \$36,573.75. 4 ayes. Motion carried.

## 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)(B) TO CONSIDER PERSONNEL MATTERS RELATED TO PERFORMANCE

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

Councilor Secor made a motion, seconded by Adams, to adjourn to Executive Session pursuant to Idaho Code sections 74-206(1)(B)&(D) to consider personnel matters related to performance, & to consider records exempt from disclosure. Secor aye, Adams aye, Elliott aye, Heffington aye. Called into session/adjourned at 7:10pm. Mayor Everhart called back into regular session at 7:35pm.

## 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. REVIEW ONLY - RESOLUTION 2024-06 SCHEDULE OF FEES FOR 2025

##### B. REVIEW ONLY - RESOLUTION 2024-07 WATER AND SEWER RATES

Clerk Ptak explained the resolutions are ready to go if the public hearing goes well and council adopts the new fees. Discussion on the public hearings ensued. Councilor Heffington asked what the percentage increase from last year was, and Clerk Ptak explained the percentages would be discussed later in the meeting when the tentative budget is gone over and yes the standard 3-5% was used, but the resolutions are passed every year to show a list of all the fees the city charges and any new fees brought in. Discussion on some of the fees ensued. Clerk Ptak added that council had her check with other cities to see if Idaho City's rates are comparable and she found that they are but one thing that was missing that other cities had is a commercial rate for water and sewer. Councilor Elliott questioned the water sewer hookup fees and if they are included in the resolution. Discussion ensued.

#### VI. OLD BUSINESS

##### A. PROPERTY SWAP WITH SECOR

City Attorney Callahan explained that she received an email from Coleen Marks who apologized for not staying connected and would have her rate sheet to Callahan this week.

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

Mayor Everhart explained that this will be removed from future agendas for a couple of reasons. There have not been any beneficial negotiation talks with the Fire Protection District, and it has turned into personal attacks against Council members, Mayor, and their families. These attacks are not necessarily by members of the Fire Protection District management but people that are involved with it. The Fire District can call and be added to the agenda again at any time, if they wish to.

##### C. JOHN DEERE BACKHOE DISCUSSION - **ACTION ITEM**

Public Works Director Claus explained that Mancera is in the process of getting additional quotes and will provide an update when those come in. Discussion on the quote from CAT ensued. Mayor Everhart requested Claus getting all the quotes together before the next meeting.

#### VII. NEW BUSINESS

##### A. EILEN JEWEL WATER BILL – 600 MAIN STREET - **ACTION ITEM**

Councilor Elliott asked the City Attorney what the resolution for water forgiveness is. City Attorney Callahan responded that the policy is if there has been a leak, and the leak is repaired within 30 days with documentation council can approve an adjustment of 50% of the excess gallons used. Councilor Elliott made a motion, seconded by Secor, to approve the request for the water adjustment per city policy. 4 ayes. Motion carried.

##### B. ADOPT TENTATIVE 2024-2025 BUDGET **ACTION ITEM**

Councilor Elliott thanked city staff for all the work on the budget. Mayor and other Council members agreed. Councilor Secor made a motion, seconded by Elliott, to adopt the tentative budget for 2024-25 in the sum of \$4,204,240.00. Secor aye, Adams aye, Elliott aye, Heffington aye. Motion carried.

#### VIII. COMMITTEE REPORTS

- A. PARKS & RECREATION COMMISSION
- B. HISTORIC PRESERVATION COMMISSION
- C. PLANNING & ZONING COMMISSION
- D. IDAHO CITY CHAMBER OF COMMERCE

#### IX. EMPLOYEE UPDATES

##### A. PUBLIC WORKS

Public Works Director Claus explained that speed bumps were added to Montgomery and another set will be added. Mayor Everhart asked if Claus had some signs that say speed bumps ahead, and Claus responded that she believes so. Samples have been pulled for the month. Claus tried to get some inmates to help finish the fence at the sewer plant but is unable to until April. The asphalt in front of the school will be removed and repaired Thursday. Mancera is going to start up the sewer classes again. Claus received new weed spray for the sewer plant that is guaranteed to work and if not can be sent back for refund. The sandbays have been cleaned every week. The last one was done two weeks ago and is still holding. Claus believes the issue has been resolved. Discussion on the sand bays and sand levels ensued. The new turbidity meters have been received and Claus has to get them installed before the company will come up and do a run through. Claus is still waiting on parts for the RV dump hydrants. She will be opening the bathrooms in preparation for the upcoming rodeo. Councilor Adams added that people are still using the dump without water. Discussion on the RV Dump ensued. It was decided to barricade off the RV dump completely and add signs to prevent any use. Claus looked up the pricing for a new

pump at the visitors center pond water cannon and it is about \$900. An email from Rhonda with the BBIA was received and asked the repair cost for the water cannon and also to treat the milfoil. Discussion on the treatment for milfoil ensued.

## B. LAW ENFORCEMENT

Chief Watson explained there have been about 71 events in the last 30 days. Roughly 27 of those were traffic stops. The grant that is currently running will go until August 11<sup>th</sup> and then the next one will start a week or so after that and run through Labor Day.

## C. CLERK/TREASURER'S OFFICE

Clerk Ptak explained the new budget report for publication which matches up with Black Mountain. In the packet there was an email from Rhonda regarding the \$15000 for the Historical Preservation Commission that was added to the budget for them. There is also an email in the packet regarding a reservation experience at the Rodeo Grounds from July 20<sup>th</sup>.

### 1. WATER AND SEWER UPDATES, ACTION ITEM

Clerk Ptak explained the water sewer updates and adjustments. The adjustments will need to be signed off on. There is one account that is no longer allowed to pay with personal checks. Councilor Elliott questioned one of the accounts and Ptak explained that if not paid they will get a 7-day shut off notice with the next bill. Councilor Secor made a motion, seconded by Adams, to approve the water sewer adjustments from 7/24/24 in the amount of \$2,535.53 in the negative. 4 ayes. Motion carried.

### 2. CLEARWATER UPDATE

#### a. CLEARWATER COMP PLAN ADDENDUM ACTION ITEM

See above, before Consent Agenda.

## D. CITY ATTORNEY

City Attorney Callahan brought up the Survey with Coleen Marks and explained that would be moving forward. The second item is the contract with Boise County for inspection services. Everything has been worked out with the exception of the County wanting the city to indemnify them for any work their employee is doing for the city. Callahan has concerns about doing that and taking on risk for the city. Discussion ensued. Callahan's suggestions were to talk with ICRMP to see if they would cover it as a joint venture, or if the County carries their own insurance, the city may pay a little more for services. Discussion on the county rates and current costs ensued. Callahan also brought up the salvage pile up above the rodeo grounds and explained there are some questions when it comes to who can help get rid of the pile. Councilor Secor explained that there is quite a mess up where this salvage pile is. Lots of unusable material and as a part of the BLM lease it needs to be cleaned up. Secor offered to clean up the salvage pile in exchange for the metal that is there. The issues lies in the ethics of him as a Councilor doing this and that is why he asked for it to be brought up. Discussion ensued. Callahan added that she can create a resolution to surplus the salvage pile noting that it actually has a negative value because it would actually cost the city money to get rid of it.

## X. COUNCIL UPDATES

Councilor Secor explained "Contrary to popular belief I have never been against the Fire Department. The big discussion with the ownership of the firehouse in my opinion is very cut and dry. It is a city property. It was the Idaho City Volunteer Fire Department before it was a fire district. With the personal attacks against myself and my family, I have had enough. It is above and beyond being a public servant. I was here when we got \$100 a month and I was spending 8 to 10 to 12 hours a week trying to make the city work, and that was every week. I would go to work and then if something else needed done for the city I would do that. I have never acted maliciously towards the City of Idaho City or the fire department or the ambulance or the Sheriff's office. I have always been for emergency services. They are a very critical infrastructure that is required for the city to function as a whole. The personal attacks towards me are unfounded and they are just blatantly wrong. I wanted to say this in a council meeting, so it is on public record that I am not an evil person. I am not against the fire department, and I am all about the community and always have been." Councilor Adams agreed with Councilor Secor and added "No matter what anyone said, of course I will work for this community. I am here to support the community. I put in so many hours. I work with the fire department, so all of the negative things that have been said about all of us that do help out are hurtful and uncalled for. Hopefully, people can see the work that we all do here as city council members, as EMS, as water people, plumbers, and even those donating their time to this community. I hope that people understand that and see that we really want what's best for the community and everyone involved in it." Councilor Elliott explained that the three cameras have been found and will be installed in the park next Friday for the Historical Foundation.

## XI. MAYOR UPDATES

Mayor Everhart wanted to take a moment to say a few things. "I think the topic of the attacks against us as a council have been fairly well addressed. What I want to say is a thank you to everyone up here sitting at this table or on zoom. We get elected to this as a paid position. The massive amount for council of \$200/ month and \$400/month for Mayor – this is a volunteer position. The amount of time that Ashley has put into going through all of the budget items and the knowledge that she brings from the County and brought to this table. Mari with her time with the ambulance, yes you get paid there too, but you do not get paid anywhere close to what that job entails that you do. Ryan newer to the council but still volunteers his time, his effort, his work with heating systems, plumbing, etc. Tom, how many hours have you spent in the last few weeks at the rodeo grounds with his own equipment and his own expense, bettering that facility for the whole community. Never one questions on repayment. This whole council are so community minded that it is just appalling the attacks that have been sent our way. Those folks should be ashamed of themselves for putting these good people through that. It is beyond atrocious the way you all have been treated. I applaud you for maintaining your composure and maintaining your professionalism up here through all of that."

## 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.

Brooke Crawford explained that it came to her knowledge a few years ago the city was given trusses. She asked why the city couldn't use those for a building. Councilor Secor explained the trusses came from Croman Corporation when their building was torn down. They were given to the city for a city shop and at that point the city had no money for building. Last year the trusses were given to the school. Mayor Everhart added that last year the school approached council and if the trusses were not going to be used they had a use for them. At that point, the city donated them to the school. Crawford was also told to read the minutes from each City Council meeting from 2017 about the Fire District beginning. She was told that the city was not a part of the fire district nor wanted to be a part of the fire district with helping them out. In reading the minutes Crawford found that the city proposed that anything the fire department was using was going to be given to the fire district and asked if that was correct. Mayor Everhart stated all of the equipment and supplies yes. Crawford asked if those were owned by the city prior to the fire district. Councilor Elliott explained they were purchased prior to the district when it was Idaho City Fire Department. Crawford added that it was also stated that the council's family that was commenting on social media was speaking for the council. Was this correct or is each council member in agreement that no matter what the relationship with those members, they are their own entity? Councilor Elliott explained that her husband is on the fire district and whatever he says on Facebook is what he says. Councilor Secor added that every person sitting up here is their own person and no one speaks for him. Mayor Everhart added that Councilor Heffington said the same thing in regard to his wife. Her opinion is hers and that is not his voice being spoken for her. Everyone else up here is the same way. Crawford also wanted to thank all the city workers for the rodeo grounds. It turned out phenomenal.

## XIII. UPCOMING MEETINGS

A. NEXT BUDGET WORK SESSION

B. NEXT REGULAR MEETING: AUGUST 14, 2024

ADJOURNMENT 8:35 PM

ATTEST:

  
Nancy L. Ptak, City Clerk-Treasurer

Date approved: 8/14/2024

  
Tom Secor Jr., Council President

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)

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operating hours

Monday- Thursday

8 am - 5 pm

Friday 9am -3pm