

CITY OF IDAHO CITY



SPECIAL CITY COUNCIL MEETING
Monday August 30, 2021
6:00 pm
City Hall, 511 Main Street, Idaho City, ID 83631

AGENDA

Join Zoom Meeting
<https://us02web.zoom.us/j/4192717240>
Meeting ID: 419 271 7240

CALL MEETING TO ORDER
ROLL CALL
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: AUGUST 11, 2021 (regular and special meeting) AND AUGUST 23, 2021 **ACTION ITEM**
- B. IDAHO CITY EVENT CHECKLIST: **ACTION ITEM**
- C. BILLS/PAYABLES: AUGUST 26, 2021 THROUGH AUGUST 30, 2021 **ACTION ITEM**

II. OLD BUSINESS

- 1. RENEWAL - BLM - MORES CREEK MOTORCYCLE BRIDGE CITY RIGHT A-WAY **ACTION ITEM**

III. NEW BUSINESS

- 1. ADOPT TENTATIVE 2021/2022 BUDGET **ACTION ITEM**
- 2. IDAHO CITY LIQUOR LICENSES **ACTION ITEM**
 - a. 2022-01 HARLEY'S PUB, LLC
 - b. 2022-02 IDAHO CITY GROCERY
 - c. 2022-03 GOLDMINE IDAHO CITY, LLC
 - d. 2022-04 DIAMOND LIL'S STEAKHOUSE AND SALOON
 - e. 2022-05 GOLDMINE RESTAURANT
 - f. 2022-06 TRUDY'S KITCHEN
 - g. 2022-07 SEASONS DINING AND GROCERY

ADJOURNMENT

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:
Phillip J Canody
Council members:
Tom Secor Jr
Ken Everhart
HD Hillyard
David Martin

Chief of Police:
Mark Otter
Deputy officers:
Mathew Archuleta
Mark Brunell
Janitor/part time office:
Dale Rutter

Public Works:
Tami Franklin
Gene Bettys
City Clerk-Treasurer:
Nancy Ptak
Deputy Clerk:
Sue Robinson

511 Main Street
PO Box 130
Idaho City, ID 83631
(208)392-4584
4cityfolk@gmail.com
idahocityclerk@gmail.com
idahocitypublicworks@gmail.com

CITY OF IDAHO CITY



SPECIAL CITY COUNCIL MEETING

Wednesday, August 11, 2021

2:00 pm

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

MINUTES

CALL MEETING TO ORDER: Mayor Canody called the meeting to order at 2:02 pm

ROLL CALL: Secor, Everhart and Martin present. Hillyard arrived at 2:08 pm.

PLEDGE OF ALLEGIANCE: Mayor Canody led the pledge of allegiance.

I. NEW BUSINESS

1. APPROVE TASKS ORDER FOR ENGINEERING SERVICES TO DEVELOP ECWAG REPORTS (Emergency Community Water Assistance Grants) **ACTION ITEM**

Secor made a motion to approve task order for engineering services to develop ECWAG reports in the amount up to \$7500, which if approved for funding would be reimbursed to the city, seconded by Martin. 4 ayes.

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**

1. DELIBERATE REGARDING ACQUISITION OF AN INTEREST IN REAL PROPERTY AND COMMUNICATE WITH LEGAL COUNSEL REGARDING IMMINENTLY-LIKELY LITIGATION [IDAHO CODE § 74-206(1)(C),(F)]

Secor made a motion to enter into executive session per [IDAHO CODE § 74-206(1)(C),(F)] at 2:15pm, seconded by Everhart. 4 ayes

Council readjourns and Secor made a motion to adjourn at 2:56 pm, seconded by Martin. 4 ayes.

No Citizens Input

ATTEST:

Date approved:

Nancy L Ptak, City Clerk-Treasurer

Phillip Canody, Mayor

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CITY OF IDAHO CITY



REGULAR CITY COUNCIL MEETING

Wednesday, August 11, 2021

6:00 P.M.

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

Join Zoom Meeting

<https://us02web.zoom.us/j/82291008338?pwd=UG9kUDNtdHNDcHJtdTJNOWJpUHRnZz09>

Meeting ID: 822 9100 8338

Passcode: 905325

MINUTES

CALL MEETING TO ORDER: Mayor Canody called the meeting to order at 6:00 pm.

ROLL CALL: Secor, Everhart, Hillyard and Martin present.

PLEDGE OF ALLEGIANCE: Mayor Canody 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: JULY 28, 2021 **ACTION ITEM**

Martin made a motion to approve the minutes dated July 28, 2021, seconded by Hillyard. 4 ayes.

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

1. IDAHO CITY DAYS – CHAMBER OF COMMERCE – OCTOBER 1, 2 AND 3, 2021

Michelle Audette presented to the council the event checklist for Idaho City Days, dated October 1, 2 and 3, 2021. The event will be pretty much the same as last year, but with additional events and more vendors. Parking and shuttle services are still getting final touches on. Still working on the prices for the port a potty and hoping the city will still pay for with the extra vendor fees. Currently the vendors are up to 60 in the amount of \$1494.00. Friday the 1st will be for setting up and warning late night parkers to please not stay overnight. Start time will be Saturday 11 am until 2 am Sunday, and then Sunday 11 am until 7 pm. Chief Otter agrees to the hours. Secor made a motion to approve the Idaho City Days Event Checklist for October 1, 2, and 3 2021, seconded by Hillyard. 4 ayes. Everhart made a motion to approve the alcohol variance for the Idaho City Days for Idaho City Chamber for the above hours mentioned, seconded by Secor. 4 ayes. Mayor and council thanked Michelle for the hard work the chamber has done to make this an event that has continued to grow and improve every year.

C. BILLS/PAYABLES: JULY 29, 2021 THROUGH AUGUST 11, 2021 **ACTION ITEM**

Martin made a motion to pay the bills dated July 29, 2021 through August 11, 2021 in the amount of \$21,087.12, seconded by Everhart.

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

1. MAILBOXES IN THE IDAHO CITY CITY LIMITS

Michelle Audette stayed to answer any questions the council may have. She wants to point out this is not an item on the agenda from the post office but she can answer any questions or concerns, this is something from the city that she would support. Tami Franklin was not present so council decided to table until next meeting.

Michelle gave background on what the new issue are. New customers in city limits are wanting mailboxes. She cannot approve them without the okay from the city. It has become an issue with road work, mostly in the winter for the plowing, as to where the mail boxes are located. They are in the city right away; they need to be moved. Most of town does not have room on the side of the roads to place a mail box safely for the carrier. Further discussion on how and where mail boxes should be allowed ensued. Tabled for next meeting.

V. NEW BUSINESS

1. CONSULTING AGREEMENT WITH AOKA ENGINEERING, LLC FOR BUILDING PLAN REVIEW, CODE INSPECTION AND FLOODPLAIN MANAGER SERVICES.

ACTION ITEM

Clerk Ptak informed the council DBS still has up to three permits, DBS has been working with her on terminating the newer ones in plan review, no work has been done on them yet. There has been a lot turnover and combination of departments, Kallie Streep from DBS has asked clerk Ptak to send a letter in email form explain why the city would like to terminate. She feels this will help speed up the process and will be able to move forward. Aoka will take over the new permits and start fresh. Attorney Joan Callahan sent a revised agreement that came from ICRMP. Ganesh Chapagain, CEO of Aoka, is agreeable to the terms set forth. Secor made a motion to approve and allow the mayor to sign the service agreement with the affective date being when the termination with DBS is executed, seconded by Everhart. 4 ayes.

2. TERMINATION OF CONTRACT WITH DIVISION OF BUILDING SAFETY - STATE OF IDAHO **ACTION ITEM**

Secor made a motion to allow the mayor to sign the termination agreement of contract with Division of Building and Safety, seconded by Hillyard. 4 ayes.

3. RENEWAL - BLM - MORES CREEK MOTORCYCLE BRIDGE CITY RIGHT A-WAY **ACTION ITEM**

Mayor Canody gave some background on the history of the expired right-a-way, it was put into place in 2004, used as a motorcycle trail access to cross the creek. The city was liable all this time for it, repairs, accidents, etc. It was asked by landowners if it could be moved. It would cost the city tens of thousands of dollars to move and have all the geological testing done to do so. It was then thought maybe the Boise Ridge Riders might want to take it over, mayor will look into the possibility of this and Secor offered to contact them (Pete Renyolds).

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**

1. RECREATIONAL VEHICLE PARK AND CONDITIONS – FOR CONSIDERATION

Chief Otter addressed the council about an ordinance he has been putting together, this is not just to help clean up, but to ensure health and safety for the public. They need to have water and sewer hookup, and a time limit as to how long they can remain without becoming a permanent living situation. The land owners might decide to step up and create permanent living situation for those who cannot find housing. Recreational trailers are not meant to be lived in as permanent housing, they are not built for it, they do not hold up to it and it becomes a health and welfare issue. He agrees he put it together with pretty strict standards with the understanding the council may want to eliminate portions of it or adjust it. City Attorney addressed this as far as the city codes were concerned and the wording is not exactly clear, this is why Chief would like to get something into place now, before the need to address it comes up. With more people moving into town and new people buying up properties and eliminating trailers and rv spaces, something will need to be done.

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

Public works director Tami Franklin was on vacation.

B. LAW ENFORCEMENT

Chief Otter updated on the speed sign; the battery needs to be replaced. It seems to be working on helping with slowing down traffic. Visitor's Center office for the police department is almost set up and ready to go. He also brought up an idea that he and Clerk Ptak have been working on to help the city with the extra burden the growth has put on the city, the business that have all the growing business and new Airbnb units and rooms, the city should look into a type of local tax that would not put this extra burden on the locals and city infrastructure. They are looking into other towns and cities are doing with their local taxes, local option tax. Chief and clerk will work with attorney and get a proposal for the council to consider.

C. CLERK/TREASURER'S OFFICE

1. WATER AND SEWER BILL UPDATES

Council has the updates in their packets, most accounts are taken care of. The two parks in town that are seriously delinquent will need a determination from the council as to how to proceed.

2. BUDGET UPDATES

Budget is still being worked on for the 2021/2022, a meeting has been scheduled for Monday August 23, 2021.

Mayor Canody called upon city attorney to give a quick update. She feels that all is moving forward, working on finishing up items that were started by previous attorney. She has met with Planning and Zoning and felt comfortable with them willing to work together and learn proper procedures.

IX. COUNCIL UPDATES

None at this time.

X. MAYOR UPDATES

None at this time.

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. In order 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 7:27pm

ATTEST:

Date approved:

Nancy L Ptak, City Clerk-Treasurer

Phillip Canody, Mayor

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Ken Everhart

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David Martin

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idahocitypublicworks@gmail.com

CITY OF IDAHO CITY



REGULAR CITY COUNCIL MEETING

Wednesday August 25, 2021

6:00 P.M

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

MINUTES

Join Zoom Meeting

<https://us02web.zoom.us/j/87176926662?pwd=K2hyb0lzS1ExYmQzck9PNHBuNXJlUT09>

Meeting ID: 871 7692 6662

Passcode: 923367

CALL MEETING TO ORDER: Mayor Canody called the meeting to order at 6pm.

ROLL CALL: Secor, Everhart and Martin present. Hillyard absent.

PLEDGE OF ALLEGIANCE: Mayor Canody 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: AUGUST 11, 2021 AND AUGUST 23, 2021 **ACTION ITEM**

Tabled for next meeting

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

1. SPOOKY FALL FESTIVAL – COWBOY CAMPGROUND – LEGACY PARK TRUST – OCTOBER 16, 2021

Sabrina Amidon presented the council with an event checklist for October 16, 2021. After a brief explanation of the event, Chief Otter thought the only reason to come to council with this event would be to ask for use of the rodeo grounds parking lot since the event is actually on their property. Having insurance for a minimal amount would be required and any vendors would need to pay city fees. The council agrees, Secor made a motion to allow the Spooky Fall Festival to utilize the rodeo grounds parking lot for parking only, contingent on insurance provided to the clerk, seconded by Everhart. 3 ayes. Sabrina also mentioned that with the help of the volunteer fire department they may be having a small bon fire for the event.

C. BILLS/PAYABLES: AUGUST 12, 2021 THROUGH AUGUST 25, 2021 **ACTION ITEM**

Everhart made a motion to pay the bills dated August 12, 2021 through August 25, 2021 in the amount of \$5403.65, seconded by Secor. 3 ayes.

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

None at this time, work is progressing at the RO plant.

IV. OLD BUSINESS

1. MAILBOXES IN THE IDAHO CITY CITY LIMITS

Public works director Tami Franklin was present to give her thought on the need to put into action of limiting where mailboxes can be within city limits. They are a burden on the city's road department, mostly in the winter months and have been obstructed by city equipment. Hazard to the equipment and citizens. McCall has it on their website as a policy. The council and mayor believe we should look into this seriously, maybe an ordinance? Attorney Joan Callahan will look into this as an option.

2. LOCAL OPTION TAXES

Discussion on the possibility of Idaho City entering a local option tax, in order to qualify the city must be considered a "resort city". While many do not believe we are, the criteria is there, further investigation will need

to happen and obtain some information from the Chamber may be helpful. Town has not slowed down at all and our resources are used heavily, why put this burden on the city and its locals? This will be an ongoing topic until final determination is made on whether the city can or cannot do this and ensure that the residents will not be hit with additional taxes on their own necessities as a result of this tax.

V. NEW BUSINESS

1. ADOPT TENTATIVE 2021/2022 BUDGET **ACTION ITEM**

Clerk Ptak presented the council with a balanced budget but asked council to consider having a special meeting on Monday August 30th to adopt, giving them more time to adjust or check for clerical errors throughout the weekend. Council agreed.

2. PERFORMANCE OF HISTORICAL MONOLOGUES IN THE PIONEER CEMETERY –

DANA ZOCH – IDAHO CITY HIGH SCHOOL THEATRE **ACTION ITEM**

Dana Zoch, Theatre teacher at Idaho City MS/HS, met with Idaho City Historical Foundation to ask about the possibility of having an Idaho City Historical Ghost Tour on several weekends in October. She and her theatre students would write and perform historical monologues based on some of the pioneers buried in the cemetery. This would be considered a fund raiser for the theatre and also educate people on the history of local pioneers. The ICHF gave full support. Council agrees it would be a great event and has asked Dana to present an Idaho City Event Checklist to Clerk Ptak to have it put on the agenda.

VI. ORDINANCES AND RESOLUTIONS

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1. PERMANENT CAMPING STANDARDS AND PROHIBITIONS

Council and Chief Otter discussed the pros and cons of such an ordinance. Chief Otter would like to have something enforceable sooner rather than later as the weather starts to cool down, people need safe places to live. Quite a few places in town right now are not even close to health and safety standards. Landlords need to step up and ensure the safety and well-being of their tenants, Chief feels this is a situation that needs to be addressed and he has proposed a fairly strict ordinance, looking at it from the view of law enforcement. The council and city attorney are working on putting something in place that will work the uniqueness of our community and consider those it would affect.

2. MORATORIUM ON DEVELOPMENT AND BUILDING PERMITS

It was decided Idaho City would hold a public meeting on this matter, September 8, 2021. This will be considered for the purpose of proposing an emergency moratorium on building permits and development applications that require or involve new connections. Exceptions of this are the previously pending and approved connections already in place (Mores Creek Crossing phase 1 and 2). Clerk Ptak will get a notice in the Idaho World. Everhart made a motion publish a notice in the paper for a public hearing to be had at the regular city council meeting September 8, 2021 for a moratorium on development and building permits, seconded by Secor. 3 ayes.

VII. COMMITTEE REPORTS

A. PARKS & RECREATION COMMISSION

None at this time

B. HISTORIC PRESERVATION COMMISSION

Rhonda Jameson updated the council on the CLG grant and the cancellation of the conference that she was expecting some reimbursement payment. They will not be happening this year. The grant will rollover to next year. There may be some grant opportunities for the Merc, the last position has for the commission may have some interest, concerns regarding the trailers getting moved and just wanted everyone to remember that they are not allowed in the historic district as permanent structures. Clerk Ptak asked her to clarify the thought on the possible upcoming grants and if they needed to be added this upcoming budget. It was suggested to add ten thousand to general budget for the historic commission, just in case a grant does go through.

C. PLANNING & ZONING COMMISSION

Planning and zoning was updated by clerk Ptak, the previous application that was sent back to Planning and Zoning for Idaho City Estates and has sent a letter from the city explaining more information would be needed.

D. IDAHO CITY CHAMBER OF COMMERCE

None at this time

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

Tami Franklin, public works director, update council, RO system has been getting pressure testing done, disinfection will be next. Fire hydrants are getting flushed and found a few that may need some repair. Samples are done. Construction update meeting went well. She will be getting quotes on the some of the new chemicals needed and safety gear. Start date for the RO could be middle of September.

B. LAW ENFORCEMENT

Chief Otter updated the council on a couple items, he would like to relook into the dog kennel idea but maybe on a smaller scale and just the city. The dog complaints are just becoming more frequent. The old dog kennel may be able to be used and refurbish. He plans on doing more traffic patrolling in the next few weeks, the battery has been ordered for the traffic speed light.

C. CLERK/TREASURER'S OFFICE

Clerk Ptak gave an update regarding the building permits; she has already started sending some items to AOKA and the transactions have been smooth. A very easy system to use and understand and convenient for the applicants. She gave them some water bill updates on past due balances, and one water shut off. She has had a couple of people come in a get election applications for candidacy. Clerk Ptak and Attorney Joan Callahan will be working on getting some liens setup on some of the larger owing water and sewer accounts. Council agrees and would like to see this on the next agenda.

X. COUNCIL UPDATES

Martin is concerned with the speeding in town.

XI. MAYOR UPDATES

Mayor Canody was given compliments throughout town regarding public works and all the hard work they have been doing around town.

XII. CITIZEN COMMENTS

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John Adams wanted the council and city staff to know how much he appreciates all the work everyone does to look out for the citizens in town.

ADJOURNMENT

ATTEST:

Date approved:

Nancy L Ptak, City Clerk-Treasurer

Phillip Canody, Mayor

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United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Lower Snake River District
3948 Development Avenue
Boise, Idaho 83705



In Reply Refer To:
IDI-34742
2800

July 8, 2009

Mayor James Obland
City of Idaho City
PO Box 130
Idaho City ID 83631

Dear Mayor Obland:

Enclosed is a signed copy of Right-of-Way Grant IDI-34742 for your records. Prior to receiving the signed Grant back from you, we were informed by our State Office mapping department that the legal description's lot number for this right-of-way is incorrect. The Grant you signed shows the legal description as Lot 9, section 26 of T. 6 N., R. 5 E., when in fact it should be Lot 7. We have replaced the face sheet (page 1) on the enclosed Grant to show the correct legal description.

If you have any questions, please contact Effie Schultsmeier at (208) 384-3357 or me at (208) 384-3478.

Sincerely,

/s/ Loris Schmit

Loris Schmit
Land Law Examiner

Enclosure
Right-of-Way Grant IDI-34742

uc: CF RF
LSchmit:ls:7/8/2009:i-34742 cover letter

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
RIGHT-OF-WAY GRANT

SERIAL NUMBER IDI-34742

1. A right-of-way is hereby granted pursuant to Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761).

2. Nature of Interest:

a. By this instrument, the Holder:

City of Idaho City
Box 130
Idaho City ID 83631

receives a right to construct, operate, use, maintain, and terminate a bridge on public lands described as follows:

Boise Meridian, Boise County, Idaho
T. 6 N., R. 5 E., section 26: Lot 7.

(as shown on the attached Exhibit A)

b. The right-of-way or permit area granted herein is 20 feet wide, 100 feet long, respectively, and contains 0.05 acres, more or less.

c. This instrument shall terminate on December 31, 2011, unless, prior thereto, it is relinquished, abandoned, terminated, or modified pursuant to the terms and conditions of this instrument or of any applicable Federal law or regulation.

d. At the discretion of the authorized officer this instrument may be renewed. If renewed, the right-of-way shall be subject to the regulations existing at the time of renewal and any other terms and conditions that the authorized officer deems necessary to protect the public interest.

e. Notwithstanding the expiration of this instrument or any renewal thereof, early relinquishment, abandonment, or termination, the provisions of this instrument, to the extent applicable, shall continue in effect and shall be binding on the holder, its successors, or assigns, until they have fully satisfied the obligations and/or liabilities accruing herein before or on account of the expiration, or prior termination, of the grant.

3. Rental:

For and in consideration of the rights granted, the holder agrees to pay the Bureau of Land Management fair market value rental as determined by the authorized officer unless specifically exempted from such payment by regulation. Provided, however, that the rental may be

adjusted by the authorized officer, whenever necessary, to reflect changes in the fair market rental value as determined by the application of sound business management principles, and so far as practicable and feasible, in accordance with comparable commercial practices.

4. Terms and Conditions:

- a. This grant or permit is issued subject to the holder's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations part 2800.
- b. Upon grant termination by the authorized officer, all improvements shall be removed from the public lands within 182 days, or otherwise disposed of as provided in paragraph (4)(d) or as directed by the authorized officer.
- c. Each grant issued for a term of 20 years or more shall, at a minimum, be reviewed by the authorized officer at the end of the 20th year and at regular intervals thereafter not to exceed 10 years. Provided, however, that a right-of-way granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The stipulations, plans, maps, or designs set forth in Exhibit A dated June 17, 2004, attached hereto, are incorporated into and made a part of this grant instrument as fully and effectively as if they were set forth herein in their entirety.
- e. Failure of the holder to comply with applicable law or any provision of this right-of-way grant shall constitute grounds for suspension or termination thereof.
- f. The holder shall perform all operations in a good and workmanlike manner so as to ensure protection of the environment and the health and safety of the public.
- g. The holder shall notify the authorized officer of any change of mailing address.
- h. The United States retains the right to authorize use of the right-of-way for other compatible uses (including the subsurface and air space).
- i. Any cultural and/or paleontological resource (fossil(s) or historic or prehistoric site or object) discovered by the holder, or any person working on his behalf, on public land shall be immediately reported to the authorized officer. Holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the authorized officer. The holder will be responsible for the cost of evaluation, and any decision as to proper mitigation measures will be made by the authorized officer after consulting with the holder.
- j. Use of pesticides, herbicides, and rodenticides shall comply with the applicable Federal and State laws, and only in accordance with their registered uses.
- k. The holder shall indemnify the United States against any liability for damage to life or property arising from the occupancy or use of public lands under this grant or permit.
- l. The holder(s) shall comply with the Toxic Substances Control Act of 1976 as amended, 15 U.S.C. 2601 et seq. (1982) with regards to any toxic substances that are used, generated by or stored on the right-of-way or on facilities authorized under this right-of-way grant. (See 40 CFR Part 702-799 and especially, provisions on polychlorinated biphenyls, 40 CFR 761.1-761.193.)

Additionally, any release of toxic substances (leaks, spills, etc.) in excess of the reportable quantity established by 40 CFR Part 117 shall be reported as required by the Comprehensive Environmental Response, Compensation, and Liability Act, section 102b. A copy of any report required or requested by any Federal agency or State government as a result of a reportable release or spill of any toxic substances shall be furnished to the authorized officer concurrent with the filing of the reports to the involved Federal agency or State government.

- m. The holder agrees to indemnify the United States against any liability arising from the release of any hazardous substance or hazardous waste (as these terms are defined in the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. 9601, et seq. or the Resource Conservation and Recovery Act, 42 U.S.C. 6901, et seq.) on the right-of-way (unless the release or threatened release is wholly unrelated to the right-of-way holder's activity on the right-of-way), or resulting from the activity of the right-of-way holder on the right-of-way. This agreement applies without regard to whether a release is caused by the holder, its agent, or unrelated third parties.
- n. As directed by the Authorized Officer the Holder shall be responsible for control of noxious weed species that result or would result from the construction, use, or maintenance of their grant.

If herbicides are used the Holder shall comply with all applicable Federal and State laws and regulations. Herbicides shall be used only in accordance with their registered uses within the limitations imposed by the Secretary of the Interior. Prior to the use of herbicides, the Holder shall obtain from the authorized officer written approval of a Herbicide Use Proposal Plan showing the type and quantity of herbicide to be used, weed(s) to be controlled, method of application, and any other information deemed necessary by the authorized officer.

Applicator(s) shall hold a current State of Idaho applicator's license or be under the direct supervision of a licensed applicator.

For areas and acres treated the Holder shall submit to the BLM a completed "BLM Pesticide Application Record" form.

Other control methods include but are not limited to annual mowing.

IN WITNESS WHEREOF, The undersigned agrees to the terms and conditions of this right-of-way grant.

James L. O'Connell
(Signature of Holder)

Rosemary Thomas
(Signature of Authorized Officer)

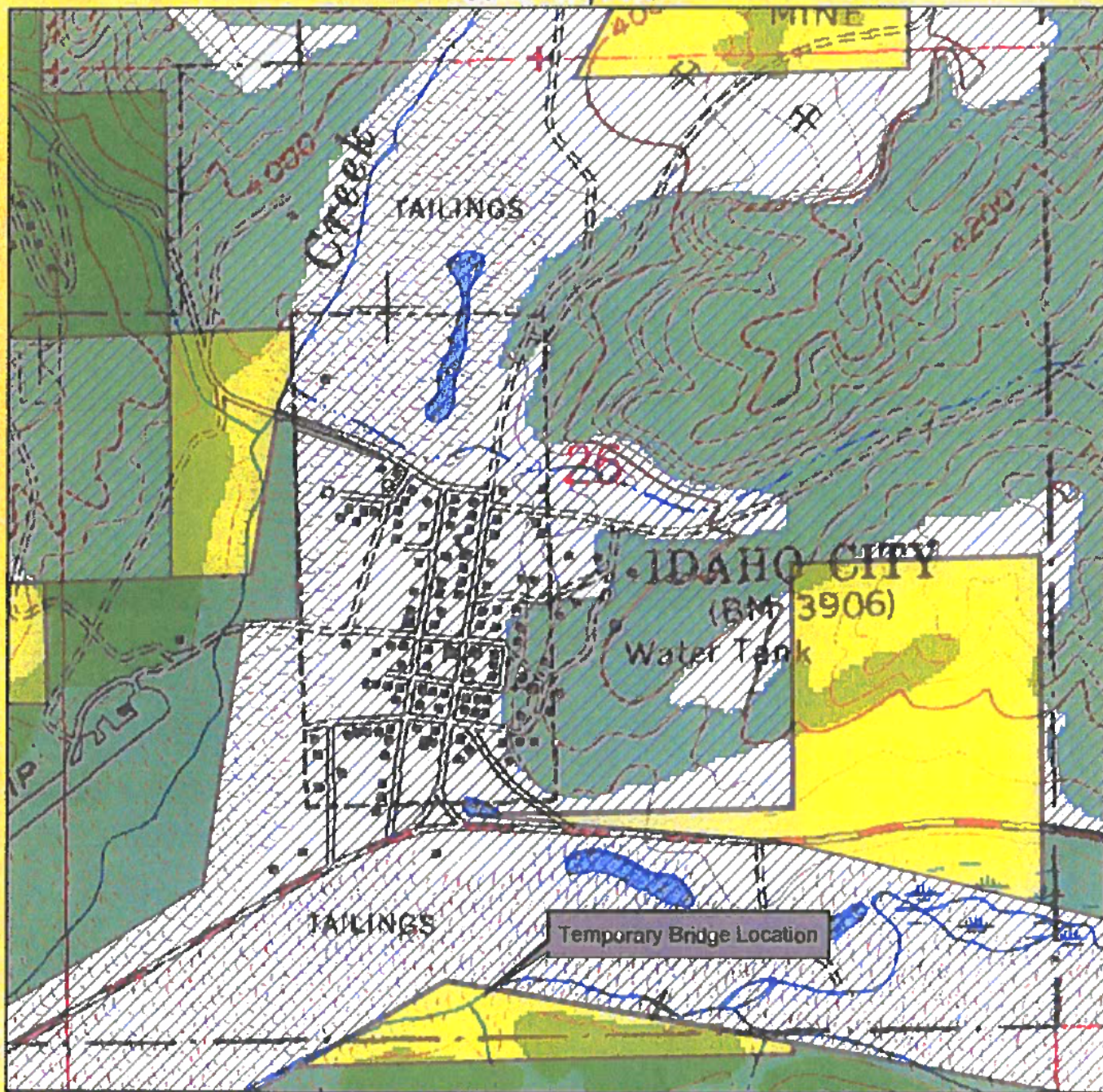
Mayor, City of Idaho City
(Title)

Four Rivers Field Manager
(Title)

6/25/09
(Date)




7-6-09
(Effective Date of Grant)
Retroactive to June 22, 2007

IDI-34742 Exhibit A
Bridge Right-of-Way
T. 6 N., R. 5 E., section 26: Lot 9
June 17, 2004



1,300 650 0 1,300 Feet

Ownership

-  BLM
-  PRIVATE
-  USFS



CITY OF IDAHO CITY	FY 18/19	FY 18/19	FY 19/20	FY 19/20	FY 20/21	FY 20/21	FY 21/22
Proposed 2021/2022 BUDGET	BUDGETED	ACTUAL	BUDGETED	ACTUAL	BUDGETED	ACTUAL TD	PROPOSED
REVENUES							
State of Idaho-Rev Share	19,549	20,693	21,730	16,906	21,730	44,817	48,172
Boise County-Rev Share/Sales Tax	10,809	11,750	12,072	9,538	12,072		12,072
State Liquor	17,255	20,411	19,600	19,004	23,755	23,744	29,680
Boise County-Property Taxes	96,416	89,372	99,308	93,067	92,415	72,726	97,287
Property Tax Penalty		1,427		2,127	1,436	2,238	2,239
Other Revenue	58,952	48,957	54,137	29,309	59,364	143,786	121,023
Law Enforcement	25,000	4,297	23,000	726	22,000	639	23,300
TOTAL General Fund	227,981	196,907	229,847	170,677	232,772	287,950	333,773
Street Fund							
Boise County-Property Taxes	34,456	19,384	35,490	33,680	39,606	31,164	41,694
Personal Property Tax		16,672		10,216	5,462	4,664	4,462
Intergovernmental Revenues	32,031	21,637	20,719	17,729	18,666	28,063	23,164
TOTAL Street Fund	66,487	57,693	56,209	61,625	63,734	63,891	69,320
Sewer fund							
User Fees	160,373	147,598	160,373	131,677	160,373	127,586	160,373
Charges for Services	16,360	16,494	23,480	11,831	23,700	18,252	23,840
TOTAL Sewer Fund	176,733	164,092	183,853	143,508	184,073	145,838	184,213
Water Fund							
User Fees	282,672	250,446	282,672	208,052	282,672	241,115	282,672
Charges for Services	20,370	18,864	27,870	19,328	27,600	156,490	25,250
Water Project Grants					200,000	66,001	300,000
TOTAL Water Fund	303,042	269,310	310,542	227,380	510,272	463,606	607,922
Water Bond Fund	599,196	230,510	389,905	326,506	63,400	63,400	63,400
GRAND TOTAL Revenue	1,373,439	918,512	1,170,356	929,695	1,054,251	1,024,685	1,258,628
EXPENDITURES							
Law Enforcement	100,267	82,212	116,529	112,092	135,335	104,834	184,277
General Administration	127,714	56,221	106,448	63,832	90,576	73,023	119,403
Contingency Fund			7,370	-	6,861		30,093
Total General Fund	227,981	138,433	230,347	175,924	232,772	177,857	333,773
Street Fund	66,487	47,312	56,209	49,123	63,734	54,924	69,320
Sewer Fund	176,733	93,657	183,853	106,125	184,073	117,480	184,213
Water Fund	303,042	172,571	310,542	276,350	510,272	310,080	607,922
Water Bond Fund	599,196	202,113	389,905	219,973	63,400		63,400
Total Other Fund Expenditures	1,145,458	515,653	940,509	651,571	821,479	482,484	924,855
Grand Total All Expenditures	1,373,439	654,086	1,170,856	827,495	1,054,251	660,341	1,258,628

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Adding 1 full time officer w/ ben 2020

2022 LIQUOR LICENSE APPLICATION CHECKLIST

Name & Address	Council Approved	Date Received	Receipt # License #	Amount	Licenses			Copies Received	
					Beer	Wine	Liquor	State	County
5 Gold Mine Solutions Born, LLC 7655 N. Jennie Lane Boise, ID 83714		8/25/21	2022-5	\$775	✓	✓	✓	✓	✓
4 Diamond Lil's Steakhouse & Saloon H & R Enterprises Inc. PO Box 538 Idaho City, ID 83631		8/19/21	2022-4	\$700	✓	✓	✓	✓	✓
2 Idaho City Grocery Bobby Mathews, TCB, LLC PO Box 84 Idaho City, ID 83631		8/12/21	2022-2	\$150	✓	✓	n/a	✓	✓
1 Harley's Pub LLC Kimberly Barnhill PO Box 1207 Idaho City, ID 83631		8/9/21	2022-1	\$700	✓	✓	✓	✓	✓
Seasons Doug Pottenger 10052 Martingale Boise, ID 83709							n/a		
3 Gold Mine Idaho City LLC Steve Ellis 5484 Hondo Lane Eagle, ID 83616		8/17/21	2022-3	\$450	✓	✓	n/a	✓	✓
6 Trudy's Kitchen Paul & Melissa Head PO Box 881 Idaho City, ID 83631		8/26/21	2022-6	\$300	✓	✓	n/a	✓	✓
The Lobby Coffee Jamie Marie Kasso-Brown PO Box 1051 Idaho City, ID 83631							n/a		

Beer 10-0321
Wine 10-0323
Liquor 10-0322

Letter & application
Sent out on 7/7/21