

# CITY OF IDAHO CITY



**MINUTES**

## AMENDED REGULAR CITY COUNCIL MEETING

Wednesday, October 11, 2023

7:00 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

### AMENDED AGENDA ITEMS IN BOLD

**PURSUANT TO IDAHO CODE § 74-204, THE AGENDA FOR THIS MEETING HAS BEEN AMENDED DUE TO NEW INFORMATION BEING RECEIVED TUESDAY OCTOBER 10, 2023.**

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

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

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

Counselor Secor made a motion, seconded by Adams pursuant to Idaho Code Section 74-204 to amend the agenda to add an executive session to discuss acquiring an interest in real property not owned by the city. 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: SEPTEMBER 27, 2023 **ACTION ITEM**

Counselor Secor made a motion, seconded by Adams, to approve the minutes dated September 27, 2023. 3 ayes, Heffington abstain. Motion carried.

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

#### C. BILLS/PAYABLES: SEPTEMBER 28, 2023 THROUGH OCTOBER 11, 2023 **ACTION ITEM**

Counselor Elliott questioned one of the bills in the amount of \$40,000 to IDEQ and Secor responded that it is the first payment on the water system loan. Clerk Ptak added that there will be two payments, this one and another at the end of the year. Counselor Elliott made a motion, seconded by Heffington, to approve the bills September 28, 2023 through October 11, 2023 in the amount of \$64,797.66. 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)(C) TO DISCUSS ACQUIRING AN INTEREST IN REAL PROPERTY NOT OWNED BY THE CITY

Counselor Secor made a motion, seconded by Adams, to adjourn to Executive Session pursuant to Idaho Code sections 74-206(1)(C) to discuss acquiring an interest in real property not owned by the city. Secor Aye, Adams aye, Elliott aye, Heffington aye. Called into session/adjourned at 7:05pm. Mayor Everhart called back into regular session at 7:20pm.

### 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. ORDINANCE NO 385 - LICENSING OF THE SALE OF ALCOHOLIC BEVERAGES (REPEALS 260 & 318)

Counselor Secor made a motion, seconded by Adams, pursuant to section 50-902, Idaho Code, the rule requiring that ordinances be read on three different days, two readings of which may be by title only and one reading of which shall be in full, shall be dispensed with and that Ordinance No. 385 be considered immediately. Secor aye, Adams aye, Elliott aye, Heffington aye. Motion carried. Counselor Secor made a motion, seconded by Adams, Ordinance No. 385 now before the council to be approved. Secor aye, Adams aye, Elliott aye, Heffington aye. Motion carried. The Ordinance will be effective upon publication in the newspaper.

#### VI. OLD BUSINESS

#### VII. NEW BUSINESS

##### A. CITY HALL UPSTAIRS HEATING & COOLING UNIT REPLACEMENT PROPOSAL FROM YMC

Clerk Ptak informed council that because it is so early in the fiscal year and the budget does not allow for that big of an expenditure for City Hall, Ptak had asked YMC if the units could be repaired to get by for now. Discussion on the pricing and options ensued. Counselor Elliott question how much the repair might be, and Ptak responded, typically a couple thousand. Counselor Heffington suggested waiting because new equipment will be coming out after the first of the year which will allow for different potential options. Mayor and Council decided to wait on unit replacement.

#### VIII. EMPLOYEE UPDATES

##### A. PUBLIC WORKS

Mayor Everhart explained that the Public Works and Law Enforcement updates will be once a month at the second meeting of the month.

##### B. LAW ENFORCEMENT

##### C. CLERK/TREASURER'S OFFICE

###### 1. BUDGET UPDATES

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

Clerk Ptak informed council that the routine for 7 day and 24-hour notices is being tightened up because the money from water/sewer bills is what goes to paying the water system loan (i.e. the \$40,000 check that was just approved). There were a couple of customers shut off today. Council and Mayor may get feedback from the community.

##### D. CITY ATTORNEY

City Attorney Callahan has not received any response from Element Construction on the overdue utility bills. Callahan has been sending emails with no response and will send a letter to the physical address. Next week on Wednesday, Callahan will be up to work with the Historic Commission on open meeting law training.

#### IX. COUNCIL UPDATES

Counselor Secor addressed Dax Olvera with Parks and Rec to allow him to provide an update. Olvera explained that last Saturday the old shed was moved to the back side to allow for easier access to the equipment. Parks and Rec received their dirt delivery and Olvera thanked Clerk Ptak for getting it set up. Olvera added that the only thing they needed to spend money on was blocks. Olvera had a receipt for that purchase and questioned how to be reimbursed, Secor responded to give the information to Goodlett. Olvera has a meeting on Monday to see what is needed to move forward on the BLM lease. Counselor Secor added that he has been in touch with Todd Wernex at the Idaho Department of Lands, and they explained that there is no lease for Steamboat this year or the foreseeable future. Wernex talked with Secor about him personally leasing but Secor does not have the time. Secor suggested Parks and Rec taking over the lease to provide income for their department. Discussion on the cost and management ensued. Carrie Ann Kowalczyk explained that Mores Creek Recreation used to run the sledding hill but ran into issues with funding. Mayor Everhart suggested a potential collaboration with Parks and Rec and Mores Creek Recreation Foundation. Discussion on funding and manning the lease ensued. Secor added that he will ask Wernex to email the contract to allow them to look it over.

#### 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.

Rose Adams informed council that the potholes on Bear Run are quite bad and because most of the traffic is from Duquette, why don't they help with repairs. Mayor Everhart explained that Bear Run was on the list for repair, but the city ran out of funds to get it taken care of. If something isn't figured out by next spring it will go back to dirt and gravel. Mayor Everhart further explained that the other portion of the road beyond city limits is the County's responsibility and would need to be brought up to the County road department.

Carrie Ann Kowalczyk added that she understands the situation with water bills and not receiving payment. If there is no communication or attempt to reconcile the account, Kowalczyk supports the city in shutting off water for no payment. Kowalczyk apologized for the city being put in that situation as she is sure it is not fun.

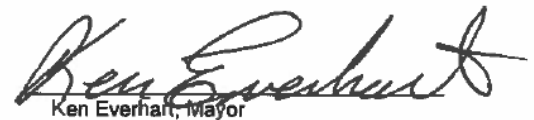
## ADJOURNMENT 7:47 PM

ATTEST:

Date approved: 10/25/2023



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

[idahocitymayor1@cityofic.org](mailto:idahocitymayor1@cityofic.org)

### Council members:

Tom Secor Jr

Ashley M Elliott

Mari Adams

Ryan Heffington

### Chief of Police:

Mark Otter

[icpd100@cityofic.org](mailto:icpd100@cityofic.org)

### City officers:

Brent Watson

### 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