

# CITY OF IDAHO CITY



**MINUTES**

## REGULAR CITY COUNCIL MEETING

Wednesday, October 25, 2023

7:00 P.M

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

Join Zoom Meeting

<https://us02web.zoom.us/j/4192717240?pwd=UWJUeHFJdm5GMUliNUhFNkJHaUZ2QT09>

Meeting ID: 419 271 7240

Passcode: iccouncil

**CALL MEETING TO ORDER:** Mayor Everhart called 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.

### 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: OCTOBER 11, 2023, **ACTION ITEM**

Counselor Elliott made a motion, seconded by Adams, to approve the minutes dated October 11, 2023. 4 ayes, Motion carried.

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

#### C. BILLS/PAYABLES: OCTOBER 12, 2023, THROUGH OCTOBER 25, 2023, **ACTION ITEM**

Counselor Secor made a motion, seconded by Adams, to approve the bills October 12, 2023, through October 25, 2023, in the amount of \$4,448.63. 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 7:03pm. Mayor Everhart called back into regular session at 7:23pm.

### 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**

### VI. OLD BUSINESS

### VII. NEW BUSINESS

#### A. IDAHO CITY FIRE PROTECTION DISTRICT – FIRE HOUSE DISCUSSION

Brent Adamson addressed the council regarding all the information they have been able to collect on the history and grant money that was found in the Idaho City Fire Department. He claims that they found the equipment and original building was

Idaho City Volunteer Fire Department, but the grant was funded through the city to build the new building. Now that it is a fire protection district, the department feels it theirs and the city should transfer the property. The department feels the only tie to the city is that of administering the grant and giving \$30 thousand toward the property. The fire department did all the work. Councilor Elliott asked clerk Ptak if she had information available at this time, but she did not, she would get the information previously gathered and supply the council with it at the next meeting.

Mayor Everhart gave his opinion regarding the concerns of many citizens in that the grant was in fact given the CITY of Idaho City Volunteer Fire Department, an entity of the city and ran and paid for by the citizens of the city volunteer and taxpayers alike. This was a department of the city and for the city and was not paid for by those outside of the city limits, even though at times the city would go to assist emergency calls outside city limits if it was close by. The concern is giving away to a district, that has it's own tax base, most of which did not pay for the fire department, a city asset. The city with good conscience and good governing cannot justify to the taxpayers why it would just give up an asset of so much value that the city has paid for with tax dollars and city revenue. The fire department had it's own line item in the city budget for many years and the city covered many of the costs, through taxpayer dollars, to keep insurance, water and sewer, phones, electric, etc. just to name a few. Not to mention yearly audits paid for by the city through its citizens.

Secor and Clerk Ptak both spoke in that fact also, that it was part of the city's regular budget and a department for the city. Elliott asked Brent if the fire department had been able to come up with an offer to the city for the property, in which he replied the fire department members were screaming mad that the city would just not hand it over after all of their hard work. But they did in fact come to a decision to offer the city a donation of \$65,000 to go to Idaho City Public Works Department to go towards a building for them or where else it was needed. In exchange for the transfer of the property.

Mayor Everhart asked city Attorney to clarify the conditions of transfer of property, she explained to the procedures for publishing and public hearings and other stipulations. The exchange would still need to be of equal value. Brent explained that the department does not feel they need to purchase a building that is already theirs, so he suggested to the department to donate.

After much discussion, it was decided to keep this on the agenda going forward to keep updated on any appraisals or other transactions that might take place and need action. Mayor Everhart expressed again his stance on why not to just give away the property and the building and even thought the donation amount was not even close to what the property was worth, he thanked Brent for bringing it to the city for consideration. Adams and Elliott would like to see what else the fire department could bring to the table to make a fair trade. Elliott does believe the fire department needs to have the building and everyone is getting the "grant" in the way of making these decisions, but not for the city to just give it away. City attorney Callahan explained that a legitimate offer would need to be given to the city, which Brent had with him and gave to the mayor and council. It was recommended before accepting any offers to have an appraisal done and go back to the district with all this information. This would need to be an action item and will be ongoing old business until the matter is solved.

## VIII. COMMITTEE REPORTS

### A. PARKS & RECREATION COMMISSION

Dax Olvera updated the council regarding the Baseball fields have been winterized and got the contract and information on the possibility of running the steamboat sledding hill. It is not financially feasible for the city to take this on currently after much discussion.

### B. HISTORIC PRESERVATION COMMISSION

Rhonda Jameson updated the council regarding the commission training with the city attorney and thanked her for coming up and giving them the opportunity to learn how to conduct the commission in the proper ways considering they are a very hands-on commission. She also informed the council that the commission did receive the CLG for \$10,000 and it will go toward reconnaissance survey of the district and survey of the old buildings and asses the other buildings in the district and possible remapping the district and making up to date determinations of properties that once where in that might not need to be and vise versa. The last time this was done was in the 70's.

### C. PLANNING & ZONING COMMISSION

No updates

### D. IDAHO CITY CHAMBER OF COMMERCE

Rhonda Jameson updated the council on a couple of projects the chamber is currently working towards an archway over Idaho City welcoming visitors. They are also considering a building/shed for the extra chamber items, they are running out of storage space.

## IX. EMPLOYEE UPDATES

### A. PUBLIC WORKS

Public Works Director Tami Claus updated the council on the work that had been done on Bear Run and other street updates for patching and what can still be done for this year. She also gave an update on the ph meters, the fencing around the sewer plant, getting the surplus materials from Wilderness Ranch at the cost of \$1200, in comparison to the many thousands to have a company come in and do it. DEQ seemed to be on board with it and a possible timeline. Nick is currently working toward getting certified as an operator for the city. She and the mayor discussed the cost of the Chlorine the city buys through Oxarc, the mayor asked city clerk to email the last invoice so he can compare the cost and see if we can save some money.

### B. LAW ENFORCEMENT

Chief Mark Otter updated the council on the training he and Brent Watson attended, the grants that Watson sent in have been approved and will be used towards payroll. Cameras will be installed soon and the incident at the library had been resolved. He also has been given some surplus items for vehicles from Sun Valley and will pick those up when they are ready.

### C. CLERK/TREASURER'S OFFICE

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

Clerk Ptak gave the council the water and sewer updates along with adjustments, the meters will be read at the end of the month, and these will be the last readings of the month, the city will go to estimated billing for the winter. Water bills are getting

paid a little more promptly. Still working on the process of the delinquency notices getting out in a timely manner and will be working with Utility Billing Clerk to make this a continuous process every month. She also gave the mayor and council the end of the year budget and reminded them there will be some adjustments made during and after the audit, the water and sewer are way out of control, and we could get dinged for this. She would like to council to commit to budget workshop at least once a month starting March or April at 6pm before the regular meeting. She would really like more input and direction from the council. Council agreed that this should be done. She informed them of the upstairs heaters working off and on, councilor Heffington said he would investigate this through the company he works for and see what can be done.

**D. CITY ATTORNEY**

City Attorney Callahan has heard back from Justin Hubble, Element Construction, and they are making plans on getting the water and sewer bills taken care of.

**X. COUNCIL UPDATES**

Adams gave an update of free EMS Training in Placerville are if anyone knows of anyone who might be interested in receiving this.

**XI. MAYOR UPDATES**

Mayor Everhart informed them of Kay Jackson's resignation and Clerk Ptak will advertise in the paper and on the website until the position is filled. He had also received possible spam, regarding property on the highway. Consensus is it's spam. He asked the council if any of the council would be interested in attending and being liaison between the city and the commissions to get updates and give updates to the commissions. It could also be beneficial for the Chamber and the Historic Preservation; Elliott thinks she may be able to do the Chamber. He and Secor are involved with the water, sewer, and streets quite often.

**XII. CITIZEN COMMENTS**

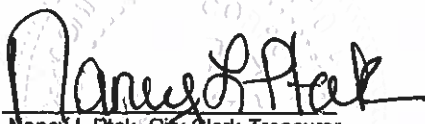
This section of the agenda is reserved for citizens wishing to address the Council regarding City-related issues that are not on the agenda. To ensure adequate public notice, Idaho Law provides that any item requiring Council action must be placed on the agenda of an upcoming Council meeting, except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

Eric Koser asked the council who is responsible for plowing the circular drive by his property and the Odd Fellows? The city used this area to stack snow when plowing Walulla and had been asked by the Odd Fellows to keep it as far away from the building as possible, due to the spring melt causing issues with the old historic building. Charlotte Watson was present also to represent the Odd Fellows, they were hoping if it was a city maintained are that the Odd Fellows, Koser and the city might all pitch in to lay some road mix or gravel as this area becomes a bog in the spring and wetter months of fall. Discussion was had whether it is private or city, Koser asked about putting a gate up, Charlotte is just on a fact-finding mission. If it is in fact part city, would they be willing to help, but after listening to the meeting she realized the city is just as low on funds as the Odd Fellow, she also wanted to make sure if they were to get enough donations to get the gravel, that they were not impeding on city easements or anything along that line. Koser wants to know if it private or city maintained. City Attorney Callahan suggested this should be put on an agenda for further discussion and review. Clerk Ptak will add this to the next agenda.

ADJOURNMENT: 9:04pm

ATTEST:

Date approved: 11/8/2023



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.

<b>Mayor:</b> Ken Everhart <a href="mailto:idahocitymayor1@cityofic.org">idahocitymayor1@cityofic.org</a>	<b>Chief of Police:</b> Mark Otter <a href="mailto:icpd100@cityofic.org">icpd100@cityofic.org</a>	<b>Public Works Director:</b> Tami Claus <a href="mailto:idahocitypublicworks@cityofic.org">idahocitypublicworks@cityofic.org</a>	<b>City Clerk-Treasurer:</b> Nancy L. Ptak <a href="mailto:idahocityclerk@cityofic.org">idahocityclerk@cityofic.org</a>	511 Main Street PO Box 130 Idaho City, ID 83631 (208)392-4584
<b>Council members:</b> Tom Secor Jr Ashley M Elliott Mari Adams Ryan Heffington	<b>City officers:</b> Brent Watson	<b>Public Works:</b> Nick Mancera Dallas DeCory	<b>Deputy Clerk</b> Kaleb Goodlett <a href="mailto:idahocityoffice@cityofic.org">idahocityoffice@cityofic.org</a>	operating hours Monday- Thursday 8 am - 5 pm Friday 9am -3pm
			<b>Utility Billing Clerk</b> Sue Robinson <a href="mailto:4cityfolk@cityofic.org">4cityfolk@cityofic.org</a>	