



# CITY OF IDAHO CITY

## AGENDA

REGULAR CITY COUNCIL MEETING

Wednesday, November 8, 2023

7:00 P.M

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

**MINUTES**

Join Zoom Meeting

<https://us02web.zoom.us/j/4192717240?pwd=UWJUeHFidm5GMUliNUhFNkJKHaUZ2QT09>

Meeting ID: 419 271 7240

Passcode: iccouncil

**CALL MEETING TO ORDER:** Mayor Everhart called regular city council meeting to order at 7:02 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 25, 2023 **ACTION ITEM**

Counselor Heffington made a motion, seconded by Secor, to approve the minutes dated October 25, 2023. 4 ayes. Motion carried.

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

#### C. BILLS/PAYABLES: OCTOBER 26, 2023 THROUGH NOVEMBER 8, 2023 **ACTION ITEM**

Counselor Secor made a motion, seconded by Adams, to approve the bills October 26, 2023 through November 8, 2023 in the amount of \$7,034.81. 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**

### 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

#### A. IDAHO CITY DRINKING WATER FACILITY PLAN AMENDMENT 1 CONTRACT ASSIGNMENT. **ACTION ITEM**

#### B. IDAHO CITY MASTER SERVICES AGREEMENT CONTRACT ASSIGNMENT. **ACTION ITEM**

Mayor Everhart explained that both items are transferring the engineering firm from Mountain Waterworks to Merrick & Co. City Attorney Callahan looked over the contracts and added the only thing needed is an additional certification stating they are not owned or operated by China. Callahan can send the addendum along with the documents. Counselor Secor made a motion, seconded by Adams, to authorize the Mayor to sign the IC DWFP Amendment 1 contract assignment and the IC MSA contract assignment with Merrick & Co. to include the proposed addendum that the City Attorney will send. 4 ayes. Motion carried.

### 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

### A. IDAHO CITY FIRE PROTECTION DISTRICT. **ACTION ITEM**

Mayor Everhart explained this item is here to keep it in front of the council for when things are needed to be discussed and new information is obtained

## VII. NEW BUSINESS

### A. ERIC KOSER – EAST WALULLA LOOP ROAD MAINTENANCE. **ACTION ITEM**

Mayor Everhart explained he spoke with Public Works Director Claus and from her knowledge the city has never maintained the Walulla loop in question.

### B. BOBBY MATHEWS – RECORDS REQUEST ISSUES LAW ENFORCEMENT. **ACTION ITEM**

Bobby Mathews explained he contacted the Boise County Sheriff's office in July and filled out paperwork requesting some body cam footage and had also requested footage from an ICPD officer, but admittedly did not fill out a request with the city. Mathews provided council paperwork detailing the communications with ICPD regarding the video footage. Mathews went on to explain that he contacted Chief Otter in September asking for an update and Otter responded that he was having issues downloading the video and was working with a company to try and rectify the issue. In October Mathews contacted Mayor Everhart requesting to meet and speak on the situation. Mathews went on quoting an Idaho Statute regarding public records and the time frame for providing those records. Mathews issue is that it has been 5 months, and he has still not received anything. Mayor Everhart apologized to Mathews, stating that he had spoken with Chief Otter and did not get back with Mathews. Mayor Everhart explained he talked with Otter again on this issue and Otter explained he had talked with Mathews; the video will not download but he offered to meet Mathews in the office to view the video on the computer. Mayor Everhart added that he and Chief Otter were willing to meet with Mathews to view the video at his convenience, they were just not able to download the video to provide a copy. Mathews simply wants accountability and communication. Mayor and council thanked Mathews for bringing this to their attention to allow the city to improve in the future. Discussion on the video and viewing ensued. Mathews requested to move to citizen comments and Mayor Everhart approved. (See Citizen Comments Below in bold)

## VIII. EMPLOYEE UPDATES

### A. PUBLIC WORKS

Mayor Everhart explained that he and Public Works Director Claus had a phone meeting with representatives from IRWA. Back on October 13<sup>th</sup> there was a walk through with DEQ at the wastewater facility and they sent over 8 items that need addressed in some form and provide a completion date. The first 3 items are being worked on with the engineers and deal with the sampling process etc. Claus will reply back that these will be completed by Jan 1<sup>st</sup>. Item 4 is the drawings of the rapid infiltration basins, and that info was sent 11/8/23. Item 5 is the fence around the wastewater treatment plant, and Mayor Everhart had Claus put a date of June 1, 2024. Mayor Everhart is going to have the CPA for Wilderness Ranch send an invoice for the fencing that the city is acquiring. Item 6 is a recommendation that the responsible charge operator (the city contracts with Paul Sifford from IRWA) should be at the facility more often. Discussion on the number of visits ensued. Item 7 is having someone on staff work towards certification and Nick Mancera is currently in that process. Item 8 deals with the pH meter for the lagoon that is not working correctly. A new meter is ordered and on the way. Claus will be drafting a response for these items and IRWA will verify and then send to DEQ.

### B. LAW ENFORCEMENT

Mayor Everhart explained that Chief Otter will have an update at the next meeting, and he will make sure Otter has information regarding the security at the Goldmine during the rodeo.

### C. CLERK/TREASURER'S OFFICE

#### 1. BUDGET UPDATES

Clerk Ptak did not have a budget update. Ptak is working on some deposits and new accounts that will affect the update so she will have that update at the next meeting.

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

Clerk Ptak went over water sewer account adjustments and accounts that are late and potential 24 hour shut off's. Ptak also explained some of the bills for Jackson that have a balance from the previous occupant before Jackson took back over the locations. A letter may need to be sent to satisfy the accounts. Element Construction has made a payment on their two accounts which pays them up through August. Ptak further explained that the remaining months owed still have late fees based on the previous amount. Ptak asked if council would be ok with removing the late fees if the remainder of each bill is paid in full before the end of the month. Discussion on sending a letter regarding the remaining amount owed ensued. Counselor Secor made a motion, seconded by Elliott, to approve waiving the late fees for the two Element Construction accounts as long as the bills are paid by November 27, 2023 and the City Attorney will send a letter stating that. 4 ayes. Motion carried.

#### a. DAN MCCOUNELL WATER BILL

Clerk Ptak explained that there have been some issues with the account. McCounell has called in on the account and will pay but is requesting some forgiveness on the late fees due to a missed payment. Counselor Secor made a motion, seconded by Adams to forgive half of the penalty fees for the McCounell account number 20230. 4 ayes. Motion carried.

Clerk Ptak explained that an email was received with pictures on the condition of Community Hall prior to an event last weekend. In order to fix this issue more information has been added to the Community Hall Reservation Application. A plan for inspecting the Hall before and after each event is being put in place and also a lock box for getting the keys returned

after each event. Mayor Everhart added that when someone comes in and completes a reservation application a copy will be given to Claus and public works can check the Hall before and after each event.

D. CITY ATTORNEY

IX. COUNCIL UPDATES

Counselor Secor mentioned that he has seen public works grading roads and they are doing a good job.

X. MAYOR UPDATES

Mayor Everhart added that with Veterans Day coming up he would like to extend his appreciation for all veterans for their service.

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.

**Bobby Mathews** informed council he had been showing a friend around town who commented on the amount of broken-down cars. Mathews found Ordinance 294 that referenced junk vehicles being restricted. Mathews suggested that maybe something the city should look into. Mathews added that at the September 13<sup>th</sup> meeting Carrie Ann Kowalczyk asked how the security at the Goldmine went during the rodeo and Mayor Everhart had responded that Chief Otter would have a better update at the next meeting. Mathews stated that there has not been any update since then and he believes it should be addressed. Mayor Everhart returned the meeting to employee updates above.

Alex Sosa Boise County Prosecuting Attorney informed council that he is pushing for community service in the Boise County area. In doing so an issue has come up where there are too many hours and not enough work to be done. Sosa has been reaching out to community leaders to obtain more ideas for use of those community service hours. Discussion on things that could be done ensued.

ADJOURNMENT 7:54 PM

ATTEST:

Date approved: 11/22/2023



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:** 511 Main Street  
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**Utility Billing Clerk** 8 am - 5 pm  
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