

Mayor David Anderson called the regularly scheduled meeting of April 21, 2015 to order at 7:00 p.m. Present were Mayor Anderson, Council President Rick Alonzo, Council Members Ron Smith, Connie Wells, and Tom Mayo, Clerk Kris Larson, City Administrator Stephen Boorman, City Attorney Andrakay Pluid, Fire Chief Pat Warkentin, Lieutenant Vic Watson, and Water/Sewer Superintendent Adrian Dice. Also present were Chuck Newhouse, Marcia Cossette, Stephanie Sims, Hanna Sims, Jerry Higgs, Al Brown, Ruth Sutton, Dale Simpson, Dave Gray, Jessica Tingley, Adam Arthur, and Doug Ladely, Sr.

Dave Gray presented an invitation to the Boundary County Museum Opening Day Celebration on May 9, 2015 from 10:00 a.m. to 4:00 p.m. There are many activities planned for the day including tours and a barbeque.

Lieutenant Vic Watson thanked the Mayor and City Council for selecting him as the next Chief of Police. He gave the police report. Since the last meeting there has been one burglary call, once domestic violence call, one battery call, one child abuse case, four arrest warrants, one trespass, two probation violations, one controlled substance, two malicious injury to property, six driving without privileges, and six speeding tickets. Vic asked permission to advertise for an entry level police officer.

Pat Warkentin gave the fire report. He said there was a grassland fire and an auto accident last week. There were six firemen that attended the North Idaho Fire Academy in Coeur d'Alene. Pat said the flash over trailer will be here for training and explained how the flash over trailer operates. Pat has been going over former Fire Chief Cliff Kroeger's files and told a story of a 1940 fire involving an oil tank and another of a house fire involving car oil.

Stephen Boorman said there are a couple AIC meetings coming up. The Myrtle Creek turbidity meter will be replaced as it is a valuable asset and it is no longer communicating. The dredge is now working. We are putting new windows in the generator building as the old windows were not repairable. Stephen said there is information in the packet regarding electrical generation. He said wind is a variable generation source that needs a power source when the wind is not blowing. More organized markets are evolving due to the modern needs for power. Roof top solar generation is becoming more popular and we have one of these on our system. Stephen drew a graph on the white board for the group that said the fixed portion of our electric expenses are 55 percent and the variable expense is 45 percent attributed to Bonneville Power Administration purchased power and transmission. The electric fixed revenue is 15 percent with the variable being 85 percent. Stephen said we have a customer that has solar generation and it reduced his power consumption by well over 50 percent but our cost to serve that customer did not go down by that ratio. Because of the tax subsidies offered these alternate generation sources are becoming more popular. Bonneville Power Administration has a revenue requirement and they sell excess power. He said excess generation has a negative impact on our rates. He said as we go forward we should consider increasing the base rate to more closely match the cost structure.

Ron Smith inquired about the State/Local Agreement for the Augusta Street project. Stephen will be contacting the State for the agreement.

Connie Wells moved to approve the consent agenda. Tom Mayo seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”. The consent agenda contained the following: roll call; approval of accounts payable and payroll; approve Treasurer’s Report; and approve the minutes of March 17, 2015 council meeting; approval of the March 27, 2015 special council meeting; and approval of the April 7, 2015 council meeting.

The attorney contract with Will Herrington was briefly discussed. Mayor Anderson said Mr. Herrington will be filling in while our attorney is out on maternity leave. Rick Alonzo moved to authorize the Mayor to sign the employment agreement with William Herrington. Connie Wells seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Connie Wells moved to adopt the hiring policy amendment concerning seasonal hires. Tom Mayo seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Tom Mayo moved to approve the special event permit for the Community Hospital for the Fun Run on May 9, 2015. Connie Wells seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Ron Smith moved to approve the special event permit for the Selkirk Saddle Club for the Bull Bash on June 12, 2015. Rick Alonzo seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Capitalization fees for the water and sewer were discussed. Current capitalization fees are \$1,000 for water and \$517 for sewer. Mayor Anderson would like to have the hearing for this in June. Rick Alonzo moved to have a hearing for the capitalization fees and pool fees on June 2, 2015. Ron Smith seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

The Cassia Water Tank was discussed. The geotechnical engineers have determined that the current location of the water tank is not stable unless we put in pilings. The extra piling costs increased the total project cost by about \$100,000. Ron Smith questioned the location of the new tank. Stephen said the new tank will be built in nearly the same place as the current tank. Ron does not like the extra costs coming out now rather than when the tank replacement was being planned. Stephen said some of the more specialized engineering is done after the determination is made to replace the tank. Connie said we were in a rush to meet the grant deadline in the beginning. Rick asked how much additional time will result due to the pilings. Stephen anticipates a couple weeks. Tom Mayo moved to direct staff to continue on with the tank replacement at the current site. Connie Wells seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Stephen said there is a pump station in the middle of the Fairgrounds parking lot for storm water but the rest of town gravity feeds into the river. There are times when the runoff will have to be pumped into the river and this project would intertie the two storm water systems together. It

would eliminate much of the pumping costs for the Fairgrounds but it would also help alleviate the high water backup near General Feed and Grain. Stephen said Mike Klaus will draw up the plans and we will look for grant funding. He said the materials are estimated to cost \$6,000 and there will be excavation costs as well. Tom Mayo asked if it would benefit the County enough that they may participate in the cost. Stephen said it will get rid of the standing mud puddle in the Fairgrounds parking lot. Mayor Anderson said we should look into possibilities.

Vic Watson asked that the advertisement for police officer be for an entry level position rather than a lieutenant. He said he may need to advertise at a later date for a higher level officer. Rick Alonzo moved to authorize the Chief to advertise for an entry level police officer position. Ron Smith seconded the motion. Ron asked if our policy allows an in-house promotion. Vic said the existing position has been advertised in-house but if it is not filled, he will ask to go out for advertisement. Ron wants to make sure the local officers are given the opportunity to apply for the lieutenant position. Connie asked if he is asking for two officers or just one. Vic said he will know if he is losing an officer by Friday. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

The head lifeguard position was discussed. Connie Wells moved to hire Head Lifeguard Olivia Langs. Tom Mayo seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Agenda item #14 was tabled. (Clerk’s note: This was the item for hiring electric department general maintenance and operations technician).

Ron Smith moved to have the reading by title only of the amendment to the ordinance regarding use of firearms within the city limits. Rick Alonzo seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”. Attorney Andrakay Pluid read the title of ordinance amendment.

Rick Alonzo moved to dispense with the second and third readings of the amended ordinance for use of firearms within the city limits and to adopt the ordinance amending Bonners Ferry City Code Title 5, Chapter 5 pertaining to the use of firearms within the city limits. Ron Smith seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”. This is ordinance #549.

ORDINANCE NO. 549

AN ORDINANCE OF THE CITY OF BONNERS FERRY, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, AMENDING BONNERS FERRY CITY CODE TITLE FIVE, CHAPTER FIVE CONCERNING FIREARMS; REPEALING SECTION 5-5-2 CONCERNING CONCEALED WEAPONS; RENUMBERING SECTION 5-5-3; RENUMBERING SECTION 5-5-4 AND PROVIDING FOR EXCEPTIONS; ENACTING A NEW SECTION 5-5-4 PERTAINING TO VIOLATIONS; PROVIDING SEVERABILITY; PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

WHEREAS, the Mayor and City Council find it in the interest of the citizens of Bonners Ferry to enact amendments within Bonners Ferry City Code Title Five Chapter Five pertaining to the use of firearms within the city limits in order to ensure public safety.

NOW THEREFORE, Be it ordained by the Mayor and the Council of the City of Bonners Ferry, Idaho, as follows:

**Section 1: That Bonners Ferry City Code Section 5-5-2 is hereby repealed.**

**Section 2: That Bonners Ferry City Code Section 5-5-3 is hereby amended as follows:**

**5-5-2 ~~5-5-3~~: DISCHARGE PROHIBITED:**

It shall be unlawful for any person to discharge firearms of any kind or description within the limits of the city, ~~provided, however, that this shall not apply to police officers in the discharge of their duties.~~

**Section 3: That Bonners Ferry City Code Section 5-5-4 is hereby amended as follows:**

~~5-5-3 5-5-4: EXCEPTIONS; PERMIT REQUIRED:~~

A. Shooting Galleries, Gun Clubs, Etc.: Permit Required: The city council may, upon application, grant permits to shooting galleries, gun clubs and others for shooting within the city limits in fixed localities and under fixed rules. Such permits shall be in writing attested by the clerk conforming to such requirements as the council shall demand, and the permit thus issued shall be subject to revocation at any time by action of the council.

B. Law Enforcement: This chapter does not apply to those persons listed in section 18-3302(12)(a through c), Idaho Code, while acting in their official capacity.

C. A person discharging a firearm in the lawful defense of person or persons or property.

**Section 4: That a new section 5-5-4 of Bonners Ferry City Code is hereby adopted:**

5-5-4: VIOLATIONS:

Any person found guilty of a violation of this section may be charged as a misdemeanor with penalties pursuant to Idaho Code.

**Section 5: PROVISIONS SEVERABLE:** The provisions of this Ordinance are hereby declared to be severable and if any provision of this Ordinance or application of such provision to any person or circumstance is declared invalid for any reason, such declaration shall not affect the validity of remaining portions of this Ordinance.

**Section 6: EFFECTIVE DATE:** This ordinance shall be effective upon its passage and publication in the manner provided by law.

APPROVED by the Mayor and City Council of the City of Bonners Ferry this 21st day of April, 2015.

CITY OF BONNERS FERRY, IDAHO

BY: /s/ David K. Anderson, Mayor

Attest: /s/ Kris Larson, Clerk, City of Bonners Ferry

Ron Smith questioned the Round Prairie Bridge and the agreement with the Federal Highway Administration. Stephanie Sims explained that the Round Prairie Bridge is the bridge ITD is replacing in the northern part of the County and since they are taking a historical bridge away the Selkirk Loop and the Historical Society get something in return for losing this. Signage for the side of the brick building housing the old diesel generator and signs for the bridge abutment regarding bridges in Boundary County are what will be exchanged for the loss of the historical bridge. Rick Alonzo moved to authorize the Mayor to sign the Memorandum of Agreement between the Federal Highway Administration, Idaho Transportation Department, and Idaho State Historic Preservation Officer Regarding the Round Prairie Creek Bridge (ITD Bridge No. 18790), Boundary County. Ron Smith seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Contracting for fire protection with the Kootenai Wildlife Refuge was discussed. Fire Chief Pat Warkentin said the Refuge folks have approached City of Bonners Ferry Fire Department for fire protection at the Refuge. He said they are in the North Fire District but the City can respond quicker. Pat said we can contract with the Refuge on a monthly basis or we can agree to go if there is a fire on a per call basis. He said the goal is to maintain adequate manpower and apparatus in the city limits in case there is a fire in the City when we are responding at the Refuge. The City takes precedence and is covered first. The Manager at the Refuge has requested our services. Pat would like to see \$1,000 per month but it may be a no go. He said even a few hundred dollars per month may work. Pat would appreciate Council’s input. Ron would like to see an annual rate in a contract and include that the City is covered and not left in jeopardy. Rick asked if any other wildlife refuges have contracts such as this. Pat will look into this. Stephen asked if they are looking at structure or wild land fire coverage. Pat said it would be structure coverage. Connie suggested excluding wild land coverage. Pat said we could send a crew with a tender. He will research and bring more information to the next meeting. Ron Smith said the State and Forest Service would cover for wild land fires.

Ron Smith moved to accept Tom Mayo's resignation effective June 30, 2015. Rick Alonzo seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

There being no further business the meeting adjourned at 7:53 p.m.

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David K. Anderson, Mayor

Attest:

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Kris Larson, City Clerk