

Council President Rick Alonzo called the regularly scheduled council meeting of July 18, 2017 to order at 7:00 p.m. Present for the meeting were Council President Alonzo, Council Members Ron Smith and Adam Arthur, Clerk Kris Larson, City Administrator Mike Klaus, City Attorney Andrakay Pluid, Police Chief Vic Watson, and Fire Chief Dave Winey. Also present were Marcia Cossette, Marty Martinez, Dave Gray, Jessica Tingley, Eric Lederhos, Tony Jeppesen, Bart Camps, and Jerry Higgs. Mayor David Sims and Councilman Ken Toline participated by phone.

Dave Gray said on behalf of the Museum they would like to thank Councilman Ken and Mayor Sims and family for participating in the dedication of the interpretive signs crossing the Kootenai, electrifying Bonners Ferry, and a tour of the generator. He said it is appreciated to have two handicap parking spaces at the Pearl Theater. Dave said it is the 50th year anniversary of the Trapper Peak Fire and Sundance Fire and there will be a sign put up commemorating this. There is a 100th birthday party on July 22, 2017 at 1:00 p.m. for the McGuire/Houck building that now houses the museum.

Police Chief Vic Watson said since the last meeting there have been one aggravated battery cases, two DUIs, one battery, one missing child, one unattended death, one runaway, two curfew violation, two dogs locked in vehicles, one trespass, one investigate suspicious, two thefts, two petit thefts, two vehicle crashes, one welfare check, and one recovery of stolen guns. The guns recovered were from a 1996 stolen gun case in Boundary County.

Fire Chief Dave Winey said it has been quiet at the fire department.

City Administrator Mike Klaus said the electric department is putting in a new switch at the North Bench Substation. There have been a lot of new hookups for the electric system. The Water/Sewer Department is doing pot holing to see where the water and sewer lines are located. This is for the Highway 95 project. Mike said he and Mayor David Sims have been working with FEMA on the mudslide repair near Mayor Sim's home on Golden Street. He said FEMA has obligated to fix the top end of the slide, approximately 50 to 60 feet. Mike said the total reimbursement will be about 90 percent of the cost of the repair. Unit 4 at the Moyie Power Plant has been down for a few weeks due to the thrust bearing. The spill over the dam is about a foot or less so unit 4 would not be operating at this time even if it was working properly. Council President Rick Alonzo asked about the width of Golden Street when repaired. Mike said the wider the road the more fill that is needed. He anticipates that it will be wide enough for the vacuum truck.

Adam Arthur moved to approve the consent agenda. Ron Smith seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Ken Toline “yes”, Adam Arthur “yes”. The consent agenda contained the following: roll call; approval of accounts payable and payroll; approval of July 5, 2017 council meeting minutes and approval of July 11, 2017 special council meeting minutes.

Adam Arthur moved to add a late agenda item to approve a catering permit for Lillian and Kris Lonborg doing business as Heart Rock Wines/Crosstime Saloon for the All Class Reunion on

July 29, 2017. Ron Smith seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Ken Toline “yes”, Adam Arthur “yes”.

Mike Klaus said the Search and Rescue have requested to use the City swimming pool for dive training. He said this would be after hours. Andrakay said if council approves the use she will do a contract with them. Ron Smith moved to allow Search and Dive Rescue to use the pool for dive training. Adam Arthur seconded the motion. The motion passed - Ron Smith “yes”, Rick Alonzo “yes”, Ken Toline “yes”, Adam Arthur “yes”.

Ron Smith moved to approve a catering permit for Lillian and Kris Lonborg doing business as Heart Rock Wines for the 2007 Class Reunion at the Fairgrounds on July 28, 2017. Council President Rick Alonzo said the time is not correct as listed on the application so it should be 11:00 a.m. to 12:00 a.m. not 12:00 p.m. Adam Arthur seconded the motion with the time change. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Ken Toline “yes”, Adam Arthur “yes”.

Adam Arthur moved to suspend the reading rules and read once by title only the Ordinance adopting Chapter Five, Title Four Bonners Ferry City Code pertaining to recreational vehicle parking, accessory storage, and occupancy within the City of Bonners Ferry. Ron Smith seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Ken Toline “yes”, Adam Arthur “yes”. Attorney Andrakay Fluid read the proposed ordinance by title only.

Adam Arthur moved to adopt Ordinance 567 Adopting Chapter Five, Title Four of Bonners Ferry City Code Pertaining to Recreational Vehicle Parking, Accessory Storage, and Occupancy within the City of Bonners Ferry. Ron Smith seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Ken Toline “yes”, Adam Arthur “yes”. Ordinance 567 reads as follows:

ORDINANCE NO. 567

AN ORDINANCE OF THE CITY OF BONNERS FERRY, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ADOPTING CHAPTER FIVE OF TITLE FOUR OF BONNERS FERRY CITY CODE PERTAINING TO RECREATIONAL VEHICLE PARKING, ACCESSORY STORAGE, AND OCCUPANCY WITHIN THE CITY OF BONNERS FERRY; PROVIDING FOR PENALTIES; 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 have deemed it in the public interest to enact a new chapter within Bonners Ferry City Code pertaining to the storage of recreational vehicles and other accessories as well as the occupancy of recreational vehicles within the City.

WHEREAS, the Mayor and City Council have deemed it in the interest of public health and safety to regulate the use of recreational vehicles as residences within the City of Bonners Ferry.

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

Section 1: That a new chapter, Chapter 5, of Title 4 of Bonners Ferry City Code is hereby adopted and shall read as follows:

TITLE 4, CHAPTER 5

RECREATIONAL VEHICLE PARKING AND STORAGE, ACCESSORY STORAGE, AND OCCUPANCY OF RECREATIONAL VEHICLES

4-5-1: Definitions. “Alley” shall mean a public highway not designed for general travel and used primarily as a means of access to the rear of residences and business establishments. “Boat” shall mean any type of watercraft or vessel used primarily for transportation on the water. The term “boat” shall include personal watercraft that uses a motor-powered jet pump as its primary source of motor power designed to be operated by a person sitting, standing or kneeling on the watercraft. Camper (pickup)” shall mean a structure designed to be mounted on a pickup or truck chassis and with sufficient equipment to render it suitable for use as a temporary dwelling for recreational use, camping or vacation use. “Large vehicle” shall mean any vehicle that exceeds 12,000 pounds gross weight. “Motor home” shall mean a motor vehicle or device primarily designed as a temporary living quarters for recreation, camping or travel use. “Municipal parking lot” shall mean a parking lot owned by the city and posted with signage designating the lot as a city-owned parking lot. “Recreational vehicle” shall mean any camp trailer, travel trailer or fifth wheel designed to provide temporary living quarters for recreational camping or travel use, constructed with integral wheels to make it mobile and/or towable by motor vehicle. “Roadway” shall mean the portion of a highway improved, designed or ordinarily used for vehicular travel, exclusive of the sidewalk or shoulder even though such sidewalk or shoulder is used by persons riding bicycles. “Snowmobile” shall mean a vehicle with a continuous tread and runner type steering device used primarily for transportation on the snow. “Storage container” shall mean any large metal portable cargo container, such as a conex box, used to ship, store, or dispose of items of personal property. “Stored” or “storage” shall mean parking or placing of boats, campers (pickup), large vehicles, motor homes, recreational vehicles, snowmobiles or utility trailers for

more than five consecutive days. "Utility trailer" shall mean a structure or device with or without its own mode of power, designed and/or used to transport goods, equipment, boats, snowmobiles, vehicles or other devices and materials.

4-5-2: Storage. No boats, campers (pickup), large vehicles, motor homes, recreational vehicles, snowmobiles or utility trailers (hereafter referred to as "vehicle or personal property") may be stored on public streets, roads, highways or sidewalks. Storage of any vehicle or personal property is permitted on private property under the condition that such vehicles or personal property are set back 10 feet from any alley or roadway and meet the requirements of Bonners Ferry City Code Chapter 6, Title 3 regarding inoperable and junk vehicles.

4-5-3: Storage containers. Storage containers shall not be placed on city right-of-way. Any storage container so located shall be promptly removed. Any storage container not promptly removed in compliance with this section may be removed by the city at the owner/renter's expense.

4-5-4: Parking. No boats, campers (pickup), large vehicles, motor homes, recreational vehicles, snowmobiles or utility trailers may be parked on a roadway or alley within 10 feet of any driveway or within 15 feet of an intersection.

4-5-5: Permit required. The registered owner of a camper, motor home, or recreational vehicle may obtain a permit from the City Clerk's Office at no cost which grants permission to park on the public roadway or alley for 14 days. The registered owner shall be limited to two permits within a 12-month period. Each permit shall identify the vehicle for which it is issued and the time when the permit is valid. Such permit shall be conspicuously displayed in the lower right-hand corner of the windshield or in a window that is easily visible from outside the camper, motor home or recreational vehicle.

4-5-6: Occupancy of recreational vehicles. No person shall live in or continuously occupy a recreational vehicle or camper (pickup), as defined in this Chapter whether or not self-contained, within the city, unless said recreational vehicle is located within a legally established recreational vehicle park or recreational vehicle campground; except that the temporary occupancy of a recreational vehicle parked on a residentially zoned property for a period of up to 14 days is permitted. No residential property shall be permitted more than a total of 28 days of temporary occupancy during any calendar year. On properties zoned for commercial uses, recreational vehicles may be temporarily occupied for a period of up to 14 days; provided, that the occupancy of the recreational vehicle is used to support a legally established sale of merchandise, such as Christmas trees or similar type of temporary or seasonal sale items. Commercial property owners may permit the occupancy of recreational vehicles on their properties that are developed with retail uses for a period of up to 14 days.

4-5-7: Violations – Penalties. Any person violating any provision of this chapter for the first time shall be subject to an infraction. Provided, if the same violator has been found to have committed an infraction and/or violation for the same or similar conduct two separate times, with the violations occurring at the same location and involving the same or similar sections of the Bonners Ferry City Code, the third or subsequent violation shall constitute a misdemeanor, punishable as provided in Idaho State Code for misdemeanor criminal offenses. Each day that the violation continues shall constitute a separate offense.

4-5-8: Severability. If any provision of this chapter or its application to any person or circumstance is held invalid, the remainder of this chapter or the application of the provisions to other persons or circumstances is not affected.

Section 2: 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 3: 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 18th day of July, 2017.

CITY OF BONNERS FERRY, IDAHO BY: /s/ David Sims, Mayor Attest: /s/ Kris Larson, Clerk

City Hall cleaning was discussed. Ron Smith moved to contract with Maria's Cleaning Service Inc. for \$600 per month and authorize the Mayor to sign the contract for an undetermined timeframe. Adam Arthur seconded the motion. The motion passed – Ron Smith "yes", Rick Alonzo "yes", Ken Toline "yes", Adam Arthur "yes".

Adam Arthur moved to approve an adopt-a- flower basket program for 2018. Ron Smith seconded the motion. The motion passed – Ron Smith "yes", Rick Alonzo "yes", Ken Toline "yes", Adam Arthur "yes".

Mike Klaus said after August 31st Gus will not be doing the meter reading any longer so we will need another vehicle for the meter reader. He would like to get a vehicle with a shorter wheel base for turning around in some areas. The four wheel drive vehicle being considered is at Federal Surplus Property for approximately \$7,500. It is a 2010 Ford Escape with 76,847 miles on it. Adam Arthur moved to approve the purchase of a used vehicle for the meter reader in the amount of \$7,475. Ron Smith seconded the motion. The motion passed – Ron Smith "yes", Rick Alonzo "yes", Ken Toline "yes", Adam Arthur "yes".

Mayor Sims said we have discussed the employee firearm policy in the past but nothing was adopted formally. He said there was an employee that was in uniform with a handgun on. Attorney Andrakay Pluid said she has spoken with other entities and she would like to have a

policy prohibit employees from bringing personal firearms with them on the job in city vehicles while they are representing the City, while on work hours. An exception would be hunting rifles in their personal vehicles at the city yard as long as it is secured. She thinks it is a good idea from a liability standpoint to have a policy for no guns while on duty. There would be no regulation other than while they are at work. Ron Smith asked if we are violating any of the employee's rights. Andrakay said we are not violating their constitutional rights. Ken Toline said there will be people concerned about second amendment rights but there is no violation. He thinks the policy should be considered as employees should not be allowed to carry firearms unless they are a police officer. Rick Alonzo would like to see the City Attorney formulate a policy and bring it forth for consideration.

Police Chief Vic Watson said Idaho State University (ISU) is the licensing institution for paramedics. One of the components of the education program is that paramedics ride along with law enforcement officers. He said a memorandum of understanding (MOU) was submitted to the City and Andrakay has reviewed the document. The paramedic will observe the officer in his environment. Andrakay does not have a problem with the agreement. Adam Arthur moved to authorize the Mayor to sign the MOU with ISU for paramedic ride alongs. Ron Smith seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Ken Toline “yes”, Adam Arthur “yes”.

Police Chief Vic Watson said recently the Boundary County Sheriff's Office has entered into an agreement with North Star Security out of Hayden, Idaho for mental hold coverage. Vic said when a mental hold is taken into custody the officers have to provide security for these people until they can be transported to a facility. The security company comes up and watches the mental hold for \$18 per hour until the person is transported. Vic believes the company has credentialing for this type of work. He is asking if there is support from Council for this program. He said it will save us a lot of money and the contractor has the experience to do this type of work. Ron Smith asked if this is for the 72 hour period after a person is taken into custody. Vic said it is. Ron asked when the City Police comes into this scenario as this used to be a Sheriff issue. Vic said the 72 hour period does not include weekends. Adam and Rick think it is a good idea. Ken thinks it is also. Andrakay said the contact is on demand. Vic will review the process that the County had with the security company.

Mayor Sims said he has spoken to Darrell Kerby about getting a quote for III-A Insurance. Mayor Sims spoke to Amy Manning at III-A and once she gets the information, a quote will be sent back within ten days. III-A now uses Blue Cross as their third party administrator and use the Blue Cross Network. Mayor Sims thinks they are more stable than in the past. He said it is important for employees to fill out the applications truthfully. Adam thinks we should look into the coverage as the increases are quite a bit lower than we have had in the past. Rick thinks it is a good idea to get a quote. Ken agreed. Rick said we will look at this further and have employees fill out the applications.

Adam Arthur moved to approve the catering permit for Lillian and Kris Lonborg for the All Class Reunion on July 29, 2017. Ron Smith seconded the motion. The motion passed – Ron Smith “yes”, Rick Alonzo “yes”, Ken Toline “yes”, Adam Arthur “yes”.

The meeting adjourned at 7:44 p.m.

David Sims, Mayor

Attest:

Kris Larson, City Clerk