

Mayor David Anderson called the regularly scheduled council meeting of July 21, 2009 to order at 7:00 p.m. Present for the meeting were Mayor Anderson, Council President Dave Gray, Council Members John Langs, Chris Clark, and Connie Wells, Clerk Kris Larson, City Attorney Stephen Boorman, Assistant City Administrator David Sims, Police Chief Rick Alonzo, Fire Chief Pat Warkentin, Economic Development Coordinator Mike Sloan, Attorney Tim Wilson, and Jean Diel. Also present were Carolyn Testa, Brian Woods, Jason Thomas, and Jeff Stankiewicz.

Mayor Anderson explained the new legislation regarding late additions to the agenda. He said we have received a request to add an item from the Grow Group regarding insurance for the street dance. John Langs moved to add the Grow Group late agenda item. Dave Gray seconded the motion. The motion passed, all in favor.

Brian Woods spoke to council. He and his wife bought a home on District 2 road and they have lived here for a year. He has a law and CPA practice in Kansas and his wife teaches school at Evergreen. They have three children ages 11, 12, 13 and they like their children to be involved in community service. He and his family wanted to adopt the section of highway from his home to Three Mile. Now they are looking at mile marker 508-507. He said they have spoken to Idaho Transportation Department (ITD) and ITD said it is a local issue. The Wood's family would like to take care of the highway litter from the bridge to marker number 508 and also the area down to the railroad tracks on the District 2 road. Mr. Woods also requested a highway crossing from District 2 Road to Comanche across the highway. John Langs said the city has very little input for cross walks and gave the example of the highway crossing to get to the swimming pool. Dave Gray commented that it is difficult to get the crossings.

Mike Sloan said Michelle Barker is unable to attend this evening but will reschedule. She is now at the visitor center as a paid employee through the Chamber of Commerce and will be setting up community events.

Rick gave the police report. There was one drug arrest, two warrant arrests, three shop lifting charges, four driving without privileges, one domestic disturbance, four accidents, one lude and lascivious charge, one possible child neglect charge, one stolen car incident, one dog bite case, theft of prescription medication, and a couple of open doors were also found.

Pat Warkentin said there was an accident scene and a gas odor report. He said they are averaging 10-12 calls per month this summer. He is trying to get inspections done for commercial occupancy businesses. Occupancy load and ingress/egress issues will be looked at.

Stephen Boorman gave the administrator report. The annual FERC inspection will take place tomorrow and he invited council to attend. The street department started on the Riverside parking lot project but the materials have not come in for the electrical work so it will be a few weeks out before it can be completed. The flow meters at the sewer lagoons have been installed and he said the crews did a good job and thanked David Sims for his efforts. Stephen

commented on the golf committee meeting and said the equipment needs have been prioritized. Mayor Anderson said there are dual problems with the antiquated equipment and irrigation system and the need to get these items taken care of to keep the play up at the golf course.

John Langs moved to approve the consent agenda. Chris Clark seconded the motion. The motion passed, all in favor. The consent agenda contained the following: roll call; approval of payroll and accounts payable; approval of the minutes of July 7, 2009 and July 13, 2009; approval for John Delaney and Jim Fritzsche to attend collections Systems and Wastewater Disinfection Classes on August 18-19, 2009 in Post Falls.

Jeff Stankiweicz spoke to council regarding the visitor center usage for the county militia. He said they need the room for meetings every other week and this may change to once a month. He said the police department has been invited to attend the meetings. He asked if there were any questions from the group. Mayor Anderson asked if the organization was insured. Jeff said they are not an organization but just individuals meeting. Mayor said insurance is the first red flag and even a loose organization is still an organization. Jeff said he asked when he filled out the application if there were any other requirements and was told that there were none. Mayor Anderson said the protection of the city is the idea. John Langs moved to table this issue until we get a legal opinion. Chris Clark seconded the motion. The motion passed, all in favor.

The Kootenai Tribal contract increase discussion was had. Rick Alonzo said the Tribe and law enforcement met and the meeting resolved some of the problems that were being seen. Dave Gray moved to request a three percent increase from the Kootenai Tribe for the fire/law enforcement contract for 2010. John Langs seconded the motion and it passed – John Langs “yes”, Chris Clark “yes”, Connie Wells “yes”, Dave Gray “yes”.

Jean Diel said the All Class Reunion is called the All Community Reunion so no one is excluded. She thanked the council for supporting the event. She said it is a daylong event with activities beginning at 9:00 a.m. until 3:00 p.m. - photo sessions, program at 6:00 p.m. and dinner at 6:30 p.m. After the dinner there will be a street dance on Main Street with Kootenai Street open and portions of Bonner Street open but there will be many people mingling. They have 500 registered for the dinner but they expect 1,000 people at the street dance. Jean has spoken to establishments to keep the beverages in plastic or cans and there are many garbage cans planned to be out for the public use. Jean spoke regarding the garbage overflow that may occur. Stephen said at the last reunion the city had a paid employee work to keep the area clean. The street dance is scheduled from 9:00 p.m. to 1:00 a.m. There is a golf scramble scheduled on Saturday also with a portion of the donations going to the Badger Boosters. An ice cream social will be done by the Historical Society at the Museum. Also, at the fairgrounds there will be a small car show and possibly a horse shoe game. For overnight stay at the fairgrounds the Commissioners have approved this and she notified law enforcement. There are 16 porta-potties for around town and there will also be four additional ones at the fairgrounds. She is hopeful that there will be enough with the visitor center restrooms. One concern Jean has is traffic control on Kootenai

Street. Rick said we don't want to accept the responsibility for pedestrian car traffic. Jean asked if the committee could use the city flags for the ceremony. Council said they could.

John Langs moved to approve the Swish Tournament special event permit for August 8-9, 2009. Chris Clark seconded the motion. The motion passed, all in favor.

Tim Wilson spoke regarding the Red Flag Policy and the requirements. He said Bonners Ferry comes in as a creditor because we do billing. This policy is a sample from Association of Idaho Cities. He said if the policy is in place and we have trained on it then we have met the law. Chris Clark moved to adopt Resolution 2009-6 Adopting Identity Theft Prevention Program. Connie Wells seconded the motion. The motion passed – John Langs “yes”, Chris Clark “yes”, Connie Wells “yes”, Dave Gray “yes”.

David Sims said there are several private roads in the city that are now causing problems. They all are addressed with the same name and number and the homes are assigned letters and many of them do not have the letters on the homes. He said these are causing problems for the new E911 addressing. David said the cost would be about \$100 per sign and it should be passed on to the residents on the private roads. The signs would be blue with the private road name. David said we could collect the money through the utility billing system. There are probably about five private roads that are causing problems. Tim said we would have to pass an ordinance and have a rate increase hearing for the new fees. Jean asked if the theme of the streets could stay the same as they are now. Brian Woods said he lives on one of those streets and suggested that the first person who comes in with the name and the money be allowed to name the street. John Langs moved to name the private streets and for the city to absorb the cost of the signage. Chris Clark seconded the motion. The motion passed, all in favor.

Stephen spoke regarding the net metering policy. He said one of our customers may be interested in putting in a windmill and we will not pay any money but they will bank the kilowatt hours. He said this is a policy similar to Avista's policy. Dave Gray moved to adopt the net metering policy. Connie Wells seconded the motion. Chris Clark asked if this takes additional hardware. Stephen explained what is needed and said the expense would be paid by the customer. The motion passed – John Langs “yes”, Chris Clark “yes”, Connie Wells “yes”, Dave Gray “yes”.

Jason Thomas spoke regarding the insurance for the Grow Group street dance on August 29, 2009. Jason handed out paperwork to council regarding the cost of insurance for this event. He said the gardens in Bonners Ferry are a good cause and it brings the community together. He said there will be many events planned to teach the community about mulching, canning, etc. He said if the city were to sponsor the event that our name would be on each table and announced at the dance. He asked that the city pay the insurance or sponsor an ad to help the Grow Group pay for the insurance. Tim Wilson said he would like to have this tabled to get ICRMP's opinion and have our agent come in to speak to council. Dave Gray said he is concerned about our budget

deficit as well as the liability to the city. Mayor Anderson said the city is well insured but the organizations sponsoring the events are not insured all inclusively if the city does let the organization fall under the umbrella of the city. Stephen further explained liability. Mayor Anderson spoke of events that the city has sponsored in the past. He said if the city sponsors events only the city is covered but the individuals of the Grow Group are not covered. Jason said the coverage of the city gives the Grow Group more comfort. He said the individuals will stand by their food products. Dave Gray is concerned about sponsorship of events and that the meaning is not construed properly. Chris Clark asked if the question is to waive the insurance requirement or to sponsor the event. Dave Gray said the part that bothers him is that the city was doing this wrong in the past and now that we know it we should do it correctly. Tim Wilson suggested speaking to our insurance agent. Jason showed council a \$1,700 ad and spoke of advertisement that is being sent out to Canada and other outlying areas for the harvest event. Jason suggested that the city buy advertising from Grow. Mayor Anderson said we cannot do this. John Langs moved to table the issue. Chris Clark seconded the motion. The motion passed, all in favor.

Dave Gray moved to go into executive session at 8:13 p.m. per Idaho Code 67-2345 (c) to discuss negotiations or to acquire an interest in real property. Connie Wells seconded the motion. The motion passed – John Langs “yes”, Chris Clark “yes”, Dave Gray “yes”, Connie Wells “yes”. Executive session ended at 8:22 p.m. No action was taken.

The meeting adjourned at 8:23 p.m.

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David K. Anderson, Mayor

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Kris Larson, City Clerk