

Mayor David Anderson called the regularly scheduled council meeting of October 1, 2013 to order at 7:00 p.m. Present for the meeting were Mayor Anderson, Council President Connie Wells, Council Members Bob Blanford, Rick Alonzo, and Tom Mayo, Clerk Kris Larson, City Administrator Stephen Boorman, City Attorney Andrakay Pluid, Fire Chief Pat Warkentin, Police Chief Steve Benkula, and Economic Development Coordinator David Sims. Also present were Brion Poston, Mike Listman, Brett Niemeyer, Marcia Cossette, Doug Ladely, Sr., Dale Simpson, Ruth Sutton, Adam Arthur, Jessica Tingley, Jerry Higgs, Ralph Lotspeich, and Matt Solt.

Mike Listman said Boundary Computer provides network support and he thinks his business would be a good fit for the City. They have four full time technicians and they provide support to the hospital since 2003. Mayor Anderson asked if he would be willing to provide 24/7 support and he said he could. Stephen said he thought Mr. Listman was about \$4,000 per year less than our current provider. He said anytime you switch contractors there is a learning curve both with people and equipment. Stephen said we have a new server budgeted for fiscal year 2014 so it is good to have our contractor involved.

Police Chief Steve Benkula said for the month of September officers received 173 calls for service generating 41 reports including one DUI, two battery reports, six possession of controlled substances, two thefts, four warrants served, two cases of child abandonment, three minor possession of alcohol/tobacco, two malicious injury to property, two probation violations, seven driving without privileges, three trespassing violations, and four burglaries. Steve said the patrol car has been ordered and there are two job openings being advertised.

Fire Chief Pat Warkentin said there were five fire calls in September. There were two gas odor investigations, a smoke investigation at Debbie Youngwirth's Office, and two false alarms at the high school. The source of the smoke in Debbie's Office was some batteries in a server that overheated but self-contained. The Fire Fighter License Plate Grant was awarded in the amount of \$1,000 and the fire department has purchased a smoke machine for training purposes. The device will be shared with other departments in the county as this was stated in the grant. The fire department also got a \$4,500 donation from TransCanada and they have purchased a t-rex saw that cuts through the steel in vehicles. They will look at what the needs are for the piece of equipment.

Stephen said the expansion joint on the bridge for our waterline was replaced today and that project went well. The final FERC Part 12 report is here. There have been a number of electrical failures in the Marx Addition so we will be looking at replacement of wiring. The concrete has been replaced on Kootenai Street. The new boom truck ordered last December has arrived and it is up in the city yard. There will be a public meeting on the 129,000 weight limit in Coeur d'Alene on October 8th. Avista sent the City \$2,000 for the pool heater funding request. A fork lift engine is getting tired so we will be looking at rebuilding the engine or possibly getting a new one.

David Sims gave the BEDC report. The bark company is purchasing property and has to get a highway access permit from Idaho Transportation Department and David anticipates he will be

in operation by early spring. David has been working with KML Labs to get certified to do our water sample testing. The Washington State University students should have conceptual drawings for the Library project by tomorrow. The Corner Drug building will be housing the Enviro Assessment business. David said someone is looking at the old pawn shop and the South Hill Furniture building may be getting a tenant.

David said there will be an Urban Renewal Agency meeting next week and the board is considering bonding. He said the remainder of the startup costs have been paid to the city.

Connie Wells moved to add late agenda items: accept resignation of Joel Minor; discuss bullet proof vest; authorization of personal leave carryover for Willie Cowell, Chris Langan, and Steve Benkula; authorize Mayor to sign Subordination Agreement with Boundary County; approve catering permit for Danielle and Michael Reasoner doing business as Mugsy's Tavern and Grill for the Democratic Party at the Fairgrounds on October 4, 2013; approve special event permit for Clark and Barnes, LLC Family fun Circus on October 7, 2013 at the Fairgrounds. Rick Alonzo seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Tom Mayo moved to accept the consent agenda. Connie Wells seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”. The consent agenda contained the following: roll call; approval of accounts payable and payroll; and approval of September 17, 2013 council meeting minutes.

Brett Niemeyer from JUB Engineering spoke regarding the Subordination Agreement with Boundary County. He said the agreement the City currently has with Boundary County concerns the transmission line north of the Boundary County Airport and it crosses a piece of property that the County is in the process of purchasing for approach protection. He said the City's existing easement needs to be revised as to the location, height, and width as there are no limitations at this time. He said the City will maintain all the rights and powers that we currently have. The width will be 20 feet which is ten feet on either side of the existing line. Stephen said it is a distribution line that feeds into the substation. He said the height distance is new for the City. Most poles are 45 to 50 feet but the easement is for 60 feet. Brett said FAA has not given their final approval but the County is asking for the City's approval tonight so there can be a quick turn around when the FAA does grant their approval. Rick Alonzo moved to authorize the Mayor to sign the Subordination Agreement with Boundary County and Bonners Ferry pending approval of FAA. Bob Blanford seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Brett Niemeyer left the meeting.

Connie Wells moved to have the third reading of amended business license ordinance 538. Tom Mayo seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”. Andrakay read the title of Ordinance 538.

Connie Wells moved to adopt Ordinance 538. Tom Mayo seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”. Ordinance 538 reads as follows:

ORDINANCE NO. 538

AN ORDINANCE OF THE CITY OF BONNERS FERRY, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, AMENDING THE FEE CHARGED FOR A BUSINESS LICENSE AND PROVIDING FOR A YEARLY RENEWAL FEE; 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 amend Bonners Ferry City Code Title Three, Chapter One to provide for an annual business license renewal fee.

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 3-1-7 is hereby amended as follows:

3-1-7: FEES:

In the absence of specific provisions to the contrary, all fees and charges for permits shall be paid in advance at the time application therefor is made to the clerk. All permit fees shall be deposited to the general fund. The fees, established by resolution of the mayor and city council, shall be ~~a one-time~~ an initial charge for each ~~now-existing and hereafter-established~~ new business established, and an annual renewal fee for each now existing and hereafter established business, except that any business required to have a permit under another ordinance of the city is exempt from the requirement of having a permit under this chapter. Any change in name, location or status (e.g., without limitation, individual, partnership, corporation, trust) shall constitute a new business as does any newly created or established business. The permit fee levied hereunder is not intended to repeal any other permit fee provision of any ordinance of the city.

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 1st day of October, 2013.

CITY OF BONNERS FERRY, IDAHO BY: /s/ David K. Anderson, Mayor Attest: /s/ Kris Larson, Clerk, City of Bonners Ferry

Golf mowers were discussed. Mayor Anderson said he would like to move on the trim mower. Connie asked if we are going to purchase the golf mower or lease it from a company. The group discussed the option of using interfund borrowing. Andrakay said typically we should use the shortest repayment time on interfund borrowing. The group discussed interest rates. Rick Alonzo moved to approve the purchase of the Toro 3500 trim mower using an interfund transfer at three percent for four years with annual payments. Tom Mayo seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Stephen spoke of the re-quotes for the fairway mower. He said Ralph identified four mowers that we could trade-in and there was not much value there. There was also a four year warranty included. It ended up having the Toro mower at a price of \$43,312 and the John Deere price being \$41,918 after trade ins. Andrakay could not speak to the question regarding the quotes whether it would be legal to accept the Toro at a higher price. Mayor Anderson said there is quite an advantage to having all Toro brand mowers. Connie said we are public and we have to do what is legal. Brion Poston asked about the bidding law requirements. Stephen said we can go back and reject all bids or quotes. Rick said if we are looking at all three mowers being Toro we would save over \$1,400 in the life of the machines. Ralph said after the end of October, the price will go up and there will be added emissions to deal with. Andrakay said legally it is her opinion to reject the quotes and try to get the Toro price down. Ralph told the group the trade in mowers were the old Jacobsen trim mower, a Toro fairway mower, a John Deere walk behind greens mower, and a Toro front deck 220 D mower. Ralph would like to use the old fairway mower in the wet spring on holes one, two, and three. He said this would extend the life of the

new fairway mower. Ralph is concerned about the dates. Tom would like to get this issue settled. Tom Mayo moved to accept the bid from Pacific Golf and Turf for the 7500 Precision Cut fairway mower for \$42,918 with no trade ins and use interfund transfer financing at three percent interest with four annual payments. Connie Wells seconded the motion. Bob Blanford said if you reject bids it could affect future bids. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Ralph and Brion left at 7:51 p.m.

The Moyie Substation purchase and rebuild request for proposals were discussed. Bob Blanford asked about looking at references. Stephen said we did not check references as Craig Ripplinger has been worked with before and he is reputable. Rick asked about the stability. Stephen said Craig is a one man shop so there is risk if he should get hurt. Craig is from Spokane and we have used him for all of our relay settings and other projects. A contract with him would be time and material. Professional services projects are determined on qualifications rather than cost. Rick asked about the time frame. Stephen said the goal is for construction next summer but there is lead time of several months on some of the equipment. There are two components of the project. One is substation work and the other is to move the transmission switching capabilities. The fence will be extended but part of it will be used. Connie asked about purchase of the substation. Stephen said Bonneville owns the substation and we pay a delivery charge to them because they own the transformer. He said the tradeoff for paying the delivery charge is if a transformer burns up in the middle of the night it could cost about \$300,000. The transformer is from 1956 but it tests good and Bonneville will sell it to us at a depreciated price. Stephen said Bonneville is trying to sell off their substations. Rick asked what the delivery cost is. Stephen thinks it is about \$20,000 per year. Stephen thinks there is potential for load growth in the Moyie area. David Sims agreed. Council will wait for the contract to be prepared.

Mayor Anderson would like to discuss the Kootenai Tribal Contract in executive session.

Rick Alonzo moved to authorize the Mayor to sign the contract with Second Chance Animal Adoption Agency for FY2014. Bob Blanford seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Tom Mayo moved to authorize the Mayor to sign USDA Control Sheet #13 for the Highway 95 South Waterline project. Connie Wells seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

The next item was the Hazel Street water/sewer replacement project. Stephen said this is the second half of the Hazel Street project that we did a year ago and will be from Montana Street up past the Cemetery Hill road. Traffic will keep flowing on one side of the road. It was determined when the sewer line was replaced that the water line was leaking badly so this project will replace both the water and sewer lines. Stephen explained bonding for projects. There is a bid bond, payment bond, and performance bond. He said bonding is risk mitigation but we don't pay until the job is done and we can ask for verification that the suppliers have been paid. He said a number of our smaller contractors would have difficulty getting the bonding in a timely manner. Andrakay said it is her opinion that legally per Idaho Code for any public works project

over \$10,000 bonding must be required. Stephen said this project is anticipated to cost about \$50,000. There have been a number of water leaks in the Hazel Street area. Connie Wells moved to go out for bids for the Hazel Street water and sewer line replacements. Tom Mayo seconded the motion. The motion passed, all in favor.

Stephen spoke regarding the rebuild of unit three at the power plant. He said a new runner has been ordered and it is stainless steel that will replace the brass one. Wear on the runner is causing vibration on unit three. Stephen said the babot bearings wear when the vibration occurs. Rick Alonzo moved to go out for bids to rebuild unit three. Bob Blanford seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Stephen said the bucket truck purchased in 2006 needs to be replaced and trucks are a year out so he would like to start the process of going out for bids. Tom Mayo moved to authorize the advertisement for bids for a bucket truck. Rick Alonzo seconded the motion and it passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

The fee increase hearing for the fire department fees and junior golf fees will be the first meeting in November.

Flower baskets were discussed. Connie Wells moved to purchase the flower baskets for 2014 from Moose Valley Farms with new pots and brackets. Rick Alonzo seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Mayor Anderson thanked Joel for all the work he did for the City and wishes him well in his new endeavor. Rick Alonzo moved to accept Joel Minor’s resignation effective September 30, 2013. Bob Blanford seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Chief Benkula said we recently purchased a new vest for Joel Minor and they are custom made for the officers to ensure safety. He said Joel is in need of a bullet proof vest and he would like to use the one the City recently purchased. Chief Benkula will look to see if the Tribe may be interested in purchasing the vest from the City but the vest was purchased with grant funds so he is not sure if we can sell it. Rick Alonzo moved to allow the lending of a vest to the new Tribal police chief. Bob Blanford seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Personal leave carryover for Willie Cowell, Chris Langan, and Steve Benkula was discussed. Rick Alonzo moved to allow the carryover of hours for the officers until they can take the time off they have banked. Tom Mayo seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Tom Mayo moved to approve the catering permit for Danielle and Michael Reasoner doing business as Mugsy’s Tavern and Grill for the Democratic Party at the Fairgrounds on October 4, 2013. Connie Wells seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Rick Alonzo moved to approve the special event permit for the Clark and Barnes, LLC Family Fun Circus on October 7, 2013 at the Fairgrounds. Tom Mayo seconded the motion and it passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Connie Wells moved at 8:25 p.m. to go into executive session per Idaho Code 67-2345 (1) (e) (f). Tom Mayo seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”. Executive session ended at 9:00 p.m. No action was taken.

The meeting adjourned at 9:00 p.m.

David K. Anderson, Mayor

Attest:

Kris Larson, Clerk/Treasurer