

Mayor David Anderson called the regularly scheduled meeting of November 5, 2013 to order at 6:00 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, Police Chief Steve Benkula, Power Plant Operators Pat Stevens and Adam Isaac, Fire Chief Pat Warkentin, and City Attorney Andrakay Pluid. Also present were Matt Solt, and Doug Johnson and Kellie Langenwalter from FERC.

Doug Johnson gave an overview of FERC and said the Moyie Dam is under the Office of Energy Projects Division of Dam Safety. The Federal Power Act and Code of Federal Regulations (CFR18) regulate dam safety. Dam owners are held to a standard of strict liability. Doug went over the definitions of CFR18. This also included responsibilities and authority. Doug said every five years we need to have a Part 12D inspection report done. We also need to have a public safety plan and keep plans and drawings. He said emergency action plans must be maintained and training is to be provided annually. If we dewater project features we are to notify FERC. Surveillance and monitoring plans and reports must be submitted annually.

Moyie Dam is a concrete gravity dam. Spalling and freeze thaw occur at the Moyie Dam. Stephen said there is gunnite that was sprayed on our dam. Cracks need to be looked for on a concrete dam. Stephen said we do movement surveys on our dam and it moves depending on the temperature. In May, 2012 all dams were required to establish an Owner's Dam Safety Program. The technical requirements are: technical competence of responsible personnel, ongoing visual surveillance, performance monitoring and periodic inspection, good emergency preparedness, ongoing operation and maintenance. The Mayor would sign off on the Owner's Dam Safety Program and there needs to be good communication up and down the chain of command and resources need to be available to meet the needs.

The Moyie Dam is 92 feet tall and is 376 feet long. There is a high downstream hazard if a failure were to occur due to the campground downstream from the dam because if there were to be a failure there would be loss of life. Doug said there have been issues in the past but things are improving due to Stephen's efforts. Dam safety should be a top priority according to Doug and our report did not highlight the details of keeping those downstream safe if there were a dam failure. The report should also include a resume of the city administrator detailing his experience with dam safety. Stephen said a number of things were taken out of context. He said the city submits a number of reports annually that address the requirements of the Owners Dam Safety Program. Doug said a letter was sent to the city acknowledging what is needed in the dam safety program. Doug offered to send links to other small entities that have submitted Owners Dam Safety Programs. Stephen said there are many submittals that are redundant. Doug said the Moyie Dam is in good shape and the geological formation is helpful. Kellie does annual inspections at the high hazard dams and Moyie is considered high hazard.

Doug Johnson, Kellie Langenwalter, Pat Stevens, and Adam Isaac left the meeting at 6:50 p.m.

Jerry Higgs, Adam Arthur, Jessica Tingley, Doug Ladely, Sr., Dale Simpson, Ray Sackman, Eric Lederhos, and Laura Roady joined the meeting.

Mayor Anderson opened the fee increase public hearing. He read the hearing notice to the group. The fees being increased or established were golf junior rates and fire equipment and personnel rates. There was no public comment. Mayor Anderson recessed the hearing.

Jerry Higgs thanked the city for the lighting installed in the Marx Subdivision and asked when the project will be completed. Mayor Anderson said it will be completed next summer.

Police Chief Steve Benkula gave the police report. He said there have been two fires and an officer entered the building and had smoke inhalation. The hiring process has been completed and he has a recommendation for council consideration for the police officer position.

Fire Chief Pat Warkentin said there were several calls in October. Several odor investigations, explosives reported, an accident on South Hill, two structure fires – one on Arizona Street and the other on Kootenai Street (the former John Langs building). When the fire department entered the building the inside was charred. The fire was caused by the failure of a power strip or a transformer. The final investigative report will be here soon. Pat said the Boundary Volunteer Ambulance will have an open house on Saturday. The City fire department will be at the function to demonstrate the extrication equipment we have. Communications are being improved in the county through a \$350,000 grant obtained by the Fire Chief's Association. Pat said he has been approached by Dave Kramer regarding using the extrication equipment owned by the city in the county. Dave Kramer thought there would be some kind of compensation but there would have to be an agreement between the county and city. Pat asked council to think about this as it will come up.

Stephen Boorman said John Griffin, Water/Sewer Superintendent, is getting ready to put together a source water protection program. This will allow us to be eligible for more grant funding.

Tom Mayo moved to approve the consent agenda. Connie Wells seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

The West Law subscription for the city attorney was briefly discussed. Rick Alonzo moved to approve the West Law subscription for the city attorney. Tom Mayo seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “no”, Tom Mayo “yes”.

Police Chief Steve Benkula said he spoke to Mike Listman last week but he feels that this may set the police department back as all of Computer Arts employees have the background checks but Listman's employees do not. He thinks it is best for the police department to stay with Computer Arts. Stephen said Computer Arts has modified their proposal and has come down by about \$3,000. Rick Alonzo said it is a big factor for the police department to have the proper background checks on the employees. Tom Mayo said he looks favorably to local businesses but this is one case where we may want to stay with our consultant. Rick Alonzo moved to go with Computer Arts for the IT work for the next year and authorize the Mayor to sign the contract. Tom Mayo seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Stephen spoke regarding the Hazel Street water/sewer line bid and said the bid came in quite a bit higher than we anticipated. He recommends rejecting this bid and rebidding the project at a

later date. Tom Mayo moved to reject the bids for the Hazel Street water/sewer bid. Connie Wells seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Connie Wells moved to approve the purchase of a solid state exciter for Unit 3. Rick Alonzo seconded the motion and it passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Connie Wells moved to authorize the Mayor to sign the contract with Ripplinger Engineering Laboratories for the Moyie Substation Rebuild project. Bob Blanford seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Stephen said we received two bids for power plant unit 3 bid and Riverside came in quite a bit lower than E R Balancing. Stephen said he called references for Riverside and they were good. Rick Alonzo said he has a problem with the large difference between the bid prices. Stephen explained that Riverside had their own machining and bearings in house and they may find the site more difficult than they expected due to the cart. Ray Sackman said he turned in the higher bid and has been involved since the mid 1990’s with our power plant. He has rebuilt unit 1 and unit 4. He said pricing has not gone down. From previous history unit one was \$104,000 on the base bid. He said Riverside had \$58,000 on their base bid and he thinks they will do the project on change orders. He said the last project headed up by Dave Sims there were change orders presented but there were not change orders on top of change orders. Rick asked what a base bid consists of. Stephen explained the base project and the reason for the add alternates. The base bid is to pull the unit and put it back together and it includes the laser alignment and cleaning and re-varnishing and the new wicket gates. Bob Blanford asked if Riverside has done comparable projects. Stephen said they have. Bob asked if there is a performance bond. Stephen said we have performance and payment bonds. Ray said if the project is not done we lose production for a year. Connie asked about change orders and thinks if a person puts in a bid they should be held to that price. Stephen explained that change orders are when there is a surprise in the job once it is started. Rick asked Stephen’s opinion. Stephen said based on his research Riverside is a reputable company and may lose money. He said Ray has done a good job in the past. Tom Mayo does not understand how Riverside can do the base bid for half the price of Ray Sackman’s price. Ray said the base bid information was drawn up rather poorly. He also said Riverside has not been on site and do not know that some of the things they are removing have to be disassembled before removal. Connie thinks they have experience and should have a good idea. Bob said it may be timing and they may need the work. Connie Wells moved to accept the bid from Riverside for \$112,115.40. Bob Blanford seconded the motion. Bob said he has seen those type of differences in the past on logging jobs and it sometimes comes down to what the person has going on at the time and it could be someone sees something different. He is willing to give them a try as well, as we have ourselves covered. Bob Blanford “yes”, Rick Alonzo “no”, Connie Wells “yes”, Tom Mayo “yes”.

Ray Sackman left the meeting.

Connie Wells moved to approve the special event permit for Carolyn Testa for the Turkey Trot on November 28, 2013. Tom Mayo seconded the motion and it passed, all in favor.

Tom Mayo moved to approve the catering permit for the Kootenai Tribe doing business as Kootenai River Inn for the Ducks Unlimited Banquet on November 15, 2013 at the fairgrounds. Connie seconded the motion and it passed, all in favor.

Rick Alonzo moved to approve the resignation of Judy Jeske very reluctantly. Bob Blanford seconded the motion and it passed, all in favor.

Police Chief Benkula found out that Joel Minor owned the drug k9, Sally Sue, but there is some ownership question between Joel Minor and Tiffany Murray. Chief Benkula has put the k9 out of service and the city has no interest in the dog any longer. Andrakay said the city has no liability for the dog. Steve Benkula said there has been a letter to Tiffany requesting all city equipment be returned for the dog. Tom Mayo moved to approve taking the dog, Sally Sue, out of service. Connie Wells seconded the motion. Rick Alonzo said there have been instances or problems with the dog in the past and it was handled as an officer of the police department as a drug k9. Rick said the dog was donated to the city but evidently no legal paperwork was prepared. Andrakay said this is the best course of action for the city. Rick explained the process of training the drug dogs with their handlers. Andrakay said the county has a k9 if we need to use one. Rick said Border Patrol also has one. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Police Chief Steve Benkula said there were 12 applicants and eight made it through for oral boards and Winford Buddy Winters was chosen. He is currently employed by Boundary County and has had eleven years in the Navy. He has been with the Sheriff’s Office for two years. Rick thinks he is a good officer. Rick Alonzo moved to accept the Chief’s recommendation to hire Winford Buddy Winters as new police officer. Bob Blanford seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

Stephen said we only received one firewood bid for \$400 and that is less than pulp price. Rick Alonzo moved to reject the bid received for firewood. Bob Blanford seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”. Bob said he got pulp prices and it is about \$30 per ton for mixed species but it does not include birch as it is less. Bob said there is quite a bit of birch in the firewood. The group discussed the advertisement but did not know how to re-word it. Stephen thinks we should sell it by the truck load and then we will have control as to dictate when the loads are hauled. Eric Lederhos said he would be interested in the city’s bottom dollar and he would have the deck hauled away.

Andrakay Fluid explained the reasoning for the ordinance amendment to Title 10, Chapters 1, 2, & 3. Rick Alonzo moved to have the first reading of Ordinance Amending Title 10, Chapters 1, 2, & 3. 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 Amending Title 10, Chapters 1, 2, & 3.

Mayor Anderson reopened the fee increase hearing. There was no public comment so he closed the hearing. Connie Wells moved to adopt the fee resolution 2013-11-01. Tom Mayo seconded the motion. The motion passed – Bob Blanford “yes”, Rick Alonzo “yes”, Connie Wells “yes”, Tom Mayo “yes”.

The group discussed the Christmas party. The Clerk’s Office is to set a place and date and let all know.

There being no further business the meeting adjourned at 8:00 p.m.

David K. Anderson, Mayor

Attest:

Kris Larson, City Clerk