

Mayor David Anderson called the regularly scheduled meeting of December 1, 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 Administrator Stephen Boorman, Assistant City Administrator David Sims, Police Chief Rick Alonzo, Fire Chief Pat Warkentin, Street Department Supervisor John Youngwirth, Student Representative Keera Christianson, Economic Development Coordinator Mike Sloan, and City Attorney Tim Wilson. Also present were Scott Maclay, Suzanne Cullinane and Jessie Short from Idaho Forest Products, Lon Merrifield, and Mike Klaus.

Lon Merrifield spoke regarding the speed limit on the Cow Creek Road. He said the Cow Creek Road services many people and it is a bit of a speed trap. He said the road appears to be a county road and the speed limit is 35 mph but the section of the road that is in the city limits has a speed limit of 20 mph. One of his employees got a citation and it cost \$140. People slow down when they reach the Fodge Mill site. He would like to see the speed limit moved from the edge of the city limits to the Fodge Mill site when traveling towards town. John Langs would like Lon's suggestion to go before the Traffic Safety Committee for consideration. Mayor Anderson said there is a formal process to be followed with traffic counts and engineering information in order to change a speed limit. He said the city is looking at possibly straightening out the road near Fodge's Mill. Lon left the meeting.

Scott Maclay spoke regarding the convenience store in front of the junior high school. He is a real estate broker from Washington and knows of some people that are interested in opening the store again. He has spoken with city officials and State Alcohol Board. The state law is that you cannot serve alcohol within 300 feet of a school but you are allowed to sell it. Mr. Maclay has been to the school district also. He said the store would employ between eight and 12 employees. He said a convenience store is not feasible without alcohol beverage sales. Mr. Maclay thinks the store is now blight the way it stands. He must have the blessing of the city to sell beer and wine in order to sell the property.

Jessie Short from Idaho Forest Group (IFG) spoke regarding the ordinance adopting the new large industrial class. He said IFG is the only customer that fits into the large industrial class and wanted to be on record as opposing the large industrial class. He said given the magnitude of the rate increase the mill must research other options. John Langs asked why Jessie thought the rate was an increase when in fact it is a decrease. Jessie was speaking about the interim rate.

Rick Alonzo gave the police report. There have been two warrant arrests, three reportable crashes, two burglaries, two agency assists, one domestic battery charge, two battery charges, two driving without privileges, three DUIs, and two Minor in possession charges.

Pat Warkentin gave the fire report. He said through a grant the fire department got four new pagers. He explained the different modes on the pagers. There was a fire on Sunday afternoon

at Sequels Clothing Store. The fire was extinguished in a quick order. The cause of the fire was determined today but the investigation is continuing. A donation was received for the fire department to use for bidding on the telesquirt ladder truck in Nampa. The donation was received from Univar Corporation in the amount of \$15,000. Pat said we may or may not be successful with the bid.

Stephen Boorman gave the city administrator's report. The public property sale must be advertised through a hearing process so that will have to be delayed until the hearing notices can be published. Biomass generation has been of great interest lately but the problem is the wood product supply. The ICUA meeting in January is a good one to attend in Boise. The electric line crew has put in about 4,000 feet of wire in the past month. He commented on the electric service in the building where the Sequels fire took place.

Chris Clark moved to add the consideration of sending John Delaney to the Water Training, bidding on the fire truck, and catering permit for the City Christmas party to this evening's agenda. Dave Gray seconded the motion. The motion passed, all in favor.

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 accounts payable and payroll.

The group discussed the flower basket budget being used for overtime snow removal. Connie said she feels that it is more important to have the snow removed than to have the flower baskets and maybe we can get donations for the flower baskets. John Langs would like to have the trigger of the snow level changed to get the street department out sooner. John Youngwirth said the downtown sidewalks are shoveled into the street so the street department has in the past plowed the downtown sidewalks before the businesses open in the mornings. He said the streets will be done in an eight hour day but the alleys probably won't be plowed until the next day. John has gotten rid of the standby time and has reduced the overtime as much as he can. John Langs asked if the street department would plow the sidewalks or if the businesses would be doing it. John Youngwirth said he has spoken to Mike Sloan about the Chamber of Commerce members possibly adopting flower baskets but would like to keep about a thousand dollars in the flower budget. John Langs would like to change the snow plowing trigger back to what it was and also move all but \$1,000 from the flower basket budget to the street snow removal budget but if the flower basket money is not used to put it back in the flower budget when spring time comes. Connie Wells seconded the motion. The motion passed, all in favor.

Mike Sloan will speak to the Chamber. He said the businesses will want the flower baskets. Chris Clark wants to sponsor a basket. John Langs wants to purchase one too. Rick Alonzo said the Peace Officers Association will also sponsor a basket. Dave Gray said the flowers are important to the city.

The convenience store near the Junior High was discussed. John Langs said without beer, wine, and cigarettes the sale won't take place and it is an eye sore. He said the store is arranged with poor inventory control because it would be easy to steal from and this needs to be corrected. John Langs would like to see a public hearing so the community can have input about the alcohol sold near the school. Mayor Anderson receives quite a few calls regarding the blanket sales at the location near the school. Dave Gray said he was a teacher looking at the new building and he was bothered by the number of smokers near the convenience store. He is concerned about students coming down from the high school to the store and wants to make sure people are looking at the different types of student behavior. He also expressed concern about the consumption of alcohol by adults during sporting events at the school. He would like to have a hearing also. Chris Clark said the city keeps having ordinances brought before them that need changed and that does not set well with him. Scott Maclay said there are a bar and a grocery store right near the school also. Scott is not a drinker but just wants to have the convenience store be a success. He said the State law allows for it but the City law prohibits. Stephen suggested having the operator of the facility present at the hearing. Scott said he is not sure he wants to go through a public hearing. Dave Gray said he wants to have a hearing before any changes are made. Scott said he is here to make a proposal to clean up the area but if council is not open to change the rules to meet the State law he may not want to go further. Connie said she is concerned because the facility is on the school lawn practically. Mayor Anderson told Scott to speak to the potential buyers. He said there may be problems with the gas pumps because they have sat for so long being unused and the location is also bad. No action was taken on the issue this evening. Scott Maclay left the meeting.

The discussion of the pelton wheel was tabled until the Lions Club comes to speak to council.

The electric service to Idaho Forest Products Group mill was discussed. Mayor Anderson said there is a letter from the city to Idaho Forest Products Group that is being looked at by our attorney. He said the city wants to keep the mill as a customer so we don't want to encourage them to seek power from another source. The letter will come before council at the next meeting.

Connie Wells moved to adopt Ordinance 515 Establishing Large Industrial Rates. Dave Gray seconded the motion. Tim Wilson advised that the ordinance must be read before adoption.

Dave Gray moved to read Ordinance 515 by title only. Connie Wells seconded the motion. The motion passed – John Langs “yes”, Chris Clark “yes”, Connie Wells “yes”, Dave Gray “yes”. Tim Wilson read Ordinance 515 by title only.

The motion to adopt Ordinance 515 passed – John Langs “yes”, Chris Clark “yes”, Connie Wells “yes”, Dave Gray “yes”.

David Sims spoke regarding the Alderson Lane construction engineering agreement with Welch Comer. John Langs moved to authorize the Mayor to sign the professional services agreement with Welch Comer for the Alderson Lane LHTAC Grant construction project. Chris Clark seconded the motion. The motion passed – John Langs “yes”, Chris Clark “yes”, Connie Wells “yes”, Dave Gray “yes”.

Dave Gray moved to contract with the single source supplier for generator unit 1 turbine runner. Chris Clark seconded the motion. The motion passed, all in favor.

Dave Gray spoke about a meeting he went to with the State of Idaho regarding revenue projections for fiscal year 2010. The State of Idaho is projecting the revenues to be the same as 2004 revenues. He said we should keep in contact with Shawn Keogh as she is on the JFAC Committee. Dave Gray commented that we need to keep on top of the revenues. Clerk Larson showed Council the actual State revenues received in 2004 and they compare with the budget for State revenues in 2010.

Tim Wilson advised council on the ordinance rules. John Langs moved to suspend with the three different readings of the ordinance. Dave Gray seconded the motion. The motion passed, all in favor.

John Langs moved to suspend with the reading of the ordinance in its entirety and have it read by title only. Connie Wells seconded the motion. The motion passed, all in favor.

Connie Wells moved to adopt Ordinance 515. Dave Gray seconded the motion. The motion passed – John Langs “yes”, Chris Clark “yes”, Connie Wells “yes”, Dave Gray “yes”.

David Sims said we got notice of a water certification class yesterday and there are a limited number of spaces to be filled. Stephen commented that this is an on-line training. This would take John Delaney to a Class I Water Operator. John Langs moved to approve the class for John Delaney and noted that it is coming out of the water fund rather than the general fund. Chris Clark seconded the motion. The motion passed, all in favor.

Mayor Anderson spoke regarding the fire truck apparatus bid. He said we received two donations that amounted to \$16,000 and with the sale of the LaFrance fire truck estimated to be \$2,000 and the Mayor is willing to donate his yearly salary so we could put in a realistic bid of \$21,169. Mayor Anderson said there is additional money available from the sale of surplus property in the amount of about \$5,700. John Langs moved to authorize the submission of the bid on the fire apparatus for \$21,169. Chris Clark seconded the motion. The motion passed – John Langs “yes”, Chris Clark “yes”, Connie Wells “yes”, Dave Gray “yes”.

Connie Wells moved to approve the catering permit for Ralph Lotspeisch for the City Christmas Party on December 11, 2009 at the fire hall. Dave Gray seconded the motion. The motion passed, all in favor.

David Sims gave a power point presentation on haloacetic acids. We are now in compliance with the limits allowed on our water system. Haloacetic acids are disinfection by-products that come from organic material in our water reacting with the chlorination process. The water must be chlorinated for health reasons and the risks of the chlorination process are less than it would be otherwise. The changes of the seasons and changes in temperature affect the outcome of the levels of the disinfection by-products.

John Langs stated that he is impressed with the level of sophistication of the city departments. Council agreed that the city is very fortunate to have such good employees.

The meeting adjourned at 8:26 p.m.

David K. Anderson, Mayor

Attest:

Kris Larson, City Clerk