

Mayor Darrell Kerby called the regularly scheduled council meeting of February 21, 2006 to order at 7:00 p.m. Present for the meeting were Mayor Kerby, Council President Russ Docherty, Council Members John Langs, Leslie Falcon, and Dave Gray, City Clerk Kris Larson, City Administrator Stephen Boorman, Fire Chief Larry Owsley, Deputy Police Chief Rick Alonzo, and City Attorney Tim Wilson. Also present for the meeting were Ray Hinthorn, Clint Chamberlin, Bob Garten, and Warren Scott representing the Veterans, Preston Stockwell, Paul Greenhalgh, Will Newhouse, Nathan Grow, and Van Stonehocker representing Boy Scout Troop 188, Elizabeth Ciepiela from the Bonners Ferry Herald, Roko Gorvochin, and Arlene Sloan.

Mayor Kerby explained the first item on the agenda was to be a hearing for a peddler's license denial for James A. Griffith. The hearing closed due to no one present for the hearing.

Will Newhouse from Boy Scout Troop 188 lead the group in the Pledge of Allegiance.

Ray Hinthorn spoke to Council regarding the Killed in Action Memorial for our community and said it will contain 56 names. Ray said it is an open book design and it would be directly across from the present memorial to the east. There is no light source deemed necessary at this time according to the Veterans. Leslie Falcon moved to approve the proposal brought before the Council for the Killed in Action Memorial stone in the Library Park. John Langs seconded the motion. The motion passed, all in favor. Mayor Kerby asked the group to coordinate with John Youngwirth and Stephen Boorman. Bob Garten commented that the names of the Veterans lost need to be more visible to today's youth. Mayor Kerby applauded the Veterans for their efforts.

Attorney Tim Wilson left the meeting.

Rick Alonzo said the police have been busy but no report was given.

Larry Owsley said there were two grass fires that were responded to so far in February and one carbon monoxide call. There were 62 people attending the hazardous materials handling class last night. Larry found a fire truck that is a 1994 and has 25,000 miles on it. It was built specifically for a prison system and has a large capacity. The cost of the truck is \$80,000. He is looking into purchase options and the bidding law.

Dave Gray moved to approve the consent agenda. John Langs seconded the motion. Dave and John rescinded their motions. Leslie Falcon asked that item number eight be removed and placed under new business. Dave Gray moved to approve the consent agenda as amended. John Langs seconded the motion. The motion passed, all in favor. The consent agenda contained the following: roll call; approval of February 21, 2006 accounts payable; approval of February 7, 2006 council meeting minutes; approval for John Langs to travel to Grand Junction, Colorado to the Sonoran Institute from March 15-18, 2006; approval for six Firemen to attend the North Idaho Fire Academy in Coeur d'Alene from February 25-26, 2006; approval for Ken Maring to go to Arson School at the National Fire Academy in Emmetsburg, Maryland; approval for Jason Schraufnagel

to attend Flagging Certification Class in Post Falls on April 24, 2006; approval for the Street Crew to attend Retroreflectivity for Signs Class in Bonners Ferry on March 16, 2006.

There is a joint hearing scheduled with Boundary County for March 28, 2006 at 2:00 p.m. for the area of impact ordinance discussion. Russ Docherty moved to approve a special meeting for that date. Leslie Falcon seconded the motion. The motion passed, all in favor.

Russ Docherty moved to table the annexation of property until the next meeting. Leslie Falcon seconded the motion. The motion passed, all in favor.

Mayor Kerby informed the group that the larger cities in our area have offered to hold a training session for the smaller cities concerning the annexation process. This is tentatively scheduled for April, 2006.

Russ Docherty moved to approve Resolution 2006-07 Extending the Water Emergency Declaration. John Langs seconded the motion. The motion passed – John Langs “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Dave Gray “yes”. Resolution 2006-07 reads as follows:

RESOLUTION 2006-07

A RESOLUTION TO EXTEND THE EMERGENCY DECLARATION FOR THE PUBLIC WATER SUPPLY

WHEREAS, the Mayor of the City of Bonners Ferry declared an emergency on September 10, 2003 pursuant to Idaho Code 46-1011 within the City of Bonners Ferry, Boundary County, Idaho, to protect the citizens from existing imminent danger to the public water supply caused by the fire in the Myrtle Creek Drainage, and

WHEREAS, the Mayor of the City of Bonners Ferry declared an emergency on September 12, 2003 pursuant to Idaho Code 46-1011 and 50-341(L) within the City of Bonners Ferry, Boundary County, Idaho, to protect the citizens from existing imminent danger to the public water supply, and

WHEREAS, such declarations are necessary because the Myrtle Creek Drainage fire is a public calamity, as provided in Idaho Code 50-341(L), creating a life threatening risk to the lives, health, and property of the citizens of the City of Bonners Ferry and adjacent areas served by the City’s water system and is detrimental to the public welfare and requires the immediate expenditure of public funds to abate such risk and safeguard the lives, health, and property of said citizens and persons served by said system, and

WHEREAS, financial assistance has been applied for through various State and Federal agencies and the amounts available from such sources are insufficient to abate the emergency and to make the necessary repairs or restorations to the City’s water system and to insure adequate supply of water to the citizens of the City of Bonners Ferry and adjacent areas and to protect the health, life, and safety of the persons and property served thereby, and

WHEREAS, the City Council of the City of Bonners Ferry has ordered and directed the Mayor pursuant to Idaho Code 50-1006, specifically by Resolution 2003-13, to provide for all expenditures or restorations of improvements as shall be necessary to protect the health and safety of the persons and property served by the City of Bonners Ferry water system,

NOW THEREFORE BE IT RESOLVED BY, the City Council of the City of Bonners Ferry, for the facts and reasons above stated do hereby wish to continue the Declaration of Emergency for the Public Water Supply for a period through May 1, 2006.

Dated this 21st day of February, 2006.

CITY OF BONNERS FERRY

/s/ Darrell Kerby, Mayor

Attest: /s/ Kris Larson, Clerk/Treasurer

Leslie Falcon moved to approve the amended Change Order #5 for the District 1 Waterline Project. Dave Gray seconded the motion. Stephen explained that the contract amount was not changed on the change order that was approved at the last meeting and Rural Development wanted the paperwork to reflect the change. The motion passed, all in favor.

Russ Docherty moved to have the third reading of Ordinance 497 by title only. Leslie Falcon seconded the motion. The motion passed, all in favor. Clerk Larson read Ordinance 497 by title only.

Dave Gray moved to adopt Ordinance 497. John Langs seconded the motion. The motion passed – John Langs “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Dave Gray “yes”. Ordinance 497 reads as follows:

ORDINANCE NO. 497

AN ORDINANCE OF THE CITY OF BONNERS FERRY, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, REQUIRING A CONTRACTOR REGISTRATION NUMBER PRIOR TO ISSUANCE OF A BUILDING PERMIT; PROVIDING EXCEPTIONS; PROVIDING FOR SEVERABILITY; REPEALING CONFLICTING ORDINANCES AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF BONNERS FERRY, IDAHO:

Section 1. No building permit will be issued without the contractor’s registration number being presented by the contractor, except when the permit applicant provides evidence to the satisfaction of the building official that the applicant is exempt from the registration requirements pursuant to title 54, chapter 52 of the Idaho code.

Section 2. Severability. This ordinance is hereby declared to be severable. Should any portion of this ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions shall continue in full force and effect and shall be read to carry out the purpose(s) of the ordinance before the declaration of partial invalidity.

Section 3. Repeal of Conflicting Provisions. All provisions of the current City of Bonners Ferry Municipal Code or ordinances of the City of Bonners Ferry (OR SPECIFIC ORDINANCE NUMBER) which conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

Section 4. Effective Date. This ordinance shall be effective upon its passage and publication as provided by law.

Enacted by the city council as an ordinance of the City of Bonners Ferry on the 21st day of February, 2006.

Approved by the Mayor on the 21st day of February, 2006.

CITY OF BONNERS FERRY

/s/ Darrell Kerby, Mayor

ATTEST: /s/ Kris Larson, City Clerk

Rick Alonzo spoke to Council regarding the vehicle proposed to be purchased for the Police Department. Idaho State Patrol is no longer bidding the Tahoe, they are bidding Durango’s according to Rick. Rick said that Stephen said there is also information that was found on the internet from the State for new Tahoe’s. Rick would like to see a new vehicle purchased rather than a used vehicle due to the warranty. Leslie said she wants to be sure that the existing equipment will be transferable to the new vehicle. Rick said according to the City Attorney that if the net amount of the vehicle is less than \$25,000 we don’t have to get three quotes. Council called Attorney Tim Wilson for his opinion. Russ Docherty said he thinks we need to get quotes as the Mayor has said. John Langs moved to approve the purchase of a new police vehicle based on the lowest priced vehicle not to exceed \$30,000 based on the quotes sought this week. Russ Docherty seconded the motion. Rick said the Police will only bid on a Tahoe or a Yukon so the equipment should fit. The motion passed – John Langs “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Dave Gray “yes”.

Standard Operating Guidelines for First Responders was discussed. Russ Docherty moved to adopt the First Response Guidelines recommendation. Leslie Falcon seconded the motion. The motion passed, all in favor. Training and education will be discussed at the Foreman Group. Dave Gray asked that the Council be informed of the training methods.

Mayor Kerby recommended Andy Howe be appointed to fill a four-year term on the Planning and Zoning Commission. Dave Gray moved to approve the Mayor’s appointment of Andy Howe to the Planning and Zoning Commission. John Langs seconded the motion. The motion passed, all in favor.

Leslie Falcon said she received a call from a concerned citizen regarding the sign on the south end of town being torn down. Mayor Kerby said the issue of who is to take care of the sign at the south of town was brought up at the Formen Meeting. The Chamber of

Commerce will not be maintaining the sign according to Mayor Kerby. The sign is outside the city limits. Mayor Kerby said the sign was an Eagle Scout Project and it is erected on State land and the City was responsible for installing the lighting. Russ Docherty asked Stephen Boorman to take a look at the sign and see what is needed and to report back to Council or fix it.

Planning and Zoning term limits were briefly discussed. The State allows only two terms on a Planning and Zoning Council unless the City extends the term. John Langs moved to extend the two-term limitation on the City of Bonners Ferry's Planning and Zoning Commission for those individuals who exceed the two-year limit. Dave Gray seconded the motion. The motion passed – John Langs “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Dave Gray “yes”.

Dave Gray moved to approve the contract with KG&T Septic. John Langs seconded the motion. The motion passed – John Langs “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Dave Gray “yes”.

Russ Docherty moved to approve the addendum for the meter installation contracts. John Langs seconded the motion. The motion passed – John Langs “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Dave Gray “yes”.

Leslie Falcon moved to hire Alan Bowman for the meter installation project. John Langs seconded the motion. The motion passed, all in favor.

The Selkirk Loop membership fee was discussed. Russ Docherty moved to have the City pay the cost of the membership. Dave Gray seconded the motion. The motion passed, all in favor.

Leslie Falcon moved to authorize the Mayor to sign the Highway Safety Grant application. Russ Docherty seconded the motion. The motion passed – John Langs “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Dave Gray “yes”.

The NWPPA Engineering and Operations Conference was discussed. Stephen has requested permission to send several of the City Electric Department employees. Leslie Falcon moved to allow up to three employees to attend the NWPPA conference in Spokane from April 24 to April 28, 2006. Dave Gray seconded the motion. The motion passed, all in favor.

Russ Docherty moved to go into executive session per Idaho Code 67-2345 at 8:13 p.m. to discuss personnel issues. Leslie Falcon seconded the motion. The motion passed – John Langs “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Dave Gray “yes”. At 8:40 p.m. Russ Docherty moved to go out of executive session. Dave Gray seconded the motion. The motion passed, all in favor. No action was taken.

At 8:41 p.m. Leslie Falcon moved to go into executive session to discuss legal issues per Idaho Code 67-2345. Russ Docherty seconded the motion. The motion passed – John

Langs “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Dave Gray “yes”. At 9:10 p.m. Russ Docherty moved to go out of executive session. Leslie Falcon seconded the motion. The motion passed, all in favor. No action was taken.

Russ Docherty moved to hire Mike Klaus as City Civil Engineer after approval of the legal department. Dave Gray seconded the motion. The motion passed, all in favor.

Leslie Falcon moved to adjourn the meeting at 9:11 p.m. Dave Gray seconded the motion. The motion passed, all in favor.

Darrell Kerby, Mayor

Attest:

Kris Larson, City Clerk