

Mayor Kerby called the regularly scheduled council meeting of May 3, 2005 to order at 7:07 p.m. Present for the meeting were Mayor Darrell Kerby, Council President Mick Mellett, Council Members Russ Docherty, Leslie Falcon, and Jim Burkholder, Clerk Kris Larson, City Administrator Stephen Boorman, Police Chief Dave Kramer, City Attorney Tim Wilson, Planning and Zoning Coordinator Gary Falcon, and City Water Department Employee and Fireman Doug Ladely. Also present was Dave Gray.

Doug Ladely addressed Council regarding the Fire Department having a hose competition at the Fairgrounds on the 4th of July. Mick Mellett inquired about permission for the event and a special use permit application. Doug said he has spoken to the County and the competition will be held on the grass at the fairgrounds. Mick moved to have the hose competition and for the City to endorse it. Russ Docherty seconded the motion and it passed, all in favor.

Dave Kramer gave the Police Report. He said the Memorial Day Parade will be held on May 30, 2005 rather than May 31, 2005 as stated on the parade permit. The Police Memorial celebration will be on May 16, 2005 at the Georgia Mae Plaza at noon. Flags will be flown half staff that week. Don Parlow will be leaving for a month to serve in the military. Mayor Kerby suggested recognizing Don for his service to our country.

Russ Docherty asked Police Chief Dave Kramer to look into the matter of children riding bikes across Cody Street from the dirt hill on the east side of the street. Council thinks it is dangerous. Mayor Kerby said he did this as a child. Dave will look into the matter.

Dave said the Traffic Safety Committee met and discussed the Bed and Breakfast on the northside. The only suggestions were to meet with the City and work on vision obstruction and to possibly find a walkway to the sidewalk on the northside (stairs to nowhere). The other issue discussed by the Traffic Safety Committee was the four plex being built on Tamarack Lane.

Jim Burkholder moved to approve the consent agenda. Russ Docherty seconded the motion and it passed, all in favor. The consent agenda contained the following: roll call; approval of the May 3, 2005 Treasurer's Report; approval of April 19, 2005 minutes; approval for John Youngwirth, Chuck Lycans, and Tamera Stemmene to attend the ICRMP Personnel Training in Coeur d'Alene on May 9, 2005; approval for Dean Satchwell to attend Criminal Intelligence Systems Training in Spokane on June 9, 2005; approval for Doug Ladely and Chuck Lycans to attend Panhandle Health District's Certified Pool Operators Course in Coeur d'Alene on May 24, 2005; approval for Stephen Boorman to attend the 2005 Summer Manager's Meeting in East Glacier, Montana from June 20-22, 2005; authorize Cleanup Week in Bonners Ferry for May 9-16, 2005.

Russ Docherty moved to approve Emergency Declaration for the Public Water Supply Continuation Resolution 2005-15. Leslie Falcon seconded the motion. The motion passed – Mick Mellett “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Jim Burkholder “yes”. Resolution 2005-15 reads as follows:

RESOLUTION 2005-15

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 September 20, 2005.

Dated this 3rd day of May, 2005

CITY OF BONNERS FERRY

/s/ Darrell Kerby, Mayor

Attest: /s/ Kris Larson, Clerk/Treasurer

Mick Mellett moved to approve and authorize the Mayor to sign the redesign of District 1 waterline engineering agreement. Russ Docherty seconded the motion. Mick inquired about the easements being paid for. Stephen said they have been paid. Mick expressed concern about the cost of the engineering on the waterline project. Leslie inquired if we will have to go out to rebid the project. Stephen is hoping we will not have to. The motion passed – Mick Mellett “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Jim Burkholder “yes”.

Russ Docherty moved to approve a 1.5 percent raise for City employees in all departments with the exception of the lifeguards and the fire department effective June 1, 2005. Jim Burkholder seconded the motion. Leslie Falcon does not think it is fiscally responsible to give a raise at this time but she does realize the employees deserve it. She is concerned about fuel prices. Mick expressed concerned about the midyear cycle of giving a raise. Leslie also does not like the fact that all employees are not getting the increase. Mick agreed. Russ Docherty said the Fire Chief agreed to this. Mick said if this is a cost of living adjustment (COLA) then all employees should get the raise. Mayor Kerby said the volunteers are not employees and volunteers are not paid. It is the tradition of America. Mick Mellett “yes”, Russ Docherty “yes”, Leslie Falcon “no”, Jim Burkholder “yes”. Dave Kramer said the employees will appreciate Council taking a look at it and following through.

Gary Falcon spoke to Council regarding the FEMA agreement and the County receiving flood plain maps from FEMA. The city only has one flood plain map and the county has received their maps. Gary wants to show FEMA that two districts are going together to get the mapping complete. There is no cost at this time to the City but Gary will come back to Council if there is a charge. These maps will be done digitally as they are now paper. Jim Burkholder moved to authorize the Mayor to sign the FEMA agreement. Mick Mellett seconded the motion. Leslie Falcon abstained due to a conflict of interest.

The motion passed – Mick Mellett “yes”, Russ Docherty “yes”, Leslie Falcon “abstained”, Jim Burkholder “yes”.

Mick Mellett moved to approve and authorize the Mayor to sign the Corps of Engineers Project Cooperation Agreement for City of Bonners Ferry for construction of water meters. Leslie Falcon seconded the motion. Mick Mellett “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Jim Burkholder “no”.

Russ Docherty moved to authorize the Mayor to sign the pay request for Welch Comer from the Forest Service Grant. Leslie Falcon seconded the motion. The motion passed – Mick Mellett “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Jim Burkholder “yes”.

Jim Burkholder moved to approve the purchase of the used Vermeer rubber tired vibratory plow from Northern Lights for \$14,000. Russ Docherty seconded the motion. Leslie inquired what the City currently does for plowing. Stephen said we now hire Henkels and McCoy to do our plowing each year. The group briefly discussed three quotes being needed. Stephen said there are no quotes available for used plows. The motion passed – Mick Mellett “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Jim Burkholder “yes”.

Jim Burkholder moved to authorize vacation carryover for George Kennick for up to three months as requested noting this is due to his recent illness. Russ Docherty seconded the motion and it passed, all in favor.

Mick Mellett moved to authorize the Mayor to sign the agreements with Mountain West Bank for the sweep account. Leslie Falcon seconded the motion. The motion passed – Mick Mellett “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Jim Burkholder “yes”.

Dave Kramer informed Council about the Jay Owenhouse Magic Show and the income received from the show to the DARE fund being about \$4,000. The show will be in the Junior High. Council expressed concern for location of the magic show if the bond does not pass. Jim Burkholder moved to approve the magic show at the Junior High or any other location named and to authorize the Mayor to sign the agreement with Jay Owenhouse. Russ Docherty seconded the motion. The motion passed – Mick Mellett “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Jim Burkholder “yes”.

Leslie Falcon moved to send a letter requesting help with funding the city pool to the County Commissioners. Russ Docherty seconded the motion and it passed, all in favor.

Leslie said she had an inquiry about the hanging baskets regarding the type of container they are in and said the person did not like the pots and offered to get donations to help pay for alternate pots. Leslie thinks the pots we use are the best and thinks there may need to be adjustments made to the water drip system. Stephen said this year we will be hanging about 48 baskets and last year we had about 38 of them. Stephen said the baskets were picked up today to be planted by the Farmers Market group as they have been growing the plants. Russ Docherty suggested having the City adjust the drip system

and let it go this year and then if the baskets are not satisfactory we will look at it next year. Mayor Kerby appointed Leslie to speak to the complainant and to take care of the issue.

Mick Mellett said he has received nominations to send students to the AIC Youth Leadership Conference in Idaho Falls. Mayor Kerby nominated Tim Wilson, Mick Mellett, and Leslie Falcon to interview the students. Interviews will be held at 6:00 p.m. on May 10th.

Jim Burkholder inquired about the pedestrian tunnel status. Stephen said the bids came in at the State over budget again. Mayor Kerby said the budget is \$160,000 short due to the way the State administers the project. He had originally thought the amount was only \$75,000 short. Mayor Kerby asked Council to be here at 10:00 a.m. on May 6, 2005 for the meeting with the Idaho Transportation Department and Welch Comer. Mayor Kerby said he had been working on finding funding for the \$75,000 but the \$160,000 is prohibitive. Unless we can come up with the funding the project is done. The group discussed the pedestrian underpass and the safety issue it would provide to the public. Mick Mellett moved to go into executive session at 8:15 p.m. per Idaho Code 67-2345 to discuss legal issues and personnel. Leslie Falcon seconded the motion. The motion passed – Mick Mellett “yes”, Russ Docherty “yes”, Leslie Falcon “yes”, Jim Burkholder “yes”. At 8:40 p.m. Mick Mellett moved to go out of executive session. Russ Docherty seconded the motion. The motion passed. No action was taken.

There being no further business, the meeting adjourned at 8:41 p.m.

Darrell Kerby, Mayor

Attest:

Kris Larson, City Clerk