

**CITY COUNCIL MEETING
SEPTEMBER 28, 2016
SALMON, IDAHO**

Mayor Leo Marshall opened the regular City Council meeting at 6:00 p.m. Those in attendance were:

COUNCIL MEMBERS: **Jim Baker**
 Jim Bockelman
 Russell Chinske
 Ken Hill
 Rob Jackson
 Neal James

CITY ATTORNEY: **Fred Snook**

Decisions/Action Items

- 1) Mayor Marshall will check with family of the Eagle Scout who built the flag pole at Veteran's Memorial Park about moving it over by the proposed memorial.
- 2) Fred Snook recommended that Council table the Salmon Whitewater Park Association agreement renewal discussion due to the threat of a lawsuit. The discussion will resume on October 19th.
- 3) Construction began on Island Park Bridge replacement September 20th.
- 4) Resolution 2016 – 3 was approved by council with a change of “48 hours” to “2 business days”.
- 5) The request to camp in the City Park was tabled pending further information from campground owners.
- 6) Council approved a request to discontinue sewer/water services at 720 Van Dreff Street.
- 7) Council tabled the Contract with Denyce Bigley until it can be made more fiscally correct.
- 8) Council approved the Idaho Community Foundation Grant in the amount of \$1,800 for the Sacajawea Center.
- 9) The city council agreed that they will remove the agreements that are standing between Softball, Baseball, and T-ball and go with an updated system that they will update us on when not to mow or water and provide a schedule.
- 10) Council approved a motion to have Public Works build a fire pit stand to raise the pit at Veteran's Memorial Park.
- 11) Renaming certain city streets was sent to the Public Safety Team for a recommendation.
- 12) The Agreement with Steele Memorial for Gating Van Dreff Street is still being worked on. It should be ready for the meeting on the 19th.
- 13) Council approved the PM Advance Agreement.

14) Council voted three to three to cancel the October 5th meeting. Mayor Marshall broke the tie with an aye vote. The meeting will be canceled.

Consent Agenda

a) Minutes of September 7, 2016

b) Bills for approval

A motion was made by council member Hill to approve minutes of September 7, 2016 and bills for approval as submitted. The motion carried with an all aye vote.

Public Comments

- 1) Evalyn Bennett, 6 East Ute Road, said she wanted to point out what she believed were 3 procedural problems with the Council's agenda items to renew the Development Agreement with the Salmon Whitewater Park Association. She believed that council should not have proceeded to amend the agreement after a vote to renew the agreement failed. She felt that the agenda item should have been amended if Council was going to make changes to the document. She said Council violated the open meeting law because they amended the agreement and did not let the public know they were going to amend the agreement. She also stated that Councilman Chinske should have recused himself from the discussion because of his prior position on the Whitewater Park Association board. Also it is her belief that item 7 should not be discussed because the agreement has expired.
- 2) Dave Gusky, 1304 Fulton, commented on the closure of Island Park. He has noticed large dump trucks crossing the bridge. He said he discovered that the council does not run their meetings by Roberts Rules of Order. He has brought information to Council and would like to state that he is not against the Whitewater Park, but he is against it being associated with the City. He is not making progress and there is no more sense in coming to the meetings.
- 3) Robert Dunlop, 603 Riverfront Drive, said he believes the fire pit at Veteran's Memorial Park is definitely a safety hazard. He thinks it should either be filled in or maybe put a statue of a veteran there.

Amy Baumer and Cheri Ford, U.S. Capitol Christmas Tree

Cheri Ford, Deputy Forest Supervisor at the Salmon/Challis National Forest, said the Capitol tree is coming from the Payette National Forest this year and will be making its rounds in Idaho. Amy Baumer has been coordinating people in Salmon and the surrounding area to organize the event. She closed by handing out information concerning Forest Plan Revision and asked Council to invite them back to discuss the Forest Plan Revision.

Amy Baumer said the tree is Idaho's gift to the nation. It will be in Salmon November 12 for a 2-hour event from 2:30 p.m. to 4:30 p.m. The tree is an Engelmann Spruce that is 80 feet tall and 25 feet across the base. There are 80 companion trees that will be going as well. There will be between 8,000 and 10,000 ornaments made in Idaho that will be displayed.

Veteran's Memorial Park - Memorial Update and Presentation – Fred Waidely and Don Stamp

Fred Waidely said a committee has been formed to develop a suitable monument to be approved by the City before development occurred. It was tentatively agreed that 3 structures would be built in three phases. The concept was then given to Don Stamp who proposed they make one design and incorporate all three into one. They have started to take donations and approximately \$3,000 has been raised.

Don Stamp and Aaron Hoffman are donating their services for the memorial design. They gave a power point presentation showing their design that will represent the five different armed forces. The exact entrance has not been determined, but they are proposing it come off of Water Street. They would like the entrance visible from Main Street and the Bear Monument. It was suggested that five rocks that were proposed along the walkway be made more maintenance friendly. Aaron said they could incorporate gravel and curbing making grass mowing easier. There was a discussion concerning relocating the flag pole. The flag pole was an Eagle Scout project and the Mayor will be talking with the family of the person who put it there.

Salmon Whitewater Park Association Agreement Renewal with Council Recommended Amendments

Fred Snook recommended that Council table the discussion due to the threat of a lawsuit. A motion was made to table the agenda item until the October 19 council meeting. In a roll call vote all voted aye.

Team Reports

a) Finance Team Meeting Minutes

Presented by Jim Bockelman

Finance Team Meeting Minutes
September 14, 2016; 11:00 am

Present: Finance Director Amy Fealko and Council Members Jim Baker, Jim Bockelman and Ken Hill. Also in attendance was City Clerk Mary Benton, Local Realtor Lee Bilger and Salmon Resident Shawna Heaps.

Mayor Leo Marshall popped in to report that the City of Salmon was incorporated October 10th, 1892 and that the City had a birthday coming soon also the Mayor presented the Salmon City Flag.

Additions to the agenda were two items for discussion; Downtown Business Owner contribution to sidewalk repair and City utilization of Local Option Tax Dollars.

Lee Bilger and Shawna Heaps addressed the team with a major concern that City Property Taxes are too high. Lee stated that many sales are lost due to taxes being too high here and gave one comment from a prospective buyer that taxes here were higher than in the City of Austin, Texas where he was from and that he would not buy in the City of Salmon. Shawna stated that she can't sell her house because her taxes are too high and also stated that her house and property were assessed at \$70k more than its appraised value. Lee addressed a fact that there are many services that the City property owners pay for that County people also use and there should be a way for the burden to be equalized to the County. Amy stated that the City receives from property taxes just over one million dollars. Through discussion possible outlets to explore were specific Taxing Districts such as a Cemetery District and a Recreation District to bring down the expense the City incurs from running the Cemetery, the Parks, the Pool and the Sacajawea Center for example. The City however cannot address the issue of starting a Taxing District, it has to come from the public. There are what some consider non-essential services the City provides such as the Parks, the Pool and the Sacajawea Center that account for around \$300k in expenses. If they were covered by a Taxing District, City property taxes could be reduced by approximately by a third. Taxes would still be collected for the services through Property Taxes, the burden would just be spread out to more. Lee and Shawna thanked the team for listening.

Tom McFarland, representing the Benedict Estate, was unable to make the meeting to discuss the History Park property and the City. Amy reported that the Benedict's are wanting to sell the property where the History Park is located as well as the other properties adjacent to History Park. In the current agreement with the Benedict's the City pays the property tax, has rest rooms at the site but uses water for the site from one of the adjacent properties. Tom is wanting the City to purchase the History Park property and wants to give the City first right of refusal. The team will discuss the proposal with him at a future meeting and report to Council.

The August financials were discussed. With 92% of the current fiscal year elapsed, the end of September is the end of the current fiscal year. Revenues are right on or up from budget. Expenditures are near normal for most of the departments with explainable variances for those that are off.

All Local Option Tax are now current.

There is nothing further to report yet on solar energy options for the City at this time.

There was discussion as to the fairness of the current sidewalk project that is the works using grant dollars and City funding. State statute mandates that the adjacent property owner is responsible for the cost of repair/replacing the sidewalks. More discussion needs to happen at the Council level to determine what, if any City monetary/in-kind involvement is anticipated in the future. The team feels that Council should discuss the issue and the possible establishment of an ordinance to follow.

There was discussion regarding what the Local Option Tax dollars should be spent on and that the moneys would not be spent on any other City needs other than the Pool or the direct cost to collect and enforce the tax as stated in Ordinance 09-742. Council should discuss the issue and determine the legal definition as to where the moneys can be spent.

The next Finance Team meeting will be October 12th, in the City Hall Conference Room.

b) Public Works Team Meeting Minutes

Public Works Team Meeting
September 14, 2016
Submitted by Jim Baker

The Publics Works Team meeting was held at 2:00 PM on September 14, 2016. Present were Councilmen Jim Baker, Ken Hill and Rob Jackson, Public Works Director Harry Shanafelt, staff personnel Mary Cerise, USFS representatives Larry Vogel and Alex Sholes.

- 1) There were no discussion items added to the agenda.
- 2) Update/action on possible availability of the City's sewerage treatment system to receive fecal materials currently being collected and treated at North Fork, Idaho from Middle Fork of Salmon River float trips. After further discussion with Vogel and Sholes the team concluded that Mary Cerise will contact the engineering firm Keller and Associates to obtain an engineering estimate to determine the feasibility for the Cities sewerage treatment plant (lagoon and discharge) to adequately treat the estimated sewerage increase of anticipated USFS river generated fecal materials.

(*note – It is not being proposed that the City would pay for the engineering cost estimate that we will obtain. It would be kicked back to the Forest Service to determine if they wish to go ahead with their proposal.)

3) Street signs/City addresses/non-connecting streets. Discussion concluded with the decision to bring the topic forward for discussion at the next City Council meeting. The team did not reach consensus on any recommended action to Council.

4) Review of water/sewer non-standard service account per prior agreement with City Council. Topic will continue at the next meeting following a planned meeting with Gary Goodman, Mayor Marshall and Jim Baker.

5) Sidewalk replacement on Main Street contract revisions and planned schedule.

6) Planning future curb/sidewalk and street improvement on Van Dreff from Water Street to the river dike (adjacent to Veterans Park). The team will continue discussions at future meetings with the goal of providing alternatives and associated costs for consideration for the next year's budget decision.

7) Round Table: Harry Shanafelt discussed the need to replace the existing culvert for Kids Creek at Water Street and Gwartney. Mary Cerise said fish habitat or LTACK funds may be available for this type of project. Cerise handed out a copy of the city Transportation Plan for review and comment. Copies will be distributed at the next Council meeting.

The next Public Works Team meeting will be October 12, 2016 at 2:00 PM in City Hall.

Submitted: James Baker

c) Public Safety Team Meeting Minutes

Presented by Ken Hill

Public Safety Team Meeting
September 14, 2016 – 4:30 p.m.

In attendance: Chair, Ken Hill, Councilmen Russ Chinske and Neal James, Chief of Police KV Felker, Robin Phillips, and Jim Smith

1. A brief discussion of the school bus loading and unloading for the Charter School was held; all seems to be working well and no changes are needed.

2. In response to a number of inquiries concerning the open/concealed weapons laws in Idaho and whether or not the City of Salmon was considering any changes as the law applies to us, a review of the current law was held and the team

and interested parties all were in agreement that no action on the part of the City is needed or desired.

d) Parks and Recreation Team Meeting Minutes

Presented by Rob Jackson

The Parks and Recreation Team meeting came to order on September 14th at 3:30 p.m. Present were Councilmen Neil James, Rob Jackson, and Jim Bockelman, Parks Director, Gordon Stephenson, Cemetery Maintenance, Lenard Hatch, Sacajawea Center Director, Lin Gray, City Clerk, Mary Benton, and Jamie Phillips.

Unfinished Business

The Softball Agreement was discussed and the team came to an agreement with Mary Benton to eliminate the agreements with softball, t-ball, and baseball. Instead of an agreement each association will give dates of use to the City and the Parks Department will not water or mow during those times. This item will be moved onto the city council meeting for approval.

New Business

Salmon Trails Committee scheduling did not come through so they will be moved on to the next meeting agenda.

A discussion was held on the fire pit in the Veteran's Memorial Park with a decision to move it on to full council to modify the pit. Parks feels it needs to be taller so people can see it and not fall into the pit.

The Parks Team discussed the requirements to camp in the City Parks.

Jamie Phillips talked with the Parks Team about the fence at the City Park. The softball association will come back with a request to modify the fence and the fence will be fixed after that.

Gordon talked about the different mowers that are available and is still looking to find the right fit for the parks and the cemetery.

Lin Gray asked for a discussion on the procedure for putting in for a grant.

Because of time all other items are tabled until next meeting.

Next Park Meeting will be October 12th at 3:30 p.m. Salmon City Hall meeting room.

Island Park Bridge Update – Mary Cerise

A construction schedule was presented to Council. Construction began September 20th and is scheduled to go through December 9th.

Resolution 2016 – 3, Facility Payment Requirements and Rental Refunds Policy

Resolution 2016 - 3

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALMON, IDAHO ESTABLISHING A POLICY FOR CITY FACILITY PAYMENT REQUIREMENTS AND RENTAL REFUNDS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Salmon has set fees for use of certain city facilities by Ordinance 09-733; and

WHEREAS, there have been no provisions made for issuing refunds; and

WHEREAS, time of payment for reservations has not been clearly defined.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF SALMON, IDAHO:

Section 1. Definitions. The term defined in this Section, except where the context requires otherwise, shall have the following meaning:

“**Unforeseen Circumstances**” means rendering the facility unusable or unoccupiable as determined by the City.

Section 2. That all rental fees must be paid before reservations are recorded.

Section 3. That reservation refunds will be given up to ~~48 hours~~ 2 business days after reservations have been made. If reservations are canceled after 48 hours only the cleaning deposit will be refunded, otherwise no refunds will be given for any city facility except in the case of unforeseen circumstances.

Section 4. Resolution 2009 – 4 is hereby repealed and all other resolutions or parts of resolutions in conflict with the provisions of this resolution are hereby repealed.

Section 5. This resolution shall take effect and be in force immediately upon its passage and approval.

Passed and approved this 28th day of September, 2016.

Council member Jackson made a motion to approve Resolution 2016-3 with “48 hours” being changed to “2 business days”. The motion carried in an all aye roll call vote.

Informal Discussion/Round Table

- 1) Council member James said the tree that was blown over by the Skate Park needs to be removed when Island Parks opens.
- 2) Council member Bockelman noted that the Bear Monument needs to be winterized by Public Works or the Parks Department. Also he commented on the weeds at Shopko.

Request to Camp in City Park August 2017-Ride Idaho

Council discussion included concerns of the riders not using local campgrounds. Mr. Robert Dunlop, owner of Century II Campground, said he could not accommodate 350 riders and said he would have no objections having them stay in a city park. He would like to see them come to Salmon. Council member Bockelman said he could approach other business owners to see if they objected. The Parks Team will get more information from local campground owners. Council member Bockelman made a motion to table the request. All voted aye and the motion carried.

Request to Discontinue Sewer/ Water Services at 720 VanDreff Street – Steele Memorial Medical Center

A building has been removed at this location and the services are no longer needed. A motion was made to approve the request and the motion carried with an all aye vote.

FY 16/17 Salmon Outdoor School/Denyce Bigley Contract With Sacajawea Center

Council member Baker said we have this agreement that covers the school activities; however there are other activities that the Bigley’s perform that the city shares in their profits. He recommends that the Council table the agreement to have the administration investigate what has happened and combine both the contractual service and verbal services which allow them to use city property into one agreement. He asked Council to table the agreement until it can be made more fiscally correct. All voted aye and the motion carried.

Award of Idaho Community Foundation Grant \$1,800, Sacajawea Center

The grant is to be used to install three trail-side counters along the trail system at the Sacajawea Center. Council member James made a motion to approve the Community Foundation Grant for \$1,800. All voted aye and the motion carried.

Baseball/Softball Agreements Discussion and Decision on How to Proceed

Council member Jackson said there has been an issue over the years in getting the agreements renewed and finding out who is currently running the organizations and getting the responsible party to come in and renew them. Mary Benton came up with the idea of having the various groups contact City Hall with a schedule to let the Parks staff know when they will be using the fields so we can coordinate watering and mowing schedules. A schedule can be posted at the Park also to let the public know when the fields will be in use. A motion was made to by Council member Jackson that the city remove the agreements that are standing between Softball, Baseball, and T-ball and go with an updated system that they will update us on when not to mow or water and provide a schedule. All voted aye and the motion carried.

Fire Pit at Veteran's Memorial Park –What to do With It?

It has been determined that the fire pit is dangerous the way it currently is. The Parks and Recreation team feels that it needs to be taller so people can see it. Council member Jackson made a motion to have Public Works build a fire pit stand to raise the pit. The motion carried with aye votes from all but Council members Bockelman and Baker who voted no.

Renaming Certain City Streets for 911 Purposes – Jim Baker

Council member Baker said they have had trouble agreeing with the proposal as submitted. His opinion is they took every street that had a blockage and did not go through and every existing street and said they would name one north and south and so on. He does not think it's a well thought out recommendation. Harry Shanafelt has arguments that seem to be good reason to change particular sections, one being Bulwer that exists north of Courthouse Drive but then there is about 200 feet on the other side. That makes sense to him but a blanket change does not. Council member Jackson said he does not necessarily have an answer. He would have to go street by street. There are a couple that needs to be addressed, those being Bulwer and Washington Street and Washington Avenue. Changing from north to south without a median line throws everything off. There should be a North, South, East and West central location throughout the whole city. A motion was made by Council member Baker to table the discussion take it to the Safety

Team for a concrete recommendation. The motion carried with all voting Aye except Council member Chinske who voted no.

Discussion Regarding Cost Sharing of Downtown Sidewalks – Jim Bockelman

Council Member Bockelman stated that the upcoming sidewalk project will only go as far as the money will permit. He said the Council has yet to determine if adjacent property owners will be paying for any portion of the cost. He feels that to replace some fully funded then replace the remaining sidewalks at a possible cost to the adjacent property owners is unfair. He feels that the right thing to do is participate in a cost sharing partnership with all adjacent property owners.

Council member James said he is opposed to making the property owners pay. They don't have any say on what the city does with the sidewalks and they have to maintain them.

Council member Baker said for the current contract, Council has elected to do one block that has been deemed to be the most critical. In the future the City may elect to apply for other grants to replace other sections.

Agreement with Steele Memorial Hospital for Gating Van Dreff Street During Helicopter Activity

Fred Snook stated that it has been prepared and sent to Steele Memorial Hospital last week. Abner King got back to him Friday with a request for a couple changes which were made and the document was returned to Abner. It should be completed by the October 19th meeting.

Department of Environmental Quality PM Advance Agreement

Council approved the agreement unanimously.

Committee Meetings / Public Information

- a) Public Works Team – October 12, 2:00 p.m.
- b) Parks and Recreation Team – October 12, 3:30 p.m.
- c) Finance Team – October 12, 11:00 a.m.
- d) Public Safety Team – October 12, 4:30 p.m. later date tba

Public Comments

- 1) Bud Bartlett, 101 Lena Street, said he wanted to compliment Harry Shanafelt and the city crew on the seal coating they have done.

Future Council Meeting Agenda Items

- 1) Salmon Whitewater Park Association agreement
- 2) The request to camp in the City Park
- 3) Agreement with Steele Memorial for Gating Van Dreff Street
- 4) Renaming Certain City Streets for 911 Purposes
- 5) Forest Plan Revision

Council member Jackson made a motion to cancel the next regular meeting. Bockelman, Chinske, and Hill voted no and Jackson, James and Baker voted aye. Mayor Marshall broke the tie with an aye vote.

Adjournment

The meeting was adjourned at 8:45 p.m.

Mayor, Leo Marshall

City Clerk, Mary Benton