

Approved

**Regular City of Athol City Council Meeting**  
Held in the Council Room in City Hall

**MINUTES**

**The Mayor called meeting to order at: 7:00 P.M.**

**February 3, 2015**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL** Visitors please sign in, on the back counter.

Present: Mayor Kuhman; Councilman Spencer; Councilman Miller; Councilman  
McDaniel; & Attorney, Randy Adams

Absent: Councilwoman Zichko

**INTRODUCTION of New Athol City Attorney- Randy Adams of Adams & Gaffaney, LLP**

**APPROVAL OF LAST MONTH MEETING MINUTES (January)**

Motion by Spencer, seconded by McDaniel that we approve last month's meeting minutes.

**\*DISCUSSION Roll Call: Miller yes Spencer yes McDaniel yes**

**APPROVAL OF BILLS AS SUBMITTED**

Motion by McDaniel, seconded by Spencer that we approve paying January's bills  
as submitted. \*DISCUSSION Roll Call: Miller yes Spencer yes McDaniel yes

**TREASURY REPORT:** City Clerk gave written report, attached.

**WATER REPORT:** City Clerk gave written report, attached.

**PUBLIC HEARING: NONE**

**OTHER BUSINESS (Formerly New/Old Business):**

- 1. Grandmothers Club-** President, Sue Fevold, asked to amend their current agreement for use of the building. There was a discussion of hours, priority, and dates for special meetings. **Motion by Spencer, seconded by McDaniel, to accept all bullet points proposed to the council, bullet #1 being slightly changed and the Attorney was asked to draw up a new contract then the Mayor can sign. Roll Call: Miller yes Spencer yes McDaniel yes** Side note- they will be having their annual Craft Fair Saturday May 2, 2015 9am-4pm.
- 2. Farragut Flyers Model Club-** Michael Miranda, of the Farragut Flyers identified what his group is and does and asked for use of building for one monthly meeting for one hour- free of charge or at a discounted rate. Hoping for Thursdays but open. **Motion by McDaniel, seconded by Spencer, to allow Farragut Flyers free use of one hour each**

*NOTE: The City will make reasonable accommodations for anyone attending this meeting who require special assistance for hearing, physical or other impairments. Please contact the City Clerk at (208) 683-2101 at least 24 hours in advance of the meeting date and time.*

**month for their meetings, through the Months of May- October 2015. Roll Call: Miller yes Spencer yes McDaniel yes**

3. **American Legion-** Richard David wanted to update the city on their final decision regarding their replacing the Legion's sign and the site disturbance request dated 10/31/14. **Motion by McDaniel, seconded by Spencer, to allow American Legion to put up a new sign in the same place as the old one was. Roll Call: Miller yes Spencer yes McDaniel yes** Mr. Davis said Mountain Sign LLC will be doing the work.
4. **Kitchen Remodel Update-** Stephen says kitchen is pretty-much finished, just some minor wiring and things to finish up. Thinks he's about \$50 over budget and said the city got rid of lots of old random dishes and the number of plates kept will serve about 75. If anyone is interested helping supply the kitchen for varies items it might need, maybe some matching glassware, please contact Stephen.
5. **ICRIMP Update-** New attorney will be working on the dispute resolution process, and update council with their options.
6. **Hwy 95- Road Name Change update** – Mayor & Public Works –Approx. 7-12 individuals either attended or called in to give comment on the road name change. Nearly all comments received was in favor of option #1 as per the letters that got sent out. **Option #1**, changing E. Remington and Blair Castle to Old Highway 95, and goes basically around the city of Athol; and the portion of Old 95 from E. Remington up to the county line, through the city of Athol will all become First Street.  
The next step is Kootenai County's, David Callahan, hopes to have everything completely decided by end of February. **DISCUSSION:** A Local Business owner stood and asked how people were notified about these meetings. She was informed that a list was provided by the Kootenai County Economic Development department, of all land owners, who would be effected. The Mayor apologized that not all land owners choose notify their tenants of the meetings, and that the city will take that under consideration in any future issues.
7. **Employee Personnel Policy Proposal-** There was a discussion on several topics, then a **Motion made by Mc Daniel, seconded by Spencer, to adopt the personnel policy as provided by Resolution and thus withdraw any prior polices in existence. Roll Call: Miller yes Spencer yes McDaniel yes** Clerk also just wanted to state and remind everyone that this policy does change the city's payroll dates, they will no longer by on the 15<sup>th</sup> and the end of the month; but rather the 5<sup>th</sup> and the 20<sup>th</sup>. Direct deposit is also being utilized and can be set-up.

**Comment from Councilman Miller** regarding his concern/dislike for the \$4 variance on his council paycheck again this month. He thought it was only one time, and this month's check had the \$55 Costco membership on it again. The clerk stated that the last check for the 2014 membership and this one is for the 2015 membership. Since it is a benefit received you are responsible for the taxes on it, thus it is reportable income. Mayor helped to clarify that it wasn't handled this way in the past because it was never looked into or done correctly; but we are aware of it now and it does need to be reported correctly.

8. **Audits Update-** The Clerk said we are still very busy trying to get everything entered in for the past 4 years, it has takin longer than we thought, but we are close and hoping to

have the information sent to Anderson & Bros. by February 17<sup>th</sup>. The Mayor shared her concerns with being in compliance and meeting the March 1, 2015 deadline for the new House Bill 560 requirements.

9. **Public Safety Information Sessions w/ the Kootenai County Sherriff Office-** Reverse 911 Demonstration, Scams information for seniors, and a Protect Teens video- Athol to hold a Public Safety Night, -encourage citizens, seniors, and teens in the community. They will be on **Wednesday 2/11/15 at 6:30pm and again Tuesday 2/17/15 at 1:00pm**  
**DISCUSSION:** It was brought up to possibly notify the local schools about the training also to help get the word out.
10. **Job Posting for Part-Time Irregular Employees-** A brief discussion, the Clerk wrote out a job posting and description and will begin taking applications, which are available at City Hall; she also plans on posting the job with the Idaho Dept. of Labor website: [www.labor.idaho.gov](http://www.labor.idaho.gov) Council requested that background check be required on all potential hires.
11. **Zoning Clarifications-** Lori & Stephen for Mr. Brown, regarding space at a mobile home park he's looking into buying. There was discussion and suggestion from the city attorney- the Clerk will draft a letter for response and have the attorney review; then forwarded onto Mr. Brown.

#### **PUBLIC COMMENTS**

Richard Davis, Athol, Idaho-had a concern with the past due notice of the most recent Sit Down with the Mayor night. Says by the time he received his water bill the meeting already happened. The Mayor apologized and said in the future she will try to give more notice, it was a last minute decision to do one this month.

Bob Wachter, Athol, Idaho-has seen a number of articles in the local papers this month and asked if Kootenai County Sherriff department is doing the investigation? Mayor said she wasn't sure from what she heard they haven't yet decided.

Carol Harms, Athol, Idaho-1<sup>st</sup> concern she seen that Sally is being charged but wanted to know if Charles was going to be charged with anything. Mayor let the citizens know that is something the city is looking at and will be discussing tonight in executive session. She also encouraged citizens to attend the 5/5/15 hearing and write letters, make a statement. 2<sup>nd</sup> thought the community building is a pig sty the gym floor is always dirty, wanted to know if anyone ever cleans of picks up after themselves, does anyone from the city check it after use. 3<sup>rd</sup>- The front step stairs of the building are breaking and is a possible falling hazard to anyone who uses them.

The Mayor listened to the suggestions like, maybe those individuals and groups who are receiving FREE use of the building, volunteer their time to clean once in a while, or the city possibly requiring a cleaning deposit for those who use the building. She appreciated all the comments and feedback, and encouraged those who are interested to come to the Sit Down with the Mayor every Tuesday night, or make arrangements to meet with her, she's there to listen and come up with new ideas to address these and other issues in the city.

**ANNOUNCEMENTS** 1) City Council-none, 2. Mayor-none, 3. Staff-Clerk told all the Council and Mayor about the AIC website and upcoming Spring District Workshop (Thursday April, 23,

2015 9am-3pm at the CDA Best Western), please get with her if you have questions, are interested in attending, and/or need help with the AIC website, which is a great resource of information.

**EXECUTIVE SESSION: Motion by McDaniel, seconded by Spencer to enter in Executive Session as provided by Idaho Code 67-2345 § (f)** To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement; **\*DISCUSSION on filing Civil Complaint against the Hansen's.**

(a)To consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need, unless a vacancy in an elective office is being filled. **\*DISCUSSION on a Back-up positions for Public Works. Roll Call: Zichko absent, Miller yes Spencer yes McDaniel yes**

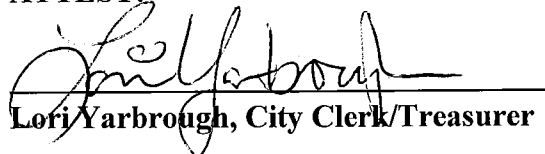
Time begins: 8:57pm Time ends: 9:49pm - Back to Regular Meeting

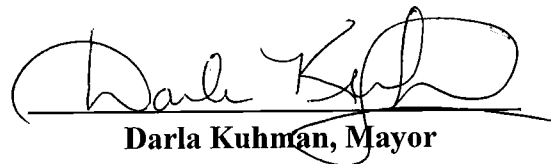
**Motion by McDaniel, seconded by Spencer to authorize the city attorney to move forward with the filing of a civil complaint against Sally and Charles Hansen. Clerk is instructed to issue a check for the \$221.00 filing fee to the Clerk of the District Court. Roll Call: Zichko absent, Miller yes Spencer yes McDaniel yes**

**Motion by McDaniel, seconded by Miller to authorize the contracting of Robert Wachter as the Water Backup for the City, in the absence of the current Public Works Director. The attorney will draft up a contract as to the agreement of service. Roll Call: Zichko absent, Miller yes Spencer yes McDaniel yes**

**Motion by Miller, seconded by Spencer to ADJOURN at 9:53pm Roll Call: Zichko absent, Miller yes Spencer yes McDaniel yes**

ATTEST:

  
Lori Yarbrough, City Clerk/Treasurer

  
Darla Kuhman, Mayor

Approved at Council

*Meeting Rules: Each speaker will be allowed a maximum of 3 minutes to address the City Council on matters that relate to City government business. The council may not hear or take testimony regarding any planning and zoning matter that is before the city or is known to be a likely application. Please be advised that the City Council can only take official action this evening for those items listed on the agenda. Citizens may use this time to request that items be placed on future agendas for further discussion. Issues regarding the performance of city employees constitute matters that must be discussed only in executive session and are not appropriate in the public portion of the meeting.*