

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.

September 15, 2015

PLEDGE OF ALLEGIANCE

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

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

APPROVAL OF LAST MONTH (August 18th) MEETING MINUTES:

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

*DISCUSSION All in favor- **Motion passed**

APPROVAL OF BILLS AS SUBMITTED: Motion by McDaniel, seconded by Spencer that we approve paying August's bills as presented.*DISCUSSION-All in favor- **Motion passed**

TREASURY REPORT- Lori submitted report; checking balance: \$47,075.47, Savings balance: \$108,204.02 and the LGIP balance: \$371,367.32.

WATER REPORT- Lori submitted report; August usage was: 7,270,700 gallons

PUBLIC HEARING: None

OTHER BUSINESS:

1. **Dale Peck, Panhandle Health- Sewage Management Plan** (SMP formerly called SMA) AGREEMENT; Panhandle Health's (PH) purpose is to advocate to protect the Kootenai County aquifer; and because Spokane's water quality is declining, in 1978, they passed a density rule = one home (sewer)/5ac. PH and city of Athol merged septic management plans in 1978 for continued sewer system development. Grants given were not followed through they were for property design for a collection system. Past SMA had 397 dwelling equivalence and was amended to 404 in 1992. Since then schools and businesses were annexed. Dwelling equivalent or previously called ER, (1 single family home or 250 gal. flow for businesses). Today, the city has 40 dwelling equiv. or ER's out of the 404; and 100+ lots in city limits, which under current agreement is therefore not buildable. PH and Athol needs to renegotiate the SMP; this is what Councilman McDaniel has been being worked on w/ PH & JUB for the past year. Essentially the city has not been very responsible in allotting these ER's over the past years.

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.

Per Councilman Miller, pre 1978 lots were grandfathered in and split before SMA. Councilman McDaniel explained lots already divided pre 1978 and recapped deficiency w/SMA. PH approves pre-1978 and present agreement and to discuss options w/5 ac. rule and school/business water systems. PH will consider 512 buildable lots to cover 100% current platted lots, in this new agreement. New agreement needs to: a) not ask again for larger number, b) wants good record keeping and annual report, c) a map with actual number of dwellings on platted lots (making every lot whole), d) city's responsible for managing and maintaining pumping every 5 yrs. or 1/3 volume of sludge, whichever comes first. The agreement also implies no combined development of 2,500 gal. /day would be done, without a new sewer system or connection to a larger system. PH wants strict compliance, solutions to improve, plus mass loading and risers (put in first time of pumping). Described risers (tube size of manhole w/cap) and riser timeline. Councilman McDaniel explained one option would be to schedule and bill costs on septic system basis vs. self-pumping. The Mayor asked if Dale could further explain how any annexations and ERs would be affected. Councilman Spenser wanted to know timeline for agreement, Dale said if both parties are in agreeance, he needs one month notice. Councilman McDaniel will have paperwork ready in Oct for PH and our attorney to review. If all approve; it would be effective starting in November 2015.

2. **JUB Engineers, Ellery Howard-** SPEAKING ON ANNEXATIONS-the map that ties together the current city ER's to the PH SMP that was just discussed. He has a preliminary draft map (didn't bring) assigning ERs to lots for tracking. Map = parcel ID# that PH assigns and excel tracking sheet w/name/org./property description, etc. as active/inactive. Can be presented at 10/20/15 meeting and taken care of by end of year. Displayed wall maps to show city breakdown in color (i.e.: Grid A = lots 1-50/Grid B = lots 51-100, etc. /Grid H = future lots). ER# = water/sewer acct. # on bill. Councilman McDaniel asked to have a map available at city hall for citizens to review prior to the next council meeting and then take public comment at the next council meeting.
3. **Elections-** Lori's note was asking about having a "Meet the Candidate Night"; an evening to have a meet n greet of the candidates for the upcoming city elections. Candidates can contact Lori to get a date scheduled: possible dates are: 10/7/15, 10/14/15, or 10/27/15; in addition they can submit a blip for next month's newsletter.
4. **Annexation Application for Cole-** An application was received, Lori issued a letter to the local servicing agencies and is now looking for further direction. As of Monday, 3 of the 13 servicing agencies have responded so far. Lori has provided 2 different people as possible planners to contract with: Rand Wichman or Cindy Epse. They can help walk us through all the aspects regarding annexation since we do not have a city planner dept. and is what has been done in the past. Councilman McDaniel says next step in the process is getting a planner to review everything and identify the next step(s) then we will have a public hearing. The Mayor asked why we can't look at how the application for KEC and Northern Lights were annexed in last year; she asked the attorney to review for accuracy. McDaniel pointed out they don't have ER issues and it will take time for the city to be sure we do thing right, because we just don't know how to do this. Lots of things were done incorrectly before. Ellery from JUB added that generally annexations are a minimum of 6 months process. Councilman Zichko bottom-lined that at the public

hearing, citizen will help to decide and that the city contracting a planner will expedite it. Ellery said annexation in 6 mo. is considered very quick. Chris w/ the Athol Baptist Church says he didn't submit application, because their property (location is not adjacent) doesn't fit in the legal definition for annexation. McDaniel emphasized to the public that incorrect packets/forms were given out; one's that Lori didn't pass out. The Coles have correct packet now and they have turned it in; the Council will review and the process begins. Richard (Cole) stated he has good community business and has already cleaned up over 1,000 lbs. of scrap, tires, oil, etc. Mayor complimented him for good service.

5. **Approval of Ordinance #404- City Banking (changing from Wells Fargo to STCU)**
Motion by Zichko, seconded by McDaniel to dispense with the rules for the reading of the ordinance on three different days for Ordinance #404. *DISCUSSION

Roll Call: Zichko yes Miller yes Spencer yes McDaniel yes - **Motion passed**

Motion by Zichko, seconded by McDaniel to pass Ordinance #404 an ordinance of the city of Athol. ORD# 404, adding Title 1 Chapter 9 of the Athol Municipal Code designating places of deposit as required by Idaho Code 50-1013; and publishing by summary Ordinances #404 City of Athol.*DISCUSSION **Roll Call:** Zichko yes Miller yes Spencer yes McDaniel yes - **Motion passed**

6. **Proposal of Ordinance #405- City Parks and Playfields, by Councilwoman Zichko.** Sheriff can't enforce law without Ordinance. Attorney and the county Prosecutor need to review the violation(s) and go through court. Lori to send to county prosecutor, the Mayor suggested to table and everyone can review the draft further, will look at it again at the next meeting.

7. **Athol Baptist Pastor Chris- Irrigation on for the baseball field.** Church utilizes baseball field often and they are asking both their congregation and the city to help pay for irrigation system with timers. Stephen (Public Works Director) said the field needs de-rocked, sprayed, and re-seeded, and suggested, if they do the field, they need to do the side of the building as well (can't have 2 green lawns and 1 yellow). McDaniel suggested pooling church and city monies to get quote together for citizen review. No time frame allotted. Chris also reminded us that they have a service to help the elderly, widows, and shut-ins. Stephen to begin gathering some cost estimates and will bring back to council.

8. **Staffing/Vacation-** Lori, Stephen & Laurie Rene will all be gone on vacation, Friday October 9th. Council decided to just close the office since it's only a half day anyway.

Water Meter Install- the Becker's paid the \$1,700 for the install, and were told they are also responsible for any extensions that might be necessary, such as if needing to cross the road. (Hard to give a range of costs, I said at least \$500 minimum, depends on if they can bore a hole or need to do it differently.) This was the case the water lines are on the opposite side of the road so they needed to have the extension. The city received the bill from JAFCO Trenchless, Inc. after the performed the necessary work, the bill is in the amount of \$1,700.00. **Lori's question is: do I now just invoice the Becker's for this amount?** The full amount? This is how Charlotte has told me it has been handled in the past, but wanted to verify. Bob Wachter also added that customer has always had to pay for service.

9. **Site Disturbances- Disturbances** (3 Issued/1 tabled) for July/August 2015

a. 5825 E Menser Ave. adding a new driveway (Rice) **Approved in office.**

- b. 29675 6th St; putting in a sprinkler system (Westpal) **Approved in office.**
- c. David Bergold- Replacing a mobile home trailer at 30525 N 3rd St. Stephen confirmed that the HUD inspections has been done; Mr. Bergold stated they decided they don't need a variance worked it out with the neighbor. **Discussion and approved by council 9/28/15.**

PUBLIC COMMENTS

Connie Stone, Athol, ID- Has one piece of property w/2 yards. Does that equal 1 ER? Also, doesn't know where her septic is. McDaniel said Panhandle needs to help verify and find whether the current system is legal or not. There is technology now that can send down a "radio" device to locate. The city would have to report every 5 yrs. per new agreement with PH. If it fails, may need a replacement permit. Some minor discussion of the possibility that since the city will pump/maintain septic systems that possibly each citizen will incur a \$3.00 additional fee on their bill to help cover that.

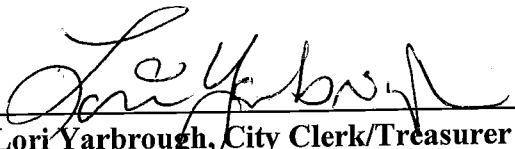
Mayor says: Brian Welch/Non-Profit 3% of Idaho (208-661-8776): 22 yr. resident and was certified EMT. Wants to have a first aid/life-saving class in the building, free of charge, for 8+ people. They will not get certified or receive a card, he's just sharing his knowledge. Mayor said if 9/25/15 is open 6:30 – 9:30, he may use it free of charge. Council agrees as long as building is open and available.

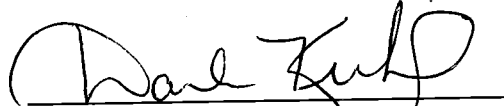
ANNOUNCEMENTS Council- Mr. Miller says he gets complaints about the Spruce trees on Miller Rd. they need to be trimmed. Stephen said they can be de-limbed up to 14', council asked him to talk to home owner and take care of it. Staff- Stephen- Stephen argued with the building painters when they requested an additional \$500 to do the windows. Basically there was a miss-understanding, council agreed to pay the extra \$500.00.

EXECUTIVE SESSION: None

ADJOURNMENT at 8:54pm

ATTEST:


Lori Yarbrough, City Clerk/Treasurer


Darla Kuhman, Mayor

Approved at Council on 10/20/15