

City of Glenns Ferry City Council Meeting October 24, 2023

The regular City Council meeting of the City of Glenns Ferry for 7:00 pm on Tuesday, October 24, 2023, by Mayor Billy Galloska.

Members Present: Susan Case, Luke Guy, Chelsea Inmon

Staff Present: Kristian McFarland, Jackie Shenk, Derik Janousek, Geoff Schroeder

Others: David & Annette Payne, Nate Jones, Donn Carnahan, Steve Alderman, Margaret Stewart, Kurtis Workman, Harvey Senecal, Kent Knab, Joe McFarland

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Item 1. OPEN MEETING/ROLL CALL:

X Susan Case X Luke Guy X Chelsea Inmon A Ken Thompson
 A Mayor Billy Galloska

****Let the record show that Ken Thompson and Mayor Billy Galloska were absent****

Item 2. PLEDGE OF ALLEGIANCE:

Item 3. MOTION TO: [ACTION ITEM] Any Changes to the Agenda/Adopt the Agenda:

Guy: So, made.

Inmon: Second.

Councilwomen Case: All in favor, all – ayes.

Item 4. PUBLIC COMMENTS: Please Sign in to Speak: For information purposes only on items not placed on the agenda. No action or decision can be made on public comments. Comments are limited to 3 minutes.

Nate Jones: My name is Nathan Jones, 2240 East Maple Drive, King Hill Idaho property owner in Glenns Ferry. I recently learned like most of you that a position was created for a full-time fire chief and I 'd like to talk to you this evening, not about the fire chief and not about the need for a full-time fire chief. But the process that was what I can understand was taken to get us to the point today. The budget was posted in the newspaper, I read the budget, I couldn't get to the budget meeting. I saw where the fire department was reduced a little bit but not a lot over last year when it's large increase was for turnouts. I believe a \$40,000 increase. So fast forward to, I couldn't make the budget meeting, I had an emergency. Fast forward to the 1st of October, new fiscal year and suddenly I learn we have a new fire chief. I come to city hall, I get a budget and I look at the budget and it shows we have a \$50,000 increase in the fire department for wages and salary and \$17,000 for benefits. I called two city council people, and they don't know that the chief has been made a full-time position. I find that pretty odd that in the budget meetings, that didn't come up, it's either bad form on the city council members or it's bad form on the mayor and the chief for not disclosing what the plan was. The process is flawed, if that's what happened. Perhaps the city council people should ask more questions at the budget hearing. I don't know if the mayor or the chief offered up, hey we're going to make this a full-time position. If you look at the line it says there were at \$50,000 we're increasing that. Those are my questions. It's unfortunate the mayor isn't here because maybe he could respond. I think at the next, if you would put in the minutes, the next city council meeting I would like to have 10 minutes or so to discuss a thing that the chief and I have talked about which is the ISO Rating of the town and I think an explanation of that will go a long way in future budget meeting about the fire department.

Item 5. MOTION TO: [ACTION ITEM] Consent Agenda.

- A. City Council Meeting Minutes for September 26, 2023.
- B. City Council Meeting Minutes for October 10, 2023
- C. Accounts Payables for September 2023.
- D. Accounts Payables for October 2023.
- E. Payroll for September 2023.
- F. Library Board Meeting Minutes September 2023.

Guy: So, made.

Inmon: Second.

Councilwomen Case: All in favor, all – ayes.

Item 6. ITEMS MOVED FROM CONSENT AGENDA FOR FURTHER DISCUSSION:

Item 7. DISCUSSION/MOTION: [ACTION ITEM] Casey Martinez: Glenns Ferry High School Baseball Coach: Building Permit for Baseball Hitting Facility – Requesting Application Fee Waiver.

Councilwomen Case: We don't need Casey here to vote on this. What it is, is he is having a batting cage put in at the field. All this is saying is that because it's non-profit for the school and the community that the city would be willing to waive the building permit fee. I think that's something we can definitely vote on.

Inmon: The application fee right. It doesn't say the building permit fee. Does it have to say the building permit fee. Is that worded right? I just want to make sure we vote on the right thing.

Councilwomen Case: It's the building permit application fee.

Guy: I make a motion that we waive the fee for the batting cage.

Inmon: Second.

Councilwomen Case: All in favor, all – ayes.

Item 8. MOTION: [ACTION ITEM] Executive Session Pursuant to Idaho Code 74-206 1(c): To acquire an interest in real property not owned by a public agency. (ROLL CALL VOTE)

Guy: So, made.

Inmon: Second.

Councilwomen Case: Roll Call Vote.

McFarland: Councilwomen Case – aye, Councilman Guy – aye, Councilwoman Inmon – aye

Item 9. Executive Session: Time Start: 7:07pm Time End: 7:13pm

Item 10. Resume Regular Meeting.

Item 11. DISCUSSION/MOTION: [ACTION ITEM] Authorize Mayor and City Attorney to take legal action discussed in executive session. (ROLL CALL VOTE)

Councilwomen Case: I am making a motion that we authorize the mayor and the city attorney to take legal action on the information we discussed in executive session.

Guy: Second.

Councilwomen Case: Roll Call Vote.

McFarland: Councilwomen Case – aye, Councilman Guy – aye, Councilwoman Inmon – aye

Item 12. DISCUSSION/MOTION: [ACTION ITEM]: Review Glenns Ferry City Code 5-3A-4 Dog and Kennel License. TABLED from 12/13/2022 and 01/10/2023.

Councilwomen Case: I think there's a lot of information there. We do need a good policy as far as if we are going to allow kennels, what the conditions, and parameters are going to be. It's a little trickier than

we might think. I believe that we can come up with what we think, but it needs to be ran by the city attorney and he'll check in on anything we may have missed. We really don't have anything to vote on, but we do need to be really reviewing what the ordinance is now, which isn't much. There are some samples in here with some verbiage which gives us some good direction and then we'll be relying on you to make sure we covered all our bases.

Schroeder: *Typically, the city will define a kennel, not just so narrowly that it requires commercial use. Because the activity of a kennel is confining some number of dogs on a small piece of property that all bark and make noise and make a smell. The definition typically includes a number of dogs that are located on one property then that turns it into a kennel automatically. Kind of like a junk yard can appear by virtue of a quantity of non-working cars on a piece of property. You didn't open Geoff's junk yard, but it became one by virtue of the number of cars you have there. It's similar with kennels in most cities. You have some diasporic definitions, you have one in the city code which says you can only have 5 dogs, but you have a definition of kennel in the zoning code that says 3 or more dogs kept for a commercial purpose. You might want to think about the maximum number of dogs, this is an internal debate or maybe it's settled everyone should be able to have 5 dogs. You can get more restrictive and then it doesn't mean you have to prohibit all kennels, nor do you have to allow all kennels. But you can regulate them, I just found there's another permit for commercial kennels in the light industrial zone as well. There's 2 zones in which you can get a conditional use permit and that's where the zoning action... of placing conditions on a use that is likely to create conflict. Distance, quantity sort of thing and a licensing procedure. Now I've had to litigate this in a city that had some conflicting or anticipated resolutions setting standards and didn't do it. We prevailed but it was a battle. Getting those things in line and using the police power of the zoning code to limit those conflicts and put them in specific zones. That's a policy discussion you guys can have, but I can at least when you get ready to enact something I can make sure that it's enforceable and accomplishes what the public wants or needs.*

Inmon: *Is that something we might want to have time for the public to come and have input on?*

Schroeder: *So, when you amend the zoning code you're going to have to go through the p&z commission and go through the public comment period that's mandatory for that, but you may want to have public comment on the non-zoning portion of it as well.*

Inmon: *I know that they're going through it, making a bunch of changes currently they're working through a lot of those things. I don't know if this is one of the ones they're looking at specifically, but I would definitely want to have public input for that. Do we need a motion to table it for later cause we still...*

Councilwoman Case: *We're not ready, but I do think we should set a deadline for when we are ready to present something to the city attorney, to p&z. That way it doesn't just keep trailing on.*

Inmon: *Yeah, because it looks like it's been tabled multiple times now.*

Councilwoman Case: *I'm thinking the 2nd meeting in November, we should be able to address it. Does that give everybody enough time? It would be November 21st.*

Inmon: *That would give me enough time.*

Guy: *I already have my opinion.*

Councilwoman Case: *I'm just going to look at other towns our size, what they're doing for kennels, what I like, what I don't like and jot down notes and then we can all get together.*

Inmon: *I would like to do what Geoff said and define actual kennel cause I am pretty set on what I think of it as well.*

Councilwoman Case: *In the codes it's not right.*

Guy: *There's people that are breeding versus just having lots of dogs.*

Schroeder: *That can be a hazard in the definition. If you say a kennel has to have a commercial component then you have someone that just has 8 dogs. Now you're stuck. We'll you exceeded the threshold of 5 so we can enforce the dog limitation, but we can't enforce the zoning violation because you're not running a commercial. You can define kennel as a quantity of dogs then you can define a*

commercial kennel and a non-commercial like someone who is a rescue. This is the one that we litigated, this person was trying to rescue dogs, it wasn't a commercial component, but it was in a residential subdivision, and it did not work.

Councilwoman Case: So, there's a lot of components that we need to familiarize.

Guy: Can we specify needing to reapply once a year so the kennels can be inspected to make sure there's enough room, sanitary.

Councilwoman Case: It says an annual license if I'm not mistaken, in the code now.

Schroeder: Yes, that was the provision that was absent in the one code that I was litigating. It said the city council shall set standards for commercial kennels and the license fee shall be \$25. Then they adopted the resolution setting the fee, but didn't have fences, barking, distances, and that sort of thing. I won't be available on the 21st, but if you get input or have your ideas...

Councilwoman Case: We can email those to you.

Schroeder: Ugh huh.

Item 13. DISCUSSION/MOTION: [ACTION ITEM] Donn Carnahan: Keller Associates: Grant Stormwater Discharge.

Carnahan: Early this year we talked about applying for DEQ Grant for stormwater that goes into the sewer. We applied, DEQ has ranked the application high enough that they have invited the city to submit a grant. There's 2 components; one is tonight if you wish to proceed forward, we need to let DEQ know by November 1st that you're interested and then by the end of the year December 29th we need to submit them a package with the scope and the resolutions and all those things. So tonight, I'm asking if you want to proceed forward with the application for the grant.

Councilwoman Case: Is there a max limit on this and is there a match?

Carnahan: Yes. They'll fund up to \$50,000 and they'll provide 90% of the cost at 10% match. This is a brand-new program; this is the first time it's been available. We'll need to work with DEQ to make sure that we craft a scope that meets their needs and stays around that budget. That would be the next step is to do that scope and to get that budget to the city council...

Councilwoman Case: So, you can meet that timeframe if we decide.

Carnahan: Yes, if you decide today that we're good, I can let them know tomorrow and then we would just need to get on the agenda for one of the council meetings before the end of the year to present the scope and fee and then you can at that time you would pass a resolution or not if you didn't want to.

Councilwoman Case: I'd like to see us move forward with this.

Inmon: It's our intent for Keller to submit the grant for the stormwater discharge.

Guy: Second.

Councilwomen Case: All in favor, all – ayes.

Item 14. DISCUSSION/MOTION: [ACTION ITEM]: ICRMP Public Entity Multi-Lines Insurance Policy FY2024. **TABLED**

Councilwomen Case: There's a lot of material to go through. I don't know if you guys had time to go through it. Nothing jumped out at me as of being different, but then previous years. I don't know that we really need a motion on this to be honest with you. Do you want to table that so he can discuss the particulars?

Inmon: Yes please. I read through some things, but I wasn't sure what we were being asked here.

Inmon: I make a motion for item 14 ICRMP Insurance Policy FY2024.

Guy: Second.

Councilwomen Case: All in favor, all – ayes.

Item 15. DISCUSSION: Update: Snake River Quagga Mussel.

Councilwomen Case: They mayor just wanted me to update on, why he isn't here tonight is he is at the Mid Snake River Emergency Action Plan and that's for state, county, city any type of large emergency. They're going over how each event will be handled. They're constantly monitoring, they're assuring they are continually testing down river from where the chemical placement is downriver, the drinking water standards are per part per million. It meets drinking water standards. When they've been testing, way higher up at Buhl, it's well below that. It's at .08 parts per million. By the time it gets to Glenns Ferry it's testing even lower, so we are at drinking quality. There has not been any issues other than, I don't know that they can't particularly say why, but no naturally occurring salmon were found dead, injured, etc. but some farm raised ones were. DEQ's assurances that they will continue testing and make sure that it is not affecting our drinking water or fish, wildlife, etc. to get rid of the invasive mussels.

Janousek: At the actual injection sight, it is still below our maximum containment level. Even if it was to get down here it wouldn't affect us.

Schroeder: I don't know if you have had a meeting since him and I went down to that town hall in Twin, but we had our own meeting, the mayor and the director of DEQ and fish and game and the department of ag. But because this stuff is designed to kill plant life, it's used in drinking water reservoirs to stop plant life and fish growth. Gold courses and reservoirs, but I specifically asked about the effect on the wastewater drinking plant. We've had an issue with that, not that substance in the past but I've had to deal with the wastewater plant. The levels in the river are so low that they don't hurt the drinking water but even if there was it won't have any effect on the wastewater plant. That came from DEQ.

Guy: Copper kills all.

Schroeder: There isn't enough in it to affect the drinking. It's so low you can drink it.

Item 16. DISCUSSION/MOTION: [ACTION ITEM] DEPARTMENT/COMMITTEE MEMBER REPORT:

A. Sheriff Office – Sheriff Hollinshead: Absent.

B. Fire Chief – Derik Janousek: The mayor wanted me to bring up the airport car to you guys. The free car needs a mower, it's at the repair shop in Mountain Home. He quoted like \$2500 installed for a used motor. It's going to be up to you guys if you want to dump \$2500 into it or not, granted it didn't cost us anything.

Councilwomen Case: Is the car even worth \$2500?

Janousek: It's a 2006 Ford Cown Victoria. It's not a bad car. It serves its purpose out there.

Some people did use it when it was running.

Guy: I just don't know how much use it got.

Janousek: I don't either, I know there was a log sheet in the front seat, but I can't tell you that anyone actually filled out the log sheet. That's how we found out the car was overheating, and it couldn't get past the winery.

McFarland: I probably get about 2 calls out of the year, checking if it's available.

Janousek: It's kind of tricky but not only that you have to know the code to get into the lockbox because the lockbox is mounted on the sign. Which it's a standard number that pilots use.

Guy: I know it's a small portion, but I'd like to try to cater to them a little bit.

Janousek: Realistically, it would be nice to have a shed out there to park said car underneath. So, it doesn't get too damaged.

Councilwomen Case: Is Do you want this on the next agenda for the city council to vote on?

Janousek: I would. You might ask the mayor cause he just wanted me to bring it up.

Guy: I think we need a little more info.

Janousek: On my note I had pictures of the house fire on the other side of town, but they didn't get loaded, so I'll show you next week.

C. City Engineer – Keller Associates, Inc. – Donn Carnahan, PE: N/A

D. Public Works Director: Jon Ficken: Absent.

E. Economic Development – Christy Acord: Online but internet/equipment error couldn't see call in.

F. Librarian: Nichole Askew: Absent.

- G.** *Animal Control/Code Enforcement – Jackie Shenk: Animal Control - I had 3 barking dog complaints, 4 dogs in the shelter; one was fosters, one went home, 9 dogs at large, 2 dogs missing. Code Enforcement – I had 3 calls for code, 20 self-initiated, one letter went out, the rest were face to face contact, and one citation.*
- H.** *Building Inspector: Kent Knab: N/A*
- I.** *Cemetery: Kurtis Workman: No, just waiting on the fountain proposal and I believe the mayor was going to follow up on that when he was able.*
- J.** *Airport Manager – Brian Reid: Absent.*
- K.** *Historical Museum – Donna Carnahan: Absent.*
- L.** *Planning & Zoning – Jennifer Baker: Absent.*

Item 17. MAYOR AND CITY COUNCIL COMMENTS:

Inmon: *Our community event is coming along quite nicely for our haunted heritage pathway trick or treat the trail.*

Guy: *N/A*

Case: *N/A*

Item 18. ADJOURN: 7:38pm

Minutes submitted by: Kristian McFarland

Date: 10/25/2023

Approved by the City Council:

Date: 11/14/2023

William L. Galloska - Mayor

Attest: _____
Teresa Parsons - Clerk/Treasurer