

**ALBION CITY COUNCIL MEETING  
MINUTES MARCH 5, 2019.**

CALL TO ORDER – The meeting was called to order at 7:00 p.m. in the Albion Civic Center by Mayor Isaac Loveland.

OPENING CEREMONIES – Pledge of Allegiance led by Councilperson Kevin Lloyd.

ROLL CALL – Present: Mayor Isaac Loveland, Council President Zack Alexander, Councilpersons Dallan Doc Carlson, Kevin Lloyd, and Chad Manderscheid, City Clerk-Treasurer Mary Yeaman, City Attorney Kerry McMurray, and Maintenance Department Bryan Day.

OTHERS IN ATTENDANCE – Georgia Dimick, Dave Eckblad, Pat Asher, Paul Baumgartner, Adelmo Maestas, JC Johnson, Melissa Barry, Rhonda and David Chatterly, John and Anna Marie Davis, Mary Lynne Bristol, Dave and Brandi Perry, and Troy and Heather Mortensen.

APPROVAL OF MINUTES – Upon motion made by Alexander, seconded by Lloyd, and unanimously carried, with the following roll call vote: Alexander-aye, Carlson-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to approve the Minutes of the February 5, 2019 Council Meeting as presented.

APPROVAL OF BILLS – Upon motion made by Lloyd, seconded by Alexander, and unanimously carried, with the following roll call vote: Alexander-aye, Carlson-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to approve payment of the Bills as presented.

LAW ENFORCEMENT REPORT – Resident Deputy Jason Lynch was not present, therefore, nor Report was given.

ANIMAL CONTROL REPORT – Bryan Day, from the Maintenance Department, told the Council he had nothing to report.

**CITIZEN'S ISSUES**

Adelmo Maestas reported to the Council he is concerned about flooding, and the ditch near his home has not been cleaned out for several years. Maestas passed around pictures of previous flooding, and asked if something could be done soon.

Mayor Isaac Loveland thanked Maestas for bringing this issue before the Council. The Mayor reported he is concerned about flooding also, but the City needs to be careful when it comes to cleaning out the ditches. This is something the water users should be doing. The Mayor reported we are keeping a close watch on the ditches and the creek, and the City has sandbags available for anyone who needs them. The Mayor thanked Maestas again for bringing this issue before the Council.

## **BUSINESS ITEMS**

### **SOUTHERN IDAHO TOURISM – MELISSA BARRY**

Melissa Barry, from Southern Idaho Tourism, thanked the Council for allowing her time at tonight's meeting, and presented the Council a flyer with information about Southern Idaho Tourism. Barry told the Council the mission of Southern Idaho Tourism is to "Develop and promote tourism in Southern Idaho – striking the balance between economic development and our natural resources." Barry talked about Tourism in Region IV, pointing out Tourism is the 5<sup>th</sup> largest industry in our region, with lodging collections up 1.59% in our region, and with 11.5% of our non-farm workforce being employed in hospitality related professions. Barry reported on Tourism in Cassia County, saying in 2018 there was \$1,655,512 lodging sales in Cassia County, which includes overnight stays, and \$3.8 million in non-lodging spending. Southern Idaho Tourism has invested \$75,000 + in Cassia County area assets in 2018, with the City of Rocks remaining one of two main campaigns, a Road to City of Rocks video featuring Albion, Lake Cleveland, Almo, City of Rocks/Castle Rocks, and Oakley has been produced, over 200 professional winter images have been taken at the Pomerelle area and City of Rocks, and a Top 10 things to do article and promotion for each town has been put together. Southern Idaho Tourism Winter Campaign, features a Christmas Light Campaign, including the Albion Christmas Village and Hagerman Christmas Lighting, a Ski Fam Tour, a Snowshoe Fam Tour, and weekly ads for snowmobiling, skiing, snowboarding, and hot springs in Albion/Almo area. Southern Idaho Tourism Campaigns coming up include, National Park Properties & Waterfalls National Campaign, New lodging opportunities, and extensive advertising, to include Radio, TV, Billboards, Magazines, and Social Media. Barry reported Southern Idaho Tourism works closely with partners in the region, Chambers of Commerce, SIED, and private and public entities to accomplish our mission. We utilize Funding from the Idaho Regional Travel and Convention Grant Program to implement our programs and services. The current grant utilized to market the area is \$377,750.00 with a cash match requirement of \$47,219. Barry asked the Council for a \$100 contribution to Southern Idaho Tourism, toward the match funds.

Upon motion made by Carlson, seconded by Lloyd, and unanimously carried, with the following roll call vote: Alexander-aye, Carlson-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to approve a \$100 contribution to Southern Idaho Tourism.

### **REGION IV DEVELOPMENT – GEORGIA DIMICK**

Georgia Dimick, from Region IV Development, thanked the Council for allowing her time at tonight's meeting, and reported Region IV Development helps Communities and Counties obtain Funding. Dimick reported Project Development Services are free, and she has recently worked on Projects with Heyburn and Gooding. The dollars come from State and Federal money. If the City would want Funding to help with their Wastewater Project, an LMI Survey would need to be done, and Region IV does the Survey with the help of the City. The Survey can be mailed, or taken door-to-door. USDA, DEQ, and Dept. of Commerce need this Survey. Dimick reported there is Funding for Parks,

Libraries, Museums, Senior Centers, Wastewater Systems, and Water Systems. Dimick reported the new Oakley Senior Center/City Office was completed recently, with Grant Funding, and is a beautiful building, she encouraged everyone to go see it. Dimick reported a Rate Study would need to be done for the City's Wastewater Project, and my job is to find you money. Dimick reported she talked with the City Clerk about ideas for remodeling the City Office, and she is looking at restrooms for the Park. Dimick gave the Mayor and Council business cards, and asked that they contact her with any questions they may have. Dimick again thanked the Council for allowing her time at tonight's meeting.

#### SPRINKLER SYSTEM FOR THE PARK

Mayor Isaac Loveland presented the Council with a Quote and Drawing for a Sprinkler System in the Park. The Mayor reported the cost for materials will be between ten thousand (\$10,000) dollars and eleven thousand (\$11,000) dollars, with the City installing the System. The Mayor reported he has been approached by several people, offering to help install the Sprinkler System. The Mayor reported to the Council he prefers using PVC Pipe, as this will last longer. The Mayor told the Council having a good design is the biggest thing, and he is confident the Council, the Maintenance Department, Volunteers, and himself will be able to install the Sprinkler System. The work would not be done until after the 4<sup>th</sup> of July Celebration, we do not want the Park torn up for the 4<sup>th</sup>.

#### TITLE 10 CHAPTER 3 RECREATIONAL VEHICLES, BOATS, AND TRAILERS UPDATE

City Attorney Kerry McMurray asked the Council if they have any changes to be made to the Draft Title 10 Chapter 3 Recreational Vehicles, Boats, and Trailers Document, presented at last month's Council Meeting, to which no changes were suggested. Attorney McMurray reported to the Council he will prepare an Ordinance, to be voted upon, at the April Council Meeting. McMurray told the Clerk he will get the Ordinance No. to her for the April Agenda.

#### MOVE LIGHT POLE IN DRIVEWAY UPDATE

Mayor Isaac Loveland reported to the Council he read through the City's Contract with Raft River Electric, and they will need to remove or relocate the Pole. The Mayor reported to remove the Pole will cost seven hundred (\$700) dollars.

#### WATER METERS/RATES UPDATE

Mayor Isaac Loveland reported at the last Council Meeting, a discussion was held, at last month's Meeting, regarding going to a Flat Rate for Water. The Mayor reported he has researched the Water Usage, and he proposes going with a Flat Rate of thirty-three (\$33) dollars for up to one hundred fifty thousand (150,000) gallons, and then one (\$1) dollar per thousand gallons after the one hundred fifty (150,000) gallons. The Mayor

reported the average usage is nineteen (19,000) gallons per month, and most people he has talked with, would prefer a Flat Rate. The Mayor reported now that the Water Bond is paid off, we need to start saving for upgrades to our Water System. The Mayor suggested trying the Flat Rate for a year to see if it works, and if not, it can be changed. Upon motion made by Lloyd, seconded by Alexander, and unanimously carried, with the following roll call vote: Alexander-aye, Carlson-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to approve the proposed Flat Rate of thirty-three (\$33) dollars for up to one hundred fifty thousand (150,000) gallons, and then a one (\$1) dollar per thousand gallons after the one hundred fifty thousand (150,000) gallons.

#### CIVIC CENTER INTERNET UPDATE

Mayor Isaac Loveland suggested spending twenty (\$20) dollars more per month, for 20 mgs, for the City's Internet. The City currently has 6 mgs, which is not enough. The Mayor reported he would like to have the Internet in the Civic Center, and at the Park also. The Mayor feels the Internet would be an added benefit at the Park. Councilperson Kevin Lloyd reported to the Council he would like to do more research on this issue before making a decision.

#### ELECTRIC INFRASTRUCTURE IN THE CITY UPDATE

Mayor Isaac Loveland asked the Council to review the document, from City Attorney McMurray, in their packet. The Mayor reported there are six (6) lots, on the far south end, in the Mountain Meadow Subdivision that were annexed into the City Limits in 2006. In 2007 Raft River Electric run their Electrical System to these six (6) lots, that should have been hooked up to the City's Electrical System. The document in the Council Packet, provided by City Attorney McMurray states " The City's position simply is that the Mountain Meadow Subdivision was annexed into the City before RRE installed its supply to that area, coupled with the O&M Agreement provision that RRE will not serve a customer considered to be a City customer {said site being in the City, and thus considered a City customer}, and that City electric supply appears to be within 1,320 feet of the new service entrance, then these new service entrances in the south six (6) lots of Mountain Meadow Subdivision are City customers, and should be supplied electricity through City lines." Mayor Isaac Loveland reported to the Council He, Bryan, and Deric met with Chad, Carl and Heath, from Raf River Electric, to discuss the issue. The Mayor reported they had a good discussion, but he does not think they want to give up the six (6) lots. Chad, Carl, and Heath said they need to talk to Karl Anderson, CEO of Raft River, before a decision can be made. Mayor Loveland reported this issue is important to the City, and it needs to be settled. The Mayor reported he has checked around, and there are other people willing to service the City's System, but we will wait to see what decision is made before making any changes.

Dave Perry asked if the City buys power from Raft River Electric, to which he was told No, the City buys their power from Bonneville Power Administration (BPA), Raft River Electric services the City's System.

Councilperson Kevin Lloyd asked if the City knew that Raft River Electric had installed their System to the six (6) lots in 2007, to which no one had an answer.

Brandi Perry said when the developer wanted the six (6) lots annexed into the City Limits, that should have told everyone City Utilities were wanted.

Mayor Isaac Loveland reported the City will hopefully receive a decision soon on the issue.

#### DECLARE BOOM AND BED SURPLUS

Mayor Isaac Loveland reported to the Council the Boom Truck runs well, and Bryan would like to keep the Truck and put a flat bed on it. The Boom and Bed could be sold, and need to be declared surplus to do so.

Upon motion made by Alexander, seconded by Lloyd, and unanimously carried, with the following roll call vote: Alexander-aye, Carlson-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to declare the Boom and Bed, from the Boom Truck, as surplus.

#### GRAVEL FOR LOUNSBURY ST.

Bryan Day, from the Maintenance Department, reported to the Council he scrapped the mud and put a load of broken-down concrete on the road going to Johnson's new house, but the road needs a lot more gravel. Day reported he received two (2) Quotes for Gravel, the first one is from Kloepfer, in the amount of twelve (\$12) dollars a yard plus delivery, and the second one is from Aztec, in the amount of eighteen (\$18) dollars a yard delivered. Day reported there is some Road Base at the Shop that can also be used, but we may need to get some more.

Mayor Isaac Loveland reported the City needs to look at the drainage in this area also. Upon motion made by Carlson, seconded by Manderscheid, and unanimously carried, with the following roll call vote: Alexander-aye, Carlson-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to approve purchasing one hundred sixty (160') yards of 4" shale rock, at eighteen (\$18) dollars per yard, from Aztec, and using the Road Base at the Shop for Lounsbury St. by Johnson's new House.

#### ROAD TO SUBDIVISION DEVELOPMENT UPDATE – PAUL BAUMGARTNER

Paul Baumgartner reported to the Council he is working with Kloepfer's on the road development. Baumgartner presented a drawing of what is being proposed for Union St. Baumgartner reported he is working with John Kloepfer, who put the drawing together. Baumgartner asked for a green light from the City to get this project started.

Brandi Perry asked if the City was going to put another Planning and Zoning (P&Z) Commission together, to which she was told, not at this time, the Council will handle P&Z issues.

Councilperson Dallan Doc Carlson asked Baumgartner if he planned to annex his property into the City Limits, to which Baumgartner reported he would like to keep it in the County for now.

Mayor Isaac Loveland asked Baumgartner what would be the benefit to the City if the road is developed, to which Baumgartner reported just more development in the City, it will cost thirty-five thousand (\$35,000) dollars to put in the gravel road. Baumgartner reported if negotiations can be made, on sharing the cost of developing the road, he would consider annexation.

City Attorney Kerry McMurray reported the County allows four (4) one (1) acre lots split, before requiring a subdivision, in the City a one (1) lot split, requires a subdivision. This information is presented for your consideration.

Mayor Isaac Loveland reported a set of Engineered Plans need to be presented to the City before a decision can be made. The Mayor reported normally the developer is responsible for the cost of development. When the City receives an Engineered Plan for the road development, the Council can then make a final decision on this issue.

Paul Baumgartner reported to the Council he has been working on getting this project started for over a year, and he will pursue going off North St., in the back way, to his property.

#### ROAD REPAIRS UPDATE

Mayor Isaac Loveland reported Bryan Day, from the Maintenance Department, will fill potholes with cold patch, and the City is looking into doing an overlay on south Main St., the road going out to the Church. The Mayor asked the Council what their thoughts are for Whitman St. on the southside of Piggy Sue BBQ.

Councilperson Dallan Doc Carlson told the Council he will address this issue next month, and he will also check North St.

#### **INFORMATION FROM CITY OFFICIALS**

Councilperson Kevin Lloyd reported a Park Committee Meeting will be held Wednesday, March 6<sup>th</sup> at 6:00 p.m. here in the Albion Civic Center.

Councilperson Dallan Doc Carlson reported he received information on FLAP Funding through ITD, that may be an option for Park Funding.

Council President Zack Alexander asked about a spare motor for the Lift Station, to which Bryan Day, from the Maintenance Department, reported there is a spare motor for the Lift Station at the Shop.

Mayor Isaac Loveland reported the 4<sup>th</sup> of July Committee will be having a meeting, in the next week or so, to start planning this year's 4<sup>th</sup> of July Celebration. To help with the Celebration, contact Janet Brackenbury. The Mayor reported the Patriotic Program will be held before the Parade again this year, as this worked well last year. The responsibilities will be divided up again this year, and the City has already received some calls from vendors.

Mayor Isaac Loveland asked the Clerk to include Bark for the Park Playground on the next Agenda.

Mayor Isaac Loveland reported some sandbags were put out last week because of flooding, but for the most part things have been good.

Mayor Isaac Loveland reported the City has filled sandbags ready, for anyone who needs them. An emergency Plan is in place, and Fire Chief Shane Ramsey should be contacted in case of an Emergency, as he is the coordinator of the Emergency Plan response.

Mayor Isaac Loveland reported he contacted the City of Burley, and we can use their Plans for our Park Bathrooms.

Mayor Isaac Loveland reported the ditches need cleaned out, but before anything is done, the City needs to make sure it is okay to do so. The Mayor reported he has been told it is the property owner's responsibility to take care of the ditches adjacent to their property. The City will check into this issue further.

#### PRESENTATION OF BILLS

Mayor and Council Salaries *	1700.00
Salaries – Clerk *	2756.82
Deric Bell – Deputy Clerk *	868.89
Bryan Day – Maintenance Department *	3240.00
Ravyn Pawson – Maintenance Department *	1215.50
PERSI – Employer Remittance (02/16-02/28/19) *	992.96
DL Evans Bank – EFTPS 941 Employer Remittance (Feb.19) *	2015.44
PERSI – Employer Remittance (03/01-03/15/19) *	757.11
Raft River Electric – Water Tank *	45.13
SelectHealth – Insurance (April 19) *	1471.00
Southern Idaho Solid Waste – Garbage Fee *	10.00
Cassia County Treasurer – 2019 Water Master Tax *	133.00
A.M.I Supply Inc. – Shop Tools	14.95
Ace Hardware – Maintenance Supplies	39.44
ATC Communications – Phone, Fax, Internet, & Lift Station	419.59
Aztec Excavation Inc. – 4” Rock Delivered (24 yds.)	792.00
Bonneville Power Administration – Transmission-/Power	18114.00
Bryan Day – March 2019 Travel Claim (Classes)	198.50
Burley Volunteer Fire Dept. – Shop & Vehicle Safety	354.00
Costco – 2019 Membership Fee	60.00
Creekside Store – Maintenance Fuel (Mar. 2019)	280.35
Done-Right Contracting – Gravel	499.00
Fastenal Company – Cold Patch	352.50
Greenlon Inc – Dormant Oil-Park, Library, Civic Center	110.00

Kerry McMurray – Legal Services (Mar. 2019)	1088.00
Lamont Young – Back-Up Operator Fee (Mar. 2019)	150.00
Magic Valley Labs – Water Test	18.00
Road Work Ahead Const. Supply – Marking Paint/Cones	412.90
Roger Jenkins – Water Credit Refund	1748.05
UAMPS – General A&G Expenses	50.60
Water District 140 – 2019 Assessment	198.97
VISA - #5180 M. Yeaman Mar. 19 Stmt.	255.38
VISA - #3522 B. Day Mar. 2019 Stmt.	<u>499.10</u>
TOTAL	\$40,861.18

Mayor Isaac Loveland thanked those present for attending tonight’s Council Meeting, and announced the Council will now go into an Executive Session.

**COUNCIL ENTERS INTO AN EXECUTIVE SESSION**

At 9:35 p.m., motion was made by Alexander to enter into an Executive Session pursuant to Idaho Code 74-206 (1)(f) to discuss legal options regarding controversy not being litigated. The motion was seconded by Lloyd, and unanimously carried, with the following roll call vote: Alexander-aye, Carlson-aye, Lloyd-aye, and Manderscheid-aye.

**COUNCIL RETURNS TO A REGULAR SESSION**

The Executive Session was concluded at 9:48 p.m. Upon motion made by Lloyd, seconded by Alexander, and unanimously carried, with the following roll call vote: Alexander-aye, Carlson-aye, Lloyd-aye, and Manderscheid-aye, the Council is taking the issue under advisement.

**COUNCIL ADJOURNS**

There being no further business brought before the Council, motion to adjourn was made by Carlson, seconded by Lloyd, and unanimously carried, with the following roll call vote: Alexander-aye, Carlson-aye, Lloyd-aye, and Manderscheid-aye. Adjournment was at 9:50 p.m.

  
 Isaac Loveland, Mayor

  
 Mary Yeaman, City Clerk-Treasurer