

**ALBION CITY COUNCIL MEETING
MINUTES NOVEMBER 13, 2018.**

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

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

ROLL CALL – Present: Council President Isaac Loveland, Councilpersons Zack Alexander, Kevin Lloyd, and Chad Manderscheid, City Clerk-Treasurer Mary Yeaman, City Attorney Kerry McMurray, and Maintenance Department Bryan Day. Mayor Sharon H. Wilmot, being out of town, was excused.

OTHERS IN ATTENDANCE – Robert Ferlic, Aldon Enbysle, Paul Baumgartner, James Burrows, Adelmo Maestas, Anna Marie Davis, James and Kathy Endres, Leroy and Karla Robinson, Gene Pitchford, Mary Lynne Bristol, Patricia Asher, Dave Eckblad, Troy Mortensen, Kent Searle, Dee Yeaman, John Davis, Brandi Perry, Virginia Hall, Jennifer Mai, Dallan Carlson, and JC and Sara Johnson.

APPROVAL OF MINUTES – Upon motion made by Lloyd, seconded by Alexander, and unanimously carried, with the following roll call vote: Alexander-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to approve the Minutes of the October 2, 2018 Council Meeting as presented.

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

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

GENERAL PUBLIC COMMENTS – 10 MINUTES TOTAL

The general tenor of the comments made is as follows: James Burrows wished the Council good luck.

AGENDA BUSINESS ITEMS

RECEIVE CANVASSED VOTE FROM CASSIA COUNTY CLERK REGARDING
MAYORAL RECALL ELECTION

City Attorney Kerry McMurray reported to the Council the Clerk has received the official Canvassed Vote from Cassia County Clerk Joseph W. Larson, which is a full, true and complete copy of the abstract of votes from the Election held on November 6, 2018. The results of the City of Albion Mayoral Recall are as follows: In Favor 71, Against 49 for a total of 120 votes cast. The City has 167 registered voters, which resulted in a 71.86%

voter turnout for the November 6, 2018 Election. City Attorney Kerry McMurray reported to the Council, the Election results leaves the Office of Mayor vacant.

FILL VACANCY IN OFFICE OF MAYOR

City Attorney Kerry McMurray reported to the Council Idaho State Code 50-608 Vacancy in office of Mayor states When a vacancy occurs in the office of mayor by reason of death, resignation, or permanent disability, the city council shall fill the vacancy from within or without the council as may be deemed in the best interests of the city, which appointee shall serve until the next general city election, at which election a mayor shall be elected for the full four (4) year term.

City Attorney Kerry McMurray reported City Code Title 1 Chapter 6 Section 3 Vacancy states In the event of a vacancy in the office of Mayor, the President to the Council shall serve until the next election as provided by law.

Councilperson Zack Alexander reported to the Council the last year has been a whirlwind, and he offers his support to Council President Loveland. Alexander reported under the leadership of Loveland, we can come together, and work together, to make this community great again. Alexander reported we will fill the Council vacancy with someone willing to serve.

Council President Isaac Loveland reported to the Council he is willing to serve as Mayor until the next election. Loveland reported we need to get on top of things, we need to plan for the future, and we need to bring the City back together again. We as a Mayor and Council need the support of the community.

Upon motion made by Alexander, seconded by Lloyd, and unanimously carried, with the following roll call vote: Alexander-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to appoint Council President Isaac Loveland as Mayor, until the next election.

FERGUSON WATERWORKS – METER INFORMATION

Bob Ferlic, from Ferguson Waterworks, reported to the Council they distribute Sensus Water and Electric Meters throughout all fifty (50) States. Ferlic gave a Power Point presentation about the Sensus Meters, saying the Sensus Water Meters are accurate within one tenth (1/10th) of a gallon., and the Sensus Water Meters offer the best warranty in the Industry. The Meters come with remote reads, can be read from a vehicle, and hand held devices. Ferlic reported if the City is interested in changing out all of its Meters at once, a fifteen (15) year Grant can be obtained, and the Meters would outlast the Grant. If the City is interested in checking references, Ferlic suggested they contact the City of Kimberly, the City of Burley, the City of Heyburn, and the City of Hazelton.

Bob Ferlic also reported to the Council the Sensus Electric Meters offer remote reads, and can be read by the same device as the Water Meters. The cost of the Electric Meters is one hundred twenty (\$120) dollars each, and the cost of the Water Meters is three hundred (\$300) dollars each. The Electric Meters will also handle Net Metering. Ferlic told the Council if the City were to purchase the Water or Electric Meters, they use a third party installer.

WOOD ST. AND UNION ST. LOCATION/ENCROACHMENT ISSUES, AND DETERMINE RESOLUTION OF SUCH ISSUES

City Attorney Kerry McMurray reported to the Council this Issue needs to be discussed in an Executive Session.

PARK PROJECT UPDATE – JENNIFER MAI

Jennifer Mai, Chairman of the Park Committee, handed out copies of a to scale drawing of the Park Project, and reported to the Council the Committee accepted the Quote from Top Notch, in the amount of twenty-three thousand, one hundred sixty (\$23,160) dollars, to complete the Park Project. Mai reported to the Council a Grant in the amount of twenty-six thousand, and twenty-five (\$26,025) dollars was received to complete the Park Project. Mai reported to the Council she has been visiting with Bryan Day, from the City's Maintenance Department, about a Chlorine Pump for the Fountain. Mai reported she would like to keep the Chlorine level consistent in the Fountain, and hopefully a Pump can be purchased with the remaining Grant Funds.

Jennifer Mai asked the Council for approval to go forward with the Park Project as proposed.

Upon motion made by Lloyd, seconded by Manderscheid, and unanimously carried, with the following roll call vote: Alexander-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to accept the Plans for the Park Project as presented, and gave approval to start the Park Project when weather permits.

WATER RATES

Mayor Isaac Loveland reported to the Council he feels the City needs to look at the Water Rates, and see if something can be done to make the rates fairer for everyone. Loveland reported the current Rates are 31.50 for 25,000 gallons of water, plus .20 cents per thousand gallons up to 150,000 gallons, 151,000 gallons or more is \$2.40 per thousand gallons. Loveland reported to the Council he wonders if charging a Flat Rate of thirty-five (\$35) dollars would be sufficient.

Councilperson Zack Alexander reported charging a thirty-five (\$35) dollars Flat Rate seems okay, but a Cap on gallons would need to be established, otherwise there would be no limit to the amount of water usage. The City needs to encourage water conservation, and this may help find problem areas in town.

GENERAL PUBLIC COMMENTS – 10 MINUTES TOTAL

The general tenor of the comments made is as follows: James Burrows said he would like to thank the Council, and thank the Voters for helping him accomplish his goal. Burrows said he is hanging up his political hat, in order to take care of his health. Burrows thanked the Council for allowing him time to speak.

NET METERING RATES

Mayor Isaac Loveland reported to the Council a Net Metering Rate needs to be set, as there is a lot of interest in alternative power.

City Attorney Kerry McMurray reported a Base Rate of nine (\$9) dollars was set by the Council when the Agreement was accepted.

All Net Metering Applications need to have Council approval before going forward with the Alternative Power, and the points expire at the end of each year, there is no carryover.

After a brief discussion, the Council made the following decision.

Upon motion made by Alexander, seconded by Lloyd, and unanimously carried, with the following roll call vote: Alexander-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to leave the Base Rate at nine (\$9) dollars, and charge one (1) to one (1) based on Market Rate for the kilowatts.

STATE INVESTMENT POOL

Councilperson Kevin Lloyd reported to the Council the Local Government Investment Pool (LGIP) is an investment pool with the primary purpose of providing a safe, liquid vehicle for investing idle funds and to obtain the best interest rate available at the time of investment. Lloyd reported there are three (3) investment objectives: 1) Safety, 2) Liquidity, and 3) Yield. The steps are listed in order of importance and will always be taken into account when the investment officer makes a decision to invest in a specific instrument. Lloyd reported you can pull funds as needed, usually within 24 to 36 hours. Lloyd reported the investments are not insured, but from what he has researched, the Pool seems to be solid. It was suggested to invest two hundred fifty thousand (\$250,000) dollars in the LGIP, to see how it goes.

The Clerk was asked how much interest is received on the money in the Bank, to which she replied between sixty (\$60) and seventy (\$70) dollars per month.

Upon motion made by Lloyd, seconded by Manderscheid, and unanimously carried, with the following roll call vote: Alexander-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to invest five hundred thousand (\$500,000) dollars in the LGIP Fund.

COMPUTER/SCANNER PURCHASE

City Clerk Mary Yeaman reported to the Council one of the Office Computers still uses Windows XP, which is no longer supported, and other Office Computer was purchased about five (5) years ago. The Clerk asked the Council for permission to purchase a new Computer for the Office. The Clerk reported Deputy Clerk Deric Bell priced a complete Computer unit for one thousand one hundred twenty-four dollars and eighty-eight cents (\$1,124.88), and she received a Quote from Stephenson's Computer Consulting in the amount of one thousand two hundred twenty-five dollars and thirty-three cents (\$1,225.33).

The Clerk also asked the Council for permission to purchase a Scanner for the Office, as she would like to digitize all of the Office records. The Clerk reported she would like to purchase a long arm Scanner for the old records in Binders, and a desk type Scanner for the regular sized records. The Clerk reported both Scanners can be purchased for eight hundred seventy-eight dollars and ninety-nine cents (\$878.99).

Upon motion made by Lloyd, seconded by Alexander, and unanimously carried, with the following roll call vote: Alexander-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to approve purchasing the Long Arm Scanner up to four hundred fifty (\$450) dollars, and the Computer Unit for up to one thousand one hundred twenty-four dollars and eighty-eight cents (\$1,124.88).

UTILITY HOOK-UP RATES

Mayor Isaac Loveland reported to the Council a three (3) year moratorium was put on the Utility Hook-Up Rates, and the three (3) years will end January 5, 2019. The Mayor asked the Council what they would like to do about the Utility Hook-Up Rates, which are currently two thousand (\$2,000) dollars for Electric, eight hundred (\$800) dollars for Water, and two hundred (\$200) dollars for Sewer, for a total of three thousand (\$3,000) dollars, compared to seven thousand five hundred (\$7,500) dollars before the moratorium.

Upon motion made by Lloyd, seconded by Alexander, and unanimously carried, with the following roll call vote: Alexander-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to maintain the Utility Hook-Up Rates as they are.

City Attorney Kerry McMurray will prepare a Resolution for the Utility Hook-Up Rates for the December Council Meeting.

UTILITY RATES REDUCTION REQUEST

Mayor Isaac Loveland reported to the Council the City received a Utility Service Reduction Form for a Part-Time/Vacation Rates Request. The Rates Reduction is requested for December through June of 2019. The Commercial property is not occupied.

Upon motion made by Alexander, seconded by Lloyd, and unanimously carried, with the following roll call vote: Alexander-aye, Lloyd-aye, and Manderschedi-aye, the Council moved to approve the Utility Rates Reduction Request for December through June of 2019. Rates will be reduced to half of the current rates.

CITY CHRISTMAS DECORATING CONTEST – BUSINESS AND RESIDENTIAL CATEGORIES

City Clerk Mary Yeaman reported to the Council former Mayor Wilmot thought it would be fun to have a Christmas Decorating Contest for the Residences and Businesses within the City Limits. This has been done in the past, just not sponsored by the City. The Council agreed, this is not something the City should sponsor.

DELINQUENT ACCOUNTS REVIEW

Mayor Isaac Loveland and the Council reviewed the Delinquent Accounts Listing, and agreed the Listing is looking better each month.

LAW ENFORCEMENT REPORT – Resident Deputy Jason Lynch reported to the Council for the month of October he had fifteen (15) Traffic Stops which resulted in nine (9) Citations, and six (6) Verbal Warnings. Lynch also reported doing one (1) Warrant Service, one (1) DUI Violation, one (1) Trespassing, two (2) Minor Accidents, one (1) 911 Hang Up/Open Line/Prank Call, one (1) Abandoned Vehicle, one (1) Civil Paper Service, one (1) VIN Inspection, and three (3) Foot Patrols.

INFORMATION FROM CITY OFFICIALS

City Clerk Mary Yeaman reported to the Council Keller Associates have almost completed the USDA Grant application for the City. Yeaman also reported to the Council Keller Associates are preparing a DEQ Letter of Intent for the City, this deadline is early January, and this service is offered at no cost to the City.

City Clerk Mary Yeaman reported to the Council a City Christmas Party is being planned for December 6th, and asked the Council for suggestions. After a brief discussion by the Council, it was decided to not have a City Christmas Party this year.

City Clerk Mary Yeaman reported to the Council the “Live Nativity” will be held at the City Park on Saturday, December 15th. There will be two (2) performances, one (1) at 6:30 p.m., and one (1) at 7:30 p.m.

PRESENTATION OF BILLS

Mayor and Council Salaries *	1530.10
Salaries – Clerk *	2716.82
Deric Bell – Deputy Clerk *	910.00
Bryan Day – Maintenance Department *	3636.00
Ravyn Pawson – Maintenance Department *	1303.50
PERSI – Employer Remittance (10/16-10/31/18) *	1143.54
D L Evans Bank – EFTPS 941 Employer Remittance (Oct. 2018) *	2053.42
PERSI – Employer Remittance (11/01-11/15/18) *	787.59
SelectHealth – Insurance (Dec. 2018) *	1471.00
Ace Hardware – Maintenance Supplies	45.96
ATC Communications – Phone, Fax, Internet, & Lift Station	425.43
Bonneville Power Administration – Transmission/Power Oct. 18)	11909.00
Carquest of Burley – Maintenance Supplies	127.51
Cassia County Tax Collector – 2018 Taxes	144.00
Creekside Store – Maintenance Fuel (Nov. 2018)	114.70
Display Sales – Christmas Garland and Lights	313.50
Ferguson Waterworks – Meters & Meter Boxes	3612.35
Kerry McMurray – Legal Services (November 2018)	1317.50
Lamont Young – Back-Up Operator Fee (November 2018)	150.00
Magic Valley Labs – Water Sample	34.00
Paragon Consulting, Inc. – Traffic Counter Rental	240.00

Productivity Plus – Pioneer Equipment (Backhoe Repair)	508.65
Schow's Truck Center – Dump Truck Repair	302.99
Standard Plumbing – Maintenance Supplies	87.24
The Sprinkler Shop – Maintenance Supplies	21.98
UAMPS – General A&G Expenses	50.60
USABlueBook – Shop Supplies	1023.54
VISA - # 5180 M. Yeaman Nov. 2018 Stmt Comp/Scan/Cells)	1566.85
Walton Inc. – Install New Water Service	<u>1620.00</u>

TOTAL \$39,167.77

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

COUNCIL ENTERS INTO AN EXECUTIVE SESSION

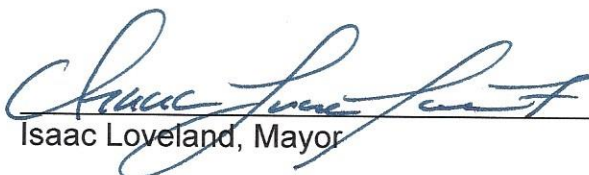
At 9:10 p.m. motion was made by Alexander, to enter into an Executive Session pursuant to Idaho Code 74-206 (1)(c) to acquire an interest in real property which is not owned by a public agency. The motion was seconded by Lloyd, and unanimously carried, with the following roll call vote: Alexander-aye, Lloyd-aye, and Manderscheid-aye.

COUNCIL RETURNS TO A REGULAR SESSION

The Executive Session was concluded at 9:36 p.m. Upon motion made by Alexander, seconded by Manderscheid, and unanimously carried, with the following roll call vote: Alexander-aye, Lloyd-aye, and Manderscheid-aye, the Council moved to authorize City Attorney Kerry McMurray speaking to the Johnson's about the City purchasing a portion of their property, for up to five hundred (\$500) dollars.

COUNCIL ADJOURNS

There being no further business brought before the Council, motion to adjourn was made by Alexander, seconded by Lloyd, and unanimously carried, with the following roll call vote: Alexander-aye, Lloyd-aye, and Manderscheid-aye. Adjournment was at 9:40 p.m.


Isaac Loveland, Mayor


Mary Yeaman, City Clerk-Treasurer