

**CITY OF BLACKFOOT**  
**February 2, 2016**

**ROLL CALL**

Roll call was taken and those in attendance were: Councilman Gardner, Councilman Jensen and Councilwoman Simpson. Councilman Brown was excused.

**AMEND AGENDA**

Mayor Loomis requested the Agenda be amended to add discussion of a summer tennis program as well as adding an Executive Session per Idaho Code 74-206(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; to be conducted after the public meeting. Councilman Gardner motioned to amend the agenda to include the executive session, Councilwoman Simpson seconded. All were in favor, motion carried.

**CONSENT AGENDA**

Councilwoman Simpson motioned to accept the Consent Agenda which include the following: Minutes from 1/5/2016 and the payables, Councilman Gardner seconded. All were in favor, motion carried.

**PLANNING AND ZONING REX ORGILL – PROPERTY ACCESS PROPOSAL FROM RICHARD STALLINGS**

Mr. Richard Stallings discussed the fact that he is trying to make his property more accessible, by constructing a road on adjacent property owned by the City, and is requesting either an easement or license from the City. Additional discussion surrounded what should be done with the adjacent ditch that hasn't been used for 10 to 15 years. The recommendation from Council was for Mr. Stallings to work with Attorney Sandow to draft a license for presentation to Council at the March meeting, while also attempting to gain additional information on water rights and easements, if any, for the ditch.

**SUMMER TENNIS PROGRAM**

Brint Jeffris requests Council permission to again conduct the summer tennis program in Blackfoot. Mr. Jeffris gave some background on the summer tennis program and explained that he had started this program 25 years ago and has had great success, with several academic and champion teams. Councilman Jensen motioned to approve the use of the Blackfoot tennis court by the Summer Tennis Program, Councilman Gardner seconded. All were in favor, motion carried. Councilman Gardner then thanked Mr. Jeffris for his commitment to the Blackfoot Community. Mr. Jeffris then mentioned that, at some point in the future, Blackfoot might benefit from an indoor tennis facility.

**INTRODUCTION OF THE RENEWAL OF THE INTERMOUNTAIN GAS CO. FRANCHISE AGREEMENT**

The Intermountain Gas Company franchise renewal was introduced and it was stated that it is consistent across the State, at 3%, and includes several beneficial changes. Steps for approving this renewal include initial introduction to Council, publication in the newspaper and presentation as an ordinance at the March City Council meeting. Should the ordinance be approved, it would then be published in the newspaper and take effect after that time. Councilman Jensen motioned to approve the introduction of the Intermountain Gas Company ordinance, Councilman Gardner seconded. All were in favor, motion carried.

**SPYGLASS AUDIT REPORT**

Mayor Loomis provided an update on the Spyglass audit report. It appears from the report that overall the City is in good shape, although there are a few legacy data lines that may be eliminated resulting in a potential annual cost savings of \$7,400. This will be reviewed with Department Heads and final decisions will be made, with final recommendations presented at the March City Council meeting.

**FINAL APPROVAL OF THE PROPOSED WASTE WATER LOCAL LIMITS ORDINANCE**

Attorney Sandow read into record the draft waste water local limits ordinance that was initially presented at the January City Council meeting. Councilman Jensen motioned to approve Ordinance No 2139 as read, and waive all further readings, Councilman Gardner seconded. Roll call was completed and all were in favor, motion carried.

**ORDINANCE NO. 2139**

AN ORDINANCE OF THE CITY OF BLACKFOOT, IDAHO, AMENDING SECTION 4 CHAPTER 4A OF TITLE 9 REGARDING DAILY MAXIMUM ALLOWABLE DISCHARGE LIMITS INTO THE WASTEWATER TREATMENT SYSTEM, AND PROVIDING FOR THE EFFECTIVE DATE OF SAID CHANGE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BLACKFOOT, IDAHO AS FOLLOWS:

SECTION 1: That Section 4 Chapter 4A of Title 9 be amended as follows:

9-4A-4 DAILY MAXIMUM ALLOWABLE DISCHARGE LIMITS:

The following pollutant limits are established to protect against pass-through and interference. No person shall discharge wastewater containing in excess of the following daily maximum allowable discharge limits:

Arsenic (As)	0.03 mg/l
Cadmium (Cd)	0.26 0.0372 mg/l
Chromium (Cr)	1.36 0.7403 mg/l
Copper (Cu)	2.07 0.6456 mg/l
Cyanide (CN)	0.46 0.2835 mg/l
Lead (Pb)	0.45 0.3372 mg/l
Mercury (Hg)	0.008 mg/l
Nickel (Ni)	1.28 0.6277 mg/l
Oil/grease (non-polar)	250 200 mg/l
Silver (Ag)	0.43 mg/l
Zinc (Zn)	1.48 mg/l Allocated to Industry in Permit
By Mass Proportion Method	

SECTION 2: That the effective date of this Ordinance shall be the 2nd day of February, 2016.

PASSED AND APPROVED by the Mayor and City Council this 2nd day of February, 2016.

CITY OF BLACKFOOT, IDAHO

By: \_\_\_\_\_  
Paul Loomis, Mayor

ATTEST: \_\_\_\_\_  
City Clerk

**WWTP SUPERINTENDENT REX MOFFAT - UPDATE ON THE SECONDARY CLARIFIER REPAIR**

Mr. Moffat presented the background of the emergency repairs needed for the secondary clarifier at the WWTP. Due to the urgent nature of this repair, a purchase order was sent to two companies on an emergency procurement basis. West Tech was the company chosen to complete these repairs, due to the lower cost and more aggressive timing of the repair. Repairs are on schedule and the clarifier should be back on line in early March. Until that time, our plant remains in compliance.

Mr. Moffatt also informed Council that bids were opened for the South Cleveland project, approved for 2016. Four contractors submitted bids and bids are currently under review. Final decisions will be made for presentation at the City Council meeting in March.

Mr. Moffatt also informed Council that bids were opened for replacement of the secondary clarifier unit. Ten contractors submitted bids; low bidder information will be reviewed to ensure that all aspects of the RFP have been met prior to a final decision being made.

**TREASURER HEATHER SCHILD – FINANCIAL REPORT**

Ms. Schild provided Council with an update of the financial status. With the 1<sup>st</sup> Quarter of the fiscal year completed, revenue and expenses are on track; however, investments lost some value due to recent changes, but this was expected and should begin to trend upward in the near future.

**HUMAN RESOURCES LISA TORNABENE – REVIEW OF PERSONAL LEAVE POLICY**

Due to a family issue that Lisa Tornabene had, Chief Kurt Asmus presented the review of the personal leave policy. Mayor Loomis relayed Councilman Brown’s recommendation that employees with 0 to 5 years of service receive 180 hours of PTO annually, 6 to 10 year employees receive 225 hours annually and employees with 11 years of service, and above, would receive 250 hours annually. The recommendation from City Administration remains what was discussed at the financial workshop. Councilman Gardner requested an overview of Compensatory Time vs Personal Time Off, which Chief Asmus reviewed. There was additional discussion related to the comparison information that was provided to Council, after which Councilman Gardner recommended support of Councilman Brown’s recommendation for PTO, Councilman Jensen seconded. All were in favor, motion carried.

**EXECUTIVE SESSION**

Councilman Gardner motioned to move to Executive Session pursuant to Idaho Code 74-206(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; to be conducted after the public meeting. Councilwoman Simpson seconded. On a roll call vote, all were in favor, motion carried and the meeting was moved into Executive Session at 7:56 PM.

Councilwoman Simpson motioned to move out of Executive Session, Councilman Gardner seconded. All were in favor, motion carried and the regular meeting resumed at 8:10 PM.

**ADJOURNMENT**

Councilwoman Simpson motioned to adjourn the meeting, Councilman Jensen seconded. All were in favor. The meeting was adjourned at 8:10 PM.

City of Blackfoot

Attest

\_\_\_\_\_  
Mayor Paul Loomis

\_\_\_\_\_  
City Clerk, Suzanne McNeel

Prepared By

\_\_\_\_\_  
Lisa J Tornabene