

**CITY OF BLACKFOOT
CITY COUNCIL MEETING
June 6, 2017**

PLEDGE OF ALLEGIANCE

Mayor Loomis invited attendees to join in the Pledge of Allegiance.

ROLL CALL

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

AMEND THE AGENDA

Mayor Loomis requested an amendment to the agenda, adding a discussion regarding the waiver of the sewer connection requirement at the Potato Museum. Councilman Brown motioned to approve an amendment to the agenda, Councilman Simpson seconded; all were in favor, motion carried.

CONSENT AGENDA

Councilwoman Simpson motioned to approve the Consent Agenda, consisting of the Minutes from May 2, 2017, Payables, Approval of Fireworks Licenses and the transfer of an Airport Hangar Lease for Les and Judee Adkins. Councilman Brown seconded; all were in favor, motion carried.

HOLLY POWELL, CITY TREASURER

Treasurer Report

Ms. Powell distributed the April financial statement; there were no questions.

State and Local Agreement for the Ridgecrest Project

Ms. Powell also updated Council on the status of the State and Local Agreement for the Ridgecrest Project, outlining cost of the City's match. Attorney Sandow read into record Resolution #359 that outlines responsibilities of parties involved with the project. Councilman Brown motioned to approve Resolution #359 and waive all further readings, Councilman Jensen seconded; roll call was taken and all were in favor, motion carried.

RESOLUTION 359

WHEREAS, the Idaho Transportation Department, hereafter called the State, has submitted an Agreement stating obligations of the State and the **CITY OF BLACKFOOT**, hereafter called the **CITY**, for development and construction of Ridge Crest Elementary Safe Path to School; and

WHEREAS, the State is responsible for obtaining compliance with laws, standards and procedural policies in the development, construction and maintenance of improvements made to the Federal-aid Highway System when there is federal participation in the costs; and

WHEREAS, certain functions to be performed by the State involve the expenditure of funds as set forth in the Agreement; and

WHEREAS, The State can only pay for work associated with the State Highway system; and

WHEREAS, the **CITY** is fully responsible for its share of project costs; and

NOW, THEREFORE, BE IT RESOLVED:

1. That the Agreement for Federal Aid Highway Project A020(184) is hereby approved.
2. That the Mayor and the City Clerk are hereby authorized to execute the Agreement on behalf of the **CITY**.
3. That duly certified copies of the Resolution shall be furnished to the Idaho Transportation Department.

CERTIFICATION

I hereby certify that the above is a true copy of a Resolution passed at a *regular, duly* called ~~special~~ (X-out non-applicable term) meeting of the City Council, City of Blackfoot, held on

June 6, 2017.



Suzanne McNeel
City Clerk

Ms. Powell then provided a synopsis of the Community Assistance Application, the purpose for which is to develop a vision for the City and involves a match that will be funded in 2018. Councilwoman Simpson motioned to approve the application for the Community Assistance grant, Councilman Brown seconded; all were in favor, motion carried.

LISA J TORNABENE, HUMAN RESOURCES DIRECTOR

Fair Housing Coloring Contest Winner

Ms. Tornabene presented an award to Zoey Brighton, the Fair Housing Coloring Contest winner in the ages 5 and Under category. Miss Isabella Johnson, who was the winner of the 6 and Older category, was unable to attend the meeting and received her award separately.

Revised Smoke Free Workplace Policy

Ms. Tornabene reviewed the changes to the Smoke Free Workplace policy for Council Members; there were no questions. Councilman Jensen motioned to approve the revisions that were made to the City's Smoke Free workplace policy, Councilman Brown seconded; all were in favor, motion carried.

A. SMOKE FREE WORKPLACE

In keeping with the City's intent to provide a safe and healthful environment, smoking by employees, visitors and customers is prohibited throughout city owned or managed facilities, including city-owned vehicles and equipment. For purposes of this Policy, smoking not only includes the use of traditional cigarettes, cigars or pipes, but also includes the use of electronic cigarettes and vaporizers of any type. In addition, when not in a designated smoking area, all smoking materials and devices must be maintained out of site of customers and other employees.

Employees who choose to smoke will only be allowed to do so in designated areas and during the scheduled rest periods as determined by the Department Head. All materials used for smoking in this area, including cigarette butts, matches and any packaging or other waste will be extinguished and/or disposed of in appropriate containers. Supervisors will ensure periodic cleanup of the designated smoking area. If the designated smoking area is not properly maintained (for example, if cigarette butts are found on the ground), it can be eliminated at the discretion of management or other decision-making body.

MAYOR PAUL LOOMIS

III-A Presentation – Amy Manning

Ms. Manning, from the III-A summarized the III-A Annual Report, reviewed membership status, benefit plans and the factors that influence member cost.

Energy Services Performance Contracting Procedure/Obligations

Rob Haneline, representing Ameresco, an energy services company supporting efficiencies for the municipal market. Mr. Haneline presented an overview on Ameresco and then discussed their Energy Services Performance contract that would result in a potential cost savings for the City of approximately 20% to 30% of the current budget for utilities and maintenance.

Swimming Pool Discussion

Given that the Bond Vote did not pass in the May election, Council members, along with Mayor Loomis, discussed various options for strategies and alternatives for the swimming pool. It was determined that public comment will be heard during the July City Council meeting.

DEQ Contract – Tricia Mitchell

Councilman Jensen motioned to approve the DEQ contract with Snake River Planning & Development, LLC, Councilwoman Simpson seconded, all were in favor, motion carried.

GARRETT SANDOW, CITY ATTORNEY

Claim from Grove City Ditch Company

Attorney Sandow provided Council with a summary of this issue. ICRMP has denied the claim for damages made by Grove City Ditch Company, stating the ditch box is in the public right-of-way. Representatives from Grove City Ditch Company have requested to speak to Council about direct payment of the claim.

Penny Bitton addressed Council and provided bids from two contractors; one bid was to repair the ditch box, and the second was to install an underground pipe in place of the ditch box, eliminating the potential for further snow damage.

Council discussed historic information about the ditch as well as Idaho Statute. Councilman Brown motioned that the City approve a maximum amount of \$3,000 to fund the repair of the ditch box, Councilman Jensen seconded; all were in favor, motion carried.

Mr. & Mrs. Bischoff Requesting Legal Fees

Amy Bischoff petitioned Council for the City to reimburse her legal fees, current and future, for the ongoing Hunter’s Loop legal action. There was discussion regarding this issue and the pending legal action. At this time Council took no action until a ruling is received.

KURT HIBBERT, PLANNING & ZONING ADMINISTRATOR

Annexation Policy

Mr. Hibbert presented the final version of the Annexation Policy that includes benchmarking to determine if a given area falls under the appropriate criteria for annexation. Councilman Jensen motioned to approve the Annexation Policy, Councilwoman Simpson seconded; all were in favor, motion carried.

Harborside Subdivision – Neil Anderson

Mr. Anderson feels this Planned Unit Development will be beneficial to the City and he is excited about the opportunity to bring this type of housing to the area.

Luke Jolley, Harper Leavitt Engineering summarized the plans for the Harborside Subdivision, outlining improvements that will be made in streets and irrigation.

Councilman Jensen motioned to approve the preliminary plat for the Harborside Subdivision, Councilman Brown seconded; all were in favor, motion carried. Attorney Sandow read into record the Findings & Facts. Councilman Jensen then motioned to approve the Findings & Facts, as read, for the Harborside Subdivision, Councilman Brown seconded; all were in favor, motion carried.

FINDINGS OF FACT, CONCLUSIONS
AND RESOLUTION ADOPTED
BY THE
CITY COUNCIL OF THE
CITY OF BLACKFOOT
June 6, 2017

FINDINGS AND CONCLUSIONS:

At the regularly scheduled meeting of the City Council of the City of Blackfoot on June 6, 2017, the Council considered the request by Farm Kids, LLC / Neil Anderson for preliminary plat subdivision approval for a subdivision located on Jensen’s Grove Drive to be known as Harborside Subdivision. During the meeting public comment was heard and evaluated by the Council. Upon reviewing the matter with the Planning Administrator, reviewing the relevant City Code, hearing any public comment in the meeting, reviewing the Findings of Fact and Conclusions of the Planning and Zoning Board, and reviewing documents submitted by the applicant and by any

other interested parties, the City Council hereby adopts the Findings of Fact and Conclusions that were approved by the Planning and Zoning Board on May 23, 2017.

RESOLUTION AND CONCLUSIONS

UPON MOTIONS DULY MADE, SECONDED AND CARRIED,

IT WAS RESOLVED THAT:

The City Council hereby approves the Preliminary Plat of the subdivision located on Jensen's Grove Drive to be known as Harborside Subdivision as presented and contingent upon compliance with all city codes and regulations.

These findings of fact, conclusions, and resolution formally were adopted by a majority vote of the City Council on June 6, 2017.

City Clerk

RICHARD MANGUM, PUBLIC WORKS DIRECTOR

Water Line Improvements near Grove City Cemetery

Mr. Mangum informed Council of low-pressure water problems at the Grove City Cemetery that were identified during Fire Company flow testing. As a result, a study was conducted by Keller Associates and the remediation option that was chosen will bring the water line up to fire code requirements. Councilman Brown motioned to approve a water line improvement contract with Keller Associates, Councilman Jensen seconded; all were in favor, motion carried.

REX MOFFAT, WWTP SUPERINTENDENT

Secondary Digester Leak Repair – Time & Material not to Exceed \$30,000

Mr. Moffat informed Council that, with the high river levels, a 2-foot long crack was identified in the floor of the digester. As such, a work directive to repair the crack, not to exceed \$30,000, is being requested. Councilman Jensen motioned to authorize spending up to \$30,000 to repair the crack in the digester, Councilman Brown seconded; all were in favor, motion carried.

Waiver of the Sewer Connection Requirement at the Potato Museum

Mr. Moffat presented the option for Council to consider a waiver for Ordinance 9-3-11D requiring the Potato Museum to connect to sewer because the nearest sewer connection would be across Highway 91. Mr. Moffat suggests a waiver to allow tying the caboose into the sewer connection at the Potato Museum. Councilman Jensen motioned to approve the waiver of the sewer connection requirement at the Potato Museum, Councilman Brown seconded; all were in favor, motion carried.

SUZANNE MCNEEL, CITY CLERK

Acceptance of the Canvas of the Special Bond Election (Swimming Pool)

Ms. McNeel presented the canvas from the special bond election to the Council. Councilman Brown motioned that the canvas of the election results be accepted, Councilman Jensen seconded; all were in favor, motion carried.

**BINGHAM COUNTY RESULTS
MAY 16, 2017 ELECTION**

	Special Bond Election	
	City of Blackfoot	
Precinct	Swimming Pool Bond	
	YES	NO
Blackfoot 1	75	57
Blackfoot 2	76	38
Blackfoot 3	96	44
Blackfoot 4	61	34
Blackfoot 5	109	66
Blackfoot 6	155	72
CO. TOTAL	572	311

ADJOURNMENT

Councilman Brown motioned to adjourn the meeting, Councilman Jensen seconded; all were in favor. The meeting was adjourned at 9:25 PM.

City of Blackfoot

Attest

Mayor Paul Loomis

City Clerk, Suzanne McNeel

Prepared By

Lisa J Tornabene