

MINUTES  
PUBLIC HEARINGS REGARDING GARBAGE & POOL RATE INCREASES  
PUBLIC HEARING TO CONSIDER REPEALING THE P&Z COMMISSION  
APRIL 21, 2014

Citizens from both Kendrick and Juliaetta present for the public hearings: Nick Anderson - Juliaetta City Council Member, Miranda Anderson, Mike McGee, Val Norris, Rose Norris, Della Patterson, Carol Haynes, Thad Davis, Sonja Lewis, and Cynthia Nye.

At 7:03 PM the mayor opened the public hearing on the proposed garbage rate increase. A citizen asked what the increases were. The city clerk explained that mostly the increases (and decreases) were on the dumpsters. The rate for extra garbage bags next to roll-carts is increasing from \$2.00 to \$5.00 per bag. As there were no other comments, the mayor closed the public hearing.

At 7:06 PM the mayor opened the public hearing on the proposed pool rate increases. The daily rate will be set to \$3.25 for all patrons over the age of two. Pool passes will be increased to \$120 with the extra family members being increased to \$20 a person. As there were no comments, the mayor closed the public hearing.

At 7:07 PM the mayor opened the public hearing to consider repealing the Planning & Zoning Commission. A citizen asked to have the proposed ordinance read. The city clerk read the proposed ordinance to repeal the P&Z Commission. Carol Haynes asked what the reason was that the council was considering repealing the P&Z Commission. Sarah explained the process of how the council arrived at this decision. One of the main reasons was to take back the power to make decisions. As the council looked at the P&Z code they realized the code had inconsistencies. As we revisited the code the council discussed what the P&Z Commission offers us. It is hard enough to keep a council staffed, let alone a P&Z Commission. The original intent was that P&Z was supposed to be staffed by 8 members. When Sarah attended the most recent P&Z meeting, there were only 3 board members present. The council felt that there was a question as to whether it was necessary to keep a P&Z Commission since it is hard to keep the P&Z Commission staffed and everything has to be reviewed by the city council anyway. Cynthia Nye said it was unusual to have so few people attend. She said that they frequently have to walk the applicant through the process of all the paperwork to make sure it's done correctly. Their goal is to have four P&Z meetings a year.

Val Norris had a lot of comments and below are the highlights of his thoughts. He feels that the P&Z Commission helps keep and bring the two communities together. Sometimes there are zoning issues where the city could use a third party perspective. He felt having a P&Z Commission also brings a buffer between the citizens and the council which can take heat off the council. He felt that the city shouldn't take a tool out of the bag and toss it aside before we know its use. He said the council is fairly new and might find that they need the commission. Val felt that the city shouldn't set aside an important resource. Rose Norris (a previous Kendrick City Council Member) was in agreement with Val and suggested the council go slow and do some careful consideration.

Nick Anderson, on the Juliaetta City Council, said the Juliaetta City Council is curious if we are wanting to dissolve the relationship that we have had over the years because the communities were trying to pool their resources. They were caught off guard by this. Our city attorney advised the City of Kendrick to wait to go to a Juliaetta City Council meeting until after the public hearing. The clerk said the City of Juliaetta was notified at the same time as the P&Z Commission that the City of Kendrick was considering repealing Ordinance 668.

Dana Magnuson (former City of Kendrick mayor) wanted to offer a historical perspective. When he was mayor there was not a P&Z Commission and the City Council took care of all the issues and sought advice from the county as it was needed. It was much less formal than it is now. He thinks it's a great thing to have the relationship (with Juliaetta).

Nick said the City of Juliaetta is waiting to see what Kendrick is planning to do.

Mike McGee said that in hearing the ordinance read that one of the main concerns is the cost. He said that the commission hasn't cost either city much money to run. The clerk said that the ordinance was written by our attorney and that it was just a legal statement and that money wasn't a consideration in the decision.

Sarah said that she was asked to beef up the P&Z ordinance with the changes we've discussed. The council has been discussing this for two or three months as to what changes we wanted to make. We added some definitions and lot line adjustments as well as other changes. It was kind of a hind-sight to consider repealing the ordinance and we discussed whether or not P&Z was something that was still serving the community. It's nice to see everyone come out now, but in a month or two where will everyone be?

Cynthia said that when they have an issue before P&Z that they have an excellent turnout at their meeting. Sarah said the ordinance states there should be a mandatory eight people on the commission. The bi-laws state how many people are supposed to be on the commission from Kendrick and Juliaetta and inside and outside the city limits in the area of impact. Cynthia said that three people make a quorum.

Carol Haynes doesn't feel that there is enough public input. She said the agenda used to be posted at the Post Office where citizens could go in and read it. The agenda is posted on the outside of the door at City Hall. Carol said that she thinks more people would be interested if they knew what was on the agenda. Barb said it is hard to find a place to post the agenda on the bulletin boards at the Post Office. Barb will check with Patty at the Post Office to see if she has any ideas as to where we could post the agenda where people could see it. Mark said that the council isn't here to hide anything and we are posting as required.

Thad Davis asked if it could be on the internet. Mark said there is cost involved in that. Cynthia suggested wordpress.com where you can post things for free.

The mayor closed the public hearing.

MINUTES  
REGULAR MEETING OF THE KENDRICK CITY COUNCIL  
APRIL 21, 2014

At 7:35 PM Mayor Mark Lapinskas opened the regular meeting and led in the Pledge of Allegiance. Present were council members Jeremy Alexander, Adriaan Geurtsen, Matt Kathanimane, and Sarah Miles, maintenance supervisor Steve Howerton, and city clerk Barb Wilson. Guests present were Thad Davis, Sonja Lewis, Glenn Lazelle, Dana Magnuson, Wayne Heath, Val and Rose Norris, and Stuart Hurley and Keri Hill from Mountain Waterworks.

Thad Davis came to ask to have his water bill reduced. He had a leak over the winter from a sprinkler system that he thought was turned off. He used 207,010 gallons. Jeremy said that historically we have cut water bills in half for major leaks. Mark stated that it is the responsibility of the citizen for the water from the meter, but that the council does have compassion for a huge leak. The city clerk gave several different scenarios on how we could calculate the cost. Water is billed at \$2.00 per 1000 gallons. The cost increases 20 cents per 1000 gallons for each 5000 gallon increment. One of the options that Barb suggested was that Thad be charged for all of the 207,010 gallons, but only be charged at the base \$2.00 per 1000 gallons. This would drop the water portion of the bill from \$1032.05 to \$456.02. The policy states that citizens are responsible for the water they use, even if they have been being charged for extra water they use due to leaks over the winter. Mark stated that there are costs in producing the water. We do have to be fair and compassionate. The council agreed with this and said that the bill could be divided over four months without late fees. Jeremy made a motion with Sarah seconding to lower the water usage portion of the bill to \$456.02. All were in favor.

Glenn Lazelle said that he would like to get a special use permit to put in apartments and that he thought it was a need for senior citizens. They could walk to their different needs in town. Glenn had been asked to bring plans to this meeting. Glenn said he doesn't want to spend the money for plans if the council isn't supportive of the idea. Sarah said that before his request can be considered, the council would need to see plans. Jeremy asked Val if the apartments would pose a fire hazard. He stated that all of the bedrooms would have to have egress. He said the county fire marshal would need to review the plans. It will be difficult to design a building that will meet fire code, especially since the building is between other buildings. Sarah said the most cost effective route would be to see a schematic of the plans. This is a step by step process. Jeremy thought the concept was a good idea, but the council needs to see a floor plan before we can continue. Parking is an issue. There are currently parking spaces behind the building but if he increases the building size in back, it would take out the parking. If he remodels the building, it would have to meet current codes. Sarah said Moscow requires there be off-street parking for each bedroom. Glenn said he would attend the May council meeting with a rough drawing.

Dana Magnuson, JK Art Commission, presented the artwork drawing from Rolf Goetzinger for the pool mural. The arts commission has approved Mr. Goetzinger as the artist they would like to use. The arts commission will provide food, lodging and gas reimbursement. Mr. Goetzinger will be donating his time to paint the mural. Once he

starts, it should take a couple weeks to finish. Dana said it would be nice if the city purchased a plaque to recognize and thank Mr. Goetzinger. Sarah made a motion with Jeremy seconding to approve the artwork. All were in favor.

Wayne Heath gave an update on the emergency preparedness group he is trying to put together. He has 4 people interested people. He needs 10 people to get Latah County to do the training. He would like to hold a community meeting to create awareness. He would like to hold the meeting at the Kendrick Fire Hall. The council approved this.

Stuart Hurley and Keri Hill from Mountain Waterworks said they have been working on the facility plan. Our currently wastewater system was built in the 60's. Steve has done a great job maintaining the system, but it needs to be upgraded. They have submitted the facility plan to DEQ and USDA Rural Development. They have received technical approval but still need environmental approval. The city needs to get an archeological survey done before the environmental study can be completed. This is the last hurdle. There have been no significant impact findings. Stuart sent the city a draft contract for council review. It is a standard agreement with roles and responsibilities laid out. USDA RD has their own requirements for Idaho and USDA. It will cover basic engineering services and additional surveys, and a geo. technical investigation. Sarah asked if we have chosen a surveyor yet. The funding begins the 1<sup>st</sup> of July. We are waiting for the governor's approval on the block grant. The funding is looking good. It is most efficient to have the block grant go towards the engineering costs. We should get a letter soon letting us know whether or not we received the block grant. The largest challenge we face is the permitting. It can take 6 – 8 months to 5 years. If we get the permitting, we could start construction next spring. Barb will email the contract to the council for review. It is very difficult to change the USDA contract, so keep that in mind when reviewing it. Mark thanked Stuart and said that the city appreciates Mountain Waterworks hard work.

The minutes from the March 24, regular meeting were reviewed. Jeremy made a motion and Matt seconded to approve the minutes. All were in favor.

The minutes from the April 7, special meeting were reviewed. Sarah made a motion and Adriaan seconded to approve the minutes. All were in favor.

The disbursements were reviewed. Jeremy made a motion and Sarah seconded to approve the disbursements. All were in favor.

#### CORRESPONDENCE/ANNOUNCEMENTS:

Barb read a letter from Peggy Bateman resigning from the P&Z Commission. Jeremy made a motion with Adriaan seconding to accept the resignation. All were in favor.

#### MAINTENANCE DEPARTMENT:

Steve took the dump truck to Rush Truck Center because the rear end is leaking. It is under warranty.

Steve has been mowing and spraying and doing other spring work. He made four brush piles along the trail which he will burn in the fall.

Rose asked when we were planning to burn the building on our sewer lagoon property. Steve said soon, but it must be done by May 15, when burn season ends. Steve said he has to remove the railroad ties and he was also waiting for some rain.

He asked for the Deobald's storage tank removal to be on the May agenda.

Steve will be gone May 1 – 9 on vacation.

He asked if Friday maintenance helper, John Schmidt, could help him the entire week before Locust Blossom Festival to help him get ready. The council said yes.

Mark told Steve the parks look great.

Matt asked if Steve had heard anything about the lawsuit that was filed in Coeur d'Alene against the Army Corps. of Engineers regarding levees. Steve said that he had and that the Corps. had backed off a little and will not necessarily give an unacceptable rating for trees on the levee. Steve would like to have the levee clean, but would like to leave the pine trees on the levee.

#### TREASURERS REPORT:

Barb gave a report that included the cash flow report. As of March 31, we have \$339,861.50 in all combined accounts. Some of the large revenues we received were \$1014.60 from Property Taxes, \$110.53 from Highway to City and \$1940 in RV Park Rent. The 941 and State Unemployment Reports were filed in April. The quarterly report will be published this Sunday, April 27. Barb attended a District II Clerk and Treasurer meeting last week. She learned House Bill 560 will require cities to send all financial reports to the state. We must register by January 1, 2015 and start sending information by March 2015.

We are still waiting for Will to review the First Step Internet Contract. Sarah said to go ahead and send the contract to First Step Internet so they can start reviewing it.

Barb asked if we could move the June council meeting to June 9, as she will be on vacation June 16. The council agreed.

URBAN FORESTRY – Matt Kathanimane – They were informed that Latah County will no longer have grant money available for Urban Forestry. The Urban Forestry Committee would like to use the money they have left over for summer maintenance. They will be planting a tree at the Arbor Day Event that will be held April 26.

PLANNING & ZONING - Sarah Miles – No Report

PARK & REC – Adriaan Geurtsen – No Report There is a meeting in May.

FIRE DEPARTMENT - Jeremy Alexander – Val said the Fire Dept. has 20 hours of extrication training this weekend. May 15, will start the No Burning Season. City Code 4-1-11 that states the burning of substances of any kind within the city is hereby prohibited during those periods when burning is prohibited or restricted by the department of lands and/or department of forestry of the state of Idaho, or it is determined that burning could be detrimental to the health or well-being of city inhabitants. The city of Kendrick does not want to have a permit process. No burn, means no burn. Burn barrels were banned in 1970. Household trash cannot be burned at any time.

Val said the Siren Safety Plan needs to be updated. Rose will see if Sandy Rollins has a siren safety plan.

SWAC – Mark Lapinskas – No Report

UNFINISHED BUSINESS: None

NEW BUSINESS:

A discussion took place about the possible repealing of Ordinance 668, which would disband the Kendrick-Juliaetta Planning & Zoning Commission. The decision making ability was what the previous council was concerned about. Steve is neutral on whether or not to disband. Mark asked how much longer the process takes the citizen when P&Z is involved. If we disbanded P&Z it would lessen the burden on the citizen as there would be less steps and it would shorten the time. Disbanding the P&Z is not intended to alienate the City of Juliaetta. Val had the following thoughts: He said that from time to time when the city has a hot issue, time can help calm the issue. Having a P&Z Commission gives an impartial opinion before it comes to the council. It can take the pressure off the council. It would be perceived as divisive to the City of Juliaetta if we disband them. It is a tool for citizens to access. They can use P&Z as a filter. Jeremy would like more time to think about it.

Jeremy made a motion with Adriaan seconding to table the decision as the whether or not to repeal Ordinance 668, which would disband the P&Z Commission, until the May council meeting. All were in favor.

Matt made a motion with Jeremy seconding to accept Resolution 14-247 which would raise (and lower some) dumpster rates and increase the extra bag fee. All were in favor.

Sarah made a motion with Matt seconding to accept Resolution 14-248 which would raise the pool rates. All were in favor.

Jeremy made a motion with Adriaan seconding to accept Resolution 14-249 which would give the mayor authority to sign DEA contracts. A roll call vote was taken. Sarah – Yes, Jeremy – Yes, Matt – Yes, Adriaan – Yes. Motion passed.

Barb gave the council information on the annual AIC Conference for City Officials being held in Boise June 18 – 20. Mark and Matt are potentially interested in attending.

At 9:43 Jeremy made a motion with Matt seconding it to adjourn the meeting. All were in favor.

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Mark Lapinskas, Mayor

ATTEST:

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Barb Wilson, Clerk/Treasurer