MINUTES OF THE REGULAR COUNCIL MEETING 6/14/2022

Mayor Sean Simmons
6:00 p.m.

Pledge of Allegiance

Council Members: Mike Gladhart, Mark Swayne, Jennifer Dunaway, Shannon Schrader, Josh Tilley and Doug Donner


Guests: Ernie Tuning, Loretta Stout, Bill Gaffney, Dennis Fuller, Shelly Donner, Helen Clark and Robert Simmons

Media: Elizabeth Morgan and Nancy Butler

MINUTES

Councilmember Schrader made a MOTION to approve the Regular Council Meeting Minutes as written on May 24, 2022. Councilmember Swayne seconded the motion and it passed with a roll call vote resulting in all ayes.

A copy of the Regular Urban Forests of Orofino Meeting Minutes for May 3, 2022 was submitted to the Council for review.

A copy of the Regular Planning and Zoning Meeting Minutes for May 17, 2022 meeting was submitted to the Council for information and review.

BILLs AND CLAIMS

Councilmember Donner made a MOTION to approve the regular bills plus the additional bills and the payroll dated June 4, 2022. Councilmember Schrader seconded the motion and it passed with a roll call vote resulting in all ayes.

PETITIONS, APPLICATIONS, APPEALS AND COMMUNICATIONS

Concerns and Discussion on P&Z’s recommendation on General Regulations-Recreational Vehicles-The City of Orofino Mayor and Council received a letter of concern from Bill Gaffney City of Orofino Regular Council Meeting held 6/14/2022
who is a new resident of Orofino regarding the proposed Zoning Ordinance Amendment. Mr. Gaffney wanted the Council to withhold approval of the amendment until some of the issues are resolved. Gaffney commented that many people do reside in an RV today without much notice. Gaffney himself lived in his RV for several months on his property while working on his house to move into. Gaffney did not think it is anybody’s business. His concerns are anyone can call in and complain that his RV is unsightly and therefore cannot be parked on his property. Mr. Gaffney is opposed to empowering the building department to allow or disallow RV occupancy. An RV by definition, has already met the requirements for occupation required by law. It is not a fixed structure and enforcement of this kind of ordinance would be very difficult to enforce as long as RV’s are parked legally in someone’s yard or garage. How would people who occupy a RV be counted and monitored. How would the complaining neighbor know you have an occupancy permit, these are the few concerns. Mr. Gaffney was asking the Council to move slowly and carefully during this difficult time for displaced people to acquire suitable housing.

Building Official, Todd Perry responded to Mr. Gaffney stating Planning and Zoning advertised in the Clearwater Tribune for a public hearing and no one attended. Perry disagrees with Gaffney and living in an RV has never been allowed in residential zones.

Councilmember Dunaway clarified that the city never allowed permanent use in Recreational Vehicles without proper utility hook-ups in residential zones. “The reason we are here today is because of ongoing complaints brought to city staff from neighbors next to neighbors who are allowing friends and family to live in a RV in their yard.” A case that went to Court because someone was living in an RV, the Judge stated the city would need to be more specific in the Ordinance for RV’s. If a violation were to remain an infraction, there is no leverage against the perpetrator to correct it. It goes ignored and the violation remains and the fines are not paid which is why the consequences will now be a mis-demeanor.

Councilmember Gladhart commented Debco Construction went through a Special Use Application for his private property in a C-4 Industrial Zone and was granted to allow Recreational Vehicles (campers) to hook up properly to water, sewer and electric. The RV’s belonged to Debco’s construction employees who was here temporarily doing a job. Gladhart was inquiring if the Council can hold off making a decision until more input could be gathered.

It was the consensus of the Council to add Planning and Zonings Recommendation on an amendment to General Regulations-Recreational Vehicles to the next meeting agenda for more discussion and information.

Introduction—Dennis Fuller—Dennis Fuller introduced himself to the Mayor and Council as the next Clearwater County Coroner. Fuller stated no one stepped up to run for Coroner so he ran as a write in and will be sworn in as the new Coroner for Clearwater County in January 2023. Fuller stated it’s a service to the community and he has attended an autopsy and training courses to help prepare himself for the job. Fuller will be working with the Police and Sheriff’s departments and is asking for assistance and looking for someone younger to train and to fill the position in the future.

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Sanitation Rates Discussion—Robert Simmons—Robert Simmons presented the FY2022 CPI to the Council for review. Simmons reported sanitation rates will increase due to the rising costs in the transfer of waste. Rates will increase 8.3% over last year’s rates in the city. Treasurer Wilson reported when the city rates were last increased, a portion of that raise was to accommodate future increases. Wilson stated that the City will pass this increase onto residents in October 2023 FY 2024. Simmons commented County resident’s sanitation service increased to 12% in rates.

Planning and Zoning’s Reason for Findings of Facts and written decision to amend and to add a section to General Regulations Recreational Vehicle—Council referred this item to the next Council meeting for more recommendations before approval.

Idaho Airport Aid Program Grant Agreement—The Idaho Division of Aeronautics submitted a Grant Agreement to assist in financing $75,000 for snow removal and equipment for the Orofino Airport FY-2023. Councilmember Dunaway made a MOTION to accept the Idaho Airport Aid Program Grant Agreement FS Program Number: F238S68. Councilmember Gladhart seconded the motion and it passed with a roll call vote resulting in all ayes.

Orofino Rural Fire District Fire Services Agreement—A copy of a new revised Orofino Rural Fire District Service Agreement was submitted for Council review and approval. Mayor Simmons thanked the Ad-Hoc Committee for the time involved working together. Treasurer Wilson reported she will send the revised agreement to the Attorney for approval. Councilmember Swayne commented working with Alex Irby, Julie Hendren representing Orofino Rural District and Treasurer Wilson the committee did a good job on communicating on information and what is needed for future cost recovery. The relationship is better moving forward and Fire Chief Taylor can coordinate what is needed for future meetings. Councilmember Schrader made a MOTION to accept the revised Orofino Rural Fire Services Agreement. Councilmember Swayne seconded the motion and it passed with a roll call vote resulting in all ayes.

Arbor Day Foundation recognition Orofino as 2021 Tree City USA Award—The City of Orofino received correspondence from Dan Lambe, Arbor Day Foundation Chief Executive. Mr. Lambe wanted to congratulate Orofino on earning recognition as a 2021 Tree City USA Award.

DEPARTMENTAL REPORTS

Administrator—Administrator Smathers received an email from JUB regarding the GIS mapping. Smathers forward the email to the Council so they can take a look at the mapping and see what it looks like. Smathers reported he will refer the rest of his report for Executive Session.


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Building Official—Building Official Perry reported one of the trees that was planted at the Wastewater Plant was removed. The tree was in constant water and could not find a reason why there was an excess of water, he is looking for another alternative.

Public Works—Public Works Supervisor Miller reported the Splash Pad was turned off because of the overflow of standing water because the water table is still high. Public Works cleaned all ditches and culverts on Upper Fords Creek road because of the recent rain storms. Miller will budget for the culvert that will need to be replaced because the bottom rotted out and collapsed on Upper Fords FY 2023. Public Works Crew will help by directing traffic during the replacement. It was noted Miller is working on a Bid package for street paving. The pole, backboard and net for the basketball court was installed at the park on 115th.

Police—Police Chief Wilson reported the missing person was found and no foul play was involved. It was a team effort to locate the missing person and was happy for resolution. Wilson reported the police department purchased workout equipment. A representative installed and put together the equipment. Chief Wilson would like to remind the public School is out for the summer and wanted people to be aware if they witness anything during an event out of the norm to please contact and report to the police department. Councilmember Swayne inquired when they can look at the progress at the police building. Chief Wilson commented that any one is invited anytime to look at building. There is still work in progress. It was noted maybe during a Work Session in August Council can schedule to look at the Police Building.

Water/Wastewater—Water/Wastewater Supervisor Martin reported he is busy juggling with employees on vacation, sick leave and a family emergency. Martin helped install the basketball back boards, they painted them and rubberized them so they look much nicer on the new courts. It was noted AvGas increased to $7.75 a gallon.

Fire—Fire Chief Taylor reported he is in the middle of his second week. Taylor commented he has met with County Officials and had positive conversations and working towards mending the miscommunication from the past. Taylor responded there is no reason why we can’t work together. In other news, Taylor reported there was twelve (12) calls in May, and to date they had ten (10) rescue calls, six (6) vehicle wrecks, three (3) lift assist and two (2) fire calls. It was noted Rescue Truck 33 is out of commission and currently looking for another vehicle. It has transmission and motor problems.

WORKSESSION

Mayor Simmons reported on June 6, 2022 the Council met with Ed Schriever, Fish and Game Director and other area Fish and Game representatives. A power point was presented at the meeting regarding the recruitment, reproduction, growth and mortality rate on Bass and Kokanee Fish in the Dworshak Reservoir. The main concern from Council was there was no Fish and Game presence on Dworshak Reservoir.

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ORDINANCE

Ordinance No. 818 – Amendment to Zoning Regulations: Recreational Vehicles
Ordinance No. 818 will be deferred and considered at the next Council meeting.

RESOLUTION

Resolution No. 22-515-Idaho Airport Aid FS Program number: F238S68, Project number: SP-868-01 to purchase snow removal vehicle and equipment for the Orofino Airport.

Councilmember Dunaway made a MOTION to adopt Resolution No. 22-515. Councilmember Schrader seconded the motion and it passed with a roll call vote resulting in all ayes.

PUBLIC COMMENT

Loretta Stout wanted to thank Shane Miller and Public Works Crew for the great job they are doing for the city. Ms. Stout was curious if Sanitation can surcharge for fuel, everyone will need to tighten their belts because of the rise in costs for fuel.

EXECUTIVE SESSION

At 7:21 p.m., Councilmember Dunaway made a MOTION to go into executive session pursuant to Idaho Code 74-206 subsection 1 (a) to consider hiring a public officer, employee, staff member or individual agent wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need. This paragraph does not apply to filling a vacancy in an elective office or deliberation about staffing needs in general. The motion included a request to have a roll call vote. Councilmember Swayne seconded the motion and it passed with a roll call vote resulting in all ayes.

Councilmember Dunaway MOVED to return to regular session. Councilmember Swayne seconded it.

ADJOURNMENT

At 8:30 p.m., Councilmember Dunaway made a MOTION to adjourn. Councilmember Schrader seconded the motion and it passed unanimously.

ATTEST:
Janet R. Montambo, City Clerk

Sean Simmons, Mayor

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