MINUTES OF THE REGULAR COUNCIL MEETING 7/27/2021

Mayor Pro-Tem Jennifer Dunaway
6:00 p.m.

Pledge of Allegiance

Council Members: Mark Swayne, Shannon Schrader and Doug Donner
Absent: Sean Simmons, Jon Isbelle and Josh Tilley

Staff: Administrator-Ryan Smathers, Clerk-Janet R. Montambo, Treasurer-Donna Wilson, Building Official-Todd Perry, Public Works Supervisor-Shane Miller, Water/Wastewater Supervisor-Michael Martin, Police Chief-Jeff Wilson and Fire Chief-Jon Hoyt

Guests: Jeffrey J. Matney, Pam Emigh, and Michelle Gladhart

Media: Nancy Butler and Elizabeth Morgan

MINUTES

Councilmember Schrader made a MOTION to approve the Regular Council Meeting Minutes held on July 13, 2021. Councilmember Swayne seconded the motion and it passed with a roll call vote resulting in all ayes.

BILLS AND CLAIMS

Councilmember Swayne made a MOTION to approve the regular bills and the additional bills as presented and the payroll dated July 17, 2021. Councilmember Donner seconded the motion and it passed with a roll call vote resulting in all ayes.

PETITIONS, APPLICATIONS, APPEALS AND COMMUNICATIONS

CEDA Business Meeting Invitation-The City of Orofino received an Invitation from Clearwater Economic Development Association to the Annual Joint Meeting with CEDA Members and Board of Directors. The Meeting is scheduled for Thursday, August 26, 2021 at 6:00 p.m. at the LCSC Williams Conference Center, Lewiston, Idaho.

Revocable Encroachment Permit Application-Clerk Montambo submitted a copy of the Revocable Encroachment Permit Application to the Council for review. Administrator Smathers reported City Attorney Becky Vaage reviewed it and approved it. Mayor Pro-Tem Dunaway commented that she liked the idea and would like to continue the discussion later in the meeting when they review the Amendment to the Open Container Ordinance.

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Administrator-Administrator Smathers reported the City ordered a new flag for the Orofino Park. Usually this is a Chamber of Commerce function but due to the circumstance’s the flag was in disrepair and needed to be replaced. In other news Smathers reported the equipment for the Sand Volleyball Court has arrived. Smathers will be looking for a cover for the court when it’s not in use, to protect the sand. It was noted the Volleyball Court will be placed between the sprinkler system and parallel behind the bleachers. Smathers announced he and Chris St. Germaine will be meeting with Idaho Department of Transportation to submit plans for the proposed pathway on Highway 12. Smathers received the land use agreement back from Idaho Department of Lands for the airport to be used during the Fire Season. It is still open to the public for use but there is a clause in the agreement if need to they can shut it down for their use. It was noted the Corp of Engineers extended their Fire Protection Agreement for another year. Smathers is working with Ziply Fiber for internet service for the Water Plant, Airport and City Park. Smathers inquired from the Council if they would like to provide a Hot Spot for Wi-Fi in the park. It would be open to everyone or have a password access. Mayor Pro-Tern Dunaway commented it can be filtered and place time limits to shut down by 9:00 p.m.

It was noted Chris St. Germaine will be applying for a grant to build a new restroom at Champion Park. Smathers and John Erbst drove around to the different parks to look at placing different exercise equipment in the Parks. Through approval with Blue Cross Grant the city would be reimbursed. Smathers will write a letter to Dworshak Recreation requesting to carry over the funds for next year for the Basketball Courts. This year there was a lack of contractors to do any concrete work. And lastly, Smathers made the minor changes that he received from some of the Councilmembers to the Orofino Rural Fire Agreement. The Orofino Rural Fire Agreement will be put on the next agenda for a final review before approval.

Treasurer-Treasurer Wilson submitted the Clearwater County Tax Recap Report to the Council for review. Treasurer Wilson reported she is working on the budget with updates. The tentative budget will be submitted for approval at the next Council meeting.

Building Official-Building Official Perry reported he had denied a building permit application. The property owner just wanted to build a carport garage which is an accessory building to no primary use established on the property. A residence would need to be included in the application. Perry met with Hugh Miller who is continuing work on the platform in the park. Miller had to wait for the concrete to cure before he can continue. Last Friday the Plaza was opened. Mayor Pro-Tem was surprised the parking off of Johnson was not parallel. Perry responded with the crosswalks parallel parking was not allowed. There is three parking places in front and four parking places on the alley side. Perry thinks it will catch on eventually with different suggestions. In other news, Perry was invited to Rotary and talk about the Plaza that maybe they might help with some of things that would be needed for the Plaza. Councilmember Donner inquired about the backing up on Johnson Avenue, that it has changed the traffic pattern. Donner was wondering
if the city would need to go to State to get permission. It was noted that it is the city's street and not owned by the State. Mayor Pro-Tern Dunaway commented the Plaza was originally requested by the Chamber of Commerce two years ago. The Council was all for a trial run to see if the Plaza would be a success. The Plaza can be put on the agenda for the next meeting to allow for public input. Jeff Matney, Oasis Bar owner was inquiring if the Plaza will be there all year long. It was noted that November through March it will not be there because of possible snow and no one would be using the Plaza. Pam Emigh, concerned citizen was inquiring about if a Bank Robbery was in process would they consider moving to one block over and that the barricades would hinder the police officer’s to respond faster. Michelle Gladhart, Banner Bank employee commented she likes the Plaza but would like it somewhere else. When people realize that is not a through street they drive through the alley and into the bank parking lot against the flow of the traffic coming in.

Public Works—Public Works Supervisor Miller reported that he is waiting on sprinkler parts they are on back order. The half-court Basketball Hoop was installed in the park. Miller is meeting with JUB Engineers and looking into mapping water and sewer lines. It was noted Dr. Pipeline will be here to inspect the sewer lines with their Close Circuit TV (CCTV). August 16th the pipe bursting will begin. Miller reported he is working on the schedule for paving. In other news, Miller is looking into pump protection for the McCandless water tank, and he will also budget for air/heat unit for the shop and Dog Pound.

Police—Police Chief Wilson reported the department is cleaning out the storage unit and reorganizing the shop. They will transfer all of their files down to the new office where it will be easier access. Mitch Jared and crew have completed the construction, they will come back to do the finishing touches on the seams. OPD staff will take care of the clean-up. It was noted Compunet will be at the new office to begin the next phase of the technical and phone system, and computer system.

Water/Wastewater—Water/Wastewater Supervisor Martin reported he is also experiencing back orders on parts. Martin is helping with other projects. Martin commented the new dump truck will be delivered at the end of this week. Councilmember Swayne complimented Martin on a well done job for the Show and Shine.

Fire—No report. Fire Chief Hoyt was called out on a call.

ORDINANCE

Ordinance No. 814-Amendment to Open Container Code

Discussion

Mayor Pro-Tem Dunaway inquired from Police Chief Wilson on his position of the Amendment to Open Container Code. Chief Wilson commented if the Council wants to change and amend the Open Container Code then he would ask they appeal the Open Container Code all together. If you allow it so much in different areas through-out the city, he wouldn’t feel right about writing a ticket to someone for open container if they are within ten feet of where it is allowed. Either you want the Ordinance or not it is not a fair purpose to allow in many different spots. Mayor Pro-Tem
Dunaway commented they would stick to permit only at the Plaza for Special Events. It would be permitted case by case. Wilson commented when it was changed to Zero Tolerance for no Open Container, it was during events where it draws huge crowds and it sometimes was unruly when it was allowed on the streets it sometimes got out of hand and often times downtown store fronts were having to contend with broken glass bottles that was thrown at the windows or a fight would break out and there would be debris all over the streets and sidewalks were left behind for them to pick up.

Pam Emigh, concerned citizen, commented she would like to see the open container changed within reason and not allow no glass or metal containers when serving beer or wine and no liquor after 8:00 p.m.

Jeff Matney, commented during the fishing season, out of town guests would walk out of his bar with beer and he would tell them it is not allowed and they respond that they can do it in other towns.

After no further comment, Mayor Pro-Tern Dunaway referred the Amendment to Open Container Ordinance and the Revocable Encroachment Permit to the next meeting so the full Council can be there to input their thoughts and concerns before passage. Police Chief Wilson commented he would respect that and wait until all Councilmembers are in attendanc to make a decision. But before actual passage, the Ordinance and Revocable Encroachment Permit will first be referred to a Work Session on August 3, 2021 for more public input.

EXECUTIVE SESSION

At 7:20 p.m., Councilmember Donner MOVED to go into executive session pursuant to Idaho Code 74-206 subsection 1 (d) to consider records that are exempt from disclosure as provided in Chapter 1, title 74 Idaho Code. 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.

ADJOURNMENT

Councilmember Donner made a MOTION to return to regular session. Councilmember Schrader seconded the motion and it passed unanimously.

At 7:45 p.m., Councilmember Donner made a MOTION to adjourn. Councilmember Dunaway seconded the motion and it passed unanimously.

ATTEST:
Janet R. Montambo, City Clerk
Sean Simmons, Mayor

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