MINUTES OF THE REGULAR COUNCIL MEETING 06/27/2023

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

Staff: Administrator-Ryan Smathers, Building Official-Todd Perry, Public Works Supervisor-Shane Miller, Water/Wastewater Supervisor-Michael Martin, and Fire Chief-Bart Jones

Guests: Alan Shumacher, Tye Barnett, Jake Garringer, Steven Kinzer, LJ Reece, Sal Lauria, Roger Burnham, Elizabeth Morgan, Nancy Butler, Erica Holland, Shelly Donner, Helen Clark and Loretta Stout

Media: Nancy Butler and Elizabeth Morgan

Absent: Clerk Treasurer-Donna Wilson

MINUTES

Simmons announced there is one correction on the agenda this week. That is under petitions, applications, appeals and communications item D. City of Orofino MOU and is for FLA transportations. That is for an AARP grant for some benches.

Councilmember Schrader made a MOTION to approve the Regular Council Meeting Minutes as written held on June 13th, 2023. Councilmember Swayne seconded the motion and it passed with a roll call vote resulting in all ayes.

BILLS AND CLAIMS

Councilmember Donner made a MOTION to approve the regular bills and the additional bills and the payroll dated June 17th, 2023. Councilmember Swayne seconded the motion and it passed with a roll call vote resulting in all ayes.

PETITIONS, APPLICATIONS, APPEALS AND COMMUNICATIONS

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US Highway 12 Sidewalk TAP Project Supplemental Agreement- Administrator Smathers reported there were efforts made to get this requirement waived, but they absolutely refused. The original cost was $81,612 which the city’s share would have been $5,950. John Watson with JUB negotiated it down to $40,725 with the city’s share being $2,990. This is on the sidewalk project on Highway 12, it is a cultural study due to it being historically tribal ground. The first section of the project will be from 108th to 118th street where the sidewalk is the narrowest.

Councilmember Dunaway made a MOTION to approve the US Highway 12 Sidewalk TAP Project Supplemental Agreement. Councilmember Tilly seconded the motion and it passed with a roll call vote resulting in all ayes.

Township Development Review Final Plat-Burnham explained the process and steps that have been taken over the last 6-8 months such as working with P&Z, meeting with department heads, and getting preliminary and final approval from the City. Burnham is seeking approval from the city for allowing them to build the subdivision according to the design standards. With the approval, he can begin ordering sewer/water lines and start the infrastructure process. Perry added Burnham needs approval from the city to start putting materials in the ground. P&Z minutes are in the agenda from last week where Perry presented the city’s ordinance of what is required on a final plat as well as provided in the packet. There are more final steps Burnham will need to take when he reaches the next stages.

Councilmember Dunaway made a MOTION to approve Township Development Review Final Plat Councilmember Gladhart seconded the motion and it passed with a roll call vote resulting in all ayes.

Surplus Resolution No. 23-524-

Councilmember Schrader made a MOTION to approve Surplus Resolution No. 23-524. Councilmember Tilley seconded the motion and it passed with a roll call vote resulting in all ayes.

ID City of Orofino (FLA Transportation) MOU- Simmons announced the grant is for 8 park benches to go on the crooked path, the bike park, and by the care center. Smathers stated there will be a press release this week from AARP revealing all who were awarded with this grant. The signing of the memorandum allows the city to order the benches and get them sooner than later, guaranteeing funding.

Councilmember Dunaway made a MOTION to approve the City of Orofino AARP MOU Councilmember Swayne seconded the motion and it passed with a roll call vote resulting in all ayes.

Penalty Change -Dog At Large –Fraizer shared the reason for this change request is due to the ongoing issues with dogs at large. The judge and Clayne Tyler conversed that the city’s penalty for the dog at large be; once a civil ticket is issued, if an individual fails to pay after 15 days a
normal state citation is issued. In the City’s statutes it indicates a misdemeanor, where the State has an infraction dog at large. The city cannot have a misdemeanor charge when the state has an infraction for a similar offense, modification is needed to make it an infraction charge. When the subject gets a citation on the state code, it'll say $300. They’ll be able to come see the judge and Clayne Tyler to come up with a potentially lesser fine, but the original citation on the state statue ticket would be $300. The city does have a provision in the dog at large where they issue a city citation, a $50 dog at large ticket, they are required to come in and adjudicate that within 15 days. This is the step when they blow that off and they don't adhere to that. That's the city’s next step in the process. Trying to alleviate the burden on the court by allowing individuals to come into the city and pay that without having to adjudicate through the judge and adding more paperwork to them.

Councilmember Dunaway made a MOTION to approve Penalty Change -Dog At Large Councilmember Tilley seconded the motion and it passed with a roll call vote resulting in all ayes.

Draft Ordinance 6-13-8 - Compression Brakes and 6-13-9 – Penalties-Fraizer stated many of the citizens have been with Councilmembers about compression breaks. He did some research into other cities and how they’re addressing the problem. He came up with a draft for the council to review. Knowing changes or discussions ultimately reside with the council, he felt it addressed what he heard from the public and what the council talked about, addressing all the issues that were brought up. Fraizer reminded the council it’s just a discussion to kind of give them a nice idea of what is out there plus what other city entities are doing. Then he drafted underneath the City’s Noise Ordinance it wouldn’t have anything to do with traffic fine because the state takes care of that. Gladhart requested this be added to the work session where they are discussing alcohol permitting. Swayne interjected on the Noise Ordinance and offered wording it as “muffled”, Fraizer pointed out he was not an expert to say what classifies as muffled so addressing specific areas where its not permitted and areas where they are is needed. The signage was addressed by Swayne questioning how long it would take to put into place. Fraizer stated he would work with Shane when the time came to design and once designated areas were determined, the signs would be placed.

DEPARTMENTAL REPORTS

Administrator- Smathers met with Ryan Fobes from foresight engineering, Ryan was hired to design a plan to clean out the mouth of the creek we’ve been talking to you for a couple of years. While Mayor Simmons was in office, they applied for the permits, which was the next step, this could take a couple months or could take a year or more. Susan is also looking at some grant opportunities for the actual cost of it, which is currently unknown. The permits could require or determine how much is taken out so the cost will come later but they are still actively trying to
be proactive and there's some FEMA money out there now that may cover part of this. Smathers announced the Bike & Skate Park will be having an open house Friday, July 14th from 9-12 at Orofino Sports Park. Mayor Simmons will be cooking hotdogs; Brenda Drobish will have the loaner bikes available with free helmets for the kids who do not have their own. The shed placed at the park is for the loaner program that is the next phase to be completed. There is a bike repair station Miller will be placing there shortly. This station is like the one you can find at the city park. Smathers encourage everyone to stop by and show their support.

Building Official-Perry announced the ADA parking space at the basketball courts has been completed. They created a flat spot on the hill, that left them with two choices to build a retaining wall or create an edge. They chose to have an edge there and now are going to build a guard to prevent somebody in a wheelchair from accidentally falling off that edge. Materials will be picked up 06/28/2023 to start that process. Perry stated he was working on the building inventory for the downtown revitalization project. Donner wanted clarification where the ADA ramp would be accessible, Perry confirmed it’s not a ramp it’s a parking spot that allows direct access to the basketball and tennis courts.

Public Works-Miller reported that he was just returning from vacation for the past two weeks and was leaving it open for questions, as he is still trying to gather everything that got done while he was gone. Miller announced the dog pound sewer drain has been having problems for a long time, so they dug it up and eliminated the part that wasn’t working and replaced it with proper functioning equipment. Gladhart shared with Miller two requests from officers and citizens, first was to have the park sign redone to say 10pm is park closer time and second was if parking spots can be redesigned/painted to be more effective. Smathers shared the bathroom at champion park is placed but still has some concrete work to be done. Miller stated the plumbers were up there today and placing a pressure reducing valve. Electrical will be this coming week, exact date is unsure with the upcoming holiday.

Police-Fraizer announced with the 4th of July upcoming the issue of fireworks arises and reminded the public, anything that leaves the ground or goes bang is illegal. He also wanted to remind dog owners, with the influx of people in town, if your dog goes missing, please contact the police department and make them aware. This helps in the case your dog gets picked up, the return process can be faster. There are currently four dogs in the pound that Fraizer is trying to address, he shared Ireland is working at finding placements for them. Fraizer wanted to share the sidewalk at the PD is making progress, and they will be entering the next phase this coming week.

Water/Wastewater-Martin announced it’s been routine maintenance and operations for his crew. The UV system has been running well, they have temporarily switched back to chlorine to try and use it up so they can send the empty bottles back. With the changeover to the new UV system the city is already saving 26,000 gallons of drinking water per day.
Fire-Jones shared the current months totals for fires is seven and rescue calls is fifteen, he stated the reports are higher than normal for June. Jones announced Rescue truck 33 sold for $4700 and he has a few more he’d like to surplus out as well as some equipment he’d like to thin out. Jones mentioned he was down two command staff in the last week due to vacation and medical, these are his two guys with flexibility to leave during the day leaving him without able bodies. The Fire Dept. recently conducted wildland training, they went through the fire shelter and a quick review of some other areas. The department is now doing bonus training, they have been so well received it is now becoming a permanent thing. Jones shared they are ready for the 4th of July, and he intends to reach out to their mutual aid for additional support. There will be engines staged on highway 12, and in the park. Donner asked if Greer is still operating and Fraizer stated he hasn’t been able to reach anyone.

PUBLIC COMMENT
Alan Shumacher shared every Tuesday there are consistently dogs at the park during the farmer’s market. Loretta Stout thanked Miller for placing the two dog waste stations and thanked Fraizer for working on the draft ordinance for exhaust brakes. Sal Lauria stated the stop sign issue and speeding hasn’t stopped but it has slowed down. He shared Fraizer and team have done a great job patrolling the area.

ADJOURNMENT
At 6:49 p.m., Councilmember Dunaway made a MOTION to adjourn. Councilmember Schrader seconded the motion, and it was carried unanimously.

ATTEST:
Sean Simmons, Mayor

Joni Spencer, Deputy/Debt Clerk

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