

**City of Stanley
Public Hearings/Council Meeting Minutes
August 13, 2015**

IN ATTENDANCE FOR THE CITY:

Mayor Herb Mumford, Council President Steve Botti, Councilmember Laurii Gadwa, Councilmember Melinda Hadzor, Councilmember Lem Sentz, City Clerk/Treasurer Cari Tassano, and maintenance personnel Greg Wallace.

OTHER ATTENDEES:

Rachel Zero, Ron Pumphrey, Russell Clark, Michele Wetzel, Jim Wetzel, Gary Gadwa, Allison Beechert, Gary Cevich, Charlie Thompson, Anna Means, Barton Stanley, Brandon Knight, Jeff Welker, CJ Welker, Jack Stevens, Amanda Mathews, Kirk Flannigan, Susan James and Dave Kempton

PUBLIC HEARING – Proposed Budget Amendment of the FY15 Budget:

The Public Hearing was opened at 5:45 pm in the Stanley Community Room to receive comment of the proposed changes to the FY15 Budget Amendment. Mayor Mumford explained that the budget was being reopened due to an increase in tax revenue and additional expenses.

Testimony in favor: None offered

Neutral Testimony: None offered

Testimony in opposition: None offered

The public hearing is adjourned at 5:50 p.m.

PUBLIC HEARING – Proposed FY16 Budget:

The Public Hearing was opened at 6:00 pm in the Stanley Community Room to receive comment of the proposed FY16 Budget. The Mayor thanked the Council Members for all their hard work on the several work sessions that were held for the FY16 budget. He hoped there would have been more public input at these work session and hoped more people attend in the coming years.

Testimony in favor:

None offered

Neutral Testimony:

Brandon Knight signed up for testimony, but chose not to speak.

Russell Clark is concerned that the city currently does not have a police officer. When the ad in the paper for the FY16 Budget was published he did not see anything listed for law enforcement. Clark stated that being an option tax payer he is very concerned that we do not have a police officer (which option tax pays for), pointing out that the city has had an increase in business which means more people, but yet we do not have a police officer, which means, no bar checks or patrols. Clark states this summer has been chaotic without a police officer. Clark continued to state that he needs to understand what the City is going to do to make sure we have police force in Stanley year around. The Mayor let Clark know that we are actively looking

for a police officer and have been since our last police officers left us as of April 30, 2015; to go to work with the Custer County Sherriff's office in Challis. This was a surprise to the City and we are continuing to scramble to look for a police officer, we have also increased the budget for FY16 for a new police officer. Councilmember Gadwa pointed out the police officer allocations are within the General Fund. Mayor Mumford also commented that anyone could obtain a copy of the line item budget by contacting the office. He also encouraged Clark and suggested in the future he may want to attend the budget work sessions so he can address his concerns and learn about each line item within the budget. Clark further stated that he is concerned because he would like to see a police officer in town on a full time basis and if this means contracting with Custer County Sherriff's office, then he is in support of that. Council president Botti comments that there is \$75,000 allocated within the general fund for the police function and we are willing to discuss all possibilities for a police officer in Stanley.

Burton Stanley signed up for testimony, but chose not to speak.

Gary Cevich agrees with Russell Clark's testimony.

Rachel Zero agrees with Russell Clark's testimony.

Testimony in opposition:

Ron Pumphrey is speaking as a professional; he opposes the police budget. Pumphrey feels we do not have a good strategic plan which includes prosecution. He disagrees that the \$75,000 is all for policing. Pumphrey further stated that the City couldn't pay the contract offered to him at the time of his employment with the City. Mayor Mumford disagreed with Pumphrey. Pumphrey discussion continued to move away from the FY16 Budget. Pumphrey would like to have an executive session with the Council tonight if possible.

Councilmember Hadzor has a closing comments: Hadzor reads a written statement that she prepared for the Council. She states the City Council should be included in the hiring process of the police officer. She has stated that there have been 4 police officers hired without the input from council members and further states that after four hiring attempts of a part-time police officer in the last 3 1/2 years the city has been unsuccessful in retaining a police officer. Hadzor feels we should contract with Custer County Sherriff.

Councilmember Hadzor hereby opposes the FY16 Budget for law enforcement and the city police officer position. Hadzor requests that the council consider passing a resolution opposing the City of Stanley police officer and the FY16 Budget due to the law enforcement allocations within the general fund.

Mayor Mumford asks the Council if they would like to clarify if they were given the opportunity to review police officers qualification before making an offer to the previous police officers; Mumford acknowledges that with the last police officer (Pumphrey) we had to move fast, because Pumphrey needed to start immediately (December 2014) and there was not time to formally address this with the Council. Council President Botti agrees with this assessment, stating that he can't remember each case, but acknowledges the council was presented with the Mayor's evaluations on previous officers, prior to Pumphrey.

The public hearing is adjourned at 6:19 p.m.

CALL TO ORDER:

The meeting is called to order by Mayor Mumford at 6:21 p.m.

AGENDA AMENDMENTS:

Councilmember Hadzor made a motion to amend agenda for four different item as per Idaho Code 74-204 (4) (B-C). 1. The code number for agenda amendments and executive session need to be changed to Idaho Code 74-204 (4) (b-c) and Idaho Code 74-206 (1) a-f. 2. To amend agenda for an executive session tonight based on the minutes from July 9, 2015 meeting. 3. To amend the agenda to introduce a resolution to oppose a city police officer for the City of Stanley. 4. Oppose the law enforcement budget within the general fund. Council President Botti stated we don't need to amend the agenda to go into executive session, it is already on the agenda. In regards to changing the Idaho code numbers on the agenda, a resolution to oppose a City police officer for the City of Stanley and to oppose the law enforcement budget for FY16. Councilmember Gadwa seconds. All approve. Motion passes.

MAYOR COMMENTS:

There is a Rumor going around town that Mayor Mumford wants to make clear. The Mayor is not the prosecuting attorney for the City or the County. The Mayor does not decide which violation get prosecuted. The City Council knows that the budget for prosecution is only for the city ordinances and this is why the prosecution budget is low. All other prosecution are handled by the prosecuting attorney for the County.

COUNCIL COMMENTS:

Council President Botti reported last Friday the president signed Simpson's wilderness bill. There is a clear understanding within the political community that the monument is dead since the wilderness bill was passed. Within the bill the City of Stanley will be receiving the conveyance of 4 acres of land for workforce housing. This has been an ongoing problem for Stanley for many years. Now, the City of Stanley will initiate a process starting with a need analysis. Of course, this will be a long process before any building will start, but the need analysis should be done immediately.

CITIZEN PARTICIPATION:

Charlie Thompson: spoke regarding the many road closures to access campgrounds and public lands in the SNRA. Thompson has several question for Kirk Flannigan SNRA area Ranger that is later on the agenda: Why are so many roads closed, who makes the decision to close roads, how many roads or campsites will be shut down? Where in the SNRA does the Forest Service have the permissions to close access? Thompson goes on the say that he has not seen any public notification, but instead is only aware of the closures once the roads are closed.

Russell Clark: Thanked all the City members and acknowledged the stressful jobs they have and the ability to balance between the people and politics. Clark agrees with Charlie Thompson on his comments about road closures.

COUNCIL ACTION ITEM LIST:

None

CONSENT AGENDA/MEETING MINUTES:

July 2, 2015 work session, July 9, 2015 council meeting and July 16, 2015 work session meeting minutes and the Payment approval report for unpaid and prepaid bills for July and August. Councilmember Hadzor states that she feels the July 9, 2015 Council Meeting should be more detailed under law enforcements in regards to the prior police officer Ron Pumphrey's comments and would like the council members to review the tape and advise the City Clerk of any further notation needed. Councilmember Gadwa makes a motion to approve the July 2, 2015 work session, July 16, 2015 work session minutes and the payment approve report for July and August. Gadwa further motions that the July 9, 2015 Council Meeting minutes are to be pulled for review. Councilmember Hadzor seconds. All approve. Motion passes.

LAW ENFORCEMENT:

The City Council is in receipt of the written report from the Custer County Sheriff's office. Ron Pumphrey gave a verbal report on the activity within Stanley.

COMMUNITY BUILDING:

Jennifer Donovan Meyer at the National Radio Astronomy Observatory is requesting use of the Community Room August 20-23rd 2017 with fees waived or reduced. Councilmember Gadwa makes a motion to supply the community room with all fees waived on the 20th and the 21st-23rd would be at the regular rate. Councilmember Hadzor seconds. All approve. Motion passes.

Kathryn Hitch has requested use of the community room for Senator Crapo to host a public town hall meeting. He will be visiting all incorporated cities and would like to visit Stanley on 9-3-15 @ 10:00 a.m. this is an opportunity for the public to ask any questions or voice their concerns regarding federal issues. Council President Botti states as a public service he moves to approve use of the community room with all fees waived. Councilmember Gadwa seconds. All approve. Motion passes.

PIONEER PARK:

None

STREETS AND ROADS:

Russell Clark stated that Stanley Construction has another application of dust control to apply and will do so within the next couple of weeks. Mayor Mumford is very pleased on how the roads have held up in spite of the rains we received in July.

AD HOC COMMITTEES:

CEDA: reported on the 7-20-2015 meeting. The next meeting will be Tuesday August 18th @ 9:00 a.m.

Cemetery: None

Code Review: will be discussed later in the meeting.

Sawtooth Interpretive & Historical Association: in late July (after the restoration work was completed) SIHA had a dedication reception at the historic Shaw Cabin and a new interpretation sign was installed.

Groomer: Stanley snowmobile club is gearing up for some repairs out on the trail.

Chamber of Commerce: It was a very busy summer for all the businesses.

OLD BUSINESS/NEW BUSINESS:

Kirk Flannigan SNRA area Ranger: started with giving history on the Forest Service Travel Plan: in 2005 the Forest Service was mandated to supply a legal system of roads that motorized traffic can travel on. Flannigan states that the SNRA did one in 1998 and is available to the public; within the community you will find a motorized vehicle use map which tells you which routes are open. A lot of the routes you see out there are roads created for fires, fishing and several other different reasons, not all of these roads are legal roads. The Forest Service is aware that the Travel Plan needs to be updated and Flannigan assured everyone that the public will be part of the process when it comes time to update the travel plan. Many of these areas that have road closed for whatever reason may still be accessed by foot, but unfortunately vehicle traffic is not allowed. Flannigan further states that when a whole road is being considered to be torn out there would have to be a public process. Flannigan encouraged the public to contact him with different questions.

Option Tax Financial support request – Chamber of Commerce: Councilmember Gadwa due to the Option Tax doing well she makes a motion to approve the option tax financial support request of \$10,000 and thanked the Chamber for the written report on the Chamber activity. Council President Botti seconds. All approve. Motion passes.

FY 2015 Appropriation Amended Budget Ordinance #194: Councilmember Gadwa makes a motion to approve Ordinance #194 amending the FY15 Budget and waive the three readings as per Idaho Code 50-902. Council President Botti Seconds. City Clerk Cari Tassano reads by title only. Roll Call Vote: Council President Botti – Aye. Councilmember Gadwa – Aye. Councilmember Hadzor – Aye. Councilmember Sentz – Aye. All approve. Motion passes Ordinance #194.

City Council to plan a Public Hearing for Option Tax Ordinance 56D-5: Public Hearing will be on 9/3/15 @ 6:00 p.m.

Omnibus Ordinance: A draft has been prepared and was sent to the city attorney, he has responded and we are supplying it to the public through our web site and this is the draft that we will discuss this evening. Council President Botti summarized the Omnibus Ordinance Draft and also summarized an additional Ordinance supplied by the attorney that correlates with the Omnibus Ordinance that is necessary to interpret the Omnibus Ordinance accurately. This additional ordinance was created to make sure whatever is in the Omnibus Ordinance follows Idaho State Code. The issue was brought up that pilots may camp in the vicinity of their aircraft at the airport. It was decided to have a work session so we can address this issue, the council decided to meet on the 17th of August @ 11:00 a.m., so that we can have a public hearing for the Omnibus Ordinance on September 10, 2015.

BUILDING PERMITS APPROVED BY CITY CLERK:

Building Permit #854 – Alteration - Siding

BUILDING PERMITS/CITY COUNCIL APPROVAL:

Flood Hazard Development Permit #855: a Letter was supplied by the cities flood plain administrator. Council President Botti makes a motion to approve Flood Hazard Development Permit #855 subject to the signatures by the Army Corp of Engineer's as stated in the letter by the cities flood plain administrator. Councilmember Gadwa seconds. All approve. Motion passes.

Building Permit #856- Anvil Fence at Sawtooth Estates Bridge and NE Gate: Council President Botti comments this is a building permit to construct a gate on an easement not on someone's property, which raises the question, in the absence of a homeowners association who represents the property owners? After further research it was discovered that it is the legal opinion that the primary property owner within the subdivision would have the say whether the gate goes in or not. The Wood River Land Trust owns 27 lots and would be the primary land owner. Wood River Land Trust is not for or against the gate right now. They are not ready to make a decision at this point. There was also a letter written by Gary Flashner that is in opposition of the gate being installed; Mayor Mumford read this letter. Council President Botti make a motion to approve building permit #856 subject to written confirmation from Wood River Land Trust (being the primary land owner) that they are in agreement to install the gate. Councilmember Hadzor seconds. Councilmember Gadwa is abstained. Approved. Motion passes.

Building Permit #857 – fill and level lot: A building permit for Lot 5, Mountain View Subdivision has been submitted. Councilmember Gadwa notes that the Wetzels retaining wall is irrelevant to this building permit and the written comments on the application instruction are also irrelevant to this permit. On the building permit application attachment (page 2) at the bottom the writing is not legible and the council cannot read what it says. The application on page 2, on the top of the page that is legible says, "fill needed & grading to level out and add landscaping" the council acknowledges they want to add more fill but it is unclear if the fill that will be added will need an additional retaining wall or if the existing retaining wall can contain the fill, it is also unclear on how high the fill will go, they need to be assured that the fill will not go into the wetlands. This is a piece of property that starts from the elevation of Ace of Diamonds and goes to the bottom of the ravine. From what the council sees there would have to be an additional 5' or 6' of fill. We would need a site plan. Cross hatching doesn't show how deep or how high and what direction the fill will be placed. The Council needs a further description of work to be completed and a legible application; we need clarification of what is being leveled out and to what level. Councilmember Gadwa makes a motion to send building permit #857 back to applicant for additional clarification and further information as discussed, once permit application is resubmitted it will be considered at the next regular city council meeting. Councilmember Sentz seconds. All approve. Motion passes.

Sign Permit #150730 – Stanley Community Library: Council President makes a motion to approve sign permit with the understanding the permit should come before the sign is installed. Councilmember Gadwa seconds. All approve. Motion passes.

CITY CLERK REPORT: (City Clerk/Treasurer Cari Tassano)

The City Clerk informed the Council she will be on vacation from the 17-20th and the office will be closed. The office is always closed on Fridays (21st) and the office will reopen on the 24th. The City Clerk announced that the Sawtooth Mountain Mama's – Cowboy Gathering is looking for sponsors to help defray from the cost of the Gathering. The City Clerk reported to Councilmember Gadwa about the miscellaneous expense in the law enforcement fund, which was for publishing expenses to advertise for a new police officer.

EXECUTIVE SESSION:

Council President Botti makes a motion to go into Executive Session as per Idaho Code 74-206 (1) (a) (d) and (f) at 8:44 p.m. Councilmember Gadwa seconds. Roll call vote was taken by City Clerk: Council President Botti – Aye; Councilmember Gadwa – Aye; Councilmember Hadzor – Aye; and Councilmember Sentz – Aye. All approve. Motion passes.

Councilmember Gadwa makes a motion to adjourn executive session and go into regular session at 10:13 p.m. Councilmember Sentz seconds. Roll call vote: Council President Botti – Aye; Councilmember Gadwa – Aye; Councilmember Hadzor – Aye and Councilmember Sentz – Aye.

REGULAR SESSION:

Proposed Annual appropriation ordinance #195 for FY16: Council President Botti makes a motion to approve Appropriation Ordinance #195 for FY16 Budget and waive the three readings as per Idaho Code 50-902. Councilmember Gadwa seconds. City Clerk Cari Tassano reads by title only. Roll Call Vote: Council President Botti – Aye. Councilmember Gadwa – Aye. Councilmember Hadzor – Aye. Councilmember Sentz – Aye. All approve. Motion passes Ordinance #195.

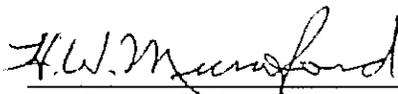
The resolution to oppose the law enforcement budget within the general fund is withdrawn from the agenda.

Councilmember Gadwa makes a motion to appoint a committee of two to meet with the Custer County Sherriff or others deemed appropriate concerning law enforcement issues and the possibility to negotiate a contract for law enforcement services. The two appointed council members will be Melinda Hadzor and Steve Botti. Councilmember Sentz seconds. All approve. Motion passes.

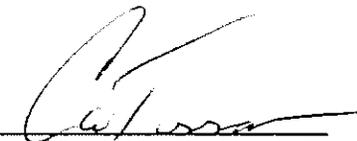
Councilmember Laurii Gadwa asked the City Clerk a couple of questions on the financials. 1st question was regarding the payment due to the city for the Park & Recreation for license fees. The city clerk responded and said she was given verbal verification that the fees have been mailed. The 2nd question was regarding the park fund expenditures in the vehicle equipment maintenance and fuel category, there is a charge of \$127, what is this for. The city clerk let Gadwa know that she would have to report back to her in the next council meeting. The city clerk let the council know that the Option tax is doing well and everyone in town is very tired because it has been so busy.

ADJOURNMENT:

Mayor Mumford adjourns the meeting at 10:23 p.m.



Herb Mumford, Mayor

ATTEST: 

Cari Tassano, City Clerk

Noted attachments follow:
CEDA Report



**Custer Economic Development
Association
Report to City Council**

August 2015

Herb Mumford

CEDA Board Meeting

Monday July 20, 2015

- Meeting held at Challis Community Event Center (CCEC)-Board Room.
- **Idaho Workforce Development Micro-Grant Program** – Idaho Department of Labor representatives Megan Beyer, Connie Gardner, and Chris St. Joer came to describe the program and discuss potential projects. The Micro-Grant is new this year and provides up to \$25,000 per award to help develop training solutions that increase employment and wages and encourage youth and young adult workers to stay in their communities. CEDA identified two immediate possibilities for projects, one is training for nursing assistants certification (CAN), the other is aquaculture training to give employees or potential employees the scientific and analytical training to handle a highly technical job for maintaining systems operation in aquaculture facilities. The grant application process began on July 2, 2015, and will run for 90 days with funds apportioned to areas of the state. After that the remaining funds, if any, will be available (and in competition) on a state wide basis.

CEDA Board Meeting

Monday July 20, 2015

- **Commercial/Industrial Property** – Businesses considering location to our area are looking for locations that are ready to develop, already zoned for the use and having the necessary infrastructure, (water, sewer, power). Opportunity usually only knocks once. The area needs to be ready with commercial/industrial property to attract new business. The City of Challis and Custer County need to work toward this goal, especially with reduced activity at the mine.
- **The Challis Community Event Center**—Bookings and revenue continue to be strong for the 2015 season.
- **Further Development of CCEC**- Future includes landscaping, amphitheater/gazebo, baseball fields, HS track, walking paths, parking, and more. The conceptual design is being developed to support presentation to seek funding.
- **AV Equipment for CCEC**– The current data projector needs to be replaced. The replacement will cost around \$3K. Jolie will work toward getting the replacement and charging to maintenance account since it is replacing the existing projector which is no longer working satisfactorily.

CEDA Board Meeting

Monday July 20, 2015

- **Business Retention and Expansion-** Jolie met with 9 existing businesses in Challis and Stanley during the last month. She also met with 4 entrepreneurs interested in local businesses for sale or start-up.
- **Next meeting,** Tuesday, August 18, 2015, 9:00 AM, CCEC-Board Room, Challis.