

**City of Stanley**  
**Regular Council Meeting Minutes**  
**August 12, 2013**

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**IN ATTENDANCE FOR THE CITY:** Mayor Herb Mumford, Council President Steve Botti, Councilmember Lem Sentz, Councilmember Melinda Hadzor, Councilmember Laurii Gadwa, City Clerk Doug Plass.

**OTHER ATTENDEES:** Andy Gunderson, Rebecca Arnold, Jack Stevens, and Jan Skrukrud.

**CALL TO ORDER:** Mayor Mumford called the meeting to order at 6:02 pm.

**AGENDA AMENDMENTS:**

**MAYOR COMMENTS/UPDATE:**

The Mayor reports that Stage 1 – Fire Restrictions are in effect until further notice. Open burning will require a Burn Permit. City dumpster might be locked due to excessive illegal usage.

**COUNCIL COMMENTS:**

Council President Botti reports smoke in the area is being generated by four large fires to the South equaling two hundred seventy-five thousand acres. Predictions are for extreme fire behavior, ten to twenty mph winds from the south. There will be two meetings, one in Ketchum City Hall Tuesday August 13 and one in Wood River High School Wednesday August 14.

**CONSENT AGENDA:**

Council Member Gadwa moves to approve the July 11, 2013 Meeting Minutes with corrections. Council President Botti seconds. All approved. Motion passes.

**CITIZEN PARTICIPATION:**

Andy Gunderson – New spot to place cistern, extension of Critchfield where they need to confirm that the cistern will be in the right of way.

Rebecca Arnold – Proposed changes to Title 15 – Proposal requiring engineering stamp is unnecessary. Requiring approval from other agencies is not necessary as we don't regulate those things.

Jack Stevens – Concerned of building permits #827 and #828 that were passed on the June City Council Meeting. See attached letter a & b

**COUNCIL ACTION ITEM LIST:**

**STREETS AND ROADS**

Mayor Mumford reports that a second application of Dust Abatement was applied with leftover material. It has helped keep the dust down but streets are still breaking up as they do towards the end of the summer.

**LAW ENFORCEMENT**

Sheriff's Report. Summer time is very busy compared to the rest of the year.

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**COMMUNITY BUILDING:**

Mayor Mumford reports that the oiling of the building has begun.

**AD HOC COMMITTEES:**

Cemetery: No report.

Code Review: No report.

Groomer: No report.

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CEDA: July 25, 2013 Strategic Planning meeting. The Community Event Center is in full use and taking reservations. Meeting in Challis to promote local area economy was held on July 16, 2013. CEDA is moving ahead with an initiative for marketing the Land of the Yankee Fork/Bayhorse ATV Ride to promote tourism and recreation in the area. A multi-use map is being completed. August 27, 2013 will be the next meeting.

Sawtooth Association: Reports that there was a good turnout for the programs of the Forum and Lecture Series. Lots of locals have been attending. Two more lectures left for the summer.

Chamber of Commerce: Charlie Thompson reports that the ITC grant was approved totaling \$37,500. Meeting this Friday August 16, 2013 at 3pm to discuss marketing, refuse plan, and fall staffing.

**NEW BUSINESS:**

- Mountain Mamas – Looking for sponsors to defray the cost of the gathering. Council member Gadwa states that they are looking for a couple more places for poets to stay the night. Council member Gadwa also states that they have moved the event up a bit because last year the weather was cooler, but it will always be in September.
- Boise Curling Club is in the beginning stages of planning for the Second Annual SOB. Looking at the last weekend in January or the second weekend in February. There is discussion on the skating rink needing to be leveled out; it should be fixed in the coming fall to accommodate both hockey and a permanent lane for curling. Charlie Thompson suggests bentonite, which is a water sealer. Mayor Mumford states that it is something that can be looked into depending on the budget. Council member Hazard suggests not having the event conflict with the Snowmobiles Ball or Valentine’s Day. Clerk Plass states that they are also considering have it coincide with a pond hockey tournament in Ketchum.
- Rebecca Arnold – Has a Proposal to the City of Stanley. Planning to put in a retaining wall at the end of Ace of Diamonds to support a driveway into Lot 5. Arnold states in collaborating with JC Anderson; JC Anderson suggested Arnold ask if the city has storm water drainage concerns on Ace of Diamonds. Arnold states that she does not really want a culvert there, but JC thought it would be a good idea. Mayor Mumford states that he sees’s why they would want a culvert under each driveway because the main flow is east to west and a driveway could potentially block natural drainage. Mayor Mumford also states that there is no plan to put a culvert in at the end of Ace of Diamonds north to south. Mayor Mumford states that the potential driveways could block the natural drainage in that area. Arnold states that there are no drainage easements on her property. Mayor Mumford states that he is not talking about easements he is talking about the natural, preexisting customary drainage. Arnold is proposing to give the City a storm water

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drainage easement from Ace of Diamonds into Lot 5 to allow the storm water to go into the proposed culvert. Mayor Mumford asks if the culvert would be under her driveway on her property. Arnold responds no, it would run east to west at the end of Ace of Diamonds. It would then flow towards the wet lands where it would dissipate. Arnold states that they would give the city a storm water easement at no charge; normally government agency's pay for those. Arnold states that they propose to give the city the easement; the city puts in the pipe and the city is responsible for anything coming off the street into the pipe. Arnold states that they are concerned about cars being able to turn around safely especially at night when drivers would be unaware of the drop off at the end of Ace of Diamonds. Arnold suggests that the city contribute to the building of the retaining wall which would extend the street out enough to allow cars to turn around safely. Arnold states that the city's contribution be roughly half of the width of Ace of Diamonds; twenty-eight feet and the wall would be eight feet high costing about thirty-six hundred dollars for the block; JC Anderson would do the construction as part of the Arnolds construction of the wall for their building pad and access into it. Council President Botti asks for clarification about the slope that exists now being very steep; if the road is extended out six to nine feet; that still makes the end pretty steep and would like to know what the slope of the retaining wall would be. Arnold states that when installing the retaining wall they would like to make the slope less steep than what is there now so that you can walk up and down and grow vegetation. President Botti asks if there would need to be a barrier to stop cars from going down the slope. Arnold states that the issue is an existing one and it is something the City may want to address. President Botti asks what the plan would be for access to Lot 5. Arnold states that they could put a building there; the property is zoned commercial.

- FY 2014 Budget – Council member Gadwa move to waive the three readings. Council President Botti seconds. All approve. Motion passes.
- Clerk Plass reads Ordinance # 191
- Council member Gadwa moves to approve FY 13-14 Appropriations Ordinance. Council President Botti seconds. Council President Botti comments that discussion of money for capital improvement projects; he thinks that we ought to hold off on actual expenditures. Roll Call Council President Botti, aye. Council member Gadwa, aye. Council member Sentz, aye. Council member Hadzor, aye. Motion passes Ordinance # 191.
- Council President Botti proposes work on Community Building is most pressing rather than the city park. Check at a designated point in the fiscal year to formalize a plan. Council President moves to review the status of the City Budget at the April Council Meeting and decide where to spend the funds. Council President Botti moves to review the status of City Budget at the April Council Meeting and decide whether to the use funds for the City Park. Council member Gadwa seconds. All approve.
- Proposed changes to building permits Title - 15. President Botti has been working on it for quite some time. President Botti explains his document; certain sections have been changed and certain ones have not; highlights are changes from last discussion and italics are changes that have been made, but are still open for discussion. Items that needed more information and clarification were the engineering requirements; Sunrise Engineering has commented on that and they are pretty standard requirements; all commercial and/or public building shall be stamped with the professional responsible for the design. This language also mirrors the flood ordinance.

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There has been clarification of what types of actions require a building permit and what does not. Anything altered structurally will require a permit. Exclusions of some of the things the City has required permits for in the past. Suggested changes include driveway surfacing; a permit is only required if excavation of the driveway will occur. The actual start of construction does not include land preparation. Other permits also have to be inline prior to the application of the permit from the city. Another issue to deal with is making it so that not all permits have to be presented before the Council, some of them could be administratively approved. The City also has the ability to appoint someone to approve permits. The purpose of this is to delegate a person, preferably the City Clerk. How would the Council Act? Council member Gadwa states that the Council could request complex situations to be reviewed by the Council and straight forward ones could be approved by the Clerk. President Botti comments that we would still need some checks and balances. Charlie Thompson asks if there are state codes that would require public notification. Mayor Mumford states that every agency wants to be the last to approve. Rebecca Arnold states that ITD will not issue access permit without city approval first.

**BUILDING PERMITS:**

- Jan Skrukrud, building permit # 829 – Property access from Airport Road. Mayor Mumford states the main thing is the Lot and the access to the Lot and it also has access from Hillside Lane. Jan Skrukrud states that the driveway would start approximately seventy feet from the southeast corner of the property. Over one hundred-twenty feet from Hillside Lane. Council member Gadwa states that there would be a safety concern backing out onto Airport Road. Jan Skrukrud states that the driveway would allow pulling through thus eliminating backing out. Council President Botti states that the City Approve anything engineered in the street right-of-way. Council member Gadwa moves to approve the permit given that the culvert being installed is properly engineered and if it done incorrectly that Jan Skrukrud be responsible for fixing any issue with it. Council President Botti seconds. All approve. Motion passes.
- Herb Mumford, building permit # 830 – Stone patio behind Hotel. Council member Gadwa moves to approve. Council President Botti seconds. All approve. Motion passes.

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**CITY CLERK REPORT:** (City Clerk/Treasurer Doug Plass)

Clerk Plass asks for people be patient because he wants Megan Petermann to run things by him for now.

**OPTION TAX REPORT/TREASURY REPORT:** (City Clerk/Treasurer Doug Plass)

Check register. There was an error that was found and corrected. Option tax report wants to report that we have had the best June Option tax

**ADJOURNMENT:**

The meeting is adjourned at 7:30 pm.

H.W. Mumford  
Herb Mumford, Mayor

ATTEST: Doug Plass  
Doug Plass, City Clerk



Attached Letter: a

August 12, 2013

To: Stanley Mayor and City Council  
From: Jack and Wendy Stevens  
Re: Building Permits #827 and #828

Dear Mayor and Council;

At the June meeting of the Council, Permits # 827 and #828 were approved, even though they were not on the Agenda that was published and posted on the front door of the City Office. Had they been on that agenda, we would have attended that meeting because both of these Lots have a common boundary with our lot, #6 Meadow Tracts subdivision.

The building permits call for the excavation and fill of Lot 7 of Meadow Tracts and Lot 2 of Mountain View so that the east side of Lot 7 matches the grade of the rest of Lot 7 and to excavate and fill Lot 2 to approximately the grade of Lot 7. The wetlands would not be disturbed.

At present, our Lot and Lot 7 share a common natural grade in which the west end of the Lots is several feet higher than the east end of the Lots.

If the east end of Lot 7 and the west end of Lot 2 are raised to match the height of the west end of Lot 7, then Lot 7 would stand several feet HIGHER than the east end of our lot. Thus what was once a natural, smooth slope from west to east on Lots 7 to Lot 6 will become a sharp drop of whatever the finished difference in height turns out to be.

We are concerned that this difference in height will cause damaging and unsightly erosion and/or run-off to our lot. Also, we are concerned that if any of the soil that has been excavated and filled in this operation comes into contact with our expensive wooden fence, there will be serious and costly damage to our fence. We would like to know how these damages will be prevented from happening, and prevented in a manner that is conformity with Stanley City Ordinances. We would also like assurances that the completion dates will be in conformity with Stanley City Ordinances so that noise, dust and inconvenience can be held to a minimum.

Since the City approved these permits without giving us an opportunity to voice our concerns, it is clear to us that the City has an obligation, if these projects go through, to provide adequate and continuous oversight to absolutely insure that no damage or degradation comes to our property, either now or in the future. We request that the Mayor and all members of the Council visit our property within the next week or ten days so that they can see for themselves where the potential problems lie.

In order to avoid these types of agenda problems in the future, we would suggest that the Mayor and Council establish and publish an ABSOLUTE deadline for agenda items to be given to the City Clerk to be included in the agenda. If items of an "emergency" nature are brought to the City Office after that deadline, then the Council can decide, by majority vote, whether a true emergency exists. If the Council decides there is an actual emergency, the item will be added to the agenda of the present meeting. If the Council decides that there is no actual emergency, then the item will be put on the agenda of the next regular Council meeting.

Sincerely,

*Jack Stevens* *Wendy Stevens*  
Jack and Wendy Stevens  
315 Benner Street  
Stanley, ID 83278

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