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**City of Stanley
Regular Council Meeting Minutes
November 14, 2013**

IN ATTENDANCE FOR THE CITY: Mayor Herb Mumford, Council President Steve Botti, Councilmember Lem Sentz, Councilmember Melinda Hadzor, and Clerk/Treasurer Doug Plass. Councilmember Laurii Gadwa absent but joined by phone.

OTHER ATTENDEES: Bill Nicholson, JC Anderson.

CALL TO ORDER: Mayor Herb Mumford called the meeting to order at 6:01_{pm}.

AGENDA AMENDMENTS: None offered.

~~**MAYOR COMMENTS/UPDATE:** Mayor Mumford reports he is thankful for all the votes he received for the Mayoral Election. Mayor Mumford and the Council welcome comments from opponents about resident's feelings.~~

COUNCIL COMMENTS: None.

PRESENTATIONS/CITIZEN PARTICIPATION:

- Bill Nicholson – ITD: The goal is to keep Highway 21 open, but limited by highway conditions and snowpack conditions. Causes of avalanche damage are rapid and large snow fall, rain, rapid warming and prolonged warming. What is gone through to get the highway back open is looking for signs in the weather, the peak of instability going away, and sometimes this happens quickly and sometimes this happens over a long period of time. Once weather is cooperating ITD goes in and see's what is going on. If there are avalanches they get cleaned up. Explosives are also used not to trigger avalanches, but to confirm that the snowpack is stable enough to open the highway. Some tools are used to get wind and temperature. The National Weather Service helps a lot and can be called anytime. ITD got involved in keeping the highway open in 1999. From 1999 to 2008 there were lots of struggles with how to deal with avalanches. Help was looked to in Washington State however it turns out that our snow is more like Utah and Wyoming. In 2009 the current program was put in place; closure dates since then has dropped off considerably. If a big change in weather is going to take place; a warning will be given of possible closures. There will always be times when we get caught off guard and the highway has to be closed. The 511 system will give possible closures and approximate closure time when it is known. Question from Jeff Welker: Why don't you control with dynamite? ITD does not have the infrastructure and it can be hard to reach places because you cannot fly in the environmental conditions. It is also suggested from other states that it would take more time to trigger avalanches and clean them up then it would to just let the snow stabilize on its own.

- Custer Telephone Cooperative – email

The School site was turned up 7/24 utilizing a temporary pole and antennas. On 10/17 we cut over to the tree tower. The temporary pole and antennas have now been removed and the live trees have been planted at the site. We have been in contact with the tower manufacturer regarding a better solution for concealing the antennas on the tree tower. Their recommendation is to remove the "socks" (covers on

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the antennas), paint the antennas, and then put the socks back on. They will provide the paint color codes for us to use. This work will be done in the Spring when the temperature is better for painting. One thing to note about the School site is that Verizon customers are still using the Alltel/ATNI site instead of the Custer site. Verizon is supposed to change their PRL (a priority list which tells the mobile phone which tower to look for first) so that Verizon devices will look for Custer over Alltel/ATNI. We were anticipating this happening in September but now we are being told it will be done in December. The Stanley State Lands site was turned up last week. This site is located near the Fish Hatchery and will provide coverage for the Redfish Lake area, Fish Hatchery and HWY 75 towards Galena Summit. We have not completed our drive testing so I cannot give a precise description of the coverage; however our tech was able to hold a call driving around Redfish and the campgrounds there and then back to Stanley. Please let me know if there are questions or concerns. Thank you,

Della Brewer-Pratt
 Director of Wireless Operations
 Custer Telephone Cooperative, Inc.

Ellen Libertine would like to issue a complaint about the road going to the cell tower on state land is a mess and needs to be dealt with.

Melinda Hadzor comments that the cell tower is visible from the road.

Mayor Mumford comments that Barbara Garcia from the Forest Service should be contacted for help with concerns.

- Rebecca Arnold – email

Dear Stanley Council Members:

Please rein in Mayor Herb Mumford before more of our tax dollars are wasted on needless litigation. Herb Mumford continues to harass my contractor, JC Anderson, in connection with the construction of the access at the end of Ace of Diamonds (even though Herb has provided no information to me or specifics as to what his issues are) and continues to pressure Deputy Crissi Gilchrist to talk with JC about the work, even though no laws have been violated. This harassment is interfering with my contractual relationship with the contractor and hindering my ability to complete the project in a timely manner. Enough is enough! If this continues, the City will force me to sue the City for interfering with the contract and damages if the work cannot be completed. I would prefer not to be put in that situation. This is nothing more than a personal vendetta on the part of the Mayor and the council needs to put a stop to it.

As I pointed out in my letter dated October 22, 2013, we have a valid building permit, number 789, and have been working under that permit for more than 2 years and have already completed one access drive at the end of Ace of Diamonds to access the property on the south side of Ace of Diamonds. The Mayor and the city had no objections to that completed access (and have made **no** claims that we did anything improper or criminal) and we are not doing anything different for the construction of the access drive currently being constructed from the north half of Ace of Diamonds to provide an access drive from Ace of Diamonds to the property on the north side of the street. It would be physically impossible to construct an access drive into the properties without improving the connection of our property to the street.

Herb's latest move appears to be some vague claim to JC that some other permit is needed for the work, but he provides no reference to any Stanley code section nor does he provide any process or form for some other type of permit. If there is some other type of permit that is needed, I just need to know what it is and what the process is for the permit. When the city issues a building permit to construct a commercial building or a residence, the city has never required separate permits for each step in the process such as excavating for a foundation, pouring a foundation, installing utilities, drilling a well, framing, putting on a roof, etc. A building permit to construct a commercial building or a residence includes whatever underlying construction steps that may be necessary to complete the building for its intended use. A building permit to complete an access drive into our property would also include whatever underlying construction steps that might be necessary to complete the access for its intended use (access to the public street). Otherwise the permit would be meaningless as access could not be accomplished.

We have attempted to work cooperatively with the City and I offered, in my October 22, 2103 letter, to take a day off work to drive up and meet with City representatives on-site to discuss and address any questions or concerns. To date, I have received no response to my October 22, 2013 letter from either the Mayor nor any council member. Instead of a response to my offer for a meeting, Herb has continued his harassment of my contractor. Nevertheless, I am still willing to work with the City cooperatively and I

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am willing meet as offered in my October 22, 2013 letter. Thank you for your consideration. Please contact me at (208) 841-2530 if you have questions or comments.

Sincerely,

Rebecca Arnold

PS. It appears that Herb continues to harass JC Anderson in an attempt to bootstrap some claim that he cannot work with JC and to create some bogus justification for taking the snow plow contract away from JC and giving it to Herb's friend and neighbor at Stanley Construction (at a much higher cost to taxpayers). I have advised JC that I will fund his legal fees for a lawsuit against the City if Herb continues down this path.

Mayor Mumford comments to JC Anderson in regard to west end of Ace of Diamonds. JC can use the City Street to access his projects by moving the barriers aside. Mayor Mumford comments further that material cannot be put in the City right of way. JC Anderson comments that the City and Rebecca need to get on the same page. Council President Botti comments that he does not recall Rebecca's offer to meet, but he would be willing to do that in the Mayors absence.

CONSENT AGENDA:

Council President Botti moves to approve the consent agenda with corrections. Councilmember Hadzor seconds. All approve. Motion passes.

LAW ENFORCEMENT

Mayor Mumford reports that it has been fairly quiet in Stanley.

STREETS AND ROADS:

Mayor Mumford reports that the Winter Streets and Roads Contract have been signed.

COMMUNITY BUILDING:

- No bids received for Insulation/Radon Abatement project. As public works projects over \$10,000 require licensed Public Works Contractors, the Boise market will be emphasized in the next round of solicitations.
- Repairs to Heat Pump system underway.
- Sawtooth Ski Club requesting the fee be waived for the Community Building Auditorium March 1, 2014 for the Ski Festival Banquet. Councilmember Hadzor moves to approve. Councilmember Sentz seconds. All approve. Motion passes.

AD HOC COMMITTEES:

CEDA: Strategic planning session will be scheduled soon. Board Meeting October 29, 2013. Idaho Department of Commerce is going through much change. Ginny Gilliam resigned, Karen Ballard was let go. The new director of the IDOC is Jeff Sayer. He wants to create a flatter organization, more of a team concept. The local economic development persons, like Jolie may be taking on more responsibility with less layers of supervision above. Idaho Department of Commerce organized a Regional Economic Development Tour in which Jolie participated. One of the points coming out of the tour was the need to be thinking ahead about business readiness; things like education, zoning, infrastructure, and transportation. When businesses are looking for a new location, they want all their necessities met or they have no further interest in the location. Next meeting November 19, 2013 at 9:00AM at the Community Event Center-Board Room, Challis.

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Cemetery: No Report.

Code Review: Council President Botti reports the meeting scheduled for working on the penalties did not happen so we need to reschedule that. The Council agrees to meet on December 2, 2013 at 2:00PM. The other item at hand is the proposed revisions to the building code ordinance that is pretty much in final form and is ready for a Public Hearing. The Council agrees to December 5, 2013 at 6:00PM.

Groomer: No Report.

Sawtooth Association: No Report.

Chamber of Commerce: No Report. Mayor Mumford asks if the winter poster has been issued, and it is reported that distribution of the poster has begun.

NEW BUSINESS:

- Discussion regarding new cell tower on Challis School District property. Councilmember Gadwa reports she was impressed by Custer Telephone's quick response and customer service.
- 2013 Stanley Municipal Election Results. The Clerk reads the official results.

**OFFICIAL CUSTER COUNTY RESULTS
NOVEMBER 5, 2013 ELECTION**

	CITY OF STANLEY		CITY OF STANLEY COUNCIL MEMBER	
	MAYOR	MAYOR	SEAT #3	SEAT #4
Precinct	Herbert Mumford	John David Phillips	Laune Gadwa	Lemuel E. Santz III
STANLEY	13	15	29	23
ABSENTEE	4	1	4	4
CO. TOTAL	17	16	33	27

- Letters to President and Department of Agriculture and Interior with regard to proposed Boulder-White Clouds National Monument. Council President Botti reports there have been many meetings and the citizens have been able to hear what the advocates have to say about it and in return the advocates have gotten to hear how the citizens feel about it. The decision makers have not gotten to hear the citizens here in the valley and again in return the citizens do not know how the decision makers feel about the proposed monument. The next step is the City of Stanley has passed a Resolution

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which will go to the decision makers in the Obama Administration, Secretary of Agriculture, and Secretary of Interior. There is also a letter inviting the Administration and Secretary's office to come meet with us. Council President Botti reads the end of the letter: We urge you to reach out through the Secretary of Agriculture and Interior and other appropriate staff to work with the City of Stanley, Custer County, other local governments and local citizens to understand the effect of establishing a National Monument on local government and local economy. We would be happy to meet with your representative at any time to show them the area and arrange for meetings with concerned citizens. President Botti moves to approve the letter. Councilmember Hadzor seconds. All approve. Motion passes.

- Councilmember Hadzor reports that there will be a concert in town on January 25, 2014.

BUILDING PERMITS:

- Bill Hart/Meadow Creek – Sign103013 Real estate sign. President Botti moves to approve. Councilmember Hadzor seconds. All approve. Motion passes.

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

- Office Schedule through January 31st is offered. There will be significant closures during this time.
- Upcoming Clerk/Treasurer position vacancy – There are currently no candidates for the City Clerk/Treasurer position. It will be advertised more widely in the next round of recruitment.
- PERSI (Public Employees Retirement System of Idaho) has Informed the City as to the requirements for joining. Council may want to look into in the future.
- Office Technology upgrades. Software purchase.

Council President Botti moves to approve spending \$150.00 on software. Councilmember Sentz seconds. All approve. Motion passes.

- FY13 Audit is beginning
- Sled Dog Race planning will commence soon.
- Groomer Agreements are expected from the USFS soon.
- Alcoholic Beverage License invoices have all been issued. Licenses expire at end of December.
- Meeting Schedules

The Council and the Clerk agree to move next year's City Council meetings back to the second Thursday of the month with the exception of January being the third Thursday of the month.

- FEMA reports that Stanley's LOMR passed the public comment period. Flood Insurance Rate Maps will be revised to reflect the changes.

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

- Check Register
- Accounts Receivable Report
- Local Government Investment Pool
- Option Tax Report
- Financial Statements

ADJOURNMENT:

The meeting is adjourned at 7:36 pm.

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Herb Mumford
for Herb Mumford, Mayor

ATTEST: _____
Doug Plass, City Clerk



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