

ORIGINAL IN RED

**City of Stanley  
Regular Council Meeting Minutes  
September 9, 2010**

Mayor Mumford called the City Council meeting to order at 6:02 p.m. Thursday, September 9, 2010 in the Stanley Community Building.

**IN ATTENDANCE FOR THE CITY:**

Mayor Herb Mumford, Council President Steve Botti, Councilman Frank Juiliano, Councilman Lem Sentz, Councilwoman Laurii Gadwa, and City Clerk Erin Fisk.

**OTHER ATTENDEES:**

Sean Tajkowski, Ellen Libertine, Jared Hopkinson, Chris Hooper, City engineer Eric Dursteler, and Rebecca Arnold.

**AGENDA AMENDMENTS:** None.

**PUBLIC HEARING:**

**MAYOR COMMENTS/UPDATE:**

The Mayor thanked the Stanley Chamber and Idaho Rivers United as well as all the volunteers who helped put on this year's Salmon Festival. He thinks every year it is bigger and better. Councilman Sentz said they sold out of salmon at the dinner; around 300 meals this year. The Mayor announced that the Mountain Mama's would hold a show & tell quilt luncheon on September 18 at noon at the Sawtooth Hotel. Registration info can be picked up at the city office or by contacting Rebecca Arnold. Fireman's Ball will be Saturday, September 25 starting at 8:00pm at Redfish Lake Lodge.

**PRESENTATION:**

Eric Dursteler – he handed out a tracking sheet showing the costs on the Airport Road project to date. There were two change orders which raised the original cost a bit. That was offset by having the contractor excavate for the electrical conduit instead of Salmon River Electric, which saved a lot. LHTAC has asked us to complete a project summary to give a summary of what was spent and where we're at with the project. We will indicate that we have spent the entire \$90,000 of the grant. He also presented a pay request from the contractor that he needs the Mayor's signature on. At this point, the project is 99.9% completed. There will be a little more dust abatement laid down using the Earthbind material that the city had also used this summer. Ellen Libertine asked about some wires that were still exposed. Midvale Telephone still has to bury that wire. They are doing some re-routing of wires and some clean-up work. Midvale is not charging the city for any of this work. There is also some orange-brown colored netting along the ground on the side of the road. It is there to hold the grasses and soil in place and is degradable. It will simply disappear. Some of the excess dirt from the project was also relocated and used to level and grade out the community building parking lot.

Jared Hopkinson – speaking for the Chamber of Commerce. Their 3<sup>rd</sup> annual Chamber membership breakfast was today. They got rained out and the power went out, but they ended up in the training room next to the city office. They had 24 people attend and had 9 new members sign up. Membership is normally \$195 a year but those who signed up today got them for \$100. Anyone renewing their

current membership will receive free banner ads on the Chamber website for one year. The visitor's center is mostly completed and for that Jared thanked a number of people who have been involved. They are working on getting a new sign and still hanging some stuff up inside. In this year alone, Stanley was in about six separate and articles, which Jared named off. Those all came at no cost to us. The website is getting state recognition. It is also getting rave reviews from members. As far as networking, the Stanley Facebook page is up to 4600 "friends." And 800 plus of those are regular users. The Chamber now has three year-round residents on the board; good diversity and a lot of motivation. One of the Chamber's goals for 2011 is to get more people to volunteer to put on events with the Chamber's support to market, etc. The Chamber wants the city to realize that we're in a new economy now. We are propped up by others' discretionary spending. Music from Stanley will be on a few radio stations starting September 18 and will play all the concerts from 2005 to the present. Greg Edson has resigned. This puts the current Chamber in a new situation and will need to look for a replacement. He will be sorely missed. Everyone should realize that this timing is not good for winter promotion and they will be relying more on volunteers. The Chamber is putting two new positions out. Dee will be keeping the Chamber open 20 hours a week through the winter. This will be their first year being open in the winter. With the remainder of the money they had been paying Greg, they will be hiring a temporary person for October 1 through April to help finish some projects such as the current membership drive. They are looking for a local person who will be able to handle Chamber administration, keeping the Chamber open in winters, marketing, etc. The job should be posted in the next couple days and will pay \$750 a month until April 1. They Chamber will do what they can in the interim. Greg's resignation does not bode well for winter promotion in Stanley. The Mayor asked about the salary for Greg's position being negotiable based on experience and gaining knowledge in the position. Greg was up to \$1500 a month when he resigned. Greg had a personal interest in the valley and a certain amount of his time was done as volunteer work. To find someone as capable as Greg and as willing to do the job will be difficult. He set up a good system for them over the last 10 years. The solid system should allow them to keep all the balls in the air until they find a replacement. The Mayor also mentioned that Greg has offered his help throughout this transition period. He will help the Chamber and the temp to apply for the ITC grant this year. Grant writing will be a pre-requisite for the full time position. Tom Stuart is also leaving and will be replaced by Tom Jones. Charlie Thompson, although not on the board anymore, is providing some helpful advice and help.

Sean Tajkowski – he asked about the parking situation with the new commercial building next to the community building and how we will preserve our parking for events and such. He is concerned about the parking lot being used for commercial parking and access. He does not see any provisions being made for parking at the new building. There are always a number of people using the parking but it is not for private/commercial use. The Mayor says that providing adequate parking was a requirement of the new building. We may need to have signs put up and if that doesn't work we may have to designate with some kind of barrier. It should be clear what will be Riverwear parking and what is Community Building. The Mayor recognizes that people may park and come to both the community building and Riverwear. It won't be policed *that* closely, but we will keep an eye out.

**COUNCIL COMMENTS:**

**COUNCIL ACTION ITEM LIST:**

No current updates were provided.

**CONSENT AGENDA:**

The clerk asks to have the August 17 appeal hearing minutes removed as they were not yet completed. Councilwoman Gadwa makes a motion to approve the consent agenda with the August 17 minutes removed. Councilman Juliano 2<sup>nd</sup>; all approved; none opposed; motion passes.

**BUILDING PERMITS:**

Herb Mumford, Renewal/Revision of Building Permit #756 – Councilwoman Gadwa made a motion to approve the permit, making it 756-R1. Council President Botti 2<sup>nd</sup>; all approved; none opposed; motion passes.

Midvale Telephone, Building Permit #779 – there was a sample of the brown color provided, but any shade of brown should do. Councilwoman Gadwa made a motion to approve the permit. Councilman Juliano 2<sup>nd</sup>; all approved; none opposed; motion passes.

SVRFD, Building Permit #780 – Andy Gunderson was on hand for questions. He recognized that Herb had initially wanted some cross-section drawings of the retaining wall the proposed work or something to show how the blocks would be set, but Andy says they have run out of time. His biggest problem that all the work will be by volunteers, even trying to have drawings done. They would really like to get this project done before the ground freezes. He provided some info on GeoWeb stabilization material that will be used for the retaining wall and soil around it. They are using it because right now he can get it for free. Councilwoman Gadwa made a motion to approve the permit. Councilman Juliano 2<sup>nd</sup>; Council President Botti noted that they had written down a proposed completion date but asks about the timeline. The permit will be good for a year. Andy says they will work on the initial stabilization of the blocks that had slid and placing some fill. Their next permit will cover placing top soil and re-vegetation. All approved; none opposed; motion passes. Councilwoman Gadwa asked about putting some kind of barrier between the community building and the fire department to prevent people/kids from playing behind on the wall, etc. Andy says they can't control who goes back there, but it is something that can be worked on but probably not right away. Councilwoman Gadwa will keep bringing that issue up.

Stanley Baking Company, Building Permit #781 – Councilwoman Gadwa made a motion to approve the permit. Council President Botti 2<sup>nd</sup>; Ellen Libertine noted that they had already started the project so the council might as well approve it. Sean, Ellen, and Rebecca Arnold all commented on the fact that the project was already started and the applicants should "know better by now." They do not believe that the applicants should be allowed to keep breaking the rules. The Mayor asks that a firm advisory be given in the letter the clerk will mail out about applying and receiving a permit prior to starting work. All approved; none opposed; motion passes.

Sawtooth Hotel, Building Permit #782 - Rebecca Arnold noted that no setback was shown for the north property/parcel line. The clerk said that that was the purpose for the highlighted sentence on the site plan stating that a two foot setback was required from that particular parcel line as well as the adjoining property lines. Rebecca says it needs to be emphasized. It is also important because there is a sewer easement in there somewhere. Sean notes that the property is already pretty full of buildings and could pose a problem for emergency services. Councilwoman Gadwa made a motion to approve the permit with the noted concerns being acknowledged. The Mayor asks about the notes on the site plan. The clerk explains that the permit that was previously granted to the Hotel to move a pre-fab shed onto the property had the requirements about the setbacks and the concerns over the sewer already noted in the approval. This is essentially the exact same permit, but

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now they are building a pole barn instead of moving the pre-fab shed. The shed deal had fallen through. Same site plan, same requirements should still apply. The clerk had made some notes after the last permit approval. Councilman Juiliano asks about the dimensions seeming odd. Councilman Gadwa points out that whether odd or not, the permit as seen is legal and within code requirements. Council President Botti 2<sup>nd</sup> the motion. Councilman Juiliano asks about performing a site visit to check out the lay-out at the hotel. He is concerned about the buildings being crowded as well. Council President Botti asked about the same site plan being used for both permits. The clerk had advised the applicant that she felt a new permit should be filled out since the structure had changed although the other details about placement and size were to be about the same. Councilwoman Gadwa notes that any changes to the size or height should be approved by the council prior to construction. Rebecca asked if the applicant is supposed to show dimensions of the building, which are not shown. The Mayor notes that only the square footage is shown on the permit. The Mayor asks if the council wants to defer until a site visit can be done and dimensions are received. Councilman Juiliano feels there are unanswered questions and asks if they table the permit will they have to reconvene to approve it. The answer is yes, they will have to reconvene at a noticed meeting prior to approving. It could be tabled, but it would make the most sense to approve it with contingencies. Councilwoman Gadwa is concerned about the weather and time constraints. If they wait it could push the applicants into bad weather. She has no problem placing stipulations on the permit or requiring that someone do a site visit. She does not want to hold up the permit for another month. Council President Botti moves to amend the original motion to require dimensions for the building being submitted. Councilman Juiliano would like a site visit to be done. Councilwoman Gadwa accepts the amended motion. Councilman Juiliano 2<sup>nd</sup> the amended motion. All approved; none opposed; motion passes.

Sean Tajkowski, Building Permit #783 – there was some severe water damage to the south side of the house. He wants to replace the damaged log with rock. He thinks replacing old log with new log looks funky, but the rock will also prevent future damage. It's really just general maintenance. The repair will be frame construction with ledge stone, which is real rock; thin without being a veneer. Sean provided drawings showing the proposed work. Councilwoman Gadwa makes a motion to approve the permit. Councilman Juiliano 2<sup>nd</sup>; all approved; none opposed; motion passes.

Sean Tajkowski, Building Permit #784 – basically continuing work from old permits. The building purposes/use has changed. He still has trim work to do. The cupola is not completely done yet. It might change, but he will put a permit in if he plans to. The trim work on the garage was left out because that is where the insulation gets pumped in, etc. Now they have decided to finish it as is. Same colors will be utilized. Should be natural wood shades. No other additions being done. Councilman Juiliano makes a motion to approve the permit. Sean also notes that he will have a chimney, which is basically a stove pipe. It's a common thing and he's not sure he needs a permit for it. Councilwoman Gadwa notes that it should stay under 28 feet in height. She also seconds the motion. All approved; none opposed; motion passes.

Jeremy Boswell, Building Permit #785 – Councilwoman Gadwa mentioned that she noticed that some excavation had already been done on the project. This is another case of the work beginning prior to a permit being applied for. The Mayor had to break up some "chatter" in the background. Councilwoman Gadwa wants it noted to the applicant that the permit needs to be applied for and approved prior to beginning. Councilwoman Gadwa makes a motion to approve the permit. Councilman Juiliano 2<sup>nd</sup>; all approved; motion passes.

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**LAW ENFORCEMENT:** (Officer Pete Isner)**STREETS AND ROADS:** (Mayor Mumford)

The 2010-2011 Winter streets and roads contract was available for review by the council. The appointed contractor and the city will need to agree on a map showing placement of snow piles. The Mayor would like to "tweak" the wording in the contract a bit. He is concerned about the height of snow piles and their proximity to Highway 21. The Mayor and Council would like the piles to stay fairly short, possibly 3 feet or less, to avoid problems when pulling off of city streets onto the highway. These specifications could be listed on the map that will be attached to the contract. It is suggested that there is a provision in Idaho Code about height and distance from the highway for obstructions. Ellen Libertine thanks the council for the dips in the road on Ace of Diamonds and Wall Street, but wonders if they will cause any problem with snow removal. The snow will simply fill in the dips and they will disappear for the winter. Rebecca Arnold suggests that there are rules out there about sight distances at intersections. The Mayor and Council want to make sure this is covered in the upcoming winter contract. We could just refer to the Idaho Code section, if there is one, or simply create our own rule for our purposes. The clerk will work with the Mayor to revise the contract appropriately.

Sean Tajkowski asks about some unfinished business from the building permit section. He asked about having fees from building permits that were never initiated returned or credited back to new permits. He suggested that this had been done before. He suggests that the permit fees are for in case there is a problem with the permit during the original permit term. He suggests that one of the city attorneys', Stephanie Bonney, had said it was acceptable to return fees. The clerk had talked to Sean about this earlier in the week and has sent an email to the city attorneys asking for an answer. Although the city does not work with Ms. Bonney as much as they used to, she was also copied on the email. The clerk will get back to Sean once she receives an answer from the attorneys.

The council also brings up asking for more detail on billings invoices from the contractor. Council President Botti wonders how time spent on plowing can be tracked more efficiently. The city could ask for weekly driver logs to be able to better account for driver time and costs in case piles have to be moved at the contractor's expense versus the city's and to also make sure that the streets are not being plowed unless there is enough snow to warrant it. We need to work on creating the map and also on getting some driver logs that could be used. There are some simply driver logs that are used for the snowmobile groomer drivers that could be used for this as well. The contract needs to go out as soon as possible as it is usually awarded to a contractor during the October council meeting. Sean asks what the annual budget for plowing is. The clerk cannot remember exactly, but it has been somewhere \$15,000 and \$20,000 maximum. We spent less last year though. The clerk has the numbers in the office if Sean is interested. Councilwoman Gadwa makes a motion to approve the winter streets and roads contract with the noted corrections and additions as stipulated by the Mayor and council members. Councilman Juliano 2<sup>nd</sup>; all approved; none opposed; motion passes.

**CEMETERY:** (Councilwoman Laurii Gadwa)

Laurii did finally hear from the guy who is supposed to come perform the survey. He is the only one in the state apparently who can do this and he has been very busy this summer. He is from Boise State University and has to come do an initial survey before we know whether the actual scan of the cemetery can be done. The survey work will be free of charge. He indicated to Laurii that he would try to make it to Stanley within the next month.

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**CITY PARK:**

**COMMUNITY BUILDING:** (Mayor Mumford)

Federal Highway Administration asked for the reduced rental rate for a meeting on September 23 to discuss a pending highway project. Local agencies such as the Forest Service and ITD are also involved. The Mayor and Council are also invited to sit in if they would like. Councilman Juiliano makes a motion to approve the request. Councilwoman Gadwa 2<sup>nd</sup>; all approved; none opposed; motion passes.

**AD HOC COMMITTEES:**

- Groomer Committee: (Mayor Mumford/Gary Gadwa)
- CEDA Report: (Mayor Mumford) – the proposed visitor’s center will be moved from the golf course. The project is moving along. CEDA is looking for new projects to pursue such as the Top 10 Scenic Drives, etc. The next CEDA meeting will be next Wednesday or Thursday, Herb is not sure but he will let the clerk know when he finds out (it is later determined that the next meeting is Thursday, September 16 at Noon at the BLM office in Challis).
- Gem Committee: (Charlie Thompson) – the clerk spoke to Charlie and he will try to come to the next meeting to give the Mayor and Council an update.
- Chamber of Commerce: (Greg Edson) – This was dealt with earlier in the meeting.
- Code Review: (Council President Botti) – the council held a work session earlier today to discuss moving forward with pending work on an omnibus ordinance/code revision. There are about 20 minor changes/corrections that could probably be rolled into one. There is the possibility of holding a town hall style meeting sometime in November or December to lay out the proposed plan and to see if the community would support the proposal and to allow input. The goal is to pass the omnibus package of changes sometime this winter season. There are a couple other issues that would probably have to be dealt with separately such as clarifying some Option Tax issues, identifying and defining the city’s liability on building permits, etc. Higher priority changes include some to do with the subdivision regulations and the hillside regulations. There are some differences between the general hillside regulations and the ones included in the subdivision section that need to be clarified. Sean had done some work on this before when he was on the council. There are some problems that we have been looking at for the past couple years that need to be corrected in order to make the code and the ordinances more consistent.

**UNFINISHED BUSINESS:**

**NEW BUSINESS:**

There is a good amount of wood that was given/donated to the city by the Forest Service which they had cleared from the areas around the Banner Fire. The idea was to make the wood available to people “in need,” namely elderly people in the immediate area still heating with wood, older single ladies without the means to get wood themselves, etc. The city thought we could contact the Mountain Mama’s to see if they knew of anyone needing wood. Councilwoman Gadwa suggests talking to

Ben Forsgren since he has done this type of thing in the past. The Mayor asks the clerk to contact Ben. Aside from people in need, if there is wood left over, Pete Isner asked about giving some to the Fire Department to use as an auction item at the upcoming Fireman's Ball. The Mayor estimates that there is approximately 15 cords, although none of it is cut to burning lengths or split. Council President Botti would prefer to see the majority given away to those in need in the area. Councilwoman Gadwa suggested giving those in need more than they need for this year, but trying to stockpile a bit for them. The clerk explains that the Forest Service strongly suggested giving it to those in need as charity. The wood they gave to Challis was given to Helping Hands, but as Stanley does not have a charity organization such as that, it was given to the city. The clerk has had other people interested in the wood as well, wondering what we plan to do with it. The Mayor does not anticipate there being much excess. The council seemed concerned about giving it away and having people in need being left out after the fact. Having some kind of a sign-up sheet or ticket system was also brought up in the event there is excess. The clerk suggested this as a way to deal with the excess and allowing locals access to the wood. The clerk also mentions that some of the wood is starting to disappear when no one is there. The Mayor asks if the council feels like we could set aside two cords for the Fireman's Ball. Councilwoman Gadwa would like to ask the fire volunteers to help do some splitting and help to distribute the wood to those deemed "in need" in exchange for the wood for the Fireman's Ball auction. She would also support allowing the LDS Church to come and take some to distribute. She trusts that they will get it to those most in need. This project should also not create additional expense for the city. Ellen Libertine supports Laurii's suggestion of asking the fire department for help. Laurii thinks she could talk to some people and possibly get them to volunteer to help. With help it should not take more than a couple hours to cut. Laurii will talk to the LDS Church. It is determined that the city is not anticipating having much excess after giving it to those who need it most.

Anything That Goes Mobile Lube and Repair Business License Application – Councilman Juiliano makes a motion to approve the application. Councilman Sentz 2<sup>nd</sup>; all approved; none opposed; motion passes.

The Library sent a letter to the city asking about the status of collecting Option Tax on the calendars they sell every year as a fundraiser for the Library. They are looking for a firm determination on whether or not Option Tax is required to be collected on those sales. Councilwoman Gadwa says that the Mountain Mama's are researching a possible exemption on "incidental sales" that may also apply for the Library calendars. The Library is a 501(c)(3) organization and is typically exempt from state taxes. Councilwoman Gadwa suggests letting the Library know about this as well. She will help to keep in touch about what the Mama's find out, but she is pretty sure they would be exempt. Once we know we'll discuss this with the Library.

**CITY CLERK REPORT:** (City Clerk/Treasurer Erin Fisk)

**OPTION TAX REPORT:** (City Clerk/Treasurer Erin Fisk)

The returns look pretty good for July. It appears that the events during that month helped raise the Option Tax amounts received. There are still a few checks that have yet to be deposited, but the majority of them should be in by now.

**TREASURER REPORT:**

State Investment Pool, Check Register, and Accounts Receivable reports were provided to the Council and Mayor. Councilman Juiliano asked what the "County Warrant" on the Account Receivable was. The clerk explains that that is the check

from the County for property taxes, interest, and penalties for property in the city limits.

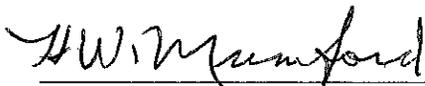
\*Councilman Juiliano (Frank) asked if we had a follow-up meeting with the Sawtooth Music Festival yet; since we have not he wonders when we might. We just need to pick a date and get in touch with them. Frank asks about the number of people in attendance and how much tickets were. Nicole Johnson said there were about 2100 and Sean Tajkowski said there were about 2500. Frank asked whether we charged for camping and parking. No parking charges were collected, but camping did cost. Frank understand that the Chamber is in flux and thinks that the city should hire our own independent grant writer and pay them on a percentage basis of what they bring in. He thinks our website should be expanded and built on. He wants to see us take the initiative to promote the community. He does not feel hopeful about the Chamber. He wants the city to take more marketing control and even look into the feasibility of creating a road show promotion team. He wonders if there would be grants for this available. If there are show, we could send our own team down to help promote Stanley. He would also like to see copies of the articles mentioned by Jared Hopkinson earlier in the meeting where Stanley and the Sawtooth Valley were mentioned or written about. He still wonders how businesses get written about multiple times and does not feel there is a level playing field as far as promotion goes for businesses in the city. He really thinks that the city should take an active role in marketing for ourselves because he does not see a "rosy" outlook for the Chamber. Ellen Libertine suggests waiting to see how things go when the Chamber hires a new interim person for Greg Edson's position. They said that they hoped to have someone in the position by October 1 until April and then they hope to have a full time person. Ellen feels like Idaho Rocky has done a great job of marketing themselves and suggests that Frank do the same for his business. Frank also feels like the Chamber dropped the ball by letting the Quilt Festival die. It is suggested that there may have been other events they dropped the ball on also. The Mayor wants to give the Chamber the opportunity and support to succeed. Stanley is limited in the number of people that can volunteer and do things. We cannot afford to duplicate the Chamber's efforts. He wants to see a group of effective volunteers making things happen. He says we will keep an eye on the situation though. Ellen Libertine suggests sending visitors down to the Chamber to get information. Frank says he gives out a lot of info in packets to people who rent rooms. Ellen thinks that people need to be personally active on their own behalves as well.

**EXECUTIVE SESSION:**

**CITY ATTORNEY:** (Paul Fitzer, Stephanie Bonney, Carl Withroe)

**ADJOURNMENT:**

There being no further business, Mayor Mumford adjourned the City Council meeting at approximately 8:55pm.



Herb Mumford, Mayor

ATTEST:



Erin Fisk, City Clerk