

CITY OF GENESEE

Location: 235 W Chestnut Street, (Fire Station) Genesee, ID 83832

CITY COUNCIL

April 6, 2021

REGULAR COUNCIL MEETING

MINUTES

6:00 PM

CALL TO ORDER - The Genesee City Council met April 6, 2021. Council President, Nyla Roach, called the meeting to order at 6:03pm.

ROLL CALL - Present at the meeting, Council Members Nyla Roach, John Hermann, Cody Bailey and Bill Krick, Deputy City Clerk/Treasurer Debi Zenner, City Engineer Scott Becker, and Maintenance Supervisor Dustin Brinkly; VIA ZOOM: Clerk/Treasurer Karyn Wright and City Attorney Jennifer Douglass.

VISITORS: Jake Garringer-Governor's Office, Susan Kiebert-LHTAC, Bentley Stromberg and Lauren Trail.

CITIZEN COMMENTS: Susan Kiebert, from LHTAC discussed at an earlier meeting, ways in which LHTAC can help with additional funding. Jake Garringer, from the Governor's office extends their condolences to the City for loss of our Mayor, Steve Odenborg. Susan and Jake met earlier, with a couple of Council members and wanted to stay for the Council meeting.

EXECUTIVE SESSION:

John made a motion, seconded by Cody to go into Executive Session under **Idaho Code 74-206(1)(f)**, at 6:15pm: **Roll Call Vote: Hermann, Bailey, Roach, Krick, AYES, motion carried.**

John made a motion, seconded by Cody to come out of Executive Session at 6:27pm. **Roll Call Vote: Hermann, Bailey, Roach, Krick, AYES, motion carried.**

Back in Regular Session:

CONSENT AGENDA

Motion made by John seconded by Cody to accept the consent agenda as presented; **ROLL CALL VOTE: Roach, Krick, Bailey, Hermann, AYES, motion carried.**

UNFINISHED BUSINESS:

Title report review and deadline review re purchase and sale agreement for real property with PNW Board (for proposed Wastewater Treatment Plant): Jennifer discussed and will send the title reports from Latah and NezPerce Counties to all Council members. Spoke to Ryan Rehder to get the legal description on the property as soon as possible. Sept 1, 2021 is the date by which closing needs to occur. Jennifer will be unavailable at the next Council meeting, but can be at the council meeting, May 4th, if anyone has any questions or concerns. The conditional Use Permit needs to be submitted to Latah County and Nez Perce County, as well as the survey to set up the northern boundary line. Ryan says all parts of Phase I have been completed and the property is suitable for the wastewater facility. Ryan will get a hold of Scott Becker regarding the conditional use permits. Also we need to discuss what the Lessee is going to do. He won't give the City a dollar amount at the moment, but the City would like to see what acreage would be available to farm. Jennifer thinks we need a farming lease modification before closing. If the Lessee refuses to give us a dollar amount; farming per acre fluctuates, so we need to see what he is willing to negotiate. We might want to average his last four or five years. We want to pay out his lost profit for the

years he would not be farming under the current lease. John will get in touch with him and see if Mr. Boyd can give us what he thinks his lost profit would be. Bill will call Jennifer tomorrow to discuss the conditions of the lease. Jennifer will discuss with Kerry Wagner to draw up something about the City having the option to take 30 acres out at our discretion.

NEW BUSINESS:

Fire Station Sidewalks: Originally decided the fire station and the city would go in 50/50 on putting sidewalks in on Pine Street, between Chestnut and Oak Streets. These sidewalks should have been put in when the City developed the RV dump station area. The last bid received, was really high, so we've decided to wait until the Chestnut Street project is done, and possibly do it then. At a future meeting we will need to discuss how the City will pay for these sidewalks and make sure the money is budgeted. Bill also said some of the landscaping might be on hold as well until the sidewalks are in. Cody made a motion, seconded by Bill, for the City to budget and pay 50% of the sidewalks whenever the board decides to put them in; **Roll Call Vote: Hermann, Bailey, Roach, Krick, AYES, motion carried.**

Possible New Construction Moratorium: Discussion and Approval of Plan and Approval to Publish Notice of Public Hearing for Building Moratorium due to water shortage Jennifer cited Idaho code and the proper procedure for doing a moratorium if the City finds it an emergency for no longer 182 days. Bill asked if anyone thinks we need to pursue a moratorium and it doesn't appear anyone is in favor at this time. No motion was made.

Sewer Support Letter: This letter has been requested by Mountain Waterworks and the City is trying to get extra support for our wastewater facility project. Nyla asked everyone to read her letter that was revised by Kristina Gillespie for additional support. John and Nyla met with Caroline Nilsson Troy, Brandon Mitchell, and David Nelson to discuss funding options and it was a very productive meeting. Bill would like to TABLE until we figure out who will be Mayor. Motion made by Cody, seconded by John to table for our next meeting; **VOICE VOTE: AYES; motion carried.**

Appointment Regarding Vacancy in the office of Mayor: Nyla explained if a current council member were to take the position of Mayor, until the election in November, we would need to advertise their position, as they cannot fulfill both roles. Bill spoke with Nyla and John regarding a phone call, he made, with Tim Sperber. Tim would be excited to step up and serve, as he's been Mayor previously. Bill feels he's up to speed on the Sewer/Water issues. Cody feels our council is moving forward with many big things and what we are doing is too important for someone from the current council to leave and take the Mayor position. He also believes hiring someone with past experience is a good idea. Nyla made a list, but of the people she asked, nobody really showed an interest. John says residents also feel we have a strong council and approve of the decisions that are being made. The law allows Council to appoint inside or outside the council. Currently, Tim is the Principal of Whitman Elementary School in Lewiston, Idaho. Motion made by Bill, seconded by Cody to appoint Tim Sperber to fill the position of Mayor until November, 2021; **Roll Call Vote: Hermann, Bailey, Roach, Krick, AYES, motion carried.**

Appointment Regarding Vacancy in the office of Council Member and appointment of President of the Council/Mayor: With the appointment of a Mayor, we no longer need to vote on these two items.

City of Genesee Bank Accounts, 3rd Person Signature: Motion made by Cody, seconded by Bill to remove Steve Odenborg's name from the P1FCU's account and add Tim Sperber as a signer. **VOICE VOTE; Ayes, motion carried.**

Well #3 for Agricultural Use: Bill and Dustin discussed with McGregor, Wilbur Ellis and Helena to use water from Well #3, which tests high in Nitrates, so we aren't putting anymore strain on our only working Well. John wondered if there was any way to alleviate the congestion that occurs sometimes while people are filling up. Bill says he's talked to Dustin to try and figure out ways to make this easier for everyone. Nyla suggested they put the tanks on Laurel Street, like last year. She is having some trees removed from the park, so that might also make extra room. Motion made by Cody, seconded by Bill, for all agricultural use, beginning May 1st Well #3 tanks will be provided; **VOICE VOTE: Ayes, motion carried.**

CITY OFFICIAL, COUNCIL AND STAFF REPORTS

Nyla: The dead trees, in the park, will be coming down, and the plan is to re plant trees in their place. The Roach family will plant a tree in memory of Wayne and Mercedes Roach and the Class of 1972 will plant a tree in memory of Steve Odenborg.

Bill: Chestnut sewer project got a bid to patch some of the construction places and will begin next week. Bill will be getting in touch with Wilbur Ellis and Helena on Well #3 water for agricultural use.

Cody: Has gotten a lot of complaints about the roads that were torn up with the sewer replacement. Dustin replaced the 35mph with a 25mph. Spoke with Richie Skiles to get extra patrol, on Chestnut, so people know the speed has changed. We can also move the 50mph further west, or change the 50 to 35mph. Cody will check into it. Dustin has been working with Scott on the Jackson Street project. Cody will talk to TO Engineers to see what construction costs might be, and see if we might want to push it back.

John: Karyn and Debi are still working every other day in the office and at home. The Health District is recording spikes of Covid so we made the decision not to rent the Senior Center until further notice. We'll wait for ICRMP to come out with their recommendations before we make any changes.

EXECUTIVE SESSION:

Motion made by Cody, seconded by John, to go into Executive Session under Idaho Code 74-206(1)(b) at 8:40pm; **Roll Call Vote: Hermann, Bailey, Roach, Krick, AYES, motion carried.**

Motion made by Cody, seconded by John, to come out of Executive Session and back in Regular Session at 8:57pm; **Roll Call Vote: Hermann, Bailey, Roach, Krick, AYES, motion carried.**

ADJOURNMENT-Motion made by Cody, seconded by Bill, to adjourn at 8:58pm; **VOICE VOTE: AYES, motion carried.**



Nyla Roach, Council President



Debi Zenner, Deputy Clerk/Treasurer



Karyn Wright, Clerk/Treasurer



Cody Bailey, Councilmember