

CITY OF GENESEE

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

CITY COUNCIL

June 15, 2021

REGULAR COUNCIL MEETING

MINUTES

6:00 PM

CALL TO ORDER - The Genesee City Council met June 1, 2021. Mayor Tim Sperber, called the meeting to order at 6:00pm.

ROLL CALL: Council Members: Cody Bailey, Bill Krick, Nyla Roach and John Hermann; Maintenance Supervisor Dustin Brinkly, Deputy City Clerk Debi Zenner, City Clerk, Karyn Wright

VISITORS: Steve Becker, Wyatt Parsons, Alan Weis, Jennifer Tengono, Jay & Tedi Roach, Nancy Feigenbutz, Gary & Linda Kiss, Tom & Linda Blewett, Linda Chilson, Susanne Hanson VIA ZOOM: Cody Kinyon, Heather Lunders and Chelsea Wallace

CITIZEN COMMENTS: Steve Becker is the Chairman of the Soil and Water Conservation District. He discussed the Source Water Protection Project for areas of Idaho. Cow Creek being included in an application. The City of Genesee was listed as a partner to help sponsor this project. Steve wondered if this was a project the City was interested in pursuing and if so, the district is willing to partner with the City. Jennifer suggested getting together with Ryan Rehder to discuss any programs we might need help with. Steve wanted council to know they are willing to help in any way.

CONSENT AGENDA Motion made by Bill, seconded by Cody to approve the consent agenda as presented, along with payment of the bills; **ROLL CALL VOTE: Roach, Krick, Hermann, Bailey, AYES, motion passes**

EXECUTIVE SESSION: Motion made by Cody, seconded by Bill to go into Executive Session under Idaho Code 74-206 (f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated at 6:13pm

ROLL CALL VOTE: Krick, Roach, Bailey, Hermann, AYES motion passes.

Motion made by Bill, seconded by John to come out of Exec Session at 6:20pm; **ROLL CALL VOTE: Krick, Roach, Hermann, AYES motion passes.**

UNFINISHED BUSINESS:

Inland Telephone Franchise Agreement: Alan said the City doesn't need a franchise agreement, and it doesn't apply to them because they aren't a public utility. Jennifer explained the City can charge a franchise fee, if they would like. Any time you are having anything put into your right of way, you need to have a specific agreement, to make sure the road and any other item that could possibly be damaged, needs to be in writing and she wanted to make sure we know what our options and responsibilities are and what their responsibilities are. Jennifer said we would like a review of any franchise agreements or other agreements to make sure everything is covered and taken care of for both parties. Alan is willing to work with the City, but had a few issues with a couple things in the document Jennifer drafted. Jennifer feels the City needs to pass an ordinance with rules and stipulations. Cody indicated we just want to make sure both parties are covered should anything happen, damage or otherwise.

TABLE until further research can be done.

Planning and Zoning Remand Recommendation and Withdrawal of Zoning Application on Larsen Rezone

442 N Spruce Street Residential to Commercial: The Planning and Zoning Commission issued a recommendation for denial, by a 3-1 vote. Then shortly after, the City's attorney, Jennifer Douglass received a notice for withdrawal from Mr. Kinyon's attorney. Jennifer Douglass read the letter from Ms Tengono for the record.

NEW BUSINESS:

National Water Quality Incentive Program-Steve Becker discussed this in the Visitor's section.

Emergency Plan-Tim said he could meeting Friday morning with DEQ and Dustin. Dustin said he sent a copy of our emergency plan to the compliance officer and will keep everyone posted. Our community has rallied to help out and the Council wants to thank everyone for their help. Well update: currently they installed the well seal yesterday afternoon and are down around 140 feet.

Hodge and Associates proposal for Conditional Use Permitting for the wastewater project-Scott discussed the proposal and said there are two provisions; Scott doesn't foresee any problems with Nez Perce/Latah Counties. Motion made by Bill, seconded by John to approve Hodge and Associates Proposal for the Conditional Use Permit for the wastewater project; **ROLL CALL VOTE: Krick, Roach, Hermann, Bailey; AYES motion passes.**

CITY OFFICIAL, COUNCIL AND STAFF REPORTS

Scott: Bid opening Tuesday at 10 for Jackson Street widening project.

Bill: Dustin reading the Well #3 meter weekly and sending to Bill. Talked about last year to cover the cost, between Helena, McGregor's and Wilbur Ellis. Last year was approximately 640K gallons used from Well 3 and Bill assumes it will be close this year, but there can be other variables; higher water users maybe need to pay as well. Question from a visitor why drinking water was being used by the Ag Companies before Well #3 was available and wondered why it was allowed to happen? Also feels some people are conserving and others are not and it's frustrating. Questions about the emergency declaration/proclamation from last year as well. Bill feels we are now moving in the right direction with Well hours and conservation by the residents.

Nyla: Hoping to cut the tree stumps lower in the City Park and reported the RV park is doing well.


Cody: Jackson Street project will be out to bid shortly. Multi-jurisdictional meeting happened last week, usually happen once a year to get all the entities together to get a grasp of all the projects that are happening, so it was a very productive meeting. The Reisenauer Hill project is hoping to get started next Fall.

John: Debi and Karyn are back together in the office. Budget workshop is the 27th of July.

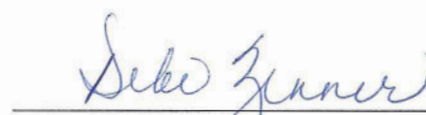
EXECUTIVE SESSION: Motion made by Cody seconded by John to go into Executive Session under Idaho Code 74-206 (b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student at 7:18pm; **ROLL CALL VOTE: Bill, Nyla, John, Cody AYES motion passes**

Motion made by Bill, seconded by Cody to come out of Executive Session at 8:19pm; **ROLL CALL VOTE: Bill, Nyla, John, Cody AYES motion passes**

ADJOURNMENT Motion made by John seconded by Nyla to adjourn at 8:20pm; **VOICE VOTE: Ayes, motion passes.**



Tim Sperber, Mayor



Debi Zenner, Deputy Clerk/Treasurer