

STATE OF IDAHO           )  
COUNTY OF BONNER    )  
CITY OF PRIEST RIVER   )

## **MINUTES OF THE PRIEST RIVER CITY COUNCIL – 10/17/22**

### **REGULAR MEETING**

**OPENING** – Mayor Wylie called to order the regular meeting of the City Council at 6:00 pm on Monday, October 17, 2022, at the Priest River City Hall Council Chambers, 552 High Street, Priest River, Idaho.

#### **1. PLEDGE OF ALLEGIANCE**

#### **2. ROLL CALL**

Council Members Present: Council Member Wagner, Council Member Turner, Council Member Yount, and Council Member Mullaley. Absent: None

Staff Present: Mayor Wylie, City Clerk/Treasurer Thomas, City Attorney Ford Elsaesser, Police Chief McLain, Planning & Zoning Administrator Quayle, Building & Zoning Assistant Ayers, Public Works Supervisor Coleman, Treatment Plant Operator Coleman, and Director of Public Works Rolichcheck.

#### **3. PUBLIC HEARING**

**TO CONSIDER AND TO RECEIVE TESTIMONY ON THE FOLLOWING PLANNING AND ZONING APPLICATION:**

**BONNER COUNTY PRIEST RIVER AIRPORT IS REQUESTING A VACATION OF A PORTION OF THE PLAT “HOWARD-LONG SUBDIVISION” TO COMPLY WITH FAA RUNWAY PROTECTION ZONE REQUIREMENTS.**

**THE PROPERTY IS GENERALLY LOCATED BEHIND 333, 357, AND 359 HIGHWAY 57.**

#### **ORDINANCE 627**

Mayor Wylie opened the public hearing at 6:00 pm. Planning and Zoning Administrator Quayle explained the reason for the public hearing and the applicant’s request in detail. He also explained the process of plat vacations pursuant to Idaho Code 50-1306A and 50-1324. Discussion ensued.

**Questions from the Council:** None

**Testimony from the Applicant:** David Schuck, Airport Manager for Bonner County, the applicant, presented a brief overview of his application.

**Written Testimony:** None

**Testimony from Those Supporting:** None  
**Testimony from Those Uncommitted:** None  
**Testimony from Those Opposing:** None

**Rebuttal from the Applicant:** None

Mayor Wylie closed public testimony and the public hearing at 6:13 pm.

**Council Member Turner made a motion that the application and submittals, evidence contained in the file, public hearing testimony, and the Planning & Zoning report be adopted as presented and discussed as the Findings of Fact, and that based on the Findings of Fact, the conditions, and conclusions as presented and discussed, that the application complies with applicable City Ordinances. Council Member Mullaley seconded the motion. After consideration, the motion passed unanimously.**

**Council Member Turner made a motion based on the City's Comprehensive Plan, ordinances, Idaho Code, and the adopted findings of fact and conclusions, that Bonner County Priest River Airport's Plat Vacation Request be approved subject to the conditions as discussed and as listed in the Planning & Zoning report. Action to obtain the permit is to complete the conditions as approved. This action does not result in the taking of private property. Council Member Mullaley seconded the motion. After consideration, the motion passed unanimously.**

Discussion ensued regarding Ordinance 627. David Schuck explained the future plans of the Priest River Airport to extend the southern boundary of the runway by 236 feet.

**Council Member Mullaley made a motion to adopt Ordinance 627 with the change as read into the record by Planning & Zoning Administrator Quayle, under suspension of the rules. Council Member Yount seconded the motion. After consideration, the motion passed by the following roll-call vote: AYES: Council Member Wagner, Council Member Turner, Council Member Yount, and Council Member Mullaley. NAYS: None. ABSTAINERS: None. ABSENT: None.**

#### **4. CONSENT AGENDA**

**A. PREVIOUS MINUTES – CC 10/03/22**

**B. PAYABLES**

**C. RESOLUTION 22-055 – WELCH COMER – ENGINEER AGREEMENT AMENDMENT #1 – WASTEWATER SYSTEM IMPROVEMENTS – WWTP ELECTRICAL IMPROVEMENTS**

**Council Member Mullaley made a motion to approve the consent agenda. Council Member Turner seconded the motion. After consideration, the motion passed unanimously.**

#### **5. ANNOUNCEMENTS/APPOINTMENTS**

None

## **6. UPDATES**

### **A. PARKS AND TREE COMMISSION**

Council Member Wagner gave an update on the Parks and Tree Commission.

### **B. LAW ENFORCEMENT**

None

### **C. PUBLIC WORKS**

Director of Public Works Rollicheck gave an update on public works.

### **D. PROJECT UPDATES**

#### **1. WELCH COMER – PROJECT STATUS UPDATE**

Welch Comer provided a written project status update.

### **E. BUILDING & ZONING**

Planning & Zoning Administrator Quayle gave an update on Building & Zoning.

### **F. ADMINISTRATIVE COMMITTEE**

None

## **7. BUSINESS**

### **A. CONTROL #2022-09-03 – WEST BONNER COUNTY SCHOOL DISTRICT #83 – DOORHANGER FEES REIMBURSEMENT REQUEST**

This item was tabled until the November 7<sup>th</sup> Council meeting.

### **B. CONTROL #2022-10-02 – BURNS – COMPLAINT REGARDING NEIGHBORS ON FIRST STREET**

Lengthy discussion ensued regarding the complaint by Cathy Burns regarding her neighbors on First Street. Staff was directed to proceed with enforcement.

### **C. CLEAR STREAM ENVIRONMENTAL – PROPOSAL FOR CLARIFIER DAMAGE REPLACEMENT PARTS – WWTP ELECTRICAL IMPROVEMENTS**

Discussion ensued.

**Council Member Turner made a motion to approve the proposal from Clear Stream Environmental for replacement parts relating to the clarifier damage, not to exceed \$63,667.00, and approved the City covering the down payment of \$31,833.50, with the expectation of reimbursement through the City's insurance. Council Member Mullaley seconded the motion. After consideration, the motion passed unanimously.**

### **D. TML CONSTRUCTION, INC. – PROPOSAL FOR CLARIFIER DAMAGE REPAIR – WWTP ELECTRICAL IMPROVEMENTS**

Discussion ensued. This item was tabled for additional information and review.

### **E. WELCH COMER – REMEDIATION QUOTES FOR CONTAMINATED SOIL AT WATER RESERVOIR SITE – WATER SYSTEM IMPROVEMENTS PROJECT**

Discussion ensued.

**Council Member Mullaley made a motion to approve the proposal from Sonray Enterprises for the remediation of lead-contaminated soil at the water reservoir site, not to exceed \$7,200.00. Council Member Yount seconded the motion. After consideration, the motion passed unanimously.**

**F. WELCH COMER – IDEQ FUNDING LETTER OF INTENT**

Ashley Williams from Welch Comer explained the different loan/grant programs available through the Idaho Department of Environmental Quality. Discussion ensued.

**G. WELCH COMER – ENGINEER AGREEMENT AMENDMENT #6 – RAW WATER INTAKE EXTENSION PRELIMINARY ENGINEERING AND BATHYMETRIC SURVEY**

Discussion ensued.

Council Member Turner made a motion to approve Engineer Agreement Amendment #6 to the contract with Welch Comer for the Raw Water Intake Extension Preliminary Engineering, not to exceed an additional \$4,000.00. Council Member Mullaley seconded the motion. After consideration, the motion passed by the following roll-call vote: AYES: Council Member Wagner, Council Member Turner, Council Member Yount, and Council Member Mullaley. NAYS: None. ABSTAINERS: None. ABSENT: None.

**H. J7 CONTRACTING, INC. – PAY REQUEST #10 – WATER SYSTEM IMPROVEMENTS PROJECT**

Discussion ensued.

Council Member Yount made a motion to approve Pay Request #10 for J7 Contracting, Inc. for the Water System Improvements Project, in the amount of \$3,040.00. Council Member Turner seconded the motion. After consideration, the motion passed unanimously.

**I. USDA-RD GRANT PAY REQUEST #5 – WATER SYSTEM IMPROVEMENTS PROJECT**

Discussion ensued.

Council Member Turner made a motion to approve draw #5 from the USDA-RD grant for payment of Welch Comer Invoice #14778250-023 in the amount of \$6,766.44, and payment of J7 Contracting, Inc. Pay Request #10 in the amount of \$3,040.00. Council Member Yount seconded the motion. After discussion and consideration, the motion passed unanimously.

**J. ICDBG PAY REQUEST #15 – WATER SYSTEM IMPROVEMENTS PROJECT**

Discussion ensued.

Council Member Mullaley made a motion to approve ICDBG Pay Request #15 for the Water System Improvement Project, with payment of \$1,500.00 being remitted to Panhandle Area Council. Council Member Turner seconded the motion. After consideration, the motion passed unanimously.

**K. USDA-RD GRANT PAY REQUEST #21 – WASTEWATER COLLECTION SYSTEM IMPROVEMENT PROJECT – PHASE II**

Discussion ensued.

Council Member Mullaley made a motion to approve draw #21 from the USDA-RD grant for payment of Welch Comer Invoice #14778290-009-2 in the amount

of \$682.35. Council Member Yount seconded the motion. After discussion and consideration, the motion passed unanimously.

**L. IDAHO IMPLEMENT – YANMAR TRACTOR PURCHASE QUOTE**

Lengthy discussion ensued. This item was tabled for additional information.

**M. DUMP TRUCK TRANSMISSION ISSUES AND PROPOSED SOLUTIONS**

Lengthy discussion ensued.

Council Member Turner made a motion to include the 2007 Sterling Dump Truck in the upcoming surplus auction. Council Member Wagner seconded the motion. After discussion and consideration, the motion passed unanimously.

**N. SURPLUS AUCTION PROCEDURES AND RESOLUTION 22-056 – LIST OF SURPLUS AUCTION ITEMS**

Discussion ensued. This item was tabled for additional review.

**O. COMMERCIAL UTILITY ACCOUNTER EXCEPTIONS FOR FY23**

Discussion ensued.

Council Member Turner made a motion to approve an exception for six commercial utility accounts as discussed, allowing them to be charged for 1 ER instead of by fixture unit counts for fiscal year 2023. Council Member Mullaley seconded the motion. After discussion and consideration, the motion passed unanimously.

**P. RESOLUTION 22-057 – STATE INVESTMENT POOL TRANSFER OF FUNDS**

This item was removed from the agenda.

**EXECUTIVE SESSION**

**UNDER 74-206 1 (f) Pending Litigation**

Council Member Mullaley made a motion to enter executive session under 74-206 1 (f) Pending Litigation at 7:40 pm. Council Member Turner seconded the motion. After consideration, the motion passed unanimously by the following roll-call vote: AYES: Council Member Wagner, Council Member Turner, Council Member Yount, and Council Member Mullaley. NAYS: None. ABSTAINERS: None. ABSENT: None.

**RECONVENE**

Council Member Mullaley made a motion to reconvene at 7:45 pm. Council Member Turner seconded the motion. After consideration, the motion passed unanimously.

**ADJOURN:**

Council Member Mullaley made a motion to adjourn at 7:45 pm. Council Member Turner seconded the motion. After consideration, the motion passed unanimously.

Motion to approve minutes of 10/17/22: \_\_\_\_\_

Second: \_\_\_\_\_

SIGNED:

\_\_\_\_\_  
Kevin Wylie  
Mayor

ATTEST:

\_\_\_\_\_  
Laurel Thomas, CMC  
City Clerk/Treasurer