

**CITY OF MARSING
COUNCIL MEETING MINUTES
FEBRUARY 14, 2018
7:00 P.M.**

Mayor James Ferdinand called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

Roll Call: Mayor James Ferdinand, Councilman Tony Malmberg, Councilman Marie Herman, Councilman Jolyn Green and Councilman Chris Even were present. Staff members present were City Clerk/Treasurer Janice Bicandi, Deputy Clerk Kim Spagnolo, Public Works Supervisor Philip Gibson, Code Enforcement Officer Harvey Gist, City Attorney Stephanie Bonney, City Engineer Amy Woodruff and Kirby Cook.

Others that were also present in the audience were: Colton Hicks Diaz, Noyam Hale and Todd Kleppinger of the Owyhee Avalanche.

Councilman Chris Even moved and Tony Malmberg seconded to amend the agenda by adding the approval of a Catering Permit for the Pour House; the Cooperative Utility Agreement – SH55, Snake River Bridge, Marsing SH55, JCT US 95 to Snake River, Marsing; and to Adopt the Right-of-Way Map. The Mayor asked all Councilmen in favor to say aye with all Councilmen present voting aye. Motion carried.

CONSENT AGENDA: Councilman Jolyn Green moved and Chris Even seconded to approve the minutes of the January 11, 2018 meeting and the claims against the City for the approximate amount of \$101,798.83 from January 10, 2018 to February 13, 2018. The Mayor asked all Councilmen in favor to say aye with all Councilmen present voting aye. Motion carried.

PUBLIC HEARING: None

ORDINANCE: None

RESOLUTION: None

PUBLIC INPUT: No Public Input.

OLD BUSINESS:

A: City Engineer Amy Woodruff

There has been a lot going on in the City over the last 30 days.

The biggest project that Civil Dynamics has been working on is the completion of the design for the water main to be installed on the bridge. That design has been

completed. It has undergone a QA/QC with an independent engineering firm. It has also been reviewed and approved by DEQ. An engineer's estimate has been put together for approximately \$557,140. ITD has put a cooperative utility agreement together which has been sent to the City of Marsing and are currently seeking a signature.

Woodruff said that if bids come in and the City decides they don't want to move forward with the project, then they can elect not to. ITD is requiring that the \$557,140 be paid prior to advertisement. Authorization for the Mayor to sign the agreement once it is in a form that the City Attorney has been approved. Part of the agreement is that the City is going to relocate a number of the existing water mains out of Hwy 55 right-of-way. That work will be done by a contractor selected by the City prior to ITD coming in.

The LHTAC Grant application for sidewalk installation on the south side of Hwy 78 to the library tied for second and third out of 71 applications. That will be funded this year and the sidewalk will be constructed by ITD.

The Hwy 78 Sidewalk is out for bid. Woodruff said that the bid is due February 23, 2018. She is optimistic with the school's project that is underway and hopes that one of their contractor's will elect to bid on this project and roll it all into one. The City has elected to bolster fire protection and water service in the south corridor by boring underneath HWY 78 where a contractor will install a new 12-inch water main under Hwy 78 and connect to a water main that will be constructed by the school project which will clean up the water infrastructure along Hwy 78.

Mayor Ferdinand said the City has the funds to do the water line on the bridge. He understood if Council wanted to table signing the agreement. The clause that the City doesn't have to build the water line was important and are not locked into doing it but are locked into writing the check. If the City signs the agreement, they would refund the money back if the City decides not to proceed.

Bonney said the Cooperative Utility Agreement says that the City will move forward if the bid comes in at the estimated amount or less.

Woodruff said that ITD is committed to going forward on the bridge. The waterline on the bridge is a unique installation.

Mayor Ferdinand said it is one of the top five longest bridges in the state and to put utilities on it is a challenge.

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Woodruff said that if ITD bids this job and it comes out \$400,000.00 in the interim, and if Council says they do not want to invest in Canyon County and don't see that as their planning area and wants to pull the plug, now was the time to discuss that.

Mayor Ferdinand said if the City waits and runs the waterline and later has the need, it will cost over a million dollars.

Bonney said that if the City wanted to bow out for any reason, they would have to put it in the bid documents that a portion of the project may just go away.

The Mayor asked if the Council had any comments or discussion.

Councilman Even said it needed to be done.

Mayor Ferdinand said that if they don't do it, it will cause headaches in the future and would be a disservice to the City.

Mayor Ferdinand explained option one, the document as written allows the City to back out if the bid is higher than the estimated amount. Council can add a clause that allows the city to back out in any case and it would need to be made in the motion.

Bonney asked in which case would Council want to back out for reasons other than the estimate.

Mayor Ferdinand read from Section III, 2. The City may elect not to proceed with the construction of the new water line if the actual contractor's bid amount exceeds the City's construction estimate and available funding.

Councilman Tony Malmberg motioned and Jolyn Green seconded to approve the Cooperative Utility Agreement with ITD. The Mayor asked all Councilmen in favor to say aye with all Councilmen present voting aye. Motion carried.

Amy Woodruff said that the Island Park boat ramp is proceeding. Precision Grading & Excavation is currently working on the ramp right now on the northside of the bridge.

The City Park restroom plans are completed and will be sent to USDA Rural Development. She is hopeful that the company that built the bathrooms at Island Park will bid on the project.

Civil Dynamics has been working real close with the City's Public Works Staff managing the lagoons and implementing some protocols to manage the BOD. Gibson has done a fantastic job.

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Woodruff said that work was done when the Meadowbrook Subdivision application came through and have a request from someone that is looking at developing in the impact area to take a look at available EDUs in the City. There are solid 100 hook-ups available right now. A little more capacity could be freed up. DMVRs can be reviewed in almost real time. The public can log in to the EPA website and view all of Marsing records regarding water quality.

Woodruff said the Right-of-Way map was actually already adopted as part of the Transportation Plan.

Bonney said that there was an allegation that the City did not have a Right-of-Way map adopted.

Woodruff said the Parks and Trails Map will be ready at next month's meeting for re-adoption. She said she would like to have a public hearing to amend the Comp Plan and make the Parks and Trails Map part of it.

- A. **City Attorney:** Stephanie Bonney discussed the adoption of the International Building Code. She has set up that when the State adopted a new code, it would automatically be adopted by the City. As of January 1, 2018, the City had automatically implemented the new codes and didn't have to do an ordinance. The City will have to get new books. Janice Bicandi can work with Steve Pierson to get those ordered at a discount.

NEW BUSINESS:

PLANNING & ZONING: None

REPORTS:

CODE ENFORCEMENT: Harvey Gist reported that he tries to work a minimum of four days a week, two and a half hours a day, sometimes in the morning and sometimes in the afternoon. He said he is also trying to catch people at home in the evenings. Every violation is backed up with photographs in his files. He tries to drive every street every day and will start working on alleys soon. There are four to five "hot spots" in town. Over the last couple of weeks, progress has been made on a couple of them. He hasn't had any real confrontations with anyone.

Bonney advised when sending a certified letter, to also send a copy of the violation via regular mail.

PUBLIC WORKS SUPERVISOR: Philip Gibson reported on accomplishments for the month. They have built picnic tables and have worked on replacing wooden park

benches with newer park benches. All vehicles and equipment have been serviced. The jetter truck has been repaired. Gibson has worked on an Irrigation Schedule. They have sprayed weed killer and trimmed trees in the right-of-way. Public Works has a map of any trees in the Right-of-Way. Gibson has devised a safety plan with Woodruff to get the wastewater lagoon aerators to shore safely, saving approximately seven hours of work. It will now take approximately thirty minutes.

Street Sweeping is scheduled for March 28, 2018. Notices will go out in the water bills for the next two months.

Irrigation Water vs. City Water has been placed on hold.

Public Works will be buying bubbler screens to be placed on pumps to clean the City water. City Park water to Island Park will have to use new filters.

Gibson reported that they will start fertilizing the parks.

MAYOR REPORT:

Kelly Ackerman has designed a new council table that is more gallery friendly. Ackerman has placed a bid for the conference table and map holders. The bid was tabled until errors on the bid are corrected.

Councilman Chris Even moved and Jolyn Green seconded to amend the City Handbook to keep City Hall open from 12:00 – 1:00 p.m. The Mayor asked all Councilmen in favor to say aye with all Councilmen present voting aye. Motion carried.

Mountain Alarm Fire & Security has installed a security alarm system at City Hall.

Outlook 365 – Email at City Hall has been hacked. The City will be switching over to a more secure server which will cost \$6.00 a month per server.

Councilman Tony Malmberg moved and Chris Even seconded to install a more secure server. The Mayor asked all Councilmen in favor to say aye with all Councilmen present voting aye. Motion carried.

Councilman Jolyn Green moved and Chris Even seconded to approve additions and corrections to the BLM contract. The Mayor asked all Councilmen in favor to say aye with all Councilmen present voting aye. Motion carried.

Councilman Chris Even moved and Tony Malmberg seconded to approve the catering permit for the Pour House for the Marsing Rural Fire Department Crab Feed on

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February 17, 2018. The Mayor asked all Councilmen in favor to say aye with all Councilmen present voting aye. Motion carried.

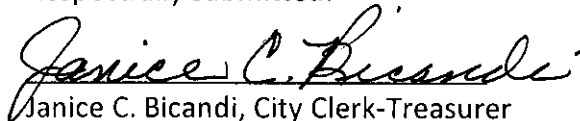
Chris Even moved and Tony Malmberg seconded to approve the business licenses for the Service Station Realty and the Service Station Rock & Antiques. The Mayor asked all Councilmen in favor to say aye with all Councilmen present voting aye. Motion carried.

Councilman Jolyn Green motioned, Tony Malmberg seconded to enter into Executive Session at 8:53 p.m. pursuant to IC – 74-206 (1) (i) To discuss the adjustment of a pending claim. The Mayor asked for a roll call vote with all Councilmen present voting yes. Motion carried.

Mayor Ferdinand and Council concluded the Executive Session at 8:58 p.m. during which discussion was held regarding the adjustment of a pending claim pursuant to Idaho Code 74-206 (1) (i).

Councilman Tony Malmberg moved and Chris Even seconded that the meeting be adjourned at 8:58 pm. The Mayor asked all Councilmen in favor to say aye with all Councilmen present voting aye. Motion carried.

Respectfully submitted:


Janice C. Bicandi, City Clerk-Treasurer


James Ferdinand, Mayor

Date: March 14, 2018