

Plummer City Council Meeting
March 23, 2017

The Regular Council Meeting was called to order at 6:00p.m by Mayor Weems.

Present: William Weems, Mayor
Tim Stockdale, Council
Julie Miller, Council
Brad Hampton, Council
Tim Clark, Council President

Also, Present: Sara Gauthier; City Clerk-Treasurer, Leonard Johnson; City Foreman, Andrew Doman; City Attorney, Valinda Ratz, Les Hall; Chief of Police, Jim Kackman; Coeur d'Alene Tribe.

Consent Agenda: Clark made a motion to approve the consent agenda including the meeting minutes from March 9, 2017 the disbursements for second half of March 2017. Stockdale seconded the motion. Roll Call Vote Hampton aye, Clark aye, Stockdale aye, Miller aye. Motion Passed.

Clark made a motion to amend the agenda to include the disaster declaration and Resolution 2017-05 declaring an emergency as a result of effects of localized flooding. Hampton seconded the motion. Roll Call Vote Clark aye, Hampton aye, Miller aye, Stockdale aye. Motion Passed.

Public Comment: None.

Unfinished Business:

- A. **Scope of Work Mountain Waterworks:** City Clerk-Treasurer announced that Tim Farrell from Mountain Waterworks would like to meet on Tuesday March 28th after 4p.m. I told him let's do a tentative time of 5p.m. until I speak with the City Council. Not enough council members were available to have a special meeting on the 28th. Stockdale asked if they are going to be willing to keep working with us. City Attorney stated they are willing to keep working with us. Clark suggested meeting on Tuesday April 4th since we have two council members out of town for spring break.
- B. **Sewer Agreement with Coeur d'Alene Tribe:** Two main issues that need to be resolved are on page 8 of 12 of the agreement at the bottom about indemnify in case something happens to the Sewer plant. We should consider deleting the arbitration section completely. City Attorney would like to delete the arbitration and send this agreement back to the tribe with the language changes. Kackman asked what the legal basis was for removing the indemnification? City Attorney doesn't remember what the basis was for removing the indemnification. City Attorney stated he will speak to Rylee or Eric and see the reasoning behind removing the indemnification and if that's the case he will come back and make the recommendation to the council. Equalization lease-there are a few tribal members who have interests in this property as owners. The lease payments we were paying were \$1100 or \$1200 per month. The tribe suggested that those lease payments be \$6000 per year. The arbitration is listed in the equalization agreement. Tabled until next meeting.
- C. **Construction Work Plan:** Mayor Weems stated that we will be meeting with Commonwealth, Mountain Waterworks, and USDA on Tuesday March 28th at 10a.m. here at City Hall if anyone would like to attend.

New Business:

- A. **Sewer Bond RFQ Refinance:** Mayor Weems stated that this is to take the \$40 sewer bond fee off everyone's utility bills. City Attorney stated that we would need to have two separate agreements. Mayor Weems stated that the first step is to pay \$2000 to have them look and see if they can refinance the bond. City Attorney stated that he spoke to Laura McAloon and she didn't believe that we could get a lower rate on the bond. Tabled until next meeting.
- B. **Payables for Second Half of March 2017:** Stockdale made a motion to pay the payables for the second half of March 2017. Hampton seconded the motion. Roll Call Vote Stockdale aye, Miller aye, Clark aye, Hampton aye. Motion Passed.
- C. **Disaster Declaration and Resolution 2017-05 Declaring an Emergency:** Mayor Weems signed the declaration. Stockdale made a motion to pass Resolution 2017-05 declaring an emergency.

Clark seconded the motion. Roll Call Vote: Miller aye, Clark aye, Stockdale aye, Hampton aye.
Motion Passed.

Reports:

Staff Reports

Sara Gauthier: On File. Clerk-Treasurer asked the City Council and Mayor if anyone has had any issues with Federal Contracts because we must submit a debarment form for USDA for the Electric Bond Application. Clark: No, Stockdale: No, Miller: No, Hampton: No, Weems: No. City Clerk-Treasurer also announced that the City received the LRHIP grant for new signs in the amount of \$30,000.

Leonard Johnson: On File. Leonard also talked about closing the bottom half of 8th street due to the road starting to fail.

Les Hall: None.

Paulina Freeburg: On File.

City Engineer Reports: None.

Legal Reports: City Attorney is still trying to gather information on tiny homes. He has talked to Seattle and Portland building departments. There is going to be a residential building code coming into place sometime this year.

Council Reports:

Mayor Weems: None.

Tim Stockdale: Stockdale asked Clark about hwy 5. Clark said they are hoping to have a temporary fix soon.

Brad Hampton: None.

Julie Miller: School levy passed.

Tim Clark: Clark stated his only questions were about the roads, drainage and ditches which was covered very well by Leonard.

Executive Session: Pursuant to Idaho Code 74-206-1 (F) Discuss pending or probable litigation with attorney. Clark made a motion to enter into executive session 74-206-1 (F). Stockdale seconded the motion. Roll Call Vote Hampton aye, Stockdale aye, Clark aye, Miller aye. Motion Passed. Entered executive session: 7:00 p.m. Adjourned executive session 7:07 p.m.

Regular Council Meeting Adjourned at 7:10 p.m.

William Weems, Mayor

Sara Gauthier, City Clerk-Treasurer