MINUTES OF THE REGULAR COUNCIL MEETING
October 9, 2019

The meeting was called to order by Mayor Pro-Tem Terry Douglas at 6:01 p.m.

A roll call of the Council resulted as follows:
Sid Armstrong
Ron Mercado
Terry Douglas
Dennis Norris
Ron DeCamp
Anna Moody

Officers present were:
Building Official Mark Magnus
Chief of Police David Wuolle
City Clerk/Treasurer Nila Jurkovich
Project Manager Rod Plank

Mayor Mac Pooler and Superintendent of Public Works Craig Lewis were absent.

Councilmember Moody led in the Pledge of Allegiance.

ORAL COMMUNICATIONS

Mr. Nick Anderson moved to the area and is a financial advisor and wanted to come to the meetings to see what is happening in the area.

Mayor Pro-Tem Douglas advised Mr. Anderson on when the monthly council meetings were.

REPORTS FROM STAFF

Building Official Mark Magnus
Report has been submitted, no questions were asked.

Chief of Police Dave Wuolle
Report has been submitted, reminded the Council the Homecoming Parade will be held on

Planner Collin Coles
Report has been submitted, advised the Council that the abatement policy has been completed and will be ready for the Council to adopt at a later date. Both attorneys Keisha Oxendine and John Cafferty have weighed in on the policy along with the forms. No questions were asked.

CONSENT CALENDAR

1. Approval or correction of the minutes of the September 11, 2019 regular council meeting.
2. Approval of payment of the bills for the month of September 2019 as presented. (Proving documents on file in the City Clerk's office)
3. Treasurer's Reports of Income & Expenditure.
4. P&Z Commission minutes from the September 16, 2019 Meeting. No quorum, therefore no meeting held.
5. Reports of Commissions and Committees.
   Traffic Safety minutes from the September 30, 2019 Meeting. Recommendations: A) 35 MPH Speed limit on McKinley Avenue, from west side of Kellogg City Hall building going west with a 4 total of curve caution signs with 2 of those signs providing cautionary 25 MPH through the 90 degree turn. B) Designate the alleys from Cedar Street to Oregon Street for two way traffic. C) Place a larger "Dead End" sign and attempt to relocate the sign by The Gondolier on West Cameron Avenue. D) Move forward with the
Pedestrian Safety Program Grant through LHTAC, grant submittal performed by Alta Science & Engineering.
Building & Planning minutes from the September 30, 2019 Meeting.
Recommendation: A) Move forward with an amendment to the Todd & Sarah Still- Improvement Agreement for property located on Railroad Avenue outlining a completion date for the four parking places, storm water containment, curb and sidewalk placement and handicap ramp.

Councilmember Delcamp would like clarification on where the “Dead End” sign will be located. City Clerk Jurkovich added “by The Gondolier on West Cameron Avenue”.

It was moved by Councilmember Mercado and seconded by Councilmember Moody to approve the Consent Calendar as submitted. Motion carried.

OLD BUSINESS

EPA Roadway Remediation Discussion – Phase 2 & Phase 3 Road & Sewer Construction Projects

Phase 2 – Knife River, Phase 3 - Big Sky and 2019 McKinley Rebuild & Pave Roads Project – DG&S. Weekly meetings are continuing to get the punch list items completed.

The City is waiting on the cost for work located at the Italian Gulch allowable storm drain work that has been added to the sewer project.

NEW BUSINESS

Property Access for Property located North side of the Interstate by Mountain View Park

Mr. Vernon Jones was present as an acting-agent for Dr. McNulty and submitted documents for the Council for Dr. John McNulty’s request to receive access to his property located on the north side of the interstate by Mountain View Park. Dr. McNulty purchased 80 acres located in the County in 2006 and wanted to build his home on the property, however there was no easement to access the property in a reasonable manner. There was access by foot on the northern boundary of the property. A title search was not completed at the time of purchase.

Mr. Jones provided some history on how Dr. McNulty came to the City and actually received the necessary permission, however Dr. McNulty cannot locate his document and there is no record of the permission recorded at the County Courthouse. Mr. Jones stated that Dr. McNulty was even provided a key to a city gate.

Mr. Jones has been in contact with the state and was told to work with the City.

Dr. McNulty would like to sell the land, and a reasonable access is needed, a restricted easement would be an option also.

Councilmember Delcamp suggested Mr. Jones work with the County to see what permits may have been issued, and further stated the State Parks & Rec had put stringent requirements on the City’s park.

Mayor Pro-Tem Douglas stated that he had the City Clerk review the minutes of the City Council and asked the City Clerk to advise the Council and Mr. Jones what was found.

City Clerk Jurkovich advised the Council that she looked through the Council Minutes from 2006 through 2008 and did not see any mention of an easement request from Dr. McNulty.

Mayor Pro-Tem Douglas advised Mr. Jones the City Council is looking at his request this evening as the first time the City Council has been presented with a request from Dr. McNulty.

No action was taken on this subject, and Mayor Pro-Tem Douglas made it clear to Mr. Jones not to leave this meeting thinking it is guaranteed that the easement would be granted if he goes through with all of the suggestions given to him tonight.
Parade Permit for the Silver Valley Chamber Christmas event

It was moved by Councilmember Delcamp and seconded by Councilmember Norris to approve the parade activity request as submitted by the Chamber for the Christmas parade on November 30th. Motion carried.

Mayor Pro-Tem Douglas advised the Council the City Council will ride the Trolley in this parade and the Public Works Department will have the Trolley ready with lights and driver.

Ratify Mayor Pooler's approval to execute Amendment #9 to City-Engineer Agreement

Mayor Pro-Tem Douglas advised the Council the amendment with Alta Science & Engineering is to cover their work for the Italian Gulch storm water head frame in the amount of $24,850. The work includes surveying, design and construction oversight.

It was moved by Councilmember Armstrong and seconded by Councilmember Delcamp to ratify the Mayor's decision to approve Amendment #9 to the City-Engineer Agreement with Alta Science & Engineering.

A roll call vote of the Council resulted as follows:

Councilmember Armstrong-Aye Councilmember Douglas-Aye
Councilmember Mercado-Aye Councilmember Delcamp-Aye
Councilmember Moody- Aye Councilmember Norris-Aye

Motion carried.

Hawley Troxell's Updated Engagement Letter

With the recent decision by Mr. John Cafferty to leave his employment with Hawley Troxell, the City was provided with an updated engagement letter by the firm. Mrs., Caitlin Klig will be providing the City with legal representation at $600 per month, with a quarterly review of costs by Hawley Troxell.

It was moved by Councilmember Mercado and seconded by Councilmember Armstrong to enter into the updated Engagement Letter from Hawley Troxell with respect to the City's general representation.

A roll call vote of the Council resulted as follows:

Councilmember Moody- Aye Councilmember Delcamp-Aye
Councilmember Norris-Aye Councilmember Douglas-Aye
Councilmember Mercado-Aye Councilmember Armstrong-Aye

Motion carried.

ANNOUNCEMENTS & REPORTS

Mayor Pro-Tem Douglas
Advised the Council the auditors will start their annual audit on October 21st.

Councilmember Moody
Advised the Council the library's reading program went well, with good participation and thanked Buff for his donation of the bike. Internet upgrade went well, the library will be working towards hiring a third person that will work 15 hours per week. The librarian is very motivated.

Councilmember Norris
Sorry to see Mr. John Cafferty leave the firm and wished him well.

Councilmember Mercado
Advised the Council he has been on a committee to assist with options for the county jail. November 5th is the election day. There are three options: remodel the existing building; demolish the existing building and build the new facility at the existing location; or
purchase land near the Spundstrand building on the outskirts of Wallace and build the new jail there.

Councilmember Armstrong
Has continued attending the weekly construction meetings. The City is getting updates each week, and punch list items are getting crossed off. This has been a very slow process, and he thought the project would be completed by August.

There being no further business to come before the Council at this time, it was adjourned at 6:42 P.M. to meet at its regular time of November 13, 2019.

ATTEST:                          Terry Douglas, Mayor Pro-Tem

Nila Jurkovich, Municipal Clerk/Treasurer