

MINUTES OF THE REGULAR COUNCIL MEETING/HEARING

May 12, 2021

At 6:00 P.M. the meeting was called to order by Mayor Mac Pooler.

A roll call of the Council resulted as follows:

Terry Douglas,
Ron Mercado
Sid Armstrong
Dennis Norris
Ron Delcamp
Anna Moody.

Officers present were:

Mayor Mac Pooler, City Clerk /Treasurer Nila Jurkovich, Deputy Clerk Bobbyjean Jurkovich and Project Manager Rod Plank

Also present: Andy Helkey.

By Telephone:

Chief of Police David Wuolle
Building Official Mark Magnus
Superintendent of Public Works Craig Lewis
Derek Forseth and Ben Davis, Alta Science & Engineering
Caitlin Kling, City Attorney
Planner Collin Coles

Councilmember Mercado led in the Pledge of Allegiance.

HEARING

The purpose of the hearing is to take public testimony on the exchange of real property owned by the City.

At 6:03 p.m. it was moved by Councilmember Delcamp and seconded by Councilmember Mercado to open the public hearing.

Motion carried.

The City has not received any written testimony.

Is there is any one present on the telephone that would like to speak on the City's proposal. If so, for the record, state name and physical address.

We will look to see if there is any one present out in the lobby that would like to speak on the City's proposal. If so, each person will be escorted one at a time into the Council Room to give their testimony.

Mr. Helkey advised there was no one present in the front lobby.

Being no questions or public present to provide testimony, at 6:03 p.m. it was moved by Councilmember Delcamp and seconded by Councilmember Moody to close the hearing and reconvene to regular session. Motion carried.

ORAL COMMENTS

Update from Bunker Hill Mine Representatives Sam Ash, CEO and Brad Barnett, Vice President. The Council was provided with a copy of their handout.

City officials shared their appreciation on the continued communication between Bunker Hill Mine and the City.

STAFF REPORTS

All reports were submitted by each department.

Police Chief Wuolle

Advised that the police department received homeland security funds and he will be able to purchase new portable radios.

Public Works Superintendent Lewis

Advised he had an employee resign and will be looking for someone to join his team. Mr. Lewis advised the Council a CDL was a requirement.

Building Official Magnus

Advised there will be a hearing before the Planning and Zoning Commission as the request will require a conditional use permit. Planning Consultant Coles advised there will be eight units will be condos.

Project Manager Plank

Advised the City is getting a several locates for sewer replacement.

CONSENT CALENDAR

1. Approval or correction of the minutes of the April 14, 2021 regular council meeting.
2. Approval of payment of the bills for the month of April 2021 as presented (Proving documents on file in the City Clerk's office)
3. Treasurer's Reports of Income and Expenses
4. P&Z Commission minutes from April 19, 2021 Meeting – Recommendations: None.
5. Report of Commissions and Committees: Building/Planning Committee minutes from the April 19, 2021 meeting. No Recommendations.

It was moved by Councilmember Delcamp and seconded by Councilmember Norris to approve the Consent Calendar as presented.

Motion carried.

OLD BUSINESS

Ben Davis, Alta Science & Engineering provided the Council with a written update on the following:

Phase 3 Warranty Work Update

One warranty item remains: settling asphalt along the curb at 103 McKinley Ave. Alta and Craig are currently discussing if this is worth pursuing with Big Sky, and if so, what the best way to proceed.

It was decided to approach Big Sky during the One Year Warranty Walk Through for the Paved Roads, as it is approaching.

Update on the Kellogg LOMR Application

Project is still in the 90-day review period. We expect to hear from FEMA by the end of June.

Councilmember Douglas inquired on the review period. Mr. Davis advised it will be a ninety-day review period and the application was submitted on March 23rd, FEMA should advise us by the end of June.

Mayor Pooler inquired if the \$8,000 application fee will be required. Mr. Davis advised we will find out once the ninety day review period has lapsed and comments are returned.

2021 Chip Seal Road Maintenance

Project is out for bid and includes ~\$500k of roads Chip Seal and Slurry Seal. The pre-bid conference will be held via teleconference on May 19th at 2pm. Bids are due and will be opened on May 26th at 2pm over teleconference.

Councilmember Armstrong inquired if chip sealing would be done on the new roads. Mr. Lewis advised that it will be Phase 1 roads along with some of the older roads with slurry seal and chip seal. The older roads will be done first, starting with Phase 1, then Phase 2 and Phase 3. It will be the roads that are traveled most.

Update on status of COVID-19 and large Activities within the City.

Mr. Andy Helkey provided the Council with a handout showing where the cases are from the last time the Council met on April 14th as follows: Total cases nationally; 32,608,287; total deaths nationally 580,073; total cases in Idaho 189,586. Total deaths in Idaho 2,064; Current cases in Shoshone County 1,117; Total Deaths in Shoshone 34.

CDC's figures show 70.5% of Shoshone County residents over the age of 65 are vaccinated. Panhandle Health District is showing 28.8% of the total population has been vaccinated.

Mr. Helkey further stated nationally COVID-19 is on a declining trend and hopefully that will continue. Idaho's Governor rolled the state to Stage 4. Shoshone County is trending upward in the last two weeks, as with Kootenai County with some of their schools reinstating mask mandates. There are rolling clinics available throughout the state.

Councilmember Delcamp inquired if the State is still in the state of emergency. Andy replied that as of right now, we are because of Federal funding, but all restrictions have been lifted. A concern would be Washington state as they are seeing a quick uptrend. A number of counties in western Washington are going back into lockdown, as we have seen this last year, if we are open, they will tend to gravitate this way.

Councilmember Moody asked if we are seeing an uptick in hospitalizations. Mr. Helkey stated that the hospitalizations are trending upward compared to where they were, the interesting with it is that the age group of hospitals is between the years of 35-40 and they are seeing that in the eastern states. The variant that they got is targeting younger people and as this last year we weren't seeing people of that age group get it.

NEW BUSINESS

Selling Certain Real Property owned by the City

Mayor Pooler advised the Council one sealed bid was received. Bids closed at 4 p.m. today. Mayor Pooler opened the one bid at 5:40 p.m. Mayor Pooler asked the City Clerk to read the first page of the bid document.

Bidder: Hugh Mehaffie III & Ashley Malcom, 117 W. Mill St., Kellogg, Idaho
Amount: \$475,000 with a \$10,000 cash bond provided.

It was moved by Councilmember Douglas and seconded by Councilmember Mercado to approve the sale and accept the one bid received for \$475,000.00 and send the documents to the city's attorney for review.

A roll call of the Council showed the following:

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

Motion carried.

Trading Real Property owned by the City

A public hearing was held this evening to accept public comment on the exchange of real properties with no public comments received. City Attorney Caitlin Kling was present if Council had questions.

It was moved by Councilmember Moody and seconded by Councilmember Delcamp to approve the trade for the city owned real property located at the corner of North Division

and Mission (the old fire hall) for real property located at 406 E Portland and 774 E. Portland as it would be in the best interest for the City to exchange the property.

A roll call of the Council showed the following:

Councilmember Norris	"Aye"	Councilmember Delcamp	"Aye"
Councilmember Moody	"Aye"	Councilmember Armstrong	"Aye"
Councilmember Mercado	"Aye"	Councilmember Douglas	"Abstain"

Motion carried.

Grant Administrative Services – 3 year Contract

One company submitted a proposal for the Grant Administration services and it was Panhandle Area Council.

It was moved by Councilmember Douglas and seconded by Councilmember Norris to accept the recommendation of the evaluating committee and award the grant administrative contract to Panhandle Area Council and move forward with entering into a three-year contract.

A roll call vote of the Council resulted as follows:

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

Motion carried.

Resolution & Policy for City Hall Photography & Videography

RESOLUTION NO. 2021-07

RESOLUTION ADOPTING KELLOGG CITY HALL PHOTOGRAPHY AND VIDEOGRAPHY POLICY

WHEREAS, in order to ensure operations of City Hall remain open and transparent to the citizens, it is necessary for the City to have a photography and videography policy regarding photography and filming in City Hall.

WHEREAS, it is deemed advisable to adopt guidelines to aid City staff regarding the use of photography and videography within City Hall, and to protect staff while ensuring transparency.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF KELLOGG AS FOLLOWS;

Section 1: That effective upon the passage of this Resolution, the attached KELLOGG CITY HALL PHOTOGRAPHY AND VIDEOGRAPHY POLICY is hereby adopted.

Section 2: That the staff of the City of Kellogg is hereby authorized and directed to carry out such steps as may be necessary to implement said guidelines.

ADOPTED by the city council the 12th day of May, 2021

CITY OF KELLOGG

Mac Pooler, Mayor

Attest:

Niila Jurkovich, City Clerk

Kellogg City Hall Photography and Videography Policy

Objective

Kellogg City Hall remains a working institution whereby the primary mission is to serve the needs of the citizens of the City. As such, this policy is intended to protect employees at the City who may be endangered or inconvenienced by having their photo or video image taken in City Hall, while encouraging media and others to use cameras in a way which would help communicate the City's mission.

Policy

In order to provide all of the citizens with the safest and most pleasant experience, and to protect City employees and staff, those wishing to use cameras and/or recording equipment within City Hall or other City facilities must have their request **approved in advance by the City Clerk's Office**. Those photographing or videotaping children must have both the verbal permission of the acting agency supervisor and a written release signed in advance by each child's legal guardian. Those photographing or videotaping adults must have verbal permission from the subject as well as from the acting agency supervisor. Photography and videography is limited to only those areas open to the public, such as City Council Chambers and the lobby of City Hall. Taking photographs or videos without permission is expressly prohibited. Those not following this policy may be asked to put away their equipment or leave City Hall. This policy does not impact the City's surveillance system.

City Hall access by photographers and videographers may be limited either by time constraints or to specific areas depending upon such impact or effect such sessions could have upon City staff and employees. City staff has the right to photograph, film and record events for promotional use only in print, online and video.

For More Information and Requests for Approval

Please contact the City Clerk's Office to request approval for photography and videography.

It was moved by Councilmember Douglas and seconded by Councilmember Moody to approve Resolution 2021-07 as submitted.

Motion carried.

Resolution & Policy for City Library Photography & Videography

RESOLUTION NO. 2021-08

RESOLUTION ADOPTING KELLOGG LIBRARY PHOTOGRAPHY AND VIDEOGRAPHY POLICY

WHEREAS, in order to ensure operations of the Library remain open and transparent to the citizens, it is necessary for the Library to have a photography and videography policy regarding photography and filming in the Library.

WHEREAS, it is deemed advisable to adopt guidelines to aid Library staff and patrons regarding the use of photography and videography within the Library, and to protect staff and patrons while ensuring transparency.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF KELLOGG AS FOLLOWS;

Section 1: That effective upon the passage of this Resolution, the attached KELLOGG LIBRARY PHOTOGRAPHY AND VIDEOGRAPHY POLICY is hereby adopted.

Section 2: That the staff of the City of Kellogg is hereby authorized and directed to carry out such steps as may be necessary to implement said guidelines.

ADOPTED by the city council the 12th day of May, 2021

CITY OF KELLOGG

Mac Pooler, Mayor

Attest:

Nila Jurkovich, City Clerk

Kellogg Library Photography and Videography Policy

Objective

While appreciating the photogenic qualities inherent in their design, libraries remain working institutions whose primary mission remains to serve the needs of its patrons. As such, this policy is intended to protect library users who may be endangered or inconvenienced by having their photo or video image taken in the library, while encouraging media and others to use cameras in a way which would help communicate the library's mission.

Policy

In order to provide all the library's customers with the safest and most pleasant library experience, those wishing to use cameras and/or recording equipment within Kellogg Library facilities must have their request **approved in advance by the acting agency supervisor**. Those photographing or videotaping children must have both the verbal permission of the acting agency supervisor and a written release signed in advance by each child's legal guardian. Those photographing or videotaping adults must have verbal permission from the subject as well as from the acting agency supervisor. Taking photographs or videos of library users without their permission is expressly prohibited. Those not following this policy may be asked to put away their equipment or leave the facility.

Library access by photographers may be limited either by time constraints or to specific areas depending upon such impact or effect such sessions could have upon other library users.

Kellogg Library staff has the right to photograph, film and record library events and customers for promotional use only in print, online and video. Visitors to the library, or anyone participating in any library event being captured on film or by photograph, will be advised verbally or through signage that their participation acts as consent to being photographed, filmed or recorded, unless they indicate otherwise to library staff.

The above policy applies only to open, public events. Closed events such as class visits would require releases and/or permissions from the supervisor of the visiting organization.

For More Information and Requests for Approval

Please contact the Library staff to request approval for photography and videography.

It was moved by Councilmember Douglas and seconded by Councilmember Moody to approve Resolution 2021-08 as submitted.

Motion carried.

4th of July Parade Activity Request

Mr. Helkey advised the Council that with Stage 4, there are no limits on gatherings for outside events.

It was moved by Councilmember Douglas and seconded by Councilmember Norris to approve the 4th of July Parade activity request as recommended by Mr. Helkey.

Motion carried.

ANNOUNCEMENTS AND REPORTS

Councilmember Norris

It's picking up and getting busy. Thanked the whole staff at City Hall.

Councilmember Mercado

Activity is picking up at the park.

Councilmember Armstrong

Noticed how nice the new roof on the Scout House looks.

Councilmember Douglas

Preparing for the upcoming budget on track to provide the Council with a budget. Budget is challenging as there will be a deficit due to the Silver Mountain appeal.

There being no further business to come before the Council at this time, it was adjourned at 6:50 P.M. to meet for the regular time of June 9, 2021.

Mac Pooler, Mayor

ATTEST:

Nila Jurkovich, City Clerk/Treasurer