

MINUTES OF THE REGULAR COUNCIL MEETING

September 13, 2023

At 6:00 P.M. the meeting was called to order by Mayor Pro Temp Terry Douglas.

A roll call of the Council resulted as follows:

Sid Armstrong
Terry Douglas
Ron Mercado
Dennis Norris
Anna Moody
Jerry Cobb

Officers Present: COP Paul Twidt, BO Keith Teeters, Clerk/Treasurer Bobbyjean Jurkovich, Public Works Director Mike Fitzgerald, Community Planner Monica Miller, Project Manager Rod Plank and Alta Science & Engineering Representative Felicia Cassidy

Also present: Lindsay Strobel, Zach Jones, Jennifer Cardenas, Leland Smith, Ben Allen
Absent: Mayor Mac Pooler

Terry Douglas led in the Pledge of Allegiance.

ORAL COMMUNICATIONS

Councilmember Anna Moody announced she would not be running for another term.

CONSENT CALENDAR

1. Approval or correction of the minutes of the August 9, 2023 regular council meeting
2. Approval of payment of the bills for the month of August 2023 as presented. (Proving documents on file in the City Clerk's office)
3. Treasurer's Reports of Income & Expenditure
4. P&Z Commission minutes:
5. Reports of Commissions and Committees:

Motion was made by Councilmember Mercado to approve the consent calendar as presented, seconded by Councilmember Armstrong. Motion carried.

Due to time constraints of City Attorney, Zach Jones, Mayor Pro Temp Douglas announced a change in the order of the agenda, moving the Executive Session up to first order of business.

EXECUTIVE SESSION

Idaho Code 74-206 subsection 1 (b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual

Motion was made by Councilmember Armstrong to enter into Executive Session. Motion was seconded by Councilmember Moody. A roll call vote of the Council resulted as follows:

Armstrong –Aye	Norris – Aye	Motion carried
Mercado – Aye	Moody - Aye	
Douglas – Aye	Cobb- Aye	

Motion was made by Councilmember Armstrong to exit Executive Session. Motion was seconded by Councilmember Norris. A roll call vote of the Council resulted as follows:

Armstrong –Aye	Norris – Aye	Session Adjourned at 6:32 pm
Mercado – Aye	Moody - Aye	
Douglas – Aye	Cobb- Aye	

OLD BUSINESS

FEMA update on LOMR Mapping from Felicia Cassidy with Alta - application loaded to online portal. The application has a 90 day turn around and we are about 60 days into that.

DEQ Stormwater Project Phase 1 from Felicia Cassidy with Alta - Bunker Creek construction is complete with planting planned for fall. Construction will commence on North and South Hill Street next week.

DEQ Stormwater Project Phase 2 from Felicia Cassidy with Alta - designs for Government Gulch Channel and East Kellogg in progress for completion in spring 2024.

Government Gulch EDA Design - design in progress for completion in spring 2024.

Chip Seal Bid Package from Felicia Cassidy with Alta - - Chip Seal Complete and Slurry Seal is finished.

Update on Kellogg Levee Preliminary Engineering from Felicia Cassidy with Alta - Alta planned on submitting the draft on the 5th but Alta is gathering some additional cost data from the USACE and still working on the report with a draft submittal target of end of Sept.

DEQ Stormwater Project Phase 3 - If the council has areas they would like reviewed for future improvements input is welcome.

NEW BUSINESS

Request from Leland Smith for waiver/reduction of Sewer Maintenance fees for 815 W Park Mr. Smith explained that he thought the charges were an error, despite receiving several notices.

Councilmember Armstrong moved to waive Smith’s Sewer Maintenance fees, seconded by Councilmember Mercado. A roll call vote of the Council resulted as follows:

Armstrong – Aye	Norris – Aye	Motion carried
Mercado – Aye	Moody - Nay	
Douglas – Nay	Cobb- Aye	

Consideration on Ordinance #624 setting the budget for Fiscal Year 2023-2024 in the amount of \$10,614,847.00

Councilmember Mercado moved to have Ordinance 624 read by title only, seconded by Councilmember Norris.

ORDINANCE NO. 624

AN ORDINANCE ENTITLED THE ANNUAL APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023 APPROPRIATING THE SUM OF \$10,614,847 TO DEFRAY THE EXPENSE AND LIABILITIES OF THE CITY OF KELLOGG FOR SAID FISCAL YEAR, AUTHORIZING A LEVY OF A SUFFICIENT TAX UPON THE TAXABLE PROPERTY AND SPECIFYING THE OBJECTS AND PURPOSE FOR WHICH SAID APPROPRIATION IS MADE.

BE IT ORDAINED by the Mayor and City Council of the City of Kellogg, Shoshone County, Idaho.

Section 1: That the sum of \$10,614,847 be, and the same appropriated to defray the necessary expenses and liabilities of the City of Kellogg, Shoshone County, Idaho for the fiscal year beginning October 1, 2023.

Section 2: The objects and purposes for which such appropriation is made, and the amount of each object and purpose is as follows:

ESTIMATED EXPENDITURES

<i>GENERAL FUND</i>	<i>2,120,310</i>
<i>STREET FUND</i>	<i>1,036,351</i>
<i>SEWER FUND</i>	<i>1,011,179</i>
<i>LIBRARY FUND</i>	<i>111,707</i>
<i>RECREATION FUND</i>	<i>144,350</i>
<i>RADIO BASE FUND</i>	<i>19,100</i>
<i>SANITATION FUND</i>	<i>558,833</i>
<i>REVENUE SHARING FUND</i>	<i>395,600</i>
<i>LIABILITY INSURANCE FUND</i>	<i>53,575</i>
<i>CAPITAL FUND</i>	<i>2,210,700</i>

DEPOT FUND	14,100
CEMETERY FUND	80,832
IMPACT FEES	2,500
GRANTS	1,950,000
LOCAL OPTION TAX	762,185
LEASES	20,525
MISC	123,000
GRAND TOTAL OF ALL EXPENDITURES	\$ 10,614,847

Section 3: That a general tax levy on all taxable property within the City of Kellogg be levied in an amount by law for the general purpose for said City, for the fiscal year beginning October 1, 2023.

Section 4: All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 5: This ordinance shall take effect and be in full force upon its passage, approval and publication in one issue of the Shoshone County News Press, a newspaper of general circulation in the City of Kellogg and the official newspaper of said City.

ENACTED by the City Council as an Ordinance of the City of Kellogg on the 13th day of September, 2023.

PASSED under suspension of the rules upon which a roll call vote was duly taken and enacted as an Ordinance of the City of Kellogg at a regular meeting of the City Council held on the 13th day of September, 2023.

APPROVED by the Mayor on the 13th day of September, 2023.

CITY OF KELLOGG

By: _____
Mac Pooler, Mayor

ATTEST:

Clerk/Treasurer Bobbyjean Jurkovich

Councilmember Moody moved to approve Ordinance 624 setting the budget for FY 2023-24. Motion was seconded by Councilmember Norris. A roll call vote of the Council resulted as follows:

Armstrong –Aye	Norris – Aye	Motion carried
Mercado – Aye	Moody - Aye	
Douglas – Aye	Cobb- Aye	

Councilmember Armstrong moved to publish Ordinance 624 by summary prepared by City’s Council. Motion was seconded by Councilmember Mercado. A roll call vote of the Council resulted as follows:

Armstrong –Aye	Norris – Aye	Motion carried
Mercado – Aye	Moody - Aye	
Douglas – Aye	Cobb- Aye	

Consideration on 448 Railroad Ave revised Improvement Agreement

P & Z and Building officials reviewed this agreement with the property owners, creating a new deadline and consequences for non-compliance. There was some discussion about specific parking nuances, however, Councilmember Douglas suggested those details be worked out with the Traffic Safety Committee.

Councilmember Mercado moved to approve this agreement. Motion was seconded by Councilmember Armstrong. A roll call vote of the Council resulted as follows:

Armstrong –Aye	Norris – Aye	Motion carried
Mercado – Aye	Moody - Aye	
Douglas – Aye	Cobb- Aye	

Consideration on School District agreement to transfer DEQ funds in the amount of \$330,000.00
Felicia Cassidy explained that the School District received DEQ monies, a little short of their stormwater project's costs. Since the City and the School District were both responsible for the Middle School area on Bunker, it was suggested that the City transfer some funds to the School District, to cover the remaining cost. This way, the City could concentrate on other areas in Kellogg. The funding source is the same, but the management of the \$330,000.00 will go to KSD.

Councilmember Mercado moved to approve this agreement. Councilmember Moody seconded. Motion carried.

Consideration of Activity Request for KHS Homecoming parade 9-22-23 11:30am-3:00pm

Councilmember Armstrong moved to approve this request. Motion was seconded by Councilmember Norris. Motion carried.

Consideration of Activity Request for "Kelloween" 10-12-23 3:00pm-10:00pm

Councilmember Moody moved to approve this request. Motion was seconded by Councilmember Armstrong. Motion carried.

Silver Valley Law Independent Contractor Agreement

Ben Allen gave Council an overview of the changes to the tracking of services provide to the City by Silver Valley Law.

Councilmember Armstrong moved to approve this agreement. Motion was seconded by Councilmember Moody. A roll call vote of the Council resulted as follows:

Armstrong –Aye	Norris – Aye	Motion carried
Mercado – Aye	Moody - Aye	
Douglas – Aye	Cobb- Aye	

J & R Small Business Agreement for services at Teeters Field Concession Stand – Park Facilities

Council decided to table this discussion for future meeting.

REPORTS FROM STAFF

No questions for staff from Council and no additional comments from staff.

ANNOUNCEMENTS AND REPORTS

Councilmember Norris: Concrete looks nice, ties things together nicely.

There being no further business to come before the Council at this time, meeting was adjourned at 7:55 pm. to meet for the regular time in October 2023.



Mayor Mac Pooler

ATTEST:



Bobbyjean Jurkovich, City Clerk/Treasurer