

The Regular Meeting of the City Council of the City of Lava Hot Springs, Idaho will be held on Thursday, August 13, 2020 at 5:30 pm, Lava City Hall 115 West Elm Street, Lava Hot Springs, Idaho. Guests may participate by teleconference if they so desire. To participate or listen to the meeting by teleconference, please call (408)638-0968, meeting ID number is 5731543907#, password 745563#. Depending on your telephone service plan, long distance charges may apply. All participants will be muted when they join the meeting. Guests can unmute themselves by entering star six (*6).

Present Phone:

Jon Thomson, Mayor
Randy Benglan, Councilperson
Lisa Guthrie, Councilperson
Brian Hinz, Councilperson
Gary Cooper, City Attorney
Canda Dimick, City Clerk
Lindsey McCulloch, City Code Enforcement Officer
Amantha Sierra, Office Assistance

Excused: Rickey Frandsen, Councilperson

Guests Phone: Suzanna Lovato, Wendy Perkins, Christina Dunyon, Ron Hunt, Cody DeLosReyes, Greg Stevens, Kathy Kenny, Riley Sorenson, Sherril Tillotson, Bryce Church, Aaryn Giblin, unknown phone numbers ending in 176, 936, 212, 248, 820, 262, 222, 836 and one unidentified iPhone

Guest at City Hall: Officer Jons, Officer Schei, Officer Fuller, Destiny Egley, Julie Hill, Broch DeGraff, Brent DeGraff, Jordon Cherritt, Clinton Pagnotto, Kelly Osborne, Nick Nelson,

Mayor Thomson opens the meeting at 5:30 p.m. and welcomes everyone attending the zoom meeting. Councilperson Frandsen he will be officiate the meeting today because Mayor Thomson is recovering from eye surgery today and cannot attend the meeting.

Announce Agenda Deadline for September 10, 2020 meeting will be September 3, 2020: Mayor Thomson announced agenda deadline for September 10, 2020 meeting will be September 3, 2020 by close of business, one week before scheduled meeting.

Agenda Amendments: Amend item for Gail Palen to an action item. Move meeting time for bills to the end of the meeting.

Councilperson Guthrie made a motion to approve agenda amendment, bills to be moved to end of meeting and make Gail Palen an action item. Councilperson Hinz seconded the motion. All voted aye, unanimous.

Approval of Minutes (May 19, 2020, June 11, 2020 and June 25, 2020) - ACTION ITEM: Councilperson Benglan made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

Review & Approve Bills - ACTION ITEM: Agenda motion moved to end of the meeting.

The Pledge of Allegiance is led by Councilperson Thomson.

Law Enforcement/Code Enforcement:

A) Building Permit Report – Lindsey McCulloch, Code Enforcement Officer: Mayor Thomson asked about Lindsey and City Clerk Canda Dimick reported she went with Justin on a sewer call. Mayor Thomson announced he will have Lindsey report when she returns from the call. Councilperson Hinz suggested jumping to Law Enforcement report.

Monthly Law Enforcement: Officers gave report see below under K) Monthly Law Enforcement/Code Enforcement Reports.

A) Building Permit Report – Lindsey McCulloch, Code Enforcement Officer: Lindsey McCulloch, Code Enforcement Officer reported the State never sent a report. The State approved Lee Nickerson's plans, they approved San Netuschil, permits 16 & 17, electrical work. They came in yesterday. Councilperson Hinz questioned the garage foundation currently going in at Nickerson's place and it's not approved by council. It's been difficult because the State Inspector have not been in and she has had problems getting a hold of them for the last two (2) weeks. Lindsey talked to him today and he was able to answer all her question. Lindsey

explained she had two (2) properties red tagged and had a hard time getting inspectors to remove them.

B) Weed/Fire Hazard Abatement and Tree Trimming Notices Report – Lindsey McCulloch, Code Enforcement Officer: Lindsey McCulloch, Code Enforcement Officer reported on weed and tree trimming notices. Most have complied. Lindsey addressed complaints received on lots not cleared. She has sent out certified notices and still had a few that didn't comply. She has lineup Patrick to mow the lawns/lots that she didn't hear from.

C) Recycling and Waste Concerns – Korlyn Bolster's Email: Lindsey McCulloch, Code Enforcement Officer reported that most of the concerns addressed in the email are on State property. Lindsey explained she cleans every single morning, I walk Main Street. Mayor Thomson reported the State has employee cleaning the path on their side of the river. He believe the concern is in the River, the river doesn't belong to the city or the state foundation. Diving in the river is difficult need authorization from DEQ (Department of Environmental Quality). Lindsey reported she has occasional cleaned up State properties due to complaints she received.

D) Excessive Loud Noise Complaint – Ron Hunt Voluntary Statement: Mayor Thomson reported on complaints Ron Hunt has filed under the State Statute and Bannock County is handling that for him. A copy was supplied to the City for our information.

E) Tube Shuttle Concern – Kat Kenney: Kat Kenney, on the phone, expressed concerns about tube shuttles. At center and main street it's seems like many of tube shuttles are not coming to a complete stop and are cutting people off. Traffic has increased in town and especially on the weekends. It appears to be a traffic issue at center and main. She has been cut off by the tube shuttles several times and knows of a few other people that have the same issue. Mayor Thomson reported he has three (3) Bannock County Officer present here and I've made mention to that to them before the meeting started. That it is of concern and we've had citizen making reports. You're basically reinforcing that. Bannock County has indicated they will take a look into it and see what can be done. A big red flashing stoplight there it's not what I want it Lava. The tube shuttles pickup people and tubes by the Community building then they come across the bridge and then approach the stop sign and pulling a load like that it's easier not to stop. The problem is there is not a stop sign/yield sign on Main Street going east or west. There has been some near collisions due to people pulling out in front of them. It's

compounded because the shuttle buses do it. Then tourists that are shuttling their own people do it, follow suite. Four (4) way stop suggest by police officer in attendance. Councilperson Hinz reported that council has talked about that in the past and one of the discussion was a four (4) way stop sign is needed about three (3) months out of the year. Mayor Thomson reported on the stop signs that have flashing lights around the outside of the sign. That might be something to look into. Officer reported he thinks they are solar ran. Councilperson Hinz suggested putting up a sign that says cross traffic does not stop. This would be for people that think it is a four-way (4) stop sign. Mayor Thomson mentioned putting down the meltdown that says “STOP” right into the street in the pedestrian crossing. Mayor Thomson reported it’s an issue/hazard and would like to get something done there before something happens.

F) Ordinance No. 2020-1 Excessive Noise and Lighting Regulations –

ACTION ITEM: Mayor Thomson announced the ordinance was handed out to council at their last meeting. Establishing a quiet time questioned. Gary Cooper, City Attorney reported it may make it more difficult to enforce the ordinance. He suggested Lindsey recording the incident on the phone and submitting a notice of violation. Mayor Thomson question asked about the State ordinance is this something the peace officer should take care. Gary responded the city has the jurisdiction to issue own citations under the city ordinances. This ordinance would be a violation rather than an infraction or misdemeanor that has to go through the court systems. Appeal system reviewed. Councilperson Benglan question quiet time and would like it to be established in the ordinance. Disturbing the peace is anytime. Gary doesn’t think there is an hour stated in the state statute. The concern is that it may make it more difficult to enforce, especially if the disturbance is during the regular hour. For example, let’s say the disturbance is at 6:00 p.m. and the quiet time is after 10:00 p.m. the city may have a tough time enforcing. Mayor Thomson mentioned there is an indication of time frame for construction. An officer talked about the businesses is in a commercial and the city has a residential area behind the commercial very difficult to issue a quiet time or issue a disturbing the peace citation. For example the roof top bar it’s kind of sets in a residential area and it’s a business which would be tough for them to close down at 10:00 O’clock. Mayor Thomson comments there are bars that set across the street from residential areas in the city. Councilperson Benglan expects to hear noise but, I think we are talking about common law or quiet enjoyment common law. Back in the day it wasn’t supposed to go beyond your boundary. That is unreasonable in our society now. I don’t think it’s unreasonable to have after 11:00 p.m. music should *not* be playing beyond your boundaries. Blaring into the neighborhoods. There is certain time where you can pay music and people can

hear it and it's *not* disturbing the peace. There's time in the day where that is just expected in this town. There is times you can hear and times it rises to the level of disturbing the peace. That is my feeling at about having a quiet time. Mayor Thomson doesn't disagree, this ordinance is geared to work without issuing a ticket and involving the court system in Pocatello. This allows the city to issue a citation locally for excessive noise and if it becomes a disturbing the peace, a peace officer will be involved. Councilperson Hinz suggested approving the ordinance and if down the road they need to amend the ordinance to include a quiet time the council can amend it. City Clerk Canda Dimick asked Gary if the ordinance establishes it as an infraction. Gary respond no, the violation is a violation fee. It's not going to be an infraction or misdemeanor. It will be handle internally. City clerk asked if it can be change to an infraction or misdemeanor if council wants to get the ordinance in place now. Gary responds the problem with infraction and misdemeanor is Bannock County prosecutor will have to prosecute and they have told us they don't have the man power. That is why the ordinance was created with violation penalties so the city can handle rather than the court system in Bannock County. Councilperson Benglan asked if the council could write something in for a number of violation. Gary respond we are not waving our right to allow this to be an infraction or a misdemeanor. Mayor responds these ordinance are two (2) part approving the ordinance then setting a fee schedule for fines and an appealing processes. The ordinance can be fine-tuned as we go.

Councilperson Hinz made a motion to waive three (3) readings. Councilperson Guthrie seconded the motion. All voted aye, unanimous. Gary advised Mayor to read heading. Title only read by Mayor Thomson.

ORDINANCE 2020 - 1

AN ORDINANCE OF THE CITY LAVA HOT SPRINGS, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO PROVIDING FOR THE REGULATION AND CONTROL OF EXCESSIVE NOISE AND LIGHTS WITHIN THE CITY OF LAVA HOT SPRINGS BY DEFINING AND PROHIBITING EXCESSIVE NOISE AND BY DEFINING AND PROHIBITING EXCESSIVE LIGHT POLLUTION. THIS ORDINANCE PROVIDES THAT THE OWNER OF THE RESIDENCE, BUSINESS OR VEHICLE FROM WHERE THE VIOLATION EMANATES SHALL BE JOINTLY RESPONSIBLE FOR A VIOLATION. THIS ORDINANCE FURTHER PROVIDES THAT VIOLATIONS WILL BE REGULATED THROUGH ISSUANCE OF VIOLATION NOTICES WITH PENALTIES BY THE CITY CODE ENFORCEMENT OFFICER AND THAT THE CITY COUNCIL WILL ESTABLISH THE PENALTY FOR VIOLATIONS BY RESOLUTION. THIS ORDINANCE ESTABLISHES THE AUTHORITY FOR ENFORCING PENALTIES FOR VIOLATIONS INCLUDING USE OF INFRACTION CITATIONS, COLLECTION AGENCIES AND CIVIL LAWSUITS FOR NON-PAYMENT AND ALSO PRESERVES OTHER REMEDIES FOR VIOLATIONS, INCLUDING THE USE OF CIVIL COURT REMEDIES TO STOP NUISANCES. THIS ORDINANCE ALSO PROVIDES FOR THE REPEAL OF CONFLICTING ORDINANCES; DISPENSES WITH THE RULE REQUIRING THREE READINGS OF THE ORDINANCE IN FAVOR OF ONE READING BY TITLE ONLY; AND PROVIDES FOR AN EFFECTIVE DATE FOR

THIS ORDINANCE. BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LAVA HOT SPRINGS, IDAHO, AS FOLLOWS:

Councilperson Hinz made a motion to adopt ordinance 2020-1. Councilperson Guthrie seconded the motion. All voted aye, unanimous. Roll call. Guthrie -Aye, Benglan-Aye, Hinz-Aye, unanimous.

Officer in the attendance announced he checked with one of Pocatello Officers and their city code for quiet time is at 11:00 p.m.

G) Ordinance No. 2020-2 Parking Code Amendment – ACTION ITEM: New ordinance for Parking. Gary Cooper, City Attorney explained by passing the new ordinance the city will repeal the old ordinance when this one goes into effect which is upon publication. Councilperson Benglan verified that 6-4-8 number 2 is for business off-street parking. Reviewed the meaning. When council approves a business site plan that parking is for that business uses only. It doesn't mean they can bring in a RV, camper, private vehicle or vehicle for sale and park it there. Gary responded this will give you the authority for that. City Clerk Canda Dimick question Gary about number four (4) on page five (5). Questioned if it allows parking on a vacant lot for forty eight (48) hours. The city has never allowed it. Gary will strike the language after vacant lot. Councilperson Benglan verified that motor vehicle, trailer or anything like that are *not* allowed to be parked on vacant lot for any use. City Clerk verified any type of storage is only allowed if there is a permeant residential on lot. Contractor/owner can receive special permission from the city to park a trailer/camper on the lot for a certain time period while house is being built. Mayor Thomson explained 6-4-18 towing and impoundment. If it is in violation for more than forty eight (48) hours it becomes subject to tow and impoundment. Before you tow you have to ticket. City Clerk Canda Dimick questioned the wording for boots and the city is not going to purchase boots should we leave it in the ordinance. Gary responds I believe it should stay in the ordinance just in case the City decides to purchase boots. My understating it's still under consideration then you won't have to amend it. It's not going to invalidate the ordinance just because you don't have the equipment to do it. If you decide to use a windshield blanket for parking violation you are still covered.

Councilperson Hinz made a motion to waive three (3) readings. Councilperson Benglan seconded the motion. All voted aye, unanimous. Title only read by Mayor Thomson.

ORDINANCE 2020-2

AN ORDINANCE OF THE CITY LAVA HOT SPRINGS, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO PROVIDING FOR THE REGULATION AND CONTROL OF PARKING WITHIN THE CITY OF LAVA HOT SPRINGS BY IDENTIFYING THE PURPOSE NECESSITATING SUCH ACTIONS; DESIGNATING THE SHORT TITLE FOR THIS ORDINANCE AS THE LAVA HOT SPRINGS PARKING CODE; ESTABLISHING GENERAL PARKING RESTRICTIONS THROUGHOUT THE CITY; REGULATING PARKING IN ALLEYS AND STREETS FOR DELIVERIES; LIMITING THE PARKING OF CERTAIN TYPES OF VEHICLES IN RESIDENTIAL ZONES; PROHIBITING PARKING IN VIOLATION OF SIGNS AND CURB MARKINGS; PROHIBITING ANGLE AND DIAGONAL PARKING THROUGHOUT THE CITY; REGULATING LONG-TERM AND OVERNIGHT PARKING OF MOTOR VEHICLES AND TRAILERS; PROHIBITING THE USE OF ON-STREET AND OFF-STREET PARKING SPACES FOR PURPOSES OTHER THAN VEHICLE PARKING; PROVIDING FOR THE ISSUANCE OF PARKING VIOLATION NOTICES; PROVIDING THE METHOD FOR ESTABLISHING A SCHEDULE FOR FEES AND PENALTIES FOR PARKING VIOLATIONS; AUTHORIZING THE USE OF BOOTS OR OTHER IMMOBILIZATION DEVICES FOR VIOLATORS OF THE PARKING CODE; ESTABLISHING THE PROCESS AND PROCEDURE FOR REMOVAL OF BOOTS OR IMMOBILIZATION DEVICES; ESTABLISHING THE PENALTIES FOR UNAUTHORIZED REMOVAL OF OR DAMAGE TO BOOTS OR IMMOBILIZATION DEVICES; ESTABLISHING PENALTIES FOR REPEAT VIOLATIONS OF THE PARKING CODE; ESTABLISHING THE AUTHORITY FOR TOWING AND IMPOUNDMENT OF VEHICLES IN VIOLATION OF THE PARKING CODE; PRESERVING OTHER REMEDIES FOR VIOLATIONS OF THE PARKING CODE AND NON-PAYMENT OF PARKING VIOLATION FEES AND PENALTIES INCLUDING USE OF INFRACTION CITATIONS, COLLECTION AGENCIES AND CIVIL LAWSUITS; AND AUTHORIZING THE USE OF CIVIL COURT REMEDIES TO REMOVE NUISANCES CREATED BY ABANDONED VEHICLES AND TRAILERS AND TO RECOVER COSTS FOR DAMAGES TO BOOTS AND IMMOBILIZATION DEVICES OR TOWING AND IMPOUNDMENT FEES. THIS ORDINANCE ALSO PROVIDES FOR THE REPEAL OF CONFLICTING ORDINANCES; DISPENSES WITH THE RULE REQUIRING THREE READINGS OF THE ORDINANCE IN FAVOR OF ONE READING BY TITLE ONLY; AND PROVIDES FOR AN EFFECTIVE DATE FOR THIS ORDINANCE BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LAVA HOT SPRINGS, IDAHO, AS FOLLOWS:

Councilperson Hinz made a motion to adopt ordinance 2020-2 with the amendment on 6-4-7 item 4. Councilperson Guthrie seconded the motion. All voted aye, unanimous. Roll call. Guthrie -Aye, Benglan-Aye, Hinz-Aye, unanimous.

H) Ordinance No. 2020-3 Business License and Special Event Code

Amendment – ACTION ITEM: Councilperson Hinz made a motion to waive three (3) readings. Councilperson Guthrie seconded the motion. All voted aye, unanimous. Title only read by Mayor Thomson.

ORDINANCE 2020 -3

AN ORDINANCE OF THE CITY LAVA HOT SPRINGS, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO PROVIDING FOR THE LICENSING OF BUSINESSES AND REGULATION OF SPECIAL EVENTS BY IDENTIFYING THE PURPOSE NECESSITATING SUCH ACTIONS AND THE SHORT TITLE BY WHICH THIS ORDINANCE SHALL BE KNOWN; ESTABLISHING DEFINITIONS TO BE USED IN INTERPRETING AND ENFORCING THE ORDINANCE; REQUIRING ANY PERSON CONDUCTING A BUSINESS TO BE LICENSED; IDENTIFYING EXCEPTIONS TO THE LICENSING REQUIREMENT; ESTABLISHING THE REQUIREMENTS OF AN APPLICATION FOR A BUSINESS LICENSE AND TEMPORARY APPROVAL; DESIGNATING THE FEE FOR AN ANNUAL AND 30

DAY BUSINESS LICENSE; IDENTIFYING ADDITIONAL INFORMATION WHICH WILL BE REQUIRED OF SOME LICENSE APPLICANTS; ESTABLISHING THE PROCESS AND PROCEDURE FOR REVIEW, APPROVAL AND ISSUANCE OF BUSINESS LICENSES; ESTABLISHING THE TERM OF BUSINESS LICENSES; PROHIBITING TRANSFER OF BUSINESS LICENSES; REQUIRING CONSENT TO COMPLIANCE INSPECTIONS OF BUSINESS LOCATIONS; IDENTIFYING BUSINESS LOCATIONS; REQUIRING BUSINESS LICENSES AND OTHER LICENSES TO BE DISPLAYED; IDENTIFYING CERTAIN ADDITIONAL CONDITIONS WITH WHICH BUSINESSES MUST COMPLY; ESTABLISHING THE PROCESS AND PROCEDURE FOR REVOCATION OF BUSINESS LICENSES; ESTABLISHING THE PROCESS AND PROCEDURE FOR ISSUANCE OF SPECIAL EVENT PERMITS; REQUIRING ANY PERSON PARTICIPATING IN, PROMOTING, SPONSORING OR ORGANIZING A SPECIAL EVENT TO HAVE A PERMIT; ESTABLISHING THE PROCESS AND PROCEDURE FOR APPEALING THE DENIAL OF A BUSINESS LICENSE, THE REVOCATION OF A BUSINESS LICENSE AND THE DENIAL OF A SPECIAL EVENT PERMIT; PROVIDING FOR THE ISSUANCE OF VIOLATION NOTICES, VIOLATION PENALTIES, INFRACTION CITATIONS AND OTHER REMEDIES; RESERVING OTHER REMEDIES FOR VIOLATION OF THE ORDINANCE; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; DISPENSING WITH THE RULE REQUIRING THREE READINGS OF THE ORDINANCE IN FAVOR OF ONE READING BY TITLE ONLY; AND PROVIDING FOR AN EFFECTIVE DATE FOR THIS ORDINANCE BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LAVA HOT SPRINGS, IDAHO, AS FOLLOWS:

Councilperson Hinz made a motion to adopt ordinance 2020-3. Councilperson Guthrie seconded the motion. All voted aye, unanimous. Roll call. Guthrie -Aye, Benglan-Aye, Hinz-Aye, unanimous.

Bannock County Officers were excused.

I) Ordinance No. 2020-4 Appeal Procedure - ACTION ITEM: Gary Cooper, City Attorney was asked to explain. Sets up due process. Mayor can appoint city attorney or one of the members of the city council to hear the cases. Provides a way for someone who feels like they were wrongfully sited can come to city hall and contest, have a hearing on it.

Councilperson Hinz made a motion to waive three (3) readings. Councilperson Guthrie seconded the motion. All voted aye, unanimous. Title only read by Mayor Thomson.

ORDINANCE 2020-4

AN ORDINANCE OF THE CITY LAVA HOT SPRINGS, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO PROVIDING FOR THE PROCESS AND PROCEDURE TO CONTEST VIOLATION NOTICES AND ASSESSMENT OF PENALTIES AND FEES BY THE CITY OF LAVA HOT SPRINGS BY ESTABLISHING THE TIME LIMIT FOR CONTESTING VIOLATION NOTICES, INFORMATION TO BE INCLUDED IN A NOTICE OF INTENT TO CONTEST AND ESTABLISHING A TIME FRAME WITHIN WHICH SUCH CONTESTS WILL BE HEARD. THIS ORDINANCE ALSO ESTABLISHES THE PROCESS AND PROCEDURE FOR APPOINTMENT OF A HEARING OFFICER, HOW THE HEARING WILL BE CONDUCTED AND THE TIME FRAME WITHIN WHICH A DECISION WILL BE ISSUED. IT ALSO SETS FORTH HOW THE DECISION WILL BE ENFORCED. THIS ORDINANCE ALSO PROVIDES FOR THE

REPEAL OF CONFLICTING ORDINANCES; DISPENSES WITH THE RULE REQUIRING THREE READINGS OF THE ORDINANCE IN FAVOR OF ONE READING BY TITLE ONLY; AND PROVIDES FOR AN EFFECTIVE DATE FOR THIS ORDINANCE. BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LAVA HOT SPRINGS, IDAHO, AS FOLLOWS:

Councilperson Hinz made a motion to adopt ordinance 2020-4. Councilperson Guthrie seconded the motion. All voted aye, unanimous. Roll call. Guthrie -Aye, Benglan-Aye, Hinz-Aye, unanimous.

J) Resolution 2020-2 Adopting Fee Schedule for Ordinance Violations –

ACTION ITEM: Mayor Thomson reported this is the resolution of the city council to establish fines, penalties, and fees pursuant to title three (3) chapter one (1), title five (5) chapter four (4) and title six (6) chapter four (4) of the city code. Page two (2) is the suggested fees and penalties. Councilperson Benglan questioned if violation fine is daily or a one-time fine per incident. Gary Cooper, City Attorney explained there is a process in the ordinance. The city can issue more than one citation, fine is per citation. Councilperson Benglan questioned the process for a repeat offender when does the police power come in at. Gary explained there is a process in the ordinance. The city can call the police in. The fees is to reimburse the city for the cost of administering and enforcing the ordinance. Councilperson Hinz would like to see an escalation factor in the fine. Councilperson Benglan reviewed the ordinance according to the ordinance the council can revoke a business licenses. Ordinance reads if a business is not adequately protecting the general health, safety and welfare of a neighbor residents, ordinance reference a list, the business license can be revoked. Councilperson Hinz made a motion to schedule public hearing for September 10th, 2020. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

K) Monthly Law Enforcement/Code Enforcement Reports: Mayor Thomson thanked officer for their service during the July 4th weekend and the July 2020 police report. Officer's reported that there was a lot of noise complaints and issues with the roof top bar but, it's no different on a busy night where the Wagon Wheel customers outside causing some noise problems or possible the Blue Moon. The rooftop bar is like an amphitheater and the sounds carries throughout the town. Citations have been served on them for disturbing the peace under state statute. Councilperson Hinz reported that the city is telling everyone to call the police dispatch rather it's for noise, public urination or whatever it may be. Police Officer explains if it doesn't happen in our presence, we can't site them, the person who called in for complaint has to sign the citation. Officer comments they are getting frequent calls on Ian Green disturbing the peace and we might have to get

mental health involved. He needs outside help, may need mental adult assistance. Bannock County is doing the best they can.

Lava Chamber of Commerce/Lava Community Event(s):

A) Marketing Plan Report – Sherril Tillotson, Chamber Marketing

Committee Representative: Sherril Tillotson reported not successful in getting grant. The grant they requested from the Idaho Travel Council to help finance the new proposed spa/wellness campaign for the community. We're intending to move forward with it. Evaluating fund availability to continue with the campaign. In the process of restructuring Chamber of Commerce dues for 2021 so, they will be less complicated. We have plans for a membership drive and an open house social in October pending the pandemic and a venue that will accommodate such an activity. Idaho Adventure Guide printed through Idaho Council the Chamber of Commerce has co-opted with Lava Foundation in the past. Lava Foundation is doing a full page on their own. Chamber of commerce is working on a full page, cost around fifty five hundred (5,500.00) dollars. Contract for marketing plan consultant needs to be put in place so they can start planning for 2021. Would like contract by broader categories instead of line item. Copy of proposed scope of work that was approved last spring was sent to the city today for putting together a draft contract.

B) Event Coordinator Contractor Job Description – Sherril Tillotson,

Chamber Representative - ACTION ITEM: City Clerk Canda Dimick provided city council members with a job description from the Chamber of Commerce for their requirements for the event coordinator position. Bryce Church is *not* on line to provide more detail. Sherrill explained only the events that are chamber of commerce sponsored are on the list. Councilperson Guthrie made a motion to table until next month. Councilperson Benglan seconded the motion. All voted aye, unanimous.

C) 2021 Marketing Plan Consultant Agreement – ACTION ITEM: City Clerk Canda Dimick provided city council members with a copy of proposal budget outline.

Councilperson Guthrie made a motion to table until next month. Councilperson Benglan seconded the motion. All voted aye, unanimous.

D) Miscellaneous: Bryce Church, on phone, provided update on the chamber of commerce meeting they had yesterday. The Sheriff attended meeting. The Chamber addressed concerns with the Sheriff they've in the business community.

It sounds like the city meet with the Sheriff and addressed the same concerns with him. Very pleased how the meeting tuned out.

Community Concerns – Nick Nelson, Jordan Chertritt, Julie Hill & Destiny

Egley: Nick Nelson addressed social media. A local committee has been put together to address concerns about Lava and the need to get “our” town back. The committee meet at his house last Wednesday along with Tony Manu the new sheriff and his first captain, Andy Iverson and Commissioner Terrel N. Tovey. We are here to help, we’re all for tourism. We’re very happy for what all has been done tonight at council meeting but, would like to help in any way to get out town back. Julie Hill addressed one of the question that came about from their meeting the other night for example was the open container. Bannock County informed them that they don’t write citation for open container. Is there any records of citation that have been written on the city ordinance in the time that’s it’s been been enforced or in place? Mayor Thomson responds there has been several attempts and asked if they realize he can’t write citation on State property which is in City limits. Julie explained that is one of the question that came up as well, the conflict between what can be enforced on State property, what can’t the difference is there. We got told at our meeting from the Sheriff Officers and the Commissioner from their point of view there are a couple things going on. One (1) is because it’s a City ordinance they don’t write the citations because we don’t have an agreement or a mechanism in place to prosecute those ordinances. That is a question we have for the City. We looked at the budget and it looks like we have money set aside for a prosecutor and we are wondering if that is the cities perception as well or if we are misunderstanding or they are misunderstanding. Mayor Thomson responds you’re getting a totally different story from what we got when we meet with Steve Herzog, Chief of Bannock County Sheriff’s department, the four (4) commanding officers, along with Gary Cooper, City Attorney and we were told at that point that there was are several exception. Fact is that Detective Armstrong sent a copy of the email, not a formal agreement, but there are certain ordinances that they do enforce, open container being one of them. Discussion followed. Mayor Thomson explained their meeting with Steve Herzog evolved around State Statute verses local ordinance. Steve Herzog who is our county attorney, he is under contract to prosecute for the City of Lava, made the point that they will enforce and prosecute any State violation i.e. disturbing the peace, but disturbing the peace requires someone to sign a complaint. Discussion on open containers, issuing citation and cleaning up Main Street to enhance the city appearance followed. Mayor Thomson will instruct Lindsey McCulloch, City Code Enforcement Officer to check with all businesses that open container signs that the City provides to them are posted in their business. Open container signs

are posted though out the city and Mayor will ask Bannock County to enforce open container ordinance. Budget and Bannock County man power discussed and man power for the City of Lava discussed. Suggestion made to council to review Wallace Idaho ordinances.

Building Permit(s):

A) Awning Extension – 89 S. 1st E. – Clinton Pagnotto, Applicant - ACTION ITEM: Clinton Pagnotto reported he is finishing stage 3 on original project. The bar has moved to non-smoking and the outdoor area is a place for the customer to go and be comfortable. Mayor Thomson applauded Clinton for going non-smoking. Councilperson Guthrie thanked him for making a place for smokers to go instead of city streets. The permit application is to connect awning to breezeway. Lindsey McCulloch, City Code Enforcement Officer reviewed parking spots requirements with council. Parking meets the requirement per square footage on original floor plan. No changes to on original floor plan. Councilperson Hinz confirm original drawing were approved, ninety (90) percent of work completed, permit expired and this permit is to complete the work. Clinton confirmed yes.

Councilperson Hinz made a motion to approve contingent on State Inspectors approval. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

B) Gazebo for Tube Rental - 15 North 3rd East – Sam Netuschil, Applicant - ACTION ITEM: Councilperson Hinz reported gazebo is already up. Lindsey McCulloch, City Code Enforcement Officer explained Sam thought he was in compliance with the ordinance however he was looking at the ordinance for residential not commercial.

Councilperson Hinz made a motion to approve contingent on State Inspectors approval. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

C) Demo inside & outside except for framing and install ne HVAC, plumbing, electrical, fire suppression, insulation, sheetrock, roof, kitchen & bathroom fixtures and lighting. – My De Properties/Kolleen DeGraff Owner/Applicant; Broch DeGraff, Contractor - ACTION ITEM: Broch DeGraff and Brent DeGraff in attendance to discuss renovation plans. The plan is to do a three (3) bedroom nightly rental. Fire Suppression system is required. Councilperson Benglan asked if the fire suppression system being designed meets city requirements. DeGraff questioned the canister system that Sam is installing at the pancake house. Councilperson Hinz explained he is not sure that system meets city requirements. Mayor Thomson suggested using a state license engineer to

design the system. Councilperson Benglan agreed and explained how important is to make sure the system meets all city requirements. Broch explained they do have fire suppression plans that meets all requirements. Councilperson Hinz reminded them there is no camping there.

Councilperson Hinz made a motion to approve contingent on State Inspectors approval. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

D) New Home and Detached Garage – East Booth Street - Victor Nickerson, Owner/Applicant – ACTION ITEM: Mayor Thomson reviewed original plan for a foundation and explained the foundation was built without council approval. The project was red tag because the permit was not approved. Work was stopped. Discussion followed about building permit process and certificate of occupancy (CO). Lindsey McCulloch, City Code Enforcement Officer explained Victor wasn't aware of the city's process. Lindsey has explained the process to Victor and what is required to move forward.

Councilperson Benglan made a motion to approve contingent on State Inspectors approval. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

E) 4 Car Concrete & Metal Garage – 60 E. Booth – Jade A. Beus, Owner/Applicant – ACTION ITEM: Lindsey McCulloch, City Code Enforcement Officer reported she needs to check and see if Certificate of Occupancy (CO) is issued for apartment building. Councilperson Hinz would like to see an elevation drawing.

Councilperson Hinz made a motion to table until city gets a better set of drawings. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

F) Family RV Park Development– North 3rd East – Riley Sorenson, Owner/Applicant – ACTION ITEM: Concept plan reviewed. Floodplain and floodway discussed. Copy of development permit application received today and presented to city council. Plan for eight (8) RV spaces. Discussion about drainage, road base, civil engineered plan requirements followed. KOA campground and drainage discussed. Riley Sorenson joined in on zoom. Street drainage discussed. Councilperson Benglan asked Gary Cooper, City Attorney about contracting with a civil engineer to handle land use or side review is there a process to select someone and can the fees be passed on with the permit fees. Gary explained a request for a proposal will need to be posted for a civil engineer. Councilperson Benglan suggested moving forward with a plan for a civil engineer

to review building permits. Riley asked if it's possible to dry camp in that area, personal use. Floodplain and floodway an issue for dry camp council is unsure if they can allow. Councilperson Benglan would like to see a third-party certification of site plan. The city doesn't want to get in trouble with FEMA, Core of Engineers and any other agency. The county requires agency to provide certification before a person can get approval on some builds. Mayor Thomson made the suggestion to look at getting a 3rd party review in place for future permits. Councilperson Benglan explained this plan looks like concept plan and is a step in the right direction. Provide a site plan with additional information, dimensions, elevation, width of driveway, street directions, statement from DEQ (Department of Environmental Quality) addressing floodplain/floodway for the lot. City Clerk Canda Dimick questioned council on what Riley was requesting dry camping on the lot for his family. Council asked Riley what exactly he wants. Riley responds he would like to dry camp on the lot for family use. He is not sure what they are doing long term. He may or may not put electricity on the lot. He doesn't plan on renting out. Councilperson Benglan explained the ordinance does not allow camping on vacant lots. Riley explains that is why they're submitting the application. Councilperson Benglan asked for verification. Riley told council that they don't plan on renting it out. Riley explained they may or may not, at this point they're not. They would like to have the option to rent or not. Councilperson Hinz doesn't feel like they have all the information. Councilperson Benglan explained commercial use allows camp grounds. What you are talking about is personal use only on a vacant lot, that's how I view it. Not sure how the rest of council views it. The City council has to be consistent across all the land in town and we don't allow personal camping on vacant lots. So, if you are asking for a request for a business license in a commercial use and a site plan for commercial use and amending your business license that's a different story than to request dry camping for your family. Riley responded okay, will resubmit for commercial use and if we personal use it we won't charge ourselves. That just seems semantic to me. Riley asked council if they are asking him to resubmit for commercial use. Councilperson Benglan responds yes for the council to approve overnight camping it has to be commercial use. The plan you submitted is a concept plan the council will need a site plan. When council approves the plans and the site is develop then Riley can use it for personal use, no difference in him staying in his hotel for personal use. Discussion followed.

Councilperson Benglan made a motion to table until city gets a better set of drawings. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

G) Retaining Wall Concerns – West Main Street – Leah Navarro: Leah Navarro not in attendance. City Clerk Canda Dimick reported Leah is only presenting information to let city council know of the condition of a deteriorating retaining wall on the west side of property. Her understanding is the new owners will be building and would like the council to consider the deteriorating retaining wall when reviewing there building permit. City Council felt that matter was not a city problem. Discussion about lot followed. Hopefully new owner addresses it.

Permissive Agreements:

A) Driveway – 250 East Elm – Don & Kelly Osborne – ACTION ITEM:

Mayor Thomson reported driveway off of East Elm Street is located on city property. Driveway is maintained by property owners and is partially paved. Don & Kelly Osborne are requesting the permissive agreement. A permissive agreement is between the current property owner and the city.

Councilperson Hinz made a motion to have Lindsey McCulloch, City Code Enforcement Officer put together a permissive agreement. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

B) Block Retaining Wall & Sprinkler System – 62 South Center – Jake & Erin Winterton – ACTION ITEM: Mayor Thomson reported current property owners have installed a block retaining wall and prior owner installed sprinkler system control box on city property.

Councilperson Hinz made a motion to have Lindsey McCulloch, City Code Enforcement Officer put together a permissive agreement. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

East Portneuf Street – Gail Palen & T.J. Budge, Attorney: Mayor Thomson reports that Randy and Gary Cooper, City Attorney and he met with Gail Palen and her attorney, T.J. Budge. Mayor Thomson explained Gail's proposal to council. They're making another proposal on land swapping. They would like to have access to own property, would like to have unopposed claim on the disputed crosshatch piece of property and they would also like a piece of property to the east that would represent approximately half the width of the alley right-a-way, from 2nd Street East towards Gail property, approximately ninety by ten foot (90' x 10') strip. The non-owned piece is represented by crosshatching it's a ten by sixty foot (60' x 10') strip. There is a strip to the east that completes a strip along Gail's property and in return they are offering the easement for the waterline which actually runs through the crosshatch piece, it touches the corner of Gail's existing

property behind the riverside and then goes over to the northern half of the right way back there and in return they will give us the easement for our water line and they would like the city to sell them the piece of property and give them easement rights to the hot water source that sets north of the city property on state property. Mayor Thomson reviewed construction that the Riverside Inn has done on their water lines and explained the City crew observed the construction to make sure there would not be any issues with the city waterlines. Gail explained the line they dug up, replaced and fixed was the water line from the 1914 water rights to keep building and for recreation of Hotel guest of the Riverside Inn. Discussion followed.

Councilperson Hinz made a motion to reject offer for the Riverside Hot springs settlement offer. Councilperson Guthrie seconded the motion. All voted aye, unanimous. Gary Cooper, City Attorney will draft city offer and send it back to Gail's attorney, T.J. Budge.

Planning & Zoning A) Dinna Quinn's Density Requirement Variance – Bannock County Notice of Public Hearing (Outside City Impact Area):

Council was informed about Dinna Quinn's Density requirement variance public hear notice.

Business License(s) ALL ACTION ITEMS:

A) Dempsey Creek Inc., DBA Lava Cone & Coffee – 15 N. 3rd E. – Sam Netuschil, Owner/Applicant (New License): Lindsey McCulloch, City Code Enforcement Officer explained Eruption Brewing business license is only for the food truck and he isn't going to get a food truck. The business license for the food truck is voided. Eruption Brewing is going to be the name of his business for the pancake house when the building is completed and he has a Certificate of Occupancy (CO) for the building at that time he will submit a business license for it. The Lava Cone & Coffee is for the shack that is currently on the lot. The only other business being ran from the parking lot is the tube stand.

Councilperson Hinz made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

B) Liahona, LLC – General Contractor's License – Broch DeGraff,

Owner/Applicant: Councilperson Hinz made a motion to approve.

Councilperson Guthrie seconded the motion. All voted aye, unanimous.

C) My De Properties, LLC – 89 W. Main – Kolleen & Brent DeGraff, Owner/Applicant (New License): Councilperson Hinz made a motion to table until certificate of occupancy is received. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

D) Qwest Corporation – Century Link (Expired License Renewal): Councilperson Hinz made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

E) 3-D Realty, DBA Sara Grimmer Realtor (New License): Councilperson Hinz made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

Non-Property Tax Permit(s) - ALL ACTION ITEMS:

A) Lava Waffle – 196 E. Main: Councilperson Hinz made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

B) My De Properties (Vacation Rental) – 89 W. Main: Councilperson Benglan made a motion to table. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

C) Moonlight Cottage (Vacation Rental) – 155 West Main: Councilperson Hinz made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

Sign Permit(s):

A) Moonlight Cottage – Taylor Olney, Owner/Applicant - ACTION ITEM: Lindsey McCulloch, City Code Enforcement Officer reported the sign is pretty close to being flush with the cement wall. Councilperson Guthrie has looked at it and it hugs the wall.

Councilperson Hinz made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

Streets/Sidewalks:

A) South 2nd West Curb & Gutter Cost Estimate – ACTION ITEM: Estimates reviewed and discussed.

Councilperson Benglan made a motion to accept CDX proposal with stipulation that 2nd West to be completed first and will require city satisfaction before the 4th &

Main project, under two (2) separate contracts. City Clerk Canda Dimick to work with Gary Cooper, City Attorney on contracts. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

B) Paving Proposal – ACTION ITEM: Mayor Thomson reviewed area where chip and seal is needed. Paving needs to be completed first. Discussion followed.

Councilperson Guthrie made a motion to accept Pocatello Sweeping Co., eighteen thousand five hundred and three (18,503.00) dollars proposal. Councilperson Benglan seconded the motion. All voted aye, unanimous.

C) Chip & Seal Project – ACTION: City Clerk Canda Dimick sending letter for extension on the chip & Seal grant.

Councilperson Guthrie made a motion to table. Councilperson Hinz seconded the motion. All voted aye, unanimous.

Right-of Way Permit(s) & Agreement(s):

A) Direct Communication Right-of-Way Use Agreement – ACTION ITEM: Gary Cooper, City Attorney is still negotiating.

Councilperson Hinz made a motion to table. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

B) Intermountain Gas Company Right-of-Way Permit – West Booth Street – ACTION ITEM: Councilperson Hinz made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

C) Intermountain Gas Company Right-of-Way Permit – East Fife Street – ACTION ITEM: Councilperson Hinz made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

Water Hookup Fee Increase - ACTION ITEM: City Clerk Canda Dimick Reported she received from Tony Hobson, City Maintenance the cost for the four (4) inch hookup. Distributed list of hookup sizes and the cost to council member. City Clerk Canda Dimick reviewed cost and current fee.

Size in inch	Current fee	Cost
1	\$1,500.00	\$2,802.00

1 ½	\$2,000.00	\$4,518.00
2	\$4,000.00	\$5,612.00
4	\$10,000.00	\$8,961.00

Mayor Thomson explained a four (4) inch is used for fire suppression and most hookups are one (1) inch. Councilperson Hinz suggested an increase of 10 (ten) percent. Impact fees discussed. Mayor Thomson suggested twenty five (25) percent.

Councilperson Benglan made a motion to adjust water hookup fees per chart below. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

Size in inch	Motion fee	Cost
1	\$1,500.00	\$3,100.00
1 ½	\$2,000.00	\$5,000.00
2	\$4,000.00	\$6,200.00
4	\$10,000.00	\$10,000.00

Meetings/Announcements/Miscellaneous:

A) COVID 19 Return to Work Bonuses Update: City Clerk Canda Dimick reported Government agents are not qualified to apply.

B) Schedule FY2021 Budget Work Session – ACTION ITEM: Councilperson Benglan made a motion to schedule Budget Work Session for August 20th at 6:00 p.m. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

C) Community Forestry Advisor Annual Agreement – ACTION ITEM: Councilperson Hinz asked if this is the agreement that the city can't trim suckers on trees. City Clerk Canda Dimick explained there is a city ordinance that states when branches and limbs are cut, not suckers, a certified arborist is required to trim trees. Discussion followed. This consulting agreement is at no cost.

Councilperson Benglan made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

D) Schedule Executive Session to discuss Local Option Tax Refund Request - ACTION ITEM: Councilperson Hinz made a motion to schedule with the Budget Work Session on August 20th. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

E) Backhoe Lease – ACTION ITEM: City Clerk Canda Dimick explained Tony Hobson, City Maintenance is wanting a new backhoe and would like to know if council will approve it. Councilperson Hinz suggested tabling until budget meeting. Gary Cooper, City Attorney advised that there are problems with multiple year leases. Discussion followed.

Councilperson Hinz made a motion to table until budget is set. Councilperson Guthrie seconded the motion. All voted aye, unanimous. A lease will require Gary's input.

F) Miscellaneous: Nothing

Projects:

A) Water Improvement Project:

1) 2020/2021 Source Water Protection Grant Submitted: City Clerk Canda Dimick reported she submitted the application for the protection grant, fencing around Kofoed well.

2) Water Protection Plan Update – ACTION ITEM: City Clerk Canda Dimick reported as part of the grant they asked about the city water protection plan and according to Tony Hobson, City Maintenance it is expired. I have asked for information to update the plan and in the grant application I indicated that if we are awarded the grant the city will update the plan.

Councilperson Hinz made a motion to proceed with updating it. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

B) Fire Station Addition Update:

1) Land Purchase Proposal – Jon Thomson, Mayor – ACTION ITEM: Mayor Thomson reported that he contacted Mr. Willmore and he wasn't real receptive of selling but, willing to look at City's proposal. Mayor Thomson explained what was in the proposal. Proposal was mailed yesterday. Councilperson Hinz questioned if city is required to provide access to lower portion of Willmore's property. Gary Cooper, City Attorney responded no. Discussion followed.

Councilperson Hinz made a motion to proceed. Councilperson Benglan seconded the motion. All voted aye, unanimous.

C) Wastewater Land Application Site Photovoltaic Relocation Feasibility Study:

1) Rocky Mountain Power Solar Interconnection Permit Application

Submitted: Mayor Thomson reported application and check sent to Rocky Mountain Power. City received confirmation from Rocky Mountain Power on receipt of letter and payment.

D) Buddy Campbell Park Improvements:

1) Tennis/Pickle Ball Court Resurfacing Invitation to Bid – Ron Hunt -

ACTION ITEM: Ron Hunt, on phone, asked if council has any question for him. City Clerk Canda Dimick explained the revised invitation to bid. They changed from four (4) court to six (6) court pickle ball. Idaho Public work contact license requirement deleted due to the project cost doesn't require it.

Councilperson Guthrie made a motion to send out revised pickle ball court resurfacing to bid. Councilperson Benglan seconded the motion. All voted aye, unanimous.

E) Review & Approve Bills - ACTION ITEM: City Clerk Canda Dimick reviewed list of bills. Bannock County Search and Rescue breakdown received on who work the July 4th schedule. Weed spray received from Bannock County spent more this year than other years. Century Link, received a bill higher than normal for long distance service charge City Clerk will find out why. Councilperson Hinz Addressed video recording on Lindsey McCulloch, City Code Enforcement Officer personal phone. If she records on her personal phone it can be subpoena into court. City Clerk suggested the city purchasing a tablet for recording for recording videos. Councilperson Hinz suggested using a tablet for videos, parking fees and so on. Mayor Thomson addressed the code enforcer should use city phone for city use not her personal phone. Personal phone should not be used for any city business. City Clerk continued with bill review. Legal fees over budget need to look at how to adjust amounts in our budget. Public restrooms paper supply more than normal. Installed soap & paper dispensers in public restroom & City Hall. Mayor Thomson questioned when Porta Potty rentals will be pickup. Councilperson Hinz questioned PO (purchase order) for the rentals. He's understanding was a PO would be done for each location. City Clerk Canda Dimick explained the location is referenced on the one (1) PO that was issued. Discussion followed on purchase orders for Porta Potty rentals and other budget items. City Clerk continued with bill review, unemployment payments. Jordan and Company payroll services. Keller's Associate for engineering, two (2) months. Les Schwab fire department had one vehicle that needed some work done.

LM Curtis repairs to a compressor. Matkins Auto repairs to push mower. MedTek duffle bags that Ken Fagnant, Fire Chief ordered. Partner Steel for a frame for the valve that need repaired, land site. Discussion on repair followed. Mayor Thomson explained the repair to the valve required an excavator the city had two (2) options. The city could lease one from John Deere. The rate was six hundred and fifty (650.00) dollars per day plus delivery and return fee. 2nd option Casperson Farm charge one hundred and fifty (150.00) dollars a running hour. City Clerk Canda Dimick addressed concerns. Gary also addressed his concerns. City Clerk continued with bill review, Red eye for a phone and light helmets council approved, Ken Fagnant, Fire Chief placed the order. Water department deposit refunds.

Councilperson Hinz made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

F) Miscellaneous: Mayor Thomson presented bid from Quality Home Improvement to re-roof the restrooms building at Buddy Campbell Park. He will tear off the old roofing, gable and hauling debris, six hundred (600.00) dollars. New sheeting on deck, whole roof, six hundred and fifty (650.00) dollars. Metal roofing installed to match the pavilion metal roofing including gable ends, soffit and fascia all the way around. Metal work is priced at four hundred and twenty five (425.00) dollars per square foot and soffit and fascia nine (9.00) dollars per linear foot. Operating expense and proficiency contingent four hundred (400.00) dollars. Total amount five thousand (5,000.00). The city has around six thousand (6,000.00) dollars in park budget. Still have the Chem Lawn contract to take care of. The work can be done this year and needs to be. City to do a contract and put on agenda for Budget Work Session scheduled for August 20th at 6:00 p.m.

City Clerk Canda Dimick provided council with a list of trees needing trimmed. Councilperson Guthrie and herself walked around and identified trees for council review.

Discussion: None

Motion to adjourn - ACTION ITEM: Councilperson Guthrie made a motion to adjourn. Councilperson Benglan seconded the motion. All voted aye, unanimous.

Meeting adjourned at 10:50 p.m.

Amantha Sierra, Transcriber

Jon Thomson, Mayor

Canda L. Dimick, City Clerk