

Minutes of the Regular Meeting of the City Council of the City of Lava Hot Springs, Idaho held on Thursday, June 14, 2018 at 5:30 p.m., Lava City Hall, 115 West Elm Street, Lava Hot Springs, Idaho.

**Present:** T. Paul Davids III, Mayor  
Rickey Frandsen, Councilperson – Partial attendance  
Lisa Guthrie, Councilperson  
Brian Hinz, Councilperson  
Jon Thomson, Councilperson  
Dennis Callahan, Code Enforcement Officer  
Canda Dimick, City Clerk

**Excused:**

**Guests:** Greg Stevens, Kelly Myers, Officer Monte Steele, Officer Taysom, Lisa & Ron Hunt.

Mayor Davids welcome and thanks everyone for coming. He announces this is the City's regular scheduled council meeting. The Pledge of Allegiance is led by Councilperson Thomson. He announced May agenda deadline for Council meeting on July 12<sup>th</sup>, is July 5<sup>th</sup>, 2018.

**Amend Agenda:** Mayor Davids explained that a few items did not get put on the agenda that we received before the deadline. Dan Fernandez general contractor add to business license (D). Councilperson Hinz asked for item C & D under building permits to be swapped. He would like to deal with existing shed first then new shed second. Change N 1<sup>st</sup> W storm drainage system status report under project item E to an action item. Councilperson Hinz made a motion to amend agenda. Councilperson Thomson seconded the motion. All voted aye, unanimous.

**Opening Bids for Chipper and Demolition of Accessory Building and Award to Highest Bidder: ACTION ITEM**

**Approval of Minutes (May 10, 2018): ACTION ITEM**

Mayor Davids opened and read bids for the Chipper. Bid awarded to highest bidder.

Idaho State Foundation	\$110.00
Antoine Kruse	\$40.00
Bonner Morrison	\$68.00

Councilperson Thomson made a motion to award highest bid to Idaho State Foundation. Councilperson Hinz seconded the motion. All voted aye, unanimous.

Mayor Davids opened and read bids for the demolition of accessory building. One bid received.

Rex Baker	\$2,495.00
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Councilperson Thomson made a motion to award highest bid to Rex Baker. Councilperson Hinz seconded the motion. All voted aye, unanimous.

Councilperson Frandsen question is he buying the shed. Mayor Davids answered yes and tearing it down.

**Approval of Minutes (May 10, 2018) ACTION ITEM:** Councilperson Hinz made a motion to approve the minutes. Councilperson Thomson seconded the motion. All voted aye, unanimous.

**Review & Approve Bills: ACTION ITEM:** City Clerk Dimick reviewed bills with council. Councilperson Hinz made a motion to pay bills Councilperson Thomson seconded the motion. All voted aye, unanimous.

**Lava Chamber of Commerce Reports - Kelly Myers, Event Coordinator:**

**A) July 21st Parade:** Kelly Myers, Event Coordinator reported that she would like to award prizes on floats entered in the Parade. She has asked the Chamber of Commerce board members for volunteers to judge and is hoping that a couple of the members from the council will volunteer. Councilperson Guthrie volunteers to be a judge. Mayor Davids asked Amantha Sierra to volunteer. Lisa and Amantha will judge at lineup. Kelly is collecting prizes. Theme for parade is “Small Town USA”. Kelly will decide on categories for judging the float. Floats will be numbered. Suggestion was made to add ribbons for the winning floats when they turn around at the Thai restaurant that way on the return route everyone can see who won. Kelly will put together advertisements.

**1) Purchase Candy: ACTION ITEM**

Councilperson Thomson made a motion to purchase candies for July 21<sup>st</sup> Founders Day parade, same as last year. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

## **2) Grand Marshal & Transportation: ACTION ITEM**

Councilperson Thomson made a motion for Mayor Davis to ask person on list and Ricky to ask Mike if he can use his car and transport the Grand Marshal in the Parade. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

## **3) City Float: ACTION ITEM**

Councilperson Thomson made a motion for the City to construct a float advertising the community day event. Councilperson Hinz seconded the motion. All voted aye, unanimous.

## **B) Lava Annual Community Day Event – July 24: ACTION ITEM**

Mayor Davids reported on the 1<sup>st</sup> Lava Annual Community Day event at Buddy Campbell Park, Tuesday, 5 p.m. to 7 p.m., July 24<sup>th</sup>, 2018, the event will be held every year on July 24<sup>th</sup>. The idea is to have small town events that families and people can come to. Councilperson Hinz will work with Ken Fagnant, Fire Chief, to arrange Foam slide. The City will pay for the corn on cob. Kelly Myers, Event Coordinator will need to organize the event, cooking the corn on the cob, lining up games, advertising and volunteers. Mayor Davids asked Kelly to get a list of games and how many volunteers she will need and where she will need help. Kelly was asked to work with Bannock County, Police Department, Dan Argyle, to arrange parade patrol for July 21<sup>st</sup> and July 24<sup>th</sup> event activities, like bike camp, swat team attendance or any other activities they may be interested in. Councilperson Hinz made a motion to have event. Councilperson Frandsen seconded the motion. All voted aye, unanimous.

**C) Miscellaneous Activities Report:** Councilperson Thomson asked Kelly how is the first six (6) months of being an event coordinator going for her. Kelly reported that the position is totally different than what she expected. No complaints. It's been fun.

## **Special Event Permit – Veteran's Annual Pig Roast – July 21, 2018: ACTION ITEM**

Councilperson Hinz comments application not completed. Six spots not completed, there is not anything major, and he is fine with it. Need to make sure applications are completed when they are turned in. This is an annual event so we all know what is going on with this event. Councilperson Hinz made a motion to

approve. Councilperson Thomson seconded the motion. All voted aye, unanimous.

**Law Enforcement/Code Enforcement:**

**A) July Extra Patrol ACTION ITEM:** Officer Monte Steele presented council with a tentative schedule for extra patrol on the fourth (4<sup>th</sup>) and founder's day with emphasis on the open container ordinance. Search & Rescue is going to help with traffic control for the 4<sup>th</sup> of July firework display. Most problems in the past have been in the parks. The DUI task force will be in town the week of July 21st. All Bannock County Patrol and detectives will be working on the 4<sup>th</sup>, no one gets it off. Councilperson Thomson made a motion to accept tentative schedule. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**B) Building Code Ordinance Draft:** Still working on ordinance. Send electronically.

**C) Jim Scalise Non-Commercial Kennel Permit: ACTION ITEM**

Dennis Callahan, Code Enforcement Officer reports that Jim Scalise received all required signature. Councilperson Thomson made a motion to approve kennel license permit. Councilperson Guthrie seconded the motion. All voted aye, unanimous. Councilperson Hinz question total dogs keep on application is six (6) what happens if he gets another one. City Clerk Dimick comments he will need to process another kennel license. Jim Scalise has made payment for the 2017 & 2018 dog licenses. Payment will be processed now that kennel license is approved.

**D) Encroachment Issues:**

**1) Fence/Gate - South 2nd West - Instructed on City Right-of-Way: ACTION ITEM**

Dennis Callahan, Code Enforcement Officer reported the gate has been removed however, the six foot (6) fence still on City property. Mayor Davids & Council asked Dennis Callahan, Code Enforcement Officer to send another notice with a two (2) week extension to remove fence off City property. If property owner does not remove encroachment by the extension time frame the City will do it and invoice property owner for the cost to remove it. Councilperson Thomson made a motion for Dennis to send a letter informing property owner of the existing encroachment and giving him an addition two (2) week extension with deadline date. Councilperson Frandsen seconded the motion. All voted aye, unanimous.

**2) Residential Steps – 183 West Booth - Installed on City Right-of-Way:**

**ACTION ITEM**

Dennis Callahan, Code Enforcement Officer reported he sent a certified letter and it was return undeliverable. He corrected address and resent the certified letter with an updated time frame. Councilperson Thomson made a motion for Dennis to send notice to proper address and extend deadline to next meeting, July 14th. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**3) Retaining Wall - 539 West Elm Installed on City Right-of-Way – Engineers Recommendation – Mayor Davids: ACTION ITEM**

Mayor Davids reported that Forsgren Engineering looked at the area. He recommended taking out the wall and fanning the asphalt on the city property. Neighboring property owner is ok with the recommendations and reported that he hasn't had any more drainage. Mayor Davids will follow up with property owner. Councilperson Thomson made a motion to accept engineer's recommendation. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**E) Ordinance Regulating Discharge of Firearms within City Limits:**

**ACTION ITEM**

Mayor Davids reviewed Idaho statutes with council. Councilperson Thomson shared with the council the research he found. Discussion followed. City Clerk Dimick reports there is nothing in the ordinance. Mayor Davids suggested adding to ordinance. Suggestion made that a permit should be required. Councilperson Thomson made a motion to have legal draft ordinance for council to review. Councilperson Hinz seconded the motion. All voted aye, unanimous.

**F) East Elm Street Light Activation Status – Mayor Davids: ACTION ITEM**

Councilperson Thomson made a motion to table and revisit at a later date. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**G) Public Nuisances:**

**1) Annual Weed/Fire Hazard Abatement Notices: ACTION ITEM**

Dennis Callahan, Code Enforcement Officer reported he has not started on them, will get started this weekend. Most of the lots are contracted with lawn care businesses in Lava already. Dennis will print out a map this weekend and work with those businesses to find out which lots they are contracted to take care of. City needs to mow park extension down. Mayor Davids will address with City Maintenance. Councilperson Thomson made a motion to send 10 day notices to property owners with a copy of the ordinance. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

## **2) Abandoned vehicle on West Main: ACTION ITEM**

Officer Taysom reported he talked with Mayor Davids and I found that the City doesn't have the forms to impound like Bannock County does. Dan Argyle held a meeting yesterday who looked at the different ordinances and he said that the Sherriff department will enforce parking citation, abandoned vehicle which is under parking ordinance. Officer Taysom tagged the vehicle with an orange sticker which gives the owner forty eight (48) hours to remove the vehicle from the City streets. He will try to contact the owner of the car tonight. If the car is not removed it will be towed. Councilperson Thomson made a motion to accept Bannock County forty eight (48) hour notice and tow off car if necessary. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

## **3) Abandoned excavator on East Elm: ACTION ITEM**

Mayor Davids provided Officer Taysom with Owners name, address and phone number. Officer Taysom will tag the excavator and try to contact the owner. The tag will give the owner forty eight (48) hours to remove the vehicle from the City streets. If the excavator is not removed it will be towed.

Councilperson Hinz stated that the situation with the abandoned excavator should be the responsibility of the general contractor.

Councilperson Thomson made a motion to accept Bannock County forty eight (48) hour notice and tow if necessary. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

## **4) Unlicensed vehicles on private property: ACTION ITEM**

Mayor Davids reported that property on the west side of town has been taking some action. Councilperson Thomson communicated that all parked vehicles on private property must have a current registration sticker displayed on license plate for it to be legal. Councilperson Thomson made a motion to send notice thanking them and to continue working on them. Councilperson Hinz seconded the motion. All voted aye, unanimous.

## **H) Monthly Law Enforcement/Code Enforcement Miscellaneous Reports:**

City Clerk Dimick will try to track down how to get copies of citation issued. Mayor Davids reported that neighboring South County communities are hiring Off-duty officers to issue some citations that their code enforcement can't issue.

**A) Resolution 2018-2 authorizing the mayor to temporarily approve all annual and temporary vendors license: Mayor Davids read resolution.**

**RESOLUTION 2018-2**

**AUTHORIZING MAYOR TO APPROVE AND GRANT**

**ANNUAL AND TEMPORARY BUSINESS/VENDOR LICENSES**

**WHEREAS** it has come to the attention of the City Council of the City of Lava Hot Springs that Section 3-1-6 of the City of Lava Hot Springs City Code requires a business/vendor license;

**FURTHER** that application for such licenses must be made at least thirty (30) days in advance so that the City Council can evaluate and consider whether to grant such licenses at its once a month regular meetings which is causing delays and inconveniences;

**FURTHER** that where good cause exists the City Council believes it would be in the best interests of the City of Lava Hot Springs for the City Council to provide for an expedited temporary approval process for business/vendor licenses;

**FURTHER** that and pursuant to the provisions of Title 50, Chapter 6, Idaho Code (Idaho Code § 50-607), the City Council of the City of Lava Hot Springs Idaho is empowered to confer on the Mayor certain powers and authority that it believes are appropriate and which would benefit the City of Lava Hot Springs;

**NOW THEREFORE:**

**BE IT RESOLVED** that the City Council of the City of Lava Hot Springs hereby confers on the Mayor the power and authority to: (1) consider and provide temporary approval of applications for business/vendor licenses as identified in City Code as the Mayor deems necessary and appropriate where the applications otherwise meets the requirements of Section 3-1-6(B) (2) of the City of Lava Hot Springs City Code and where the applicant has paid the appropriate fee as required by Section 3-1-8 of the City of Lava Hot Springs City Code; (3) waive, as the Mayor deems necessary and appropriate, the thirty (30) working day advance filing deadline; and (4) grant temporary approval until the City Council meets to consider and approve or deny any application pursuant to Section 3-1-10(B) of the City of Lava Hot Springs City Code .

**BE IT FURTHER RESOLVED** that the City Council of the City of Lava Hot Springs confers the foregoing power and authority to the Mayor for a period of one (1) year, during which time the Mayor and Council will monitor and evaluate the effectiveness and appropriateness of granting temporary business licenses on an expedited basis pending evaluation and consideration by the City Council to determine whether amending the City Code to provide for such expedited approval process might be in order.

**DATED** this 14th day of June, 2018

ATTEST:

CITY OF LAVA HOT SPRINGS, IDAHO

\_\_\_\_\_  
Canda Dimick, City Clerk

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T. Paul Davids III, Mayor

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Jon Thomson, Councilmember

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Brian Hinz, Councilmember

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Rickey Frandsen, Councilmember

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Lisa Guthrie, Councilmember

**Business License(s): ALL ACTION ITEMS**

**B) Amantha's Boutique – 187 South 2nd West inside Greystone Manor –**

**Amantha Sierra, Owner/Applicant:** Amantha Sierra explained her business plan. She will be selling homemade, vintage, new product and bakery items. At this time she will be opened during the weekends. Councilperson Hinz made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**C) Big Daddy's DBA CL's Cajun Shrimp Boil – 225 E Main St. inside Wagon Wheel Lounge – Cory & Leila Hoopes, Owners/Applicants:**

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

**D) Dan Fernandez General Contractor:** Dennis Callahan, Code Enforcement Officer reported that Dan Fernandez is requesting a general contractor license to finish new home. Grade/landscaping has to be complete before CO will be issued. Contractor lined up to complete landscaping in two (2) weeks. Councilperson Hinz mentioned that ordinance needs to be changed to require list of subcontractors posted on site with permit number. Revise application form.

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

**A) Amantha's Boutique – 187 South 2nd West inside Greystone Manor:**

Councilperson Hinz made a motion to approve pending signature on application is received. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**B) Big Daddy's DBA CL's Cajun Shrimp Boil – 225 E. Main St. inside Wagon Wheel Lounge:** Councilperson Hinz made a motion to approve pending signature on application is received. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**C) Guardsman US, LLC:** Councilperson Hinz made a motion to approve. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**Building Permit(s)/Demo Permit(s): ALL ACTION ITEMS**

**A) Plan Review Fees – Schedule public hearing:** Plan review fees change structure. They've changed their rate structure statewide a public hearing is



required. Councilperson Thomson made a motion to hold public hearing on July 12, 2018. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**B) Building Permit Report – Dennis Callahan, City Code Enforcement Office:** Dennis Callahan, Code Enforcement Officer provided report to Council. Building permit report reviewed. Dennis Callahan, Code Enforcement Officer reported on progress and intentions for future reports every month to Mayor and Council. Councilperson Hinz made a motion to approve Dennis to continue with building permit report on a monthly basis. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**C) Existing Detached Metal Shed – 490 West Fife – Greg Stevens, Owner/Applicant:** Greg Stevens reported that he had been given some bad information years ago and he constructed a shed without a permit. He took the new plans for a second shed to P&Z (Planning & Zoning) for recommendation and they requested a permit be completed and approved for existing shed. Variance approved several years ago. Councilperson Frandsen made a motion to approve pending State approval. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**D) Detached Metal Shed – 490 West Fife – Greg Stevens, Owner/Applicant:** Thirty eight feet by twelve feet (38X12) certified carport/utility shed. Carport opened and shares its roof with the shed. The shed will be eighteen feet deep (18) by twelve feet wide (12). Plan on adding skirting, two feet (2) up along both sides for snow drifting. Councilperson Thomson made a motion to approve pending State approval. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**E) Change of Use – Residential to Vacation Rental (Basement) – 25 North 4th West – Brian Canty, Owner/Applicant:** Councilperson Hinz made a motion to table, need more information. Councilperson Thomson seconded the motion. All voted aye, unanimous. Councilperson Thomson questioned missing document on building permit. Dennis explained they are waiting for the State to address what is needed to for the change of use.

**F) Change of Use – Residential to Vacation Rental – 69 W. Main – Mark Patterson, Owner/Applicant:** Applicant pulled application.

**G) Change of Use – Residential to Vacation Rental – 426 W. Elm – Mark Patterson, Owner/Applicant:** Applicant pulled application.

**Street/Curb & Gutter Improvements:**

**A) Chip & Seal Project Extension Granted:** Extension has been granted.

**B) Quality Paving Contract & Bill ACTION ITEM:** Contract and bill was presented. Mayor Davids reported that Tony is happy. Councilperson Hinz made a motion to execute contract. Councilperson Thomson seconded the motion. All voted aye, unanimous. Councilperson Hinz made a motion to pay the bill. Councilperson Frandsen seconded the motion. All voted aye, unanimous. Councilperson Hinz verified business license.

**Meetings/Announcements/Miscellaneous:**

**A) City Manager – Mayor Davids:** Mayor Davids reported he is working on a City Manager proposal and would like the council to research. He will provide more information on it in the near future. He explained his reasons and benefits for the position. It would be a change in administration and the City will make arrangement for town hall meetings and announcements in the water bill to educate residence on the change and desire for this position. Mayor Davids goal is to have it on the ballot in 2019.

**B) Maintenance Labor Position – Mayor Davids: ACTION ITEM**

Billy Thompson, City Maintenance submitted his resignation and his last day will be tomorrow. Councilperson Thomson made a motion to publish job opening for three (3) days in the Idaho State Journal and accept the employment procedure as read. Councilperson Frandsen seconded the motion. All voted aye, unanimous. Councilperson Hinz verified business license. Advertise job opening at Idaho State Job Services, City website, Indeed, Marsh Valley Classifieds, Craig's List, Zip recruiter. Dead line date is July 10<sup>th</sup>, 2018 for accepting application.

**C) Resolution 2018-3 establishing department custodians for public records requests: ACTION ITEM**

Councilperson Hinz read ordinance. Councilperson Hinz made a motion to accept resolution 2018-3. Councilperson Thomson seconded the motion. All voted aye, unanimous.

**RESOLUTION DESIGNATING RECORDS CUSTODIAN AND ALTERNATE FOR THE CITY OF LAVA HOT SPRINGS**

**WHEREAS**, Senate Bill 1274 requires Idaho cities to designate records custodians and alternates to help members of the public who want to request public records; and

WHEREAS, Senate Bill 1274 takes effect July 1, 2018.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Lava Hot Springs, Idaho, as follows:

The City Clerk of the City of Lava Hot Springs is hereby designated as the primary records custodian for the City of Lava Hot Springs for all city departments.

The City Clerk's Office Assistant of the City of Lava Hot Springs is hereby designated as the alternate records custodian for the City of Lava Hot Springs for all records pertaining to records maintained in the City Clerk's office.

The Animal Control/Code Enforcement Officer of the City of Lava Hot Springs is hereby designated as the alternate records custodian for the City of Lava Hot Springs for all records pertaining to Animal Control and City Codes.

The Public Works Supervisor of the City of Lava Hot Springs is hereby designated as the alternate records custodian for the City of Lava Hot Springs for all records pertaining to city services; water, sewer, roads, parks, etc.

The Fire Chief of the City of Lava Hot Springs is hereby designated as the alternate records custodian for the City of Lava Hot Springs for all records pertaining to the city's fire department.

The City of Lava Hot Springs contracts with the Bannock County Sheriff's Department for law enforcement services. The Bannock County Sheriff Records Clerk is hereby designated as the records custodian for all law enforcement related records requests.

APPROVED by the City Council on this 14<sup>th</sup> day of June, 2018.

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T. Paul Davids III, Mayor

ATTEST

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Canda L. Dimick, City Clerk

**D) Monsanto's Caldwell Canyon Mine Proposal Letter:** Mayor Davids comments that he read in the letter that they will be having a meeting to discuss the proposal. Mayor Davids would like to wait until after the meeting before council decides rather or not to write a letter.

**E) Miscellaneous:**

**Projects:**

**A) Water Improvement Project:**

**1) City/Knife River Staging Area Agreement: ACTION ITEM**

Mayor Davids and Council discussed the Staging agreement, gravel for road and usage of Spring Street. Councilperson Hinz made a motion that they need to access staging area off Maughan Road. Four (4) inch gravel provided by them and they lay down additional gravel that City will provide. Recondition on completion according to plans & specs. Councilperson Thomson seconded the motion. All voted aye, unanimous.

**2) City/Lava Hot Springs Foundation Water Service Agreement: ACTION ITEM**

Mayor Davids comments that the State Foundation made the proposal to go to the south side instead of going to the north side. The reason they made the proposal is a cost saving to digging up the asphalt on the north side, meter to building. The south side meter to building is a gravel road. The engineer cost for changing to the south side is twenty six hundred dollars (\$2,600.00). Devanee Morrison verbally told Mayor Davids that the State will pay half of the engineering cost. Mayor Davids recommends that the hook up cost for the State foundation, George Katsilometes & Mary's Campground are unique hook ups. They all have water going into their place of business, functioning perfectly. It's not a new building where they have to hook into the City's water system. Currently these three businesses have water systems that are not leaking and don't need to be replaced. The City is upgrading and we want them to hook into the upgrade which makes it unique. Mayor Davids feels that the hookup from meter to building should be part of the project fund. The city with a legal document will go in, hook it up and put the meter where the City wants the meter. It will be on city property outside of the building. Councilperson Thomson questions if additional easements are needed. Councilperson Thomson made a motion to accept offer from State, proceed with

legal, except change order and make same offer to the other two locations. Councilperson Frandsen seconded the motion. All voted aye, unanimous.

**3) New Well Site – Mayor Davids:** Mayor Davids reported that land owner has a meeting scheduled with hydrologist on Saturday.

**4) Fish Creek Spring Land Purchase from Doug Potter – Mayor Davids:** Mayor Davids reported that DEQ, Tony and I went to the property and reviewed the site. A hundred foot radiance is required however the creek location doesn't give us the footage requirement. A fence across the creek will collect debris and cause to many issues. DEQ is going to send the City a variance form. The City will complete the form and the city will return the form to him. He will review, sign and send it to Boise and hopefully they will sign off on it. Doug Potter agrees with the variance.

**B) Buddy Campbell Park Improvement Project/Maintenance:** Nothing new to report.

**C) Veteran's Memorial Park Water Fountain – Completed:** Mayor Davids reported the water fountain is in and completed. He feels like the water pressure needs turned up and he will schedule that with Tony.

**D) Tennis/Pickle Ball Courts:**

**1) Pickle Ball Nets – Council member Guthrie: ACTION ITEM**

**2) Resurfacing Bids – Ron Hunt:**

Ron Hunt reported on the three bids received. Two (2) bids are for resurfacing, leveling the court, sealing and painting. The third (3<sup>rd</sup>) bid is for a complete overhaul of the courts and the City will need to continue to put money aside for it. Ron was asked to continue to seek for grants or sponsors. Ron explained he is not a grant writer and is wondering if someone could help him write grants. Ron reported on fund raiser ideals. Temporary courts discussed for tennis and pickle ball. Councilperson Thomson comments that the City has had difficulty finding anyone to give us bids. Council suggested that maybe it would be less expensive to build a pickle ball court from scratch rather than rebuild. Ron would like to paint a court on the tennis court that is missing a net. There are some surfaces spots on the court that are more level than the spot currently being used. He could paint the lines and the portable net can be used at that location instead of the current spot. Councilperson Guthrie reported on cost for pickle ball nets, stationary and portable. Mayor Daivds and council discussed the cost and net options. Securing a portable net discussed.

Councilperson Hinz made a motion to purchase the deluxe portable pickle ball net for two hundred forty nine dollars ninety-nine cents (\$249.99) and leave it on the court unsecured. Councilperson Thomson seconded the motion. All voted aye, unanimous.

Councilperson Thomson made a motion to allow Ron Hunt to work with Tony on moving the lines for the pickle ball court. Councilperson Thomson will help with painting lines on the area that Tony approved. Councilperson Hunt seconded the motion. All voted aye, unanimous.

Councilperson Thomson made a motion to allow Ron Hunt to pursue fund raiser or/and sponsorships for a new court or upgrading existing court. Councilperson Hinz seconded the motion. All voted aye, unanimous.

**E) North 1st West Storm Drain System Status Report:** City Clerk Dimick reported that they are still working out the last of the easement issues. Alliance called today and they need a resolution that authorized the Mayor to sign the documents legally.

#### **RESOLUTION 2018-4**

**WHEREAS**, in accordance with the executed real property exchange agreement with Edge Water Resort, LLC, the City Council of the City of Lava Hot Springs hereby approves the exchange of the following described property:

The parcel of land located in Government Lot 2, Section 2, Township 9 South, Range 38 East, Boise Meridian, the same being a portion of the lands described in that Warranty Deed instrument No. 21502791 as recorded in the records of Bannock County, Idaho;

Commencing at the intersection of Main and First West Streets as depicted upon the Hall City Townsite Plat and recorded instrument 21277 in the records of Bannock County, Idaho, the same being South 89°15'26" West for a distance of 349.47 feet from the intersection of Main and Center Streets; thence North 01°04'42" West for a distance of 267.51 feet; thence South 89°14'53" West for a distance of 25.00 feet to a 5/8 inch reinforcement bar with cap tagged, "GVS PLS 9169" located on the Northeast corner of Lot 1, Block 4, in said Townsite plat;

thence North 01°05'23" West for a distance of 34.52 feet along the projected Easterly boundary line of said block to a 5/8 inch reinforcement bar with cap tagged, "GVS PLS 9169", the True Point of Beginning; thence North 01°05'23" West a distance of 20.48 feet to a 5/8 inch reinforcement bar with cap tagged, "GVS PLS 9169" located at the intersection of the North right of way boundary line of Portneuf Street and the West right of way boundary line of First West Street, the same as depicted upon that record of survey plat recorded instrument No. 21515692 in the records of said county; thence North 89°14'53" East a distance of 50.00 feet to a 5/8 inch reinforcement bar with cap tagged, "GVS PLS 9169" located at the intersection of the North right of way boundary line of Portneuf Street and the projected East right of way boundary line of First West Street; thence North 89°15'02" East a distance of 341.57 feet along the North right of way boundary line of Portneuf Street to a point 10.00

feet South 89°15'02" West from the centerline of a concrete pedestrian bridge; thence South 09°38'49" West for a distance of 9.88 feet parallel with the centerline of said bridge to a 5/8 inch reinforcement bar with cap tagged, "GVS PLS 9169", a witness to the corner previous; thence continuing South 09°38'49" West for a distance of 15.31 feet to a 5/8 inch reinforcement bar with cap tagged, "GVS

PLS 9169" located back of curb and gutter; thence South 89°53'13" West a distance of 57.35 feet to a 5/8 inch reinforcement bar with cap tagged, "GVS PLS 9169" located on the Northerly boundary line of the lands described in that Warranty Deed instrument No. 21502791 as recorded in the records of said county; thence North 81°14'58" West a distance of 78.31 feet along said boundary line to a 5/8 inch reinforcement bar with cap tagged "GVS PLS 9169" and depicted upon that record of survey plat recorded Instrument No. 21515692 in the records of said county; thence South 17°45'02" West a distance of 12.68 feet along the Northwesterly boundary line of said lands to a 5/8 inch reinforcement bar with cap tagged, "GVS PLS 9169";

thence South 89°53'13" West a distance of 248.31 feet to the True Point of Beginning.

**For the following described property:**

The parcel of land located in Government Lot 2, Section 2, Township 9 South, Range 38 East, Boise Meridian, the same being a portion of the lands described in that Warranty Deed Instrument No. 21502791 as recorded in the records of Bannock County, Idaho;

Commencing at the intersection of Main and First West Streets as depicted upon the Hall City Townsite Plat and recorded instrument 21277 in the records of Bannock County, Idaho, the same being South 89°15'26" West for a distance of 349.47 feet from the intersection of Main and Center Streets; thence North 01°04'42" West for a distance of 267.51 feet; thence North 89°14'53" East for a distance of 25.00 feet to a ½" rebar located on the Northwest corner of Lot 10, Block 3, in said Townsite plat, and depicted upon that record of survey plat recorded Instrument No. 21515692 in the records of said county; thence North 89°15'02" East for a distance of 187.46 feet along the North boundary line of said block to a found ½" rebar

located on the Westerly boundary of the lands described in that Warranty Deed instrument No. 21502791 as recorded in the records of said county, the True Point of Beginning; thence North 17°45'02" East a distance of 33.49 feet to a 5/8 inch reinforcement bar with cap tagged, "GVS PLS 9169"; thence North 89°53'13" East a distance of 81.26 feet to a 5/8 inch reinforcement bar with cap tagged, "GVS PLS 9169"; thence South 81°14'58" East a distance of 68.68 feet to a point on the Westerly right of way boundary Line of Center Street; thence South 09°28'52" West a distance of 19.85 feet to a point on the South boundary line of the projected right of way boundary line of Portneuf Street; thence South 89°15'16" West a distance of 156.10 feet along said boundary line to the Point of Beginning

**BE IT RESOLVED** that the City Council of the City of Lava Hot Springs authorizes Mayor T. Paul Davids III, to sign all documents relating to the exchange of the properties as described in accordance with the terms of the executed real property exchange agreement.

**DATED** this 14th day of June, 2018

ATTEST:

CITY OF LAVA HOT SPRINGS, IDAHO

\_\_\_\_\_  
Canda Dimick, City Clerk

\_\_\_\_\_  
T. Paul Davids III, Mayor

\_\_\_\_\_  
Jon Thomson, Councilmember

\_\_\_\_\_  
Brian Hinz, Councilmember

\_\_\_\_\_  
Rickey Frandsen, Councilmember

Councilperson Hinz made a motion to approve resolution 2018-4. Councilperson Guthrie seconded the motion. All voted aye, unanimous.

**F) ADA Curb Ramp Project:** Mayor Davids reported City has meet with engineer. Engineer will inspect the project. Two (2) of the ramps do not have sufficient area for ADA landing.



**G) Miscellaneous:** Councilperson Guthrie reported youth group schedule to clean up the “L” on the mountain on July 17<sup>th</sup> at 9 a.m. Councilperson Guthrie will work with Tony.

Mayor Davids reported that on the June 28<sup>th</sup> at 10:00 a.m. a scout group is willing to scrape and paint structures around baseball diamonds. They will bring everything needed except the paint. The city will have the paint for them to use. Councilperson Thomson will work with the group. Councilperson Thomson questioned if the pile of boards are trash or to be replaced. Mayor Davids asked Jon to check with Tony.

**Discussion Adjourn:** Councilperson Guthrie made a motion to adjourn. Councilperson Frandsen seconded the motion. All voted aye, unanimous.

Meeting adjourned at 9:00 p.m.

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Amantha Sierra, Transcriber

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T. Paul Davids III, Mayor

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Canda L. Dimick, City Clerk