Minutes of the Regular Meeting of the City Council of the City of Lava Hot Springs, Idaho held on Thursday, January 12, 2017 at 5:30 p.m., Lava City Hall, 115 West Elm Street, Lava Hot Springs, Idaho.

Present: T. Paul Davids III, Mayor
Tamara Davids, Councilperson
George Linford, Councilperson
Jon Thomson, Councilperson
Canda Dimick, City Clerk
Dennis Callahan, Code Enforcement Officer

Excused: Brian Hinz, Councilperson

Guests: Mark & Laurie Lowe, Cookie Bergendorf, Monte Steel

Mayor Davids welcomes and thanks everyone for coming. He announces this is the Cities regular scheduled council meeting. The Pledge of allegiance is led by Councilperson Thomson.

Amend Agenda:
Mayor Davids comments he would like to amend the agenda to add Cookie Bergendorf under law enforcement/code enforcement section K Miscellaneous and add Marion Gunter Building Permit under section C. Councilperson Davids made a motion to amend agenda adding those two items. Councilperson Thomson seconded the motion. All voted aye, unanimous.

Approval of Minutes: Councilperson Thomson made a motion to table minutes until next meeting. Councilperson Davids seconded the motion. All voted aye, unanimous.

Review & Approve Bills: Mayor Davids asked has everyone had a chance to look at the bills that we need to pay and are there any question or Canda do you have
any comments on any of the bills. City Clerk Dimick comments I don’t think so. Councilperson Linford made a motion to approve bills and pay. Councilperson Thomson seconded the motion. All voted aye, unanimous.

City Clerk Dimick comments the Fire Chief stopped by and talked with me. He wanted to know if we can order some toner for their printer at the fire department and the training officer printer at home. He works at the station two or three days a week, I don’t know how often right now with the weather conditions. Are you okay with buying toner for a home machine or not? Mayor Davids comments so he’s been using his home printer? City Clerk Dimick comments there is a computer, printer and everything at the station but, they also wanted me to order toner for his home. Mayor and Council discussed options. Mayor Davids comments I would defiantly order what we need at the station and then tell him we want him to print at the station. Councilperson Linford comments how much money are we talking about? Councilperson Davids comments I’m not comfortable ordering someone ink for at home use.

Mayor Davids comments caribou community play ground and splash pad organizer is not going to make it tonight. They are doing some fundraising to raise money for the splash pad. The splash pad will be over in Soda Springs.

**Law Enforcement/Code Enforcement:** Mayor Davids turned the meeting over to Dennis Callahan, Code Enforcement Officer.

**A) No Open Alcohol Container Ordinance Posters:** Code Enforcement Officer Callahan presented a map of the city with possible sign locations. He explained the black dots on the map represent where a sign can be placed. The sidewalks have already been pre-drilled for post at these locations. If your decision is to put a sign in any of those areas all we have to do is put a post in the pre-drilled spot and hang the sign on the post. Tony has the poles and screws if you decide to put them in the pre-drilled spots. Code Enforcement Officer Callahan reviewed the map with the Mayor and Council. Mayor Davids asked the Officer in the audience what he thinks. Officer responded I like the ideal I really do. I think on Main Street and the walking path behind the river or the parking lot by the state. Great ideal! Mayor and Council discussed best spots. Code Enforcement Officer Callahan
asked for a motion to accept Safety Supply and Sign Company for ten signs at twenty two dollars sixty two cents each plus tax. Councilperson Linford made a motion to buy the signs. Councilperson Davids seconded the motion. All voted aye, unanimous.

**Law Enforcement:** Mayor Davids asked the officer in the audience if he has anything to report. The Officer discussed his concerns about power outages and snow and ice in the area. They received multiple calls the last few days of people falling on ice. Mayor Davids comments thank you and appreciate you being here. City Clerk Dimick comments back to the open container ordinance. The Chamber asked initially about signs to put in businesses. Do you still want to do that? City Clerk Dimick discussed with the Mayor and Council about laminate signs that can be distributed to the businesses to post inside or out. Mayor Davids comments my thought is to start with the signs already discussed and see how they look. Then we can go from there. Councilperson Thomson comments I’ll ask a couple of the business owners if they are putting anything in the rooms or in their business. Mayor Davids asked Councilperson Thomson if he is willing to take that on and ask a few businesses. Councilperson Thomson replies yes.

**B) Microchip Program Update:** Code Enforcement Officer Callahan comments the project has been delayed. Due to my medical leave and personnel changes at the Pocatello Animal Shelter we are going to delay the project. My contact person at the shelter is meeting with the Mayor of Pocatello to see what they can do. If she can’t work it out for February then we are looking a later date in the year. City Clerk Dimick comments we’ve been asking people when they come to do their dog licensing if they are interested. I think we’ve only have four or five interested in them. I don’t know about cats.

**C) Special Event Application Form:** Mayor Davids asked Dennis if he made the changes they discussed at the last meeting. Code Enforcement Officer Callahan comments I did. At the last meeting we talked about chemical toilet. The change I made is the City of Lava Hot Springs recommends one to two chemical toilets for every fifty people per day, if no alcohol is present. Three to four if alcohol is present. I also changed were we recommend the two fifty gallon trash cans. I changed it to the ninety gallon trash. I changed the liability insurance to a million.
It was at a million and a half. Mayor comments update the changes. Then we can look at the changes next month and adopt. Code Enforcement Officer Callahan agreed.

**D) Public Nuisance Notices Report:** Mayor Davids comments anything on this. Code Enforcement Officer Callahan comments not really, there’s really nothing that we can do right now with all this snow and ice.

**E) Century Link Roof Replacement:** Mayor Davids comments any update on this? Code Enforcement Officer Callahan comments no, nobody has gotten back to me on it. Councilperson Linford comments I went to the Library and rounded up a bunch of historical pictures and gave them to Lisa showing the building before they did the roof. She said she was going to contact Century Link.

**F) Lava Spa Motel Sidewalk:** Mayor Davids comments nothing to report, let’s just wait until spring.

**G) Fire Hydrant and Sign Damages from October 7th Accident:** Mayor Davids reported the fire hydrant has been fixed. City Clerk Dimick reported she put a copy of restitution in the Council package. Mayor Davids commented that the kit that was ordered and not needed should be returned. Councilperson Linford made a motion to send back the thousand dollars kit for a refund. Councilperson Thomson seconded the motion. All voted aye, unanimous.

**H) Fall Tree Trimming Notices Update:** Nothing reported

**I) Code Enforcement Officer – Medical Leave:** Mayor Davids asked Dennis how many weeks is the doctor indicating that you will be off for his surgery. Code Enforcement Officer Callahan comments three weeks is guaranteed, I hope to get back to work on light duty after three weeks. After six weeks the doctor will determine how I’m doing. The Mayor, Council and City Clerk discussed how to handle Dennis’s work load while is off.

**J) Fire & Ice Extra Patrol:** Mayor Davids comments has everyone had a chance to look down through this? You got three hours wine tasting at the Riverside Inn, two hours comedy night at the Community Center, one hour at the polar bear float, three hour coverage for the fire performance and casino night for a total of nine hours. City Clerk Dimick comments the Chamber pays the invoice total to the City.
and then we pay the invoice. The Chamber setup the hours and made the arrangements. Mayor and Council are okay with the arrangement.

K) Miscellaneous Monthly Reports: Mayor Davids turned the meeting over to Cookie Bergendorf. Cookie discussed her concerns with Mayor and Council about this year’s snow and ice situation and the difficulties with keeping side walk clean. She is just wonder especially in a winter like this, is it a good ideal not to expect people to shovel their walks because it is so dangerous with the ice that’s on there after you shovel. At least with a little bit of snow, if it doesn’t rain, people do have a little bit of footing. Mayor Davids comments there’s some spots that look really good and there’re some spots that really need some work and there’re some spots that haven’t been worked at all. The City has sent two snow removal letters out in the bills to remind everybody of what they should be doing. Absentee ownership properties are not being taken care of. Code Enforcement Officer Callahan comments Canda and I read through the ordinance again today. What the ordinance basically says if you don’t do it every day we’re going to fine you fifty dollars. By the time you get the sheriff to issue the violation for fifty and then trying to get a hold of somebody to do it, it’s kind of like spinning our wheels. Maybe we should look at changing the ordinance to whereas, issue a written notice indicating you’ve got twenty four hours to clean your walks or we will have somebody do it for you and bill you. Mayor and Council discussed options. Mayor and Council agreed when the Attorney is on board we will have that person work on amending the ordinance. Mayor Davids thanked Cookie and told her that her place always looks so nice.

Code Enforcement Officer Callahan comments I have several items under miscellaneous. Code Enforcement Officer Callahan comments I have a request for a hundred and eighty day extension for Russ Benton house. He is waiting on his electrically and plumbing inspection and once approved he will get the framing inspection done. Councilperson Thomson made a motion to extend the building permit for one hundred and eighty days. Councilperson Linford seconded the motion. All voted aye, unanimous.

Code Enforcement Officer Callahan comments 60 E Booth we have a vehicle that’s been abandon without a license plate on it. The police tried to find an owner by the VIN and we can’t get a reading on it. I tagged the car. Usually there
is a way of contacting the person but, in this case we don’t have an owner for the car. We normally contact them and give them a notice that they have ten days to move. Mayor and Council discussed options for towing it. The decision is to make sure of the cost and process before they tow the car. Mayor Davids asked Callahan to find out the cost of towing the car. Mayor Davids comments I’m fine with the cost of towing but if we have to pay for storage and all that I’m not. Mayor Thomson comments about the other car parked on Main Street that hasn’t moved for over ten days. Someone in the audience commented that there is another one on 3rd street that hasn’t moved. Mayor Davids asked Callahan to follow up on the other abandon cars. Councilperson Thomson made a motion to have it towed if the towing is the only cost, will not pay for storage of the car. Councilperson Linford seconded the motion. All voted aye, unanimous.

Code Enforcement Officer Callahan comments received a complaints about a dog, James Hansen’s dog Lucy, apparently it’s actually went in to somebody else’s house. I have talked to James Hanson and sent him a letter. What I’m purposing to do is hand deliver him a citation for dog doing his business on the guys patio which, is a fifty dollar fine and a loose dog which is another fifty dollar fine. I just wanted to let you know that what’s going to happen. There’s no motion on that just information.

Code Enforcement Officer Callahan comments I just have some more information as far as this permits we are working on. I don’t know how long ago back in January of 2016, they sent the letter out to all home owners who have outstanding permits and gave them fifteen days to contact the county to get the permit squared away and they haven’t done that. I’ve asked the county to do is give me a copy of each letter that they’ve sent so, we know who got these letters and who didn’t get them. Mayor Davids comments so we can have them at least on file? Code Enforcement Officer Callahan comments yes and then we’ll start working on them to see if we can get them passed. Mayor Davids comments okay. Well before you do anything drastic make sure you have gone through every opportunity to notify them and give them a chance to take care of it.

Code Enforcement Officer Callahan reported that the Lava Hot Springs Inn deck is falling into river. Bannock County building inspector is aware of the situations. The pool was permitted and it was actually inspected and passed. The deck was
then added on and it was never been permitted. Never been inspected as far as I know and Army Core of engineers warned him not to do any further work unless the proper channels were done. Mayor Davids thank Dennis.

**North 1st West Drainage/Curb & Gutter – Proposed Land Swap with KOA - Consider Forsgren Associates Work Agreement.**  : Mayor Davids comments all we have tonight is this work agreement with Forsgren so, they can go ahead and do the basis of design, hydrology and all the test that we need to have done so, we know exactly how to tackle the drainage on it. There have been a couple ideals. His cost is not going to be any more than the estimated fee of forty five hundred dollars for twenty five hours. Hydrologist time four hours, drafting time four hours, P&E time. I think with that issue we need to have an engineer involved. Mayor Davids comment forty five hundred dollars is the study. The area generating run off to be analyzed will be shown in a drainage study exhibit, will be an estimated, utilizing existing topographical information from sources such as USGS. They expect the study to include a five year and a fifty year twenty four hour storm. Forsgren and Associate will not design curb and gutter facilities nor will the survey be performed for elevation data. Councilperson Thomson made a motion that we accept the work order. Councilperson Davids seconded the motion. All voted aye, unanimous. Mayor Davids comments so you will get me the final on that and let me sign that. Okay.

**Building Permit(s)/City Impact:** Mayor Davids reads list.

A) **Residential Assisted Living Facility Application for Idaho Facility License – Diamond Peak of Lava – 580 West Elm Street:** New owner - inspection.

B) **Marion Gunter 69 W Main – Foundation:**

Councilperson Davids made a motion to approve Diamond Peak of Lava and Marion Gunter permit. Councilperson Thomson seconded the motion. All voted aye, unanimous.

C) **Proposed Subdivision – Mark Lowe:** Mayor Davids turned the meeting over to Mark Lowe. Mark comments we did meet with the planning and zoning last week and they passed a due recommend for the conceptual plan which you have
before you today. Really what we are looking for is if there are any concerns with the City and if there is, can we get them addressed. Then we can process from here as a PUD, and then we go to the county and meet with the county commissioners and their planning and zoning folks. Get their concerns and make whatever adjustments they request. A note on this is the lagoon access road is an emergency access road only. It will be gated on both ends. Mayor Davids asked is the county okay with having that gated off. Mark comments that’s my understanding. That’s what the engineer says, all that is required is second engross and new gross for emergencies. Mayor Davids comments okay so, will it have to be paved? Mark comments no. Councilperson Davids comments so it’s not locked. Mark comments no but, it will be gated. Mayor Davids comments it’s gated now for our access and then on your access it will be gated. Mark comments correct. I talked with Fire Chief Kenny and he says as long as it’s got the radius, I think he said a fifty foot radius, to where they can turn emergency vehicles in there, they’re satisfied with it. Multi dwelling Town homes are on meets and bounds lots. Meaning they own the ground they are sitting on. There are four in each unit. They are not townhouse. Townhouse is actually owned and the ground underneath them. Laurie comments we’re hoping that for whoever develops would do like single level or basement and single, like twin homes. Mayor Davids comments in the beginning you talked about condominiums. Mark comments no we’ve never talked about condominiums they would always be on a meets and bounds so you own the property. This, pointing at the map, may actually ends up being a PUD within a PUD a common area that is owned by those folks not by the subdivision. The green boarder around it is actually common area that’s owned by the home owners association. That would be wild life corridor and pedestrian access. You could put in a walking path around and down to the river and back around. Councilperson Linford comments so there is going to be restricted covenants on all this? Laurie comments yes, they have to be owner occupied nine months out of the year. No rentals, no homes coming in on wheels. Councilperson Linford comments your first meeting with the county is not approval but what? Mark comments they’ll approve the concept plan or not. They may want to address things before they approve, in order for it to comply with their PUD ordinance. Rocky Mountain engineering has done this PUD. Councilperson Linford comments so what you need from us is a letter of support? Mark comments no not
a letter of support but, a letter of approval. We’re in the impact zone and we still have to hook onto City water. Councilperson Linford comments we’ve already approved that. Mark comments yes. Plus if you have any concerns now is when we need to address those concerns. Councilperson Davids comments so everyone in here pays HOA fees and someone in here is elected as president of the HOA? Mark comments there are companies that will manage the HOA as part of those fees then you don’t have neighbors pitted against neighbors and you don’t get somebody on a campaign and going after somebody else. It’s more of an unbiased third party that manages that. We’re anticipating putting out a bus stop and mail boxes and that kind of stuff. Mayor Davids comments so, on that emergency road, just so we are all on the same page, I wrote down. You’ll survey both sides of that road and we’re going to provide the sewage and water. Then as far as the meters and everything else that will all be the same kind of stuff the City uses. Mark comments as the building permits are purchased or applied for. We will have them stubbed in up to the property lines, everything coming in so they don’t have to go out and tear up the street. Mayor Davids comments and then you said that the home owner will pay for hook up fees, which is around fifteen hundred dollars for the water and sewage is about twelve hundred. So when someone decides to build they are going to pay that? Mark comments that will be theirs responsibility, part of the building cost. Mayor Davids comment they’ll have gas and electric? Mark comments yes. Councilperson Davids comments so you just need our approval, as City Council? Councilperson Thomson comments is there different size requirements on these different lots? Mark comments the size requirement of the PUD is that they have a uniform feel to them. Not necessary homes by sunset home where you get your choice of one of three models it won’t be that but, there will be in the home owner association an architectural committee that they bring in. Mayor Davids comments the people that build out there will pay the outside city limit fees? Laurie comments yes, or until ultimately if it’s annexed. Mark comments the annexation agreement that was signed for the property carries over to each, indiscernible, they’re divided. Mayor Davids comments okay. Laurie comments also this is going to be in two stages. Mayor Davids comments does anyone want to make a motion to approve the concept plan for Lava Lowe
Village? Councilperson Thomson made a motion to approve the concept plan. Councilperson Linford seconded the motion. All voted aye, unanimous.

Consider Building/Fire Code Service Agreement with Idaho Division of Building Safety: Mayor Davids comments I talked with Canda today and we haven’t heard anything back from them. Canda if you haven’t heard back from them by the middle of next week let me.

Kofoed Outside City Limit Water Service – Motion Clarification: Mayor Davids comments we just need to sign the agreement. City Clerk Dimick comments she came in and signed it. Mayor Davids comments when do you want us to sign that? City Clerk Dimick comments you can sign it tonight. Mayor Davids comments okay.

Business License(s), Alcohol License(s), Coin-Op License(s) & Non-Property Tax Permit(s): Mayor Davids read the list.
Anchored Applications Remodeling – Brian Murdock, Owner/Applicant
B) Excellence Heating & Cooling – Brian Medrain, Owner/Applicant
C) Knotty Pine – Ram Construction, Lane Avery, Owner/Applicant. Mayor Davids comments that one is not here. He has not paid for his permit so, it hasn’t been approved by the county. We can’t license him because the county has not come out and completed their inspection.
D) QLT Consumer Lease Service Inc. (Tax Permit):
E) Resort Rental, LLC (Tax Permit): City Clerk Dimick comments this is a 3rd party making reservation for the condominiums.
F) Sprint Spectrum, LP:

Councilperson Davis made a motion to approve all except Knotty Pine. Councilperson Linford seconded the motion. All voted aye, unanimous.

Direct Communications Franchise Agreements/Ordinance Progress Report: Mayor Davids comments nothing new. They just keep putting us off, I don’t know.

Resolution(s)
A) Resolution 2017-1 Destruction of Public Records: Still working on. Councilperson Linford comments maybe a work session is needed on that.

1% Proposals/Contracts

A) Forrest Design Group Agreement Extension: Mayor Davids asked if there is money they haven’t spent from last year? City Clerk Dimick comments that is why they are asking for an extension. They’re expecting some more bills to come in that will be processed against that money. Mayor Davids comments okay.

B) Consider 4th quarter 1% proposal – Lava Chamber of Commerce 2017 Marketing Plan: Mayor Davids comments that they are asking for twenty thousand for the year, 2017. City Clerk Dimick remarks should the date on the agreement be later so, we don’t have to do an extension on the proposal it is for off season, suggestion April 3, 2018. Mayor Davids agrees with that. Mark Lowe comments if we place the advertisement but the bill hasn’t been received but, it’s actually been done does the contract still cover the cost that accrued during that time frame. Mayor Davids comments as long as the work is done during that time frame. Mark comments what my recommendation to the Chamber was is putting your application for the coming year in July or September so you don’t run out of time and left out there without a contract during your promotional season, off season. Mark comments there is a change in the application this time. Since marketing is so non-defined, you can’t say we did this and here are the results. You don’t have the data necessary that says fifty thousand people saw this and as a result we got five thousand people to come to town, you just don’t have it. The advertising opportunities like last year’s plan when they were doing that big push on USA today naming Lava Portneuf is the best tubing. We couldn’t use any of that one percent money for that because it was a summer time activity. There’s the ability if something like that came up we would be able to use that one percent money for something extraordinary. The intent is still to hit slower seasons and off seasons and not those real hard summer months. Mayor Davids comments so that is why this says off season, midweek and then occasional during summer months? Mark comments potential yes. That’s one of those things you’ve got thousands of people coming here through the summer. It would be great to be able to market to
them that we are open in the winter because a lot of them don’t know that we are open during the winter but, still are main focus will be slower seasons. Mayor Davids comments does the Chamber want to keep as is or do they want to go that September through July. Mark comments I don’t think it matters as long as we have the ability to do it. Mayor comments alright do we want to okay this extension? The next thing is the amount requested. How much is the one percent money. Is your limit twenty thousand? City Clerk Dimick comments it’s been about thirty five, so right now with the event coordinator and the twenty it uses the majority of it every year. Mayor Davids comment okay. The proposal cost is twenty two thousand, six hundred and the chamber is requesting twenty thousand. The other twenty six hundred comes from the Chamber? Mark comments yes. Councilperson Davids made a motion to approve the extension and the one percent proposal request application. Councilperson Thomson seconded the motion. All voted aye, unanimous.

Meetings/Announcements/Miscellaneous:

A) 100th Birthday Celebration – Banners, Shirts & Zombie Run: City Clerk Dimick comments can we give them to the school most of the T-shirt left are youth sizes or small adult. The banners we are just going to end up chucking them. Mayor Davids suggested announcing that we are giving the banners away, first come, put in next water bill and give them away. City Clerk Dimick comments we need to do the Zombie run because we still have a bunch of color run shirts, that we need to do something with to get rid of them and we also have some glasses. Mayor Davids suggested hanging one banner in the City Hall. Mayor Davids asked if anyone wants to make a motion to do those two things. Councilperson Linford made a motion to give T-Shirts to the school and give away the banners. Councilperson David seconded the motion. All voted aye, unanimous.

B) At Will Personnel Policy Status Report: Mayor Davids comments need to set a time to meet. Let’s make it a summer time meeting.

C) Activity Connection Plan Grant: Mayor Davids nothing received on it.

D) Floodplain Administrator 101 Workshop – Feb. 2, 2017, Boise, Idaho: Mayor Davids comments this workshop is in Boise. Dennis will be on a medical leave. Mayor Davids asked Canda if she would like to attend the workshop. City
Clerk Dimick comments she is not sure if she can. She will look at her schedule and see.

E) Lava Cemetery – Mayor Davids: Mayor David comments Neil Hill called me and we’ve had a couple of people in our community that have passed away and they had a real problem, getting up the hill and in the cemetery. Tom McBride plows it and the county trucks are too big to sand it. The cost is going to be on the cemetery not the City. City Clerk Dimick with two different taxing districts and hitting something. There is a liability issue. Maybe another thing is noise from a private enterprise, competing against a private enterprise. Mayor Davids comments maybe this is something that we wait to address when we have somebody legally on board.

F) Nitro-Green Lawn and Tree Care Service Renewal for 2017: Cost is the same as last year. Councilperson David made a motion to approve. Councilperson Linford seconded the motion. All voted aye, unanimous.

G) Ordinance 2015-11 (Non-Property Tax Ordinance) – Propose Amendments: City Clerk Dimick comments the council needs to review Idaho ordinance against our ordinance, there are changes in the Idaho code that are no longer there. Also need to look at the renewal process and what funds can be used for. The council needs to look over the ordinance and see if they want to make any changes. If changes are required they will review with legal. Let’s keep this on radar so, by summer we are ready to put on the ballot.

H) RCAC Services: A free service for USDA reports. City Clerk Dimick comments I would like to use the service where ever I can. Mayor Davids is fine with Canda using the service.

I) Seasonal Employee to Clean River: Mayor and Council disused job description, hours, days, and job responsibilities for the part time position. Seven to Nine a.m. under Mayor’s supervision, suggested duties, pick up garbage, dump containers, rake path and pick up garbage along river, on Main Street, Veterans Park, City Park and miscellaneous job on City property as requested by Mayor. What we need to do is update the job description and get the applications out. Maybe we are taking application starting in March so, in April we can interview and then they would work June, July and August, summer months, Memorial Day.
to Labor Day. Hire two, four thousand budget, ten dollars per hour, and six hours per week. The budget will also include trash cans and liners.

**J) Fire & Ice – February 3rd, 4th & 5th:** Mayor Davids comments nothing to report on Fire & Ice. Wendy was going to attend the meeting tonight. I was asked to speak but I have other commitments.

**K) Miscellaneous:** Mayor asked how long we want to leave the lights up. Let’s have them take them down by the end of this month. Blue and White would be cool for fire & Ice. We don’t have White so, that won’t work. Let’s take them down ASAP.

**Projects**

**A) East Main Pedestrian Bridge:** Mayor Davids comments they’ve dug out the west side and they are working on the east side, inspector notified.

**B) Buddy Campbell Park Improvement Project:** Mayor and Council discussed cost estimates and plan. Project will be done in phases. Mayor Davids comments so this guy that came in and talked about our activity connection he made this comment that we wanted the dog park over here by the playground and so he moved it over here by the play ground but, I like the dog park over here at this new parking lot. Councilperson Linford comments there is only one bad thing about that is they got the parking lot right in the middle of Lion Park. Mayor and Council agreed to move dog park back to original spot. Councilperson Linford comments there is something I want to bring up. I’ve been talking with Les about annexing Lion Park and we’ve been talking about what we are going to do with it. What I would like is see is a road on the west side of the park from Maughn road straight down to the Lion Park. Mayor and Council discussed option for a road through to the Lions Park. Maughn road preferred. Mayor Davids suggested to make the changes they talked about, move the dog park over, road on the west side and then talk with the Lions Club. We can get the final conception map of what we want then we can start identifying which project we want to do this year and so on and maybe we can get a grant at some point. Mayor Davids asked Linford to check with the Lions Club and see if they would be on board with the plan.
C) Fire Station Fire Hydrant Project: Still working on.

D) Water Improvement Project:

1) Well Location – Mayor Davids: Mayor Davids comments received an email containing the map of proposed location. We need to get written permission from the owner, Etcheverry, to have them do a test well on that. Do you guys want to proceed with getting a written agreement from Etcheverry, the written agreement, easements and everything we need to do? Councilperson Linford made a motion to write an agreement for well testing. Councilperson Thomson seconded the motion. All voted aye, unanimous. Mayor Davids comments we will need legal to draw this up.

2) BLM Easement (Engineers is working on it): Mayor Davids comments engineers are still working on it. Do engineers do the easements? City Clerk Dimick comments yes.

3) Land Acquisition & Spring Fencing: Mayor Davids comments the land acquisition for the spring, up above Potter’s, we’re still waiting on getting the appraisal.

E) Black Mountain Software Status Report: City Clerk Dimick comments making some progress. Working with them to setup email statements.

F) East Main brick pavers and sidewalk: Councilperson Thomson made a motion to have Booth and Associates do our downtown paver and benches proposal cost two to three thousand. Councilperson Davids seconded the motion. All voted aye, unanimous.

G) Chicken Soup Springs Repairs & Easement (Distribution line to East Main Street): Mayor Davids comments we can proceed with getting the water down to Main Street. Mayor Davids asked where are we at on the easements? City Clerk Dimick comments the easements would be just on the plan. Mayor Davids comments we have the right to take it from where it is now, go behind and out. Is that something that needs to be engineered or is this something Tony and Billy can do? Tony has said we can just dig it and bring it down. City Clerk Dimick comments well it’s not like it’s a culinary line or anything else so, I’m sure we can do it. Mayor Davids comments okay I’m still hoping we can work out
something to go down along the river. I will talk with them more towards spring and if not we’ll just push ahead and get it to where we need to have it for us.

**H) Lava Trails Project:** Mayor Davids comments I will talk with him about Phase two.

**I) Miscellaneous:**

**Adjourn into executive session:**

**Motion to reconvene:**
Councilperson Thomson made a motion to go back into session. Councilperson Davids seconded the motion. All voted aye, unanimous. Roll call. Thomson-Aye, Davids-Aye, Linford-Aye, unanimous.

Councilperson Thomson made a motion after reviewing the application for City Attorney we’ve found five we would like. At this point we would like to have Clyde as part of our selection review committee for those applicants and for him to give us his recommendation. We’ll take his recommendation in consideration and follow up with what we wants and interviews with five applicants we’ve selected. Councilperson Linford seconded the motion. All voted aye, unanimous. Mayor Davids comments we need to first ask him to be on that selection committee.

Councilperson Linford made a motion to adjourn. Councilperson Davids seconded the motion. All voted aye, unanimous.

Meeting adjourned at 8:55 p.m.

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Amantha Sierra, Transcriber

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T. Paul Davids III, Mayor