Approval of Minutes
Councilperson Sher made a motion to table approval of the minutes for the October 10, 2013 regular council meeting and October 28, 2013 special council meeting. Councilperson Brown seconded the motion. All voted aye, unanimous.

Review and Approve Bills
Councilperson Brown made a motion to approve the ambulance bills. Councilperson Sher seconded the motion. All voted aye, unanimous. The list of bills to be paid will be considered at a special meeting later which will be scheduled as soon as the final pay request from Whitaker Construction is received.

Law Enforcement/Code Enforcement Monthly Report
No Law Enforcement/Code Enforcement officials present. No reports made.

Business License(s) & Non-Property Tax Permit(s)
A) Centurytel, Inc.
B) Hainline Construction – Donny Hainline, Owner/Applicant
C) Moldenhauer, Inc. dba Ace Hardware – Dan Moldenhauer, Owner/Applicant
Mayor Burgin read the list of licenses/permits being considered.

Councilperson Sher made a motion to approve business licenses/tax permits A-C. Councilperson Brown seconded the motion. All voted aye, unanimous.

D) Motion authorizing City Clerk to issue 2014 business, alcohol and coin-op renewal licenses upon receipt of renewals.
Councilperson Brown made a motion authorizing the City Clerk to issue 2014 business, alcohol and coin-op renewal licenses upon receipt of renewals. Councilperson Sher seconded the motion. All voted aye, unanimous.

Building Permit(s)
A) SALT Enterprises, LLC, dba 78 Main Street Eatery - 78 East Main – Sign Replacement
B) Moldenhauer, Inc., dba Ace Hardware – 105 East Main – Commercial Remodel
C) Sheila Fergus – 34 East Main – Commercial Signs (Sweet Stuff)
Mayor Burgin read the list of building permits being considered.
The City Clerk recommended holding off on the building permit for SALT Enterprises because she understood that they are changing management and may not need the permit.

Councilperson Brown made a motion to approve building permits listed as B and C. Councilperson Sher seconded the motion. All voted aye, unanimous.

**50% Discount for 2014 dog licenses purchased by December 31, 2013 (formal approval)**

Councilperson Brown made a motion formally approving the 50% discount for 2014 dog licenses purchased by December 31, 2013. Councilperson Sher seconded the motion. All voted aye, unanimous.

**Discuss enacting a noise control ordinance stipulating quiet times – Councilperson Sher**

Councilperson Sher reported that a lot of music venues have popped up around town and there were a few nights last summer where the noise level was disturbing late into the evenings. She had some complaints about the late noise and expressed to mayor and council that she would like Council to enact an ordinance to prohibit loud noise after 10:00 p.m. She stated that people who were staying at the hotels were disturbed by the noise also. Mayor Burgin stated that the city already has an ordinance in place and that the Sheriff’s department should have been called to take care of the issue. Councilperson Sher stated that it was a hotel manager that called her. She thinks that they should regulate outdoor noise so that it ends at a reasonable hour and is at a reasonable decibel level. The City Clerk reported that they addressed this before with the amphitheater and that the City’s attorney advised them that decibel level is a difficult thing to regulate and enforce. Noise from the bars when doors are left open during summer months was discussed. Councilperson Sher stated that she thinks it would be a good idea to regulate outdoor noise before it gets out of hand. Councilperson Brown questioned what time it gets dark in the summer. Councilperson Sher stated that it is dark by 10:00 p.m. Mayor Burgin asked if they wanted to talk to the City’s attorney about it. The City Clerk reported that if they want to enact an ordinance, they have to do it through the city attorney’s recommendations. They could draft something up and send it to him for input. She suggested researching to see what other towns have enacted. Councilperson Sher made a motion to plan for an ordinance that controls public disturbances. Councilperson Brown seconded the motion. All voted aye, unanimous.

Councilperson Lowe stated that he feels that ordinances are in place to cover the problem already. Councilperson Sher stated that she doesn’t think that this problem is addressed specifically. Councilperson Lowe stated that enforcement is an issue. Mayor Burgin stated that if someone has a complaint about noise, they need to call the Sheriff’s department so that they can take care of it. The City Clerk reported that if someone complains public disturbance, they have to sign a citation and a lot of people don’t want to do that.

**Public Restrooms – Discuss week day closure.**

Councilperson Sher reported that from her experiences, the museum has become the public restroom facility during the week when the public restrooms are closed. Tourist season has slowed down, but there are still some people looking for restrooms. She suggested compensating the museum for week day services. Council agreed to think about it.
Announcements/Meetings & Miscellaneous New Business

A) 2013 Academy for City Officials
Councilperson Brown expressed an interest in attending to academy in Pocatello. The City Clerk will extend the invitation to the new Council members.

B) FY2014 & 2015 Pocatello Regional Transit – Letter of Support Request
Mayor Burgin advised council that the city has been supporting the Pocatello Regional Transit program and committing, he thought, $600 per year to help fund the service. Councilperson Brown made a motion to send a letter of support and commit to donating $600.00 for 2014 and $600.00 for 2015. Councilperson Sher seconded the motion. All voted aye, unanimous.

C) 2014 Bannock County Free Landfill Days
City Council reviewed the Bannock County 2014 Free Landfill Days calendar.

D) Miscellaneous
The City Clerk reported that Rickey Frandsen asked if the City would consider giving him a $300.00 credit on his water bill for the use of his track hoe to repair the city’s share of the service line to Fish Creek Ranch. Mayor Burgin explained that when the fiber optic went through, they broke the water line. The city maintenance personnel did not want to use the backhoe to dig up the line because it was too steep, frozen & slick. The Mayor authorized them to hire Rickey Frandsen to use of his equipment. Rickey was not available to operate the equipment but allowed the city to use it. Councilperson Brown made a motion to credit Rickey Frandsen’s water bill in the amount of $300.00 for the equipment rental. Councilperson Sher seconded the motion. All voted aye, unanimous. Councilman Brown questioned if the contractor would compensate the city for the damages to the line. Mayor Burgin explained that they would not because the line wasn’t marked because the city did not know for sure where it was.

Projects

A) Wastewater Improvement Project
   1) Final Change Orders #7 & 8
Councilperson Brown made a motion to accept Change Order #7. Councilperson Lowe seconded the motion. All voted aye, unanimous.

   Mayor Burgin explained that the driller had to go deeper when they drilled the monitoring wells on the land application site. Since the USDA loan has been closed the additional expense has to be paid from City funds.

   Councilperson Brown made a motion to approve and pay Change Order #8. Councilperson Sher seconded the motion. All voted aye, unanimous.
2) Substantial Completion
The City Clerk stated that the city was holding off on issuing the certificate until the seeding issue was addressed. Mayor Burgin stated that he still needs to talk to two people. The City Clerk stated that there is a warranty on the seeding and asked if council wanted to go ahead and issue substantial completion and deal with the seeding issue next spring under a warranty item. Mayor Burgin stated that he thinks that would be okay. Councilperson Brown made a motion to handle the seeding issue as a warranty item. Councilperson Sher seconded the motion. All voted aye, unanimous.

B) East Main Street Pedestrian Bridge Project
1) Easements
The City Clerk reported that she is still working on the easements with the Victor brother’s. She has requested a visual plan from the engineer’s to show what the bridge will look like. Once she gets that, she will take it to the Victor brother’s to review.

2) TAPS Grant Application Status
The City Clerk reported that the TAPS Grant Application was not awarded. The City has been invited to reapply. The funding agency would like the City to demonstrate why two bridges are needed. The funding agency did not feel that the feasibility was addressed in the application, and they were concerned about the cost. Plan is to look into ways to scale back the project costs and reapply for the construction of one bridge.

3) Gem Community Grant Status
The City Clerk reported that the funds need to be spent by July, 2014 and a schedule needs to be submitted.

4) LHRIP Grant
The City Clerk is working with Forsgren Associates to submit a grant application for a chip and seal project. Plan is to remove the concrete sidewalk on the traffic bridge, patch the surface and include the area into a larger chip and seal project. This way the traffic bridge will have some repairs made and the old sidewalk will be removed to encourage pedestrians to utilize the pedestrian bridges. If awarded the, funds would not be available until 2015.

C) Fish Creek Fence Project
The City Clerk reported that she submitted the grant application for the second phase. The first phase doesn’t have to be complete until July 2014 so hopefully the second phase will be funded and the project can be bid as one.

Councilperson Brown asked if the agreement with Potter’s had been executed yet. Mayor Burgin stated that there is not an agreement yet.
D) Sign Project
The City Clerk reported that she has not heard back on the extension letter but thinks we should continue spending the money. She will work with Tony to get the rest of signs ordered.

E) Water Improvement Project
1) Southeast Idaho Council of Governments Administrative Contract
The City Clerk recommended that the Council take the contract under advisement. She is sending it to the City’s attorney for review.

2) Consider resubmitting Letter of Interest as advised for upcoming fiscal year (due January 3, 2014)
DEQ has suggested that the city resubmit a Letter of Interest to guarantee funding for the project. The project would have to be under construction by July, 2014 if and new Letter of Interest is not submitted. Resubmitting could affect the interest rate and forgiveness previously offered. Due to the time involved in completing the facility plan study and passing a bond it was felt that the city should resubmit. Councilperson Sher made a motion to resubmit the Letter of Interest to DEQ. Councilperson Brown seconded the motion. All voted aye, unanimous.

F) Fire Station/Training Center
1) Exhaust System Grant
The City Clerk reported that she has been in contact with a representative on the grant and the representative is supposed to be visiting the station.

2) Procurement for Engineering Services
Councilperson Brown made a motion to seek Request For Proposals for architectural services for improvements on the fire station. Councilperson Lowe seconded the motion. All voted aye, unanimous.

G) Water Line Replacement to Community Building
1) Change Order #1
Mayor Burgin explained Change Order #1 in the amount of $2,910.00 for additional excavation. The contractor has not found the T yet and needs to move the rip rap.

Councilperson Brown made a motion to approve Change Order #1. Councilperson Lowe seconded the motion. All voted aye, unanimous.

Discussion
None.
Adjournment into Executive Session to consider personnel issues as permitted by Idaho Code 67-2345(b).

Councilperson Sher made a motion to adjourn into executive session in accordance with Idaho Code 67-2345(b) to discuss personnel issues. Councilperson Brown seconded the motion. Roll call vote, Councilperson Lowe, aye, Councilperson Sher, aye, Councilperson Brown, aye. All voted aye, unanimous.

Motion to reconvene.

Councilperson Sher made a motion to reconvene. Councilperson Brown seconded the motion. All voted aye, unanimous.

Decision regarding personnel issue.

Councilperson Brown made a motion to have Mayor Burgin talk to Dennis about doing night patrols two times a week. Councilperson Sher seconded the motion. All voted aye, unanimous.

Motion to adjourn.

Councilperson Lowe made a motion to adjourn. Councilperson Brown seconded the motion. All voted aye, unanimous. Meeting adjourned at 7:08 p.m.