

CITY OF GENESEE

Location: 235 W Chestnut Street, (Fire Station) Genesee, ID 83832

CITY COUNCIL

May 18, 2021

REGULAR COUNCIL MEETING

MINUTES

6:00 PM

CALL TO ORDER - The Genesee City Council met May 18, 2021. Mayor Tim Sperber, called the meeting to order at 6:00pm.

ROLL CALL: Council Members: Nyla Roach, Cody Bailey, Bill Krick, John Hermann; Maintenance Supervisor: Dustin Brinkly, Deputy City Clerk Debi Zenner, City Clerk, Karyn Wright

PLEDGE OF ALLEGIANCE

Motion made by Cody, seconded by John, to go into executive session at 6:01pm, under Idaho Code 74-206 (1) (f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement **ROLL CALL VOTE: Roach, Krick, Bailey, Hermann, AYES, Motion carried.**

Motion made by Bill, seconded by Cody, to come out of executive session at 6:10pm **ROLL CALL VOTE: Roach, Krick, Bailey, Hermann, AYES, Motion carried.**

Back into Regular Session at 6:11pm

SCHEDULED VISITORS: Doug Bennett, Jay Roach and Alan Weiss

VISITORS: Glenda & Dennis Knox, Jim Lyons, Bill Hartley, Larry Weber, Theresa Thorsten, Jay & Tedi Roach, Kerri Neuls, Harlan Zenner, Keith VanLeuven, Jennifer Tengono, Carly Stutzman, Stan Sobczyk, Tom Blewett, Warren & Nancy Feigenbutz, Nancy & Don Keeler, Gary & Linda Kiss, Kevin Love and Linda Chilson

VISITORS VIA ZOOM: Michelle Aherin, Chelsea, Darin H, Kenzie Nelson, Travis Hoag, Randy Cannon, Butlers, Carissa Thompson, Kelly Caldwell, Earl Bennett, Jody Mayer, Steve Druffel, and Ryan Ketcheson

CITIZEN COMMENTS:

Doug Bennett: Has concerns about the Chestnut Street approach. This issue was denied by Council and now Council has reversed their decision. The decision was based on the fact *only* a logging truck would be going in/out of that approach for convenience of the property owner, very early in the morning. Doug also sees the speed limit has changed from 35 to 25 mph, and is hoping this logging truck doesn't cause any accidents going in and out. Doug wondered why the speed limit sign going towards the highway, on Chestnut Street has been removed. Cody said all maintained county roads have a speed limit of 55 whether it's posted or not.

Jay Roach: Regarding Drinking Water. Wanted to know if the emergency declaration was ever declared over. Dustin said we are still in an emergency situation, being on just one Well. Dustin gave an overview of the water levels in the reservoir and why we had to turn off Well #3 for drinking water. Jay asked how fast could we replace the pump if it were to fail? Dustin said we have a replacement and are as prepared as we possibly can be. Jay said it seems we are basically pulling out the water faster than it's coming in. Well 5 pumps approximately 190/gpm. Jay wanted to point out the amount of drinking water that is being used for agriculture, leaving the city limits. We need to be concerned about fire protection as well. Jay indicated how much the agricultural companies have used; March 1 to May 13th; approximately 680,000 gallons. This really takes a toll on our Well use, wear and tear, etc. Jay's thought is to use Well 3 for the ag companies and this would take us out of our current situation. Dustin has been in touch with DEQ and asked about the possibility of turning Well 3 on again, and it may be an option, but would require public notification and the City would have to provide drinking water. The last test on Well 3 was 10.8 mg/L. There were tests during the winter that were 14 mg/L, using the City's equipment. 10.4 mg/L is the limit, but it fluctuates, and we have not been able to establish any

trends. Tim believes we are in need of a public hearing so we can hear from the public regarding our water issues. We will have a public meeting in the very near future so everyone has a chance to speak. Dustin explained when they built the new reservoir, the water from Wells 3 and 5 don't mix, to dilute the nitrates. Infants and elderly with compromised immune systems, are at most risk drinking water high in Nitrates. Tim decided we would have a town hall type meeting next Tuesday to hear from our residents. Dustin also said drilling on the new Well is scheduled to start May 24th.

CONSENT AGENDA: Motion made by Bill seconded by John to approve the consent agenda as presented; **ROLL CALL VOTE:** Roach, Krick, Bailey, Hermann, AYES, Motion carried.

UNFINISHED BUSINESS:

Pump House Storage-Chestnut/Laurel Streets

Civic Association would like to use the pump house for storage. Dustin applied for a grant to fill the Well and has until September to make it happen. The roof needs replaced. The building is not on the historical register. Cody made the comment possibly Civic could pay to fix the roof and then they could use it for storage. Dustin will start working on filling the well when he has time.

955 W Walnut Development

Discussed in citizen comments by Doug Bennett.

NEW BUSINESS:

Water Restrictions

Discussed in citizen comments by Jay Roach.

Incremental water increases

Bill feels we need to get the test well drilled and a rate study will be done by Mountain Waterworks. Cody explained how the rate study will work. Once that is done, we will figure out what the rate increases will need to be. Nyla wondered if there would be a commercial rate? Cody wanted to remind everyone the Rec District has their own Well and are not using the City's water to irrigate.

Work change directive, add Well 9

Will check with Ryan to see if we need to make a correction to the form, from 8 to 9 on the Wells, Motion made by Bill, seconded by Cody, to approve the Work Change Directive, with a correction, if necessary, so we can get started with Well 9. We will test Well 8 and immediately move to Well 9. This document is an effort to order all of the materials.

VOICE VOTE: AYES, motion carried.

Franchise Agreement with Inland Telephone:

Alan Weiss is the representative for Inland Telephone from Uniontown. They are interested in providing fiber to Genesee and have the broadband capability for work from home, school from home, etc. Wants to move forward and found out a franchise agreement is no longer necessary. Would like a mutual contract agreement with the City to use the City's right of way. His office will draw up a contract and then will send it to our attorney for review. Alan is excited about working together to provide this service to Genesee. Once the agreement is finished, Council will discuss at an upcoming meeting.

Approval of Stipulation to Dismiss Kinyon Public Records Case: Bill made a motion, seconded by John, to approve the stipulation to dismiss Kinyon's public records case and authorize Bentley Stomberg to executive. **ROLL CALL VOTE:** Roach-AYE, Hermann-AYE, Krick-AYE, Bailey-ABSTAIN; AYES, motion carried.

INTRODUCTION, READINGS AND ADOPTION OF ORDINANCES & RESOLUTIONS

Bill read the summary of Resolution #2021-3 Water Revenue bond anticipation Note (\$3.5 Million P1FCU Line of Credit) and made a motion, seconded by Nyla, to approve this Resolution; **ROLL CALL VOTE:** Roach, Krick, Bailey, Hermann, AYES, Motion carried.

CITY OFFICIAL, COUNCIL AND STAFF REPORTS

BILL: Covered most of the water issues. Wanted to let everyone know the tanks have been set up. The 2nd Tuesday of every month we have a water/sewer workshop with Mountain Waterworks representatives available to answer questions. We want to be as transparent about our water/sewer issues.


NYLA: Wants to take a closer look at our water increment rates in the near future. The user fee goes to the pay for the Bond. Cody explained the rate study will also help decide how to proceed with an increase. A possibility we need to send a letter to our building inspector and maybe have this come from our attorney, to find out how often the inspectors come and how they check when new building is going up. Dustin made a safer piece of equipment for the kids, at the park. We are hoping the bees, in the chimney of the old Well house, won't be a bother.

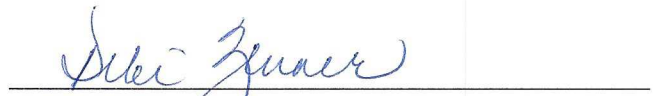
CODY: Dustin said we are getting close on the Jackson Street designs and we will work on getting bids out.

JOHN: Wants to get a plan in place to get the City Hall fully open. With CDC guidelines, John would like input from Council to get everything back to normal. Tim has an upcoming phone call and will ask some questions and get back to Council. Also, would like to get the Senior Center open as well. The City of Moscow is open, as of their council meeting, Monday. Tim will double check, but June 1st will be our target date to open City Hall.

DEBI: The house at the top of Jackson Street has new owners and this might be a good time to put up signs so they don't park in front of the house and cause traffic issues, and use off street parking. Tim will drive up and have a look.

ADJOURNMENT Motion made by Cody seconded by Nyla to adjourn at 7:41pm; VOICE VOTE: Ayes, motion carried.



Tim Sperber, Mayor

Debi Zenner, Deputy Clerk/Treasurer