

# MINUTES – CITY OF ASHTON

## REGULAR CITY COUNCIL MEETING

Wednesday, October 11, 2017

7:00 p.m.

714 Main (North Entrance)

---

*The purpose of the Agenda is to assist the Council and interested citizens in the conduct of the public meeting. Careful review of the Agenda is encouraged. Testimony from the public will be solicited for any item or issue listed under the category of **Public Hearings**. The Mayor will not normally allow audience participation at any other time. Idaho Law prohibits council action on items brought under this section except in an emergency circumstance.*

---

### CALL TO ORDER & WELCOME

**PRAYER OFFERED BY: Tadd Atchley**  
**PLEDGE LED BY: Teresa Hansen**

**In Attendance:** Teddy Stronks, Becky Harrigfeld, Tadd Atchley and Jerry Funke.

**Also in attendance:** City Clerk Stegelmeier, City Attorney Angell, Chief Griffel, Norann Baler, Gary Baler, Bryan Hatton, Vicki Smith, Caleb Smith, Delray Jensen, Tom Mattingly, Marylou Mattingly, Michelle O'Malley, Cory Packer, Jared Wilson, Sheryl Hill and Marvin Fielding.

**Mayor Stronks opened the meeting at 7:02 pm.**

### 1. AMEND AGENDA:

*Any items added less than forty eight (48) hours prior to the meeting are added by Council motion at this time.*

**5. EXECUTIVE SESSION:** (b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent

Councilman Funke made a motion that the Amend Agenda be approved as presented. Councilwoman Hansen seconded the motion. The motion passed unanimously

### 2. CONSENT AGENDA:

*Being considered routine by the City Council, these items will be enacted by one motion unless requested by a Councilman or a citizen that one or more items be removed for later discussion.*

- A. **Minutes** – Approval of Regular Meeting Minutes 8-9-2017, Special Meeting Minutes 9-20-2017
- B. **Treasurers Report & Financial Statement**– As Submitted
- C. **Payables** – Bills for Council approval as a result of City expenditures
- D. **Employee Expenses** – As submitted

City Clerk Stegelmeier explained that the minutes for the 9-20-2017 minutes were not presented. She will present them at the next meeting.

Councilman Atchley made a motion that the Consent Agenda be approved as presented. Councilwoman Harrigfeld seconded the motion. The motion passed unanimously.

### 3. UNFINISHED / OLD BUSINESS:

*Each speaker will be allowed a maximum of 5 minutes unless repeat testimony is requested by the Mayor/Council.*

- A. Sewer Project Update – Marvin Fielding

Marvin is here to update the Council on the progress on the City's sewer facility upgrade. Although the Contractor has had a lot of equipment out there, they have not been able to use their source material as it is wet. He explained that the rain we have gotten could not have been anticipated by either the City or the contractor. The only remedy that may be available is a time extension. As far as the City is concerned the contractor needs to wait for the site to dry out and they need to provide good material. The contractor is bringing some new options for the engineers to consider but for right now they can be working on several project items. The chlorine building, the piping between

# MINUTES – CITY OF ASHTON

## REGULAR CITY COUNCIL MEETING

lagoons, etc. Marvin asked the Council if they, for any reason, want to keep the NPDES permit. Larger cities and some commercial users keep them because of environmental concerns in getting a new permit if needed. Such as a river with strict loading limits. He is asking because as the DEQ is taking over the policing of the permits, they are asking the City to do a survey of our industrial users. The school is considered an industrial user but there are not many other industrial users in the City. If the City kept the permit, it would require monthly DMRs filed with a no discharge certification and an annual fee which the DEQ has said will be between \$2,500 and \$5,000. Marvin contacted Willie Tuescher at the DEQ who told him that the decision is completely up to the City. Councilman Funke asked if the City will be scrutinized more if we don't have the permit. Marvin replied that it would not. Councilwoman Hansen inquired as to whether we would need it for any other reason and Marvin said that the only permit the City will need is a land application permit. Marvin asked if the Council had any other questions. Mayor Stronks asked Marvin to explain what is happening with the sewer line behind the Baler home. Marvin explained that the Baler line and the City line backed up. They took a camera to look at the line and there are some issues with the City line. Marvin reminded the Council that the line is scheduled to be replaced in Phase II of the project. Mayor Stronks had asked Marvin if the line could be bumped up to Phase I. Marvin found that it could be moved up and added to the contract for Phase I. There will still need to be some testing for rock and then design completed. The design would then be given to the contractor to get a price. Councilman Atchley said we need to get it done. Norann Baler is hoping that the rock will not delay the line replacement. Marvin explained to the Council that the public works department had borrowed a camera from one of the plumbing shops and it was very helpful. They have researched cameras and have found one for \$8,300 and asked if the Council would approve adding it to Phase II of the project. The Council agreed that a camera is needed and should be made part of the project.

- B. Sewer Issue – Gary Baler, Norann Baler, Marvin Fielding, Del Jensen, Todd Martindale, Brett Griffel  
Norann asked what the estimated time will be for completion. Marvin said his guess is a month before ready to start construction. He is concerned about the rock profiling and whether it will take more time. Councilman Funke asked Gary if they were going to replace their service line when the City line is replaced. Gary said that for as old as the line is, it is in pretty good shape. It does have a couple of bellies and some barnacles but other than that it is fine. City Clerk Stegelmeier asked if it would be a new line for the whole block. Marvin said that it would be that block and extend part of another.
- C. Transportation Plan Update – Marvin Fielding  
Marvin explained that the City did get awarded funds for a transportation plan update. A transportation plan is required for funding from sources like the Idaho State Transportation Dept. and the Local Highway Technical Council. The plan lists the City's needs for future road projects. He has brought a proposal from Keller Associates for the Council to consider. He explained that the scope of work is standard for a transportation plan. Keller can be selected directly as they are on the list provided. Councilman Atchley explained that he would like to look it over and get back with Marvin. Mayor Stronks thanked Marvin for his time.
- D. Tennis Court – Mayor Stronks, City Attorney Angell  
City Attorney Angel spoke with Carlos Huerta the day of Council. Carlos told him that he was not interested in donating the property to the City. He would be willing to sell it to them for a fair market value. Carlos' seemed to think that the price he got from the Family Dollar store would be a basis for the value of the property. City Attorney Angell will keep discussing it with Mr. Huerta, get an idea of square footage and price. He also will look up some legal decisions on land that may give the City some leverage. City Attorney Angell should have something to bring back to the next meeting.

# MINUTES – CITY OF ASHTON

## REGULAR CITY COUNCIL MEETING

### 4. NEW BUSINESS/PETITIONS:

*Each speaker will be allowed a maximum of 5 minutes unless repeat testimony is requested by the Mayor/Council.*

#### A. Fiber optics – Cory Packer

Mayor Stronks explained that he wanted to have a discussion on fiber optics. He would like anyone at the meeting to speak up if they have a question. Cory Packer is with Blackfoot Communications who is the local exchange provider for Ashton. Cory explained that Blackfoot Communications is currently extending a lot of fiber optics in the Ashton area. In the City of Ashton, all communications run on copper to Blackfoot's office on Main Street. Blackfoot has researched the usage in the City and as of right now, the copper wire should extend services well enough without extending a fiber line to each residence. Copper is capable of providing 40 bandwidths to each service in town. Right now they have no had no one interested in getting fiber optics in the last mile of fiber optics out the City of Ashton. Sheryl Hill said that she thinks there are some businesses who have had the fiber optics taken to their business. Bryan Hatton wonders if they will ever take it to every home in Ashton similar to what they do in Ammon. Vickie Smith asked about pricing and was given the price for internet, etc. City Clerk Stegelmeier mentioned that there would be a cost to residents for that service if it was provided through the City. Bryan Hatton explained that he is having trouble with the latency when gaming. Councilwoman Hansen & Councilwoman Harrigfeld said that when there are enough people that want it and no company that wants to provide the service, then the City Council will look into it more. Mayor Stronks thanked Cory and for their time.

#### B. Scheduling – City Clerk Stegelmeier

City Clerk Stegelmeier went over the schedule with the Council & Mayor.

### 5. EXECUTIVE SESSION:

*I.C. 74-206 Certain City-related matters may need to be discussed confidentially as a matter of law (Acquisition of real property, personnel matters, attorney-client communications) subject to applicable legal requirements, the Council may enter executive session by roll call vote to discuss such matters.*

(b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent;

Councilwoman Harrigfeld made a motion to enter an executive session per Idaho Code section 74-206 (b). Councilwoman Hansen seconded the motion. A roll call vote was taken: Funke, aye; Atchley, aye; Hansen, aye; Harrigfeld, aye. The motion passed unanimously.

Mayor Stronks excused those in attendance except Council members, City Attorney Angell and City Clerk Stegelmeier.

The Council entered executive session at 6:55 pm.

Councilwoman Harrigfeld made a motion to exit executive session. Councilwoman Hansen seconded the motion. A roll call vote was taken. A roll call vote was taken: Funke, aye; Atchley, aye; Hansen, aye; Harrigfeld, aye. The motion carried unanimously.

The Council exited Executive Session at 8:15 pm.

Councilman Funke inquired about the timeline on the pool roof construction. Mayor Stronks contacted Ronnie Palmer. Ronnie said he would construct it for the City and would get right on it. Mayor Stronks asked City

# MINUTES – CITY OF ASHTON

## REGULAR CITY COUNCIL MEETING

Clerk Stegelmeier to schedule the public works department and the boiler installation company when he calls with a date. Councilman Funke said he would be there to help.

Councilman Funke asked City Attorney Angell about how to propose an ordinance concerning cell phone towers inside the City. He has gotten some ordinances from other places for reference. City Attorney Angell explained that the ordinance would start with P&Z and then the Council. He said to talk to P&Z Administrator Baldwin about it. Councilman Funke thanked him.

### **6. ADJOURNMENT:**

Councilman Atchley made a motion to adjourn. Councilwoman Hansen seconded the motion. The motion passed unanimously.

**The meeting ended at 8:24 pm.**

### **NEXT MEETING**

- ◆ Regular Council 7:00 p.m. – Wednesday, November 8, 2017, Council Chambers, Ashton City Building – 714 Main, Ashton.
- ◆ Questions concerning items appearing on these Agendas or requests for accommodation of special needs to participate in the meetings should be addressed to the Office of the City Clerk or call 208-652-3987.

Minutes respectfully submitted by Cathy Stegelmeier, City Clerk.

Attest

---

Cathy Stegelmeier  
City Clerk

---

Theo R. Stronks  
Mayor