

City of Dalton Gardens
Regular Council Meeting Minutes
Thursday, August 5, 2021 @ 6:00pm

Meeting was conducted via teleconference and in person.

1. **CALL MEETING TO ORDER:** Mayor Edwards called the meeting to order at 6:07pm
2. **ROLL CALL:** Councilmembers Carrie Chase, Robert Wuest, Ray Craft and Mayor Dan Edwards were physically present. Councilmember Aaron O'Brien attended via Zoom. Chris Gabbert- City Attorney, and Teresa Janzen-City Clerk/Treasurer were also in attendance.
3. **PLEDGE OF ALLEGIENCE:** Deputy Clerk, Lyndsee Lee.
4. No Amendments to the Agenda
5. **PUBLIC COMMENTS:**
 - a. **Justin Wuest- 6808 N Mt. Carrol St:** Has applied for a fence permit but it is being held up as he desires a 6' fence on the property line and that is a violation of the current City Code. Requests code be modified for internal property lines to allow 6' fence.
 - b. **Clark Young- 7064 N 16th St:** Opposes small cell towers for health reasons and would like to see fines if emissions are too high.
 - c. **Kurt Jernigan- 7439 N Davenport St:** Disappointed that the City took ARPA funds as he feels it was not warranted and diminishes self-reliance. Would also like periodic testing and fines for non-compliance. Concerned about radiation.
6. **CONSENT CALENDAR**
 - a. RCraft made a motion to approve the regular meeting minutes from July 1, 2021. RWuest seconded.
RCraft: yes AO'Brien: yes CChase: no RWuest: yes Motion carries.
 - b. AO'Brien made a motion to approve the budget workshop and regular meeting minutes from July 15, 2021. RCraft seconded.
RCraft: yes AO'Brien: yes CChase: no RWuest: yes Motion carries.
 - c. AO'Brien made a motion to approve the budget workshop minutes from July 30, 2021. RWuest seconded.
RCraft: yes AO'Brien: yes CChase: no RWuest: yes Motion carries.
 - d. RWuest made a motion to approve the claims listed from July 16, 2021 to July 31, 2021. AO'Brien seconded.
RCraft: yes AO'Brien: yes CChase: yes RWuest: yes Motion carries.
 - e. RWuest made a motion to approve the monthly financial statements for June 1-30, 2021 and July 1-31, 2021. RCraft seconded.
RCraft: yes AO'Brien: yes CChase: yes RWuest: yes Motion carries.
 - f. CChase made a motion to approve the 3rd Quarter Treasurer's Finance Report. RCraft seconded.
RCraft: yes AO'Brien: yes CChase: yes RWuest: yes Motion carries.
7. **REPORTS**
 - a. **Councilmember Chase:** wants a proof of concept from the Sherriff on 25 tickets/day

- b. **Councilmember Wuest:** ‘Blue Tongue’ will be bad this year in local wildlife. Report any animals with blue tongue (tongue swollen and hanging outside of the mouth) to Idaho Fish & Game. Looking for engraver and posts for the Ward Newcomb Park arch. He and Councilmember Craft installed reflectors on the posts of the stop signs on 15th & Wilbur and 15th & Deerhaven.
- c. **Councilmember Craft:** no report
- d. **Councilmember O’Brien:** no report
- e. **City Planner, Ryan Hughes:** reviewed his written report presented to Council. Working through building permit backlog and the annual business license renewals. Had a 2 lot subdivision approved at the July P&Z meeting. Suggests Council considers the drafted Title 5 updates to address fencing issues. Small Cell was discussed at July P&Z and he anticipates a recommended draft to P&Z at the August P&Z meeting.
- f. **HMH Engineering, Matt Hall:**
 - i. Transportation plan workshop is August 24, 2021 at 6:00 PM.
 - ii. Chip Seal project- Contractor agreed to hold their prices for a change order for Alternate 3 - 16th from Dalton Ave to Hanley with a price tag of \$35,160. Base bid plus Alternate 1 and 2 was a price of \$341,848 + the change order of \$35,160 makes the chip seal project for FY 21 \$377,008.
 - 1. City Attorney states that the City can move forward with the Change Order as it was stated in the contract that was previously voted upon.
 - 2. RWuest stated the \$30,000 contingency funds are to be used to cover most of the Change Order proposal cost.
 - iii. ROW utility permits: Has asked utility companies to move everything underground. Not a decision at the local level. City does not have anything to require the utilities to be underground. Looking for confirmation that the new pavement cut policy is being applied correctly.
 - iv. Annexation of Dalton- will get the exhibit to City Planner for 16th Street and Dalton Ave.
- g. **Clerk/Treasurer-** OpenGov/Citizen Services launched on August 2, 2021 and it going well. CARES reimbursement funds are in our general checking account. Have received the first tranche of ARPA funds and it is currently in the general checking account. Next up is the Election preparation and written procedures for workflow in the Administrative Office.
- h. **Mayor Edwards-**Councilmember Chase, Sue Supp, City Planner, City Attorney have been working hard on small cell. Wants as many teeth as legally possible in the Small Cell Ordinance to protect the City and residents.

8. NEW BUSINESS

- a. RWuest recused himself for discussion of Dalton Water and Dalton Irrigation leases. He is the Water Master for both entities.
CChase made motion to continue leases on same terms as existing with auto renew option. RCraft seconded.
RCraft: yes AO’Brien: yes CChase: yes Motion carries.
- b. RWuest made motion to approve Magnus McHugh & Co Audit Engagement Letter for the 2021 audit. CChase seconded.
RCraft: yes AO’Brien: yes CChase: yes RWuest: yes Motion carries.

- c. AO'Brien made motion to approve Anderson Brothers Contract for 2021 As-Needed Accounting Services Engagement Letter and 2021 Audit Prep Engagement Letter with the stipulation that it is reviewed every year. RWuest seconded.
RCraft: yes AO'Brien: yes CChase: yes RWuest: yes Motion carries.
- d. CChase made a motion to table request for P&Z to consider updating 5-5-4-C in order for them to focus on small cell ordinance. RCraft seconded.
RCraft: yes AO'Brien: no CChase: yes RWuest: yes Motion carries.
- e. Council set a workshop to consider the code amendments to various sections of Title 5 as indicated in the "Planning Commission Recommended Draft, June 11, 2020" for Tuesday, August 10, 2021 at 6:00 PM at City Hall.
- f. RWuest made a motion to approve the Stripe Rite Bid for striping of bike lanes and double yellow lines on 4th Street between Dalton Ave & Prairie; Dalton Ave from 4th Street to 17th Street; Canfield Ave from Government Way to Rude in the amount of \$4,805.90. CChase seconded.
RCraft: yes AO'Brien: yes CChase: yes RWuest: yes Motion carries.
- g. CChase made a motion to move the ARPA 1st Tranch of \$ 259,190.79 from main checking to the LGIP. RWuest seconded.
RCraft: yes AO'Brien: no CChase: yes RWuest: yes Motion carries.
- h. RWuest made a motion to approve tentative budget for FY22. AO'Brien seconded.
RCraft: yes AO'Brien: yes CChase: yes RWuest: yes Motion carries.
- i. Propose to have an item at the end of the agenda to discuss and consent for the next month's agenda items.
RWuest made a motion to table procedure for Council and Staff to place items on agenda.
RCraft: yes AO'Brien: yes CChase: no RWuest: yes Motion carries.

9. PUBLIC COMMENT

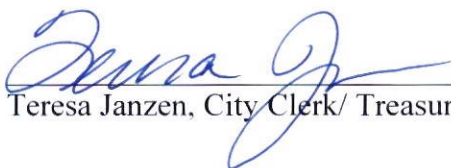
- a. Lezlie Laviola- 15227 Woodland Ave: requested list of HMH suggested locations for ROW furniture. Believed the Sheriff was supposed to start this fiscal year and frustrated that it hasn't happened. ARPA funds should be used for low-income residents benefits.

10. RWuest made a motion to Adjourn. RCraft seconded. All in favor. Meeting adjourned.



Dan Edwards, Mayor

ATTEST:



Teresa Janzen, City Clerk/ Treasurer