

## **CITY OF MOYIE SPRINGS MINUTES SPECIAL AND REGULAR MEETING MARCH 8th, 2017**

City Council met in special and regular session March 8th, 2017 at 6:00 PM at the Moyie Springs City Hall.

The meeting was called to order by Mayor Farrens. Present were Council members Heathers Andrews, Steve Economu, Terry Johnson, Tim Narvaez, Public Works Supervisor John Nelson, and City Clerk Donna Wilson-Funkhouser

**Signed In:** Present were Kermit and Susan Kiebert, Chris Pease, Delton Amoth, Doug Reoch, Les Love, and Mayor David Sims from Bonners Ferry.

### **Public Hearing -Truck Permit Request for 129,000 lbs – 10 Axles:**

**Mayor Farrens:** This is the official Public Hearing of the City of Moyie Springs to determine the designation of Roosevelt Street Road as a local route for the operation of trucks up to 129,000 lbs as authorized by Idaho State Legislature. Moyie Springs has reviewed the purpose of local route Roosevelt Street and is now seeking comment from the public on this same route. Upon completion of the public comment period the Council will review all input and make the decision. The City of Moyie also proposes to opt in to the special permit issuance agreement with Idaho Transportation Department so that all permits for travel on local roads. A copy of the proposed permit is available and it is right here. I'm now going to turn the floor over to Chris Pease to talk about the 129,000. You can come up.

**Chris Pease:** I think most everyone here is familiar with corporate handlings. We're looking to approve the stretch of Roosevelt from Highway 2 to the Mill so we can run 129,000 lb trucks for logs, lumber, residual. We are working to being able to build a route between here and Salt Lake City for our lumber trucks. We have log trucks that are coming out of Canada that are able to do reload yards. So log trucks are not going to be able to take advantage of 129,000 if they're woods trucks. Any trucks coming out of the woods are not going to be able to stretch out to 10, 11 axle. But Wes Olsen and any other mill to mill transfer or yard transfers may be able to take advantage of that. So we have some opportunity with the lumber going to Salt Lake City and the logs coming out of Canada and possibly our residuals going to Montana and up into Canada, but at this point it's going to take a little bit of time once we get this route approved it's not going to be an instantaneous flood of 129,000, because there's a lot of infrastructure and a lot of investment into changing the capacity of these rigs. I think the first trucks we will see will probably be lumber trucks and then we would see potentially log trucks, but this will take a little bit of time. So it's important for everybody to know that as we get this approved, it will be an easy and steady and slow migration to this 129,000. So that'll be a good thing. For the Roosevelt we brought in Brad Baker Trucking in December with a 129,000 capacity truck and he was able to run through, he went both ways, back and forth, had no problems, there were no issues. There were some City Council representatives there. It was really good to see a truck actually drive and to be able to make those turns to be able to make the stop. There are some issues going on with Highway 2 that I think will be handled in tomorrow's public meeting but certainly today and tonight for Roosevelt everything here is pretty much clear, good. There were no issues with engineering. I think everyone was onboard. I really don't have anything else to add other than that. Unless anybody has any questions or concerns.

**Tim Narvaez:** I have a question. Was that going to go all the way to North Idaho Energy Logs and all the way across Roosevelt or just to the Mill?

**Chris Pease:** As far as I'm understanding, it's to Brink Street which is right here. So Idaho Forest Group is not part of any of the other stuff so I'm sure that if this gets proposed, they would just have to ask for a proposal for their route and go through that, but that's independent of Idaho Forest Group. Alright, thank you guys.

**Mayor Farrens:** Any other questions.

**Susan Kiebert:** Do I have to stand up?

**Mayor Farrens:** You can sit down.

**Susan Kiebert:** I really want to thank Idaho Forest Group. They have been a wonderful partner, not just here, but in this whole process. This is the third and final one of the local routes to be permitted. Lakes Highway District did theirs and got theirs accomplished and that's Abbot Road going to the Chilco Mill. That was done in early January. And then the it'sy bitsy piece of road in Bonner County that goes from State Highway 2 into the Laclede Mill was permitted also within the last 6 weeks. So this will be the final local route and mill that needs to be approved. So I really do want to thank, IFG and Chris, for being such a good, wonderful partner. What they are talking about tomorrow is the 129,000 it covers local roads and that's what we're here about tonight, but it also includes US 95, US 2, State Highway 54, State Highway 41 and those just happen to be the routes that trucks take to get to

**Mayor Farrens:** Highway what?

**Susan Kiebert:** 41, 54, US 95, US 2, no it does not include Highway 1

**Heather Andrews:** When is the meeting?

**Susan Kiebert:** There is a meeting tomorrow night. As Chris was saying, the day that we did the simulation, most of you were there. I sat with Dave Simms and Bob Day from Idaho Forest Group and watched the truck. The truck pulled out. He's a great driver, he's a great driver. But we did notice some things on the state highway system, we need to slow the trucks down as they come across and maybe do some signage and there maybe more things. So immediately following that day the day of simulation, we were not even back to Highway 95 and we had ITD on the phone and said we really need to do some things here. We may need to decrease the speed, we definitely need signage, and there may be other things we need to do too. So Justin Weist, with ITD, some of you probably know Justin, he agreed right then and there, he said as soon as the weather gets a little bit better, so we may not see him until next year because I don't know if this weather is ever going to get better. But he said they were going to come up and do a safety study and that is a little bit more involved. We will probably report to you the results of that study. But there definitely need to be modifications too.

**Heather Andrews:** Where is this meeting?

**Susan Kiebert:** The meeting tomorrow night is at the visitor's center. And it is the official, it's not just about what they're going to do here, it's the official public hearing on the US 2, US 95 and the other state and federal routes. It's from 4 to 7, you can just walk in and leave your comments it is open house style. The reason why I really want to see Moyie officially show up is because this will be the chance for us to provide written comments saying we want a safety study done. And I really think that really important for Moyie to do that officially.

**Heather Andrews:** What time is it again?

**Susan Kiebert:** Anytime between 4 to 7pm. I apologize that you have not seen it. Everybody has told me they haven't seen it. That's because we're not handling it, it's coming out of Boise, and they're the ones that are handling it. Bill Robertson, who is the planner here in District 1, he's the one who comes to battle all the time, he will be there. It's very important that the City of Moyie gets that comment in officially. So, the only other comment I want to say is, we were going to have all the hearings in the basement in the building in Coeur

d'Alene. But that was not acceptable to our legislators. Shawn Keough said she wasn't going to make her constituents come from Bonners Ferry down to Coeur d'Alene to tell you how they feel about these routes, so that's why. There may not be anyone there, but now the locals don't have to travel 55 miles to Coeur d'Alene to give their comments.

**Heather Andrews:** I want to go it isn't about the truck, he done a great job taking that corner. Do I know that they sent their best guy. He done good, the fact of the matter is, I've lived here, that speed limit on that highway, it needs to come down. It isn't just about the Mill being here. This is a small community, from across that bridge probably up to the trailer park turn.

**Susan Kiebert:** Where is the state line, Chris? Is it right on the other side of the bridge?

**Steve Economu:** Oh it's a ways away.

**Susan Kiebert:** Well they don't slow down from the 70 mph in Montana coming through here.

**Heather Andrews:** Well they don't know. You can't blame them if they don't know.

**Mayor Farrens:** It isn't just trucks.

**Susan Kiebert:** No, it's everybody.

**Mayor Farrens:** John and I watched Roger Myers pull out with a snowmobile trailer in front of somebody.

**Heather Andrews:** I watched it too. I was there too with you. He pulled out in front of somebody. It isn't just that, people know they lose cell service, like people from Washington or Montana, and they stop in that turning lane that's coming into Moyie and let their dogs out to go potty in the parking spot.

**Susan Kiebert:** Heather, ITD does not just need to do this because of the 129,000 trucks.

**Heather Andrews:** They need to look it as a community. I have a daughter that is getting her drivers license.

**Susan Kiebert:** They did not bat an eye; they immediately told us 5 minutes after we adjourned for the simulation, they will be up here for the study. Donna I'll work with you, Justin Weist is no longer the Traffic Engineer he is now the Resident Engineer, he got promoted in the last two weeks, but he'll make sure it happens up here for us.

**Heather Andrews:** Ok great.

**Susan Kiebert:** I guess there's not really anything else, except to let you know is go ahead Donna I understand what you're going to do is accept comments for the next 2 weeks. You'll come back together, you'll do a resolution, and then opt in if you wish. Every jurisdiction in Bonner County has opted in because no one wants to have division permits on any routes it's too big a hassle, unless Donna wants to get a full time partner to issue permits for guys that want to ride this route. I think we talked about this with John when we first discussed the 129,000. So I brought the opt in agreement for you to sign if you make that decision in a couple weeks. And then we're done with this whole thing Chris, I think we'll have 129,000, Chris.

**Chris Pease:** Sounds like a plan.

**Susan Kiebert:** Ok. Does anybody have any questions?

**Steve Economu:** Yes, I have one question. It does not refer or have anything to do with the 129,000. At the meeting tomorrow night as far as the Highway Study goes for lowering speed. My opinion is at the intersection going from Roosevelt onto Highway 2 that can be a very bad intersection for people wanting to turn out onto the highway. If we have someone coming from Montana side wanting to turn in this direction, there have been many times when you will have to back up.

**Susan Kiebert:** I think I saw that that day we had the simulation.

**Steve Economu:** Would the meeting tomorrow night be the place to voice that?

**Susan Kiebert:** Absolutely.

**Heather Andrews:** We want the speed stopped on the other side of the bridge down to 45. I personally do.

**Steve Economu:** Well even if the speed is 5mph. Turning in here is the issue. It doesn't matter what the speed is.

**Susan Kiebert:** Is there a turning lane there now?

**Heather Andrews:** Yes there is.

**Susan Kiebert:** You can say anything you want tomorrow night. When ITD comes in to do that study, we'll bring you up here and they'll talk to you about it. They're going to talk about everything they're going to look at and then they'll present it to you because you're going to be the ones that are requesting it. Isn't that correct director?

**Steve Economu:** Thank you.

**Doug Reoch:** I was wondering who this lady is?

**Mayor Farrens:** Susan Kiebert.

**Susan Kiebert:** My name is Susan Kiebert. I am with the local highway technical assistance council. And we are charged with making sure the local route designation that goes along with the federal and state highway designation is; that the locals have something to say about it.

**Doug Reoch:** So do we have a chance to make comments here or are we supposed to come in later?

**Mayor Farrens:** You can make comments here or then there's a comment sheet you can take that we have to have back by March 22<sup>nd</sup>.

**Chris Pease:** This meeting is just for Roosevelt.

**Mayor Farrens:** Yes this meeting is just for Roosevelt this has nothing to do with the main highway.

**Susan Kiebert:** That's tomorrow night.

**Doug Reoch:** Well so she made the comments about it.

**Susan Kiebert:** No I was just letting them know that it was going to happen tomorrow night.

**Heather Andrews:** I just asked when that meeting was.

**Doug Reoch:** Because it almost sounds like it is because of the 129,000 trucks, that you want to slow everything down out here.

**Heather Andrews:** It isn't about the trucks. I want it slowed down.

**Mayor Farrens:** We have been dealing with trying to get it slowed down for quite a few years.

**Heather Andrews:** It has nothing to do with those trucks the 129,000, it has to do with other trucks.

**Mayor Farrens:** Pickups

**Heather Andrews:** I don't want that mill to slow down at all. Im a girl that's worked in the timber industry my whole life. I have children, you have grandchildren and children. You know as well as we all know. How many people do you know that have died out there? I could name them. I could name them. I'm tired of seeing that. So I'm going to that meeting tomorrow night and I'm going to voice my opinion.

**Tim Narvaez:** If I could just say, because the issue is up, we want to bring up all the issues and put them on the plate at once. Thus the speed.

**Doug Reoch:** Well I don't mean to sound like a heretic. But I just don't want to be a speed trap. Sounds to me like. That's what I've always not liked about it. Maybe it should be slower out there, I'm likely to slow down anyway, but it's just another speed trap. I could slow down but if I space out because I've been driving down the road for so many years it will bummed me out if I get a ticket, it's going to bother me. You guys have had a meeting here before and I couldn't make it, but I'm curious about the weight of each axle on this 129,000 truck. But Donna told me that it's less than any other truck but I didn't see the configuration so I have no idea.

**Donna Wilson-Funkhouser:** I don't have that configuration.

**John Nelson:** The truck that they brought up was 2 drivers, a push axle, a steering axle, was there 4 axles on the back of the front trailer, and 3 axles on the back of the back trailer. There was 11 axles total. It was a long B train. There were 11 axles total.

**Delton Amoth:** There was 3 axles on the lead trailer and 4 axles on the pup.

**John Nelson:** Was there 5 axles on that pup trailer, Chris?

**Chris Pease:** I think there was 5.

**John Nelson:** There were a lot of axles. They are actually supposed to be a little less weight on each particular axle?

**Doug Reoch:** Do some of them steer? Or just drag?

**John Nelson:** There were no steering axles on that trailer at all. He stayed in the turn bay coming in from Highway 2 and he stayed in his lane at the intersection and made that corner with 3 feet to spare on the inside. He turned around that corner way better than most of the trucks that take that corner.

**Doug Reoch:** We've waited so long for the street to be fixed.

**Mayor Farrens:** There will be actually less weight per tire actually.

**Chris Pease:** Less weight per axle and more braking power.

**John Nelson:** The other thing is they have to have brakes on every axle.

**Delton Amoth:** All winter long they are going to be spun out up there at the store.

**John Nelson:** They are not supposed to be on the road during inclement weather.

**Delton Amoth:** No kidding?

**John Nelson:** I believe that's a State rule.

**Susan Kiebert:** That would be something to ask at the meeting tomorrow night.

**Delton Amoth:** Well that's pretty simple because they're pulling more than they're hauling. It's like an anchor.

**John Nelson:** Clint Kimball has some concerns as far as that goes.

**Terry Johnson:** You take, pardon me for interrupting, a vehicle, a car even coming down that hill, he is doing 60. And the truck pulls out of there, spins out, you've got an accident waiting to happen.

**Delton Amoth:** That's right.

**Terry Johnson:** And they are going to spin out. They might say adverse weather, but all it takes is a frosty morning.

**John Nelson:** Well, like, talking to Clint this morning. They leave home first thing in the morning and the weather is great, then they run into a snowstorm on Peterson Hill and they are screwed. After they have a couple incidents where it costs them a couple thousand dollars to get their truck out of the ditch or up the hill or whatever, because they have to have a tow truck come and get them; they'll probably self regulate themselves as far as weather goes and they won't be on the road when they think they might get themselves in trouble.

**Terry Johnson:** Well it's the same thing. When you get one to pull out there and somebody broad sides them you've got a dead person there it's too late then.

**Doug Reoch:** Well the solution to that problem is to chain up. What's that going to do to the road?

**John Nelson:** The solution to the problem is to chain up but most of the trucks are only going to be running 2 drivers and they're still only going to have 37,000 lbs on the 2 drivers.

**Terry Johnson:** They'll sit there and fit those chains on them. There's not that much weight behind them.

**John Nelson:** They are not supposed to be on the road in weather like that from what I understand.

**Doug Reoch:** Don't get me wrong, it's just like a lumber truck coming out of the Mill. It'll be stuck just like the rest of them.

**Oliver Andrews:** Wouldn't be the first time a truck was stuck there.

**John Nelson:** We had an energy logs trucks stuck on the hill going that direction earlier this year. We've never had a problem on there. I got up there it was actually up against the outside of the hill when he finally stopped.

They called me up to sand to road. I got it sanded, he put one chain on and managed to get back out onto the sand and thrashed his way up the hill. It doesn't happen too often but it happens every once in a while.

**Doug Reoch:** I would just like to know, this is a personal desire. I'd just like to know that if this road does start to show signs of problems that the people that wanted the permit will stand behind taking care of the road. Because this town doesn't want the expense, I know that. Because, it's just a blank permit. That's my biggest concern is this road.

**Mayor Farrens:** I don't think it's really going to damage the road with less weight per axle.

**Doug Reoch:** Well if they start chaining up. I remember what it looked like in front of the Mill a few years ago. I could've brought you some nice pictures.

**John Nelson:** So do I.

**Doug Reoch:** I don't want to go back there ever again.

**Susan Kiebert:** I would suggest writing those concerns on this piece of paper.

**Mayor Farrens:** Yep, we've got those papers, you can fill out, but you have to get them back to us by March 22<sup>nd</sup>.

**Tim Narvaez:** And attend that meeting tomorrow night, share your comments, write them down.

**Susan Kiebert:** With ITD.

**Tim Narvaez:** Absolutely. And find out the statues.

**Kermit Kiebert:** What's your area of impact here with respect to planning? You know your area of impact with the City?

**Susan Kiebert:** The City.

**Kermit Kiebert:** But you'd have jurisdiction of the speed limit through that as well.

**Susan Kiebert:** But this is the only designated local route.

**Kermit Kiebert:** But even if they didn't have trucks on there. You're running 45mph from Bronx through oh, that's the area of impact from Ponderay, you hit that 45 an hour sign, which is a little asinine. People don't see it. Same with Sweet Pea Byway you got to drive 45mph on that stupid thing, when everybody's driving past you at 55mph.

**Susan Kiebert:** It's not a stupid road, it's a stupid speed.

**Kermit Kiebert:** But anyway my point was if you've got jurisdiction if you're in there.

**Ken English:** It's all on one of our maps somewhere.

**Susan Kiebert:** Doug I really think tomorrow night it'd be really good for you since you are a trucker I think it'd be great to have you at that meeting. You can go anytime between 4 and 7. But the ITD guys are there and they're the ones that make the decision if this is all going to happen. They're going to have displays on the weight distribution of the trucks. I think we've all seen those. They're the guys that really can answer all the questions. I think as a trucker, it's great if you go.

**Doug Reoch:** It's just more than a question. I just want everyone to know how I feel about it because down the line, I'd just like to be sure now if the road starts getting tore up.

**Susan Kiebert:** And you are not the only trucker who feels this way. Right Chris? I think it's fair to say all the way from well District 2, Lewiston, as well as District 1 there have been a lot of truckers, some that you might know real well, that are not real pleased about this. But it is the law and we all have to abide by it. So I would encourage all of you tomorrow night.

**Mayor Farrens:** Any other comments?

**Delton Amoth:** I would think as the Council. Tim brought up a good point there, that if it's extended up to here, why wouldn't it be extended all the way to here.

**Susan Kiebert:** Because the application was filed by IFG and only went as far as this Mill.

**Delton Amoth:** So it's only IFG products that can be 129,000?

**Susan Kiebert:** Yes they applied for the permit. Unless somebody else, like Energy Logs, amends it.

**Chris Pease:** It's not only our products that are 129,000, it's only this route. It's the actual highway route. When we applied for it we had no need for it to go past Brink Street. So anybody theoretically can bring any product they want in on a 129,000lb approved configuration they just won't be able to travel past Brink Street.

**Doug Reoch:** But who polices it?

**Delton Amoth:** John?

**John Nelson:** Those trucks are supposed to know the routes and the beginnings and ends of all the routes they can take before they leave.

**Doug Reoch:** But who polices it?

**John Nelson:** Who polices it? Well if we caught one we could call the County Sheriff and they'd right them a big old ticket?

**Mayor Farrens:** And Dave Kramer is coming tonight, so that'd be a good thing to talk to him about.

**Susan Kiebert:** You could call the state rovers. The state rovers don't want trucks on non permitted roads. If you were having an issue, you'd call the state rovers, and they'd come sit there for a couple days and make sure they don't go past that designation.

**Terry Johnson:** Anybody hauling that 129,000 can go from that point A to point B without problem. They just can't go beyond it.

**Tim Narvaez:** Has Energy Logs been talked to at all, are they aware of what's going on? Of weight and stuff?

**John Nelson:** I know that Tom is aware.

**Mayor Farrens:** Yeah, Tom knows. I thought he was going to show up today.

**Chris Pease:** The biggest issue with Energy logs is where they travel. And if they are travelling to destinations that don't have 129,000, that doesn't do them any good. If I had to guess, I would guess Clark has destinations that make this prohibitive for him to really take advantage of the 129,000.

**John Nelson:** It would depend on where they are going. They do ship stuff to Salt Lake, if the 129,000 route went past where they're distributing to in Salt Lake they could probably use it. Really what they do when they are wanting to ship anything big, they will stuff a boxcar full in Spokane someplace and ship it that way.

**Terry Johnson:** Most people aren't really going to gear up their system for one or two hauls a year, that's for sure.

**Mayor Farrens:** No and a lot of their trucks go to Washington and into California too.

**Chris Pease:** From a local standpoint, you'd have to change his entire dump in order to handle 10 axle configuration with a pass through B train.

**Susan Kiebert:** The only other thing I would add is, there's going to be other applicants besides IFG. Doug Anders out of Idaho Falls wants to come up here. IFG isn't going to be the only applicant.

**Kernit Kiebert:** He might be looking at a load in a sawmill and heading for Salt Lake as well.

**John Nelson:** Once the routes approved.

**Kernit Kiebert:** If they get over to Montana on I-15.

**John Nelson:** Can they run 129,000 on I-15?

**Chris Pease:** Yeah. That's exactly what we're trying to do. Our Home Depot distribution center is .6 miles off of I-15. It's like once we get over to Montana on I-15 then the other end of the route will have to deal with what we're dealing with. It's .6 to get on and .6 to get off so they're I'm sure they're having the same kind of meetings.

**Delton Amoth:** So Doug Anders has to apply for the permit as well. So everybody that has the 129,000 has to apply for the permit too, if the route is approved?

**John Nelson:** If the routes approved each individual truck has to have its own permit.

**Steve Economu:** Is that a one time permit or once they get it is it good for?

**John Nelson:** Probably yearly.

**Steve Economu:** For a year. Ok.

**Delton Amoth:** So is Moyie selling the permit?

**John Nelson:** We are going to have the State take care of it for us.

**Chris Pease:** That's the opt in?

**Susan Kiebert:** That's the opt in.

**John Nelson:** That's too much work. If a 129,000 truck goes by here how do we know that he's permitted? That's one of the questions we've had.

**Delton Amoth:** I'm sure they've been by here already.

**John Nelson:** We've had one. We asked him to come. He wasn't loaded at 129,000 though.

**Mayor Farrens:** Any other comments? No. So at this time if there are no other comments, I'd like to close the public meeting. Ok public hearing is now closed.

**Steve Economu:** 20 minute recess.

## **CITY OF MOYIE SPRINGS REGULAR MEETING March 8<sup>th</sup>, 2017**

Mayor Farrens call the regular meeting to order. Present were Council members Heathers Andrews, Steve Economu, Terry Johnson, Tim Narvaez, Public Works Supervisor John Nelson, Fire Chief Ken English and City Attorney Dan Featherston

**Signed In:** Doug Reoch, Mayor David Sims from Bonners Ferry, County Sheriff Dave Kramer, Ginger Perrenoud, Bill Maestretti, Dennis Weed with EDC, Amelia West, Robert Richel, Robert Swafford, and Oliver Andrews.

**Prior Minutes Approval December 7<sup>th</sup>, 2016:** Discussed the minutes of the regular meeting and Public Hearing from December 7th, 2016. Mayor Farrens entertain a motion for approval. A motion was made by Terry Johnson and seconded by Steve Economu to accept the minutes. Motion carried.

**Prior Minutes Approval December 27<sup>th</sup>, 2016:** Discussed the minutes of the special meeting from December 27th, 2016. Mayor Farrens asked for questions or comments. Steve Economu made notice of a typo of mad should be made. Mayor Farrens entertain a motion for approval. A motion was made by Steve Economu and seconded by Terry Johnson to accept the minutes as corrected. Motion carried.

**Prior Minutes Approval January 4<sup>th</sup>, 2017:** Discussed the minutes of the regular meeting from January 4th, 2017. Mayor Farrens asked for comments or questions and if not to entertain a motion for approval. A motion was made by Heather Andrews and seconded by Steve Economu to accept the minutes. Motion carried.

**January 2017 Financials Approval:** Mayor Farrens asked the Council to review the January 2017 financials. Mayor Farrens asked for comment or questions. Steve Economu asked what the office sewer line was. Donna Wilson-Funkhouser explained that the office bills were split between the different departments the same as the utilities for water, sewer, city, fire and roads. Mayor Farrens entertain a motion to accept the financials. A motion was made by Heather Andrews and seconded by Terry Johnson to accept the January financials. Motion carried.

**February 2017 Current Financials Approval:** Mayor Farrens asked the Council to review the current financials from February 2017. Mayor Farrens asked for comment or questions on the current financials. Terry Johnson asked about the 90 days past due in the water & sewer accounts receivables. Terry Johnson asked where we were at with the Millers. He said that something needs to happen to get the bad debt paid on. Donna Wilson-Funkhouser said that the Millers had made a couple of payments on that account. Steve Economu suggested that we move forward with getting payment. Steve Economu asked Dan Featherston if he had started the proceeding to collect on the debt. Steve said that he had thought we had discussed in starting proceedings in December. Dan Featherston stated he had not but could if given the information. Steve Economu asked Donna Wilson-Funkhouser if anything had been done with the estate. Donna Wilson-Funkhouser said nothing had been done in over a year and then that they had made a couple of payments. Dan Featherston said they could be sent notice for collections with attorney fees. Dan Featherston that it has been done previously by the Council. Steve

Economu said it was time to start the collection since the bill was approaching \$2000. Mayor Farrens said that he would entertain a motion to start proceedings. A motion was made by Terry Johnson and seconded by Steve Economu to have Dan Featherston start the collection proceedings on the overdue water account. Motion carried. Mayor asked if there were any further questions or comments if not would entertain a motion to accept the current financials. A motion was made by Terry Johnson and seconded by Steve Economu to accept the February financials.

**Dennis Weed – EDC:** Dennis Weed spoke about not getting the Union Pacific grant, the ambulance service got the majority of it, and another small portion was given to some other organization in the County. Dennis Weed wrote a letter to Union Pacific about providing funds to move the Fire Department. Dennis Weed also wrote to Shawn Keogh about assisting with UP and the request for funds. The same letter was sent to Chris Pease at IFG in case they contact him regarding it. Dennis Weed expects a response in the next couple weeks. He will inform the Council when he hears back. Dennis Weed also spoke about the AT&T tower. Heather Andrews said when she discussed with Dennis Weed after the last meeting; she said that she was asking what she needed to do. Dennis had told her to that it was not just Moyie Springs but have all the County residents call AT&T. She believes there needs to be a petition passed out through Boundary County about the poorly working tower. Dennis Weed agreed that the more people who call and put pressure on AT&T the more likely it will be fixed. He also said there are 4 electrical boxes so 4 companies can have their cell service on that same tower. Doug Reoch asked why the tower does not have a light on it, he questioned if that was safe. John Nelson said there is no power to it and believes there is a height regulation for towers that require lights and it is below that height requirement. Mayor Farrens asked who was going to write the petition. Dennis Weed said he would write the petition and get it to the Council. County Sheriff Dave Kramer said he would also write a letter supporting it and get it out through social media via the public information officer of the County.

**Regional Sewer District with the County and City and City of Bonners Ferry- LOI:** Dennis Weed discussed the grant that is due for the sewer at the end of March or first part of April. Donna Wilson-Funkhouser said she believed the grant was already turned in. Dennis Weed said that it was just the Letter of Interest that was turned in. He is going to call Jesse Herndon to make sure the grant gets done and submitted. Mayor Farrens asked Dennis to tell everyone what was discussed on the previous phone call with Jesse Herndon of Mountain Water works, Boundary County, City of Bonners Ferry, DEQ, and City of Moyie Spring about putting in an LOI for a regional sewer study to include Bonners Ferry, Moyie Springs, and the County three mile area. Dennis Weed said the study would take a look at these 3 areas individually and as well as a whole system. The LOI would state the intent to apply for a grant to make a regional study to get a total cost for all the options in order to not raise sewer costs above the range they are in now. The County would take the lead and the Cities of Bonners Ferry and Moyie Springs would attach onto it. If the grant is approved, which is likely, we would know by July and the study would be completed within a year most likely. Steve Economu asked about the meeting between the 3 entities that was discussed in December. Dennis Weed said he will ask about setting up that meeting at the City of Bonners Ferry next meeting. Donna Wilson-Funkhouser said a letter of agreement was sent to the City of Bonners Ferry and DEQ about the regional system. Dennis Weed said he will bring it up at the Council meeting of Bonners Ferry to get that meeting scheduled.

**Additional Comment:** Steve Economu asked if Dennis Weed knew anything about what was going to happen to the Akins Harvest Foods building. Dennis said he believes there is quite a bit of interest in the building and that he believes a business will come in within 2 months since the interest is so high. Steve Economu asked about the Pape Machinery building. Dennis said there has been some interest about splitting up the acreage that goes along with that property, but is unsure about the future of the building.

**Dog complaints at 423 Westwood:** Mayor Farrens asked who should start the discussion. Donna Wilson-Funkhouser suggested the Robert Richel. Robert Richel said he had discussed this before at a Council meeting but in the last couple months while he has taken his dogs for a walk on a leash they have been attacked by dogs not on a leash. One incident his dog had to have stitches which he paid for. Robert Richel said he believes there are ordinances against these things and that this is a safety issue. He just wants enforcement on the ordinances that are in place and/or education about dog laws. Mayor Farrens asked County Sheriff Dave Kramer to comment. Dave Kramer said he made a note and will look into it. He asked Robert Richel if it was the same dogs at the same address or if it was multiple dogs and owners. Robert Richel said that the main offenders have left but there is no shortage of other dogs roaming free. Heather Andrews made a suggestion to carry pepper spray to spray the dog if it starts to attack. She said this was done to her dog when he escaped and he learned his lesson and she apologized to the people who sprayed her dog with pepper spray. Mayor Farrens said it was now the turn for Amelia West to speak. Amelia West said the dog in question was her parents, they have since moved out. She said it was frustrating to her and she put in a fence on her property and asked her father to fence the dog, but he did not listen. She apologized to Robert Richel and reassured him that the attacks would no longer happen and he was welcome to walk near her house again. Amelia West also said she has seen other loose dogs out. Robert Richel thanked her for her apology but agreed that the loose dog issues were not resolved. Robert Richel said that there is not a lack of other dogs. Mayor Farrens said he also lives on Westwood and that if Robert Richel called when the dogs were out he would help locate the owners and call sheriff County Sheriff Dave Kramer. County Sheriff Dave Kramer said the best way to resolve it is to be neighborly and discuss any issues calmly with the owners. Tim Narvaez asked if the City has a leash law. Heather Andrews said there are no leash laws. Mayor Farrens agreed but said there is a nuisance ordinance, and it could be enforced if the dogs turn into a nuisance. Dan Featherston said there is an ordinance but the enforcement of the ordinance is the issue. Tim Narvaez commented that basically that the County Sheriff's Office is the enforcement. Heather Andrews told of a prior incident in the City. Heather Andrews said that he should take a photo with his cell phone and try to identify the owners of the dog, and if that doesn't work then to make the issue known. She said you have to complain to the City Council and the Sheriff; so that there is a complaint on file. County Sheriff Dave Kramer suggested Donna-Wilson-Funkhouser send out a note when she does her billing about the laws and ordinances concerning dogs. Heather Andrews made a motion to have Donna send out a flyer. Mayor Farrens entertain a motion for the flyer. A motion was made by Heather Andrews and seconded by Steve Economu to send a full page flyer with the next billing regarding dogs in the city limits. Motion carried.

**County Sheriff – David Kramer:** Mayor Farrens asked County Sheriff Dave Kramer if he had any specific reason for attending the meeting. Dave Kramer said just trying to be more present at various meetings throughout the County and to be available. He also said he has been patrolling in Moyie Springs recently. Davie Kramer said he would welcome questions and comments but would suggest waiting until after all the meeting agenda was finished.

**Mike Baker – Construction Plans:** Mayor Farrens asked what the Council wanted to do regarding Mike Baker. Steve Economu asked why Mike was not here. Donna Wilson-Funkhouser said he had called and was in Portland with his wife. She has cancer and was getting some treatments there. Steve Economu said he would personally not like to take action against someone who is helping a family member with cancer until the situation was resolved. Tim Narvaez asked if he was in violation. Steve Economu said the only violation he has now is not providing the Council with a set of plans. Tim Narvaez agreed to leave the situation alone until his family issue was resolved. Mayor Farrens agreed. Terry Johnson added that if Mike Baker did try to sell the property; that any prospective buyers needed to be aware of the issue with his trailer and its being in violation and its need to be resolved. Steve Economu said that he did not know if that was an issue for the Council. Terry Johnson said it was the Council that has allowed the trailer. Steve Economu agreed and said that it would be prudent and that the

Council would need to let any prospective buyer of the property aware of that violation. Donna Wilson-Funkhouser suggested we move him to the agenda of the next regular meeting. Mayor Farrens and the Council decided to table the issue until the next regular meeting.

**Doug Reoch – Utility Easement – Request to be Gated – 37 W. Railroad St:** Mayor Farrens addressed Doug Reoch. Doug Reoch presented the Council some pictures and a map of his property. He wants a gate and easement on the back of his property for security. He doesn't want anything to be stolen because he's had some undesirable people back there that were visiting his neighbors. He has not done it because the City has an easement across the back of his property for a water meter, water lines, and a fire hydrant. He would allow the City access even if the gate was closed. He needs the City's approval. Doug Reoch said that there is a fire hydrant right on the property line. Doug Reoch said that the fire hydrant would be right in front of the gate. Ken English questioned asked about the snow and if the gate could be opened in winter to access if there was a fire. John Nelson stated that it was not used in winter anyway. John Nelson said it's not used in weather, and if needed they would be able to get equipment in there to access it in the winter. Steve Economu asked if the easement was used to access any other houses. Mayor Farrens said no. Doug Reoch said he researched who had access to his property and found out it is just the City of Moyie Springs and said he couldn't just put a gate up without a lock because the people accessing and going thru his property would not be stopped by an unlocked gate. Heather Andrews asked if there was a sign posted by the City that said City access only. John Nelson said there is a sign that says Fire Lane. John Nelson also stated it is just a water line right of way. Doug Reoch said it used to be an alley. John Nelson suggested a lock with a combination on it and provided the code to the City and if the code was changed to notify the City. Doug said that would be no problem. John said he could walk instead of using the four wheeler, if Doug Reoch requested it. Doug Reoch said he does not mind if John Nelson uses a four wheeler. Mayor Farrens asked if John Nelson saw a problem with allowing the easement to be gated. John Nelson said as long as the gate was maintained and the city allowed access. Steve Economu asked if the gate would affect any other property owner back there. Doug Reoch said the Stephens. Steve Economu asked if they would have a problem with it. Doug Reoch said he didn't believe they would. John Nelson said they do not have an easement but it should not be an issue as long as the gate can be opened easily and if a fire truck could be driven through it for safety reasons. Tim Narvaez asked Dan Featherston if a legal precedence was being set here by the City. John Nelson said there was a water easement behind the Mesenbrink's gate as well. Tim Narvaez said there was no fire hydrant behind the Mesenbrink's gate. Mayor Farrens and John Nelson corrected him and stated there are 2 fire hydrants behind the Mesenbrink's gate. Dan Featherston said if the City agrees to a restriction or condition on our easement we have for a specific reason like utility and fire access. Doug Reoch said he has no issue with the City accessing it and doesn't want to decline the City's access. Dan Featherston said he would recommend that these conditions be stated in the motion to protect the City of Moyie Springs and Doug Reoch for access for utility and fire access. Terry Johnson said that her didn't see a problem as long as John Nelson approved. Steve Economu said the motion should include that the gate be maintained at all times, and that if a lock is used, the combination be provided to the City. Heather Andrews made the motion and Terry Johnson seconded to allow Doug Reoch to put a locked gate across the utility easement at the back of his property located at 37 West Railroad Street, under the conditions that Doug Reoch will maintain the gate, that the gate will have clearance and also give the City access and the combination to the lock. Motion carried.

**Robert Swafford** asked if he could ask a question in regards to the easements as he is a new property owner in the City. He said that his neighbors had told him that there had been some utility work done and he wants to build a fence. Robert Swafford said that he was looking around property markers and he saw rebar sticking up out of the ground on just tossed. John Nelson asked where the property was located. Robert Swafford said 379 Westwood. John Nelson said the rebar is not marking property lines he put them in to mark the water line and nothing to do with property corners. He said the property markers on Westwood are buried for some reason.

Robert Swafford asked if the surveyors, says that they are corner markers, who is suppose to pay for the surveyors to reestablish. John Nelson says that he is extremely careful and stays clear away from them. John Nelson also suggested that he call 811 for a locate if he is digging. Steve Economu asked how tall the fence was going to be. Robert Swafford said 8 feet. Steve Economu said he'd have to get a permit from the City of Moyie Springs. Donna Wilson-Funkhouser said he already has gotten the permit.

**Obtaining City Records & Lack of Quarterly Finance Postings:** Mayor Farrens said there is a letter on the very last page of the book from Rosanne Smith. He said she will be at the next meeting. Donna Wilson-Funkhouser suggested the letter be read aloud regarding lack of timely reporting and obtaining city records. Mayor Farrens had talked with Rosanne Smith and she would be at the next meeting. Mayor Farrens read the letter aloud. Heather Andrews said Donna Wilson-Funkhouser is following Idaho code. Heather Andrews read the Idaho code 74-205 regarding minutes. Tim Narvaez asked if Rosanne's letter should be dissected and discussed by number and get justification. Heather Andrews agreed that could be done but is unsure what Rosanne's specific complaint is and stated that this has been discussed repeatedly. Dan Featherston said the allegations are open ended and the time frame violations are not specific. Dan Featherston said that he could send her a letter in response to get her to go into more specifics at during her response at the next meeting. Tim Narvaez said that her reference to transcription services is unnecessary since it was just mentioned in a meeting and is not actually being pursued. Ken English questioned as the email received from Rosanne Smith to be read by Ken as to inform the Council she would be absent at this meeting and to discuss her previous letter. Ken was not sure why he was chosen by Rosanne as did not have concerns regarding it. Mayor Farrens stated he was unsure why but thinks this item should be tabled until the next meeting.

**State of Emergency (Idaho Code 46-1011) Resolution 2017-02-01 - February 7<sup>th</sup> – Snow:** Mayor Farrens stated that he had put a State of Emergency in place for the City on February 7<sup>th</sup>, 2017 and made a resolution to permit this for the heavy snow fall. The total cost for the week with the major snowfall was \$5166.00. Steve Economu said that amount was not terrible bad and was acceptable and good considering the amount of good we did for the City residents. Mayor Farrens stated that the City just wanted to make sure those that needed help got help. Tim Narvaez stated that that money would have to be found or made in the budget somewhere else. Steve Economu said there was only one incident of damage done by the City; a skylight on a garage was damaged because workers were unaware that it was there, it cost \$41 to repair. Tim Narvaez asked if the declaration was only for government buildings only. Donna Wilson-Funkhouser said that she had checked into federal aid; and if the City would have just help with government buildings that the City could have asked for Federal aid but since the City did help private residents and individuals, that the City could not apply for government aid. Tim Narvaez clarified that it was non reimbursable. Donna Wilson-Funkhouser said there is another form of aid that the City could try and get. Tim Narvaez suggested another flyer to educate City residents that this Community pulled together and helped one another out. Donna Wilson-Funkhouser said that was a good idea in theory but she has had people since that week try to get help and/or reimbursed for people they had paid to shovel because they were unaware that the City was doing it. She doesn't want to open up the City because the City could only help during that week of the emergency. Heather Andrews said the when Mayor Farrens made that Resolution it was agreed that the City would help veterans, the handicapped, and those we knew needed the help. Donna Wilson-Funkhouser stated that also the City couldn't solicit that they were helping people; people had to call and ask for that help. Mayor Farrens agreed. Mayor Farrens said that he would entertain a motion for the notice. A motion was made by Heather Andrews and seconded by Terry Johnson to put a notice out to thank the residents for helping out during the heavy snow. Motion carried.

**Volunteer Fire Department Report:**

**January**

**2017:** Ken English reported the following: January 1<sup>st</sup> -Ambulance Assist – 144 Moyie Street; January 13<sup>th</sup> –

Ambulance Assist - 133 Canyon View; January 18<sup>th</sup> – Slide Off – Mile Post 68.8; January 19<sup>th</sup> – Slide Off Moyie Hill on Roosevelt Road; January 24<sup>th</sup> – Assisted Law in Stand Off; January 27<sup>th</sup> – Ambulance Assist (false call)  
**February 2017:** Ken English reported that there were no real fires and the following: February 1- LEPC Meeting, February 5<sup>th</sup> – Ambulance Assist -149 North Elk Road; February 8<sup>th</sup> - Wreck ; February 12<sup>th</sup> – Wreck – Hwy 2 & Division Street; February 14<sup>th</sup> - Hwy 2 & Elk Road – Car vs Deer; February 19<sup>th</sup> Standby for Police – Pear Street.

**Water & Sewer Report:**

**January**

**2017:** John Nelson reported we pumped a total of 4,859,100 gallons; the high on the 31st of 232,300 gpd, the low on 2nd of 95,400 gpd, with an average of 156,745 gpd, for the month of January, 2017.

**February 2017:** John Nelson reported we pumped a total 5,120,100 gallons; the high on the 10<sup>th</sup> of 388,900 gpd, the low on 6<sup>th</sup> and the 9<sup>th</sup> of 0 gpd, as they were not read do to the snow and he was busy plowing snow. The average of 196,927 gpd, was for the month of February, 2017.

John Nelson said Terry brought up that we should close South Division and possible North Division to loads this time of year. John stated he would need some sort of authority to do that. Steve Economu stated that John's predecessor used to close Division every year. John Nelson asked how. Steve Economu said he was unsure but it would be in the minutes, he does know there were signs up though. Steve Economu suggested John ask Bob Fluid because he used to get irritated by the road closure because he would forget and come in with his log truck; and he was Mayor then and he might remember. Steve Economu said that it was a good idea to close them down again. Terry Johnson said that it is a brand new road and not a double layer road. This year is an extreme year. John Nelson said that Clint Kimball had concerns about the road edges and road shoulders. Tim Narvaez asked what size truck or weight would that prohibit, and that it includes garbage trucks, propane trucks. John Nelson said any load including pickups, all loads. John Nelson said that the County will issue a variance permit, and that they are free. John Nelson asked County Sheriff Dave Kramer how much a ticket was for the road limit violation. Dave Kramer said that mostly they are throw out because they don't have scales to prove violation but they are trying to get some determination of what extinguishes a load and looking for guidance on this. Terry Johnson said that the City is improving the roads year after year and has spent \$108,000 and didn't want to see it go down the road; due to a couple of trucks when it a soft time of year. Tim Narvaez questioned if certain trucks are allowed due to necessity. Heather said that usually there was a time frame when trucks could run. Terry Johnson said yes, that there are permits allowing permits on the freezing temperatures and limit the time that they can haul. Donna Wilson-Funkhouser asked if that was something Renee who does our variance permits could do or if it was something we would have to do. John Nelson said that it was an ongoing battle. Terry Johnson said that he thinks the City needs to close the roads to protect them. Mayor Farrens said that he would entertain a motion. A motion was made by Terry Johnson and seconded by Steve Economu to close North and South Division, Elk Street, East Railroad, and Cherry Street to all loads, but allowed with a variance permits, under John Nelson's discretion for break up. Motion carried. Bill Mastretti said there is damage on Elk Street made by Frederickson's garbage truck. Mayor Farrens said a call should be made to Frederickson's.

**Additional signers on Bank Account:** Mayor Farrens said that Steve Economu is going on the bank accounts as a signer, as President of the Council.

**Potlatch CD's 1, 2, & 4:** Donna Wilson-Funkhouser stated that the CD's will renew unless we decide to change them to somewhere else, but that Potlatch does have the best rates. A motion was made by Terry Johnson and seconded by Tim Narvaez to roll over the three Potlatch CD's. Motion carried.

**Misc. Business:**

- Mayor Farrens discussed scheduling a special meeting on March 22<sup>nd</sup> to begin to go over ordinances and to start with 19A. The meeting was agreed to be scheduled for 6 PM on March 22<sup>nd</sup>.
- Mayor Farrens stated that a motion needed to be made to give a written request for the safety study on Highway 2 to ITD. Steve Economu thought that was being done as individuals. Tim Narvaez asked if Susan Kiebert wanted individual and the City Council to give written requests to ITD. Mayor Farrens said yes it was to be individually and by the Council. A motion was made by Terry Johnson and seconded by Steve Economu for taking a written request to be taken to ITD the following evening to the ITD open house
- Steve Economu made everyone aware that the City now has flags present in the meeting area. He would like to have the Council do the pledge of allegiance at each meeting. A motion to say the pledge of allegiance right after the opening of each meeting was made by Steve Economu and seconded by Terry Johnson. Motion carried.
- County Sheriff Dave Kramer spoke about being more present in the City of Moyie Springs. He had a staff meeting about not just patrolling the highway, but also the back roads. He spoke about being more visible and accessible to the entire County and specifically Moyie Springs. Steve Economu asked if Dave Kramer could have a police vehicle parked in the City to discourage any criminal activity. Dave Kramer stated that he was working on streamlining the police vehicle fleet to ensure the vehicles are safe to drive. Dave Kramer also spoke about hiring his newest officer, Travis Stolley. Dave Kramer added that he is working on training for incidents and accident is working with the Boundary Ambulance to allow a higher level of service for also medical service. Dave Kramer discussed discouraging repeat visits to the jail due to increased luxury and comfort, but ensured that the prisoners would be safe and well taken care of. Dave Kramer discussed the hiring of Mike Meyer the new County Emergency Manager and said that Bob Graham has recently retired, and he hopes that the County Commissioners are putting something together for his years of service. Dave also discussed that he is currently building a wall at the Sherriff's office to increase the safety of the employees and to decrease the chances of a breach. Ken English asked Dave Kramer if he could ask the dispatchers to slow down when they call in order for him to hear the address/location more easily. Dave Kramer said his officers, including a retired homicide detective from San Diego, are also looking into cold case murders. Dave also said they are working with Bonner County to ensure there are female officers available if needed. Bill Maestretti asked who to contact if he would like to help with law enforcement. Dave Kramer said Detective Dave McClellan is the officer to contact and that there's an application to fill out as well. Bill Maestretti also asked what the County code is regarding discharging firearms. Dave Kramer said just off the top of his head he knew that they had to be in a safe area and also at a decent hour of the day. Ken English thanked Dave Kramer for his the job he was doing. John Nelson brought up that the previous County Sheriff was very rarely heard on the radio, but that Dave Kramer was on it frequently and thanked him for being present and available.
- Mayor Farrens asked John Nelson to be the representative for the BATT. John agreed. Council discussed who would be the alternate and agreed that Tim Narvaez would be the alternate.
- Donna Wilson-Funkhouser asked if any of the Council could or would attend the KVRI meetings and/or the South Boundary Radio meetings. Donna Wilson-Funkhouser asked if Ken English could attend the South Boundary Radio meetings for the City. Ken English agreed to attend the South Boundary Radio meetings. Heather Andrews agreed to attend the KVRI meetings.
- The Council members were given packets containing copies of the City's ordinance 19A and also on the County's road ordinances, for the Council to take home and review for the special meeting on March 22<sup>nd</sup> at 6PM. The Site permits were included for review as well.

- Terry Johnson said that he was working on the plaque for the Memorial for Bob & Ina Pluid on South Division Street. He has talked to Clint Kimball for the joint effort on the plaque and is going to talk to Bob Pluid to see what we would like to see on the plaque.

**Discuss and Pay Bills:** A motion was made by Steve Economu and seconded by Terry Johnson to pay bills. Motion carried.

**Adjourn:** A motion was made by Terry Johnson and seconded by Steve Economu to adjourn. Motion carried.

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Attest: City Clerk

