

# MINUTES–CITY OF ASHTON

## REGULAR COUNCIL MEETING

Wednesday, December 14, 2022

6:00 p.m.

714 Main Street

---

*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. Questions concerning items appearing on this Agenda 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*

---

**PRAYER OFFERED BY: John Scafe**  
**CALL TO ORDER & WELCOME**  
**PLEDGE LED BY: Jerry Funke**

**In Attendance:** Tom Mattingly, John Scafe, Jerry Funke and John Kaelberer. Councilwoman Hansen was not in attendance.

**Also, in attendance:** City Clerk Stegelmeier, City Attorney Angell, Detective Belew, P&Z Administrator Bowersox, Deputy Clerk Warnke, Kyle Jones, Nate Finley, Susan Sullivan, Jaden Jackson, Rachel Hatton and Sheryl Hill.

Mayor Mattingly welcomed everyone and opened the meeting at 6:00 pm.

### 1. CONSENT AGENDA: **ACTION ITEM**

*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 Meeting Minutes ~~11-09-2022~~, Special Meeting 9-28-2022
- B. **Treasurers Report** - As Submitted
- C. **Payables** – Bills for Council approval as a result of City expenditures
- D. **Employee Expenses** – As submitted

Councilman Kaelberer made a motion to approve the Consent Agenda as presented. Councilman Funke seconded the motion. The motion passed unanimously.

### Regular Business:

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

### 2. Utility Bill Discussion – Christi Spinner, Deputy Clerk Warnke **ACTION ITEM**

Deputy Clerk Warnke went over a report that she had prepared with the Council which showed the charges and the credit that was under consideration. Christi and David Spinner had bought a home which in the past had included a hair salon. There had been another owner between the hair salon owner and the Spinners. Christi came in to ask why the base rate on sewer was higher than normal. Deputy Clerk Warnke explained that it was because of the hair salon. Christi explained that there was no salon any longer. No one had informed anyone at the city office until now. Deputy Clerk Warnke is not allowed to give any credit further back than 30 days so she brought it to the Council. The council would need to put the credit of \$189.44 to credit the Spinner family for the time they have owned the home.

Councilwoman Funke made a motion to apply a credit of \$189.44 to the Spinner's account. Councilman Scafe seconded the motion. The motion passed unanimously.

### 3. American Dog Derby Discussion – Councilman John Scafe **ACTION ITEM**

Councilman Scafe announced that the American Dog Derby will be held February 17<sup>th</sup> & 18<sup>th</sup>. The committee would like to hold the race downtown if the snow conditions are good enough. The committee's plan B is to hold the weight pulls, etc. downtown and start the long races at Bear Gulch. They hope that the City will support them in their endeavors.

# MINUTES–CITY OF ASHTON

## REGULAR COUNCIL MEETING

### 4. Railroad Avenue Project Update – Marvin Fielding, Jaden Jackson, City Clerk Stegelmeier **ACTION ITEM**

Jaden Jackson explained that he is there to report that the project is done and the final pay request has been paid. The reason for the cost to be less than anticipated is that there was less rock excavation than estimated. All in all, the project looks good. City Clerk Stegelmeier explained that the Ashton Urban Renewal has paid the City for most of their portion of the project and will complete the payment as soon as possible. She also explained that the City has applied for another grant in order to complete the street further south.

### 5. Wastewater Screen Project Update – Marvin Fielding, Jaden Jackson, City Clerk Stegelmeier **ACTION ITEM**

Jaden Jackson reported to the Council that there is some testing needed on the effluent to determine the sizing for the screen, mixers and evaporators. He included an estimate for the laboratory costs. There is still the cost for the time to take the tests and for the delivery to the lab. The tests will take 4 to 6 weeks.

### 6. Water Study Update – Kyle Jones, City Clerk Stegelmeier **ACTION ITEM**

Kyle Jones is here to talk about the water study update. He brought some documents that will be needed for the DEQ to complete the grant. Kyle also brought Stephen Wolf who is with USDA Rural Development which has funding available to help with the cost of the study. The application and funding system is simple. Kyle will fill out the application with Stephen's help through the process. The grant is a reimbursement so the city will need to pay the engineer but the City will be reimbursed for the costs when the study is completed.

### 7. P&Z Report – P&Z Administrator Bowersox **ACTION ITEM**

P&Z Administrator Bowersox explained that there are not a lot of projects going on right now. She is just mostly just answering questions or pointing those inquiring to the city code. There has been someone who built a fence without a permit and will have to remove it. There is a good faith effort to get it done but with winter here she has given them an extension. The first building permit for the first four plex in the North Fork Estates project has been submitted to the City's Building Inspector so building may begin soon. She then reported that a P&Z Commission meeting was planned but on the City's website it is showing 'cancelled' written on the notice. Administrator Bowersox discussed the notice with City Attorney Angell and he said that proper notice has not been given so they will be moving the meeting to January 19<sup>th</sup>, 2023.

### 8. Scheduling – City Clerk Stegelmeier **ACTION ITEM**

City Clerk Stegelmeier went over the tentative schedule with the City Council.

### 9. Executive Session – City Attorney Angell **ACTION ITEM**

*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.*

(a) To consider hiring an employee wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need.

(f) To communicate with legal counsel for the City of Ashton to discuss legal ramifications of and legal options for pending litigation.

Councilman Kaelberer made a motion that the Council enter executive session. Councilman Scafe seconded the motion. Mayor Mattingly called a roll call vote: Councilman Funke, aye; Councilman Scafe, aye; and Councilman Kaelberer, aye.

The Council entered executive session at 7:23 pm.

# MINUTES–CITY OF ASHTON

## REGULAR COUNCIL MEETING

Councilman Kaelberer made a motion that the Council exit executive session. Councilman Funke seconded the motion. The motion passed unanimously.

The Council exited executive session at 7:29pm.

### **10.ADJOURNMENT**

Councilman Scafe made a motion to adjourn. Councilman Kaelberer seconded the motion. The motion passed unanimously.

The meeting ended at 7:30 pm.

Minutes respectfully submitted by Cathy Stegelmeier, City Clerk.

Attest

---

Cathy Stegelmeier  
City Clerk

---

Tom Mattingly  
Mayor