

MINUTES–CITY OF ASHTON

SPECIAL COUNCIL MEETING

Thursday, October 13, 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.*

PRAYER OFFERED BY: John Kaelberer

CALL TO ORDER & WELCOME

PLEDGE LED BY: Teresa Hansen

In Attendance: Tom Mattingly, Jerry Funke, John Scafe and John Kaelberer. Councilwoman Hansen was excused as she was ill.

Also, in attendance: City Clerk Stegelmeier, City Attorney Angell, Detective Belew, P&Z Administrator Bowersox, Nate Finley, Rhonda Bell, Andrea Simpson.

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 9-14-2022, 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 Funke made a motion to approve the Consent Agenda as presented. Councilman Scafe 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. Mayor Nominations for P&Z Commission – Mayor Mattingly ACTION ITEM

Mayor Mattingly nominated Trenna Howell, Rosie Owens, Nate Finley, Dallas Hill & Danya Liebert to serve on the City's Planning & Zoning Commission. Danya will serve as the commission for city's impact area. City Clerk Stegelmeier explained that the Council will still need to pass an ordinance at the next Council meeting in order to repeal the ordinance that allowed the Council to serve as the Commission and reinstate the new commission. So, at this time, the commission members may meet for training but will not be meeting as a Planning and Zoning Commission until the new ordinance is passed.

Councilman Scafe made a motion to approve the mayor's nominations. Councilman Kaelberer seconded the motion. Mayor Mattingly called for a roll call vote: Councilman Funke, aye; Councilman Scafe, aye; Councilman Kaelberer, aye. The motion passed unanimously.

3. ~~Public Hearing: FY2022 Budget Amendment~~ ACTION ITEM

City Clerk Stegelmeier spoke with the Council asking them to check the dates, etc. on the new notice for hearing. The hearing was cancelled because she had changed the date on the notice to the 13th but had not changed the day to Thursday. They will get back with her if they find any typos, etc.

4. 2023 Liquor License – City Clerk Stegelmeier ACTION ITEM

City Clerk Stegelmeier explained that Family Dollar has brought in the completed application with the required materials and payment.

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Councilman Kaelberer made a motion to approve the 2023 wine and beer license for Family Dollar. Councilman Funke seconded the motion. The motion passed unanimously.

5. Horse Question – Mary Curren

Mary was not present so Mayor Mattingly moved on to the next item.

6. Railroad Avenue Project Update – City Clerk Stegelmeier **ACTION ITEM**

City Clerk Stegelmeier updated the Council from the construction meeting earlier in the week. Dr. Toenjes had spoken to the Mayor, Stacey Dexter (with Ashton Urban Renewal Agency) and Todd Martindale about his concern about drainage on the completed project area near his property. After speaking with the engineer and contractor, it was determined that a drain would be added near Dr. Toenjes' property running back to the drainage system that the contractor has already installed. The engineer and Todd met with Dr. Toenjes and explained the solution. The project is on schedule and should be finished on time.

7. Sign Safety Project Update – City Clerk Stegelmeier **ACTION ITEM**

City Clerk Stegelmeier explained that she has been touch with LTHAC and they are still working though their process. They will send the signs, posts, etc. to the City and the City will install them.

8. Visitor Center Discussion – City Clerk Stegelmeier, Abby Rossman, Adam Zaragoza, **ACTION ITEM**

Adam Zaragoza met with City Clerk Stegelmeier earlier in the day. The Idaho Parks and Rec Department is offering to pay \$500/month on a lease to purchase. There is still a lot to be worked out but the board for the his department is meeting soon so he wanted to see if this amount would work to start the process. There will still need to be an appraisal and other items worked out prior to completing a formal contract, etc. Their intent is to man the Visitor Center year-round and he works with Hagerman and other cities. He would be willing to work with the Chamber and everyone to showcase local businesses. Adam said that those stopping there are looking for that sort of information. City Clerk Stegelmeier said there would need to be coordination with the Fremont County Historical Society and some other on the displays that are at the Center, etc. as things go forward. Councilman Funke asked who built the Center. City Clerk Stegelmeier explained that it was a group called Ashton Area Development. They built it through a partnership between them, the Forest Service, Fremont County Parks & Rec, Idaho State Parks and Rec and the Ashton Area Chamber of Commerce. When they disbanded, City Clerk Stegelmeier helped with that process, they asked the City to take over the Visitor Center property and gave their office equipment, etc. to the Ashton Archives.

9. P&Z Report – P&Z Administrator Bowersox **ACTION ITEM**

Administrator Bowersox did not have a report at this time.

10. Barking Dog Ordinance Discussion – Chief Griffel, City Clerk Stegelmeier

City Clerk Stegelmeier explained that in the packet there is a copy of St. Anthony code which the police would like to add to Ashton City Code. She asked if they would look it over and bring feedback to the next meeting. The only concern that City Clerk Stegelmeier has some concern about the fee schedule. There will also need to be a public hearing prior to any fees being included. Next month they will discuss this again and possibly do the public hearing, etc. at the December meeting.

11. Parking Ordinance Discussion – Chief Griffel, City Clerk Stegelmeier

City Clerk Stegelmeier said that this is similar to the dog ordinance above. The item in the packet is a Fremont County ordinance. She would ask that they bring their thoughts back to the next meeting. City Attorney Angell asked if this was meant to be an ordinance specifically for winter. Chief Griffel replied that it

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is meant to be a year-round ordinance. Right now, the city has ordinances for parking for snow removal and at Main Street but nothing that covers parking on the actual street surface/asphalt. The council will discuss it at the next meeting.

12.Scheduling – City Clerk Stegelmeier **ACTION ITEM**

City Clerk Stegelmeier went over the schedule with the Council. City Attorney Angell explained that there will need to be a public hearing on the ramp appeal at the November meeting and reminded the Council that it is a quasi-judicial hearing so the Council should not discuss it with anyone prior to the actual hearing.

13.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.

(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 to enter executive session. Councilman Scafe seconded the motion. Mayor Mattingly called for a roll call vote. Councilman Funke, aye; Councilman Scafe, aye; Councilman Kaelberer, aye. The motion passed unanimously.

The Council entered Executive Session at 6:26pm.

Councilman Kaelberer made a motion to exit Executive Session. Councilman Scafe seconded the motion. The motion passed unanimously.

The Council exited Executive Session at 6:33pm

14.ADJOURNMENT

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

The meeting ended at 6:34 pm.

NEXT MEETING

- ◆ Regular City Council 6:00 p.m. – Wednesday, November 9, 2022 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.

This meeting will take the place of the regular council meeting scheduled for October 12th.

Minutes respectfully submitted by Cathy Stegelmeier, City Clerk.

Attest

Cathy Stegelmeier
City Clerk

Tom Mattingly
Mayor