

REGULAR COUNCIL

March 5, 2018

Mayor Kling called the meeting to order at 6:30 p.m.

Clerk made note that Councilmembers Skaug, Haverfield, Levi, Hogaboam, Bruner, and Rodriguez were present.

Mayor Kling presented a request to amend the agenda by removing item #15 - 1st Reading of Ordinance for Annexation and Zoning to RS-22 at 1602 Southside Blvd. for Jason and Angela Richardson was no longer postponed due to lack of supporting documentation and by removing item # 29 - Award bid and authorize Mayor to sign contract for the FY18 Storm Drain Repairs Zone D – South Elder St. project with CWE, LLC. in the amount of \$137,978.00 and by adding discussion for council and mayor on the NDC Board selection process.

Mayor Kling asked the question if we were able to add an item to the agenda after hearing the training.

City Attorney Aaron Seable said that according to the training that we just received from Mr. McNall from ICRMP it is a difficult process from the Idaho Code to determine how the Council can properly without violating the Open meetings law, call for a meeting. The law says three or more Councilmembers can add something to the agenda, but communicating between three or more councilmembers outside of this setting is difficult to do without violating the law so his recommendation was an item can be placed on the agenda particularly for council communications such as this, but yes an item can be added.

Mayor Kling said to a future agenda but help me understand the notification process, that there is a notification that has to take place.

Aaron Seable said in the way that he phrased it, his recommendation was that a discussion could occur about adding the item to a future agenda so it could be discussed more fully.

MOVED by Haverfield and **SECONDED** by Skaug to **approve** the **amendments** to the agenda. The Mayor asked all in favor say aye with all Councilmembers voting **AYE**. The Mayor declared the

MOTION CARRIED

MOVED by Haverfield and **SECONDED** by Hogaboam to **approve** the **Consent Agenda as presented**; Regular Council Minutes of **February 20, 2018**; **Bicycle and Pedestrian Advisory Committee Minutes**; **Board of Appraisers Minutes**; **Airport Commission Minutes**; **Planning & Zoning Commission Minutes**; **Library Commission Minutes**; **IT Steering Committee Minutes**; **department reports, bills paid**; The City Council dispenses with the three (3) reading rule of Idaho Code § 50-902 for all ordinances; **final and preliminary plat approvals**: 1) Southern Ridge Subdivision No. 3 on the north side of E Locust Lane, east of Clear Springs Subdivision No. 2. (Located in the SW ¼ Section 1 T2N R2W BM – 25 dwelling units on 7 acres for 3.57 dwelling units/gross acre) for Kent Brown representing McMaster Limited Partnership; 2) Timbercreek Subdivision No. 2 on the west side of S Powerline Rd, between East Iowa Ave and the Elijah Drain (Lot 15, Block 1 of Timbercreek Subdivision No. 1 – Amended, on file in

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Book 46, Page 24, records of Canyon County, being situated in a portion of the NE ¼ of Section 34 T3N R2W BM – 68 buildable lots on 4.51 acres for 15.07 lots/gross acre) for Horrocks Engineers, Inc, representing Timbercreek Partners, LLC; 3) Lava Springs Subdivision No. 5 on the south side of E Locust Lane, south of Lava Springs Subdivisions No. 2 and 4 (A portion of the NE ¼ of Section 11 T3N R2W BM – 49 dwelling units on 13.54 acres for 3.62 dwelling units/gross acre) for Schultz Development, LLC, representing Quatro Properties Nampa, Inc; **Authorize Public Hearings:** 1) Modification of Zoning Development Agreement between Greenbriar Estates, LLC and the City of Nampa, recorded 05/12/2005 as Inst. No. 200526040 changing the use from that of exclusive RV Storage to 5 Residential Lots, 2 RV Storage Lots and 1 Common Lot for access to all; and Subdivision Short Plat Approval for Greenbriar Estates Subdivision No. 3 in an RP (Residential Professional) zoning district on proposed W Bayberry Lane for a 1.7-acre portion of the SW ¼ of Section 4 T2N R2W BM), for John Esposito. (DAMO-00018-2018 and SPS-00014-2018). (Planning and Zoning Commission recommended denial); 2) Modification of Zoning Development Agreement Amendment between Regal Development, LLC and the City of Nampa recorded 11/7/2008 as Inst. No. 2008059426 amending and reinstating the Original Development Agreement for Pheasant Meadows Subdivision to include a new Preliminary Plat and additional annexed property to expand the subdivision to 101 buildable lots and 10 common lots on 30.3 acres. (A portion of Tracts 9, 10, 13 and 14 and a portion of the vacated rights-of-way adjacent to Tracts 10, 13 and 14 of Nampa Orchard Tract Co Subdivision as filed in Book 2 of Plats at Page 48 records of Canyon County, Idaho and a portion of the NE ¼ of Section 25 T3N R2W BM), for Matt Schultz, representing Rocky Mountain District of Christian Missionary Alliance; 3) Annexation and Zoning to RS-7 (Single Family Residential – 7,000 sq ft) at 0 S Happy Valley Rd. (A 16.52-acre portion of Tracts 9, 10, 13 and 14 and a portion of the Vacated Rights-Of-Way adjacent of Tracts 10, 13 and 14 of Nampa Orchard Tract Co Subdivision located in the NE ¼ of Section 25 T3N R2W BM), for Matt Schultz, representing Rocky Mountain District of Christian Missionary Alliance; 4) Subdivision Preliminary Plat Approval for Pheasant Meadows Subdivision in an existing and proposed RS-7 (Single Family Residential – 7,000 sq ft) zoning district at 60 S Grays Lane and 0 S Happy Valley Rd. (101 single family lots on 29.81 acres or 1,298,408 sq ft for 3.39 lots per gross acre – A portion of Tracts 9, 10, 13 and 14 and a portion of the Vacated Rights-Of-Way adjacent to Tracts 10, 13, and 14 of Nampa Orchard Tract Co Subdivision as filed in Book 2 of Plats at Page 48, records of Canyon County, Idaho and a portion of the NE ¼ of Section 25 T3N R2W BM), for Matt Schultz, representing Second Chance Equity Partners, LLC; ; **Authorize to Proceed with Bidding Process:** 1) Semi-formal Bidding Process for the Western Regional Lift Station Pump Replacements; **Authorization for execution of Contracts and Agreements:** 1) Approve Memorandum of Understanding for Nampa Farmers Market to use Lloyd Square During their 2018 season; **Monthly Cash Report:** 1) None; **Resolutions:** 1) Disposal of Surplus Golf Property; 2) Destruction of Wastewater Treatment Plant Records; **License for 2018: Used Precious Metals** – None; **License for 2018: Pawnbrokers** None; **License for 2018: Alcohol** – **Gem Stop #32**, 11 S Midland Blvd, off-premise beer and wine; **Gem Stop #8**, 1400 Franklin Blvd, off-premise beer and wine; **Gem Stop #20**, 1520 S Middleton Rd, off-premise beer and wine; **Gem Stop #15**, 1604 2nd Ave So, off-premise beer and

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wine; **Gem Stop #10**, 323 Caldwell Blvd, off-premise beer and wine; **Gem Stop #11**, 4624 Amity Ave, off-premise beer and wine; **Albertsons #176**, 2400 12th Ave Rd; off-premise beer and wine; **Albertsons # 1602**, 715 12th Ave Rd, off-premise beer and wine; **Applebee's Neighborhood Grill & Bar**, 1527 Caldwell Blvd, on-premise beer, wine and liquor; **Brick 29**, 320 11th Ave South, on-premise beer, wine and liquor; **Ridge Crest Golf Club**, 3730 Ridgecrest Drive, on-premise beer, wine and liquor; **WingNutz**, 1228 N Galleria Drive, on-premise beer and wine; **Red Robin America's Gourmet**, 2222 Cassia Rd., on-premise beer, wine and liquor; **Texas Roadhouse**, 1830 Caldwell Blvd, on-premise beer, wine and liquor; **Greenhurst Chevron**, 3030 E Greenhurst Road, off-premise beer and wine; **Miscellaneous Items**: 1) None. Mayor Kling asked for a roll call vote with all Councilmembers present voting **YES**. Mayor Kling declared the

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Mayor Kling asked if there was anyone wishing to speak on any agenda item were: No one was wishing to speak on an agenda item.

Mayor Kling asked if there was anyone wishing to speak on any item that was not on the agenda: Robert Hall, 643 Queens Drive, from his irrigation and domestic water that were turned in to CBI a collection agent; Patrick Sullivan, House Bill 547 and Dangerous Buildings; Mr. Hal, 1505 West Tamarack Drive, people handing out pamphlets in front of the Library.

Item #13 – Auditors Report – Finance Director Vikki Chandler Report on the Financial Statements

Morgan Browning, Audit Manager with Eide Bailey explained we have audited the accompanying financial statements of the governmental activities, the business-type activities, the discretely presented component unit, each major fund, and the aggregate remaining fund information of the City of Nampa, Idaho (the City) as of and for the year ended September 30, 2017, and the related notes to the financial statements, which collectively comprise the City's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in Government Auditing

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Standards, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Opinions

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, the business-type activities, the discretely presented component unit, each major fund, and the aggregate remaining fund information of the City of Nampa, Idaho, as of September 30, 2017, and the respective changes in financial position, and, where applicable, cash flows thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Emphasis of a Matter

As discussed in the notes to the financial statements, the City had a significant change in reporting entity that occurred during fiscal year 2017 as a result of changes in legislation. The Nampa Development Corporation (NDC) is now reported as a discretely presented component unit in the City's financial statements. In the prior fiscal year NDC was reported as a blended component unit. This resulted in the restatement of beginning net position and beginning fund balance. Our opinion has not been modified with respect to this matter.

Other Matters

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis, the budgetary comparison information, the schedules of employer's share of net pension liability/(asset) and employer contributions as listed in the table of contents be presented to supplement the basic financial statements. Such information, although

not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Other Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the City of Nampa, Idaho's basic financial statements. The introductory section, combining and individual nonmajor fund financial statements, and statistical section, are presented for purposes of additional analysis and are not a required part of the basic financial statements. The accompanying schedule of expenditures of federal awards is presented for purposes of additional analysis as required by Title 2 U.S. Code of Federal Regulations (CFR) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, and is also not a required part of the basic financial statements.

The combining and individual nonmajor fund financial statements and the schedule of expenditures of federal awards are the responsibility of management and were derived from and relate directly to the underlying accounting and other records used to prepare the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the combining and individual nonmajor fund financial statements and the schedule of expenditures of federal awards are fairly stated in all material respects in relation to the basic financial statements as a whole.

The introductory and statistical sections have not been subjected to the auditing procedures applied in the audit of the basic financial statements and, accordingly, we do not express an opinion or provide any assurance on them.

Other Reporting Required by Government Auditing Standards

In accordance with Government Auditing Standards, we have also issued a report dated February 28, 2018, on our consideration of the City's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements

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and other matters. The purpose of that report is solely to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the City's internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with Government Auditing Standards in considering the City's internal control over financial reporting and compliance.

Councilmembers asked questions.

Vikki Chandler answered some of the questions.

Item #36 - Mayor Kling opened a **public hearing** for **vacation** of **right-of-way** for **Barbara St**, adjacent **Jacksons Food Stores at 612 Northside Blvd**, on the east side of Northside Blvd, south of I-84, within a BC (Community Business) and IL/RS (Light Industrial/Single Family Residential) zoning districts. The applicants own multiple parcels on both sides of the existing Barbara St Right-Of-Way, and propose demolishing the existing store and fuel canopies, constructing a new store and fuel canopies located further away from Northside Blvd, as well as street improvements in the existing unopened Ann Street Right-Of-Way, for Aspen Engineers, representing Jacksons Food Stores, Inc.

Lance Warnick, Aspen Engineering, 485 West Main, Kuna, presented the request.

Councilmembers asked question of the applicant.

Planning and Zoning Director Norm Holm presented the following staff report explaining that the request was for a vacation of E. Barbara Street -- between N. Ann Street and an adjacent alley that runs from E. Barbara Street to the intersection of Ann Street and E. Carol Street, and, is parallel to 6th Street North and north thereof (see attached "Zoning Vicinity Map") as part of a tear down and convenience store reconstruction effort by the Applicant – Jackson Food Store, Inc with Aspen Engineers, Lance Warnick located at 612 Northside Boulevard.

Applicable Regulations

Respecting right-of-way vacation requests, our code states that,

C. Vacations: Vacation approval shall be required in order to either erase some or all of an easement or right of way. Vacation approval shall be required in order to move the location of all or part of an already platted and recorded right of way or easement. Processing of vacation requests for easements and/or rights of way shall be executed in accordance with provisions of Idaho state code. Right of way vacations shall be done by ordinance of the city council and approved first by the same during a public hearing. Alternatively, a replat of a subdivision may also serve to vacate

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easements and/or rights of way when filed, approved by the city, and then recorded. (Ord. 4070, 10-7-2013)

General Information/Narrated Findings

Comes now the Applicant proposing to vacate the full, undeveloped, “unopened” [as stated by the Applicant’s representative] right-of-way of E. Barbara Street. The Applicant proposes the vacation to be able to use own the land devoted to the street space [area proposed for conversion to private property] to add to their commercial business site. This is in care and keeping with the condition, appearance and use of the street at present as noted by the Applicant’s representative, “...not developed with curb, gutter and sidewalk that is typical of many City streets. It is essentially ‘unopened’ right-of-way that visually appears to be just part of the driveways for the overall Jacksons site.”

State law indicates that, “Easements shall be vacated in the same manner as streets.” (§ 50-1325). Idaho Code Section 50-1321 requires that in order to vacate a street, among other prerequisites, “the owner or owners of the property abutting said public street...have been served with notice of the proposed abandonment in the same manner and for the same time as is now or may hereafter be provide for the service of the summons in an action at law.” This appears distinct from a situation where a plat is being proposed for vacation and wherein lie one or more utility easements wherewith a different set of notification requirements appertain (I.C. § 50-1306 (A) (5)).

Some time ago, the subdivision ordinance section of the City’s zoning code was amended with respect to vacation requests. Previously, the code indicated that Staff [could] review and approve utility easement vacation requests. In such cases we customarily opted for review by City Council given requirements in state law that govern notification of easement vacations viewed as potentially “trumping” our code. (Legal counsel approved of causing Council review of easement vacation applications after having met with Staff in January of 2013 to re-visit how we handle/process vacations of easements, etc.) In short, it was determined that convening a public hearing gives all interested parties/neighbors a chance to discover what is being proposed (concurrently satisfying State mandated notification requirements), and, to provide information/opinion regarding the endeavor to the City which may be of use/concern.

No set criteria govern the appropriateness of an easement vacation request, the decision being left to the discretionary judgment of the authority (in this case the City of Nampa) hearing the request. A need to protect or serve a public or other vital or prevailing interest (e.g., land access) may serve as rationale to reject a vacation proposal.

Opposition to the endeavor of the Applicant has not been raised by neighbors, City departments or outside agencies (see attached correspondence). Requirements should the vacation be approved have been proposed by varying agencies/departments and/or companies.

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Staff has no concerns about this request. We note the comments and/or requirements of City Engineering and other agencies/departments respecting this request (copies of correspondence items are hereafter attached).

Recommended Conditions of Approval

Should the City Council vote to vacate the land(s) associated with this application as described in certain documents and by exhibit(s) hereafter attached and made a part of this record, then Staff recommends that the Council condition their approval to vacate on Applicant/application compliance with the following Conditions of Approval:

1. That the Applicant shall comply with the requirement(s) of the Nampa Engineering Division as denoted in their memorandum dated February 13, 2018, authored by Jim Brooks (1 page -- copy hereto attached); and,
2. That the Applicant shall comply with the requirement(s) to the requested requirement from the Intermountain Gas Company as iterated in their letter of January 31, 2018, authored by Tyler Muzzana (1 page – copy hereto attached); and,
3. That the Applicant shall comply with the requirement(s) of Idaho Power as listed in their letter of February 15, 2018 authored by Angie Wood (1 page – copy hereto attached); and,

That the Applicant shall comply with requirement of CenturyLink as stated in their letter of February 22, 2018 authored by Karen Caime.

No one appeared in favor of or in opposition to the request.

MOVED by Levi and **SECONDED** by Haverfield to **close** the **public hearing**. Mayor Kling asked all in favor say aye with all Councilmembers present voting **AYE**. Mayor Kling declared the

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MOVED by Haverfield and **SECONDED** by Hogaboam to **approve** the **vacation** of **right-of-way** for **Barbara St**, adjacent **Jacksons Food Stores at 612 Northside Blvd**, on the east side of Northside Blvd, south of I-84, within a BC and IL/RS zoning districts. The applicants own multiple parcels on both sides of the existing Barbara St Right-Of-Way, and propose demolishing the existing store and fuel canopies, constructing a new store and fuel canopies located further away from Northside Blvd, as well as street improvements in the existing unopened Ann Street Right-Of-Way, for Aspen Engineers, representing Jacksons Food Stores, Inc with conditions outlined by staff and authorize the City Attorney to draw the appropriate ordinance. The Mayor asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the

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Item #37 - Mayor Kling opened a **public hearing** for a **vacation of easement** located on a portion of **16828 N Marketplace Blvd**, being Lot 4, Bk 1 of Treasure Valley Crossing Subdivision, within a BC (Community Business) zoning district, west of N Midland Blvd and on the north side of N Marketplace Blvd. The easement to be vacated is located on the south side of the sewer easement, adjacent the north property line, and comprises a 26.07 ft x 20 ft x 25.99 ft x 20 ft area, for Agree Realty, representing LK Nampa II, LLC.

Nathan Cleaver, Keller & Associates, 965 West Mollywood Drive presented the request

Norm Holm presented the following staff report explaining that the request was for a vacation of a portion of a utility easement at the north end of 16828 North Marketplace Boulevard for Agree Realty Corporation/LK Nampa II, LLC.

General Information

Status of Applicant: Owner Representative; **Existing Zoning:** BC (Community Business); **Location:** At the north end of 16828 N. Marketplace Blvd. (Treasure Valley Crossing, Lot 4, Block 1 located the NE 1/4 of Section 8, T3N, R2W, BM); **Size of Vacation Area:** 26.07' x 20' x 25.99' x 20' or 520.6 sq. ft.; **Surrounding Land Use and Zoning:** North- Undeveloped commercial, BC (Community Business), South- Developed and undeveloped commercial, BC (Community Business), East- Developed commercial, BC (Community Business), West- Developed commercial, BC (Community Business); **Comprehensive Plan Designation:** Highway Commercial; **Applicable Regulations:** State law does not require the consent of adjoining property owners for the vacation of easements; **Description of Existing Uses:** Vacant land, no use.

Special Information

Planning & Zoning History: The area was annexed and zoned previously for the development of Treasure Valley Crossing; **Public Utilities:** No city water, sewer, or irrigation or other public utilities are located within the proposed easement vacation area; **Environmental:** Approval of the vacation will have no effect on the immediate area except eliminating encroachment of a the proposed Burlington Coat Factory building footprint into a very small portion of the recorded easement; **Correspondence:** As of the date of this staff report no objections have been raised by any utility companies or surrounding property owners. Fire, Building, and Engineering Departments do not oppose the vacation of the utility easement.

Staff Findings and Discussion

Planning staff sees no reason why the requested easement vacation should not be approved. Adequate easements existing in the area for the buildout of Treasure Valley Crossing.

Recommended approval Conditions

The Planning Department and Engineering Division has no concerns with the granting of the vacation request with the following condition:

1. That the owners abandon any public utility stub/service lines that exist within the easement in accordance with City, or the Utility companies, policy all the way to the main the stub or service is connected to.

No one appeared in favor of or in opposition to the request.

MOVED by Bruner and **SECONDED** by Rodriguez to **close** the **public hearing**. Mayor Kling asked all in favor say aye with all Councilmembers present voting **AYE**. Mayor Kling declared the

MOTION CARRIED

MOVED by Skaug and **SECONDED** by Haverfield to **approve** the **vacation** of **easement** located on a portion of **16828 N Marketplace Blvd**, being Lot 4, Bk 1 of Treasure Valley Crossing Subdivision, within a BC (Community Business) zoning district, west of N Midland Blvd and on the north side of N Marketplace Blvd. The easement to be vacated is located on the south side of the sewer easement, adjacent the north property line, and comprises a 26.07 ft x 20 ft x 25.99 ft x 20 ft area, for Agree Realty, representing LK Nampa II, LLC with conditions as recommended by staff and authorize the City Attorney to draw the appropriate Ordinance. The Mayor asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the

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Item #12 - Public Works Director Michael Fuss presented a staff report to update the council on current projects as follows:

Street Division Snow Removal Update – Street Division staff continue winter maintenance activities. Crews have been applying sand and salt, as well as Magnesium Chloride (MgCl₂) when temperatures allow. The following highlights man hours and material expenditures through February 26, 2018:

FISCAL YEAR 2018 TOTALS **December 15, 2017-February 26, 2018**

| Task and/or Material | Hours | Gallons | Yards |
|-----------------------------|---------------|----------------|--------------|
| Overtime | 281.50 | | |
| Regular Hours | 149.00 | | |
| Water Issues | | | |
| Total Hours | 430.50 | | |
| Mag Chloride | | 36,280 | |

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| | | | |
|------|--|--|-----|
| Sand | | | 7 |
| Salt | | | 434 |

Snow/Water Event No. 9

Report for February 25-26, 2018

| Task and/or Material | Hours | Gallons | Yards |
|-----------------------------|--------------|----------------|--------------|
| Overtime | 2.50 | | |
| Regular Hours | 60.00 | | |
| Water Issues | | | |
| Total Hours | | | |
| Mag Chloride | | 4,500 | |
| Sand | | | |
| Salt | | | 108 |

Snow/Water Event No. 8

Report for February 23-24, 2018

| Task and/or Material | Hours | Gallons | Yards |
|-----------------------------|--------------|----------------|--------------|
| Overtime | 4.00 | | |
| Regular Hours | | | |
| Water Issues | | | |
| Total Hours | | | |
| Mag Chloride | | | |
| Sand | | | |
| Salt | | | 10 |

Snow/Water Event No. 7

Report for February 23-24, 2018

| Task and/or Material | Hours | Gallons | Yards |
|-----------------------------|--------------|----------------|--------------|
| Overtime | 27.5 | | |
| Regular Hours | | | |
| Water Issues | | | |
| Total Hours | | | |
| Mag Chloride | | 3,000 | |
| Sand | | | |
| Salt | | | 23 |

Snow/Water Event No. 6

Report for February 22, 2018

| Task and/or Material | Hours | Gallons | Yards |
|-----------------------------|--------------|----------------|--------------|
| Overtime | | | |
| Regular Hours | 60.00 | | |
| Water Issues | | | |
| Total Hours | | | |
| Mag Chloride | | 5,370 | |
| Sand | | | |

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| | | | |
|------|--|--|----|
| Salt | | | 35 |
|------|--|--|----|

Snow/Water Event No. 5

Report for February 21, 2018

| Task and/or Material | Hours | Gallons | Yards |
|-----------------------------|--------------|----------------|--------------|
| Overtime | | | |
| Regular Hours | 9.00 | | |
| Water Issues | | | |
| Total Hours | | | |
| Mag Chloride | | 2,000 | |
| Sand | | | |
| Salt | | | |

Wastewater Program Phase I Upgrades Construction Update – City Staff is providing a regular status update of Phase I Upgrades as requested by City Council. Staff and the Wastewater Program Management Team (WPMT) have been diligently tracking Project Group A and Project Group B progress to date.

Project Group A – Liquid Streams Upgrades Status

Since issuance of Notice to Proceed there has been considerable progress on Project Group A:

- Notice to Proceed issued June 2, 2015
- Contract Time Completed is currently at 90%
- Contract Work Completed is currently at 94%

Key activities and milestones achieved since the update to City Council on December 18, 2017, include:

- Continued operation of three new Primary Effluent Pumps to support regular operations at the plant
- Preparation for installation of Primary Effluent Pump No. 4
- Ongoing operation of the retrofitted Aeration Basin No. 1 and Aeration Basin No. 2 system
- Installation of mechanical equipment in Aeration Basin No. 3
- Submitted 984 submittals since the beginning of Project: Technical submittals, as well as information required for compliance to the City’s State Revolving Fund (SRF) Loan with the Idaho Department of Environmental Quality (IDEQ) have been received. Staff and the WPMT strive to respond to submittals as quickly as possible. Average response time is currently 15 days

Based on the current project schedule, the following are the major work items expected to be completed in the near future:

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- Completion and commissioning of Aeration Basin No. 3
- Completion of Primary Effluent Pump No.4 installation
- Contractor will continue demobilizing the site

The following photos show the progression of Project Group A work at the site:



Figure 1 – Site grading around the new Primary Effluent Pump Station



Figure 2 – Diffuser system installation in the new Aeration Basin No. 3.

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Project Group B – Solids Handling Upgrades Status

Since issuance of Notice to Proceed there has been considerable progress on Project Group B:

- Notice to Proceed issued June 19, 2017
- Contract Time Completed is currently at 39%
- Contract Work Completed is currently at 31%

Key activities and milestones achieved since the update to City Council on December 18, 2017, include:

- Construction of the Solids Handling Building is progressing ahead of schedule
- Contractor has finished roof placement and is progressing with activities inside the building, including piping and drain installation and masonry
- Completion of backfilling around the Process Drain Pump Station vault and valve vault structure
- Submitted 342 technical submittals since the beginning of Project. Staff and the WPMT strive to respond to submittals as quickly as possible. Average response time is currently 15 days

Based on the current project schedule, the following are the major work items expected to be completed in the near future:

- Installation of mechanical equipment in the Solids Handling Facility will begin in early 2018
- Ongoing installation of underground piping

The following photos show the progression of Project Group B work at the site:



Figure 3 – Masonry progress at the new Solids Handling Facility



Figure 4 – Underground piping installation to support new Solids Handling Facility

Financial Report

The following table shows current financials for Phase I Upgrades Project Group A and Project Group B:

| | Original Budget | Current Budget | Change Order Rate | Spent | Percent Spent |
|-------------------------------|---------------------|---------------------|-------------------|----------------------------|---------------|
| Project Group A – Ewing | \$12,494,000 | \$14,175,517 | 11.9% | \$13,124,314 | 93% |
| Project Group A Contingency | \$1,500,000 | \$0 | | | |
| Project Group A Total | \$13,994,000 | \$14,175,517 | | \$13,124,314 | 93% |
| Project Group B - JC | \$11,255,000 | \$11,357,413 | 0.9% | <u>\$ 3,609,774</u> | 32% |
| Project Group B Contingency | \$500,000 | \$397,587 | | | |
| Project Group B Total | \$11,755,000 | \$11,755,000 | | <u>\$ 3,609,774</u> | 31% |
| PHASE I UPGRADES TOTAL | \$25,749,000 | \$25,930,517 | 7.5% | \$16,734,088 | 65% |

Overall project authorization has not been exceeded. See additional information below.

Other Financial Updates:

- The City has spent over 95% of the SRF Loan for Project Group A. IDEQ is not able to make additional reimbursements for projects costs until the project has been completed. Therefore, as originally planned, sewer fund rates will be used to finish the project.
- It is currently projected that Project Group A will have a total project cost of approximately \$18.4M, which includes design, services during construction, and construction costs when the project is completed. This cost is less than the overall project authorization of \$18.5M.

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Even with the expanded project scope to address several pressing issues, i.e., installation of the fourth PEPS pump and replacement of failing air piping, the project is expected to finish under budget because of unused contingencies and savings in services during construction.

- Project Group B will have an unused contingency for \$125,000 because of decisions made by City staff, contractor, and the WPMT. The contract values shown in the table above still include this contingency as the cost savings will be captured at the end of the project.

Item #14 – The first reading of ordinance for annexation and zoning to RS 7 for Modena Subdivision at 17590 N. Franklin Blvd. for 1099 LLC (PH was 01-02-2018) **Postponed Due to Lack of Supporting Documentation.**

Item #15 – The following Ordinance was read by title:

AN ORDINANCE DETERMINING THAT CERTAIN LANDS, COMMONLY KNOWN AS **1602 SOUTHSIDE BOULEVARD**, COMPRISING APPROXIMATELY .821 ACRES, MORE OR LESS, LAY CONTIGUOUS TO THE CITY LIMITS OF THE CITY OF NAMPA, COUNTY OF CANYON, STATE OF IDAHO, AND THAT SAID LANDS SHOULD BE **ANNEXED** INTO THE CITY OF NAMPA, IDAHO, AS PART OF THE **RS 22** (SINGLE FAMILY RESIDENTIAL – WITH A "REQUIRED PROPERTY AREA" OF AT LEAST 22,000 SQUARE FEET) ZONE; DECLARING SAID LANDS BY PROPER LEGAL DESCRIPTION AS DESCRIBED BELOW TO BE A PART OF THE CITY OF NAMPA, CANYON COUNTY, IDAHO; DIRECTING THE CITY ENGINEER AND PLANNING AND ZONING DIRECTOR TO ADD SAID PROPERTY TO THE OFFICIAL MAPS OF THE CITY OF NAMPA, IDAHO; REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS OR PARTS THEREOF IN CONFLICT HERewith; PROVIDING AN EFFECTIVE DATE; AND, DIRECTING THE CLERK OF THE CITY OF NAMPA TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA TO BE ANNEXED WITH CANYON COUNTY, STATE OF IDAHO AND THE IDAHO STATE TAX COMMISSION, PURSUANT TO IDAHO CODE, SECTION 63-215. (Applicant Jason and Angela Richardson)

The Mayor declared this the first reading of the Ordinance.

Mayor Kling presented a request to pass the preceding Ordinance under suspension of rules.

MOVED by Bruner and **SECONDED** by Haverfield to **pass** the preceding **Ordinance** under suspension of rules. Mayor Kling asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the ordinance duly passed, numbered it **4363** and directed the Clerk to record it as required.

MOTION CARRIED

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Item #16 – The first reading of ordinance for annexation and zoning to RS-6 at 34 N Middleton Rd. for Irma Lisa Aguilar-Reyes (PH was 01-16-2018) **Postponed Due to Lack of Supporting Documentation.**

Item #17 – The first reading of ordinance for vacation of the northerly 2 ft of the Southerly 5 ft easement for Bryan Wright, Representing Peter Kasper (PH was 02-05-2018) **Postponed Due to Lack of Supporting Documentation.**

Item #18 – The following Ordinance was read by title:

AN ORDINANCE DETERMINING THAT CERTAIN LANDS, GENERALLY DESCRIBED AS LYING NORTH OF **LAKE LOWELL** AND EAST OF **MIDWAY ROAD**, COMPRISING APPROXIMATELY 46.85 ACRES, MORE OR LESS, LAY CONTIGUOUS TO THE CITY LIMITS OF THE CITY OF NAMPA, COUNTY OF CANYON, STATE OF IDAHO, AND THAT SAID LANDS SHOULD BE ANNEXED INTO THE CITY OF NAMPA, IDAHO, AS PART OF THE **RS 8.5** (SINGLE FAMILY RESIDENTIAL – WITH A "REQUIRED PROPERTY AREA" OF AT LEAST 8,500 SQUARE FEET) ZONE; DECLARING SAID LANDS BY PROPER LEGAL DESCRIPTION AS DESCRIBED BELOW TO BE A PART OF THE CITY OF NAMPA, CANYON COUNTY, IDAHO; DIRECTING THE CITY ENGINEER AND PLANNING AND ZONING DIRECTOR TO ADD SAID PROPERTY TO THE OFFICIAL MAPS OF THE CITY OF NAMPA, IDAHO; REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS OR PARTS THEREOF IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE; AND, DIRECTING THE CLERK OF THE CITY OF NAMPA TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA TO BE ANNEXED WITH CANYON COUNTY, STATE OF IDAHO AND THE IDAHO STATE TAX COMMISSION, PURSUANT TO IDAHO CODE, SECTION 63-215. (Applicant Jay Walker-All Terra Consulting representing Troost Family Living Trust)

The Mayor declared this the first reading of the Ordinance.

Mayor Kling presented a request to pass the preceding Ordinance under suspension of rules.

MOVED by Haverfield and **SECONDED** by Rodriguez to **pass** the preceding **Ordinance** under suspension of rules. Mayor Kling asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the ordinance duly passed, numbered it **4364** and directed the Clerk to record it as required.

MOTION CARRIED

Item #19 – The following Ordinance was read by title:

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AN ORDINANCE OF THE CITY OF NAMPA, IDAHO TO PROVIDE **BC** (COMMUNITY BUSINESS) ZONE DESIGNATION FOR CERTAIN LANDS, COMMONLY KNOWN AS **164 E. MAINE AVENUE**, NAMPA, IDAHO, COMPRISING APPROXIMATELY .57 ACRES, MORE OR LESS; DETERMINING THAT SAID ZONING IS IN THE BEST INTEREST OF THE CITIZENS AND CONSISTENT WITH THE COMPREHENSIVE PLAN OF THE CITY OF NAMPA, IDAHO; REZONING SAID PROPERTY **FROM RMH** (MULTIPLE-FAMILY RESIDENTIAL) **TO BC** (COMMUNITY BUSINESS); PROVIDING FOR RECORDATION; INSTRUCTING THE CITY ENGINEER TO DESIGNATE SAID PROPERTY AS BC (COMMUNITY BUSINESS) ON THE OFFICIAL ZONING MAP AND OTHER AREA MAPS OF THE CITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND REPEALING ALL ORDINANCES, RULES AND REGULATIONS, AND PARTS THEREOF, IN CONFLICT HEREWITH. (Applicant Amber Steube representing Thomas Mannschreck)

The Mayor declared this the first reading of the Ordinance.

Mayor Kling presented a request to pass the preceding Ordinance under suspension of rules.

MOVED by Bruner and **SECONDED** by Rodriguez to **pass** the preceding **Ordinance** under suspension of rules. Mayor Kling asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the ordinance duly passed, numbered it **4365** and directed the Clerk to record it as required.

MOTION CARRIED

Item #20 – The first reading of ordinance for annexation and zoning to RP at 1505 Southside Blvd. for Todd Lakey representing Shawn, Kara, Tim & Ralene Overall (PH was 02-05-2018) **Postponed Due to Lack of Supporting Documentation.**

Item #21 – The first reading of ordinance for annexation and zoning to BC for a Storage Facility at 2105 N. Middleton Rd. for Hatch Design Architecture, Jeff Hatch representing Don Vandegrift (PH was 02-20-2018) **Postponed Due to Lack of Supporting Documentation.**

Item #22 – The first reading of ordinance for annexation and zoning to RS 6 for Meadowcrest Subdivision at the Northeast Corner of Lake Lowell Ave. and So. Middleton Rd. for Hayden Homes Idaho LLC, Tim Mokwa (PH was 02-20-2018) **Postponed Due to Lack of Supporting Documentation.**

Item #23 - Mayor Kling presented the request for reconsideration of one Condition Concerning Meadowcrest Subdivision.

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The following letter was submitted for the reconsideration request: in regards to the Meadowcrest Subdivision by Hayden Homes, I am writing in behalf of the residents of Roosevelt Park Subdivision just North of Meadowcrest.

I would like to request you, as Mayor, and the City Council members, reconsider keeping South Lancaster Drive closed until the completion of Meadowcrest homes. As was presented at the City Council meeting on February 20, 2018, by Carol Kenfield and myself, the construction of 160 homes will require heavy equipment driving through our subdivision. Cement trucks, trucks with trailers loaded with skidsters, lumber and trusses will put a strain on our streets and possibly cause damage to our center islands.

Another concern, as was mentioned, is that our water retention/play-ground attracts many children in our neighborhood and even surrounding neighborhoods. Children walking home from school are crossing South Lancaster daily. One gentleman in our neighborhood uses a motorized wheelchair to walk his dog on the edge of the street, as the sidewalk isn't as easy for him. The fact that over 50% of our homes are owned and lived in by residents 55+ is another concern for the extra noise and traffic through our subdivision during their construction.

We have only two more lots available in our subdivision and upon their completion we look forward to the end of construction that many residents have endured for 15+ years. We realize that growth is necessary. However, we, who have been paying our taxes for a number of years, would request this one consideration from our City.

Would it not be possible for Hayden Homes to create a temporary entrance along with their permanent one on Middleton Road until they are ready to open Lake Lowell? Also, when I asked about creating a playground area in their water retention area, Mr. Tim Mokwa stated they "could". I would rather hear the word "would", to confirm they would do this.

We are trusting these concerns will be reconsidered at an upcoming City Council meeting and that there can be some compromise that will satisfy everyone favorably. If necessary, I would be glad to provide a petition signed by residents of Roosevelt Park, which would include over 200 signatures.

Thank you so much for your reconsideration of this. We look forward to seeing our City move in a positive direction on this and future issues.

City Attorney Aaron Seable explained that for half of the council I believe that this is the first time that a party has moved for reconsideration since you have joined the council. The way that this works is that the ordinance allowing for reconsideration was adopted by the council about two years ago and it is very narrow and there is very little, no evidence submitted, no speaking allowed, what you have before you is a written request which appears to have been supplemented today, I

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ordinarily might suggest that is evidence that is improperly considered because it was a HOA that submitted it and these appear to be the signatures of the members of the HOA, I doubt there is too much harm there.

The ordinance provides, to give you the standard by which you should make this decision, I will remind you of it. The ordinance provides that a party requesting that the council reconsider the decision submit in writing that request and it needs to meet the following criteria: the interested party should be either the owner of the property, the applicant for the project or an interested person who presented written or oral testimony at the public hearing on the application in question. If representatives from the HOA presented testimony I would suggest that consideration met.

There are some procedural requirements, it has to of have been submitted within 14 days of that decision, which I assume that Planning and Zoning staff confirmed that were met. The standard that they have to demonstrate for you to grant a reconsideration would be that there is relevant information, that it was not previously presented and maybe in response that came up at the hearing, and that information was previously not available.

You should deny or grant it solely on the basis on the written request. If you choose to grant it what happens is, again this is a quasi-judicial process at notice is provided at the expense of the requester to publish a notice to everyone that got noticed at the first hearing to come back you then get to hear the matter again.

Mayor Kling read the request to council.

Councilmembers had discussion.

MOVED by Skaug and **SECONDED** by Haverfield to **deny the request for the reconsideration**. The Mayor asked for a roll call vote with Councilmembers Hogaboam, Haverfield and Skaug voting **YES**. Councilmembers Levi, Bruner, Rodriguez voting **NO** with the Mayor voting **NO** to break the tie. The Mayor declared the

MOTION CARRIED

Item #24 - Mayor Kling presented the request to **authorize Estimated Expenses for Public Educational Outreach for Nampa Wastewater Phase II Upgrades Bond Vote**.

Michael Fuss presented a staff report explaining that on February 20, 2018, the Nampa City Council adopted the 2017 Wastewater Treatment Plant Facility Plan and Preferred Alternative.

Council also adopted an "Election Ordinance calling a Special Municipal Bond Election at which there shall be submitted to the qualified electors of the City the question issuing the City's Sewer

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Revenue Bonds in the aggregate principal amount of up to \$165,000,000 to partially finance Phase II of the Project.”

Council directed staff to perform public education outreach internally.

Staff has incorporated RBCI’s media campaign and advertising budget.

Staff has attached anticipated direct expense budget for public education and community outreach (see attached “Exhibit A”).

Staff will also be incorporating temporary labor to assist with this effort. Estimated additional staffing costs not to exceed \$15,000.

The community outreach will be funded through wastewater enterprise funds and **not from tax dollars.**

MOVED by Skaug and **SECONDED** by Hogaboam to **authorize** the **Public Works** to **expend** up to **\$79,475** for estimated direct expenses related to public educational outreach and hire temporary staffing not to exceed \$15,000 to assist in preparation for the sewer revenue bond vote on May 15, 2018. The Mayor asked for a roll call vote with Councilmembers Haverfield, Levi, Rodriguez, Hogaboam, Skaug voting **YES**. Councilmember Bruner voting **NO**. The Mayor declared the

MOTION CARRIED

Item #25 - Mayor Kling presented the request to **approve 2 Year 450,000 IACP Grant** for Nampa **Police Department**.

Detective Angela Weeks presented a staff report explaining that In September of 2017 the International Association of Chiefs of Police announced it had received funding from the Department of Justice, Office of Violence Against Women, for a national demonstration site initiative. The initiative plan was for six law enforcement agencies would receive the following support to improve response to investigations of sexual assault, domestic/intimate partner violence, and stalking:

- On-going training and technical assistance
- Comprehensive agency assessment
- Development of strategic recommendations and implementation plans
- Support and access to resources, tools, and subject matter experts

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In order to be considered to be part of the initiative, the Nampa Police Department had to complete a two-part application process that included agency details and criteria that made our agency eligible to participated in the initiative.

The first phase was submitted in October of 2017.

In November 2017 we were notified that we had been selected to participate in the second phase of the application process. That was submitted in December of 2017.

In January 2017 the demonstration sites were chosen to be sub-recipients of the IACP project. Agencies selected to be part of the demonstration initiative include:

- City of Shawnee, Oklahoma, Police Department
- Clark County, Ohio, Sheriff's Office
- Denton, Texas, Police Department
- Iowa City, Iowa, Police Department
- Nampa, Idaho, Police Department
- Vancouver, Washington, Police Department

We have had one call with the national team and are working in our agency to identify a strategy to fulfill the needs of the initiative.

MOVED by Levi and **SECONDED** by Bruner to **approve** the **2 Year 450,000 IACP Grant** for Nampa **Police Department**. The Mayor asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the

MOTION CARRIED

Item #26 - Mayor Kling presented the request to **authorize** the **Engineering Division** to proceed with the **formal bidding process** for the **Elijah Drain at Greenhurst Culvert Repair and Road Widening project**. **AND authorize** the **Mayor** to sign the LHTAC/Local Agreement for the 2018 Local Strategic Initiatives Program.

Michael Fuss presented a staff report explaining that the project will replace the existing Elijah Drain culvert and widen Greenhurst (between Southside Blvd. and Lexi's Lane) to three-lanes with curb, gutter and sidewalk on the southside of the road (see Exhibit A).

At the February 5, 2018 Council Meeting it was determined that this project would be canceled to fund a change order for the 11th Avenue/Industrial Road project and bid overages on the 2nd and 3rd Street Downtown project.

In the Fall of 2017, the City submitted a grant application for FY18 Local Strategic Initiatives (LSI) program funding, administered by the Local Highway Technical Assistance Council

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(LHTAC). These dollars were designated for projects with completed designs and ready for construction in FY19. The Elijah Drain Greenhurst project fit the requirements of the grant perfectly.

The City was awarded \$1 million dollars in grant funding toward the project in February 2018. This grant comes at no cost to the City (0% local match) and reactivates the project for completion in FY18.

A Local Agreement must be executed between the City and LHTAC for the project (see Exhibit B). The City must agree to award and construct the project within certain dates and provide progress updates to receive the funding.

With the grant and the remaining budget, the project has a total FY18 budget of \$1,312,400 outlined below.

| | |
|---------------------|---------------------|
| Pressure Irrigation | \$ 212,400 |
| Streets | \$ 100,000 |
| LHTAC Grant | \$ 1,000,000 |
| Total | \$ 1,312,400 |

Project estimated costs are as follows:

| | |
|---------------------------|---------------------|
| Right-of-Way | \$ 61,278 |
| Engineering (FY18) | \$ 29,497 |
| Construction Estimate | \$ 1,126,711 |
| Observation Estimate (8%) | \$ 90,137 |
| Total | \$ 1,307,623 |

Engineering Division has reviewed the LHTAC/Local Agreement for the 2018 LSI program and recommends authorization of the Agreement.

Parametrix Consulting has provided an engineer's estimate and the Engineering Division recommends proceeding with the formal bidding process.

MOVED by Bruner and **SECONDED** by Haverfield to **authorize** the **Mayor** to **sign** the **LHTAC/Local Agreement** for the **2018 Local Strategic Initiatives Program** and **authorize** the

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Engineering Division to **proceed** with the **formal bidding process** for the Elijah Drain at Greenhurst Culvert Repair and Road Widening project. The Mayor asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the

MOTION CARRIED

Item #27 - Mayor Kling presented the request to **authorize work change directives 1 & 2** and subsequent change orders for the FY17 Water Projects for a not to exceed amount of **\$50,000.00**.

Michael Fuss presented a staff report explaining that the The project will construct four (4) system improvements identified in the 2014 Water Master Plan (Exhibit A). Each project is briefly explained below:

- 1) Burke Lane Water Pipeline – Create loop in system and increase available fire flow to Lake Ridge Elementary.
- 2) Victorian Crest Pressure Zone Modification – Change pressure zones for homes south of Greenhurst near Midland to prevent pressure drop below 40 psi during maximum daily demand (MDD).
- 3) Smart Street Water Pipeline – Create loop in system and increase available fire flow during MDD.
- 4) Sunnybrook Pressure Reduction Valves (PRV's) – Reduce pressure to less than 70 psi to homes west of Sunnyridge and south of Greenhurst.

The Burke Lane portion lies within the Nampa Highway District 1 (NHD1) Right-of-way. The original plans bored the City waterline under the Thacker Lateral in Burke Lane. NHD1 desires to replace the Thacker Lateral box culvert and rather than bore the line, the City would be able to install (open cut) the line under the culvert, once it is removed by the highway district prior to replacement. This saves the City some expense in boring costs.

The City will also partner with NHD1 to complete a full road rebuild on Burke Lane within the FY17 Water Project Extents. The City will pay for the south half of the roadway (as part of the water line installation) and NHD1 will pay \$50,000 to the City to rebuild the north half. NHD1 will use their own milling machine to pulverize the existing asphalt along the entire roadway section.

The City and Nampa Highway District have negotiated terms for the coordinated work which will be stipulated in Exhibit B and documented in a NHD1 Right-of-way Permit. In summary, the elements of the agreement are (see Exhibit B):

- The City will provide all survey, staking, public involvement and dust abatement.
- The City will pave Burke Lane to full width and use a profilograph to measure surface smoothness.

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- NHD1 will replace the Thacker Lateral box culvert and a user drain pipe within the project extents.
- NHD1 will pulverize the existing asphalt.
- NHD1 will pay to the City \$50,000 to cover their portion of the project paving.

The conditions of the agreement were approved by the Nampa Highway District 1 Commissioner at the February 8, 2018 meeting.

Engineering utilizes a Work Change Directive (WCD) method that minimizes delay by directing the contractor to proceed with the additional work while final costs are being negotiated. Work Change Directives that change the contract value or work days are followed up with a Change Order.

Two WCD's will document the changes to the project. The first covers removing the boring operation from the contract and adding the waterline open cut installation (see Exhibit C). The 2nd WCD (future, not included in packet) stipulates the full width paving of Burke Lane. WCD 1 will be followed by a deductive change order reducing the contract price. WCD 2 will be followed by a Change Order adding the additional cost for asphalt paving funded by NHD1.

FY17 Water Projects have an approved FY18 Water Division budget of \$719,000. Adding the \$50,000 from NHD1 brings the total budget to \$769,000. Costs are summarized below:

| | |
|--------------------------------------|-------------------|
| Engineering (FY18) | \$ 43,728 |
| Construction Bid | \$ 466,044 |
| NHD1 Additional Paving (WCD's 1 & 2) | \$ 50,000 |
| Construction Observation | \$ 59,383 |
| Total | \$ 619,155 |

Engineering recommends authorization of Work Change Directives 1 & 2 and subsequent change orders.

MOVED by Haverfield and **SECONDED** by Bruner to **authorize work change directives 1 & 2** and subsequent change orders for the FY17 Water Projects for a not to exceed amount of **\$50,000**. The Mayor asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the

MOTION CARRIED

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Item #28 - Mayor Kling presented the request to **award the bid and authorize the Mayor to sign a Contract with McLeran Well Drilling LLC** for the Well 5 Upgrade Project in the amount of **\$76,085.00**.

Michael Fuss presented a staff report explaining that well 5, originally built in 1950, was upgraded in FY17 with a new pump, pump house and mechanical and electrical improvements. It is located in Starr Park near the intersection of 3rd Street North and 9th Avenue North. (see Exhibit “A”).

Upon startup of the new station, sand was detected in the water—a large enough amount to cause equipment malfunction.

SPF Consulting, after investigation and recommendation, prepared a semi-formal bid for a stainless-liner to be installed.

The City solicited three licensed well drillers with bid documents for this project.

| | |
|------------------------------|-------------|
| 1) Post Well Drilling | \$93,597.50 |
| 2) McLeran Well Drilling LLC | \$76,085.00 |
| 3) Riverside Well Drilling | No Bid |

The Well 5 Upgrade project has an approved FY18 Water Division budget of \$99,100. Project costs are summarized below.

| | | |
|---------------------------|-----------|---------------|
| Well Evaluation & Design | \$ | 12,500 |
| Well Driller Construction | \$ | 76,085 |
| Construction Observation | \$ | 5,100 |
| Total | \$ | 93,865 |

Engineering has reviewed the bids and recommends award to McLeran Well Drilling.

MOVED by Bruner and **SECONDED** by Hogaboam to **award bid and authorize the Mayor to sign a contract with McLeran Well Drilling LLC for the Well 5 Upgrade Project** in the amount of **\$76,085**. The Mayor asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the

MOTION CARRIED

Item #29 - Award bid and authorize Mayor to sign contract for the FY18 Storm Drain Repairs Zone D – South Elder St. project with CWE, LLC. in the amount of \$137,978.00 was **postponed** at the request of staff until the next regular council meeting.

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Item #30 - Mayor Kling presented the request to **authorize staff** to establish, advertise, and conduct a **public auction** for parcels R11319, R11320, R11324; the minimum bid for which must be equal to or greater than the appraised price of **\$45,000.00**.

Michael Fuss presented a staff report explaining that the right-of-way acquisition for the Amity Avenue reconstruction project included total buyouts of five parcels. In each case, right-of-way needs diminished the value of the parcel to the extent that federal rules required the City to purchase them.

The project is now complete and closed out. That enables the City to divest itself of these parcel remainders, see Exhibit A. That process is dictated by Federal Highway Administration (FHWA) rules since original purchases were made with FHWA funds. Steps required by FHWA supersede local and state procedures when in conflict.

The first required step is a formal appraisal of each parcel's remainder after removal of required right-of-way. An appraisal for the three now-vacant parcels owned by the City of Nampa on the northwest corner of South Powerline and East Amity Avenue was completed in October, 2017. All parcels are adjacent and were treated as one property for purposes of the appraisal and of this request, since there is only one available access driveway. The final appraisal value on the three together was \$45,000.

FHWA's required second step is to offer the parcel to each and every "adjacent landowner" at the appraised price. There were nine properties that qualified as "adjacent" to these three parcels. In Idaho, of course, the City first has to declare the property as surplus.

Council declared the parcels as surplus on November 6, 2017. All adjacent landowners were sent a registered letter offering the parcels to them at the appraised price. Staff made these offers per FHWA requirements. No "adjacent landowner" submitted a formal offer prior to the deadline.

The next FHWA-required step is to offer the property at public auction with a minimum bid equal to the appraisal.

Whenever the property is sold, FHWA requires 100% of net proceeds to be put back into "Title 23 eligible" projects – essentially street maintenance, construction or re-construction.

Staff requests Council to authorize staff to set and hold a public auction for these parcels pursuant to Idaho and City of Nampa requirements for public auctions.

City Attorney asked if the property had been declared as surplus.

Councilmember Levi asked questions on the zoning.

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MOVED by Haverfield and **SECONDED** by Skaug to **authorize staff** to establish, advertise and conduct a public auction for parcels **R11319, R11320 and R11324**, the **minimum bid** for which must be equal to or greater than the appraised price of **\$45,000**. The Mayor asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the
MOTION CARRIED

Item #31 - Mayor Kling presented the request to **approve the Recycled Water Discharge and Use Agreement with Pioneer Irrigation District**.

Michael Fuss presented a staff report explaining that the final version of the RECYCLED WATER DISCHARGE AND USE AGREEMENT (“Agreement”) negotiated with Pioneer Irrigation District for the discharge of treated, Class A, water from the wastewater treatment plant to the Phyllis Canal. The Agreement provides for the discharge of treated water to an irrigation canal during the same summer months when Nampa is subject to the temperature limitations of the NPDES permit and thus obviates the need to discharge water to Indian Creek that potentially exceeds temperature limits. This is a key feature of the “preferred alternative” in the WWTP Facility Plan that was formally adopted by the City Council on February 20, 2018 at the regular City Council meeting. I am informed that the Agreement will be signed by Pioneer this week.

Councilmembers asked questions.

MOVED by Skaug and **SECONDED** by Haverfield to **authorize the Mayor to sign the Recycled Water Discharge and Use Agreement with Pioneer Irrigation District and authorize the Mayor to sign and authorize the City staff to implement its terms**. The Mayor asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the
MOTION CARRIED

Item #32 - Mayor Kling presented the request for **discussion of Council on whether or not to hold council workshop meetings and the extent**.

Councilmember Skaug thanked the mayor for putting the item on the agenda I just thought it would be easier to put it on the agenda rather than have a bunch of e-mails on what they thought about doubling our meetings each month. I would prefer to have everything to take place as much as possible on our council nights and then if there is a special workshop like for budget or wastewater treatment plant then that’s needed of course, just wanted to know what the other council and mayor wanted.

Mayor said if we need to have a short workshop to do it on council night but do it early, we do have Valley Regional Transit coming up and we do have an extensive workshop coming up on March 26 and it is a long work shop and we are trying to figure how to get it into one meeting

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versus two. That is the assessment process that we have been through and letting staff report to council, their staff.

Councilmember Bruner said he would rather that they happen at the council meeting if at all possible unless there is something extensive like Valley Ride or wastewater.

Councilmember Rodriguez said that he thinks that is a good idea and would like to see that.

Councilmember Haverfield said that he agreed with that also. It is difficult enough to keep track of all of the other commission assignments that we are on. I would just prefer to have everything on the first and third Monday if possible.

Mayor Kling said that is what they would do.

Item #33 - Mayor Kling presented the request to **discussion of budget planning** by council.

Councilmember Skaug said that he wanted to have open discussion rather e-mails or just wondering or maybe getting together with you to talk about each of our own individual thoughts about the 2019 budget.

How do we want the budget presented from staff, do we want zero base budgeting, I don't want that, do we want balance budget presentation, what is the intent. We have the foregone, would you take, 1%, 2%, 3% of the budget increase. It is good to let staff know that now so they don't come in with a 3% budget if you don't have any intention of taking any of the budget increase so they don't waste their time adding things that you are not going to approve, or you want to go foregone and really stick the tax payer in my words then let them know so they can have a dream budget.

Mayor Kling explained I would be happy to speak to some discussion that we have had. The deep dive assessment process that we have been in, while that is not budget preparation we are identifying the needs, whether they are being space needs, employee needs, so this assessment phase is an opportunity for us to dig deep and understand where we are as a city. The workshop that is on March 26, what my feeling is we will come and present to council on the 26th and provide that report as to the assessment and findings and you will have at that to time to have the opportunity to see what is coming forth from staff.

For me to make a decision on where I am going to go, I have to get through this assessment phase first to see where we are because I don't want to bypass the process and so our process right now is let's see where we are right now. We will provide the powerpoint slides for every department well in advance of the 26th and then the thought is on the 26th for you while you view all of those powerpoints, to jot down all of the questions and each director will present their highest needs to

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council and you will have the opportunity to ask questions and that will position us then for the next step which is budget discussion.

Councilmember Skaug said that I can tell you based on experience that there are more needs than we can meet, far more and legitimate needs.

Councilmember Bruner asked if the 26th would kind of serve as that purpose would it not.

Mayor Kling explained that the deep dives are an opportunity for me as Mayor, my responsibility is to supervise staff and run the city and so I have asked each department to provide me with a deep dive, I want to know what their mission, vision, organizational structure, the work that they are doing, the strengths that they see, the challenges. My thought was that we would bring the finished process to council so that you can experience it and see what we found. This has been my opportunity to see where we are as a city and what are needs are and they are great and they are beyond our ability to fund.

Councilmember Rodriguez wanted to know if the deep dives were budget based or just employee based on what they give the information to you.

Mayor Kling said that it was not intended to be a precursor to budget, but when ever you start to dig deep you find that there are needs that come up so there is that element that comes in.

Councilmember Rodriguez said that I think that is a good thing that we are doing and I thank you for that and I am really concerned about the budget and I think a step in the right direction is to give us an idea the way you are going and I don't know what the is going to show yet. I am kind of leaning more towards Councilmember Skaug we need to know as quick as we can to start working on what kind of budget you would like to see and give to the community.

Mayor Kling explained that she would not be making a decision until she has knowledge to make a good decision.

Vikki Chandler said that we are meeting with department directors in May.

Councilmember Haverfield explained that 4 years ago when Bruce and I were both elected to council the budget process was a little more fragmented than it has been the last two years. I think at least two year, maybe three we have been presented with a balanced budget by the staff which has been easier for us to deal with instead of like the first two years. Where we were provided information from every department and we had to make decisions that made it a lot more difficult because everybody is asking and they are asking for more than they need to settle on and what they can get. A direction given to Mayor and staff is what we have done in the last few years of a percentage amount which we would stand behind as a council. So I guess that is what Bruce was

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trying to get to, is how do we want to direct staff to present a budget that is balanced, present the findings from the deep dives or to validate an ask what that might be above and beyond what we are willing to work with. I think that is what I would prefer to be presented. What direction we should give as a council to help them move forward the way that they have in the last couple of years or go back to the way that it was four years ago, which I would not be in favor of.

Councilmember Hogaboam said that I have followed the budgets for the most part over the last four years even though I have not been on the council. If I recall correctly that four years ago, I think that the council took nothing for an increase and just this past year the full 3% was taken. So being new on the council, obviously I am trusting you explaining the fragmented process where every department is making their request and the council sitting down trying to prioritize where to cut as oppose to maybe more of a process of where you are indicating more of a unified front where we say 1%, 2% so there is sort of a signal so what comes back has sort of been sifted through some kind of prioritization.

Councilmember Haverfield explained when you give direction as a council to the staff that they work together as a team to come up with a unified plan that they are all behind it creates a better team unity on the part of the staff, all the different departments instead of us picking and choosing who is more deserving than others, it is something that they have worked out together before they have even come to us and I think that helped a lot to create that better team morale and team approach which was not there before. I think it was individuals coming forward and who was the better spokesman for their department and I think this way the mayor and staff leaders work together and there is some give and take that is going to happen behind doors that we are not going to be privy to I think to get things taken care of.

Councilmember Bruner said that I concur mayor, that is how I would like it to happen.

Councilmember Skaug said a balanced budget presentation.

Councilmember Haverfield said that four years ago again the approach that we were kind of tasked with and what we ran on was we had the highest levy rate in the state of Idaho. So in the first two years we didn't even allow a budget increase so that made it difficult but we were coming out of somewhat of a recession so that was the reason for that. Now we are seeing some growth but we still have to be concerned about the direction that we are giving staff as far as budget increases because we are facing a bond election. It becomes unsustainable and then you through some of the things that the county trying to throw at us as well it becomes too much, we need to be frugal in a sense but open minded to the reality of what the departments are going to be needing. It is still an open dialog, it is very helpful to give a direction.

Mayor Kling explained that we have smart directors that are doing a great job and the thing that we discussed and we will continue to discuss is coming together with that budget. I think the other

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discussion that we realized is that our current funding for our city, our vision is poor with high crime and that is not where we want to be as a city.

Councilmember Bruner said that this is going to be my priority that we are spending money where we don't need to be spending money and we priorities that.

Councilmember Levi said that I support that we need to look at the results of the deep dive first for myself I want perspective and I want that foundation to be able to build upon and the perspective to see what the needs really are before I make a decision and commit myself to a 1%, 2% or balanced or whatever it might be.

Councilmember Hogaboam asked if franchise fees could be revisited rather than property taxes.

Mayor Kling said that we need to all work together on the budget and how can we be good stewards of the tax payers money and make decision in the best interests of the people of this community and as long as we come into it with no personal motives but only the motives as to what's best for our community then I think that we will get where we need to go.

Councilmember Skaug explained that we have been putting more money in the street and true we need more whether we can do more I don't know. There was also the paid leave we didn't have any money set aside for that now we have \$2M. We have been taking care of the infrastructure last year we didn't get new personnel because we needed to take care of the infrastructure. Bruce wanted to know more about the deep dives.

Mayor Kling explained that there is an independent citizen task force which is made up of Drey Campbell, Glenn Rimby, David Peterson, Debra Currey and Ken Keene that is just sitting in and listening and asking good questions and helping with the process. There are no council involved in the deep dives this is for me to learn about the city.

Councilmember Skaug asked council if they wanted a balanced budget presented.

Councilmember Levi said for myself that I am not ready to make any commitment to that effect to that until I have heard the deep dives and I believe that the people on my right were pretty much of the same statement.

The decision was made for the deep dive presentation for council to start at 6:00 p.m. on March 26.

Item #34 - Mayor Kling presented the request for **discussion** on whether to enter a **long-term contract** with **Republic Services** for sludge/solid waste hauling.

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Michael Fuss presented the following staff report:

Issues

Nampa Wastewater Treatment Plant (WWTP) hauls approximately 1,930 tons of biosolids from the plant site to area landfills each year, equivalent to 80 haul trips. When the WWTP goes to phosphorus treatment mode the biosolids production is expected to double. City staff have been actively seeking opportunities to reduce biosolids operational costs through involvement with Pickles Butte Landfill Biosolids Pilot Study, finding alternative landfill sites, and contracted hauling with Republic Services. This memorandum intends to document those activities, summarize the evaluation of hauling costs compared to contracted hauling, and provide some additional considerations.

Recommendations

Biosolid disposal is currently being hauled by both contracted hauling and city-performed hauling. The biosolids are hauled to one of two landfills, Pickles Butte and Simco. For a trip to Pickles Butte landfill, city-performed hauling can be performed at half the cost of contracted hauling. For trips to Simco landfill, city-performed hauling can be performed at one-third the cost of contracted hauling. By utilizing contracted hauling, WWTP has been able to delay filling the Biosolids Operator position and use these savings to cover contracted hauling costs. The recommendation is to continue contracting up to 38 haul trips per year with Republic Services for delivery to Pickles Butte Landfill.

With the WWTP moving to phosphorus treatment the volume of biosolids produced is predicted to double. The number of haul trips will more than double due to the loss of drying bed capacity. When Upgrades Project Phase II is complete, WWTP biosolids drying bed area will be reduced by about 50 percent, from 8 acres down to 4 acres. The facility planning document, Nampa Wastewater Treatment Plant Facility Plan (Brown and Caldwell, 2018), identifies these challenges in detail. Alternatives to landfill disposal may also become available in the future. Canyon County approved a privately funded project, Treasure Valley Renewables, that is in the early planning stages and may create a less expensive alternative. The recommendation is for City staff to continue to look for opportunities to reduce the overall cost for biosolids disposal.

Background

For the last decade the City has been disposing of biosolids to Simco Road Regional Landfill, managed by Idaho Waste Management, located on Simco Road near I-84 Exit 74. In late 2015, the Simco landfill caught fire and did not accept municipal biosolids for five months. In response to the closure, Staff began working with area landfills to identify short-term and long-term disposal site alternatives. Two landfills were identified; Pickles Butte Landfill in Canyon County and Clay Peak Landfill in Payette County. Clay Peak landfill was a short-term option because of limited

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space. Pickles Butte has potential for being a long-term option. WWTP staff worked with Pickles Butte landfill to develop a 12-month Biosolids Pilot Study, but it will require the Canyon County Commissioners approval to make this landfill a viable long-term option.

In July of 2017, WWTP start delivering biosolids to Pickles Butte under the pilot program. Pickles Butte landfill agreed to accept two truckloads of WWTP biosolids per week. The Pilot study will expire in July 2018. David Loper, Pickles Butte Solid Waste Director, indicated that he would be submitting the 3-yr Management Plan, including proposed rates for accepting municipal biosolids, to the Canyon County Commissioners this Spring.

During the landfill availability research, Staff learned that the City of Meridian was utilizing Republic Services for hauling. Staff investigated the costs of contracting with Republic Services and determined that a full-time contract was not cost effective, but an on-call hauling contract would provide an additional resource for the biosolids disposal operation. Republic Services provided WWTP with a hauling services quote for \$150 per hour, Attachment A.

In September of 2017 the Biosolids Operator, whose primary duty was to drive truck and haul biosolids, resigned. WWTP developed a revised work plan that utilized qualified staff to perform hauling duties. It wasn't until November 2017, that WWTP hired Republic Services to start hauling. Earlier that month the City truck experienced mechanical issues and was inoperable. Since getting the haul truck back in operation, Staff have been able to minimize biosolids disposal costs by holding off on filling the Biosolids Operator position and contracting with Republic Services.

Biosolids Disposal Expenses

Expenses for biosolids disposal include landfill tipping fees and hauling costs. The tipping fees are charged by the tonnage and established by the controlling authority (e.g. Canyon Count). Below is the tipping fee information that was available:

Simco Road Regional Landfill (Idaho Waste Management)

48 miles for WWTP

March 2018- \$23.00/ton

Beyond March 2018- anticipate increases

Pickles Butte Landfill (Canyon County)

15 miles from WWTP

March 2018 - \$14.50/ton general and pilot study

Increases expected in summer of 2018 (\$20 plus/ton for biosolids)

Clay Peak Landfill (Payette County)

41 miles from WWTP

Current Rate - \$30/ton (out of county rate, no established biosolids rate)

Summer only, limited acceptance due to space and drying operation for land application

The WWTP has two hauling options, city-performed and contracted. A cost comparison for city-performed and contracted hauling was prepared, Attachment B. Annual haul costs were also evaluated for an annual average load of 80, calculated from a 3-year average. The annual hauling comparison was limited to disposal at Pickles Butte landfill because the cost differential was proportional distance to the landfill. The annual Pickle Butte hauling cost for city-performed and contracted are \$ 10,7200 and \$22,600, respectively. Hauling costs are dependent on distance to the landfill, the closer the landfill the less cost to the City. The cost to contract haul to Simco about three times more than city-performed hauling. Contracted hauling is also more expensive on a per load basis, see results below.

PICKLES BUTTE LANDFILL on a per load basis

| <u>City-performed Hauling</u> | | <u>Contracted Hauling</u> | |
|--|------------------|---------------------------|-------------------------------|
| Wages (2 hrs per trip) | \$ 53.26 | \$ 150.00 | per hr (driver/truck/trailer) |
| Fuel (per round trip) | \$ 20.00 | \$ 130.00 | per hr (driver/truck) |
| Repair Costs (1500/80) | \$ 19.00 | | |
| ICRMP (\$1200 per year) | \$ 15.00 | | |
| Cost of truck replacement 70,000 (25yrs) | \$ 35.00 | | |
| Total | \$ 142.26 | Total \$ 282.50 | (January 2018 actual) |

SIMCO LANDFILL on a per load basis

| <u>City-performed Hauling</u> | | <u>Contracted Hauling</u> | |
|--|------------------|---------------------------|------------------------------------|
| Wages (3.5 hrs per trip) | \$ 80.00 | \$ 150.00 | per hr (driver/truck/trailer) |
| Fuel (per round trip) | \$ 20.00 | \$ 130.00 | per hr (driver/truck) |
| Repair Costs (1500/80) | \$ 19.00 | | |
| ICRMP (\$1200 per year) | \$ 15.00 | | |
| Cost of truck replacement 70,000 (25yrs) | \$ 35.00 | | |
| Total | \$ 169.00 | Total \$ 525.00 | (Estimated based on 3.5hrs) |

Considerations Moving Forward

There are several factors that effect that biosolids hauling analysis that may not be readily apparent from the previous analysis and warrant explicit explanation.

- With changing the plant treatment process to biological nutrient removal, the volume of solids produced is expected to approximately double. Therefore, cost projections from planning documents, such as the recently adopted Nampa Wastewater Treatment Plant Facility Plan (Brown and Caldwell, 2018), suggest higher total disposal costs as additional biosolids are produced.

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- City staff currently dry biosolids to approximately 40 to 80 percent solids prior to hauling the biosolids to the landfill. This is accomplished through a two-step process; biosolids are first dewatered using a belt filter press and then allowed to air dry. By allowing the biosolids to air dry, the amount of water hauled can be reduced by 50 to 75 percent, which results in a corresponding reduction in disposal costs.

These two items both result in an expected increase in overall biosolids disposal costs for the City. This increase has been considered in planning efforts and City staff will continue to look for opportunities to reduce the overall cost for biosolids disposal.

Item #35 - Mayor Kling presented the request for a **deferral of Paving** for Todd Ferrera DBA **Dicks Kar Korral** located at **3712 Garrity Blvd.**

Norm Holm presented the request was for deferral of paving the newly purchased, 3712 Garrity Boulevard. It has been an existing car lot in the past. After purchasing I was informed that I would have to have this lot paved. Because of the expense of the purchasing and getting things in order I was hoping to get a deferral on paving. I would like to have this completed within a 7-year period of time. To have the lot paved by 3-1-2025.

Councilmembers asked questions.

MOVED by Bruner and **SECONDED** by Rodriguez to **table the request until March 19, 2018 regular council meeting**. The Mayor asked for a roll call vote with all Councilmembers present voting **YES**. The Mayor declared the

MOTION CARRIED

Mayor Kling presented a request for **council discussion** on the **process for appointing the NDC board members**.

Councilmember Haverfield wanted to make a statement because we can't make any decisions tonight just for consideration. We are losing from the NDC level we have five current members on the NDC two elected three non-elected. The way that the state statute reads is we can have up to three commissioners, or not less than three commissioners and not more than nine and the breakdown has to be less elected officials on there. I think the main thing that I was going to ask for from. . . I know that you have sent out from the Mayor's office requests for resumes. I would just request that we have an opportunity to review all resumes as they are responding back to you and a copy of the grading criteria that you are going to use. I think the other thing that I wanted to mention was we have with the loss of Jerry Smith we are now down to four commission members and with one meeting that we had we had one individual that didn't make it so we were down to three commission members which is a quorum but we were not able to go into executive session because you have to have four. So you might consider changing up the makeup from maybe 5 to

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more 6 or 7 to keep that from happening a second time. That statute says as a council we are to advise and give consent to the recommendation from the Mayor's office. So, to be able to have a look at the resumes we might be able to give good feed back as to who would be good people to have on that commission.

Mayor Kling asked if at this time to consider actually increasing the number of commissioners.

I would like to have that out there for consideration and that they should only live in the city limits.

Aaron Seable addressed the number of councilmembers that could be on the commission.

MOVED by Hogaboam and **SECONDED** by Bruner to **adjourn** the **meeting** at 9:06 p.m. The Mayor declared the

MOTION CARRIED

Passed this 19th day of March 2018.

MAYOR

ATTEST:

CITY CLERK