



# Rathdrum

City Council Minutes

April 8, 2020

6:00 p.m.

Location: City Council Chamber  
8047 W. Main Street  
Rathdrum, ID 83858  
(208) 687-0261

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**WELCOME-PLEASE TURN OFF CELL PHONES- Thank You.**

**1) CALL THE MEETING TO ORDER**

Meeting called to order at 6:02 pm

**2) PLEDGE OF ALLEGIANCE**

**3) ROLL CALL**

**PRESENT:** Mayor Holmes. Councilor Hill, Councilor Laws, Councilor Rickard, and Councilor Adams via Zoom video Conference

**ABSENT:**

**STAFF:** City Administrator Duce. City Clerk Halligan, City Engineer/Public Works Director Jump, Police Chief McLean, City Planner Siess, Park and Recreation Director Singer and City Attorney Herrington via Zoom video Conference

**4) AMENDMENTS TO THE AGENDA**

**5) ACTION ITEM: CONSENT CALENDAR APPROVAL**

- A) Regular Council Minutes of March 25, 2020
- B) Regular and Special Bills as presented

City Administrator gave a brief presentation on the consent calendar

Councilor Rickard made a MOTION that we approve the Consent Calendar as presented. Motion seconded by Councilor Hill.

**AYES:** Councilor Rickard  
Councilor Hill  
Councilor Laws  
Councilor Adams

**NAYES:** None

**ABSENT:**

Passed by all

## 6) CEREMONIES AND REPORTS

7) **VISITORS COMMENTS** – An opportunity to address concerns not on the agenda (No formal action allowed – 3-minute time limit per issue) issues may be placed on subsequent agenda. Comments regarding performance by city employees are inappropriate at this time and should be directed to the Mayor, either by subsequent appointment or after tonight’s meeting, if time permitting. Repeated comments of the same or similar topic will be considered out of order and not allowed.

## 8) OLD BUSINESS

## 9) NEW BUSINESS

A) **Action Item** – Discussion of Reconsideration of Westwood Pines

City Administrator gave a brief discussion of Reconsideration of Westwood Pines.

The reconsideration process is governed by Idaho State Code and depends on whether the City has followed the requirements established by Idaho State Code. The two important State code sections are Idaho Code Section 67-6535 and Idaho Code Section 67-6521. I will provide the code sections and the process that the City has addressed in all portions of the code sections.

Idaho Code 67-6535 (2) states that the approval or denial of the application must be in writing and accompanied by a reasoned statement that explains the criteria and standards considered relevant, the relevant contested facts, and the rational for the decision. The City Council approved the subdivision and adopted the staff report which includes the reasoned statement that explains the criteria and standards, the relevant facts, and the rational for the decision. It is also important to note that Mr.

Fox is not challenging the written and reasoned statement that explains the criteria and standards portion of the approval.

Mr. Fox stated that “As a condition of the Annexation Agreement between the City and the developer, dated December 22, 2010, the developer agreed (paragraph 7.3) to provide designated bus stop areas out of the lanes of travel within the development. There does not appear to be any such designated areas included in the approved plat.”

- a. The section of the Annexation Agreement reads, “7.3 At the time of development of the property, Viking shall provide within the development bus stop areas to assure future accessibility by public transit and school busses as required by the city when development plans are reviewed. Such areas shall be designated to provide safe and convenient staging areas for riders so as not to conflict with vehicular and pedestrian traffic and shall be at locations approved by the City.”
  - i. The City will review this section as a development agreement is created and signed. Development will not start until the development agreement is approved by the City Council.
  - ii. Currently, the City does not require any special circumstances for bus stops within our City standards. There has been nine (9) years from the time of this agreement until present to decide if the City wanted these standards. We currently do not have any public transit within the City and most public transit does not enter residential subdivisions. The school district prefers to remain in the lane of traffic so that all traffic stops as students board the bus.

During the City Council meeting the Council may decide to take one of the following actions:

1. The City Council does not wish to reconsider.
2. The City Council wishes to schedule a reconsideration of the Westwood Pines Subdivision application on April 22, 2020, the date of the next regularly scheduled council meeting. At that meeting:
  - a. The City Staff will provide evidence that the City has met all the requirements.
  - b. Mr. Fox will need to provide evidence that the City has not met all the requirements.
  - c. The Applicant will be able to speak towards the evidence that is brought forward from both the City and Mr. Fox.

Council discussed this at length

Councilor Rickard made a MOTION that we do not want to reconsider the findings of Westwood Pines. Motion seconded by Councilor Laws.

**AYES:** Councilor Rickard  
Councilor Laws  
Councilor Hill  
Councilor Adams

**NAYES:** None

**ABSENT:**

Passed by all

**B) Action Item** – Steel Casing Agreement with Jacklin’s

City Administrator gave a brief Presentation of Steel Casing Agreement with Jacklin’s.

Idaho Transportation Department (ITD) will, pursuant to another agreement with CITY, provide for the construction of project and execute all necessary agreements regarding construction costs for the for the conduit sleeves for future expansion of utilities. The CITY, pursuant to said agreement, is financially responsible and must reimburse the State 100% of the actual design and construction cost of the conduit sleeves for future expansion of utilities

The owner will reimburse the City for the cost of completing the actual design and construction of the conduit sleeves as set forth and an estimated total dollar amount.

Councilor Rickard made a MOTION that we authorize the Mayor to sign the Steele casing agreement with Jacklin’s. Motion seconded by Councilor Laws.

**AYES:** Councilor Rickard  
Councilor Laws  
Councilor Hill  
Councilor Adams

**NAYES:** None

**ABSENT:**

Passed by all

**C) Action Item** – Steel Casing Agreement with Arestad

City Administrator Duce explained to the Mayor and Council this is the same agreement that you just approved for Jacklin's

Councilor Rickard made a MOTION that we authorize the Mayor to sign the Steele casing agreement with Mr. Arestad. Motion seconded by Councilor Hill.

**AYES:** Councilor Rickard  
Councilor Hill  
Councilor Laws  
Councilor Adams  
**NAYES:** None  
**ABSENT:**

Passed by all

**D) Discussion – Budgeting Goals and Objectives**

Council discussed some of their wish list for the budget and some of their objectives for this budget year.

**11) STAFF REPORTS**

- A) Public Works Reporting
- B) Police Reporting
- C) Park and Recreation Reporting
- D) City Administrator
  - 1. COVID-19 report

**12) MAYOR'S REPORT/APPOINTMENTS**

Rhonda Storey from the Senior Center wanted to Thank the Council, Eric Singer and everyone who has volunteered and helped use out . No other City has the help that we have had.

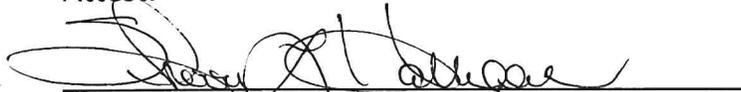
**13) COUNCIL REPORTS**

**14) ADJOURN**

Meeting was adjourned at 7:30 pm

  
Vic Holmes, Mayor

Attest:

  
Sherri L Halligan, City Clerk

Rathdrum City Hall is an ADA accessible building. Assistance for persons with disabilities will be provided upon 24-hours' notice prior to the meeting.