



MINUTES : PUBLIC HEARING & REGULAR COUNCIL MEETING

THURSDAY, MARCH 23rd 5:30 p.m. - DOVER CITY HALL, 699 LAKESHORE AVENUE, DOVER, IDAHO

Present: Mayor Shaha and Councilmembers – Brockway, Guthrie, and Strand. Staff – Planner, Clare Marley - Engineer, Jay Hassell - Clerk, Michele Hutchings.

Public present – Woody Goodvin, Mark Sauter, Marj Tilley and Brett Engel with Independent Highway District

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE: Mayor Shaha called the regular council meeting to order at 5:30 p.m. and led the Pledge of Allegiance

II. PUBLIC HEARING: File #AM06-17 Amendment to Building Height Standards (Title 12) - Marley explains amendments using presentation. Affirms changes are in accordance with Comprehensive Plan. Notes the two comments lodged by residents of Cedar Ridge Rd. Confirms P&Z Commission initiated changes to ordinance and has recommended the changes unanimously. Mayor confirms proper notice and publication were completed and asks for motion. **MOTION by Strand** to open the public comment period, **Guthrie 2nds.** All in favor, **MOTION carries.**

ACCEPTANCE OF PUBLIC COMMENTS ON FILE #AM06-17: No further questions by public or Council members.

CLOSE PUBLIC COMMENT: **MOTION by Strand** to close the public comment period, **Guthrie 2nds.** All in favor, **MOTION carries.**

III. DELIBERATION/DECISION: Title 12, File #AM06-17 – Amendment to Building Height Standards – Mayor calls for Council to make a decision. Strand expresses no opposition nor do other council members. Council agrees to adopt ordinance as recommended by P&Z. **MOTION by Strand** to dispense with the rules for reading the ordinance on three different days and call for one reading of the proposed ordinance by title alone, pursuant to Idaho Code §50-902.

Guthrie 2nds. Roll call vote: Brockway-Aye; Guthrie-Aye; Kubiak-Absent; Strand-Aye. Ayes have it, MOTION carries.

MOTION by Brockway to adopt the amendment to Dover’s Flood Damage Prevention Ordinance (Title read in full once by Brockway) File #AM04-16, finding that it is accord with the adopted policies of the City of Dover comprehensive plan and Idaho State Disaster Preparedness Act, as enumerated in the findings and standards of the staff report. **Guthrie 2nds. Roll call vote: Brockway-Aye; Guthrie-Aye; Kubiak-Absent; Strand-Aye. Ayes have it, MOTION carries. MOTION by Strand** to approve the summary of ordinance, as presented, and authorize the publication of this summary in accord with Idaho Code §50-901A. **Guthrie 2nds. Roll call vote: Brockway-Aye; Guthrie-Aye; Kubiak-Absent; Strand-Aye. Ayes have it, unanimous approval.**

MOTION by Strand to adjourn the public hearing portion of the meeting. **Guthrie 2nds. All in favor, motion carries.**

IV. PUBLIC COMMENT- GENERAL TOPICS: Mark Sauter, 205 Cedar Ridge Rd. would like to understand ownership and responsibilities of Cedar Ridge Rd. and he’s interested in sewer project details. Woody Goodvin, 834 Cedar Ridge Rd. says entire length of road is a riverbed with sides eroding. Wants to know who owns road. Understood when he purchased 20 years ago it is public road with private maintenance. Private, public or incorporated now? Goodvin expressed concerns from a safety standpoint. Mayor asks if either knows who to contact for authorization for work to be done. Mayor feels homeowners need to get bids and fix road, City engineer would need to sign off on work proposed. Not publicly maintained due to engineer's recommendation of work necessary before City takes possession. Strand refers to agreement of 1997 and outlines details. New agreement was close to finalization last year but didn't move forward due to lack of response from CROC. Goodvin and Sauter are not familiar with history of newer agreement and have not had communication from their HOA. Both suggest Mrs. Darling is HOA resident. Sauter asks about Essex, Mayor states Essex is private but City has water tank on Essex. Goodvin asks what issues with road were. Hassell explains concerns and recommendations to City and CROC. Goodvin notes lack of ability of water to flow off of the road. Also notes possible spring under road. Hassell says drainage and ditches also need to be addressed along with deferred maintenance. Goodvin asks if council would be willing to look at again. Mayor asks that appropriate contact for CROC be established and then it could be added to future agenda. Mayor is also concerned about authority to spend money on behalf of CROC without authorization. Sauter would like meeting to understand history of Cedar Ridge. Since HOA is not active, may be a good time to reevaluate. Strand recognizes safety issue and suggests short term decisions be in place. City can facilitate some engineering support for short term solution. Brockway doesn't disagree but wants to remind that it is privately maintained. Brockway notes Council put a lot of time, effort and money into previous negotiations and would like commitment from



CROC to actively move forward including repairs of road first. Goodvin confirms they will regroup and approach council again. Mayor suggests future workshop would be a first step. Strand says in workshops information is shared but no decisions would be made however, decision could be made during council meeting or emergency meeting. Strand notes due to website issue Clerk should be contacted for past minutes and engineering reports. Goodvin confirms he would work on short term solution and rely on Hassell for engineering support. Sauter asks for contact information from Strand and Hassell. Tony Aleto of 933 Cedar Ridge Rd. asks Hassell about construction practices. Hassell explains there are load limits in place, variances and waivers may be option. Hassell suggests solving outside of council meeting.

V. GUEST SPEAKER: Marj Tilley, - Independent Highway District - Tilley reviews report for Ontario Street Flooding.

Mayor says costs to City without costs from WSM are now around \$12,000. Tilley requests workshop with council, IHD representatives especially Bishop - the IHD Clerk. Strand curious about overall state of roads. Engel says most roads are in good shape, most culverts and ditches have been maintained. Cedar Ridge is an exception, waiting for it to dry out. Strand asks about Syringa. Engel confirms Ontario Hill and both Upper and Lower Syringa are holding up well as is Rocky Point. Tilley will work to get billing from IHD up-to-date. Mayor asks for IHD to suggest considerations for budget season. Tilley says will be mostly maintenance unless there are engineering projects and, if so, they would work with Hassell on those. Strand asks if there are items council needs to be pro-active with like emergency funding. Mayor is working on emergency funding.

VI. UNFINISHED BUSINESS:

1) Discussion/Decision – Independent Highway District (IHD) Memo of Understanding (MOU) - Mayor asks if council has questions for Tilley. Mayor confirms City Attorney Snedden made contact with IHD attorney and confirmed spirit of contract stayed the same just changed from JPA (Joint Powers Agreement) to a MOU (Memo of Understanding). Not much has changed, more of a legal formality. Hassell asks about annual budget and historical costs. Tilley says Bishop – IHD Clerk, can work with Hassell to provide information. Hassell could benefit from seeing monthly billing. Mayor asks for Motion to accept MOU. **MOTION by Strand** to accept the MOU as presented. **Guthrie 2nds. Roll call vote: Brockway-Aye; Guthrie-Aye; Kubiak-Absent; Strand-Aye. Ayes have it, MOTION carries.**

2) Discussion/Decision – Website update - Strand contacted Roundbox Creative and spent time on phone with GoDaddy. Aleto interrupts, asks who is paying for snowplowing and grading. Mayor confirms it is CROC. Strand says GoDaddy gave us a 31 day rolling back up when first started. Now service requires payment and we hadn't paid so we don't have that service. Neither Roundbox nor Strand could identify the malware. GoDaddy will, for \$200, clear website of malware and with monthly fee keep site clear from malware but not with any guarantees. Strand looked at proposal to move to Wordpress format, all his contacts suggested moving from Joomla to Wordpress platform. Strand's concern is Roundbox does not have a set price and would be more comfortable with set price bid. Strand's recommendation is to reinstate old Joomla website with protection then go to bid for conversion to Wordpress. He has list of 4 people interested in bidding. If commitment is made, website could be up and running in 2 days with GoDaddy's \$20 monthly protection plan + \$200 initial fee. Strand answers Mayor's question and says he doesn't think we'd have any significant hacks between now and next fiscal year. Brockway agrees with this solution as do other council members. Strand will coordinate with Roundbox and take charge of project.

3) Update –Backflow prevention project - Strand reviews his report of software costs. He is waiting for references for ABS system. Automatically integrates into ABS billing system. A little more complicated than Cross Track but won't have issues of people falling through the cracks. Strand likes ABS route if references come through ok. Brockway asks if Mike Wade has looked at ABS, Strand says no. Mayor notes this is more of an administration issue and asks if council would like to revisit or allow Mayor, Strand and Wade review system with ABS walk-through presentation. Guthrie asks if backflow system is necessary, Strand confirms it is a deficiency per DEQ. Guthrie ok with decision to pursue ABS. Strand confirms reports will follow.

VII. NEW BUSINESS:

1) Discussion/Update – Ontario St. culvert & sewer main and bike path under Dover Hwy bridge - Hassell confirms Ontario Rd. is closed and road structure may have been compromised. Will need to tear off asphalt and determine what repairs will be needed before re-opening. Working on bids for sewer lines and also Bonner County for emergency



funding. Potential FEMA relief. FEMA will be better ratio of cost to City vs. State funding. \$100-\$170k is rough estimate. Strand asks about utilities. Hassell refers to gas, water, sewer and possibly phone with water possibly the most significant repair. As to Bike Path, Hassell says there are no culverts under the trail. Technically ITD jurisdiction, not a City of Dover issue. Hassell suggests communicating with ITD to see how to alleviate the problem. Mayor says City already in negotiations with ITD re: Brownsfield project. Strand asks about right hand turn onto Pine St. and 60 mph sign just before the turn. Mayor says she has already received a firm "no" but suggests Strand could take on project.

2) ICRMP decision on IHD hydrant claim - Mayor says that IHD claim was denied but City filed claim with our own insurance and reimbursement has been received.

VIII. CONSENT AGENDA: Mayor asks if Council has questions or concerns about payables, financials, or minutes. Strand asks about February financials and whether or not all pumpings were included. Mayor and Brockway agree a few were included in Feb. **MOTION by Brockway** to accept Consent Agenda as presented, **Strand 2nds. All in favor, none opposed - MOTION carries.**

IX. FUTURE AGENDA ITEMS/MEETINGS: Mayor reviews dates listed on agenda. Strand would be in favor of starting future public hearings at 6pm. Strand says April DURA meeting will be cancelled Mayor reminds Council that April agenda will include budget discussions. Guthrie will not be present at 4/13 meeting. Mayor suggests Guthrie provide council with information about SPOT bus bench project for review.

X. ADJOURNMENT: **MOTION by Brockway** to adjourn, **Strand 2nds. All in favor, none opposed - MOTION carries.** Meeting adjourned at 7:04 p.m.

Respectfully submitted, Michele Hutchings – City Clerk