

**CITY OF HAYDEN LAKE
MINUTES OF REGULAR MEETING
SEPTEMBER 18, 2012**

CALL TO ORDER

Mayor Beck called the regular meeting to order at 6:00 p.m. Council members present were Tom Gorman, Tommy Frey and Jim Ackerman. Councilman Ed Graves was absent. Attorney Bredeson, Code Enforcement Officer Rand Wichman, Chief Johnson and Matt Gillis from Welch Comer & Associates were present as representatives of the Council. Pat Walters and Dave Campbell were the visitors present. Clerk Hagman recorded the minutes of the meeting.

AGENDA

Councilman Gorman moved to amend the agenda to add an executive session due to information just received and to then approve the amended agenda. Councilman Frey seconded the motion. The motion carried.

Councilman Gorman then moved to approve the consent agenda including the invoices for payment and the minutes of September 4, 2012. Councilman Frey seconded the motion. The motion carried.

DRAINAGE ISSUES

Matt Gillis from Welch Comer & Associates addressed the Mayor and Council on the drainage issues at Mr. Walters' residence on Lakeview Dr. and Mrs. Campbell's residence on Pt. Hayden Drive. Mr. Gillis discussed surface water techniques and informed the Council that the City cannot put storm water into the lake. Mr. Gillis referenced Title 11 of the Hayden Lake City Code. Mr. Gillis reviewed the issues with Mr. Walters' property. Mr. Gillis explained that the City can catch the water from Lakeview Dr. in a shallow asphalt ditch, run it down to a catch basin and into a large swale. A rock wall would need to be modified to allow overland discharge.

Mr. Walters was in favor of this method but was adamant that the existing tree roots cannot be cut. Mayor Beck explained that the City needs an acceptable design.

Mr. Gillis stated that using the neighbor's property near the trees that Mr. Walters doesn't want disturbed is nearly impossible. There are several issues on the neighbor's property. Mr. Gillis felt that it may be possible to use a small V ditch where the trees are. Councilman Gorman questioned how many people are having issues in this area. Mr. Gillis replied that it was only Mr. Walters and his neighbor. Mr. Walters asked if a pipe can be placed above ground near the trees. Mr. Gillis replied that this could be done.

Attorney Bredeson explained the process for getting quotes for the project. It was recommended that the City get at least two bids. Mayor Beck suggested Mr. Gillis add grade to the scope of work. Mr. Walters offered to shoot the grade himself. Mr. Walters felt that someone would need to be on site to make a decision on how to go around the tree roots. Mr. Gillis stated that he could put together the specifications to protect the City. **Councilman Gorman moved to direct Welch Comer & Associates to put the specs together and move forward with the project. Councilman Frey seconded the motion.**

Councilman Gorman questioned Mr. Walters about his basement flooding and if he would be looking to the City to maintain what is being put in. Attorney Bredeson suggested the City have a formal easement over Mr. Walters' property. Mayor Beck directed Mr. Gillis to develop the scope of work and send it to multiple contractors. Mr. Gillis will request that they meet on site and have costs for the next meeting for approval. **The motion carried.**

Mayor Beck directed Attorney Bredeson to draft the easement.

CAMPBELL

Mr. Gillis recommended extending the outlet pipe past Mrs. Campbell's driveway. Mr. Gillis felt a 12" pipe would work. Mayor Beck questioned if a smaller one could be used. Mr. Gillis stated that an 8" would be harder to jet out. Mayor Beck stated that the existing pipe is 6" under the driveway so the City should continue with a 6".

Mr. Gillis informed the Council that on the County property, grading the ditch back would make it very deep and would not be helpful. Mr. Gillis suggested keeping the water going through the pipe. Mayor Beck asked Mr. Gillis to do a scope of work and get it out to multiple contractors. Mr. Campbell stated that the sump pump would also need to be connected to the pipe. **Councilman Gorman moved to direct Welch Comer & Associates to follow the same procedure as the Walters' property. Councilman Frey seconded the motion. The motion carried.**

NEW BUSINESS

Mayor Beck introduced Mr. Rand Wichman to the Council. Mr. Wichman addressed the Council and explained that he had no concerns with the scope of work however he has questions regarding insurance issues in the contract. Mayor Beck asked Mr. Wichman to contact Attorney Bredeson to discuss the contract concerns. Mr. Wichman questioned the Council on their vision of how active they would like him to be. Mayor Beck will set up a meeting with Mr. Wichman and Councilman Graves to discuss the scope of work. Mayor Beck explained that Mr. Wichman will answer directly to the Mayor. Councilman Ackerman questioned Mr. Wichman of his knowledge of storm water. Mr. Wichman stated that he was the overseer for the County storm water for the first 5 years of their storm water plan.

POLICE REPORT

Chief Johnson gave a report on police activity for the month of August. A gravel pathway on Hayden Ave. was discussed. Chief Johnson received a bid from Peck and Peck to fill in a gravel path on the north side of Hayden Ave. for approximately \$2,800 and the south side would be done for \$1,800. The south side would not be done all the way to Strahorn Rd. Councilman Gorman stated that the north side of Hayden Ave. was the plan for the pathway in the beginning. Mayor Beck questioned Attorney Bredeson on the right of way on the north side and is it wide enough for a path.

Councilman Gorman suggested a pathway on north side of Hayden Ave to Lakeview Dr. Mayor directed Chief Johnson to contact Peck and Peck and extend the pathway up to Lakeview Dr. with a 3' to 5' gravel pathway and get a price for both. This issue will be continued to the next meeting.

FINANCIAL REPORT

Clerk Hagman presented the financial reports for August, 2012. Councilman Frey moved to approve the report, seconded by Councilman Gorman. The motion carried.

STREETS

Clerk Hagman informed the Council that there has been a request from a citizen on Northwood Dr. to have the street swept. Councilman Gorman stated that the loose gravel is the result from the chip seal and the gravel will be picked up by the snow plow.

EXECUTIVE SESSION

At 7:00 p.m. Councilman Gorman moved to recess to executive session per ID Code 67-2345 (1) (f) for possible litigation. Councilman Frey seconded the motion. A roll call vote was taken; Councilman Graves was absent, Councilman Gorman, “aye”, Councilman Frey, “aye” and Councilman Ackerman, “aye”. The motion carried.

Present in executive session were Mayor and Council members, Attorney Bredeson and Clerk Hagman. At 7:10 p.m. Council reconvened to regular session.

ADJOURN

With no further business before the Council, at 7:10 p.m. Councilman Gorman moved to adjourn, seconded by Councilman Frey. The motion carried.

Chris Beck, MAYOR

Lynn M. Hagman, CITY CLERK