

**CITY OF HAYDEN LAKE
MINUTES OF REGULAR MEETING
FEBRUARY 19, 2013**

CALL TO ORDER

Mayor Beck called the meeting to order at 6:00 p.m. Council members present were Ed Graves, Tom Gorman, Tommy Frey and Jim Ackerman. Code Enforcement Officer Rand Wichman and Attorney Pete Bredeson were also present as representatives of the Council. William Bentz was present as a visitor and Clerk Hagman recorded the minutes of the meeting.

Mr. Bentz led in the pledge of allegiance.

Councilman Gorman moved to approve the agenda and the consent agenda including the minutes of February 5, 2013 meeting and the invoices for payment. Councilman Frey seconded the motion. The motion carried.

Mr. Tony Coke, representative for the Hayden Triathlon was unable to attend the meeting and this agenda item will be continued to the next meeting.

Public Hearing

At 6:05 p.m. Mayor Beck opened the public hearing for Ordinance 256, an ordinance amending Title 9, Chapter 3, Section 5 and Title 9, Chapter 4, Section 2 of the City code to adopt alternative setback and building height requirements.

There were no citizens present to speak on the ordinance and the public hearing was closed at 6:07 p.m.

Mayor Beck read Ordinance 256 by Title only.

Councilman Gorman moved to approve the reading of the Ordinance by Title only, to suspend the rule requiring the reading on three separate occasions and to approve the first reading. Councilman Frey seconded the motion. A roll call vote was taken; Councilman Graves, "aye", Councilman Gorman, "aye", Councilman Frey, "aye" and Councilman Ackerman, "aye". The motion carried.

Councilman Gorman then moved to approve the publishing of Ordinance 256 by summary. Councilman Graves seconded the motion. The motion carried.

ORDINANCE 257

Ordinance 257, an ordinance amending Title 5, Chapter 2 of the City code by adding a new section 6 thereto which prohibits disruptive parties, gatherings and events on private property located within the City's residential zone was discussed by the Council. Councilman Graves stated that he is in favor of the ordinance and it is a good method for noise levels at large gatherings on private property. Councilman Ackerman questioned if Chief Johnson would get the initial call for the disturbance.

Councilman Graves replied that he would and he will have a meter to use to check the noise level. The level is 5 decibels over background noise and Councilman Graves will show Chief Johnson how to use the meter.

Mayor Beck read Ordinance 257 by Title only.

Councilman Gorman moved to approve the reading by Title only, to suspend the rule requiring the reading on three separate occasions and to approve the first reading. Councilman Graves seconded the motion. A roll call vote was taken; Councilman Ackerman, “aye”, Councilman Graves, “aye”, Councilman Gorman, “aye” and Councilman Frey, “aye”. The motion carried.

Councilman Gorman then moved to approve the publishing of Ordinance 257 by summary. Councilman Frey seconded the motion. The motion carried.

LIQUOR LICENSES

Clerk Hagman presented liquor licenses for the Porch Restaurant and the Hayden Lake Country Club for approval. Attorney Bredeson advised Councilmembers to disclose if they are members of the Country Club and if they would be recusing themselves from the vote. Councilman Graves stated he is a member of the Country Club and will recuse himself from the vote. Councilmen Frey and Gorman are also members of the Country Club and they will not be recusing themselves from the vote. Councilman Ackerman is not a member and Mayor Beck also disclosed that he is a member of the Country Club.

Councilman Ackerman moved to approve the licenses for the upcoming year, seconded by Councilman Frey. A roll call vote showed; Councilman Ackerman, “aye”, Councilman Graves recused himself, Councilman Gorman, “aye” and Councilman Frey, “aye”. The motion carried.

POLICE REPORT

Chief Johnson reported on the police activity for the month of January, 2013.

CODE ENFORCEMENT

Rand Wichman informed the Council that he met with Councilman Graves on the check list for building permits and drafted a new form that was submitted to the Council. Mr. Wichman stated that he is looking at the City’s fee structure and will be discussing this at a later date as well as the City’s construction hours.

ATTORNEY

Attorney Bredeson reviewed the legislative update previously given to the Council. Attorney Bredeson informed the Council that nothing material to the City has been approved by the House and Senate yet, however if the 2012 version of the International Building Code and amendments to other Codes adopted by the City pass, the City will need to adopt these as well.

FINANCIAL REPORT

Clerk Hagman reported on the City finances and informed the Council that all was in order and there will be some savings on the snow plowing this year. **Councilman Gorman moved to approve the financial report, seconded by Councilman Frey. The motion carried.**

PUBLIC WORKS REPORT

Mayor Beck informed the Council that Erik Shanley from Lakes Highway District will be doing some grading on Miles Ave. Mayor Beck stated that the pedestrian path will be incorporated into the design for Miles Ave.

COUNCIL COMMENTS

Councilman Ackerman is in favor of purchasing a meter or downloading the device onto the Police Chief's cell phone for noise levels.

EXECUTIVE SESSION

At 6:30 p.m. Councilman Gorman moved to recess to executive session per ID Code 67-2345 (1) (f) possible litigation. Councilman Frey seconded the motion. A roll call vote showed; Councilman Graves, "aye", Councilman Gorman, "aye", Councilman Frey, "aye" and Councilman Ackerman, "aye". The motion carried.

Present in executive session were Mayor and Councilmen, Attorney Bredeson and Clerk Hagman.

At 6:45 p.m. Council reconvened to regular session.

ADJOURN

With no further business before the Council, at 6:50 p.m. Councilman Frey moved to adjourn, seconded by Councilman Gorman. The motion carried.

Chris Beck, MAYOR

Lynn M. Hagman, CITY CLERK