

**CITY OF HAYDEN LAKE
MINUTES OF REGULAR MEETING
AUGUST 4, 2009**

CALL TO ORDER

Mayor Morris called the meeting to order at 7:00 pm. Present were Council members Tom Gorman, Todd Walker, Bob Grant and Jan Wingren. City Attorney Pete Bredeson and Code Enforcement Officer Dick Pelton were present as representatives of the Council. Deputy City Clerk Burnell Daugherty recorded the minutes of the meeting.

AGENDA

Councilman GORMAN moved to approve the agenda for the meeting, seconded by Councilman WALKER. The motion carried.

Councilman WINGREN moved to approve the consent agenda, including the minutes from the July 22, 2009 meeting and the list of invoices for payment. Councilman GORMAN seconded the motion. The motion carried.

BUDGET

Mayor Morris stated that it may be wise to begin the budget review process earlier next year, possibly sometime in May. Mayor Morris also stated that the public hearing on the budget would take place during the Council's regular meeting on September 1, 2009. Mayor Morris questioned City Attorney Bredeson regarding what the deadline for adoption of the final budget is. City Attorney Bredeson stated that the budget needed to be certified to Kootenai County by September 10, 2009.

Councilman GRANT moved to preliminarily approve the budget, seconded by Councilman GORMAN. The motion carried.

PUBLIC HEARING REGARDING THE ADOPTION OF RESOLUTION 97

Mayor Morris recessed the regular meeting at 7:10 pm and opened the public hearing regarding the adoption of Resolution 97. Mayor Morris then briefly explained the purpose of the Resolution, which is to adopt a fee for the City's issuance of dual residential permits. Such permits were authorized by the Council in Ordinance No. 229. Councilman Grant then questioned City Attorney Bredeson what he thought of the Resolution, since it was prepared by the former City Attorney. Bredeson stated that he approved of the Resolution. There being no one present to comment for or against the Resolution, Mayor Morris closed the public hearing at 7:15 pm.

Councilman GRANT moved to adopt Resolution 97, seconded by Councilman WALKER. Roll Call vote: Councilman Gorman voted "aye", Councilman Walker

**voted “aye”, Councilman Grant voted “aye” and Councilman Wingren voted “aye”.
The motion carried.**

CITY ATTORNEY

City Attorney Bredeson stated that he was happy to be back as the City Attorney and thanked the Mayor and Council for the opportunity. Mayor Morris told Bredeson that he needed to follow up with the County regarding the possibility of adding the payment of the City’s impact fees to the checklist for County building permits issued to property owners located within the City’s Area of City Impact. Councilman Walker then stated that he was going to be meeting this week with County representatives on a separate matter and would follow up on the issue himself.

City Attorney Bredeson then stated that he was working on renegotiating the contract between the City and the County regarding prosecutorial services. Bredeson stated that he called Barry McHugh, the Kootenai County Prosecuting Attorney, that morning and left a voice mail. Councilman Gorman stated that Bredeson needed to tell Mr. McHugh that the City is fine with the County’s further evaluation of the arrangement, however in the meantime the City should pay what Dalton Gardens pays for the same services.

MAYOR

Mayor Morris stated that the Hayden View Triathlon didn’t end up going through the City after all. Mayor Morris also stated that she and the Council now know that the first week in August is always Men’s Member-Guest week at the Hayden Lake Country Club, so approval of events that conflict with the Member-Guest will try to be avoided in the future. Councilman Grant stated that, in the future, the organizers of the Hayden View Triathlon need to notify the Hayden Lake Country Club of their event and work with the Club so that problems don’t arise. Councilman Walker stated that the event organizers need to remember the Club when planning events like the Hayden View Triathlon.

Mayor Morris also informed the Council that she has agreed to serve on the Association of Idaho Cities’ Legislative Committee again this year. Councilman Walker stated that he thought this was a good idea.

PLANNING AND ZONING

Councilman Walker apologized for missing the last meeting. He stated that he was working hard on compiling the survey results regarding the City’s Comprehensive Plan. Code Enforcement Officer Pelton stated that he had no issues or matters to report on.

FINANCIAL

Councilman Wingren stated that the City’s finances looked to be in order. Mayor Morris again stated that the budget review process needs to start earlier next year.

LAW ENFORCEMENT

Councilman Grant stated that Officer [REDACTED] was scheduled to work three 4 hour shifts this week while Chief Johnson is gone. Councilman Grant also stated that traffic counters can be put down on City streets by Lakes Highway District if real speeding issues arise in the future. Councilman Grant and Councilman Gorman stated that they will discuss the need for traffic counters before the next meeting.

STREETS AND WATER

Councilman Gorman stated that the buoys to be placed in Hayden Lake by the City that were originally thought to be broken will instead be fixed and set by Tom Frey. Councilman Gorman then informed the Council that the cost to determine for sure what portion of Miles Avenue the City owns versus what portion Lakes Highway District owns is going to be more than the amount approved by the Council at its July 22, 2009 meeting. This is due to the need for a full topographical survey, bringing the total cost for the core sampling and the right of way ownership determination by Welch-Comer to \$5,500. Councilman Gorman stated that there seemed to have been some miscommunication between him and Matt Gillis at Welch Comer regarding the dollar amount for the needed services and apologized for that. Councilman Wingren then asked Councilman Gorman what happens if it is determined that Lakes Highway District owns most of the right of way. Councilman Gorman stated that Lakes Highway District would then be responsible for most of the costs associated with the core sampling and right of way determination. Councilman Grant then questioned whether reconstruction of the road portion of Miles Avenue was discussed, or its predicted location. Councilman Gorman responded that such topics had not been discussed yet. However, Councilman Gorman predicted that the road would be re-constructed in its present location. Councilman Walker then stated that the City needs to find out for sure who owns what portion of the Miles Avenue right of way, but questions whether Lakes Highway District would pay their share of the costs incurred in making such determination. Councilman Gorman stated that it is his understanding that Lakes Highway District will pay their share.

Councilman WALKER made a motion to approve the expenditure of \$5,500 for Welch-Comer to perform the core sampling of Miles Avenue along with the right of way determination, which will include a topographical survey. The motion was seconded by Councilman GRANT. During discussion, Councilman GRANT stated that he was concerned that Lakes Highway District has backpedaled in the past and might do so again here. Councilman GORMAN stated that the subject work is needed for grant purposes. The motion carried.

SOLICITATION

Councilman Wingren then voiced his concern about solicitation in the City. Councilman Grant recommended that this be discussed at the next Code Review Committee meeting.

ADJOURN

With no further business, Councilman GORMAN moved to adjourn at 7:47 pm, seconded by Councilman GRANT. The motion carried.

Nancy E. Morris, Mayor

Lynn M. Hagman, City Clerk