

**CITY OF HAYDEN LAKE  
MINUTES OF REGULAR MEETING  
OCTOBER 7, 2014**

CALL TO ORDER

Mayor Beck opened the meeting at 5:00 p.m. Council members present were Jim Ackerman, Ed Graves and Tom Gorman. Councilman Tommy Frey was absent. Attorney Bredeson and Chief Johnson were present as representatives to the Council. Clerk Hagman recorded the minutes of the meeting.

AGENDA / CONSENT AGENDA

**Councilman Gorman moved to amend the agenda to include the MOU for Spillman Public Safety System due to the MOU being received today and due to needing immediate approval. Councilman Graves seconded the motion. The motion carried.**

**Councilman Gorman moved to approve the amended agenda and the consent agenda including the minutes of September 16, 2014 and the invoices for payment. Councilman Ackerman seconded the motion. The motion carried.**

PUBLIC HEARING – WM. DAUM

Mayor Beck opened the public hearing at 5:05 p.m. to hear comments for or against the application for alternate setbacks submitted by William Daum for the property at 10843 N. Lakeview Dr.

Ms. Linda Fehlsing testified that when she built her home to comply with the lot size and meet the setbacks. Ms. Fehlsing feels there is no excuse for Mr. Daum putting the foundation in and then coming to the Council for approval.

Mr. Daum informed the Council that he had the wrong dimensions from the County on how big the lot was. Mr. Daum stated that he met with Code Enforcement Officer Rand Wichman and an inspection was done by the building inspector, Jeryl Archer after the form was in and then the foundation was poured. Mr. Daum stated that he thought he was within the setback.

Councilman Ackerman questioned where the foundation is now. Mr. Daum stated he had encroached in the setback and explained to the Council where the foundation was poured.

Mayor Beck read two responses into the record, one by telephone and one written. Both responses had no objections. At 5:12 p.m. Mayor Beck closed the public hearing.

Councilman Graves stated he would like to have a conversation with the code enforcement officer and the building inspector before deciding. Attorney Bredeson informed the Council that the final inspection on the foundation was done by the building inspector. The requirements have been met for the alternate setback request.

**Councilman Graves moved to table the request to the next meeting to allow the Code Enforcement Officer and Building Inspector to comment. Councilman Gorman seconded the motion. The motion carried.**

#### MEMORANDUM OF UNDERSTANDING

The Memorandum of Understanding for the Spillman Public Safety System was presented and Chief Johnson explained what this system does.

**Councilman Gorman moved to approve the MOU, seconded by Councilman Graves. A roll call vote was taken; Councilman Ackerman, “aye”, Councilman Graves, “aye” and Councilman Gorman, “aye”. The motion was unanimously carried.**

#### ORDINANCE 270

Ordinance 270, an ordinance amending Title 5, Chapter 2, Section 1.B of the City code to authorize the discharge of firearms in lawful defense of person or persons or property within the limits of the City was explained by Attorney Bredeson.

**Councilman Graves moved to adopt Ordinance 270, to suspend the rule requiring the reading on three separate occasions and to be read in full. Councilman Ackerman seconded the motion. A roll call vote showed; Councilman Graves, “aye”, Councilman Gorman, “aye” and Councilman Ackerman, “aye”. The motion was unanimously carried.**

Mayor Beck read the Ordinance by Title only.

**Councilman Graves moved to adopt Ordinance 270, to publish by summary and to adopt the summary. Councilman Gorman seconded the motion. A roll call vote showed; Councilman Gorman, “aye”, Councilman Ackerman, “aye” and Councilman Graves, “aye”. The motion was unanimously carried.**

#### ATTORNEY CONTRACT

The legal services agreement was presented and discussed.

**Councilman Gorman moved to approve the contract, seconded by Councilman Graves. A roll call vote was taken; Councilman Ackerman, “aye”, Councilman Graves, “aye” and Councilman Gorman, “aye”. The motion was unanimously carried.**

POLICE REPORT

Chief Johnson reported on the September, 2014 activity in the City. Councilman Gorman voiced his concern with speeding on Strahorn Rd. Mayor Beck suggested possibly installing traffic counters. Chief Johnson will have Reserve Officer Asper patrol this street.

FINANCIAL

There was no financial report due to bank statements not being received.

ATTORNEY

Attorney Bredeson discussed Title 6 regarding civil rights. Attorney Bredeson informed the Council that he and Clerk Hagman met with a Civil Rights Officer and discussed how the City can stay in compliance with Title 6. Attorney Bredeson will keep in touch with Mr. Russ Rivera and update any documents that are needed to be in compliance.

PUBLIC WORKS

Mayor Beck announced that Councilman Frey is researching the base for the bollards on Strahorn Rd.

ADJOURN

**With no further business before the Council, Councilman Gorman moved to adjourn at 5:35 p.m., seconded by Councilman Graves. The motion carried.**

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Chris Beck, MAYOR

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Lynn Hagman, CITY CLERK