

**REGULAR BURLEY CITY COUNCIL MEETING  
CITY HALL  
1401 Overland Avenue  
Burley, Idaho  
June 2, 2020**

**AGENDA**

**REGULAR SESSION AT 7:00 P.M.**

**CONSENT CALENDAR**

- 1. ACTION ITEM 1.a through c.** Items on the Consent Calendar are considered to be routine and enacted by one motion. Any item may be removed for discussion and made a part of the regular agenda at the request of a member of the Council. Any request shall be made after the Consent Calendar is read and before action is taken.
  - a. APPROVAL OF MINUTES FROM REGULAR AND SPECIAL MEETINGS**
  - b. BILLS PAYABLE \$848,992.35.**
  - c. PAYROLL ENDING ON 5/22/20 FOR \$338,242.83.**
  
- 2. ACTION ITEM** Approval of Cares Act Airport Grant Agreement Mark Mitton
- 3. ACTION ITEM** Fire Union Negotiations Mark Mitton
- 4. ACTION ITEM** Idaho Regatta Update Louis Schindler
- 5. ACTION ITEM** Appoint Summer Jackson to Library Board Mayor Ormond

**Information Items**

**BUILDING PERMITS:**

Rivergate Properties, LLC	242 E 5 <sup>th</sup> N	Salon	\$ 20,000.00
Wolverton Homes	941 Magnolia St	Single Family	\$158,500.00
Scott D Baker	2700 Fairmont Dr	Addition	\$ 55,000.00
Artemio Valentin	231 W 25 <sup>th</sup> St	Addition	\$ 15,000.00

**This is a conference call meeting.**

**Dial-in number (US): (605) 313-6290**

**Access code: 779726#**

**The number will also be provided by e-mail and posted  
on the City website.**

**REGULAR BURLEY CITY COUNCIL MEETING  
CITY HALL  
June 2, 2020**

**COMMENCE MEETING**

Council met in regular session at 7:00 p.m. with Mayor Ormond presiding. Council members present were Casey Andersen, Jon Anderson and Bryce Morgan. Council member John Craner, Janet Hansen and Kimberli Seely joined by speaker phone.

City Staff present were as follows: City Administrator Mark Mitton, City Clerk Ellen Maier, Attorney Dave Shirley, Bryan Reiter, Electrical Supervisor Brent Wallin, Parks Supervisor Brent Winn, Firemen Justin Jensen and Jon Ostler were also in attendance.

**INVOCATION**

The Invocation was offered by Council member Casey Andersen followed by the Pledge to the Flag.

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A motion was made by Council member Craner and seconded by Council member Morgan to accept the Consent Calendar as written.

**Roll Call Vote.**

The results of the votes were as follows:

Casey Andersen	Aye	Janet Hansen	Aye
Jon Anderson	Aye	Bryce Morgan	Aye
John Craner	Aye	Kimberli Seely	Aye

Motion carried.

## **APPROVAL OF CARES ACT AIRPORT GRANT AGREEMENT**

City Administrator Mark Mitton said that as part of the Cares Act passed by Congress a couple of months ago, the Burley airport was allotted \$30,000.00 for maintenance of its airport. Mr. Mitton recommended we use this for crack sealing. He said maybe this fall and next summer we can get that done to help preserve the pavement. It was mentioned that this work will be done by the city crews.

A motion was made by Council member Craner and seconded by Council member Morgan to approve the grant for \$30,000.00 from the US Department of Federal Aviation Administration and allow the Mayor to sign it.

Roll Call Vote:

The results of the votes were as follows:

Casey Andersen	Aye	Janet Hansen	Aye
Jon Anderson	Aye	Bryce Morgan	Aye
John Craner	Aye	Kimberli Seely	Aye

Motion carried.

## **FIRE UNION NEGOTIATIONS**

City Administrator Mark Mitton stated he received a letter from the local firefighters stating they want to negotiate a new three-year contract. He said the first meeting will need to be posted as an executive session as required by Idaho Code. The appointed committee will then bring the contract back to Council for their approval.

A motion was made by Council member Jon Anderson and seconded by Council member Casey Andersen to allow the public safety committee along with the Mayor and City Administrator, Mark Mitton, to be on the negotiating team and meet with the firefighters and their negotiating team.

Roll Call Vote:

The results of the votes were as follows:

Casey Andersen	Aye	Janet Hansen	Aye
Jon Anderson	Aye	Bryce Morgan	Aye
John Craner	Aye	Kimberli Seely	Aye

Motion carried.

## **IDAHO REGATTA UPDATE**

Louis Schindler representing the Idaho Regatta stated that they will be holding the regatta June 25<sup>th</sup> through June 28<sup>th</sup> and asked Council for their permission to use the Kodiak parking lot to start the boat parade as in the past. He said they had to make some adjustments due to COVID and that he has worked with the Southern Idaho Health District. Mr. Schindler stated that stage 4 ends on June 26<sup>th</sup> and he is not clear what precautions need to be in place after that. He said that they will try to keep the groups to 50 people and each group 6 feet apart. They will have gallon

jugs of hand sanitizers at different stations. They will ask all people coming into the area to follow their states guidelines and when in Idaho follow our guidelines. It was mentioned that the APPA has cancelled all other events, so the boat entries are up from 30 to above 60. He said they use the City's restrooms and also have portable restrooms brought in. He said they would monitor and supply the cities restrooms over the weekend so the city crew would not have to.

Council member Craner said his biggest concern is the sanitizing of all restroom facilities to prevent the spread of COVID. Mr. Schindler said the porta-potties would be sanitized every night and that he does not have the manpower to clean more often unless he got volunteers. He said that his understanding was that by that time all of the restrictions would be lifted.

City Attorney Dave Shirley stated that this is not a city sponsored event however we do let them use city property and would have some responsibility there. He stated the city needs to make sure we are complying and taking reasonable measures with the rules about COVID 19, to avoid any liability. He said we need to follow the CDC guidelines and the Governor's orders at that time. He stated that the city could require adequate manpower to make sure the restrooms meet the cleaning criteria. It was mentioned that service clubs and sports teams might possibly be interested. Mr. Shirley suggested that Mr. Schindler work with the Health Department and come up with a plan, to present to Council for their approval, using the guidance from the CDC guidelines and Governor's order to take all necessary precautions required. Mr. Shirley said he could look at a release of liability also if needed.

A motion was made by Council member Morgan and seconded by Council member Casey Andersen to allow the use of the park as long as we are provided a plan on the cleaning of the park bathrooms, approved by Council, and allowing the use of Kodiak parking lot.

Roll Call Vote:

The results of the votes were as follows:

Casey Andersen	Aye	Janet Hansen	Aye
Jon Anderson		Bryce Morgan	Aye
John Craner	Nay	Kimberli Seely	Aye

Council member Jon Anderson did not vote. He said his concern is that if we wait for two more weeks for Council approval, eleven days before the event, it will not work for the regatta committee if it is not approved. He said he would like that motion instead to be the Council President, City Administrator and Mayor could make the decision for the Council and using the staging parking lot is not a problem if the event is allowed to happen. He asked that the motion be amended on that basis.

Mr. Shirley said another option would be schedule another meeting and require Mr. Schindler to have a plan to present to Council.

Council member Morgan said he would amend his motion with the timeline that we would meet again and he would have a proposal by Friday that Council would look at. Mr. Morgan restated that he would make a motion that we allow the event and have a special meeting next Tuesday to approve the plan for the bathrooms.

Council member Casey Andersen said his second would stand.

Mr. Schindler said he has no idea how to make a plan and asked if he could get help making this plan, because there is not specific guidance on cleaning and the Health Department is not very specific with what he should be doing.

Council member Morgan said he would like to amend his last motion to allow the event contingent upon Mr. Schindler cleaning the bathrooms and porta-potties every two hours during the event and allow the use of the parking lot. Council member Casey Andersen seconded the motion.

Roll Call Vote:

The results of the votes were as follows:

Casey Andersen	Aye	Janet Hansen	Nay
Jon Anderson	Nay	Bryce Morgan	Aye
John Craner	Nay	Kimberli Seely	Nay

Motion failed.

Council then asked Mr. Shirley for guidance. Mr. Shirley stated that the Governor's order asked for all events to have a plan in place. This plan needs to be approved by the city because they will be holding the event on city property. Mr. Shirley suggested that if they want to go forward then just make a new motion. He said he would be happy to provide Mr. Schindler resources from the CDC and a contact from the Health Department to get a plan submitted by Friday.

A motion was made by Council member Jon Anderson and seconded by Council member Morgan to have a meeting Friday at 7:00 P.M. to approve the plan provided by Mr. Schindler.

Roll Call Vote:

The results of the votes were as follows:

Casey Andersen	Aye	Janet Hansen	Aye
Jon Anderson	Aye	Bryce Morgan	Aye
John Craner	Aye	Kimberli Seely	Aye

Motion carried.

#### **APPOINT SUMMER JACKSON TO LIBRARY BOARD**

Mayor Ormond stated that Tayce Robinson the Librarian asked to appoint Summer Jackson to the Library Board. Tayce Robinson stated Summer was recommended by Casey Andersen. Mr. Andersen said he has known Summer for a long time. He said she deals with kids in the school system and feels that she will be a good addition to the board. Council member Jon Anderson said she has been a long time resident and he has seen what she has done with the school district and recommends her for the position.

Summer Jackson said she looks forward to this opportunity. She has attended a board meeting to get a feel for it and make sure it is something she would be interested in. She said reading is important and she looks forward to serving on the board.

A motion was made by Council member Casey Andersen and seconded by Council member Jon Anderson to approve the appointment of Summer Jackson to the library board.

Roll Call Vote:

The results of the votes were as follows:

Casey Andersen	Aye	Janet Hansen	Aye
Jon Anderson	Aye	Bryce Morgan	Aye
John Craner	Aye	Kimberli Seely	Aye

Motion carried.

Justin Jensen from the fire department reported that today they responded to a motorhome that caught on fire along with a grass fire. He said that medical calls are going up now that the COVID restrictions are easing up.

Council member Craner complimented the cemetery team for the work they did over Memorial Day.

Mayor Ormond complimented Mr. Winn on the work being done at the Credit Union Park which is near completion and looking good.

Council member Jon Anderson thanked the BAAT team and the High School Ag Team for the flower pots.

Council member Casey Andersen thanked whoever is working on the sidewalk at Story Book Park and also said the low pressure water is working well this year.

A motion was made by council member Casey Andersen and seconded by Council member Morgan to adjourn the meeting at 8:01 P.M.

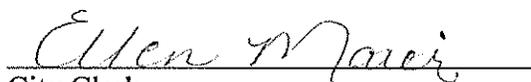
All "Aye."

Motion carried.

City of Burley

  
Mayor Ormond

ATTEST:

  
City Clerk