



**CITY OF PONDERAY  
REGULAR  
MEETING MINUTES  
APRIL 16th 2018**

**MAYOR STEVE GEIGER CALLED THE MEETING TO ORDER AT 6:00 P.M.**

**PRESENT: MAYOR STEVE GEIGER, COUNCILMEMBER McNEARNEY, COUNCIL MEMBER KUNZEMAN, COUNCILMEMBER OSBORNE, COUNCILMEMBER THOMPSON,**

**ALSO PRESENT: ATTORNEY MARSHALL, PLANNER BRUBAKER, ENGINEER HENDREN**

**ABSENT: CHIEF CORNELIUS, CLERK WARREN**

**THE PLEDGE OF ALLEGIANCE WAS RECITED.**

**CONFLICTS OF INTEREST AND/OR DISCLOSURES:**

Mayor Geiger acknowledged conflict of interest and disclosures statement.

***Motion to amend agenda***

**Councilmember Thompson/Osborne. Roll Call vote. All voted in favor. Motion approved.**

**CONSENT AGENDA:**

**A.** Approve Council minutes for April 12th, regular council meeting

**B.** *Acknowledge Police Report*

**C.** *Acknowledge Attorney Report*

***Motion to approve consent agenda without bills***

**Councilmember Thompson/Osborne. Roll Call vote. All voted in favor. Motion approved.**

**DEPARTMENT REPORTS/UPDATES:**

**MAYOR:** Mayor commented that due to the scheduling of a public hearing that was one day off, the public hearing was rescheduled.

Mayor asked Planner Brubaker of the Park Committee, how often do you meet and when. Planner Brubaker said that our regular Parks committee meets once a month, seasonally. So it will start back up this month. Planning commission meets the first Wednesday and the Parks Committee meets the fourth Wednesday. The planning process for the Field of Dreams will have its own schedule and will be a sub-committee of the Parks Committee. Mayor would like to get going on the Field of Dreams next month. Mayor asked how many members do you have on that committee? Between four and five members. Right now we have a council representative, which is Gary. Planner Brubaker is always looking for people who might like to participate in these committees. Mayor wants to have updates and involvement with the council. Mayor would like to have two members of the council or Mayor and one council member to be on the Parks Committee. If anyone is interested please have them get a hold of Planner Brubaker.

**CLERK:** designate records custodian-Tabled

**POLICE:** The Mayor reported the old carport has been taken off-the old concrete has been taken out. They may lay concrete later this week or the first of next week.

Chief Cornelius was called:

**A.** pay for up to five days for on the job injury. Chief wanted to bring this up to the council and let them decide what they think. The way it is set up on Work Comp. is if you are off for, an on duty work comp injury, if you miss less than 14 days of work you do not get paid for the first five days. Chief thinks we should cover at least some of the first five days so they do not have to use their own sick time. What he would like to see is the City to pick up some portion of that five days in payments whether or not it required a trip to the doctor or ER that says yes, you are hurt.

**City to pay police officers for up to five days work comp, if not out for Work Comp. injury more than 14 days. A doctors note is required to confirm the injury.**

**B.** pay for travel time from home to call out when off duty. Chief said that the main people that get phone calls for call out are Chief, Victorino and Koch. The phone call is part of their job even if they get called when not on shift. However, when one of us is called in to come into town and do something, that didn't use to apply so much because everybody lived close to the Ponderay City limits, So the response time wasn't extended. Now our detective and patrol supervisor both live out of County so they have an extended ETA. This doesn't happen very often. He has tried to come up with something that would be fair to the employee and to the City for those responses'. What he is asking for is: on a call out for any officer that gets called out from home when off shift, he would like pay to start when they get the call at home. So the City is paying for our travel for one direction but the pay would stop the minute the call is done in Ponderay, so it is the officers responsibility on that end. Councilmember Thompson asked who's decision it is to call them out? If one of the supervisors gets a call and they decide they need to come in, or if another agency calls out for assistance and the Chief will call for help. Typically it is going to be a decision made by one of the three supervisors. For normal work times they are not paid for travel time. This has to be for on call only. This may only happen a few times a year. Mayor thinks that if they are called in to take care of a situation they should get paid one way. They are taking miscellaneous calls when needed on their own time, he feels this is fair. They are not really "On Call", they just are subject to call out when needed then they would get paid. Councilmember McNearney stated that we need to be careful of liability issues. When we call that officer and he has to come in, technically he should be on the clock from the time he leaves home because if he gets injured between his house and the job it could be hard for him to get compensation if he wasn't on the clock. There was more discussion.

**City of pay police officers for travel time, when not on duty, to an incident. The officer will pay his own way home.**

#### **STREETS/PUBLIC WORKS:**

Engineer Herndon talked to Brett at IHD and they will be meeting tomorrow but they will be leaving them up a little longer so the roads can dry out more.

They will be starting the construction plan for the Kootenai Cut-Off Pedestrian flashing lights at crosswalks. He submitted that contract from HMH for the Mayor to sign.

Typically, this time of year Quality Maintenance comes out and does striping. Engineer and Planner Brubaker will be going thru what was done last year and see if there is anything that needs changed.

**PLANNING, PARKS & COMMUNITY DEVELOPMENT:** Planner Brubaker explained about the Special Use Permit; it was not a public hearing because our City Code has the public hearing at P&Z meeting and then P&Z present the information from that public hearing to the council. By State law we are not allowed to take new information at the Council meeting. We are required to make a decision based on the information that is already in the case file.

**ORDINANCES, RESOLUTIONS, PROCLAMATIONS, CONTRACTS:**

**A. J.A. Sewell contract renewal:** Pat Park spoke to the Council about a new contract. There are a couple changes to the contract; The name of Sewell is changed to LLC. The contract will renew automatically. Either party can terminate the contract within 90 days. The price that we retain for services goes from 30% to 35%.

***Motion to approve contract***

**Councilmember McNearney/Brenda. Roll Call vote. All voted in favor. Motion approved.**

**PUBLIC COMMENT:** Brad Mitton talked about the dog across from him being viscous. Is there a point where the City can step up and determine the dog to be viscous and do something. He is afraid that the dog will get out and hurt someone.

**Councilmember Thompson/McNearney** to adjourn. All in favor.

**Meeting adjourned 7:00 p.m.**

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City Clerk/Treasurer Su Warren

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Mayor Steve Geiger