



115 West Elm
PO Box 187
Lava Hot Springs,
Idaho 83246

Phone 208-776-5820
Fax 208-776-5130

Mayor
Jon Thomson

Clerk-Treasurer
Canda Dimick

Council Members
Rickey Frandsen
Randy Benglan
Leah Navarro

**An Emergency Meeting of the City Council of the City of Lava Hot Springs,
August 26, 2022 at 1:00 pm**

Discussion of the Jesse Application

Mayor Thomson – “We are here to discuss the status Jesse Development.”

Randy Benglan, councilmember – “We have not had a response from the county regarding the matter. There has been some lack of clarity about procedure. The city, Jesses and their attorney agreed to continue working on an agreement while waiting on a response from the county.”

Brian Phinney, city engineer with Keller Asso. – “DEQ has a mandate that requires sewer be connected to the public system if it is within 200 feet.”

Gary Cooper, city attorney – “If we file the appeal today, we will probably lose the appeal based on the lack of timeliness.”

Rickey Frandsen, councilmember, “What was the biggest hang-up the Jesses had during our negotiation process?

Gary Cooper, city attorney and Bruce Parker, city planner agree that one of the biggest stumbling blocks was the 6 monthly rental units.

Randy Benglan, councilmember – So as I see it we have 3 options. One is judicial review, two is continued negotiation and three hoping that DEQ will cause them to come around to use because of their requirements.

Bruce Parker, City Planner – “I only see 2 options the judicial review and negotiation because DEQ has its own rules regardless of our rules as a city.

**MOTION TO AUTHORIZE LEGAL COUNSEL TO FILE
THE APPEAL FOR JUDICIAL REVIEW.**


MOTION BY RANDY BENGLAN

SECOND BY RICKEY FRANDSEN **ALL AYE**

MOTION TO ADJOURN

MOTION BY RICKEY FRANDSEN

SECOND BY RANDY BENGLAN **ALL AYE**



Authorization to have Jill & Chandra added to Ireland Bank Signature Card and Remove Canda and all other bank accounts – ACTION ITEM

Prepare the Ballot Questions for Submission to Bannock County
Election Office – ACTION ITEM

MOTION TO APPROVE QUESTION ONE AND TWO
AS WRITTEN AND QUESTION FOUR ADD CAPITAL
IMPROVEMENTS.

MOTION BY RANDY

SECOND BY CRAIG **ALL AYE**

Meetings/Announcements/Miscellaneous

A) Pickle Ball Courts Improvements – Ron Hunt – ACTION ITEM

B)

MOTION TO TABLE UNTIL MAYOR GETS A BID ON
FENCING.

MOTION BY RANDY

SECOND BY RICKEY **ALL AYE**

donated a Pickle ball Net valued at \$180

1) The
Hunts

B) MR & E Discussion – Nakelle - Commercial Rate Increase – ACTION
ITEM

MOTION TO GO FORWARD WITH THE SEWER
POND LINING.

MOTION BY RICKEY

SECOND BY RANDY ALL AYE

C) Estimate for pond liner installation

Discussion – Randy wanted to acknowledge Craig for his service.

No discussion from audience.

MOTION TO PUBLISH THE RATES FOR APPROVAL
AT THE NEXT CITY COUNCIL MEETING SEPTEMBER
8, 2022.

MOTION BY RANDY

SECOND BY LEAH ALL AYE

MOTION TO ADJOURN INTO EXECUTIVE SESSION
TO COMMUNICATE WITH LEGAL COUNSEL TO
DISCUSS THE LEGAL RAMIFICATION OF AND
LEGAL OPTIONS FOR PENDING LITIGATION; OR
CONTROVERSIES NOT YET BEING LITIGATED BUT
IMMINENTLY LIKELY TO BE LITIGATED BY IDAHO
CODE 74-206 (1) (F)

MOTION TO ADJOURN INTO EXECUTIVE SESSION
AND ROLL CALL BY MAYOR.

MOTION BY RANDY

SECOND BY RICKEY **ALL AYE**

MOTION TO RETURN FROM EXECUTIVE SESSION.

MOTION BY RANDY

SECOND LEAH ALL AYE

MOTION TO ADJOURN.

MOTION BY RICKEY

SECOND BY LEAH ALL AYE

Meeting ended 9:52 PM

