

A Regular Meeting of the City Council of the City of Lava Hot Springs, Idaho will be held on Thursday August 8th, 2024 at 6:00 pm, Lava City Hall 115 West Elm Street, Lava Hot Springs, Idaho.

In Attendance:

John Head, Leah Navarro, Jeanie Avery, Rickey Frandsen, Vicky Lyon, Amantha Sierra, Mandy Frandsen, Rodney Burch, Lyle Fuller, Bryan Phinney.

Guests: Jennifer McMinn, Amanda Collins, Nate Mortimer, Susan Thomas, Victor Lyon, Sherril Tillotson, Ellen Pulido, Sam Netuschil.

Regular City council meeting 6:00 p.m.

1. REGULAR AGENDA

a. Call meeting to order- Mayor Vicky Lyon calls meeting to order at 6:00 p.m.

b. Roll Call

Roll call. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye

c. Pledge of Allegiance

2. REPORTING

a. Sheriff – No report

b. Ambulance Coordinator – No report

c. Fire Chief – Ken Fagnant gives report on arrival of emergency generator and online training portal.

d. City Engineer -Bryan Phinney gives a report on Lava Suites, 4th street rehab, water study, and finalizing agreements for test well #3.

e. City Planner – Rodney Burch gives report on monthly planning report, ACI agreement, and annexation plan.

f. Attorney – No report

g. Chamber of Commerce – Section 7 – Sherril Tillotson gives a report on marketing budget overview.

h. Event Coordinator – Section 7- No report

i. Code Compliance Officer- Matt Henry gives a report.

3. LYLE FULLER

a) Tommy Kofoed Road/Access agreement

i. Consider and act upon agreements – ACTION ITEM – *Item tabled until next month's meeting.*

ii. Consider and act upon authorizing the Mayor to enter into an Agreement – ACTION ITEM

Item tabled until next month's meeting.

4. RODNEY BURCH - AMANDA COLLINS (SICOG)

a) Buddy Campbell Park Grant Application – ACTION ITEM

Council President Frandsen made a motion for authorization of mayor to sign the SICOG grant application. Councilperson Head seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

5. ROWDY LARKINS

a) Project Permit Application – West KOA – Plan review /Project permit Status –
Rodney Burch gives an update on KOA West.

b) Project Permit Application – Scott Sherman 277 Main ST – Plan review /Project permit Status – No update

c) Project Permit Application/Check list Submitted - Heidi Patha 355 W Main – Plan review Progress report – Issued a partial permit for the foundation at Heidi Patha's property.

d) Project Permit Application/Check list – Plan review/Project permit Status - Travis Nay – Fife & 3rd address not assigned - Plan review /Project permit Status – approved through Rowdy

e) Greg Croft - Suites of Lava - 63 s 1st E - Progress report- onsite inspection next week, still active.

f) Mark Oyler – Progress report – Rowdy gives report on Mark Oyler project.

6. LAVA CHAMBER OF COMMERCE

a) Outside Interactive Inc. Invoice 40535 & 41491 – ACTION ITEM

Councilperson Navarro made a motion to approve Outside Interactive bills. Councilperson Head seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

b) Oktoberfest 2024 Special Event Permit Application – ACTION ITEM

Councilperson Head made the motion to approve the special event permit for Oktoberfest 2024. Councilperson Avery seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

7. SPECIAL EVENT PERMIT APPLICATION

a) Witches and Warlocks Parade – Mark & Kathy Oyler – October 26, 2024 6:30 – 7:00 pm Main Street - ACTION ITEM

Councilperson Navarro made a motion to approve the Witches and Warlocks special event permit. Councilperson Avery seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

b) Pickle Ball court reservation and fees – ACTION ITEM- *Items b&c were approved in on motion.*

c) Pickle Ball Clinic – Buddy Campbell Park – Open Dates – hours for each clinic 1-3 hours -fees will be charged see page 9 – ACTION ITEM

Councilperson Navarro made the motion to table the pickle ball court reservation and fees and the pickle ball clinic special event until we check with ICRMP. Councilperson Head seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

8. NEW BUSINESS

a) Noise Complaint – ACTION ITEM

Councilperson Navarro made a motion to set a hearing to get input on the noise ordinance in late September or October (cross talking interruption during the motion). Councilperson Head seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

b) Accept estimated bid to patch various city streets - Iron Horse Asphalt – ACTION ITEM

Council President Frandsen made a motion to accept the bid from Iron Horse Asphalt. Councilperson Avery added they need to finish the previous job at the quoted price. Councilperson Head seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

c) Accept estimated bid to Public-works Department estimated bid for Valley Gutter and patching Elm & Center – ACTION ITEM

No motion made

d) Consider and authorize Mayor to negotiate an agreement to provide Law Enforcement Protection - ACTION ITEM

Council President Frandsen made a motion to authorize the mayor to negotiate an agreement to provide law enforcement for the city and then the negotiated agreement will be brought to council for final approval. Councilperson Avery seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

e) Mayor – Nominate Code Compliance Officer -Matt Henry – ACTION ITEM

Councilperson Navarro made a motion for the mayor to nominate the code compliance officer Matthew Henry. Councilperson Head seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

9. REGULAR BUSINESS

a) Local Option Tax Ballot question/increase – ACTION ITEM

Councilperson Head made the motion to make a recommendation for the increase in our local option tax to 5% on hotel tax, 4% on retail sales tax and 2% on liquor for the ballot in November. Councilperson Avery seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

b) Discuss/Motion on Automotive parts to be added for exemption in city code 3-3-2 –ACTION ITEM

Councilperson Navarro made a motion on city code 3-3-3 Imposition of Certain Nonproperty Taxes that we add to the section 3-3-2 the exemption of automotive parts and line out lease on the statement of lease purchase agreements. Council President Frandsen seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

c) Code 3-3-2 additions of exemptions or removals for Local Option tax section – ACTION ITEM Councilperson Navarro tabled item until next meeting.

d) Update on Audit – ACTION ITEM

Amantha Sierra City Clerk gives an update on audit with Deaton.

e) Citizens Community Bank – CD Maturity date 7/29/24 – ACTION ITEM- Items e&f were motioned in one motion.

f) 12 Month Business CD Maturity date 08/21/24 renew or cash out? Resolution for July 11th regular council meeting – ACTION ITEM

Council President Frandsen made a motion to table item e and f until the meeting on the 15th.

g) Senate Bill 1381 Opt in or out – ACTION ITEM

Council President Frandsen made a motion for the city to opt out of Senate bill 1381. Councilperson Head seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

10. CONSENT AGENDA - All matters listed under the Consent Agenda are considered to be routine by the City Council and will be

enacted by one motion without separate discussion. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately. All Action Item.

a) New Business License application – Moose Creek Wellness Center – Jennifer McMinn - 222 Main Street (Atrium) space 5

b) New Municipal Non-Property Tax permit application - Moose Creek Wellness Center – Jennifer McMinn- 222 Main Street (Atrium) space 5

c) New Business License application – Your Spiritual Advisor – Ellen Lu Pulido – 222 Main Street space 6

d) New Business License application – Atta Boy Landscaping – Michael Peak

e) New Business License application - MacButch Construction LLC – Riley & Megan MacButch – General Contractor Residential Construction, home builder.

f) Council approval of Bills – List of bills provided to councilmembers prior to council meeting for review.

Councilperson Navarro made a motion to approve consent agenda items a-c, e-f. Item d was removed. Councilperson Head seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

11. ITEMS TO BE REMOVED FROM CONSENT AGENDA REPORTING

12. COUNCIL REPORTING

a) Mayor- No report

b) Councilperson - No report

c) Treasurer/City Clerk - No report

13. COMMUNITY INVOLVEMENT

a) Lava Hot Spring Cleanup September 20, 2024 8:00 to Noon – Dump day – ACTION TIME

Council President Frandsen made a motion to have PSI bring 2 dumpsters the night before, and 2 dumpsters the morning of dump day September 20, 2024. Councilperson Head seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

14. Motion to adjourn into executive session to communicate with legal counsel to discuss the legal options for pending litigation or possible litigation Idaho Code 74-206 (1) (f) – ACTION ITEM

Councilperson Head made a motion to adjourn into executive session to communicate with legal counsel to discuss the legal options for pending litigation or possible litigation Idaho Code 74-206 (1) (f). Councilperson Navarro seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.

15. Motion to return to open meeting – ACTION ITEM

Council President Frandsen made a motion to return to open meeting. Councilperson Head seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.


16. Motion regarding Executive Session – ACTION ITEM

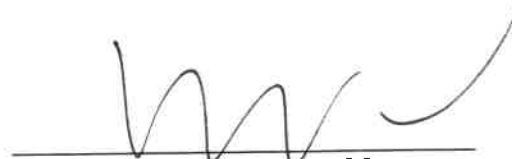
No motion required


17. Announce next meeting 09/12/2024 Deadline 09/02/2024

18. Adjourn regular meeting – ACTION ITEM

Councilperson Navarro made a motion to adjourn the meeting. Councilperson Avery seconded the motion. Mayor Vicky Lyon, all in favor. Head -Aye, Navarro -Aye, Avery-Aye, Frandsen Aye, unanimous.


Mandy Frandsen, Transcriber


Vicky Lyon, Mayor


Asuntha Sierra, City Clerk

