

*City of Cambridge  
Regular Meeting  
November 12, 2018  
7:00 p.m.*

A regular meeting of the Cambridge City Council was held on November 12, 2018 at Cambridge City Hall. Mayor Toothman called the meeting to order at 7:00 p.m. Present were Mayor Jack Toothman, Council President Mark Loveland, Verl Cate, Jeff Chance, and Gary Franklin. Also, present were Sandra McKee City Clerk-Treasurer, Ernie Houghton Public Works Superintendent, Andy Gehrke of HECO Engineers, Robert Almanzo of HECO Engineers, Lyle Sall, Thel Pearson, Richard Trost, Donna Talbot, and Corey Morgan.

Welcome & Pledge of Allegiance – Mayor Toothman welcomed patrons to the meeting and Verl Cate led the Pledge of Allegiance.

Consent Agenda – ACTION ITEM - Jeff Chance made a motion to approve the consent agenda (approve current agenda, approve minutes of the regular city council meeting, and approve payment of bills). Verl Cate seconded the motion and the motion passed unanimously.

HECO Engineers Report - Transportation, Streets, Roads, Water System and Wastewater System – Andy Gehrke of HECO Engineers reported that the LHTAC Local Strategic Initiatives Program application for 2<sup>nd</sup> Street Improvements had been submitted. The application for the US 95 Sidewalk & Drainage Improvements Phase 3 project has also been submitted to LHTAC for the Children Pedestrian Safety Program. City Clerk Sandra McKee mentioned that Andy had updated the budgetary costs for the proposed Arsenic Removal and Water Items project and she had put those updated numbers in council packets.

Request to Install Cross Walk Flags at Library, Museum, and Bank Crossings – Donna Talbot – Donna Talbot asked the council to consider putting flags for crossing Hwy 95 (Superior Street) at the library, museum, and bank crossings. After some discussion the council asked Andy Gehrke of HECO Engineers to see if this could be put in our current TAP funding project as well as the painting of crosswalks. ITD requirements will need to be looked into.

Design of the TAP Funded Sidewalk Project – ACTION ITEM – Mayor Toothman has not walked the project yet or talked with the property owners so suggested tabling this item until he has. Mark Loveland made a motion to table this item till next month. Jeff Chance seconded the motion and the motion passed unanimously.

Approve State & Local Agreement & Resolution #R6-2018 ITD TAP Sidewalk & Drainage Project – ACTION ITEM – Discussion was held on the State & Local Agreement with ITD. Jeff Chance made a motion to approve the ITD State & Local Agreement Project #A022(053) US95 Sidewalk & Drainage Improvements PH 2 Key #22053. Mark Loveland seconded the motion and the motion passed unanimously. Jeff Chance then made a motion to introduce and read Resolution #R6-2018 for the State/Local Agreement for the US95 Sidewalk & Drainage Improvements PH 2 Key #22053 under suspension of rules and regulations. Gary Franklin seconded the motion and City Clerk Sandra McKee

took a roll call vote with Councilmember Chance aye, Councilmember Cate aye, Councilmember Loveland aye, and Councilmember Franklin aye. The motion passed unanimously. Jeff Chance then read Resolution #R6-2018. Jeff Chance then made a motion to pass Resolution #R6-2018 under suspension of rules and regulations on one reading. The motion was seconded by Verl Cate. The city clerk took a roll call vote with Councilmember Chance aye, Councilmember Cate aye, Councilmember Loveland aye, and Councilmember Franklin aye. The motion and resolution passed unanimously.

Storm Drain Issues – Report PWS Ernie Houghton – Ernie Houghton reported on storm drain issues on 135 N 4<sup>th</sup> Street. Following is his report to keep for historical purposes.

### **Private Drain Line on North 4<sup>th</sup> Street Right-of-Way**

In the 1990's, the property owner at 135 N. 4<sup>th</sup> Street, Mike Yost, had a basement that was damp and had water leaching through the concrete walls. He installed a French drain around the outside perimeter of the foundation, and needed a place to drain the water collected. Yost contacted the Mayor, who allowed Yost to install a 4" drain line across 4<sup>th</sup> Street, daylighting and draining onto the property owned by Diane Schultz, at 140 N. 4<sup>th</sup> Street. Yost also installed a grated yard drain in the lowest part of his yard, on the south side of his house, to drain standing water from the yard down into the French drain and then across 4<sup>th</sup> Street onto the Schultz property. Unfortunately, during heavy rains or snow melt, the yard water going down the yard drain to the underground French drain was more than the 4" line across 4<sup>th</sup> Street could handle and basement moisture occurred. Because the 4" line across 4<sup>th</sup> Street was very shallow (in order to daylight on the Schultz property), it often froze during winter, which in turn, blocked the flow out resulting in more basement moisture. The Mayor's approval for this project was given unbeknownst to the City, because City code would not have allowed this line to be installed in the 4<sup>th</sup> Street Right-of-Way.

Ron Ford has become the owner of 135 N. 4<sup>th</sup> Street. In 2018, Ford wanted to dig up the existing drain line about half-way across 4<sup>th</sup> Street, turn the line to the north, and install a new line to the north draining onto property owned by Bo Thorsen. Ford asked Ernie Houghton for the City's permission. Houghton told Ford that the line should never have been allowed in the first place, but since it had been installed for many years, the City understood that the current owners of the property located at 140 N. 4<sup>th</sup> Street would also like the drain water off of their yard. Houghton asked Ford if he had talked to Bo Thorsen about draining the redirected water onto her land. He said that he had, and that she was OK with it. Therefore, I told Ford to proceed with the project, but to have his contractor call the City in order to verify insurance and have Houghton locate utilities in the Right-of-Way. The project went forth.

Then Ford called Houghton and said Thorsen is "going nuts" about the water draining onto her property, and that she wanted the drain line removed. Houghton reminded Ford that he said that he had talked to Thorsen and that there was no problem. Ford then said that HE actually had not talked to Thorsen, but his wife Vickie had done so. After further questioning, Ford said that his wife had not actually talked to Thorsen, but she had talked to Nina Hawkins instead, believing that Hawkins was a part owner of the property onto which the water was now draining. Houghton talked to Hawkins, who said that she had not given Vickie Ford permission to drain the water onto that property because she (Hawkins) does not own that property.

Because Ford was now trying to save the cost of further excavation, Ford then wanted to install an old Idaho Power concrete Junction Vault, about 3' x 4' with a steel lid, in the 4<sup>th</sup> Street Right-of-Way and

have the drain water go into that vault and percolate into the Right-of-Way. Houghton said no. Then Ford wanted to install a small manhole in the Right-of-Way to do the same. Houghton said no, and explained that a bottomless manhole may be considered an injection well, and therefore, prohibited. Ford then said that he would have his contractor relocate the drain line back to its' original location where it drained into the yard of 140 N. 4<sup>th</sup> Street. He said that he had talked to Hudson (current owner of 140 N. 4<sup>th</sup> Street), and that Hudson was OK with that. The drain line was relocated back a few days later.

Approve Contracting for Water & Wastewater Licenses & Backup Operator Licenses – ACTION ITEM

– After some discussion Mark Loveland made a motion to approve contracting for water & wastewater licenses and backup operator licenses with IRWA as per their agreements with a correction on page 9 last paragraph line #5 from drinking water to waste water for the waste water agreement. Jeff Chance seconded the motion and the motion passed unanimously.

Professional Services Contract with Clearwater Economic Development Association – Water Improvements Funding – City Clerk Sandra McKee discussed possibly using Clearwater Economic Development Association (CEDA) for professional services on the upcoming Arsenic Removal and Related Water Items Project. They have provided an agreement for consideration. Sandra reported that Dodd Snodgrass of CEDA was going to attend the council meeting in December to explain their proposed services more and answer any questions.

Report on Local Emergency Planning Committee (LEPC) and Emergency Operations Event – City Clerk Sandra McKee reported to the council she and the mayor have been attending LEPC meetings usually held monthly. The state has a new program called WEBEOC that is being used for emergency management and the mayor, clerk, and PWS are all signed up to use the system. Sandra reported that Tony Buthman, the new Washington Emergency Manager is planning a tabletop full scale exercise to re-enact “Snowmagedin”. This will be a 4-5-hour exercise with everyone working out of their own agency as if it were an actual event. We will be utilizing the correct forms and communicating with Web EOC. This will probably take place sometime the beginning of 2019.

Review City Multi-Hazard Mitigation Plan and Washington County All Hazard Mitigation Plan – ACTION ITEM - City Clerk Sandra McKee reviewed with the council the City Multi-Hazard Mitigation Plan showing an updated current status on progress. The county has received a grant from Homeland Security to update the Washington County All Hazard Mitigation Plan and cities will be included in it as well. Tony Buthman, the Washington Emergency Manager will be attending a council meeting in the near future to address this.

Review Title 9, Chapter 3 Mobile/Manufactured Holmes – Verl Cate made a motion to table this item until the next meeting. Jeff Chance seconded the motion and the council passed the motion unanimously.

Ordinance #2 4-2018 - Title 4 Public Health & Safety Chapter 5 Burning – ACTION ITEM – Jeff Chance made a motion to introduce and read Ordinance #4-2018 Burning by title only under suspension of rules and regulations. The motion was seconded by Mark Loveland. City Clerk Sandra McKee took a roll call vote with Councilmember Chance aye, Councilmember Cate aye, Councilmember Loveland aye, and Councilmember Franklin aye. The motion passed unanimously. Jeff Chance read Ordinance

#4-2018 by title only. Jeff Chance then made a motion to suspend the rules and regulations and waive the 2<sup>nd</sup> and 3<sup>rd</sup> readings and vote on Ordinance #4-2018 with Verl Cate seconding the motion. The clerk took a roll call vote with Councilmember Chance aye, Councilmember Cate aye, Councilmember Loveland aye, and Councilmember Franklin aye. The motion passed unanimously. Jeff Chance made a motion to pass Ordinance #4-2018 under suspension of rules and regulations on one reading by title only. Gary Franklin seconded the motion. City Clerk Sandra McKee took a roll call vote with Councilmember Chance aye, Councilmember Cate aye, Councilmember Loveland aye, and Councilmember Franklin aye. The motion and ordinance passed unanimously.

Review Title 5 Chapter 4 – Animals – Nothing has been received from the attorney regarding the requested changes on this item. Verl Cate made a motion seconded by Mark Loveland to table this item to the next meeting. The motion was voted on and passed unanimously.

Open Forum for Comments or Statements Not Covered in Agenda Items from Citizens in Community – Jeff Chance commented on the anonymous letter received by the city concerning the reader board at the end of town and comments about the town being lame and not having activities. The reader board is done by the Cambridge Commercial Club and they are in the process of getting a new person to take care of the reader board as the previous one has retired from that position. The Commercial Club is aware of the letter as well. Mayor Toothman then asked Corey Morgan to stand so he could introduce him as the new Public Works Superintendent to replace Ernie Houghton who is retiring. Corey will start in December.

Adjourn – Verl Cate made a motion to adjourn the meeting and Mark Loveland seconded the motion. The motion was voted on and passed unanimously with the meeting adjourning at approximately 9:30 pm.

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Sandra McKee, City Clerk-Treasurer

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Jack Toothman, Mayor