

CITY OF HAUSER, IDAHO

Location: Hauser City Hall, 11837 N. Hauser Lake Road, Hauser, Idaho 83854

CITY COUNCIL MEETING MINUTES

SPECIAL MEETING – February 3, 2011 – 6:30 p.m.

CALL TO ORDER: 6:27 p.m. – Mayor Olita Johnston

PLEDGE OF ALLEGIANCE: Lead: Claire Hatfield

ROLL CALL: Mallon, present; Hynes, present; Hatfield, present; Lefebvre, present

• **Council Powers and Responsibilities:**

Mayor Johnston stated the Comprehensive Plan must be adopted by Resolution, and that point was not bought up until we received a letter from C. Howell saying that it had been. It is under Idaho State Code 67-6509. It does not state whether or not it has to be voted upon by the full council or how many people have to vote, whether it be full council or the quorum. She went on to say that the letter from the attorney stated I.C.§ 50-705 says a quorum is allowed to vote with the majority. The Mayor continued to discuss the contents of the Attorney’s letter saying “the letter is a complete copy starting on page seven (of the Idaho Open Meeting Law booklet) which tells you that you have to have the majority vote of the full council, but he didn’t turn the page.” She went on, “When I read the last part of the second one, it says authorizing and making and entertaining contracts with the appropriate organizations and associations, and I consider P&Z is just that.” Much discussion followed with comments from Hynes and Lefebvre. Lefebvre explained that there is no monetary value put to the Comprehensive Plan and is “public opinion and direction. A contract must have a monetary connotation.” Discussion followed.

The Mayor also brought up the portion of the Attorney’s February 2, 2011 letter, “The Agenda states that this subject should be discussed in Executive Session... I didn’t tell you what was going on in Executive Session.” More discussion followed. Hynes stated that it all worked out and the Executive Session is last on this agenda. She further explained her interpretation of the letter.

• **Councilmember Department Categories:**

The Mayor stated she had asked Councilmembers if they had anything else to add to the list of assignments already in place. Hatfield responded that she would handle RC&D and that Lefebvre agreed to be the alternate for RC&D. The Mayor asked if anything else needed to be added. Lefebvre asked if Hauser Daze has a liaison type person from Council. The Mayor responded, no, and that years ago it started out as a City project every year but now County people do it themselves. Lefebvre they said he would like to continue working with Post Falls Highway District on the possibility of ingress/egress situation on Hauser Lake Road from Hwy. 53. The City Clerk asked how that category would be listed since we have a Public Works person in place. Lefebvre responded, “City Projects” would be his suggestion and the Mayor agreed.

The Mayor said she thinks it would be a good idea to form a “Citizens Committee,” which would involve at least one councilmember to head the committee. The committee would get the public to talk to the City on issues, ideas, etc. Lefebvre voiced his interest in such a committee.

- The Mayor said she would like someone to get with the City of Coeur d'Alene to find out what the current City of Hauser total population is with names and addresses.
- The Mayor addressed Cris Justus, the Planning and Zoning Chairperson who was in the audience, asking if Planning and Zoning had any policies and procedures or rules and regulations on how you select the Chairman or Vice Chairman. Justus responded that there are rules in place including length of service for members, and that they take direction from City Council, so there are specific rules and procedures set up in the Development Code. The Mayor then said that some time ago she asked for a list of P&Z members with their terms of office. Justus said she is working on that list. The Mayor said it was important for Council to have this list with terms so that when a term of a member is coming up, Council could be thinking of a replacement.
- Mayor Johnston went back to the discussion of Councilmember assignments. Hynes responded that she and C. Howell are working together on the Lake Street Project and she will continue working on the Trails in the spring. Hatfield suggested to Hynes that she contact the Hauser Watershed Coalition President to send her minutes of each meeting so she can report back to Council.

The Clerk asked for a summation of Councilmember assignments. Hynes will continue with the Milfoil Rinse Station, and the city property trails. Lefebvre will have City Projects, and Hatfield/Lefebvre will be representing RC&D. Mallon will continue with Public Works.

- **Policies and Procedures:**

Hatfield stated that years ago C. Miller and she had started working on a standards and policies. She listed what has been done so far and distributed draft copies to Councilmembers. She asked Councilmembers to read them, make notes on them, add things, delete things, etc. She said as she gets more done, she will distribute them to Councilmembers for review. Discussion followed.

Mayor Johnston referred to the letter of February 1, 2011 from the Attorney where he listed issues specifically requiring a majority vote of the full council, i.e., three of four members. She said the Comprehensive Plan is a very important document, and should be adopted by a majority vote, not passed by only two votes. Discussion followed. Hatfield said we can have Howell type up the change, but the Mayor said the attorney would do it. Lefebvre said the Comp Plan is reviewed every ten years or so, and asked how important is it to make this change now. Further and extensive discussion ensued.

Mallon then said he reread the Comprehensive Plan and said that it is a "good product" and the Planning and Zoning Commission did a good job.

Hatfield addressed the Mayor regarding "adding something to page 8." The Mayor said yes, that she would like to see a statement that things as important as the Comprehensive Plan should have a majority vote of the full council. Lefebvre asked if we can change Idaho Code. Much discussion followed. The Mayor said she talked with Attorney Art Macomber on the subject and said the Attorney agreed that the Comprehensive Plan is an important document.

EXECUTIVE SESSION:

Mayor Johnston entertained a motion to go into Executive Session according to Idaho Code 67-2345 (a). Hynes moved to enter into Executive Session and read Idaho Code 67-2345-1-a into the record. Councilmember Lefebvre seconded the motion. Roll call: Mallon, aye; Hynes, aye; Hatfield, aye; Lefebvre, aye. Motion carried. Executive Session started at 7:07 p.m.

The meeting was brought back to order by the Mayor at 7:12 p.m.

ADJOURNMENT:

The Mayor then entertained a motion to adjourn. Lefebvre moved to adjourn. Mallon seconded the motion.

The meeting adjourned at 7:13 p.m.

Donna Ray, City Clerk

Mayor Olita Johnston