



**PONDERAY CITY COUNCIL AGENDA  
CITY OF PONDERAY COUNCIL CHAMBERS  
288 4<sup>TH</sup> STREET  
February 21<sup>ST</sup>, 2023 (TUES)  
Time: 5:30 p.m.**

**CALL TO ORDER/ROLL CALL:**

**PLEDGE OF ALLEGIANCE**

**ANNOUNCEMENTS:**

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

Public policymakers can find themselves in actual or perceived conflict of interest situations – that is, voting on a proposal that could personally benefit them. Serving in an office with a public trust, they are not supposed to be enriched by such service. State law requires a person to excuse himself if there is any question of conflict of interest.

**AMEND AGENDA:**

Any items added less than forty-eight (48) hours prior to the meeting are added by Council motion at this time. Final action may not be taken on an item added after the start of a meeting unless an emergency is declared.

**PUBLIC COMMENT:**

This section of the agenda is reserved for citizens wishing to address the Council regarding a City related issue. Idaho law prohibits council action on items brought under this section except in an emergency circumstance.

**Comments related to future public hearings should be held for that public hearing.**

**1. **\*\*Action Item\*\*** CONSENT AGENDA:**

- Approve Bills \$\_\_\_\_\_
- Approve minutes from January 17<sup>th</sup>, and February 6<sup>th</sup>
- Acknowledge Police Report
- Acknowledge Treasurer's Report

**DEPARTMENT REPORTS/UPDATES**

**2. MAYOR:**

**3. CLERK:**

- Bed & Sales Tax Updates
- **\*\*Action Item\*\*** 2023 Insurance Package
- **\*\*Action Item\*\*** Bonner County Prosecuting Attorney Prosecutorial Support MOU

**4. POLICE:**

**5. STREETS/PUBLIC WORK:**

- Project Updates

**6. PLANNING, PARKS & COMMUNITY DEVELOPMENT:**

- Project/Planning Updates
- **\*\*Action Item\*\*** AX22-029, NMA LLC, Annexation
- **\*\*Action Item\*\*** UM22-094, Lucky Chubbs LLC, Special Use Modification
- **\*\*Action Item\*\*** UP22-093, Eastmark Capital, Day Care
- **\*\*Action Item\*\*** Field of Dreams Financing

**7. MISC. REPORTS:**

**8. OLD BUSINESS:**

**9. ORDINANCES, RESOLUTIONS, PROCLAMATIONS, CONTRACTS:**

- **\*\*Action Item\*\*** Ordinance No. 169 – NMA West LLC, Annexation
- **\*\*Action Item\*\*** Resolution 2023-01
  - PCC 8-1-5(H)(3) & PCC 8-1-5(H)(11), Final Plat Additional Information
- **\*\*Action Item\*\*** Resolution 2023-02
  - Weight Limit Restrictions

**10. NEW BUSINESS:**

**PUBLIC COMMENT:** Same as above

**Executive Session – ID code 74-206, subsection 1 - a, b, c, d, e, f, i, j**

- a) To consider hiring a public officer, employee, staff member or individual agent. (does not apply to filling a vacancy in an elective office or deliberations about staffing needs in general)
- b) To consider the evaluation, dismissal, or disciplining of, or to hear complaints or charges brought against a public officer, employee, staff member, or individual agent.
- c) To acquire an interest in real property which is not owned by a public agency.
- d) To consider records that are exempt from disclosure as provided in chapter 1, title 74 Idaho Code.
- e) To consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations.
- f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated.
- i) To engage in communications with a representative of the public agency's risk manager or insurance provider to discuss the adjustment of a pending claim or prevention of a claim imminently likely to be filed.
- j) To consider labor contract matters authorized under section 74-206A (1) (a) and (b), Idaho Code.

**POSTED: 02/16/2023 SRP**

The City of Ponderay and USDA are equal opportunity providers and employers. If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html) or at any USDA office or call (866) 632-9992 to request the form. You may also write a letter containing all the information requested in the form. Send your completed complaint form or letter by mail to U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Ave SW, Washington, DC, 20250-9410, by fax to (202)690-7442 or email [program.intake@usda.gov](mailto:program.intake@usda.gov).

Persons needing an interpreter or special accommodations are urged to contact the City Clerk at (208) 265-5468. Se les recomienda a las personas que necesiten un interprete o arreglos especiales que llamen a la Administradora de ADA/Secretaria Municipal al 208-265-5468.

Any person needing special accommodations to participate in the above noticed meeting, should contact the City Clerk's office five (5) days prior to the meeting at (208) 265-5468, 288 4<sup>th</sup> Street, P.O. Box 500, Ponderay, ID 83852