



**CASCADE CITY COUNCIL**  
**SECOND REGULAR MEETING**  
**Monday, February 22, 2021**  
**6:00 PM**  
**Cascade City Hall**  
**MINUTES**

**CALL TO ORDER AND ROLL CALL**

Meeting called to order at 6:03 pm

Present in person Ron Brown, Cynda Herrick, Rachel Huckaby, Denise Tangen  
A **quorum** was present.

Also present in person Judith Nissula, Mayor, Janice Van Winkle, Clerk

**PLEDGE OF ALLEGIANCE**

**PUBLIC COMMENT**

*Public comment is limited to three (3) minutes per person, per item, unless additional time is permitted by the presiding official. The City Council does not take any action to make any decisions during public comment. To request Council action during a Council meeting, contact City Clerk at least one week in advance of a meeting.*

There was no public comment.

**NEW BUSINESS**

**AB 21-22 Vendor Ordinance - Second reading (Action Item)**

**Discussion:** Changes that need to occur:

Remove 4-1-1, C – 2. This language is duplicated in C-1. Remove duplicate language.

Revise 4-1-1 C-3 to read C 2.

Add to 4-1-11 the word “fine” to this sentence.

Motion by: Rachel Huckaby to read the third and final, short title reading of the Vendors permit with changes as discussed at the next meeting.

Seconded by: Ron Brown

Roll Call: Yes, Ron Brown Yes, Rachel Huckaby  
Yes, Cynda Herrick Yes, Denise Tangen

Motion passed.

**AB 21-23 Business License Ordinance Discussion**

**Discussion** Council member Herrick does not see a need to have a business license and feels that zoning could handle several of these issues.

Council agreed to move the business license ordinance discussion to a future meeting.

Mayor distributed draft business license and vendor permit application forms to Council and asked that they review suggested forms, make notes, and return to the City Clerk.

**AB 21-24 Latecomers Agreement – Double T Hangar (Action Item)**

**Discussion:** City Attorney commented that this is a good first draft though some items need to be revised prior to Council approval and further recommends that this be tabled until a future meeting where, in the interim, best practices will be reviewed and applied.

Motion by: Rachel Huckaby to table the agreement and direct the city attorney to continue work on it.

Seconded by: Denise Tangen.

Roll Call: Yes, Ron Brown Yes, Cynda Herrick  
Yes, Rachel Huckaby Yes, Denise Tangen

Motion passed.

**AB 21-25 Grace Time on Utility Bills (Action Item)**

Note: the Zoom meeting failed at 6:40 pm and was resumed at 6:44 pm.

**Discussion:** After general discussion, the Council agreed that if someone is having difficulty making a payment, they should contact the Clerk's office. It was further agreed that a summary of the utility bill due date, assessment of late fee date and amount of late fee assessed would be added to the monthly utility bills. No motion was necessary.

**AB 21-26 Resolution 21-04 - City Surplus (Action Item)**

Motion by: Rachel Huckaby to approved resolution No. 21.04 to surplus the firearms as listed.

Seconded by: Ron Brown

**Discussion:** There was lengthy discussion as to whether the firearms listed as City Surplus should be auctioned or returned to the former police officers in question. Mayor Nissula explained that there was no written record nor did the recording of the minutes reflect any discussion that would indicate that the firearms were the property of the police officers. Council discussed the lack of record and the need to be transparent for the benefit of the public.

Council Member Herrick reiterated her belief that the firearms should be returned to the officers and would like to discuss the matter further.

Roll Call: No comment, Denise Tangen No comment, Ron Brown  
Yes, Rachel Huckaby No, Cynda Herrick

Further Discussion:

The Mayor read the Attorney General's motion to dismiss, that was distributed to Council on January 26, 2021, for the public record.

After discussion of the Idaho Attorney General's Motion to Dismiss, it was determined that the firearms were the property of the City of Cascade and would be declared as surplus to be disposed of at auction with a federally licensed firearms dealer to ensure the appropriate handling and transfer of such firearms.

2<sup>nd</sup> Roll Call: Yes, Denise Tangen Yes, Ron Brown  
Yes, Rachel Huckaby No, Cynda Herrick

Motion passed.

**AB 21-27 Food trucks / trailers**

**Discussion**

Discussion: Staff asked for specific instructions as to handle inquires on food truck businesses. It was the general consensus that mobile food establishments in place for more than one week would require the property owner to apply for a Conditional Use Permit. The vendor would also be required to apply for a vendor’s permit.

Does code need to be changed to 90 days or six months...

**AB 21-28 LOT – Resolution, Ordinance and Ballot Language**

**(Action Item)**

Discussion: The council decided to keep the LOT ballot language the same as Fall of 2019, but change the duration from two (2) years to five (5) years.

Council Member Herrick commented that the City Council really needs to promote this Ordinance and there was discussion of what the Council members could do to best promote the LOT ordinance.

The council agreed that the proposed 1% sales tax would be on all sales with the \$1,000.00 single ticket item exemption. They would like the items that a LOT revenue would fund to remain the same as the September 2019 resolution reflected (keep items “a” and “b”) with the exception of the time frame which should be changed from two (2) years to five (5) years.

Motion by: Rachel Huckaby to accept resolution No. 21-03 with changes as discussed.

Seconded by: Denise Tangen

Roll Call Yes, Rachel Huckaby Yes, Ron Brown  
Yes, Denise Tangen Yes, Cynda Herrick

Motion passed.

**CONSENT AGENDA**

**Payment approval report through February 18, 2021**

**(Action Item)**

Motion by Rachel Huckaby to approve the invoice approval report dated February 19, 2021 for \$18,115.83.

Seconded by Denise Tangen

Discussion: Clarification was asked on the Task order No. 2, River District invoice from S&A. The invoice was related to the lift station. It was asked if any of the payables were reimbursable. The City Attorney is scheduling discussion with River District and that will be addressed.

Clarification was asked on the Fire House door reconstruction electrical invoice. The invoice was related to new conduits that were installed to not interfere with the door.

Roll Call Yes, Rachel Huckaby Yes, Cynda Herrick  
Yes, Ron Brown Yes, Denise Tangen

Motion passed.

**Payroll register report for February 17, 2021 payroll**

**(Action Item)**

Motion by Denise Tangen to approve the Payroll Register ending February 13, 2021.

Seconded by Ron Brown

Roll Call: Yes, Rachel Huckaby Yes, Denise Tangen  
Yes, Cynda Herrick Yes, Ron Brown

Motion passed.

**Approval of February 8, 2021 Minutes**

**(Action Item)**

**Changes** Remove Dave Obrien from the minutes “as present”.  
Correct spelling of “Rachel” Huckaby throughout.  
Revise wording related when discussing enforcement and “infraction approach” vs. “misdemeanor approach”.

Motion by: Ron Brown to approve the minutes dated February 8, 2021 with changes.

Seconded by: Denise Tangen

Roll Call: Yes, Denise Tangen Yes, Cynda Herrick  
Yes, Ron Brown Yes, Rachel Huckaby

Motion passed.

**MAYORS REPORT**

Mayor asked Council on status of their “envision boards” for the City and asked for the Clerk to schedule a date for a workshop to discuss.

Reminder to constituents that any email sent to Council member should be sent to the Clerk as well. Any item discussed should be part of the Council meeting packets.

Status of employees who have been vaccinated.

**Further Discussion**

Status of Utility Bill Clerk position.

Update on Library Manager position.

**ADJOURNMENT** by Mayor Nissula at 8:12 pm.