

**June 1, 2021**

This regular meeting of the Jerome City Council was called to order by Mayor Davis at 5:30 p.m. Present: Mayor David M. Davis, Councilman Robert Culver, Councilman Chris Barber, Councilman Brent “Oop” Johnson and Councilman Jason Peterson.

Also present were staff members: City Clerk Bernadette Coderniz, City Attorney Ted Larsen, Building Official Dave Richey, Wastewater Superintendent Gilbert Sanchez, IS Director Carlos Hernandez, Finance Director Ross Hyatt, Accounting and Budget Manager Lori McCrae, Library Director Linda Mecham, Planning and Zoning Manager Ida Clark, Human Resources Manager Esmeralda Chavez, Deputy Fire Chief Lane Sickles and Police Chief Dan Hall. City Administrator Mike Williams was excused.

**PLEDGE OF ALLEGIANCE:**

Mayor Davis led the audience in recitation of the pledge of allegiance.

**INVOCATION:**

An invocation was given by Pastor Jason Gullidge with St. Paul’s Lutheran Church.

**CONSENT CALENDAR:**

Those items contained in the consent calendar are as follows:

1. Approve the minutes of the May 18, 2021 regular meeting
2. Approve loan payment to Department of Environmental Quality in the amount of \$678,315.55

Councilman Culver made the motion to approve the consent calendar as presented. Second to the motion was made by Councilman Barber. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Johnson, Councilman Barber, Councilman Peterson and Councilman Culver. **NAYS:** None.

**ORDINANCE NO. 1200, BILL NO. 685 SEWER REVENUE REFUNDING BOND SERIES 2021, INTRODUCTION:**

Mr. Hyatt appeared before council with a recommendation by staff to review and adopt Bill No. 685 as Ordinance No. 1200. This involves the refunding of the two 2014 Series Bonds issued in the amounts of \$13.6 million and \$5.13 million, respectively. With favorable interest rates, Zion’s Public Finance recommended that the bonds be issued as a singular bond in a principal amount not to exceed \$13.9 million. Mr. Hyatt stated that bond counsel prepared the ordinance and staff recommends that the rules pertaining to readings of the ordinance at three separate meetings be suspended and the ordinance be adopted this evening. The savings from the refinancing will be approximately \$1.77 million and the term of the loan would be shortened by two years. Upon inquiry by Mayor Davis, Mr. Hyatt stated the existing payments will be maintained under an accelerated payment method; the interest rate is approximately 2% and, although fluctuating daily, it is projected to be favorable. Closing will be at the end of August.

Councilman Culver made the motion to suspend the rules pertaining to the reading of an ordinance twice by title and once in full and direct the clerk to read Bill No. 685 three times by title only to constitute three full readings. Second to the motion was made by Councilman

Peterson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Johnson, Councilman Barber, Councilman Peterson and Councilman Culver. **NAYS:** None.

Ms. Coderniz read Bill No. 685 three times by title only to constitute three full readings. The ordinance in summary is as follows with the full ordinance on file in the office of the City Clerk for inspection:

SUMMARY OF  
ORDINANCE NO. 1200

AN ORDINANCE OF THE CITY OF JEROME, JEROME COUNTY, IDAHO, AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF A SEWER REVENUE REFUNDING BOND, SERIES 2021, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$13,900,000, FOR THE PURPOSE OF REFUNDING THE CITY'S OUTSTANDING SEWER REVENUE REFUNDING BOND, SERIES 2014 AND THE CITY'S OUTSTANDING SEWER REVENUE BOND, SERIES 2014; PROVIDING FOR THE COLLECTION AND APPLICATION OF SEWER REVENUES TO PAY THE PRINCIPAL OF AND INTEREST ON THE BOND; ESTABLISHING FUNDS; PROVIDING FOR THE FORM, EXECUTION, REGISTRATION, MATURITY, AND PAYMENT OF THE BOND; PROVIDING COVENANTS RELATING TO THE BOND; APPROVING A FORM OF LOAN AGREEMENT BETWEEN THE CITY AND THE IDAHO BOND BANK AUTHORITY; PROVIDING FOR RELATED MATTERS; APPROVING A SUMMARY OF THIS ORDINANCE FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

A summary of the principal provisions of Ordinance No. 1200 of the City of Jerome, Jerome County, Idaho, adopted on June 1, 2021, is as follows:

- Section 1: Defines the terms and phrases used in the Ordinance.
- Section 2: Makes findings with respect to the refunding of the City's Sewer Revenue Refunding Bond, Series 2014, and Sewer Revenue Bond, Series 2014.
- Section 3: Describes the City of Jerome Sewer Revenue Refunding Bond, Series 2021 (the "Bond").
- Section 4: Provides for the manner and method of execution of the Bond.
- Section 5: Provides for the place and manner of payment of the Bond.
- Section 6: Appoints the City Treasurer as Bond Registrar.
- Section 7: Provides for the prepayment and defeasance of the Bond.
- Section 8: Establishes funds and provides for the refunding of the Refunded Bond.
- Section 9: Provides the requirements for the issuance of additional bonds.
- Section 10: Provides for the investment of surplus funds.
- Section 11: Provides general covenants for the Bond.
- Section 12: Approves a Loan Agreement with, and provides for the sale of the Bond to, the Idaho Bond Bank Authority.
- Section 13: Provides for amendments to the Ordinance.

Section 14: States the validity of the issuance of the Bond.

Section 15: Provides remedies for registered owners of the Bond.

Section 16: States that the Ordinance constitutes a contract with the Registered Owners of the Bond.

Section 17: Provides for severability.

Section 18: Repeals prior inconsistent ordinances, to the extent of any inconsistency.

Section 19: Authorizes the Mayor, City Clerk, and City Treasurer to execute any additional documents necessary to sell and deliver the Bond.

Section 20: Provides for the publication of the Ordinance or a summary thereof and the effective date of the Ordinance.

The full text of Ordinance No. 1200 is available at City Hall and will be provided to any citizen upon personal request during normal office hours.

DATED this 1<sup>st</sup> day of June, 2021.

CITY OF JEROME

Jerome County, Idaho

By:

/s/ David M. Davis

David M. Davis, Mayor

ATTEST:

/s/ Bernadette Coderniz

Bernadette Coderniz, City Clerk

CERTIFICATION OF ATTORNEY

I, the undersigned Special Counsel for the City of Jerome, Jerome County, Idaho, hereby certify that I have read the attached summary of Ordinance No. 1200 of the City of Jerome and that the same is true and complete and provides adequate notice to the public of the contents of said Ordinance.

Dated as of the 1<sup>st</sup> day of June, 2021.

/s/ Theodore Larsen

Attorney at Law

Councilman Culver made the motion to adopt Bill No. 685 as Ordinance No. 1200. Second to the motion was made by Councilman Peterson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Johnson, Councilman Barber, Councilman Peterson and Councilman Culver. **NAYS:** None.

Councilman Culver made the motion to authorize the Mayor to execute the Bond Purchase Agreement and Promissory Note for the Sewer Revenue Refunding Bond, Series 2021 and utilize an "Accelerated" payment method that maintains the existing annual payments in

order to pay down the principal two years sooner than maturity. Second to the motion was made by Councilman Peterson. After consideration, the motion passed unanimously by the following vote: **AYES:** Councilman Johnson, Councilman Barber, Councilman Peterson and Councilman Culver. **NAYS:** None.

**COUNCIL REPORTS:**

Councilman Barber requested that counsel review the Jerome Municipal Code pertaining to temporary merchants. The code currently requires that a \$500 surety bond be paid by applicants, and Councilman Barber feels that damage to property should fall upon the property owner and not the applicant. Mr. Larsen stated that this section of the code will be reviewed.

Mayor Davis briefly reviewed items on behalf of the City Administrator:

The City of Jerome will receive \$2.47 million in American Rescue Plan funds, and an ad hoc committee will be formed to determine how the funds can be best utilized. The funds must be spent by 2024. The Jerome Freedom Fest will be held on June 26<sup>th</sup> and will include events at ICCU and Veteran’s Memorial Parks along with a fireworks show at the high school. Sponsorships are coming in slowly but surely to support the fireworks show, and if anyone knows of someone who might be interested in being a sponsor please have them contact Mr. Williams. Department budget meetings will begin the week of June 7<sup>th</sup> and a preliminary budget book will be available to council on July 12<sup>th</sup>. Mayor Davis stated that Mr. Williams will meet with Starr Corp to review preliminary cost estimates for the new police station and to discuss a demolition package of the existing, recently purchased building. The construction on N. Tiger Drive to be done by Idaho Materials & Construction from 16<sup>th</sup> to the city boundary will begin next week and will take approximately 6-8 weeks to complete. And, preliminary cost estimates will be presented to City Council by Keller Associates regarding the Head Works facility.

Mayor Davis congratulated Mr. Sanchez on his award at the Idaho Rural Water Association meeting as Administrator/Operator of the Year in the State of Idaho.

**ADJOURNMENT:**

There being nothing further to discuss, Mayor Davis adjourned this June 1, 2021 regular meeting of the Jerome City Council at 5:48 p.m.

By:

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Mayor David M. Davis

Attest:

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Bernadette Coderniz, City Clerk