

MINUTES OF THE REGULAR COUNCIL MEETING

November 12, 2025

At 6:00 P.M. the meeting was called to order by Mayor Pro-Tem Terry Douglas.

A roll call of the Council resulted as follows:

Jenifer Cardenas (Zoom)
Ron Mercado
Terry Douglas
Dennis Norris

Officers Present: Clerk/Treasurer Lindsay Strobel, COP Paul Twidt, Building Inspector Keith Teeters, PW Director Mike Fitzgerald

Absent: Lori Teeters, Mayor Rod Plank

Also present: Kathy Aphorp (via Zoom)

Terry Douglas led in the Pledge of Allegiance.

ORAL COMMUNICATIONS

CONSENT CALENDAR

1. Approval or correction of the minutes of the October 8, 2025 regular council meeting.
2. Approval of payment of the bills for the month of October 2025 as presented. (Proving documents on file in the City Clerk's office)
3. Treasurer's Reports of Income & Expenditure and Quarterly Report.
4. Approval of Reports and Minutes of Committees and Commissions.

Motion was made by Councilmember Mercado to approve the consent calendar as presented, seconded by Councilmember Cardenas. Motion carried.

OLD BUSINESS

FEMA update on LOMR Mapping from Felicia Cassidy with Alta
Still waiting to hear back from FEMA on the application.

DEQ Stormwater Project Phase 2 and 3 from Felicia Cassidy with Alta
Stormwater Phase 2 construction is complete and close out reporting is underway. Phase 3 has completed Chestnut and is working on Oak. We will reevaluate budget and bid more work in the spring.

NEW BUSINESS

Consideration on Ordinance No. 642 Amendments to Traffic Regulations

The major change addresses the issue of non-pedal e-bikes, treating them more like a motorcycle. This will disallow them on streets and Trail of the CDAs.

Councilmember Mercado moved to read the Ordinance by title only. Motion was seconded by Councilmember Norris. Motion carried.

ORDINANCE NO. 642
AMENDMENTS TO TITLE 10, CHAPTER 2:
TRAFFIC

AN ORDINANCE OF THE CITY OF KELLOGG, A POLITICAL SUBDIVISION OF THE STATE OF IDAHO, AMENDING TITLE 10 TRAFFIC REGULATIONS: CHAPTER 2: TRAFFIC; ADDING DEFINITIONS FOR ELECTRIC ASSISTED BICYCLE (E-BIKE), AND MOPED, AND MODIFYING THE DEFINITION FOR MOTORCYCLE, AND MOTOR VEHICLE; EXPANDING ON OPERATING A MOTOR VEHICLE ON NON-MOTORIZED PATHWAYS OR SIDEWALKS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED by the Mayor and City Council of the City of Kellogg, Shoshone County, Idaho, that Kellogg City Code be amended as follows:

Section 1. Title 10: Traffic Regulations, Chapter 2: Traffic is hereby amended to read:

10-2-1: DEFINITIONS OF WORDS OR PHRASES:

The following words and phrases when used in this chapter shall for the purpose of this chapter have the meanings respectively ascribed to them in this section:

ALLEY: That thoroughfare which intersects blocks at the rear of the lots of said blocks or transverses blocks between regularly established streets.

AUTHORIZED EMERGENCY VEHICLE: Fire vehicles (fire patrol), police vehicles, and such ambulances and emergency vehicles of the municipal departments or public service corporations as are designated or authorized by the mayor or motor vehicles of the chief of police.

BICYCLE: Every device propelled by human power upon which any person may ride, having two (2) tandem wheels, either of which is over twenty inches (20") in diameter.

COMMERCIAL VEHICLE: Every vehicle designed, maintained or used primarily for the transportation of property.

CONTROLLED ACCESS HIGHWAY: Every highway, street, or roadway in respect to which owners or occupants of abutting property or lands and other persons have no legal right of access to or from the same, except at such points only and in such manner as may be determined by the public authority having jurisdiction over such highway, street, or roadway.

CROSSWALK: A. That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalk on opposite sides of the highway measured from the curbs, or in the absence of curbs from the edges of the traversable roadway.

B. Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

CURB LOADING ZONE: A space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.

DRIVER: Every person who drives or is in actual physical control of a vehicle.

ELECTRIC ASSISTED BICYCLE (E-BIKE): A bicycle equipped with fully operable pedals and an electric motor of less than seven hundred fifty (750) watts that meets one (1) of the following criteria:

(a) "Class 1 electric-assisted bicycle" means an electric-assisted bicycle equipped with a motor that provides assistance only when the rider is pedaling and ceases when the rider stops pedaling or when the bicycle reaches the speed of twenty (20) miles per hour.

(b) "Class 2 electric-assisted bicycle" means an electric-assisted bicycle equipped with a motor that may be used exclusively to propel the bicycle and that is not capable of providing assistance when the bicycle reaches the speed of twenty (20) miles per hour.

(c) "Class 3 electric-assisted bicycle" means an electric-assisted bicycle equipped with a motor that provides assistance only when the rider is pedaling and ceases when the rider stops pedaling or when the bicycle reaches the speed of twenty-eight (28) miles per hour.

FREIGHT CURB LOADING ZONE: A space adjacent to a curb for the exclusive use of vehicles during the loading or unloading of freight.

INTERSECTION: The area embraced within the prolongation or connection of the lateral curb lines, or, if none, then the lateral boundary lines of the roadways of the two (2) highways which join one another at or approximately at right angles, or the area which within vehicles traveling upon different highways joining at any other angle may come in conflict.

LANED ROADWAY: A roadway which is divided into two (2) or more clearly marked lanes for vehicular traffic.

MOTOR VEHICLES: Every vehicle that is self-propelled, and for the purpose of titling and registration meets federal motor vehicle safety standards as defined in section 49-107, Idaho Code. Motor vehicle does not include vehicles moved solely by human power, electric personal assistive mobility devices, personal delivery devices, electric-assisted bicycles, and motorized wheelchairs or other such vehicles that are specifically exempt from titling or registration requirements under title 49, Idaho Code as amended.

MOPED: A limited-speed motor-driven cycle having wheels less than twenty (20) inches in diameter and:

(a) Motorized propulsion that is not capable of propelling the vehicle at a speed in excess of thirty (30) miles per hour on level ground, whether two (2) or three (3) wheels are in contact with the ground during operation. If an internal combustion engine is used, the displacement shall not exceed fifty (50) cubic centimeters and the moped shall have a power drive system that functions directly or automatically without clutching or shifting by the operator after the drive system is engaged; or

(b) Two (2) wheels or three (3) wheels with no pedals, which is powered solely by electrical energy, has an automatic transmission, a motor which produces less than two (2) gross brake horsepower, is capable of propelling the device at a maximum speed of not more than thirty (30) miles per hour on level ground and, as originally manufactured, meets federal motor vehicle safety standards for motor-driven cycles. A moped is not required to be titled and no motorcycle endorsement is required for its operator.

A moped does not include an electric-assisted bicycle.

MOTORCYCLE: Every motor vehicle having a seat or saddle for the use of the rider, designed to travel on not more than three (3) wheels in contact with the ground or designed to travel on two (2) wheels in contact with the ground which is modified by the addition of two (2) stabilizing wheels on the rear of the motor vehicle, that meets the federal motor vehicle safety standards as originally designed, and includes a converted motorbike, but does not include a motor-driven cycle, a motorbike, a tractor, an electric-assisted bicycle, or a moped.

OFFICIAL TIME STANDARD: Whenever certain hours are named herein they shall mean pacific standard time.

OFFICIAL TRAFFIC CONTROL DEVICES: All signs, signals, markings, and devices not inconsistent with this chapter placed or erected by authority of a public body or official having jurisdiction, for the purpose of regulating, warning or guiding traffic.

PARK: When prohibited means the standing of a vehicle whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading.

PASSENGER CURB LOADING ZONE: A place adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers.

PEDESTRIAN: Any person afoot.

PERSON: Every natural person, firm, copartnership, association or corporation.

POLICE OFFICER: Every officer of the municipal police department or any officer authorized to direct or regulate traffic or to make arrests for violation of traffic regulations.

PRIVATE ROAD OR DRIVEWAY: Every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner, but not by other persons.

RAILROAD: A carrier of persons or property upon cars operated upon stationary rails.

RAILROAD TRAIN: A steam engine, electric or other motor, with or without cars coupled thereto, operated upon rails.

RIGHT OF WAY: The privilege of the immediate use of the road.

ROADWAY: That portion of a street or highway improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event a highway includes two (2) or more separate roadways the term "roadway" as used herein shall refer to any such roadway separately but not to all such roadways collectively.

SAFETY ZONE: The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is

protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.

SIDEWALK: That portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines intended for the use of pedestrians.

STOP: When required means complete cessation of movement.

STOP, STOPPING OR STANDING: When prohibited means any stopping or standing of a vehicle whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control sign or signal.

STREET OR HIGHWAY: The entire width between the boundary lines of every publicly maintained way when any part thereof is open to the use of the public for purpose of vehicular travel.

THROUGH HIGHWAY: Every street or highway or portion thereof at the entrances to which vehicular traffic from intersecting streets or highways is required by law to stop before entering or crossing the same and when stop signs are erected as provided in this act.

TRAFFIC: Pedestrians, ridden or herded animals, vehicles and other conveyances either singly or together while using any public thoroughfare for purposes of travel.

TRAFFIC CONTROL SIGNAL: Any device, whether manually, electrically, or mechanically operated, by which traffic is alternately directed to stop and to proceed.

TRAFFIC DIVISION: The traffic division of the police department, or in the event a traffic division is not established, then said term whenever used herein shall be deemed to refer to the police department.

VEHICLES: Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary tracks or rails. (1961 Code; amd. per correspondence dated 5-2-2003)

10-2-26: SKATEBOARDS, BICYCLES, AND TOY VEHICLES:

It shall be unlawful for any person:

A. To ride or operate or cause to be operated any skateboard, roller skates, human powered scooters, or other toy vehicles on any sidewalk or street specified in subsection E of this section, within the city of Kellogg, Idaho.

B. Bicycles shall not be operated on any sidewalk of any street specified in subsection E of this section in the city of Kellogg, Idaho, and shall not be parked on any sidewalks in such a manner as to obstruct or impede the movement of pedestrians, motor vehicles, or other vehicles, or to cause damage to trees, shrubs, other plants, or other property. Bicycles may be operated pursuant to all laws applicable to motor vehicles on all city streets and public parking lots.

C. It shall be unlawful for any person to operate a motor vehicle upon any posted non-motorized pathway or sidewalk. This includes any vehicle which is self-propelled by electric power generated by means other than active pedaling by the operator.

D. Nothing in this section shall prohibit the mayor and/or city council from allowing bicycles, skateboards, roller skates, or human powered scooters, or other toy vehicles to serve as exhibits or demonstrations. Such exhibits or demonstrations shall be by permit only.

E. Nothing in this section shall be construed to prohibit the use of bicycles on sidewalks for law enforcement purposes by any law enforcement agency.

F. The prohibitions specified in subsections A and B of this section apply to the following streets and adjacent sidewalks within the city of Kellogg, Idaho:

Division Street: From Portland Avenue north to Railroad Avenue.

Hill Street: From McKinley Avenue north to Railroad Avenue.

Main Street: From Idaho Avenue, including the Kellogg town square, south to two hundred feet (200') past Market Avenue.

Market Avenue: From Main Street east to alley between Main and Division Streets.

McKinley Avenue: From Division Street west to Hill Street.

Portland Avenue: From Main Street east to Division Street and Southside west to alley between Main and Second Streets.

G. A violation of this section shall constitute an infraction, which shall be punished in accordance with Idaho Code 49-1503 and Idaho infraction rule 9. (Ord. 404, 4-12-1995)

Section 2. Severability. This ordinance is hereby declared to be severable. Should any portion of this ordinance be declared invalid by court or competent jurisdiction, the remaining provisions shall continue in full force and effect and shall be read to carry out the purpose(s) of the ordinance before the declaration of partial invalidity.

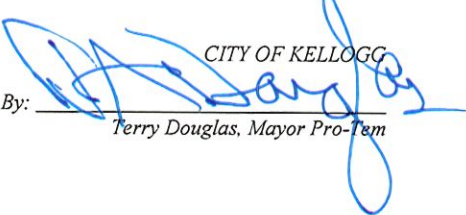
Section 3. Repeal of Conflicting Provisions. All provisions of the current Kellogg Municipal Code, or ordinance of the City of Kellogg which conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

Section 4. Effective Date. This ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

Enacted by the City Council as an Ordinance of Kellogg on the 12th day of November, 2025.

Passed under suspension of the rules upon which a roll call vote was duly taken and enacted as an Ordinance of the City of Kellogg at a regular meeting of the City Council held on the 12th day of November, 2025.

Approved by the Mayor on the 12th day of November, 2025.

CITY OF KELLOGG
By: 
Terry Douglas, Mayor Pro-Tem

ATTEST: 
Lindsay Strobel, City Clerk

Councilmember Mercado moved to adopt the Ordinance under suspension of the rules and publish by title only. Motion was seconded by Councilmember Norris. A roll call vote of the Council resulted as follows:

Teeters –Absent
Mercado – Aye
Douglas –Aye

Norris – Aye
Cardenas - Aye

Motion carried

Consideration on Agreements for Building Inspector Services with Mullan, Osburn, Pinehurst, Smeltonville, Wallace, & Wardner

No major changes to the agreements, small changes to wording.

Councilmember Norris motioned to allow the Mayor to sign the agreements. Motion was seconded by Councilmember Cardenas. A roll call vote of the Council resulted as follows:

Teeters –Absent	Norris – Aye	Motion carried
Mercado – Aye	Cardenas - Aye	
Douglas – Aye		

Consideration on DEQ Stormwater Phase 2 Change Order No. 2

Councilmember Mercado motioned to extend change order #2 for Buddy’s Backhoe Service. Motion was seconded by Councilmember Cardenas. A roll call vote of the Council resulted as follows:

Teeters –Absent	Norris – Aye	Motion carried
Mercado – Aye	Cardenas - Aye	
Douglas – Aye		

Consideration on Alta Science and Engineering Contract No. A20-017 Task Order No. 11

Phase 3 has money left over. The extra funds will be used to identify future stormwater needs.

Councilmember Mercado motioned to allow the Mayor to sign the contract. Motion was seconded by Councilmember Norris. A roll call vote of the Council resulted as follows:

Teeters –Absent	Norris – Aye	Motion carried
Mercado – Aye	Cardenas - Aye	

Announcement of Annual Scarecrow Contest Winner

Lend Nation was the winner this year.

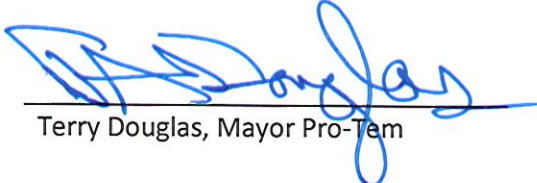
ANNOUNCEMENTS AND REPORTS

Public Works Director Fitzgerald: No trees left to pull, fifteen will be trimmed. They will catch up with the rest of the replacement trees in the spring.


Council President Douglas: Lynnette from Uptown Hair Studio appreciated the recognition for her flower displays. The Christmas party is 12/5/25 at 5:00 pm at the Elks. There is a special meeting on Monday 11/17/25 at 6:00 pm.

Councilmember Norris: Happy Thanksgiving to staff & Council.

There being no further business, the meeting was adjourned at 6:23 pm. The Council will meet at the regular time in December 2025.


Terry Douglas, Mayor Pro-Tem

ATTEST:


Lindsay Strobel, City Clerk/Treasurer