MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF MOUNTAIN HOME, ELMORE COUNTY, IDAHO, HELD ON MAY 14th, 2018, AT 6:00 P.M. AT MOUNTAIN HOME CITY HALL CHAMBERS MOUNTAIN HOME, IDAHO

CALL MEETING TO ORDER/ESTABLISH A QUORUM 20280

RECOGNIZING PERSONS IN THE AUDIENCE 20280

Traci Colton - VA Bus Discussion

CONSENT AGENDA - All matters listed within this Consent 20280 Agenda section require formal Council action, but are typically routine or not of great controversy and will be enacted by one motion. Questions for the purpose of clarification may be asked about a particular item before the motion is voted on. However, for lengthy discussion or separate motion a Council member or citizen may request an item be removed from the Consent Agenda section and placed on

the Regular Agenda. ALL CONSENT AGENDA ITEMS LISTED BELOW ARE ACTION ITEMS.

A. APPROVAL OF MINUTES

Planning & Zoning Commission - April 16, 2018
Airport Committee - April 17, 2018
Parks & Recreation Committee - April 18, 2018
City Council - April 23, 2018
Special City Council - April 30, 2018
Special City Council - May 8, 2018
B. BILLS - 4/24/18 to 5/14/18 in the Amount of
\$364,394.28
C. PAY ROLL - 3/22/18 to 4/21/18 in the Amount of
\$525,029.94
D. APPROVE PLANNING & ZONING RECOMMENDATION That the application for a conditional or special use A. APPROVAL OF MINUTES

application for a conditional or special use permit submitted by Kacey and Brianna Thomason dba Brie'sta Coffee Company for a drive-up window to be located at 1395 American Legion Blvd. be granted (Pulled from Consent Agenda and placed under New Business)

E. APPROVE REQUEST TO Declare a 1969 Ford Van used by the Fire Department as surplus property and allow

it to be sold as scrap

F. APPROVE ASSIGNMENT OF AIRPORT HANGAR LAND LEASE from John Walborn to Kevin Sielaff
G. REVIEW UPDATED ORDINANCES with new fee and Set Public Hearing Date for June 11th, 2018 at 6:00 P.M.

(Pulled from Consent Agenda and placed under New Business)

H. APPROVE AGREEMENT WITH TEKFINITY for Internet Service for the City and Authorize the Mayor to sign once okay with the City Attorney

I. APPROVE BURN ROOM RETROFIT SALE CONTRACT with Fire

Facilities for Improvements to the Fire Training Facility for the Fire Department and Authorize the Mayor to sign

J. APPROVE AGREEMENT WITH HORROCKS ENGINEERING for

Engineering Services for the Downtown Revitalization Master Plan and Authorize the

Mayor to sign

K. APPROVE MASTER LEASE AGREEMENT with Insight
 Investments, LLC for the Self Check Equipment at
 the Library and Authorize the Mayor to sign once
 okay with the city Attorney (Pulled from Consent
 Agenda and placed under New Business)

L. PASS RESOLUTION #20-18 - Approving the Cooperative
 Agreement with the Idaho Transportation
 Department for improvements to the Corner of
 American Legion Blvd. in front of Papa Murphys Mayor to sign

OLD BUSINESS 20282

Discussion/Decision on Agreement with Park University to add the Park University Logo to the City Web-site to allow a 10% discount on tuition for city

employees and Authorize the Mayor to sign. ACTION ITEM.

20282

NEW BUSINESS

Items Removed From Consent Agenda. ACTION ITEM.

Discussion/Decision on implementing an Ordinance to limit time people can park in front of someone else's house and cleaning up after your vehicle parked in front of someone else's house. ACTION ITEM.

Discussion/Decision on Request from Richard McKenna School District to Waive Building Permit Fees in the amount of \$65,052.64 for the building of their additional school building. ACTION ITEM.

Discussion/Decision on clothing allowance for City Council. ACTION ITEM.

20286

ORDINANCES

Ordinance - Amending Various Sections of Chapter 7B,
Title 6 concerning Fireworks (2nd and 3rd
Readings by title only). ACTION ITEM.
Ordinance - Adopting An Economic Development Incentive
Program. (1st, 2nd, 3rd, Readings by title only.)
ACTION ITEM.

20288

FINAL COMMENTS

20289

ADJOURN

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF MOUNTAIN HOME, ELMORE COUNTY, IDAHO, HELD ON MAY $14^{\rm th}$, 2018, AT 6:00 P.M.

The Council of the City of Mountain Home, Elmore County, Idaho, met at the Mountain Home City Hall Chambers, 160 South $3^{\rm rd}$ East, Mountain Home, Idaho on May $14^{\rm th}$, 2018. A quorum was established with Councilman Bryant, Councilman Brennan, Councilman Bundy, Councilman Schipani and Mayor Sykes being present at 6:00 P.M.

• Councilman Bundy apologized for missing the last City Council Meeting he had been at Fort Benning for his sons Infantry Officer Training Graduation.

RECOGNIZING PERSONS IN THE AUDIENCE

Traci Colton - VA Bus Discussion

• Traci Colton and Heather Reynolds from Elmore County were present and spoke of the need for a minivan that would shuttle veterans and elderly disabled people to appointments. They would like to partner with the City and the County to provide this service though they are hoping to obtain a grant that would sustain the project for the first three years.

Councilman Bundy asked who the grant was being submitted to.

Traci answered it was through AARP.

Councilman Brennan asked if it would be a County owned vehicle and would they be liable for it.

Traci said it would be a county vehicle and they would be liable for it.

The Council said they were in favor of the idea.

- Kristopher Wallaert, a Volunteer Firefighter said he wanted to make an apology to the Mayor and Council for some Facebook comments he made that didn't portray the City in the best light. He said he had read an article on the Library budget and made comments before getting the full story and once he had a chance to speak with the Mayor and receive both sides of the story he realized how the article didn't represent the City well.
- Oscar Evans who is running for Idaho Representative seat 23A was present and spoke about the great things Mountain Home is planning and he encourages everyone to keep moving on those plans.
- John Evans made a statement to the Mayor and Council and spoke about how much he has enjoyed his visit to Idaho.

CONSENT AGENDA

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D. APPROVE PLANNING & ZONING RECOMMENDATION - That the application for a conditional or special use permit submitted by Kacey and Brianna Thomason dba Brie'sta Coffee Company for a drive-up window to be located at 1395 American Legion Blvd. be granted (Pulled from Consent Agenda and placed under New Business) Business)

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G. REVIEW UPDATED ORDINANCES with new fee and Set Public Hearing
Date for June 11th, 2018 at 6:00 p.m. (Pulled from Consent
Agenda and placed under New Business)

H. APPROVE AGREEMENT WITH TEKFINITY for Internet Service for the
City and Authorize the Mayor to sign once okay with the City Attorney

I. APPROVE BURN ROOM RETROFIT SALE CONTRACT with Fire Facilities for Improvements to the Fire Training Facility for the Fire Department and Authorize the Mayor to sign

J. APPROVE AGREEMENT WITH HORROCKS ENGLISHED for Engineering

Services for the Downtown Revitalization Master Plan and

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K. APPROVE MASTER LEASE AGREEMETN with Insight Investments, LLC for the Self Check Equipment at the Library and Authorize the Mayor to sign once okay with the City Attorney (Pulled from Consent Agenda and placed under New Business)

L. PASS RESOLUTION #20-18 - Approving the Cooperative Agreement with the Idaho Transportation Department for the improvements to the Corner of American Legion Blvd. in front of Papa Murphys and Authorizing the Mayor and City Clerk to sign sian

- Mayor Sykes removed Item K from the Consent Agenda.
- Councilman Brennan asked to have Item D removed from the Consent Agenda as he has no interest in the Brie'sta Coffee Company drive-up window now, but may in the future.
- Councilman Schipani asked how the total of \$92,000.00 for Item J would be paid.

Rich Urquidi, Director of Public Works said \$50,000.00 would be paid with a Gem grant and the other \$42,000.00 will come out of Development Services planning which would leave \$14,000.00 in that fund.

Councilman Schipani asked if the URA would be helping with this.

Rich Urquidi said they are still planning to approach them on the matter.

• Councilman Schipani said he isn't sure about the new fee on Item G. He said 25% on \$1000.00 sounds like a lot and it would be more work to put liens on properties if they aren't paid.

Councilman Bundy said if we base it on current fees we will have to update the ordinance frequently.

Councilman Schipani asked to have this item removed from the Consent Agenda.

- Mayor Sykes removed Items D and G from the Consent Agenda.
- Councilman Brennan asked about the Cemetery bill for aluminum bleachers.

Mayor Sykes said they will be utilized at the Cemetery most, but would be available for other departments to use as well.

Councilman Bundy made a motion to approve the Consent Agenda as printed without Items D, G and K. Councilman Schipani seconded the motion.

The following vote was recorded:

AYE Councilman Bundy AYE Councilman Bryant Councilman Schipani AYE

Councilman Brennan

AYE

The vote being unanimous, the motion was carried and so ordered.

OLD BUSINESS

Discussion/Decision on Agreement with Park University to add the Park University Logo to the City Web-site to allow 10% discount on tuition for city employees and Authorize the Mayor to sign. ACTION ITEM.

Councilman Bundy thanked Park University for being so generous and offering a discount to City Employees.

Councilman Schipani said last time this was brought up there were some issues deciding if the discount would be extended to part time and summer over-hire employees. He said this year the summer hires aren't technically going to be City Employees, they are being hired through a staffing agency.

Councilman Brennan said he would still like to see the summer overhires receive the benefit, but in the interest of the other employees getting the benefit he could go along with it.

Councilman Schipani made a motion to approve the Agreement with Park University to add the Park University Logo to the City Web-site to allow a 10% discount on tuition for city employees and authorize the Mayor to sign. Councilman Bundy seconded the motion.

The following vote was recorded:

Councilman	Bundy	AYE
Councilman	Bryant	AYE
Councilman	Schipani	AYE
Councilman	Brennan	AYE

The vote being unanimous, the motion was carried and so ordered.

NEW BUSINESS

Items Removed from Consent Agenda Section. ACTION ITEM.

Item D: Approve Planning & Zoning Commission Recommendation - That the application for a conditional or special use permit submitted by Kacey and Brianna Thomason dba Brie'sta Coffee Company for a drive-up window to be located at 1395 American Legion Blvd. be granted

Councilman Brennan said he would like to exclude himself from the vote, because he may have an interest in this company in the future.

Councilman Schipani made a motion to approve the Planning & Zonning Commission Recommendation that the application for a conditional or special use permit submitted by Kacey and Brianna Thomason dba Bie'sta Coffee Company for a drive-up window to be located at 1395 American Legion Blvd. be granted. Councilman Bundy seconded the motion.

The following vote was recorded:

Councilman	Bundy	AYE
Councilman	Bryant	AYE
Councilman	Schipani	AYE
Councilman	Brennan	ABSTAINE

The vote being unanimous, the motion was carried and so ordered.

Item G: Review updated Ordinances with new fee and Set Public Hearing date for June 11^{th} , 2018 at 6:00 p.m.

There was a discussion about tabling this item until Building Official, Mike McCain could come back to the Council with a fee scale that would cover the cost of having a lien placed on the property and also the cost of the Departments time and expenses.

Councilman Schipani made a motion to table the Review Updating Ordinances with new fee and set public hearing date for June 11th, 2018 at 6:00 p.m. to a future meeting. Councilman Bryant seconded the motion.

The following vote was recorded:

Councilman Bundy AYE
Councilman Bryant AYE
Councilman Schipani AYE
Councilman Brennan AYE

The vote being unanimous, the motion was carried and so ordered.

Item K: Approve Master Lease Agreement with Insight Investments, LLC for the Self Check Equipment at the Library and Authorize the Mayor to sign once okay with the City Attorney

Paula Szafranski, City Treasurer said she has questions for Library Director, William Lamb about funding and he will be coming back to discuss it and make sure he has enough money in that line of his budget for this year and next year.

Councilman Schipani made a motion to table the Master Lease Agreement with Insight Investments, LLC for the self check equipment at the Library and Authorize the Mayor to sign once okay with the City Attorney until a future meeting. Councilman Bryant seconded the motion.

The following vote was recorded:

Councilman Bundy AYE
Councilman Bryant AYE
Councilman Schipani AYE
Councilman Brennan AYE

The vote being unanimous, the motion was carried and so ordered.

Discussion/Decision on implementing an Ordinance to limit time people can park in front of someone else's house and cleaning up after your vehicle parked in front of someone else's house. ACTION ITEM.

Mayor Sykes said an issue has come up where cars that drip oil are being parked in front of a resident's home and right now there is no law saying they cannot park a car there or a time limit cars can be in front of someone's house.

Dick Henderson spoke about his concerns with cars parking in front of his home for an extended period of time. He said he would like to see the ordinance amended so the homeowner has some say when people are parked in front of the house for a long time and to make sure cars are cleaned up after, if they are leaking oil or other car fluids.

Mayor Sykes and the Council discussed the possibilities of implementing an ordinance to limit time people can park in front of someone else's house and cleaning up after your vehicle parked in front of someone else's house.

It was decided Jay Friedly, City Attorney would look into the proposed ordinance and bring it back to a future meeting.

<u>Discussion/Decision on Request from Richard McKenna School District to</u>
Waive Building permit Fees in the amount of \$65,052.64 for the building of
their additional school building. ACTION ITEM.

Dennis Wilson, Superintendent of Richard Mckenna Charter school and Doug Mayne, Treasurer of the school board were present to discuss building on to the school site on East $8^{\rm th}$ North.

Dennis Wilson said he came to the Council to ask for the building permit fees to be waived because McKenna is a local charter school and not for profit. He said even though this is his first year at Richard McKenna he has been in education for thirty years and any time he has been a part of planning a new building the fees have been waived in consideration of it being a public school and he was hoping Mountain Home would give waiving the fees the same consideration.

Fee list for Richard McKenna Charter School:

Building Permit Fees:

Building Permit	\$20,084.62
Plan Review	\$8,033.85
Police Impact Fee	\$7,704.06
Fire Impact Fee	\$8,837.01
Streets Impact Fee	\$20,393.10
Total Fees to be Waived	\$65,052.64

Councilman Brennan said he understands it is a public school but asked if there was a process to being admitted.

Dennis said there is a lottery process that is guided by state laws.

Councilman Brennan said the School District is required to provide an education for all students. He asked if Richard McKenna Charter School was required to do the same.

Dennis said they would not because under their charter with the Idaho state Charter Commission they are limited to 300 students.

Councilman Bryant asked if there was any precedence for waiving fees for schools or non profits.

Mike McCain, Building Official said under Title 1-8-2 the City Council may waive any fee due to the City by any nonprofit organization or public entity if the Council believes it will benefit the City as a whole and not just the nonprofit or public entity.

Mayor Sykes asked Mike what his recommendation would be.

Mike said he didn't have a problem waiving a portion of the fees but he would say waive the fees in proportion to the students on site compared to the number of students the public schools have on site.

Councilman Bundy asked what the enrollment of students is.

Dennis said between online and onsite there are over 500 students.

Councilman Bundy asked how many of those high school students live in the area of impact of Mountain Home.

Dennis answered approximately forty-five. He said next year there will be a total of ninety-six students with twenty-four added per year after that of the lower grade levels.

Councilman Bundy said based on that information he said he would like Council Minutes - May $14^{\rm th}$, 2018

to see something along the lines of what the Building Official had proposed waiving.

Councilman Schipani said if something were to be waived he would be fine with the building permit fee or plan review fee because police, fire and streets as well as EDU's would all be impacted.

Councilman Bryant asked how the school gets their funding.

Dennis said it is through the state.

Mayor Sykes asked what fee model we are using to get the proposed fee cost.

Mike said he is using the Building Evaluation Data Table from 2003 which saves the school money.

Councilman Brennan said he feels the fees are fair and equitable across the board and the citizens of our community will never see tax revenue from the school once it is built but there will be impacts with man hours, and the Police, Fire and Street Departments.

Councilman Bundy said he agreed. However, as a public school entity he felt they add to the community and provide a service. He said he would be willing to waive the building permit and the plan review. The other expenses are real costs. He said the charter school is a viable and good option for the 100 community kids that do attend the school.

Mayor Sykes asked if the Council was setting a precedence if for instance a church wanted to build a school.

Jay Friedly, City Attorney said yes, if that were to happen he would remind the Council of this discussion.

Councilman Bryant said he was less apt to waive the fees because they would never see money from the school again. He said he understood they are a nonprofit but these things do cost money.

Mayor Sykes asked if they would still be able to open their doors without the having the building fees waived.

Dennis said they would.

Doug Mayne said they would be taking \$65,000.00 worth of education out of the student's hands.

Paula Szafranksi, City Treasurer said she wanted to caution the Council on waiving impact fees. She said if you waive them they will have to be paid for from another fund.

Nina Patterson, City Clerk said in the past if fees were waived for the School District it was never the impact fees or EDU fees waived.

Mayor Sykes said this is one of the hardest decisions he's had to make since being elected. He said he needs to declare that his grandchildren go to the McKenna Montessori School but the vote will not benefit him personally.

Councilman Brennan made a motion to deny the request from Richard McKenna School District to Waive Building permit Fees in the amount of \$65,052.64 for the building of their additional school building. Councilman Bryant seconded the motion.

The following vote was recorded:

Councilman Bundy

NAY

Councilman Bryant AYE
Councilman Schipani NAY
Councilman Brennan AYE

The motion being a tie, Mayor Sykes voted NAY. The motion did not pass.

Councilman Schipani made a motion to waive building permit and plan review fees only in the amount of \$28,118.47 for Richard McKenna School District for the building of their additional school building. Councilman Bundy seconded the motion.

The following vote was recorded:

Councilman Bundy AYE
Councilman Bryant NAY
Councilman Schipani AYE
Councilman Brennan NAY

The motion being a tie, Mayor Sykes voted NAY. The motion did not pass.

Councilman Bryant asked how the cost of the permit is decided.

Mike said it is based off the cost of the project according to the 2003 building evaluation guidelines.

Mayor Sykes asked what the legalities are for waiving fees at public charter school like the Council would a public school.

City Attorney, Jay Friedly said the ordinance the City has is fairly open so he thinks it would be fine.

Councilman Brennan suggested only the plan review fee be waived in the amount of \$8,033.85.

Councilman Schipani proposed the building permit fee of \$20,084.62 be waived.

Councilman Bundy agreed.

Councilman Bundy made a motion to waive the building permit fee only of \$20,084.62 for the Richard McKenna School District for the building of their additional school building. Councilman Schipani seconded the motion.

The following vote was recorded:

Councilman Bundy AYE
Councilman Bryant NAY
Councilman Schipani AYE
Councilman Brennan NAY

The motion being a tie, Mayor Sykes voted AYE. The motion was carried and so ordered.

$\underline{\text{Discussion/Decision on clothing allowance for City Council. ACTION}}$ ITEM.

Councilman Brennan stated he just wanted to have the City purchase him a polo to represent the City.

There was a discussion on a clothing allowance for City Council and it was decided not to move forward with the clothing allowance.

ORDINANCES

Ordinance - Amending Various Sections of Chapter 7B, Title 6

concerning Fireworks (2nd and 3rd Readings by title only.) ACTION

ITEM.

Councilman Bundy made a motion to suspend the rules and instructed the City Clerk to read this Ordinance by Title Only for the 2^{nd} and 3^{rd} Readings tonight. Councilman Schipani seconded the motion.

The following vote was recorded:

Councilman Bryant AYE
Councilman Brennan AYE
Councilman Schipani AYE
Councilman Bundy AYE

The vote being unanimous, the motion was carried and so ordered.

The City Clerk read the Ordinance for its second reading by Title Only.

Mayor Sykes asked, "Does this Ordinance pass its second reading by Title Only."

The following vote was recorded:

Councilman Bryant AYE
Councilman Brennan AYE
Councilman Schipani AYE
Councilman Bundy AYE

The vote being unanimous, the motion was carried and so ordered.

The City Clerk read the Ordinance for its third and final reading by Title Only.

Mayor Sykes asked, "Does this Ordinance pass its third and final reading by Title Only."

The following vote was recorded:

Councilman Bryant AYE
Councilman Brennan AYE
Councilman Schipani AYE
Councilman Bundy AYE

The vote being unanimous, the motion was carried and given #1669.

Ordinance - Adopting An Economic Development Incentive Program. (1st, 2nd, 3rd Reading by title only.) ACTION ITEM.

Councilman Bundy made a motion to suspend the rules and instructed the City Clerk to read this Ordinance by Title Only with all three readings tonight. Councilman Schipani seconded the motion.

The following vote was recorded:

Councilman Bryant AYE
Councilman Brennan AYE
Councilman Schipani AYE
Councilman Bundy AYE

The vote being unanimous, the motion was carried and so ordered.

The City Clerk read the Ordinance for its first reading by Title Only.

Mayor Sykes asked, "Does this Ordinance pass its first reading by Council Minutes - May $14^{\rm th}$, 2018

Title Only."

The following vote was recorded:

Councilman	Bryant	AYE
Councilman	Brennan	AYE
Councilman	Schipani	AYE
Councilman	Bundy	AYE

The vote being unanimous, the motion was carried and so ordered.

The City Clerk read the Ordinance for its second reading by Title Only.

The following vote was recorded:

Councilman	Bryant	AYE
Councilman	Brennan	AYE
Councilman	Schipani	AYE
Councilman	Bundy	AYE

The vote being unanimous, the motion was carried and so ordered.

The City Clerk read the Ordinance for its third and final reading by Title Only.

Mayor Sykes asked, "Does this Ordinance pass its third and final reading by Title Only."

The following vote was recorded:

Councilman	Bryant	AYE
Councilman	Brennan	AYE
Councilman	Schipani	AYE
Councilman	Bundy	AYE

The vote being unanimous, the motion was carried and given #1670.

FINAL COMMENTS

- Jesse Cobos, Police Lieutenant said last Friday there was a training exercise and everyone learned a lot about what needs to be worked on but overall he said it went well.
- Gene Palmer, Street Superintendent said they have been working hard keeping the drains moving with the rain storms.
- Shirley Batchelor, Wastewater Superintendent said farming is in full swing.
- Dave Sonnentag, Water Superintendent said they are working on the wells.
- Miguel Pedroza, Parks Superintendant said they are mowing grass and getting ready for Crazee Dayz this weekend.
- Jake Olsen, Golf Course Superintendant said some of the irrigation satellites have come in along with about 300 sprinkler heads and they are just waiting for all the pieces to come in before they start working on the sprinkler system.
- \bullet Mark Moore, Fire Chief said Crazee Dayz is coming and it is the Council Minutes May $14^{\rm th},~2018$

biggest fund raiser for the Fire Department. He said he has several firefighters that will be receiving certifications in mid June.

• Courtney Lewis, Economic Development Director said the new website has launched and other than a couple things that need to be fixed it is working well. She and Mayor Sykes will be heading to the ICSC Conference next week to meet with potential retailers for Mountain Home.

Mayor Sykes said in interest of saving the taxpayers money they will be coming home a day early from the conference.

- ullet Rich Urquidi, Director of Public Works said some of the bids on the traffic signals came back lower than they were expecting and the LHTAC bid opens May $22^{\rm nd}$. He said the new paint machine the Street Department has is working well.
 - Adam Pease, introduced himself as the new Cemetery Sexton.
- Paula Szafranski, City Treasurer said she gave the budget books to the City Council and there is an additional work sheet in the front that contains grant information. If there are any questions for the Department Heads you can call them and they are happy to help and she is also available for any questions.
- Councilman Bundy said he wanted to express his appreciation to all our local police officers during Police Officer Appreciation Week.
- Councilman Schipani reminded everyone to vote in the primaries on Tuesday.
 - Councilman Brennan asked about the Smith Road project.

Gene Palmer said they have it planned out and the Street Department is working with the County so when they have chip sealed their parts of the road the City will go in and finish it. He said they have already graded it.

• Mayor Sykes thanked the Council for allowing him to hire a full time IT Manager as well as a fiber person. He said hopefully if we can get the fiber in town we can attract technology companies to Mountain Home. Mayor Sykes addressed the rumor in town that he would appoint himself as the next Police Chief and assured everyone it was not something in his wheel house, but with Chief Schilz retiring he would be posting the job in the next couple of months.

ADJOURN

There being no further business to come before the Council, the meeting was adjourned at 7:46 P.M. by orders from the Mayor.

ATTEST:

Nina Patterson, City Clerk

OF MOUNTAIN TO SERVICIAL S