

MINUTES

**McCall City Council
Regular Meeting
McCall City Hall -- Legion Hall
September 14, 2017**

Call to Order and Roll Call
Pledge of Allegiance
Council Member Appointment
Approve the Agenda
Consent Agenda
Department Reports
Committee Minutes
Public Hearing
Public Comment
Business Agenda
Executive Session
Return to Open Session
Adjournment

CALL TO ORDER AND ROLL CALL

Mayor Aymon called the regular meeting of the McCall City Council to order at 5:30 p.m. Mayor Aymon, Council Member Giles, Council Member Nielsen, and Council Member Witte all answered roll call.

City staff members present were Bill Nichols, City Attorney; BessieJo Wagner, Interim City Manager/City Clerk; Shay Tyler, Deputy Clerk; Erin Greaves, Communications Manager; Linda Stokes, City Treasurer; Michelle Groenevelt, Community Development Director; Delta James, City Planner; Kurt Wolf, Parks and Recreation Director; Jay Scherer, Airport Manager; Eric McCormick, Golf Course Superintendent; Meg Lojek, Library Director; David Simmonds, Information Systems Manager; Justin Williams, Police Chief; Nathan Stewart, Public Works Director; Cris Malvich, Street Superintendent

Mayor Aymon led the audience in the Pledge of Allegiance.

APPROVE THE AGENDA

Council Member Witte moved to approve the agenda as submitted. Council Member Giles seconded the motion. In a voice vote all members voted aye and the motion carried.

COUNCIL MEMBER APPOINTMENT

AB 17-188 Installation of Newly Appointed City Council Member: Melanie Holmes

Melanie Holmes was sworn in as Council Member by City Clerk BessieJo Wagner.

CONSENT AGENDA

Staff recommended approval of the following items:

1. Payroll Report for Period Ending August 25, 2017
2. Clerk's License Report
3. Warrant Register – GL
4. Warrant Register – Vendor
5. AB 17-194 Request to Approve Resolution 17-18 to Surplus Property of the Drug Terminator
6. AB 17-195 Request to Approve the Laserfiche Cloud Subscription Agreement for Hosted Online Services
7. AB 17-196 Request to Approve the Agreement with The Building Department, LLC for Plan Review Services
8. AB 17-197 Greystone Village #3, Lot 7, Block, 1551 McCall Avenue, Request of Lease Termination and Establishment of a New Lease

Council Member Giles moved to approve the Consent Agenda as submitted. Council Member Witte seconded the motion. In a roll call vote Council Member Giles, Council Member Witte, Mayor Aymon, Council Member Holmes, and Council Member Nielsen all voted aye and the motion carried.

DEPARTMENT REPORTS

Alexa Hersel, McCall Area Chamber of Commerce, gave an update on the Economic Council, the Leadership Academy, and the exploration of rebranding and creating a new logo/website. The Events Committee has started the Festival of Trees, downtown lighting, and Winter Carnival. The Governance Committee has hired another person, Sue Edmondson. They are finalizing FY18 budget.

Airport

Airport Manager Jay Scherer gave an update for the Airport Basic Training and answered questions regarding grant funds, paving will start in the spring.

Community Development

Community Development Director Michelle Groenevelt answered questions of the Council. Mayor Aymon requested a draft of the housing strategy solutions portion.

Golf Course

Golf Superintendent Eric McCormick gave an update on staffing issues and explained the reason behind the decision to not change aeration methods.

IT

Information Systems Manager Dave Simmonds explained the Laserfiche Cloud for the records management system. The goal is to make public records more available to the public to decrease workload.

Library

Library Director Meg Lojek gave an update on the fundraising for the Library expansion project. The final report will be approved on September 21 and she will share the results on the next department report. She shared there will be training for the Steering Committee which will become part of the Fundraising Committee.

Parks & Recreation

Parks & Recreation Director Kurt Wolf reported on staffing, pickle ball locations, next week's meeting for the community garden at Brown Park, knapweed education, the Mile High Swim, and applications for the superintendent position.

Police

Police Chief Justin Williams gave an update on the open admin position, the Lick Creek patrol for speeding (most tickets are locals coming and going to work), and overall the summer was good. The change in demographic has helped make that happen.

Public Works

Public Works Director Nathan Stewart reported the swells on Roosevelt Street have always been there and are getting repaired. He gave an update on the chlorine injection and testing at the water plant with the goal to eliminate the systems at Davis and Legacy Parks. Mayor Aymon asked if the concrete disrepair on Rotary Park Bridge has been reported to the Idaho Transportation Department and Director Stewart stated he will follow up. He explained how the damage has come about.

COMMITTEE MINUTES

The Council received the following Committee Minutes for review:

1. Historical Preservation Committee 2017 – June 23
2. Historical Preservation Committee 2017 – July 31
3. Library Building Committee 2017 – April 19
4. Library Board & Building Committee Combined 2017 – August 17
5. Library Board of Trustees 2017 – July 20
6. McCall Improvement Committee 2017 – June 8
7. McCall Improvement Committee 2017 – June 15
8. Planning & Zoning Commission 2017 – July 18
9. Planning & Zoning Commission 2017 – August 1

Mayor Aymon opened the public hearing at 6:09 p.m.

AB 17-187 Request to Approve the Eagle Lake PUD-17-01 General Plan and SUB-17-02 Subdivision Preliminary Plat

City Planner Delta James presented the request for the Eagle Lake PUD-17-01 General Plan and SUB-17-02 Subdivision Preliminary Plat approval submitted by Pat Hill. The application is for a new eight (8) unit Planned Unit Development, and a Preliminary Plat for Phase 1 to consist of five (5) lots. The applicant proposed to complete roads and utilities for Phase 1 by Fall of 2017, and to record the final plat for Phase 1 in early 2018. The applicant intends to proceed with preliminary platting of Phase 2 within 7 years of approval of the PUD General Plan by City Council.

At its July 11, 2017, meeting, the McCall Area Planning and Zoning Commission unanimously recommended the Planned Unit Development General Plan and Preliminary Plat applications for approval by the McCall City Council with conditions.

Pat Hill, 705 Brown Street, spoke to the ambience of the subdivision that would be modern mountain contemporary design and went over the different phases. He answered Mayor Aymon's questions about the affordability of the homes and explained he had originally planned to build all of the homes but due to the high cost of building and difficulty in procuring a builder, he abandoned that plan. Amy Pemberton, attorney for the applicant, answered questions regarding the sewer issues. She read the code 9.6.02 which addressed the option of installing septic systems. The distance from the City sewer and layout of the property proves to be prohibitive. There was a discussion on how the sewer system would work, public pathways, and how the concerns of Daniel Dykstra were addressed.

City Planner James went through some of the conditions of approval and answered the Council's questions. City Attorney Bill Nichols advised to make some minor changes in reference to City Sewer to reflect the change to Payette Lakes Recreational Water and Sewer District and make a line item referencing they have been contacted.

Receiving no additional written comments and no public comments were made, Mayor Aymon closed the public hearing at 6:34 p.m.

Public Works Director Nathan Stewart addressed questions brought up by Council Member Giles about the sewer connection rules, and gave the history of these lots describing what various issues that have come up.

Council Member Witte moved to approve Planned Unit Development application PUD-17-01 as recommended by the McCall Area Planning and Zoning Commission with modifications recommended by the City Attorney and authorize the Mayor to sign all necessary documents. Council Member Holmes seconded the motion.

Discussion on the motion: Council Member Giles stated he would vote no due to concerns about allowing the properties to have septic systems and not requiring them to hook up to the District Sewer, and therefore does not support the approval of the application.

In a roll call vote Council Member Witte, Council Member Holmes, Mayor Aymon, Council Member Nielsen voted aye, Council Member Giles voted no, and the motion carried.

Council Member Witte moved to approve Subdivision Preliminary Plat application SUB-17-02 as recommended by the McCall Area Planning and Zoning Commission with modifications recommended by the City Attorney and authorize the Mayor to sign all necessary documents. Council Member Nielsen seconded the motion. In a roll call vote Council Member Witte, Council Member Nielsen, Mayor Aymon, and Council Member Holmes voted aye, Council Member Giles voted no, and the motion carried.

AB 17-198 Public Hearing (continued) and Request to Approve Resolution 17-16 to Adopt Airport Fee Schedule

Airport Manager Jay Scherer presented the request to approve Resolution 17-16 to adopt the Airport Fee Schedule. He gave a brief history for the new Council Members. At the August 10, 2017 City Council meeting, a duly noticed Public Hearing occurred on Airport Fees and was continued to the September 14, 2017 meeting. Additional information, as requested, was provided to Council at a Work Session held August 25, 2017. The City complied with Idaho Code 63-1311A, by placing a Public Notice in the Star-News August 31, 2017 and September 7, 2017 announcing a public hearing on September 14, 2017 to consider changes to the Airport Fees. Changes to the fee structure involve the hangar lease rate and air ambulance landing fees. A detailed description of the proposed changes was included in the Airport Fees Memo. An ordinance was approved at the June 29, 2017 Council Meeting authorizing the Airport to collect vehicle parking fees and fees for performing snow removal services on leased property. Details of these proposed fees were also included in the Airport Fees Memo.

Receiving no written comments and hearing no public comment, Mayor Aymon closed the public hearing at 6:58 p.m.

The Council had a lengthy discussion about the lease rates. Council Member Nielsen expressed concern about making these changes when an eventual re-haul of the fees would be forthcoming. Council Member Giles, after spending time discussing it with staff and gaining a better understanding, was in support of the lease change. Council Member Holmes felt it was important to trust the study that was conducted and was in support. Council Member Witte still felt that reducing the fees was not prudent but it is a small amount so begrudgingly supported. There was additional discussion on the air ambulance fees and whether to charge. The Council was split in their feelings on the subject and thus decided to discuss it at a later date since it was not included on the proposed Resolution.

Council Member Giles moved to approve Resolution 17-16 adopting the McCall Airport fee schedule and authorize the Mayor to sign all necessary documents. Council Member Holmes seconded the motion. In a roll call vote Council Member Giles, Council Member Holmes, Mayor Aymon, and Council Member Witte all voted aye, Council Member Nielsen voted no, and the motion carried.

PUBLIC COMMENT

Mayor Aymon called for public comment at 7:24 p.m.

Hearing no comments, Mayor Aymon closed the comment period at 7:24 p.m.

BUSINESS AGENDA

AB 17-186 McCall Area Planning and Zoning Commission Annual Report to City Council

Fallon Fereday, Chair, presented the McCall Area Planning and Zoning (P&Z) Commission annual report to City Council. The mission of the P&Z Commission is to make recommendations to the City Council and to the County Commissioners respecting comprehensive planning, zoning, and subdivision regulations. The P&Z Commission also applies the same to the individual proposals brought to the Commission for approval or for recommendation to Council, and, when applicable, the County Commissioners. This Commission acts in this statutory capacity as Planning and Zoning Commission under Idaho Code with respect to zoning and planning in the City proper and the McCall Impact Area. The P&Z Commission consists of seven members appointed by City Council and the County Commissioners for three-year terms, which are renewable. Meetings are ordinarily held on the first Tuesday of each month at 4:30 PM in the Legion Hall below City Hall. Members are appointed by the Mayor with confirmation by the Council.

She shared that in calendar year 2016 there were 119 land use application up which was up 40% over 2015. This year 92 land use applications have been received so it is anticipated that 2017 will meet or exceed last year's numbers. The most difficult topic of the year is regulation of the large short term rental use of residential properties to minimize impact to neighbors. Other challenges were the preservation of large old growth trees and the scale of large residences, particularly on the lake front. The code update has sparked excitement with the members and they look forward to working with the consultant and staff on this project. Ms. Fereday then spent some time answering the Council's questions about large short term rentals and shared the frustration P&Z has with the limited tools they can use to regulate those properties due to the State Legislation.

AB 17-192 Library Board of Trustees Appointment: John Milliner

Library Director Meg Lojek presented the appointment of John Milliner to the Library Board of Trustees. The Library Board voted unanimously on August 31, 2017 to accept Mr. Milliner's application to fill a regular vacancy on the Board. He is a long term McCall resident and a frequent library user, with keen interest in the library expansion project. He will also bring a global perspective to our Board from his vast professional experience. Mr. Milliner will serve a regular 5-year term on the Library Board of Trustees. Mr. Milliner shared his hope that his international travel as a consultant will prove helpful to the Board and Library.

Council Member Giles moved to appoint John Milliner to the McCall Public Library Board of Trustees for a term to expire October, 2022. Council Member Witte seconded the motion. In a roll call vote Council Member Giles, Council Member Witte, Mayor Aymon, Council Member Holmes, and Council Member Nielsen all voted aye and the motion carried.

AB 17-199 Request to Award the FY2018-2022 Heavy Equipment Lease/Purchase and Adopt Resolution 17-19 for a 5-year Lease-Purchase

Public Works Director Nathan Stewart presented the request for the FY2018-2022 Heavy Equipment Lease/Purchase and Adoption of Resolution 17-19 for a 5-year Lease-Purchase. Existing heavy equipment 5-year leases for four (4) pieces of equipment currently leased by the Streets Department are set to expire on November 1, 2017. Accordingly, the Public Works Department completed a formal bidding procedure for new 5-year leases for the Streets Department's future equipment rental needs. These equipment comprise the "Base Bid." Added to the invitation to bid were two Bid Alternates: Bid Alternate A includes one (1) "tracked" skid steer – This skid steer is intended to be used and cost shared by the Golf and Parks Departments. Bid Alternate B includes one (1) all-wheel drive backhoe with plate compactor – This backhoe will serve the Water Department and replace the Department's existing, leased, backhoe of which the existing lease will expire on January 1, 2018.

The Invitation to Bid was published on August 3rd, 2017 and advertised for two weeks publicly in the local newspaper. The bid opening occurred on August 30, 2017. All bids were reviewed by staff and legal counsel to determine the responsive low bidder. Included is a bid summary of the two bids received. Western States was determined to be the responsive low bidder for the Base Bid annual lease payment as well as Bid Alternate A and Bid Alternate B annual lease payments. Coastline Equipment annual lease payments for each bid were higher than Western States as well as being considered non-responsive because they could not deliver their equipment by the required date of October 25, 2017.

Council Member Giles moved to award FY2018-22 Heavy Equipment Lease/Purchase for Base Bid, Bid Alt. A, and Bid Alt. B to Western States, Inc. Council Member Witte seconded the motion. In a roll call vote Council Member Giles, Council Member Witte, Mayor Aymon, Council Member Holmes, and Council Member Nielsen all voted aye and the motion carried.

Council Member Witte moved to adopt Resolution 17-19 authorizing the Mayor to enter into, on behalf of the City of McCall, a "Governmental Equipment Lease-Purchase Agreement" and a "Non-Appropriation Addendum" and authorize the Mayor to sign all necessary documents. Council Member Nielsen seconded the motion. In a roll call vote Council Member Witte, Council Member Nielsen, Mayor Aymon, Council Member Giles, and Council Member Holmes all voted aye and the motion carried.

AB 17-200 Request to Approve the Contract for Patch/Overlay and Seal Coat Cart Paths at the Golf Course

Golf Superintendent Eric McCormick presented the contract for approval to patch/overlay and seal coat the cart paths at the Golf Course. The Golf Course has received Local Option Tax funding in 2016 and 2017 specifically for these repairs. Requests for project bids were sent to four separate companies and two bids were received. Leonard Slender Paving was the determined to be the responsive low bidder for the patch/overlay and paving of the cart paths.

Council Member Witte moved to award the contract to Leonard Slender Paving to patch and seal the Golf Course cart paths in the amount of \$57,300 and authorize the Mayor to sign all necessary documents. Council Member Giles seconded the motion. In a roll call vote Council Member Witte, Council Member Giles, Mayor Aymon, Council Member Holmes, and Council Member Nielsen all voted aye and the motion carried.

AB 17-191 Request to Approve Hangar 602A Lease

Airport Manager Jay Scherer presented the request for approval of Hangar 602A lease. The owner of Hangar 602A, RMH Co. has a sale pending. The new lessee Charles C. Jones requested a new lease as the current lease has entered its first extension.

The purchaser has been provided with a copy of the proposed lease, current Airport Rules and Regulations, and Airport Minimum Standards. Mr. Jones owns a Piper Aerostar and Cessna 182 which he intends to store in this hangar. The annual lease rate on the lease document is the proposed, \$.30 per square foot for both covered area and bare ground, resulting in an annual lease fee of \$1462.50 for FY18. The FY17 rent was \$1273.21. This is a non-commercial hangar and as such was not required to meet the Airport Advisory Committee.

Council Member Nielsen moved to approve the lease of the land assigned to Hangar 602A to Charles C. Jones and authorize the Mayor to sign all necessary documents. Council Member Giles seconded the motion. In a roll call vote Council Member Nielsen, Council Member Giles, Mayor Aymon, Council Member Holmes, and Council Member Witte all voted aye and the motion carried.

AB 17-193 Recycling Survey Results

Communication Manager Erin Greaves presented the recycling survey results. She gave a short history and recap before providing a summary of community opinion collected in an online survey regarding a proposed curbside recycling program with Lake Shore Disposal. She explained how the survey was conducted, went over the data, shared two responses from the EAC, and presented two options. The Council was unanimous in moving forward and Council Member Witte emphasized the need to make it very public to give the community an opportunity to be educated and give feedback.

AB 17-190 Updates on the Placement of Crossing Guards at Highway 55 and Railroad Avenue during the Summer Months, and the Protocol of the McCall Police Officers regarding Noise Complaint Calls at Short Term Rental Properties.

Police Chief Justin Williams presented the update on the testing phase of the placement of Crossing Guards at Highway 55 and Railroad Avenue during summer months. The Crossing Guards would ease traffic congestion in the area as well as assist with pedestrian traffic during the summer and big events. However, staffing availability with both the Police and Public Works caused problems in performing the test run during July 4th, and he could not find anyone, internally or externally, to step up as a volunteer. Due to staffing issues, the summer trial run did not happen. He sent out numerous requests both internal and external for volunteers. The Council would like to see a trial run so Chief Williams stated he will find a time in the off season for the trial time. Other suggestions were to find a way to fund a street light or change in traffic flow. There are questions that cannot be answered until more information is gathered. The goal agreed upon was to shoot for a small trial run in the off

season then a real run for the 2018 Memorial weekend to see if crossing guards are a viable option as well as working on a better game plan.

City Attorney Bill Nichols advised that the second portion of Chief Williams report to discuss protocols regarding calls for service related to noise complaints, specifically noise complaints related to short term rentals has to be very general due to the pending application for a Conditional Use Permit (CUP). The applicant is not here to witness the discussion and any information from this discussion cannot be used in making the decision for the CUP. Due to the nature of this topic, the Council chose to table this discussion until the public hearing is finished for Conifer Lodge.

AB 17-189 Review of Lease Agreement with Michael Byrne for the Golf Course Restaurant

Interim City Manager BessieJo Wagner presented the lease agreement for the Golf Course Restaurant with Michael Byrne. Historically, the City has contracted with the Golf Professional to provide restaurant services at the Golf Course. Due to the seasonality of the Golf Course and the Golf Professional's desire to close the restaurant 6 months of the year, the Council determined that it was in the City's best interest to find a restaurateur that would be interested in running the restaurant operations 12 months a year. The Council hired Dave Cadwell of Colliers Commercial Real Estate to assist with marketing the Golf Course Restaurant facility in the hopes of finding a professional restaurateur. Mr. Cadwell presented to staff two possible candidates for the restaurant operations of which a committee was formed to interview each candidate. At the August 25th Council Meeting Council directed staff to negotiate a Lease Agreement with David Byrne.

A first draft of a lease agreement was provided for the Council's review. Staff is looking for direction on the amount of rent to be negotiated with Mr. Byrne. The goal is to have a completed Lease Agreement in place so that Mr. Byrne can take possession of the restaurant November 1, 2017.

The Council discussed the change from a flat rate to the percentage rate, and made some minor adjustments to the language in the lease. Council Member Witte would like staff to look at the contract and make sure it is clear what the City is responsible for verses what Michael Byrne is responsible for. She also pointed out some other language that needed clarification. The Council gave their approval to move forward.

AB 17-201 Request to Approve the Contingent Revenue and Contingent Expense Transfers

City Treasurer Linda Stokes presented the request for contingent revenue and contingent expense transfers. The City received payment of prior year LOT – Tourism of \$4,092; \$672 will be used to cover FY17 LOT – Tourism direct costs and \$3,420 will be applied to FY17 funded projects. There was a claim to ICRMP this year for damage to the “McCall Welcomes You” sign, and the Police Department and Parks Department both sold surplus equipment earlier this fiscal year. Proceeds from the police surplus property sales are to be used to offset the cost of equipping a new patrol vehicle. The proceeds from the parks surplus property sale are to be applied toward the purchase of an additional mini truck. In addition, the Parks Department collected \$1,612 more than was budgeted in Overnight Parking fees which will be used to cover the purchase of signage for the boat trailer parking lot. The City also received \$5,330 from private contributions to be used to cover the cost July 4th celebration and activities.

Council Member Witte moved to approve the contingent revenue and contingent expense line item transfers. Council Member Giles seconded the motion. In a roll call vote Council Member Witte, Council Member Giles, Mayor Aymon, Council Member Holmes, and Council Member Nielsen all voted aye and the motion carried.

AB 17-203 Request to Approve the Sewer Annexation Funds Transfer

City Treasurer Linda Stokes presented the request for the Sewer Annexation Funds Transfer. Finance staff is working to close out the City Sewer Fund as of August 31, 2017, and working with vendors that supplied goods and services for sewer services up to August 31 to submit all invoices for payment. The Sewer Fund available cash held in the Local Government Investment Pool, LGIP #1181, was transferred to the City Combined checking account to be remitted to the Payette Lakes Recreational Water and Sewer District (PLRWSD) less retainage of \$180,000 to pay Sewer Fund liabilities through August 31, 2017. A check in the amount \$1,484,204 is ready to send to PLRWSD once funds are available and deposited in the City Combined checking account. The City will bill for August services and continue to accept payment for sewer services until the August services are considered due and delinquent, October 10, 2017. At that time, remaining sewer service accounts receivable and all remaining cash will be transferred to PLRWSD. She is working closely with the PLRWSD Administrator to compile a final accounting for review and approval by both the City Council and the District Board pursuant to the Agreement of Annexation Plan, Property Transfer and Agreement of Operations Subject to Conditions Precedent.

Council Member Giles moved to approve funds transfer in amount of \$1,484,204 from the Sewer Fund investment Local Government Investment Pool account number 1181, to Payette Lakes Recreational Water & Sewer District and authorize the Treasurer to mail the check. Council Member Nielsen seconded the motion. In a roll call vote Council Member Giles, Council Member Nielsen, Mayor Aymon, Council Member Holmes, and Council Member Witte all voted aye and the motion carried.

AB 17-202 Information Regarding the Purchase of Deinhard Right of Way Property

Interim City Manager BessieJo Wagner presented the information regarding the purchase of Deinhard right of way property. About 2 years ago the City was contacted by Mike Eckhart/Reserve on Payette River LLC, stating that they had just realized that they were still being charged taxes on the parcel and was wondering why it never been transferred into the city's name. At that time staff worked with Bill Nichols on completing a warranty deed, for Mike Eckhart to sign to clean up the issue. Mr. Eckhart refused to sign it as he wanted the city to pay the outstanding back taxes. Staff contacted the county assessor, and they would not stop the assessments until the parcel was transferred, nor would they waive the owing back taxes without more support, such as the paperwork from the state. There was some effort at the time to locate such paperwork with no success.

The City received a call from a Cory Walker, who recently purchased a piece of property from Valley County that went to tax deed. The parcel is one of those that the State obtained to build the Deinhard/Boydston connection and was never recorded, and Valley County sold the parcel for back taxes. Mr. Walker purchased it for \$3,000 sight unseen, and after he realized it was a right of way parcel he called to see if the city would purchase it from him as it is a non-buildable lot. After speaking with Mr. Walker, he contacted Idaho Transportation Department and spoke with Jim Morrison. Mr. Morrison contacted the Interim City Manager Wagner and forwarded a copy of the warranty deed

which shows that the state purchased said property and deeded it to the City. Unfortunately he, at the time, did not have the original. Staff is currently working with Mr. Morrison and Valley County to get this issue resolved.

Upcoming Meetings Schedule Discussion

Council discussed upcoming meetings. The special meeting for the Budget approval was narrowed down to September 26th. Council Member Witte will not be available for the October 4th meeting. The special meeting for September 29th was removed.

EXECUTIVE SESSION

At 9:42 p.m. Council Member Witte moved to go into Executive Session for:

- **LITIGATION – 74-206 (1)(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. The mere presence of legal counsel at an executive session does not satisfy this requirement;**
- **LAND ACQUISITION - 74-206 (1)(c) To acquire an interest in real property which is not owned by a public agency**

Council Member Giles seconded the motion. In a roll call vote, Council Member Witte, Council Member Giles, Mayor Aymon, Council Member Holmes, and Council Member Nielsen all voted aye and the motion carried.

Council discussed land acquisition at the airport and litigation issues.

RETURN TO OPEN SESSION

At 10:06 p.m. Council Member Witte moved to return to Open Session. Council Member Giles seconded the motion. In a voice vote, all members voted aye and the motion carried.

ADJOURNMENT

Without further business, Mayor Aymon adjourned the meeting at 10:06 p.m.

ATTEST:

Jackie J. Aymon, Mayor

BessieJo Wagner, City Clerk