

# MINUTES

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**McCall City Council  
Regular Meeting  
McCall City Hall -- Legion Hall  
March 24, 2016**

Call to Order and Roll Call  
Pledge of Allegiance  
Approve the Agenda  
Committee Annual Report  
Proclamations  
Public Comment  
Consent Agenda  
Business Agenda  
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, and Council Member Witte all answered roll call. Council Members Scott and Swanson were absent.**

City staff members present were Nate Coyle, City Manager; Bill Nichols, City Attorney; Linda Stokes, City Treasurer; Michelle Groenevelt, Community Development Director; Carol Coyle, Grant Coordinator; Justin Williams, Police Chief; Peter Borner, Public Works Director; Nathan Stewart, City Engineer; BessieJo Wagner, City Clerk; and Lisa Kundrick, Deputy City Clerk.

**Mayor Aymon led the audience in the Pledge of Allegiance.**

## **APPROVE THE AGENDA**

The agenda was amended to add:

- AB 16-71 Request for Approval of Resolution 16-06 to Adopt the City of McCall Access Management Policy
- AB 16-75 Request for Approval of the Contract with FCS Group for a Sewer Rate Study

Approval of City Council special minutes were removed from the Consent Agenda and placed at the end of the Business Agenda to make a minor correction.

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

## COMMITTEE REPORT

### **AB 16-67 Centennial Committee Annual Report**

Lyle Nelson, Chair of the Centennial Committee, presented the committee's annual report. Mr. Nelson began by explaining the reason for the committee's existence. Mr. Nelson noted how much people care about McCall and the enthusiasm shown at the 100th celebration, and how there was a desire to create something special and permanent to honor the City's history. The committee was formed and a mission was identified -- to develop the corner of Third Street and Railroad Avenue with a small commemorative park.

Mr. Nelson thanked Arborist Kurt Wolf from the Parks Department, Nathan Stewart, City Engineer, and Carol Coyle, Grant Coordinator. Mr. Nelson listed the committee members and gave a state of the committee. The committee's finances show \$8,200 in the account with \$5,000 in encumbrances to buy the bronze plaques. Projected revenue is a minimum of 30 bricks and \$2,000. Brick sales should continue at a steady pace to create enough revenue for the park to cover its maintenance. Currently the committee is in the process of mounting the nine plaques that have been sold, and they would like to be done with those by May. At some point the committee plans to disband, transfer maintenance of the park to the City, and would like some direction from the City and have a plan for the City to maintain the revenue from the plaques. Mr. Nelson feels the committee has accomplished what they set out to do and are happy with the results.

## PROCLAMATIONS

### **AB 16-77 Proclaim April as Fair Housing Month**

City Clerk BessieJo Wagner presented a proclamation for Fair Housing Month. The Idaho Department of Commerce has asked each community in Idaho to publish a Fair Housing Proclamation each April to raise awareness of everyone's entitlement to Fair Housing as per the Fair Housing Act.

**Council Member Witte moved to proclaim April, 2016 as Fair Housing Month in the City of McCall, and authorize the Mayor to sign the proclamation. Council Member Giles seconded the motion. In a roll call vote Council Member Witte, Council Member Giles, and Mayor Aymon all voted aye and the motion carried.**

### **AB 16-78 Proclaim the Week of April 16-23, 2016 as Infant Immunization Awareness Week**

City Clerk BessieJo Wagner presented a proclamation for the week of April 16 to 23 as Infant Immunization Awareness Week. This year, National Infant Immunization Week will be celebrated as part of the first World Immunization Week, an initiative of the World Health Organization (WHO) where all six WHO regions will simultaneously promote immunization, advance equity in the use of vaccines and universal access to vaccination services, and enable cooperation on cross-border immunization activities in April 2016. The week of April 16-23, 2016, has been declared National Infant Immunization Week to help ensure that children should be protected against 14 vaccine-preventable diseases by the age of two.

**Council Member Giles moved to proclaim the week of April 16-23, 2016 as Infant Immunization Awareness Week in the City of McCall, Idaho and authorize the Mayor to sign the proclamation. Council Member Witte seconded the motion. In a roll call vote Council Member Giles, Council Member Witte, and Mayor Aymon all voted aye and the motion carried.**

## **PUBLIC COMMENT**

**Mayor Aymon called for public comment at 5:44 p.m.**

The Council heard comment from Matt Ganz, 1104 Alpine Street, owner of Salmon River Brewery, along with Brian Ward, 214 Lenora Street, owner of Crusty's Pizza.

Mr. Ganz voiced his concern over the alcohol ban in City Parks during the Fourth of July weekend. He noted that the actual dates of the ban seemed confusing as there was such a wide range of dates specified in the ordinance. Also, he was under the impression that Council decided this would be a one-year trial period, yet the proposed ordinance sounded like it would become permanent. Mr. Ganz also questioned the definition of "possession" of alcohol as he sells beer in growlers and this would prohibit customers from transporting his products while passing through the park. Mr. Ganz also felt that penalties for noncompliance were not well defined. Mr. Ward added that his concerns are the same.

Mayor Aymon explained that the range of dates was designated because it encompasses whichever weekend falls near July 4, the weekend before or the one after, for any year to come.

City Attorney Nichols assured Mr. Ganz and Mr. Ward that these topics will be addressed when Council discusses the ordinance later in the meeting.

**Hearing no comments, Mayor Aymon closed the comment period at 5:55 p.m.**

## **CONSENT AGENDA**

Staff recommended approval of the following items:

1. AB 16-68 Request for Reallocation of FY16 LOT Funds by McCall Winter Sports Club
2. City Council Regular Minutes – March 10, 2016
3. Payroll Report for Period ending March 11, 2016
4. Clerk's License Report

City Council Special Minutes were removed from the Consent Agenda and moved to the end of the Business Agenda with the Warrant Registers so they could be approved with a minor error correction.

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

## **BUSINESS AGENDA**

### **AB 16-76 Golf Advisory Committee Member Appointment – Kristin Christensen**

City Clerk Wagner presented on behalf of Golf Course Superintendent Eric McCormick. Currently there is one vacancy for the Golf Advisory Committee, and Kristen Christensen has submitted a letter of interest to fill this position. The committee considered her letter of interest and unanimously recommended her appointment to the committee.

**Council Member Giles moved to appoint Kristin Christensen to the Golf Advisory Committee. Council Member Witte seconded the motion. In a voice vote all members voted aye and the motion carried.**

### **AB 16-74 Request to Adopt Resolution 16-10 Approving Stormwater Design Criteria Modifications to the City of McCall's Drainage Management Guidelines**

City Engineer Nathan Stewart presented the Drainage Management Guidelines for final review and approval. Mr. Stewart met with the County Commissioners on March 14, 2016 and gave a similar presentation. The commissioners voiced their complete support and thought it was an appropriate step to help developers manage their stormwater. City Engineer Stewart presented the final document ready for approval. The Council noted that per the recommendation of the Environmental Advisory Committee, they would like to review these guidelines again in three years to see whether they are still appropriate.

**Council Member Witte moved to adopt Resolution 16-10 approving stormwater design criteria modifications to the City of McCall's Drainage Management Guidelines 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, and Mayor Aymon all voted aye and the motion carried.**

### **AB 16-72 Request for Approval of an Engineering Task Order: 16-01 Commerce Street Reconstruction – Preliminary Engineering Design**

City Engineer Nathan Stewart presented this request for approval of Engineering Task Order 16-01 as the first step in the reconstruction of Commerce Street. This task order is for Horrocks Engineers to complete the initial phases of engineering design. Significant components of this proposal include the topographic survey, geotechnical assessment, and draft roadway design. Additionally, this work will include preparation and attendance at public information meetings for Commerce Street property owners and the public. This project has a total engineering budget of approximately \$85,000. Subsequent task orders will be prepared for the additional engineering services that will be required to complete the project. This work will include final design and bid packet preparation as well as construction engineering and inspection.

City Engineer Stewart added that in the past Public Works has worked with the City Manager on approval of task orders. However, with this being the first major Streets Local Option Tax (LOT) project, they wanted this task order to be presented to Council and ask for direction on how to proceed with future LOT related task orders. City Manager Coyle also stated that having Council review the task orders leads to greater transparency, which is especially important when LOT

projects are involved. Council agreed that it would be a good idea to review task orders for now and it would give a clear representation of how much the work is going to cost.

**Council Member Witte moved to approve Task Order 16-01 for engineering design for Commerce Street Reconstruction and authorize the City Manager to sign all appropriate documentation. Council Member Giles seconded the motion. In a roll call vote Council Member Witte, Council Member Giles, and Mayor Aymon all voted aye and the motion carried.**

**AB 16-73 Request for Approval of an Engineering Task Order: 16-02 Downtown Core Feasibility**

City Engineer Nathan Stewart presented a request for approval of a task order that directs Horrocks Engineers to prepare a preliminary engineering evaluation. This will address the construction feasibility of completing the downtown core reconstruction. The assessment would give the City a recommended approach on how to implement several future overlapping downtown LOT projects. At the completion of this task order, the City Council will have been provided the necessary technical and financial information as well as public input to approve a timeline for when infrastructure projects should be scheduled and how financing for those projects will be achieved over the next seven years.

**Council Member Giles moved to approve Task Order 16-02 – Downtown Core Reconstruction, and authorize the City Manager to sign all necessary documents. Council Member Witte seconded the motion. In a roll call vote Council Member Giles, Council Member Witte, and Mayor Aymon all voted aye and the motion carried.**

**AB 16-70 Wastewater Options Update**

Public Works Director Peter Borner presented an update on the work being done on sewer projects. City Manager Coyle discussed a presentation from SPF on effluent disposal. Land application will require a \$10M investment to move pipeline and the sand filters will have to be repaired to meet the requirements of the DEQ reuse permit. SPF provided a number of other improvements that are also options to add on. City Manager Coyle also stated that the City needs some kind of authorization to approve a bond. Currently he has been engaged with Nic Miller and Zions Bank on bonding options. Zions Bank has advised that a rate study would be required to bond, and the contract for the rate study will be presented later in the meeting. Components for land application are being reviewed and it is being determined whether the City is eligible to go through the judicial confirmation process to go to bonding. Confirmation could be done within a few months' time, or it will have to go on the ballot in November. Judicial confirmation would only apply to the bare minimum requirements needed per DEQ. The rate study can be completed as fast as data can be provided with possibly a June timeframe.

Mayor Aymon asked if pipe relocation will replace the mixing station. Public Works Director Peter Borner replied that Option B eliminates using the mixing station, which sits on Simplot property through an easement that expires soon.

Mayor Aymon then asked if the \$10M is the City's portion or will the cost be shared with Payette Lakes Recreational Water and Sewer District (the District). City Manager Coyle replied that Nic

Miller suggested that the City and the District enter as two parties if going the judicial confirmation route. There will be a discussion of sharing of that cost.

City Manager Coyle suggested a meeting in April with Nic Miller, Council, and the District to talk about cost sharing and to see if the City is eligible for judicial confirmation. He would also like to come up with a parallel process in case judicial confirmation falls through. Council Member Witte suggested having DEQ there as well and suggested asking DEQ for an additional year to buy more time.

Public Works Director Peter Borner added that discussion is being continued with the District on items that need to be completed to move toward consolidation. The City will be meeting with the District today to identify manpower needs with the combined agencies. There was also a discussion about components required for reuse. Mr. Borner will approach DEQ next week to talk about what is needed to repair the sand filters.

Mayor Aymon summarized that the two things needing to be done for the reuse permit are to repair the sand filters and relocate the pipeline.

**AB 16-71 Request for Approval of Resolution 16-06 to Adopt the City of McCall Access Management Policy**

Public Works Director Peter Borner presented this resolution to adopt the Access Management Policy. This is a revised policy that now only affects principal arterials and major collectors. The tables were removed specifying driveway spacing. This document now only involves the two most important classifications of streets; the remaining classifications will be addressed when the Transportation Master Plan is developed.

Community Development Director Michelle Groenevelt added that at the last meeting there was concern about the commercial driveways, so this was removed and simplified.

Council Member Witte recommended some minor corrections of errors. City Attorney Bill Nichols recommended a motion to amend the access policy per these corrections, and then have a motion to adopt the resolution.

**Council Member Witte moved to approve the access management policy as amended. Council Member Giles seconded the motion. In a roll call vote Council Member Witte, Council Member Giles, and Mayor Aymon all voted aye and the motion carried.**

**Council Member Witte motioned to approve Resolution 16-06 adopting the City of McCall Access Management Policy 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, and Mayor Aymon all voted aye and the motion carried.**

**AB 16-75 Request for Approval of the Contract with FCS Group for a Sewer Rate Study**

Public Works Director Peter Borner presented the rate study contract with FCS Group. This firm comes highly recommended and specializes in this kind of work. Timelines are short and they are comfortable with meeting the dates. The terms of the contract have been reviewed by the

Bond Council, and in case that direction is taken, all necessary items are fulfilled. The Idaho Bond Bank is also fine with it. The contract and scope of work were presented to Council and the contract has been reviewed by City Attorney Nichols.

**Council Member Giles moved to approve the contract with FCS Group for a Sewer Rate Study and authorize the Mayor to sign all necessary documents. Council Member Witte seconded the motion. In a roll call vote Council Member Giles, Council Member Witte, and Mayor Aymon all voted aye and the motion carried.**

**AB 16- 69 Review Draft Ordinance and Resolution for July 4th Alcohol Ban in City Parks**

City Manager Nate Coyle presented the first review of the ordinance and resolution for the alcohol ban during the Fourth of July. City Attorney Nichols recommended amending existing Code with a provision that Council can ban alcohol at any time with a resolution. The second document is the resolution for 2016 specifying the exact dates. The amended ordinance provides a range of dates to make it flexible for any given year, but the 2016 resolution is for a specific date range. This mirrors what Idaho Department of Parks and Recreation (IDPR) is doing at North Beach.

City Attorney Nichols addressed questions presented earlier during public comment. He explained how the ordinance was edited so one can see what is added or removed. The new language does not state the Council "does prohibit" but instead "shall prohibit," so the topic can be addressed each year or not, giving some flexibility. Also, the date range shown in the ordinance gives future flexibility. City Attorney Nichols explained that City Code is permanent, but a resolution gives Council the ability to pick and choose what to address. Penalties are explained in Section 8-14-9. City Attorney Nichols reiterated that the goal was to provide flexibility. City Manager Coyle reminded Council that IDPR has gone with a three-year ban on alcohol at North Beach.

Council discussed whether ending the ban at midnight on the 4th is late enough, as bars close at 2:00 a.m. and parties can run into the morning, but the parks should be closed by then regardless. The ban is supposed to run until noon on the 5th. Police Chief Justin Williams stated it is necessary to carry that ban over to cover 2:00 a.m. to 4:00 a.m.

City Attorney Nichols stated that as far as possession is concerned, the ordinance has not changed; the language was there already. There should not be a problem with a person who is on their way to somewhere carrying a closed container, but it really should be a judgment call on the part of Law Enforcement. City Attorney Nichols pointed out that an open container is already prohibited while walking on the sidewalk.

City Manager Coyle presented a draft of the poster Communications Manager Erin Greaves is working on that highlights Fourth of July events. Ms. Greaves continues to have meetings with nonprofits on events.

Mayor Aymon stated she prefers that the resolution state the ban ends at 8:00 a.m. rather than noon. As far as changing to 8:00 a.m., Council Member Giles would rather the language agree

with the State's ban. City Manager Coyle and Police Chief Williams will clarify this with the State.

**Upcoming Meetings Schedule Discussion**

Council discussed upcoming meetings. Meetings on June 23 and 24, 2016 fall during the week of the AIC conference. June also has a bye week with no Council meetings. City Clerk Wagner proposed moving the June 23 and 24 meetings to the following week, June 30 and July 1, 2016. That frees up staff and Council to attend the AIC conference. City Attorney Nichols pointed out that since a meeting schedule was adopted, a resolution will be needed to change the date.

Mayor Aymon asked City Clerk Wagner what could be done to honor Larry Smith. His daughter informed Mayor Aymon that he is turning 100 years old on April 13. The Rotary is recognizing him at 1:30 p.m. on April 13 at Shore Lodge. Mayor Aymon asked BessieJo Wagner to write a proclamation.

There is a JWAG meeting on March 31, 2016. City Manager Coyle would like it posted.

**Committee Minutes**

Two typographical errors were pointed out and corrected on the March 11 special Council meeting minutes.

**Council Member Giles moved to approve the minutes from the March 11, 2016 Special Council Meeting as amended. Council Member Witte seconded the motion. In a voice vote all members voted aye and the motion carried.**

**Warrant Registers**

Staff presented the Warrant Registers for approval.

**Council Member Giles moved to approve the Warrant Registers as submitted. Council Member Witte 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 7:23 p.m.

ATTEST:

  
BessieJo Wagner, City Clerk



  
Jackie J. Aymon, Mayor