

MINUTES

**McCall City Council
Regular Meeting
High School Annex
401 North Mission Street
November 21, 2013**

Agenda

Call to Order and Roll Call
Approve the Agenda
Public Forum
Pledge of Allegiance
Public Comment
Business Agenda
Consent Agenda
Adjournment

CALL TO ORDER AND ROLL CALL

Mayor Bailey called the regular meeting of the McCall City Council to order at 5:35 p.m. Council Member Aymon, Mayor Bailey, and Council Member Witte all answered roll call. Council Member Scott and Council Member Swanson were absent.

City staff present was Gene Drabinski, City Manager, Bill Nichols, City Attorney; Michelle Groenevelt, Community Development Director; Dennis Coyle, Parks and Recreation Director; Larry Stokes, Interim Chief of Police; Anne Kantola, Library Director; Nathan Coyle, Airport Manager; Carol Coyle, Grant Coordinator; Delta James, City Planner; and BessieJo Wagner, City Clerk.

APPROVE THE AGENDA

Mayor Bailey, with the consent of the Council, approved the agenda as amended.

PUBLIC FORUM

AB 13-212 Public Comment Regarding the Proposed Second Amendment to Exclusive Agreement for Collection and Disposal of Solid Waste – Lake Shore Disposal

The City Council wanted to hear from the public their comments regarding the Proposed Second Amendment to Exclusive Agreement for Collection and Disposal of Solid Waste with Lake Shore Disposal.

Janet Meckel, 49 E. Lake Ford Rd., read a letter on behalf of Tony Meckel Excavating, Attachment 1.

Bill Nichols, City Attorney, clarified Paragraph 2c. Mayor Bailey explained the reasoning behind choosing a solid waste contract with exclusivity.

Mrs. Meckel stated Idaho Transportation Department's requirements for debris hauling businesses. She was opposed to the idea of obtaining a city permit for each job.

Council discussed the language in the ordinance and the language in the contract need to be in agreement. Mr. Nichols stated that language would need to be reviewed.

Mayor Bailey suggested council approach the issue carefully.

Mayor Bailey led the audience in the Pledge of Allegiance at 6:03 p.m.

PUBLIC COMMENT

Mayor Bailey called for public comment at 6:04 p.m.

Everett Arter, Lakeshore Disposal, updated Council on the bear proof container deliveries. Council Member Aymon asked about citizens being charged for bear proof containers without having received them. Mr. Arter explained the fees would be reimbursed if requested.

Hearing no other comments, Mayor Bailey closed the public comment.

BUSINESS AGENDA

AB 13-211 Approval of the Second Amendment to Exclusive Agreement for Collection and Disposal of Solid Waste – Lake Shore Disposal

Council discussed holding the decision until the ordinance was reviewed and the language in the ordinance and contract match. Gene Drabinski, City Manager, stated he would facilitate a conversation between the Lakeshore and City attorneys. Bill Nichols, City Attorney, suggested working on the ordinance language first.

Mr. Drabinski requested Council input regarding the bear proof requirement for businesses that do not generate food waste. Mr. Drabinski suggested he be allowed to work with the businesses on an individual basis. Everett Arter, Lake Shore Disposal, suggested those businesses be allowed a waiver from the commercial bear proof container requirement. He noted the business should be required to have the smaller bear proof cart for employee generated food waste.

There was Council consensus to delay the decision until the ordinance and contract language were reviewed.

AB 13-203 McCall Public Art Advisory Committee Member Appointment

Delta James, City Planner, presented the appointment of Cynthia Dittmer to the McCall Public Art Advisory Committee for a full three-year term.

There was Council consensus to approve Cynthia Dittmer to the McCall Public Art Advisory Committee with a term to expire November 2016.

AB 13-202 McCall Area Planning and Zoning Commission Appointments

Delta James, City Planner, presented the appointment of Steve Callan and Nancy Farnsworth to the McCall Area Planning and Zoning Commission. Ms. James informed Council the appointment of Mr. Callan and Ms. Farnsworth would fill the remaining seats on the Planning and Zoning Commission. She stated the McCall Area Planning and Zoning Commission reviewed the resumes, interviewed the applicants in attendance (Steve Callan and Nancy Farnsworth) and unanimously recommended City Council appoint Steve Callan and Nancy Farnsworth to fill the two Commission vacancies. Ms. James noted Mr. Callan's background was in construction and Ms. Farnsworth had experience in surveying and engineering.

There was Council consensus to approve Steve Callan and Nancy Farnsworth to the McCall Planning and Zoning Commission for terms of three (3) years, expiring December 2016.

AB 13-204 SUB-07-11: 607 N. 3rd Street Subdivision – Approval of the Granite Falls Condominiums Amended and Restated Development Agreement

Michelle Groenevelt, Community Development Director, provided Council the history of the Granite Falls Condominium property. She stated the new owners would like to clarify the project's remaining items to be completed and more accurately reflect project approvals and as-built conditions. The owner, Brian Black, provided Council with a list of recent improvements and stated he did not have any plans for development in the near future. Ms. Groenevelt stated staff perspective was to clean up the language in the development agreement to clarify for future staff.

Bill Nichols, City Attorney, stated he had no concerns.

Mayor Bailey moved to approve the Granite Falls Condominium Amended and Restated Development Agreement and authorize the Mayor to sign all necessary documents. Council Member Aymon seconded the motion. In a Roll Call vote Mayor Bailey, Council Member Aymon, Council Member Witte, all vote aye and the motion carried.

AB 13-206 Approval of 2014 Season Golf Rates

Eric McCormick, Golf Course Supervisor, presented the 2014 Season Golf Rates to Council. He stated the Golf Advisory Committee and staff recommended the golf rates remain the same as last season. There was a brief discussion about surrounding golf course rates. Council also discussed season pass sales and additional fees.

Council Member Aymon moved to approve the Golf Advisory Committee and staff's recommendation to maintain the current golf rates for 2014. Council Member Witte seconded the motion. In a Roll Call vote Council Member Aymon, Council Member Witte, and Mayor Bailey all vote aye and the motion carried.

AB 13-209 Approval of Hangar 554 Lease Termination and Establishment of a New Lease

Nathan Coyle, Airport Manager, presented the lease termination of Hangar 554 from Patrick and Kimberly Moroney, and the subsequent lease establishment of Hangar 554 to the John and Jenny Fawcett Trust. Mr. Coyle noted Mr. Fawcett is a private pilot and intends to store his C-182 in the hangar. Mr. Coyle stated the new lease would trigger a new lease rate.

Council Member Witte moved to approve termination of the existing lease of Hangar 554 from Patrick and Kimberly Moroney at the time of closing and subsequently approve the new lease for Hangar 554 to the John and Jenny Fawcett Trust and authorize the Mayor to sign all necessary documents. Council Member Aymon seconded the motion. In a Roll Call vote Council Member Witte, Council Member Aymon, and Mayor Bailey all vote aye and the motion carried.

AB 13-208 ITT EXELIS Microwave Dish Site Lease Agreement Approval Request

Nathan Coyle, Airport Manager, requested approval for the Exelis microwave dish site lease agreement. He stated provided Council with information regarding the purpose, location, and maintenance schedule of the dish. There was a brief discussion on the term length of the lease agreement.

Mayor Bailey moved to approve the Microwave Site Lease Agreement between the City of McCall and Exelis, Inc. and authorize the Mayor to sign all necessary documents. Council Member Aymon seconded the motion. In a Roll Call vote Mayor Bailey, Council Member Aymon, Council Member Witte all vote aye and the motion carried.

AB 13-207 Approval of Surplus Property Non-Directional Beacon (NDB) transmitter and associated transformer – Resolution 13-19

Nathan Coyle, Airport Manager, requested Council approve the sale of a Non-Directional Beacon to Laporte Municipal Airport in Indiana. He stated Airport staff identified it as surplus property and Idaho Code §67-5732A allowed the conveyance of surplus personal property to other state and local agencies.

Council Member Aymon moved to adopt Resolution 13-19 authorizing the sale of the Non-Directional Beacon (NDB) transmitter and associated transformer to the Laporte Municipal Airport in Indiana and authorize the Mayor to sign all necessary documents. Council Member Witte seconded the motion. In a Roll Call vote Council Member Aymon, Council Member Witte, and Mayor Bailey all vote aye and the motion carried.

AB 13-205 Approval of Central Idaho Historical Museum Lease Renewal

Dennis Coyle, Parks and Recreation Director, presented the renewal of the Central Idaho Historical Museum lease. He stated the new lease would be for a term of five years to include an additional five year renewal option. The Parks and Recreation Department would continue to provide grounds and irrigation maintenance.

There was a discussion regarding the museum's responsibility to carry separate insurance. Council discussed the term length options and which parties could extend the lease. Mr. Coyle explained the term agreement. There was a brief discussion to correct the dates.

Mayor Bailey moved to table the Central Idaho Historical Museum Lease. Council Member Witte seconded the motion. In a Voice vote, all voted aye and the motion carried.

AB 13-213 Update to Council Concerning the Tomlinson Dock

Dennis Coyle, Parks and Recreation Director, updated Council on the Tomlinson Dock. He stated staff's intent would be to resolve the Tomlinson dock issue when Mile High Marina's lease is renewed in 2017. He stated staff recommended the City work with the City Attorney to resolve the issue during the lease renewal process.

Council discussed whether the dock was located on City or the State of Idaho's property. Mr. Coyle briefed Council on the history of the dock. Bill Nichols, City Attorney, stated the Tomlinsons were unable to provide lease documentation on the dock.

Mayor Bailey directed staff to draft a letter to the Tomlinsons in advance of Mile High Marina's lease renewal. Mayor Bailey stated the letter should inform the Tomlinsons that the dock would not be part of Mile High Marina's renewed lease. Mr. Nichols stated he would work with Mr. Coyle to draft a letter and get the City Manager's approval.

AB 13-210 Approval of Resolution No. 13-20 Ratifying the Canvass of the November 5, 2013 Election of Three 4-year Council Seats

BessieJo Wagner, City Clerk, presented Resolution 13-20 ratifying the canvass of the November 5, 2013 election. Mrs. Wagner noted an error on the resolution. Mayor Bailey congratulated the elected Council Members.

Council Member Aymon moved to adopt Resolution No. 13-20, with amended changes, proclaiming the election results final and authorize the Mayor to sign all necessary documents. Mayor Bailey seconded the motion. In a Roll Call vote, Council Member Aymon, Mayor Bailey, Council Member Witte all vote aye and the motion carried.

AB 13-214 Approval of Surplus Property Winter Patrol Jackets - Resolution 13-21(Added 11/19/13)

Larry Stokes, Interim Police Chief, requested Council approval to surplus several winter patrol jackets. He stated the jackets would be sent to a rescue mission in Boise. Council Member Aymon asked why the items were not being donated locally. He explained there was not a local shelter to donate the jackets.

Council Member Witte moved to adopt Resolution 13-21 authorizing the donation of the selected Winter Patrol Jackets to a men's shelter in Boise, and authorize the Mayor to sign all necessary documents. Council Member Aymon seconded the motion. In a Roll Call vote Council Member Witte, Council Member Aymon, and Mayor Bailey all vote aye and the motion carried.

CONSENT AGENDA

Staff recommended approval of the following items:

1. Regular Council Minutes Amendment – May 23, 2013
2. Regular Council Minutes – June 13, 2013
3. Special Council Minutes – July 12, 2013
4. Regular Council Minutes – July 25, 2013
5. Regular Council Minutes – August 8, 2013
6. Special Council Minutes – August 28, 2013
7. Regular Council Minutes – September 12, 2013
8. Special Council Minutes – September 27, 2013
9. Special Council Minutes – November 13, 2013
10. Warrant Registers
11. Payroll Report for Period ending November 8, 2013
12. Alcohol and Catering Licenses Activity Report

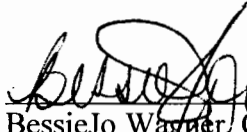
There was a brief discussion on the minutes and the warrant registers.

Council Member Witte moved to approve the Consent Agenda with the minutes corrected. Council Member Aymon seconded the motion. In a Voice vote, all voted aye and the motion carried.

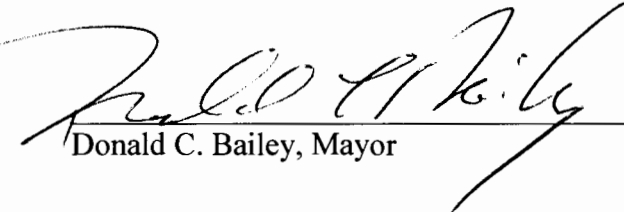
ADJOURNMENT

Without further business, the Mayor adjourned the meeting at 8:30 p.m.

ATTEST:


BessieJo Wagner, City Clerk




Donald C. Bailey, Mayor