

MINUTES

**McCall City Council
Regular Meeting
Legion Hall (McCall City Hall - Lower Level)
December 13, 2012**

Agenda

Call to Order and Roll Call
Approve the Agenda
Presentation
Reports
Committee Minutes
Pledge of Allegiance
Public Comment
Business Agenda
Consent Agenda
Executive Session
Adjournment

CALL TO ORDER AND ROLL CALL

Mayor Bailey called the regular meeting of the McCall City Council to order at 5:30 p.m. Council Member Aymon, Mayor Bailey, and Council Member Witte all answered roll call. Council Member Scott and Council Member Swanson were absent, a quorum was present.

City staff present was Gene Drabinski, City Manager; Bill Nichols, City Attorney; Linda Stokes, City Treasurer; Dennis Coyle, Parks and Recreation Director; Peter Borner, Public Works Director; David Simmonds, Information Systems Manager; Carol Coyle, Grant Coordinator; Delta James, City Planner; Eric McCormick, Golf Superintendent; Jerry Summers, Chief of Police; Michelle Groenevelt, Community Development; Anne Kantola, Library Director; Kurt Wolf, Parks Supervisor; and BessieJo Wagner, City Clerk.

Council Member Swanson arrived at 5:32p.m.
Council Member Scott arrived at 5:33 p.m.

APPROVE THE AGENDA

Mayor Bailey moved to amend the City Council Agenda to add to the Consent Agenda the Warrant Register printed on December 13, 2012 to ensure timely payment of City bills. Council Member Aymon seconded the motion. In a voice vote, all members voted aye and the motion carried.

PRESENTATION

AB 12-243 Employee Service Awards Presentation

The Mayor presented 6 awards to recognize Debra Smith, Administrative Assistant; Racquel Thackeray, Utility Billing Specialist; Lorraine Brush, Senior Administrative Assistant; Pete Rittenger, Police Sergeant; Jerry Summers, Chief of Police; and Becky Hearne, Library Clerk II for their years of service with the City of McCall. Mrs. Brush was absent and the award will be presented at a later date.

REPORTS

Department Reports

Council asked for an update on the 3rd Street Corridor project. Staff responded stating that the vehicle access for property owners had been assessed, communication lines had been buried, and warranty issues looked at.

Council Member Aymon requested and received an update on the Highway 55 speed signs.

Council Member Aymon asked Dennis Coyle, Parks and Recreation, for clarification of the cost to replace concrete slab at Legacy Park. She also asked for and received clarification on the pump track at the skate park. Council Member Aymon stated she was not in favor of the idea of ATV race during Winter Carnival and Mayor Bailey stated he was in favor of an ATV race.

Mayor Bailey noted that Golf's fuel tanks are now complete. Gene Drabinski, City Manager, asked for an update on Golf's budget. Eric McCormick, Golf Superintendent, informed Council that Golf was \$15,000 over budget this year.

Mayor Bailey requested and received an update on the re-organization proposal. Mr. Drabinski, City Manager, updated Council that the proposed re-organization would create career path opportunities and allow closer collaboration between teams.

Mayor Bailey requested an update on the date, time, and location for the Council/Manager retreat. BessieJo Wagner, City Clerk, informed Council on training that was scheduled for January 25, 2013, during a regularly scheduled Council Work Session. Jim McNall, a member of ICRMP and AIC, will provide training for City Council and the City Manager on roles and responsibilities of the City Manager and City Council in the Manager/Council form of government. Mr. Drabinski suggested meeting with the Council for the Council/Manager Retreat at 1:00 on Friday, February 1, at Hotel McCall.

Council requested final LOT amounts.

Committee Minutes

The Council received copies of the following committee minutes:

1. Environmental Advisory Committee – August 28, 2012

2. McCall Redevelopment Agency – October 16, 2012
3. Planning and Zoning Commission – October 2, 2012
4. Planning and Zoning Commission – November 6, 2012
5. Tree Advisory Committee – February 8, 2012
6. Tree Advisory Committee – May 3, 2012
7. Tree Advisory Committee – September 6, 2012

There was a brief discussion regarding the Planning and Zoning minutes from October 2, 2012, and the Environmental Advisory Committee minutes from August 28, 2012.

Mayor Bailey led the audience in the Pledge of Allegiance at 6:02 p.m.

PUBLIC COMMENT

Mayor Bailey called for public comment at 6:03 p.m.

Warren Drake, a Valley County resident, presented a prepared statement protesting a proposal by Valley County to use municipal funds as cash prizes for new businesses. Mr. Drake also stated concern that the City would be asked to contribute funds toward the proposal.

Mayor Bailey stated the City would not support such a proposal.

Mayor Bailey closed the public comment.

BUSINESS AGENDA

AB 12-241 McCall Library Board Member Appointment

Anne Kantola presented the request to reappoint Jamie Bell to the Library Board of Trustees.

Mayor Bailey moved to appoint Jamie Bell to serve another term on the Library Board of Trustees set to expire in October of 2017. Council Member Swanson seconded the motion. In a voice vote, all members voted aye and the motion carried.

AB 12-237 McCall Tree Advisory Committee Appointment

Kurt Wolf presented a request to appoint Randy Acker to the Tree Committee for his third term of three years.

Council Member Scott moved to appoint Randy Acker to the Tree Committee for an additional term of three years to expire November, 2015. Council Member Swanson seconded the motion. In a voice vote, all members voted aye and the motion carried.

AB 12-232 City of McCall Environmental Advisory Committee Annual Report

Claire Remsberg, EAC Chairperson, presented the Environmental Advisory Committee's annual report. Mrs. Remsberg briefed Council on various presentations EAC heard throughout the past

year. Mayor Bailey requested the annual report be included with the meeting minutes. The EAC Annual report is included as Attachment 1.

Lindsey Truxel, EAC member, presented her 4th grade class work on local knapweed. The class has been collecting samples on knapweed soil and planting seeds. Groups of students presented the collected data to Council.

AB 12-239 Request for Funds No. 1 and Progress Report - Third St. Corridor Revitalization Project

Carol Coyle, Grant Coordinator, presented the progress report for the Third Street Corridor Revitalization Project. She noted the progress report was from May 2012 to September 30, 2012. Mrs. Coyle requested that Council approve the progress report and the request for fund reimbursement as required by Department of Commerce. She emphasized the project was more than a sidewalk and storm water project, but that it was for economic development. She noted that aspects of the economic development included Civil Rights Protection, Fair Housing, and the American Disabilities Act components. Mrs. Coyle informed Council that as Title 6 officer, the City Clerk would be relying on all departments to provide updates that satisfy ADA requirements and the ADA Transition Plan.

Council asked for an update on staff overseeing the project and when the bidding phase would start for the project. Mrs. Coyle informed Council that Horrocks Engineering was in charge of the design and a work session had been scheduled for January 24 or February, 2013 to update the plans.

Council Member Swanson moved to approve the submission of Request for Funds No. 1 and Progress Report for the Third Street Corridor Revitalization Project and authorize the Mayor to sign all necessary documents. Council Member Scott seconded the motion. In a roll call vote, Council Member Swanson, Council Member Scott, Council Member Aymon, Mayor Bailey, and Council Member Witte all voted aye and the motion carried.

AB 12-234 The 2013 Season Golf Rates

Eric McCormick, Golf Course Superintendent, presented the proposed 2013 season golf rates. Mr. McCormick explained to Council that there would be no change in rates due to an effort to remain competitive with other golf courses in the area that are lowering their rates. Mr. McCormick stated that Golf staff felt the rates would fit all the player needs and remain competitive; and by setting the rate now, season passes would be an option available to sell for Christmas.

Council Member Aymon moved to approve the Golf Advisory Committee and staff's recommendation to maintain the current golf rates for 2013. Council Member Swanson seconded the motion. In a roll call vote, Council Member Aymon, Council Member Swanson, Mayor Bailey and Council Member Scott, and Council Member Witte all voted aye and the motion carried.

AB 12-233 Authorize the City Treasurer to pay routine City bills Resolution 12-27

Linda Stokes, City Treasurer, presented Resolution 12-27 a request to pay routine city bills. Mrs. Stokes noted that the regularly scheduled Council meeting for December 27th was cancelled to accommodate the Christmas holiday. That change will result in nearly a month between Council meetings, which would cause a delay in the City's ability to pay bills in a timely manner.

Upon the approval of Council, Mrs. Stokes would pay the bills, and submit the bills to Council for ratification at the January 10, 2013 meeting.

Council had a question regarding a vendor. Mrs. Stokes noted it was typographical error.

Council Member Witte moved to adopt Resolution 12-27 authorizing the Treasurer to pay the listed vendors as necessary 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, Mayor Bailey and Council Member Scott, and council member Swanson all voted aye and the motion carried.

AB 12-242 Update and Recommendation on the City Prosecutor Request for Proposal

Jerry Summers, Chief of Police, gave a brief history of the Request for Proposal (RFP) process. Chief Summers stated staff's recommendation was to accept the bid and authorize the City Manager to proceed with contract negotiations with Mr. Kiiha. Mr. Kiiha would be the incoming Valley County Prosecutor and the only bid within budget.

Council Member Scott questioned if Chief Summers was comfortable with Mr. Kiiha's ability based on the low bid. Chief Summers stated that all the proposals were for qualified attorneys and firms, but Mr. Kiiha had the lowest bid. Chief Summers did have some concerns with Mr. Kiiha's proposal. The first concern was what would happen if the Valley County Commissioners did not accept the City's contract assignment, and the second concern regarded his proposal submitted under Capital Law. Chief Summers stated that Mr. Kiiha said that he would do the work through Capital Law if the assignment was not approved by the Valley County Commissioners. The second concern was regarding the proposal with Capital Law. The proposal showed he was a partner with Capital Law and Mr. Kiiha would give up his equity position as the Valley County Prosecutor. However, in the proposal, Mr. Kiiha would be assigning a staff attorney, in the event that the county did not accept the assignment of the contract. Mr. Kiiha reassured Chief Summers that he had retained authorization within Capital Law to do that. Mr. Summers stated that Mr. Kiiha did not anticipate problems with the Valley County Commissioners accepting the assignment.

There was a brief discussion about where the applicants lived. Chief Summers stated that by statute, Mr. Kiiha needed to live in Valley County by October 5, 2012 and would be moving to the area. Chief Summers stated that the new Valley County judge wanted more days of court time for McCall cases due to the volume of work with McCall. Chief Summers stated he anticipated extra court days to be 6 to 7 for a 7 month period. Mr. Osborne and Mr. Williams' bids were out of budget based on the number of extra court days.

Mayor Bailey requested clarification of the bid amount on Mr. Williams' proposal. Chief Summers explained that due to the extra court days and some law changes that would increase court time, Mr. Williams' bid increased from last year. Mayor Bailey questioned if Mr. Kiiha understood the changes based on the bid amount. Chief Summers stated that as the new County Prosecutor, Mr. Kiiha should be aware of it. Chief Summers said that as the new Valley County Prosecuting Attorney, Mr. Kiiha would continue to predominantly use Deputy Prosecutors Carol Brockmann and Kenneth Arment. Chief Summers also noted that Mr. Kiiha's goal in getting the contract was to assign it to Valley County and increase the County's prosecutor budget to accommodate the increased workload. Council discussed Ms. Brockmann's employment status with Valley County and Williams Law.

Mayor Bailey was concerned there was a risk with the wording of Mr. Kiiha's proposal based on the possibility of the County losing the contract or with Mr. Kiiha.

Council requested clarification on assigning the contract to Valley County. Bill Nichols, City Attorney, explained the difference between awarding a contract with Mr. Kiiha and assigning a contract by Mr. Kiiha to Valley County. Mr. Nichols briefed the Council that when he met with Mr. Kiiha, he indicated he would speak with the incoming Commissioners and brief them on the arrangement. Chief Summers informed the Council that he had not been informed by Mr. Kiiha that the Commissioners were not willing to accept the proposal. Mr. Nichols explained the difference between Mr. Williams' contract and Mr. Kiiha's possible contract.

Mayor Bailey asked what would happen if the County does not accept the assignment. Mr. Nichols explained there would be provisions within the contract that would allow for termination of the contract if that were to happen.

Mayor Bailey commented on a letter written by Mr. Kiiha to the local newspaper while Mr. Kiiha was running for County Prosecutor. Mayor Bailey noted that the contents of the letter was politically charged and not well taken. Mayor Bailey expressed support for Chief Summers' recommendation, but would not have approved the recommendation if Chief Summers had not given it.

Council asked for information of Mr. Kiiha's partners. Mr. Nichols said he was familiar with some of the partners and the clients of Capital Law, and had not heard any negative comments regarding the firm.

Mr. Nichols provided a recommendation to use the previous City Prosecutor contract as a guideline.

Council Member Swanson noted that with new County Commissioners, it was important to proceed carefully.

Mayor Bailey, with the consent of the Council authorized the City Manager to proceed to contract negotiation.

Council Member Scott left the meeting at 6:42 p.m.

AB 12-240 Department Annual Reports to Council Discussion and Direction

BessieJo Wagner, City Clerk, and Gene Drabinski, City Manager, presented Council with options for Annual Department Reports. Mr. Drabinski requested feedback from Council on the format and effectiveness of the reports. He also requested direction for what the Council would like for 2013.

Council discussed and agreed the previous year's format was valuable to Council and the public.

If Council would like each Department to deliver a similar report for 2013 the schedule would be:

January 10 (30 min): Library

January 24 (2 hours): Parks & Recreation, Golf, Information Systems

February 28 (30 min): Airport

March 1 (2 hours): Community Development, Police

March 28 (30 min): Clerk, Finance, City Manager

March 29 (2 hours): Streets, Water, Sewer

Mr. Drabinski asked for direction from Council on reorganization of Department Staff. Council expressed to Mr. Drabinski they wanted to be advised of the plan before any action was to be taken. Mr. Drabinski informed Council how the reorganization would look and his purpose for how the teams would be structured.

Mayor Bailey cautioned to keep conversations to subjects that would not violate Open Meeting laws during future meetings with Mr. Drabinski and individual Council members.

CONSENT AGENDA

Staff recommended approval of the following items:

1. City Council Regular Minutes November 29, 2012
2. Warrant Registers Dated December 7, 2012
3. Payroll Report for Period ending November 23, 2012
4. AB 12-235 Personal Property Lease Agreement – Artist Leasing Art to the City of McCall – Zella Bardsley
5. AB 12-236 Personal Property Lease Agreement – Artist Leasing Art to the City of McCall – Phil Wilcomb
6. AB 12-238 Tree City USA Re-Certification and Growth Award Application

A brief discussion took place regarding the Minutes and the Warrant Register.

Council Member Aymon moved to approve the Consent Agenda with grammatical changes. Council Member Swanson seconded the motion. In a roll call vote Council Member Aymon, Council Member Swanson, Mayor Bailey and Council Member Witte all voted aye and the motion carried.

Mayor Bailey gave an update concerning the legislative committee he attended.

EXECUTIVE SESSION

At 7:23p.m., Mayor Bailey moved to go into Executive Session for Land Acquisition – Pursuant to Idaho Code §67-2345(1)(c): to conduct deliberations concerning labor negotiations or to acquire an interest in real property which is not owned by a public agency. Council Member Swanson seconded the motion. In a roll call vote Mayor Bailey, Council Member Swanson, Council Member Aymon, and Council Member Witte all voted aye and the motion carried.

Council discussed possible land acquisition.

RETURN TO OPEN SESSION


At 8:00 p.m., Council Member Swanson moved to return to Open Session. Council Member Aymon seconded the motion. In a voice call vote, all voted aye and the motion carried.

ADJOURNMENT

Without further business, the Mayor adjourned the meeting at 8:01 p.m.

ATTEST:




BessieJo Wagner, City Clerk


Donald C. Bailey, Mayor

McCall Environmental Advisory Committee **Annual Report to City Council – December 2012**

MEMBERS

New Members - Zachary Allen, Kay Magee, Lindsey Truxel (returning)

Lost Members - Kay Magee

Other Members - Claire Remsberg, Cindy Miller, Fred Coriell, Morgan Zedalis

Still have One vacancy (high school student)

PRESENTATIONS TO COMMITTEE

Jon Owsley of Clear River Recycling - Feb

He presented information regarding his E-waste recycling business, where he removes the components that contain precious metals, and then sells those components to another business for mineral extraction.

Sue Patterson of Alpha Nursery – Apr

She presented information regarding organic fertilizers, including an insightful history on the origins and use of chemical fertilizers, and their effects on the soil and greater ecosystem. She followed with an introduction to the organic fertilizer products provided by her business.

Leslie Freeman from DEQ - June

We discussed the use of residential mosquito spraying systems around Payette Lake, including the difference between use of Pyrethrins vs. environmentally preferable "Green Enzyme" products. Since DEQ and EPA do not currently regulate the residential use of these products, the City would have difficulty regulating their use via city code.

Everette Arder – July

He updated us on the materials accepted for recycling, including some of the items that are often confusing (Styrofoam, types of plastics). We also discussed the problems of contamination at the drop off centers, as well as curbside recycling issues and costs. Everette welcomes any help the EAC can give the help better inform the public, especially on issues of contamination.

Eric McCormick, McCall Golf Course Superintendent – Nov

We reviewed efforts and challenges at the gold course for composting and reduced nitrogen use, grinding or wood debris (rather than burning), mosquito abatement alternatives, reduced Pyrethrin mosquito fogging. There are now mosquito-eating bats in the bat houses installed a couple of years ago.

PROJECTS 2012

ENVIRONMENTALLY PREFERABLE PURCHASING POLICY –

Resolution adopted by City Council on Oct. 25th, 2012.

Thanks to Kurt Wolf of the Parks Dept and Denise Tangen at City Hall for assisting with data collection and sourcing for case studies regarding cleaning supplies and copy paper.

NOXIOUS WEEDS

This has evolved into a project in the schools regarding the study of knapweed. (Lindsey Truxel and 4th grade students to give a presentation)

FUTURE EFFORTS:

RECYCLING - SIGNAGE AND COMMUNITY EDUCATION EFFORTS REGARDING

We have discussed improving information to the public to increase recycling, and to help reduce contamination of the recycling stream and improper use of the recycling drop-off station. We have also been keen to involve students with a creative project for improved signage. We expect more discussions in 2013, including coordination with teachers.

WEBSITE DEVELOPMENT

We plan to flush out our committee's page on the city's new website, to include public education, such as green cleaning info, noxious weed identification, local programs and web resources. This will be a good base for city staff as well as community education outreach.

ZONING CODES & DESIGN GUIDELINES

The EAC would like to participate in efforts to revise city code regarding issues pertaining to sustainable living, such as lowering of energy & water use and removing minimum home size requirements in new developments.

WASTE REDUCTION (including shopping bags)

NON-TOXIC CLEANING

FIREWISE LANDSCAPING

GREEN HANDBOOK FOR CITY EMPLOYEES