

# MINUTES

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**McCall City Council  
Regular Meeting  
Legion Hall (McCall City Hall - Lower Level)  
June 14, 2012**

## Agenda

Call to Order and Roll Call  
Approve the Agenda  
Reports  
Pledge of Allegiance  
Public Hearings  
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 5:30 p.m. Council Member Aymon, Mayor Bailey, Council Member Swanson and Council Member Witte all answered roll call. Council Member Scott was absent. A quorum was present.**

City staff present was Bill Punkoney, City Attorney; Linda Stokes, City Treasurer; Dennis Coyle, Parks and Recreation Director; Eric McCormick, Golf Course Superintendent; Jerry Summers, Police Chief; Michelle Groenevelt, Community Development Director; Peter Borner, Public Works Director; Carol Coyle, Grant Coordinator; Delta James, City Planner; Peter Rittenger, Detective Sergeant; and BessieJo Wagner, City Clerk.

## **APPROVE THE AGENDA**

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

## **REPORTS**

**Council Member Scott joined the meeting 5:31 p.m.**

### **Department Reports**

Mayor Bailey requested and received the status on the golf course greens. Council complimented Eric McCormick, Golf Course Superintendent, on the appearance of the golf course.

Mayor Bailey complimented Dennis Coyle, Parks & Recreation Director, on the tree ceremony and spruce tree that was planted for Arbor Day.

Council Member Aymon confirmed that the Recreation Department had attempted to have t-shirts printed locally. Mr. Coyle stated that the local company was unable to complete them until after the baseball/softball season.

Council Member Scott requested a copy of the final payout for Valley Paving for the runway that was referred to in the City Manager's Department Report. Linda Stokes, Treasurer, stated she would provide that to Council.

Council Member Aymon requested and received clarification of the Bob Dodge Development, shown on page 12 of the Land Use Applications Report.

Mayor Bailey requested and received additional information about publicizing the scuba program.

Council Member Witte requested Peter Borner, Public Works Director, to update Council on changing the speed limit signs north of town. She requested the signs be changed prior to July 1, 2012, if the Idaho Transportation Department (ITD) does not do so. A brief discussion occurred regarding ITD's authority before and after July 1, 2012. Council directed Mr. Borner to install the lower speed limit signs before July 1, if ITD did not do so.

Council Member Witte confirmed that Payette Lakes Water and Sewer District approved the TAG plan. Mr. Borner gave a brief update.

A brief discussion occurred regarding the grit pond, work being done in the right-of-way on Roosevelt, number of applications for City Manager, Betsy's Pond pump station, an addition on the old railroad building (formerly Chapalas), time change for July 13 work session, the aging report and estimated cost of the McCall Mall pathway and the effort to construct/repair it.

BessieJo Wagner, City Clerk, encouraged Council members to attend the ICRMP training in July.

A brief discussion occurred regarding the terms of the Golf Course independent contractor agreement, with Council requesting additional information on income and costs.

City Council asked that Barbara Sivey, Human Resources Manager, follow up on the possibility of utilizing a group insurance pool.

Mayor Bailey commented that Council should remember, while reviewing the budget, that less than a 3% increase could be considered as well as only a portion of the foregone.

### **Committee Minutes**

The Council received copies of the following committee minutes:

- Airport Advisory Committee – May 3, 2012

- Airport Advisory Committee – May 17, 2012
- Environmental Advisory Committee – April 17, 2012
- Local Option Tax Commission – March 15, 2012
- Local Option Tax Commission – April 30, 2012
- Local Option Tax Commission – May 2, 2012
- McCall Redevelopment Agency – April 17, 2012

**Mayor Bailey led the audience in the Pledge of Allegiance at 6:00 p.m.**

## **PUBLIC HEARINGS**

### **AB 12-110 Zoning Code Amendment: McCall Area Planning and Zoning Commission Terms – Ordinance**

Delta James, City Planner, explained that McCall City Code section 3.12.02 stated that McCall Area Planning and Zoning Commission members could serve up to two consecutive three-year terms. Idaho Statute 67-6504 allowed for members of Planning and Zoning Commissions to serve more than two consecutive terms, if approved by two-thirds of the governing board(s) that appointed the members.

At the April 3, 2012 meeting, the McCall Area Planning and Zoning Commission directed staff to prepare a zoning ordinance amendment to align with Idaho Statute to allow McCall Area Planning and Zoning Commission members to serve more than two consecutive terms upon two-thirds concurrence by the governing/appointing board. At the May 1, 2012 meeting, the McCall Area Planning and Zoning Commission recommended the zoning commission terms ordinance amendment be presented to City Council for approval.

Mayor Bailey provided additional history and clarified the issue. Council Member Scott stated she could see no real downside to approving the amendment. Mayor Bailey stated that appointments to the Planning and Zoning Commission could become a political issue at some point, but supported the amendment and felt it was a reasonable way to proceed.

**Mayor Bailey opened the public hearing for Zoning Code Amendment: McCall Area Planning and Zoning Commission Terms – Ordinance at 6:07 p.m.**

Gene Drabinski, 1020 Bitterroot, Planning & Zoning Commission Member ~ spoke in support of the Amendment, and stated it was needed currently to insure continuity.

**Hearing no further comments the public hearing was closed at 6:09 p.m.**

Council Member Witte suggested grammatical changes.

**Council Member Scott moved to suspend the rules and read by title only, one time only Ordinance No. 900, amending Title 3, Chapter 12, Section 2. Council Member Aymon seconded the motion. In a roll call vote Council Member Scott, Council Member Aymon,**

**Mayor Bailey, Council Member Swanson and Council Member Witte all voted aye and the motion carried.**

Ordinance 900 was read by title only, one time only by BessieJo Wagner, City Clerk.

**Council Member Scott moved to adopt Ordinance No. 900, as corrected, amending Title 3, Chapter 12, Section 2, approve the publication of the summary, and authorize the Mayor to sign all necessary documents. Council Member Swanson seconded the motion. In a roll call vote Council Member Scott, Council Member Swanson, Council Member Aymon, Mayor Bailey, and Council Member Witte all voted aye and the motion carried.**

## **PUBLIC COMMENT**

**Mayor Bailey called for public comment at 6:18 p.m.**

Jean Odmark, City Resident ~ spoke against a 3% tax increase and in favor of cuts in City government. Ms. Odmark also voiced concern regarding taxation rates for being inside City limits.

**Hearing no further comments, Mayor Bailey closed the public comment.**

## **BUSINESS AGENDA**

### **AB 12-108 Review of the proposed Amendment to McCall City Code Title 5 Chapter 7 - Ordinance**

Detective Sergeant Pete Rittenger stated that the proposed amendment to the McCall City Code was necessary due to several codes that were erroneously removed during the updates to Title 5 completed September 23, 2010. This proposed amendment would enact a new Chapter 7 of Title 5 of the McCall City Code under a new title "Animal Control." The Ordinance was intended to protect the public from dangerous dogs and other dangerous animals. Council was provided a copy of the proposed Ordinance, as well as a memo showing Mayor Bailey's comments. Detective Sergeant Rittenger indicated that the City Prosecutor and the City Attorney had both approved the proposed Amendment.

A lengthy discussion occurred regarding specific penalties for various offenses, leash lengths and utilizing the word 'controlled,' the definition of private property, specific requirements for fierce and dangerous dogs, the ten day retention period requirement and license fees.

Mayor Bailey requested staff re-write the amendment, taking Council's feedback into consideration, and return for adoption at a later meeting.

### **AB 12-114 Valley County Development Council (VCDC) Advisory Council Appointment**

Mayor Bailey indicated he would be willing to continue through the end of 2012.

**Council Member Scott moved to appoint Mayor Bailey as the City of McCall representative to the VCDC Advisory Council. Council Member Aymon seconded the motion. In a voice vote, all voted aye and the motion carried.**

Mayor Bailey indicated that he recommended staff appoint an economic development person. Michelle Groenevelt, Community Development Director, indicated that discussion was scheduled for the next Council meeting.

**AB 12-111 Potential annexations of residential enclaves within the City Limits**

Michelle Groenevelt, Community Development Director, stated that at the March 22, 2012 meeting, the City Council reviewed additional information on assessed values, property tax assessments and water and sewer hook-up costs for Ski Ranch Subdivisions No. 1, No. 2 and parcels located to the west of these subdivisions.

The total assessed value, for tax year 2011, for the parcels located to the west of the Ski Ranch Subdivision (including the Bank of Cascade property) was \$1,704,240. The City's FY12 levy rate was 0.005412071, which would result in a potential property tax assessment of \$9,223 for the next fiscal year. The following was provided:

1. A listing of the ownership and assessed value of each parcel
2. Minutes from the last Council meeting where issue was discussed
3. Photo of the Bank of Cascade property

**Mayor Bailey moved to pursue a Category A Annexation for the parcels West of the Ski Ranch subdivision including the Bank of Cascade property as outlined in the attached Table. Council Member Aymon seconded the motion. In a roll call vote, Mayor Bailey, Council Member Aymon, Council Scott, Council Member Swanson, and Council Member Witte all voted aye and the motion carried.**

**AB 12-118 Krahn Lane Business Park**

On February 25, 2010, the City Council adopted the *Business Park Planning & Design Charrette: Conclusions, Recommendations and Framework Plan*, known as the Krahn Lane Business Park Report. The complete Report was located on the City's website: [http://www.mccall.id.us/uploads/departments/community\\_development/documents/McCall\\_Business\\_Park\\_Report.pdf](http://www.mccall.id.us/uploads/departments/community_development/documents/McCall_Business_Park_Report.pdf)

Mayor Bailey had requested that the Council consider the potential Krahn Lane Business Park and the FY12 and FY13 economic development budgets. The adopted FY12 budget included \$15,000 for economic development support. \$10,181 remained unspent and available. The draft FY13 budget included \$20,000 for economic development support. A specific plan for those funds had not been approved for either year.

Council was provided several documents for review:

1. Next Steps portion of the Krahn Lane Business Park Report (pages 33 & 34)
2. Portion of the June 24, 2010 Council minutes. Staff presented 'next steps' to implement the Report.
3. Summary of the July 12, 2010 Business Park Property Owners Meeting.

4. Portion of the July 22, 2010 Council minutes. Council reviewed the summary of the July 12 meeting and further discussed ‘next steps.’
5. Portion of the March 24, 2011 Council minutes. Council adopted Ordinance 885, creating a new Business Park District and establishing development standards for the district.
6. Portion of the February 23, 2012 Council minutes. Council adopted Resolution 12-05, incorporating the recommendations of the Krahn Lane Business Park Report into the McCall Area Comprehensive Plan Future Land Use Plan.

Mayor Bailey felt that City Council needed to provide direction if the City was to proceed. He felt that the City should fund the water/sewer to the outside of the property and annex the property. He requested the tax assessments of the properties in question, in order to determine if a Local Improvement District would be appropriate. Mayor Bailey stated that information was needed in order to proceed.

Michelle Groenevelt, Community Development Director, indicated the next steps identified would be the utility phasing plan. She stated that the property owners were not interested in development at this time.

Peter Borner, Public Works Director, estimated the cost of the infrastructure at \$120,000 to bring infrastructure to the bottom of Krahn Lane.

Mayor Bailey did not want the idea to die. Ms. Groenevelt stated she would provide the tax information at a future meeting, and stated that the Krahn Lane Business Park was part of the future land use plan and would not be forgotten.

#### **AB 12-116 Authorization for the Destruction of Records – Resolution 12-12**

BessieJo Wagner, City Clerk, explained that in 2011 staff developed an Email Retention Procedure designed to provide detail to the retention of email as it pertained to correspondence in addition to what was stated in the Records Retention Schedule. In the event that it was determined that a contradiction occurred between the two, the information in the Records Retention Schedule would take precedence over the information contained in the Email Retention Procedure. It had been identified that there were many emails that had exceeded the retention time limits established by the City’s records management policy. Resolution 12-12 would authorize the City Clerk to provide notice to all City employees with email of the intent for the destruction of the identified emails in Resolution 12-12. Ms. Wagner stated she was working on an e-mail retention policy for City Council specifically, and it would be brought before Council at their next meeting.

A brief discussion occurred regarding deleting and retaining e-mail.

**Council Member Witte moved to adopt Resolution 12-12 allowing the destruction of documents and authorize the Mayor to sign all necessary documents. Council Member Swanson seconded the motion. In a roll call vote, Council Member Witte, Council Member Swanson, Council Member Aymon, Mayor Bailey, and Council Member Scott all voted aye and the motion carried.**

**AB 12-109 Star-News Allegation of Open Meeting Law Violation**

Bill Punkoney, City Attorney, stated that City Council had the prerogative of going into Executive Session to discuss this issue. Council chose to continue in open session. Mr. Punkoney stated that the analysis done had indicated that the open meeting laws had not been violated. He stated the Executive Session was held for the purpose of evaluating whether any current personnel might be viable candidates to hold the acting or interim City Manager position after Lindley Kirkpatrick's last day of employment. Also discussed was whether existing personnel might be viable candidates for the regular position. There was no discussion of the hiring process, including the recruitment brochure or the salary. The Execution Session lasted ten minutes. The items discussed in Executive Session fall within the statute of authorized uses for Executive Session.

**Mayor Bailey moved to authorize the staff and City Attorney to draft an answer to the Star News denying the allegations. Council Member Aymon seconded the motion. In a roll call vote, Mayor Bailey, Council Member Aymon, Council Member Scott, Council Member Swanson, and Council Member Witte all voted aye and the motion carried.**

**AB 12-119 Centennial Park Commemorative Plaque (added 6/11/12)**

A brief discussion occurred regarding the difference between plaques and pavers. Mayor Bailey stated there was a line item in the budget to cover this expense. Council Member Aymon stated she would support the 8X8 paver. Council Member Scott supported that as well. Wording was discussed.

**Mayor Bailey moved to have the City provide to the McCall Improvement Committee, Centennial project, the funding to purchase an 8X8 brick paver with the appropriate wording. Council Member Swanson seconded the motion. In a roll call vote, Mayor Bailey, Council Member Swanson, Council Member Aymon, Council Member Scott, and Council Member Witte all voted aye and the motion carried.**

Michelle Groenevelt, Community Development Director, voiced concern that a policy be put in place providing guidelines for commemorative memorabilia.

**CONSENT AGENDA**

Staff recommended approval of the following items:

- Warrant Registers Dated June 7, 2012
- Payroll Report for Period ending May 25, 2012
- AB 12-113 Contract with Trout Architects for intensive level survey for local historic properties
- AB 12-112 Idaho Community Foundation grant applications for Recreation Department and Library
- AB 12-115 Contract development for Idaho Community Development Block Grant for Third Street Corridor Revitalization
- AB 12-117 Sharlie Fest 2012

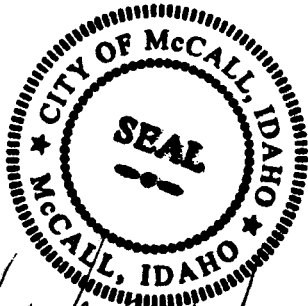
A brief discussion took place regarding items on the Warrant Register.

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

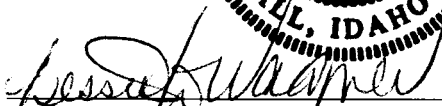
Mayor Bailey requested staff update Council on the Chamber barge and what is happening for fireworks.

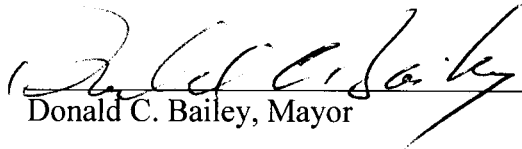
## ADJOURNMENT

Without further business, the Mayor adjourned the meeting at 8:21 p.m.



ATTEST:

  
BessieJo Wagner, City Clerk

  
Donald C. Bailey, Mayor