

# MINUTES

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**McCall City Council  
Regular Meeting  
High School Annex  
401 North Mission Street  
October 20, 2011**

## Agenda

Call to Order and Roll Call  
Work Session  
Approve the Agenda  
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 5:30 p.m. Council Member Aymon, Mayor Bailey, Council Member Scott, Council Member Swanson, and Council Member Witte all answered roll call.**

City staff present was Lindley Kirkpatrick, City Manager; Bill Nichols, City Attorney; Jerry Summers, Chief of Police; Linda Stokes, City Treasurer; Michelle Groenevelt, Community Development Director; Dennis Coyle, Parks and Recreation Director; Eric McCormick, Golf Course Superintendent; Peter Borner, Public Works Director; Nathan Stewart, City Staff Engineer; Carol Coyle, Grant Coordinator; and BessieJo Wagner, City Clerk.

## **APPROVE THE AGENDA**

**Mayor Bailey moved to amend the agenda to add the Warrant Register printed on October 20, 2011. 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 passed.**

## **WORK SESSION**

### **AB 11-185 Hwy 55 & City Street Speed Studies**

Peter Borner, Public Works Director, presented the Highway 55 and City Street Speed Studies to Council. The presentation included a speed study analysis of the following areas throughout the City of McCall:

- State Highway 55 at Gun Hill Road
- Boydston Street just south of Pinedale Street
- Deinhard Lane just east of the Payette River bridge

- Lake Street at Rotary Park
- 3rd Street south of Park Street
- 3rd Street at Lake Street (Hotel McCall)

Mr. Borner explained that he has had discussions with Idaho Transportation Department (ITD) and the Council could request a change. Mr. Borner stated that it was his recommendation to make the following changes:

- Place 20 mph speed limit signs on SH 55 between Park Street and 1<sup>st</sup> Street, and
- Move the current speed limit signs located at Gun Hill Road to a point 500 feet west of Forest Trails/Mile High Drive.

Council Member Witte and Mayor Bailey would like there to be 45mph sign right at the city limits going west out of town and east into town. Council Member Swanson was also in favor of a speed change to 45mph at the city limits but not a speed change to 35mph.

Council requested that Mr. Borner work with ITD to determine the best process for changing the speed limits along Highway 55, whether by ordinance or written request to ITD.

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

## **PUBLIC HEARING**

### **AB 11-181 Idaho Community Development Block Grant application for Third Street improvements**

Carol Coyle, Grant Coordinator, presented information regarding the Idaho Community Development Block Grant application for Third Street improvements to Council. Mrs. Coyle stated that the project would include curb, gutter, sidewalk, storm water improvements, water system improvements, undergrounding of utilities, and streetscape improvements including street trees and lighting. She also stated that the purpose of the project would be to encourage economic development, increase safe pedestrian access to local businesses and transit, improve the appearance of the downtown area, address infrastructure deficiencies, and comply with ADA standards.

Mrs. Coyle also covered the cost estimate for the project stating that the ICDBG application would request \$500,000 for the project. Matching funds would include private investment, potential DEQ funding for private property owner, FY12 and FY13 Water Fund, FY12 and FY13 Street fund, franchise fees, and potential FY13 LOT funding if needed, with an estimated total project cost of \$933,650. If funded, Mrs. Coyle stated that the project design and engineering would begin in 2012, with construction in 2013. Photos of existing conditions, and project maps were also presented to Council by Mrs. Coyle.

**Mayor Bailey opened the Public Hearing for the Idaho Community Development Block Grant application for Third Street improvements at 6:16 pm.**

**Linda Corder, 903 Buckboard Way** – Ms. Corder asked how the project would interact with businesses, particularly *Woody's BBQ* considering *Woody's BBQ* has a development agreement to complete sidewalks in front of the business. Ms. Corder's second question was how the project would impact parking in front of the business *Bruneel Tire Factory*. Mayor Bailey

clarified that the area covered in the development agreement would be covered under the private contributions portion of the project costs and funding summary. Nathan Stewart, City Staff Engineer, clarified the parking issue in front of *Bruneel Tire Factory*, stating that in the preliminary assessment it appears that there may be sufficient space to have on-street parallel parking in front of *Bruneel Tire Factory*; however he was not in a position to recommend or not recommend parking at this early stage of the process. A full survey would be completed in the event the grant was awarded to the City. Ms. Corder concluded her comments by stating that she was in full favor of the project and hoped that the City would be awarded the grant.

**Woody Woodworth, 610 Lenora St and owner of *Woody's BBQ*** - Mr. Woodworth stated that he was in full support of the project and felt it would be a benefit to businesses, visitors and residents of McCall.

**Hearing no further comments Mayor Bailey closed the public hearing at 6:21 pm.**

## **PUBLIC COMMENT**

**Mayor Bailey called for public comment at 6:22 p.m.**

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

## **BUSINESS AGENDA**

### **AB 11-186 Parks and Recreation Advisory Committee Member Appointment**

Dennis Coyle, Parks and Recreation Director, requested the Council's approval of the re-appointment of Brigid Lawrence to the Parks and Recreation Advisory Board to expire in March of 2014. Mr. Coyle stated that Ms Lawrence had been elected Chair of the board at the last Parks and Recreation Committee Meeting.

**The Council voiced unanimous support of the re-appointment of Brigid Lawrence to the Parks and Recreation Advisory Committee.**

### **AB 11-182 McCall Redevelopment Agency (MRA) Annual Report to Council**

Rick Fereday, MRA Chair, presented the McCall Redevelopment Agency annual report to Council. Mr. Fereday described the recent activities of the MRA Board. The Council was supportive and appreciative of the Agency's efforts to improve the redevelopment district.

### **AB 11-190 Prosecutor's Annual Report to Council**

City Prosecuting Attorney's Matthew Williams and Carol Brockman presented their annual report to Council. Mr. Williams and Ms. Brockman reviewed statistics about the number of cases prosecuted and discussed other aspects of the City Prosecutor contract.

### **AB 11-191 SUB-04-21: Spring Forest First Amendment to the Development Agreement**

Michelle Groenevelt, Community Development Director, presented SUB-04-21: Spring Forest First Amendment to the Development Agreement. Ms Groenevelt stated that Spring Forest is a subdivision located on Boydston Lane that created seven (7) residential lots. A development agreement for outstanding improvements was entered into by the City of McCall and Roger's Family Trust #1, the developer, in 2006. Ms. Groenevelt explained that Article II of the

Development Agreement addressed the Roadway and Stormwater Improvements including the requirement for Spring Forest to place funds in escrow to cover the cost of paving a portion of Boydston Lane. Ms Groenevelt stated at that time, the City of McCall had plans to pave Boydston Lane; however the City recently discovered that Boydston Lane needed to be rebuilt prior to paving which would be significantly more expensive than simply paving.

Ms. Groenevelt stated that there were currently not any plans to rebuild Boydston Lane in the next four-six years. Therefore, the First Amendment to the development agreement deletes the Roadway and Stormwater Improvement section and the escrow funds can be released back to Roger's Family Trust #1. The other requirements of the original development agreement have been satisfied.

Mayor Bailey stated that he did not agree with the plans to not rebuild Boydston Lane within the next 4-6 years. He felt that there should be a priority plan in place to determine which of the older streets would get paved first and when they would be paved. He stated that the streets that need to be repaired or re-paved should be in a different category.

Peter Borner stated that the Pavement Management Plan would be presented to the Council soon.

Nathan Stewart, City Engineer, stated that after a geotechnical analysis of Boydston Lane it was determined that there was unsuitable material within the road section that would triple or even quadruple the cost to construct the road. Mr. Stewart also stated that there were some improvements being made to the road currently as a gravel road. He stated that a culvert had been installed to improve storm water drainage. Mr. Stewart also stated that the Streets Department would continue to look at ways to improve the road until funds are available to rebuild it.

**Council Member Aymon moved to adopt the First Amendment to the Development Agreement for Spring Forest Subdivision and authorize the Mayor to sign all necessary documents. Council Member Swanson seconded the motion. In a roll call vote Council Member Aymon, Council Member Swanson, Mayor Bailey, Council Member Scott, and Council Member Witte all voted aye and the motion passed.**

#### **AB 11-189 Wastewater Technical Advisory Group (TAG) Presentation**

Peter Borner, Public Works Director and TAG Member, introduced the other two TAG Members, Dale Caza, Operations Manager for the Payette Lakes Recreational Water and Sewer District (PLRWSD); and Gary Young, TAG Independent Advisor. Mr. Borner stated that the TAG had met a number of times and discussed the processes and possible solutions that are available to the City as to the short-term and long-term manner in which the wastewater treatment, storage and disposal requirements of the customers of the City and the District would be met. Mr. Borner stated that the TAG had learned that there were farmers within the area that would be willing to sign long term agreements to receive 100% effluent. He also stated the Department of Environmental Quality was supportive of the City continuing with the land application process. Mr. Borner stated that the TAG was recommending continuing with the land application process. He stated that there were still agreements that needed to be finalized and permits to be obtained prior to moving forward.

Gary Young, TAG Independent Advisor, addressed the Council, stating that he agreed with the conclusions made by the TAG. Mr. Young indicated that if he had prepared the recommendation

document it would have been significantly longer with more detail; however with the same conclusion.

Mr. Young directed the Council to page seven of the report under recommendations and conclusions, stating that utilizing the existing treatment, storage, disposal, and operating facilities provides the most environmentally responsible and cost-effective solution for the short and long term time frames. He emphasized that he insisted that environmentally responsible be part of the TAG recommendation. Mr. Young also discussed the issue of I&I reduction. He suggested that the City inform the public in a positive way to abate illegal dumping into the wastewater system. Mr. Young continued, stating that the conservative value of abating I&I by 50% is somewhere around \$4 Million.

There was a brief discussion about how much extra water was being put into the system and ways to measure it and control it.

There was also discussion concerning the land application of the effluent. Mr. Borner stated that water quality standards have been in a state of transition and in the direction of more stringent standards. He stated that it is difficult to know what the standard will be into the future. He stated that long term if the system that is currently in place will work it would be more cost effective. It was Mr. Borner's opinion that the current system could work for the next 20 years.

Council Member Witte asked if diluted effluent was being proposed. Mr. Borner clarified stating that 100% effluent was being proposed. Mayor Bailey stated that there was a document from IDEQ that referenced the rule of applying treated effluent to farm lands. He also stated that the letter stated that DEQ would only approve plans up to 10 years.

Mayor Bailey stated that he would have liked there to have been more information within the written report. He was concerned whether, if in the future, someone would be able to access the documents listed in the citations. Mayor Bailey expressed that the citations should have been more detailed and specifically identified by date, and any other identifying features, for any possible future use. He thought that the report should clearly state the obligations of the current agreements with the farmers. Mayor Bailey would like to clearly define what "short" term and "long" term refers to, what are the true time frames. He also stated that the City's obligations under the current agreements should be clearly identified, including restrictions on making changes prior to the expiration dates. He also stated that the environmentally responsible idea should be flexible to accommodate the future or possible future environmental needs. Mayor Bailey also recommended that the City not get locked into specific contracts longer than 10-15 years.

Mayor Bailey asked if there were any restrictions on the crops being irrigated by the 100% effluent water. Laura Bettis, a representative of the Bettis Family, clarified that the 100% effluent could only be used on non-food crops only. She stated that most of the crops are grass. Ms. Bettis stated that the farmers had been told that they would be able to mix the water most of the time. She stated that the farmers would be amenable to receiving 100% effluent at the end of the season, if the pond needed to be emptied. Ms. Bettis continued stating that during the permitting process, they ensure that the effluent is not getting into the river. She also stated that it was her understanding that they would not be getting 100% effluent. She also stated if the farmers would only be receiving 100% effluent all of the time then some of the farmers would have a problem. She stated that the mix was working well.

Mayor Bailey stated that the Council should table action on the TAG recommendation for a future meeting.

Council Member Witte requested more accurate cost estimates.

Lindley Kirkpatrick clarified that the Council had until November 28, 2011 to make a decision on the TAG plan. Mr. Kirkpatrick requested direction from Council as to when they would like to continue their discussion of the TAG recommendation. Mayor Bailey stated that he would supply his recommendation in writing and encouraged all of the Council to do the same.

## CONSENT AGENDA

Staff recommended approval of the following items:

1. Minutes - City Council Special May 5, 2011
2. Minutes - City Council Special September 23, 2011
3. Warrant Registers Dated October 14, 2011
4. Warrant Registers Dated October 20, 2011 (Added 10/29/2011)
5. Payroll Report for Period Ending September 30, 2011
6. Alcohol and Catering Licenses Activity Report
7. AB 11-187 Fair Housing Resolution
8. AB 11-188 Personal Property Lease Agreement – Artist Leasing Art to the City of McCall – Phil Wilcomb
9. AB 11-184 Frontier Agreement for MetroEthernet Services
10. AB 11-183 Purchase Demo John Deere 1545 Rotary Mower

A brief discussion took place regarding the Warrant Register.

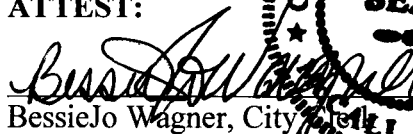
**Council Member Scott moved to approve the Consent Agenda as amended. Council Member Witte seconded the motion. In a roll call vote Council Member Scott, Council Member Witte, Mayor Bailey, Council Member Aymon, and Council Member Swanson all voted aye and the motion carried.**

Council Member Witte asked about the possibility of DEQ coming and talking with the Council to provide more clarification regarding the TAG Report. Mayor Bailey agreed it would be helpful. Peter Borner stated that at his meeting with people from DEQ, he had the impression that if the City submitted an application for a reuse permit, the process could go through in 4-5 months. He also stated that DEQ was in full support of land use application.

## ADJOURNMENT

Without further business, the Mayor adjourned the meeting at 8:18 p.m.

ATTEST:

  
BessieJo Wagner, City Clerk



  
Donald C. Bailey, Mayor