

# MINUTES

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## **McCall City Council Regular Meeting January 10, 2008**

### Agenda

Call to Order and Roll Call  
Consent Agenda – Old Business  
Oaths of Office  
Election of Mayor  
Election of Council President  
Public Hearing  
Reports  
Public Comment  
Consent Agenda – New Business  
Business Agenda  
Council Talk Time  
Adjournment

## **CALL TO ORDER AND ROLL CALL**

**Council Member Bailey called the regular meeting of the McCall City Council to order at 6:05 p.m. Council Member Bailey, Council Member Kraemer, and Council Member Scott answered roll call. A quorum was present.**

Also present were Lindley Kirkpatrick, City Manager; Fred Quiel, Deputy City Manager / Administrative Services; Walter Eisenstein, Deputy City Manager / Infrastructure & Community Development; John Anderson, Airport Manager; Brock Heasley, Parks and Recreation Director; Jerry Summers, Chief of Police; Eric McCormick, Golf Course Manager; Bradley Kraushaar, City Planner; and Brenna Chaloupka, Administrative Assistant, City Manager.

**Council Member Bailey led the audience in the Pledge of Allegiance.**

## **CONSENT AGENDA – OLD BUSINESS**

Staff recommends approval of the following items:

- Warrant Register printed on January 4, 2008
- Minutes – November 26 & December 13, 2007

**Council Member Scott moved to approve the Consent Agenda – Old Business as amended. Council Member Kraemer seconded the motion and in a voice vote, all members voted aye and the motion passed.**

## **OATHS OF OFFICE**

### **Installation of newly elected City Council Members Kevin Briem and Bert Kulesza**

Fred Quiel, Deputy City Manager/Administrative Services, swore in Council Members elect Kevin Briem and Bert Kulesza.

## **ELECTION OF MAYOR**

### **Elect a new Mayor for the term January 2008 through January 2010**

Council Member Michael Kraemer nominated Bert Kulesza for Mayor. Council Member Bailey seconded the motion and in a voice vote, all members voted aye and the motion passed.

## **ELECTION OF COUNCIL PRESIDENT**

### **Elect a new Council President for the term January 2008 through January 2010**

Council Member Bailey nominated Council Member Scott for City Council President. Council Member Kraemer seconded the motion and in a voice vote, all members voted aye and the motion passed.

## **PUBLIC HEARING**

### **AB 08-07 Code Amendment: Setback Development Standards for Structures in the Airport Zone**

Lindley Kirkpatrick, City Manager, explained this was a proposal for a revision to the zoning code that would change the way the maximum building height in the Airport zone, particularly in the Scenic Overlay zone, would be calculated. Mr. Kirkpatrick stated that the Planning & Zoning Commission recommended that the application for revision not be adopted. Mr. Kirkpatrick stated that the Planning & Zoning Commission feels that the application needs more input from staff, the Airport Advisory Committee, and the public and would like Council to formally initiate the process and direct staff to work with the AAC and interested parties to develop a proposal that addresses building height at the Airport. Mr. Kirkpatrick explained that the third part of the recommended action was to initiate a code amendment that would remove the second sentence of MCC 3.14.04 (D).

Bill Nichols explained that constitutionally, only the Council has the authority to adopt ordinances and that the way this provision is worded gives veto power to the Planning & Zoning

Commission and therefore deprives Council of the ability to pass ordinances pertaining to the zoning code. Mr. Nichols added that this is why it is inconsistent with Idaho law and should be revised.

Council Member Bailey stated he felt there was nothing to prevent Council from acting at this time, and sending back the revised code amendment to the Planning & Zoning Commission for their concurrence. Council Member Bailey stated this code amendment was an attempt to create a step-back provision in the Airport zone that would permit taller buildings as long as they were a reasonable distance from the Highway 55 and Deinhard Lane.

Mayor Kulesza stated he felt Council should follow staffs recommendation and deny the code amendment and send it back to the Planning & Zoning Commission in order to get additional input from staff, the public, and the Airport Advisory Committee.

Council Member Kraemer stated he agrees with the Planning & Zoning Commissions request for additional public input and that he feels this code amendment should be denied as well.

**Mayor Kulesza opened the Public Hearing at 6:50 p.m.**

Marilyn Arp, 1704 Pine Circle, stated she supports the Planning & Zoning Commissions denial of this code amendment, and recommended that it be sent back to them.

Curt Mack, 230 Buck Camp Lane, stated he supports the Planning & Zoning Commissions decision to deny this code amendment.

Jim Arp, 1704 Pine Circle, recommended denying this code amendment in order to allow staff to work out the details.

**Hearing no further comments, Mayor Kulesza closed the public hearing at 6:57 p.m.**

**Council Member Bailey moved to adopt Code Amendment-07-07. There was no second to the motion, and the motion died.**

**Council Member Kraemer moved to deny Code Amendment-07-07 and direct staff to work with interested parties to develop a Code Amendment which addresses the building height limits in the Airport zone and Scenic Route portion of the Airport property and initiate a code amendment to remove the second sentence of MCC 3.14.04 (D). Council Member Briem seconded the motion and in a voice vote, Council Members Kraemer, Briem and Mayor Kulesza voted aye. Council Member Bailey voted nay. Council Member Scott recused herself. The motion passed.**

## **REPORTS**

### City Manager Report

Lindley Kirkpatrick, City Manager, stated staff will be presenting an amendment to the Wastewater policy in the next couple of months, explaining that this document will forecast how long until a new sewer plant will need to be built.

Mr. Kirkpatrick stated the capital improvement plan and impact fee study projects are moving along very well, and that Council can expect to see the proposed impact fee ordinances very soon.

Mr. Kirkpatrick stated the Urban Renewal project is moving ahead, adding that Construction Manager Proposals were due today and that two proposals were received. Mr. Kirkpatrick stated that they intent to award the contract in early March and start construction in the spring.

Mr. Kirkpatrick stated that the previous City Council was interested in getting court services back in McCall at the Valley County Courthouse Annex. Mr. Kirkpatrick stated that Idaho First Bank has offered their meeting space as a court room facility, adding that it would take some remodeling and that there were a lot of details to work out.

Regarding Council salaries, Mr. Kirkpatrick stated several people have indicated they were interested in being on a committee that would evaluate Council salaries and that he would have more information in next couple of months. Mayor Kulesza suggested having a previous Council member on the committee.

Mr. Kirkpatrick proposed that the current Council schedule a "retreat" type work session in order to come up with a vision as a unified Council body, to help develop a common understanding of their roles, responsibilities, expectations, priorities, etc.

Council Member Bailey asked about the agreement with Sawtooth Power Sports. Brock Heasley, Parks and Recreation Director, stated he has not heard from them in several weeks, but would continue to try to work with them to come to an agreement, with the intent of having closure by January 24, 2008.

Council Member Bailey asked about the progress of the Through the Fence proposal and asked if a residence would be allowed to be built on this property. John Anderson, Airport Manager, explained that an administrator for the FAA stated that if they allowed a Through the Fence operation with a residential component, they could expect to never receive another discretionary grant. Mr. Anderson stated that the property does not currently have any infrastructure at all, including legal access. Mr. Anderson stated he is waiting to hear from the proponents, and would keep Council posted.

Council Member Bailey asked about the Cathedral Pines development, and in particular, he asked about the property along First Street that belonged to Mrs. Chitwood, who recently passed away. Council Member Bailey stated this may be an opportunity for the City to get the street in front of her property widened by removing the garage that is currently very close to the road.

Council Member Briem asked about the Woodsman project, specifically about the one year extension for developing that property, indicating there was a change in ownership of that

property. Mr. Kirkpatrick stated the extension occurred in November, and added that if there were changes to the project, it would have to go through the Planning & Zoning process again.

Council Member Briem asked about Roosevelt Street project. Walt Eisenstein, Deputy City Manager/Infrastructure & Community Development, stated there is a leak they cannot find, but they are looking for it and will try to get that construction project completed as soon as possible. Mr. Eisenstein stated that the Whipkey Street project has been postponed until the spring.

Council Member Bailey asked about the aging report. Mr. Kirkpatrick stated the report lists outstanding accounts receivable balances, which are mostly development fees and business license application fees that have not been collected yet.

Council Member Briem asked about the sidewalks at the Timbercrest Downtown development, and asked if the City would be in a position to finish the sidewalks because that project may be in a financial situation and may not be able to finish the project. Council Member Bailey stated he would like to see some resolution regarding the sidewalks prior to winter carnival.

There was discussion regarding bringing Mayor Kulesza and Council Member Briem up to speed regarding several different issues involving the City.

## **PUBLIC COMMENT**

**Mayor Kulesza called for public comment at 7:59 p.m.**

**Hearing no comments, Mayor Kulesza closed the public comment at 8:00 p.m.**

## **CONSENT AGENDA – NEW BUSINESS**

Staff recommended approval of the following items:

- Payroll Reports for Periods Ending December 14 & 28, 2007
- AB 08-04 Alcohol Beverage Catering Permits
- AB 08-02 Application to Hang a Highway Banner – 43<sup>rd</sup> Annual Winter Carnival
- AB 08-05 Annual Amendment to General Airport Engineering Consulting Services Agreement with Toothman – Orton Engineering Company

**Council Member Kraemer moved to approve the Consent Agenda and authorize the Mayor to sign all necessary documents. Council Member Bailey seconded the motion and in a roll call vote, all members voted aye and the motion passed.**

## **BUSINESS AGENDA**

**The Business Agenda began at 8:04 p.m.**

**AB 08-03 Resolution 08-1: Designating the Mayor and Council President as Signatories on City of McCall's Bank Accounts**

Lindley Kirkpatrick, City Manager, explained this Resolution would allow the newly appointed Mayor and Council President to become signatories on the City of McCall's bank accounts.

**Council Member Kraemer moved to adopt Resolution 08-1 and authorize the Mayor and Council President to sign all necessary documents. Council Member Bailey seconded the motion and in a roll call vote, all members voted aye and the motion passed.**

**AB 08-01 Review of City Code 5-6-320: Snowmobile Safety Education Program**

Jerry Summers, Chief of Police, stated staff is recommending the repeal of City Code 5-6-320 because it is ineffective and redundant. Chief Summers recommended allowing State code to be the dominating code.

After some discussion, Council directed staff to proceed with repealing City Code 5-6-320.

**AB 08-06 Council Liaison Assignments**

Lindley Kirkpatrick, City Manager, explained this agenda bill listed the Liaison positions that needed to be filled by Council members, adding that filling the Urban Renewal Agency position was urgent due to an upcoming meeting.

Council agreed to retain Council Member Bailey as an Urban Renewal Board member and appointed Council Member Briem to the Urban Renewal Board.

Council Member Bailey was appointed as the primary representative to the Valley Adams Planning Partnership (VAPP), and Council Member Scott was appointed as the alternate.

Mayor Kulesza was appointed to the Upper Payette River Economic Development (UPRED) council.

Carol Coyle retained her position as the City's representative to the West Central Highlands Resource Conservation & Development District.

Council did not appoint anyone to the Western Idaho Community Action (WICAP) board, and asked staff to gather more information about this group and make a decision at a later date.

Lindley Kirkpatrick stated unless Council thought there was a great need, Council did not have to have a formal appointment to any of the advisory committees. Council made the decision to rely on City staff to communicate each committee's recommendations and progress to City Council. Mr. Kirkpatrick emphasized staffs need to ensure that committee minutes are provided to Council as soon as they are adopted, and that the committees provide comprehensive annual reports.

Lindley Kirkpatrick and Council Member Scott will continue to be the representatives to the Big Payette Lake Watershed Advisory Group.

Council Member Scott stated she would like more information from VARHA regarding their current status. Mr. Kirkpatrick suggested having VARHA provide a monthly report, similar the city engineer report, in order to stay informed.

Council Member Bailey suggested having a Council member present at the design meetings when the County meets to discuss development of their property around the Courthouse Annex.

Lindley Kirkpatrick will remain the City representative on the Chamber of Commerce board.

Council Member Scott will remain on the Watershed Advisory Group (WAG) committee.

## **COUNCIL TALK TIME**

There was discussion regarding "Council Talk Time". It was decided to eliminate "Council Talk Time" and instead begin Council meetings at 5:30 p.m., and hold a "work session" during the first half hour to allow for general discussions. Department Reports will be presented during the work session at the first meeting of the month.

There was discussion regarding the solid waste recycling center location. Council Member Bailey stated he would like a new location identified in the very near future.

Council Member Bailey stated there needed to be some policing regarding the length of time taken to act on code amendments, adding that the MCC stated there are 75 days allowed to resolve code amendments.

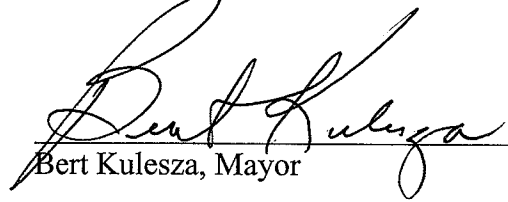
Council Member Bailey stated he would like staff to give some consideration to a multiyear budget process, and suggested having one or two departments "test" the multiyear budget process. Council Member Bailey also suggested that staff generate a monthly or quarterly budget in addition to the monthly report, in order to gain an understanding of where the City stands on a more frequent basis as this would provide more useful information.

Council Member Bailey suggested adding an approval page to the airport master plan with a statement that says anything in the plan that the City wants to proceed with must get justification and final approval of the Council before it proceeds.

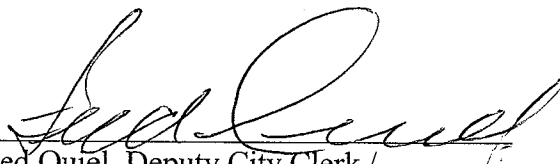
Council Member Scott asked if staff had followed up with the concerned citizen regarding changing the speed limit on Highway 55. Mr. Kirkpatrick stated he had not followed up with that person yet, but would get back to them. Mr. Kirkpatrick stated there was more analysis that could be done to determine if the current speed limits are appropriate and he would look into those costs.

**ADJOURNMENT**

Without further business, the meeting was adjourned at 8:57 p.m.

  
Bert Kulesza, Mayor

**ATTEST:**

  
Fred Quiel, Deputy City Clerk /  
Administrative Services