

# MINUTES

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## McCall City Council Regular Meeting May 25, 2006

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### CALL TO ORDER AND ROLL CALL

Mayor Robertson called the regular meeting of the McCall City Council to order at 4:10 p.m. Council Member Bailey, Council Member Bertram, Council Member Kraemer, Mayor Robertson, and Council Member Scott answered roll call. A quorum was present.

Kim Trout, David Krueck, Jeff Strather, Allan Ellis, and City Manager Lindley Kirkpatrick were present.

Council Member Scott moved to go into Executive Session pursuant to Executive Session pursuant to Idaho Code §67-2345(1)(f) concerning litigation. Council Member Bertram seconded the motion. In a roll call vote, all members voted aye and the motion carried.

The general session was reconvened at 5:47 p.m. A brief recess was taken until 6 p.m.

Other staff members who joined the meeting at this time were Rick Harvey, Airport Manager; Brock Heasley, Parks & Recreation Director; Jerry Summers, Chief of Police; and Roger Millar, Community Development Director. City Attorney Bill Nichols was present.

Mayor Robertson led the audience in the Pledge of Allegiance.

## PUBLIC COMMENT

### **Mayor Robertson called for public comment at 6:05 p.m.**

At this time, an additional Warrant Register was distributed to the Council members.

Darcy James, Grangeville, introduced herself and explained that she was a candidate for the Idaho State Legislature.

Linda Corder read a letter from Save Our Skyline (SOS), the recently organized non-profit group, stating that the purpose of the organization was solely to oppose the 50 foot height limit.

Kim Apperson read an opinion piece from the November 3, 2005 issue of *The Star-News*, which recounted the past history of citizen responses to raising the height issue. She further stated her opposition to raising the height limit.

Curt Mack, representing Community Voice, a recently formed citizen-based collaborative group organized to address growth and development issues in McCall, Long Valley, and the surrounding area. He explained that this group represents a broad spectrum of local residents who are dedicated to maintaining and enhancing the social and natural amenities which provide the unique way of life in this area. He further stated that Community Voice opposed raising the height limit because it would not be consistent with protecting this way of life. He further stated that Community Voice was in favor of imposing a moratorium on the height limit until further study could be done.

John Kwader spoke in opposition of the 50 foot building height.

Earl Dodd spoke in opposition of raising the height limit, especially around the lake.

Tuck Miller spoke in opposition of raising the height limit, stating he had recently joined the Save Our Skyline organization.

Diane Evans-Mack stated her opposition to raising the height limit, and reminded the Council that two years ago after hearing public opposition, Council stated the height issue was dead. She further stated that there was a trust issue now between the public and the Council because the issue was once again being considered.

Joy Hamilton stated she was opposed to raising the height limit because it would limit the view of the lake.

John Humphries stated his opposition to raising the height limit, reminding Council that their responsibility was to listen to the citizens and represent them in their decisions.

Liz Warner stated that the Council was making a compromise between the citizens and the developers and asked that Council make a statement by limiting the height limit and preserve the character of the town.

Irwin Mulnick expressed his opposition to raising the height limit.

Marilyn Arp spoke in opposition of raising the height limit and asked Council to re-hear this issue because she believed that everyone – citizens and developers – deserved to have this issue settled.

Andrew Cochrane said he was in opposition to raising the height limit and that it was the democratic process to re-open this discussion and reconsider the decision no matter what the consequences were, stating the Council was to represent all of the citizens.

Mary Allen said she was against the height limit, stating that economic development could still happen, but the lake front was not the appropriate location.

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

Council Member Bertram asked Tuck Miller if the Save Our Skyline group was also opposed to raising the height limit in other areas of town, including the airport. Mr. Miller stated he was not the spokesman for the group. Council Member Bertram stated the main issue she had heard tonight was limiting the height limit specifically on the lake front.

Mayor Robertson thanked the audience for their participation.

Mayor Robertson called for a brief recess.

The meeting was reconvened.

## **CONSENT AGENDA**

There was a discussion concerning the Minutes, and corrections were provided.

**Council Member Bailey moved to approve the Consent Agenda with corrections and authorize the Mayor to sign all necessary documents. Council Member Kraemer seconded the motion. All members voted aye, and the motion carried.**

## **BUSINESS AGENDA**

The Council reversed the order of the Business Agenda, addressing AB 06-110 first because Valley County Commissioner-elect Jerry Winkle was present for this discussion.

**AB 06-110 Discussion of County Services at the Annex**

The Council requested that the City send copies of the letter addressing services at the Annex to all the county commissioners – Frank Eld, Tom Kerr, and Phil Davis, including the newly elected ones, and also City Prosecutor Larry Dunn.

Council Member Scott and Council Member Bertram discussed the need to address the issue of closing the McCall Annex when the County was short-handed. City Manager Kirkpatrick said he had discussed this with Lee Heinrich who explained the staffing situation at the County that caused the disruptions. The Council agreed that this should be included in the letter to the County.

Mayor Robertson provided a clerical correction to the letter.

**Council Member Bailey moved to authorize the Mayor to sign the letter, as edited, to Valley County officials regarding services in the McCall Annex. Council Member Scott seconded the motion. All members voted aye, and the motion carried.**

Jerry Winkle, newly-elected Valley County Commissioner, stated he was present to specifically address the annexation and courthouse changes. He emphasized that he disagreed with these policies. He stated that a deputy in McCall, along with a judge, would be sufficient to keep these services available.

The Council thanked Mr. Winkle for attending tonight's meeting.

**AB 06-109 Authorize Use of Council Contingency funds for technical analysis of a possible South Corridor Urban Renewal District**

Mr. Millar stated that per Council's request, staff had requested that CH2M HILL provide a work plan to bring the facts to Council to enable them to make a knowledgeable decision concerning a South Corridor Urban Renewal District. He explained that if McCall could provide some funding, the City would be in a better position to qualify for a grant.

Mayor Robertson asked if this would be an expansion; Mr. Millar responded that this would be a new district, and that one agency would be responsible for several districts. He explained that Council would have authority over the South Corridor Urban Renewal District Board.

**Council Member Bailey moved to authorize use of Council contingency funds in the amount of \$7,008 for technical analysis of a possible South Corridor Urban Renewal District. Council Member Bertram seconded the motion. In a roll call vote, all members voted aye and the motion carried.**

Council Member Bertram asked if the City had a policy addressing whether or not a property owner in the City limits could get a resident library card. City Manager Kirkpatrick stated that a person had to live within the City limits to get a discounted recreation card or to pay a resident fee for a library card. Council Member Bertram asked that staff study this issue and bring recommendations back to Council. Mayor Robertson stated the Council should make the final decision on fees. There was discussion on the need to include property owners in the definition of "resident".

Council Member Bailey asked that the Council be provided specific Local Option Tax (LOT) information, including expected income, before the Council's work session with the LOT Commission.

There was discussion about the tennis courts and their LOT application, and whether or not the City was responsible for maintenance. City Manager Kirkpatrick stated that the City and McCall-Donnelly High School shared responsibility for maintenance.

Council Member Bertram announced that the Civilian Conservation Corp (CCC) statue was scheduled to be dedicated on Saturday, August 5.

Council Member Bailey asked if the City could request the disposal company to collect debris from construction and downed trees for recycling. He stated that people were asking how McCall could become a "greener" community and become more active with recycling. Mr. Kirkpatrick said he would check with Lee Heinrich, Valley County Clerk, to see what type of arrangements the County has with Lakeshore Disposal.

Council Member Bailey reported that Ray Alford had asked concerning the status of his property that borders the new Deinhard extension and that he had asked the City some months ago if the City could provide access to that property along a piece the City owns but under which utilities are located. Mayor Robertson said this issue had to do with maintenance of the 80' right of way which made Mr. Alford's property more valuable. Mayor Robertson explained that the City would be responsible for the maintenance. He explained that Mr. Alford had offered to exchange the maintenance of the right-of-way for affordable housing; the Council had asked him to get back to them with a proposal Mayor Robertson further explained that there was a related issue concerning the North Fork RV property; when owner Kevin O'Leary submitted his PUD application several years ago he asked to have the main entrance off of Deinhard. He said there was an intervening piece of property owned by somebody else with whom Mr. O'Leary had negotiated. Mr. Millar agreed that the two issues were related. There was discussion about different ways to resolve these issues, including offering access in exchange for affordable housing.

Mr. Kirkpatrick said he would discuss the situation with Mr. Alford and report back to Council.

Council Member Bailey asked if the Council should respond to the Letter to the Editor about the proposed waterway ordinance for the Payette Lake Watershed. Council Member Scott stated there were too many conditions in the ordinance and the conditions were too severe. There was a lengthy discussion about the use of the lake and possibility of holding public hearings on a Friday evening or a Saturday to allow opportunity for more input by the public. Mr. Kirkpatrick said he would draft a response and send it to Council members, rather than present it as an agenda item at another meeting.

Mr. Kirkpatrick reported that the Council tour would be scheduled on June 12 and would include a tour of City-owned properties. He anticipated spending four to six hours for the tour, including dinner at the Club House.

Mr. Millar gave an informal report on the Wastewater Survey.

There was a lengthy discussion concerning the 50 foot height limit, including ideas on how to better educate the public on the facts of the issue.

## **ADJOURNMENT**

**Without further business Council Member Bailey moved to adjourn. Council Member Scott seconded the motion, and the motion carried. The Council adjourned at 9:53 p.m.**

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William A. Robertson, Mayor

**ATTEST:**

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Joanne E. York, City Clerk