

MINUTES

**McCall City Council
Regular Meeting
Legion Hall (McCall City Hall - Lower Level)
August 26, 2010**

Agenda

Call to Order and Roll Call
Work Session
Pledge of Allegiance
Approve the Agenda
Public Hearing
Public Comment
Business Agenda
Consent Agenda
Executive Session
Open 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. Mayor Bailey and Council Member Delaney, answered roll call. Council Member Kulesza, Council Member Scott and Council Member Witte were absent.

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

Council Member Scott joined the meeting at 5:40 a quorum was present.
Council Member Kulesza joined the meeting (via phone) at 5:55 p.m.

WORK SESSION

AB 10-189 Development Plan for Riverfront Park Discussion

Dennis Coyle, Parks and Recreation Director, gave a presentation on the five year plan to develop Riverfront Park.

Council Member Delaney was concerned with the cost and whether it would be a park that the citizens of McCall would want.

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

Mayor Bailey called for a roll call, Mayor Bailey, Council Member Delaney, Council Kulesza, and Council Member Scott answered roll call.

Mayor Bailey approved the agenda as presented.

PUBLIC HEARING

AB 10-181 Adoption of the FY10 First Budget Amendment by Ordinance

Linda Stokes, City Treasurer, gave a brief introduction to FY10 First Budget Amendment. The Amendment accommodates Federal stimulus funds for bus shelters and sidewalks, and uses surplus fund balance to forgive short term and long term internal fund balances.

Mayor Bailey opened the public hearing for the FY10 First Budget Amendment at 6:04 p.m.

Hearing no comments, Mayor Bailey closed the Public Hearing.

Council Member Kulesza moved to suspend the rules, read by title only, one time only, Ordinance No. 878. Council Member Delaney seconded the motion. In a roll call vote, Council Member Kulesza, Council Member Delaney, Mayor Bailey, and Council Member Scott all voted aye and the motion passed.

Ordinance No. 878 was read one time only by title only by Mrs. Wagner.

Council Member Kulesza moved to adopt Ordinance No. 878 amending the FY2010 Appropriations Ordinance No. 867 and authorize the Mayor to sign all necessary documents. Council Member Delaney seconded the motion. In a roll call vote, Council Member Kulesza, Council Member Delaney, Mayor Bailey, and Council Member Scott all voted aye and the motion passed.

PUBLIC COMMENT

Mayor Bailey called for public comment at 6:08 p.m.

Tom Sullivan, Democratic candidate for US Senate, introduced himself to the Council.

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

BUSINESS AGENDA

AB 10-180 Adoption of Fiscal Year 2010-2011 Budget by Ordinance

Council Member Kulesza stated that there had been numerous opportunities for the public to get involved and was disappointed that very few citizens stepped forward. Council Member Kulesza stated that he hoped that more citizens would participate in the future.

Council Member Delaney was concerned with the \$15,000 budgeted for VARHA, and stated that she did not think they were a stable entity.

Council Member Kulesza recommended that the Council hold the funds and wait to see what happens with VARHA or allocate the funds for a different project such as the Wooley Pathway, Golf Course Maintenance Facility or the streets fund.

Lindley Kirkpatrick, City Manager, suggested that the funds be moved into the Mayor/Council contingency budget.

Council Member Delaney's opinion was that the funds should be put into other projects – either community development or some of the other suggested projects. She did not feel that the VARHA agency was stable and there were other projects in need of funding.

Mayor Bailey agreed with the suggestion that it be put in the Mayor Council Contingency Budget.

Mayor Bailey stated that the Spring Mountain Ranch Home Owners Association made a donation to support the Wooley pathway design of \$5000. He stated that the funds budgeted for the pathway could now be moved to fund the design of the Golf Course Maintenance shop.

Linda Stokes confirmed each of the line item changes to the proposed FY11 budget:

1. \$15,000 for VARHA support was moved from the Community Development budget to Council Contingency. The Council will discuss the funding level further with the VARHA Board.
2. A \$5,000 donation from the Spring Mountain Ranch Home Owner's Association was included in the General Fund budget. The donation will be used to fund a portion of the Wooley pathway design.
3. \$5,000 already budgeted for the Wooley pathway design was transferred to the Golf Fund, to fund the design of a new maintenance building.
4. Contingent Revenues and Contingent Expenses were adjusted in the General Fund and the Golf Fund to accommodate #2 and #3 without increasing the overall total budget amount.

Council Member Kulesza moved to suspend the rules, read by title only, one time only Ordinance No. 879 as amended. Council Member Scott seconded the motion. In a roll call

vote, Council Member Kulesza, Council Member Scott, Mayor Bailey, and Council Member Delaney all voted aye and the motion passed.

Ordinance No. 879 was read one time only by title only by Mrs. Wagner.

Council Member Kulesza moved to adopt Ordinance No. 879 setting the FY11 City of McCall budget appropriation at \$16,719,704 and authorize the Mayor to sign all necessary documents. Council Member Scott seconded the motion. In a roll call vote, Council Member Kulesza, Council Member Scott, Mayor Bailey, and Council Member Delaney all voted aye and the motion passed.

AB 10-182 McCall Parks and Recreation Advisory Committee Annual Report to Council

Jim Clarke, Chairman, presented the Advisory Committee's annual report. Both Mr. Clarke and the Council recognized that the parks look better than ever and the recreation programs offer a variety of activity that has been well received.

Council Member Kulesza left the meeting at 7:01 p.m.

AB 10-185 Northwest Community Development Institute Presentation

Larry Shake commented on his report to Council and his experience at the Northwest Community Development Institute. He stated that image is important.

The Council discussed the Community Development roundtable to be scheduled in the near future.

Carol Coyle, Grant Coordinator, completed her third year at the Northwest Community Development Institute. She stated that it is important for the City to continue moving forward.

AB 10-187 Introduction to Code Amendments related to phasing of Subdivisions and Planned Unit Developments

Michelle Groenevelt, Community Development Director, walked the Council through each of the three proposed changes to the zoning code and the subdivision standards. The changes would remove inconsistencies in the code and give the Council the flexibility to allow longer timelines for the phased development of subdivisions and planned unit developments.

Mayor Bailey stated that the amendments were reasonable

It was Council's general consensus to initiate the proposed code amendments according to MCC 3.13.04 related to phased developments for Subdivision and Planned Unit Developments.

AB 10-188 Contract Award for: 5311 ARRA – ADA Pedestrian Access Walkways

Nathan Stewart, Staff Engineer, reviewed the project, which will replace approximately 260 lineal feet of existing 5-6' sidewalk w/City standard 10' sidewalk, curb and gutter in front of the Maverik. The project will also include the construction of two ADA compliant sidewalk approach ramps at the corners of SH-55 and Railroad Avenue, the installation of storm water

collection improvements, the installation of four tree grates and 4" caliper Green Ash and three City standard street lights. There will also be improvements to the Maverik gas station east entrance and irrigation and electrical utility upgrades to accommodate the street trees and light poles

The project will be funded primarily with Federal stimulus dollars, as well as the Streets Department and donations from Maverik. The total cost of the work will be \$72,000. The work will be completed by the end of September 2010. The recommended P&M Excavation and all of the subcontractors are local.

Council Member Delaney moved to award the proposed construction contract to P&M Excavation in the amount of \$72,006.35, authorize City staff to issue a Notice of Award to the contractor, and authorize the Mayor to sign/execute the proposed contract provided P&M Excavation meets and executes their requirements of the Contract documents and project specifications. Council Member Scott seconded the motion. In a roll call vote, Council Member Delaney, Council Member Scott, and Mayor Bailey all votes aye and the motion passed.

CONSENT AGENDA

Staff recommended approval of the following items:

- Minutes August 12, 2010
- Warrant Registers printed on 8/20/2010
- Payroll Report for Period ending 8/06/2010
- Catering Activity Report Period ending 8/17/2010
- AB 10-190 Art on the Lake Art and Music Festival 2010
- AB 10-183 Idaho First Bank Fifth Anniversary Celebration Street Dance 2010
- AB 10-186 Professional Service Contract with True North for Energy Audits
- AB 10-184 Contingent Revenue/Expense line transfers for grant revenue and expenses

Some discussion took place to clarify the warrant register. Some discussion took place on the road closures for events and how it affects businesses.

Council Member Delaney moved to approve the Consent Agenda as presented and authorize the Mayor to sign all necessary documents. Council Member Scott seconded the motion. In a roll call vote Council Member Delaney, Council Member Scott, and Mayor Bailey all voted aye and the motion passed.

The mayor called for a 5 minute recess.

EXECUTIVE SESSION

At 7:55 p.m. Council Member Kulesza joined the meeting via phone.

At 7:57 p.m. Mayor Bailey moved to go into Executive Session for:

- **Litigation – Pursuant to Idaho Code §67-2345(1) (f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated.**

Council Member Delaney seconded the motion. In a roll call vote Mayor Bailey, Council Member Delaney, Council Member Scott, and Council Member Kulesza, all voted aye and the motion passed.

Kim Trout, Attorney, joined the meeting via phone.

Council discussed the Payette Lakes Water and Sewer District litigation issues and possible strategies and solutions.

RETURN TO OPEN SESSION

At 8:25 the Council returned to open session.


Mayor Bailey moved to authorize the Mayor to send a letter to Jerry Vevig on August 27, 2010 as discussed in the executive session. Council Member Delaney seconded the motion. In a voice vote all members voted aye and the motion carried.

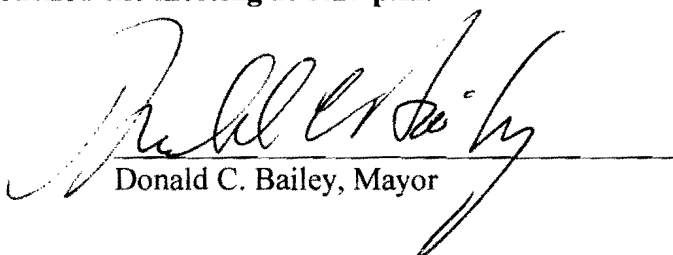
ADJOURNMENT

Without further business, the Mayor adjourned the meeting at 8:27 p.m.



ATTEST:


BessieJo Wagner, City Clerk


Donald C. Bailey, Mayor