

# MINUTES

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**McCall City Council  
Regular Meeting  
Legion Hall (McCall City Hall - Lower Level)  
July 26, 2012**

## Agenda

Call to Order and Roll Call  
Approve the Agenda  
Work Session  
Pledge of Allegiance  
Public Comment  
Business Agenda  
Consent Agenda  
Executive Session  
Return to Open Session  
Adjournment

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

**Mayor Bailey called the regular meeting of the McCall City Council to order at 5:32 p.m. Council Member Aymon, Mayor Bailey, and Council Member Swanson all answered roll call. Council Member Scott was absent. A quorum was present.**

City staff present was Lindley Kirkpatrick, City Manager, Gene Drabinski, Interim City Manager; Bill Nichols, City Attorney; Jerry Summers, Police Chief; Linda Stokes, City Treasurer; Michelle Groenevelt, Community Development Director; Barbara Sivey, Human Resources Manager; and BessieJo Wagner, City Clerk.

## **APPROVE THE AGENDA**

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

## **WORK SESSION**

### **AB 12-143 An Introduction to Proposed Code Amendments related to McCall City Code Title 4**

BessieJo Wagner, City Clerk, presented an introduction to the Proposed Code Amendments related to McCall City Code Title 4. There was general consensus from the Council for staff to move forward with the proposed code amendments to MCC Title 4.

**Mayor Bailey led the audience in the Pledge of Allegiance at 5:58 p.m.**

## **PUBLIC COMMENT**

**Mayor Bailey called for public comment at 5:59 p.m.**

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

## **BUSINESS AGENDA**

### **AB 12-144 Interim City Manager Confirmation: Gene Drabinski**

Gene Drabinski addressed the Council asking that the Council provide specific direction to Mr. Drabinski regarding the Council's expectations of Mr. Drabinski's performance as Interim City Manager.

**Mayor Bailey moved to confirm the appointment of Gene Drabinski as interim City Manager effective August 4, 2012. Council Member Aymon seconded the motion. In a roll call vote Mayor Bailey, Council Member Aymon, Council Member Swanson, and Council Member Witte all voted aye and the motion carried.**

### **AB 12-142 Environmental Advisory Committee (EAC) Member Appointment**

Michelle Groenevelt, Community Development Director, presented the Environmental Advisory Committee's recommendation of the appointment of Lindsey Truxel to the committee.

**Mayor Bailey moved to appoint Lindsey Truxel to the Environmental Advisory Committee to a term to expire January 2015. Council Member Swanson seconded the motion. In a roll call vote Mayor Bailey, Council Member Swanson, Council Member Aymon, and Council Member Witte all voted aye and the motion carried.**

### **AB 12-141 McCall Area Planning & Zoning Commission Annual Report to Council**

Phil Feinberg, Planning & Zoning Commission Chair, presented the McCall Area Planning & Zoning Commission's annual report to Council. The Council expressed appreciation of the Commission's work.

### **AB 12-148 Utility Hardship Application**

Linda Stokes, City Treasurer, presented an application for utility hardship relief. This item was first presented at the June 28, 2012 meeting. The Council requested additional material, which Mrs. Stokes provided. The applicant would receive a hardship adjustment of \$11.20 per month to their water & sewer bill.

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

**AB 12-146 Response to Valley County regarding costs for Dispatch Services**

The Council reviewed a draft letter, in response to Valley County's July 9, 2012 request for a 400% increase in the City's share of the costs of dispatch services. Council agreed to the draft letter, with minor edits. The response requested more information from the County, and stated that the City was interested in discussing the topic in the context of FY14 budget development, which would start in March 2013.

**AB 12-147 City Manager Recruitment**

Council moved the City Manager Recruitment item to after the executive session.

Council Member Scott Joined the Meeting at 7:01 p.m.

**AB 12-145 Simplot Development Agreement Fulfillment and Satisfaction of Conditions**

**Mayor Bailey moved to move AB 12-145 Simplot Development Agreement Fulfillment and Satisfaction of Conditions from the Consent Agenda to the Business Agenda. Council Member Swanson seconded the motion. In a voice vote all members voted aye, and the motion carried.**

The J.R. Simplot Company requested that the City provide a document which states that Simplot had satisfied all of the elements of the Development Agreement associated with the construction of the Post Office, adjacent to the Ridley's complex. The Council discussed the request at length. Several concerns were expressed about portions of the Agreement and whether all of the conditions had been satisfactorily completed.

**Mayor Bailey moved to table AB 12-145 Simplot Development Agreement Fulfillment and Satisfaction of Conditions. Council Member Swanson seconded the motion. In a roll call vote, Mayor Bailey, Council Member Swanson, Council Member Aymon, and Council Member Witte all voted aye, Council Member Scott abstained, and the motion carried.**

**CONSENT AGENDA**

Staff recommended approval of the following items:

- City Council Minutes – Special June 6, 2012
- City Council Minutes – Regular June 14, 2012
- City Council Minutes – Regular June 28, 2012
- City Council Minutes – Special June 29, 2012
- Warrant Registers Dated July 20, 2012
- Payroll Report for Period Ending July 13, 2012
- Alcohol and Catering Licenses Activity Report
- AB 12-149 Resolution 12-15: Designating the Interim City Manager as Signatory on the City of McCall's Bank Accounts

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

Council Member Swanson moved to approve the Consent Agenda, with the minutes corrected, AB12-145 Simplot Development Agreement Fulfillment and Satisfaction of Conditions moved to the business agenda, and authorize the Mayor to sign all necessary documents. Council Member Aymon seconded the motion. In a roll call vote, Council Member Swanson, Council Member Aymon, Mayor Bailey, and Council Member Witte all voted aye, Council Member Scott abstained, and the motion carried.

## EXECUTIVE SESSION

At 7:16 p.m., Mayor Bailey moved to go into Executive Session for: **Hiring - Pursuant to Idaho Code §67-2345(1)(a): to consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need. This paragraph does not apply to filling a vacancy in an elective office or deliberations about staffing needs in general; 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.**

Council discussed the applicants for the City Manager position.

## RETURN TO OPEN SESSION

At 8:23 p.m., Mayor Bailey moved to return to Open Session. Council Member Aymon seconded the motion. In a voice call vote, all voted aye and the motion carried.

### AB 12-147 City Manager Recruitment

The Council decided to schedule a special meeting on Monday July 30, 2102 at 5:30 pm, to further consider City Manager applications in Executive Session. The Council also decided to delay the on-site interviews scheduled for August 13 and 14, 2012. A meeting on Monday August 6, 2012 was tentatively scheduled to conduct additional telephone/Skype interviews in Executive Session. On-site interviews were tentatively scheduled for August 27 and 28, 2012. The Council discussed the format and schedule for on-site interviews at length. Staff was directed to prepare a schedule based on the discussion.

## EXECUTIVE SESSION

At 9:05 p.m., Mayor Bailey moved to go into Executive Session for:

- **Exempt Records - Pursuant to Idaho Code §67-2345(1)(d) To consider records that are exempt from disclosure as provided in chapter 3, title 9, Idaho Code;**
- **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 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.

The Council discussed the possible litigation involving the Pancake House and exempt records.

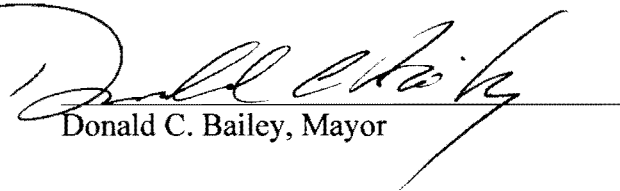
### RETURN TO OPEN SESSION

At 9:30 p.m., Mayor Bailey moved to return to Open Session. Council Member Aymon seconded the motion. In a voice call vote, all voted aye and the motion carried.

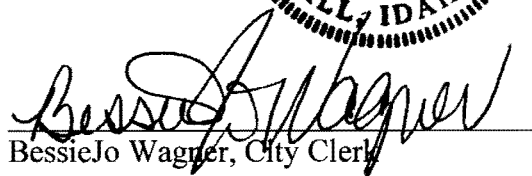
### ADJOURNMENT

Without further business, the Mayor adjourned the meeting at 9:31 p.m.



  
Donald C. Bailey, Mayor

ATTEST:

  
BessieJo Wagner, City Clerk