

MINUTES

**McCall City Council
Regular Meeting
Legion Hall (McCall City Hall - Lower Level)
April 10, 2014**

Agenda

Call to Order and Roll Call
Approve the Agenda
Reports
Pledge of Allegiance
Public Comment
Proclamations
Business Agenda
Consent Agenda
Adjournment

CALL TO ORDER AND ROLL CALL

Mayor Aymon called the regular meeting of the McCall City Council to order at 5:35 p.m. Mayor Aymon, Councilor Giles, Councilor Scott, and Councilor Swanson all answered roll call. Councilor Witte was absent.

City staff members present were Gene Drabinski, City Manager, Bill Nichols, City Attorney; Linda Stokes, City Treasurer; Eric McCormick, Golf Superintendent; Dennis Coyle, Parks and Recreation Director; Peter Borner, Public Works Director; Nathan Coyle, Airport Manager; Carol Coyle, Grant Coordinator; Justin Williams, Police Chief; Michelle Groenevelt, Community Development Director; Nathan Stewart, City Engineer; and BessieJo Wagner, City Clerk.

APPROVE THE AGENDA

Councilor Scott moved to approve the agenda as submitted. Councilor Swanson seconded the motion. In a voice vote all members voted aye and the motion carried.

REPORTS

AB 14-68 Annual Report to Council – Finance

Linda Stokes, City Treasurer, presented the Finance Department Annual Report to Council. Council expressed their appreciation of the work Mrs. Stokes does throughout the year.

Councilor Witte joined the meeting at 5:47 p.m.

Department Reports

Gene Drabinski, City Manager, updated the Council on the work being done with Cameron Ariel and the CIP group. He also updated the Council on the progress of the work with the Waste Water Group and PLRWSD and the development of the Memorandum of Understanding. He stated that the process is looking favorable on both sides. Mr. Drabinski updated the Council on the ongoing bear-proof container issues.

Nate Coyle, Airport Manager, updated the Council on the closure of the airport due to work to be done on the runway in October 2014. Council requested that Air St. Lukes be well informed of the closure for fixed wing aircraft for that brief time period.

Dennis Coyle, Parks and Recreation Director, updated the Council on the number of seasonal workers that are planned to be employed which are 9. He also updated the Council on the progress of tree removal at Sylvan Beach for the construction of a home.

Peter Borner, Public Works Director, updated the Council on the progress of the rate study and that the expected completion time would be about 5 months.

Eric McCormick, Golf Superintendent updated the Council on the status of the greens and the winter damage the greens sustained. The work to uncover the greens is still a work in progress.

Michelle Groenevelt, Community Development Director, updated the Council on the possibility of Urban Renewal selling some land next to the old church. She also updated the Council on the next steps of the transit center.

The Council received copies of the following Committee Minutes:

1. Airport Advisory Committee – February 6, 2014
2. Environmental Advisory Committee – February 25, 2014
3. Environmental Advisory Committee – March 19, 2014
4. Library Board of Directors – January 21, 2014
5. McCall Improvement Committee – January 9, 2014
6. McCall Redevelopment Agency – February 18, 2014

Mayor Aymon led the audience in the Pledge of Allegiance at 6:09 p.m.

PUBLIC COMMENT

Mayor Aymon called for public comment at 6:10 p.m.

Hearing no comments, Mayor Aymon closed the public comment.

PROCLAMATIONS

AB 14-60 2014 Humanitarian Wood Cutting Day Proclamation

Peter Borner, Public Works Director, presented the 2014 Humanitarian Wood Cutting Day Proclamation to Council. He stated that Dave Holland in conjunction with the Heartland Hunger and Resource Center has worked with churches and other community organizations to create a humanitarian project of obtaining firewood for those in need. The three groups of individuals designated for assistance are; 1) widows and single women with children; 2) the aged and infirmed, and 3) those injured and not capable of getting wood themselves.

Mr. Borner stated that Mr. Holland requested that the City declare, by proclamation, the second Saturday in July of each year as the "Humanitarian Wood Work Day". This year that day is July 12, 2014. Last year, over 250 volunteers participated in cutting, splitting and delivering over 100 cords of wood. Since the first Wood Work Day over 400 cords of firewood have been delivered to approximately 150 families in need.

Mr. Borner explained that the plan was to start at 9:00 a.m. on Saturday, July 12, 2014. No one under the age of 18 will be permitted to use a chainsaw. The primary sawyers will be volunteers from the McCall Fire District. There will also be volunteers who have first aid experience. He stated that enough wood has already been purchased and was in McCall already for this year's event.

Councilor Witte moved to Proclaim July 12, 2014 to be Humanitarian Wood Work Day in the City of McCall, and authorize the Mayor to sign the proclamation. Councilor Scott seconded the motion. In a roll call vote Councilor Witte, Councilor Scott, Mayor Aymon, Councilor Giles, and Councilor Swanson all voted aye and the motion carried.

AB 14-61 2014 National Public Works Week Proclamation

Peter Borner, Public Works Director, presented the 2014 National Public Works Week Proclamation to Council. National Public Works Week is a celebration of the tens of thousands of men and women in North America who provide and maintain the infrastructure and services collectively known as public works.

Instituted as a public education campaign by the American Public Works Association (APWA) in 1960, National Public Works Week calls attention to the importance of public works in community life. The Week seeks to enhance the prestige of the often-unsung heroes of our society-the professionals who serve the public good every day with quiet dedication.

The City of McCall has 22 public works employees, who operate and maintain the City's water, sewer, storm drainage, and transportation systems.

Councilor Scott moved to Proclaim May 18– May 24, 2014 to be National Public Works Week in the City of McCall and authorize the Mayor to sign the proclamation. Councilor Swanson seconded the motion. In a roll call vote Councilor Scott, Councilor Swanson, Mayor Aymon, Councilor Giles, and Councilor Witte all voted aye and the motion carried.

BUSINESS AGENDA

AB 14-48 Golf Course Request to Re-allocate LOT Funds

Eric McCormick, Golf Superintendent, presented the Golf Course Request to Re-allocate LOT Funds. He stated that he had requested and was awarded \$36,000 from the Local Option Tax Commission for FY14; \$18,000 for a John Deere Gator HPX with cab replacement and snow blade and \$18,000 to purchase replacement vehicles. Mr. McCormick requested to re-allocate the \$18,000 that would be used to purchase replacement vehicles, to purchase sod and seed to fix winter damage done to the greens. The other \$18,000 will be used for the Gator & blade as originally approved. If the full \$18,000 is not needed for sod then the remainder would be used for the original request.

Councilor Swanson moved to approve the re-allocation of \$18,000 of LOT funds to the purchase of sod and seed to repair winter damage to the greens and authorize the Mayor to sign all necessary documents. Councilor Giles seconded the motion. In a roll call vote Councilor Swanson, Councilor Giles, Mayor Aymon, Councilor Scott, and Councilor Witte all voted aye and the motion carried.

AB 14-58 Idaho Community Development Block Grant-12-III-16-ED Third St. Corridor Revitalization Project Grant Closeout

Carol Coyle, Grant Coordinator, presented the Idaho Community Development Block Grant-12-III-16-ED Third St. Corridor Revitalization Project Grant Closeout. She stated that the Third St. Corridor project was complete and all invoices had been paid. The Idaho Department of Commerce requires a Closeout Agreement, Final Performance Report, and Final Financial Report to be signed and submitted. Mrs. Coyle expressed her appreciation of the team work of City staff to complete the project.

Councilor Scott moved to approve the closeout agreement, final performance report, and final financial report for project number ICDBG-12-III-16-ED and authorize the Mayor to sign all necessary documents. Councilor Swanson seconded the motion. In a roll call vote Councilor Scott, Councilor Swanson, Mayor Aymon, Councilor Giles, and Councilor Witte all voted aye and the motion carried.

AB 14-57 Transportation Investment Generating Economic Recovery (TIGER) Discretionary Grant application update: scope, cost, and funding options

Carol Coyle, Grant Coordinator, and Peter Borner, Public Works Director, presented the Transportation Investment Generating Economic Recovery (TIGER) Discretionary Grant application update: scope, cost, and funding options to Council. City Staff have been compiling information required for the TIGER Discretionary Grant application for downtown revitalization. Horrocks Engineers has prepared a preliminary project scope and cost estimate.

Mrs. Coyle explained that the estimated cost would be in excess of \$8 million. Mr. Borner stated that staff looked at possible cost matches for construction. He stated that there were not any funding available nor were there any partnerships available to for funds. He stated that although a grant match was not needed for the TIGER Grant, it was a very competitive process and a

match of up to \$1.4 million would be needed to make the City's application competitive. Mr. Borner stated that staff would recommend that the Council consider going after a planning grant first. The Planning Grant would give the City the opportunity to do the engineering necessary for the project regardless of when the project was done or how it was funded.

Mrs. Coyle explained further stating that the Planning Grant was the same process and funding source as the construction grant. She stated that it would give the City the ability to do complete design and engineering for the project. She stated that at least a 20% match would be recommended. If the City was awarded the Planning Grant it would put the City in a more favorable position for a future application for a Construction Grant through TIGER funding.

There was a brief discussion as to the cost to the City for Horrocks Engineering to assist with the grant application process.

There was general consensus of the Council for staff to prepare the application for a Planning Grant.

AB 14-65 Approval of the Second Amendment (V3) to the Exclusive Agreement for Collection and Disposal of Solid Waste with Lake Shore Disposal

On April 25, 2013 the City Council approved an Exclusive Agreement for Collection and Disposal of Solid Waste with Lake Shore Disposal. On June 27, 2013 Lake Shore Disposal and the City amended the Agreement to permit residential customers to either lease bear-proof containers from Lake Shore or purchase bear-proof containers from third-party container vendors. The amendment included a revised fee schedule.

At the November 21, 2013 City Council Meeting, Council reviewed a Second Amendment to the Exclusive Agreement with Lake Shore Disposal which was intended to address the concerns expressed by the Meckels at the September 12 meeting. Again the Meckels had an issue with some of the language presented in the Second Amendment and requested that the Agreement have further changes.

Lake Shore revised the second amendment to the agreement that the Council reviewed during Executive Session on March 13, 2014. In open Session the Council directed the City Attorney to work with Lake Shore on a revision to the Second Amendment. The 3rd revision of the Second Amendment to the Exclusive Agreement for Collection and Disposal of Solid Waste with Lake Shore Disposal that the City Attorney and Lake Shore drafted and agreed to present to Council is the final version for adoption.

Council took a break at 6:41p.m., and reconvened the meeting at 6:44 p.m.

Councilor Scott moved to adopt the Second Amendment to the Exclusive Agreement for Collection and Disposal of Solid Waste with Lake Shore Disposal and authorize the Mayor to sign all necessary documents. Councilor Swanson seconded the motion. In a roll call vote Councilor Scott, Councilor Swanson, Mayor Aymon, Councilor Giles, and Councilor Witte all voted aye and the motion carried.

AB 14-66 MCC Title 8, Chapter 5 Code Amendment – Waste Management – Ordinance Adoption

With the approval of the Second Amendment to the Exclusive Agreement for Collection and Disposal of Solid Waste with Lake Shore Disposal, a code amendment of MCC Title 8, §5.08.02 Definitions is necessary. Staff also requested an amendment to §5.08.04 Collection to address commercial bear-proof containers to give the City Manager the discretion to determine whether to grant or deny a request for a non-bear-proof commercial container.

Councilor Scott moved to suspend the rules and read by title only, one time only Ordinance 921. Councilor Swanson seconded the motion. In a roll call vote Councilor Scott, Councilor Swanson, Mayor Aymon, Councilor Giles, and Councilor Witte all voted aye and the motion carried.

BessieJo Wagner, City Clerk, read by title only, one time only Ordinance 921:

An Ordinance of the City Of McCall, a municipal corporation of the State of Idaho, Valley County, Idaho amending Title 5 Chapter 8 of the McCall City Code, to provide for amendments to Section 5.8.020 – Definitions, to Delete and/or add language to certain definitions and to amend Section 5.8.040 (B) and (E) – Collection To Provide For Collection of Certain Excluded Items, and to allow the City Manager to approve non-bear proof containers in limited circumstances, and providing an effective date.

Councilor Scott moved to adopt Ordinance 921 amending MCC Title 8 §5.08.02 Definitions and §5.08.04 Collection, approve the publication of the summary, and authorize the Mayor to sign all necessary documents. Councilor Swanson seconded the motion. In a roll call vote Councilor Scott, Councilor Swanson, Mayor Aymon, Councilor Giles, and Councilor Witte all voted aye and the motion carried.

AB 14-63 City of McCall Parks and Recreation Donation Policy - Review

Dennis Coyle, Parks and Recreation Director, presented the City of McCall Parks and Recreation Donation Policy for review by Council. McCall is very fortunate to receive support from hundreds of community members who regularly give time, money, property, and individual expertise to help ensure the Parks and Recreation Department continues to thrive and provide vital benefits and quality of life for McCall residents and visitors. It is the intent of this donation policy to provide guidelines for effectively managing these donations, of insuring that philanthropic traditions are fostered, that donors are treated with consistency and fairness, and that contributions are recognized in ways that support park and recreation resources, programs and values.

This is the second touch for the Council. Council requested a simpler version of the donation policy. Once the fee structure has been determined a resolution along with a final draft of the Guidelines will be provided at the next Council meeting.

Council suggested that the following changes be made to the Guidelines as follows:

1. Added paragraph e) to Section 4.
2. Changed the word “Recognition” to “Acceptance” in Section 6.
3. Added the second paragraph to Section 19.

Appendix A

1. Added the words “at least” in front of 51% to Section 5. a).
2. Changed the word “Procedures” to “Options” in Section 6.
3. Changed the word “shall” to “may” in the third sentence in Section 7.

Appendix B

No Changes

AB 14-64 Park’s Concession Permit Request - Decision

Dennis Coyle, Parks and Recreation Director, presented the Park’s Concession Permit request to Council. The City of McCall Parks and Recreation Director received a proposal from Mile High Marina to operate a Stand Up Paddle Board concession at Legacy Park. The Parks and Recreation Advisory Board reviewed the proposal at the regularly scheduled meeting on March 19, 2014. The McCall Parks and Recreation Advisory Board recommended granting a concession permit to Mile High Marina. The Advisory Board believed that having marina staff on site will improve safety. The Advisory Board recommended that the term of the permit be for one use season.

The Parks and Recreation Director met with the owners and manager of Mile High Marina concerning this proposal, as well as a beautification project north of the marina. The Parks and Recreation Director did not recommend granting a concession permit in Legacy Park. It was staff’s opinion that the proposed area is highly congested and may lead to additional issues. However, the Director did recommend granting a concession permit north of the marina.

The proposal met all of the requirements for commercial activity included in the “Guidelines for Commercial Activity in McCall City Parks” adopted by the McCall City Council in November of 2011.

Jennifer Smith, Mile High Marina, addressed the Council with the process they would use if they were granted the concession. Their main concern is safety. She stated that if the north side was cleaned up it would be preferable.

Mayor Aymon expressed concern that the proposed concession would bring additional tents and increased congestion to Legacy Park. Councilor Witte thought it would be safer to have the concession than not as it would be supervised. Councilor Scott thought that if you give one vendor the opportunity you should give the opportunity to other vendors to use Legacy Park.

Mr. Coyle stated that he would prefer to have the concession on the North Side and was concerned, as was the marine deputy, that it was unsafe. Mayor Aymon asked if Brown Park might be a better option. Councilor Witte thought Brown Park was too small of an area. Councilor Giles wanted to know what Home Town Sports concern was. Mr. Coyle responded stating that it was additional activity in the same area.

Mayor Aymon suggested allowing one year with the intention of moving it to the north side beach the second year and there would be incentive to clean up the north side.

Councilor Giles would prefer to support the staff’s recommendation.

Councilor Swanson stated that he did not like concessions on the lake at all. He did not feel it would make a difference related to congestion.

Mr. Coyle stated that ideally the area between the north side of the Marina and Brown Park would be used for non motorized sport to keep the two separate.

Councilor Scott moved to approve the request for 1 year at Legacy Park and to clean up the area to the north for a non-motorized facility. Mayor Aymon seconded the motion.

Discussion on the Motion:

Councilor Witte asked if there was a policy for concessions. Mr. Coyle affirmed that there was a Policy for Concessions and that the area the proposal was for was zoned for concessions. Councilor Witte stated that Councilor Swanson had a good point; she was also concerned with the safety issue and did not feel the city should support the request. Councilor Giles also agreed with the safety issue and wanted to support staff recommendation. Mayor Aymon was concerned about motorized watercraft with the non motorized watercraft. Councilor Swanson also preferred the idea of the north side of the marina

In a roll call vote Councilor Scott voted yes, Mayor Aymon, Councilor Giles, Councilor Swanson, and Councilor Witte all voted no and the motion failed.

AB 14-62 United States Forest Service (USFS) Airport Taxiway Maintenance Contract Renewal Update and Review

Nate Coyle, Airport Manager, presented the United States Forest Service (USFS) Airport Taxiway Maintenance Support Agreement renewal update and review to the Council. He provided background information regarding the history of an agreement with the USFS for funding of maintenance efforts in support of USFS operations. Mr. Coyle explained that this review would also serve as a final update to the renewal process for the agreement before a contract was presented for Council's consideration.

AB 14-69 Farmers Market Discussion Continued

BessieJo Wagner, City Clerk, introduced the Farmers Market discussion to Council. It has been identified that the McCall City Code, as it relates to the Farmers Market, is outdated and needs to be rewritten. To start the process of rewriting this code City Staff is asking for direction from Council on what they would like the Farmers Market to look like. The Council started the conversation at the March 13, 2014 City Council Meeting. Council received additional information regarding Farmer's Markets during the meeting and asked staff to research how the current code regarding Farmer's Markets came to be. Council wanted additional time to review the additional materials and requested that the item come back at a future Council Meeting. Staff has done the research and found nothing of any significance to explain the current code.

Mrs. Wagner stated that the McCall City Code should be as simple as referring to the Idaho Department of Agriculture and its definition of a Farmers Market and should not try to regulate it further. She also recommended that the Farmers Market register with the City by providing some type of documentation annually that shows they are complying with the rules of the Department of Agriculture. Mrs. Wagner also suggested that the City consider some kind of provision for

produce stands that are not part of the Farmers Market in the city code. She also stated that the fees should remain the same for the market and any produce stands.

The Council asked Susie Marshall of the Farmers Market if this provision would be acceptable. Ms. Marshall stated that she felt was a good solution and agreed that the Market was already regulated through the Department of Agriculture.

Council directed staff to amend the City Code to reflect the changes as discussed.

AB 14-59 City of McCall Smoking Survey Results

Gene Drabinski, City Manager, stated that at the January 23, 2014, City Council meeting, the Council directed City staff to conduct a survey to help determine whether or not the McCall community would support a smoking ordinance which would further restrict smoking in certain public areas, indoors and outdoors, beyond current State laws. The survey included the questions requested by the Council and an opportunity to submit individual comments. The survey was available online from February 21 to March 21, 2014. Access to the survey was posted prominently on the City's website, information on taking the survey was printed in the Star News on February 27, 2014, and it was circulated to City employees and advisory committees via email. Hard copies of the survey were available at City Hall and also by email during this time period. There were 350 survey respondents.

Mr. Drabinski called out that the responses to restricting smoking on the Golf Course was significantly different than the responses to the other questions. He stated that primarily there was concern over enforcement.

Mayor Aymon stated that the current state code was in the Council's packets for review. She stated that it would have been beneficial to have the state code available when taking the survey as it would help people to understand what the law was. She stated that the City parks were smoke free and asked if the sidewalks were included. Bill Nichols, City Attorney stated that the sidewalks were not included. She commented that she had observed many smokers on the sidewalk around Legacy Park.

Mayor Aymon commented on the percent of comments that were positive and negative stating that of the 126 comments approximately 22-23% were negative which matched the overall survey results.

Councilor Giles commented that the survey appeared to be consistent with the statewide and other geographic areas of Idaho. Stacye Satterlee of the American Cancer Society confirmed Councilor Giles comment. She stated that generally there is a broad support for workers to have a smoke free area to work.

Mayor Aymon emphasized that the smoke free ordinance is not about telling businesses what they can and cannot do but is about the workers' safety and the health of workers in the work place.

Councilor Swanson was in favor of pursuing an ordinance focused on workers and also recognizing where smokers hang out and people who do not smoke do not want to be subjected to second hand smoke. He stated that he would support smoke free within 20 feet of public doorways. He also stated that nursing homes should be smoke free. Councilor Swanson was unsure of hotel/motel. He commented that there was only one smoking bar in town and was not sure if making bars smoke free was the way to go. He thought that patios should be non-smoking; however the Golf Course would be difficult to enforce. He suggested that maybe signs could be put to designate smoking areas.

Councilor Witte commented that she would like the ordinance to be fairly broad and put out for public comment to see what people think. She thought that the McCall Golf Course, like City parks, should be smoke free but not the private courses.

Councilor Scott was in conflict stating that she did not like the effects of smoking on the health of workers but had difficulty imposing on people's ability to choose for themselves and their business. She was in favor of drafting an ordinance to get community feedback and see where it goes.

Councilor Giles agreed with Councilor Scott that it was a difficult decision but felt there was a desire from the community to have a smoke free ordinance. He also agreed with Councilor Witte to start aggressive and get feedback from the community. Councilor Giles would like the Golf Course smoke free but recognized that it would be difficult; the possibility of limiting smoking areas would be desirable.

Mayor Aymon expressed concern with an aggressive ordinance to start with but was not opposed to starting aggressive. She felt that even though the ordinance was only a draft it could upset many people in the community and that is hard to overcome. She was not opposed to either a restrictive or less restrictive ordinance. She agreed that going strong and then getting feedback from the community may be the way to proceed.

Gene Drabinski clarified that the ordinance would be reflective of the survey. He also commented on the Golf Course and the enforcement of smoke free would be extremely challenging. He was more concerned with the littering aspect of smoking.

Councilor Swanson commented that people still smoke in the park even though it is posted non-smoking. He stated that it was difficult to enforce a non-smoking ordinance that is already in place. He stated that the Council should focus on what is currently in City Code for enforcement at the Golf Course.

Councilor Witte stated that the communication of the draft ordinance needs to be clear. Councilor Scott felt that what was being proposed was reasonable. Councilor Giles agreed that the draft ordinance should tie to the survey. Bill Nichols, City Attorney, stated that as the owner of the Golf Course, the City could regulate smoking without an ordinance at the McCall Golf Course.

There was general consensus of the Council to move forward with a draft ordinance.

AB 14-67 National Fire Protection Association Firewise Community Programs Discussion

Fire Chief Mark Billmire addressed the Council and explained what a Firewise Community is and how McCall could become a Firewise Community.

Firewise is a project of the National Fire Protection Association (NFPA). Brush, grass, and forest fires don't have to be disasters. NFPA's Firewise Communities Program encourages local solutions for safety by involving homeowners in taking individual responsibility for preparing their homes from the risk of wildfire. Firewise is a key component of Fire Adapted Communities – a collaborative approach that connects all those who play a role in wildfire education, planning, and action with comprehensive resources to help reduce risk.

The program is co-sponsored by the USDA Forest Service, the US Department of the Interior, and the National Association of State Foresters. To save lives and property from wildfire, NFPA's Firewise Communities program teaches people how to adapt to living with wildfire and encourages neighbors to work together and take action now to prevent losses. We all have a role to play in protecting ourselves and each other from the risk of wildfire.

NFPA is a worldwide leader in fire, electrical, building, and life safety. The mission of the international nonprofit organization founded in 1896 is to reduce the worldwide burden of fire and other hazards on the quality of life by providing and advocating consensus codes and standards, research, training, and education. NFPA develops more than 300 codes and standards to minimize the possibility and effects of fire and other hazards. All NFPA codes and standards can be viewed at no cost at www.nfpa.org/freeaccess.

Chief Billmire explained that there was a five step process to become a Firewise Community:

1. Community Assessment to determine what the fire hazard is– Chief Billmire stated that this assessment had already been done for all of Valley County.
2. Organize a local Firewise Committee
3. Make a simple plan – Chief Billmire stated that a plan was already completed through the wood and debris collection set up by the County. This collection is done during the full month of June.
4. Some type of investment by the City equaling about \$2 per capita. Chief Billmire explained that the investment could be in donated hours. He stated that the \$6000 in grant funds received to do the wood and debris program would count toward that investment.
5. Submit an application

Chief Billmire stated that some of the benefits included getting the community involved and taking steps to prevent fire around their own structures. He stated that May is a Firewise month and May 3rd is a community awareness day. There will be an open house at the Fire House from 10am-2pm. He encouraged all to participate and get the word out into the community.

Mayor Aymon also asked that the Council encourage people from the community to attend.

Chief Billmire stated that by the end of 2015 McCall could become a Firewise community. Mayor Aymon requested that staff work with City Attorney to do an annual Proclamation for

Firewise Community. Bill Nichols, City Attorney, commented that the Council should consider involving the McCall Environmental Advisory Committee with the Firewise.

AB 14-71 Aspen Condominium Association Discussion Regarding Bear-Proof Containers

Mayor Aymon requested that a discussion with Council be scheduled after Mr. Hershberger with the Aspen Condominium Association spoke to her regarding the bear proof containers they are currently using. Mayor Aymon asked if Mr. Hershberger would like to speak to the Council regarding the bear-proof containers.

Mr. Hershberger commented on the public usability of the bear-proof containers. He stated that the Aspen Condominium community's expectation of the facilities provided be functional. He stated that the current bear-proof dumpsters were not functional. He stated as a result the members leave their trash on the ground resulting in the staff at the condominiums having to clean it up.

Mr. Hershberger continued stating that he was concerned for public safety as it related to the bear proof dumpsters at the Aspen Condominiums. He stated that with those heavy doors on top a hand or arm could be crushed. He also stated that since people do not put the trash in the containers it has attracted more bears as opposed to deterring the bears. He stated that the association had installed barbed wire to the top of the structure around the containers that has assisted with deterring the bears from getting into the trash. Mr. Hershberger felt that this was an ugly solution; however a better solution for his association.

He asked that the City work with him to find a solution that his association expects.

Gene Drabinski, City Manager, stated that he had gone out to the Aspen Condos and met with the maintenance person and everything that Mr. Hershberger stated was true. He stated that the association has taken significant steps to bear proof their enclosures. He also stated that the one exception that he has granted to requiring a bear proof container had the stipulation that if there was one bear in that enclosure then their exception would be removed and they would then be required to obtain a bear proof container. Mr. Drabinski also stated that every person that has the bear proof dumpsters deal with the same challenges. He also stated that he had very few if any complaints from the food service places.

There was some discussion as to the possibility of revisiting this issue at a future Council Meeting. Mr. Drabinski re-iterated that to bear proof a community is a difficult process. The Council discussed different ways to possibly mitigate the issue.

Mr. Hershberger stated that when the issue of having bear proof enclosures came out a couple of years prior his association spent the money to bear proof his encloses as directed and felt that met the requirement until the new requirement came out to have bear proof containers. He explained to the Council how his association mitigated the bear problem.

Mr. Drabinski stated that from the last work session on the bear proof container issue he had the impression that the City was going to move forward and adapt to using bear proof containers knowing that the transition would be difficult but worth it.

Mayor Aymon thanked Mr. Hershberger for his comments.

AB 14-70 Set the Date and Location of the FY15 Budget Public Hearing

Linda Stokes, City Treasurer, stated that each year, no later than April 30, the City of McCall must set and notify the County Clerk of the date and location set for the budget public hearing. Mrs. Stokes recommended the Council set the FY15 Budget Public Hearing on August 14, 2014 at 6:00 PM in the Legion Hall.

Councilor Scott moved to Set the FY15 Budget Public Hearing on August 14, 2014 at 6:00 PM in the Legion Hall, and direct the Treasurer to notify the County Clerk of the date and location of the FY15 Budget Public Hearing. Councilor Swanson seconded the motion. In a roll call vote Councilor Scott, Councilor Swanson, Mayor Aymon, Councilor Giles, and Councilor Witte all voted aye and the motion carried.

Upcoming Meetings Schedule Discussion

Council requested a meeting be scheduled with City Attorney Bentley Stromberg.

CONSENT AGENDA

Staff recommended approval of the following items:

1. City Council Regular Minutes – March 13, 2014
2. Warrant Registers
3. Payroll Report for Period ending February 28, 2014


There was a brief discussion on the minutes and the warrant register.

Councilor Witte moved to approve the Consent Agenda. Councilor Swanson seconded the motion. In a roll call vote, Councilor Swanson, Councilor Witte, Mayor Aymon, Councilor Giles, and Councilor Scott all voted aye and the motion carried.

ADJOURNMENT

Without further business, the Mayor adjourned the meeting at 9:36 p.m.

ATTEST:


BessieJo Wagner, City Clerk




Jackie J. Aymon, Mayor