

Bellevue Common Council
Monday March 13, 2023
Bellevue City Hall, 115 E Pine St, Bellevue
Regular Meeting Minutes

5:30 p.m. Call to Order:

Mayor Goldman called the Regular Meeting to order. A roll call attendance was conducted, and Council members present were, Shaun Mahoney, Doug Brown, Chris Johnson, Robin Leahy, John Carreiro and Christina Giordani. For the record, no one was absent. For the record, Mayor Goldman, Council President Brown, Alderwoman Leahy, Alderman Carreiro, Alderwoman Giordani, and Clerk/Treasurer Edwards were physically present in the official meeting location of the Council Chambers of City Hall. A quorum was present for the entire meeting. Staff present were Rick Allington, City Attorney; Greg Beaver, Fire Chief; Mynde Heil, Marshal; and Marian Edwards, City Clerk/Treasurer.

Notice and Hearing Compliance:

The posting of this regular meeting agenda complied with Idaho Code 74-204. The regular meeting agenda was posted five (5) days prior to the meeting at the Bellevue Post Office, the bulletin board outside of City Hall and on the City website on March 8, 2023. Brown motioned that the notice agenda was in compliance with Idaho Code 74-204. Johnson seconded. All in favor. The motion passed.

1. Call for Conflict as outlined in Idaho Code §59-703 (f) – 704 With Any Agenda Item.
Goldman called for conflict from any Council member or staff member with any agenda items. No conflicts were noted.
2. Public Comment for Items of Concern Not on the Agenda that Match the Idaho State Transparent and Ethical Government Standards. Goldman announced the death of Blaine County Commissioner Dick Fosbury and the Council recognized his contribution to the community.

OLD BUSINESS

3. Consent Agenda:
 - a. Minutes of February 27, 2023
 - b. Claims from February 28, 2023, to March 13, 2023
 - c. Department Head Reports
 - d. Proclamation: April 1, 2023, to April 7, 2023 as the Week of the Young Child in Bellevue, Idaho: Kathryn Goldman, Mayor
 - e. Request For Funds: E-1 Fire Engine Repair not to Exceed \$7,000, Line Item Equipment Maintenance & Repairs 51090- Fire: Greg Beaver, Fire Chief
 - f. Request For Funds: Wastewater Treatment Plant Core & Main for \$10,281.90, Line Item Maintenance & Repairs 51160- Wastewater: Bryson Ellsworth and/or Tater Vaughn, Consultants, BDE Water Professionals Wastewater Operator of Record

Goldman read the proclamation aloud for the record. Brown motioned to approve the consent agenda as presented. Carreiro seconded. Roll call vote results: Mahoney- yes, Brown- yes, Johnson- yes, Leahy- yes, Carreiro- yes, Giordani- yes. Motion passed.

4. PUBLIC HEARING CONTINUATION: Reopening Area of City Impact (ACI) Negotiations with Blaine County and the City of Hailey per Idaho Code §67-6526, Continued to the date certain of March 13, 2023, at the February 13, 2023, Common Council meeting. David Patrie, Consultant, Benchmark Associates. Patrie covered notice. Brown motioned that the noticing requirements were in compliance with Idaho Code 74-204. Leahy seconded. All in favor. The motion passed. Goldman gave a recap of the current status of setting up a workshop for all stakeholders, noting that the planned date was February 28, 2023, which would be after the next regular Council meeting. The Council conducted a formal poll and all noted that could be available for February 28, 2023. Goldman noted that the workshop meeting would be noticed as a quorum of the Common Council in attendance and would not have a public hearing component.

Goldman opened the meeting for public comment. Skip Oppenheimer, Doug Oppenheimer, and Mark Sindell, all representing Oppenheimer Land Development, made public comments. Edwards read a written comment from John Kurtz aloud for the record. All written comments and presentations were added to the packet materials on the website. Goldman closed public comment. Johnson motioned to continue the public hearing to the date certain of April 10, 2023. Brown seconded. Roll call vote results: Mahoney- yes, Brown- yes, Johnson- yes, Leahy- yes, Carreiro- yes, Giordani- yes. Motion passed.

NEW BUSINESS

5. Discussion and Consideration of Resolution #2300, Amending the City Personnel Manual adding a Hybrid Work Policy. Kathryn Goldman, Mayor. Goldman noted that the policy was being proposed to address staff shortages and needed as it was important to be competitive in the marketplace. Goldman noted that the policy would not be applicable to Public Works field employees or the Marshal's on patrol. Brown asked questions on the origins of the policy wording and what other local cities are using a formal work from home process and Goldman responded. Giordani noted that she liked the policy and flexibility and added that the proper equipment will be needed. Leahy noted that she saw no problem with the policy. Johnson noted that people who work in the office need to be present to provide customer service, that he could not understand the need for a policy that would only benefit twenty percent of the staff, and that it would only benefit two departments and not the field staff. Brown noted that the use of the policy would need to be controlled and could be cancelled if needed. Brown motioned to approve the resolution as presented. Carreiro seconded. Roll call vote results: Mahoney- yes, Brown- yes, Johnson- no, Leahy- yes, Carreiro- yes, Giordani- yes. Motion passed.
6. Work Session on 1) Drafted Business Core Residential Overlay District; and 2) Drafted Affordable Housing Requirements. Lance Evans, Consultant, Sunrise Engineering and Kathryn

Goldman, Mayor. Evans made a presentation on affordable housing and the residential core overlay items drafted. Brown questioned where the affordable housing information came from. Goldman responded that the City needed to have standards for affordable housing as active annexations were underway and that she had worked with Blaine County Housing Authority. Brown noted that there needed to be developer input as people who were putting capital into projects needed to be part of the process. Johnson noted that it was good to discuss the basic definitions and that the City needed a starting point. Allington noted that the City cannot re-zone already existing zoned land. Giordani noted that it might be a good idea to write up questions, submit for answers as she has questions on the map. Giordani noted that the north end of town was the most walked area and accessory dwelling units would be very important in that area and that the map needed to be extended to include all of the business district. The Council decided to have another work session and may potentially have a community open house. The Council requested that presentation materials be made available in advance.

7. Discussion on the lack of appropriate City Codes and fines regarding dogs. Mynde Heil, Marshal. Heil noted that the Marshal's office was unable to enforce any penalties listed in the City code for dog issues as a fine structure was never formalized, although the code does allow for fines. Heil noted that dogs can hurt people and owners need to be held accountable for issues. Heil recommended that fees be in a tiered system that encourages compliance but does escalate to a misdemeanor with multiple citations associated with the same dog or owner. The Council discussed the next logical steps, with Goldman noting that dog issues should be included in the civil penalty system she is working on.
8. Executive Session to Discuss Personnel, Pending Litigation and/or Land Acquisition Pursuant to Idaho Code §74-206. There was no executive session.
9. Adjournment. Brown motioned to adjourn. Leahy seconded. All in favor and the meeting ended at 7:26pm.


Kathryn Goldman, Mayor


Marian Edwards, City Clerk/Treasurer