

Bellevue Common Council  
Monday February 14, 2022  
Bellevue City Hall, 115 E Pine St, Bellevue  
Regular Meeting Minutes

6:05 p.m. Call to Order:

Mayor Goldman called the Regular Meeting to order. A roll call attendance was conducted, and Council members present were Doug Brown, Shaun Mahoney, Greg Cappel was absent Chris Johnson, and Jennifer Rangel (arrived 6:07pm), all appearing by teleconference. For the record, no one was absent. For the record, Clerk/Treasurer Edwards was 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; Jason Calhoun, Street Supervisor; Steven Grigsby, Water Supervisor; Diane Shay, Community Development Director; Kristin Marlar-Gearhart, Library Executive Director; Everton Oliveira, Public Works- Wastewater Operator; Tater Vaughn, Public Works- Wastewater Operator IT; 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 February 9, 2022. Brown motioned that the notice 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 Alderman with any agenda items. None noted.
2. Public Comment for Items of Concern not on the Agenda.  
Goldman stated that the City's agenda would be followed pursuant to law and that comments from the public needed to be limited to less than two (2) minutes to allow the Council to conduct the planned business of the City. There were no comments made by attendees.

OLD BUSINESS

3. Consent Agenda:
  - a. Minutes of January 24, 2022
  - b. Claims from January 25, 2022, to February 14, 2022
  - c. Department Head Reports

Cappel questioned the increase in traffic violations and Heil responded that service calls have been lower, and the Marshal's Office had more time to focus on traffic related stops. Heil noted that most of the citations issued have been from out of state and out of area drivers. Brown motioned to approve the consent agenda as presented. Cappel seconded. Roll call vote results:

Mahoney- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed.

#### NEW BUSINESS

4. Consideration of Contract for Services with Richard Caplan & Associates for recommendations on an Annexation Fee Study. Diane Shay, Community Development Director. Shay noted that the project has been underway for over a year and that Goldman had asked for a formal contract for the Annexation Fee Study.
5. Consideration of Resolution #2240: A Resolution of The City of Bellevue, Idaho, Authorizing a Professional Services Agreement with Richard Caplan & Associates for \$4,500 for an Annexation Fee Study Update: Diane Shay, Community Development Director. Brown motioned to adopt resolution #2240 as amended to include that the remaining balance of the Annexation study fee due was \$1,420.00. Cappel seconded. Roll call vote results: Mahoney- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed.
6. Review and Consideration of an Annexation Fee Study dated January 19, 2022, prepared by Richard Caplan & Associates: Diane Shay, Community Development Director and Rich Caplan, Richard Caplan and Associates. Caplan presented the study noting that the previously approved annexation fees needed to be updated due to changes in capital and legal interpretations. Allington asked about the difference between annexation fees and development impact fees and Caplan responded. Caplan noted that the City could consider reductions in annexation fees for affordable housing and open space or schools. Brown motioned to approve the January 19 ,2022 Annexation Fee Study. Cappel seconded. Roll call vote results: Mahoney- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed.
7. Consideration of Resolution #2241, a Resolution to adopt the Annexation Fee Study prepared by Richard Caplan and Associates dated January 19, 2022: Diane Shay, Community Development Director. Brown motioned to adopt resolution #2241. Rangel seconded. Roll call vote results: Mahoney- yes, Brown- yes, Cappel- yes, Johnson- no, Rangel- yes. Motion passed.
8. Review and Consideration of design options for the Pine Street Re-Construction Project: Jeff Loomis, Galena Engineers. Shay reported that Loomis was unavailable to make the presentation tonight but would be available on February 28<sup>th</sup>. Brown motioned to continue this item to the date certain of February 28, 2022. Cappel seconded. Roll call vote results: Mahoney- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed.
9. Discussion on Potential Partnership with Friends of the Howard Preserve on an application to Blaine County Land Water & Wildlife Program to purchase Block 96, with no obligation to contribute matching dollars: Kathryn Goldman, Mayor and Florence Blanchard, Friends of the Howard Preserve. Goldman noted that the Blaine County Land Water & Wildlife Program still

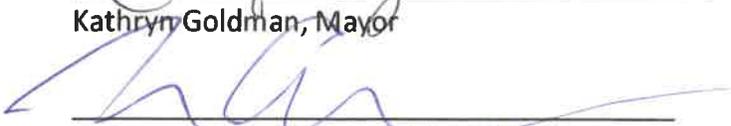
had funds available and that the Friends of the Howard Preserve wanted to partner with the City to expand the Howard Preserve Park. Blanchard gave a brief recap of the parcel under consideration noting that it would provide public access to south part of the preserve and that the parcel with its current zoning and restrictions was not easily developed for commercial or other uses. Blanchard noted that the owner is willing to sell and that the County required a pre-application and appraisal. The Council asked questions and received responses to address same. Goldman requested that Friends of the Howard Preserve return to the Council after the pre-application process has been completed for consideration of a resolution for the City to take ownership of the parcel.

- 10. Request for Funds: Repair to Wastewater Haul Truck, Rush Truck Center for \$5,719.83, Line Item 51090-Equipment Maintenance and Repairs- Wastewater: Jason Calhoun, Street Supervisor. Calhoun noted that repairing the brakes on the haul trailer was vital and that he could not make the repair himself. Brown motioned to approve the request for funds. Cappel seconded. Roll call vote results: Mahoney- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed.**
- 11. Request for Funds: JC Constructors Bellevue Lagoon Liner Replacement, Pay Application #1 for \$30,875.00, Line Item 58210- Plant Upgrades- Wastewater: Marian Edwards, Clerk/Treasurer. Brown motioned to approve the request for funds. Cappel seconded. Roll call vote results: Mahoney- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed.**
- 12. Consideration of Resolution #2242: A Resolution of The City of Bellevue, Idaho, Authorizing the Treasurer to Use \$30,875 Of Assigned American Rescue Plan Act (ARPA) Funds for Sewer Infrastructure Needs: Marian Edwards, Clerk/Treasurer. Brown motioned to approve resolution #2242 as presented. Rangel seconded. Roll call vote results: Mahoney- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed.**
- 13. Request for Funds: Keller Associates, Inc. Task Order No 004 for the lump sum of \$8,000.00 to prepare the 2021 DEQ required 2021 Annual Reuse Report, Line Item 51073- Contract Labor- Wastewater: Marian Edwards, Clerk/Treasurer. Goldman noted that going forward, the wastewater staff should be able to complete this required report. Cappel motioned to approve the request for funds. Brown seconded. Roll call vote results: Mahoney- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed.**
- 14. Discussion on Local Option Tax: Marian Edwards, Clerk/Treasurer. Edwards presented the packet information that included the state statute on Local Option Tax (LOT) requirements, the number and types of businesses licensed within the City and a brief of the items that the Council and staff would have to address to enact a local option tax and present the initiative to the Council. Edwards noted that the initiative would have to be Voter approved, with ballot wording needing to be turned into the County Election office by March 18, 2022, for the May 17, 2022, Election or by September 9, 2022, for the November 8, 2022, Election. The Council**

held a lively discussion on whether the City meet the criteria as a resort city under state law and what types of categories of eligible items could be subject to LOT within the City. The Council discussed that they did not want items subject to LOT be a burden to Bellevue residents. Brown suggested that he, Goldman, and Edwards meet in the near term to work on more details to bring back to the Council.

- 15. COVID19- Council Discussion and Potential Added Actions Needed with Current Risk Levels and Trends, Kathryn Goldman, Mayor.** Goldman noted that St. Luke's Wood River was reporting staffing issues due to illness and that the health district noted that our region still has community spread. Goldman noted that the school district has begun discussion on removing mask mandates.
- 16. Executive Session to Discuss Personnel, Pending Litigation and/or Land Acquisition Pursuant to Idaho Code §74-206.** Brown motioned that the Council enter executive session pursuant to Idaho Code 74-206 subsection (1) (b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against a public officer, employee, staff member or individual agent. Johnson seconded. Roll call vote results: Mahoney- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed and the Council entered executive session at 7:33pm. Cappel motioned to leave executive session. Johnson seconded. All in favor vote and the Council returned to the regular session at 8:25pm.
- 17. Approval of Pay Increases for Specified Staff for the Payroll Period Beginning Feb-13-2022 and Authorizing the Clerk/Treasurer to Process Same.** Cappel motioned to approve pay increases per the schedule presented by Johnson with an effective date of February 13, 2022. Mahoney seconded. Roll call vote results: Mahoney- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed. Goldman noted that a summary of the increases would be added to the February 14, 2022, packet materials on the website.
- 18. Adjournment.** Cappel motioned to adjourn. Brown seconded. All in favor. The motion passed and the meeting adjourned at 8:27 p.m.

  
\_\_\_\_\_  
Kathryn Goldman, Mayor

  
\_\_\_\_\_  
Marian Edwards, City Clerk/Treasurer