

Bellevue Common Council
Monday January 27, 2020
Bellevue City Hall, 115 E Pine St, Bellevue
Regular Meeting Minutes

6:00p.m. Call to Order:

Mayor Burns called the Regular Meeting to order. A roll call attendance was conducted, and Council members present were Doug Brown, Greg Cappel, Tammy Davis, Kathryn Goldman, Chris Johnson and Shaun Mahoney. A quorum was present for the entire meeting. Staff present were Kristin Gearhart, Library Director; Rick Allington, City Attorney; Greg Beaver, Fire Chief; Frank Suwanrit, Public Works Director; Diane Shay, Community Development Director; Kelly West, Water Superintendent; Jason Calhoun, Street Supervisor; Mike Shelamer, Deputy Marshal; and Marian Edwards, City Clerk/Treasurer.

Notice and Hearing Compliance:

The posting of this meeting agenda complied with Idaho Code 67-2343. The regular meeting agenda was posted five days prior to the meeting at the Bellevue Post Office, the bulletin board outside City Hall and on the website on January 22, 2020. Goldman motioned that the notice was in compliance with Idaho Code 67-2343. 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.

Mayor Burns called for conflict from any Alderman with any agenda items. No conflicts noted.

Burns noted that an item needed to be added to the agenda, specifically Resolution #2168, confirming the appointment of John Kurtz to the Planning and Zoning Commission. Allington provided counsel that adding an item at this late time would need to be an emergency. Shay noted that the emergency is that a Commissioner quorum was needed for the next Planning and Zoning meeting. Goldman motioned to amend the agenda to add Resolution #2168 as an action item under number 8 as an emergency necessity. Cappel seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Johnson- yes, Cappel- yes. Motion passed.

2. Public Comment for Items of Concern not on the Agenda.

Jane Ulrich representing the 5 Bee Quilt Guild presented the Bellevue Library a donation of \$1000 for the book fund. Gearhart accepted the donation and the Council thanked Ulrich and the Guild for selecting the Library as a recipient of their fundraising efforts.

Michelle Pabarcus representing No 5G in 5B read a prepared statement to the Council and requested an ordinance. Cheryl Hymas representing No 5G in 5B announced a film showing in Hailey on Tuesday, January 28, 2020 and passed out flyers to the Common Council. Alejandra Buitrago, Idaho Mountain Express, announced that her work assignments were changing and that she would no longer be the regularly assigned reporter for the City of Bellevue and thanked the Council for their willingness to discuss City activities with her. Alderman Brown

passed out an article about the approval of the Dumke project in Hailey and noted that Bellevue should be assessing the Hailey process to be able to act on design review items quicker. The Council and staff were invited to visit the IndieDwell container home project in Bellevue by Shay on Wednesday January 29, 2020 at 11am.

OLD BUSINESS

3. CONSENT AGENDA:

- a. Minutes of January 8, 2020
- b. Claims from December 31, 2019 to January 27, 2020
- c. Financial Reports

Cappel requested detail on the Workman audit fee split and Edwards responded. Goldman motioned to accept the consent agenda as presented. Brown seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Johnson- yes, Cappel-yes. Motion passed.

NEW BUSINESS

4. Presentation: Idaho Fish and Game and Bureau of Land Management/Discussion of Administrative Guidelines for Winter Wildlife Closures. Mike McDonald, Idaho Department of Fish and Game and John Kurtz, Bureau of Land Management. McDonald spoke before the Council and included the history of the process to prepare the Administrative Guidelines presented. McDonald noted that there are currently no enforceable items. Kurtz provided additional information and noted that BLM plans to do environmental assessments in the near term which will have public comment components. The Common Council asked questions and thanked them for sharing their knowledge.
5. Presentation: City of Bellevue Fiscal Year End 2019 Audited Statements. Dennis Brown, CPA, Workman and Company. CPA Brown conveyed that he issued an unmodified opinion for the fiscal 2019 period. He noted that the City had a positive budget carryover and that there was good oversight on all funds. Alderman Brown asked questions on receivables related to property taxes and utilities that were responded to by CPA Brown. CPA Brown reminded the Common Council that they have ultimate authority over all City and Urban Renewal Agency activities and that he looks for Council questions being asked about staff presentations during his review of the minutes. CPA Brown noted that trends were better than last year and conveyed that any of the Council members could call him directly with questions.
6. Appointment of José Guerrero to serve on the Bellevue Planning and Zoning Commission. Diane Shay, Community Development Director. Shay noted that Levi Sali's term had expired and that he had served the City for many years. Guerrero was known to some of the Council and introduced himself to the rest of the Council and gave a brief history of his Bellevue residency. Kurtz had just spoken before the Council under item number four and all agreed that he was known to the Council. Burns thanked Levi Sali for his service on the Planning and Zoning Commission.

7. Adoption of Resolution #2166: Appointing José Guerrero to serve a three-year term on the Bellevue Planning and Zoning Commission. Mahoney motioned to approve the resolution as presented. Goldman seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Johnson- yes, Cappel-yes. Motion passed.
8. Adoption of Resolution #2168: Appointing John Kurtz to serve a two-year term on the Bellevue Planning and Zoning Commission. Mahoney motioned to approve the resolution as presented. Brown seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Johnson- yes, Cappel-yes. Motion passed.
9. Public Hearing: Text Amendment regulating Handheld Cellular Device Use. Diane Shay, Community Development Director. Goldman motioned that the notice was in compliance with Idaho Code 67-2343. Brown seconded. All in favor. The motion passed. Shay presented the staff report and noted Assistant Marshal Heil worked on this item with her along with Allington. Burns opened the hearing for public comment. The following person made a public comment: Kelly West, Water Superintendent. There were no written comments received. Burns closed public comment on the matter. Burns noted that the State Legislature was considering a state-wide law on distracted driving that would supersede all local laws. The Alderman discussed whether they should table this item with the potential imminent passage of a state law that would invalidate the City's ordinance later this summer. Blaine County Commissioner Fosbury was invited to verbally convey the County's position. Allington gave information on how cell phone use has been addressed by our neighboring public districts. Allington recommended that the Council schedule the ordinance reading over three times.
10. Adoption of Ordinance 2020-01: Text Amendment Handheld Cellular Device Use. Cappel motioned to read Ordinance 2020-01 for the first time by title only. Mahoney seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Johnson- yes, Cappel-yes. Motion passed. Shay read the Title of Ordinance 2020-01 for the record.

Goldman motioned to continue the adoption and a second reading of Ordinance 2020-01 to the date certain of February 10, 2020. Johnson seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Johnson- yes, Cappel-yes. Motion passed.

11. Public Hearing: Text Amendment to Title 7, Public Ways and Properties §7-4-3 and §7-4-4 to Refine Roles and Responsibilities of the Bellevue Park Committee. Diane Shay, Community Development Director. Goldman motioned that the notice was in compliance with Idaho Code 67-2343. Davis seconded. All in favor. The motion passed. Shay presented the staff report. John Kurtz, Park and Tree Committee gave the Council additional information on the committee's need to separate park items from addressing trees in the right of way. Shay responded to a staff question that all tree items were still in the code but removed from the oversight of the park committee. Burns opened the hearing for public comment. The following person made a public comment: Kristin Fletcher, Park and Tree Committee. Fletcher made

recommendations on behalf of the Park Committee to increase the number of members and to add a non-voting staff member to the committee. There were no written comments received. Burns closed public comment on the matter.

- 12. Adoption of Ordinance 2020-02: Text Amendment Bellevue Park Committee.** Cappel motioned to suspend reading proposed Ordinance 2020-02 on three (3) different days and have the title of the proposed ordinance read once under Idaho Code 50-902 prior to adoption. Brown seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Johnson- yes, Cappel-yes. Motion passed. Shay read the title of proposed Ordinance 2020-02 for the record.

Goldman motioned to adopt Ordinance 2020-02 as written. Cappel seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Johnson- yes, Cappel-yes. Motion passed.

- 13. Action Planning Discussion.** Kathryn Goldman, Council President. Goldman gave a brief overview of how an annual action plan can be used to provide staff with Council direction for items of focus and should include measurable items to determine success. Goldman suggested three items for focus during 2020: Streets, Water Infrastructure and Housing. The Council, City Attorney and Staff discussed the three suggested focus areas and the Council agreed that a narrow focus would be a good start to establishing measurable City goals. Staff reported that infrastructure studies would need to be updated. The Council agreed to continue the action planning discussion at a meeting in the near term.

- 14. Citizen Survey Update.** Kathryn Goldman, Council President. Goldman gave an overview and noted that she had drafted one version and Alderman Davis had prepared the other of the exhibits provided in the meeting materials. The goal of conducting the citizen survey is to allow the Council to find out what the citizens want to do to improve the City's future and provide direction on how the Council should direct and obtain funding. The Council discussed the need to obtain citizen 'buy in' to support increasing funding sources. The Council discussed needing additional funding to improve the City's infrastructure and discussed the various types of public funding options. Goldman noted that she wanted to work with Davis on merging their ideas to come up with a comprehensive citizen survey and wants to give the full Council an update at the February 24, 2020 regular meeting.

- 15. Discussion and Request for Approval of TAP Grant Application:** Frank Suwanrit, Public Works Director. Sunwanrit presented the drafted grant documents and gave a brief history of attempts to obtain funding for Broadford Road repairs. The Council asked questions and directed staff to research whether the Bellevue Urban Renewal Agency would be able to assist with this project. Burns requested typo corrections to the cover page. The grant process requires the City to commit to funding the match amount of \$28,626 if approved. Johnson motioned to approve the grant application as corrected. Davis seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Johnson- yes, Cappel-yes. Motion passed.

- 16. Adoption of Resolution #2167: Committing \$28,626 in Match Funding if a Transportation Alternatives Program Grant for Broadford Road is Approved.** Brown motioned to approve the resolution as presented. Cappel seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Johnson- yes, Cappel-yes. Motion passed.
- 17. Request for Funds: \$1,274.39 for Computer/Monitors: Budgeted under 51060-Administration: Marian Edwards, Clerk/Treasurer.** Cappel asked for clarifying information and Edwards responded. Cappel motioned to approve the request for funds as presented. Goldman seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Johnson- yes, Cappel-yes. Motion passed.
- 18. Executive Session.** There was no executive session.
- 19. Adjournment.** Goldman motioned to adjourn. Brown seconded. All in favor. The motion passed and the meeting adjourned at 8:23pm.



Ned Burns, Mayor



Marian Edwards, City Clerk/Treasurer