

Bellevue Common Council
Monday July 13, 2020
Bellevue City Hall, 115 E Pine St, Bellevue
Regular Meeting Minutes

6:00 p.m. Call to Order:

Mayor Burns called the Regular Meeting to order and appeared via teleconference. A roll call attendance was conducted, and Council members present were Tammy Davis (arrived 6:06pm), Kathryn Goldman, Greg Cappel, Chris Johnson, Doug Brown, and Shaun Mahoney all appearing by teleconference. 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; Diane Shay, Community Development Director; Frank Suwanrit, Public Works Director; Ross Scaggs, Marshal; Kristin Gearhart, Library Director; and Marian Edwards, City Clerk/Treasurer.

Notice and Hearing Compliance:

The posting of this regular meeting amended 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 City Hall and on the website on July 8, 2020. Goldman motioned that the notice was in compliance with Idaho Code 74-204. Brown seconded. All in favor. The motion passed.

1. Call for Conflict as outlined in Idaho Code §59-703 (f) – 704 With Any Agenda Item.
Burns called for conflict from any Alderman with any agenda items. No conflicts were noted.
2. Public Comment for Items of Concern not on the Agenda.
Blaine County Commissioners McCleary and Greenberg spoke to the Council regarding recent COVID19 developments and requested that the Council revisit Bellevue's mask requirements. Kristin Fletcher requested that the Bellevue mask requirements be revisited to allow the valley to speak with one voice. Johnson requested a public service announcement by the Water Department regarding use of water due to low Big Wood River flows. Davis reminded all to participate in the Census. Davis noted that calls to the Crisis Hotline are up 300% and reminded all that our actions are visible to our constituents and family.

Goldman requested a Special Meeting of the Common Council on Wednesday July 15, 2020 to reconsider the previously discussed face mask order. Goldman requested that the public be allowed to speak and have the revised order reflect a \$50 infraction instead of a misdemeanor. All Council members agreed to a Special Meeting on July 15, 2020 with the conditions as suggested and directed Edwards to notice same.

OLD BUSINESS

3. Consent Agenda:
 - a. Minutes of June 22, 2020 and July 2, 2020
 - b. Claims from June 23, 2020 to July 13, 2020

c. Department Head Report

Goldman motioned to accept the consent agenda as presented. Davis seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed.

4. Continuation of Council Discussion of Whether to Consider Holding the Bellevue Labor Day Festivities, Tabled on June 8, 2020 to the date certain of July 13, 2020. The Council discussed the safety aspects of having a large gathering in Bellevue in the current health environment. Johnson motioned to continue the discussion to the date certain of August 10, 2020. Goldman seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- no, Cappel-yes, Johnson-yes. Motion passed.

NEW BUSINESS

5. Executive Session to Discuss Personnel, Pending Litigation and/or Land Acquisition Pursuant to Idaho Code §74-206. Goldman motioned that the Council enter executive session pursuant to Idaho Code 74-206 subsection (1)(f). Davis seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed and the Council went into executive session at 6:38pm.

Cappel motioned to leave executive session. Davis seconded. All in favor vote and the Council returned to the regular meeting session at 7:34pm.

6. PUBLIC HEARING: Street Vacation: An application submitted by EAM Family Properties LLC, to vacate the most westerly portion of platted Beech Street. The subject property lies entirely below State Hwy. 75 and is generally flat. Shay noted that the Applicant is requesting tabling their request and asked that the Council table Agenda items 6 and 7, with no date certain.
7. Adoption of Findings of Facts, Conclusions of Law and Recommendation/EAM Family Properties, LLC to vacate the most westerly portion of platted Beech Street. Goldman motioned to table the EAM agenda items. Davis seconded. Roll call vote results: Mahoney- not present, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed.
8. PUBLIC HEARINGS: DL Evans Bank for Bellevue Square Condominiums Replat. Burns requested and received a determination from Allington that all four matters related to the Bellevue Square Condominiums Replat could be held under one public hearing. Shay presented notice. Davis motioned that the notice was in compliance. Goldman seconded. All in favor. The motion passed. Shay presented the staff report. Sean Flynn, Project Engineer for the applicant gave a recap of the project. Burns opened the meeting for public comment. There was no public comment. There were no written comments. Burns closed public comment. The Aldermen discussed the merits of the applications.

8A. Lot Line Readjustment/Vacation to vacate existing condominium plats, for Bellevue Square Condominiums Phase One and Two. 1) Review of Administrative of Findings of Facts, Conclusions of Law and Decision/Lot Line Vacation to vacate existing condominium plats, for Bellevue Square Condominiums Phase One and Two. Cappel motioned to approve Application #1 Lot Line Vacation. Johnson seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed.

8B. Lot Line Shift and Subdivision to shift the flag portion of Lot 3A to 2A and subdivide 2A, Lots 2A and 3A, Block 1, Bellevue Square Subdivision. 1) Adoption of Findings of Facts, Conclusions of Law and Recommendation/Lot Line Shift and Subdivision to shift the flag portion of Lot 3A to 2A and subdivide 2A, Lots 2A and 3A, Block 1, Bellevue Square Subdivision. Cappel motioned to approve Application #2 Lot Line Shift and Subdivision. Goldman seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed.

8C. A Re-condominium Plat of previous Bellevue Square Condominiums, Phase One, Lot 3B, Block 1, Bellevue Square Subdivision. 1 Adoption of Findings of Facts, Conclusions of Law and Recommendation/A Re-condominium Plat of previous Bellevue Square Condominiums, Phase One, Lot 3B, Block 1, Bellevue Square Subdivision). Johnson motioned to approve the Condominium Plat application finding that the application complies with the criteria set forth in Bellevue Code Chapter 11, 11-3-5. Goldman seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed.

8D. A Re-condominium Plat of previous Bellevue Square Condominiums, Phase Two, Lot 2C, Block 1, Bellevue Square Subdivision. 1) Adoption of Findings of Facts, Conclusions of Law and Recommendation/A Re-condominium Plat of previous Bellevue Square Condominiums, Phase Two, Lot 2C, Block 1, Bellevue Square Subdivision. Johnson motioned to approve the Condominium Plat application by finding that the application complies with the applicable criteria set forth in the Bellevue Code Chapter 11, 11-3-5. Goldman seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed.

Johnson motioned to approve the application for the Replat of Bellevue Square Condominiums Phase One for Lots 2B, 2C and 3B Bellevue Square subdivision complies with the applicable criteria set forth in the Bellevue Code Chapter 11, 11-3-5. Davis seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed.

Johnson motioned to approve the application for Combined Preliminary and Final Plat for Lots 2B, 2C and 3B, Bellevue Square Subdivision that complies with the applicable criteria set forth in the Bellevue Code Chapter 11, 11-3-5. Davis seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed.

- 9. Adoption of Resolution #2179: Appointing Rob Weisen to serve a three-year term on the Bellevue Planning and Zoning Commission.** Shay requested assistance on getting another Commissioner. Goldman motioned to adopt Resolution #2179. Johnson seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed.
- 10. General Fund, Water Fund and Wastewater Fund Budget Workshop: Presentation of Proposed Departmental Budgets to the Council for Consideration and Approval.** The Administration, Fire, Marshal, Water and Sewer department heads gave the Council recaps of their proposed budgets. Johnson noted that the Fire Department needs more financial support. Johnson, Goldman and Davis noted that increasing water fees without clear support for needs would be a hard sale to them. Brown asked about the status of the water meter installation project and the Council discussed same.

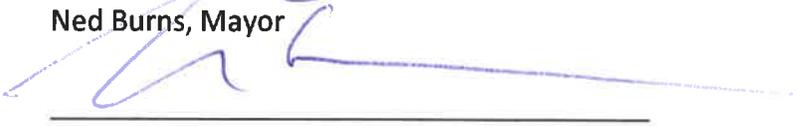
Edwards requested that the Council consider a Budget only Special Meeting the following week to allow all departments to make their recaps to the Council and to meet state mandated budget publishing requirements. All Council members agreed to a Special Meeting on Wednesday July 22, 2020 at 8:30am with a hard stop of 10:00am with the goal of reaching a proposed FY2021 Budget to publish for the Public Hearing on August 10, 2020 and directed Edwards to notice same.

- 11. Council Consideration and Approval of the Pursuit of COVID19 Relief Funds (CRF) via the Idaho COVID-19 Financial Advisory Committee (CFAC) To Cover 10 Months of Payroll for Public Safety Employees by Waiving the Three (3) Percent Increase to Property Taxes for FY2021, Continued from the June 22, 2020.** The Alderman discussed the program and recent media reports. Johnson motioned to approve the submission of the letter to the state to acknowledge our intention and to receive a proposed reimbursement amount. Goldman seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed.
- 12. Council Consideration and Approval of Annual Retail Alcoholic Beverage License Application for Bellevue's Silver Dollar Saloon & Grill, LLC.** Burns noted that the applicant was in the process of obtaining their renewed County liquor license and requested full Council approval as the receipt of the County license might be delayed. Johnson motioned to approve the application. Goldman seconded. Roll call vote results: Mahoney- not present, Davis- yes, Goldman- yes, Brown- yes, Cappel-yes, Johnson-yes. Motion passed.

13. Adjournment. Goldman motioned to adjourn. Cappel seconded. All in favor. The motion passed and the meeting adjourned at 9:33pm.



Ned Burns, Mayor



Marian Edwards, City Clerk/Treasurer