

Bellevue Common Council
Monday August 24, 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. A roll call attendance was conducted, and Council members present were Kathryn Goldman, Greg Cappel, Tammy Davis, Doug Brown, Chris Johnson, and Shaun Mahoney all appearing by teleconference. For the record, Mayor Burns 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; Frank Suwanrit, Public Works Director; Mike Shelamer, Deputy Marshal; 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 August 19, 2020. Davis motioned that the notice was in compliance with Idaho Code 74-204. Goldman 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.
Davis noted that the Crisis Hotline continues to reach service level highs in calls, especially with concerns over evictions. The Council asked about the status of water/sewer payments during the downturn and Burns and Edwards gave an update.

Burns read a letter from Kristin Fletcher regarding motorized vehicles speeding near the Cedar Street hill and requested for action from the Mayor, Council and Marshal to address the issue. Burns noted that jersey barrier would be installed tomorrow by public works staff and that he would discuss increasing patrols in the area with the Marshal. The Council requested increased ticketing and an agenda discussion item with the Marshal in the near term.

Burns thanked Nancy Kinnett for supplying a bench and Mountain Rides for supplying shade at the bus stop at Main and Spruce. Burns noted that the City continues to try to have a permanent shelter installed at the location for residents and has done outreach to the property owner.

OLD BUSINESS

3. Consent Agenda:
 - a. Minutes of August 10, 2020

- b. Claims from August 11, 2020 to August 24, 2020
- c. Financial Reports

Suwanrit noted that there was a coding misclass on a Streets item and Edwards noted that she would correct. Goldman motioned to accept the consent agenda as amended. Cappel seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Cappel-yes, Brown-yes, Johnson-yes. Motion passed.

NEW BUSINESS

4. Executive Session to Discuss Personnel, Pending Litigation and/or Land Acquisition Pursuant to Idaho Code §74-206. Goldman motioned to enter executive session under 74-206 (1) (b). Davis seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Cappel-yes, Brown- yes, Johnson-yes. Motion passed and the Council entered executive session at 6:15pm.

Goldman motioned to leave executive session. Brown seconded. All in favor. The motion passed and the Council returned to the regular meeting at 6:26pm.

5. Public Hearing: Reserving a Foregone Amount of Property Taxes for Property Year 2020 in the Amount of \$21,300 For Potential Use in Subsequent Years. Edwards stated that this Reserving a Foregone Amount Public Hearing for property year 2020 was appropriately noticed pursuant to Idaho Code 63-802 and Idaho Code 50-1002, with a conforming legal notice being published in the Idaho Mountain Express on August 12, 2020 and on August 19, 2020. Goldman motioned that the public hearing to reserve a foregone amount was noticed appropriately. Davis seconded. All in favor. The motion passed. Edwards noted that the requirement to hold a public hearing to reserve a foregone amount was a new requirement. Edwards noted that if the City decided to participate in the Governor's Public Safety Grant Initiative (GPSGI), the Council would need to forego the full \$21,300 amount that is available as a regular property tax increase. Edwards noted that the L2 report is how the City will convey to the State that it is accepting the GPSGI and certifies the amount of property taxes that will be levied. Edwards noted that reserving \$21,300 is estimated to prevent a tax increase of \$9 per \$100,000 in property valuation.

Burns opened the public hearing to reserve a foregone amount for comments. Tony Evans made a public comment. There were no written comments received. Burns closed public comment.

The Council asked questions of Allington regarding the GPSGI and the risk to the City if the Federal Government found that the use of the funds by the State was not appropriate and requested the return of COVID-19 funds used. Allington noted that the Treasury Department has said that public safety was an appropriate use of COVID-19 funds and believes the City can rely on that information. Allington noted that Bonneville County was suing the State on using funds for tax relief and that he was not certain as to how that suit would shake out. Cappel asked Edwards if the City could support \$161,168 for public safety and Edwards responded

yes, that she could support that amount for public safety payroll related expenses using the Treasury guidance.

6. **Public Hearing: Proposed Budget for Fiscal Year 2021, beginning October 1, 2020 and ending September 30, 2021, Continued on August 10, 2020 to the date certain of August 24, 2020.** Edwards re-confirmed that the budget public hearing had been appropriately noticed pursuant to Idaho Code 50-1002, with a conforming legal notice published on July 29, 2020 and August 5, 2020 and that the Council had approved the notice at the August 10, 2020 meeting. Burns re-opened the budget public hearing for comments. There were no public comments. There were no written comments received. Burns closed public comment.
7. **Council FY2021 Budget Discussion and Directed Changes, Continued on August 10, 2020 to the date certain of August 24, 2020.** Edwards gave a recap of all three (3) budget options presented to the Council, noting that all options would be for the same level of annual expenditures to the City of \$3,472,915 with the only difference being in the level income from property taxes the City would certify to the County for assessment. At the request of Brown, Burns gave his opinion that accepting the GPSGI would give the City the ability to provide meaningful tax relief to Bellevue property owners. Burns noted that the budget as presented reflects the City's belt tightening just as our residents have had to do in these uncertain times. Burns said he was in favor of taking the GPSGI and waiving the \$21,300 tax increase to a future period. Brown noted that he agreed with same. The Council discussed how taking the forgone amount in the future would impact property owners, how the funds were initially presented as a reimbursement of public safety expenses- not property tax replacement funding and that the statements as provided by the State and Treasury Department were still somewhat gray as to the ability to use the COVID-19 funds for property tax reduction.
8. **Adoption of Resolution #2184, Reserving the Foregone Amount of Property Taxes for Property Year 2020 in the Amount of \$21,300 For Potential Use in Subsequent Years.** Johnson motioned to approve Resolution #2184 as presented. Davis seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Cappel-yes, Brown- yes, Johnson-yes. Motion passed.
9. **Adoption of Ordinance 2020-05: Annual Appropriation Ordinance for Fiscal Year 2021, beginning October 1, 2020 and ending September 30, 2021, Tabled on August 10, 2020 to the Date Certain of August 24, 2020.** Brown motioned to suspend the reading of the budget ordinance 2020-05 over three different days and have the title read once. There was no second. The Council discussed the date requirements of passing the budget, the uncertainty over the GPSGI funds and asked questions of Allington. Allington recommended that the Council read the budget ordinance over two meetings to give more time to see if additional information would be forthcoming regarding the GPSGI funds to be used to reduce property taxes to property owners. Brown motioned to read Budget Ordinance 2020-05 by title only for a first reading. Johnson seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Cappel-yes, Brown- yes, Johnson-yes. Motion passed. Edwards read the title of Ordinance 2020-05 for the first time for the record:

AN ORDINANCE OF THE CITY OF BELLEVUE, IDAHO, ENTITLED THE ANNUAL APPROPRIATION ORDINANCE FOR THE FISCAL YEAR 2021, BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2021, APPROPRIATING THE SUM OF THREE MILLION, FOUR HUNDRED SEVENTY TWO THOUSAND, NINE HUNDRED FIFTEEN DOLLARS (\$3,472,915) TO DEFRAY THE EXPENSES AND LIABILITIES OF THE CITY OF BELLEVUE, IDAHO, FOR SAID FISCAL YEAR 2021; SPECIFYING THE OBJECTS AND PURPOSES FOR WHICH SAID APPROPRIATION IS MADE; AUTHORIZING A LEVY OF A SUFFICIENT TAX UPON THE TAXABLE PROPERTY WITHIN THE CITY OF BELLEVUE, IDAHO; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

Edwards was directed to place a second reading of Ordinance 2020-05 on the September 14, 2020 agenda.

10. Consideration of Adoption of Resolution #2185 to Assign \$13,750.00 to the Water LGIP Capital Account (#2442) as of August 28, 2020 from unallocated Water Funds. Johnson asked questions of Suwanrit on water and sewer capitalization fees. Brown motioned to approve Resolution #2185 as presented. Goldman seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Cappel-yes, Brown- yes, Johnson-yes. Motion passed.
11. Consideration of Adoption of Resolution #2186 to Assign \$24,951.74 to the Sewer LGIP Capital Account (#1927) as of August 28, 2020 from unallocated Sewer Funds. Brown motioned to approve Resolution #2186 as presented. Goldman seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman- yes, Cappel-yes, Brown- yes, Johnson-yes. Motion passed.
12. Adjournment. Goldman motioned to adjourn. Cappel seconded. All in favor. The motion passed and the meeting adjourned at 7:29pm.



Ned Burns, Mayor



Marian Edwards, City Clerk/Treasurer