

Bellevue Common Council  
Monday April 26, 2021  
Bellevue City Hall, 115 E Pine St, Bellevue  
Regular Meeting Minutes

6:10 p.m. Call to Order:

Mayor Burns called the Regular Meeting to order by teleconference. A roll call attendance was conducted, and Council members present were Doug Brown, Greg Cappel, Tammy Davis, Kathryn Goldman, Chris Johnson, and Shaun Mahoney 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; Diane Shay, Community Development Director; Kristin Gearhart, Library Executive Director; Mynde Heil, Marshal; Kirt Gaston, Assistant 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 April 21, 2021. 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. None noted.
2. Public Comment for Items of Concern not on the Agenda. There were no comments.

OLD BUSINESS

3. Consent Agenda:

- a. Minutes of April 12, 2021
- b. Claims from April 13, 2021 to April 26, 2021
- c. Financial Reports

Brown requested clarifying information about computer related claims using COVID funds and computer/software coding and Edwards provided same. Goldman motioned to approve the consent agenda as presented. Brown seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman-yes, Brown- yes, Cappel- yes, Johnson-yes. Motion passed.

4. PUBLIC HEARING-CONTINUATION: Consideration of a City-initiated Text Amendment to the Bellevue City Code, Title 22A-2 to add a new definition for “Fences” and to amend Title 10-22-C-1, Fences, Hedges and Walls. The amendment will add requirements to build fences in the General Residential District, Continued to the Date Certain of April 26, 2021 during the April 12, 2021 Regular Meeting. Diane Shay, Community Development Director. Shay noted that the Council had previously approved the notice for this item continued on the record from the April

12, 2021 meeting. Shay presented the staff memorandum update noting that items that the Council requested clarification for at the previous meeting had been addressed. Burns opened public comment. There was no public comment. There were no written comments received. Burns closed public comment.

The Council noted that the items they had requested clarification on were addressed. Goldman asked Allington if multiple readings were advised and Allington advised that it was the Council's discretion and noted that there had been no public comments.

5. Continuation of Consideration and Approval of Ordinance #2021-06 Fence Requirements, Continued to the Date Certain of April 26, 2021 during the April 12, 2021 Regular Meeting. Diane Shay, Community Development Director. Goldman moved that the Council suspends reading of Ordinance 2021-06 on three (3) different days and the title read once under Idaho Code 50-902. Cappel seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman-yes, Brown- yes, Cappel- yes, Johnson-yes. Motion passed.

Shay read the title of the Ordinance for the record:

**AN ORDINANCE OF THE CITY OF BELLEVUE, IDAHO, AMENDING BELLEVUE'S CITY CODE BY AMENDING CHAPTER 10, GENERAL RESIDENTIAL, SUB-SECTION 10-22A-2, TO ADD A NEW DEFINITION FOR FENCES; SUB-SECTION 10-22-C-1, TO ADD FENCE REQUIREMENTS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.**

Goldman motioned to approve Ordinance #2021-06 as presented. Brown seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman-yes, Brown- yes, Cappel- yes, Johnson-yes. Motion passed.

6. PUBLIC HEARING-CONTINUATION: Consideration of a City-initiated Text Amendment to Code Title 11; 11-2-1 to add a new definition for "Sidewalk", and to amend 11-4-15 to add sidewalks and drainage requirements to include sidewalks, curbs and gutters in new subdivisions or an in-lieu contribution, Continued to the Date Certain of April 26, 2021 during the April 12, 2021 Regular Meeting. Diane Shay, Community Development Director. Shay noted that the Council had previously approved the notice for this item continued on the record from the April 12, 2021 meeting. Shay presented the staff memorandum update noting that items that the Council requested clarification for at the previous meeting had been addressed. Burns opened public comment. There was no public comment. There were no written comments received. Burns closed public comment.

Brown asked clarifying questions regarding the 500 square foot waiver requirements for Accessory Dwelling Units (ADUs) and Shay responded.

7. Continuation of Consideration and Approval of Ordinance #2021-07 Sidewalk and Drainage requirements New Subdivision, Continued to the Date Certain of April 26, 2021 during the April 12, 2021 Regular Meeting. Diane Shay, Community Development Director. Goldman moved that the Council suspends reading of Ordinance 2021-07 on three (3) different days and the title read once under Idaho Code 50-902. Cappel seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman-yes, Brown- yes, Cappel- yes, Johnson-yes. Motion passed. Shay read the title of the Ordinance for the record:

**AN ORDINANCE OF THE CITY OF BELLEVUE, IDAHO, AMENDING BELLEVUE'S CITY CODE BY AMENDING TITLE 11, SUBDIVISIONS, TITLE 11-2-1 NEW DEFINITION "SIDEWALK", TITLE 11-4-18, ADDING NEW SUB-SECTION TO INCLUDE SIDEWALK AND DRAINAGE IMPROVEMENTS REQUIRED FOR NEW SUBDIVISIONS OR IN-LIEU FEE CONTRIBUTION, SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.**

Goldman motioned to approve Ordinance #2021-07 as presented. Cappel seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman-yes, Brown- yes, Cappel- yes, Johnson-yes. Motion passed.

#### NEW BUSINESS

8. Proclamation that May 2021 is Mental Health Awareness Month in Bellevue, "Know the 5 Signs" and Recap of City of Bellevue's Opportunities for Employee Mental Health Assistance. Tammy Davis, Alderwoman. Davis introduced Brittany Shipley, Executive Director for the National Alliance for Mental Illness- Wood River Valley (NAMI-WRV). Shipley gave a verbal presentation to the Council about the county-wide efforts to acknowledge Mental Health Awareness month and noted that recent Blaine County suicide rates are higher than national trends. Davis requested that City staff be resent details on the Employee Assistance Plan and Edwards agreed to complete. Burns received an updated proclamation and read same aloud. Goldman motioned to approve the Proclamation as revised. Brown seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman-yes, Brown- yes, Cappel- yes, Johnson-yes. Motion passed.
9. Marshal Update on Taurus Deemed Surplus by the Council in November 2020. Mynde Heil, Marshal. Heil stated that the Taurus Police Cruiser was sold to the College of Southern Idaho for the use of students in the Law Enforcement Program to have an opportunity to train in a law enforcement vehicle, along with allowing students in the Trade and Technology programs to work on and repair a highly specialized vehicle. The Council noted that they were pleased to have the vehicle go towards training and supporting the next generation of law enforcement officers.

- 10. Request for Approval of Office of Highway Safety Grant. Kirt Gaston, Assistant Marshal.**  
Gaston presented the staff report and noted that the grant requirements require the City to fund the purchase of the equipment upfront. Gaston also noted that the grant allows for the City to reach one hundred percent funding in the form of a soft match with proper documentation of mileage after installation of the car-based equipment. Goldman asked if the soft match could be achieved during regular work hours and Gaston responded affirmatively. Goldman motioned to approve the grant request as presented. Mahoney seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman-yes, Brown- yes, Cappel- yes, Johnson-yes. Motion passed.
- 11. Bellevue Drinking Water Report 2020 Sampling Results- Had No Violations. Marian Edwards, Clerk/Treasurer.** Edwards conveyed the report results were being disseminated to the City's water customers as required by regulation and that the certification of same would be filed timely with the state.
- 12. Request for Funds: Semi-Annual Payment on DEQ Loan: \$149,116.53, Line Item 58170 Loan- Wastewater and \$56,083.47, Line Item 51125-Interest- Wastewater, Totaling \$205,200.00: Loan Balance will be \$3,330,775.92 after payment. Marian Edwards, City Clerk/Treasurer.** Goldman moved to approve the request for funds as presented. Brown seconded. Roll call vote results: Mahoney- yes, Davis- not present, Goldman-yes, Brown- yes, Cappel- yes, Johnson-yes. Motion passed.
- 13. COVID19- Council Discussion and Potential Added Actions Needed with Current Risk Levels and Trends. Ned Burns, Mayor.** The Council discussed the expanding availability of vaccines along with current local and national trends.
- 14. Executive Session to Discuss Personnel, Pending Litigation and/or Land Acquisition Pursuant to Idaho Code §74-206.** Goldman motioned to enter executive session under Idaho Code 74-206 (1) (b). Johnson seconded. Roll call vote results: Mahoney- yes, Davis- yes, Goldman-yes, Brown- yes, Cappel- yes, Johnson-yes. Motion passed and the Council entered executive session at 7:20 p.m. Johnson motioned to leave executive session. Mahoney seconded. All in favor. The motion passed and the Council returned to the regular session at 8:11 p.m.
- 15. Adjournment.** Goldman motioned to adjourn. Mahoney seconded. All in favor. The motion passed and the meeting adjourned at 8:12 p.m.

  
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Ned Burns, Mayor

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Marian Edwards, City Clerk/Treasurer