

Bellevue Common Council
Monday January 25, 2021
Bellevue City Hall, 115 E Pine St, Bellevue
Regular Meeting Minutes

6:01 p.m. Call to Order:

Mayor Burns called the Regular Meeting to order via teleconference. A roll call attendance was conducted, and Council members present were Kathryn Goldman in council chambers; and Greg Cappel, Tammy Davis, Doug Brown (arrived 6:03pm), Chris Johnson and Shaun Mahoney (arrived 6:09pm) all appearing by teleconference. For the record, Council President Goldman 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; Diane Shay, Community Development Director; Mynde Heil, 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 website on January 20, 2021. Goldman motioned that the notice was in compliance with Idaho Code 74-204. Davis 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.**
Tom Blanchard, Bellevue appointed representative to the Mountain Rides Transportation Authority Board, gave an update on recent activities and expressed appreciation to the Council for their leadership in requiring masks during the pandemic. Blanchard noted that Mountain Rides is expecting \$20 million in grant funding for electric buses to transform the current fleet and that they appreciated the Council's support.

Blanchard noted that he had recently emailed the Mayor, Council members and Shay with his concern that the Strahorn item passed at the last Council meeting may have been inappropriately noticed and requested follow up.

Davis noted that the Building Material Thrift Store fundraiser for the Burn Out Fund resulted in \$500 that will be presented to the Fire Department.

OLD BUSINESS

3. Consent Agenda:

- a. Minutes of January 11, 2021
- b. Claims from January 12, 2021 to January 25, 2021
- c. Financial Reports

Burns requested that the phrase in the minutes 'improper notice under Idaho Code 63-1311A' for January 11, 2021 agenda items 6, 7, 8 and 9 be changed to 'ambiguous notice under Idaho Code 63-1311A'. 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. PUBLIC HEARING and PUBLIC COMMENT: Area of City Impact (ACI) negotiations pursuant to Idaho Code §67-6526. The Council will consider (1) Adopting a map identifying an ACI within the unincorporated area of the county; (2) Adopting a separate ordinance providing for the application of plans and ordinances within the area so designated; (3) Adopting a Memorandum of Understanding (MOU) between Blaine County and the City of Bellevue identifying areas outside City limits that warrant a heightened notification and comment period; and (4) Adopting a corresponding MOU map. David Patrie, Sawtooth Strategies/Diane Shay, Community Development Director.

Shay covered notice: the hearing notice was published in the Idaho Mountain Express on January 6, 2021; mailed to all political subdivisions on January 6, 2021; and posted at Bellevue City Hall, the Bellevue Post Office and on the City website on January 20, 2021. Goldman motioned that the notice was in compliance. Davis seconded. All in favor. The motion passed. Patrie presented the staff report, a brief overview of the history of activities and a synopsis of the state requirements for ACI standards. Patrie noted that the small west of highway 75 parcels discussed at the November 23, 2020 Common Council meeting have not been included on the Bellevue map due to the Airport's objection of the inclusion of any parcels on the west side of the highway. Patrie noted that Bellevue can re-negotiate those parcels in the future and that the City is required to re-visit the ACI every ten (10) years.

Burns opened the meeting for public comment. Tom Blanchard, Blaine County Commissioner Dick Fosbury, Tom Bergin, and Evan Robertson made public comments. There were no written comments received. Burns closed public comment. Burns stated that his goal was to not let good get in the way of great and that he was supportive of the proposed items as written. Burns asked the Council if they had questions or comments.

Cappel thanked the staff and noted that he wanted to collaborate with the Eccles family regarding the east side of the highway and come up with a thoughtful development. Goldman noted that the map and MOU is a good deal for the City and will move us forward. Mahoney thanked Patrie and the staff for their work. Johnson noted that he had been working on the ACI since he was on the Planning and Zoning Commission Board and appreciated that common

ground was found. Johnson also noted that Bellevue deserves a seat on the Airport Board and that the water rights in the ACI should be kept in the City's vision during development discussions. Brown stated that the Common Council had insisted on a fair shake for the City of Bellevue and that this proposal achieves that goal. Brown noted that he thought the size of the Airport zone was an overreach and prevented housing in our area that is needed. Brown also congratulated the Council and staff. Davis stated that it was great work to get to this point, but that we should not do the ACI until the request for annexation of the Eccles property is done.

Patrie and Shay noted that there are three (3) staff recommended items for Council consideration: two (2) ordinances, one that is the map and other is a written item that references the map; and the MOU.

Goldman stated having considered Trade Area, Geographic Features and Areas that can reasonably be expected to be annexed in the future I move to suspend the reading of City of Bellevue Ordinance 2021-01 three times: a map identifying the City of Bellevue and Blaine County Area of City Impact and read by title only once AN ORDINANCE OF BELLEVUE, IDAHO IDENTIFYING AND ADOPTING A MAP OF THE BELLEVUE AREA OF CITY IMPACT WITHIN UNINCORPORATED BLAINE COUNTY; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE finding that said ordinance complies with the City of Bellevue Comprehensive Plan and Idaho Statute 67-6526. Brown seconded. Roll call vote results: Mahoney- yes, Davis- no, Goldman- yes, Cappel-yes, Brown- yes, Johnson-yes. Motion passed. Goldman read the title in its entirety.

Goldman motioned to approve the passage of Ordinance 2021-01 as presented. Brown seconded. Roll call vote results: Mahoney- yes, Davis- no, Goldman- yes, Cappel-yes, Brown- yes, Johnson-yes. Motion passed.

Goldman stated having considered Trade Area, Geographic Features and Areas that can reasonably be expected to be annexed in the future I move to suspend the reading of City of Bellevue Ordinance 2021-02 three times: an ordinance providing for the application of plans and ordinances for the City of Bellevue and Blaine County Area of City Impact and read by title only once AN ORDINANCE OF BELLEVUE, IDAHO, INCORPORATING A BELLEVUE/BLAINE COUNTY AREA OF CITY IMPACT BOUNDARY MAP; PROVIDING FOR ANNEXATION OF LAND WITHIN THE AREA OF CITY IMPACT; PROVIDING FOR APPLICABLE PLAN POLICIES AND ORDINANCES; PROVIDING FOR PROCESSING OF LAND USE APPLICATIONS AND SUBDIVISION APPLICATIONS; PROVIDING FOR RENEGOTIATION; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE finding that said ordinance complies with the City of Bellevue Comprehensive Plan and Idaho Statute 67-6526. Brown seconded. Roll call vote results: Mahoney- yes, Davis- no, Goldman- yes, Cappel-yes, Brown- yes, Johnson-yes. Motion passed. Goldman read the title in its entirety.

Goldman motioned to approve the passage of Ordinance 2021-02 as presented. Brown seconded. Roll call vote results: Mahoney- yes, Davis- no, Goldman- yes, Cappel-yes, Brown- yes, Johnson-yes. Motion passed.

Goldman stated having considered the purpose of the agreement and the mutual responsibilities of Blaine County and the City of Bellevue, I move to approve the proposed MOU agreement, including the MOU Area Map Exhibit "A" as presented and authorize the Mayor to sign the MEMORANDUM OF UNDERSTANDING between BLAINE COUNTY, IDAHO and THE CITY OF BELLEVUE, IDAHO for NOTIFICATION OF LAND USE APPLICATIONS IN IDENTIFIED AREAS. Brown seconded. Roll call vote results: Mahoney- yes, Davis- no, Goldman- yes, Cappel-yes, Brown- yes, Johnson-yes. Motion passed.

Burns thanked Hailey Mayor Burke, Commissioner Fosbury, County Land Use Director Bergin and all staff members for their efforts. The Aldermen thanked all parties.

5. COVID19- Council Discussion and Potential Added Actions Needed with Current Risk Levels and Trends. Burns gave a brief recap of the increasing infection trends in Blaine County since year-end holiday gatherings and increasing tourism. Cappel agreed to attend the upcoming weekly Mayor's COVID19 meeting as Burns' is Acting State Representative for Muffy Davis in Boise and will not be able to attend. Johnson requested that water and wastewater workers receive a higher priority for vaccinations. Commissioner Fosbury agreed that those positions are critical, and that workers should get in line.
6. 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) (a) and (b). Brown 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 7:15pm. Goldman motioned to leave executive session. Davis seconded. All in favor and the council returned to the regular session at 7:28pm.
7. Adjournment. Johnson motioned to adjourn. Davis seconded. All in favor. The motion passed and the meeting adjourned at 7:30pm.



Ned Burns, Mayor



Marian Edwards, City Clerk/Treasurer