

Bellevue Common Council
Monday September 20, 2021
Bellevue City Hall, 115 E Pine St, Bellevue
Special Emergency Meeting Minutes

4:05 p.m. Call to Order:

Mayor Burns called the Special Emergency Meeting to order. A roll call attendance was conducted, and Council members present were Kathryn Goldman, Greg Cappel, Doug Brown, Chris Johnson, Jennifer Rangel, and Shaun Mahoney (arrived 4:42pm), all appearing by teleconference. For the record, no one was absent. 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 Greg Beaver, Fire Chief; Jason Calhoun, Street Supervisor; Kristin Gearhart, Library Executive Director; Mynde Heil, Marshal; and Marian Edwards, City Clerk/Treasurer.

Notice and Hearing Compliance:

The posting of this special emergency meeting agenda complied with Idaho Code 74-204. The special emergency meeting agenda was posted more than twenty-four hours (24) prior to the meeting at the following five (5) locations: the Bellevue Post Office, the bulletin board outside of City Hall, at the Bellevue Public Library, at Atkinson's Bellevue Valley Market and on the City website on September 15, 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 made.

NEW BUSINESS

3. PUBLIC HEARING: Renewal of the Bellevue Emergency Powers Ordinance: Ned Burns, Mayor. Edwards addressed notice for the hearing noting that the special emergency meeting agenda was posted more than twenty-four hours (24) prior to the meeting at the following five (5) locations: the Bellevue Post Office, the bulletin board outside of City Hall, at the Bellevue Public Library, at Atkinson's Bellevue Valley Market and on the City website on September 15, 2021. Goldman motioned that the notice was in compliance with Idaho Code 74-204. Brown seconded. All in favor. The motion passed. Burns opened public comment. There were no oral public comments. Goldman read a written statement received from Florence Blanchard. All written statements will be made part of the record on the website agenda materials. Burns closed public comment.
4. Adoption of Ordinance #2021-12, Renewal of the Bellevue Emergency Powers Ordinance, authorize the Mayor to read, by title only, waive the 2nd and 3rd readings, and to take effect

by proclamation of the Mayor upon posting in at least five (5) public places in the City: Ned Burns, Mayor. Goldman motioned that the council suspends reading of Emergency Powers Ordinance 2021-12 on three (3) different days and have the title of the proposed read once under Idaho Code 50-902 prior to adoption. Brown seconded. Roll call vote results: Mahoney- not present, Goldman- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed.

Edwards read the Ordinance title for the record:

AN EMERGENCY ORDINANCE OF THE CITY OF BELLEVUE, BLAINE COUNTY IDAHO, ESTABLISHING EMERGENCY POWERS; SETTING FORTH THE AUTHORITY, PURPOSE, INTENT, AND SCOPE; SETTING DEFINITIONS; DESCRIBING PUBLIC HEALTH EMERGENCY ORDERS; ESTABLISHING PROCESS FOR ENACTING PUBLIC HEALTH EMERGENCY ORDERS; PROVIDING FOR SUSPENSION OF CERTAIN SERVICES, ORDINANCES, AND POLICIES; ESTABLISHING PENALTIES; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; AND PROVIDING FOR EMERGENCY POSTING, AN EFFECTIVE DATE, AND A SUNSET DATE.

Brown motioned to approve, as revised, the passage of Emergency Powers Ordinance 2021-12 and to take effect by proclamation of the Mayor upon posting in at least five (5) public places in the City. Goldman seconded. Roll call vote results: Mahoney- not present, Goldman- yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed.

5. PUBLIC HEARING: Establishing Standards for Face Coverings for Individuals When They are in Public Places: Ned Burns, Mayor. Edwards addressed notice for the hearing noting that the special emergency meeting agenda was posted more than twenty-four hours (24) prior to the meeting at the following five (5) locations: the Bellevue Post Office, the bulletin board outside of City Hall, at the Bellevue Public Library, at Atkinson's Bellevue Valley Market and on the City website on September 15, 2021. Goldman motioned that the notice was in compliance with Idaho Code 74-204. Brown seconded. All in favor. The motion passed. Burns opened public comment. There were no oral public comments. Edwards read the written statements received from William Miller and Kristin Fletcher. All written statements will be made part of the record on the website agenda materials. Burns closed public comment.

Burns provided the Council with the options before them: 1) Adopt a Mask Order also known as the Public Health Order 2021-01; 2) Adopt a Resolution recommending Mask Wearing; 3) Adopt both; and lastly, 4) Decline to Adopt anything. The entire Common Council vigorously debated the options before them. The Council agreed that their overall responsibility was to protect public health, protect the most vulnerable in the community, and acknowledge the health care crisis. Mahoney asked for prayers for our first responders, hospital staff, doctors, nurses- that they and their families get through this crisis in spite of others being selfish.

6. Council Consideration of Public Health Emergency Order 2021-01 of the City of Bellevue: Establishing Standards for Face Coverings for Individuals When They are in Indoor Public Places. Ned Burns, Mayor. Goldman motioned to approve as presented Public Health Emergency Order 2021-01. Cappel seconded. Roll call vote results: Mahoney- yes, Goldman-

yes, Brown- yes, Cappel- yes, Johnson- yes, Rangel- yes. Motion passed.

Brown requested that the 'Mask Up Bellevue' flyers in English and Spanish be re-used. Burns noted that the Council was unanimous in their decision, that he would continue to monitor information received from South Central District Health and be nimble with needed changes. Burns reminded citizens to be respectful of each other, that this was not an attempt at heavy handed governance, but to keep everyone safe, alive, working and in school.

7. Council Consideration of Resolution #2221, Supporting the Blaine County School District's Goal to Continue In-School Learning; Maintaining Adequate Hospital Capacity to Serve Our Community; Reducing the Current Labor Shortage Due to Covid Infections Amongst Employees and Customers; and Recommending That Bellevue Residents and Visitors Wear a Mask In Indoor Public Places And Outside Where Social Distancing is Not Possible. Ned Burns, Mayor. The resolution did not receive a motion and was not adopted by the Council.
8. Executive Session to Discuss Personnel, Pending Litigation and/or Land Acquisition Pursuant to Idaho Code §74-206. There was no executive session.
9. Adjournment. Goldman motioned to adjourn. Cappel seconded. All in favor. The motion passed and the meeting adjourned at 4:59 p.m.



Ned Burns, Mayor

Marian Edwards, City Clerk/Treasurer