

**MINUTES OF THE CITY OF DRIGGS
CITY COUNCIL MEETING
NOVEMBER 16, 2010**

Pursuant to adjournment of the City Council meeting held November 2, 2010, and the call of the Mayor, the Driggs City Council met in regular session **Tuesday, November 16, 2010**, at 7:00 p.m. A roll call was taken and present were council members: Greer Jones, Colin Dye, George Mosher, Mayor Daniel Powers, Planning and Zoning Administrator Doug Self, Public Works Director Jared Gunderson, and City Attorney Stephen Zollinger. Mayor Daniel Powers led the Pledge of Allegiance.

MINUTES TO REVIEW

Council Members reviewed the minutes from the previous City Council Meeting.

Council Member Mosher made a motion to approve the minutes of the November 2, 2010 City Council Meeting. Council Member Dye seconded the motion. The motion passed unanimously.

CLAIMS REVIEW

Council members reviewed the claims.

Council Member Jones made a motion to approve the claims as presented dated November 3, 2010 through November 16, 2010. Council Member Mosher seconded the motion. The motion carried unanimously.

PLANNING AND ZONING REPORT

Commission Activity Report

Mr. Self explained the recent applications that had been received and future activity of the Planning and Zoning Commission (see the staff report for details).

An update on the recent grants was given. Mr. Self stated that the lights for the Energy Efficiency Community Block Grant had arrived and that the house side shields would not fit back into the existing fixtures. Lifters were needed to ensure uplighting was reduced as much as possible.

The Teton Valley Mobility Advisory Committee met on November 9th to prioritize transit projects in Teton Valley. He explained that the Driggs Bus Storage and Maintenance Facility might be ranked highest. The grant application for State of Good Report funds was not awarded. The local coalition had funds, but Driggs would have to participate by providing \$3,900 and land. He stated that ideally, all members of the Mobility Advisory Committee should provide a share of the \$3,900. Mayor Powers suggested contacting the lobbyists to see if the funding would be available and felt that the letter of intent should be submitted.

SHAWN HILL – TETON COUNTY COMPREHENSIVE PLAN UPDATE

Shawn Hill, a Teton County Planning and Zoning Commissioner, spoke to the Council. Planning for Planning was developed to provide a process for developing the county's Comprehensive Plan and to oversee the RFQ process. The committee was restructured to create more representation from the community. The community had been asked to collect the values of Teton Valley, which would be turned over to the consultant to develop the Comprehensive Plan. When developing the RFQ, the committee may incorporate the highest rating values to find a consultant that had experienced in certain areas and was a good fit for the community.

The committee would like as many people to respond to a survey posted by Teton Valley 2020. The focus was to try and make the planning for the entire valley and hoped it would be a foundation for future planning.

PUBLIC HEARING FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT – SEWER PROJECT – 7:30PM

Rick Miller explained that the Public Hearing was required for the Community Development Block Grant for the sewer project to allow for citizen participation. He explained the grant was to assist the city with the wastewater project to make improvements to the system in order to meet DEQ requirements. The project was approximately \$8.6 million and the grant would help fund about \$.5 million. The funding would be awarded in May 2011 and the construction bidding process could then begin.

Mr. Miller stated the block grant required the city to allow written or verbal comments to be heard up to 5 days after the Public Hearing. He concluded by stating that the block grant funds came from US Department of Housing of Urban Development.

Mayor Powers opened the Public Hearing at 7:42pm. There were no comments and the Public Hearing was closed.

Mr. Miller explained the Resolution to authorize Mayor Powers to sign the needed documents.

Council Member Mosher made a motion to approve Resolution 256-10 authorizing the Mayor to sign needed documents. Council Member Jones seconded. The motion passed with all in favor.

PUBLIC WORKS

Jared Gunderson stated the city received a new MPDS permit and stated that compliance with the ammonia levels must occur sooner than expected. Mr. Gunderson then explained that Grand Targhee had requested water from the City of Driggs for their ice activities. The Council discussed the cost and decided to charge the resort the same as had been charged in the previous years.

Mayor Powers stated another franchise agreement was being processed with Fall River and all meters were being reviewed to ensure billing was accurate.

Mr. Gunderson stated the temporary worker, Patrick, had been hired for seasonal work. He also questioned if the ice rink could be placed in the Community Center Plaza instead of the City Park. It was felt that the rink would be used more on Main Street.

SNOW PLOW SUMMIT

Mr. Gunderson explained the city plan and priorities for snow removal. The sidewalks that would be cleared would be on Little Avenue and around the Community Center, as well as the sidewalk along Ross Avenue. Council Member Mosher suggested asking the school district to see if there were other areas that may be beneficial.

Mr. Gunderson stated that private contractors did most sidewalks on Main Street. Aaron Little discussed his snow removal process on Main Street, some problem areas and questioned where an appropriate place was to pile snow. Further discussion occurred regarding various other sidewalks around town. Mr. Gunderson concluded by stating that the parking lots would be plowed before 5am.

HUNTSMAN SPRINGS WELL

Mayor Powers stated the Huntsman Springs well included an upgrade from 500 gallons per minute to 1,000 gallons per minute. The cost of the upgrade would be the responsibility of the city. Mayor Powers stated this upgrade was in the budget, but questioned if it was needed at this time. A projection from Sunrise Engineering stated that by 2028 the city would still have an excess water source with 500 gallons per minute and with a fairly high growth rate. Mr. Gunderson felt that a lot of change could occur and felt that the upgrade should wait.

Mayor Powers stated the city had a 10 year period to reapply for the water rights and reminded the Council that if the upgrade waited it may cost more in the future. He further stated that if the city showed they could pump the water, the water rights would not be lost.

Bob Ablondi from Huntsman Springs stated their water right consultant felt that the longer the city waited, the more contentious it would be to gain the water rights. Stephen Zollinger stated that municipal water rights could not be challenged. Council Member Mosher did not feel the city had the demand at this time. Mr. Zollinger stated that the permit would only be issued for what the well was capable of pumping.

Mr. Self stated that his concern was in the pressures that are within the system. He felt the well would help to solve some of those issues. For example, Mr. Self stated, the Old Ford Garage was not able to get an occupancy permit because they cannot get the pressure. Mr. Gunderson stated the biggest issue was the distribution not the source. Mr. Self concluded by stating that he felt if the water rights were to stay the same, then there should be no rush to upgrade. Mr. Zollinger suggested that clarification should be received from IDWR before purchasing the upgrade and he questioned if this was the best location for drawing extra water.

Discussion of the other options began including closing off wells that weren't efficient by drawing from the Huntsman Springs well. He stated that consolidating points of delivery might end up costing less.

Council Member Mosher made a motion to make the upgrade to the Huntsman Springs well for \$27,000. Council Member Jones seconded. All were in favor.

COMMUNITY CENTER PRIORITIES

Mayor Powers stated that the RFQ had been sent out with references for the Community Center. He asked that the Council determine the priorities for the north end of the building to help the project to move forward. He felt the Scenic Byway and Community Center should stand out and reminded the Council that a direction was needed.

After much deliberation, the Council determined that a gym or recreational tenant should be included as well as flexible open space for events and the potential for a learning center. The plaza should be maintained as much as possible with a small edition or entry for the Scenic Byway Center.

LIQUOR LICENSE – HOURS OF OPERATION

Council Member Dye felt that if businesses wanted to stay open later, they should be allowed to do so up to the State requirements. Council Member Jones stated he did not have a problem with allowing longer hours providing establishments supply food for a longer period of time.

Council Member Mosher made a motion to allow businesses to operate to the limit of the state statutes. Council Member Dye seconded the motion. The motion passed with all in favor.

MAYOR'S REPORT

URA Board Size/Commissioner Appointments

Mayor Powers stated that the Council voted to have the URA Board be set at 7 members. There was a miscommunication and the Board now had 8 members. Mayor Powers recommended a change be made to have 9 members, allowing the third applicant a seat on the Board.

Council Member Mosher made a motion to set the number of URA Members to 9. Council Member Dye seconded the motion. The motion passed with all in favor.

Mayor Powers asked to appoint Grant Modle to the URA Board of Commissioners.

Council Member Mosher made a motion to ratify Grant Modle as the 9th Member of the URA Board. Council Member Jones seconded the motion. The motion passed with all in favor.

Mayor Powers stated that the LDS Church was helping a resident with a water bill. They asked that the city waived the fee to turn the water back on.

Council Member Jones made a motion to waive the water reconnect fee for the above individual as a one time offer and review each hardship cases as needed. Council Member Mosher seconded the motion. The motion passed with all in favor.

Council Member Dye asked that an estimate be received to bury the power lines on 5th Street.

Mayor Powers asked the Council if they felt the city should be billing tenants or owners for water and sewer. A discussion began as to how to implement a new process. It was determined that owners should be notified if tenants were behind on the water bills. Kreslyn Schuehler informed the Council that process could easily be done when delinquent notices were sent.

Mayor Powers asked a Council Member to attend the Scenic Byway meeting on November 23rd. This meeting was for the architects that were interested in the RFQ.

Mr. Zollinger recommended, due to discrepancies with committees bound by the Open Meeting Law, that the Council make it a policy that any committee formed follow the Open Meeting Laws.

Council Member Mosher made a motion that the Open Meeting Law shall bind any committee that makes recommendations to the Council. Council Member Dye seconded the motion. The motion passed with all in favor.

ADJOURNMENT

Council Member Mosher made a motion to adjourn. Council Member Jones seconded the motion. The motion passed with all in favor and the meeting was adjourned at 9:56pm.

ATTEST:

Sonya Adams, City Clerk

Daniel J. Powers, Mayor