

**MINUTES OF THE CITY OF DRIGGS  
CITY COUNCIL MEETING  
DECEMBER 21, 2010**

Pursuant to adjournment of the City Council meeting held December 7, 2010, and the call of the Mayor, the Driggs City Council met in regular session **Tuesday, December 21, 2010**, at 7:00 p.m. A roll call was taken and present were council members: Greer Jones, Colin Dye, and 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 minute from the previous City Council Meeting. Mayor Powers made a correction to the minutes.

**Council Member Mosher made a motion** to approve the minutes of the December 7, 2010 City Council Meeting as amended. Council Member Greer seconded the motion. The motion passed with all in favor.

**CLAIMS REVIEW**

Council members reviewed the claims.

**Council Member Mosher made a motion** to approve the claims as presented dated December 8, 2010 through December 21, 2010. Council Member Jones seconded the motion. The motion carried unanimously.

**APPROVAL OF 2011 LIQUOR LICENSES**

Council Member Jones questioned why Trapper's Fish and Chips was not a part of the list. Mayor Powers stated he would find out if they should be included.

**Council Member Mosher made a motion** to approve the Liquor License requests for 2011 as presented. Council Member Dye seconded the motion.

Mr. Zollinger stated that most were beer and wine licenses and should amend the motion to state alcohol licenses.

**Council Member Mosher amended the motion** to approve the Alcohol License requests for 2011 as presented. Council Member Dye seconded the motion. The motion passed with all in favor.

**GRAND TARGHEE RESORT SHUTTLE – REQUEST FOR SUPPORT**

Christina Thomure presented information to the Council. Grand Targhee was asking for \$2500 to support the shuttle to and from the ski resort.

Mayor Powers asked about the ridership. Ms. Thomure stated that for about a week there had been approximately 25 patrons a day. A stop at 5<sup>th</sup> Street and Little Avenue had been

added as well as one at Teton Creek Resort. The budget for the shuttle anticipated 75 patrons a day. Ms. Thomure felt the community would need to support the service in order for it to expand in the future, which may include working with START and TRPTA. The current schedule is Thursday through Sunday 6am to 10:40pm.

Mayor Powers stated that a request for \$2500 had been received and the city currently had \$8,000 in the budget for economic development as \$2,000 had already been spent for the Art Walk.

**Council Member Mosher made a motion** to approve the request and contribute \$2500 from the economic development line item. Council Member Jones seconded the motion. The motion passed with all in favor.

Ms. Thomure stated that any excess of funds would be returned to the City.

### **FALL RIVER FRANCHISE AGREEMENT**

Bryan Case, from Fall River, presented information to the Council. He explained how its members owned the non-profit. There was an old agreement between Fall River and the City of Driggs that had expired. A draft had been presented which included that any changes the city wanted to make would be at their cost because of the structure of the organization. He further explained that the costs would be on the burden of the members.

Mr. Zollinger explained that the City could not sign an agreement of this sort because the city cannot bear the responsibility for the public's best interest. Mr. Case suggested the attorneys discuss the draft further. He further stated that regardless of whose responsibility it was, the cost would go to the members.

Council Member Jones felt that the 35-year term was too long. Mr. Zollinger stated that could be too long depending on the terms.

Mayor Powers wanted to discuss the possibility for a fixed fee for the meter streetlights. Mr. Case stated that from 1996 to 2005, charge demands on the Lion's Park well occurred. About \$7,000 was due to the city.

Discussion of unmetered streetlights began. Approximately 38 streetlights are unmetered. Mr. Zollinger questioned if Fall River had a charge for unmetered lights. Mr. Case stated there was no such charge.

It was determined that a change was made to the City and an annual difference of approximately \$1200 was found that should be credited. Mayor Powers felt it made more sense to have a standard charge for every streetlight. Mr. Case stated that if the infrastructure was planned out, a charge could be developed.

Council Member Mosher suggested that the City Planner and the Fall River Engineers work together to develop a plan for future streetlights. He also wanted to see willingness

to cooperate between the two entities. He did not feel the franchise agreement should be any longer than 10 years, as he did not want to tie the future Council into anything.

**RESOLUTION 258-10: ADOPTION OF DESIGN STANDARDS AND SPECIFICATIONS FOR MAIN STREET TREE WELLS AND STREET LAMPS**

Mr. Self explained that the resolution was requested by ITD to specify some of the construction items that the city would like to install. One change was made on Exhibit E, which would add another tree. Tree size and stock specifications were noted as well as tree irrigation specifications, which would allow the system to run on batteries and not a meter. The Resolution also adopts the stamped concrete pattern and color, benches, streetlights, tree well standards and tree species.

**Council Member Jones made a motion** to approve Resolution 258-10: Adoption of Design Standards and Specifications for Main Street Tree Wells and Street Lamps. Council Member Dye seconded the motion. The motion passed with all in favor.

**RESOLUTION 259-10: COOPERATIVE AGREEMENT BETWEEN CITY AND IDAHO TRANSPORTATION DEPARTMENT FOR WATER LINE CONSTRUCTION WITHIN MAIN STREET IMPROVEMENT PROJECT**

Mr. Self read the Resolution.

**Council Member Mosher made a motion** to approve Resolution 259:10: Cooperative Agreement Between City and Idaho Transportation Department for Water Line Construction within Main Street Improvement Project. Council Member Jones seconded the motion. The motion passed with all in favor.

**PUBLIC WORKS REPORT**

A new plow truck was purchased, Mr. Gunderson stated. The bus stop signs would be installed in the next few days and would be temporary. Mayor Powers asked that the Public Works Department plow when the roads were slushy to keep up with it and requested that driveways be cleared as much as possible from the build up of plowing during these times.

Mr. Gunderson reported that the personnel gate at the airport had been left open several times and the sheriff had sent a letter to the FAA. Mr. Gunderson stated that the sheriff had tried to talk to the FBO several times and had not gotten a response. Mayor Powers stated he would notify Tom Hunter of the issue.

**RESOLUTION 260-10: R&S PETERSON EQUAL EXCHANGE OF REAL PROPERTY, NE CORNER OF ROSS AVENUE AND 5<sup>TH</sup> STREET**

Mr. Self read the Resolution. He explained that the proposal was to exchange 16.5 feet of land in the right of way on Ross Avenue on the north side. There were several corrections in regards to the name of R&S Peterson, which Mr. Self would make accurate. Mr. Self further explained that the city had 82.5 feet road right of way plus 16.5 feet, more than what was needed. There were advantages for both the city and R&S Peterson, Mayor Powers stated.

**Council Member Mosher made a motion** to approve Resolution 260-10 with the corrections mentioned. Council Member Dye seconded the motion. The motion passed with all in favor.

## **PLANNING AND ZONING REPORT**

### **North South Pathway**

Mr. Self stated a letter was sent to ITD to justify the low bid being more than 10% of the project estimate. A check would need to be drawn for \$19,825 prior to construction with a hope of finding savings within the project by corresponding with other projects and using excess materials.

**Council Member Jones made a motion** to approve the expenditures of \$19,825.14 to add to the pathways project from the Resort Tax. Council Member Dye seconded the motion. The motion passed with all in favor.

### **Update on Projects**

The streetlights are still being installed and should be finished in a couple of weeks. The 5<sup>th</sup> Street Sidewalk Project could move forward and Mr. Self suggested having the engineering work begin.

**Council Member Mosher made a motion** to approve the expenditures not to exceed \$5,000 for engineering work on the 5<sup>th</sup> Street Sidewalk. Council Member Dye seconded the motion. The motion passed with all in favor.

The Annual Report from the Impact Fee Advisory Committee would be presented at the January meeting. However, the committee determined that the report should be postponed until further information was obtained from the Census and the County's Comprehensive Plan.

## **MAYOR'S REPORT**

Mayor Powers stated the WYADHO Mountain Bike Festival had been scheduled.

Mr. Zollinger passed out the resolution for Smoke-Free parks. He stated the resolution did not need to be approved until Council Member Mazalewski's concerns were addressed. He explained that it would be a Resolution and not an Ordinance and therefore, there was no official enforcement.

## **EXECUTIVE SESSION**

**Council Member Jones made a motion** to go into executive session at 9:11pm pursuant to Idaho Code 67-2345. Council Member Mosher seconded the motion. Schuehler took a roll-call vote: Council Member Jones, aye; Council Member Mosher, aye; and Council Member Dye, aye. The motion carried unanimously.

The Council came out of executive session at 9:25pm.

**Council Member Jones made a motion** to provide bonuses as discussed. Council Member Mosher seconded. The motion passed with all in favor.

**ADJOURNMENT**

**Council Member Jones made a motion** to adjourn. Council Member Mosher seconded the motion. The motion passed with all in favor and the meeting was adjourned at 9:28pm.

ATTEST:

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Sonya Adams, City Clerk

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Daniel J. Powers, Mayor