

Minutes of the Public Hearing of the Board of Commissioners Driggs Urban Renewal Agency

August 22, 2012 – 6:30 p.m.
Driggs City Hall – Conference Room

1. **Call to Order** – determination of a quorum (6:36p.m.)

Commissioners Present: Guch Lombardi, Carrie Cleary, Bart Birch, Hyrum Johnson, Kathy Rinaldi
Commissioners by Phone: Lyn Christian, Isabel Waddell

Others Present: Cynthia Rose

2. **Adoption of Agenda**

Changes to Agenda: The Chairman moved to add a discussion of the L8 invoices related to the Scenic Byway Center (SBC) as item #9 on the agenda.

Moved: Hyrum Johnson Second: Guch Lombardi Passed: Unanimously

A motion was made to approve the agenda as amended.

Moved: Bart Birch Second: Guch Lombardi Passed: Unanimously

3. **Approval of Minutes of Special Meeting 8.9.12**

Discussion/Changes to Minutes: None

A motion was made to approve the Minutes of the Special Meeting 8.9.12 as presented.

Moved: Guch Lombardi Second: Carrie Cleary Passed: Unanimously

4. **Discussion of the FY13 Budget**

Hyrum gave an overview of the budget: Total Income of \$839,074.62, Total Expenses of \$838,828.00 and Net Income of \$246.62.

Hyrum reported that the Total Expense figure for the Scenic Byway Center had been changed from \$770,028 to \$770,140, to reflect the full amount of the federal grant and the DURA matching funds. He explained that the Independent Audit figure, under Operations Expense, had been increased from \$4000 to \$5500, at the suggestion of our accountant. The sums to fund these two expense increase had been taken from other accounts and did not increase the overall budget totals from those published in the Legal Notice for the Public Hearing.

Kathy inquired why the SBC Grant Income did not reflect the full grant amount of \$616,112.00, and Hyrum explained that \$27,057.38 had been paid in reimbursements before any of the current commissioners were serving on the Board. Guch expressed her concern that DURA continue to stay focused on supporting downtown beautification projects.

5. **Reading of Public Hearing Script for FY13 Budget/ Comments from Commissioners**

Hyrum read the public hearing script and opened the public hearing.

6. Public Comment Period

No written public comments had been received for this hearing. No oral public comments were presented at the hearing.

7. FY 13 Budget Approval -- Resolution 0822-2012-1

A motion was made to approve Resolution 0822-2012-1 A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE URBAN RENEWAL AGENCY OF THE CITY OF DRIGGS, IDAHO, TO BE TERMED THE "ANNUAL APPROPRIATION RESOLUTION," APPROPRIATING SUMS OF MONEY AUTHORIZED BY LAW AND DEEMED NECESSARY TO DEFRAY ALL EXPENSES AND LIABILITY OF THE URBAN RENEWAL AGENCY, FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2012, AND ENDING SEPTEMBER 30, 2013, FOR ALL GENERAL, SPECIAL, AND CORPORATE PURPOSES; DIRECTING THE CHAIR OR VICE-CHAIR TO SUBMIT SAID BUDGET TO THE CITY OF DRIGGS; AND PROVIDING AN EFFECTIVE DATE.

Moved: Bart Birch

Second: Guch Lombardi

Passed: Unanimously

8. Scenic Byway Center Inter-Agency Agreement

Hyrum reviewed the new draft of the Amended and Restated Inter-Agency Development and Reimbursement Agreement for the SBC and shared that the Driggs City Council had approved the draft at their meeting last night. He added that a small error had been discovered and corrected since that time, and that the mayor and city attorney would decide whether that change required an additional approval by City Council.

Kathy remarked that the DURA should encourage the City to fund projects within the urban renewal district in balance of the funding gift DURA is giving them for the SBC. The Board agreed and noted that they are not just the alter-ego of the City for funding purposes.

9. Consider FY12 Budget Amendment

Hyrum presented the proposed amended FY12 budget to the Board. The Board agreed with the proposal. Isabel commented that she believed that the legal expenses for the SBC should be itemized separately from general DURA legal costs, even if they were not reimbursable under the Grant.

A motion was made to approve the Proposed Amended Budget for FY12.

Moved: Bart Birch

Second: Isabel Waddell

Passed: Unanimously

10. Scenic Byway Center L8 Invoice discussion

Bart Birch recused himself from the discussion and left the meeting because he has a professional relationship with L8 in his law practice.

Hyrum reminded the Board that they have previously responded to a request from the Mayor to compensate L8 approximately \$8600 on their invoices. L8 has subsequently asked to be

reimbursed \$19,000 and last night the City Council approved a "goodwill" gesture of paying \$10,000 and wants to know if DURA will pay \$8600.

The Board discussed the evolution of this disagreement, including which parties attended planning meetings, who authorized the changes in the project scope, and who did and did not respond to direct communications from DURA and other involved parties. At the conclusion of the discussion, it was decided that, if L8 did not accept the offer to settle for \$8,600, then the settlement offer was no longer an option, and no other offer could be discussed until L8 provides vendor receipts associated their request for payment. Once the receipts are received and reviewed, the Board would reconsider paying a fair portion of the request. Hyrum will communicate the decision to the mayor.

11. Adjourn (7:27pm)

A motion was made to adjourn the meeting.

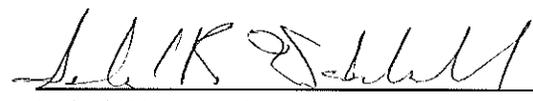
Moved: Guch Lombardi

Second: Kathy Rinaldi

Passed: Unanimously

Attest:


Hyrum Johnson, Chairman


Isabel Waddell, Secretary

Anyone requiring special access consideration must notify the DURA 2 days prior.