

**MINUTES OF THE CITY OF DRIGGS  
CITY COUNCIL MEETING  
JANUARY 19, 2016**

Pursuant to adjournment of the City Council meeting held January 5, 2016, and the call of the Mayor, the Driggs City Council met **Tuesday, January 19, 2016**, at 6:30 p.m. A roll call was taken and present were Council Members: Greer Jones, Jay Mazalewski, August Christensen, and Wade Kaufman; Mayor Hyrum Johnson, City Attorney Stephen Zollinger, Building and Grants Technician Annie Decker, Public Works Director Jared Gunderson, and City Clerk Kreslyn Schuehler. Boy Scouts, Troop #185 led the Pledge of Allegiance.

**CONSENT AGENDA**

**City Council Regular Minutes – January 5, 2016**

**Claims from January 6 – January 19, 2016**

**New Alcohol and Catering Licenses**

Council requested the Clerk to review the recording from the previous meeting in regards to the comments made by Stephen Zollinger during the discussion of the nuisance ordinance.

**Council Member Wade Kaufman made a motion** to approve the minutes from the City Council Meeting on January 5, 2016 with the necessary corrections in regards to the comments from Stephen Zollinger. Council Member Jones seconded the motion. The motion passed with all in favor.

**Council Member Greer Jones made a motion** to approve the claims and the catering licenses as presented. Council Member Jay Mazalewski seconded the motion. The motion passed with all in favor.

**EXECUTIVE SESSION**

**Council Member Christensen made a motion** to go into executive session at 6:46pm pursuant to Idaho Code 74-206 regarding land acquisitions. Council Member Kaufman seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mazalewski, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

Council came out of Executive Session at 7:02pm.

**Council Member Mazalewski made a motion** to direct Lillian Bowen to proceed as discussed in Executive Session regarding the land acquisition. Council Member Jones seconded the motion. The motion passed with all in favor.

**DEPARTMENT UPDATES**

**Sheriff's Department**

Mayor Johnson presented statistics from Sheriff Liford who was not present at the meeting.

**Community Development**

Doug Self was not in attendance. There were no questions presented from the Council.

**ORDINANCE #366-16: VACATION OF THE FALCON CREEK WATER EASEMENT**

Council Member Mazalewski was concerned with vacating an easement without obtain another easement for the water line. He questioned how the city would gain the needed easement. Jared Gunderson felt it was not a problem as a portion of the water line was address in the canal easement.

The Council determined that once the easements, right of ways and building envelopes were addressed, approval could be considered.

**Council Member Jones made a motion** to consider Ordinance #366-16 first read. Council Member Mazalewski seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mazalewski, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

**ORDINANCE #367-16: VACATION OF AN ALLEY BETWEEN LOTS 23, 24, & 25, BLOCK 4, MAIN ST ANNEX**

Mayor Johnson informed the Council that the ordinance was correcting an error in the legal description.

**Council Member Kaufman made a motion** to waive the rules and consider Ordinance #367-16 thrice read. Council Member Christensen seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mazalewski, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

**Council Member Kaufman made a motion** to approve Ordinance #367-16 Vacation of Public Alley between Lots 23, 24, & 25, Block 4, Driggs Main Street Annex. Council Member Christensen seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mazalewski, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

**NORTH-SOUTH PATHWAY SECTION B – CHANGE ORDER #2 – LANDSCAPING ALLOWANCE**

Mayor Johnson informed the Council of the location of the proposed landscaping, which would be in front of the forest service building and Teton Valley Realty.

**Council Member Mazalewski made a motion** to authorize the Mayor to execute Change Order No. 2 for the CM Owen contract for the North-South Pathway Section B in the amount of \$4,050. Council Member Jones seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mazalewski, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

## **DRAFT AMENDMENTS TO DRIGGS NUISANCE REGULATIONS**

Mayor Johnson suggested the Council table the nuisance ordinance effort until November 1, 2016. He further stated the Tree and Beautification Committee may be able to come up with more positive ways to clean up the city before the city looked at enforcement through punishment.

Annie Decker stated she would like the Tree Ordinance updated to include standards for the tree and beautification committee, which should be completed within the next couple of months.

Council Member Mazalewski wanted a work session to be held in the future to ensure the ordinances were in line with the city's guiding documents.

Mayor Johnson requested the Council to give direction to staff as to how to move forward with enforcement until such time the ordinance was revisited. Council Member Mazalewski stated he would like any health and safety issues to be addressed. He further stated that any complaints regarding esthetics from the community should be acted on as well, but he didn't want staff to "go out and find nuisances."

**Council Member Mazalewski made a motion** to table the nuisance ordinance discussion until the last meeting in September and to instruct staff to resume nuisance enforcement as done previously, with priority on health and life safety issues and then those that were complaint driven. Council Member Jones seconded the motion. The motion passed with all in favor.

## **ITD/FTA GRANT ASSURANCES – RESOLUTION #311-16**

Mayor Johnson stated the Resolution would allow for the city to pursue FTA funding and apply with ITD.

**Council Member Christensen made a motion** to approve Resolution #311-16. Council Member Kaufman seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mazalewski, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

## **PROPOSAL FOR SERVICES FROM ROCKY MOUNTAIN ENVIRONMENTAL FOR WATER RIGHTS WORK**

Mayor Johnson stated when Huntsman Springs developed their subdivision they turned over a well and water rights associated with that well based on the capacity of the subdivision. Unfortunately, IDRW changed the process and there was a risk of losing a portion of those water rights. He further stated a large portion could be recovered by getting an assessment of what was stubbed into the system.

**Council Member Mazalewski made a motion** to approve the Rocky Mountain Environmental proposal for the Huntsman Springs Water Rights Permit #22-13589 not to exceed \$4,785.00 to be completed within 12 weeks. Council Member Jones seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member

Mazalewski, aye; Council Member Christensen, aye; Council Member Kaufman, aye.  
The motion carried unanimously.

**WORK SESSION: BEST PRACTICES POLICY DRAFT**

Council Members discussed questions and concerns regarding the policy and received feedback from staff and the city attorney.

**MAYOR REPORT**

Mayor Johnson stated work needed to be done on the sewer system and he would like to initiate the process and address concerns with the wastewater treatment plant through a revision to the facility plan. He stated the changes would have to be discussed with DEQ and at this time there was no commitment from the City. He would like to submit a letter of interest to the necessary parties.

**ADJOURNMENT**

**Council Member Jones made a motion** to adjourn. Council Member Kaufman seconded the above motion. The motion passed with all in favor and the meeting was adjourned at 8:27pm.

ATTEST:

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Kreslyn Schuehler, City Clerk

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Mayor Hyrum Johnson