

**MINUTES OF THE CITY OF DRIGGS
CITY COUNCIL MEETING
JANUARY 3, 2012**

Pursuant to adjournment of the City Council meeting held December 20, 2011, and the call of the Mayor, the Driggs City Council met **Tuesday, January 3, 2012**, 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, City Attorney Stephen Zollinger, Planning and Zoning Administrator Doug Self, and Public Works Director Jared Gunderson. Mayor Powers led the Pledge of Allegiance.

MINUTES TO REVIEW

Council Members reviewed the minutes from the previous City Council Meeting dated December 20, 2011.

Council Member Mosher made a motion to approve the minutes of the December 20, 2011 City Council Meeting. Council Member Dye 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. Council Member Jones seconded the motion. The motion passed with all in favor.

SWEARING-IN OF THE NEW ELECTED COUNCILMEN – DEPUTY CITY CLERK

Kreslyn Schuehler, Deputy City Clerk, swore in the new Council Members, Colin H. Dye and Ralph Mossman.

APPROVAL OF THE ARTS COUNCIL BEER AND WINE APPLICATION FOR JANUARY 15, 2012

The Council reviewed the permit.

Council Member Dye made a motion to approve the Charitable Beer and Wine Application for Teton Arts Council. Council Member Mosher seconded the motion. The motion passed with all in favor.

APPROVAL OF THE BEVERAGE SHOPPE ALCOHOL LICENSE FOR 2012

Mayor Powers recommended approve with the condition that the fees were paid.

Council Member Mosher made a motion to approve the Alcohol License for The Beverage Shoppe with the conditions that the fees are paid prior to receiving. Council Member Dye seconded the motion. The motion passed with all in favor.

ERICA RICE AND BOB FOSTER – TVCC UPDATE

Ms. Rice spoke to the Council stating that as a board of the Teton Valley Chamber of Commerce, they decided to send a representative from TVCC and the Business Development Center to the Council meetings once a quarter to expand communication and avoid duplication of events with other agencies and committees.

Teton Valley Marketing Alliance had a partnership with the Chamber of Commerce and was helping to administer the Idaho Travel Council grant. The Chamber of Commerce was also working on advertising and branding concepts to attract more visitors to the valley.

Mayor Powers suggested a representative from the Chamber of Commerce come to the Downtown Driggs Community Association to get an idea of what they were working on as well, to avoid duplication.

Bob Foster spoke regarding the Teton Valley Business Development Center. He stated there was a marketing partnership with the Yellowstone Regional Territories and that a grant was awarded to Teton Valley through that group. A recreational map of the valley had been completed and paid for by the Idaho Travel Council and Mr. Foster stated Teton Valley would be represented in the International Sportsman Expo in various cities in Arizona and Utah, to name a few. Mr. Foster concluded that he felt the center was developing a lot of benefit with little to no cost, by being involved in the various alliances.

FALL RIVER ELECTRIC FRANCHISE AGREEMENT – ORDINANCE #331

Mayor Powers stated section 9.1 had been changed to clarify what was to be done if there was no other place to move wires but underground. Mayor Powers stated Fall River was agreeable with the changes. He further stated that the term of the agreement remained the same, 30 years.

Council Member Mosher made a motion to consider Ordinance #331 first read. Council Member Jones seconded the motion. The motion passed with all in favor.

PERSONNEL POLICY DISCUSSION

Mayor Powers stated there were few changes that needed to be made to the personnel policy. The Council adopted some of those changes, but never formally, with a motion. Mayor Powers asked the Council review the policy.

The Council discussed the drug and alcohol free workplace policy. Mayor Powers stated some of the staff were concerned that this only applied to drivers of heavy equipment. Council Member Dye felt the policy should apply to all employees.

Mr. Zollinger stated that applying the policy to every employee for random testing would not be defensible. The city should have an additional policy that stated employees must submit to a drug or alcohol test if there was suspicion of abuse. Council Member Mosher also felt it should apply to all employees and not just those running heavy equipment. He concluded by stating it should be at the supervisor's discretion.

Mayor Powers reminded the council that in another section of the policy, it stated that an employee would be tested if there was a suspicion of drug or alcohol use.

Mayor Powers stated that the standard practice for the city was to consider 30 hours a week as full time. He'd like the policy to reflect that. He continued to state that employees that are working less than 40 hours were getting their vacation time prorated. He questioned if the policy for vacation time should be the same for employees whether they work 30 or 40 hour work weeks. Mr. Zollinger stated that the city could calculate vacation based on every hour an employee worked. Therefore if an employee works over 30 hours, they get additional vacation time, up to 40 hours a week.

Mayor Powers explained that employees received 10 holidays, which included Heritage Day and the day after Thanksgiving. He recommended that the city recognize Martin Luther King Jr. and Veterans Days. It was discussed to exchange Columbus Day for the day after Thanksgiving, cut Heritage Day and add Martin Luther King Jr. and Veterans Days.

Mayor Powers stated the city was not bound by FMLA because there were less than 50 employees. Mr. Zollinger suggested the city not adopt FMLA, but make it practice to do the best to hold a person's job during their absence.

Mayor Powers stated he would like to see it in the policy and stated he felt 30 days should be guaranteed. He further stated that disability allowed for 120 days of leave. Mayor Powers was concerned as to where the city drew the line as far as holding a job for someone if there was no clear policy. Mr. Zollinger suggested that it be discretionary and involve the Council in the decision, requiring the employee to request extended time off from them.

Mayor Powers asked that the Council adopt a resolution that would state exactly what the health benefits were going to be for each year.

Changes would be made and the Council would review the policy again.

PUBLIC WORKS REPORT

Jared Gunderson updated the Council on the activities of the Public Works Department. He stated the drinking water grant had been finished and he was working on close-outs for the sewer grant.

PLANNING AND ZONING REPORT

Doug Self stated he was working on airport related information and had received work that the FAA granted funds for the 2012 road construction project for 1000North. Teton Air Ranch was looking at future development and Mr. Self stated he was in contact with them to work through the process.

The Our Town Grant was discussed. Mr. Self stated that the DDCA decided to make better use of the money for the Geotourism Center instead of the summer events they had scheduled. They were working with Cynthia Rose with the Urban Renewal Agency to do this and determine what the top 3 priorities were.

MAYOR'S REPORT

Mayor Powers stated he discussed with Harmony Design about doing a retail gap analysis. They proposed it costing \$600-\$900 to complete.

Council Member Mosher made a motion to allow the Mayor to determine if the project should progress with Harmony Design for the retail gap analysis with a funding limit of \$950. Council Member Jones seconded the motion. The motion passed with all in favor.

Mayor Powers discussed longevity bonus checks. In the past, each employee received \$125 that increased \$5 every year. He questioned if this should be added to the policy. Council Member Mossman felt there were positive and negative aspects to add it to the personnel policy. He also questioned if merit bonuses should be added. Council Member Mosher felt it was important that the Mayor have discretion as to the amount each employee received and did not feel it should be a set amount to be expected.

Council Member Dye made a motion to give longevity bonuses to the staff. Council Member Mosher seconded the motion. The motion passed with all in favor.

NOMINATION FOR COUNCIL PRESIDENT

Council Member Jones made a motion to nominate Council Member Mosher as Council President. Council Member Dye seconded the motion. The motion passed with all in favor.

EXECUTIVE SESSION

Council Member Mosher made a motion to go into executive session at 9:42pm pursuant to Idaho Code 67-2345. Council Member Jones seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mosher, aye; and Council Member Dye, aye; Council Member Mossman, aye. The motion carried unanimously.

Council came out of Executive Session at 9:49pm.

ADJOURNMENT

Council Member Jones made a motion to adjourn. Council Member Mossman seconded the above motion. The motion passed with all in favor and the meeting was adjourned at 10:03pm.

ATTEST:

Kreslyn Schuehler, Deputy City Clerk

Daniel J. Powers, Mayor