

**MINUTES OF THE CITY OF DRIGGS
CITY COUNCIL MEETING
OCTOBER 7, 2014**

Pursuant to adjournment of the City Council meeting held September 16, 2014, and the call of the Mayor, the Driggs City Council met **Tuesday, October 7, 2014**, at 7:30 p.m. A roll call was taken and present were council members: Greer Jones, Ralph Mossman, Wade Kaufman, and August Christensen; Mayor Hyrum Johnson, Community Development Director Doug Self, Financial Officer Carol Lenz, Public Works Director Jared Gunderson, Planning and Zoning Administrator Ashley Koehler, City Attorney Stephen Zollinger, and City Clerk Kreslyn Schuehler. Council Member Jones led the Pledge of Allegiance.

APPROVAL OF MINUTES

Council Member Jones made a motion to approve the minutes from the City Council Meeting on September 16, 2014 as corrected. Council Member Mossman seconded the motion. The motion passed with all in favor.

CLAIMS

The Council reviewed the claims.

Council Member Jones made a motion to approve the claims as presented from September 17, 2014 through October 7, 2014. Council Member Christensen seconded the motion. The motion passed with all in favor.

SHERIFF'S DEPARTMENT QUARTERLY REPORT

Sheriff Liford presented information to the Council regarding the Sheriff Department activities from the second quarter.

CONSIDER REVISED SHERIFF'S ASSURANCE OF COVERAGE AGREEMENT (REMOVAL OF ANIMAL CONTROL)

Sheriff Liford requested "hours" be removed from paragraph 5 regarding the reporting process, as it would be very difficult to confirm with the current tracking system his department had.

Mayor Johnson stated animal control services would also be removed because the training had not been established at this time. Further discussion about this would occur at a future animal control committee meeting.

Council Member Mossman made a motion to approve the Assurance Coverage Agreement revision with the Teton County Sheriff's office with the removal of the animal control services and the word "hours" in paragraph 5. Council Member Jones seconded the motion. The motion passed with all in favor.

CONSIDER RESOLUTION #296-14: AUTHORIZING MAYOR TO PURSUE WATER SYSTEM FACILITY UPGRADE FUNDING

Ted Hendricks presented a Resolution that authorized the Mayor to execute applications on behalf of the city for grants and loans for potential water system projects.

Stephen Zollinger stated the Resolution was necessary in order to submit the application in a timely manner and did not commit or obligate the City to move forward with any project.

Council Member Mossman made a motion to adopt Resolution #296-14, a Resolution to submit applications for the construction of a water improvement project. Council Member Kaufman seconded the motion. The motion passed with all in favor.

TISA LEASE – FOR ADDITIONAL 2,280SF IN DRIGGS RECREATION CENTER

Doug Self stated there would be two different leases for the existing space and the proposed additional space.

Mr. Self reviewed the layout of the north end with the Council. Ms. Cheri Milne, owner of TISA, requested a wall be erected between the rock wall and her gym for safety and liability reasons. She also requested better lighting.

Council Member Jones made a motion to approve the lease agreement with TISA for an additional 2,280 square feet contingent upon the lighting retro fit in the building. Council Member Mossman seconded the motion. The motion passed with all in favor.

ORDINANCE #351-14: AMENDMENT TO TITLE 4, CHAPTER 2 – NUISANCES

Mayor Johnson informed the Council the ordinance was not to be adopted, just discussed to provide feedback to staff. He further stated the current nuisance ordinance did not address the issues and problems that were being faced in the city at this time.

Mr. Self stated the draft ordinance was a starting point and requested the Council review some main points. He further stated the City should ensure that its properties would be able to conform before adopting the ordinance.

Council Member Kaufman questioned how the ordinance would be enforced. Mayor Johnson stated the staff was working to make the ordinance enforceable and prioritize enforcement in commercial zones, moving to newer neighborhoods and ending with the original town site. Mr. Self stated this process would help gain experience and knowledge of the process for both the staff and community.

Discussion began of grasses and weeds on vacant property. Council Member Christensen was concerned that enforcement officer recognizes the ability to vary from property to property. Stephen Zollinger explained “subjective intent” and advised that an enforcement officer have the ability to interpret the ordinance subjectively.

Mayor Johnson stated if the city wanted to promote itself as a tourist destination, it should begin to think how to present as such. He further stated this should be a positive proactive approach and process to educate the community.

DECLARE SURPLUS ITEMS TO BE SOLD OR DISPOSED OF

Mayor Johnson requested the quantity of the 8' fluorescent fixtures be listed as unlimited as fixtures were to be replaced. Mr. Gunderson requested the old canopy lights, and doors and windows from the building remodel be added to the list as well.

Council Member Mossman made a motion to declare items on the list surplus with the addition of unlimited fixtures, canopy lights, and doors and windows. Council Member Kaufman seconded the motion. The motion passed with all in favor.

MAYOR'S BUSINESS

Mayor Johnson stated one propane bid was received. Suburban Propane submitted a bid that was the same as the last two contracts.

Verification of Meeting Time

Mayor Johnson requested the Council determine the meeting time so that the ordinance can be amended to the correct meeting time as required. The consensus was to keep the meeting time at 7:30pm on the first and third Tuesdays.

The next Council meeting would be changed to November 3, 2014 due to the Elections.

Request for Utility Bill Credit for Water Leak at 112 Aspen Meadows Dr. #45

Mayor Johnson stated a credit of \$538.50 was being requested for a water leak between the meter and the home at the above address. Mr. Gunderson informed the Council the lines in the area were not installed properly and were being fixed as problems arose.

Council Member Christensen made a motion to approve the credit request for the water leak at 112 Aspen Meadows #45 for \$538.50. Council Member Jones seconded the motion. The motion passed with the majority in favor. Council Member Kaufman voted in opposition.

Annual Reminders from Legal Counsel to City Council Members

Mr. Zollinger reminded the Council that as individuals, Council Members do not have the authority or ability to obligate the city. He recommended the Council encourage any citizen to bring concerns or comments to the Council as a group. He further explained the difference between legislative versus quasi-judicial issues.

STAFF REPORTS

Mr. Self presented his staff report. He stated the DDCA had hired an Event Coordinator and was requesting a partnership with the city to create and maintain events. This coordinator could be a city employee. Mr. Self stated there was a hired coordinator for the past two years, with the City contributing \$8,000 to DDCA to help with this cost. He stated \$8,000 was in the budget, but additional funds were needed for employee benefits.

Mr. Self stated in the short term the DDCA would like to use the spare office in the City Hall for the coordinator.

Mayor Johnson stated the events that DDCA host bring significant economic benefits to the community and the Council should determine if the city wanted more leverage and control with these events.

Council Member Kaufman did not feel the City should offer the office space rent-free. Mayor Johnson stated the Urban Renewal Agency paid rent when they occupied the space.

The Council felt more discussion and research was needed before determining if the coordinator should be a city employee.

Council Member Mossman made a motion to approve the use of the office space in City Hall for the event coordinator for DDCA for a term of 6 months at no charge. Council Member Christensen seconded the motion. The motion passed with all in favor.

Mr. Gunderson reviewed his staff report and the activities of the department.

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 11:01pm.

ATTEST:

Kreslyn Schuehler, City Clerk

Mayor Hyrum Johnson