

**MINUTES OF THE CITY OF DRIGGS
CITY COUNCIL MEETING
NOVEMBER 2, 2015**

Pursuant to adjournment of the City Council meeting held October 20, 2015, and the call of the Mayor, the Driggs City Council met **Tuesday, November 2, 2015**, at 7:30 p.m. A roll call was taken and present were Council Members: Greer Jones, Ralph Mossman, August Christensen, and Wade Kaufman; Mayor Hyrum Johnson, City Attorney Stephen Zollinger, Public Works Director Jared Gunderson, Financial Officer Carol Lenz, Community Development Director Doug Self, and City Clerk Kreslyn Schuehler. Council Member Jones led the Pledge of Allegiance.

APPROVAL OF MINUTES

Council Member Mossman made a motion to approve the minutes from the City Council Meeting on October 20, 2015 with minor changes discussed. Council Member Christensen seconded the motion. The motion passed with all in favor.

CLAIMS

Council Member Jones made a motion to approve the claims as presented from October 21, 2015 to November 2, 2015. Council Member Mossman seconded the motion.

The Council reviewed the claims.

The above motion passed with all in favor.

PRESENTATION AND DISCUSSION OF PROPOSED AMENDMENTS TO NUISANCE ORDINANCE #177 AS DEVELOPED BY THE NUISANCE ORDINANCE WORKING GROUP – WORK SESSION ONLY

Mr. Self presented information to the Council. He requested a discussion of Final Draft #1 of the Nuisance Ordinance and asked direction from the Council reflect to either move forward or identify areas that need to be taken back to the Working Group.

Council Member Kaufman questioned if the committee was satisfied with the final draft. Mr. Self stated to his knowledge the group was satisfied.

Council Member Mossman had several changes he discussed with the Council. He was concerned about a possible commercial auto repair use and Mr. Self suggested the use be defined in the ordinance and make it clear it would not be allowed. He further questioned the narrow definition of non-operating vehicles which included hot rods and customized cars. Mr. Self suggested allowing the ability to repair, customize and modify vehicles.

Council Member Mossman further stated he had concerns with the definition of “nuisance” and determining morals and indecencies. Mr. Zollinger stated the definition was the established standard definition in state statutes. Those in attendance from the working group felt the definition should remain. Mr. Zollinger disagreed and stated it did

not address nuisances, but rather addressed morals, and recommended removing it. After some discussion, it was agreed upon by the committee and Council to remove the wording.

Council Member Mossman had concerns about the direction of filing complaints and those that can do so. Discussion began as to the enforcement process. Council Member Kaufman was concerned with allowing only property owners the ability to submit a complaint. Mr. Zollinger stated the ordinance cannot restrict those that could file a complaint and what the ordinance was trying to do was give residents and property owners a higher level of expectations with respect to how their complaint would be handled.

Mayor Johnson stated the staff would take comments and make the revisions and come back to the Council for a Public Hearing.

HUNTSMAN SPRINGS PUD PHASE II SUBDIVISION – STREET IMPROVEMENT EXTENSION REQUEST

Ashley Koehler stated the extension request would affect phase two of the subdivision and all lots within the phase were owned by the developer. The request was to extend the timeline to match the pathway timeline granted until September 2016.

Council Member Kaufman made a motion to amend Section 8 of the Development Agreement Instrument #226398 to specify the deadline for road installation to September 30, 2016. Council Member Jones seconded the motion. The motion passed with the majority in favor. Council Member Mossman voted in opposition.

CONSIDER GRAND TARGHEE SHUTTLE SERVICE CONTRACT

Ken Rider, Marketing Director for Grand Targhee, presented information to the Council. He stated the only significant change from the previous years would be adding Powder Valley as a stop. He stated 2011-2012 had approximately 5,000 riders for the season and last year it increased to 25,000 for the season. He further stated the lodging guests were using the shuttle to come into Driggs after a day of skiing.

Council Member Mossman discussed his concerns and requests for the schedule. Mr. Rider suggested a meeting to discuss the timeline in more depth.

Council Member Kaufman made a motion to authorize the Mayor to execute the contract with Grand Targhee Resort for operation of the grand Targhee Shuttle during the 2015-2016 season. Council Member Jones seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mossman, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

STAFF REPORTS

City Nordic Track Grooming Fuel Request

Nick Beatty presented information to the Council. He stated last year the track was only in use for 10 weeks, which cut down on the amount of users. He was hoping for a better

year with 17 weeks of use. He concluded by stating they would continue to get fuel bi-weekly.

Council Member Jones made a motion to approve the 85 gallons of gas given to Teton Valley Trails and Pathways for the Nordic Track this season. Council Member Mossman seconded the motion. The motion passed with all in favor.

CONSIDER GRANT AGREEMENT WITH THE STATE OF IDAHO FOR THE DRIGGS AIRPORT RUNWAY REHABILITATION AND SNOW REMOVAL EQUIPMENT

Mayor Johnson explained this was a requirement by the State of Idaho in order to obtain the funds from the Idaho Department Division of Aeronautics for the airport project.

Council Member Mossman made a motion to accept the Grant Agreement with ITD Division of Aeronautics and authorize the Mayor to execute the agreement. Council Member Christensen seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mossman, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

CONSIDER RESOLUTION 309-15: ACCEPTING THE GRANT OFFER ABOVE WITH THE STATE OF IDAHO

Council Member Jones made a motion to approve Resolution #309-15 to accept the Grant Offer of the State of Idaho through the Idaho Transportation Department, Division of Aeronautics, in the maximum amount of \$24,810 to be used under the Idaho Airport Aid Program, Program Number: F168DIJ, Project Number: AIP-014 in the development of the Driggs-Reed Memorial Airport. Council Member Mossman seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mossman, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

CONSIDER ORDINANCE #362-15: AMENDING ORDINANCE #1 – RULES AND ORDER OF BUSINESS

Council Member Mossman made a motion to waive the rules and consider Ordinance #362-15 thrice read. Council Member Christensen seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mossman, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

Council Member Mossman made a motion to approve Ordinance #362-15 with one change to strike the words “and shall be done” from Rule 9. Council Member Christensen seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mossman, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

CONSIDER ORDINANCE #363-15: AMENDMENT TO ORDINANCE #7, 8, AND 9 – CLERK AND TREASURER DUTIES

The Council reviewed the Ordinance and found enough errors and changes to table the consideration until the next Council meeting.

CONSIDER SERVICE AGREEMENT FOR IWORQ PERMIT MANAGEMENT SOFTWARE

Doug Self explained the need for the software and the terms of the contract.

Council Member Mossman made a motion to authorize the Mayor to execute the service agreement with iWorq for permit management software. Council Member Jones seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mossman, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

CONSIDER CONTRACT FOR TRANSIT CENTER SKETCH DESIGN AND ESTIMATE SERVICES

Mr. Self informed the Council in order to help make an offer on the land for the transit center the city should have a better idea of the cost of the project. He further stated the estimate of the sketch was approximately \$10,435.

Council Member Kaufman was concerned with the past experiences from Harmony Design and questioned if the company was the only qualified engineer. Mr. Self stated the Council could decide not to negotiate the contract and move to the next best qualified firm. Council Member Kaufman further stated that if the Council decided to use Harmony Design, he would like to see several amendments made to the proposed contract. He felt the staff could make the appropriate changes and bring a revised contract to a future meeting.

Council Member Mossman questioned how the sketch design would help in obtaining the property. Mr. Self stated it would help to adjust budget categories and to know the cost to develop the project and the different options for retail placement.

STAFF REPORT

Water Project Priority List Finalized – Ranked per Safety and Security

Mayor Johnson explained the list was the Public Works Department’s items of priority based on safety.

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 9:47pm.

ATTEST:

Kreslyn Schuehler, City Clerk

Mayor Hyrum Johnson