

**MINUTES OF THE CITY OF DRIGGS
CITY COUNCIL MEETING
DECEMBER 6, 2011**

Pursuant to adjournment of the City Council meeting held November 15, 2011, and the call of the Mayor, the Driggs City Council met **Tuesday, December 6, 2011**, at 7:00 p.m. A roll call was taken and present were council members: Greer Jones, Colin Dye, George Mosher and Jay Mazalewski, 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.

MOTION TO AMEND THE AGENDA

Council Member Mosher made a motion to amend the agenda to include the Charitable Beer/Wine License for the “Give Slim a Lift” Benefit. Council Member Dye seconded the motion. The motion passed with all in favor.

MINUTES TO REVIEW

Council Members reviewed the minutes from the previous City Council Meeting dated November 15, 2011.

Council Member Mosher made a motion to approve the minutes of the November 15, 2011 City Council Meeting. Council Member Mazalewski seconded the motion. The motion passed with all in favor.

CHARITABLE BEER/WINE LICENSE FOR THE “GIVE SLIM A LIFT” BENEFIT

Council Member Mosher made a motion to approve the Charitable Beer/Wine License for the “Give Slim a Lift” Benefit. Council Member Dye seconded the motion. The motion passed with all in favor.

ORDINANCE 330-11: AMENDMENT TO TITLE 8, CHAPTER 3 – LIQUOR AND WINE LICENSE FEES

Doug Self stated the 1934 Ordinance was the last to authorize the city to require licenses for the retail sale of beer. In the State Code, nothing requires cities to license retail beer sales. He stated the Council could maintain the 1934 Ordinance, update said Ordinance in January or not require beer licenses in the future as according to State Code.

Stephen Zollinger spoke, stating he was concerned that if beer on tap was not licensed in some way it would open up an “interesting market.” Mr. Self stated that all who sell beer would still be required to have a state and county license. He also felt that the use would be reviewed with the business registration process, looking at zoning. Mr. Zollinger recommended that the city continue to require licenses for beer at a minimal fee.

Marie Tzannetakis spoke to the Council. As an owner of Miso Hungry, she feel that the amount the city decided to charge for the licenses did not regulate the amount of how

much people would drink or retailers would sell. She was in favor of the fees being reduced.

Mr. Self stated that beer by the drink could be added to the proposed Resolution. The fees versus staff time to process licenses were discussed. Council Member Mazalewski wanted to ensure that the city was charging strictly for staff time to process and enforce the licenses.

Mr. Self reminded the Council that the current fees were in the budget and advised that they should not “slash them to rock bottom.”

Council Member Mazalewski questioned why the fee for liquor by the drink was higher than average staff time. Mayor Powers stated that he felt having liquor by the drink was a privilege. He further stated that he was in discussions with the state to increase those liquor licenses.

RESOLUTION 268-11 : LIQUOR AND WINE LICENSE FEES

Mr. Self read the Resolution and included beer by the drink at \$100 and retail beer at \$25.

Council Member Mazalewski made a motion to approve Resolution 268-11: Liquor and Wine License Fees. Council Member Mosher seconded the motion. The motion passed with all in favor.

Council Member Mosher made a motion to suspend the rules and read by title only Ordinance 330-11. Council Member Mazalewski seconded the motion. Schuehler took a roll call vote; Council Member Mazalewski, aye; Council Member Jones, aye; Council Member Dye, aye; Council Member Mosher, aye. Council Member Mosher read the Ordinance by title only.

Council Member Mosher made a motion to approve Ordinance 330-11. Council Member Mazalewski seconded the motion. The motion passed with all in favor.

ADA/504 RESOLUTION AND DISCRIMINATION POLICY

Mayor Powers explained that the policies need to be approved by the Council every year to participate in federal grants.

Council Member Jones made a motion to adopt the Policy Regarding Nondiscrimination on the Basis of Disability. Council Member Dye seconded the motion. The motion passed with all in favor.

Council Member Mazalewski made a motion to approve the Grievance Procedure of the City of Driggs. Council Member Mosher seconded the motion. The motion passed with all in favor.

Council Member Dye made a motion to approve the Policy for the Provision of Effective Communication. Council Member Jones seconded the motion. The motion passed with all in favor.

PLANNING AND ZONING REPORT

Mr. Self stated he was going to meet with all entities regarding the Teton County Fire Protection District's impact fees next week. He hoped that meeting would produce an Intergovernmental Agreement.

The Parks Committee was meeting to look at the park facilities and review long range planning goals. The Design Review Advisory Committee would review the Grand Teton Vodka plans and Mr. Self would attend the Yellowstone Business Partnership meeting next week to discuss a grant. He explained the Yellowstone Business Partnership framework for the community and stated there may be a code and other framework the City could implement.

The Airport Board Master Plan is close to draft form. Lillian Bowen would present it to the Council in January.

CLAIMS REVIEW

Council members reviewed the claims.

Council Member Mosher made a motion to approve the claims through December 6, 2011. Council Member Jones seconded the motion. The motion passed with all in favor

PUBLIC WORKS REPORT

Jared Gunderson spoke to the Council. He suggested the city make packets for new residents when they begin a new utility account to be informed of the parking issues, especially in Creekside Meadows. Mayor Powers stated that Sheriff Liford won't enforce the parking problems until the city puts signs up indicating there is to be no parking. Mr. Gunderson disagreed stating he felt the Sheriff should enforce the ordinances whether they were posted on signs or not.

Snow removal was discussed and Mr. Gunderson stated that Patrick Burke was on the On-call schedule now.

The lighting on Main Street was discussed, particularly the electrical boxes for the trees. Mayor Powers stated the city had received an estimate for the electrical box installation. The Council felt the lights should remain on the trees longer than the holiday season.

MAYOR'S REPORT

Mayor Powers stated he would be meeting with the Canal Company to discuss the water transaction program. The Canal Company felt they controlled the city springs at the source and if it was necessary, they could turn them off. Mayor Powers stated he had a meeting with an attorney that specializes in water rights.

Mayor Powers received a call regarding a water conservation project. Engineers have been hired to do a couple of pilot projects and the City of Driggs had been chosen to partake in one.

Mayor Powers reported on his discussion with the Legislation regarding liquor licenses. Further follow-up was occurring and he would wait to hear if the State is willing to move forward with changing the amount of licenses given to each state.

ADJOURNMENT

Council Member Dye made a motion to adjourn.

Ralph Mossman asked the Council if they were willing to change the City Council meeting times.

Council Member Mazalewski made a motion to change the City Council meetings to 7:15pm on the 1st and 3rd Tuesdays, starting January 3, 2012. Council Member Jones seconded the motion. The motion passed with all in favor.

Council Member Jones seconded the above motion. The motion passed with all in favor and the meeting was adjourned at 8:43pm.

ATTEST:

Kreslyn Schuehler, Deputy City Clerk

Daniel J. Powers, Mayor