

**MINUTES OF THE CITY OF DRIGGS
CITY COUNCIL MEETING
MARCH 1, 2016**

Pursuant to adjournment of the City Council meeting held February 16, 2016, and the call of the Mayor, the Driggs City Council met **Tuesday, March 1, 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, Financial Officer Carol Lenz, Community Development Director Doug Self, and City Clerk Kreslyn Schuehler. Council Member Jones led the Pledge of Allegiance.

EXECUTIVE SESSION

Council Member Jones made a motion to go into executive session at 6:32pm pursuant to Idaho Code 74-206 regarding contract matters. 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.

Council came out of Executive Session at 6:46pm.

Council Member Jones made a motion to direct Doug Self to proceed as directed in Executive Session. Council Member Mazalewski seconded the motion. The motion passed with all in favor.

CONSENT AGENDA

**City Council Regular Minutes – February 16, 2016
Claims from February 17 – March 1, 2016
New Alcohol and Catering Licenses**

Council Member Kaufman made a motion to approve the consent agenda. Council Member Christensen seconded the motion. The motion passed with all in favor.

DEPARTMENT UPDATES

There were no department updates from staff or Council liaison reports.

FY 2015 FINANCIAL AUDIT

Brad Reed, from Rudd and Co., presented information to the Council regarding the financial audit. He explained the process and changes made to the PERSI reporting requirements. He described the audit and answered questions from the Council.

Council Member Christensen made a motion to approve Fiscal Year 2015 Audit as submitted with a few minor corrections. Council Member Jones seconded the motion. The motion passed with all in favor.

DRAFT ORDINANCE TO AMEND TITLE 5, CHAPTER 3 (DOGS)

Pam Boyer spoke to the Council regarding the proposed changes. She stated she did not have major issues with the Ordinance as proposed, but wanted to make sure it was easier to enforce. She explained that true voice control would have the animal in control no matter what happened or what situation a dog was put in. She also stated that not all service dogs were under voice control and therefore should not be exempt from the ordinance.

Ms. Boyer asked the Council not to punish those that have voice control over their dogs and to have enough definition in the ordinance that it is easy for an officer to distinguish the difference. She concluded by stating she felt the City should require dogs to be microchipped the first time it bit a human and to have larger registration fees for dogs that are not neutered or spayed. She also suggested licensing the owner, rather than the dog as they would be the responsible party.

Council Member Mazalewski felt if there was a leash law, it would be easier to enforce. The Council discussed the options for enforcement and the role the Sheriff's office was to play. It was determined a leash law within the City of Driggs was appropriate and that registrations fees should be higher for those animals that are not neutered or spayed.

Stephen Zollinger stated there were not many service dogs that were required to be off leash in order to fulfill their job and ADA did not give protection to service dogs. The Council decided to remove service dogs from the exemptions.

ARBOR DAY PROCLAMATION RESOLUTION #312-16

Annie Decker provided information to the Council and stated the Resolution must be adopted as a grant requirement. She explained that the Tree Committee must decide on a date for Arbor Day and requested the Council approve the Resolution with two possible date options.

Council Member Mazalewski made a motion to approve the Arbor Day Proclamation Resolution #312-16 to claim Arbor Day as May 14th or 21st, 2016. Council Member Kaufman seconded the motion. The motion passed with all in favor.

CONTRACT WITH RESEARCH AND BUSINESS DEVELOPMENT CENTER FOR KITCHEN INCUBATOR FEASIBILITY STUDY

Council Member Mazalewski questioned if the work had already begun in regards to the study. Mr. Self stated it had because they needed to meet the students' schedule. Council Member Mazalewski also requested the final presentation be made to the Council.

Council Member Jones made a motion to authorize the Mayor to execute the Research and Business Development Center Contract for a Kitchen Incubator Feasibility Study with an amount not to exceed \$3,500. 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.

AMENDMENT NO. 6 TO JVIATION CONTRACT FOR ADDITIONAL SERVICES

Council Member Mazalewski made a motion to approve Amendment No. 6 to the Jviation contract not to exceed \$15,354. 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.

RATIFICATION OF ASSIGNMENT OF WASTE FRANCHISE AGREEMENT TO RAD

Mayor Johnson stated this was a private transaction between Voorhees and RAD. He further stated there was no information that the city had prior to the action. He requested the Council ratify assignment of the contract as it was the only action the City had authority to act on.

Council Member Mazalewski question how the transition would affect customers. Craig Bennett, Operations Officer for RAD, stated the current rates would remain and that customers would be informed of the pick-up days.

Stephen Zollinger stated the City was in the process of ratifying the franchise agreement with Voorhees and suggested the Council continue to move forward with that action at a future meeting.

Council Member Mazalewski made a motion to ratify assignment of the Waste Franchise Agreement to RAD. 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.

EXECUTIVE SESSION

Council Member Kaufman made a motion to go into executive session at 8:20pm pursuant to Idaho Code 74-206 regarding contract matters. 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.

Council came out of Executive Session at 8:25pm.

ADJOURNMENT

Council Member Jones made a motion to adjourn. Council Member Mazalewski seconded the above motion. The motion passed with all in favor and the meeting was adjourned at 8:25pm.

ATTEST:

Kreslyn Schuehler, City Clerk

Mayor Hyrum Johnson