

**MINUTES OF THE CITY OF DRIGGS  
CITY COUNCIL MEETING  
APRIL 19, 2016**

Pursuant to adjournment of the City Council meeting held April 5, 2016, and the call of the Mayor, the Driggs City Council met **Tuesday, April 19, 2016**, at 6:30 p.m. A roll call was taken and present were Council Members: Greer Jones, August Christensen, and Wade Kaufman; Mayor Hyrum Johnson, City Attorney Stephen Zollinger, Building and Grants Technician Annie Decker, Planning and Zoning Administrator Ashley Koehler, and Community Development Director Doug Self, Public Works Director Jared Gunderson. Council Member Jones led the Pledge of Allegiance.

**EXECUTIVE SESSION**

**Council Member Jones made a motion** to go into executive session at 6:38pm pursuant to Idaho Code 74-206 regarding land acquisition and pending litigation. Council Member Kaufman seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

Council came out of Executive Session at 6:57pm.

**Council Member Kaufman made a motion** to authorize Lillian Bowen to move ahead with the revised appraisal amount as discussed in Executive Session. Council Member Jones seconded the motion. The motion passed with all in favor.

**CONSENT AGENDA**

**City Council Regular Minutes – April 5, 2016**  
**Claims from April 6 – April 19, 2016**  
**New Alcohol and Catering Licenses**

**Council Member Jones made a motion** to approve the consent agenda with one minor correction in the Minutes. Council Member Kaufman seconded the motion. The motion passed with all in favor.

**DEPARTMENT UPDATES AND COUNCIL LIAISONS REPORTS**

There were no reports.

**COUNTY SURVEYOR INTER-AGENCY AGREEMENT**

Mayor Johnson reported more information was needed and requested the item be tabled to a future meeting.

**CONTRACT FOR JULY 4<sup>TH</sup> FIREWORKS**

Mayor Johnson clarified the contract total was \$20,000 which included a \$5,000 down payment and was not a total amount of \$25,000.

Council Member Christensen questioned if the fireworks show should be shorter to allow for extra funds for other activities. Mr. Self stated those that had donated were expecting a show that would last 20 minutes.

**Council Member Kaufman made motion** to authorize execution of the fireworks production contract with Fireworks West Internationale. Council Member Jones seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

### **TETON VALLEY BALLOON RALLY CONTRIBUTION**

Doug Self stated \$2000 was budgeted for the event. However, he provided justification to contribute an additional \$500. Council Member Christensen discussed the benefits of being a sponsor at the donation level of \$3,000 and agreed not all were needed for the city. She questioned if the city could still receive a) the logo on every banner and poster with a website link, b) be named in all of the printed advertisements and c) be thanked as a title sponsor at the event for the contribution of \$2,500.

**Council Member Kaufman made a motion** to authorize support of the 2016 Teton Valley Balloon Rally events in the amount of \$2,500 with \$2,000 from the special events and \$500 from consultant services budget line and with a request to receive the top three line items offered. Council Member Christensen seconded the motion. The motion passed with all in favor.

### **THIRD READING AND ADOPTION OF AN ORDINANCE TO AMEND TITLE 5, CHAPTER 3 (DOGS)**

Mr. Self stated no new information or changes had been made to the ordinance.

**Council Member Christensen made a motion** to waive the rules and read Ordinance #371-16 by title only. Council Member Kaufman seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

**Council Member Christensen made a motion** to consider Ordinance #371-16, amending Title 5, Chapter 3, third read and to adopt the ordinance as drafted. Council Member Jones seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

### **RESOLUTION DETERMINING URBAN RENEWAL AREA ELIGIBILITY FOR THE FRONT STREET AREA (DEPOT TO ROSS BETWEEN HUNTSMAN SPRINGS AND MAIN STREET)**

Mr. Self provided background on the project. He stated the City Council budgeted funds to pursue creation of the Front Street Urban Renewal Area. An eligibility report had been completed and the Urban Renewal Agency accepted and adopted that report.

Mr. Self requested the Council adopt the resolution which stated the area from Depot Street to Ross Avenue between Huntsman Springs and Main Street was deteriorating as defined by Chapters 20 and 29, Title 50, in the Idaho Code as amended and that there was a need for the Agency to function in accordance with the provisions of said Chapters 20 and 29, Title 50, in the Idaho Code as amended, within a designated area for the purpose of establishing an urban renewal plan.

**Council Member Jones made a motion** to waive the rules and read Resolution #314-16 by title only. Council Member Kaufman seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

**Council Member Jones made a motion** to adopt Resolution 314-16, a resolution of the Mayor and City Council of Driggs, Idaho, determining a certain area within the city to be a deteriorated and deteriorating area as defined by Idaho Code Section 50-2901(8), directing the Urban Renewal Agency of Driggs to commence and complete the preparations of an urban renewal plan, which may include revenue allocation provisions, for all or part of the area; and providing an effective date. Council Member Christensen seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

#### **VARD PARKLET PROPOSAL**

Annie Decker provided information to the Council. She stated VARD had proposed this project in May of 2015. However due to the scope it did not move forward before the end of the summer.

Ms. Decker stated a parklet was defined as “public spaces created when a public or private entity converts one or more existing on-street parking spaces into public open space using visual or physical barriers.” She requested the Council give staff and VARD direction on how to proceed with the project by determining if the city should take ownership and liability, become the applicant for the encroachment permit with ITD, and be responsible for removal and storage of the structure.

Council Member Christensen felt the project was contingent on the approval from ITD (Idaho Transportation Department) and suggested the city move forward with the first step of the application process.

Council Member Kaufman agreed the city should take ownership and liability of the project but questioned the ability to store it or disassemble the structure.

Shawn Hill, Executive Director for VARD, and Lindsay Love, a designer of the project, were both present to answer questions from the Council.

Mr. Hill stated the concerns ITD presented could be answered in the application process. He felt VARD had looked at all aspects of the project and the impact on traffic and could

“sell it to ITD.” He stated VARD would like an opportunity to address all concerns with ITD one on one.

Mr. Hill further stated the reason they were asking the city to take liability of the project was because that was the advice from Meridian, a city that had a similar project and the insurance company for VARD. He concluded by stating if the storage and removal was an issue, VARD would take that responsibility.

Lindsay Love stated she designed the structure to be removed easily and stated it would drain and not hold storm water.

Mayor Johnson felt the addition would slow down traffic and “warm up Main Street.” He further stated he was unsure about the city agreeing to maintain the structure and felt VARD should be responsible for the assembly, disassembly and removal of the structure each year.

Council Member Kaufman was concerned the aesthetics of the structure would not fit the surrounding buildings.

Mayor Johnson concluded by stating he did not have an issue with the city being the applicant for the encroachment permit so long as it did not take up a lot of staff time to complete.

#### **KITCHEN INCUBATOR FEASIBILITY STUDY**

Mr. Self presented information and stated the feasibility study stated there was a need for a kitchen incubator and that it would be profitable for the valley to move forward with the project. He stated the next step was to determine how the project would work. He concluded by stating those surveyed were enough to get the project moving forward.

Council Member Christensen questioned if a plan could be devised before the grant applications were completed. Mr. Self stated he would prefer to move forward on both, as costs and development would be better understood if both were simultaneous.

**Council Member Christensen made a motion** to authorize staff to proceed with development of the kitchen incubator operation and organizational plans and to submit grant applications for equipment purchases. Council Member Kaufman seconded the motion. The motion passed with all in favor.

#### **LAND USE CODE – WORK SESSION**

Ashley Koehler reviewed with Council Sections 2, 11.1, 11.2, 11.3, 12 and 15 of the Land Use Code. She stated the most effective way to move forward is to discuss broad policy topics as the Planning and Zoning Commission had reviewed the details of the code.

The Council discussed finished versus existing grade and decided the details of this were to be addressed and brought back to Council at a later date. Signs were also discussed at length. Ms. Koehler will review comments and make the necessary changes.

**FIRST READING: ORDINANCE ESTABLISHING A NONEXCLUSIVE FRANCHISE AGREEMENT WITH INDEPENDENT CABLE SYSTEMS OF IDAHO, LLC**

Council Member Christensen stated she spoke with a representative from Silver Star and questioned the use and types of dishes in Lion’s Park. Mayor Johnson reminded Council that the Franchise Agreement was not required and was in the City’s best interest to move forward.

**Council Member Jones made a motion** to consider the Ordinance establishing a nonexclusive Franchise Agreement with Independent Cable Systems of Idaho, LLC as first read. Council Member Christensen seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

**ADJOURNMENT**

**Council Member Jones made a motion** to adjourn. Council Member Christensen seconded the above motion. The motion passed with all in favor and the meeting was adjourned at 10:05pm.

ATTEST:

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Kreslyn Schuehler, City Clerk

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Mayor Hyrum Johnson