

**MINUTES OF THE CITY OF DRIGGS
CITY COUNCIL MEETING
APRIL 2, 2013**

Pursuant to adjournment of the City Council meeting held March 19, 2013, and the call of the Mayor, the Driggs City Council met **Tuesday, April 2, 2013**, at 7:15 p.m. A roll call was taken and present were council members: George Mosher, Greer Jones, Ralph Mossman and Colin Dye, City Attorney Stephen Zollinger, Public Works Director Jared Gunderson, Planning and Zoning Administrator Ashley Koehler, and Deputy Clerk Carol Lenz. Mayor Dan Powers led the Pledge of Allegiance.

MINUTES TO REVIEW

Council Members reviewed the minutes from the City Council Meeting dated March 19, 2013 and March 26, 2013.

Council Member Jones made a motion to approve the minutes of the March 19, 2013 City Council Meeting. Council Member Mosher seconded the motion. The motion passed with all in favor.

Council Member Mossman made a motion to approve the minutes of the March 26, 2013 Work Session. Council Member Jones seconded the motion. The motion passed with all in favor.

CLAIMS REVIEW

Council Member Mosher made a motion to approve the claims dated March 20, 2013 through April 2, 2013 with the correction discussed. Council Member Jones seconded the motion. The motion passed with all in favor.

PUBLIC HEARING – SCHOOL DISTRICT #401 ANNEXATION

Ashley Koehler presented her staff report. The Teton County School District was requesting annexation of a property that included 72 acres and encompassed the High and Middle Schools. Ms. Koehler had not received any comments from the public notices. The Planning and Zoning Commission recommended approving the annexation with the condition that an annexation agreement be made to include a plan for the access road requirements. Ms. Koehler stated the Comprehensive Plan requests the access road from 5th Street to 1000 North be improved to serve as a collector road. The Commission also recommended the property be zoned R1 due to the majority of the surround area being zoned as such.

Ms. Koehler stated after doing a cost analysis, the city would not see a cost benefit from annexing this property because of the reduction in water and sewer monthly fees.

Ms. Koehler presented possible terms of an annexation agreement to the Council as listed in her staff report. She recommended tabling the annexation application until the agreement was finalized. She also requested the Council inform staff and the school district their wants for the agreement.

Council Member Dye stated he had discussed traffic control be looked at on 5th Street in the past and would like to see that included in the agreement. He also had concerns that 5th Street property owners would be assessed a LID again.

Council Member Mossman questioned why the other surround properties were not included in this annexation application. Ms. Koehler stated that where this application was submitted by an outside applicant versus the city, they did not want to hold up the process until all other information was obtained for the entire area. She also stated that it would be noticed differently if the city took the initiative for such annexations.

Monte Woolstenhulme spoke to the Council. He felt that with annexation of the property, it would clarify who was responsible for road work and other issues that arose.

Mayor Powers questioned if the school board had discussed the road improvements. Mr. Woolstenhulme stated that in the past the board was not interested in providing funding but has recognized that it may be a part of the annexation agreement.

Mayor Powers opened the Public Hearing at 7:42pm. There was no comment and the Public Hearing was closed.

Council Member Jones questioned if the budget had been reviewed for the decrease in revenue. Mayor Powers stated the decrease was not a lot in comparison to the funds. Council Member Dye did not feel there was a valid reason for annexation. Mayor Powers felt the improvement to the road and an increased development potential were a few of the benefits. Council Member Dye stated the road should be improved before annexation and felt 1000 North/Le Grande Pierre should also be included to be improved.

Council Member Mossman made a motion to table the application until the Annexation Agreement has been approved. Council Member Mosher seconded the motion. The motion passed with all in favor.

BUXTON WATER LINE 50/50 COST SHARE – TETON COUNTY

Jay Mazalewski, Teton County Engineer, spoke to the Council. He requested a cost sharing agreement be obtained for the new water line on Buxton Avenue for the Law Enforcement Center. The Board of County Commissioners agreed to a 50/50 split in costs for the installation of the water line which would be approximately \$30,000.

Mayor Powers stated this had previously been discussed but a formal motion had not been made. The bid process could start as soon as possible, Mayor Powers stated. He also stated the funds would come out of resort tax.

Council Member Mosher made a motion to proceed with the 50/50 split with Teton County for the water line. Council Member Jones seconded. The motion passed with all in favor.

LAW ENFORCEMENT BUILDING UTILITY HOOK-UP FEE WAIVER – TETON COUNTY

Ms. Koehler stated there was an existing building on the property with an existing water and sewer connection. She stated for a new development the fees incorporated would be \$45,660. Staff would like to credit the County for the existing water line and include a reduction in the building permit fees since the County would be doing their own inspections. The charge for a building permit could be reduced to \$150 which included the application fee, permit review and final inspection. Schools and state and federal governments were exempt from impact fees but as it stood, local governments are not and Ms. Koehler would like to confirm with Doug Self before possibility reducing the impact fees.

Mr. Mazalewski requested that impact fees either be exempt or a reduction be made. He referred to the Comprehensive Plan and stated the city could reduce the road impact fees to encourage denser development or infill.

Council Member Mosher made a motion to direct staff to calculate the credits due based on the previous building and research waiving or reducing the impact fees based on the difference in the impact from the previous building to the new building. Council Member Mossman seconded the motion. The motion passed with all in favor.

TETON VALLEY HEALTH CARE – 340(B) SPONSORSHIP

Angela Booker spoke on behalf of Teton Valley Health Care. The hospital was requesting the City enter into a Memorandum of Understanding so the hospital can participate in a 340(B) Pharmacy Program. It would allow manufactures to sell medications to pharmacies and hospitals at a reduced fee. Because the hospital is a nonprofit company, a local government must sponsor the hospital. The hospital chose the city because all entities participating were located within the city.

Council Member Jones made a motion to enter into a Memorandum of Understanding for sponsorship with the 340(B) Pharmacy Program with Teton Valley Health Care as presented. Council Member Dye seconded the motion. The motion passed with all in favor.

SIGN ORDINANCE REVIEW – ENFORCEMENT AND VIOLATIONS

Ms. Koehler presented a staff report to the Council and explained the purpose and goals of the sign code. The sign code should protect the esthetics of the city. She further explained the process of enforcement and stated the first step was prevention. She hoped by meeting with the business owners prior to sign installment, most of the issues could be taken care and enforcement could be avoided.

Ms. Koehler further explained the process of enforcement. She explained recent sign enforcement and stated she had focused on new sign code violations or complaints that were received. She questioned how much time she should be dedicating to enforcement of the sign code and/or if the city should revise the sign code.

Council Member Dye felt the current enforcement for Teton Valley Adventures was “a witch hunt because Travis has motorized vehicles.” Mayor Powers rebutted stating that it was “100% not the case.”

Mayor Powers wanted to see enforcement on banners and felt that signs in the public right of way made sense and should be re-evaluated. Council Member Mossman suggested requesting the Planning Commission discuss the use of portable signs in the right of way.

Council Member Mosher made a motion to instruct the Planning and Zoning Commission to focus on seasonal signs, temporary signs in the right of way, banners and back lit signs. Council Member Jones seconded the motion. The motion passed with all in favor.

STAFF REPORTS

Jared Gunderson reviewed his staff report with the Council and discussed future public works projects.

Stephen Zollinger stated he received a call from Roy Moulton with concerns regarding Ball Ventures and an access. He requested the City discuss with Mr. Moulton ways in which development would be managed near his property.

Ashley Koehler reviewed her staff report which included projects she was currently working on.

MAYOR’S BUSINESS

Mayor Powers read a proclamation that declared May 9th, 2013 as Children’s Mental Health Awareness Day.

ADJOURNMENT

Council Member Jones made a motion to adjourn. Council Member Mossman seconded the above motion. The motion passed with all in favor and the meeting was adjourned at 9:20pm.

ATTEST:

Kreslyn Schuehler, City Clerk

Mayor Daniel J. Powers