

**MINUTES OF THE CITY OF DRIGGS  
CITY COUNCIL MEETING  
JUNE 21, 2011**

Pursuant to adjournment of the City Council meeting held June 7, 2011, and the call of the Mayor, the Driggs City Council met in regular session **Tuesday, June 21, 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 Dan Powers, Planning and Zoning Administrator Doug Self, Public Works Director Jared Gunderson, and City Attorney Stephen Zollinger. Mayor Dan Powers led the Pledge of Allegiance.

**MINUTES TO REVIEW**

Council Members reviewed the minutes from the previous City Council Meeting.

**Council Member Mosher made a motion** to approve the minutes of the June 7, 2011 City Council Meeting. Council Member Mazalewski seconded the motion. The motion passed with all in favor.

**CLAIMS REVIEW**

Council members reviewed the claims.

**Council Member Mazalewski made a motion** to approve the claims as presented dated June 8, 2011 through June 21, 2011 with the conditions that \$1,500 for the Teton Hot Air Balloon Festival not be released until adequate receipts are shown. Council Member Jones seconded the motion. The motion carried unanimously.

**TRPTA FUNDING REQUEST**

Amanda Ely from Teton Regional Public Transportation Authority spoke to the Council. She stated during the summer, TRPTA had two busses operating, a deduction from the three that operate during the winter season. She explained a new routing system that would be used.

Ms. Ely requested \$3,000 for the Fiscal Year 2011-2012 and \$2,000 for bus maintenance in 2012. She stated insurance for TRPTA would double for the next year and with the increase in gas prices, assistance was needed.

Council Member Mazalewski stated he would not take part in the discussion as he was on the TRPTA Board.

Ms. Ely stated the services had not been marketed heavily in the county but planned to do so in the future. Council Member Dye questioned if services to the resort would be added. Ms. Ely replied that, at this time, it was not possible due to insurance restrictions.

The Council agreed the request should be considered in the 2012 Budget.

**HORSESHOE TRAILS LETTER OF SUPPORT**

Matt Mullenbach spoke to the Council. He stated there were three small trails that did not get adopted in the travel plan when it was done and was creating a conflict with the Forest Service. He was asking for a letter of support from the City Council to request adoption, creating more assets for recreation within the county.

He explained the Forest Service had put up signs on these trails for no mountain biking. However, horses and pedestrians could access them. He wanted to see that change to allow mountain bikes and stated he was not advocating for vehicular traffic on the trails. He concluded by stating he had discussed the issue with the Council of Governments as well.

Mayor Powers stated that from an economic standpoint, adding the trails would be good for the citizens of Driggs. Council Member Mosher requested that a map be included and ensure the trails discussed were indicated. The Council directed Mayor Powers to write a letter of support.

#### **VICTOR/DRIGGS SEWER AGREEMENT**

Mayor Powers stated the proposed agreement was very similar to the original. Mr. Zollinger added that it gave more clarification regarding the duties at the south lift station. He also felt that Victor had already approved the agreement.

**Council Member Mazalewski made a motion** to approve the Driggs/Victor Inter-City Agreement for Wastewater Treatment Services. Council Member Mosher seconded the motion. The motion passed with all in favor.

#### **VICTOR/DRIGGS VAC TRUCK AGREEMENT**

**Council Member Mosher made a motion** to approve the Driggs/Victor Inter-City Agreement for the Shared Hydrovac Truck. Council Member Jones seconded the motion. The motion passed with all in favor.

#### **SCENIC BYWAY CENTER DESIGN CONTRACT**

Reid Rogers spoke to the Council. He stated there was a lot of concern that the Scenic Byway Project was not going to begin. He explained the need to ensure that National Geographic was going to be involved. An engineer had been hired to make a structural finding of the building which would also help the project proceed.

There was a concern that the budget was too tight after estimated costs. Mr. Rogers stated the Project Advisory Committee (PAC) had met to determine how to proceed. He felt that a 10% contingency fund should be developed and believed that Stan Marshall with Headwaters Construction had found a way to do so.

Mr. Rogers stated negotiations had taken place with L8 and a proposal was drafted. He did not want to share the proposal with the Council as there were a variety of issues that should be resolved prior.

Mr. Rogers introduced Rene Lusser who will be overseeing the project on behalf of the City. He would be assisting Mr. Rogers with communications between the architect, the project manager, the contractor, and the City.

Mayor Powers felt the project was on a good track, but before going forward with the cost, more information about exhibit costs were needed. Mr. Rogers stated that information would be determined soon as it was needed to fulfill the grant.

Council Member Dye questioned what endowment had been developed for the maintenance of the building. Mr. Rogers stated he was working on fund raising activities and if that was not successful, cut backs on the construction of the building may have to occur.

Mayor Powers informed the Council that Mr. Self had contacted the Division of Building Safety and a plan reviewer would provide the City with a report as to what portion of the building, if any, needed to be upgraded and how much of the existing building should be brought up to code.

Council Member Mazalewski questioned if Mr. Lusser was to be compensated for his work. Mr. Rogers stated at the present time, Mr. Lusser was a volunteer with the hope to be compensated in the future. It was questioned if a contract would have to be developed with Mr. Lusser. Mayor Powers stated that if it was needed, it would be between the City and Mr. Lusser.

Council Member Dye stated he would like to see an account of all the money that had been spent on the project to date. Mr. Rogers stated that it had been presented in the PAC meeting could be obtained if it was not being presented to the Council.

Mr. Rogers discussed the different ideas for the content of the building. Council Member Dye stated the City did not want to see retail. Mr. Rogers stated that the retail within the building would come from businesses already established in the community as to not create competition. For example, an established bookstore may be able to supply history books.

Council Member Mazalewski questioned the progress on the Plaza. Mr. Rogers stated there was approximately \$45,000 for the plaza and wanted to have a place that attracted people all year long. Council Member Mazalewski felt it was important to tie both projects together and did not feel that \$45,000 was enough to do so. He concluded by stating that if the building had to be scaled back to create more money for the plaza, he felt that should be done.

The Council discussed the importance of receiving regular updates regarding the project with Mr. Rogers.

**NED THOMAS LEASE**

Mayor Powers stated he spoke with Ned Thomas regarding the lease for the use of his property. Mr. Thomas' had a proposal for the city. Mayor Powers explained that if Mr. Thomas was to develop his land, the grade would have to be level with the airport, which at this time was not. Mr. Thomas stated he would continue the lease with the provision that the first source of material come from his property after the extra material was removed, reducing the grade on one side.

Mayor Powers stated there were upcoming projects such as the realignment of 1000 North and the taxiway project which would need building material. Mr. Gunderson stated it should be determined the material met specific specs for each project.

Mr. Zollinger stated it should be determined that a price was not being put on the dirt being removed to level Mr. Thomas' property and the Council felt a longer term or reduced fees should also be negotiated. Council Member Mazalewski also stated that the city should not be responsible for spreading or reseeded Mr. Thomas' property.

Mayor Powers will discuss the options with Mr. Thomas and provide information to the Council.

## **PLANNING AND ZONING REPORT**

### **Lion's Park Community Garden Proposal – Mark Griese**

Mr. Self stated that Mark Griese proposed to do a community garden. This proposal should not cost the city anything. However, materials the city already had may need to be used. The project would have the oversight of the Parks Committee, which would review it at their meeting on June 22, 2011 at 2:00pm.

The proposed location was on the south side of the park and would be approximately 60 feet x 60 feet with up to 40 beds. There would be interest forms and liability waivers and the amount of beds developed in the beginning would be determined by the interest.

### **Construction Project Updates**

The road construction will begin on July 11<sup>th</sup> as planned and the pathway work will continue. Mr. Self was trying to obtain bids for the Creekside Meadows irrigation line relocation as well.

Because of some concern from Shirley Franz, Mr. Self re-evaluated the pathway as it was laid at First Street. He stated there was an opportunity to run the sidewalk further to connect and felt this was a good time to do so.

Mr. Self concluded his report by giving the Council an update on the activities with the Planning and Zoning Commission.

## **PUBLIC WORKS REPORT**

Mr. Gunderson discussed the water line project. He will meet with Ben Eborn to discuss how to handle weeds and the complaints that follow.

Mayor Powers stated that the flood preparedness document which describes how the city will mitigate flooding should be sent to the Sheriff's Department with a request to provide extra monitoring of Teton Creek at Cemetery Bridge.

### **TEXTING ORDINANCE – CONSIDERATION OF AN ORDINANCE TO PROHIBIT TEXTING ON WIRELESS DEVICES WHILE DRIVING**

Mr. Zollinger stated he did not feel the restrictions on texting while crossing a public right of way as a pedestrian was needed in the city.

Council Member Mazalewski stated he was not comfortable with excluding EMS drivers from the ordinance. Mr. Zollinger and Mr. Self explained reasoning for that exclusion.

**Council Member Mosher made a motion** to suspend the rules and read by Title only Ordinance 324-11. Council Member Mazalewski seconded the motion. Schuehler took a Roll Call vote; Council Member Mazalewski, aye; Council Member Jones, aye; Council Member Mosher, aye; Council Member Dye, aye.

**Council Member Mosher made a motion** to consider Ordinance 324-11 as third read and approve the ordinance with the condition that the pink sections be deleted. Council Member Dye seconded the motion. The motion passed with all in favor.

### **MAYOR'S REPORT**

Mayor Powers stated he received a request from a resident on Boosway Street to adjust their water bill. He explained the recipient was very prompt in bringing the issue to the city and fixing the problem. The Council agreed to credit the water bill.

Council Member Mosher stated he was to receive a free hot air balloon ride and encouraged other Council Members and city staff to do the same since the city was a sponsor of the event this year.

The Farmers Market would be held at Hokin Park, next to the Teton Valley Creamery, until the road construction in front of city hall was complete.

### **EXECUTIVE SESSION**

**Council Member Mazalewski made a motion** to go into executive session at 9:42pm pursuant to Idaho Code 67-2345. Council Member Mosher seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mosher, aye; and Council Member Dye, aye; Council Member Mazalewski, aye. The motion carried unanimously.

Council came out of Executive Session at 9:57pm.

### **ADJOURNMENT**

**Council Member Jones made a motion** to adjourn. Council Member Mazalewski seconded the motion. The motion passed with all in favor and the meeting was adjourned at 9:58p.m.

ATTEST:

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Sonya Adams, City Clerk

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Daniel J. Powers, Mayor