

**MINUTES OF THE CITY OF DRIGGS
CITY COUNCIL MEETING
SEPTEMBER 1, 2015**

Pursuant to adjournment of the City Council meeting held August 18, 2015, and the call of the Mayor, the Driggs City Council met **Tuesday, September 1, 2015**, at 7:30 p.m. A roll call was taken and present were Council Members: Greer Jones, Ralph Mossman, August Christensen, and Wade Kaufman; Mayor Hyrum Johnson, City Attorney Stephen Zollinger, Financial Officer Carol Lenz, Community Development Director Doug Self, Planning and Zoning Administrator Ashley Koehler, and City Clerk Kreslyn Schuehler. Council Member Jones led the Pledge of Allegiance.

APPROVAL OF MINUTES

Council Member Mossman made a motion to approve the minutes from the City Council Meeting on August 4, 2015. Council Member Christensen seconded the motion. The motion passed with all in favor.

Council Member Mossman made a motion to approve the minutes from the City Council Meeting on August 18, 2015 with minor changes. Council Member Kaufman seconded the motion. The motion passed with all in favor.

CLAIMS

Council Member Jones made a motion to approve the claims as presented from August 19, 2015 through September 1, 2015. Council Member Christensen seconded the motion.

The Council reviewed the claims.

The above motion passed with all in favor.

HUNTSMAN SPRINGS PUD DEVELOPMENT AGREEMENT AND ANNEXATION AGREEMENT AMENDMENTS-EXTENSION REQUEST TO INSTALL IMPROVEMENTS

Ashley Koehler presented information to the Council. She received a request from Huntsman Springs to extend the deadline to install improvements, specifically the pathway extension to Highway 33, along Huntsman Springs Drive. Ms. Koehler stated the city completed the pathway along Highway 33 and Huntsman Springs had 1 year from that completion to install their pathway.

Ms. Koehler recommended an extension to September 30, 2016, including a restriction that no building permits or certificate of occupancies were issued until the work was complete.

Todd Woolstenhulme, representative of Huntsman Springs, spoke to the Council. He stated due to the lack of expected sales revenue, it was harder to fund these projects. He stated drawings and proposals had been obtained for the projects. He further stated he was not in favor of restricting the lot sales or issuance of building permits as this was

counterproductive and did not help increase funding and requested an extension deadline of October 2016.

Council Member Christensen questioned why the request was being sought after so close to the deadline. Mr. Woolstenhulme stated bids were received, but the funding wasn't available.

Mayor Johnson stated he would rather see the deadline be September 2016 instead of October 2016 and would like to see building permit restrictions. He didn't feel the restriction of lot sales was essential.

Dale Prowes, from Huntsman Springs, spoke to the Council. He stated sales had not materialized as they had anticipated. He further stated that Huntsman Springs was aware of the commitments and wanted to honor them, but needed more time to generate sales to help with the expenses.

Ms. Koehler stated her reason for including the restrictions was to ensure the developer was the sole owner to finish the improvements. Otherwise the city would have to work with different owners as lots sold.

Council Member Mossman made a motion to amend section 8b of the Development Agreement Instrument #226398 to extend the deadline for pathway installation to September 30, 2016. Also, include a provision to restrict issuance of Phase 2 building permits until the required public improvements were installed and inspected by the City of Driggs. Council Member Christensen seconded the motion.

Council Member Kaufman proposed an amendment to the above motion to amend section 8b of the Development Agreement Instrument #226398 to extend the deadline for pathway installation to September 30, 2016. Also, include a provision to restrict all sales of lots except one and restrict the issuance of Phase 2 building permits until the required public improvements are installed and inspected by the City of Driggs.

The motion and amendment failed.

Council Member Kaufman made a motion to amend section 8b of the Development Agreement Instrument #226398 to extend the deadline for the pathway installation to September 30, 2016 and to include and uphold the original occupancy restrictions which requires infrastructure to be complete, inspected and approved by the City of Driggs prior to occupancy. Council Member Jones seconded the motion. The motion passed with all in favor.

Ms. Koehler reminded the Council of the requirement that lots around the Courthouse be beautified by August 2015. Huntsman Springs was requesting a deadline extension until October 2016.

Mr. Woolstenhulme stated irrigation and topsoil would need to be applied. He also stated that dormant seed worked better and therefore wanted to apply it in the fall of 2016.

Council Member Kaufman reminded the Council that citizens in the community were very concerned about this issue in the past and felt the work should be done sooner rather than later.

Council Member Mossman agreed with Council Member Kaufman and did not want to extend the deadline further than October 2015.

Council Member Kaufman made a motion to approve a modification to Section 5 of the Annexation Agreement recorded as Instrument #234852, to require that the landscape improvements be completed by November 15, 2015 with an exception date due to weather that may hinder completion by October 15, 2015. If so work must be completed by June 30, 2016. Council Member Christensen seconded the motion. The motion passed with all in favor.

CONSIDER RESOLUTION #306-15 SUPPORT FOR CHANGES IN IDAHO STATE LIQUOR LICENSES

Council Member Kaufman was concerned the “atmosphere of Driggs would change” with these proposals. Mayor Johnson stated the resolution was just to show support to the State of Idaho for creating a new classification for liquor licenses. He further stated that current license holders do not want a new classification that would compete with their existing business. He also stated the new classification would be drastically different from the current license.

Council Member Christensen made a motion to approve Resolution #306-15. Council Member Mossman seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mossman, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

CONSIDER RESOLUTION #307-15 AMENDING THE CITY CENTER BANNER POLICY

Council Member Mossman made a few minor changes to Section 7.

Council Member Mossman made a motion to approve Resolution 307-15 with the changes as noted. Council Member Jones seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mossman, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

CONSIDER AWARD OF BID FOR SRE AIRPORT PROJECT

Mayor Johnson informed the Council that Arnold Machinery was the low bidder for the snow removal equipment project.

Council Member Mossman made a motion to accept Arnold Machinery as the low bidder for the AIP Project #AIP-3-16-0012-014 and authorized the Mayor to negotiate a

contract with Arnold Machinery. Council Member Kaufman seconded the motion. The motion passed with all in favor.

CONSIDER ACCEPTANCE OF FAA GRANT FOR PREVENTATIVE MAINTENANCE AND SNOW REMOVAL EQUIPMENT AT AIRPORT

Council Member Mossman made a motion to accept the grant agreement between the FAA and the City of Driggs Contract No. DOT-FA15NM-2049 Grant No. 3-16-0012-014-2015. Council Member Kaufman seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mossman, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

REVIEW OF BIDS AND AWARD FOR THE NORTH-SOUTH PATHWAY, PHASE II, SECTION B AND C

Mr. Self stated all required bid documents were received from all low bidders.

Council Member Mossman made a motion to waive the bid irregularity for CM Owen Construction and to award this firm the construction contract for Driggs North-South Pathway Phase II, pending concurrence by the Idaho Transportation Department. Council Member Kaufman seconded the motion. The motion passed with all in favor.

Council Member Jones made a motion to award CM Owen Construction the construction contract for Driggs North-South Pathway – Section B. Council Member Mossman seconded the motion. The motion passed with all in favor.

Council Member Mossman made a motion to waive the bid irregularity for Knife River and to award this firm the construction contract for Driggs North-South Pathway – Section C. Council Member Kaufman seconded the motion. The motion passed with all in favor.

Council Member Jones made a motion to authorize the Mayor to execute the contracts with the contractors for the North South Pathway project. Council Member Mossman seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mossman, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

WORK SESSION – CODE UPDATES TITLE 1 AND 2

The Council directed staff on how to proceed regarding the recommended City Code changes. Staff would make the suggested changes for discussion at a future meeting.

STAFF REPORTS

Ashley Koehler was present to answer questions regarding her staff report.

Mayor Johnson reviewed Jared Gunderson’s report in his absence. He stated the City owned the bridge in Creekside Meadows. However, the decorative rails on the bridge were not installed by the city and were a hazard in their current condition. The city would remove the rails due to safety issues.

EXECUTIVE SESSION

Council Member Jones made a motion to go into executive session at 9:43pm pursuant to Idaho Code 74-206 for real estate matters. Council Member Mossman seconded the motion. A roll-call vote was taken: Council Member Jones, aye; Council Member Mossman, aye; Council Member Christensen, aye; Council Member Kaufman, aye. The motion carried unanimously.

Council came out of Executive Session at 10:39pm.

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 10:39pm.

ATTEST:

Kreslyn Schuehler, City Clerk

Mayor Hyrum Johnson