

**MINUTES OF THE CITY OF DRIGGS
CITY COUNCIL MEETING
SEPTEMBER 6, 2011**

Pursuant to adjournment of the City Council meeting held August 23, 2011, and the call of the Mayor, the Driggs City Council met **Tuesday, September 6, 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 Daniel Powers, City Attorney Stephen Zollinger, Public Works Director Jared Gunderson, and Planning and Zoning Administrator Doug Self. Mayor 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 August 23, 2011 City Council Meeting. Council Member Mazalewski seconded the motion. The motion passed with all in favor.

CLAIMS REVIEW

Council members reviewed the claims.

PHYLLIS LAMKIN – DOWNTOWN CONCERNS

Ms. Lamkin spoke to the Council and stated that her business had been down 45% due to the recession, but that a 75% reduction in sales in August seemed to be due to the construction. She suggested that the city get more involved with promoting local businesses with a year-round shop campaign. Ms. Lamkin felt more events like Music on Main needed to be planned for the City of Driggs and provided other ideas such as promoting downtown shopping by distributing gift bags to conventions, etc.

Ms. Lamkin suggested that the city get together with other partners and market Teton Valley to national markets, such as those served by the Idaho Falls airport. She felt the city should be marketed to both locals and potential visitors.

Mayor Powers commented that the city was working with E-Center and other partners, to further marketing efforts, and that the Downtown Driggs Community Association was working on many similar issues. He suggested that the businesses work together through DDCA, an organization which the city could support.

Mayor Powers added that the city was working with the Teton Valley Foundation on a Winter Carnival for this year and reiterated the need for everyone to work together. Council Member Mazalewski stated that the City Council like to receive unified requests for financial support and has funds to respond to such requests.

Council Member Jones stated he was surprised that not many stores in the downtown area were open on Labor Day and noted that several visitors were in town that weekend.

APPROPRIATION ORDINANCE #328

Council Member Mosher made a motion to suspend the rules and read by title only Ordinance 328-11. Council Member Mazalewski seconded the motion. Self took a role call vote; Council Member Mazalewski, aye; Council Member Jones, aye; Council Member Dye, aye; Council Member Mosher, aye. Mayor Powers read the Ordinance by title only.

Council Member Mosher made a motion to approve Ordinance 328-11 as presented. Council Member Mazalewski seconded the motion. The motion passed with all in favor.

DANA MACKENZIE – ACCESS EASEMENT REQUEST – ACROSS S 5TH STREET PARK PROPERTY

Mr. Mackenzie stated that he was looking for access to the property and that when he brought the land, he had the understanding there was no access, but has become aware that the State of Idaho allowed the forcing of an easement from the owner of the property that it was split from. Mr. Mackenzie stated that the land split seemed the simpler approach to this issue.

Mr. Mackenzie presented a map of the subject property from AW Engineering showing a 60 foot wide easement along the north property boundary of the city's 5th Street property, in exchange for an equal land area located adjacent to the east boundary of the city's same property. Mr. Mackenzie stated there would be several "small strings" attached which included a grant credit for the land against any park land required at any future time if the land were developed as a subdivision and connection fees would be waived for water and sewer for any and all future development of the property.

Doug Self and Stephen Zollinger reviewed the normal water and sewer fees, the front foot fee for connection to city constructed water and sewer lines and the individual connection fees would be charged at the time a building permit was pulled.

Council Member Mosher stated that an easement to the north, out to Ski Hill Road, was more desirable and that there was some question about whether Allen Ball had provided such an easement a number of years ago, at the time the Ball property was annexed to the city.

Mr. Mackenzie stated that such an easement was very desirable and that he had met with the property owner to the north and they indicated their desire was for access to be along the fence line as it was proposed on the map being presented to the Council.

Mr. Mackenzie discussed the property split history with the Council.

Mr. Zollinger recalled that the property agreement between Allen Ball and Teton County was that Mr. Ball would work with the owner of the Mackenzie property to provide access to Ski Hill Road. Mr. Machenzie did not recall if the agreement specified Ski Hill Road, and stated that if it did, then that was good.

Mr. Zollinger stated that if the matter went to a court, the Ball property would have the right to locate the easement wherever they wanted, so long as the locating did not violate any city standards.

Council Member Mazalewski stated that the preferred direction would be to try and acquire the easement from the Ball property to Ski Hill Road. Mr. Zollinger stated that the 60 feet needed to all be on the Ball property.

PROPANE RFP

Mr. Zollinger stated there needed to be a bid closing date and that propane must be delivered within 24 hours of notification or something similar. Mayor Powers suggested requiring that the tanks be checked weekly. Council Member Mazalewski suggested inserting a city contact person and the Council, Mayor and Attorney discussed additional wording on the RFP to meet standards.

Council Member Mazalewski felt the RFP needed more work to be able to compare “apples to apples.” Mayor Powers felt the Council should have a final draft that could be sent out by the end of the meeting. The Council discussed what the contract terms should be and revised the RFP format.

PLANNING AND ZONING REPORT

Mr. Self reviewed the Planning and Zoning Commission’s agendas. An updated report on the Main Street Project was given. The concrete work and pavement will begin in the near future. Mayor Powers questioned if the Council wanted to see more trees along Main Street. He presented his thoughts and where additional trees could be placed. The Council felt it was agreeable t

Council Member Mazalewski made a motion to authorize the Mayor to purchase trees and to negotiate with ITD not to exceed \$3,000 for tree for the Main Street Project. Council Member Mosher seconded the motion. The motion passed with all in favor.

Mayor Powers stated that Nancy Neilson and Wells Fargo Bank are working together to place wildflower sod between the two properties instead of the sod that is being put in by ITD. Ms. Neilson requested that the city help contribute to the cost of that addition. He explained that Ms. Neilson would do the maintenance and water the area as there was no plan for irrigation.

Council Member Mosher made a motion to split the cost and to authorize a payment of up to \$600 for the upgrade for wildflower grass. Council Member Jones seconded the motion. The motion passed with all in favor.

Mr. Self stated the Howard Avenue Project was out to bid with a bid opening on Friday, September 16, 2011. He questioned if the Council could meet on Friday to award the bid. It was decided to have a meeting on Friday, September 16, 2011 at 12:00pm.

Safe Routes to School will be awarded by the end of the year and he suggested not to put the bid out until the spring.

Mr. Self updated the Council on the progress of the E-Center stating that a business study was going to be developed for RAD Recycling and an economic impact study for Grand Targhee, and will continue to work with local business and the city with whatever projects the Council sees fit. One option was to increase the internet companies that could be based out of the community, Mr. Self stated.

PUBLIC WORKS REPORT

Jared Gunderson reviewed the latest draft of the Trails and Pathways Ordinance and suggested moving the matter to the next Council agenda after determining that the Council had not received the latest draft.

Mr. Gunderson stated that he would start the water service replacements on Howard Avenue and had spoken with the residents that would be affected. HK will have Howard Avenue closed and will erect detour signs for the Hospital and school traffic.

The stop signs at Third Avenue and Howard Avenue have been changed to a two-way stop and the bike path sign at Ross Avenue would be moved back closer to the light pole to reduce traffic and snow storage conflicts.

Mr. Gunderson stated a walk-through had been completed on the Huntsman Springs well and he was satisfied with all of the construction.

Mr. Gunderson stated that he reviewed the materials at the airport. Mayor Powers stated that the city needed to be careful not to let the county's crushing operation use materials that would be needed for the sewer plant project.

The Council, Mr. Zollinger and Mr. Gunderson discussed the accounting needs for managing the sewer facility loan.

The Council reviewed a matter of a vagrant using the city parks and the legal ability to vacant him from public property.

Council Member Jones made a motion to approve the claims dated August 24, 2011 through September 6, 2011 amend the claims to include a \$200 reimbursement to Doug Self for the Art Walk and review of the Sunrise Engineering invoice. Council Member Mazalewski seconded the motion. The motion passed with all in favor.

EXECUTIVE SESSION

Council Member Mosher made a motion to go into executive session at 9:04pm pursuant to Idaho Code 67-2345. Council Member Dye 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 9:15pm.

Council Member Mazalewski made a motion to direct the Mayor to institute the hiring and salary plans as discussed. Council Member Mosher seconded the motion. The motion passed with all in favor.

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 9:16pm.

ATTEST:

Kreslyn Schuehler, Deputy City Clerk

Daniel J. Powers, Mayor