

July 8th, 2009

Victor City Hall

**DRAFT
CITY COUNCIL
MEETING MINUTES**

Mayor Scott Fitzgerald called the meeting to order. Councilmen present were David Kearsley, Richard Naef, Dave Bergart and Johnny Ziem.

The amended minutes of the June 24th council meeting were motioned and seconded for approval. The ayes were unanimous.

The minutes from the June 23rd Proposed Truck Route Ordinance meeting were motioned and seconded for approval. The ayes were unanimous.

The minutes from the July 1st Open House for the proposed lane changes and reverse angle parking on Main Street were motioned and seconded for approval. The ayes were unanimous.

Dahvi Wilson- Update on Envision Victor Projects

Dahvi Wilson is the project coordinator for Envision Victor and will be updating Council monthly. Ms. Wilson updated the Council with the action projects that Envision Victor is currently working on. Envision Victor is creating projects to get all ages of the community involved. They started a postcard contest to get people involved and asked volunteers to design ways to calm down the traffic through town. The original goals for Envision Victor are: to connect the citizens by storytelling, create models to engage the citizens, develop land use planning tools that incorporates the values of the citizens, and create plans such as a transportation plan, capital improvements plan, and a main street plan with the citizens values and ideas. Ms. Wilson would like the Council to involve Envision Victor on upcoming projects. Council asked Ms. Wilson to help get the word out about upcoming events and meetings. Council asked Ms. Wilson to get the public's views about the transportation plan and get it to Council for review.

Grant Thompson- 115 South Main- Abandoned Foundation

Grant Thompson was invited by the Council to discuss his abandoned foundation on Main Street. Mr. Thompson explained to Council the reason for not building on the foundation that was permitted in 2004. Council explained the safety concerns versus the appearance it gives Main Street. Mr. Thompson asked the Council for clarification on the sewer lines through the rear of the property and the easements in place are for the front of the property. Mr. Thompson informed the Council that he helped the City with an easement on the east of the property for a new sewer line. Mr. Thompson feels he should have three sewer connections on the property and hasn't been credited any of them. The property is for sale. Council asked Planning & Zoning Administrator Cari Golden to put together a staff report, including the status of water and sewer connections for an

MOU. Council asked Mr. Thompson to attend the first meeting in August with solutions to the violation. Mr. Thompson informed the Council he was never issued a building permit or a sewer permit, Council asked staff to look into that.

Resolution R09-0708- Budgeting Process

A motion was made and seconded to approve Resolution R09-0708 Budgeting goals for 2009-10. The ayes were unanimous.

Timberline Ranch Subdivision- Update on Development Completion

Attorney Herb Heimerl informed the Council of a meeting held with the developers of the Timberline Ranch Subdivision. As per City Engineer Rob Heuseveldt, Mr. Heimerl updated the Council that the development on the west side of Baseline is substantially complete; the east side of Baseline is not. Developer Mike Potter asked the Council for permission to divide the project into two different phases to continue with development and selling lots. The items not completed are:

- Paving of pathways
- Irrigation stub to park
- Shoulder widening on 950 South by 4 feet of gravel
- Culvert removal patchwork of Baseline Road
- Chip seal 950 South and Baseline Road

Mr. Potter agreed not to sell lots in the east side of Baseline and agrees not to add any infrastructure until they can provide us with a letter of credit. . Mr. Potter informed the Council that the irrigation line down Baseline had to be replaced not just repaired. Council agreed the items not completed in Phase One are not safety concerns. Mr. Potter asked Council to give him 36 months to complete the east side of Baseline. Council asked Mr. Heimerl to work with the developer to amend the plat and the developers' agreement. Mr. Heimerl will take the amendments to the P&Z for recommendations then bring to Council for approval. Council agreed not to limit the sale of lots on the west side of Baseline. Council asked the following changes to be made:

- Remove the chip seal requirement for 950 South and add repair the road.
- Pave the tunnel to the parking area on Hwy. 33 and Baseline as well as between the parking area and the pathway to the south and sign the tunnels.
- Plant grass and clean up around the parking area on Hwy. 33 and Baseline.

Council informed Mr. Potter of the recapture fee due to The Settlement for their portion of the water lines that wasn't paid. Mr. Potter wasn't aware of the fees due. Council asked Mr. Heimerl to move forward with negotiations with the developer to amend the plat and the developers' agreement. Mr. Potter informed the Council that he was unaware of the lawsuit against the City filed by Timberline Partners LLC.

Teton Springs- Sewer Rate Adjustment- Resolution R09-0708-1

Council discussed the proposed resolution to adjust the sewer rate for Teton Springs. Council agreed the development should be paying the same as everyone in town at \$32.80 per user to be determined on a per gallons basis. The sewer and water rates were raised in 2006 for the users on the system except Teton Springs.

A motion was made and seconded to approve Resolution R09-0708-1. The ayes were unanimous.

P&Z-Jorgensen Associates- Lot line Adjustment- 52 Birch Circle

Darrel Johnson from Jorgenson Engineering, representing the owner at 52 Birch Circle Lots 19 & 20 of the John Horn Subdivision. Mr. Johnson informed the Council of the sewer line is not in the recorded easement. The two options are for the owner and the City agree to vacate the easement and create a new easement with the sewer line in it or to move the sewer line in the easement. A title company can create the document to vacate the easement. Council asked Cari Golden to look at the neighboring property to see if the easements are correct on them. Council agreed to vacate the easement and have a new easement created with the sewer line in it. Jorgensen will provide the new property description.

Findings of Facts and Conclusions of Law- Sunset Village

Motion was made and seconded to approve the amended Findings of Facts and Conclusions of Law for Sunset Village. The ayes were unanimous.

Findings of Facts and Conclusions of Law- Rendezvous Meadows

Motion was made and seconded to approve the Findings of Facts and Conclusions of Law for Rendezvous Meadows. The ayes were unanimous.

Traffic Count- Rob Heuseveldt

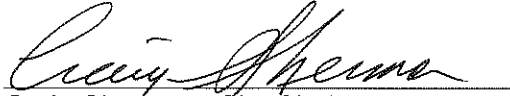
Rob Heuseveldt updated the Council with the latest traffic studies. Mr. Heuseveldt informed the Council the Public Works Department is trained and qualified to layout the traffic counters.


Restriping on Main Street/ Reverse Angle Parking/ Bike Lanes- Discussion

ITD intends to pay for striping on main street but will not pay for the cross hatching or some of the additional painted arrows. The ITD is scheduled for the third week in July to be in Victor. ITD needs the City to send them a letter requesting the reverse angle parking. Mr. Heuseveldt then went over the cost estimate for the signs. Discussion was held about proper signage needed for Main Street changes.

Councilman Naef requested the stripe line to continue up the curb for visibility.

A motion was made and seconded to approve the restriping plan for Main Street with proper signage needed no overhead signs, reverse angle parking. The votes as followed; Neaf- yes, Bergart- yes, Kearsley- no, Ziem- yes.


Craig Sherman, City Clerk


Scott Fitzgerald, Mayor