

June 24, 2009

Victor City Hall

## CITY COUNCIL MEETING MINUTES

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

### **Susan Fenger- Grant Writer - Update**

Grant Writer Susan Fenger updated the Council with grants available. There are grants for the Public Works Department and from ITD. A discussion was held on options for grants. Council asked Mrs. Fenger to follow up on grants that the AIC has listed on their website for cities. Mrs. Fenger informed the Council the next step is to prioritize the available grants.

### **Timberline - Update**

Attorney Herb Heimerl updated the Council with the Timberline Subdivision. Mr. Heimerl filed an order of non-compliance with the County to suspend the sale of lots within the subdivision until the infrastructure is completed. Mr. Heimerl sent a notice to the developer informing him of the filed document. Council asked Public Works Director Scott Golden to create a list of the items uncompleted for Council to review.

### **Grant Thompson- Foundation on Main- Update**

Grant Thompson owns an abandoned foundation on Main Street. City Planner Bill Knight sent Mr. Thompson a letter on May 5<sup>th</sup>. Mr. Thompson has not responded. Attorney Herb Heimerl informed the Council of two options with the abandoned foundation. The first option would be to declare it a nuisance according to the Nuisance Ordinance. The city would pay for the removal of the foundation, then place a special assessment against the property through the county tax collector. The second option would be to sue the property owner and ask a judge to order the property owner to remove at his cost. Council asked City Administrator Craig Sherman to contact Mr. Thompson asking him to attend a Council meeting in July.

### **46 South Main- Building Structure- Safety Concerns**

Mr. Knight updated the Council regarding a letter that was sent to the property owners at 46 South Main Street. The structure on the property needs an inspection from the building inspector to deem if it is safe to be occupied. Mr. Knight's letter requested permission to enter the property in order to complete the inspection. The property owner has not responded to the letter. Council asked Mr. Knight to follow up with the property owner or manager to get the permission to enter.

### **97 South Main- Abandoned House- Safety Concerns**

Mr. Knight updated the Council regarding a letter that was sent to the property owners at 97 South Main Street. The structure on the property is abandoned and needs to be brought up to code for safety concerns or taken down. The property at 97 North Main is scheduled to be burnt by the fire district in September. Council asked Mr. Knight to get confirmation from the property owner of the schedule.

### **Teton Basin Ice Hockey Rink – Lease Agreement**

Attorney Herb Heimerl informed Council the lease for the Hockey Rink went before the P&Z Commission. They recommended the approval to the Council. The P&Z had concerns with color of the building, the landscaping plan, and the placement of the dumpsters. All these issues will be addressed in the management plan that will be approved before they occupy the building. Changes were made to the lease agreement.

A motion was made and seconded to approve the lease with Teton Basin Ice Hockey Rink with Mr. Heimerl's review before signing. The ayes were unanimous.

### **Teton Springs-**

City Engineer Rob Heuseveldt informed the Council that Sunrise Engineering is working on a sewer fee analysis called a CIP. City Administrator Craig Sherman informed the Council with a request the City Attorney Paul Fitzer was sent to him asking to proceed or withdrawal the lawsuit. Council discussed the options and approved the attorney to request the stay. Council agreed to wait for the CIP results from Sunrise.

### **P&Z- Sunset Village- Findings of Facts & Conclusions of Law**

Council made changes to the Findings of Facts & Conclusions of Law for Sunset Village. Council asked to review the document after the changes are made.

### **P&Z- Victor Crossroads- Findings of Facts & Conclusions of Law**

Council made changes to the Findings of Facts & Conclusions of Law for Victor Crossroads.

A motion was made and seconded to approve the amended Findings of Facts & Conclusions of Law. The ayes were unanimous.

### **P&Z- Timberline Ranch- Findings of Facts & Conclusions of Law**

A motion was made and seconded to approve the Findings of Facts & Conclusions of Law for the Timberline Ranch Subdivision. The ayes were unanimous.

**Airport Subdivision- Request to Terminate CCR's**

Mayor Scott Fitzgerald recused from the subject. Council President David Kearsley open a discussion with Council regarding the termination of the CCR's in the Airport Subdivision.

A motion was made and seconded to approve the abolishing of the CCR's for the Airport Subdivision. The ayes were unanimous.

**Administrative- Grant Writer Contract**

Council made changes to the contract for the Grant Writer Susan Fenger.

A motion was made and seconded to approve the Grant Writer contract with Susan Fenger retroactively approved on the 13<sup>th</sup> of May 2009. The ayes were unanimous.

**Administrative**

Mr. Sherman informed Council the Chamber of Commerce is asking for a donation toward the Teton County Fireworks for the 4<sup>th</sup> of July. Council has a discussion.

A motion was made and seconded to approve the donation of \$1000.00 for the 2009 fireworks. The ayes were unanimous.

**Calendaring**


July 1<sup>st</sup> -An open house regarding the re-stripping of Main Street will be at 6:00pm.

July 15<sup>th</sup> - A public meeting is scheduled regarding the proposed Truck Route at 7:00pm.

**Bills**

Motion was made, seconded and the ayes were unanimous to pay the bills.

Motion made and seconded to adjourn the meeting. The ayes were unanimous.

  
Craig Sherman, City Clerk

  
Scott Fitzgerald, Mayor