

City Council Meeting

June 23 , 2021

Victor, ID

Victor City Council met in regular session in the Council Chambers in City Hall at 32 Elm Street at 7:00 P.M. Upon roll call the following were found to be present:

Mayor & Council: Will Frohlich, Molly Absolon, Emily Sustick and Amy Ross. Stacy Hulsing was absent.

Staff: Herb Heimerl, Joanna Burkart, Kim Kolner, Michelle Smith.

Mayor Frohlich requested a motion to amend the agenda. A motion was made by Councilwoman Absolon and seconded by Councilwoman Ross to amend the agenda by adding item c. Agreement for Interim City Administrator Services under matters from Mayor, Council and Staff. Mayor Frohlich called for a vote. The vote showed all in favor. The motion carried.

Visitors.

Shon Kunz made public comment regarding a possibility of a well being drilled instead of hooking onto the city hookups on his property of 80 acres located south of E 7750 S. Staff will look into this and set up a meeting.

Marian Ruzicka made public comment regarding a alert from google about a breach with her account information through Xpress Bill Pay, Planning and Zoning Commissioners attitudes at their meetings and moonlighting discussion.

Work Session.

FY22 Budget Discussion. Joanna Burkhart made staff comment on the social service funding requests that was tabled at the last meeting for council to have more time to review the funding requests. Further discussion was made between council working though the numbers and priorities of each request, and why the city contributes money to non-profit groups, Joanna will send out an updated spreadsheet for council to review. A general consensus was made to table this item to the next council meeting for council to continue reviewing the numbers and when all council members will be present. Public comment was opened. Marian Ruzicka made public comment regarding keeping in mind of need vs want with these services requests, as well as a possible reserve fund for a relief fund for restaurants. Public comment was closed. No action taken at this time.

LDC Code Text Amendment to amend title 10 of the Victor Municipal code to amend sections in articles 11 & 14 regarding Screening, Lighting, and Nonconformities. Kim Kolner made staff comment regarding the history and purposed of the proposed changes for code enforcement efforts pertaining to: outdoor storage, outdoor lighting, and nonconformities; removing the development review meeting and replacing it with a service provider notification process; and reduction of riparian buffer requirements. Discussion was made between council regarding the requirements for the trail creek buffer, floodplain buffer setbacks and reviewed the FEMA outlines and maps data. Public comment was opened. Zach Smith made public comment regarding the density and green space along the floodplain. Public comment was closed.

A motion was made by Councilwoman Sustick and seconded by Councilwoman Absolon to direct staff to prepare these code amendments listed in the staff report for public hearing with the exception of article 13: Riparian buffer to continue with a work session with P&Z and Council. Mayor Frohlich called for the vote. The vote showed all in favor. The motion carried. Amendments made to: Article 10- Outdoor lighting, Article 11 – Outdoor Lighting, Article 13 - Riparian Buffer, Article 14 - Development Review Meeting, and Article 14 – Nonconformities.

Public Hearing/Action Items:

Mountain Bike of the Tetons MOU Amendment. Carl Osterberg made staff comment regarding the amendments being made to the maintenance agreement between Mountain Bike of the Tetons and the City of Victor and stated that at this time, MBT is not comfortable signing the MOU as drafted. Chris Brule, representing Mountain Bike of the Tetons, made public comment regarding a few reservations that they have with the drafted MOU. This item will be brought up with staff and then brought back to council for further direction. No action taken at this time.

Broulims Rezoning Appeal Application. Herb Heimerl made staff comment regarding the letter of appeal that was submitted presenting a detailed list of reasons why the rezone should be reversed. Herb, the City Attorney reviewed the legal process for an appeal and stated that Council can either reconsider the Broulims application or they can forego the request and let the statutory 60 days lapse without reconsidering it and that will be deemed a denial. Waiting the 60 days delays the 28-day limit on filing a petition for judicial review and recommends getting that 28-day period started by reconsidering the decision. Council has decided to reconsider the rezone at this time and discussion followed with the issues listed in the request for reconsideration of decision, File number LU2020-01- Broulims Rezoning: analysis for supporting approval criteria and staff is currently working on the official finds of fact summary, and the conditions of approval studies requirements for a site plan review.

A motion was made by Councilwoman Ross and seconded by Councilwoman Absolon to affirm the decision to approve the Broulins rezone pursuant to the motion made at the City Council meeting on May 26, 2021. Mayor Frohlich called for a roll call vote. Councilwoman Absolon-In Favor, Councilwoman Sustick-In Favor, Councilwoman Ross- In Favor. The motion carried.

Consent Calendar:

A motion was made by Councilwoman Absolon and seconded by Councilwoman Ross to approve the consent calendar including items a-c, with the exception for item c. as presented with the following motions:

- a. To approve the June 9, 2021 regular meeting minutes as presented.
- b. To approve the disbursements as presented.
- c. To approve the Dust Control on additional Roads as presented.

Mayor Frohlich called for a vote. The vote showed all in favor. The motion carried.

Dust Control on additional Roads. Councilwoman Sustick would like clarification on the product that is used and is it damaging to vehicles and are the additional areas within city limits Nate made staff comment regarding the magnesium chloride product is a salt based and can cause damage to vehicles, and explained that this is not for dust control, it is to help keep the road together by keeping the gravel on the surface of the road. A motion was made by Councilwoman Absolon seconded by Councilwoman Sustick to approve the addition expenditures in the street fund. Mayor Frohlich called for a vote. The vote showed all in favor. The motion carried.

Matters from Mayor, Council & Staff.

Agreement for Interim City Administrator Services. Mayor Frohlich made staff comment with the reason for this item to be added to the agenda, and that the city is in need of someone to help fill the role of the city administrator position for the time being. Mayor reached out to Troy Butzlaff and have reached an agreement to full-fill an at-will employment agreement for interim city administrator services. A motion was made by Councilwoman Ross and seconded by Councilwoman Absolon to approve the Interim City Administrator Services Contract as presented, subject to any modifications made by the City Attorney. Mayor Frohlich called for a roll call vote. Councilwoman Absolon- In Favor, Councilwoman Sustick- In Favor, Councilwoman Ross- In Favor. The motion carried.

Dashboard. The dashboard included planning applications and permits, the next scheduled P&Z and URA meeting dates, the monthly treasurer report, and the July 4th volunteers and schedule.

Adjourn. A motion was made by Councilwoman Ross and seconded by Councilwoman Absolon to adjourn the meeting. Mayor Frohlich called for the vote. The vote showed all in favor. The motion carried. The meeting adjourned at 9:06 P.M.

City of Victor

Will Frohlich, Mayor

ATTEST:

Michelle Smith, City Clerk

Minutes: MS 06232021