

# REGULAR KETCHUM CITY COUNCIL MEETING

Monday, July 21, 2014 at 5:30 p.m. Ketchum City Hall, 480 East Avenue N., Ketchum, Idaho

Present: Mayor Nina Jonas

Council President Michael David

Councilor Anne Corrock Councilor Baird Gourlay

Councilor Jim Slanetz (by phone)

Also Present: Special City Attorney Susan Buxton

Ketchum Director of Planning and Building Joyce Allgaier Ketchum Assistant to the City Administrator Lisa Enourato

Ketchum Police Chief Dave Kassner

Ketchum Administrative Clerk Katie Carnduff

Minutes written by Ketchum Recording Secretary Sunny Grant

1. The meeting was called to order by Mayor Nina Jonas at 5:40pm.

## 2. Communications from Mayor and Councilors

## a. Communications from Mayor & Council

- Council President Michael David said he'd been quoted as saying he thought the City of Sun Valley should be a
  Ketchum Parks and Rec funding partner. He would in fact like for Ketchum to approach Sun Valley to discuss Sun
  Valley being a funding partner of Ketchum Parks and Rec.
- Councilor Anne Corrock said Ketchum Police Chief Dave Kassner requested the City pass a law to regulate the RV
  parking area. Apparently, cars are parking in the RV ONLY area. Chief Kassner said it makes sense to have a law in
  place permitting the RV parking, along with a definition of what is and is not an RV, and the hours that RV parking is
  permitted. Councilor Corrock said Council needed to determine what months and what hours the RV parking is
  permitted. She added that a truck pulling a boat should be able to stop and visit Ketchum as well. Mayor Nina Jonas
  said the Traffic Committee would look into it.
- Councilor Corrock said Ketchum is now a member of the Colorado Association of Ski Towns (CAST). She would like
  for Ketchum to send a representative to an upcoming meeting; and, in particular, to get some information on
  Colorado's local option tax (LOT) collection from Vacation Rentals by Owner (VRBO). Councilor Baird Gourlay said
  it would be good to attend one of the shoulder season meetings.

## b. Communications from Council Liaisons: Mountain Rides

- · Councilor David said Mountain Rides is preparing to release construction documents on the transportation hub.
- Councilor David said Mountain Rides learned last week that ITD made a mistake in the funding application cycle for FY2015, resulting in significantly less federal funding for 2015. The Mountain Rides Board would like to enhance latenight service and bus stop improvements, but it may be a challenge to just continue current service.
- Mountain Rides Town routes ridership is up for June over 2013.
- Mountain Rides expects to break ground next spring on the maintenance and storage facility in Bellevue.

## 3. Communications from the Public for items not on the agenda.

 Ketchum Community Development Corporation Executive Director Jon Duval thanked Ketchum Council for funding the Ketchum Innovation Center (KIC) building, but asked Council to check into funding KIC overhead.

## 4. Visit Sun Valley Quarterly Update

5:55:00 pm Arlene Schieven, Visit Sun Valley President and CMO, said sales indicators for October through April showed Ketchum and Sun Valley LOT down about 3%, but increasing considerably in May. Skier visits were down 10% this past winter; but accommodations were up 66% for October through June. Winter visitors—hotel stays, second homeowners, day visitors and people staying with friends and relatives—were up 6.4% over last year. The airport survey showed an increase in enplanements, and the percentage of people on the planes was almost 83%. Summer occupancies in Ketchum in June are up 4%.

Sun Valley Marketing Alliance (SVMA) will be transitioning its website accommodation sales on July 31 from VacationRoost.com to Ski.com. Ski.com can assist guests with both accommodations and airlines.

Website visits to date are up almost 50%, with major increases in San Francisco, Los Angeles, and Seattle, where the SVMA is targeting its marketing money. Boise was added to this summer's market for regional events, and website visits are increasing. SVMA is now marketing in New York, which along with Boise have turned out to be the strongest

market so far this summer. Next year, Boise will be a market year-round and Salt Lake will be at least a summer market. Originating flights from Denver and New York are strong.

SVMA has already reached its year-end social media target for Instagram and Twitter. Facebook is close to its year-end target.

Sun Valley received 13 Top Ten accolades this year. SVMA has hosted writers from RV magazine, the Australia Associated Press and got great coverage in news magazines, niche magazines, blogs, etc.

The Summer campaign May through September is funded entirely by the new 1% LOT; and is focused on Denver, New York, San Francisco, L.A. and Seattle. The best results are coming from the 30-second video ads, so more video ads are being produced for next winter and also next summer.

SVMA is outreaching to all kinds of local groups, from second homeowners to builders and architects, to make them aware of SVMA. Membership is up, especially as a result of welcoming service-based businesses and lowering next year's membership fee.

SVMA is moving ahead with winter marketing plans, although the budget is not yet set.

• Councilor Corrock asked how much Ketchum is talked about in the "Visit Sun Valley" marketing campaign. Schieven said the brand "Sun Valley" has the greatest global recognition in the marketplace, and even Sun Valley isn't that well known. There's a lot of information about Ketchum on the Visit Sun Valley website, once people get to it.

## PUBLIC COMMENT:

 KURA Vice-Chairman Trish Wilson asked how SVMA would track room nights when Sun Valley Resort closes the Lodge.

Schieven said the number of rooms available locally will go down, so occupancy will be a higher percentage. SVMA looks at the number of room nights sold as the primary indicator. Sun Valley will have more than 300 rooms available; but weeks that are typically full should see an increase in Ketchum hotel stays and LOT numbers.

#### COMMUNICATIONS FROM STAFF

 Vue Townhomes Subdivision Final Plat – Thomas Monge and Elmar Grabher, 105 Pinewood Lane (Lot 19, Parkwood Subdivision – Joyce Allgaier, Director of Planning and Building.

This is Vue Townhomes two-lot Subdivision final plat, which conforms with preliminary plat that Council approved at a previous meeting, with one main exception. Council and neighbors suggested the applicant move the internal lot line between 19A and 19B about 2½ ft to the east to allow for some additional setback on their westernmost boundary.

6:10:00 pm Ketchum Director of Planning and Building Joyce Allgaier said Ketchum would become owner of the dedicated water line and sewer line in the two easements. The two easements are not yet complete, so Final Plat is amended to include Condition of Approval #9 that a performance bond in the amount of 150% of the cost of outstanding required city improvements will be filed with the City Clerk to insure satisfactory construction of the required improvements. Both the list of itemized improvements and the final cost amount for those improvements shall meet with the approval of the Public Works Director/City Engineer and final plat shall not be signed by the City Clerk until such bond is provided. The Ketchum Planning Department frequently collects bonds for public infrastructure and other improvements associated with subdivisions and townhomes.

## PUBLIC COMMENT - None

- · Councilor Corrock commended the applicant on working with neighbors to arrive at a satisfactory agreement.
- Councilor Slanetz said everyone in agreement was a good move.

Council President Michael David moved to approve the application by Thomas Monge and Elmar Grabher for the subdivision of Lot 19, Parkwood Subdivision, into Lots 19A and 19B, Final Plat, with Conditions 1 through 9. Motion seconded by Councilor Baird Gourlay, and passed unanimously.

6. Ketchum Natural Resource, Water and Energy Conservation Implementation Scope of Work.
6:14:00 pm City Attorney Susan Buxton said Ketchum's updated Comprehensive Plan, approved in February, 2014, put forth a number of goals. The Comprehensive Plan itself is not a legal document, but is a guideline for making an implementation plan. Staff looked through the Comp Plan and grouped items that would contribute to a plan for water and energy conservation. City Attorney Buxton discussed the scope of work with Ketchum Public Works Director/City Engineer Robyn Mattison and Director of Planning and Building Joyce Allgaier and determined that much of the work can be done in-house, with the outside assistance of Wendy Pabich, a local water expert. Public Works will be addressing water resources and conjunctive management issues over the next few years, and this Scope of Work would include that as well.

Councilors said that energy resources is in line with one of the stated goals for FY2015.

PUBLIC COMMENT - None

Staff will present Council with a formal Scope of Work and budget at a future meeting.

#### AGREEMENTS AND CONTRACTS

Lease Agreement with Sun Valley Company for use of the River Run Upper Parking Lot during Wagon Days

6:20:35 pm Ketchum Administrative Clerk Katie Carnduff said this is an annual lease agreement to allow parade participants to park in the River Run Upper Parking Lot. The contract is exactly the same as last year.

Councilor Corrock asked what was charged and how much revenue there was, and if RV public parking can be put there during the event as well. Carnduff will check with Sun Valley Events.

Councilor Baird Gourlay moved to approve the lease agreement with Sun Valley Company for use of the River Run Upper Parking Lot during Wagon Days. Motion seconded by Council President Michael David, and passed unanimously.

## 7. ORDINANCES AND RESOLUTIONS.

Ordinance Number 1118 Proposed Text Amendment to the Ketchum Zoning Code, Title 17, Chapter 17.72 Light Industrial District Number 2 (LI-2), Section 17.72.010.B Conditional Uses Permitted, George Gollaher, applicant.

6:25:00 pm Director of Planning and Building Joyce Allgaier distributed public comment received today. She said Council and staff had received a number of emails today.

This is the second reading of proposed Ordinance 1118, an amendment to the LI-2 zoning district to allow restaurants to operate after 9:00pm and with a Conditional Use Permit. Restaurants are a Conditional Use and are limited to 1,000sf and only allowed to operate until 9:00pm. If this text amendment is passed, the Planning Commission would have to make a determination to allow a restaurant to be open past 9:00pm.

Ketchum met legal notice requirements, and held the first reading and public hearing on July 7.

The applicant originally proposed that "... shall serve no later than 9:00pm" should be stricken. P&Z discussed the language at length, and decided that it could recommend the text amendment as a conditional use.

Council and staff considerations:

- Restaurant is not a primary use in the LI. Is industrial use land being given away to other uses?
- The LI says restaurants should only serve as a support service to the industrial district, which is a strong employment center. Restaurants are a convenience to the LI workforce.
- The Ketchum Comp Plan targets the downtown commercial core as key area for retail, food service and entertainment. Ketchum doesn't want to lose vitality in the downtown.
- Is there an impact on LI residents? Conditional uses try to control impacts on other LI residents, but residential uses
  above the first floor in the LI are a secondary use. Traditional Conditional Use criteria don't really include impacts.
- The 9:00pm time and 1,000sf restrictions were very explicit to reinforce that a restaurant in the LI is just for support
  service in the LI. The restaurant is not meant to be an attractant to visitors and tourists and draw vehicles into the
  area. There is a lot of protection-type language in the LI to keep it industrial.
- There are some provisions for mixed use—office plus residential—in the LI, but office space is limited in the LI. A
  lot of thought was put into LI language. The land was meant to be for services, repairs, manufacturing, and light
  industrial use. Offices are encouraged downtown to keep people moving around during the day.
- It is important for both P&Z and Council to carefully consider this text amendment ordinance separate from an
  individual applicant. Bigwood Bread plays an important role in the community, but this text amendment is about an
  entire area in the city that affects more than one business and will open the door to more businesses. If this ordinance
  passes, Bigwood Bread will still have to go back to P&Z for a revision to their conditional use permit.
- · Staff will have to look at LI-1 and LI-3 as well in the future.

## PUBLIC COMMENT:

- Esmerelda Gordon, owner of a unit in the LI, said contracts are designed to eliminate or stifle competition, create a monopoly, and artificially maintain prices. It is impossible for a small industry to make it in this small town; light industrial belongs in Hailey or Bellevue. Bigwood Bread has built a beautiful building and provided jobs for the community, and she would like to see something realistic happen in the community. There's no parking in the core. She thinks it's outrageous for the City to not allow Bigwood Bread to break even or make a profit. Gordon wants Ketchum to change all the parameters in the industrial district.
- Dave Hayes supports George Gollaher and his request to extend the hours of the new Bigwood Bakery beyond 9:00.
  Hayes said a comparison to Grumpy's at a prior meeting should have no bearing on this request. George Gollaher has
  a first-class operation, and Bigwood Bakery is a state-of-the-art bakery facility and tasteful restaurant addition to the
  industrial area and whole community. Hayes said there may be a need to protect the community core and its
  businesses; but the Knob Hill Inn and Bigwood Grill are technically in the Core area and are not convenient or within
  walking access of the downtown area.

- Dave Wilson, landowner in the LI for 28 years, said Ketchum needs to revisit the LI. LI residents always struggle with
  what they are. The Scott Building in the LI-3, where Wilson lives, is a permitted use for residential, and residential is a
  permitted use in the LI-2 as well. Residents in the Scott Building voted 18 in favor of Ordinance 1118, 3 against, and 8
  no response. All three residents in the Redwood Building are in favor of the ordinance. Wilson agreed it's
  unenforceable, and he looks forward to the bakery being open.
- Nancy Haust lives in downtown Ketchum and would like to see Bigwood Bakery expand and the hours extended.
- Bill Joseph and his wife have come to Sun Valley for 20 years and are now permanent residents. The community
  needs more vitality and jobs, and Bigwood Bakery has provided jobs and commerce opportunities. Everything George
  Gollaher has done in the valley is a quality operation. Joseph didn't think most restaurants could operate economically
  with such limited hours. This restaurant is going to be a quality new addition and attraction in the community.
   Bigwood Bread contributes to the community and should be supported.
- Matt Newhouse, Ketchum businessowner, said he and his wife have gotten to know George Gollaher the last year and
  concur with everything said about Bigwood Bread. Gollaher has made a tremendous investment in the community
  with his generosity and commitment to local business. They wholeheartedly support Gollaher. Newhouse said he
  needs a place where he can take his kids and they can have a good time.
- P&Z Commissioner Steve Cook said he was concerned about the fundamental planning issues. Cook said asking the P&Z to judge individual cases through the CUP process was a burden on P&Z and staff. If P&Z grants extended hours to one establishment, it is opening up the door to all restaurant establishments in the LI-2, which is a large land area. P&Z can't grant special privileges to just one establishment without discriminating against others. Cook cautioned Council to think long term. The LI-2 is sort of a "living" zone, and expanded hours are currently an anticipated need for Bigwood Bread. If businesses get going in the LI and there becomes a demonstrated need for a restaurant to extend its hours based on actual performance and a track record, the City can look at that. It's too early right now to impose the City and the LI-2 with the need to individually entertain a CUP.
- Jim Laski, attorney representing the Gollahers and Bigwood Bread, said the written comments he had reviewed were all in favor. Chapter 12, Paragraph 5 of the Comprehensive Plan talks about industrial areas as employment districts augmented with new worker housing and trying to create what would evolve into a more vibrant mixed use community. Staff recommended in favor of this proposal; and the applicant wants Council to consider that there could be appropriate circumstances for a restaurant to be open after 9:00pm. Laski suggested Ketchum not wait until there's a need. The ordinance doesn't give approval; it just gives an applicant the opportunity to ask for approval. Laski noted that P&Z Commissioner Steve Cook has an ownership interest in Cristina's Restaurant in the Community Core.
- 6:58:27 pm Trish Wilson agreed with her husband Dave Wilson, who spoke earlier. She is a KURA Board Commissioner, and takes exception to Steve Cook's comment about being "burdened" by having to make a decision, since it comes with the job. The Light Industrial district has changed significantly from when they moved to the area 30 years ago. Everything has shifted to Hailey since then, and Ketchum needs to look at the changing area and community from a broader point of view than just Bigwood Bread and any other business that chooses to make the community more vibrant.
- Mickey Garcia said this is another illustration of government stupidity. Government is not good at this kind of
  decision. Government should allow the marketplace to dictate the decision. Bigwood Bread is a heavy industrial use,
  where workers work hard and sweat a lot, and Bigwood Bread wants to keep his restaurant open past 9:00pm. The
  Light Industrial should be totally reviewed in a new light; and there's no reason why any restaurant in any of the LI
  zones shouldn't be allowed to stay open past 9:00pm.
- Lee Echanove, who just moved to the LI area, supports the bakery, but asked if there was a demand for the
  restaurant. He likes the idea and can't wait to buy products from Bigwood Bread, but right now, the LI is a ghost
  town after 6:00pm. Will Bigwood Bread have what it takes to draw people from the core and neighboring areas?

Special City Attorney Susan Buxton said she understood the concern about 14th Amendment restriction of trade, arbitrary and capricious decisions and equal protection clauses, but this is a question of zoning. Is the zoning reasonable, or is the City singling out one person over another or one use over another. Ketchum is being asked to change what is already allowed, which is not restraint of trade, arbitrary or capricious or an equal protection issue because all businesses are treated equally. The applicant does not appear to be alleging that the City is violating Idaho Constitution. The proposed ordinance requires Conditional Use review, which has standards that would address whether the use is viable and useful, and whether it is compatible with other uses in the area. At this time, Ketchum's ordinances as they exist do not appear to be unconstitutional. A conditional use could become a restraint of trade if the applicant were deliberately denied because there's already a business in the area that sells the same product or does the same thing.

Director of Planning and Building Joyce Allgaier said all three industrial districts got a lot of attention during Comprehensive Plan discussions, and need to be reviewed for potential code amendments. The LI has evolved a great deal, and has become a place unto itself. The Planning Department needs to figure out how to make it even better and more dynamic without losing an area for services and the kind of support locals need. Communities need a place where they can have their cars and TVs fixed, and they can pick up landscaping supplies without driving 15 miles and spending money on gasoline and putting CO<sup>2</sup> in the air. This is a working class neighborhood with a lot of employees, who want

services that are easy to get to. With the Comprehensive Plan done, the Planning Department will soon be re-looking at its Land Use Code to make sure it and the Comp Plan correspond.

Allgaier said that staff support the Code Amendment, and the Planning Commission recommended in favor of it, with the caveat that it be a conditional use. She still has some concerns about how to judge a restaurant in the LI zone district.

Mayor Nina Jonas said everyone in this community has their fingers in more than one cookie jar and incurs perceived conflicts of interest. She said that P&Z Commissioner Steve Cook's comments have to be taken in good faith and that he works for the community as a whole. Mayor Jonas thanked P&Z Commissioner Cook and KURA Commissioner Vice-Chairman Trish Wilson for their volunteer work on behalf of Ketchum.

Allgaier said the P&Z looks at a very distinct proposal in a Conditional Use application, which includes size, hours, noise, neighbors, traffic potential, vicinity and land uses, and places conditions on the Conditional Use that make the use fit into the neighborhood. Conditional uses are site specific and run with the land. Residential units in the LI are noticed that they are in an industrial area, where uses may be noisy and run all night.

City Attorney Susan Buxton said ordinances are written to be as objective as possible.

- Councilor David said City officials are in their jobs to make decisions, and this text amendment allows a restaurant to
  present their case to be open later than 9:00pm. Councilor David feels the rules are antiquated in an area that's
  changed dramatically in the last 30 years. Ketchum needs to add some flexibility and support business in this
  community rather than putting a barrier in front of them. A conditional use permit gives staff, the Planning
  Commission, residents and neighbors the opportunity to be part of the process and the decision.
- Councilor Gourlay asked the applicant why a restaurant that is only supposed to support services needs to be open
  past 9:00pm

Jim Laski, representing Bigwood Bread, said the LI ordinance doesn't say "only" support services. The applicant feels there's a need in the LI for restaurants to stay open for people who live and work there.

- Councilor Gourlay asked how much space Bigwood Bread will use for outside seating.
   Allgaier said it wasn't specified in Bigwood Bread's site plan. This information would be part of the Conditional Use permit discussion.
- Councilor Gourlay said the Conditional Use process should work, but he has serious concerns about depleting the LI's resources. Councilor Gourlay said he had been to the LI in the last two weeks to get his lawnmower fixed, buy paint from the paint store, get gas and his oil changed and his car washed. He went to the lumberyard seven times, met with his landscaper, bought windows and a door, and a battery for his boat. Councilor Gourlay said Bigwood Bread had done a wonderful job and brought jobs to the area, but Ketchum has argued about protecting the LI for a long time for these purposes. There are a number of small businesses that need protection. If restaurants can be in the LI, the price of property is going to increase, and a car mechanic can't afford to be there. Councilor Gourlay said he only goes to Hailey when he has to, and he's had to go to Hailey more and more lately. Councilor Gourlay said he doesn't want to see another application like this in the LI; but said he could consider carving off south and north sections and protecting the core area.
- Councilor Corrock is also very concerned about the LI. Ketchum is trying to protect businesses in the LI from having to move south. Ordinance 1118 is a tough decision, because it's a specific business that is applying and it's hard to separate the ordinance from the applicant. She asked if the restaurant can serve outside, or if it is just a seating area. Allgaier said Bigwood Bakery's proposal was for 1,000sf of restaurant area and indoor seating, but they requested outside seating and they've created a beautiful courtyard area. They didn't expect to have "wait staff" serve outside, but there is no restriction to outside service. They didn't specify how many seats. Planning staff didn't pursue the topic because Ketchum's parking requirements don't consider outside seating.
- Councilor Corrock said some public comment was that this would bring people into the LI after working hours, which goes against the intent of allowing restaurants in the LI. This text amendment is a huge change of direction. She said Grumpy's indicated they would like to be part of this discussion, but Grumpy's is in the LI-1. Councilor Corrock feels this should all be looked at at the same time and not piecemealed. Because the LI is at the top of the list of Code changes, she would like to see the text amendment tabled until there can be a comprehensive look at the whole LI instead of a focus on one business in the LI-2.
- Councilor Slanetz said he's okay with serving after 9:00pm. The big question is what does Ketchum want to do with the LI. He thinks this fits, because a bakery is in the LI. If a brew pub went in as part of brewing beer, that would be okay. He doesn't want to open it up to any restaurant, because then services wouldn't be able to afford a business there. He thinks Bigwood Bread is a mixed use within itself, in a mixed use area; and is a restaurant that is part of an industrial operation. Councilor Slanetz is willing to move forward with this text amendment because it fits into his vision of a mixed use LI.
- Councilor David said residences in the LI may be seen as secondary to businesses, but they should be included in the
  need for support service. He agreed that piecemealing is not good planning, but the conditional use process allows
  Council to move forward and the opportunity to look at an applicant, based on merits, and see if it will fit.
- Councilor Corrock said holding off for a comprehensive study didn't stop Bigwood Bread from being open all day, until 9:00 at night. Bigwood Bread was built and designed to fit the Code. Councilor Corrock said she was once a

P&Z Commissioner and it's good to have policies and guidelines under which to make political decisions. She added that changing Code is very impactful to everyone, not just the applicant, which is why there are three readings.

Councilor Baird Gourlay moved to approve the second reading of Ordinance 1118 by title only, and schedule a third reading. Motion seconded by Councilor Jim Slanetz. Motion carried unanimously.

City Attorney Susan Buxton read the title of Ordinance 1118, an ordinance of the City of Ketchum, Idaho, amending Title 17, Chapter 17.72.010 Conditional Uses Permitted, amending language to allow for restraints in small food establishments, to operation after 9:00pm in Light Industrial 2 zone (LI-2) if approved through a Conditional Use Permit providing a Savings and Severability Clause, providing a repealer clause and providing an effective date.

7:51:00 pm Council President Michael David moved to waive the third reading of Ordinance 1118 and adopt the ordinance. Motion seconded by Councilor Jim Slanetz. Councilor Baird Gourlay said he would prefer to have a third reading. This is not approving one person's application, although the application is reasonable. When P&Z starts to look at the whole issue, this should be a model. Roll call on the adoption of Ordinance 1118: Council President Michael David yes, Councilor Baird Gourlay yes, Councilor Jim Slanetz yes, Councilor Anne Corrock no. Motion carried with three in favor and Councilor Anne Corrock opposed.

Allgaier said P&Z considered Bigwood Bread a success story. It is a huge production with little appendages of retail and the restaurant associated with what they are producing. It is a perfect kind of use for the LI.

#### 8. CONSENT CALENDAR

- a. Approval of minutes: July 7, 2014
- b. Recommendation to approve current bills and payroll summary.
- Approval of 2014-15 Liquor, Beer and Wine Licenses.
- d. Contract for Services with Karen Jacobsen for the City's Bollard Sleeve and Concrete Stamp Project (part of the Transit Center Project.)
- e. Contract for Services with Randi McIntee for the City's Tree Grate project (part of the Transit Center Project.)
- f. Contract for Services with Kim Frank for the City's Tree Grate Project (part of the Transit Center Project.)
- g. Findings of Fact and Decisions of Law regarding:
  - i. YMCA Minor PUD Amendment.
  - ii. Vue Townhomes Subdivision Final Plat.

Councilor Corrock asked why the contracts for the transit hub were being paid by Ketchum and not the transit hub. Councilor Gourlay said the Ketchum Arts Commission was responsible for these contracts and aesthetic additions to the transit hub. Staff will check to see why Ketchum is paying the bills.

Councilor Baird Gourlay moved to adopt the Consent Calendar for July 21, 2014, with the exception of d, e, and f, contracts for service for the Transit Center Project; and g.ii. Vue Townhomes Subdivision Final Plat is amended with the addition of Condition #9. Motion seconded by Council President Michael David, and passed unanimously.

ADJOURNMENT.

Councilor Anne Corrock moved to adjourn at 7:58pm. Council President Michael David seconded the motion, and it passed unanimously.

ATTEST:

Sandra E. Cady, CMC

City Clerk