



TROY CITY COUNCIL

SPECIAL MEETING MINUTES

City Hall – 519 S. Main St., Troy, Idaho

WEDNESDAY, MAY 31, 2023 5 PM

MEETING CALLED TO ORDER: Mayor Corr called the meeting to order at 5:02 P.M.

- **PRESENT:** Mayor: Steve Corr, Councilors: Bill Abbott, Patrick Cordova, Cindy Gray
- **ABSENT:** Mike Yenney, Dale Howe
- **STAFF:** Clerk/Treasurer: Sabrina Moyer; Deputy Clerk: Olivia Bottini; City Attorney: Todd Richardson
- **Guests:** Several community members (See Attached sign-up sheet)

SCHEDULED AGENDA ITEMS:

- **424 S MAIN STREET CUP APPEAL:** City Attorney Todd Richardson explained to the attendees that the public hearing had already taken place, and a vote had been conducted, leading to the issuance of findings of fact, conclusions of law, and a denied decision by the council. A request for reconsideration was received, followed by a letter from Mr. Meyers' attorney, Greg Rauch, with attachments (which was made part of the reconsideration record) which prompted further discussion. The letter seemed to suggest that denying the conditional use permit (CUP) implied that the event center required a CUP to operate as an event center. However, an event center is an allowed use within the zone, while a CUP in this zone is required for a church or religious facility. The distinction between an event center and a church was discussed, with emphasis on the impact and frequency of events. Mr. Richardson highlighted the importance of preserving a small two-block section for business purposes as per the City's Comprehensive plan. He explained that the intention was not to drive out churches but rather to maintain a downtown business district. The letter also mentioned the possibility of litigation and an invitation for discussion to avoid it. Mr. Richardson requested direction from the council to engage in dialogue with Greg to explore alternative resolutions. Three potential reasons for a lawsuit were threatened by Mr. Meyer's Attorney: tortious interference with a contract, a federal law related to religious land use and incarcerated persons, and a potential lawsuit against the council. It was concluded that there was no new evidence presented in Greg's letter. After a brief discussion, the council gave consensus to allow Mr. Richardson to proceed in further discussion with Mr. Rauch, and Councilwoman Cindy Gray made a motion to reject the motion for reconsideration for the property on 424 S. Main Street, standing by the facts and findings that have already been provided. It was seconded by Councilman Bill Abbott. Motion passed with a roll call vote all in favor (*Cordova, Gray, Abbott*). **Motion carried.**
- **Zoning Workshop:** The zoning workshop date rescheduled to June 21 at 5 PM.
- zoning workshop date.
- **Tennis Court / Pickleball Court:** Council reviewed bid estimates from R-M Construction and Coatings from Boise, ID (\$32,500.00) and Centre Court Sports Surfaces LLC from Vancouver, WA (\$46,462.00) for the Tennis Courts rejuvenation project. Both entities would be able to complete the project this summer. After discussion, Councilman Bill Abbott made a motion to approve the bid estimate from R-M Construction and Coatings for the amount of \$32,500.00 upon final review by the city attorney Todd Richardson and the Mayor's approval. It was seconded by Councilman Patrick Cordova. Motion passed by a roll call vote all in favor. (*Cordova, Gray, Abbott*). **Motion carried.**
- **EXECUTIVE SESSION:** None
- **ACTION ITEM:** None



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- **Additional Citizens Business:** None

ADDITIONAL REPORTS

- **ATTORNEY REPORTS:** No Report.
- **MAYOR CORR'S REPORTS/CORRESPONDENCE:** No Report.
- **COUNCIL REPORTS:**
 - **BILL ABBOTT** - Parks & Rec: No report.
 - **CINDY GRAY** - Public Safety: No report.
 - **MIKE YENNEY**- Streets, Solid Waste, Library: No report.
 - **PATRICK CORDOVA** – Water and Sewer Services: No report.
- **TREASURER/CLERK REPORT:**
- **ADJOURNMENT MOTION:** A motion was made by Councilwoman Cindy Gray to adjourn at 5:27 P.M. A second was made by Councilman Patrick Cordova. ***Motion carried.***
- **Adjourned at 5:27 P.M.**

Steve Corr, Mayor

Sabrina Moyer, City Clerk/Treasurer