

**MINUTES OF THE REGULAR MEETING OF THE GRANTSVILLE CITY
COUNCIL HELD WEDNESDAY, JANUARY 15, 2003.**

Mayor and Council Present: Mayor Byron Anderson; Council Members: Craig Anderson, James Christensen, Kevin Hall and Paul Rupp.

Appointed officers and employees present: Wendy Palmer, City Recorder, Attorney Ron Elton, and Public Works Director Joel Kertamus, Planning Member Kyle Matthews.

Citizens and Guests: Craig Neeley, Aqua Engineering, Diane & Teryl Hunsaker, Mary Ruth Hammond (press), Boy Scout Troops 1706 from Marshall Crossing Ward & 678 from the 4th Ward, Jeff Killpack and son, and Delaun Blake.

PRESENTATION OF PLAQUE FOR OUTGOING PLANNING COMMISSION MEMBERS: Mayor and Council thanked Diane Hunsaker for her service to the city as a member of the Planning Commission and presented her with a plaque. Recorder Palmer was asked to deliver Brent Bunderson's Plaque to his home.

CONSIDERATION OF APPROVAL OF TOOELE COUNTY WATER PROJECT CONTRACT: Craig made the motion to approve the dated January 2003 that deletes section 2.9 and authorize the Mayor to sign. Kevin seconded the motion. Kevin stated that he wanted to verify that the use of the water for dust control is written in the agreement for emergency purposes only. Attorney Elton directed the Mayor and Council to 1(g) of the agreement. Paul asked what happened to the operation and maintenance portion of the agreement. Mayor informed him that the Tooele County Commission would not agree to pay for maintenance when they are turning the facilities over to Grantsville City as well as paying for the pumping costs 50% of the year. Kevin stated that he feels that this partnership is a good deal for the citizens of Grantsville and Tooele County. James stated that he agreed that in the long run this agreement is a good deal. However, in the short run Grantsville has some up front costs that becomes a liability. We have very little assets to go around and by adding this to the list of assets until the project turns the corner and begins to generate revenue, it is a liability to our citizens. Engineer Craig Neeley stated that he feels that this project is a good thing for Grantsville City to be a part of. Mr. Neeley stated that he feels that the estimated revenues will cover the O & M costs. Kevin stated that he feels that it is important for Grantsville City to be a player in where and what this water is being used for. James stated that he has appreciated the effort that everyone has put in to this agreement and he appreciates the County Commissioners for their consideration. Vote is as follows: Yea- James, Paul, Kevin, Craig. Nay- none; Motion carried.

Resolution adopting the inter-local government agreement with Tooele County: Craig made the motion to adopt Resolution 2003-01 adopting the inter-local governmental agreement with Tooele County. Kevin seconded the motion. All voted in favor, motion carried.

APPROVAL OF THE MINUTES OF PREVIOUS MEETINGS: Kevin made the motion to approve the minutes of December 4, 2002. Craig seconded the motion. All voted in favor, motion carried.

Kevin made the motion to approve the minutes of the special meeting held December 17, 2002. Craig seconded the motion. All voted in favor, motion carried.

CONSIDERATION OF PARTICIPATION IN UPSIZING A MAIN WATER LINE EXTENSION ON SOUTH HALE STREET: Jeff Killpack and Delaun Blake requested participation from Grantsville City to install and main water line extension from Zone 2 north to 400 S. Hale Street. Public Works director stated that the city would benefit from this water line extension. Craig Anderson stated that he would be ok with participation if it was configured like the North Cooley water line upgrade participation agreement. Attorney Elton reminded the Council that they have passed a minimum water line size of eight inch just last month. Craig Anderson stated that due to the fact the city has an existing water line that is inadequate for the residents similar to the case on North Cooley he feels the city participation would be justified. Craig made the motion to have Engineer Neeley and Joel run the costs and bring the total expense for the participation back to the Council for consideration. James seconded the motion. All voted in favor, motion carried.

JASON DUHON- 4TH OF JULY 2003: Mr. Duhon asked for additional \$1000 to operate the 4th of July this year. Council instructed Mr. Duhon to plan on the same budget and if he needs more funds to present it to the Council for consideration.

CONSIDERATION OF YOUTH CITY COUNCIL REQUEST FOR THE COUNCIL TO PAY FOR THEIR ATTENDANCE AT THE LEGISLATIVE DAY: Paul made the motion to approve the \$425.00 for tuition for Legislative Day. James seconded the motion. All voted in favor, motion carried.

#7- 3% INSPECTION FEE CALCULATION: Mayor stated that he would manage this item.

CONSIDERATION OF SALARY STEP INCREASE: Craig made the motion to approve the salary step increase for David Aagard from grade 13 step 4 to grade 13 step 5. Craig stated that Officer Aagard does an excellent job. Kevin seconded the motion. All voted in favor, motion carried.

CONSIDERATION OF ORDINANCES AND RESOLUTIONS:

a. Amend Chapter 2 Grantsville City ordinance- amending the residency requirements for appointed officials: Attorney Elton presented a sample ordinance. Kevin expressed his concern about allowing the City Recorder, Chief of Police and the Treasurer to live outside the city limits. Kevin stated that he did not feel comfortable with this. James and Paul both expressed their concern as well. Kevin made the motion to approve ordinance 01-2003 allowing the Justice of the Peace and City Attorney the ability to live outside the city limits. All other appointed officers are to live within the city limits. James seconded the motion. All voted in favor, motion carried.

b. Amend the Land Use Management & Development Code – Increasing the notification requirement for conditional use permits: James made the motion to adopt Ordinance 2003-02 amending the notification requirement from 85 feet to 300 feet for conditional use permits that will be considered by the Planning Commission. Kevin seconded the motion. All voted in favor, motion carried.

CONSIDERATION OF SETTING PUBLIC HEARINGS FOR PLANNING COMMISSION ITEMS: Craig made the motion to set the public hearing for consideration of Trails Master Plan, General Plan future Land Use Map, and Chapter 4.27 of the Land Use Management Code as it relates to minimum width of dwellings for the earliest date that will allow for proper noticing, February 5th if possible. Kevin seconded the motion. All voted in favor, motion carried.

CONSIDERATION OF NEW BUSINESS LICENSES: James made the motion to approve the business license for Glen Wendel at 61 N. Trackside Circle-Honey Do Handyman. Craig seconded the motion. All voted in favor, motion carried.

APPROVAL OF THE BILLS: Kevin made the motion to pay the bills with the exception of Bingham Engineering. Recorder Palmer was instructed to contact Bingham Engineering and get a copy of the work they have performed. We need the disk for Sewer Modeling and the final report for well protection zones. Craig seconded the motion. All voted in favor, motion carried.

OTHER BUSINESS: Mayor reported that the Air Stream project is moving forward. Grantsville City must now create an Annexation Master Plan because Mr. Nielson did not turn in a letter of annexation prior to December 31st 2002.

Kevin stated that the Public Works Director has contacted him concerning a one-week training seminar that he must attend because of his affiliation with the Utah National Guard. Joel is asking for this time away from the city as schooling for the city as well. The class is on anti-terrorism. Joel informed Kevin that the training would be beneficial to Grantsville City as well. Recorder Palmer informed the Mayor and Council that she has received a letter from the Division of Drinking water that a anti-terrorism plan needs to be adopted for the protection of Grantsville City water sources. Kevin made the motion to consider Joel's attendance at the Military Anti-Terrorism class as schooling for Grantsville City as well. Paul seconded the motion. All voted in favor, motion carried.

Kevin informed the Mayor and Council that the Rural Water Conference will be held in St George on February 25th through 28th.

Attorney Elton informed the Mayor and Council that Edward Watson contacted him concerning the letter he received from the City requiring him to remove his outbuilding from the property line along West Street. The letter was issued by the Mayor and Council's direction to the City Recorder. The violation is not adhering to proper set back requirements and failure to purchase a building permit. Craig Anderson stated that the city has bigger issues than this to deal with. These issues along with three other violations of street encroachments were brought forward to the Council at the November 2002 meeting. The Public Works Director measured the street right of way to verify the violations. Attorney Elton stated that Mr. Watson stated that the building is 7 or 8 feet off of his West Street property line. Recorder Palmer informed the Attorney Elton that Mr. Watson must have a front yard set back because he has a corner lot, Main and West Street. This pavilion is on West Street property line. Where the pavement is irrelevant, property lines are what counts. Attorney Elton stated that Mr. Watson would like to meet with the Board of Adjustment. Attorney Elton stated that he would contact Mr. Watson tomorrow.

ADJOURN:

Craig made the motion to adjourn this City Council meeting at 8:30 p.m. Kevin seconded the motion. All voted in favor, motion carried.

Wendy Palmer
City Recorder

Byron Anderson
Mayor