

APPROVED

**MINUTES OF THE REGULAR MEETING OF THE GRANTSVILLE CITY COUNCIL,  
HELD ON DECEMBER 15, 2010 AT THE GRANTSVILLE CITY HALL, 429 EAST  
MAIN STREET, GRANTSVILLE, UTAH. THE MEETING BEGAN AT 7:00 P.M.**

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE.**

Mayor Marshall called the meeting to order and asked everyone to join with him in reciting the "Pledge of Allegiance."

**ROLL CALL:**

**Mayor and Council Members Present:** Mayor Brent Marshall and Council Members Tom Tripp, Mike Johnson, James Vera and Mike Colson.

**Appointed Officers and Employees Present:** Attorney Ronald Elton and Shauna Kertamus.

**Citizens and Guests Present:** Colleen Brunson, Grant Brunson, Gayle Parker, Missy Bird, Kent Liddiard, Scott Stice, Anthony Jacketta, Elise Erler, Lisa Akers, Lance Akers, Mariah Shepherd, Mike Shepherd, Jennifer Shepherd, Justin Reece, Loree Manzanares, Greg Morton Wendi Morton Johnathan Morton, Beatrice Johnson and Shelly Johnson.

**AGENDA:**

**1. Youth Award(s)**

Mayor Marshall and Council Members announced the following youth for recognition awards, congratulated these students and presented a gift to each for their achievements:

- Shelby Brown
- Johnathan Morton
- Alex Johnson
- Bruce Sylva
- Mariah Shepherd
- David Akers

Councilman Todd Castagno arrived at 7:12 p.m.

**2. PUBLIC HEARINGS:**

- a. Proposed minor subdivision at approximately 446 West Picadilly Road, to divide one parcel into two lots (Anthony Jacketta).

Mayor Marshall opened the public hearing at 7:14 p.m. to receive comments on the proposed minor subdivision. No comments were offered and the Mayor closed the public hearing at 7:14 p.m.

- b. Proposed amendment to Chapter 14, Use Regulation Table 14.1, to add goat dairies, not to exceed 500 goats and commercial greenhouses to the A-10 zone as conditional uses and to delete farms devoted to raising and marketing chickens, turkeys or other fowl or poultry, fish or frogs, mink and rabbits, including wholesale and retail sale from the Chapter 14 use table.

Mayor Marshall opened the public hearing at 7:15 p.m. to receive comments on the proposed amendment. No comments were offered and the Mayor closed the public hearing at 7:15 p.m.

### **3. Summary Action Items**

- a. Approval of Minutes of the December 1, 2010 City Council Meeting.
- b. Approval of Business Licenses for Judgment Recovery Bureau Inc. and Brent Smith (Locksmith Home Office). Brent Smith's business license was approved conditioned upon him obtaining a home occupation conditional use permit.
- c. Approval of Bills in the sum of \$111,542.39 dated December 10, 2010.
- d. Personnel Matters: None.

**Motion:** Councilman Castagno made a motion to approve the summary action items. Councilman Vera seconded the motion. All voted in favor and the motion carried.

### **4. Consideration of protests to Annexation Petition of Darrell Nielsen et al.**

Mayor Marshall reported that the City had received three protests to the proposed annexation. They were filed by Lhoist North America (aka Chemical Lime Company), Lonestar Industries Inc. (Utah Portland Quarries, Inc.) and Alan Morris. Mayor Marshall indicated that Darrell Nielsen the contact sponsor for the annexation had agreed that the areas including these properties could be deleted from the annexation if the City agreed. Mayor Marshall indicated that he had received letters from each of these protestants indicating that if their property was deleted from the annexation that they would withdraw their protests. Mayor Marshall suggested that the City agree to delete from the annexation all of Section 31 in Township 1 South, Range 5 West and Sections 5 and 6 and all of Lonestar's property in Section 16, all in Township 2 South, Range 6 West.

**Motion:** Councilman Tripp made a motion to approve the request of Darrell Nielsen to delete the property of the protestants in the manner specified by the Mayor, from the pending annexation. Councilman Johnson seconded the motion. All voted in favor and the motion carried.

**Motion:** Councilman Tripp made a motion to conduct a special City Council Meeting on December 28, 2010 at 5:00 p.m. to hold a public hearing on the Darrell Nielsen et al., Annexation Petition, as revised and to consider at that meeting any issues associated with the annexation including zoning and other matters and to consider a final decision on the annexation. Councilman Colson seconded the motion. All voted in favor and the motion carried.

5. **Consideration of Resolution 2010-14, amending the Personnel Policies and Procedures Manual by revising the reoccurring work schedule for patrol officers and making other changes.**

**Motion:** Councilman Castagno made a motion to approve Resolution 2010-14 as presented. Councilman Johnson seconded the motion. All voted in favor and the motion carried.

6. **Appointment of Deputy City Recorder.**

Mayor Marshall indicated that Rachel Wright, the City Recorder was being deployed by the Air Force overseas for four months, commencing in February 2011. He requested that Christine Webb be appointed as a Deputy City Recorder to assist with the Recorder's duties while Rachel Wright was absent, which may cause her to work additional hours.

**Motion:** Councilman Johnson made a motion to authorize the appointment of Christine Webb to serve as Deputy City Recorder. Councilman Johnson seconded the motion. All voted in favor and the motion carried.

7. **Presentation and consideration of approving the 2009-2010 Independent Audit Report (Jensen and Keddington)**

Gary Keddington from the auditing firm of Jensen and Keddington was present and presented the independent audit for the 2009-2010 fiscal year of the City. He indicated that he was the partner in charge of this audit. He reviewed the audit process including the sampling and testing of transactions and controls. He reported that the audit was generally clean but he had some findings that he needed to report to the Council. He reviewed the findings with the Council and the City's responses thereto, which he indicated were appropriate. He also stated that the City had done a good job with the budget and expenditures and the City is improving its financial condition.

**Motion:** Councilman Tripp made a motion to approve the audit report. Councilman Vera seconded the motion. All voted in favor and the motion carried.

8. **Mayor and City Council Reports.**

Mayor Marshall reported that he had attended the TATC training luncheon. The presentation was on how to help an organization go from good to world class. He stated that the City Christmas party was well attended and was a success with the High School Choir providing the entertainment. He indicated that he had met with Sam Drown who is Darrell Nielsen's representative regarding zoning proposals for the property to be annexed. Mr. Drown requested that the City adopt a new mixed use zone and apply it to

some of the property adjacent to the current City boundaries. He reported that the County Commission had approved the interlocal agreement to establish a trail head on City property along West Street. He reported that the Tooele County Boundary Commission had been reorganized and that he would be attending their meeting this Thursday to report the City's action tonight in approving the revised annexation area. He indicated that he had met with Principal Keith Davis regarding a new youth court program for Grantsville. Mr. Davis had asked the City to provide the Council Chambers twice each month for the program. The Mayor indicated that he was willing to support the program. Mayor Marshall reported that he had attended the special Council of Governments meeting where the Mayors appointed Mark Whitney from Stockton and Kent Sagers from Vernon as the municipal members on the boundary commission. Mayor Marshall reviewed the Sutherland Institute's poor rating of the City's website. Mayor Marshall indicated that the City's website is being updated and that he would have welcomed the opportunity to address these issues with the Sutherland Institute, prior to their report being released. Mayor Marshall suggested that he would be working with staff to make several upgrades to the website, but questioned the Sutherland Institutes rating criteria as being arbitrary. Mayor Marshall stated that the Daughters of the Utah Pioneers have requested the opportunity to add an ADA ramp at the Clark Farm to support their lease of the basement area. The Council indicated that they did not object to this addition to the property provided it would be funded by DUP. The Mayor reported that a new state sponsored accounting and information system (COURIS) would be installed for the Justice Court early next year. He indicated that the state wants the City to implement a new cashiering system at the Court, but that the independent auditor had recommended against such a system. He stated that he wanted a state representative to meet with Gary Keddington to see if a resolution to this issue could be reached.

James Vera indicated that he had received a complaint that the City agendas were too complicated and he asked that if the agenda items could be simplified.

Tom Tripp indicated that he had received a citizen report that the intersection at Main Street and Quirk was poorly lighted and was a potential safety problem for pedestrians. He also reported that the Mosquito Abatement District would not be increasing its taxes this year and that it could reduce them next year. He reported about the new regulations with the use of pesticides and how it could affect the District's operations.

Mayor Marshall asked if anyone from the public had any comments or concerns to present to the Council. No comments were offered.

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**9. Personnel Matters and Strategy Session regarding Pending Litigation.**

**Motion:** Todd Castagno made a motion to go into a closed session to discuss personnel matters and to conduct a strategy session regarding pending litigation. The motion was seconded by James Vera. All voted in favor and the motion carried.

Mayor Marshall closed the meeting at 8:25 p.m.

**10. Open Meeting Reconvened.**

Tom Tripp made a motion to go out of the closed session and reconvene the regular City Council Meeting. The Motion was seconded by Mike Johnson. All voted in favor and the open meeting was reconvened at 9:29 p.m. by Mayor Marshall.

**11. Adjourn.**

**Motion:** Councilman Vera made a motion to adjourn. Councilman Colson seconded the motion. All voted in favor and the meeting officially was adjourned at 9:30 p.m.