

Approved

MINUTES OF THE REGULAR MEETIN OF THE GRANTSVILLE CITY COUNCIL, HELD ON MARCH 16, 2011, 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 and Council Members Present: Mayor Brent Marshall and Council Members Mike Colson, James Vera, Tom Tripp, Todd Castagno and Mike Johnson.

Appointed Officers and Employees Present: Attorney Ronald Elton and Deputy City Recorder Christine Webb.

Citizens and Guests Present: Kent Liddiard, Colleen Brunson, Scott Stice, Hollie Hendricks, Chris Baker, Rick Phelps, Trent Baker, June Castagno, Barbara Grygierczyk, Charlyn Warner, Lenna Lambert, Sheldon Riches and Marilyn Grua.

Mayor Marshall asked Mitchell Terrell to lead the Pledge of Allegiance.

Mayor Marshall indicated that the Youth Recognition Awards would be presented first and that the scheduled Public Hearings would take place immediately thereafter.

AGENDA:

1. Youth Recognition Awards. The following students were recognized for their accomplishments and were awarded certificates and gifts by the Mayor and City Council:

- Ivy Begay
- Jade Landis
- Mitchell Terrell
- Trevor Gardner
- Evan Drake
- Bailee Dodge
- Abby Silva
- Kelsi Davis
- Corey Scriven
- Seth Riches

2. PUBLIC HEARINGS:

- A. Proposed subdivision at 125 Liberty Landing (900 East State Road 138) to divide Lot #1 of Stansbury Shadows Subdivision into 3 lots (Stansbury Shadows Phase II PUD).

Mayor Marshall opened the public hearing at 7:21 p.m. for comment regarding the proposed subdivision at 125 Liberty Landing.

Councilman Castagno inquired if lots 201 and 202 would split the access road. Brad Phelps confirmed that the center line of the road is the dividing point of the two lots.

No other comments were offered and Mayor Marshall closed the public hearing.

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- B. Proposed amendment of Dolorosa Estancia PUD Subdivision to change its name, change all street names of the subdivision and to divide all of the one acre lots, increasing the total number of lots from 70 to 97.

Mayor Marshall opened the public hearing at 7:23 p.m. for comments regarding the proposed subdivision name change, street name changes and to divide all of the one acre lots. No comments were offered and the Mayor closed this public hearing.

- C. Proposed amendment to the General Plan, Street Master Plan component, by removing Koester and Picadilly Streets as collector roads and designating Vegas Street as a future collector road.

Mayor Marshall opened the public hearing at 7:23 p.m. to receive comments regarding the proposed amendment to the General Plan, Street Master Plan component. No comments were offered and the Mayor closed this public hearing. Mayor Marshall then indicated that he had meet with the City Engineer Craig Neeley, Zoning Administrator Shauna Kertamus, Planning Commissioner Colleen Brunson, Police Chief Dan Johnson, Public Works Director Joel Kertamus and Ron Elton to develop a proposal to upgrade the Street Master Plans. He indicated that this proposal would first be submitted to the Planning Commission.

Councilman Tripp explained that the City Council would not take any action on the public hearing items at this meeting, and that they would be on a future City Council Meeting agenda.

3. Summary Action Items:
- a. Approval of Minutes of the March 2, 2011 City Council Meeting and the March 9, 2011 City Council Special Meeting.
 - b. Approval of Business Licenses for Advantage Genealogy, Sandra Dee's Pet Spa and White Desert Paint & Supply.
 - c. Approval of Bills in the sum of \$116,985.40 (Invoices dated March 16, 2011.)
 - d. Personnel Matters (none).

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

4. Report from the Grantsville City Tree Committee.

Mayor Marshall explained that Gary Fawson had received the President's award from the Utah Community Forrest Council and International Society of Arboretum Culture for his distinguished service in leading the effort to have over 1200 trees planted in and around the community and for being instrumental in Grantsville obtaining the Arbor Day Foundation Tree City USA designation from 2004 to the present.

Gary Fawson explained the requirements for a City to be designated a Tree City USA. Mr. Fawson announced and introduced the Tree Committee for this year as follows: Jeff Goodsell, Liz Tripp, Kevin Meno, Mike Colson and Gary Fawson. Mr. Fawson indicated that the committee was working on several projects. The first is an Arbor Day project with the elementary schools, including an essay and/or poster contest. They are also working on the getting trees planted at the park near Eastmoor. They would also like to have trees planted on 800 East, which will also discourage traffic going through the area of the closed street. He said if there are any available funds left, the committee would like to replace trees that have died along Main Street or in bare areas. Gary recognized the Mayor for his assistance with the planting of 25 trees with an Eagle Scout Project at Lincoln Park. Mr. Fawson stated that one of the reasons that Grantsville has been designated as a Tree City USA is because the City has a tree ordinance. The Tree Committee also asked the City to approve a buy one tree, get one free tree program this year. He said the last time this program was offered was in 2009 and it cost the city about \$4,000.00.

Approved

The committee would like to plan for spring planting and to offer this tree program in April with the order deadline of April 22 and distribution on April 29.

Councilman Tripp expressed his concern about getting the information out in time for an April ordering deadline. Mr. Fawson stated that the Transcript has been good about getting the word out in previous years and that he would hang advertising banners on Main Street and place it on the marquee at City Hall. Mayor Marshall indicated that a flyer could be inserted with the next water bill.

Councilman Castagno questioned whether \$4,000 would be enough. Mr. Fawson stated that he thought it would due to the slowdown in new construction. Mayor Marshall pointed out that this program was not included in the current fiscal year budget and that the City would have to amend the budget to fund this program. Councilman Tripp stated that perhaps the expense could come from the Parks and Recreation budget.

Councilman Tripp asked for clarification of the buy one tree, get one free was for the park strip or just the front yard. Mr. Fawson stated that it was for the park strip or swale area. Councilman Castagno asked if there is any monitoring of compliance. Mr. Fawson stated that the program is based upon an honor system but most people have complied with the rules. Liz Tripp indicated that citizens can still purchase trees for other areas of their yards, but they must pay the full price, but even these trees are inexpensive compared to regular retail prices.

Motion: Councilman Castagno moved to fund the Grantsville City Tree Committee's buy one tree, get one free program with a limit of \$4,000, for the spring season, with an adjustment to the City's budget to be considered at a later date to accommodate this expenditure. The motion was seconded by Councilman James Vera. All voted in favor and the motion carried.

5. Fire Department request to purchase pagers.

Neil Bell, the Second Assistant Chief of the Grantsville City Fire Department addressed the Council. He stated that the Fire Department had been approved for a \$6,700 grant from Homeland Security to purchase 16 pagers and chargers. He indicated that the pagers needed to be purchased first and then the grant would reimburse the City. He asked the City to fund this purchase until the grant money is received, which would reimburse the City.

Motion: Councilman Tripp made a motion to approve a loan for the Fire Department to purchase 16 pagers and chargers on the condition that the City would be reimbursed when the grant money was received. Councilman Mike Johnson seconded the motion. All voted in favor and the motion carried.

6. Consideration of Resolution 2011-03, a resolution approving a Settlement Agreement and Release between Grantsville City, Tooele City Corporation, the Redevelopment Agency of Tooele City and the Town of Stockton in order to resolve pending litigation.

Mayor Marshall explained that by approving the settlement agreement and release, Grantsville would be able to build a library and that it would be paid for by the Tooele RDA at no cost to Grantsville City tax payers. The agreement was for a \$2,000,000 bond and \$100,000.00 cash to be paid by Tooele. He apologized for not being able to divulge information to the citizens or the Library Committee before the agreement was finalized. The Mayor stated that he and the City Council had previously met with Tooele's Mayor and City Council at the Fire Museum, on neutral ground, to discuss the possibility of settling the pending litigation. He indicated that there had been a great deal of support from the City Council.

Councilman Castagno expressed his appreciation to James Vera for his efforts to pursue this settlement.

Councilman Tripp pointed out that this is a settlement and as such it may not have been an ideal settlement and may not have been perfectly fair, but it was a settlement and allows the City to put this matter behind and move on.

Approved

Councilman Vera expressed his amazement that this contentious lawsuit was able to be worked out. He explained that he was told that nothing good could come from a meeting with Tooele, but that he was very impressed with those involved and he was very happy for the citizens of this valley. He stated that this settlement serves the mutual purposes of Grantsville City, Stockton and Tooele City.

Councilman Colson expressed his appreciation to the City Council and the Mayor of both Grantsville and Tooele for their efforts in putting the citizens first.

Motion: Councilman Vera made a motion to approve Resolution 2011-03. Councilman Colson seconded the motion. All voted in favor and the motion carried.

7. Consideration of Resolution No. 2011-04, a resolution approving a Settlement Agreement and Release between Grantsville City and the Town of Stockton in order to resolve pending litigation.

Mayor Marshall explained that Resolution 2011-04 was an agreement between Grantsville and Stockton. This agreement would authorize Grantsville City to pay Stockton \$40,000.00 out of the settlement Grantsville City will receive from Tooele. He indicated that it also included a release to Stockton from liability related to the bonding and construction of a Grantsville City library. The Mayor indicated that the offer was generally based upon the present value of the settlement, the expenses incurred by Grantsville and the populations of the respective communities.

Motion: Councilman Tom Tripp made a motion to approve Resolution No. 2011-04. The motion was seconded by Councilman Mike Johnson. All voted in favor and the motion carried.

8. Mayor and City Council Reports.

Mayor Marshall announced that a press conference would be held on March 17, 2011 at Mayor Dunlavy's office in Tooele in regards to the Settlement Agreement of the Depot Closure lawsuit. He reported on the Tooele County Caucus Meeting that he attended at the State Capitol. Mayor Marshall said he had met with Mike Jensen to start the planning and designs for a sprinkler system for the Eastside Park. The Mayor stated that he had met with Jacob Anderegg, the Northern Utah Director for Senator Mike Lee, to discuss issues affecting our community. Mr. Anderegg explained that he would relay the information and the Mayor should receive a letter back from Senator Lee. Mayor Marshall also met with Jennifer Somers, the Salt Lake Area Director for Congressman Rob Bishop, and he expressed similar concerns to those he had shared with Mr. Anderegg. The Mayor attended the Stockton Town Meeting to explain the settlement agreements with Tooele and to answer questions there. He indicated that Stockton was also meeting tonight to consider the settlement agreements. Mayor Marshall reported meeting with Craig Neeley, Shauna Kertamus, Joel Kertamus, Chief Dan Johnson, Attorney Ron Elton and Colleen Brunson to discuss the city's street plan and to include a new belt route around the outside of the community. A copy of the Flux Annexation was provided to Martie Leo, Grantsville's representative from Rocky Mountain Power and the Mayor inquired about the possibility of receiving a grant to move the power poles on Clark Street in front of the Housing Authorities Clark Cove Cottage project. Mayor Marshall met with a representative from Express Bill Pay to discuss their fees and he indicated he will meet with First Data to find out how their fees are charged and compare with other providers. He also met with Key Bank regarding their Merchant Services fees and Key Bank will check the compatibility their systems to the City's. Mayor Marshall is exploring the option of bundling the phone services through Qwest to lower the City's phone bill. He also indicated that a citizen had asked the City to consider an ordinance requiring them to pick up their garbage if a can tipped over. The Council did not indicate a desire to criminalize this conduct. The Mayor reminded the City Council that he will not be in attendance at the next Council Meeting.

Approved

Councilman Mike Colson inquired about the Easter Egg Hunt. It was indicated that the City had budgeted \$500.00 in support of this event, which was the same amount as last year. Councilman Colson stated the new lights at the baseball field are installed and are working well. He reported receiving complaints from citizens for being issued citations for stop sign violations.

Councilman James Vera announced that Richard and Mary Thornton had agreed to organize the City Fourth of July Flag Raising Ceremony and asked the Council if they had any ideas for the program.

Councilman Tom Tripp requested that the City work on sign enforcement. He said that he had also received complaints regarding traffic enforcement outside of Grantsville's City limits.

Councilman Mike Johnson indicated that he had received complaints regarding pot holes in City streets. Councilman Colson mentioned that there is large pot hole on Main Street turning into the parking lot of Heritage West Credit Union.

Barbara Grygierczyk expressed her gratitude to the Council for settling the litigation with Tooele and asked what the bond amount would be for a new library. Mayor Marshall stated that the bond would be for \$2 million.

Hollie Hendricks also expressed her thanks for the settlement and the prospects for a new library.

Adjourn.

Motion: Councilman Colson made a motion to adjourn. The motion was seconded by James Vera. All voted in favor and the meeting was adjourned at 8:16 p.m.