

Approved

**MINUTES OF THE REGULAR MEETING OF THE GRANTSVILLE CITY COUNCIL, HELD ON NOVEMBER 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, Tom Tripp, Mike Johnson, James Vera and Todd Castagno.

**Appointed Officers and Employees Present:** Attorney Ronald Elton and City Recorder Rachel Wright.

**Citizens and Guests Present:** Justin Wingfield, Sheldon Riches, Kent Liddiard, Lisa Christensen and Colleen Brunson.

Mayor Marshall asked City Attorney Ron Elton to lead the audience in the Pledge of Allegiance.

**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:

- Kelsey Davis
- Jessy Davis
- Steven Moulton
- Garrett McBride
- Veronica Ferreyra

**2. Summary Action Items:**

- a. Approval of Minutes of the November 2, 2011 City Council Meeting.
- b. Approval of Bills in the sum of \$213,640.04.
- c. Personnel Matters (none).

Councilman Tripp asked for a revision to the minutes in the Mayor and Council Update section regarding the hiring of a new City Attorney. He asked for it to include his comments that if the City is unable to hire an attorney that is qualified both as a prosecutor and a municipal attorney that the City may need to consider hiring two part-time attorneys with these specialties in order to cover each of these areas of responsibility.

Councilman Colson inquired about the Jensen and Keddington accounting bill. He asked how often the City pays for these kinds of services other than audit services. Mayor Marshall stated that with the new Clarity Accounting program Gary Keddington has been working on the bank reconciliations because he is familiar with the program where Finance Director Tom Hammond is not. Councilman Colson inquired why it is not able to be done in house. Mayor Marshall stated that Finance Director Tom Hammond does not have the time to do the bank reconciliation. He stated that the bank reconciliation has to be done to be able to accomplish the independent audit. Mayor Marshall stated that the bank

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reconciliation is time consuming and with the new Clarity program it has caused it to be even more time consuming.

**Motion:** Councilman Castagno made a motion to approve the summary action items with the minutes amended as requested by Councilman Tom Tripp. Councilman Colson seconded the motion. All voted in favor and the motion carried.

**3. Consideration of Concept Plan for Anderson Ranch Phase 4 Subdivision to create two lots at approximately 800 East 500 South (DBC Enterprises, LLC Applicant).**

Wells Cannon was present representing DBC Enterprises. He stated the concept plan was presented to the Planning Commission where they made some recommendations including revisions to the road layout. He stated that they have had a number of people expressing interest in larger lots for horses. Councilman Castagno inquired what the lot sizes are to the north of the proposed subdivision. Mr. Cannon stated they are half acre lots. Councilman Vera inquired about the intersection being configured at a 90 degree angle. Mr. Cannon stated that is what was recommended by the Planning Commission and they are planning to comply with this recommendation. Attorney Elton stated if the concept plan is approved by the Council it will then go back to the Planning Commission for further consideration which will eventually result in a Final Plat that will also need to be approved by the Council.

**Motion:** Councilman Tripp made a motion to approve the Concept Plan for Anderson Ranch Phase 4 Subdivision to create two lots at approximately 800 East 500 South. Councilman Johnson seconded the motion. All voted in favor and the motion carried.

**4. Canvas of Municipal General Election results.**

Mayor Marshall stated that the voting results submitted by the County Clerk were accurate, except that the percentages showing the number of people actually voting was not correct. He stated that the percentages will be corrected after the other election results have been canvassed. Councilman Tripp stated the date on the document was also incorrect. The results of the November municipal general election for City Council positions as submitted by the County Clerk are as follows:

- Neil Critchlow            650 Total Votes
- Mike Johnson            650 Total Votes
- Kent Liddiard            255 Total Votes
- Scott Stice                643 Total Votes
- Erik A. Stromberg        396 Total Votes
- Tom Tripp                 623 Total Votes

**Motion:** Councilman Vera made a motion to approve the General Election results for Grantsville City Council positions and to affirm the election results as follows: Neil Critchlow 660, Mike Johnson 650, Scott Stice 643, Tom Tripp 623, Erik Stromberg 396 and Kent Liddiard 225 with Neil Critchlow, Mike Johnson and Scott Stice being declared the winners of the election. Councilman Castagno seconded the motion. All voted in favor and the motion carried.

**5. Consideration of Ordinance No. 2011-28 an ordinance reenacting Chapter 13b or the Grantsville City Code by adopting revised licensing regulations for swap meets.**

Mayor Marshall stated the swap meet ordinance adopted earlier this year had an automatic expiration date of October 31, 2011. He stated the proposal was to reenact these regulations with a few changes, including changing the length of the license from one day to one calendar month, requiring the license to be displayed at the place of business and to provide for a new expiration date of October 31, 2012, at which time the ordinance will be reevaluated. Councilman Johnson stated the draft ordinance included the provisions that were discussed at a previous City Council meeting.

**Motion:** Councilman Johnson made a motion to approve Ordinance No. 2011-28 reenacting Chapter 13b of the Grantsville City Code by adopting revised licensing regulations for swap meets. Councilman Colson seconded the motion. All voted in favor and the motion carried.

**6. Consideration of agreements with Rocky Mountain Power to accommodate new library.**

Mayor Marshall stated that there are two different agreements to be considered. He stated that the first proposal is to have power located underground from the corner of Main Street and Bowery Street to the recreation center for a cost of \$29,355.00. He stated the other agreement is for electrical service for the new library. He stated that there are two options for this service. He stated option 1 is an upfront cost of \$12,809.31. He stated option 2 has an upfront cost of \$6,787.79 with a 60 month payment of \$119.66. He stated that option 2 will cost an extra \$1,158.00, but will be paid over 60 months. He recommended choosing option 1. Mayor Marshall also recommended approving the contracts, but holding them until the library bids come in to see if they could be funded from the bond proceeds. He stated that the money could also be taken out of the City's capital projects fund, which would require a budget adjustment. He stated the bids were good for 90 days before they need to be returned to Rocky Mountain Power. Councilman Castagno asked if the underground proposal was required for the library or was it more a consideration of aesthetics. Mayor Marshall remarked that the underground line was not required, but the other proposal was required for the library. Mayor Marshall stated that the City requires all new power lines to be placed underground and it wouldn't look good if the City didn't place this line underground. Councilman Johnson suggested approving the contracts, but continue working with Rocky Mountain Power to see if the City could get the costs down. Councilman Castagno stated that he thinks the cost needs to be worked into the library funding. Attorney Elton stated that Rocky Mountain Power would not allow the City to contract with another party to do this work. He stated that these costs were not included in the library construction proposal. Councilman Vera stated that he thinks that it is important to run the line underground. Councilman Tripp stated that the cost is significant versus keeping the lines overhead. Attorney Elton recommended approving the contracts, but wait to submit them to Rocky Mountain power until after the construction bids are received. Councilman Colson stated the problem is that Rocky Mountain Power does not have any competition and they usually do what they want.

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**Motion:** Councilman Tripp made a motion to approve the underground power installation contract as well as option 1 to pay the full cost upfront for the library electrical service project. He suggested that the Mayor continue working with Rocky Mountain Power to try to lower the bids and to wait to sign the contracts until after the library construction bids are received. Councilman Vera seconded the motion. All voted in favor and the motion carried.

**7. Consideration of holding a special City Council meeting December 15, 2011 at 6:00 p.m.**

Mayor Marshall stated that a special City Council meeting is being suggested for December 15<sup>th</sup> in order to accommodate a bond closing with the Community Impact Board which has been scheduled for December 19, 2011. He stated that the regular City Council meeting is scheduled for December 21<sup>st</sup>. He stated the Council can elect to hold a special meeting on December 15<sup>th</sup> and cancel the regular meeting on the 21<sup>st</sup> or hold both meetings.

**Motion:** Councilman Castagno made a motion to hold a special meeting on December 15, 2011 at 6:00 p.m. to consider the library bids and other regular agenda items and to cancel the regular meeting scheduled for December 21, 2011. Councilman Johnson seconded the motion. All voted in favor and the motion carried.

**8. Consideration of canceling the regular City Council meeting scheduled for December 21, 2011.**

See agenda item 7 above.

**9. Mayor and Council Reports.**

Mayor Marshall reported that he had participated in the Children's Justice Center's Black Tie and Blue Jean Fundraising Event. He stated that he met with several contractors bidding on the library about the timeline and awarding of the contract. He stated that he met with a property owner on the west side of the City about a large potential business project and the impact that it could have on his property. Mayor Marshall commented that the property owner indicated that he was in favor of the project. Mayor Marshall announced that he met with Senator Hatch's Regional Representatives about some of our local issues and how we could use their help. He stated that he attended the Excelsior Academy Veteran's Day celebration. He announced that he attended the 4H and FFA turkey banquet where he purchased a turkey which he gave to the senior citizen's center. He stated that he has been interviewing all week for the City Attorney position. He stated that he had met with UDOT about the Quirk Street intersection. He stated that they confirmed their position that it does not meet the criteria for a street light. He stated they did make some suggestions on how the intersection could be made safer. He stated that after an in-depth discussion it was decided that another study would be conducted adding Kearn Street to the numbers. He commented that they did agree to put a flashing light at the pedestrian crossing. Mayor Marshall stated that a library ground breaking date needs to be scheduled. The Council all agreed on December 23<sup>rd</sup> at noon.

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Councilman Tripp stated that the Mosquito Abatement annual budget hearing is scheduled for December 13, 2011 at 6:30 p.m. He commented that a reduction in the budget may be considered.

The Taco Man, Jose Ramos, was present and addressed the Council. He stated that the building where he is currently conducting business has been sold. He asked the Council to consider leasing him the City's concession stand on Race Street to prepare his food for sale at his mobile location on Main Street. Councilman Colson stated that the concession stand across from Grantsville High School is a better facility than the one by the rodeo grounds. Mayor Marshall stated that having the Taco Man rent the concession stand may help reduce vandalism. Mayor Marshall stated that he will meet with City Staff and the baseball president about leasing one of the Cherry Street concession stands to the Taco Man.

#### **10. Adjourn.**

**Motion:** Councilman Vera made a motion to adjourn. Councilman Colson seconded the motion. All voted in favor and meeting officially adjourned at 8:05 p.m.