

Approved

**MINUTES OF THE REGULAR MEETING OF THE GRANTSVILLE CITY COUNCIL, HELD ON MAY 6, 2015 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 Tom Tripp, Mike Colson, and Mike Johnson. Councilmen Scott Stice and Neil Critchlow participated by Facetime.

**Appointed Officers and Employees Present:** Kevin Turner, Morgan Swensen, Christine Webb, and Joel Linares.

**Citizens and Guests Present:** Eric & Susan Johnsen, Sheri Thompson, Kaleb Lamb, Caleb Banta, Parker Williams, Carson Didericksen, Connor Didericksen, Jay R. Didericksen, Zack Hale, Helen Riquelme, Brad & Laurie Hurst, Roger Hale, KennaRae Arave, Kent Liddiard, Hollie Hendricks, Belinda Butler, Karleen Capell, Tylor Capell, Steve Howe, Shaun Johnson, Penny Anderson, Anthony Mesler, Jewel Allen, and Brandon Johnson.

Mayor Marshall welcomed Scout Troop 1706 and asked Kaleb Lamb to lead the audience in the Pledge of Allegiance.

**AGENDA:**

- 1. Public Hearings:**
  - a. Proposed 2015-2016 tentative budget.**

Mayor Marshall opened the public hearing for comments. No comments were offered.

- 2. Public Comments.**

Brad Hurst stated he was here in support of a tiny bit more time as they talk about the Clark Farm purchase. He said a lot of things were taking place in the background in terms of this transaction. He is a proponent of taking a tiny bit more time because he thinks there is less urgency with the Wootton property cemetery extension. Mr. Hurst reminded everyone that they have around two years of donated sod at this point. He said they are willing to lay it just as soon as they can if that's the decision. He thinks they will not have a hard time finding more donations for sod. Mr. Hurst said this issue has been a little bit polarizing. He commented this issue has been hard and it's one that you lose patience with. He has had the opportunity to talk to most of the Councilmen and they've made some real strides. Mr. Hurst asked for their support to see this across the finish line. He commended the Council for working with him. He asked for more time. He said he realized some of the communications have gone by; some of the dates have not given them enough time. Councilman Johnson asked for clarification on the "tiny bit more time" requested. Mr. Hurst said he would suggest enough time to have a closed session to hammer out the details for a deal. He asked for more patience as we see this thing through. He said there are some compromises on the table they are aware of that are gaining support.

Mr. Hurst addressed those in attendance. He commented there is a lot of passion involved in this. He explained he has sat down with the Council Members and they are working very hard to resolve this. He said some of the comments flying around are not deserved. These guys are working diligently to help come to a resolution. He remarked on the communication on facebook and amongst the community. He stated these are our friends and neighbors. These guys are working hard to come to a resolution. Mr. Hurst stated there has been a thought that all of the things that happen at the Clark Farm and all the success has not been recognized by them, but they do recognize it. Mr. Hurst said every one of the Councilmen have told him how impressed they are and congratulated the volunteers for what they have done.

Hollie Hendricks, the Educational Specialist with the Davinci Academy, presented the Council with a thank you card. The Davinci Academy meets in the Library and they wanted to thank the Council for the opportunity to meet there. They hope to continue to be able to meet at the Library for their activities.

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

- a. Approval of Minutes from the April 22, 2015 Work Meeting and the April 22, 2015 City Council Meeting.
- b. Approval of Bills in the amount of \$175,903.87.

**Motion:** Councilman Tripp made a motion to approve the summary action items as presented. Councilman Johnson seconded the motion. The vote was as follows: Councilman Stice, "Aye", Councilman Critchlow, "Aye", Councilman Tripp, "Aye", Councilman Colson, "Aye", and Councilman Johnson, "Aye". The motion carried.

### **4. Presentation by JRCA Architects.**

Chief Turner introduced Jim Childs from JRCA Architects. He reported they have met and gone through a complete needs review, site master planning, and are here to present.

Mr. Childs explained the process they have gone through to assess needs. The project goals and objectives were determined to include the following: support daily policing operations, justice court facilities must convey a quiet dignity, present an appropriate public image, support community policing initiatives, provide appropriate security for staff and public, incorporate sustainable strategies, and appropriate use of citizen tax dollars. They have recommended space based on previous experience in developing plans for police facilities. They suggest a 13,000 ó 14,000 square foot building. The Court and Police Station can share some spaces. One advantage is the front area is very public. They have added a multi-purpose/community room. It can also be used as an EOC. There is a briefing room which can also be used as a jury room. Mr. Childs projected a budget of \$4,013,813. The construction cost subtotal is \$3,173,557. The architects suggest using the metal rec building for additional storage. This is a starting point. There are some other options. If the court option is removed (3,485 sq. ft.), the building will be around 10,000 sq. ft. That would drop the price about a million dollars. They can design it so a court could be added later as needed. The price estimate is \$2,954,012. Mayor Marshall stated for comparison: the Library is 13,000 sq. ft. and the Fire Department is 15,500 sq. ft. Mr. Childs explained they looked at three properties: North Clark Street, north of City Hall between the rec building and the open pavilion, and east of City Hall behind the ambulance station. Councilman Johnson asked

Chief Turner about the proximity of the new building to City Hall. Chief Turner answered he would prefer to have it closer to City Hall. Mr. Childs and the Council Members discussed location options.

## **5. Consideration of requests for donations.**

The City received four requests for donations. Attorney Linares asked stated they could table this and review the information at a Work Meeting.

Councilman Tripp stated there was not a request from the Old Folks Sociable. Finance Director, Sherrie Broadbent confirmed the Sociable is a line item in the budget. Councilman Stice asked how much we have donated to the Children's Justice Center. Mayor Marshall answered \$1,000.

## **6. Discussion of Lantern Fest.**

Spencer Humiston spoke to the City Council about having a lantern festival at Sea Base on August 2<sup>nd</sup>. He explained some of the other events his company puts on. The event is a family event with live music, small fires for making smores, and then when it gets dark they release the lanterns. The lantern is biodegradable. They float for about two to three minutes, travel about an eighth to a quarter of a mile and come down cold. Mr. Humiston said they like to have the fire department with a brush truck close just in case. They are able to raise about \$6,000 - \$8,000 to donate to a local charity. Mr. Humiston feels Sea Base is a perfect place for this event. He said they can provide letters of recommendation from other cities.

Fire Marshal, Kent Liddiard, asked if legislature outlawed these events. Mayor Marshall explained the legislation states that it is up to the municipality to approve or deny. Mr. Humiston said they like to work with the Fire Marshal. Penny Anderson is a property owner in the area. She asked how far the lanterns travel. Mr. Humiston said the fuel cell burns for about four minutes but they float for about three minutes. They have volunteers come out the next morning and comb the ground to clean up. The full moon is in August. They have put up so many of the lanterns; they have not had any problems. Ms. Anderson said she thinks the fire danger is going to be very high in August. Mr. Humiston said they give discretion to the Fire Marshal. If the Fire Marshal declares circumstances unsafe, they will not light the lanterns. Linda Nelson attended the event in Denver where there was dry grass and the fires in the lanterns had burned out before they landed. Mr. Humiston said they want to have a multi-year event rather than a one year event.

Councilman Stice said they work with the fire department but they managed to catch a cell phone tower on fire in Alaska. Mr. Humiston answered that they had discussed the cell phone tower prior to releasing the lanterns with the fire department. It was decided it shouldn't be an issue. Mr. Humiston stated they will never have an event with a tall structure on the property where they will release the lanterns. Councilman Critchlow asked if Linda Nelson was present and how it worked when they lit one. She stated they did not light one. She attended the event in Denver. Councilman Critchlow commented he would not like to have it during the summer, but winter would be safer. Attorney Linares stated this may be safer than the Burning Man Event. Councilman Critchlow said he would like to wait to vote on this and speak to other fire departments that have participated in this type of event. Councilman Colson asked about what kind of insurance they carry. Mr. Humiston reported they carry one million per incident, two million total, five hundred thousand dollars in structural damage, and any

overlapping insurance. He said they can up that as well, based on what is required by the City. Attorney Linares explained they would be required to file a SEPA. Mr. Humiston will provide the Council Members with contact information from the events in other cities.

## 7. Consideration of the sale of burial plots at the Clark Farm Cemetery.

Councilman Tripp stated we have made a proposal to sell twice and as a Council they came to a consensus of what we would do. He asked if they are not ready to do that. Councilman Colson answered he thought that is what the discussion is.

**Motion:** Councilman Tripp said let's go with the motion we made ten weeks ago and five weeks ago that if we didn't come to a conclusion, that we go ahead and start to sell plots. He proposed they hold to that agreement and that was his motion. Councilman Johnson seconded the motion.

Councilman Stice remarked he doesn't know if they are ready yet. He felt there was an interested buyer for the whole thing. Councilman Stice said it sounds like Brad Hurst has put in a lot of work. Councilman Stice suggested having a closed session and really talking about the issues as a Council with one or two representatives from the Clark Farm. Councilman Johnson asked about a time frame. He said we cannot let this go on for two more years. Councilman Tripp felt it would be counterproductive to meet without having an offer on the table. Councilman Colson would like to sit down with the Friends of the Clark Farm and discuss it. He would like to hear a concrete proposal. Councilman Tripp has no interest in selling the entire property. Councilman Johnson commented he would like to suggest developing practice fields at the north end of the property.

**Motion:** The motion was to sell burial plots on the Clark Farm. The vote was as follows: Councilman Tripp, "Aye", Councilman Stice, "Nay", Councilman Critchlow, "Nay", Councilman Johnson, "Aye", and Councilman Colson, "Nay". The motion failed.

Mayor Marshall proposed taking a two week hiatus and schedule a closed work meeting with three members of the Clark Farm. In the event that no compromise is reached, then you sell burial plots on the Clark Farm. Councilman Johnson added they could put the whole place up for sale to the public.

Councilman Tripp made a motion that in two weeks we receive a counter proposal with specificity from the Historic Clark Farm Friends and one week later we have a work meeting. Failing the proposal, then we'll move forward. Councilman Johnson suggested giving thirty days. Councilman Stice asked if that was a motion. Councilman Tripp answered no. It was the frame work for a motion.

**Motion:** Councilman Colson made a motion to meet with the Clark Farm representatives in two weeks in a closed session; they will provide the Council with a proposal beforehand to be discussed and then in the Council Meeting in four weeks, if there's no progress being made we will discuss the sale of burial plots. Councilman Critchlow seconded the motion. The vote was as follows: Councilman Tripp "Nay", Councilman Johnson "Nay", Councilman Stice "Aye", Councilman Critchlow "Aye", and Councilman Colson "Aye". The motion carried.

**8. Presentation of tentative 2015-2016 Grantsville City Budget by Mayor Marshall.**

Mayor Marshall presented the tentative budget. He stated the proposed budget is \$4.7 million dollars which is a 13% increase over last year's budget. He reviewed some of the planned projects.

**9. Adoption of tentative 2015-2016 Grantsville City Budget.**

**Motion:** Councilman Tripp made a motion to adopt the tentative 2015-2016 Grantsville City Budget. Councilman Colson seconded the motion. The vote was as follows: Councilman Stice, "Aye", Councilman Critchlow, "Aye", Councilman Tripp, "Aye", Councilman Colson, "Aye", and Councilman Johnson, "Aye". The motion carried.

**10. Consideration to set a date for public hearing for the adoption of the Grantsville City Annual Budget.**

**Motion:** Councilman Colson made a motion to set June 3, 2015 for a public hearing for the adoption of the Grantsville City Annual Budget. Councilman Johnson seconded the motion. The vote was as follows: Councilman Stice, "Aye", Councilman Critchlow, "Aye", Councilman Tripp, "Aye", Councilman Colson, "Aye", and Councilman Johnson, "Aye". The motion carried.

**11. Consideration to set a date for the adoption of the Grantsville City Budget.**

**Motion:** Councilman Tripp made a motion to set June 17, 2015 for the adoption of the Grantsville City Budget for 2015-2016. Councilman Colson seconded the motion. The vote was as follows: Councilman Stice, "Aye", Councilman Critchlow, "Aye", Councilman Tripp, "Aye", Councilman Colson, "Aye", and Councilman Johnson, "Aye". The motion carried.

**12. Discussion of the one year warranty bond for Heritage Grove Subdivision, Phase 1B for Todd Castagno.**

Mayor Marshall said in discussions with Todd Castagno we have learned that Kilgore does not bond. They warranty their work for one year. It is up to the Council to accept a letter stating they will warranty the labor and workmanship. Attorney Linares explained the difference between the warranty and the bond. Councilman Colson commented he does not think the City Council wants to set a precedence to accept a warranty letter in place of a warranty bond.

**Motion:** Councilman Tripp made a motion to decline the one year warranty and request a bond. Councilman Stice seconded the motion. The vote was as follows: Councilman Stice, "Aye", Councilman Critchlow, "Aye", Councilman Tripp, "Aye", Councilman Colson, "Aye", and Councilman Johnson, "Aye". The motion carried.

**13. Mayor and Council Reports.**

Mayor Marshall spoke with the conference of mayors. He met with Dr. Rogers to schedule an informational meeting with representatives from the Prison Relocation Commission at Grantsville High

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School. The Mayor presented trees to the fifth grade arbor day winners at both elementary schools. He attended a meeting with Clint Dilley from Epic Engineering, a safety meeting with City employees, the Tooele County Business Expo and the ribbon cutting ceremony for Airgas. Mayor Marshall and Councilman Colson attended the Tooele County Economic Development Board meeting.

Councilman Colson reported on the Tooele County Economic Development Board meeting and expressed his excitement.

Councilman Stice thanked Councilman Johnson and Councilman Tripp for their patience. Councilman Stice feels that we can resolve the Clark Farm issue and everyone will be happy when this is done. He stated he can see the end of the road from here.

Councilman Critchlow attended Baby Animal Days at the Clark Farm. He reported they had 2,000 people attend. Councilman Critchlow stated he was at the fire that burned Hickory Grill to the ground.

#### **14. Closed Session (Personnel, Real Estate, Imminent Litigation).**

There was no closed session.

#### **15. Adjourn.**

**Motion:** Councilman Stice made a motion to adjourn. Councilman Colson seconded the motion. The meeting was adjourned at 8:45 p.m.