

**TREMONTON CITY
CITY COUNCIL MEETING
June 2, 2009**

Members Present:

David Deakin
Roger Fridal
Lyle Holmgren
Jeff Reese
Byron Wood
Max Weese, Mayor
Shawn Warnke, City Manager
Darlene Hess, Recorder

CITY COUNCIL WORKSHOP

Mayor Weese called the June 2, 2009 City Council Workshop to order at 6:00 p.m. The meeting was held in the City Council Meeting Room at 102 South Tremont Street, Tremonton, Utah. Those in attendance were Mayor Weese, Councilmembers Deakin, Fridal, Holmgren, Reese, and Wood, City Manager Shawn Warnke, Police Chief David Nance, Zoning Administrator Steve Bench, Public Works Director Paul Fulgham, Recorder Darlene Hess. The Council reviewed the agenda and discussed the following items in detail.

- ▶ Mayor Weese informed the Council that the City is considering holding the City's Annual Summer Party at an Ogden Raptor's baseball game and offer food vouchers. The Council felt the employees would prefer being able to socialize, therefore, the Mayor said the annual party will be held at the Brigham City Pool as they have done for the past few years.
- ▶ Mayor Weese informed the Council that he had been approached by an individual who offered to post the Tremonton City sign located on I15 by the Bear River on his property at no charge. This location is across the Freeway West of the current location. Rocky Mountain Power is installing new power lines which will result in the need to change the height and possibly the location of the sign. Mayor Weese will pursue this matter further.
- ▶ Mayor Weese informed the Council he read in the newspaper that Bear River City may need to raise their property taxes to compensate for Fire Protection.
- ▶ The Council discussed an employee issue. Mayor Weese informed the Council that he had just received a letter from City Attorney, Dustin Ericson, regarding the matter. The Council discussed the need for City Policies to be followed and enforced.
- ▶ Mayor Weese said he had been asked by Lynette Sorensen if the City wanted to pay for an ad again this year in the "Miss Bear River Valley Pageant" book? The price of the ad will be \$80.00.

- ▶ Manager Warnke informed the Council that Finance Officer, Curtis Roberts asked that the Council schedule a Budget Workshop on Wednesday, June 10, 2009 at 5:30 p.m. to discuss the proposed 2010 Budget due to the fact that he will be here for another meeting on that date.
- ▶ Councilmember Fridal asked the Council if the City would like to give recognition to members of the Fire Department after 20 years of service? The council felt a certificate for recognition would be appropriate.

Meeting adjourned at 6:52 p.m.

CITY COUNCIL MEETING

Mayor Weese called the May 19, 2009 City Council Meeting to order at 7:00 p.m. The meeting was held in the Tremonton City Council Meeting Room at 102 South Tremont Street, Tremonton, Utah. Mayor Weese, Councilmembers Deakin, Fridal, Holmgren, Reese, Wood, Zoning Administrator Steve Bench, Police Chief David Nance, Public Works Director Paul Fulgham, Recreation Director Marc Christensen, and Recorder Darlene Hess were in attendance.

1. Opening Ceremony:

Mayor Weese informed the audience that he had received no written or oral request to participate in the Opening Ceremony. He asked anyone who may be offended by listening to a prayer to step out into the hall for this portion of the meeting. The prayer was given by Councilmember Deakin and the Pledge of Allegiance was led by Councilmember Holmgren.

2. Approval of agenda

Mayor Weese asked if there were any changes to the agenda? Councilmember Holmgren said the Library Board was not ready to discuss new appointments to the Library Board at this time, therefore, Item #7a: Consider appointment of Patty MacSparran and Jaeleen Munns to serve on the Library Board should be removed from the agenda.

Motion by Councilmember Fridal to approve the June 2, 2009 agenda with the deletion of Item #7a. Motion seconded by Councilmember Deakin. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

3. Approval of Minutes - May 19, 2009

Mayor Weese asked if there were any changes to the minutes? No comments were made.

Motion by Councilmember Reese to approve the minutes of May 19, 2009. Motion seconded by Councilmember Wood. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and

Councilmember Wood - aye. Motion approved.

4. Public Hearing

- a. To consider the proposed budget entitled “The Tremonton City Annual Implementation Budget 2009-2010 (General Fund, Enterprise Fund(s), Capital Funds, Special Funds, Special Improvement District #1)”, for the period commencing July 1, 2009 and ending June 30, 2010

Mayor Weese opened the Public Hearing at 7:07 p.m. with ten people in attendance.

Councilmember Wood said the Council had decided the new City Manager, Shawn Warnke, should be allowed more time to review the proposed budget. Councilmember Holmgren said more time would also allow the public to have time to respond on the proposed budget before it is approved.

Councilmember Fridal asked what was the final deadline for turning in the City Budget and who is it turned in to? Manager Warnke said the budget must be adopted by June 22, 2009 and it is turned into the State.

Mayor Weese asked the audience if they had any questions or comments on the proposed budget? No comments were made.

Mayor Weese said sales tax through May 2009 was a 0.3927 % increase above what it was last year at this time. Most other Cities have experienced a drop in sales tax. Mayor Weese asked Zoning Administrator Bench how many homes had been built so far this year. Administrator Bench said that 15 homes had been built. Last year at this time, 56 homes had been built. The usual average per year is 65.

Mayor Weese closed the Public Hearing at 7:10 p.m.

5. Introduction of guests

Mayor Weese welcomed new City Manager, Shawn Warnke, and his wife and daughter to the City and asked him if he wanted to make any comments.

Manager Warnke told the Council and audience that it was a pleasure to be here and he is happy to be in Tremonton. He said he had received his education in Land Use at the University of Utah with a Bachelors Degree in Urban Planning. He received his Master's Degree at BYU in Public Administration. Manager Warnke told the Council that he worked for a time at Eagle Mountain in Norther Utah County and then in Grand County in Moab, Utah. There are two National Parks in Grand County; however, he has found that this part of the state is just as beautiful. Manager Warnke said that he appreciated the welcome he has received and looks forward to working with the people of the community and the City Council. Manager Warnke began working for the City May 28, 2009

6. Request(s) to be on the agenda:

a. Property insurance - Gary Huber

Gary Huber from Huber Insurance Agency asked the Council if they would consider allowing bids for the City's property insurance? He said he has made a proposal for the City and feels he can give the City a significant savings on the City's property insurance coverage with a three-year rate guarantee. This will basically be for fire insurance and extended coverage. Mayor Weese asked what is considered property insurance? Mr. Huber said it is the City's real property.

Recorder Hess told Mr. Huber that the City's property insurance premium is due July 1, 2009 and the City usually pays that premium a month in advance. The other insurance premiums are due earlier in the fiscal year. That is the reason that Manager Woodworth told him earlier that the City will put out for bid on insurance in January of next year.

Mr. Huber said he had approached the City more than two months ago asking for insurance bid specs and was told no specs were available, however, to go ahead and put together a proposal. Mr. Huber has several companies that could cover the City's insurance needs. Mr. Huber asked if the City would consider setting up bid specs for bids on a regular basis.

The Council said they would like to hear the insurance proposal from the Utah Local Governments Trust before making any decisions.

b. Property insurance - ULGT

Steven Hansen Associate Executive Director from the Utah Local Governments Trust, introduced their Account Executive Josh McKell, and Risk Manager Jason Watterson. Mr. Hansen said the Trust has covered the City's General Liability Insurance for the past 21 years, the City's Workmen's Compensation Insurance for the past six years, and the Property Insurance for the past eight to nine years. The Trust is a pool owned by the members. The rates are set as a group where the Trust purchases a master policy. The Trust insures 87% of all Utah municipalities.

Mr. Hansen said property insurance rates are down at the Trust. When rates are down, the surplus is passed onto the members. Mr. Watterson said the City needs to focus on risk management. The Trust has a team of service managers to help the City avoid losses. The Trust inspects and audits the City's facilities and checks operations on a regular basis to see if adjustments need to be made. They also inspect new equipment for proper coverage. The Trust provides on-site and regional training for the City. Mr. Hansen said when the City evaluates insurance proposals they should

look at what is behind each policy to find out what the City will receive and what each policy covers. Bid specs and proposals take time to be put together properly.

The Council felt the City should open bids to all interested businesses. The Council agreed that they should compare and look at what Mr. Huber has put together. Mr. Huber said he was not comfortable with showing his proposal to the City if they were not going to consider accepting his services. Mr. Huber said that he and his colleagues have already visited the City to review the real property, and they would continue to evaluate and inspect the City's risk management needs if selected as the insurance carrier.

Councilmember Wood commented that in the years the City had been with the ULGT, he feels sure that Manager Woodworth had reviewed insurance costs.

Manager Warnke said the City should be responsible by accepting bids, however, there is not sufficient time to put together bid specs for all interested parties. The bid proposals should go through all proper channels.

Councilmember Reese declared a conflict of interest and left the podium.

Motion by Councilmember Deakin to put all of the City's future insurance policies out for bid on a regular basis and to review this proposal in two weeks with no contingencies. Further discussion followed on it not being proper to review Mr. Huber's proposal without it being considered. Councilmember Deakin restated his motion to be:

Motion by Councilmember Deakin to put all of the city's future Insurance Policies out for bid on a regular basis. Motion seconded by Councilmember Wood. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, and Councilmember Wood - aye. Councilmember Reese declared a conflict of interest. Motion approved.

Councilmember Reese returned to the podium.

7. New Council Business:

- a. Consider appointment of Patty MacSparran and Jaeleen Munns to serve on the Library Board

This item was deleted from the agenda.

- b. Consider appointment of Bob Anderson to serve on the Planning Commission

Councilmember Deakin informed the Council that Bob Anderson had previously served on the City's Appeals Board and had agreed to serve on the Planning

Commission Board. The Commission still has one more vacant seat to fill.

Motion by Councilmember Deakin to appoint Bob Anderson to a three-year term on the City's Planning Commission Board. Motion seconded by Councilmember Holmgren. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

- c. Consider Resolution 09-20 providing authority to execute the Young Electric Sign Company Maintenance Agreement with Tremonton City

Mayor Weese informed the Council that this is a contract the City has had with Young Electric Sign Company for maintenance on the Tremonton City signs. Councilmember Weese asked if it would be less expensive to hire a local business to maintain these signs. The City could try a local business for one year on a trial basis. Director Fulgham said he has to call the sign company whenever a repair or replacement is needed. The City has a lift truck that could be used to replace light bulbs.

Motion by Councilmember Wood to discontinue the sign agreement with Young Electric Sign Company. Motion seconded by Councilmember Deakin. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

- d. Consider Resolution 09-21 approving an Animal Control Services Agreement between Brigham City and Tremonton City

Chief Nance said this is basically an agreement contract the City has with Brigham City for backup if the City's animal shelter shuts down. This has never been used. The City's shelter houses animals 80% to 90% of the time. The City also receives a few requests for adoptions from the shelter. The department is in the process of posting pictures of animals in the shelter for adoption.

Motion by Councilmember Reese to approve Resolution 09-21 approving an Animal Control Services Agreement between Brigham City and Tremonton City. Motion seconded by Councilmember Fridal. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

- e. Consider Resolution 09-22 adopting the proposed budget entitled "The Tremonton City Annual Implementation Budget 2009-2010 (General Fund, Enterprise Fund(s), Capital Fund(s), Special Funds, Special Improvement District #1)", for the period commencing July 1, 2009 and ending June 30, 2010

The Council decided in the Public Hearing to table this item to allow the new City Manager time to review the proposed budget along with giving time for the public to respond.

Motion by Councilmember Deakin to table this item for two weeks and have it put on the June 16, 2009 City Council Agenda. Motion seconded by Councilmember Wood. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

- f. Consider Resolution 09-23 approving the form of the Equipment Lease Agreement with Zions First National Bank, Salt Lake City, Utah. Finding that it is in the best interest of Tremonton City to enter into said Agreement, and authorizing the execution and delivery thereof

Mayor Weese said this is the purchase of the new vehicle for the Police Department to replace the vehicle that had the engine blow up.

Motion by Councilmember Fridal to approve Resolution 09-23 approving the form of the Equipment Lease Agreement with Zions First National Bank, Salt Lake City, Utah. Finding that it is in the best interest of Tremonton City to enter into said Agreement, and authorizing the execution and delivery thereof. Motion seconded by Councilmember Reese. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

- g. Bid for 2004 Crown Victoria Ford - Police Department Vehicle

Mayor Weese informed the Council that the City had received only one bid for this vehicle in the amount of \$300.00.

Motion by Councilmember Reese to accept the bid of \$300 for the 2004 Crown Victoria Ford - Police Department Vehicle. Motion seconded by Councilmember Holmgren. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

8. Comments:

- a. Administration/City Manager Advise and Consent

- 1) Skate Park Issues

Mayor Weese informed the Council that Parks and Recreation employee, Lynn Green, is having a problem with excessive trash at the Skate Park. People using the

park leave trash of all kinds and refuse to comply with his requests to clean up the debris they leave. Mr. Green asked if the City would consider adopting an ordinance to restrict littering and smoking at the Skate Park. Installing a fence would be the ideal solution so the park could be locked up when the rules are misused or ignored. The average age of those using the park is anywhere from grade school age up to 28 years of age.

Most of the people using the facility now do not respect the grounds. There are some who do pickup after themselves as well as pick up trash left by others. The restrooms at the neighboring Golf Course are also being trashed and vandalized by people going through the Golf Course fence. The cost of fencing this park would be approximately \$3,000.

Chief Nance informed the Council that his Department has issued several Public Urination Tickets. Smoking is another problem at the park. Chief Nance said he feels the City needs to adopt an ordinance prohibiting smoking at all City parks. The City could also install cameras at the park which would be another expense to the City.

Mayor Weese suggested having Mr. Green leave the trash for the next week so the local newspaper could come and take pictures to run in the paper where residents can see the actual problem. A newspaper ad announcing the possibility of a temporary closure of the park would be included with the pictures. Mayor Weese thanked Mr. Green for his concern for the City parks.

Jean Richer from the audience asked about contacting the parents of the children abusing the park? She was informed that most of these parents don't care either.

Nancy Fuller from the Ogden Standard Newspaper said she has heard groups of Boys Scouts say they don't even want to go to this park because of the trash and bad crowd that is usually there.

Director Fulgham informed the Council of the need for disclaimer signs at the Jeannie Stevens Park where residents use the parking lot as a park-and-ride. There have been incidents where residents have parked illegally and received damage to their vehicles. The City needs to post signs saying the City is not responsible for any damage done to vehicles parked in the parking lots. During the winter it is difficult to remove snow from the parking lot when cars are parked there all day and night, then people complain about not being able to get in and out of the lot. Some sort of ordinance should be written to address this problem as well. The City does try to remove snow in the parking lots whenever possible.

b. Council Reports:

Councilmember Deakin thanked Mayor Weese for helping the City during the

absence of the City Manager.

Councilmember Wood welcomed City Manager Warnke and wished him the best in his new position.

Councilmember Fridal said he felt that Manager Warnke would be a great asset to the City. Councilmember Fridal also reported that the City Cemetery look beautiful on Memorial Day and the crew responsible should be thanked.

Councilmember Holmgren said he agreed with the other Councilmembers and was excited to have Manager Warnke with the City. Councilmember Holmgren wanted to publically thank Marsha Fuhriman and Jennifer Francom for planting the flowers at the City Library.

Councilmember Holmgren informed the Council that the new statue at the Library had a piece broken off and the City will get this fixed. People should be more respectful of City property.

Councilmember Holmgren reported that on June 4, 2009 the Library will hold the first Annual Summer Reading Kick-off to promote summer reading at the Library.

Mayor Weese reported that the City had received a letter last year complimenting the City for how beautiful the cemetery was. The crew does a great job!

Recreation Director, Marc Christensen, informed the Council that the City has received free tickets to an Ogden Raptors Baseball Game on July 23, 2009. Little League ball players attending will be invited to line up on the infield during the National Anthem and welcome in the Raptors into the field. This activity will be the kick-off to Tremonton City Days which will be held Saturday, July 25, 2009. An announcement about Tremonton City Days will be made at the ball game. Tickets to the ball game are free and a \$6.00 voucher for a hot dog, chips, drink, and cookie can be picked up at the City Office.

9. Public Comments:

Jean Richer asked the Council why they did not address Item # 7a? Mayor Weese informed Ms. Richer that Item #7a had been deleted from the agenda.

10. Adjournment:

Motion by Councilmember Wood to adjourn the meeting. Motion seconded by Councilmember Deakin. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved. The meeting adjourned at 8:31 p.m.

The undersigned duly acting and appointed Recorder for Tremonton City Corporation hereby certifies that the foregoing is a true and correct copy of the minutes for the City Council Meeting held on the above referenced date. Minutes were taken by Shirley Colvin.

Dated this _____ day of _____, 2009.

Darlene Hess, Recorder